



CITY OF DECATUR, TEXAS

AGENDA CITY COUNCIL MEETING Monday, October 14, 2019

REGULAR MEETING 6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

Planning and Zoning Report:

1. **CONSENT AGENDA** – ALL CONSENT AGENDA ITEMS LISTED ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE RECOMMENDED IN 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. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 5-0, COMMISSIONER KLOSE RECUSED.)**
 - A. CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2019-12**—MR. WILL KLOSE'S REQUEST, ON BEHALF OF CARY BOHN, TO FINAL PLAT LOT 1, BLOCK 162R, JAMES TARLETON ADDITION, BEING 0.312 ACRES AND A REPLAT OF A PORTION OF BLOCK 162, TARLETON ADDITION, OF THE CITY OF DECATUR, WISE COUNTY, TEXAS AND MORE COMMONLY REFERRED TO AS 402 W. WALNUT ST., DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT.
 - B. CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2019-13**—MR. AND MRS. BRYAN BROWN'S REQUEST TO FINAL PLAT LOT 1R, BLOCK 16, SUNSET HILL ADDITION, BEING A REPLAT OF LOTS 4-32, BLOCK 16, IN THE SUNSET HILL ADDITION, CITY OF DECATUR, WISE COUNTY, TEXAS, AND MORE COMMONLY REFERRED TO AS 601 N. US HIGHWAY 81-287, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT.
 - C. CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2019-14**—MR. STEVEN HOMEYER'S REQUEST, ON BEHALF OF DECATUR HOLDINGS, LLC., TO FINAL PLAT LOT 2R, BLOCK 1, EAGLES LANDING BUSINESS PARK ADDITION, BEING A REPLAT OF LOT 2, BLOCK 1, EAGLES LANDING BUSINESS PARK ADDITION, CITY OF DECATUR, WISE COUNTY, TEXAS, AND MORE COMMONLY REFERRED TO AS 3101 ENTERPRISE DR., DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT.

- D. CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2019-15**—MR. VINA PATEL'S REQUEST, ON BEHALF OF VINA 1 LLC., TO FINAL PLAT LOT 1, BLOCK 2R, FLUSCHE ADDITION, BEING A REPLAT OF BLOCK 2, AND A PART OF STATE STREET (CLOSED BY ORDINANCE NO. 6-1-82), FLUSCHE ADDITION, AN ADDITION TO THE CITY OF DECATUR, WISE COUNTY, TEXAS, ACCORDING TO THE PLAT RECORDED IN VOLUME 3, PAGE 149, SURVEYORS' RECORDS, WISE COUNTY, TEXAS AND MORE COMMONLY REFERRED TO AS 1709 S. US HIGHWAY 81-287, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT.

Open Public Hearing:

2. HEAR STAFF REPORT AND PUBLIC COMMENTS AND CONSIDER FIRST 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 ZONING DISTRICT TO A C-2, THOROUGHFARE BUSINESS ZONING DISTRICT FOR AN APPROXIMATE 0.44-ACRE TRACT OF LAND AND INCLUDING APPROXIMATELY 0.06 ACRES TO THE CENTERLINE OF A 34' WIDE ALLEY; AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF W. COLLINS ST., A 50' WIDE ROW (CLOSED BY ORDINANCE 2016-03-04), AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF S. TRENCHARD ST. WHERE ADJACENT TO THE SUBJECT TRACT AND IS MORE COMMONLY REFERRED TO AS 800 S. TRENCHARD, DECATUR, TEXAS. **(ZONING CHANGE APPLICATION ZC2019-04—DR. AAMIR ZUBERI'S REQUEST, ON BEHALF OF ZUBERI & ASSOCIATES.) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 6-0.)**
3. HEAR STAFF REPORT AND PUBLIC COMMENTS AND CONSIDER FIRST READING OF AN ORDINANCE AMENDING APPENDIX "B," "ZONING," OF THE CODE OF ORDINANCES OF THE CITY OF DECATUR, TEXAS TO AMEND THE LAND USE MAP FROM A MEDIUM DENSITY RESIDENTIAL (MDR) LAND USE DESIGNATION TO A COMMERCIAL (COM) LAND USE DESIGNATION ON APPROXIMATELY 0.44 ACRES OF LAND AND INCLUDING APPROXIMATELY 0.06 ACRES TO THE CENTERLINE OF A 34' WIDE ALLEY; AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF W. COLLINS ST., A 50' WIDE ROW (CLOSED BY ORDINANCE 2016-03-04), AND APPROXIMATELY 0.09 ACRES TO THE CENTERLINE OF S. TRENCHARD ST. WHERE ADJACENT TO THE SUBJECT PROPERTY AND IS MORE COMMONLY REFERRED TO AS 800 S. TRENCHARD, DECATUR, TEXAS. **(COMPREHENSIVE PLAN AMENDMENT APPLICATION CP2019-02—DR. AAMIR ZUBERI'S REQUEST, ON BEHALF OF ZUBERI & ASSOCIATES.) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 6-0.)**

Close Public Hearing

4. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING COUNCIL RULES OF PROCEDURE FOR PUBLIC INPUT IN PUBLIC MEETINGS IN ACCORDANCE WITH HOUSE BILL 2840, INCLUDING RULES AND PROCESSES FOR RECOGNITION OF SPEAKERS, TIME LIMITS, APPLICABILITY TO CITY BOARDS, COMMISSIONS AND COMMITTEES MEETINGS, AND RELATED MATTERS.
5. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING NOMINATIONS FOR WISE COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS FOR A TWO YEAR TERM BEGINNING JANUARY 1, 2020.
6. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING CONTRACT OF SERVICE BETWEEN WISE COUNTY AND THE DECATUR PUBLIC LIBRARY FOR SERVICES AS A COUNTY LIBRARY 2019-2020 AND APPOINT THE MAYOR TO EXECUTE THE AGREEMENT.

7. CONSIDER A REQUEST OF THE DECATUR POLICE DEPARTMENT FOR THE CLOSURE OF THE 100 BLOCK OF E MAIN (MAIN STREET BETWEEN TRINITY AND N STATE AND BETWEEN MAIN AND WALNUT) AT THE REQUEST OF THE JUNIOR CLASS SPONSOR FOR THE DECATUR HIGH SCHOOL FOR PROM PHOTOS BETWEEN THE HOURS OF 4 PM AND 7 PM ON SATURDAY, APRIL 18, 2020.
8. CONSIDER AND TAKE ACTION ON AN ENCROACHMENT AGREEMENT BETWEEN THE CITY OF DECATUR AND JAMES WOOD (JWM DEALERSHIP PROPERTY, LLC), FOR HAIL CANOPIES LOCATED IN PUBLIC DRAINAGE AND UTILITY EASEMENTS LOCATED AT 2110 SOUTH US HWY 81/287, (HYUNDAI DEALERSHIP) AND AUTHORIZE CITY MANAGER TO EXECUTE THE AGREEMENT.
9. CONSIDER AND TAKE ACTION ON AN ENCROACHMENT AGREEMENT BETWEEN THE CITY OF DECATUR AND JAMES WOOD (JWM DEALERSHIP PROPERTY, LLC), FOR HAIL CANOPIES LOCATED IN PUBLIC DRAINAGE AND UTILITY EASEMENTS LOCATED AT 2111 SOUTH US HWY 81/287, (GMC DEALERSHIP) AND AUTHORIZE CITY MANAGER TO EXECUTE THE AGREEMENT.
10. 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 SEPTEMBER 23, 2019.
 - B. CONSIDER APPROVAL OF BILLS AND INVOICES FOR SEPTEMBER 2019.
 - C. CONSIDER ZONING BOARD OF ADJUSTMENT APPOINTMENT OF MASON CLINESMITH AS AN ALTERNATE MEMBER FOR A TERM TO EXPIRE OCTOBER 1, 2021.

ADJOURNMENT

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on Friday, October 11, 2019, 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.