

CITY OF ENNIS COMMISSION REGULAR MEETING

OCTOBER 6, 2014

7:00 P.M.

Mayor Thomas called the meeting to order at 7:02 p.m. on October 6, 2014, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Hackney, Walker, Searcy, and Holley, City Manager Ewings, City Attorney Wilson, ED Coordinator Nelson, Chief Building Official Richardson, City Secretary Batchler, and News Media.

Commissioners Salik and Frazier were not in attendance.

INVOCATION: Commissioner Searcy

PLEDGE OF ALLEGIANCE was led by Mayor Thomas.

ROLL CALL to determine the presence of a quorum: The City Secretary called the roll and determined that a quorum was present.

MINUTES

Minutes of the September 15, 2014, workshop were approved as presented on a motion by Commissioner Searcy and seconded by Commissioner Holley with all members present voting AYE. Minutes of the September 15, 2014, regular meeting were approved as presented on a motion by Commissioner Searcy and seconded by Commissioner Walker with all members present voting AYE. 5-AYES, 0-NOES Measures carried.

FIRST READINGS

ORDINANCE 14-10-01

AN ORDINANCE OF THE CITY OF ENNIS, ELLIS COUNTY, TEXAS AMENDING THE COMPREHENSIVE ZONING ORDINANCE SO AS TO CHANGE THE ZONING OF PROPERTY LOCATED AT 2400-2406 NORTH PRESTON FROM "LI", "IPD", AND "R7" TO "M2" HEAVY MANUFACTURING; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

The owner has requested a zoning change for tract or parcel of land situated in the City of Ennis, Ellis County, Texas and being part of the Claiborne Garrett Survey Abstract 383, and also being Tract One, Two, Four, Five, Seven, Eight, Nine, Ten and Tract One of Tract Six conveyed to Fallen Family Partnership by deed recorded in Volume 2485 Page 512 of the Official Public Records of Ellis County, Texas and being known as (5.7469 Acres) 2400-2406 North Preston St. and Tract Two of Tract Six conveyed to Fallen Family Partnership by deed recorded in

Volume 2485 Page 512 of the Official Public Records of Ellis County, Texas and being known as (11.009 Acres) 2400 North Preston St. Requested by Steve Fallen and Represented by Steve Fallen on behalf of the Fallen Family Partnership. Mayor Thomas opened the public hearing at 7:05 p.m. and requested public comment. There was none and the Mayor closed the public hearing at 7:06 p.m. Commissioner Walker moved to Pass, Approve, and Adopt Ordinance 14-10-01 on first reading amending the Comprehensive Zoning Ordinance changing the parcels zoning to “M-2” Heavy Manufacturing District. Commissioner Searcy seconded and all members in attendance voted AYE. 5-AYES, 0-NOES Measure carried.

#### ORDINANCE 14-10-02

AN ORDINANCE OF THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE CHANGING THE ZONING OF PROPERTY LOCATED AT 1600 LAKE BARDWELL DRIVE FROM “INPD” TO “A2PD”; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE

The property owner has requested rezoning of a tract or parcel of land out of the Mary Langford Survey, Abstract No. 638, Ellis County Texas and being a part of the Covenant Addition, an Addition of the City of Ennis, Ellis County Texas, according to the plat thereof recorded in Cabinet E, Page 40, Map Records, Ellis County, Texas and being known as (2.2797 Acres) 1600 Lake Bardwell Dr. Requested by Timber Oaks LLC. Mayor Thomas opened the public hearing at 7:07 p.m. and requested public comment. There was none and the public hearing was closed at 7:08 p.m. Commissioner Holley moved to Pass, Approve, and Adopt on first reading Ordinance 14-10-02 amending the Comprehensive Zoning Ordinance to change the parcel to “A-2-PD” Dwelling District (Medium Density Multi-Family Planned Development). Commissioner Searcy seconded and all members in attendance voted AYE. 5-AYES, 0-NOES Measure carried.

#### SECOND READINGS

#### ORDINANCE 14-09-10

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, AMENDING ORDINANCE 04-07-05, SECTION 11-106, ITEM B “GENERAL REQUIREMENTS”, SECTION 3.a.1.a. “EXEMPTIONS” RELATED TO MASONRY REQUIREMENTS FOR ACCESSORY BUILDINGS; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PUBLIC HEARING; PROVIDING AN EFFECTIVE DATE.

City Manager Ewings stated that this is a proposal to remove the requirement for masonry siding on accessory structures on residential lots. It does require that they be placed in the rear half of the lot to provide screening. The Planning and Zoning Commission has reviewed and recommends approval. No changes since the first reading

Commissioner Hackney moved to Pass, Approve, and Adopt Ordinance 14-09-10 amending Section 11-106 of the Zoning Ordinance 04-07-05 Residential Exterior Construction Requirements and Standards with regards to (B) General Requirements Item (3) – Exemption for

Accessory Buildings on second and final reading. Commissioner Holley seconded. All members in attendance voted AYE. 5-AYES, 0-NOES Motion carried.

#### ORDINANCE 14-09-11

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, AMENDING ORDINANCE 07-11-05, ARTICLE 1, SECTION 8 "GENERAL SIGN REQUIREMENTS" PERMITTING THE USE OF FLEXIBLE SIGN MATERIALS AND VINYL LETTERING; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PUBLIC HEARING; PROVIDING AN EFFECTIVE DATE.

The proposal will allow alternate materials such as flex face and vinyl lettering for signs. The property owners must maintain. The intent is to recognize advances in materials and styles of signs since adoption of Ordinance 07-11-05. Planning and Zoning Commission recommends the amendments. No changes since the first reading

Commissioner Holley moved to Pass, Approve and Adopt on second and final reading Ordinance 14-09-11 amending Ordinance 07-11-05, Article 1, Section 8, "General Sign Requirements with regard to approved materials used. Commissioner Walker seconded. All members in attendance voted AYE. 5-AYES, 0-NOES Motion carried.

#### NEW BUSINESS

PUBLIC FACILITIES USE PERMIT: Commissioner Walker moved to grant the Public Facilities Use Permit to Ennis Chamber of Commerce Christmas Parade of Lights and Lights of Ennis Committee Block Party December 4, 2014. Commissioner Searcy seconded and all members in attendance voted AYE. 5-AYES, 0-NOES Measure carried.

#### RESOLUTION 14-10-03

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER AND/OR ANY DESIGNATED CITY REPRESENTATIVE TO PURCHASE MISCELLANEOUS UTILITY AND STREET MATERIALS FROM APPROVED BIDDERS DURING FY 2014-2015; DECLARING AN EFFECTIVE DATE.

Commissioner Hackney moved to Pass and Approve Resolution 14-10-03 authorizing purchase of utility and street materials from approved bidders during FY 2014-2015. Commissioner Searcy seconded and all members in attendance voted AYE. 5-AYES, 0-NOES Measure carried. (bid tabulations attached)

#### OLD BUSINESS

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS:

No action taken on this agenda item.

REQUEST FROM CITY COMMISSION AND ROUNDTABLE:

Commissioner Hackney took the opportunity to thank the members of the building department for taking care of keeping the front of a building looking nice. Commissioner Walker inquired as to how many Comprehensive Plan Surveys have been returned. City Manager Ewings stated that approximately a thousand had been returned. Commissioner Searcy urged the city to promote development of the north end of town near Crisp Pike Road and revisited the problem of speeding in the area. Commissioner Holley complimented the ED Coordinator and City Manager for the informative workshop. He also expressed his concern and his constitutes concern of the returning of the Comprehensive Study Surveys directly to the city. He suggested that in the future surveys should be returned to the firm conducting the survey for the city.

With no further business, Mayor Thomas adjourned the meeting at 7:20 p.m.

ATTEST:

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Russell R. Thomas, Mayor

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Donna Batchler, City Secretary

