

REGULAR CITY COUNCIL MEETING

The Edna City Council met in a regular city council meeting, Thursday, September 17, 2015 in council chambers at 6:30 p.m.

CALL TO ORDER: Mayor Joe Hermes called the meeting to order at 6:30 p.m.

PRESENT: Mayor Joe Hermes, Councilmembers Doug Kelley, Wayne Callis, Maxine Price, Jean Anne Sorensen and Johnny Vasquez. City Manager Don Doering, City Secretary Becky Miska, Finance Director Olga Salomon, Street Superintendent Steve Sample, Director of Public Works Brad Ryan, Assistant Chief Kurt Janica and Chief of Police Clinton Wooldridge.

APPROVE MINUTES OF THE CITY COUNCIL MEETING HELD SEPTEMBER 3, 2015:

Councilmember Vasquez made the motion to approve minutes of the city council meeting held August 20, 2015. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

HEARING OF VISITORS:

“At this time, comments will be heard from the audience on any subject matter that is not on agenda. In accordance, with the Open Meeting Act, City Council may not discuss or take action on any item which has not been posted on the agenda.” Please limit comments to two (2) minutes.

VISITORS: Clyde Kazmir, Velma Vasquez and Chris Lundstrom-Jackson County Herald Tribune

PUBLIC HEARING:

DISCUSS AND CONSIDER REQUEST FOR A ZONING CHANGE APPLICATION FROM CLYDE KAZMIR TO CHANGE THE PROPERTY FROM R-1 TO COMMERCIAL AT 320 US HWY 59 SOUTH, 400 US HWY 59 SOUTH AND 420 US HWY 59 SOUTH, A5026 ROBERT GUTHRIE, ACRES 10.29 AND 2.28:

Mr. Clyde Kazmir was present for the request and answered questions as presented.

APPROVE OR DISAPPROVE THE PLANNING & ZONING COMMISSION’S RECOMMENDATION:

The Planning & Zoning Commission’s recommendation was to approve the request for the property to be changed from R-1 to commercial. Mayor Hermes stated he wasn’t sure why this wasn’t zoned commercial to begin with since it was out on the feeder road. Councilmember Kelley made the motion to approve the request for a zoning change application from Clyde Kazmir to change the property from R- 1 to commercial at 320 US Hwy 59, 400 US Hwy 59 South and 420 US Hwy 59 South, A5026 Robert Guthrie, acres 10.29 and 2.28. Councilmember Price seconded the motion. Councilmember Callis asked if this would change the properties out there to commercial. Mr. Kazmir noted it was his understanding it would be for his properties on the triangle only. All approved. Motion carried.

DISCUSS AND CONSIDER THE FIRST READING OF CITY OF EDNA ORDINANCE NO. 2015-08 AN ORDINANCE OF THE CITY OF EDNA, TEXAS AMENDING CHAPTER 14 AND ADDING ARTICLE 14.03 TO ZONING, GENERAL PROVISIONS, LAND USE MANAGEMENT ORDINANCE, TO PROHIBIT OIL AND GAS ACTIVITIES WITHIN 750 FEET OF PROTECTED USES, SUCH AS RESIDENCES, COMMERCIAL STRUCTURES AND SCHOOL BUILDINGS; PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith SHALL BE REPEALED TO THE EXTENT OF THE CONFLICT ONLY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE, PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE:

Mayor Hermes stated this is a standard item to protect property owners and wasn’t sure we hadn’t passed this ordinance earlier. Councilmember Price made the motion to approve the first reading of City of Edna Ordinance No. 2015-08 an ordinance of the City of Edna, Texas amending Chapter 14 and adding Article 14.03 to zoning, general provisions, land use management ordinance, to prohibit oil and gas activities

within 750 feet of protected uses, such as residences, commercial structures and school buildings; providing that all ordinances or parts of ordinances in conflict herewith shall be repealed to the extent of the conflict only; providing a severability clause; providing a penalty clause; providing an open meetings clause, providing for publication and an effective date. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION ON UTILITY EXTENSION FOR FUTURE COMMERCIAL DEVELOPMENT:

Mayor Hermes asked Director of Public Works Brad Ryan reported that this is in reference to the property that was just discussed to rezone to commercial. In order to get water and sewer completely pass this property it is 1700 feet. The City is looking at roughly \$114,000 to run utilities to this property.

Discussions have been held with the individual who are wishing to purchase this property and they are willing to pay \$20,000 towards the costs. Mayor Hermes added \$20,000 or hopefully more \$30,000. Mayor Hermes added that if something out there moves in, which we think it is, we will probably get enough sales tax off of it to cover the cost within two years. Also, when something actual starts developing in that area it will get that section opened up for others. Councilmember Price asked if the property is in the city limits. Mayor Hermes replied that it is and strongly suggested council approved this utility extension. Commercial Callis made the motion to approve the utility extension for future commercial development. Councilmember Vasquez seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER RESOLUTION NO. R-2015-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDNA, TEXAS, APPROVING THE REQUEST FOR A WAIVER OF ANY AND ALL STREET AND/OR SPECIAL ASSESSMENTS FOR THE IMPROVEMENT, EXTENSION AND/OR CONSTRUCTION OF LAVACA STREET;

Councilmember Callis made the motion to approve Resolution No. R-2015-05 a resolution of the city council of the City of Edna, Texas, approving the request for a waiver of any and all street and/or special assessments for the improvement, extension and/or construction of Lavaca Street. Councilmember Price seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER HALLOWEEN ON MAIN ON SATURDAY, OCTOBER 31, 2015 AND THE TEMPORARY CLOSURE OF MAIN STREET FROM 5:30 P.M. – 7:30 P.M.:

Mayor Hermes noted this is an annual event that is enjoyed by several hundred children each year. This event provides a safe environment for children on Halloween. Councilmember Price made the motion to approve the *Halloween On Main* event for Saturday, October 31st and the temporary closure of Main Street from 5:30 p.m. – 7:30 p.m. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

CONSIDER BREAST CANCER AWARENESS MONTH PROCLAMATION:

Councilmember Price made the motion to approve the Breast Cancer Awareness Month Proclamation. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION ON AGREEMENT BETWEEN THE CITY OF EDNA AND THE EDNA YOUTH FOOTBALL ASSOCIATION:

City Secretary Miska noted this was an over site and should have been placed on the August agenda. Councilmember Kelley made the motion to approve the between the City of Edna and the Edna Youth Football Association. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

CONSIDER PAYMENT OF CURRENT BILLS:

Councilmember Vasquez made the motion to approve the payment of current bills in the amount of \$326,929.37. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

CITY STAFF REPORTS:

“At this time, the City Council will hear reports / updates on all committees or department assignments which may include, but is not limited to the following: Police Department-grant updates, police report; Fire Department-grant updates, fire reports; Public Works Department-park reports, water & sewer line updates; Street Department-street repairs/projects report; City Manager & City Secretary-public information; Finance Director-financial report; Code Enforcement-progress reports on code issues. No formal action can be taken on these items.”

City Manager Don Doering reported that he had attended an Economic Development earlier today. **Street Department Supervisor Steve Sample** stated that street repair projects have been completed the week of September 1, 2015; the street sweeper operator was able to sweep half of the town before started raining. Mr. Sample reported he had gone to every business and asked them personally if they would be participating on *Halloween On Main* and felt he had a good response. **Chief of Police Clinton Woodridge** reported that the EISD has 350 students using the school bus as a means to get to school. Animal Control Officer Strickland was bitten by a dog, treated and released. **Director of Public Works Brad Ryan** noted that Water Wastewater Superintendent Woodring has been videoing the sewer line on Division Street and smoke testing continues. **Assistant Chief Kurt Janica** stated he has been working on the transition of the EMS Department with Jake Srp and City Manager Doering.

ADJOURN:

Councilmember Kelley made the motion to adjourn the meeting. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

APPROVED: _____
Joe Hermes, Mayor

ATTEST: _____
Becky Miska, City Secretary