

A G E N D A

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas to be held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas, on ***Monday, September 19, 2022 at 7:00 p.m.***

Council Members: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4
Travis Smith, Council Member Place 5

1. Call to Order
2. Invocation
3. Pledge of Allegiance and Texas Pledge of Allegiance
4. ***Public Comments:*** Persons may address the City Council on any issues. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.042, Texas Government Code. ***Speakers must observe the five (5) minute time limit.***
5. ***Consent Agenda***

All matters listed under Item 5, Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. Approval of the Consent Agenda authorizes the Mayor/City Manager to execute all matters necessary to implement each item. Any item may be removed from the Consent Agenda for separate discussion and consideration by any member of the City Council.

- a. Minutes of the City Council meeting of September 6, 2022
 - b. Minutes of the City Council briefing of September 6, 2022
 - c. Event application for Stampede of Speed Week: Cattle Drive & Pre-Stage Fan Fest to be held October 7 & 13, 2022
 - d. Event application for Big Al's Down the Hatch 5 Year Anniversary event to be held October 8, 2022
 - e. Event application for North Texas Olds Club Zone Show to be held October 22, 2022 at Singleton Plaza
 - f. Street closure request for 26th Annual Texas Country Reporter Festival to be held October 29, 2022
 - g. Updated contract with the Ellis County Tax Assessor-Collector for the assessment and collection of ad valorem property taxes
 - h. Multi-year Memorandum of Understanding with Ellis County Emergency Management for mutual assistance and response during disasters as it relates to animal/pet evacuation, sheltering, and care
6. ***Introduce*** Honorary Councilmember

7. **Present** Proclamation proclaiming September 17-23, 2022 as “Constitution Week”
8. **Present** Proclamation proclaiming September 25-30, 2022 as “Rebecca Boyce Chapter, NSDAR Week”
9. **Present** Proclamation proclaiming October 7-16, 2022 as “Motorsports Week”
10. **Request to appear** by Elizabeth Tull, President of the Waxahachie Arts Council, to present Annual Financial Report for Waxahachie Arts Council and consider request to extend contract
11. **Consider** proposed Resolution authorizing defeasance and redemption of the City’s outstanding obligations and other related matters
12. **Ratify** and authorize funding from Waxahachie Community Development Corporation for Gateway Monument Project
13. **Consider** proposed Resolution accepting and supporting the Airport Master Plan Project for Mid-Way Regional Airport
14. **Consider** professional engineering services contract with Kimley-Horn & Associates, Inc. for Wastewater Treatment Master Plan update
15. **Consider** professional engineering services contract with Freese & Nichols, Inc. for design and right-of-way acquisition services for new 8” water line project along MLK Blvd. from Clift Street to Young Street
16. **Convene** into Executive Session for deliberation regarding real property as permitted under Section 551.072, Texas Government Code
17. **Reconvene** and take any necessary action
18. Comments by Mayor, City Council, City Attorney and City Manager
19. Adjourn

The City Council reserves the right to go into Executive Session on any posted item. This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the City Secretary at 469-309-4006 or (TDD) 1-800-RELAY TX

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City Council
September 6, 2022

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas was held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas, on Tuesday, September 6, 2022 at 7:00 p.m.

Council Members Present: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4

Council Member Absent: Travis Smith, Council Member Place 5

Others Present: Michael Scott, City Manager
Albert Lawrence, Deputy City Manager
Terry Welch, City Attorney
Amber Villarreal, City Secretary

1. Call to Order

Mayor David Hill called the meeting to order.

2. Invocation

3. Pledge of Allegiance and Texas Pledge of Allegiance

Reverend Gerald Patterson, University Assembly of God Church, gave the invocation. Council Member Patrick Souter led the Pledge of Allegiance and the Texas Pledge of Allegiance.

Mayor Hill introduced Anna Carter, Honorary Council Member for September. Ms. Carter is a senior at Waxahachie Global High and commutes from Corsicana, Texas, where she was born and raised. She has been ranked #1 in her class since freshman year. Anna is the youngest of three sisters and raised by her mother, all of which are her biggest role models. Her hobbies include baking, watching movies, hanging out and attending church with her family. She is currently studying the pre-med route at Global High and her favorite subject is math. Ms. Carter plans to attend Texas A&M University after high school to major in biomedical science before attending Texas A&M Vet School to become a veterinarian, with the hopes to one day own her own practice.

4. Public Comments

Barry Jacobs, 610 Kaufman, Waxahachie, Texas, spoke in opposition to rising taxes and requested City Council to decrease the rate to provide property tax relief to citizens. Mr. Jacobs thanked City Council for their service.

Alan Fox, 327 University, Waxahachie, Texas, expressed his support for staff using the tax rate for necessary city services due to growth.

Cherie Batsel, Waxahachie, Texas, spoke in opposition to the proposed tax rate and requested appointment of new members to various boards and commissions to allow other citizens to serve.

Kevin Ivey, 1980 E. Highland Road, Waxahachie, Texas, asked staff to review the proposed water treatment plant on the north side of Waxahachie, outside of the city limits. He expressed concern with the close proximity to his home.

5. Consent Agenda

- a. Minutes of the City Council meeting of August 15, 2022
- b. Minutes of the City Council briefing of August 15, 2022
- c. Minutes of the City Council special meeting of August 30, 2022
- d. Event application for Gears and Beers event to be held September 24, 2022
- e. Event application for Oddfest event to be held October 1, 2022 at Singleton Plaza
- f. Event application for YMCA Santa Run to be held December 10, 2022 at Railyard Park
- g. City Manager's appointment of member to Civil Service Commission

Action:

Council Member Billie Wallace moved to approve items a. through g. on the Consent Agenda. Council Member Patrick Souter seconded, All Ayes.

6. Consider confirmation of Police Chief

City Manager Michael Scott explained Police Chief Wade Goolsby announced his retirement effective September 30, 2022. Mr. Scott recognized Chief Goolsby's noticeable positive contribution to the department and the community during his tenure.

Mr. Scott explained Chapter 143 of the Texas Local Government Code stipulates the Police Chief position is appointed by the municipality's chief executive and confirmed by the governing body. Mr. Scott selected Assistant Police Chief Joe Wiser to fill the position of Police Chief effective October 1, 2022. Chief Wiser has served the City of Waxahachie for nearly 32 years and is well known in this community by residents, well respected by his peers at the department and has the requisite knowledge, experience, and vision to lead the department forward.

Police Chief Wade Goolsby noted his 7 ½ year tenure with the City of Waxahachie has been the best over his 42-year career in law enforcement. He thanked staff, past and present City Council, and the community for their support. He commended Mr. Scott's hire of Joe Wiser as his successor.

Action:

Council Member Billie Wallace moved to approve Joe Wiser as incoming Police Chief of the Waxahachie Police Department. Council Member Patrick Souter seconded, All Ayes.

Assistant Chief Joe Wiser stated he is humbled, honored, and blessed for the opportunity to be selected as the next Police Chief. He pledged to work hard to serve and protect this community. Mr. Wiser thanked City Manager Michael Scott and City Council for their support.

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7. Request to appear by Nancy Clifford for approval of Texas Veterans Parade-Ellis County to be held November 5, 2022

William Wallace, Nancy Clifford, representing Texas Veterans Parade-Ellis County and the Chris Kyle Post 388 of the American Legion requested support for the proposed Texas Veterans Parade-Ellis County to be held November 5, 2022 from approximately 10 a.m. to noon. The parade will begin at Wyatt Street and proceed to Getzendaner Park along Main Street. The parade line up is proposed to begin at 8:30 a.m. with the parade to begin at 10 a.m. He noted street crossings are proposed to not be closed for longer than an hour once the parade begins. Mr. Wallace explained a cookout providing free food is planned after the parade at Getzendaner Park and the event is supported by numerous members of veteran's organizations in the area. Mr. Wallace requested City assistance to block street crossings and have at least eight intersections secured by law enforcement.

Mayor Pro Tem Chris Wright inquired about the amount of City resources need to assist with the event.

Mr. Scott explained staff has concerns with the lack of multiple egress options if the parade concludes at Getzendaner Park, the short window of planning time, and multiple City resources/departments required for a parade.

Council Member Patrick Souter expressed his support to make the parade a great success but expressed concern with timing and lack of City resources available.

It was the consensus of City Council to consider support of the parade in the future with adequate notice and planning.

8. Public Hearing on a request by Chad Adams, Levante Partners, LP, for a Plat of Levante, Lot 1X, Block A, Lots 1-6, 7X, 8-20, Block B, Lots 1-8, 9X, 10-11, Block C, Lots 1-17, Block D, Lots 1-18, Block E, Lots 1X, 2-10, Block F, Lots 1-26, Block G, Lots 1-9, Block H, Lots 1-13, Block I, being 150.59 acres, located on the west side of Howard Road (FM 877) across from 3175 Howard Road, situated in the S.M. Durrett Survey, Abstract No. 272, an addition to the City of Waxahachie (Property ID 182020) – Owner: LEVANTE PARTNERS, LP (SUB-66-2022)

Mayor Hill opened the Public Hearing and announced the applicant requested to continue the case to the October 3, 2022 City Council meeting.

9. Consider SUB-66-2022

Action:

Council Member Billie Wallace moved to continue the Public Hearing on a request by Chad Adams, Levante Partners, LP, for a Plat of Levante, Lot 1X, Block A, Lots 1-6, 7X, 8-20, Block B, Lots 1-8, 9X, 10-11, Block C, Lots 1-17, Block D, Lots 1-18, Block E, Lots 1X, 2-10, Block F, Lots 1-26, Block G, Lots 1-9, Block H, Lots 1-13, Block I, being 150.59 acres, located on the west side of Howard Road (FM 877) across from 3175 Howard Road, situated in the S.M. Durrett Survey, Abstract No. 272, an addition to the City of Waxahachie (Property ID 182020) – Owner: LEVANTE

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PARTNERS, LP (SUB-66-2022) to the October 3, 2022 City Council meeting. Council Member Patrick Souter seconded, All Ayes.

10. Public Hearing on a request by Espire Enterprises, LLC for a Replat of the Original Town of Waxahachie, lots 7, 8, 9C Block 51A, being 0.1251 acres, located at 100 Coats Street, situated in the AM Keen Survey, Abstract 596, an addition to the City of Waxahachie (Property ID 170885) – Owner: ESPIRE ENTERPRISES, LLC (SUB-59-2022)

Jennifer Pruitt, Senior Director of Planning, presented the case noting the applicant is requesting to replat three existing lots (approximately 0.12 acres) into one lot for single-family use. The applicant is also requesting two variances regarding right-of-way dedication and minimum lot size. Ms. Pruitt explained the applicant is requesting a variance not to dedicate 13' of right-of-way. Staff is supportive of the request due to the challenge of obtaining the necessary right-of-way dedication from adjoining properties with existing homes in proximity to the road. The applicant is also requesting a variance to not comply with the minimum lot size required by the Infill Ordinance and staff is supportive of this request due to the site's physical constraints. Ms. Pruitt noted the replat conforms with subdivision requirements and staff recommends approval per the following staff comments:

1. Approval of a variance to not dedicate the right-of-way.
2. Approval of a variance to not comply with the minimum lot size (proposed 5,451 sf) required by the infill ordinance.

Mayor Hill opened the Public Hearing.

There being no others to speak for or against SUB-59-2022, Mayor Hill closed the Public Hearing.

11. Consider SUB-59-2022

Action:

Council Member Billie Wallace moved to approve a request by Espire Enterprises, LLC for a Replat of the Original Town of Waxahachie, lots 7, 8, 9C Block 51A, being 0.1251 acres, located at 100 Coats Street, situated in the AM Keen Survey, Abstract 596, an addition to the City of Waxahachie (Property ID 170885) – Owner: ESPIRE ENTERPRISES, LLC (SUB-59-2022). Mayor Pro Tem Chris Wright seconded, All Ayes.

12. Public Hearing on a request by Debbie Manning, Capitola Builders, for a Specific Use Permit (SUP) for an Accessory Structure +700sf, use within a Single Family – 1 (SF-1) zoning district located at 195 Brookbend Drive (Property ID 208145) - Owner: HIGGINBOTHAM REVOCABLE TRUST (ZDC-79-2022)

Ms. Pruitt presented the case noting the applicant is requesting to construct a +700 sq. ft. (1,361 sq. ft.) accessory structure to the rear of a single-family residential lot and staff recommends approval per the following staff comments:

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1. The site plan shall conform as approved by the City Council under case number ZDC-79-2022.
2. The development shall adhere to the City Council approved Exhibit A – Location Exhibit, Exhibit B – Site Layout Exhibit, Exhibit C – Site Plan Exhibit, Exhibit D – Architectural Plans, and Exhibit E – Staff Report.
3. The accessory structure shall not be used as a dwelling.
4. The accessory structure shall not be used for commercial purposes.
5. The accessory structure shall not be leased or sold separately from the primary residence and shall not be separately metered.
6. The applicant shall obtain a permit from the City of Waxahachie Building Department prior to the construction of the accessory structure.
7. The development shall maintain compliance with all Federal, State and Local regulations; including, but not necessarily limited to, all applicable standards and regulations of the City of Waxahachie Municipal Code and City of Waxahachie Zoning Ordinance.
8. If approved, City Council reserves the right to review the Specific Use Permit at any point in the future, if needed.

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-79-2022, Mayor Hill closed the Public Hearing.

13. Consider proposed Ordinance approving ZDC-79-2022

ORDINANCE NO. 3337

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ACCESSORY STRUCTURE EQUAL TO OR GREATER THAN 700 SQUARE FEET USE WITHIN A SINGLE FAMILY-1 (SF-1) ZONING DISTRICT, LOCATED AT 195 BROOKBEND DRIVE, BEING PROPERTY ID 208145, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, LOT 89, IN THE BROOKBEND GROVE PHASE 2 ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3337. Mayor Pro Tem Chris Wright seconded, All Ayes.

14. Consider proposed Ordinance abandoning and vacating certain right-of-way along Flat Street

Ms. Pruitt requested approval of a request to abandon an undeveloped section of Flat Street adjacent to 313 Howard Road. Ms. Pruitt explained the right-of-way abandonment will be divided between the two adjacent property owners and a 15' utility easement will be established. Notices were sent to all utility companies and there was no opposition.

ORDINANCE NO. 3338

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AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ABANDONING AND VACATING CERTAIN RIGHT-OF-WAY ALONG FLAT STREET; MAKING FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Action:

Council Member Billie Wallace moved to approve Ordinance No.3338. Council Member Patrick Souter seconded, All Ayes.

15. Consider and act upon an ordinance of the City of Waxahachie, Texas, approving the 2022-2023 annual service plan update to the Service and Assessment Plan for the Waxahachie Public Improvement District No. 1 and providing an effective date

Joshua Arendt, Administrator for Municap, Inc., presented the annual update to the Waxahachie Public Improvement District No. 1 Service and Assessment Plan and Assessment Roll.

In summary, he reported Phase One, Phase Two, and Phase Three improvements are complete and accepted by the City. Mr. Arendt presented the annual budget for the District which includes two main components to provide funding and sources for funding of the debt service on the bonds that were issued and administration cost. Phase 1 budget totals \$138,297, Phase 2 budget totals \$60,750, and Phase 3 totals \$131,970. He reviewed the annual installments per lot type and noted there are no changes to assessment methodology. He explained the parcels within the Phase 1, Phase 2, and Phase 3 of the District have been fully subdivided.

He reviewed the prepayment summary:

- Phase One-four Lot Type 2 Parcels and two Lot Type 3 Parcels were prepaid in full
- Phase Two-one Lot Type 1 Parcel, one Lot Type 2 Parcel, and three Lot Type 3 Parcels were prepaid in full.
- Phase Three, no prepayments as of the date of this report.

ORDINANCE NO. 3339

AN ORDINANCE OF THE CITY OF WAXAHACHIE APPROVING THE ANNUAL UPDATE OF THE SERVICE AND ASSESSMENT PLAN AND ASSESSMENT ROLL[S] FOR THE WAXAHACHIE PUBLIC IMPROVEMENT DISTRICT NO. 1 IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE §372.013, AS AMENDED; CONTAINING A CUMMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3339. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Patrick Souter, and Billie Wallace. Noes: Chris Wright.

The motion carried.

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16. Consider and act upon an ordinance of the City of Waxahachie, Texas, approving the 2022-2023 annual service plan update to the Service and Assessment Plan for the North Grove Public Improvement District and providing an effective date

Mr. Arendt presented the annual update to the North Grove Public Improvement District Service and Assessment Plan and Assessment Roll.

In summary, he reported Improvement Area #1 and Area #2 are complete and accepted by the City. He reported the total authorized improvements for Water Distribution System, Sanitary Sewer Collection System, Storm Drainage Improvements, Roadway Improvements, and other Soft and Miscellaneous Costs is \$4,161,444. Mr. Arendt presented the following annual budgets: Improvement Area #1 totals \$564,125, Improvement Area #2 totals \$152,868, and Improvement Area #3 budget totals \$324,026. He reviewed the Parcel Subdivision History noting there are 1,014 total lots and no changes to the assessment methodology.

He reviewed the prepayment summary:

- Improvement Area #1- no prepayments as of July 31, 2021
- Improvement Area #2- no prepayments as of July 31, 2021
- Improvement Area #3- no prepayments as of July 31, 2021

ORDINANCE NO. 3340

AN ORDINANCE OF THE CITY OF WAXAHACHIE APPROVING THE ANNUAL UPDATE OF THE SERVICE AND ASSESSMENT PLAN AND ASSESSMENT ROLL[S] FOR THE NORTH GROVE PUBLIC IMPROVEMENT DISTRICT IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE §372.013, AS AMENDED; CONTAINING A CUMMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3340. Council Member Patrick Souter seconded, All Ayes.

17. Consider proposed Ordinance approving revised budget figures for fiscal year 2021-2022 and approving the budget for fiscal year 2022-2023

Chad Tustison, Finance Director, reviewed the proposed Ordinance approving revised budget figures for fiscal year 2021-2022 and approving the budget for fiscal year 2022-2023. He explained the process of developing the annual budget is a comprehensive effort that involves input from City Council, City departments, and provides residents an opportunity to speak on the budget during a public hearing before budget adoption. He reported staff held a work session with City Council on the preliminary Capital Improvement and Debt Management Plan on April 25th and a budget work session was held on June 30th to provide an overview of the preliminary budget, including all major funds, proposed five-year operating and capital plans, major revenue sources, as well as an opportunity to discuss the proposed tax rate. On August 4th staff provided a budget

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update and on August 30th a public hearing was held on the proposed budget. Staff recommends approval as presented.

ORDINANCE NO. 3341

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, APPROVING REVISED BUDGET FIGURES FOR FISCAL YEAR 2021-2022, FUNDS APPROPRIATED FOR STREET MAINTENANCE AND PROFESSIONAL SERVICES WILL BE USED FOR THAT PURPOSE, EITHER BY ENCUMBRANCE OR BY TRANSFER TO CAPITAL PROJECT FUND FOR STREETS; APPROVING AND ADOPTING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND TERMINATING SEPTEMBER 30, 2023, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

Action:

Council Member Patrick Souter moved to approve Ordinance No. 3341 revising budget figures for Fiscal Year 2021-2022 and adopting the FY 2022-2023 budget as presented. Mayor Pro Tem Chris Wright seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.

The motion carried.

18. Consider proposed Ordinance amending Water and Wastewater rates and fees and setting an effective date of October 1, 2022

Mr. Tustison reviewed the proposed Ordinance amending Water and Wastewater rates and fees effective October 1, 2022. He noted there was no increase in fees last fiscal year and a 4% increase is proposed this year due to inflation.

ORDINANCE NO. 3342

AN ORDINANCE SETTING WATER AND WASTEWATER FEES, BY AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES, CITY OF WAXAHACHIE, AND SETTING AN EFFECTIVE DATE OF OCTOBER 1, 2022 AND DECLARING AN EMERGENCY.

Action:

Council Member Patrick Souter moved to Ordinance No. 3342 setting Water and Wastewater rates and fees as presented, with an effective date of October 1, 2022. Mayor Pro Tem Chris Wright seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.

The motion carried.

19. Consider a motion to ratify the property tax revenue increase reflected in the Fiscal Year 2022-2023 budget in accordance with the Texas Local Government Code

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Mr. Tustison explained the Texas Local Government Code requires that “adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget.” He explained the increase in the budget provides for continued and additional funding for essential City services such as public safety, street and sidewalk installation and maintenance, parks and trail maintenance and improvements, and continued support of the City’s Capital Improvements Program.

Action:

Mayor Pro Tem Chris Wright moved to ratify the property tax increase reflected in the budget. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.

The motion carried.

20. Consider proposed Ordinance adopting the Tax Rate for fiscal year 2022-2023

Mr. Tustison reviewed the proposed Property Tax Rate included in the Fiscal Year 2022-2023 budget. He explained a public hearing was held on August 30th in accordance with the Tax Code. The proposed rate of \$0.630000 is above the no-new-revenue rate of \$0.540834 and lower than the voter-approval rate of \$0.630350.

ORDINANCE NO. 3343

AN ORDINANCE LEVYING FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF WAXAHACHIE, TEXAS, AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR FISCAL YEAR 2023 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE.

Action:

Mayor Pro Tem Chris Wright moved that the property tax rate be increased by the adoption of a tax rate of \$0.63, with an operation and maintenance rate of \$0.4065, and an interest and sinking rate of \$0.2235 which is effectively a 16.5 percent increase in the tax rate, as presented in Ordinance No. 3343. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.

The motion carried.

21. Consider proposed Ordinance re-establishing classified positions under Civil Service

Mr. Scott presented the proposed Ordinance reclassifying Civil Service approved through the FY 2023 budget.

ORDINANCE NO. 3344

AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, ESTABLISHING AND RE-ESTABLISHING CLASSIFIED POSITIONS UNDER CIVIL SERVICE IN THE FIRE

**AND POLICE DEPARTMENTS, REPEALING ALL ORDINANCES IN CONFLICT
HEREWITH; AND PROVIDING AN EFFECTIVE DATE.**

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3344. Mayor Pro Tem Chris Wright seconded, All Ayes.

22. Consider authorizing professional service agreement with Freese and Nichols for engineering services associated with the Drainage Master Plan

Jim Lockart, Assistant Director of Public Works and Engineering, requested approval of the professional services agreement with Freese and Nichols, Inc. for design and construction engineering services associated with Drainage Master Plan Phase 3 in the amount of \$60,000.

Action:

Council Member Billie Wallace moved to approve authorizing a professional services agreement with Freese and Nichols, Inc. for design and construction engineering services associated with Drainage Master Plan Phase 3 in the amount of \$60,000. Mayor Pro Tem Chris Wright seconded, All Ayes.

23. Consider authorizing professional service agreement with Kimley-Horn Associates for engineering services associated with the Charlotte Street Reconstruction Project

Mr. Lockart requested approval of the professional services agreement with Kimley Horn and Associates, Inc. for design and construction engineering services associated with the Charlotte Avenue Reconstruction project in the amount of \$290,000.

Action:

Council Member Billie Wallace moved to approve authorizing a professional services agreement with Kimley Horn and Associates, Inc. for design and construction engineering services associated with the Charlotte Avenue Reconstruction project in the amount of \$290,000. Mayor Pro Tem Chris Wright seconded, All Ayes.

24. Consider authorizing professional service agreement with BGE, Inc for engineering services associated with the Conceptual Plan for Farley Street Improvements

Mr. Lockart requested approval of a professional services agreement with BGE, Inc. for engineering services associated with Farley Street Conceptual Improvement Plan project in the amount of \$135,265.

Mayor Pro Tem Wright inquired about the plan for Farley Street. Mr. Lockart explained the scope of services is for preliminary engineering to reconstruct Farley Street, from E. Ross Street to US 287 Southbound Frontage Road. He noted the preliminary engineering is to evaluate the feasibility of reconstructing the existing 2-lane ditch section to a 4-lane divided urban curb and gutter and the conceptual plan will also determine right-of-way needs and phasing based on available funds from Roadway Impact Fee Service Area 4.

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Council Member Patrick Souter asked for an explanation of Impact Fees and Mr. Lockart explained developments in a particular area generate a need to sustain traffic and fees are collected in that service area to fund capacity improvements.

Action:

Council Member Billie Wallace moved to approve authorizing a professional services agreement with BGE, Inc. for engineering services associated with Farley Street Conceptual Improvement Plan project in the amount of \$135,265. Mayor Pro Tem Chris Wright seconded, All Ayes.

25. Consider proposed Ordinance amending the Waxahachie Code of Ordinances Chapter 32 "Traffic"

James Gaertner, Director of Public Works and Engineering, requested approval of a proposed Ordinance updating the definition of "Commercial Vehicle" by revising the hauling weight from 1,500 pounds to 6,000 pounds and add a section to specify which streets in the city prohibit truck traffic.

ORDINANCE NO. 3345

AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, AMENDING CHAPTER 32, "TRAFFIC," OF THE CODE OF ORDINANCES BY AMENDING SECTION 32-1, "DEFINITIONS," AND ADDING SECTION 32-248, "PROHIBITED TRUCK TRAFFIC"; AND PROVIDING AN EFFECTIVE DATE.

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3345. Mayor Pro Tem Chris Wright seconded, All Ayes.

26. Consider approval of an engineering professional service agreement with Freese and Nichols, Inc. for the Cole Creek/Little Mustang Creek Sewer Basin analysis and the Water and Wastewater Master Plan

Johnny Partain, Utilities Engineer, requested approval of a professional services agreement with Freese and Nichols, Inc. for engineering services associated with Cole Creek/Little Mustang Creek Sewer Basin capacity analysis and the water distribution and wastewater collection system master plan in the amount of \$650,000.

Action:

Council Member Billie Wallace moved to approve authorizing a professional services agreement with Freese and Nichols, Inc. for engineering services associated with Cole Creek/Little Mustang Creek Sewer Basin capacity analysis and the water distribution and wastewater collection system master plan in the amount of \$650,000. Council Member Patrick Souter seconded, All Ayes.

27. Consider bid award for food grade salt with Morton Salt Inc.

Brandon Lacy, Assistant Director of Utilities, requested approval of a bid award for food grade salt with Morton Salt Inc. He explained the contract period for the bid award would be through

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September 30, 2023, with an option in the contract terms for one (10 additional one-year period at the City's sole discretion. Mr. Lacy reported the food grade salt is used at the Robert W. Sokoll Water Treatment Plant for onsite generation of sodium hypochlorite which is the primary water treatment disinfectant chemical. Funding is already allocated in the FY 23 budget.

Mayor Pro Tem Wright asked if the contract secures pricing and Mr. Lacy explained in theory it does; however, the company does have the right to request a price increase and it will be the option of the City to rebid the contract or request Council approval for a price increase.

Action:

Council Member Billie Wallace moved to approve a bid award for food grade salt with Morton Salt Inc. for a period of one year through September 30, 2023. Council Member Patrick Souter seconded, All Ayes.

28. Consider appointments to Boards and Commissions

Mayor Hill explained for many years it was difficult to get the public to participate in serving on a Board or Commission; therefore, many of the members served repeatedly. Over the past two years, the City has received qualified applications of individuals to serve and this year there are 15 new citizens to serve and with growth in our community, that will continue to grow.

The Council discussed expanding appointments to allow for citizen ex-officio members to serve on while learning about a board or commission. Council Members and staff also discussed reviewing current ordinances and laws to increase members to serve. Citizens were encouraged to apply again next year.

AIRPORT BOARD (3-year term)

Alex Smith

BUILDING STANDARDS COMMISSION (2-year term)

Diane Johnson Collard

Jennifer Rodriguez

CEMETERY BOARD (2-year term)

Marion Reynolds

Robin Dukes

ECONOMIC DEVELOPMENT COMMISSION (No Term Limit)

Travis Villanueva

Tamika Ayers

ELECTRICAL ADVISORY BOARD (2-year term)

Gary Estes

Harold DeBorde

ELLIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 1

(2-year term)

(5a)

City Council
September 6, 2022
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KaNequa Blackwell
Wayne Eiland
Brian Ford

HERITAGE PRESERVATION (2-year term)

Becky Kauffman
Curtiss Thompson
Jacqueline Montejano

KEEP WAXAHACHIE BEAUTIFUL COMMITTEE (3-year term)

Julie Mendenhall (filling unexpired term of Scott Poarch until September 2023)
Tremayne Myles (filling unexpired term of Christy Waters until September 2023)

PARK BOARD (3-year term)

Jenny Bridges
Andrew Henderson (filling unexpired term of Jon Garrett until September 2024)

PLANNING AND ZONING COMMISSION (2-year term)

Bonney Ramsey
Erik Test
Ron Ansell

SENIOR CENTER ADVISORY COMMITTEE (2-year term)

Theresa Taylor
Jane Vineyard
Tiki Smith

TAX INCREMENT REINVESTMENT ZONE (2-year term)

Brad Yates
Randy Vineyard
Al Mack
Brett Hess (filling unexpired term of Chris Wright until September 2023)

WAXAHACHIE COMMUNITY DEVELOPMENT CORPORATION (2-year term)

Daniel Morton
Bob Lynn
Jim Phillips (filling unexpired term of Judy Demoney until September 2023)

WAXAHACHIE HOUSING AUTHORITY (2-year term)

Jane Vineyard
Rosemarie Cameron
Charlie McCullough II

ZONING BOARD OF ADJUSTMENTS (2-year term)

Marion Reynolds
Diane Johnson Collard
Ron Finch

(5a)

City Council
September 6, 2022
Page 14

Action:

Council Member Billie Wallace moved to approve the appointments to Boards and Commissions as presented. Council Member Patrick Souter seconded, All Ayes.

29. Comments by Mayor, City Council, City Attorney and City Manager

Deputy City Manager Albert Lawrence explained there were no issues during the holiday weekend and expressed his appreciation for staff's effort and valuable time given to the City.

Council Member Billie Wallace noted her opposition to approving the tax rate was due to current economic times and inflation. Council Member Wallace congratulated Chief Joe Wiser and wished Chief Wade Goolsby well in his retirement.

City Manager Michael Scott offered his support to work with the Veterans Parade-Ellis County to plan for a future parade. Mr. Scott thanked City Council for their support and guidance during the budget process and recognized the Finance Department, Chad Tustison, Gail Turner, Chris Childs, and Marianna Dunn, for all their work. Mr. Scott also recognized and thanked Bob Aday for his commitment to continuing serving on the Civil Service Commission. He thanked Honorary Council Member Anna Carter for her attendance and congratulated Chief Wiser.

Mayor Pro Tem Chris Wright thanked Anna Carter for her attendance and offered his support to work on the logistics of planning a successful parade to honor veterans. Mayor Pro Tem Wright reported City Council is reviewing options to provide tax relief to citizens. Mr. Wright thanked everyone for their support during the loss of his son.

Council Member Patrick Souter congratulated Chief Goolsby and Chief Wiser. As a son of a former Police Officer, Mr. Souter encouraged everyone to thank a first responder for their time and commitment to serving their communities. Council Member Souter thanked those who spoke at Public Comments noting Council accepts constructive comments to help them improve. Mr. Souter requested a work session to review the proposed Comprehensive Plan changes and encouraged comments from citizens on their concerns and how to make Waxahachie a better place.

Honorary Council Member Anna Carter thanked City Council for the opportunity to participate in the Honorary Council Member program.

Mayor David Hill thanked Anna Carter for her attendance. Mayor Hill also thanked Chief Goolsby for his servant's heart and expressed his support for Chief Wiser to successfully continue leading the police department. Mayor Hill also thanked the Finance Department for all their work.

30. Adjourn

There being no further business, the meeting adjourned at 8:32 p.m.

Respectfully submitted,

Amber Villarreal
City Secretary

(5b)

City Council
September 6, 2022

A briefing session of the Mayor and City Council of the City of Waxahachie, Texas was held in the City Council Conference Room at City Hall, 401 S. Rogers, Waxahachie, Texas, on Tuesday, September 6, 2022 at 6:00 p.m.

Council Members Present: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4

Council Member Absent: Travis Smith, Council Member Place 5

Others Present: Michael Scott, City Manager
Albert Lawrence, Deputy City Manager
Terry Welch, City Attorney
Amber Villarreal, City Secretary

1. Call to Order

Mayor David Hill called the meeting to order.

2. Conduct a briefing to discuss items for the 7:00 p.m. regular meeting

City Manager Michael Scott reviewed the following agenda items:

- Item 5d, event application for Gears and Beers event to be held September 24, 2022
- Item 5e, event application for Oddfest event to be held October 1, 2022 at Singleton Plaza.
- Item 5f, event application for YMCA Santa Run to be held December 10, 2022 at Railyard Park.
- Item 6, confirmation of City Manager's appointment of Joe Wiser as Police Chief effective October 1, 2022.
- Item 7, proposed Texas Veterans Parade-Ellis County to be held November 5, 2022. Mr. Scott explained staff has reviewed the request and is concerned with the length of the parade route (almost 2 miles), exhaustion of City resources, and disbursement of floats at Getzendaner Park.

Council Members voiced their support for celebrating veterans with a parade but expressed concerns with logistics, adequate planning, and use of City resources, including staff. Council Members discussed alternate options of coordinating with the Veterans Ceremony on November 12th and requesting additional support from other entities in Ellis County.

- Item 15, 2022-2023 annual service plan update to the Service and Assessment Plan for the Waxahachie Public Improvement District No. 1.
- Item 16, 2022-2023 annual service plan update to the Service and Assessment Plan for the North Grove Public Improvement District No. 1.
- Item 21, Ordinance re-establishing classified positions under Civil Service to align with the approval of the FY 23 new budgeted positions in Police and Fire.
- Item 28, recommended Board and Commission appointments for terms beginning October 1st.

(5b)

Jennifer Pruitt, Senior Director of Planning, reviewed the following cases:

- SUB-66-2022, the applicant is requesting to continue the case to the October 3, 2022 City Council meeting.
- SUB-59-2022, the applicant is requesting to replat three existing lots (approximately 0.12 acres) into one lot for single-family use. The applicant is also requesting two variances regarding right-of-way dedication and minimum lot size. Ms. Pruitt explained the applicant is requesting a variance not to dedicate 13' of right-of-way. Staff is supportive of the request due to the challenge of obtaining the necessary right-of-way dedication from adjoining properties with existing homes in proximity to the road. The applicant is also requesting a variance to not comply with the minimum lot size required by the Infill Ordinance and staff is supportive of this request due to the site's physical constraints.
- ZDC-79-2022, the applicant is requesting to construct a +700 sq. ft. (1,361 sq. ft.) accessory structure to the rear of a single-family residential lot and staff recommends approval per staff comments.
- Item 14, staff supports approval of a request to abandon an undeveloped section of Flat Street adjacent to 313 Howard Road. Ms. Pruitt explained the right-of-way abandonment will be divided between the two adjacent property owners and a 15' utility easement will be established.

Chad Tustison, Finance Director, reviewed the following items:

- Item 17, reviewed proposed Ordinance approving revised budget figures for fiscal year 2021-2022 and approving the budget for fiscal year 2022-2023.
- Item 18, reviewed proposed Ordinance amending Water and Wastewater rates and fees effective October 1, 2022. He noted there was no increase in fees last fiscal year and a 4% increase is proposed this year due to inflation.
- Item 19, the Texas Local Government Code requires that "adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget." He explained the increase in the budget provides for continued and additional funding for essential city services such as public safety, street and sidewalk installation and maintenance, parks and trail maintenance and improvements, and continued support of the City's capital improvements program.
- Item 20, reviewed the proposed Property Tax Rate included in the Fiscal Year 2022-2023 budget. He explained a public hearing was held on August 30th in accordance with the Tax Code. The proposed rate of \$0.630000 is above the no-new-revenue rate of \$0.540834 and lower than the voter-approval rate of \$0.630350.

Jim Lockart, Assistant Director of Public Works and Engineering, reviewed the following items:

- Item 22, consider approval of the professional services agreement with Freese and Nichols, Inc. for design and construction engineering services associated with Drainage Master Plan Phase 3 in the amount of \$60,000.
- Item 23, consider approval of the professional services agreement with Kimley Horn and Associates, Inc. for design and construction engineering services associated with the Charlotte Avenue Reconstruction project in the amount of \$290,000.

(5b)

City Council
September 6, 2022
Page 3

- Item 24, consider approval of the professional services agreement with BGE, Inc. for engineering services associated with Farley Street Conceptual Improvement Plan project in the amount of \$135,265.

James Gaertner, Director of Public Works and Engineering, reviewed Item 25, noting approval of the proposed Ordinance will update the definition of “Commercial Vehicle” by revising the hauling weight from 1,500 pounds to 6,000 pounds and add a section to specify which streets in the city prohibit truck traffic.

Johnny Partain, Utilities Engineer, reviewed Item 26 requesting approval of the professional services agreement with Freese and Nichols, Inc. for engineering services associated with Cole Creek/Little Mustang Creek Sewer Basin capacity analysis and the water distribution and wastewater collection system master plan in the amount of \$650,000.

Brandon Lacy, Assistant Director of Utilities, reviewed Item 27 requesting approval a bid award for food grade salt with Morton Salt Inc. He explained the contract period for the bid award would be through September 30, 2023, with an option in the contract terms for one (10 additional one-year period at the City’s sole discretion. Mr. Lacy reported the food grade salt is used at the Robert W. Sokoll Water Treatment Plant for onsite generation of sodium hypochlorite which is the primary water treatment disinfectant chemical.

3. Adjourn

There being no further business, the meeting adjourned at 6:44 p.m.

Respectfully submitted,

Amber Villarreal
City Secretary



Date submitted 9/8/22

Applicant Information

Applicant name: Christie Johnson

Are you representing the host organization? Yes No

Will you be the on-site point of contact during the event? Yes No

Phone: 972.878.2641 Cell: 254.744.0270

Email: cjohnson@texasmotorplex.com

Mailing address: PO BOX 1439 Ennis, TX 75120-1439

Host organization name: Texas Motorplex

Alternate contact that will be on-site during the event.

On-site contact name: Kelly Skistimas Cell: (214) 463-7815

About the Event

Event name: Stampede of Speed Week: Cattle Drive & Pre-Stage Fan Fest

Location: Railyard Park

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance: 400

Description of event: Friday, Oct. 7, 2022 - Cattle Drive starting at Railyard, traveling north on College Street, west on Franklin Street and south on Rogers Street.

Thursday, Oct. 13, 2022 - Fan Fest includes food trucks, music from Dunn and Brooks, funny cars, kids area and meet and greet/autograph signing with 30+ drivers.

How many times has this event been hosted before?

1st time 2 – 4 times 5 or more times Location: Railyard Park

Choose the best description of the event:

- Festival
- Birthday Party / Picnic
- Movie Screening
- Charitable / Fundraising
- Parade
- Community / Neighborhood
- Private Event
- Concert / Live Performance
- Run / Walk
- Other: Cattle Drive & Pre-Stage Fan Fest Concert



(50)

Event activities include (check all that apply):

- Amusement rides / Inflatables
- Animals / Petting Zoo
- Announcement / Speeches
- Information / Literature Distribution
- DJ / Recorded Music
- Food – sampled, served, or sold
- Products / Services – given away, sampled, or sold
- Live music
- Street closure
- Other:

The event is:

- Private
- Free & open to the general public
- Entry by participation or registration fee
- Entry by admission fee or ticket

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	October 7 & 13, 2022	(7th: 12:00PM) & (13th: 6PM)	(7th: 12:30PM) & (13th: 9PM)
Event Set-up	October 7 & 13, 2022	(7th: 11:00AM) & (13th: 2:00PM)	
Event Breakdown	October 7 & 13, 2022		(7th: 1:00PM) & (13th: 10:00PM)

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- 1-99
- 100-199
- 200-299
- 300+

Provide route on attached site map.



(5c)

Food / Beverage:

Will the event offer food/beverages? Yes No

Will event require any food preparation on-site? Yes No

Will alcohol be served/sold? Yes No

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 4 Date(s) & time(s): (Oct. 7th 11AM-1PM) & (Oct. 13th 6PM-9PM)

Volunteers How many: _____ Date(s) & time(s): _____

Private security How many: _____ Date(s) & time(s): _____

Company name: _____

Contact name and number: _____

Off duty police How many: _____ Date(s) & time(s): _____

Have you made arrangements with the police? Yes No

If no, please contact Sgt. Brian Fuller at bfuller@waxahachiepd.org to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes No

If yes, please list all streets, intersections, and parking lots that apply: Oct. 7th - Rogers at College and Franklin,

Franklin at Rogers and College, College at Franklin and Rogers. Oct 13th - College at Rogers and past crosswalk at Fresh Coffee.

Street closings to begin on date: Oct. 7 and 13 Start time: 11AM and 4PM End time: 1PM and 10PM

Will any businesses be impacted by the proposed road closure? Yes No

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes No

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: (7th: 15) & (13th: 6)

Other: _____

Where should equipment be dropped off & picked up? the intersections listed under street closures



(5c)

When will the traffic equipment be set-up?

Date: Oct 7 and Oct 13 Time: (Oct. 7: 11AM) & (Oct. 13: 4PM)

When will the traffic equipment be removed?

Date: Oct 7 and Oct 13 Time: (Oct. 7: 1PM) & (Oct. 13: 10PM)

Are you requesting the use of City traffic equipment?

Yes

No

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes

No

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator

Franchise Utilities

Both

List contractor / supplier:

Explain services in detail:

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Christie Johnson

Signature

9-8-2022

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Christie Johnson

Signature

9-8-2022

Date

(5c)

SITE PLAN Stampede of Speed

CATTLE DRIVE
OCT. 7, 2022



PRE-STAGE FAN FEST
OCT. 13, 2022



(50)

Bonner, Jami

From: Boyd, Ricky
Sent: Thursday, September 8, 2022 4:43 PM
To: Bonner, Jami
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

I have no concerns with this request.

Ricky Boyd, Fire Chief

Waxahachie Fire-Rescue

214-463-9335

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Thursday, September 8, 2022 4:08 PM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Dale Sigler; Boyd, Ricky <RBoyd@waxahachiefire.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

For your review / comments. Thank you.

*Please note, we don't actually need all the streets closed for the Cattle Drive. We need to duplicate last year's plan, where Emergency Management and WPD manned key intersections and briefly held traffic while the cattle drive went by. The event is approx. 15 minutes and departs Railyard Park at high noon.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5c)

Bonner, Jami

From: Jordan, Me'Lony
Sent: Friday, September 9, 2022 1:12 PM
To: Bonner, Jami; Simpson, Anita; Mosley, Laurie; Skistimas, Kelly; Martinez, Gumaro; Barnes, Bradley; Gaertner, James; Massey, Matt; Griffith, Thomas; Joe Bill Wiser; Dale Sigler; Boyd, Ricky; Brooks, Shon; Warren, Anthony
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

As always ALL food vendors are required to obtain a temporary food establishment permit. Food trucks are required to provide proof of annual food permit and last health inspection posted in plain view of the public.

Have them contact Building and Community Services for any questions or assistance with online submittals. 😊

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Thursday, September 8, 2022 4:08 PM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Dale Sigler; Boyd, Ricky <RBoyd@waxahachiefire.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>
Cc: Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

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Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5c)

Bonner, Jami

From: Skistimas, Kelly
Sent: Friday, September 9, 2022 1:30 PM
To: Jordan, Me'Lony; Bonner, Jami; Simpson, Anita; Mosley, Laurie; Martinez, Gumaro; Barnes, Bradley; Gaertner, James; Massey, Matt; Griffith, Thomas; Joe Bill Wiser; Dale Sigler; Boyd, Ricky; Brooks, Shon; Warren, Anthony
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Absolutely 😊

I believe at least 2 of these have an annual permit, but they all know to contact you. The food vendors for Fan Fest Oct. 13 are:

- Firehouse Mac It Up
- Papi's Tacos
- Dallas Ice Cream (Peter)
- TX Motorplex Concession Trailer

Thanks Me'Lony!

Kelly Skistimas
Cultural Arts and Programming Manager
City of Waxahachie
Office: 469.309.4051
Cell: 214.463.7815



From: Jordan, Me'Lony <mjordan@waxahachie.com>
Sent: Friday, September 9, 2022 1:12 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Dale Sigler; Boyd, Ricky <RBoyd@waxahachiefire.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
Cc: Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

(50)

Bonner, Jami

From: Simpson, Anita
Sent: Tuesday, September 13, 2022 8:46 AM
To: Bonner, Jami
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

I don't have any comments

From: Bonner, Jami
Sent: Tuesday, September 13, 2022 8:35 AM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Wade Goolsby <wgoalsby@waxahachiepd.org>
Cc: Scott, Michael <mScott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Good morning,

Please review the attached event application and respond with any comments you may have. We would like to include the application on the upcoming September 19th Council agenda. Thank you.

From: Bonner, Jami <>
Sent: Thursday, September 8, 2022 4:08 PM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Wiser <jwiser@waxahachiepd.org>; Dale Sigler; Ricky Boyd <rboyd@waxahachiefire.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>
Cc: Scott, Michael <mScott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

For your review / comments. Thank you.

*Please note, we don't actually need all the streets closed for the Cattle Drive. We need to duplicate last year's plan, where Emergency Management and WPD manned key intersections and briefly held traffic while the cattle drive went by. The event is approx. 15 minutes and departs Railyard Park at high noon.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168

(5c)

Bonner, Jami

From: Martinez, Gumaro
Sent: Tuesday, September 13, 2022 11:34 AM
To: Bonner, Jami; Simpson, Anita; Mosley, Laurie; Barnes, Bradley; Gaertner, James; Massey, Matt; Griffith, Thomas; Joe Bill Wiser; Brooks, Shon; Warren, Anthony; Wade Goolsby
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

I don't have any concerns with this event.

Additionally, I would recommend adding at least 2 extra portable restrooms at Railyard for the fan fest.

Gumaro Martinez
City of Waxahachie
Executive Director of Parks & Leisure Services
401 S. Elm
Waxahachie, TX 75165
469.309.4271 direct
214.903.3676 cell
gmartinez@waxahachie.com

From: Bonner, Jami
Sent: Tuesday, September 13, 2022 8:35 AM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <imosley@waxahachiecvb.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Wade Goolsby <wgoalsby@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Good morning,

Please review the attached event application and respond with any comments you may have. We would like to include the application on the upcoming September 19th Council agenda. Thank you.

From: Bonner, Jami <>
Sent: Thursday, September 8, 2022 4:08 PM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <imosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Wiser <jwiser@waxahachiepd.org>; Dale Sigler; Ricky Boyd <rboyd@waxahachiefire.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber

(5c)

Bonner, Jami

From: Wade Goolsby
Sent: Tuesday, September 13, 2022 4:13 PM
To: Bonner, Jami
Cc: Joe Bill Wiser
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

I don't have any issues with it.

Wade G. Goolsby
Chief of Police
Waxahachie Police Department
469-309-4411

H.E.A.R.T

Honor Ethics Accountability Respect Transparency

From: Bonner, Jami
Sent: Tuesday, September 13, 2022 8:35 AM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Wade Goolsby <wgoolsby@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

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Sent: Thursday, September 8, 2022 4:08 PM
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Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber

(9c)

Bonner, Jami

From: Gaertner, James
Sent: Wednesday, September 14, 2022 10:27 AM
To: Bonner, Jami
Cc: Lockart, Jim; Massey, Matt
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Jami,

My only concern are the vehicles parked in the street during the Stampede. We did not have an issue last time but it got close a couple of times. Are they going to have enough people to keep the cattle from damaging the vehicles.



James Gaertner, PE, CFM
Director of Public Works & Engineering
401 S. Rogers St.
Waxahachie, TX 75165
Office: 469-309-4301
jgaertner@waxahachie.com

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Wednesday, September 14, 2022 10:10 AM
To: Gaertner, James <jgaertner@waxahachie.com>
Cc: Lockart, Jim <jim.lockart@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>
Subject: FW: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Hi James,

Do you have any comments on the Stampede of Speed application? (attached) We would like to include the application on the September 19th Council agenda. Thank you.

From: Bonner, Jami <>
Sent: Tuesday, September 13, 2022 8:35 AM
To: Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; 'Joe Wiser' <jwiser@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Wade Goolsby <wgoalsby@waxahachiepd.org>
Cc: Scott, Michael <miscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Good morning,

Please review the attached event application and respond with any comments you may have. We would like to include the application on the upcoming September 19th Council agenda. Thank you.

(5)

Bonner, Jami

From: Mosley, Laurie
Sent: Wednesday, September 14, 2022 10:47 AM
To: Bonner, Jami
Cc: Gaertner, James
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

I'm thinking on the narrow spots for Rogers that we cone off the parking spaces just for extra assurance or any other place that feels tight.

Does that help?

Thanks,
Laurie

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Wednesday, September 14, 2022 10:37 AM
To: Mosley, Laurie <Imosley@waxahachiecvb.com>
Subject: FW: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Hi Laurie,

Please see email below from James. Do you know if there are precautions being taken to keep cattle from damaging vehicles during the cattle drive downtown?

From: Gaertner, James <jgaertner@waxahachie.com>
Sent: Wednesday, September 14, 2022 10:27 AM
To: Bonner, Jami <jami.bonner@waxahachie.com>
Cc: Lockart, Jim <jim.lockart@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>
Subject: RE: Event Application - Stampede of Speed Week: Cattle Drive & Pre-State Fan Fest

Jami,

My only concern are the vehicles parked in the street during the Stampede. We did not have an issue last time but it got close a couple of times. Are they going to have enough people to keep the cattle from damaging the vehicles.



James Gaertner, PE, CFM
Director of Public Works & Engineering
401 S. Rogers St.
Waxahachie, TX 75165
Office: 469-309-4301
jgaertner@waxahachie.com

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Wednesday, September 14, 2022 10:10 AM
To: Gaertner, James <jgaertner@waxahachie.com>



Date submitted _____

Applicant Information

Applicant name: AL MACK

Are you representing the host organization?

Yes

No

Will you be the on-site point of contact during the event?

Yes

No

Phone: 214 980 1120 Cell: 214 770 4772

Email: _____

Mailing address: 200 S. Rogers St #3 Waxahachie TX 75165

Host organization name: BIGAL'S Down the Hatch

Alternate contact that will be on-site during the event.

On-site contact name: AL MACK Cell: 214 770 4772

About the Event

Event name: BIGAL'S Down the Hatch 5 yr Anniv Party

Location: 200 S. Rogers St

An event site map is **REQUIRED** to be submitted with your application.

Anticipated attendance: 300

Description of event: 5 yr Anniv Party

How many times has this event been hosted before?

1st time 2 - 4 times 5 or more times Location: _____

Choose the best description of the event:

- Festival
- Birthday Party / Picnic
- Movie Screening
- Charitable / Fundraising
- Parade
- Community / Neighborhood
- Private Event
- Concert / Live Performance
- Run / Walk
- Other: _____



Event activities include (check all that apply):

- Amusement rides / Inflatables
- Animals / Petting Zoo
- Announcement / Speeches
- Information / Literature Distribution
- DJ / Recorded Music
- Food – sampled, served, or sold
- Products / Services – given away, sampled, or sold
- Live music
- Street closure
- Other:

The event is:

- Private
- Free & open to the general public
- Entry by participation or registration fee
- Entry by admission fee or ticket

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	Oct 8	7p	11p
Event Set-up	Oct 8	1:00p	
Event Breakdown	Oct 8	11p	

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile

_____ 5K

_____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- 1-99
- 100-199
- 200-299
- 300+

Provide route on attached site map.



Food / Beverage:

Will the event offer food/beverages? Yes No

Will event require any food preparation on-site? Yes No

Will alcohol be served/sold? Yes No

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 4 Date(s) & time(s): 1p-4p / 11p-12a

Volunteers How many: _____ Date(s) & time(s): _____

Private security How many: _____ Date(s) & time(s): _____

Company name: _____

Contact name and number: _____

Off duty police How many: 3 Date(s) & time(s): 7p-11p

Have you made arrangements with the police? Yes No

If no, please contact Sgt. Brian Fuller at bfuller@waxahachiepd.org to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes No

If yes, please list all streets, intersections, and parking lots that apply: _____

200-290 Block Rogers St.

Street closings to begin on date: Oct 8 Start time: 1p End time: 11p

Will any businesses be impacted by the proposed road closure? Yes No

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes No

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: 10 Barricades How many: 5

Other: 2 porta potty

Where should equipment be dropped off & picked up?



(5d)

When will the traffic equipment be set-up?
When will the traffic equipment be removed?
Are you requesting the use of City traffic equipment?

Date: oct 8 Time: 1p
Date: oct 8 Time: 11:30p
Yes No

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'? Yes No

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied? Generator Franchise Utilities Both

List contractor / supplier: Rental ONE

Explain services in detail:

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state of local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

[Signature]
Signature

Sept 14, 2022
Date

Contract Agreement

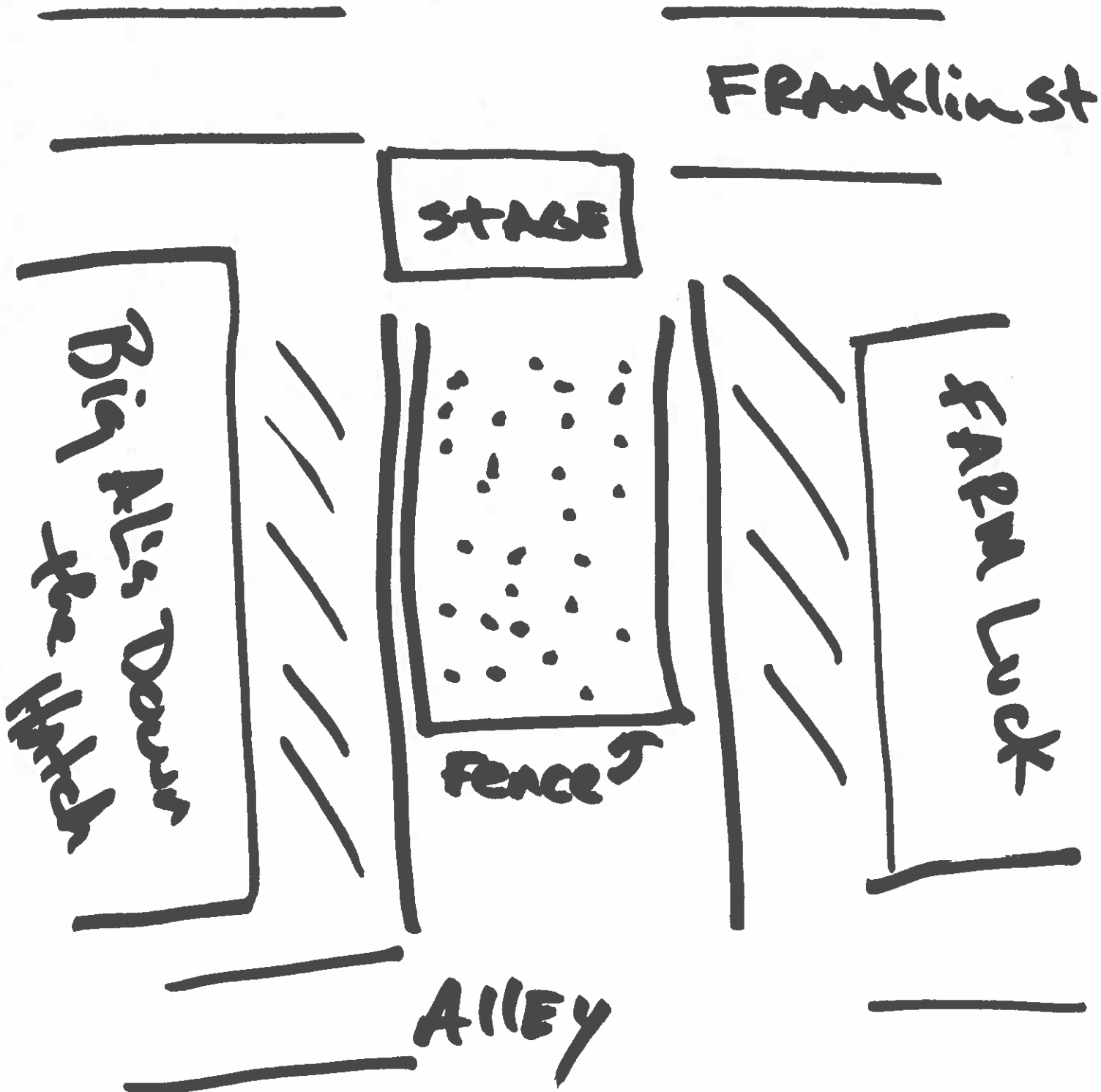
Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

[Signature]
Signature

Sept 14 2022
Date

(5d)

SITE PLAN Oct 8 EVENT



(5d)



September 12, 2022

To whom it may concern:

This letter is to give notification that we have no objection to Big Al's Down the Hatch closing off the 200 block of Rogers Street on October 8 for an event from 2 PM until 10 PM.

Farm Luck

Printed Name: _____

Signature: _____

Grands Antiques

Printed Name: _____

Signature: _____

The Oddfellows

Printed Name: _____

Signature: _____

WDMA

Printed Name: A. Shane Henry

Signature: A. Shane Henry

Letter of support included.

(5d)

September 14, 2022

Waxahachie City Council
PO Box 757
Waxahachie, TX 75168

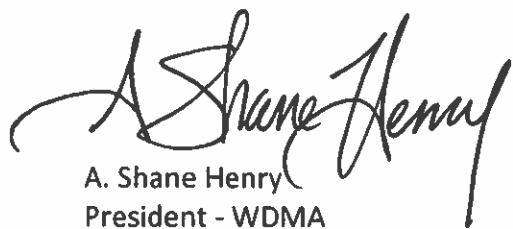


Re: Big Al's Down the Hatch Anniversary Celebration

Dear Council Members:

Please let this letter serve as support from the Waxahachie Downtown Merchants Association to move the location of the already approved event, 5-Year Anniversary Celebration by Big Al's Down the Hatch.

This event was discussed during the July membership meeting as approved for Railyard Park. Since then, construction and road blockages have been completed and permission has been given from all the directly affected businesses to move the event scheduled for October 8th from 2pm-10pm to the 200 block of South Rogers Street.


A. Shane Henry
President - WDMA

(5d)



September 12, 2022

To whom it may concern:

This letter is to give notification that we have no objection to Big Al's Down the Hatch closing off the 200 block of Rogers Street on October 8 for an event from 2 PM until 10 PM.

Farm Luck

Printed Name: CHRIS WILKINSON

Signature: 

Grands Antiques

Printed Name: _____

Signature: _____

The Oddfellows

Printed Name: _____

Signature: _____

(5d)



September 12, 2022

To whom it may concern:

This letter is to give notification that we have no objection to Big Al's Down the Hatch closing off the 200 block of Rogers Street on October 8 for an event from 2 PM until 10 PM.

Farm Luck

Printed Name: _____

Signature: _____

Grands Antiques

Printed Name: Jerry Miller

Signature: Jerry Miller

The Oddfellows

Printed Name: Tom Wright

Signature: Tom Wright

(5d)

Bonner, Jami

From: Bonner, Jami
Sent: Thursday, September 15, 2022 4:45 PM
To: al mack
Cc: Villarreal, Amber
Subject: RE: Event Request

Hi Al,

We have routed your application to staff and the City Council will consider your application on Monday, September 19th.

In regards to the requests for City services, if your application is approved, the City will be able to provide cones and barricades; however, it is the applicant's responsibility to hire security and bring in portable toilets and trash cans. If you are interested in hiring off-duty WPD officers, please contact Brian Fuller at bfuller@waxahachiepd.org to make arrangements. The Parks Dept. can provide recommendations for portable toilets and trash cans. The Parks Dept. phone number is (469) 309-4270. Please let me know if you have any questions. Thank you.

[Code of Ordinances – Ch. 4, Sec. 4-7](#)

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

From: Villarreal, Amber <avillarreal@waxahachie.com>
Sent: Thursday, September 15, 2022 11:19 AM
To: al mack <bigalmack19@gmail.com>
Cc: Bonner, Jami <jami.bonner@waxahachie.com>
Subject: RE: Event Request

Good morning Al,

We'll be posting the council packet in the morning. If you can get us the DMA letter we can route your application to staff and add the request to the October 3rd agenda.

Let me know if you have any questions. Thank you.

Amber Villarreal, TRMC, CMC
City Secretary
City of Waxahachie
Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168

(5d)

Bonner, Jami

From: Simpson, Anita
Sent: Thursday, September 15, 2022 1:06 PM
To: Bonner, Jami; Martinez, Gumaro; Gaertner, James; Massey, Matt; Barnes, Bradley; Brooks, Shon; Wade Goolsby; Joe Bill Wiser; Boyd, Ricky; Mosley, Laurie; Skistimas, Kelly; Warren, Anthony
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

If the merchants are alright with it I don't have any concerns.

Anita

From: Bonner, Jami
Sent: Thursday, September 15, 2022 11:39 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Wade Goolsby <>wgoolsby@waxahachiepd.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
Cc: Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>
Subject: Event Application - Big Al's Down the Hatch 5 Year Anniversary

For your review / comments.

Al's original application was approved by City Council on March 21st to be held at Railyard Park. He is resubmitting his application to change the location to downtown. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5d)

Bonner, Jami

From: Mosley, Laurie
Sent: Thursday, September 15, 2022 1:24 PM
To: Bonner, Jami
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

I'm in agreement with Anita 😊.

From: Simpson, Anita <asimpson@waxahachie.com>
Sent: Thursday, September 15, 2022 1:06 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Wade Goolsby <wgoolsby@waxahachiepd.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
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Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5d)

Bonner, Jami

From: Boyd, Ricky
Sent: Thursday, September 15, 2022 1:20 PM
To: Bonner, Jami
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

I don't have any concerns.

Ricky Boyd, Fire Chief

Waxahachie Fire-Rescue
214-463-9335

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Thursday, September 15, 2022 11:39 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Wade Goolsby <>wgoalsby@waxahachiepd.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
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Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5d)

Bonner, Jami

From: Martinez, Gumaro
Sent: Thursday, September 15, 2022 9:46 PM
To: Villarreal, Amber; Bonner, Jami; Gaertner, James; Massey, Matt; Barnes, Bradley; Brooks, Shon; Wade Goolsby; Joe Bill Wiser; Boyd, Ricky; Simpson, Anita; Mosley, Laurie; Skistimas, Kelly; Warren, Anthony
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

No comments

Gumaro Martinez
City of Waxahachie
Executive Director of Parks & Leisure Services
401 S. Elm
Waxahachie, TX 75165
469.309.4271 direct
214.903.3676 cell
gmartinez@waxahachie.com

From: Villarreal, Amber
Sent: Thursday, September 15, 2022 4:19 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Wade Goolsby <wgoolsby@waxahachiepd.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

This item will be added to the 9-19-22 City Council consent agenda. Send us your comments/concerns by 9am tomorrow to include with the packet.

Please note the applicant is requesting 4 event staff, 3 off-duty police officers, cones, barricades, and 2 portable restrooms.

Thank you,

Amber Villarreal, TRMC, CMC
City Secretary
City of Waxahachie
Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

This e-mail is intended solely for the person or entity to which it is addressed and may contain confidential and/or privileged information. Any review, dissemination, copying, printing or other use of this e-mail by persons or entities other than the addressee is prohibited. If you have received this e-mail in error, please contact the sender immediately and delete the material.

(5d)

Bonner, Jami

From: Gaertner, James
Sent: Thursday, September 15, 2022 5:04 PM
To: Villarreal, Amber; Bonner, Jami; Martinez, Gumaro; Massey, Matt; Barnes, Bradley; Brooks, Shon; Wade Goolsby; Joe Bill Wiser; Boyd, Ricky; Simpson, Anita; Mosley, Laurie; Skistimas, Kelly; Warren, Anthony
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

I don't have any comments as long as he gets approval from everyone else and the business affected.

James G.

From: Villarreal, Amber <avillarreal@waxahachie.com>
Sent: Thursday, September 15, 2022 4:19 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Wade Goolsby <wgoolsby@waxahachiepd.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Skistimas, Kelly <kelly.skistimas@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - Big Al's Down the Hatch 5 Year Anniversary

This item will be added to the 9-19-22 City Council consent agenda. Send us your comments/concerns by 9am tomorrow to include with the packet.

Please note the applicant is requesting 4 event staff, 3 off-duty police officers, cones, barricades, and 2 portable restrooms.

Thank you,

Amber Villarreal, TRMC, CMC
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 Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
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Attention Public Officials: A "Reply to All" of this email message could lead to violations of the Texas Open Meetings Act. If replying, please reply only to the sender.

From: Bonner, Jami
Sent: Thursday, September 15, 2022 11:39 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Brooks, Shon



(5c)

Date submitted

9/12/22

Applicant Information

Applicant name:

Cindy Payton

Are you representing the host organization?

Yes

No

Will you be the on-site point of contact during the event?

Yes

No

Phone:

214 850-8193

Cell:

214 850 8193

Email:

Mailing address:

1402 E Pecan Tree Rd Waxahachie TX 75165

Host organization name:

N. Texas Oldsmobile Club

Alternate contact that will be on-site during the event.

On-site contact name:

Kendall Workman

Cell:

214 802-4886

About the Event

Event name:

N. Texas Olds Club Zone Show (car show)

Location:

Singleton Plaza

An event site map is **REQUIRED** to be submitted with your application.

Anticipated attendance:

30 cars

45 people

Description of event:

Car Show

How many times has this event been hosted before?

1st time

2 - 4 times

5 or more times

Location: Dallas + Waxahachie

Choose the best description of the event:

Festival

Birthday Party / Picnic

Movie Screening

Charitable / Fundraising

Parade

Community / Neighborhood

Private Event

Concert / Live Performance

Run / Walk

Other:

(5c)



City of Waxahachie
City Secretary's Office

Special Event Application

Event activities include (check all that apply):

- Amusement rides / Inflatables
- Animals / Petting Zoo
- Announcement / Speeches
- Information / Literature Distribution
- DJ / Recorded Music
- Food – sampled, served, or sold
- Products / Services – given away, sampled, or sold
- Live music
- Street closure
- Other:

The event is:

- Private
- Free & open to the general public *spectators welcome*
- Entry by participation or registration fee *cars*
- Entry by admission fee or ticket

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

\$20 fee to enter

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	<i>10/22/22</i>	<i>8:00</i>	<i>5:00</i>
Event Set-up	<i>10/22/22</i>	<i>7:00</i>	<i>8:00</i>
Event Breakdown	<i>10/22/22</i>	<i>4:00</i>	<i>5:00</i>

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- 1-99
- 100-199
- 200-299
- 300+

Provide route on attached site map.



(5e)

Food / Beverage:

Will the event offer food/beverages? Yes No

Will event require any food preparation on-site? Yes No

Will alcohol be served/sold? Yes No

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: _____ Date(s) & time(s): _____

Volunteers How many: _____ Date(s) & time(s): _____

Private security How many: _____ Date(s) & time(s): _____

Company name: _____

Contact name and number: _____

Off duty police How many: _____ Date(s) & time(s): _____

Have you made arrangements with the police? Yes No

If no, please contact Sgt. Brian Fuller at bfuller@waxahachiepd.org to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes No

If yes, please list all streets, intersections, and parking lots that apply: _____

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes No

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes No

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: 6 each for Entrances

Other: Will Also Need 2 Trash Containers

Where should equipment be dropped off & picked up? Delivered to

Singleton Plaza



(5c)

When will the traffic equipment be set-up?

Date: 10/21/22 Time: 5:00

When will the traffic equipment be removed?

Date: 10/12/22 Time: 5:00

Are you requesting the use of City traffic equipment?

Yes No

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes No

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator Franchise Utilities Both

List contractor / supplier:

M/A

Explain services in detail:

M/A

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Cindy Payton
Signature

9/12/22
Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Cindy Payton
Signature

9/12/22
Date

(5c)



**Citizens
National Bank
Of Texas**
Your Bank Since 1868

September 15, 2022

RE: North Texas Oldsmobile Club Car Show

To Whom it May Concern:

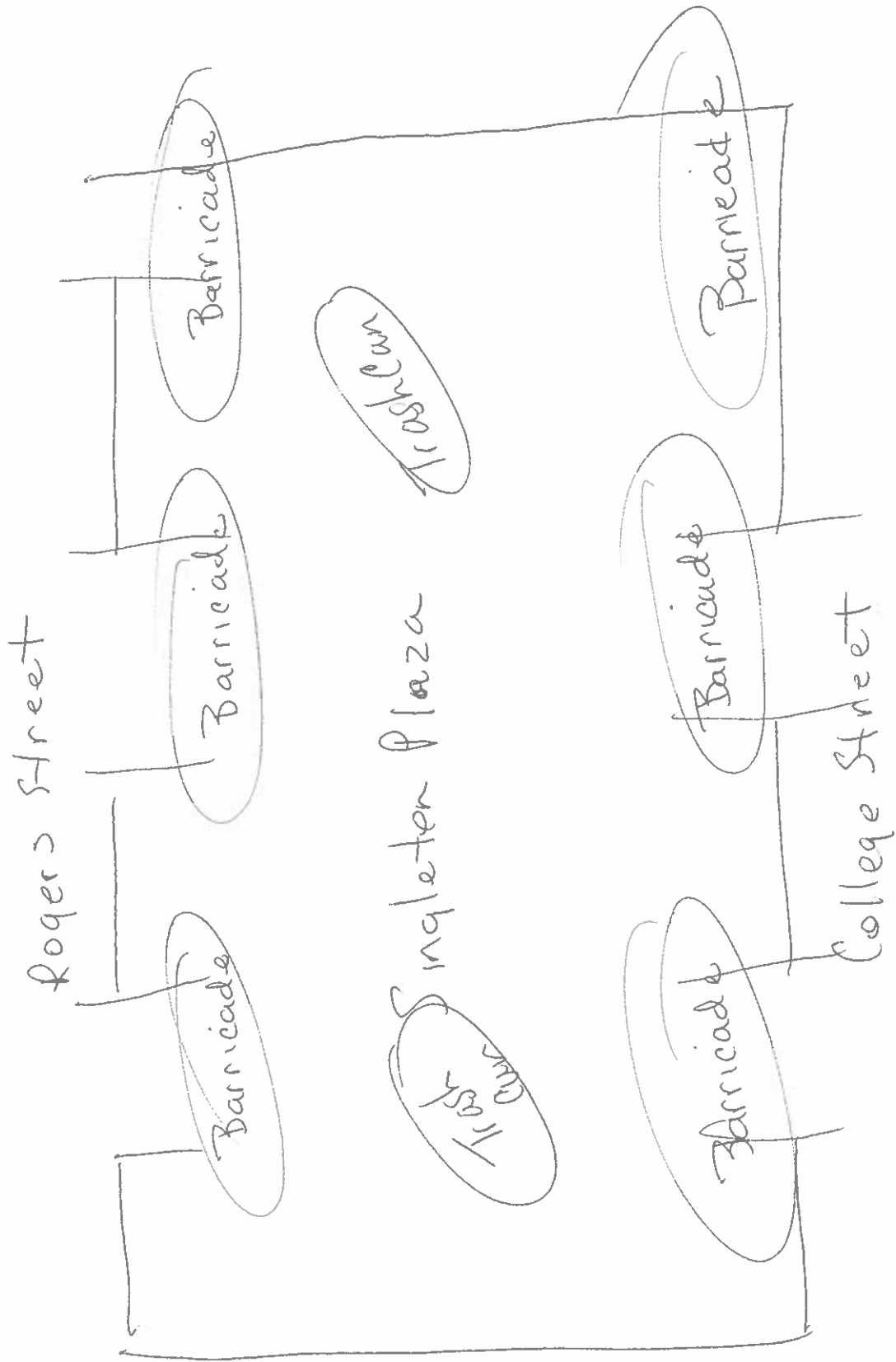
The North Texas Oldsmobile Club Car Show has received permission from Citizens National Bank of Texas to use the Singleton Plaza located between N Rogers St and N College St for their event scheduled on Saturday, October 22, 2022.

If any additional information should be needed, please contact me directly at (972) 351-5114 or by email: marianne.davis@cnboftexas.com.

Sincerely,

Marianne Davis
Assistant Vice President





(5c)

Bonner, Jami

From: Wade Goolsby
Sent: Monday, September 12, 2022 1:09 PM
To: Bonner, Jami; Martinez, Gumaro; Barnes, Bradley; Gaertner, James; Massey, Matt; Boyd, Ricky; Joe Bill Wiser
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber
Subject: RE: Event Application - N. Texas Olds Club Zone Show 10.22.2022

I don't have any issues with it.

Wade G. Goolsby
Chief of Police
Waxahachie Police Department
469-309-4411

H.E.A.R.T

Honor Ethics Accountability Respect Transparency

From: Bonner, Jami
Sent: Monday, September 12, 2022 11:59 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Wade Goolsby <wgoolsby@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>
Subject: Event Application - N. Texas Olds Club Zone Show 10.22.2022

For your review / comments. The applicant is requesting six barricades and two trash cans. She is contacting Singleton Plaza owners to request a letter stating they have permission to use the parking lot. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5c)

Bonner, Jami

From: Boyd, Ricky
Sent: Monday, September 12, 2022 1:32 PM
To: Bonner, Jami
Subject: Re: Event Application - N. Texas Olds Club Zone Show 10.22.2022
Attachments: EA2022.10.22 N. Texas Olds Club Zone Show.pdf

I have no concerns.

Sent from my iPhone

On Sep 12, 2022, at 11:58, Bonner, Jami <jami.bonner@waxahachie.com> wrote:

For your review / comments. The applicant is requesting six barricades and two trash cans. She is contacting Singleton Plaza owners to request a letter stating they have permission to use the parking lot. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(9c)

Bonner, Jami

From: Gaertner, James
Sent: Monday, September 12, 2022 3:45 PM
To: Wade Goolsby; Bonner, Jami; Martinez, Gumaro; Barnes, Bradley; Massey, Matt; Boyd, Ricky; Joe Bill Wiser
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber
Subject: RE: Event Application - N. Texas Olds Club Zone Show 10.22.2022

I don't have any comments either.

James Gaertner, PE, CFM
Director of Public Works & Engineering
Office: 469-309-4301
jgaertner@waxahachie.com

From: Wade Goolsby <wgoalsby@waxahachiepd.org>
Sent: Monday, September 12, 2022 1:09 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>
Subject: RE: Event Application - N. Texas Olds Club Zone Show 10.22.2022

I don't have any issues with it.

Wade G. Goolsby
Chief of Police
Waxahachie Police Department
469-309-4411

H.E.A.R.T

Honor Ethics Accountability Respect Transparency

From: Bonner, Jami
Sent: Monday, September 12, 2022 11:59 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Wade Goolsby <wgoalsby@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>
Subject: Event Application - N. Texas Olds Club Zone Show 10.22.2022

For your review / comments. The applicant is requesting six barricades and two trash cans. She is contacting Singleton Plaza owners to request a letter stating they have permission to use the parking lot. Thank you.

(9c)

Bonner, Jami

From: Martinez, Gumaro
Sent: Monday, September 12, 2022 7:56 PM
To: Bonner, Jami; Barnes, Bradley; Gaertner, James; Massey, Matt; Boyd, Ricky; Joe Bill Wisner; Wade Goolsby
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber
Subject: RE: Event Application - N. Texas Olds Club Zone Show 10.22.2022

I don't have any issues or concerns with this event.

Gumaro Martinez
City of Waxahachie
Executive Director of Parks & Leisure Services
401 S. Elm
Waxahachie, TX 75165
469.309.4271 direct
214.903.3676 cell
gmartinez@waxahachie.com

From: Bonner, Jami
Sent: Monday, September 12, 2022 11:59 AM
To: Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wisner <JWiser@waxahachiepd.org>; Wade Goolsby <wgoalsby@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>
Subject: Event Application - N. Texas Olds Club Zone Show 10.22.2022


For your review / comments. The applicant is requesting six barricades and two trash cans. She is contacting Singleton Plaza owners to request a letter stating they have permission to use the parking lot. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

(5f)



Memorandum

To: Honorable Mayor and City Council
From: Laurie Mosley
Thru: Michael Scott, City Manager 
Date: September 13, 2022
Re: 26th Annual Texas Country Reporter (TCR) Festival

The City of Waxahachie, Waxahachie Convention & Visitors Bureau, Phillips Productions and the Waxahachie Chamber of Commerce are making plans for the *26th Annual Texas Country Reporter Festival* in historic downtown Waxahachie.

The festival will take place on Saturday, October 29, 2022 with the set-up beginning on Friday, October 28, 2022. Just as in the years past, the main stage will arrive at 10 a.m. on Friday; therefore, portions of Rogers and Franklin will be blocked at that time. The bulk of the vendor set-up will begin at 6 p.m. A layout of the festival has been included with this memo.

We invite everyone to join Kelli & Bob Phillips, hosts of the weekly TV show, *Texas Country Reporter*, for the largest one-day arts and music festival in the state of Texas!

Festival goers will be entertained all day, including a FREE concert with Diamond Rio best known for their hit single "One More Day," "Love a Little Stronger," "Meet in the Middle," and many more.

Surrounding the Waxahachie courthouse square will be more than 300 booths set-up with artists, craftspeople, food courts, live entertainment and some of the people who have been featured on *Texas Country Reporter* over the years.

Returning this year is the "GO TEXAN Experience" featuring a marketplace of GO TEXAN vendors, wine garden, Southern Roots Brewing Company, Boyce Feed & Grain, FRESH Market Coffee and the Grown Local stage with live entertainment. Plus, the Texas Monthly Taco Trail pop-up!

Staff requests approval of TCR Festival as outlined above.

TX COUNTRY REPORTER FESTIVAL

2022

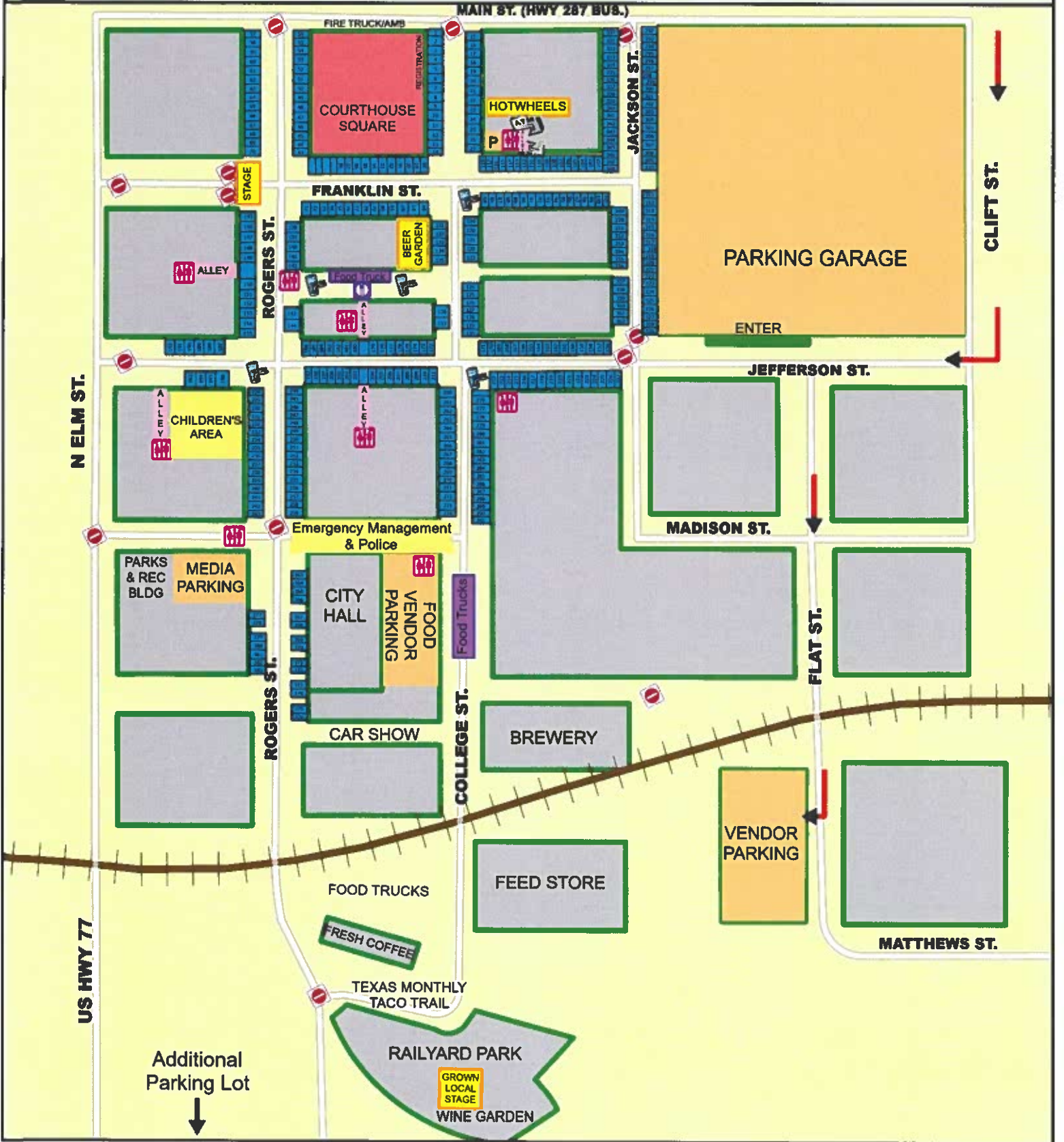
MAP LAYOUT

(5f)

-  FOOD COURT
-  ATM
-  NO ENTRANCE
-  RAILROAD
-  DRINK BOOTH
-  RESTROOM



CITY OF
WAXAHACHIE
TEXAS



Additional
Parking Lot



(5f)

26TH ANNUAL

TEXAS COUNTRY REPORTER FESTIVAL

DOWNTOWN WAXAHACHIE

**FREE
ADMISSION**

Live Music by
DIAMOND RIO
with over
300 Artists &
Craftspeople,
Food &
More!



Saturday
OCT. 29
9am - 7pm

WAXAHACHIECVB.COM ★ 469-309-4040



(59)



Memorandum

To: Honorable Mayor and City Council
From: Chad Tustison, Finance Director
Thru: Michael Scott, City Manager
Date: September 12, 2022
Re: Contract for Tax Assessment and Collection

This item is for City Council consideration and approval of an updated contract between the City of Waxahachie and the Ellis County Tax Assessor-Collector for the assessment and collection of ad valorem property taxes.

As part of the terms and services of this contract, the Tax Assessor provides a variety of services including, but not limited to, receiving the Certified Appraisal Roll, providing tax roll and payment data to mortgage companies and property owners; processing property tax payments; and calculating required rates and notices as part of Truth-in-Taxation.

As part of this update, this contract adjusts the assessment and collection fee from \$1.00 to \$1.25. This increase will help offset the cost of adding a new County employee dedicated to property tax. Staff recommends that Council approve this updated services agreement with the County and authorize the City Manager to execute the necessary document(s).

(59)



**CONTRACT FOR ASSESSMENT AND COLLECTION BETWEEN
ELLIS COUNTY, TEXAS AND _____**

Purpose:

This contract is between Ellis County, Texas, through its County Tax Assessor-Collector, and the _____ ("Taxing Unit") and is entered into pursuant to Section 6.24 of the Texas Property Tax Code and Sec. 79.011 of the Texas Government Code.

I. SCOPE OF SERVICES

1.01 SERVICES TO BE RENDERED BY THE TAX ASSESSOR/COLLECTOR

A. The Ellis County Tax Assessor/Collector (hereinafter "ECTAC") shall assess and collect ad valorem property taxes upon all properties subject to the Taxing Unit's taxing jurisdiction, and shall perform said services in the same manner and fashion as ECTAC collects taxes due and owing County on its own taxable properties. The services rendered hereunder shall conform with all applicable and controlling laws, rules, orders, mandates and regulations and shall include the following:

- 1) Receiving the Certified Appraisal Roll from the appropriate Appraisal District together with monthly changes thereto.
- 2) Providing mortgage companies, property owners and/or tax representatives tax roll and payment data.
- 3) Providing all necessary assessments of rates as required.
- 4) Transmitting tax statements via an appropriate medium.
- 5) Processing property tax payments.
- 6) Calculations of the No New Revenue Tax Rates, Voter Approval Tax Rates and Truth in Taxation Notices for publication unless instructed otherwise.

B. Additionally, on the Taxing Unit's behalf, the ECTAC shall:

- 1) Approve and refund erroneous overpayments when provided with sufficient historical information by the Taxing Unit.
- 2) Obtain approval or rejection of requests for waiver of penalties and interest for delinquent taxes owed.

- 3) Prepare and issue tax certificates.
- 4) Prepare and/or provide information and reports to state agencies, auditors and other interested parties regarding assessments, collections and disbursements of ad-valorem taxes.

1.2 ADDITIONAL SERVICES AVAILABLE TO THE TAXING UNIT

ECTAC might further perform or render additional related services when requested to do so by the Taxing Unit, when additional services might result in additional costs and fees to be paid by the Taxing Unit. Before any such additional services are commenced by the ECTAC, said services and attendant costs and fees, if any, shall be established by a separate written agreement.

1.3 EXCLUSIONS

The scope of services contemplated hereunder does not include the administration of a rollback election. In the event of a rollback election, regardless of the outcome, all costs incurred by the ECTAC on behalf of the Taxing Unit shall be in addition to the collection fees set out in the attached Notice of Annual Per Parcel Cost and shall be confirmed by separate written agreement. Should the Taxing Unit adopt a rate that will trigger a rollback election, they may obtain an estimate of the costs that would be incurred, regardless of the outcome of the elections.

In the event of a rollback election by the Taxing Unit, the ECTAC shall assume no duty or responsibility hereunder regarding (1) any matter relating to a financial or legal obligation said Taxing Unit may owe to any applicable Appraisal District; (2) the adoption of Taxing Unit's corrected/modified/amended tax rates, and related publications or notices pertaining thereto, or (3) any other obligation imposed by law or other controlling authority upon Taxing Unit not specifically stated in this Agreement.

II. COMPENSATION

2.01 In consideration of the services provided by the ECTAC, the Taxing Unit shall pay the ECTAC for the services provided herein, the amounts reflected in the attached Notice of Annual Per Parcel Cost attached hereto as Exhibit "A" and made a part hereof for all purposes and, as such, constitutes a part of this contractual agreement.

2.02 It is expressly understood and agreed that the Taxing Unit will pay all costs specified in the Notice of Annual Per Parcel Cost (Exhibit "A") as amended, with the approval of the Ellis County Commissioners Court. If the Notice of Annual Per Parcel Cost is amended in the future, the remainder of this Agreement shall remain in full force and effect unless specifically changed by a supplemental, amended or replacement Agreement. Before any such amendment may take effect, timely notice must be provided. To be considered timely, the notice shall be provided on or before the first day of June of each year, with an effective date of October first of the new tax year.

2.03 The ECTAC's compensation for performing the primary services contemplated herein shall be deducted from current collections by January 31st annually and shall include, but not

be limited to, the Certified Tax Roll and all accounts added through supplements to the tax collection system to the Certified Tax Roll received from the appropriate Appraisal District since certification.

III. COOPERATION

3.01 The Taxing Unit shall provide to the ECTAC, without charge, copies of all records necessary to perform the duties and responsibilities contemplated under this Agreement in the format and/or medium in which they currently exist.

3.02 Any Tax Increment Financing (TIF) payments are not calculated or distributed by the County Tax Office.

3.03 Consistent with mandates of applicable law, the parties hereto shall assist each other in promptly complying with Public Information Requests pertaining to any aspects of this Agreement.

IV. NOTICE OF APPLICABLE TAX RATES

4.01 The Taxing Unit shall provide the ECTAC with timely notice regarding the adoption of all applicable assessment rates and exemptions together with related directives, orders, decisions or other matters which impact the assessment and collection of the assessments. As used herein, the phrase "timely" shall mean adopting the applicable Tax Rate for the Taxing Unit and providing notice to the ECTAC of same no later than 3rd Wednesday of September for each year that this Contract remains in effect.

4.02 In the event that the Taxing Unit does not timely adopt or modify its assessments on or before 3rd Wednesday of September and, as a part thereof, notify the ECTAC of same, the Taxing Unit agrees that it will bear all reasonable additional costs incurred by the ECTAC as a direct or indirect result of the Taxing Unit's failure to timely adopt its Tax Rate. All such costs are in addition to the collection fees set out in the attached Notice of Annual Per Parcel Cost (Exhibit "A").

V. DEPOSIT OF FUNDS

5.01 All funds collected by the ECTAC on the Taxing Unit's behalf shall be promptly transferred and deposited by automated clearing house (ACH) protocol into an account designated by the Taxing Unit at its depository bank. If any daily collection total is less than twenty-five dollars (\$25.00) the distribution may be withheld until the cumulative total of taxes collected on the Taxing Unit's behalf equals at least twenty-five dollars (\$25.00).

5.02 After initiation of the aforementioned ACH transfers from the Ellis County Tax Office's depository account to the Taxing Unit's designated depository account, the ECTAC retains no responsibility and shall have no liability for the further management and processing of

said funds.

VI. REFUNDS

6.01 Refunds will be made by the ECTAC on the Taxing Unit's behalf only as set forth herein. The ECTAC will not make refunds on any prior year paid accounts unless the prior year paid accounts for the past five (5) years are provided and made available to the ECTAC.

6.02 The ECTAC agrees to issue refund checks on behalf of the Taxing Unit as provided by the appropriate Appraisal District. In the event the Taxing Unit has insufficient collections to repay the Tax Office within fifteen (15) days, the outstanding sum must be paid in full upon notification by the Tax Office.

6.03 In the event the Taxing Unit is a party in any lawsuit regarding the collection of assessments provided for herein that is resolved by a settlement or final judgement requiring the Taxing Unit to refund tax payment proceeds to a taxpayer, the ECTAC shall be permitted to make such payment proceeds to a taxpayer on the Taxing Unit's behalf and to debit such amount from tax payment proceeds currently held by the ECTAC on behalf of the Taxing Unit.

VII. AUDIT CONTROLS

The ECTAC shall employ and utilize appropriate internal and external audit controls to ensure the accuracy and integrity of their tax collection efforts on Taxing Unit's behalf. The Taxing Unit reserves the right to employ its own independent audit mechanisms and controls. When requested, the ECTAC shall cooperate with the Taxing Unit's independent auditors by providing all necessary explanations and reports.

VIII. DELINQUENT TAX COLLECTION

8.01 In addition to the services provided herein, the ECTAC shall, to the fullest extent permitted by law, make all reasonable efforts to pursue the collection of delinquent assessments owed to the Taxing Unit. All such efforts shall include contracting with any competent attorney to represent the ECTAC in enforcing the collection of delinquent assessments. To avoid duplication of efforts and unnecessary costs to the taxpayer, the ECTAC recommends employing the same counsel for both the ECTAC and the Taxing Unit. Any attorney retained for such representation shall be paid in the manner permitted by law and consistent with the contract between the ECTAC and the attorney.

8.02 In the event the Taxing Unit utilizes different legal counsel than the one employed by the ECTAC, the Taxing Unit agrees to pay the additional costs, if any, that are incurred in

(59)

utilizing different legal counsel. All such costs are in addition to the collection fees set out in the attached Notice of Annual Per Parcel Cost (Exhibit "A").

IX. NOTICES

Notices required to be given to either party to this Agreement shall be deemed delivered when either personally delivered, faxed with receipt confirmed, or when mailed via U.S. certified or registered mail, postage prepaid, and confirmed received by the intended recipient.

X. SUPPLEMENTAL SURETY BOND RECOMMENDED

The ECTAC recommends that the Taxing Unit obtain an additional and adequate surety bond for the ECTAC specifically related to any and all anticipated services to be performed and rendered hereunder. The Taxing Unit agrees to pay all associated premiums for such bond.

XI. TERM AND DURATION OF AGREEMENT

The term of this Agreement shall begin on the date of signatures by all parties hereto and continue in full force and effect from year to year until such time as either party, by written notice to the other, terminates the same. Notice of termination given hereunder on or before the first day of May of the tax year in which the party intends to terminate shall be effective immediately following the 30th day of September after such notice.

XII. SOVEREIGN IMMUNITY

This Contract for Assessment and Collection is expressly made subject to each party's sovereign immunities as provided in Title 5 of the Texas Civil Practice and Remedies Code together with all applicable state and federal law. The parties expressly agree that no provision of this Agreement is intended to in any way constitute a waiver of any immunity from suit or from liability that the parties have by operation of law.

XIII. MISCELLANEOUS PROVISIONS

This Contract for Assessment and Collection constitutes the entire agreement between the parties relating to the rights and obligations delegated, assumed and owed by and between the ECTAC and the Taxing Unit. This contract supersedes any prior understandings and agreements by and between the parties, either written or oral, pertaining to the same or similar subject matters.

This contract shall be construed under and in accordance with the laws of the State of Texas with all obligations contained herein to be performed in Ellis County, Texas.

(5g)

This contract is not intended to benefit any third-party beneficiaries.

This contract shall be binding upon and inure to the benefit of the parties hereto together with their respective successors, attorneys and assigns.

Should one or more provisions contained herein be declared invalid, illegal or otherwise unenforceable by a Court of competent jurisdiction, such declaration shall not invalidate or adversely impact other valid, legal and enforceable provisions. The remainder of this Agreement shall remain in full force and effect.

[Signatory page to follow]

AGREED AS TO BOTH FORM AND SUBSTANCE:

ELLIS COUNTY TAX ASSESSOR OFFICE

By: _____
Richard Rozier, Tax Assessor/Collector

Date

(59)

Ellis County, Texas

Taxing Unit

ATTEST:

APPROVED AS TO FORM:

PASSED AND APPROVED BY THE ELLIS COUNTY COMMISSIONERS COURT

on this the _____ day of _____, 2021.

ELLIS COUNTY, TEXAS

Todd Little, County Judge

ATTEST:

Krystal Valdez, County Clerk

APPROVED AS TO FORM:

Assistant District Attorney

(5g)

Exhibit "A"

Annual Notice of Per Parcel Costs for Ad Valorem Collections

Please accept this Annual Notice of Per Parcel Costs of collections for your Ad Valorem taxes per agreed upon in contract for assessment and collection with your Taxing Unit by the Ellis County Tax Assessor/Collector's Office.

These per parcel costs will be effective with the 2022 Certified Roll and will be billed and deducted by the 31st day of January annually.

Per Parcel Fee:

\$1.25

Please attach this notice to your original Collection Contract as the official costs determined and agreed upon by the Ellis County Tax Assessor's Office and the Ellis County Commissioners Court.

Richard Rozier
Tax Assessor/Collector
Ellis County, Texas

(5h)



Memorandum

To: Honorable Mayor and City Council

From: Thomas Griffith, Emergency Management Coordinator

Thru: Michael Scott, City Manager

Date: September 2, 2022

Re: Consider a Multi-year Memorandum of Understanding with Ellis County Emergency Management for mutual assistance and response during disasters as it relates to animal/pet evacuation, sheltering and care.

Item Description: Consider approving a multi-year Memorandum of Understanding with the Ellis County Office of Emergency Management. This Memorandum will allow us to work cooperatively during disasters, and to provide emergency animal/pet sheltering, evacuation and care. Ellis County and the City of Waxahachie agree to cooperate in the event of a disaster to provide emergency animal care until the pet can be reunited with the owner. This Memorandum does not constitute a financial obligation on either party, and can be terminated by either party at any time.

Item Summary: The City of Waxahachie Emergency Management Plan has a Mass Care of Animals section. The City has worked with Ellis County, Red Oak, Midlothian, Ennis, and the Texas A&M School of Veterinary Medicine to develop

(Sh)

this plan. This Memorandum allows us to receive and give assistance as needed to Ellis County.

Fiscal Impact: No fiscal impact.

(5h)

Ellis County
BRIEFING
Commissioners Court – TBD

Office of Emergency Management - Memorandum of Understanding with The City of Waxahachie

Briefing Date: 8/11/2021

Funding Source: N/A

Originating Department: Office of Emergency Management

Prepared by: Brian Davis, E.M. Specialist

BACKGROUND INFORMATION:

The Memorandum of Understanding (MOU) seeks to establish a cooperative relationship between Ellis County's – Office of Emergency Management (ECOEM) and the City of Waxahachie. The MOU provides a framework for both entities to render assistance and services to victims of disaster, as well as other services for which cooperation may be mutually beneficial. The effective date is September 15, 2022, through September 15, 2024. The adoption of this multi-year MOU will render the County eligible for disaster assistance for animal purposes.

OPERATIONAL IMPACT:

Ellis County and the City of Waxahachie desire to maintain a relationship in providing emergency sheltering services to the community when affected by disaster. Both parties agree to maintain liaisons, work cooperatively at disaster scenes, and provide transparency by keeping the public informed of their efforts.

FINANCIAL IMPACT:

The MOU does not render either party subject to a financial obligation. Reimbursements to the City of Waxahachie for expenditures during disasters may be contingent upon funds appropriated by the Federal Emergency Management Agency (FEMA). Each entity is separately responsible for establishing its own policies and financing its own activities.

LEGAL IMPACT:

This MOU has been reviewed and approved by _____.

MOTION:

On a motion made by _____, and seconded by _____, the following order will be voted on by the Commissioners Court of Ellis County, State of Texas:

Be it resolved and ordered that the Ellis County Commissioners Court does hereby approve the 2022 Memorandum of Understanding between Ellis County and The City of Waxahachie and authorize the County Judge to sign all documents related to the agreement.

(5h)

ATTACHMENTS:

(5h)



**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE ELLIS COUNTY OFFICE OF
EMERGENCY MANAGEMENT
AND
THE CITY OF WAXAHACHIE**

**MEMORANDUM OF UNDERSTANDING BETWEEN
THE ELLIS COUNTY OFFICE OF EMERGENCY MANAGEMENT AND
THE CITY OF WAXAHACHIE**

I. Purpose

The purpose of this Memorandum of Understanding (“MOU”) is to define a working relationship between Ellis County, Texas on behalf of the Ellis County Office of Emergency Management (“ECOEM”) and the City of Waxahachie, in preparing for and responding to certain disaster situations. This MOU provides the broad framework for cooperation between the Ellis County Office of Emergency Management and the City of Waxahachie in rendering assistance and service to victims of disaster, as well as other services for which cooperation may be mutually beneficial.

II. Independence of Operations

Each party to this MOU will maintain its own identity in providing service. Each organization is separately responsible for establishing its own policies and procedures and financing its own activities.

The ECOEM and the City of Waxahachie agree that each shall be responsible for its own negligent acts or omissions or other tortuous conduct in the course of performance of this Agreement, without waiving any governmental immunities and defenses available to Ellis County or the City of Waxahachie under Texas law. Nothing in the paragraph shall be construed to create or grant any rights, contractual or otherwise, in or to any third persons or entities.

The parties agree that they will, at all times during the Term of this MOU, maintain in full force and effect insurance or self-insurance to the extent permitted by applicable laws, and that is maintained at appropriate levels of insurance commensurate with each party’s obligations hereunder and in accordance with sound accounting practices. The parties will be responsible for their respective costs of such insurance, any and all deductible amounts in any policy and any denials of coverage made by their respective insurers.

III. Disasters Covered by this MOU

The Federal Law governing disaster relief, found in Title 42, Chapter 68 of the United States Code defines “emergencies” and “major disasters” as follows:

“**Emergency**” - means any occasion or instance for which, in the determination of the President, Federal assistance is needed to supplement State and local efforts and capabilities to save lives and to protect property and public health and safety, or to lessen or avert the threat of a catastrophe in any part of the United States.

“Major Disaster” - means any natural catastrophe (including any hurricane, tornado, storm, high water, wind driven water, tidal wave, tsunami, earthquake, volcanic eruption, landslide, mudslide, snowstorm, or drought), or regardless of cause, any fire, flood, or explosion, in any part of the United States, which in the determination of the President causes damage of sufficient severity and magnitude to warrant major disaster assistance under this Act to supplement the efforts and available resources of States, local governments, and disaster relief organizations in alleviating the damage, loss, hardship, or suffering caused thereby.

Some disasters are natural disasters, such as floods, tornados, hurricanes, typhoons, winter storms, tsunamis, hailstorms, thunderstorms, wildfires, epidemics, and earthquakes. Human-caused disasters which may be intentional or unintentional include disasters such as residential fires, building collapses, transportation accidents, hazardous materials releases, explosions, and domestic acts of terrorism. The City of Waxahachie will respond in such disasters and assist with animal related disaster relief activities including animal sheltering and transport using available resources, at the request of the ECOEM.

IV. The City of Waxahachie Disaster Relief Assistance

The City of Waxahachie emergency assistance is designed to minimize the immediate suffering caused by a disaster by providing shelter and other assistance to address basic animal needs.

The City of Waxahachie’s disaster responses may vary depending upon available resources and the nature and scope of the required response. Available personnel and resources will be deployed at the request of ECOEM.

V. Role of the Office of Emergency Management

ECOEM is responsible for directing and coordinating responses for disasters, emergencies and threat assessment of terrorism.

ECOEM has coalitions with local law enforcement, fire-rescue departments, government entities and appropriate public or private organizations necessary to develop, implement and respond to security and emergency concerns.

VI. Methods of Cooperation

ECOEM recognizes that the City of Waxahachie has resources and capabilities to assist in responding to domestic disasters affecting people and animals. Therefore, ECOEM and the City of Waxahachie desire to maintain a harmonious and cooperative relationship in providing emergency animal sheltering services to the community when it is affected by a disaster. In order that the resources of the City of Waxahachie and the Ellis County Office of Emergency Management are coordinated and used to the fullest advantage in rendering disaster relief, all agencies agree to the following:

A. Maintain close liaison between the City of Waxahachie and the ECOEM by

- conferences, meetings, telephone, facsimile, e-mail, and other means. Each organization agrees to share current relevant data regarding disaster declarations and changes in applicable legislation or regulation
- B. The City of Waxahachie and the ECOEM agree to supply the other with disaster response points of contact on an annual basis.
 - C. Both parties agree to include a representative of the other party in appropriate committees and/or task forces formed to mitigate, prepare for, respond to, and recover from disasters and other emergencies.
 - D. Both parties will be encouraged to engage in training, educational or developmental opportunities, as appropriate.
 - E. Both parties agree to keep each other informed of disaster and emergency situations, the human and/or animal needs created by the events, and the actions they have taken regarding services delivery to the affected area and victims.
 - F. During a disaster the City of Waxahachie will, as appropriate at the request of ECOEM, provide liaison personnel to the County's Emergency Operations Center or other applicable location during a disaster. ECOEM will provide space and other required support, such as computer, e-mail access and a designated phone line for the City of Waxahachie liaison personnel assigned to the Emergency Operations Center or other applicable location, when possible.
 - G. As appropriate, the City of Waxahachie will provide identifying apparel or badges to wear in any activities performed with this Memorandum of Understanding.
 - H. Both parties and their staff members will work cooperatively at the scene of a disaster and in the disaster recovery, within the scope of their respective roles and duties.
 - I. Recognizing the need for advising the public of the work of both parties, ECOEM and the City of Waxahachie will make every effort, through their public information offices during the time of the disaster, to keep the public informed of their cooperative efforts.
 - J. The ECOEM will not impede the City of Waxahachie's efforts conducting special appeals and campaigns for funds during times of disaster.
 - K. Both parties will encourage mutual participation and coordination of services to the community.
 - L. All parties agree to distribute this MOU within their respective organizations, departments, and administrative offices and encourage cooperation.

VII. Financial Obligation

Signature of this Memorandum of Understanding does not constitute a financial obligation on the part of ECOEM or the City of Waxahachie. Each signatory party is to use and manage its own funds in carrying out the purpose of this Memorandum of Understanding.

VIII. Funds Availability

Reimbursement to the City of Waxahachie for expenditures during a disaster from the ECOEM may be contingent upon funds appropriated by the Federal Emergency Management Agency as described in the Disaster Assistance Policy DAP9523.19, "Eligible Costs Related to Pet Evacuation and Sheltering." Other portions of grant

funds may be contracted to the City of Waxahachie to assist in the completion of tasks related to the responsibilities outlined in this Memorandum of Understanding. It is understood and agreed that any monies allocated for the purposes covered by this Memorandum of Understanding shall be expended in accordance with its terms and in the manner prescribed by the fiscal regulations and/or administrative policies of the party making the funds available.

IX. Periodic Review

The parties will, on an annual basis, on or around the anniversary date of this MOU, jointly evaluate their progress in implementing this MOU and revise and develop new plans or goals as appropriate.

X. Term and Termination

This MOU is effective as of **September 15, 2022**. It will expire on **September 15, 2024**. Six months prior to expiration, all parties will meet to review the progress and success of the cooperative effort. In connection with such review, all parties may decide to extend this MOU for an additional period of time not exceeding five years, and if so, shall confirm this in a signed writing. This MOU may be terminated by written notification from either party to the other at any time for any reason or for no reason.

XI. Miscellaneous

- A. This MOU does not create a partnership or a joint venture. Neither party has the authority to bind the other to any obligation. It is not intended that this MOU be enforceable as a matter of law in any court or dispute resolution forum. The sole remedy for non-performance under this MOU shall be termination, with no damages or penalty.
- B. **This MOU is expressly made subject to Ellis County's sovereign immunity, Title 5 of the Texas Civil Remedies Code and all applicable State and federal law. The parties expressly agree that no provision of this MOU is in any way intended to constitute a waiver of any immunities from suit or from liability that the parties have by operation of law.**

[Signature Page to Follow]

(5h)

Ellis County, Texas

NAME: _____

Date: _____

Signature: _____
County Judge

The City of Waxahachie

NAME: _____

Date: _____

Signature: _____

(1)

PROCLAMATION

WHEREAS, it is the privilege and duty of the American people to commemorate the two hundred and thirty-fourth anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW THEREFORE, I, David Hill, Mayor of the City of Waxahachie, along with the entire City Council, do hereby proclaim September 17-23, 2022 as

"CONSTITUTION WEEK"

and urge all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

Proclaimed this 19th day of September, 2022.

MAYOR

ATTEST:

CITY SECRETARY

PROCLAMATION

WHEREAS, the Daughters of the American Revolution serve as a volunteer women’s service organization dedicated to promoting patriotism, preserving American history, and securing America’s future through better education for children; and

WHEREAS, the Rebecca Boyce Chapter of the Daughters of the American Revolution was organized on January 31, 1948 in Waxahachie, Texas; and

WHEREAS, the Rebecca Boyce Chapter fulfills its mission by educating the public as to the significance of the Constitution of the United States, honoring veterans during annual events, recognizing local citizens who fly the American flag according to protocol, and hosting an annual life-saving blood drive; and

WHEREAS, the Rebecca Boyce Chapter values education by promoting literacy and recognizes outstanding graduating seniors from throughout Ellis County and awards a \$1,000 scholarship to the winner of an essay contest; and

WHEREAS, the Rebecca Boyce Chapter makes a positive difference in the lives of area citizens while promoting American ideals; and

WHEREAS, it is the privilege of the citizens of the city of Waxahachie to commemorate the accomplishment of the Rebecca Boyce Chapter, National Society Daughters of the American Revolution in attaining and exceeding one hundred members in its seventy-four-year history.

NOW, THEREFORE, be it resolved that I, David Hill, Mayor of the City of Waxahachie, along with the entire City Council, do hereby proclaim September 25-30, 2022 as

“REBECCA BOYCE CHAPTER, NSDAR WEEK”

in the City of Waxahachie, Texas and urge all citizens to reflect on the contributions of the ever-growing Rebecca Boyce Chapter whose purpose is “to cherish, maintain, and extend the institutions of American freedom, to foster true patriotism and love of country, and to aid in securing for mankind all of the blessings of liberty.”

Proclaimed this 19th day of September, 2022.

MAYOR

ATTEST:

CITY SECRETARY

(9)

PROCLAMATION

WHEREAS, founded by NHRA Hall of Fame Member Billy Meyer, the Texas Motorplex is the only quarter mile multi-use facility in North Texas and home of the NHRA Texas Fall Nationals Stampede of Speed; and

WHEREAS, built in 1986, Texas Motorplex has hosted many drag racing milestones and world record performances. From the day Darrell Gwynn christened the first all concrete quarter-mile, national records and speed milestones have been commonplace at Texas Motorplex; and

WHEREAS, Texas Motorplex hosts dozens of annual events, drawing fans from across the country and creating a positive economic impact on Waxahachie and the surrounding region as a major tourist attraction; and

WHEREAS, as one of the largest continuous motorsport events, second only to the Indy 500, the NHRA Texas Fall Nationals Stampede of Speed serves as an anchor for an exciting season of racing action; and

WHEREAS, highlighted 2022 events include Radial Round Up, Funny Car Classic, ADRL Draggalooza, US Drags, Lucas Oil Drag Racing Series NHRA Double Divisional Series, and NHRA Texas Fall Nationals Stampede of Speed; and

WHEREAS, in addition to racing events, Texas Motorplex's 2022 schedule included music festivals and specialty events to provide guests a wide variety of entertainment options; and

NOW, THEREFORE, be it resolved that I, David Hill, Mayor of Waxahachie, along with the entire City Council do hereby proclaim October 7 -16, 2022 as

“MOTORSPORTS WEEK”

in the City of Waxahachie and encourage all citizens to join in the upcoming festivities of the NHRA Texas Fall National Stampede of Speed at Texas Motorplex.

Proclaimed this 19th day of September 2022.

MAYOR

ATTEST:

CITY SECRETARY

AGREEMENT ON HOTEL-MOTEL TAX REVENUE

WHEREAS, Texas law in Chapter 351, Municipal Hotel Occupancy Taxes, of the Tax Code provides that Cities may provide for a municipal hotel occupancy tax, which the City of Waxahachie does charge and collect, and

WHEREAS, the said Texas statutes provide that municipalities may contract for the management of programs and activities funded with said tax, and the City of Waxahachie and the Waxahachie Arts Council, Inc. desire to so contract;

NOW, THEREFORE, it is hereby contracted and agreed as follows:

1. The City of Waxahachie and the Waxahachie Arts Council, Inc., hereby contract and agree that 25% of the available hotel-motel tax revenues are to be paid to the Waxahachie Arts Council, Inc., but only in compliance with all provisions of the Texas Statutes above described. It is specifically agreed that no more than 15% of the total funds collected by the City, being 315 of the funds paid to the Waxahachie Arts Council, Inc., may be spent on the encouragement, promotion, improvement and application of the arts, as provided in Section 351.101 (a) (4) of the State Tax Code. The remaining funds must be spent either for the historical restoration and preservation projects or activities to encourage tourists to visit historical sites or museums, in accordance with Section 351.101 (a) (5) of said statute, or solicitations or promotional programs to attract tourists and convention delegates, as allowed by Section 351.101 of said statute.

2. The City of Waxahachie shall review and approve in advance each year the annual budget of the Waxahachie Arts Council, Inc., for the expenditure of said funds, and the City may require amendments before approval, and shall require quarterly reports of funds expended during the last quarter. The Waxahachie Arts Council, Inc., shall keep accurate records of any funds expended, which shall at all office hours be available for review by the City.

3. Funds for each quarter will not be released until the quarterly report for the previous quarter is received, reviewed and approved by the City staff.

4. The City may, at its option and at any time, appoint a representative to review any accounts, and to have the right to appear at any meetings of the Waxahachie Arts Council, Inc., which deal with said fund.

5. This contract may be amended by the City at any time that state law is amended so as to comply with state law, if said amendment by the City is required in order to comply with the law.

6. This contract shall start January 1, 2023, and shall run for three years expiring on December 31, 2025. The City reserves the right to cancel this contract on 30 days notice in writing if the Waxahachie Arts Council, Inc., does not comply with this contract, but only after 30 days notice in writing of the alleged violation and failure to comply with this contract and correct any violation during said 30-day grace period. Any such cancellation shall not apply to funds contracted for in writing for long term commitments. This contract replaces all existing contracts on this subject between the parties hereto.

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Executed this 19th day of September, 2022.

WAXAHACHIE ARTS COUNCIL, INC.

By: _____

CITY OF WAXAHACHIE

By: _____
Mayor

(10)

Ellis County Art Association, Inc.
113 W. Franklin
Waxahachie, TX 75165



The Arts Council
C/O Elizabeth Tull
eliztull@hotmail.com

Liz,

Thank you and the members of The Arts Council for the opportunity to request the continued tradition of support for the Ellis County Art Association, Inc. I have attached a copy of a bill we recently had to pay which further illustrates the challenges of choosing to occupy space in a very old and historic building on the square in Waxahachie.

The rooftop air conditioner recently went out on the lease space we occupy at 113 W. Franklin St. According to our lease, we are responsible for maintenance and replacement of the HVAC system and so we had to purchase the replacement for this air conditioner.

Also, I have attached our updated report and request letter for continued support of our non-profit association from The Arts Council.

Gratefully Submitted,

A handwritten signature in blue ink that reads "David McSpadden".

David McSpadden
2021-22 President

PO Box 271
Red Oak TX 75154
TACLA33738C
lonestarref@gmail.com
972-921-0290
P (972) 921-0290
lonestarref@gmail.com



(107)

Invoice

Invoice No: 4175
Date: 08/09/2022
Due Date: 08/30/2022

Bill To: Ellis County Art Association
admin@elliscountyyart.net
113 W Franklin St
Waxahachie, TX, 75165
(469) 530-7019

Regulated by: The Texas Department of Licensing & Regulation PO Box 12157 Austin TX 78711 8008039202 5124636599

Description	Quantity	Rate	Amount
Option 2) 2.5 Ton Bryant Condenser with labor and crane	0	\$4,870.00	\$0.00
		Subtotal	\$0.00
		TAX 8.25%	\$0.00
		Total	\$0.00
		PAID	\$5,271.78
		Balance Due	-\$5,271.78

Paid

Notes

Came out and found run cap bad. Pulled and replaced. Found compressor locked up. Added kick start. Still pulling lock rotor amps. Needs to be changed.

Option 2) was approved. Changed out the entire unit. Pulled old Freon. Pulled unit off the roof. Installed new unit and filter. Welded in. Wired in electrical and control wires. Pulled vacuum and open valves. Set charge. This option has 5 year parts and compressor warranty and 1 year labor warranty on work performed.

Terms and Conditions

I have the authority to order the work outline above which has been satisfactory completed. I agree that LSR retains the title to equipment/materials furnished until final payment is made. If payment is not made as agreed, LSR can remove said equipment/materials at customer's expense. Any damage resulting from said removal shall not be the responsibility of LSR. Limited warranty: All materials, parts and equipment are warranted by the manufacturer or suppliers written warranty only. All labor performed by Lone Star Refrigeration is warranted for 30 days or as otherwise indicated in writing

10:16 AM
08/17/22
Cash Basis

ELLIS COUNTY ART ASSOCIATION
Balance Sheet
As of January 31, 2021

(10)

	<u>Jan 31, 21</u>
ASSETS	
Current Assets	
Checking/Savings	
CCU CD#2066720	0.07
CITIZENS CHECKING-376004	9,350.84
CNB COMMERCIAL-8544785	157,061.30
Total Checking/Savings	<u>166,412.21</u>
Total Current Assets	<u>166,412.21</u>
Fixed Assets	
-BUILDING-109 W FRANKLIN STE 11	
BUILDING IMPROVEMENT-	
BUILDING IMPROVEMENT- - Other	64,007.60
Total BUILDING IMPROVEMENT-	<u>64,007.60</u>
Total -BUILDING-109 W FRANKLIN STE 11	<u>64,007.60</u>
-EQUIPMENT	
EQUIPMENT - OFFICE	1,784.74
Total -EQUIPMENT	<u>1,784.74</u>
DEPRECIATION-ACCUMULATED	
ACCUMULATED DEPR - BLDG IMPROV	-7,052.00
ACCUMULATED DEPR - EQUIP-OF	-1,785.00
Total DEPRECIATION-ACCUMULATED	<u>-8,837.00</u>
Total Fixed Assets	<u>56,955.34</u>
TOTAL ASSETS	<u><u>223,367.55</u></u>
LIABILITIES & EQUITY	
Equity	
RETAINED EARNINGS	230,637.43
Net Income	-7,269.88
Total Equity	<u>223,367.55</u>
TOTAL LIABILITIES & EQUITY	<u><u>223,367.55</u></u>

(10)

Ellis County Art Association, Inc.
113 W. Franklin
Waxahachie, TX 75165



PART 1: Heads in Beds

Ellis County Art Association hosted 2 art instruction workshops with "high profile" professional artists. The artist/instructors were from out of state. 15 students registered in each class (30 total).

Workshop #1 Kathie Odom Plein Air Workshop: Odom traveled from Nashville, Tennessee

Workshop #2 Patrick Saunders Floral Workshop: Saunders traveled from K.C. Missouri

Eighteen (18) students booked lodging for 1 to 3 days each. The rest commuted daily from DFW area & North Texas areas. ECAA paid fee for each instructor which included 4 nights lodging (8 total) plus travel expense.

Ellis County Art Association produced a 10-day Plein Air (outdoor painting, on location) event. 35 artists registered to compete for awards:

15th Annual Paint Historic Waxahachie

5 artists booked lodging for 3 days, several booked lodging 1 or 2 nights and/or commuted daily from DFW & North Texas areas.

PART 2: Category 4 – Promotion of the Arts

- 61st Annual Membership Art Show & Sale: 60 day exhibit of Ellis County Art Association original art.
- 41st Annual Student Art Exhibit: Ellis County youth in grades K-12 exhibit art for 10 days in ECAA's ART on the Square gallery. 2 scholarships are awarded to graduating Seniors.
- 15th Annual Paint Historic Waxahachie: Artists paint on location throughout Waxahachie for 10 days. Public invited to observe

and interact with the artists as they "capture" the charm of our city on canvas or paper. A 2-day "Wet Paint" exhibition follows 8 days of painting.

- First Monday Art Demonstration: Every 1st Monday of the month ECAA features a guest artist that gives a painting demonstration and lecture (various media). The demonstration is free and open to the public.
- Summer Art Academy: 5-day "art camp" for children ages 6-12, and Teens 13-17.

Promotion of Events outside the local area:

- Our website: www.elliscountyart.net. Our website has an average of 950 visitors per month. We list our events on a calendar providing visitors opportunity to view and/or register to participate in classes, demonstrations, workshops, exhibitions.
- On the Internet: We regularly list/promote our events in an online service that has 6,000+ subscribers state-wide.
- Radio: Monthly contract with KBEC Radio which includes online advertising on KBEC website.
- Publications: In 2021 we have placed a ¼ page ad for upcoming workshops in a fine arts publication, Plein Air Magazine, which is distributed nationally.
- Print Media: We submit events to the Dallas Morning News' weekly "Guide". Monthly advertising contract with Waxahachie Sun and Daily Light newspapers .
- We partner with Arts Council members, Downtown Merchants Association, and Waxahachie Chamber of Commerce in group advertising.
- Ellis County Art Association has several "non-local" members from DFW area including Ft. Worth, Grand Prairie, Arlington, Dallas, Plano, Murphy, Frisco, Mexia, Corsicana, Lancaster, Red Oak, &

(10)

Duncanville. Each of these members actively promotes the City of Waxahachie.

Gratefully Submitted,

David McSpadden
2021-22 President

Health Locks	695 90
Insurance	5,869 00
Internet	230 96
Janitorial	650 00

(10)

9:55 AM
07/31/22
Cash Basis

Waxahachie Symphony Association, Inc.
Profit & Loss
January through December 2021

	Jan - Dec 21
Ordinary Income/Expense	
Income	
401 · Arts Council Grants	34,250.00
405 · TCA Grants	5,300.00
410 · Waxahachie Foundation Grants	4,000.00
415 · Gifts	4,788.54
420 · Season Ticket Subscriptions	8,598.63
425 · Individual Concert Ticket Sales	7,234.93
430 · Belles & Beaus Fees	6,401.22
435 · Other Grants	2,000.00
440 · Corporate Donors & Sponsors	7,750.00
445 · Private Donors/Sponsors	2,600.00
460 · Interest Income	33.20
Total Income	<u>83,956.52</u>
Expense	
463 · Contract Labor	225.00
501 · Insurance	385.72
505 · Advertising	766.87
510 · Office Supplies	166.25
515 · Belles & Beaus Expenses	5,036.70
520 · Dues & Subscriptions	509.80
530 · Bookkeeping & Accounting Fees	1,640.00
535 · Postage & Freight	643.21
540 · Storage Rental	440.00
545 · Instrument Rental & Tuning	150.00
550 · Performer/ Artist Fees	28,500.00
555 · Printing-Non Programs	504.69
560 · Supplies	-109.80
565 · Scholarships	5,000.00
570 · Venue Fees	2,471.58
575 · Programs Printing Cost	710.01
580 · Travel	870.27
581 · Hospitality	331.40
590 · Credit Card fees	385.79
595 · Misc Concert Exp-Stage/Photo	350.00
Total Expense	<u>50,067.49</u>
Net Ordinary Income	<u>33,889.03</u>
Other Income/Expense	
Other Income	
100 · Interest	96.95
Total Other Income	<u>96.95</u>
Net Other Income	<u>96.95</u>
Net Income	<u><u>33,986.98</u></u>

(10)

9:54 AM
07/31/22
Cash Basis

Waxahachie Symphony Association, Inc.
Balance Sheet
As of December 31, 2021

	<u>Dec 31, 21</u>
ASSETS	
Current Assets	
Checking/Savings	
101 · CNB Checking Account	125,983.22
102 · CNB Money Market Account	75,537.73
103 · CNB Belles & Beaus	4,373.42
Total Checking/Savings	<u>205,894.37</u>
Other Current Assets	
12000 · Undeposited Funds	-5,640.00
Total Other Current Assets	<u>-5,640.00</u>
Total Current Assets	<u>200,254.37</u>
TOTAL ASSETS	<u><u>200,254.37</u></u>
LIABILITIES & EQUITY	
Equity	
301 · Fund Balance Unrestricted	137,473.03
320 · Fund Balance Restricted	33,608.94
Net Income	29,172.40
Total Equity	<u>200,254.37</u>
TOTAL LIABILITIES & EQUITY	<u><u>200,254.37</u></u>

(10)

11:13 AM

02/16/22

Accrual Basis

Crossroads of Texas Film Festival
Profit & Loss
January through December 2021

	<u>Jan - Dec 21</u>
Ordinary Income/Expense	
Income	
Arts Council	27,050.00
Other Types of Income	
Miscellaneous Revenue	
Gary P. Nunn-Refund	3,250.00
Total Miscellaneous Revenue	<u>3,250.00</u>
Total Other Types of Income	3,250.00
Sponsorships	10,000.00
Total Income	<u>40,300.00</u>
Gross Profit	40,300.00
Expense	
Advertising/Marketing	1,533.96
Alcohol	443.13
Catering/Food	1,892.64
Film Licensing	1,900.00
Lodging	412.57
Music	30,750.00
Other Types of Expenses	
Insurance - Liability, D and O	228.09
Total Other Types of Expenses	<u>228.09</u>
Petty Cash	200.00
Production	5,811.16
Security	960.00
Supplies	2,836.74
Travel and Meetings	157.97
Total Expense	<u>47,126.26</u>
Net Ordinary Income	<u>-6,826.26</u>
Net Income	<u><u>-6,826.26</u></u>

(10)

Chautauqua Preservation Society
2021 Annual Report
Jan 2022

2021 Activities and Accomplishments

- In-person activities in the Chautauqua Auditorium were prohibited by the City for the first part of the year due to the pandemic status.
- Due to the COVID pandemic, memberships for 2021 were waived.
- Projects:
 - **Goal of Projects:** To help the Auditorium stand out to Park visitors, to encourage use of the Auditorium and to make the Auditorium more welcoming to visitors.
 - Purchased a Chautauqua logo flag to fly under the American flag.
 - Executed a contract for 6 new steel benches to be placed outside of the Auditorium. Funds for installation of the benches (~\$9000) were encumbered and will be spent in early 2022. Each bench will have a plaque with brief information about the early Waxahachie Chautauqua history.
 - Entered into a collaborative project with the Rotary Club to "deep clean" the Auditorium and repair damaged benches in late 2021 or 2022. The Chautauqua Preservation Society provided \$500 to the Rotary Club in support of this project.
- Events:
 - In May, we hosted a cello recital performance by Julia Weldon at the Auditorium. Julia is a graduate of Oberlin College and Conservatory in Ohio. About 75 people were in attendance. This was one of the first in-person events in the Auditorium.
 - Waxahachie Chautauqua Day celebration (July 26): primarily a social media event this year and acknowledged the founding of the Waxahachie Chautauqua in 1900.
 - Sept 25
 - Tim Tingle's (Native American storyteller) performance was canceled due to COVID.
 - Last Chance Forever Conservancy – Birds of Prey – presented two shows. Attendance was about 150 for the first show and 75 for the second show. The group returned later in the afternoon to release two rehabilitated Great Horned Owls into Getzendaner Park.
 - Trash Can Transformation – 32 cans were painted with about 100 participants
- Other Activities:
 - Chautauqua Trail meeting – Waxahachie was represented at this virtual meeting on October 7 with Chautauquas around the country. Kirk Hunter gave a brief overview of events this year. Each Chautauqua had similar concerns with attendance, programming and leadership. Everyone was optimistic about the future.
 - Maintained an extensive website of Chautauqua history and event information (www.waxahachiechautauqua.org)
 - Maintained a social media presence.
 - Sent periodic e-newsletters to over 900 subscribers nationwide

2/4/2022

Cash Flow - Last year
1/1/2021 through 12/31/2021

(10)

Category	1/1/2021- 12/31/2021
INFLOWS	
Arts Council	27,050.00
Membership	225.00
TOTAL INFLOWS	27,275.00
OUTFLOWS	
Office Supplies	328.90
Organization Membership	250.00
Presenter-Performer	1,300.00
Projects	
Benches	15,488.00
Flag Pole	8,422.23
Rotary Club support	500.00
TOTAL Projects	24,410.23
Rental	
PO Box Rental	350.00
Storage Unit	828.00
TOTAL Rental	1,178.00
Tax Preparation	90.00
Trash Can Transformation	666.56
Webhosting	253.92
TOTAL OUTFLOWS	28,477.81
OVERALL TOTAL	-1,202.81

(10)

**Waxahachie Community Theater
2021 Income and Expense Report**

<u>Income</u>	<u>Amount</u>
Concession Sales	813.00
Corporate Underwriting	7,500.00
Donations Received	
Arts Council	24,250.00
Other Donations	5,253.19
Total Donations Received	29,503.19
Interest	68.91
Membership Dues	1,929.10
Membership Meeting Income	40.00
Season Ticket Sales 2022	1,050.00
Show Apparel Income	1,728.00
Ticket Sales	17,087.00
Tickets to the City Rebate	58.30
Total Income	59,775.50

<u>Expense</u>	<u>Amount</u>
Advertising	784.13
Concession Costs	126.54
Courtesy Memberships	500.00
Directing Fees	4,000.00
Insurance	948.00
Membership Meeting Expense	48.13
Miscellaneous	353.01
Office Supplies	117.50
Payroll Tax Expense	2,838.27
Postage	58.00
PRINTING	211.65
PROD COSTS	7,308.38
PROF_MEMB	713.00
PROF_SERV	375.00
Recognition Gifts	2,000.00
Royalties and Scripts	6,760.42
Salary	14,300.00
Show Apparel Expense	2,103.00
Square fees	270.07
Storage	14,688.96
Subscriptions	430.64
WCT Scholarship	2,000.00
Web Site	466.26
Total Expense	61,400.96

BETHLEHEM REVISITED		
FINANCIAL STATEMENT 2021		
BEGINNING BALANCE		48,248.50
GENERAL INCOME		
Gate Receipts	13,268.25	
Petty Cash Returned/Souvenirs	400.00	
Souvenirs	7,331.62	
Waxahachie Arts Council	27,050.00	
TOTAL GENERAL INCOME		48,049.87
OPERATING EXPENSES		
Animals (Camels/\$5,190; Ewe Petting Zoo/\$2,400)	7,590.00	
Building & Grounds	5,146.42	
Cast	930.76	
Costumes	500.00	
Lighting & Tech Services	1,508.08	
Petty Cash (Souvenirs)	400.00	
Postage/Checks	140.62	
Production	5,955.54	
Souvenir Expense	7,428.95	
Supplies & Props	1,195.80	
Utilities (Electricity/\$1,456.26 Water/\$236.52)	1,692.78	
Yard Maintenance	750.00	
LESS TOTAL EXPENSES		33,238.95
ENDING BALANCE		63,059.42

(10)

10:50 AM
01/04/22
Cash Basis

Bethlehem Revisited
Profit & Loss
January through December 2021

	Jan - Dec 21
Income	
Donations	
Gate Receipts	
One	1,000.00
Two	2,104.00
Three	2,225.00
Four	2,255.70
Five	3,268.57
Six	2,414.98
Total Gate Receipts	<u>13,268.25</u>
Total Donations	13,268.25
Petty Cash Returned/Souvenirs	
Souvenirs	400.00
Souvenirs/one	540.80
Souvenirs/two	1,387.60
Souvenirs/three	1,188.20
Souvenirs/four	1,399.92
Souvenirs/five	1,823.21
Souvenirs/six	1,012.09
Total Souvenirs	<u>7,331.82</u>
Waxahachie Arts Council	<u>27,050.00</u>
Total Income	<u>48,049.87</u>
Gross Profit	48,049.87
Expense	
Animals	
Camels	5,190.00
Eve Pet Petting Zoo	2,400.00
Total Animals	<u>7,590.00</u>
Building & Grounds	
Fire Extinguisher Service	338.12
Building & Grounds - Other	4,810.30
Total Building & Grounds	<u>5,148.42</u>
Cost	
Cost Misc	
Cost Party	81.70
Waxahachie Civic Center	366.00
Cost Party - Other	483.00
Total Cost Party	<u>849.00</u>
Total Cost	930.70
Costumes	500.00
Lighting & Sound, Tech Services	1,508.08
Office Expense	
Checks Printed	140.62
Total Office Expense	<u>140.62</u>
Petty Cash	140.62
	400.00

(10)

10:50 AM
01/04/22
Cash Basis

Bethlehem Revisited
Profit & Loss
January through December 2021

	Jan - Dec 21
Production	
Radio Rental	
Artistic Director	956.64
Cast Director	2,000.00
Production - Other	2,000.00
	1,000.00
Total Production	5,956.64
Souvenir Expense	7,428.95
Supplies/Prope	
Firewood	400.00
Baking Items	272.00
Supplies/Prope - Other	523.80
Total Supplies/Prope	1,195.80
Utilities	
Electricity	1,456.20
Water	236.62
Total Utilities	1,692.78
Yard Maintenance	
Russell Gerrick	750.00
Total Yard Maintenance	750.00
Total Expense	33,238.95
Net Income	14,810.92

(10)

HISTORIC WAXAHACHIE, INC.

P.O. Box 22

Waxahachie, TX 75168

Arts Council Report, 2021

Emily Glidewell-Finch,

President

ATTACHMENT A

PART 1 – HEADS AND BEDS

Every expenditure must put "heads in beds". Every funded project must attract overnight tourists to the city's hotels and motels, thus promoting the hotel industry.

Total Part 1 Expenses: **\$12,000.15**

Christmas Tour of Homes:

Christmas tour of four historical homes and train freight depot. Posters, social media and advertising with the Visitor's Bureau. Tour book had descriptions of each home and depot.

Expenses: **\$2,200.15**

*Since the Christmas Tour of Homes happens in December, some of the expenditures will occur in the year 2022.

Interurban Luggage Rail Car:

Expenses: **\$0.00**

Gingerbread Trail – Sponsor:

No tour this year due to COVID.

Expenses: **\$0.00**

Red Caboose Tours:

To ensure the red caboose remains a popular tourist attraction - Ongoing.

Courthouse Tours:

No tours this year due to COVID. **\$0.00**

Facade Grants:

To ensure that the beautiful historic downtown stays true to historic preservation.

Expenses: **\$9,000.00**

Old Viaduct Light Post:

Restore the light post and put on display.

Expenses: **\$0.00**

Membership Party at Wvatt and Calaboose Buildings:

The buildings underwent restoration and rehabilitation. Not having anything for the members in the last year and half, wanted to show off the buildings.

\$0.00

Annual Membership Meeting and Christmas Party:

Election of new officers and board and membership meeting.

\$800.00

PART 2 – THE NINE CATEGORIES

Every expenditure of hotel taxes must also fit into one of the nine statutorily authorized categories.

Total Part 2 Expenses: **\$33,356.31**

Category 3 - Advertising the City.

Total Category 3 Expenses: \$492.60

Payment of \$492.60 for advertising of Christmas Home Tour. Posters were in the City Kiosks. Posters were placed around the downtown merchants' windows. CVB promoted and advertised the event as well.

Expenses: \$492.60

Category 5 - Historical restoration and preservation.

Total Category 5 Expenses: \$31,003.96

All events and activities undertaken by HWI are to encourage and promote historic preservation. From attracting new members, highlighting the City's history and historical resources, and the promotion of visiting Waxahachie during the Christmas Home Tour. All of our events highlight and promote our city's history which in turn makes Waxahachie a great place for heritage tourism. Our activities in 2021 were:

Scholarship for WISD Student.

To raise awareness of the importance of Waxahachie's unique history for high school age students and their parents – April 2021.

\$1,500.00

Interurban Freight Car Restoration.

Project to restore the Interurban freight car which will be donated to the City and placed near the Railyard Park as a tourist attraction – Ongoing.

\$0

Calaboose and Wyatt Building Maintenance:

To bring awareness to the oldest commercial building remaining in Waxahachie and the first jail, which are tourist attractions. HWI opens the buildings for tours during Gingerbread Trail, Oddfest, and other special events – Ongoing.

\$20,503.96

Facade Grants.

To provide up to \$5,000 grants to businesses in the Downtown Historic Overlay district which will encourage proper restoration and maintenance of the City's most historic resources which attracts visitors – Ongoing.

\$9,000.00

Graffiti Abatement Reimbursement.

To provide reimbursement to businesses in the Downtown Historic Overlay district which will ensure the buildings remain graffiti free and are visually appealing to visitors - Ongoing.

\$0

Category 9 - Signage directing the public to sights and attractions that are visited frequently by hotel guests.

Total Category 9 Expenses: \$1,859.75

Historic Home Marker program.

To identify historic homes, make it easier for tourists to drive by and look at these homes and know their historic significance and date built – Ongoing.

\$1,859.75

Historic Signage.

To identify locations of historic significance for tourists who walk around our downtown area so they can learn about Waxahachie history – Ongoing.

\$0.00

ATTACHMENT B

List of activities/events that fulfill the statement: "All entities that are funded by local hotel occupancy tax must provide a list of the scheduled activities, programs or events that they will offer that will directly enhance and promote tourism and the convention and hotel industry annually."

HWI Planned 2022 Events:

Membership, Social and Program Events

Public meetings to encourage existing and new property owners to perform proper historic restoration. Waxahachie Cemetery membership meeting and fundraiser – Ongoing.

Scholarship for WISD Student

To raise awareness of the importance of Waxahachie's unique history for high school age students and their parents - April, 2022.

Historic Home Marker program

To identify historic homes, make it easier for tourists to drive by and look at these homes and know their historic significance and date built – Ongoing.

Historic Signage

To identify locations of historic significance for tourists who walk around our downtown area so they can learn about Waxahachie history – Ongoing.

Interurban Freight Car Restoration

Project to restore the Interurban freight car which will be donated to the City and placed near the Railyard Park as a tourist attraction – Currently being restored.

Calaboose/Wvatt Building Maintenance and Tours

To bring awareness to the oldest commercial building remaining in Waxahachie and the first jail, which are tourist attractions. HWI opens the buildings during Gingerbread Trail, Oddfest, and other special events – Ongoing.

Red Caboose Tours

To ensure the red caboose remains a popular tourist attraction – Ongoing.

Courthouse Tours

To raise awareness of the beauty and importance of the Ellis County Courthouse HWI provides tours during the Gingerbread Trail, Christmas Tour of Homes and other special events – Ongoing.

Christmas Tour of Homes

Christmas tour of four or five historical homes and buildings. Posters, social media and advertising with the Visitor's Bureau. Collectable Tour and ticket book - December, 2022.

Facade Grants

To provide up to \$7,000 grants to businesses in the Downtown Historic Overlay district which will encourage proper restoration and maintenance of the City's most historic resources which attracts visitors - Ongoing.

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Graffiti Abatement Reimbursement

To provide reimbursement to businesses in the Downtown Historic Overlay district which will ensure the buildings remain graffiti free and are visually appealing to visitors – Ongoing.

Hardy Heck and Moore Historic Resource Survey

Will submit the preliminary application to THC for the TPTF – Ongoing.

ATTACHMENT C

List and attach examples of marketing materials that were used to promote the event outside the local area.



MESSAGE FROM THE CITY MANAGER

As we enter into the holiday season and look forward to the New Year with anticipation, there are so many blessings to count as a community. The past couple of years have brought with them an array of challenges and yet again our amazing community continues to show its resiliency. We have accomplished a great deal as a City and there are many more accomplishments and exciting projects on the horizon.

Construction for the new City Hall Annex Building is underway and expected to be complete in December 2022. The new 40,000 square foot facility will include offices for all Development Services (Planning and Zoning, Public Works, Utilities, Engineering, and Building and Community Services), meeting space, public restrooms, and additional public parking for Downtown. This development will also provide a new home for the Waxahachie Chamber of Commerce.



Our aging infrastructure remains a priority, as we continue our robust street rehab program. This fiscal year, planned asphalt replacement projects include Oak Creek Drive, John Arden Drive, North Rogers Street, Spencer Street and North Gibson. Monticello Drive and Graham Street will both undergo a complete rehabilitation, with new water, sewer, and storm drain lines, new road, sidewalks and lights.

Construction will begin soon on Fire Station 4, which will be located near Brookside Road and IH-35E. We are currently in the final phases of staffing for this addition, which is anticipated to be complete in late 2022. Once operational, the new station will help serve the rapidly growing west side of town.

In addition to development we are so excited to finally have community events again. We recently welcomed a record crowd at the Texas Country Reporter Festival in late October, and future events look to be just as popular. The new Railyard Park Amphitheater is operating in full swing with a calendar of events for all interests and ages. There are an array of wonderful holiday activities to choose from including Bethlehem Revisited, the Historic Waxahachie Christmas Home Tour, Santa Run, and so many more. A complete calendar of events may be viewed at www.waxahachiecb.com.

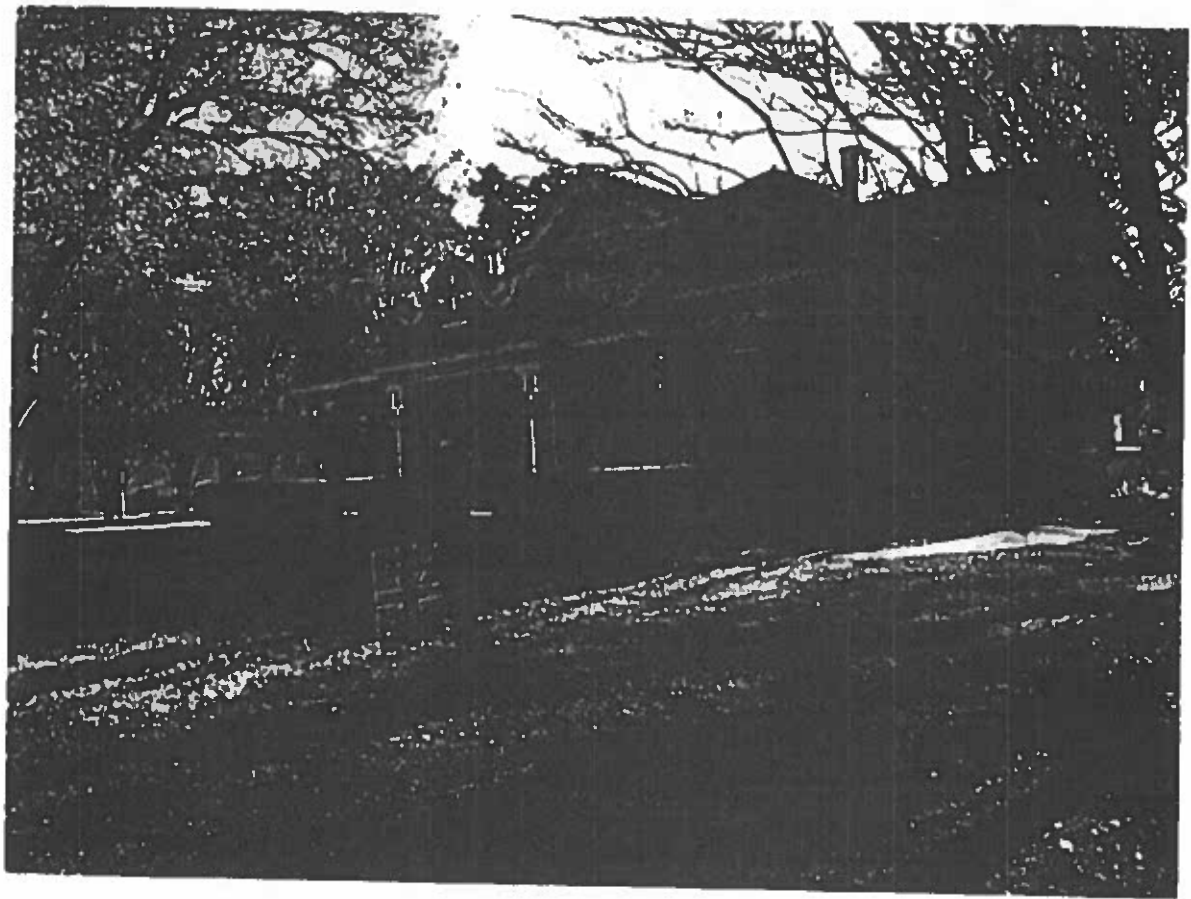
Again, this time of year especially reminds us how truly fortunate we are to call Waxahachie home. While our blessings are many, the most important one is our people. I wish each of you a joyous holiday season. Merry Christmas and Happy New Year!

Michael Scott
City Manager

https://www.waxahachiesun.com/arts_and_entertainment/2021-historic-waxahachie-christmas-home-tour-a-success/article_23a9a99a-7423-11ec-924d-1b2a1da9878f.html

2021 Historic Waxahachie Christmas Home Tour a success

From STAFF REPORTS
Jan 12, 2022



Historic Waxahachie Inc. held its annual Christmas Home Tour on Dec. 11-12. The tour featured four historic homes and the recently restored TBV Railway Freight House, owned by Dusty Autry and Jim Phillips. The houses were 910 W. Marvin Ave., owned by Trevor and Courtney Bodine; 201 E.

(107)

University, owned by Jason and Jaclyn Wilson; 711 W. Main St. (English Merchant's Inn), owned by Howard and Mary Baskin; and 118 Overhill Drive, owned by Terry and Glenna Reisner. HWI extends its appreciation to the homeowners who were willing to open their homes to the public.

"The Christmas Home Tour exceeded our expectations," HWI president Emily Glidewell-Finch said. "Many tour visitors thanked HWI for holding the home tour this year. The homeowners did a wonderful job of decorating their homes."

Michelle Hanson Haye served as the 2021 Christmas Home Tour chair.

"She did a phenomenal job," Glidewell-Finch said. "In a very short time period, she put together the tour."

Glidewell-Finch said the tour would not have been possible without the support of the homeowners, who graciously offered up their private homes, the sponsors and countless volunteers and docents.

"We're so grateful for your support," she said. "The community turned out with astounding and enthusiastic support of the 2021 Christmas Home Tour, with \$10,000 in local sponsorships and countless messages of thanks, appreciation, and encouragement of an event that brings hundreds to Waxahachie's shops, stores, restaurants, and businesses in a single weekend."

Almost 600 tickets were purchased online ahead of the tour, which was a near sell-out event with just under 900 tickets sold, Haye said.



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HISTORIC
WAXAHACHE, INC.

Christmas Tour of Homes

2021



Dec. 11 & 12

2-8 PM

WAXAHACHE HISTORIC TOUR

2021

Historic Waxahachie Inc.'s

Christmas Tour of Homes

One weekend only! | Saturday & Sunday, Dec. 11, 12 | 2-8 pm



Immerse yourself in the historic holiday tradition of the year, and celebrate the spirit of the season, as seen through the lens of Waxahachie's unique historic homes. Decorated in holiday splendor, tour a variety of different architectural styles and learn about what it's like to live and play in these magnificent homes. A festive and fun experience for the whole family!

\$15 Advance Ticket | \$20 Tour Weekend

For more information, please visit: historicwaxahachie.com



(10)



Membership Social

Sunday June 13, 2021
4:00 PM

Singleton Plaza
200 Block of North College

Refreshments will be served
Bring a chair!

Tour our newly restored
historic buildings on-site

Question. ?
Call Becky Kauffman 972-489-2614

Historic Waxahachie Inc. holds annual Christmas party

Special to the Sun

Historic Waxahachie Inc. hosted its annual membership and Christmas party Dec. 5 at the historic Chautauqua Auditorium in Getzen-damer Park. During the event, the 2022 officers and board were sworn in, and awards were presented.

HWF's board for 2022 was sworn in: Harold Barnard - president, Michelle Harris-Haye - vice president, Emily Glidewell-Finch - secretary and past president, Linda Baker - treasurer, Pat Souter - second vice president, Candace Ahlfinger - third vice

president, Kathleen Bowen, Mary Call, Kirk Davis, Chelsea Klepfer, Cyndi Lopez, Nancy Post, Dr. Jamal Rasheed, Richard Teal, John Wedel and Dale Whitfield.

Becky Kauffman will serve as an advisory member to the board.

A special thank you was extended to Teresa McNeil for "all her years of hard work, advice and service to the HWF board," a spokesman said. "We will miss her."

The residential preservation award was presented to Bill and Vicki Alstrin, 703 Williams, whose historic home features an origi-

nally much smaller house within it. The original house was moved from a farm to Williams Street, where a larger residence was built around it. Because the original house had faced Williams Street, that address was retained by the home.

"They removed the enclosed porch and restored the porch," the spokesman said of the Alstrins' preservation efforts. "It looks absolutely beautiful."

The commercial preservation award was presented to Betsy Austry and Jim Phillips for their work on the Trinity & Brazos Valley Railway

Freight Depot on South College Street in historic downtown Waxahachie. The 1907 structure was in serious disrepair when it was restored. The original scale has been kept inside of the building, which has been painted in the original Union Pacific yellow used during the 1920s and 1930s.

"This is a great example of an adaptive reuse of a historical building," the spokesman said.

The leadership award, which is given by the past presidents, was presented to Renald Finch, who has served on the museum board and is vice president of the Ellis County Genealogical Society.

"It has a passion for research and helps many people research their homes or their families," the spokesman said.

As part of the membership and Christmas party, HWF held a toy drive and later dropped off the toys at the local fire station.

(10)

Warm Close Personal Service



Elaine Stracener

• Funeral Ambassador since 2012



(11)



Memorandum

To: Honorable Mayor and City Council

From: Chad Tustison, Finance Director

Thru: Michael Scott, City Manager

Date: September 13, 2022

Re: Consideration and action on a resolution authorizing defeasance and redemption of the City's outstanding obligations and other related matters

As part of the recent budget process, Staff discussed using existing debt service capacity to defease or retire a portion of the City's outstanding debt. A defeasance is a financing tool by which outstanding bonds may be paid off early, thereby removing all obligations of the City for payment of the bonds.

Staff recommends using up to \$2,400,000 in debt service capacity in the Interest and Sinking Fund to defease and/or call a portion of the Series 2011 Certificates of Obligation. The attached resolution authorizes the Finance Director, the City's Financial Advisor, and the City's Bond Council to take all actions necessary to initiate the transactions.

This action is in line with the City's overall debt management strategy. In addition to reducing the City's overall debt burden, there are other advantages to utilizing a defeasance on existing bonds. Primarily, the early payoff of these bonds will save the City in interest costs. This also creates additional bonding capacity for future projects outlined in the City's five-year-capital plan as well as projects to be identified as part of the ongoing comprehensive planning process.

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
COUNTY OF ELLIS
CITY OF WAXAHACHIE

We, the undersigned officers of the City of Waxahachie, Texas (the "City"), hereby certify as follows:

1. The City Council of said City convened in Regular Meeting on September 19, 2022, at the designated meeting place, and the roll was called of the duly constituted officers and members of said City Council, to wit:

David Hill	Mayor
Chris Wright	Mayor Pro-Tem
Billie Wallace	Council Member
Travis Smith	Council Member
Patrick Souter	Council Member
Amber Villarreal	City Secretary

and all of said persons were present thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

RESOLUTION AUTHORIZING DEFEASANCE AND REDEMPTION OF CERTAIN
OF THE CITY'S OUTSTANDING OBLIGATIONS AND OTHER RELATED
MATTERS

was duly introduced for the consideration of said City Council. It was then duly moved and seconded that said Resolution be adopted and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: _____ NOES: _____ ABSTAIN: _____

2. That a true, full and correct copy of the aforesaid Resolution adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Resolution has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the adoption of said Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Resolution would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

(11)

3. That the Mayor of said City has approved and hereby approves the aforesaid Resolution; that the Mayor and the City Secretary of said City have duly signed said Resolution; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Resolution for all purposes.

SIGNED AND SEALED ON SEPTEMBER 19, 2022.

City Secretary,
City of Waxahachie, Texas

Mayor,
City of Waxahachie, Texas

(CITY SEAL)

RESOLUTION AUTHORIZING DEFEASANCE AND REDEMPTION OF CERTAIN OF THE CITY'S OUTSTANDING OBLIGATIONS AND OTHER RELATED MATTERS

STATE OF TEXAS §
COUNTY OF ELLIS §
CITY OF WAXAHACHIE §

WHEREAS, the City of Waxahachie, Texas (the "City") has duly issued and there is now outstanding the following series of debt, secured by ad valorem taxes, revenues or a combination of such ad valorem taxes and revenues:

City of Waxahachie, Texas Combination Tax and Revenue Certificates of Obligation, Series 2011, dated December 1, 2011, currently outstanding in the aggregate principal amount of \$2,370,000 (the "Callable Obligations");

WHEREAS, the City Council (the "City Council") of the City deems it to be in the best interest of the City to use lawfully available funds available after taxes are collected for the 2023 tax year to pay off a portion of the Callable Obligations prior to their maturity during Fiscal Year 2023, which will save the City's taxpayers money by reducing the City's future principal and interest payments on such debt;

WHEREAS, to give effect to this action, the City Council will direct staff to give effect to such redemption during Fiscal Year 2023; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Resolution was considered was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

Section 1. The City delegates authority to the City Manager (the "Authorized Officer") to, on behalf of the City, exercise the City's option to defease or redeem all or a portion of the Callable Obligations.

Section 2. (a) The City hereby directs that the Authorized Officer may select all or a portion of the Callable Obligations (the bonds so selected, the "Redeemed Obligations") be called for redemption as set forth in Section 1. Each of such Redeemed Obligations shall be redeemed at the redemption price equal the principal amount thereof plus interest due thereon to the respective date of redemption.

(b) In addition, the appropriate notices of redemption and defeasance for the Redeemed Obligations are hereby directed to be given as specified by the respective ordinance authorizing the issuance of the Redeemed Obligations and appropriate arrangements shall be made as specified by the respective ordinance authorizing the issuance of the Redeemed Obligations and in accordance with State law so that the Redeemed Obligations may be redeemed. The Redeemed Obligations shall be presented for redemption at the paying agent/registrar therefore, and shall not bear interest after the date fixed for redemption.

Section 3. The City Manager, and other officers and employees of the City are hereby authorized and directed to take such actions and to execute and deliver such documents, certificates and receipts,

(11)

including without limitation notices of redemption with respect to the Redeemed Obligations, as necessary or appropriate to consummate the transactions authorized by this Resolution and to redeem said Redeemed Obligations in accordance with the provisions and requirements of said Redeemed Obligations.

Section 4. The Authorized Officer is hereby authorized to transfer lawfully available City funds as necessary to defease and redeem the Callable Obligations.

Section 4. If any provision of this Resolution or the application thereof to any circumstance shall be held to be invalid, the remainder of this Resolution and the application thereof to other circumstances shall nevertheless be valid, and this governing body hereby declares that this Resolution would have been enacted without such invalid provision.

Section 5. This Resolution shall be effective immediately upon adoption.



Memorandum

To: Honorable Mayor and City Council
From: Gumaro Martinez, Executive Director Parks & Leisure Services
Thru: Michael Scott, City Manager
Date: September 19, 2022
Re: Ratify and Authorize Funding from Waxahachie Community Development Corporation for Gateway Monument Project

Item Description: Ratify and authorize the use of \$625,000 from the Waxahachie Community Development Corporation (WCDC) unrestricted fund balance for the design, engineering, and construction costs related to the Gateway Monument Project.

Item Summary: As the viaduct project nears completion, an opportunity presented itself to construct a Gateway Monument on a stranded piece of land north of the Union Pacific Railroad at the split of Hwy 77 into Elm and Monroe Street. After receiving initial approval from TxDOT to use the land, staff hired a consultant to design and develop an opinion of probable costs for the Gateway Monument. The consultant held meetings with TxDOT and Union Pacific to ensure the monument would meet all the design guidelines and wouldn't infringe on the railroad right-of-way or TxDOT clear zones. After a four-month process of staff input and revisions, Kimley-Horn developed a Gateway Monument that incorporates Corten steel signage with pinned metal lettering, landscape beds with native plants, landscape boulders, irrigation, and landscape lighting. The monument will be double-sided to be seen from both north and south bound traffic lanes.

The Gateway Monument concept and related construction costs were presented to the WCDC Board on September 13, 2022, for their consideration. The Board voted unanimously to accept the project as presented and approved \$625,000 from the WCDC Fund for the project.

Staff Recommendation: Staff makes a recommendation for Council to authorize the use of \$625,000 from the WCDC unrestricted fund balance for the Gateway Monument Project, and also to authorize the City Manager to enter into any related professional services contracts associated with the construction of the monument.

(12)

Fiscal Impact: The WCDC unrestricted fund balance has sufficient capacity to cover the cost of the project. The funds would be allocated in Fiscal Year 2022-23 to GL accounts 208-000-53200 Professional Services and 208-000-57400 Improvement Other Than Bldgs.



Memorandum

To: Honorable Mayor and City Council

From: Richard B. Abernethy, Director of Administrative Services

Thru: Michael Scott, City Manager

Date: September 19, 2022

Re: Consider a resolution accepting and supporting the Airport Master Plan Project for Mid-Way Regional Airport

Item Description: Consider a resolution accepting and supporting the Airport Master Plan Project for Mid-Way Regional Airport

Item Summary: On May 12, 2022 the Mid-way Regional Airport Board authorized staff to move forward with updating the Airport Master Plan in the FY 2022-23 capital improvement plan. This would allow the airport to fund it as part of the 90/10 grant program through the Airport Project Participation Agreement (APPA) with the Texas Department of Transportation (TxDOT). As a reminder, the Airport Master Plan was last updated in 2012.

Since then staff has been working with TxDOT on the project details. The total project cost is estimated to be \$200,000. The grant will fund \$180,000 and the remaining \$20,000 will be funded with a local match; however, the airport will use its own American Rescue Plan Act (ARPA) funds to cover the local match.

TxDOT will advertise the Request for Qualifications (RFQ) for a consultant firm to work with airport to update the Airport Master Plan. In addition, TxDOT will also include, as alternative bid items, an update to the business plan, rates and charges, rules and regulations, and minimum standards. This component will have to be funded with another source and may come back to each City Council as an additional funding request in the future.

The project has received preliminary approval from TxDOT and will be presented to the Texas Transportation Commission on October 27th for authorization to be funded.

The next step is to have the Cities of Waxahachie and Midlothian approve a resolution accepting and supporting the project. This task must be completed and submitted to TxDOT by September 27th. Midlothian approved their resolution on September 13th.

On September 8th, the Mid-Way Regional Airport Board recommended approval of the resolution and named the airport manager as the project representative. In addition, the consultant selection committee will include the airport board chair, one airport board member from each City, and a staff representative from each City. Staff recommends approval of the resolution.

Fiscal Impact: The Master Plan and local match will be covered with federal grant funds via the Texas Department of Transportation; however, the cost of the alternative bid items to update the airport's business plan, rates and charges, and rules and regulations will have to be covered by the airport. Funding for this would come from other sources and may come back to each City Council as an additional funding request in the future.

(13)

RESOLUTION NO. _____

WHEREAS, City of Midlothian and City of Waxahachie intend to make certain improvements to Mid-Way Regional Airport; and

WHEREAS, the general description of the project is described as the Airport Master Plan Project; and

WHEREAS, City of Midlothian and City of Waxahachie intend to request financial assistance from the Texas Department of Transportation for these improvements; and

WHEREAS, total project cost is estimated to be \$200,000, and the 10% of the cost match in the grant program will be funded utilizing American Rescue Plan Act Funds, there will be no local match; and

WHEREAS, City of Midlothian and City of Waxahachie name the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing all funds for these improvements and for the administration of contracts necessary for the implementation of these improvements.

NOW, THEREFORE, BE IT RESOLVED, THAT CITY OF MIDLOTHIAN AND CITY OF WAXAHACHIE hereby direct the Airport Manager to execute on behalf of City of Midlothian and City of Waxahachie, at the appropriate time, and with the appropriate authorizations of this governing body, all contracts and agreements with the State of Texas, represented by the Texas Department of Transportation, and such other parties as shall be necessary and appropriate for the implementation of the improvements to Mid-Way Regional Airport.

PASSED AND APPROVED THIS 19TH DAY OF SEPTEMBER, 2022.

David Hill, Mayor, City of Waxahachie

ATTEST:

Amber Villarreal, City Secretary, City of Waxahachie

(14)



Memorandum

To: Honorable Mayor and City Council
From: David Bailey, Senior Director of Utilities
Thru: Michael Scott, City Manager *[Signature]*
Date: September 19, 2022
Re: Consider the approval of a Professional Engineering Services Agreement with Kimley-Horn and Associates, Inc. for the Wastewater Treatment Plant Master Plan Update

Item Description: On September 19, 2022 an item will appear before the City Council for a Professional Service Agreement (Agreement) with Kimley-Horn and Associates, Inc. for providing engineering services to update of the Wastewater Treatment Master Plan in the amount of \$276,000.

Item Summary: This project will evaluate the existing wastewater treatment plant (WWTP) and Lions Park for future expansion of the existing plant. Additional sites will be evaluated, for discussion and consideration, of additional future treatment locations, independent of the current plant site, to help manage build out of the wastewater collection system projected flows. The existing facilities will also be evaluated and recommendations for long-term sustainability will be provided.

The last Wastewater Treatment Plant Master Plan Update was completed in 2017 and since that time there have been significant legislative changes involving annexation that now have an adverse impact on the current wastewater treatment plant master plan strategies.

Fiscal Impact: The project will be funded by wastewater impact fee. Total amount of this Agreement is \$276,000. Staff has reviewed the proposal and is recommending City Council approval.

(15)



Memorandum

To: Honorable Mayor and City Council

From: David Bailey, Senior Director of Utilities

Thru: Michael Scott, City Manager

Date: September 19, 2022

Re: Consider the Approval of a Professional Engineering Service Agreement with Freese and Nichols, Inc. for water line replacement along Martin Luther King Junior Boulevard

Item Description: On September 19, 2022 an item will appear before the City Council for a Professional Engineering Service Agreement (Agreement) with Freese & Nichols, Inc. for design and construction oversight services associated with the MLK Jr. Blvd 14" & 8" water main replacement in the amount of \$355,000.

Item Summary: This proposal includes design engineering services, TxDot coordination, right of way acquisition services, and construction administration services for the project. This project will replace approximately 3,100 linear feet of existing 4", 8", and 14" cast iron water distribution lines, that have exceeded their service life, with new 14" and 8" water lines, valves, water services and fire hydrants. The limits of construction will be along MLK Jr. Boulevard from Clift Street to Young Street and is to be constructed in private utility easements outside of TxDot right of way.

Fiscal Impact: This project is a planned and budgeted expense included in the Utility Department's 5-year CIP and is funded through the FY20 bond sale. Staff has reviewed the proposal and recommends approval in the amount of \$355,000.