

CITY OF ENNIS COMMISSION WORKSHOP

MAY 20, 2013

6:00 P.M.

Mayor Thomas called the meeting to order at 6:00 p.m. on May 20, 2013, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Frazier, Haupt, Taylor, and Searcy, City Manager Howerton, City Attorney Wilson, Chief Erisman, and City Secretary Batchler.

Commissioners Salik and Holley were not in attendance.

PROJECTS AND PROGRAMS

City Manager Howerton presented the Preliminary Schedule for FY 2013-2014 Tax Rate Adoption/FY 2013-2014 Budget Adoption. The Budget Workshop will be held on July 16, 2013 at 5:30 p.m.

APRIL 2013 BUDGET REPORT

With 58.33 percent of the Budget Year elapsed, 83.00 percent of the General Fund Revenues have been collected. General fund Expenditures totaled 62.70 percent of the annual budget. With 58.33 percent of the Budget Year elapsed, 51.00 percent of the Utility Fund Revenues have been collected. Utility Fund Expenditures totaled 53.60 percent of the annual budget.

Commissioner Salik now present at 6:05 p.m.

The City Manager presented the Street Bond Planning Document 2014 and discussed the future project.

AGENDA ITEMS

ORDINANCE 13-05-03 APPROVING AND ADOPTING RATE SCHEDULE "RRM-RATE REVIEW MECHANISM" FOR ATMOS ENERGY CORPORATION, MID-TEX DIVISION, TO BE IN FORCE IN THE CITY FOR A PERIOD OF TIME AS SPECIFIED IN THE RATE SCHEDULE; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND ACSC LEGAL COUNSEL.

City Manager Howerton explained that the City of Ennis, along with 154 other cities served by Atmos Energy Corporation, is a member of the Atmos Cities Steering Committee. The Steering

Committee and Atmos Energy Corporation agreed to implement an annual rate review mechanism as a temporary replacement for the statutory mechanism. The Steering Committee and Atmos Energy Corporation have reached a tentative agreement to be in effect for a four-year period from 2013 to 2017 resulting in a better deal for the Atmos' customers than if implemented under the statutory mechanism. The adjustment lowers Atmos Energy Corporation's rate request by at least \$3 million each year from the request of approximately \$5 million in rate adjustments. City Staff recommends approval and adoption of Ordinance No. 13-05-03.

ORDINANCE NO. 13-05-04 AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS FROM "T" (TRANSITION DISTRICT) TO "C-PD" (COMMERCIAL-PLANNED DEVELOPMENT DISTRICT) FOR APPROXIMATELY 10.35 ACRES OF THE JOSEPH A. LANE SURVEY, ABSTRACT NUMBER 656, AND THE J.F. CRAWFORD SURVEY, ABSTRACT NUMBER 250, LOCATED IN THE 2400 BLOCK OF EAST ENNIS AVENUE, ENNIS, ELLIS COUNTY, TEXAS. OWNER IS BEHROUZ SHAKERIAN AND ORABI SANA REPRESENTED BY DAVID MALISKA. P&Z CASE #13.04.02. The City Manager stated that out of seven (7) property owners notified, one (1) was returned with "FOR" prior to the deadline. There were zero (0) "AGAINST" and zero (0) "AGAINST AND LEGAL PROTEST". The Planning and Zoning Commission met and voted to approve the change in the Zoning Ordinance on May 13, 2013.

ORDINANCE 13-05-05 AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS FROM "IN-PD" (INSTITUTIONAL DISTRICT-PLANNED DEVELOPMENT) TO "HC-PD" (HEAVY COMMERCIAL-PLANNED DEVELOPMENT DISTRICT) WITH A SPECIFIC USE PERMIT FOR TRACT 109, JOHN DOUTHET SURVEY NUMBER 305, LOCATED AT 803 WEST LAMPASAS STREET, ENNIS, ELLIS COUNTY, TEXAS. OWNER IS ADVANCE CHILD CARE, INC. REPRESENTED BY TEXAS COMPLIANCE SOLUTIONS. P&Z CASE #13.03.01. Thirty-nine (39) property owners within the notification area were notified. Four (4) notices returned "FOR" the requested change. There were zero (0) "AGAINST" and zero (0) "AGAINST & LEGAL PROTEST" filed before the deadline. The Planning and Zoning Commission met on May 13, 2013 and voted to approve the request for change with "Conditions and Limitations" stated in correspondence from Texas Compliance Solutions dated March 13, 2013.

INTERLOCAL AGREEMENT BETWEEN THE CITY OF ENNIS, TEXAS AND THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR DEVELOPMENT OF MITIGATION PLANS. City Manager Howerton explained that the Interlocal Agreement between the City and NCTCOG will provide for the development of a FEMA approved Hazard Mitigation Action Plan for the City through a grant the NCTCOG has been awarded. The City will be asked to supply NCTCOG with information for the 25% local in-kind match.

PUBLIC FACILITIES USE PERMIT FOR THE 2013 POLKAFEST WALK/RUN (ROTARY CLUB OF ENNIS) The Rotary Club of Ennis has requested a Public Facilities Use Permit for

Saturday, May 25, 2013 from 5:00 a.m. to 12:00 noon. For the 2013 Polkafest Walk/Run. Liability Declaration of Insurance Coverage naming the City of Ennis has been provided. City Staff recommends approval.

RECOVERY EFFORTS RELATING TO THE MAY 16, 2013 TORNADO. City Manager Howerton will provide information to the Commission on the recovery efforts of the May 16, 2013 tornado during the regular meeting.

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS: No action will be taken.

The Mayor adjourned the workshop at 6:25 p.m.

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Donna Batchler, City Secretary



