

**MONDAY NOVEMBER 10, 2014**

**PUBLIC HEARING ON REZONING REQUEST 6:30 PM**  
**REGULAR MEETING 7:00 P.M.**

**VENUS COUNCIL CHAMBERS**  
**103 W. 3<sup>RD</sup> STREET**  
**VENUS, TEXAS 76084**

**PUBLIC HEARING 6:30 PM**

**1. MAYOR BURGESS CALLS PUBLIC HEARING TO ORDER.**

MAYOR BURGESS CALLED THE PUBLIC HEARING TO ORDER AT 6:31 PM ON MONDAY NOVEMBER 10, 2014

**2. MAYOR CALLS ON APPLICANT, CHAD STARKS TO PRESENT HIS REQUEST FOR A ZONING CHANGE FOR 604 S. MAIN FROM R-1 RESIDENTIAL TO R-3 TWO FAMILY RESIDENTIAL.**

MS. RACHEL STARKS ADDRESSED THE COUNCIL REGARDING THE REQUEST TO REZONE 604 S MAIN TO R-3. SHE STATED THEY ARE PROPOSING TO BUILD TWO UNITS WHICH WOULD EACH BE A TWO UNIT HOME-CONSISTING OF A TOTAL OF 4 UNITS. EACH UNIT WOULD BE 2 BEDROOM/2 BATH WITH AN ENCLOSED GARAGE. THEY WILL BE 100% BRICK. THERE WILL BE A SEPERATE METER FOR LANDSCAPING WHICH WILL BE MAINTAINED BY THE STARKS'. SHE FURTHER ADVISED THERE WILL BE ONLY RESIDENTIAL GARBAGE PICKUP AND THERE WILL BE NO DUMPSTERS. MR. CHAD STARKS ADDRESSED THE COUNCIL STATING HE FEELS HE AND MS. STARKS HAVE SHOWN THEY ARE LISTENING TO THE NEIGHBORS AND HAVE MODIFIED THE PROPOSAL SEVERAL TIMES TO MEET THIER REQUESTS AND ADDRESS THE CONCERNS.

**3. MAYOR OPENS THE FLOOR TO ANY QUESTIONS OR COMMENTS CONCERNING THIS REQUEST.**

MS. FAULKNER ASKED MS. STARKS IF THEY HAD TALKED TO THE NEIGHBORS, BECAUSE MS. FAULKNER UNDERSTOOD THAT ONE OF THE NEARBY RESIDENTS WAS UPSET. HOWEVER SHE FELT OF THE STARKS' WOULD SPEAK TO HER AND EXPLAIN THE SITUATION AND SHOW HER THE PLANS, SHE WOULD PROBABLY FEEL BETTER OVER THE CHANGE. MS. STARKS ADVISED SHE WOULD BE HAPPY TO SPEAK TO THE RESIDENT. MS. FAULKNER ALSO STATED ANOTHER RESIDENT IS FEARFUL THAT IF THIS IS APPROVED, IT WOULD OPEN THE DOOR FOR OTHERS TO EASILY CHANGE THE ZONING OF PROPERTY IN TOWN. MAYOR BURGESS REMINDED MS. FAULKNER THAT ALL ZONING CHANGES WOULD HAVE TO APPROVED BY COUNCIL AND IT WOULD NOT AUTOMATICALLY ALLOW CHANGES IN ZONING.

MR. HERNANDEZ STATED HE SPOKE WITH SEVERAL RESIDENTS WHO ADVISED THEY WOULD RATHER HAVE THE TWO DUPLEX UNITS THAN THE ORIGINAL PROPOSED SEVEN UNIT HOME.

ONE RESIDENT ADVISED HE FEELS THE CITY SHOULD NOTIFY RESIDENTS WHO RESIDE MORE THAN 200' FROM THE PROPOSED CHANGE SINCE IT EFFECTS THE ENTIRE TOWN. HE ALSO STATED THE MIDLOTHIAN NEWSPAPER SHOULD NOT BE WHERE NOTICES ARE PUBLISHED.

JOE RUSSELL ADDRESSED THE COUNCIL AND STATED THAT THE COUNCIL NEEDS TO VOTE ON WHAT IS BEST FOR THE CITY AS A WHOLE AND NOT WHAT 2 OR 3 RESIDENTS WANT. HE FURTHER STATED WITH THE LOCATION OF THE PROPOSED CHANGE WOULD NOT BE AN IDEAL LOCATION FOR SOMEONE TO BUILD A NEW CONSTRUCTION SINGLE FAMILY HOME AND THAT HE FELT THIS PROPOSAL WOULD PROBABLY BE THE BEST OPTION FOR THE CITY UNLESS THEY WANTED TO KEEP IT VACANT.

COUNCIL PERSON DADY AND PRAZAK HAD NO COMMENTS.

**4. MAYOR ADJOURNS THE PUBLIC HEARING.**

MAYOR BURGESS ADJOURNED THE PUBLIC HEARING AT 6:56 PM ON MONDAY NOVEMBER 10, 2014

**REGULAR MEETING 7:00 PM**

THE CITY COUNCIL MAY CONDUCT A CLOSED MEETING AS AUTHORIZED BY SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO SEEK THE ADVICE OF ITS ATTORNEY ON LEGAL ISSUES REGARDING ANY MATTER LISTED ON TODAY'S CITY COUNCIL AGENDA.

**COUNCIL MEMBERS PRESENT:**

MAYOR JAMES BURGESS  
MAYOR PRO TEM GERONIMO HERNANDEZ  
COUNCIL PERSON JEANNIE PRAZAK  
COUNCIL PERSON JUDY FAULKNER  
COUNCIL PERSON WESLEY DADY

**CITY STAFF PRESENT:**

R.L. YOUNG, CHIEF OF POLICE  
CESAR ROCA, PUBLIC WORKS DIRECTOR  
CASS CALLAWAY, CITY ATTORNEY  
VICKI THOMPSON, CITY SECRETARY

- 1. INVOCATION**
- 2. PLEDGE TO THE FLAG**
- 3. CALL SESSION TO ORDER**

#### **4. ROLL CALL**

WITH A QUORUM OF THE CITY COUNCIL MEMBERS PRESENT, THE REGULAR CALLED MEETING OF THE VENUS CITY COUNCIL WAS CALLED TO ORDER BY MAYOR JAMES BURGESS AT 7:05 PM ON MONDAY NOVEMBER 10, 2014 IN THE COUNCIL CHAMBERS ROOM AT 103 W. THIRD ST, VENUS, TEXAS.

#### **5. ANY ANNOUNCEMENTS OR PRESENTATIONS BY THE MAYOR.**

- A) Cell phones are to be turned off or placed on vibrate only.
- B) No conversation or comment from the audience is permitted unless specifically called upon by the Mayor. Please remain respectfully quiet.

MAYOR BURGESS ANNOUNCED THAT THE VENUS CHAMBER OF COMMERCE, THE MANAGEMENT & TRAINING CORP ALONG WITH THE CITY OF VENUS PURCHASED 50 FLAGS WHICH WILL BE DISPLAYED ON THE CITY SQUARE FOR VETERANS DAY. MAYOR BURGESS THANKED MR. ROCA AND HIS MEN FOR INSTALLING THE BRACKETS AND PUTTING THE FLAGS OUT.

#### **6. PUBLIC FORUM**

- > Citizens may sign up before the meeting begins and will allowed up to 5 minutes to address the Mayor and Council. No personal attacks on any elected official or city employee will be allowed.

MS. JANET SEABERT ADDRESSED THE COUNCIL REGARDING THE LIGHTS AT THE PARK BEING ON DURING HOURS THAT NO ONE IS USING THE PARK.

### **CONSENT AGENDA**

- 7. ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL NOT BE SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.**
- 8. RESOLUTION 4-2014, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VENUS, JOHNSON AND ELLIS COUNTIES, TEXAS ADOPTING AN INVESTMENT POLICY AND STRATEGIES WITH CHANGES, AS REQUIRED BY THE PUBLIC FUNDS INVESTMENT ACT.**
- 9. RESOLUTION 5-2014, A RESOLUTION OF THE CITY OF VENUS, TEXAS, JOHNSON AND ELLIS COINTIES, ESTABLISHING A PUBLIC NEWSPAPER OF GENERAL CIRCULATION TO BE THE OFFICIAL NEWSPAPER FOR THE CITY OF VENUS.**

**10. APPROVAL OF MINUTES OF THE OCTOBER 13, 2014 REGULAR MEETING AND THE OCTOBER 20, 2014 SPECIAL CALLED MEETING.**

**11. APPROVAL OF THE BILLS FOR PAYMENT.**

ITEM #9 WILL NOT BE CONSIDERED FOR ACTION.

MOTION: UPON A MOTION BY MS. PRAZAK AND A SECOND BY MR. DADY, THE COUNCIL VOTED FOUR (4) FOR AND NONE (0) OPPOSED TO APPROVE THE CONSENT AGENDA MINUS ITEM #. THE MOTION CARRIED.

<p><b>REGULAR AGENDA</b></p>
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**12. DISCUSSION AND POSSIBLE ACTION REGARDING REQUEST BY CHAD STARKS TO REZONE 604 S. MAIN FROM R-1 RESIDENTIAL TO R-3 TWO FAMILY DWELLING.**

MOTION: UPON A MOTION BY MR. HERNANDEZ AND A SECOND BY MS. PRAZAK THE COUNCIL VOTED FOUR (4) FOR AND NONE (0) OPPOSED TO APPROVE REZONING OF 604 S MAIN TO R-3. THE MOTION CARRIED.

**13. DISCUSSION AND POSSIBLE ACTION REGARDING RENEWAL OF THE CITY'S PARTICIPATION IN THE STOP TASK FORCE FOR 2015.**

MOTION: UPON A MOTION BY MS. PRAZAK AND A SECOND BY MR. HERNANDEZ, THE COUNCIL VOTED FOUR (4) FOR AND NONE (0) OPPOSED TO APPROVE RENEWING THE CITY'S PARTICIPATION IN THE STOP TASK FORCE FOR 2015. THE MOTION CARRIED.

**14. DISCUSSION AND POSSIBLE ACTION ON THE INTERNET AT CITY HALL.**

MOTION: UPON A MOTION BY MR. HERNANDEZ AND A SECOND BY MS. PRAZAK, THE COUNCIL VOTED THREE (3) FOR AND ONE (1) OPPOSED-MR. DADY TO ACTIVATE A CORPORATE ACCOUNT FOR INTERNET AT CITY HALL. THE MOTION CARRIED.

**15. DISCUSSION AND POSSIBLE ACTION ON A CITY ORDINANCE RESTRICTING BRIGHT AND EXOTIC COLORS ON BUILDINGS IN THE VENUS CITY LIMITS.**

MOTION: UPON A MOTION BY MR. HERNANDEZ AND A SECOND BY MR. DADY THE COUNCIL VOTED THREE (3) FOR AND ONE (1) OPPOSED-MS. FAULKNER TO TABLE THIS ITEM. THE MOTION CARRIED.

**16. DISCUSSION AND POSSIBLE ACTION ON A PROPOSAL BY CHIEF YOUNG ON HAVING TWO PATROL OFFICERS ON THE STREETS OF VENUS AT ALL TIMES.**

NO ACTION TAKEN ON THIS ITEM.

**17. PRESENTATION OF MONTHLY DEPARTMENT REPORTS FROM PUBLIC WORKS DIRECTOR CESAR ROCA AND CHIEF OF POLICE R.L. YOUNG.**

CHIEF YOUNG PRESENTED HIS REPORT WITH NO ADDITIONAL ITEMS.

MR. ROCA PRESENTED HIS REPORT ALSO ADDING THAT WITH THE REMOVAL OF THE CHIPPING PAINT FROM THE OUTSIDE COMMUNITY CENTER WALL, A DECISION WILL NEED TO BE MADE ON HOW THE 4B BOARD AND COUNCIL WISH TO REPAIR IT. HE STATED THE BACK WALL IS ALSO STARTING TO NEED REPAIRS. HE STATED THE NEW TRUCK HAS BEEN ORDERED AND SHOULD BE DELIVERED MID FEBRUARY. MR. HERNANDEZ THANKED MR. ROCA FOR HIS ASSISTANCE DURING THE REFINISHING OF THE COMMUNITY CENTER FLOOR.

**18. THE CITY COUNCIL MAY MEET IN CLOSED SESSION AS PERMITTED BY SECTION 551.071 OF THE TEXAS GOVERNMENT CODE AND FOR THE PURPOSE AS FOLLOWS:**

A) SECTION 551.071: CONSULTATION WITH ATTORNEY REGARDING POSSIBLE LITIGATION

B) ADJOURNMENT

THERE WAS NO EXECUTIVE SESSION AT THIS MEETING.


**19. RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION, IF ANY, ON ITEMS DISCUSSED IN EXECUTIVE SESSION.**

THERE WAS NO EXECUTIVE SESSION AT THIS MEETING.

**20. ADJOURNMENT**

MOTION: UPON A MOTION BY MR. HERNANDEZ AND A SECOND BY MR. DADY, THE COUNCIL VOTED FOUR (4) FOR AND NONE (0) OPPOSED TO ADJOURN THE NOVEMBER 10, 2014 REGULAR MEETING. THE MOTION CARRIED. MAYOR BURGESS ADJOURNED THE MEETING AT 8:51 PM.

RESPECTFULLY SUBMITTED:

  
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JAMES BURGESS, MAYOR

12-8-2014  
\_\_\_\_\_  
DATE APPROVED

ATTEST:  
  
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VICKI THOMPSON, CITY SECRETARY

