

CITY OF ENNIS COMMISSION REGULAR MEETING

APRIL 6, 2015

7:00 P.M.

Mayor Thomas called the meeting to order at 7:00 p.m. on April 6, 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, Frazier, Hackney, Walker, Searcy, and Holley, City Manager Ewings, City Attorney Wilson, Chief Erisman, City Secretary Batchler, Director of Finance Welch, Chief Aycock, ED Coordinator Nelson and Chief Building Inspector Richardson.

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 March 16, 2015, workshop were approved as presented on a motion by Commissioner Frazier and seconded by Commissioner Salik with all members present voting AYE. Minutes of the March 16, 2015, regular meeting were approved as presented on a motion by Commissioner Searcy. Seconded by Commissioner Frazier with all members present voting AYE. 7-AYES, 0-NOES Measures carried.

CITIZENS REQUEST FOR PUBLIC HEARING

Richard Bell spoke as an opponent to the TAP 2015 Project Nomination grant funding for the construction of trails/sidewalks. Mr. Bell cited the disrepair of sidewalks throughout Ennis and the lack of funding to maintain properly. He urged the Commission to vote against applying for the grant.

SECOND READING

ORDINANCE 15-04-01

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF ENNIS, TEXAS AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 6.5622 ACRES OF LAND, (ALL PORTIONS OF SAID

TRACT NOT CURRENTLY IN CORPORATE LIMITS), WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF ENNIS, TEXAS.

Commissioner Salik moved to Pass, Approve and Adopt the Ordinance on second and final reading annexing approximately 6.5622 acres of land located at 1855 Highway 287 as requested by Lydia and David Garcia. Commissioner Hackney seconded and all members in attendance voted AYE. 7-AYES, 0-NOES Motion carried.

ORDINANCE 15-04-02

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, ESTABLISHING A FACADE IMPROVEMENT GRANT PROGRAM AS AN ECONOMIC DEVELOPMENT INCENTIVE; PROVIDING FOR OBJECTIVE AND SUBJECTIVE CRITERIA FOR EVALUATING GRANT APPLICATIONS; PROVIDING FOR MAXIMUM VALUES AND AMOUNTS OF GRANTS TO BE CONSIDERED; PROVIDING FOR PROCEDURAL GUIDELINES FOR CONSIDERING GRANT APPLICATIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A REPEALING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Hackney moved to Pass, Approve, and Adopt on second and final reading the Ordinance establishing a Façade Improvement Grant, providing criteria and amounts of grants to be considered, providing for procedural guidelines for grant application consideration. Commissioner Holley seconded and the members in attendance voted AYES. 7-AYES, 0-NOES Measure carried.

NEW BUSINESS

RESOLUTION 15-04-03

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING STAFF TO COOPERATIVELY SEEK PROPOSALS FOR AMBULANCE SERVICE WITH ELLIS COUNTY, THE CITY OF RED OAK, AND THE CITY OF WAXAHACHIE; ESTABLISHING AN EFFECTIVE DATE.

Commissioner Frazier moved to Pass and Adopt the Resolution authorizing cooperative purchasing with Ellis County, the City of Red Oak, and the City of Waxahachie. Commissioner Holley seconded and all members present voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-04

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR COMMUNITY DEVELOPMENT FUNDS; AND AUTHORIZING THE MAYOR TO ACT AS

THE CITY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM.

Commissioner Searcy moved to Pass and Adopt the Resolution supporting a Transportation Alternatives Program 2015 Project Nomination requesting grant funding from TxDOT for sidewalks to be constructed along MLK and NE Main and another segment along Daffan Street and Paris Street. Commissioner Frazier seconded and all members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-05

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 at a Sheriff's sale held on the 4<sup>th</sup> day of November, 2014, in Cause No. 18,576-TX Ennis ISD vs. Lula Bell Boyd.

Commissioner Hackney moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at 607 W. Waco Street to Nextlots Now LLC for \$1600.00. The City of Ennis will receive \$71.83 from the sale. Commissioner Searcy seconded and the members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-06

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 at a Sheriff's sale held on the 4<sup>th</sup> day of March, 2014, in Cause No. 19,240-TX Ennis ISD vs. Booker T. Banks.

Commissioner Searcy moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at 1208 N. Kaufman Street to Nextlots Now LLC for \$2,100.00. The City of Ennis will receive \$360.37 from the sale. Commissioner Walker seconded and the members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-07

A RESOLUTION OF THE CITY OF ENNIS, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE Ellis County, for itself and the use and benefit of Ennis Independent School District and the City of Ennis acquired title to a certain tract of real estate at a Sheriff's sale held on the 5<sup>th</sup> day of July, 2011, in Cause No. 18,398-TX-TX Ellis County vs. Larry G. Crosby.

Commissioner Walker moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at 209 Avenue D to Melissa Drews for \$4,400.00. The City of Ennis will receive \$1,004.05 from the sale. Commissioner Searcy seconded and all members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION NO. 15-04-08

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 at a Sheriff's sale held on the 2<sup>nd</sup> day of September, 2014, in Cause No. 19,724-TX Ennis ISD vs. Laurretta Byrd.

Commissioner Hackney moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at 1304 Faulkner Avenue to Nextlots Now LLC for \$2,100.00. The City of Ennis will receive \$303.14 from the sale. Commissioner Searcy seconded and the members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-09

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 at a Sheriff's sale held on the 4<sup>th</sup> day of March, 2014, in Cause No. 18,076-TX Ennis ISD vs. Addison Sherrell.

Commissioner Walker moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at 1011 W. Brown Street to Nextlots Now LLC for \$2,700.00. The City of Ennis will receive \$64.33 from the sale. Commissioner Holley seconded and the members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-10

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 at a Sheriff's sale held on the 2<sup>nd</sup> day of April, 2013, in Cause No. 18,105-TX Ennis ISD vs. Wanda J. Sims; and

Commissioner Searcy moved to Pass and Adopt the Resolution approving the sale of delinquent tax foreclosed property at S. Hall Street to Nextlots Now LLC for \$1650.00 The City of Ennis will receive \$00.00 from the sale. Commissioner Salik seconded and the members in attendance voted AYE. 7-AYES, 0-NOES Measure carried.

RESOLUTION 15-04-11

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. 4 WITH PAVECON, INC., IN THE AMOUNT OF \$260,522.09 FOR  
ADDITIONAL STREET IMPROVEMENTS UNDER THE 2014 STREET BOND PROGRAM.

Commissioner Hackney moved to Pass and Adopt the Resolution authorizing the City Manager to execute any necessary documents for change order No. 4 under the 2014 Street Bond Program. The additional street improvements will add Linda Street and the intersection of Sunset and Hillcrest which will alleviate the drainage problems. Commissioner Salik seconded and the members in attendance voted AYE. 7-AYE, 0-NOES Measure carried.

HISTORIC REINVESTMENT TAX REFUNDS 2014

Sixteen properties are eligible for historic property reinvestment tax refunds. A total of \$53,228.47 was reinvested. The property owners that participated this year will receive tax refund totaling \$14,729.44

Owner	Property Address	Tax Refund
David Reagan	203 W. Main St.	\$ 366.96
Henrietta Novotny	113 NW Main St.	\$1,166.56
Henrietta Novotny	113 NW Main St. Suite D	\$ 32.78
James & Connie Trojacek	103 NW Main St.	\$ 277.72
211 North Park LLC	211 NW Main St.	\$2,224.00
DRE Investments	215 N. Dallas St.	\$2,345.63
Martin Zapletal	201 SW Main St.	\$1,567.85
Roger Archer	113 S. Dallas St.	\$ 528.76
David Lindauer	102 W. Ennis Ave.	\$ 385.62
David Lindauer	108 W. Ennis Ave.	\$ 520.57
MW Emporium LLC	218 W. Ennis Ave.	\$ 185.91
Donald R. Stout	210 W. Knox St.	\$ 410.27
DRE Investments	212-218 Knox St.	\$2,472.00
Elizabeth Robinson Glaspy	211 W. Knox St.	\$1,037.91
208 C&L Property LLC	208 W. Knox St.	\$ 821.28
Juliana & Gary Gilmore	111 W. Knox St.	\$ 385.62

Commissioner Salik moved to approve the refunds and Commissioner Frazier seconded. All members in attendance voted AYE. 7-AYES, 0-NOES Motion carried.

## PUBLIC FACILITIES USE PERMIT

Commissioner Walker moved to approve the 2015 Polka Festival Public Use Permit as requested by the Ennis Chamber of Commerce for the period of May 22<sup>nd</sup>, 23<sup>rd</sup>, and 24<sup>th</sup>, 2015. The permit will include closing NW Main Street (parking spaces along railroad side) beginning at 3:00 p.m. May 22<sup>nd</sup>. At 5:00 p.m. close all of NW Main Street from W. Baylor Street to Ennis Avenue, W. Knox Street from NW Main Street to Sherman Street, North McKinney and North Dallas Streets from Ennis Avenue to W. Knox Street. The Parade Route is W. Denton, W. Tyler, W. Decatur to Clay from Preston Street; North Gaines between Denton and Belknap, N. Clay to Ennis Avenue to SW Main Street to W. Lampassas to S. Clay. Commissioner Salik seconded and all members in attendance voted AYE. 7-AYES, 0-NOES Motion carried.

## OLD BUSINESS

### APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS:

Mayor Thomas appointed Commissioner Salik as representative to the Sub-Regional Planning Commission organized within Region 4 of the North Central Texas Council of Government to specifically address the proposed high speed rail. Commission Frazier moved to confirm Commissioner Salik's appointment. Commissioner Walker seconded and all members in attendance voted AYE. 7-AYES, 0-NOES Motion carried.

### REQUEST FROM CITY COMMISSION AND ROUND TABLE

Commissioner Hackney expressed his appreciation for the finishing of the streets so quickly and fixing the drainage, plus the drainage on Country Club as well. Commissioner Walker asked for an update on the baseball fields. City Manager Ewing stated that a contract had been issued to have the sod put down on the baseball field. We are putting down a special sod. Trying out almost like a pro-styled turf which should be completed soon. Commissioner Searcy expressed to the city manager her personal thanks to him and the employees for working so diligently for coming up with the sidewalk program, the street program, and entrance signage for the 4<sup>th</sup> Ward. And she urged the city manager to continue to work on projects that will help that part of the city to grow and start to become vibrant again. Commissioner Holley requested that the minutes reflect on all measures the vote by listing the members by name and their vote. If the vote is unanimous a listing of all AYES is sufficient. The Mayor went on record that he fully one hundred percent supports that. Commissioner Holley asked for an update on measures that have appeared on past agendas that have not been finalized such as informational signage, Ameresco, talk about the upcoming budget year healthcare cost, and have a departmental review starting with the Police Department on current resources, equipment, and everything else that's going to the department.

With no further business, Mayor Thomas adjourned the meeting at 7:27 p.m.

ATTEST:

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Russell R. Thomas, Mayor

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Donna Batchler, City Secretary

