

CITY OF ENNIS COMMISSION REGULAR MEETING

JANUARY 20, 2015

7:00 P.M.

Mayor Thomas called the meeting to order at 7:00 p.m. on January 20, 2015, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Salik, Hackney, Walker, Searcy and Holley, City Manager Ewings, City Attorney Wilson, Chief Erisman, City Secretary Batchler, Director of Finance Welch, Chief Aycock and ED Coordinator Nelson.

Commissioner Frazier was not in attendance.

INVOCATION: Commissioner Holley

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 January 5, 2015, workshop were approved as presented on a motion by Commissioner Searcy and seconded by Commissioner Hackney with all members present voting AYE. Minutes of the January 5, 2015, regular meeting were approved as presented on a motion by Commissioner Searcy. Seconded by Commissioner Holley with all members present voting AYE. 6-AYES, 0-NOES Measures carried.

SECOND READINGS

ORDINANCE 15-01-01

AN ORDINANCE GRANTING TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC POWER FRANCHISE TO USE THE PRESENT AND FUTURE STREETS, ALLEYS, HIGHWAYS, PUBLIC UTILITY EASEMENTS, PUBLIC WAYS AND PUBLIC PROPERTY OF THE CITY OF ENNIS, TEXAS, PROVIDING FOR COMPENSATION THEREFOR, PROVIDING FOR AN EFFECTIVE DATE AND A TERM OF SAID FRANCHISE, PROVIDING FOR WRITTEN ACCEPTANCE OF THIS FRANCHISE, PROVIDING FOR THE REPEAL OF ALL EXISTING FRANCHISE ORDINANCES TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS PREDECESSORS AND ASSIGNS, AND FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC.

The current agreement with Oncor Electric Delivery Company, LLC expires February 2015. The general terms of the agreement remain the same and the agreement is a standard franchise utilized by

most cities. Commissioner Walker moved to Pass, Approve and Adopt the Ordinance approving the agreement on second and final reading. Commissioner Holley seconded and the members in attendance voted AYE. 6-AYES, 0-NOES Measure carried.

ORDINANCE 15-01-02

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, ABANDONING CERTAIN UNIMPROVED PUBLIC RIGHT-OF-WAY SITUATED IN THE T.M. ROWE SURVEY, ABSTRACT NO. 890, IN THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, AND BEING 1.509 ACRES.

Ennis Steel is requesting abandonment of unimproved right-of-way that crosses a portion of the company's property to enable future site improvements. The city will retain an easement for drainage or utility services for adjacent properties. Commissioner Hackney moved to Pass, Approve and Adopt on second and final reading. Commissioner Walker seconded with all members in attendance voting AYE. 6-AYES, 0-NOES Measure carried.

NEW BUSINESS

RESOLUTION 15-01-06

A RESOLUTION OF THE CITY OF ENNIS, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE

Ennis Independent School District, for itself and the use and benefit of Ellis County and the City of Ennis acquired title to a certain tract of real estate on South Smith Street at a Sheriff's sale held on the 3rd day of June, 2014, in Cause No. 18,389-TX Ennis ISD vs. Paula Denise Hughes. Commissioner Hackney moved to approve the resolution accepting the bid. Commissioner Holley seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Measure carried.

RESOLUTION 15-01-07

A RESOLUTION OF THE CITY OF ENNIS, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE

Ennis Independent School District, for itself and the use and benefit of Ellis County and the City of Ennis acquired title to a certain tract of real estate on North Breckenridge Street at a Sheriff's sale held on the 3rd day of June, 2014, in Cause No. 13,409-TX Ennis ISD vs. Est. of Rosie Williams. Commissioner Hackney moved to approved the resolution accepting the bid. Commissioner Salik seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Measure carried.

RESOLUTION 15-01-08

A RESOLUTION OF THE CITY OF ENNIS, AUTHORIZING THE CITY OF ENNIS TO APPLY FOR FUNDINGS FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY UNDER THE FY 2015-2016 STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT PROGRAM.

The Fire Department is seeking a grant that will fund up to three firefighter positions for a period of two years. Funding is provided by FEMA and will make up to \$450,000 available for each year of the grant. The City will be responsible for the cost beginning in FY 2017-2018. Commissioner Walker moved to adopt the resolution authorizing the city to apply for funding. Commissioner Salik seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Measure carried.

RESOLUTION 15-01-09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE FINAL PAYMENT IN THE AMOUNT OF \$131,390.45 UNDER THE HISTORIC PRESERVATION GRANT PROGRAM FOR PROPERTY IMPROVEMENTS AT 101 SOUTH DALLAS STREET.

Construction has been completed and the building is occupied. Commissioner Holley moved to adopt the resolution authorizing the final payment under the Historic Preservation Grant Program on 101 S. Dallas Street. Commissioner Salik seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Measure carried

RESOLUTION 15-01-10

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING A GRANT IN THE AMOUNT OF \$4,060.76 UNDER THE HISTORIC PRESERVATION GRANT PROGRAM FOR PROPERTY IMPROVEMENTS AT 108 WEST ENNIS AVENUE.

Property owner is seeking to make improvements to the roof of the structure located at 108 W. Ennis Avenue. Grant funding will equal 22 percent of the project cost based on the recently modified Historic Preservation Grant Program. The EEDC Directors recommend approval. Commissioner Hackney moved to approve the resolution authorizing the grant in the amount of \$4,060.76 for the property at 108 W. Ennis Ave. Commissioner Walker seconded and all members present voted AYE. 6-AYES, 0-NOES Measure carried.

RESOLUTION 15-01-11

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING A GRANT IN THE AMOUNT OF \$174,860.40 UNDER THE HISTORIC PRESERVATION GRANT PROGRAM FOR PROPERTY IMPROVEMENTS AT 218 WEST ENNIS AVENUE.

Property owner has applied for grant funding under the previous program policy and is eligible for a grant equal to 33 percent of the cost of improvements. The EEDC Directors recommend approval. Commissioner Walker moved to adopt the resolution authorizing a grant in the amount of \$174,860.40 for the property located at 218 W. Ennis Ave. Commissioner Salik seconded and all members present voted AYE. 6-AYE, 0-NOES Measure carried.

RESOLUTION 15-01-12

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS FOR CHANGE ORDER NO. 2 WITH PAVECON, INC., IN THE AMOUNT OF \$443,553.67 FOR ADDITIONAL STREET IMPROVEMENTS UNDER THE 2014 STREET BOND PROGRAM.

Funds that were not used during the 2014 Street Project are available to complete additional work. Commissioner Holley moved to adopt the resolution authorizing Change Order No. 2 with Pavecon, Inc. in the amount of \$443,553.67 to add additional street improvements under the 2014 Street Bond Program. Commissioner Salik seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Measure carried.

OLD BUSINESS

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS:

Mayor Thomas stated that Zoning Board of Adjustments Member Cox resigned. The Mayor recommended appointing Bradley Tyner to fill the position until the term expiration of August 1, 2016. Commissioner Salik moved to confirm the appointment and Commissioner Walker seconded. All members in attendance voted AYE. 6-AYES, 0-NOES Motion carried.

EXECUTIVE SESSION

Pursuant to the Texas Government Code, Ann. §551.074 (Texas Open Meetings Act-“Personnel Matters”) – appointment of a Municipal Court Judge.

The Mayor adjourned the open session into Executive Session at 7:10 p.m. on the 20th day of

January, 2015, to discuss the appointment of a Municipal Court Judge.

RECONVENE INTO OPEN SESSION

Mayor Thomas stated that the City Commission has completed its Executive Session at 7:19 p.m. and has reconvened into Open Session at 7:20 p.m. on the 20th day of January, 2015.

Commissioner Salik moved to appoint Donald R. Stout as Municipal Court Judge. Commissioner Holley seconded and all members in attendance voted AYE. 6-AYES, 0-NOES Motion carried.

REQUEST FROM CITY COMMISSION AND ROUNDTABLE:

Commissioner Holley requested an update on the budget. City Manager Ewing stated that the goal now that we are fully staffed in finance is to close out December. The first quarter should be completed and the report will be presented in early February. Commissioner Searcy passed on information about street repairs to Denton Street to the City Manager. Commissioner Searcy noted that there are appointments of the Arts Commission that will expire in February and she would like to suggest candidates to fill some of the positions. Mayor Thomas requested that Commissioner Searcy forward the names to him. Commissioner Walker expressed his appreciation to the City Commission for allowing the Championship Parade, to the city staff for all their hard work, and especially citing Street Superintendent Knight's participation. Commissioner Hackney asked again to set a date for a workshop to discuss our long term capital outlay for the projects coming up.

With no further business, Mayor Thomas adjourned the meeting at 7:22 p.m.

ATTEST:

Russell R. Thomas, Mayor

Donna Batchler, City Secretary

