

A G E N D A

A special meeting of the Mayor and City Council of the City of Waxahachie to be held at the Waxahachie Civic Center, 2000 Civic Center Lane, Meeting Rooms A and B, Waxahachie, Texas, on ***Monday, July 14, 2025 at 3:30 p.m.***

Council Members: Billie Wallace, Mayor, Council Member Place 4
Patrick Souter, Mayor Pro Tem, Council Member Place 2
Tres Atkins, Council Member Place 1
Chris Wright, Council Member Place 3
Travis Smith, Council Member Place 5

1. Call to Order
2. Invocation
3. Pledge of Allegiance and Texas Pledge of Allegiance
4. ***Public Comments:*** Persons may address the City Council on any issues. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.042, Texas Government Code. ***Speakers must observe the five (5) minute time limit.***
5. ***Consider*** a resolution to call a public hearing to consider approval of the 5-Year Update to the City of Waxahachie's Land Use Assumptions, Capital Improvement Plans and associated Impact Fees
6. ***Discuss and consider*** proposed Ordinance amending Chapter 2, "Administration," of the Code of Ordinances, by adding a new Article X, "Waxahachie Cultural Arts and Heritage Commission"
7. ***Hear*** presentation and discuss update of the City Hall redevelopment and renovation project
8. ***Convene*** into Executive Session to deliberate the appointment of an Interim City Manager as permitted by Texas Government Code, Section 551.074, and consultation with the City Attorney regarding legal issues related to the city manager transition, as permitted by Texas Government Code, Section 551.071, and all matters incident and related thereto
9. ***Reconvene*** and take any necessary action
10. Comments by Mayor, City Council, City Attorney and City Manager
11. Adjourn

The City Council reserves the right to go into Executive Session as authorized by Section 551.071(2) of the Texas Government Code, for the purpose of seeking confidential legal advice from legal counsel on any agenda item listed herein. This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the City Secretary at 469-309-4006 or (TDD) 1-800-RELAY TX

(5)



Memorandum

To: Honorable Mayor and City Council

From: Justin Stoker, Senior Director of Public Works and Engineering

AL Thru: Albert Lawrence, Deputy City Manager

Date: July 14, 2025

Re: Consider Resolution to Establish a Date for Impact Fee Public Hearing

Motion: "I move to adopt a resolution establishing August 18, 2025 as the date of a public hearing on land use assumptions, capital improvements plan and adoption of water, sewer and roadway updated impact fees."

Item Description: Consider resolution setting the date of a public hearing related to land use assumptions, and capital improvements plan, and adoption of water, sewer and roadway impact fees as detailed in Section 395 of the Texas Local Government Code.

Item Summary: In Section 395 of the Texas Local Government Code, the requirement is set forth for the impact fees land use assumptions, the capital improvement plan, and the adoption of the updated water, sewer and roadway impact fees. The impact fee analysis and report needs to be updated every five years. The code requires a resolution establishing a public hearing date a minimum of 30 days prior to council adoption of the impact fees. The water, sewer and roadway impact fee report is included on the packet and will be available on the city website after approval of the resolution.

For your consideration is a resolution establishing August 18, 2025 as the public hearing date.

Fiscal Impact: None.

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF WAXAHACHIE, TEXAS ESTABLISHING A PUBLIC HEARING DATE TO CONSIDER APPROVAL OF CAPITAL IMPROVEMENT PLANS AND IMPACT FEES FOR ROADWAYS, WATER, AND WASTEWATER FACILITIES; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Waxahachie (the “City”) has authorized an impact fee study to determine whether to adopt land use assumptions, capital improvement plans, and impact fees for roadway, water, and wastewater facilities in accordance with Texas Local Government Code Chapter 395; and

WHEREAS, Chapter 395 requires City Council to set a public hearing to consider whether to adopt updated land use assumptions, capital improvement plans, and impact fees for roadway, water, and wastewater facilities;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

SECTION 1

That the above recitals are found to be true and correct and they are incorporated herein as findings of the City Council for all purposes.

SECTION 2

That a public hearing of the City council shall be held within 60 days on August 18, 2025 at 7:00PM at City Hall, 401 South Rogers, Waxahachie, Texas for the purpose of considering amendments to the land use assumptions, capital improvement plans, and impact fees for roadway, water, and wastewater facilities.

SECTION 3

That public notice has been published in one or more newspapers of general circulation in Ellis County, before the 30th day before the date set for the hearing.

SECTION 4

That this resolution shall take effect immediately upon execution by the Mayor.

PASSED AND APPROVED THIS 14th day of July, 2025.

MAYOR

ATTEST:

City Secretary

(6)

CITY OF WAXAHACHIE, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, AMENDING CHAPTER 2, "ADMINISTRATION," OF THE CODE OF ORDINANCES OF THE CITY OF WAXAHACHIE, TEXAS, BY ADDING A NEW ARTICLE X, "WAXAHACHIE CULTURAL ARTS AND HERITAGE COMMISSION"; PROVIDING FOR THE APPOINTMENT OF COMMISSIONERS; ESTABLISHING TERMS OF OFFICE; AUTHORIZING RULES OF PROCEDURE; REQUIRING OPEN MEETINGS; ESTABLISHING DUTIES AND RESPONSIBILITIES; PROVIDING FOR EXPENSES AND ADMINISTRATIVE SUPPORT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Waxahachie ("City") recognizes the importance of developing programs to expand the arts in the community; and

WHEREAS, arts and cultural programs in the community can enhance the quality of life for Waxahachie citizens; and

WHEREAS, the City desires to work cooperatively with private citizens, foundations, corporations, institutions and agencies committed to the preservation and development of programs and activities related to the arts, including funding requests for Council-budgeted funds; and

WHEREAS, the City desires to create and establish a Cultural Arts and Heritage Commission to serve in an advisory capacity to the City Council to make recommendations concerning the resources and needs of the community on the subject of the arts, including strategies to encourage community involvement in the arts.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, THAT:

SECTION 1

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

From and after the effective date of this Ordinance, Chapter 2, "Administration," of the Code of Ordinances of the City of Waxahachie, Texas, is hereby amended by adding a new Article X, "Waxahachie Cultural Arts and Heritage Commission, " to read as follows:

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“ARTICLE X. WAXAHACHIE CULTURAL ARTS AND HERITAGE COMMISSION

Sec. 2-160. Creation and Establishment.

There is hereby created and established the Waxahachie Cultural Arts and Heritage Commission in the City of Waxahachie. The Cultural Arts and Heritage Commission shall report to and act solely in an advisory capacity to the City Council, and shall be governed by any Board and Commission Guidelines or Policies established by the City of Waxahachie, except where specifically provided otherwise in this Ordinance.

Sec. 2-161. Membership and Appointment.

There shall be five (5) commissioners of the Cultural Arts and Heritage Commission. The members shall be residents of the City. The commissioners of the Cultural Arts and Heritage Commission shall be appointed by the City Council, and shall serve at the pleasure of the City Council without compensation. Any commissioner may be removed by the City Council at any time, with or without cause. No commissioner who is a member, board member, or officer of any organization which is eligible or may be eligible to seek a Cultural Arts and Heritage Commission recommendation for funding by the City shall vote on a funding request by such organization.

Sec. 2-162. Election of Officers.

The Cultural Arts and Heritage Commission shall elect its own Chairperson and Vice-Chairperson and may create and fill such other offices as may be determined to be required. Election of officers shall be held on the date of the first regular Cultural Arts and Heritage Commission meeting in October of each year.

Sec. 2-163. Terms of Office.

Commissioners of the Cultural Arts and Heritage Commission shall serve for a term of two years, unless a commissioner is removed from office, dies or resigns from office prior to the expiration of his term. Appointments to the Cultural Arts and Heritage Commission shall be made in September of each year for a two-year term commencing on October 1 and expiring two years later on September 30.

Sec. 2-164. Rules of Procedure.

The Cultural Arts and Heritage Commission is authorized to establish and adopt rules, regulations, policies and procedures for the conduct of its meetings; however, such rules, regulations, policies and procedures shall be consistent with the general laws of the state, the City Charter and any other ordinances of the City or policies of the City Council. The Cultural Arts and Heritage Commission shall comply with the Texas Open Meetings Act with respect to posting its agendas and holding meetings.

Sec. 2-165. Expenses and Administrative Support.

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The City Council may appropriate a budget for use of the Cultural Arts and Heritage Commission in meeting such expenses and expenditures as may be necessary in the exercise of its duties. All Commission expenditures shall be processed through the City Manager's office. The City shall provide to the Cultural Arts and Heritage Commission appropriate and necessary administrative and executive level support to facilitate the official business of the Commission. The City Council may establish a line item in the City's budget which shall represent an allocation of funds to be expended on arts projects and which shall be the subject of the Cultural Arts and Heritage Commission's periodic recommendations to the City Council.

Sec. 2-166. Meetings.

The Cultural Arts and Heritage Commission shall meet not less than four times annually or at such times as may be deemed necessary by the Commission for the completion of its responsibilities; however, it may meet as often as may be deemed necessary by the Commission for purposes of, but not limited to, developing work plans; creating subcommittees; establishing guidelines, subject to approval by the City Council; and receiving training, including training from outside consultants and experts. A majority of the commissioners (3) of the Arts Commission shall constitute a quorum for transacting business. Any action taken by a majority of the commissioners present, when those present constitute a quorum, at any regular or special meeting of the Cultural Arts and Heritage Commission shall be deemed to be the action of the Commission. The City Council may appoint a non-voting liaison to the Commission.

Sec. 2-167. Duties and Responsibilities.

The Cultural Arts and Heritage Commission shall discharge the following responsibilities:

- (a) Develop cooperation and coordination with private citizens, institutions, agencies and local, regional and national art organizations interested in conducting activities related to the arts.
- (b) Provide and assist in the development of the arts in the City by providing a biennial "state of the arts and heritage" assessment to the City Council.
- (c) Make recommendations to the City Council relative to expenditures of budgeted and allocated city funds, including funds derived from the City's hotel occupancy tax, for the purpose of promoting and sustaining the arts in the City.
- (d) Compliance with all Texas hotel occupancy tax laws for the disbursement of funds as authorized by the City Council (presently twenty-five percent (25%) of hotel occupancy taxes received, subject to City Council approval).
- (e) Establish criteria and a process of qualifying for and applying for funding each year.
- (f) Establish a process for renewing any annual request for funding.

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(g) Establish criteria for reporting on annual activities in compliance with the intent for which funding was granted.

(h) Establish a desired reporting format from the organizations that received funding, including each organization's financial position and the use of allocated funding.

(i) Advise and assist the City Council in connection with proposed arts related programs within the community.”

SECTION 3

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; however, any remaining portion of conflicting ordinances shall remain in full force and effect.

SECTION 4

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

SECTION 5

This Ordinance shall take effect and be in full force from and after its adoption, as provided by the Revised Civil Statutes of the State of Texas and the Home Rule Charter of the City of Waxahachie, Texas.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ON THIS ___ DAY OF MAY, 2025.

APPROVED:

Billie Wallace, Mayor

ATTEST:

Amber Villarreal, City Secretary