

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF MARCH 23, 2020

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on March 23, 2020 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Clyde C. Hairston
 Carol Strain-Burk
 Stanley Jaglowski
 Marco Mejia
 Deputy Mayor Pro Tem Derrick D. Robinson
 Mayor Pro Tem Racheal Hill
 Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
 Fabrice Kabona, Assistant City Manager
 Carey Neal, Assistant to the City Manager
 Ron Gleaves, Information Technology Manager
 David T. Ritter, City Attorney
 Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Hairston called the meeting to order at 7:00 p.m. on March 23, 2020.

Invocation:

Bishop Clyde C. Hairston of Miracle Temple Fellowship Church gave the invocation.

Pledge of Allegiance:

Councilmember Strain-Burk led the pledge of allegiance.

Proclamation: National Kidney Month

Mayor Hairston read the National Kidney Month proclamation and encouraged all citizens to raise awareness concerning crucial health issues, such as chronic kidney disease, and to seek early screening.

Citizens' Comments:

Dee Hinkle, 105 E. 5th St, expressed her concerns regarding appointment of a committee member to the Historic Landmark Preservation Committee.

Glenn Hooper, 323 S. Dallas Ave, expressed his concerns regarding appointment of a committee member to the Historic Landmark Preservation Committee.

1. **Z20-03 Conduct a public hearing and consider an ordinance for a Specific Use Permit (SUP) for an in-home daycare at the property addressed as 1335 Pennsylvania Avenue; Lot 25 Block E in Boardwalk Phase 1 Subdivision. The property is located in Jonathan L. Samson Survey, Abstract No. 1311 in the City of Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones shared the background stating the Texas Department of Family and Protective Services (DFPS) require in-home daycare operators to meet local government requirements as part of the State minimum guidelines for licensing. Fire safety inspection is one of the State requirements. The Lancaster Development Code (LDC) requires in-home daycares to obtain a Specific Use Permit (SUP) in all Residential Zoning Districts.

On February 21, 2020 a notice for this public hearing appeared in the Focus Daily News. 28 notification letters of this public hearing were mailed to owners that were within 200 feet of the subject property. There was one (1) letter received in support and no letters received in opposition of this request.

On March 3, 2020 the Planning and Zoning Commission recommended approval of the request with the following conditions: 1) Less than six (6) children under the age of two and half years old (2 1/2) being kept on the first floor with a level of exit discharge. 2) If more than five (5) children under the age of two and half years old (2 1/2) are kept on the premise, an automatic fire sprinkler system is required. 3) Compliance with Home Occupation Regulations. 4) Confirmation by Animal Services that all animals kept on-site meet state and local regulations regarding immunizations and microchipping. Staff concurs with the Planning and Zoning Commission's recommendation.

Mayor Hairston opened the public hearing.

There were no speakers.

MOTION: Councilmember Strain-Burk motion and a seconded by Councilmember Morris to close the public hearing. The motion passed by unanimous vote.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 1 with the Planning and Zoning Commission stipulations. The motion passed by unanimous vote.

CONSENT AGENDA:

City Secretary Arenas read the consent agenda

- 2. Consider a resolution declaring an unopposed candidate in District 2 in the May 2, 2020 general municipal election elected to office; cancelling the election in single member District 2; providing for all other provisions of Resolution No. 2020-02-17, as amended, ordering the election to remain in full force and effect.**

MOTION: Councilmember Morris made a motion, seconded by Councilmember Strain-Burk to approve item 2. The roll call vote was cast 7 for, 0 against.

- 3. Discuss and consider an ordinance extending the previously declared local public health disaster resulting from COVID-19 until April 27, 2020, and adopting and ratifying all national, state, and county executive or emergency orders regarding COVID-19.**

City Manager Maudlin-Jones provided background regarding COVID-19 public health disaster emergency order for executed Local Orders that explained in detail and Council's questions answered relating to guidelines and local "Shelter in Place" and the closing non-essential businesses.

City Manager Maudlin-Jones explained that Council's consideration allows for an ordinance adopting and ratifying a regarding COVID-19 until April 27, 2020.

City Attorney Ritter explained the operational implementation of an ordinance extending the previously declared Local Orders, and adopting and ratifying all National, State, and County Executive and Emergency Orders regarding COVID-19.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 3. The roll call vote was cast 7 for, 0 against.

4. Pursuant to emergency state orders regarding election scheduling, discuss and consider a resolution postponing the General Election to be held on Saturday, May 2, 2020, for the election of one councilmember for District 2, one councilmember for District 4, and one councilmember for District 6 for a three-year term to November 3, 2020.

City Secretary Arenas shared that on March 18, 2020, Governor Greg Abbott issued a proclamation suspending section 41.0052(a) of the Texas Election Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform date, occurring on November 3, 2020. On March 19, 2020, Dallas County Elections advise they will not be able to contract to administer the May 2nd, election. Dallas County Election Department strongly advise the postponement to the date listed in the Governor's Proclamation, November 3rd.

City Attorney Ritter confirmed with Councilmember Strain-Burk and Mayor Clyde Hairston that Council's earlier action did withdraw uncontested District 2, and declaring filled as such, can be sworn in at the usual time.

MOTION: Councilmember Strain-Burk made a made a motion, seconded by Councilmember Morris to approve item 4, excluding uncontested District 2. The roll call vote was cast 7 for, 0 against.

5. Discuss and consider a resolution accepting the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2019.

City Manager Mauldin-Jones stated that at the City Council, Special Work session held on March 16, 2020, Council received a presentation from BKD LLP, CPAs & Advisors, the independent certified public accounting firm that performed the annual audit of the City of Lancaster's general government and its component units. This item is to formally accept the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2019. The City engaged the independent certified public accounting firm BKD LLP, CPAs & Advisors, to perform the annual audit of the City of Lancaster and its component units for the seventh consecutive year. The audit fieldwork began in November and concluded in March 2020.

City Manager Mauldin-Jones confirmed for Councilmember Jaglowski the review of the listed principal officers.

MOTION: Councilmember Jaglowski made a made a motion, seconded by Councilmember Strain-Burk to approve item 5. The roll call vote was cast 7 for, 0 against.

6. Discuss and consider confirmation of nomination made by the Planning and Zoning Commission of one (1) regular member to the City of Lancaster Historic Landmark Preservation Committee (HLPC).

City Manager Mauldin-Jones provided background, pursuant to Section 5.02.007 of the Lancaster Code of Ordinances, members of the Historic Landmark Preservation Committee are appointed by the Planning and Zoning Commission and confirmed by the City Council. At the Tuesday, March 3, 2020, meeting, the Planning, and Zoning Commission appointed the following member Marc Riggs with a term expiring 2022.

MOTION: Councilmember Strain-Burk made a motion and seconded by Mayor Pro Tem Hill to return item back to the Planning and Zoning for reconsideration. The roll call vote was cast 4 for, and 3 against (Robinson, Hairston, Mejia)

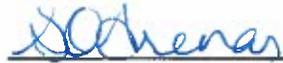
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MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to adjourn.
The vote was cast 7 for, 0 against

The meeting was adjourned at 8:21 p.m.

ATTEST:



Sorangel O. Arenas, City Secretary

APPROVED:



Clyde C. Hairston, Mayor