



CITY OF DECATUR, TEXAS

AGENDA CITY COUNCIL MEETING Monday, March 9, 2020 REGULAR MEETING 6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

General Agenda Comments

Anyone wishing to speak on a posted agenda item must complete a speaker card with his/her name and address and must identify the agenda item number for which he/she would like to speak. A card must be submitted to Diane Cockrell, City Secretary, so that the speaker may be recognized by the Chair at the appropriate time. Speakers will each be allowed a total of three (3) minute time period to provide comments regarding the posted agenda item for which the request to speak was submitted and may speak during this item or during the Commission's consideration of individual items in accordance with City Council Rules of Procedure. The three (3) minute time period will be extended to six (6) minutes if a translator is required for a non-English speaker to communicate his/her comments regarding the posted agenda item for which the request to speak was filed.

Planning and Zoning Report:

OPEN PUBLIC HEARING:

1. HEAR STAFF REPORT AND PUBLIC COMMENTS AND CONSIDER TAKING ACTION REGARDING **REPLAT APPLICATION 2020-01**—MR. AND MRS. RYAN THOMPSON'S REQUEST TO FINAL PLAT LOTS 2R-1 AND 2R-2, BLOCK 19, SOUTH DECATUR ADDITION, BEING APPROXIMATELY 0.566 ACRE TRACT OF LAND AND A REPLAT OF LOTS 2 AND 3, BLOCK 19, SOUTH DECATUR ADDITION, AND THE EAST TWENTY-FIVE FEET (25') OF SOUTH HOLMAN STREET AND THE WEST TEN FEET (10') OF A VACATED ALLEY, TO THE CITY OF DECATUR, WISE COUNTY TEXAS AND MORE COMMONLY REFERRED TO AS 205 W. COLLINS ST., DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL 5-0, COMMISSIONER ALLEN ABSENT.)**
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 C-1A, DOWNTOWN BUSINESS DISTRICT ZONING DISTRICT TO A C-1, RESTRICTED BUSINESS DISTRICT ZONING DISTRICT FOR AN APPROXIMATE 0.164 ACRES OF LAND AND INCLUDING APPROXIMATELY 0.055 ACRES TO THE CENTERLINE OF W. MAIN ST. WHERE ADJACENT TO THE SUBJECT TRACT. THE PROPERTY IS GENERALLY LOCATED APPROXIMATELY 38' WEST OF THE INTERSECTION OF W. MAIN ST. AND S. HOLMAN ST. AND IS MORE COMMONLY REFERRED TO AS 306 W. MAIN ST., DECATUR, TEXAS. **(ZONING CHANGE APPLICATION ZC2020-01—MR. J.D. CLARK'S REQUEST, ON BEHALF OF WISE COUNTY.) (THE PLANNING AND ZONING COMMISSION**

RECOMMEND APPROVAL 5-0, COMMISSIONER ALLEN ABSENT.)

Non-Public Hearing Items:

CLOSE PUBLIC HEARING

3. HEAR STAFF REPORT AND CONSIDER TAKING ACTION ON **VARIANCE APPLICATION 2020-01**—MR. MICHAEL BARNETT'S REQUEST, ON BEHALF OF STATE ST. PIZZA CO., FOR A VARIANCE FROM THE CITY OF DECATUR SIGN ORDINANCE, SECTION 15-7(A)(13) WALL SIGNS. SPECIFICALLY, APPLICANT IS REQUESTING THAT THE MAXIMUM ALLOWED WALL SIGN AREA OF 26 SQ. FT. BE INCREASED TO 63 SQ. FT., AN INCREASE OF 37 SQ. FT. APPLICANT IS SEEKING THIS INCREASE TO MAKE THE PAINTED BRICK SIGN NOSTALGIC AND FIT THE MOTIF OF DOWNTOWN DECATUR. THE SUBJECT PROPERTY IS GENERALLY LOCATED AT 113 N. STATE ST., DECATUR, TEXAS.
4. HEAR PRESENTATION FROM PARKS ADVISORY BOARD "*THE VISION OF HARMON PARK*"
5. CONSIDER FIRST READING OF AN ORDINANCE AMENDING CHAPTER 2, "ADMINISTRATION", ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS", DIVISION 3, "HOSPITAL AUTHORITY", SECTION 2-77 "BOARD OF DIRECTORS" OF THE DECATUR CODE OF ORDINANCES TO CORRECT A SCRIVENERS ERROR IN THE MAXIMUM NUMBER OF DIRECTORS SERVING ON THE HOSPITAL AUTHORITY BOARD OF DIRECTORS; PROVIDING AMENDMENTS; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
6. CONSIDER FIRST READING OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DECATUR BY AMENDING SECTION 2-181 AND REPEALING SECTIONS 2-182 AND 2-183 OF DIVISION 3 "MUNICIPAL COURT JUDGE" OF ARTICLE IV "OFFICERS AND EMPLOYEES" OF CHAPTER 2 "ADMINISTRATION" TO RESOLVE INCONSISTENCIES BETWEEN THE CODE OF ORDINANCES AND THE CITY CHARTER; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR AMENDMENT; PROVIDING FOR REPEAL OF SECTIONS 2-182 AND 2-183 OF DIVISION 3 "MUNICIPAL COURT JUDGE" OF ARTICLE IV "OFFICERS AND EMPLOYEES" OF CHAPTER 2 "ADMINISTRATION" OF THE CODE OF ORDINANCES; PROVIDING A CUMULATIVE REPEALER AND SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND NAMING AN EFFECTIVE DATE.
7. CONSIDER AND TAKE ACTION ON AN ENCROACHMENT AGREEMENT BETWEEN THE CITY OF DECATUR AND LORI L. SHERWOOD, FOR AN ACCESSORY BUILDING LOCATED IN PUBLIC DRAINAGE AND UTILITY EASEMENTS LOCATED AT 208 MEADOWBROOK LANE AND AUTHORIZE CITY MANAGER TO EXECUTE THE AGREEMENT.
7. RECEIVE OUTSIDE AUDIT REPORT FOR FISCAL YEAR 2018-2019 AND AUTHORIZE DISTRIBUTION.
9. **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 ON FEBRUARY 24, 2020
 - B. CONSIDER APPROVAL OF BILLS AND INVOICES FOR FEBRUARY 2020
10. COUNCIL MEMBER REQUESTS FOR FUTURE AGENDA ITEMS.

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on Thursday, March 5, 2020, 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.