A GENDA

A regular meeting of the Waxahachie Community Development Corporation (WCDC) to be held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas on *Tuesday, November 9, 2021 at 3:00 p.m.*

Board Members: Daniel Morton, President

Bob Lynn, Vice President Doug Barnes, Mayor

Michael Scott, City Manager

Judy Demoney Elizabeth Tull David McSpadden

Ex-Officio Members: Amber Villarreal, City Secretary

Chad Tustison, Director of Finance

Kevin Strength, President/CEO Chamber of Commerce

- 1. Call to Order
- 2. **Public Comments:** Persons may address the Waxahachie Community Development Corporation on any issues. This is the appropriate time for citizens to address the Corporation on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Corporation may not comment or deliberate such statements during this period, except as authorized by Section 551.042, Texas Government Code.
- 3. Reorganize the Board
- 4. Approval of minutes of the Waxahachie Community Development Corporation regular meeting of September 14, 2021 and Work Session of September 14, 2021
- 5. Consider request to allow for private Sanitary Sewer Easement within Waxahachie Sports Complex property
- 6. Consider ratification of Supplemental Appropriation for the replacement of HVAC compressor at the Civic Center
- 7. Consider Supplemental Appropriation to fund power distribution boxes and cable connections for Railyard Park
- 8. Consider award and Supplemental Appropriation for the Synthetic Turf Improvements Project Phase 2
- 9. Adjourn

The Board of Directors of the Waxahachie Community Development Corporation reserves the right to go into Executive Session on any posted item.

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-RELAYTX.

Notice of Potential Quorum

One or more members of the Waxahachie City Council may be present at this meeting.

No action will be taken by the City Council at this meeting.

Waxahachie Community Development Corporation September 14, 2021

A regular meeting of the Waxahachie Community Development Corporation (WCDC) was held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas on Tuesday, September 14, 2021 at 3:00 p.m.

Members Present: Daniel Morton, President

Bob Lynn, Vice President Doug Barnes, Mayor

Michael Scott, City Manager

Judy Demoney Elizabeth Tull David McSpadden

Ex-Officio

Amber Villarreal, City Secretary Chad Tustison, Director of Finance

Members Present:

Kevin Strength, President/CEO Chamber of Commerce

Others Present:

April Ortiz, Civic Center Director

Chris Seale, Horticulturist

James Villarreal, Assistant Director Sports Complex

Gumaro Martinez, Executive Director of Parks and Leisure Services Warren Ketteman, Senior Director Economic Development

1. Call to Order

President Dan Morton called the meeting to order.

2. Public Comments

None

3. Approval of minutes of the Waxahachie Community Development Corporation meeting of July 13, 2021

Action:

Mr. Dave McSpadden moved to approve minutes of the WCDC meeting of July 13, 2021. Ms. Elizabeth Tull seconded, All Ayes.

4. Hear update of activities from Convention & Visitors Bureau Director

City Manager Michael Scott noted Convention & Visitors Bureau Director Laurie Mosley was not present but provided a written report included in the packet.

5. Hear update of activities at the Civic Center

Civic Center Director April Ortiz reviewed the monthly report for the Civic Center noting the facility has been operating at 100% capacity. She reviewed August and September monthly activity noting events are steadily increasing and some events are already booking for 2022. She explained the Civic Center will host Tulipalooza again in March 2022, the Ellis County Courts

Waxahachie Community Development Corporation September 14, 2021 Page 2

requested to extend their contract through 2022, and the prep work for the fountain maintenance has begun.

6. Hear update of Community Beautification

Horticulturist Chris Seale reviewed the current projects: Broadhead Road Median 4, Park Schoolhouse Road Median 2, Park Schoolhouse Road Median 4, Seasonal color change outs, Fall décor, freeze damaged tree replacement, and Christmas décor. He noted upcoming projects include Broadhead Road Median 4 irrigation install and Park Schoolhouse Median 4 irrigation install by October 15th.

7. Hear update of activities at the Sports Complex

Assistant Director of Sports Complex James Villarreal reviewed the tournament, individual game, and league schedules for August and September. He thanked the Board for their support on parking improvements, volleyball court with lights, and turf fields. He explained the Complex hosted the Keepers of the Peace National Softball Tournament and Flag Football this past weekend and it was a great success. He noted participants were impressed with the facility and hospitality.

Mayor Doug Barnes reported the tournament was successful and it was a great weekend to have those teams travel in from out of state to participate and contribute to sales tax.

8. Hear update from City of Waxahachie Economic Development Director

Senior Economic Development Director Warren Ketteman noted he and Mr. Kevin Strength have been conducting retention visits with local businesses. He reported retail sales tax is up. He explained the Economic Development office is working with five restaurant prospects, is following-up on prospect leads, working with other Ellis County cities on leads, and reviewing prospects for the 287 Project.

9. Hear update on improvements at Wags-a-Hachie Dog Park

Gumaro Martinez, Executive Director of Parks and Leisure Services, reported funding is secured, geo testing, design, and engineering are completed. He noted the City will award a bid for the General Contractor who will begin construction on the fencing and parking lot. He explained the City will act as the General Contractor for the interior work to accelerate the completion of the improvement and save money. Mr. Martinez explained WCDC is a proponent of quality of life, beautification, and economic development and this project will touch on all three.

10. Adjourn

There being no further business, the meeting adjourned at 3:47 p.m.

Respectfully submitted,

Amber Villarreal, City Secretary

Waxahachie Community Development Corporation September 14, 2021

A Work Session of the of the Waxahachie Community Development Corporation (WCDC) was held in the Council Conference Room at City Hall, 401 S. Rogers, Waxahachie, Texas on Tuesday, September 14, 2021 at 4:00 p.m.

Members Present: Daniel Morton, President

Bob Lynn, Vice President Doug Barnes, Mayor

Michael Scott, City Manager

Judy Demoney Elizabeth Tull David McSpadden

Ex-Officio

Amber Villarreal, City Secretary Chad Tustison, Director of Finance

Kevin Strength, President/CEO Chamber of Commerce

Others Present:

Members Present:

April Ortiz, Civic Center Director

Chris Seale, Horticulturist

James Villarreal, Assistant Director Sports Complex

Gumaro Martinez, Executive Director of Parks and Leisure Services Warren Ketteman, Senior Director Economic Development

Darrell Phillips, Airport Manager

1. Call to Order

President Dan Morton called the meeting to order.

2. Discussion of current needs and future direction and priorities of the WCDC

The Board discussed options to utilize WCDC funds for current and/or future projects. The following projects were discussed:

- Upgrades at Sports Complex
- Upgrades at Civic Center
- Mid-Way Airport infrastructure
- Type A sales tax to fund investment sites
- Lake Parks Master Plan
- Ovilla Road water line
- Old Baylor hospital
- Midlothian/Waxahachie Hike and Bike Trail
- Golf course
- Skatepark

Mr. David McSpadden presented a plan for Airport Infrastructure Development. Airport Manager Darrell Phillips explained he is looking for confirmation from the City of Midlothian and City of Waxahachie that they are willing to participate in funding if the right project comes along.

Waxahachie Community Development Corporation September 14, 2021 Page 2



City Manager Michael Scott explained the core responsibility of WCDC is to maintain the Civic Center and Sports Complex. He expressed his concerns with prematurely adding infrastructure on the site without having a tenant which may cause the wrong size and locations of water and sewer lines, etc. Mr. Scott noted he supports investing in projects that bring in revenue for the City.

Mr. Kevin Strength, President/CEO Chamber of Commerce, explained a needs assessment was done for the Civic Center and Sports Complex to aid the 5-year Capital Improvements Plan and Mr. Scott noted staff is still following that. Mr. Strength recommended obtaining the support of Council before moving forward.

Mayor Doug Barnes asked staff to review items that may need to be moved up on the 5-year plan.

Mr. Bob Lynn noted he thinks the plans for the Airport are great; however, he is concerned with perception that WCDC is fully invested with an official vote.

Ms. Elizabeth Tull noted she supports being prepared at the Airport for future tenants.

President Morton explained the Board will need to review the Board's finances. Mr. McSpadden explained it was noted in April there is approximately \$1.3 million available.

In conclusion, members of the Board noted they would attend the October Airport Board meeting to measure interest of funding infrastructure for future development at the Airport.

3. Adjourn

There being no further business, the meeting adjourned at 5:17 p.m.

Respectfully submitted,

Amber Villarreal City Secretary

AFTER RECORDING, RETURN TO:

Waxahachie Development Corp. 200 North Elm Street Waxahachie, Texas 75165

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

PRIVATE SANITARY SEWER EASEMENT

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF ELLIS

That WAXAHACHIE COMMUNITY DEVELOPMENT CORPORATION ("Grantor"), 401 South Rogers Street, Waxahachie, Texas 75165, for and in consideration of the sum of TEN and 00/100 DOLLARS (\$10), in hand paid by WAXAHACHIE DEVELOPMENT CORPORATION, a Texas corporation ("Grantee"), 200 North Elm Street, Waxahachie, Texas 75165, the receipt and sufficiency of which are hereby acknowledged, does hereby GIVE, GRANT, and CONVEY unto Grantee following:

Grantor hereby does hereby GIVE, GRANT, and CONVEY unto Grantee a private sewer easement ("Sanitary Sewer Easement") with the right to construct, reconstruct, repair and perpetually maintain private sanitary sewer lines and all necessary appurtenances thereto (the "Sanitary Sewer Line Facilities") in, on, under, over and across the tract of land described by metes and bounds and graphically portrayed in *Exhibit "A"* attached hereto (the "Sanitary Sewer Easement").

Sanitary Sewer Easement Page 1 of 4

Improvements which are compatible with the use of the Sanitary Sewer Line Facilities may be approved by Grantee and placed on the Sanitary Sewer Easement Property.

The Grantee herein, its successors and assigns, shall have, and it is hereby granted, the right of ingress and egress over that portion of the servient estate as is reasonably necessary to and for the limited purpose of accessing the Sanitary Sewer Easement Property herein granted.

Grantor represents and warrants that there are no liens, attachments, or other encumbrances which will affect the title or right of the Grantor to convey the interests addressed in this instrument to the Grantee for the purposes as described herein. If such condition does exist, a signature with acknowledgment shall be included and made a part of this document conveying the rights and privileges contained herein, and subordinating any such lien or encumbrance to the Easement granted herein.

Grantor further warrants and conveys to Grantee TO HAVE AND TO HOLD the Sanitary Sewer Easement unto the Grantee for the purposes herein set forth, and Grantor hereby binds itself and Grantor's heirs, executors, administrators, successors and assigns to warrant and forever defend the Sanitary Sewer Easement and rights granted herein to Grantee, its successors and assigns, against every person whomsoever lawfully claiming or attempting to claim the same or any part thereof by, through or under Grantor.

Remainder of page blank.

WITNESS THE GRANTOR'S HA	AND this ,	day of
GRANTOR: WAXAHACHIE COMMUNITY DEVELO	PMENT CORPO	PRATION, by:
Name:		
Title:		
STATE OF TEXAS		
COUNTY OF ELLIS		
Before me, a notary public, on the acting as of W CORPORATION, known to me to be the	AXAHACHIE (person who	COMMUNITY DEVELOPMENT se name_ is/are subscribed to
the foregoing instrument and acknowle purposes and considerations therein expres	edged to me that sed and in the ca	he/they executed the same for pacity so stated.
		
	Notary Public	, State of

		MENT CORPORATION
Ву:	Marvin E. Singleton, Director	III
	FATE OF TEXAS	§ § §
acting DEVE (s)he ex	as L <i>OPMENT CORPOR</i>	dersigned authority, on this day personally appeared, for and on behalf of WAXAHACHIE COMMUNITY ATION, a Texas corporation; (s) he acknowledged to me that nt for the purposes and consideration therein expressed and in the
	GIVEN UNDER M	Y HAND AND SEAL OF OFFICE this day of 21. Notary Public in and for the State of Texas My Commission Expires:



PROJECT NO. 180146 SANITARY SEWER EASEMENT 0.446 ACRES



EXHIBIT A

BEING A TRACT OF LAND LOCATED IN THE JOHN B ADAMS & ANN ADAMS SURVEY, ABSTRACT NO. 5, WAXAHACHIE, ELLIS COUNTY, TEXAS AND BEING A PART OF LOT 1R OF THE REPLAT OF THE BROADHEAD ROAD SPORTS COMPLEX ADDITION, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS ACCORDING TO THE THE PLAT THEREOF RECORDED IN CABINET H, SLIDE 686, PLAT RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT FOR CORNER IN THE WEST LINE OF SAID LOT 1R FROM WHICH A 5/8-INCH IRON ROD FOUND AT THE MOST WESTERLY SOUTHWEST CORNER OF SAID LOT 1R BEARS SOUTH 01°00′57″ EAST, A DISTANCE OF 27.33 FEET, AND FROM SAID 5/8-INCH IRON FOUND A 1/2-INCH IRON ROD FOUND BEARS NORTH 45°49′47″ WEST, A DISTANCE OF 1.86 FEET;

THENCE NORTH 01°00'57" WEST, ALONG SAID WEST LINE, A DISTANCE OF 27.33 FEET TO A POINT FOR CORNER;

THENCE SOUTH 48°03'17" EAST, LEAVING SAID WEST LINE, A DISTANCE OF 260.60 FEET TO A POINT FOR CORNER;

THENCE SOUTH 70°11'37" EAST, A DISTANCE OF 85.38 FEET TO A POINT FOR CORNER;

THENCE SOUTH 88°56'22" EAST, A DISTANCE OF 85.85 FEET TO A POINT FOR CORNER;

THENCE SOUTH 66°46'13" EAST, A DISTANCE OF 211.15 FEET TO A POINT FOR CORNER;

THENCE SOUTH 86°29'49" EAST, A DISTANCE OF 142.82 FEET TO A POINT FOR CORNER:

THENCE SOUTH 30°25'00" EAST, A DISTANCE OF 107.99 FEET TO A POINT FOR CORNER;

THENCE SOUTH 80°20'11" EAST, A DISTANCE OF 66.22 FEET TO A POINT FOR CORNER:

THENCE SOUTH 29°36'36" EAST, A DISTANCE OF 24.90 FEET TO A POINT FOR CORNER IN THE NORTHWEST LINE OF AN EXISTING 10-FOOT SANITARY SEWER EASEMENT AS SHOWN ON SAID PLAT OF LOT 1R;

THENCE SOUTH 58°55'17" WEST, ALONG SAID NORTHWEST EASEMENT LINE, A DISTANCE OF 20.01 FEET TO A POINT FOR CORNER;

THENCE NORTH 29°36'36" WEST, LEAVING SAID NORTHWEST EASEMENT LINE, A DISTANCE OF 15.93 FEET TO A POINT FOR CORNER;

THENCE NORTH 80°20'11" WEST, A DISTANCE OF 66.05 FEET TO A POINT FOR CORNER;

THENCE NORTH 30°25'00" WEST, A DISTANCE OF 106.65 FEET TO A POINT FOR CORNER;

THENCE NORTH 86°29'49" WEST, A DISTANCE OF 135.65 FEET TO A POINT FOR CORNER, FROM WHICH A 5/8-INCH IRON ROD FOUND AT AN ANGLE POINT IN THE SOUTHWEST LINE OF SAID LOT 1R BEARS SOUTH 73°28'17" WEST, A DISTANCE OF 58.39 FEET;

THENCE NORTH 66°46'13" WEST, A DISTANCE OF 210.70 FEET TO A POINT FOR CORNER;

THENCE NORTH 88°56'22" WEST, A DISTANCE OF 85.23 FEET TO A POINT FOR CORNER;

THENCE NORTH 70°11'37" WEST, A DISTANCE OF 92.59 FEET TO A POINT FOR CORNER;

THENCE NORTH 48°03'17" WEST, A DISTANCE OF 245.89 FEET TO THE POINT OF BEGINNING AND CONTAINING 19,436 SQUARE FEET OR 0.446 ACRES OF LAND, MORE OR LESS.

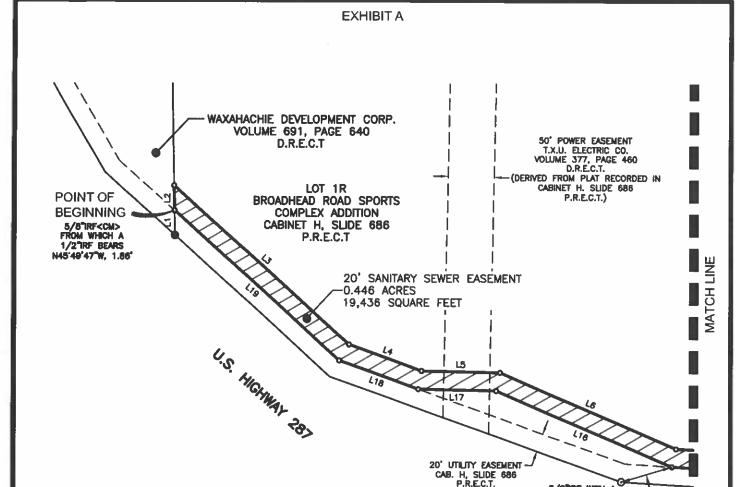
BASIS OF BEARINGS IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD 83, NORTH CENTRAL ZONE (4202) AS DERIVED FROM GPS OBSERVATIONS. ALL AREAS AND DISTANCES ARE SURFACE MEASUREMENTS.

AN EASEMENT EXHIBIT OF EVEN SURVEY DATE TO ACCOMPANY THIS FIELD NOTE DESCRIPTION AND MADE A PART HEREOF FOR ALL INTENTS AND PURPOSES.

SEAN SHROPSHIRE

REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5674
TBPELS FIRM REGISTRATION NO. 10194367

OCTOBER 5, 2021



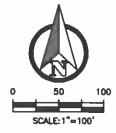
LEGEND

P.R.E.C.T. PLAT RECORDS, ELLIS COUNTY, TEXAS

<CM> CONTROL MONUMENT

CALCULATE POINT FOR CORNER

IRF IRON ROD FOUND



BASIS OF BEARINGS IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD 83, NORTH CENTRAL ZONE (4202) AS DERIVED FROM GPS OBSERVATIONS. ALL AREAS AND DISTANCES ARE SURFACE MEASUREMENTS.

5/8"RF WITH A CAP STAMPED

A FIELD NOTE DESCRIPTION OF EVEN SURVEY DATE TO ACCOMPANY THIS FIELD NOTE DESCRIPTION AND MADE A PART HEREOF FOR ALL INTENTS AND PURPOSES.



P.O. BOX 575 | WAXAHACHIE, TEXAS 75168 214.903.8200 | TBPELS FIRM NO. 10194367 I N F O @ A X I S - S U R V E Y . C O M



20' SANITARY SEWER EASEMENT LOT 1R OF BROADHEAD ROAD SPORTS COMPLEX ADDITION WAXAHACHIE, ELLIS COUNTY, TEXAS



Sear Jarr oshire Registered Professional Land Surveyor No. 5674

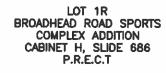
181046ESMT01-20' OS SSWR

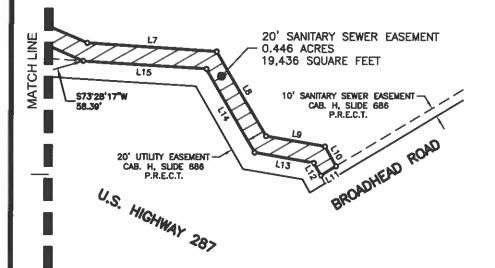
DRAWN BY: BH

DATE: 21/10/05

PAGE 03 OF 04

EXHIBIT A





LINE TABLE				
NUMBER	BEARING	DISTANCE		
Lt	S01'00'57"E	27.33		
L2	N01'00'57"W	27.33'		
L3	\$48'03'17°E	260.60'		
L4	S70'11'37°E	85.38'		
L5	S88'56'22"E	85.85'		
L6	S86'46'13"E	211.15'		
L7	586'29'49"E	142.82		
LB	S30'25'00"E	107.99'		
L9	S80'20'11"E	66.22'		
L10	S29'38'38"E	24.90'		
L11	S58:55'17"W	20.01*		
L12	N29'36'36"W	15.93*		
L13	N80'20'11"W	66.05'		
L14	N30'25'00'W	106.65"		
L15	N86'29'49"W	135.65'		
L16	N86'46'13"W	210.70		
L17	N88'56'22"W	85.23'		
L18	N70"11"37"W	92.59'		
L19	N48'03'17"W	245.89'		

LEGEND

P.R.E.C.T. PLAT RECORDS, ELLIS COUNTY, TEXAS <CM> CONTROL MONUMENT

CONTROL MONUMENT

CALCULATE POINT FOR CORNER

IRF IRON ROD FOUND



BASIS OF BEARINGS IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD 83, NORTH CENTRAL ZONE (4202) AS DERIVED FROM GPS OBSERVATIONS. ALL AREAS AND DISTANCES ARE SURFACE MEASUREMENTS.

A FIELD NOTE DESCRIPTION OF EVEN SURVEY DATE TO ACCOMPANY THIS FIELD NOTE DESCRIPTION AND MADE A PART HEREOF FOR ALL INTENTS AND PURPOSES.



P.O. BOX 575 | WAXAHACHIE, TEXAS 75168 214.903.8200 | TBPELS FIRM NO. 10194367 | N F O @ A X | S - S U R V E Y . C O M



20' SANITARY SEWER EASEMENT LOT 1R OF BROADHEAD ROAD SPORTS COMPLEX ADDITION WAXAHACHIE, ELLIS COUNTY, TEXAS



Sean Shapshire Registered Professional Land Surveyor No. 5674

181046ESMT01-20' OS SSWR

DRAWN BY: BH

DATE: 21/10/05

PAGE 04 OF 04





Memorandum

To: Honorable Mayor and City Council

From: April Ortiz, Director - Civic Center

Thru: Michael Scott, City Manager

Date: September 28, 2021

Re: Consider Supplemental Appropriation to the FY21-22 Civic Center Budget

for the Replacement of HVAC Compressor

Item Description: Consider approving a supplemental appropriation increasing the FY21-22 Civic Center budget for Maintenance, Building (Upkeep) account by \$45,000, plus a 10% contingency for any additional costs associated with the compressor replacement.

Item Summary: The Civic Center has two McQuay magnetic bearing chillers as part of the HVAC chilled water system. The compressor in chiller #1 is not working, and has an alarm that will not reset. Daikin (McQuay) has performed tests and pulled the fault data from the computer, and sent to a third-party consultant for review and recommendation. The third-party consultant is recommending replacing the compressor due to demagnetization. It is important to note that normally the two chiller systems would cycle back and forth when both are working. Having chiller #1 non-operational is adding additional workload to chiller #2.

Staff recommends a supplemental appropriation to increase 208-520-54310 - Maintenance, Building (Upkeep) account to cover the total cost of the compressor replacement, plus a 10% contingency for any additional costs associated with the compressor replacement.

Fiscal Impact: The proposed supplemental appropriation would increase the GL account 208-520-54310 – Maintenance, Building (Upkeep) budget by \$49,500. These additional funds would come from the Waxahachie Community Development Corporation's unrestricted fund balance reserves. This fund balance has sufficient funds available to absorb this additional expenditure with no significant impact.





Memorandum

To: Waxahachie Community Development Corporation Board

From: Gumaro Martinez, Executive/Director Parks & Leisure Services

Thru: Michael Scott, City Manager |

Date: November 3, 2021

Re: Consider Supplemental Appropriation to Fund Power Distribution Boxes

and Cable Connections for Railyard Park

Item Description: Consider approving a supplemental appropriation to fund the purchase of two power distribution boxes and two sets of cam lock cable connections for use at Railyard Park.

Item Summary: The wait is finally over...events are happening at Railyard Park with great success! The park and venue are complemented for its use and event applications continue to filter in for requests to use the venue. City hosted events are also a large contributor to the success of Railyard Park. There is however, a need to be able to provide ample electrical power for any event or concert performing on the stage. The park is equipped with 2 (two) – 200amp services in the attic of the stage, however, we are lacking the proper equipment to connect the service panel and bring the power on the stage. Staff has been relying on generator rentals to provide power for events held on the main stage up to this point. The cost of the rentals is approximately, \$1,200 per event. At that rate, it would take approximately 13 events to recover the cost of the purchased equipment.

Staff recommends a supplemental appropriation to fund the purchase of the necessary electrical equipment in the amount of \$16,000 for the FY22 budget in fund 208.

Fiscal Impact: The proposed supplemental appropriation would not have a significant impact to the WCDC unrestricted reserve fund balance for the FY22 budget.