



CITY OF DECATUR, TEXAS

AGENDA
CITY COUNCIL MEETING
Monday, February 12, 2018
REGULAR MEETING
6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

1. CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETINGS HELD:
 - A. JANUARY 22, 2018
 - B. JANUARY 29, 2018
2. CONSIDER APPROVAL OF BILLS AND INVOICES FOR JANUARY 2018.

Planning and Zoning Report:

Open Public Hearing:

3. HEAR AND CONSIDER STAFF REPORT, PUBLIC COMMENT, SERVICE PLAN AND FIRST READING OF AN ORDINANCE ON **VOLUNTARY ANNEXATION PETITION 2017-16**—MR. JODY FORMAN AND MRS. LADONNA WREN'S REQUEST TO INSTITUTE VOLUNTARY ANNEXATION PROCEEDINGS TO ENLARGE AND EXTEND THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE THE DESCRIBED PROPERTY, AND ADOPT A SERVICE PLAN AND TO AMEND THE OFFICIAL COMPREHENSIVE LAND USE MAP TO INCLUDE THE FOLLOWING LAND USE DESIGNATION FOR THE ANNEXED PROPERTY TO BECOME EFFECTIVE UPON THE EFFECTIVE DATE OF ANNEXATION; AND TO AMEND THE CITY OF DECATUR ZONING ORDINANCE AND THE OFFICIAL ZONING MAP FOR THE ANNEXED PROPERTY WITH SUCH ZONING TO BECOME EFFECTIVE UPON THE EFFECTIVE DATE OF ANNEXATION TO ESTABLISH ZONING DISTRICT FOR THE PROPERTY, TO WIT:

GENERALLY LOCATED 283' WEST OF THE CENTERLINE OF FORTENBERRY ROAD AND BEING 2.168-ACRE TRACT IN THE G.M. VIGIL SURVEY, ABSTRACT NO. 857, WISE COUNTY, TEXAS, BEING PART OF A CERTAIN 50.038-ACRE TRACT DESCRIBED IN INSTRUMENT RECORDED IN VOLUME 403, PAGE 751, DEED RECORDS, WISE COUNTY, TEXAS, AND BEING DESCRIBED BY METES AND BOUNDS ON THE SURVEY LOCATED AT THE PLANNING & DEVELOPMENT SERVICE BUILDING, 1601 S. STATE ST., BLDG. C, DECATUR, TEXAS; AND THE PROPOSED ANNEXATION OF 1.22 ACRES OF THE PORTION OF FM 1810 ADJACENT TO AND EXTENDING 283' ALONG SAID TERRITORY (A2017-16). THE PROPOSED COMPREHENSIVE PLAN LAND USE DESIGNATION IS LOW DENSITY RESIDENTIAL (LDR) (CP2017-18). THE PROPOSED ZONING IS SINGLE FAMILY RESIDENTIAL-1 (SF-1) (ZC2017-19).

(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)

4. HEAR AND CONSIDER STAFF REPORT, PUBLIC COMMENT AND FIRST READING OF AN ORDINANCE REGARDING **COMPREHENSIVE PLAN AMENDMENT APPLICATION 2017-18**—MR. JODY FORMAN AND MRS. LADONNA WREN’S REQUEST TO AMEND THE OFFICIAL COMPREHENSIVE LAND USE MAP TO INCLUDE THE FOLLOWING LAND USE DESIGNATION FOR THE ANNEXED PROPERTY TO BECOME EFFECTIVE UPON THE EFFECTIVE DATE OF ANNEXATION, TO WIT:

GENERALLY LOCATED 283’ WEST OF THE CENTERLINE OF FORTENBERRY ROAD AND BEING 2.168-ACRE TRACT IN THE G.M. VIGIL SURVEY, ABSTRACT NO. 857, WISE COUNTY, TEXAS, BEING PART OF A CERTAIN 50.038-ACRE TRACT DESCRIBED IN INSTRUMENT RECORDED IN VOLUME 403, PAGE 751, DEED RECORDS, WISE COUNTY, TEXAS, AND BEING DESCRIBED BY METES AND BOUNDS ON THE SURVEY LOCATED AT THE PLANNING & DEVELOPMENT SERVICE BUILDING, 1601 S. STATE ST., BLDG. C, DECATUR, TEXAS; AND THE PROPOSED ANNEXATION OF 1.22 ACRES OF THE PORTION OF FM 1810 ADJACENT TO AND EXTENDING 283’ ALONG SAID TERRITORY (A2017-16). THE PROPOSED COMPREHENSIVE PLAN LAND USE DESIGNATION IS LOW DENSITY RESIDENTIAL (LDR) (CP2017-18). THE PROPOSED ZONING IS SINGLE FAMILY RESIDENTIAL-1 (SF-1) (ZC2017-19).

(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)

5. HEAR AND CONSIDER STAFF REPORT, PUBLIC COMMENT AND FIRST READING OF AN ORDINANCE ON **ZONING APPLICATION 2017-19**—MR. JODY FORMAN AND MRS. LADONNA WREN’S REQUEST TO AMEND THE OFFICIAL ZONING MAP TO INCLUDE THE FOLLOWING ZONING DISTRICT FOR THE ANNEXED PROPERTY TO BECOME EFFECTIVE UPON THE EFFECTIVE DATE OF ANNEXATION, TO WIT:

GENERALLY LOCATED 283’ WEST OF THE CENTERLINE OF FORTENBERRY ROAD AND BEING 2.168-ACRE TRACT IN THE G.M. VIGIL SURVEY, ABSTRACT NO. 857, WISE COUNTY, TEXAS, BEING PART OF A CERTAIN 50.038-ACRE TRACT DESCRIBED IN INSTRUMENT RECORDED IN VOLUME 403, PAGE 751, DEED RECORDS, WISE COUNTY, TEXAS, AND BEING DESCRIBED BY METES AND BOUNDS ON THE SURVEY LOCATED AT THE PLANNING & DEVELOPMENT SERVICE BUILDING, 1601 S. STATE ST., BLDG. C, DECATUR, TEXAS; AND THE PROPOSED ANNEXATION OF 1.22 ACRES OF THE PORTION OF FM 1810 ADJACENT TO AND EXTENDING 283’ ALONG SAID TERRITORY (A2017-16). THE PROPOSED COMPREHENSIVE PLAN LAND USE DESIGNATION IS LOW DENSITY RESIDENTIAL (LDR) (CP2017-18). THE PROPOSED ZONING IS SINGLE FAMILY RESIDENTIAL-1 (SF-1) (ZC2017-19).

(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)

6. HEAR STAFF REPORT, PUBLIC COMMENT AND CONSIDER FIRST READING OF AN ORDINANCE REGARDING **SPECIFIC USE PERMIT APPLICATION 2017-07**—MRS. BOBBIE BRANSCUM’S REQUEST, ON BEHALF OF SOUTH MARTIN BRANCH, LP, FOR A SPECIFIC USE PERMIT TO ALLOW A DAY CARE IN A THOROUGHFARE BUSINESS (C-2) ZONING DISTRICT IN THE SOUTH MARTIN BRANCH PLANNED DEVELOPMENT (PD), ON APPROXIMATELY 0.98 ACRES OF LAND BEING LEGALLY PROPOSED AS LOT 37, BLOCK F, SOUTH MARTIN BRANCH ADDITION, PHASE 5 OR MORE COMMONLY REFERRED TO AS 420 MARTIN BRANCH RD., DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION IS FOUND IN “EXHIBIT A” OF THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMENDED APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**

Close Public Hearing

7. HEAR STAFF REPORT AND CONSIDER TAKING ACTION REGARDING **PRELIMINARY PLAT APPLICATION 2017-10**—MR. GLENN HUGHES' REQUEST, ON BEHALF OF WISE COUNTY, TO PRELIMINARY PLAT LOT 1, BLOCK 1, WISE COUNTY FAIR GROUNDS ADDITION, BEING A 166.66-ACRE TRACT IN THE S. ISAACS SURVEY, ABSTRACT NO. 454, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS LOCATED ON THE PLAT EXHIBIT FOUND IN THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
8. HEAR STAFF REPORT AND CONSIDER TAKING ACTION REGARDING **FINAL PLAT APPLICATION 2017-03**—MR. GLENN HUGHES' REQUEST, ON BEHALF OF WISE COUNTY, TO FINAL PLAT LOT 1, BLOCK 1, WISE COUNTY FAIR GROUNDS ADDITION, BEING A 166.66-ACRE TRACT IN THE S. ISAACS SURVEY, ABSTRACT NO. 454, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS LOCATED ON THE PLAT EXHIBIT FOUND IN THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
9. HEAR STAFF REPORT AND CONSIDER TAKING ACTION REGARDING **PRELIMINARY PLAT APPLICATION 2017-15**—MRS. BOBBIE BRANSCUM'S REQUEST, ON BEHALF OF SOUTH MARTIN BRANCH, LP, TO PRELIMINARY PLAT LOT 37, BLOCK F, SOUTH MARTIN BRANCH ADDITION, PHASE 5, BEING A 0.98-ACRE TRACT OF LAND IN THE WILLIAM DUNN SURVEY, ABSTRACT NO. 257, AND IN THE SOUTH MARTIN BRANCH PLANNED DEVELOPMENT (PD), IN THE CITY OF DECATUR, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION IS FOUND ON THE PLAT EXHIBIT IN THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
10. HEAR STAFF REPORT AND CONSIDER TAKING ACTION REGARDING **FINAL PLAT APPLICATION 2017-15**—MRS. BOBBIE BRANSCUM'S REQUEST, ON BEHALF OF SOUTH MARTIN BRANCH, LP, TO FINAL PLAT LOT 37, BLOCK F, SOUTH MARTIN BRANCH ADDITION, PHASE 5, BEING A 0.98-ACRE TRACT OF LAND IN THE WILLIAM DUNN SURVEY, ABSTRACT NO. 257, AND IN THE SOUTH MARTIN BRANCH PLANNED DEVELOPMENT (PD), IN THE CITY OF DECATUR, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION IS FOUND ON THE PLAT EXHIBIT IN THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
11. HEAR STAFF REPORT AND CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2018-01**—MR. WILLIE HAYDEN'S REQUEST TO FINAL PLAT LOT 2R, BLOCK 101, SOUTH DECATUR ADDITION, BEING A 0.862-ACRE TRACT OF LAND AND A REPLAT OF A PORTION OF LOTS 1-4, BLOCK 101, SOUTH DECATUR ADDITION, TO THE CITY OF DECATUR, WISE COUNTY TEXAS. ACCESS TO US HWY 81-287 IS BY WAY OF A 30' PRIVATE ROAD EASEMENT (VOLUME 789, PAGE 788). A COMPLETE LEGAL DESCRIPTION IS FOUND ON THE PLAT EXHIBIT IN THIS STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 4-0, CHAIRMAN EDWARDS, VICE-CHAIRMAN LEMOND AND COMMISSIONER STANDRIDGE ABSENT.)**
12. CONSIDER A RESOLUTION ORDERING A SPECIAL ELECTION TO BE HELD ON MAY 5, 2018 FOR THE CONSIDERATION OF A PROPOSITION REGARDING *"Legalizing bingo games for charitable purposes as authorized by the Bingo Enabling Act in the City of Decatur"* (AND AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT WITH WISE COUNTY ELECTIONS ADMINISTRATOR TO CONDUCT THE ELECTION AND A JOINT ELECTION AGREEMENT WITH DECATUR ISD)

Considerar una resolución ordenando una elección especial a celebrarse el 5 de mayo de 2018, para someterlo a la consideración de una proposición sobre "la legalización de los juegos de bingo con fines benéficos como autorizado por la ley de habilitación de Bingo en la ciudad de Decatur" (y autorizar al alcalde PARA EJECUTAR EL ACUERDO CON Wise County Elections ADMINISTRATOR PARA CELEBRAR LAS ELECCIONES Y UN ACUERDO ELECTORAL CONJUNTA CON DECATUR ISD)

13. HEAR PRESENTATION BY WASTE CONNECTIONS REGARDING RESIDENTIAL REFUSE COLLECTION, DISCUSS AND TAKE ACTION IF NEEDED.
14. HEAR YEARLY REPORT REGARDING POLICE RACIAL PROFILING REVIEW STATISTICS FOR JANUARY 2017 THRU DECEMBER 2017 AND DISCUSS WITH COUNCIL AND STAFF.
15. CONSIDER AND TAKE ACTION REGARDING A REQUEST BY DECATUR MAIN STREET PROGRAM FOR THE 2018 CRUISE NIGHTS EVENT ON THE COURTHOUSE SQUARE, TO CLOSE THE 100 BLOCK OF STATE STREET, THE 100 BLOCK OF MAIN STREET AND THE 100 BLOCK OF TRINITY STREET (FOR THE MAY SHOW ONLY, THE REQUEST WILL INCLUDE THE 100 BLOCK OF WALNUT STREET) IN THE IMMEDIATE DOWNTOWN AREA FROM 4 TO 8 P.M.: MAY 5th, JUNE 2nd, SEPTEMBER 1ST AND OCTOBER 6th.
16. CONSIDER AND TAKE ACTION REGARDING A REQUEST BY MISTY HUDSON OF THE DECATUR CHAMBER OF COMMERCE AND THE 2nd ANNUAL "EIGHTER FROM DECATUR FOOD TRUCK CHALLENGE" SCHEDULED FOR SATURDAY, MAY 5, 2018 10:30 A.M. TO MIDNIGHT. TO CLOSE THE FOLLOWING STREETS:
Friday, May 4th - 100 – 200 blocks of N. Lane Street (8:00 a.m. – reopen Sunday, May 6th - 1:00 a.m.)
Friday, May 4th - 300 – 400 blocks of West Main Street (7:00 a.m. – reopen Sunday, May 6th 1:00 a.m.)
Friday, May 4th – 200 – 400 blocks of West Walnut Street (7:00 a.m. – will reopen Sunday, May 6th at 1:00 a.m.)
Friday, May 4th – 400 – 800 blocks of West Walnut Street (7:00 a.m. – will reopen Sunday, May 6th at 1:00 a.m.)
Saturday, May 5th – 200 – 300 blocks of West Main Street (7:00 a.m. – reopen Sunday, May 6th 1:00 a.m.)
17. DISCUSS MARCH 12TH, NOVEMBER 12TH AND DECEMBER 24TH COUNCIL MEETINGS.

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, February 8, 2018, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

Diane Cockrell, TRMC, CMC
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.