



# CITY OF DECATUR, TEXAS

## AGENDA CITY COUNCIL MEETING MONDAY, September 25, 2017 WORKSHOP 5:30 P.M.

MONTHLY DEPARTMENT REPORTS – Conference Center, Finance, Library and Main Street

Conference Center report by Conference Center Director, Lori Sherwood including relevant information and follow-up discussion with Council and other staff regarding operations.

Finance hear and discuss report by Finance Director, Mike Erwin including relevant information and follow-up discussion with Council and other staff.

Library report by Library Director, Patricia Peters including relevant information and follow-up discussion with Council and other staff.

Main Street report by Main Street Director, Frieda Lasater including relevant information and follow-up discussion with Council and other staff regarding the following items:

1. Organization
2. Design
3. Economic Restructuring
4. Promotions

### REGULAR MEETING 6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

1. CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETING HELD SEPTEMBER 11, 2017.

#### Planning and Zoning Report:

2. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE SECOND READING OF AN ORDINANCE ON **SPECIFIC USE PERMIT APPLICATION 2017-04**—MR. STEPHEN LINDSEY'S REQUEST, ON BEHALF OF ROOSTER'S ROADHOUSE, FOR A SPECIFIC USE PERMIT TO ALLOW FOR THE SALE OF ALCOHOLIC BEVERAGES, INCLUDING MIXED DRINKS, ON APPROXIMATELY 0.049 ACRES OF LAND BEING LEGALLY DESCRIBED AS NORTH PART OF LOT 2, BLOCK 5, ORIGINAL DECATUR ADDITION OR MORE COMMONLY REFERRED TO AS 106 N. TRINITY STREET, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY CAN BE OBTAINED FROM THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT. **(THE PLANNING AND ZONING COMMISSION RECOMMENDED APPROVAL**

**4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**

3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE SECOND READING OF AN ORDINANCE ON **SPECIFIC USE PERMIT APPLICATION 2017-06**—MR. KIRK DINKINS' REQUEST, ON BEHALF OF FUZZY'S TACO SHOP, FOR A SPECIFIC USE PERMIT TO ALLOW FOR THE SALE OF ALCOHOLIC BEVERAGES, INCLUDING MIXED DRINKS, ON APPROXIMATELY 0.114 ACRES OF LAND BEING LEGALLY DESCRIBED AS LOT 3, BLOCK 12, ORIGINAL TOWN OF DECATUR ADDITION OR MORE COMMONLY REFERRED TO AS 109 N. STATE STREET, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY CAN BE OBTAINED FROM THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT. **(THE PLANNING AND ZONING COMMISSION RECOMMENDED APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
4. CONSIDER AND TAKE ACTION ON **VARIANCE APPLICATION 2017-12**—CHRIS AND MICAH FERNIHOUGH'S REQUEST FOR A VARIANCE FROM THE CITY OF DECATUR SIGN ORDINANCE, SECTIONS 15-7A(15) AND 15-7A(16) JOINT USE POLE SIGNS AND SECTIONS 15-7A(21) ELECTRONIC MESSAGE BOARDS (EMBS). SPECIFICALLY, APPLICANT IS REQUESTING A VARIANCE TO:
  - A. ALLOW AN ALREADY BUILT SIGN POLE AND THE UNPERMITTED ADDITION/EXPANSION OF THE SIGN TO BE CONTINUED IN ITS PRESENT LOCATION, WHICH IS IN A PLATTED EASEMENT/BUILDING SETBACK AND IS NOT IN THE MID 1/3 OF THE STREET FRONTAGE (SECTION 15-7(A)15);
  - B. ALLOW EMB ON US HWY 81-287 (SECTION 15-7(A)21);
  - C. ALLOW EMB TO BE THE MAIN IDENTIFICATION SIGN FOR THE WISE HONDA BUSINESS UNDERNEATH THE HONDA BRANDING SIGN (SECTION 15-7(A)21); AND
  - D. ALLOW EMB TO EXCEED THE 30 S.F. MAXIMUM SIZE ALLOWED (SECTION 15-7(A)21).  
***AT THE SEPTEMBER 11, 2017, MEETING, THE CITY COUNCIL TABLED ACTION ON THIS ITEM UNTIL THE FERNIHOUGHS CAN PROVIDE SATISFACTORY RESOLUTION OF ALL OUTSTANDING ELECTRICAL AND BUILDING VIOLATIONS, AN ENGINEERED STAMP DRAWING FOR A FREE STANDING SIGN GREATER THAN EIGHT (8) FEET IN HEIGHT, AND A SIGNED ENCROACHMENT AGREEMENT.***
5. CONSIDER AND APPROVE INTERLOCAL AGREEMENT BETWEEN WISE COUNTY AND THE CITY OF DECATUR FOR FIRE PROTECTION AND FIRST RESPONDER SERVICES FOR FISCAL YEAR 2017-2018.
6. CONSIDER AND TAKE ACTION REGARDING A CONTRACT OF SERVICE BETWEEN WISE COUNTY AND THE DECATUR PUBLIC LIBRARY FOR SERVICES AS A COUNTY LIBRARY FOR FISCAL YEAR 2017-2018.
7. CONSIDER RE-APPOINTING TERI BERUBE, EILEEN STANDRIDGE AND JOHN LANIER TO THE PLANNING AND ZONING COMMISSION WITH TERMS TO EXPIRE OCTOBER 1, 2019.
8. CONSIDER RE-APPOINTING REGULAR MEMBERS MARK DUNCUM, WILL KLOSE AND DENNIS MCCREARY TO THE BOARD OF ADJUSTMENT WITH TERMS TO EXPIRE OCTOBER 1, 2019.
9. CONSIDER THE RESIGNATION OF DON OGLE FROM THE BOARD OF ADJUSTMENT. (HE HAS BEEN A REGULAR MEMBER SINCE 2005)
10. CONSIDER APPOINTMENT OF JERRY WATSON TO THE CEMETERY BOARD WITH A TERM TO EXPIRE MAY 31, 2019. (FILLING VACANCY CREATED BY BILLY WILEY'S RESIGNATION IN MAY).

11. CONSIDER NOMINATIONS FOR WISE COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS FOR A TWO YEAR TERM BEGINNING JANUARY 1, 2018.
12. CONSIDER MAIN STREET REQUEST TO CLOSE THE 100 BLOCK OF MAIN STREET (FROM STATE STREET TO TRINITY STREET) ON FRIDAY, OCTOBER 13<sup>TH</sup> FOR *PAINT THE TOWN PINK* FROM 7:00 A.M. TO 2:00 P.M.
13. ON BEHALF OF DECATUR TOWN SQUARE, LLC, THE CITY OF DECATUR MAIN STREET PROGRAM REQUESTS TO CLOSE STATE STREET (FROM WALNUT STREET TO MAIN STREET) FROM 7:00 A.M. TO 9:00 P.M. ON THURSDAY OCTOBER 5<sup>TH</sup> FOR A WELCOME RECEPTION FOR THE NATIONAL ASSOCIATION OF COUNTIES (NACO), TO KICK OFF TO THEIR RURAL ACTION CAUCUS OCTOBER 5-7.
14. **EXECUTIVE SESSION** – IN ACCORDANCE WITH TEXAS GOVERNMENT CODE 551, SUBCHAPTER D – SUBSECTION 551.074 – PERSONNEL MATTERS – EVALUATION OF CITY MANAGER.
15. ACTION FROM EXECUTIVE SESSION

#### ADJOURNMENT

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on Thursday, September 21, 2017, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

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Diane Cockrell, TRMC, City Secretary

\*NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.