



CITY OF DECATUR, TEXAS

AGENDA CITY COUNCIL MEETING Monday, November 26, 2018 WORKSHOP 5:30 p.m.

MONTHLY DEPARTMENT REPORTS – Library and Main Street

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

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

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

Attorney Mason Woodruff and Planning Director Ragland to seek direction from Council regarding maximum square footage limitations on multi-family structures.

REGULAR MEETING 6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

1. **CONSENT AGENDA** – All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

- A. CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETING HELD NOVEMBER 13, 2018.

Planning and Zoning Report:

2. CONSIDER AND TAKE ACTION ON SECOND READING OF AN ORDINANCE AMENDING APPENDIX “B,” “ZONING” OF THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS TO GRANT A SPECIFIC USE PERMIT TO ALLOW AN ACCESSORY DWELLING IN A SF-2, SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT, ON APPROXIMATELY 0.3 ACRES OF LAND BEING LEGALLY DESCRIBED AS LOT 3, BLOCK 20, SOUTH DECATUR ADDITION, WISE COUNTY, DECATUR, TEXAS AND MORE COMMONLY REFERRED TO AS 804 S. TRINITY ST., DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY

IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. (**APPLICATION SUP2018-06—MS. CARLA TIPTON’S REQUEST.**) (**THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.**)

3. CONSIDER AND TAKE ACTION ON SECOND READING OF AN ORDINANCE AMENDING APPENDIX “B,” “ZONING,” OF THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS TO GRANT A ZONING CHANGE AND TO AMEND THE ZONING MAP FROM A SF-2, SINGLE FAMILY RESIDENTIAL DISTRICT ZONING DISTRICT TO A CO, OFFICE DISTRICT ZONING DISTRICT FOR AN APPROXIMATELY 1.337 ACRES OF LAND AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF CHARLES STREET WHERE ADJACENT TO SUBJECT TRACT. THE PROPERTY IS LEGALLY DESCRIBED AS PART OF BLOCK 108 AND BLOCK 109, PART OF TRINITY STREET AND SHORT STREET, SOUTH DECATUR ADDITION (PROPOSED TO BE REPLATTED AS LOT 1, BLOCK 1, WISE COUNTY HERITAGE MUSEUM ADDITION), GENERALLY LOCATED AT THE TERMINUS OF S. TRINITY STREET AT THE INTERSECTION OF CHARLES STREET AND IS MORE COMMONLY REFERRED TO AS 1602 S. TRINITY STREET, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND IN THE STAFF REPORT. (**APPLICATION ZC2018-03—MR. KERRY CLOWER’S REQUEST, ON BEHALF OF THE WISE COUNTY HISTORICAL SOCIETY, INC.**) (**THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.**)
4. CONSIDER AND TAKE ACTION ON SECOND READING OF AN ORDINANCE AMENDING APPENDIX “B,” “ZONING” OF THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS TO GRANT A SPECIFIC USE PERMIT TO ALLOW A MUSEUM IN A CO, OFFICE ZONING DISTRICT, ON APPROXIMATELY 1.337 ACRES OF LAND AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF CHARLES STREET WHERE ADJACENT TO SUBJECT TRACT. THE PROPERTY IS LEGALLY DESCRIBED AS PART OF BLOCK 108 AND BLOCK 109, PART OF TRINITY STREET AND SHORT STREET, SOUTH DECATUR ADDITION (PROPOSED TO BE REPLATTED AS LOT 1, BLOCK 1, WISE COUNTY HERITAGE MUSEUM ADDITION), GENERALLY LOCATED AT THE TERMINUS OF S. TRINITY STREET AT THE INTERSECTION OF CHARLES STREET AND IS MORE COMMONLY REFERRED TO AS 1602 S. TRINITY STREET, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. (**APPLICATION SUP2018-07—MR. KERRY CLOWER’S REQUEST, ON BEHALF OF THE WISE COUNTY HISTORICAL SOCIETY, INC.**) (**THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.**)
5. HEAR STAFF REPORT AND CONSIDER FIRST READING OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS REPEALING ARTICLE VI, “FOOD ESTABLISHMENT RULES” OF CHAPTER 7, “LICENSE AND BUSINESS REGULATION” AND ADOPTING A NEW ARTICLE VI, “FOOD ESTABLISHMENT RULES” PROVIDING REGULATIONS AND ADOPTING THE TEXAS FOOD ESTABLISHMENT RULES PROMULGATED BY THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES CHAPTER 228 OF THE TEXAS ADMINISTRATIVE CODE; TITLE 25; PART 1 AND SUBCHAPTERS C, F, G, K, L, N, S, U, EE, FF AND GG OF CHAPTER 229 OF THE TEXAS ADMINISTRATIVE CODE; TITLE 25; PART 1 AND MAKING RELATED DELETIONS AND AMENDMENTS THERETO; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING A SAVING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE AUTHORIZING A FINE OF NOT MORE THAN \$2,000 A DAY FOR EACH VIOLATION; PROVIDING FOR PUBLICATION; AND NAMING AN EFFECTIVE DATE.

Open Public Hearing:

6. HEAR STAFF REPORT, PUBLIC COMMENT AND CONSIDER FIRST READING OF AN ORDINANCE AMENDING APPENDIX “B,” “ZONING” OF THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS TO ADOPT AMENDMENTS TO ARTICLE 6, “USE REGULATIONS,” SECTION 6.1 “USE CHART,” TABLE 7, “PERMITTED USE CHART” TO

ALLOW COMMUNITY/ FARMERS MARKETS AS A PERMITTED USE BY RIGHT IN THE C-1, RESTRICTED BUSINESS AND C-1A, DECATUR SQUARE BUSINESS ZONING DISTRICTS AND TO ALLOW AS A PERMITTED USE WITH AN APPROVED SPECIFIC USE PERMIT (SUP) IN THE C-2, THOROUGHFARE BUSINESS ZONING DISTRICT; AND TO ALLOW FOOD TRUCK PARKS, AND MOBILE FOOD UNITS AS PERMITTED USES BY RIGHT IN THE C-1A, DECATUR SQUARE BUSINESS; C-2, THOROUGHFARE BUSINESS; LI, LIGHT INDUSTRIAL; HI, HEAVY INDUSTRIAL; PD, PLANNED DEVELOPMENT AND CD, CONVENTION OVERLAY DISTRICT ZONING DISTRICTS AND TO ALLOW AS PERMITTED USES WITH AN APPROVED SPECIFIC USE PERMIT (SUP) IN THE C-1, RESTRICTED BUSINESS ZONING DISTRICT; PROVIDING AMENDMENTS TO ARTICLE 3, "DEFINITIONS" THEREOF, AND TO OTHER SECTIONS OF APPENDIX "B," "ZONING" AS RELATED TO AND RESULTING FROM THE FOREGOING AMENDMENTS; AND PROVIDING AMENDMENTS TO ARTICLE VI "FOOD ESTABLISHMENT RULES" OF CHAPTER 7, "LICENSES AND BUSINESS REGULATIONS" OF THE CODE OF ORDINANCES OF THE CITY, FOR THE ORDERLY REGULATION OF LAND WITHIN THE CITY OF DECATUR. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.) (SI2018-02)**

7. HEAR PUBLIC COMMENT AND CONSIDER FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DECATUR, TEXAS AMENDING *CHAPTER 8. MISCELLANEOUS OFFENSES, SECTION 8-56 BY ADDING A NEW SUBPART (12) SPECIFICALLY PROHIBITING SMOKING AND THE USE OF SMOKELESS TOBACCO* AND CHAPTER 10, "NUISANCES", TO ADD ARTICLE VI, "TO PROHIBIT SMOKING IN ALL CITY PARKS

Close Public Hearing

8. CONSIDER APPROVAL OF CONTRACT FOR ASSESSMENT AND COLLECTION SERVICES WITH WISE COUNTY APPRAISAL DISTRICT FOR JANUARY 1, 2019 THROUGH MARCH 31, 2019. (BEGINNING APRIL 1ST, 2018 THE ASSESSMENT AND COLLECTIONS SERVICES WILL BE TRANSFERRED TO THE WISE COUNTY TAX OFFICE).
9. CONSIDER A REQUEST OF DECATUR POLICE DEPARTMENT REGARDING THE CLOSING OF THOMPSON STREET FROM THE INTERSECTION OF FM 51 TO THE 900 BLOCK OF THOMPSON ON SUNDAY, DECEMBER 2ND FROM 6:00 A.M. TO 3:00 P.M. FOR THE WISE COUNTY TOY RUN. THE STREET CLOSING DUE TO THE LARGE NUMBER OF PARTICIPANTS.
10. CONSIDER APPOINTMENT OF CAROL ANN CARSON TO THE WCWSD, WITH A TERM TO EXPIRE APRIL 30, 2019.
11. COUNCIL MEMBER REQUESTS FOR FUTURE AGENDA ITEMS.

ADJOURNMENT

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on Tuesday, November 20, 2018 by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

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.