



**ENNIS CITY COMMISSION AGENDA
TUESDAY, FEBRUARY 21, 2023
6:30 PM**

CITY OF ENNIS CITY HALL
COMMISSION CHAMBERS
107 N. SHERMAN
ENNIS, TEXAS 75119
(972) 875-1234

As authorized by Texas Government Code Section 551.071 - this meeting may be convened into closed Executive Session for the purposes of seeking confidential legal advice from the City Attorney on any item on the agenda at any time during the meeting.

The City of Ennis reserves the right to re-align, recess, or reconvene the Regular Session or called Executive Session or order of business at any time prior to adjournment.

A. CALL TO ORDER

- Roll Call
- Invocation
- Pledge of Allegiance

B. PRESENTATIONS

- B.1. New Employee Introduction
- B.2. FY 2023 1st Quarter Financial Report
[FY 2023 1st Quarter Financial Report](#)

C. CITIZENS PUBLIC COMMENT PERIOD

The City Commission invites citizens to address the Commission on any topic not already scheduled for a Public Hearing. Citizens wishing to speak should complete a "Citizen Comment Period" form and present it to the City Secretary prior to the meeting. Speakers are limited to 3 minutes. In accordance with the Texas Open Meetings Act, the City Commission cannot take action on items not listed on the agenda. However, your concerns may be addressed by City Staff, placed on a future agenda, or responded to by some other course.

D. COMMISSIONER UPDATES

Pursuant to Texas Government Code Section 551.0415 the Mayor and Commission may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Commission events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

E. ACTION RESULTING FROM EXECUTIVE SESSION

- E.1. The City Commission may take any action resulting from items posted for discussion during Executive Session.
1. Section 551.087 - Deliberation Regarding Economic Development Negotiations
 - Project 85 Ennis
 2. Section 551.074 - Personnel Matters
 - City Manager Review

- City Secretary Review

F. CONSENT ITEMS

- F.1. Approval of the Minutes for the January 17, 2023 Ennis City Commission Briefing and Regular Session meetings.
[January 17, 2023 Minutes](#)
- F.2. Approval of the Minutes for the February 7, 2023 Ennis City Commission Briefing and Regular Session meetings.
[February 7, 2023 Minutes](#)
- F.3. FY 2023 1st Quarter Investment Report
[FY 2023 1st Quarter Investment Report](#)

G. PUBLIC HEARING

- G.1. Conduct a Public Hearing and discuss and consider approval of a Resolution authorizing additional funding in the amount of \$400,000.00 for Project Lift Station.
[Resolution - Project Lift Station Additional Funding](#)

H. ITEMS FOR DISCUSSION AND INDIVIDUAL CONSIDERATION

- H.1. Discuss and consider approval of an Ordinance amending the code of the City of Ennis by amending Article VI - Food Service of Chapter 10 - Licenses, Permits, and Business Regulations to add Division 3 - Mobile Food Units.
[Ordinance - Mobile Food Units](#)
- H.2. Discuss and consider approval of a Resolution approving an amendment to the Construction Manager at Risk Agreement for Fire Station No. 2 between the City and BWC Education Group, LLC, to establish the Guaranteed Maximum Price in an amount not to exceed two million, five hundred forty-nine thousand, four hundred eighteen dollars and zero cents (\$2,549,418.00).
[Resolution - GMP Fire Station 2](#)
- H.3. Discuss and consider approval of a Resolution adopting the 2022 Ellis County Hazard Mitigation Plan.
[Resolution - Hazard Mitigation Plan](#)
- H.4. Discuss and consider approval of the 2022 Historic Reinvestment Tax Abatement (HRTAR) refunds for improvements made to eligible properties during the 2022 tax year.
[2022 Historic Reinvestment Tax Abatement Refunds \(HRTAR\) Approval](#)
- H.5. Discuss and consider approval of Street Closures/Event Permits for the Bluebonnet Market, Bluebonnet Trails and Festival, Cinco de Mayo, FFA Dinner, National Polka Festival and Blues on Main.
[Street Closures/Event Permits](#)

I. ADJOURNMENT

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of Ennis City Hall, a place

convenient and readily accessible to the general public, as well as to the City's website at www.ennistx.gov and said Notice was posted prior to the following date and time: Friday, February 17, 2023; 5:00 P.M. and remained posted for at least two hours after said meeting was convened.



ANGIE WADE, TRMC, CMC
City Secretary

City of Ennis City Commission meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at (972) 875-1234 or write to: PO Box 220, Ennis, TX 75120, at least 48 hours in advance of the meeting.

ENNIS CITY COMMISSION
AGENDA SUMMARY FORM



To: City Commission
Subject: FY 2023 1st Quarter Financial Report
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Finance
Staff Contact: Stephen Barnes, Finance Director

BACKGROUND INFORMATION:

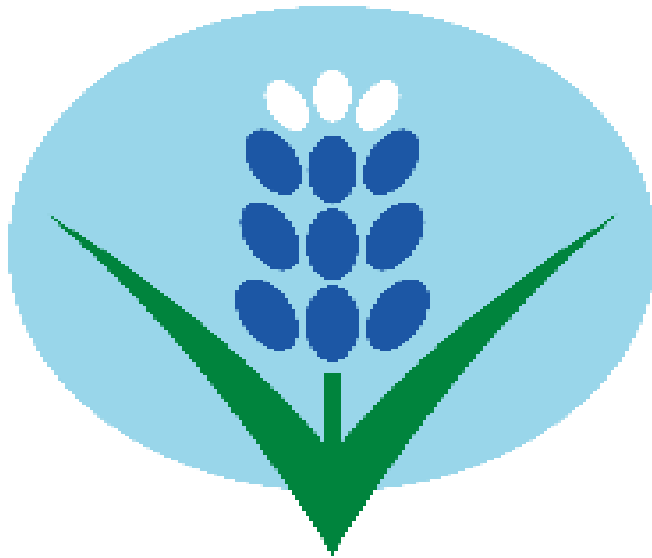
FY 2023 1st Quarter Financial Report Presentation

ATTACHMENTS:

[FY 2023 1st Quarter Financial Report TO COMMISSION](#)

CITY OF ENNIS

FY 2023 1st QUARTER FINANCIAL REPORT



CITY OF ENNIS FY 2023 1st QUARTER FINANCIAL REPORT

General Fund Revenue			
	Budget	Actual	% Collected
Property Taxes	10,509,320	4,234,007	40.29%
Sales Taxes	6,380,000	1,785,505	27.99%
Franchise Fees	1,827,000	421,664	23.08%
Building Permits	1,229,361	202,132	16.44%
Transfers In	3,989,873	975,338	24.45%
Other Revenue	786,830	407,677	51.81%
Total General Fund Revenue	\$24,722,384	\$8,026,323	32.47%
General Fund Expenditures By Department			
	Budget	Actual	% Expended
City Secretary	331,721	108,497	32.71%
Administration	534,001	180,034	33.71%
Downtown Development	739,462	131,311	17.76%
Communications & Marketing	235,020	6,751	2.87%
Ennis Cares	297,957	34,834	11.69%
Planning & Inspections	936,281	219,349	23.43%
Finance	558,811	119,308	21.35%
EDC Administration	353,045	143,138	40.54%
Information Technology	419,920	90,259	21.49%
Human Resources	410,619	106,754	26.00%
Fleet Services	335,005	98,547	29.42%
Police	6,517,165	1,931,780	29.64%
Municipal Court	372,461	96,356	25.87%
Fire	6,252,717	1,690,018	27.03%
Health	665,037	154,755	23.27%
Public Works	342,436	100,226	29.27%
Streets	1,299,992	289,235	22.25%
Library	564,010	156,313	27.71%
Railroad Museum	111,181	11,289	10.15%
Parks and Recreation	1,346,330	377,468	28.04%
Non Departmental	6,805,930	3,877,307	56.97%
Transfers Out	599,478	-	0.00%
Total General Fund Expenditures	30,028,578	\$9,923,528	33.05%

CITY OF ENNIS FY 2023 1st QUARTER FINANCIAL REPORT

Water and Sewer Fund Revenue			
	Budget	Actual	% Collected
Water Charges	6,274,842	1,630,481	25.98%
Wastewater Charges	4,947,672	1,273,913	25.75%
Other Revenue	616,044	328,372	53.30%
Total Revenue	\$11,838,558	\$3,232,767	27.31%

Water and Sewer Fund Expenditures			
	Budget	Actual	% Expended
Utility Billing	622,583	176,735	28.39%
Water	3,524,315	973,567	27.62%
Wastewater	2,454,858	648,967	26.44%
Debt Service	2,392,647	-	0.00%
Non-Departmental	523,000	313,511	59.94%
Transfers Out	1,944,905	461,267	23.72%
Total Expenditures	\$11,462,307	\$2,574,048	22.46%

EDC Fund Revenue			
	Budget	Actual	% Collected
Sales Tax	3,150,000	871,273	27.66%
Other Revenue	21,000	29,335	139.69%
Total Revenue	\$3,171,000	\$900,609	28.40%

EDC Fund Expenditures			
	Budget	Actual	% Expended
Operating	6,529,374	211,497	3.24%
Total Expenditures	\$6,529,374	\$211,497	3.24%

Water and Sewer Capital Projects Expenditures			
	Budget	Actual	% Expended
Capital Expenditures	19,678,769	154,183	0.78%
Total Revenue	\$19,678,769	\$154,183	0.78%

General Capital Projects Expenditures			
	Budget	Actual	% Expended
Capital Expenditures	17,683,653	473,468	2.68%
Total Expenditures	\$17,683,653	\$473,468	2.68%

FY 2023 QIPP Income			
	Budget	Actual	%
Supplemental Revenue	5,509,722	1,221,537	22.17%
Operating Expenditures	1,431,265	362,241	25.31%
Total Income	\$4,078,457	\$859,295	21.07%

CITY OF ENNIS FY 2023 1st QUARTER FINANCIAL REPORT

Street Reconstruction Revenue			
	Budget	Actual	% Collected
Revenue	1,575,000	435,637	27.66%
Total Revenue	\$1,575,000	\$435,637	27.66%

Street Reconstruction Expenditures			
	Budget	Actual	% Expended
Expenditures	1,567,500	341,912	21.81%
Total Expenditures	\$1,567,500	\$341,912	21.81%

Sanitation Fund Revenue			
	Budget	Actual	% Collected
Revenue	1,628,681	442,891	27.19%
Total Revenue	\$1,628,681	\$442,891	27.19%

Sanitation Fund Expenditures			
	Budget	Actual	% Expended
Expenditures	1,722,727	382,958	22.23%
Total Expenditures	\$1,722,727	\$382,958	22.23%

Self-Insurance Fund Revenue			
	Budget	Actual	% Collected
Revenue	4,173,348	1,218,237	29.19%
Total Revenue	\$4,173,348	\$1,218,237	29.19%

Self-Insurance Fund Expenditures			
	Budget	Actual	% Expended
Expenditures	4,295,387	681,612	15.87%
Total Expenditures	\$4,295,387	\$681,612	15.87%

General Debt Service Fund Revenue			
	Budget	Actual	% Collected
Revenue	7,624,044	2,835,305	37.19%
Total Revenue	\$7,624,044	\$2,835,305	37.19%

General Debt Service Fund Expenditures			
	Budget	Actual	% Expended
Expenditures	7,709,004	-	0.00%
Total Income	\$7,709,004	\$0	0.00%

ENNIS CITY COMMISSION
AGENDA SUMMARY FORM



To: City Commission
Subject: Approval of the Minutes for the January 17, 2023 Ennis City Commission Briefing and Regular Session meetings.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: City Secretary/Commission
Staff Contact: Angie Wade, City Secretary

BACKGROUND INFORMATION:

Minutes for the Jan 17th City Commission briefing and regular meetings are submitted for the Commissions review and approval.

ATTACHMENTS:

[CC BRIEFING MINUTES 01.17.23](#)
[CC REG MINUTES 01.17.23](#)

ENNIS CITY COMMISSION BRIEFING SESSION MINUTES
TUESDAY, JANUARY 17, 2023

A. WORK SESSION

Mayor Juenemann called a Briefing Session of the Ennis City Commission to order Tuesday, January 17, 2023, at 5:32 P.M. in the Ennis City Hall Briefing Room, 107 N Sherman, Ennis, Texas 75119. Commissioners present – Mayor Juenemann, Mayor Pro Tem Holland, Commissioner Pruitt, Commissioner Jones, Commissioner Raburn, Commissioner Watson and Commissioner Honza.

B. WORK SESSION

B.1. Airport Update

City Manager Nelson discussed potential upgrades to the airport through federal funding; 90/10 split; \$300,000 estimate, City’s portion \$30,000; new hangars, a facility with restrooms and lounges, and weather station.

B.2. Tourism Update

Mr. Nelson reviewed the Tourism reorganization due to the retirement of the Tourism Director.

B.3. Redistricting Update

Redistricting of City of Ennis voter wards was discussed based on current population figures from the 2020 Census.

B.4. Review Regular Agenda Items

C. ADJOURN

Mayor Juenemann adjourned the Briefing Session at 6:06 P.M.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR

ENNIS CITY COMMISSION REGULAR SESSION MINUTES
TUESDAY, JANUARY 17, 2023

A. CALL TO ORDER

Mayor Juenemann called a Regular Session of the Ennis City Commission to order Tuesday, January 17, 2023, at 6:30 P.M. in the Ennis City Hall Commission Chambers, 107 N Sherman, Ennis, Texas 75119.

City Secretary Angie Wade called roll and verified a quorum:

Mayor Juenemann	present	Commissioner Raburn	present
Mayor Pro Tem Holland	present	Commissioner Watson	present
Commissioner Pruitt	present	Commissioner Honza	present
Commissioner Jones	present		

The Invocation was given by Planning Director Mark Richardson
The Pledge of Allegiance was led by Mayor Juenemann.

B. PRESENTATIONS

B.1. Retiree Recognition

City Manager Nelson congratulated retirees Gina Rokas, Tourism Director; Doug Jones Sr., Mechanic Assistant Superintendent; and Ray Adams, Mechanic.

B.2. New Employee Introduction

City Manager Marty Nelson welcomed new City of Ennis employees Karlicia Davis, Sanitation Customer Service Representative; Richard Hernandez, Police; Brendan Lavergne, Police; Emilio Sanchez, Police; Dustin Shortnacy, Police; and Michael Richardson, Recreation Manager.

C. CITIZEN PUBLIC COMMENT PERIOD

Pete Setian, 1209 Williamsburg, Ennis, TX, spoke regarding his desire to serve on the Planning and Zoning Commission.

Daniel Edwards, 1412 Amazon Drive, Plano, TX, presented Mayor Juenemann and City Manager Nelson with plaques thanking them for their support of Community Services, Inc.

D. COMMISSION UPDATES

Commissioner Jones stated that on Thursday, January 19th the Texas Wildlife Commission would be at Lion’s Park setting traps; Commissioner Raburn recognized Commissioner Watson for receiving the Community Service Achievement Award for Unity in the Community.

E. CONSENT ITEMS

E.1. Approval of the Minutes for the December 6, 2022 Ennis City Commission Briefing and Regular Session meetings.

Mayor Juenemann read the Consent Agenda. Mayor Pro Tem Holland made a motion, seconded by Commissioner Honza, to approve the consent agenda as read.

A vote was cast, 7 in favor, 0 against. Motion passed.

F. PUBLIC HEARING

F.1. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from A- Agricultural District to IC- Institutional and Civic District for two lots measuring approximately 3.113 acres at the SW corner of Jeter Drive and West Lampasas Street to permit future city projects in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Mayor Pro Tem Holland made a motion, seconded by Commissioner Honza, to approve an Ordinance amending the Zoning Map of the City of Ennis, Texas, from A- Agricultural District to IC- Institutional and Civic District for two lots measuring approximately 3.113 acres at the SW corner of Jeter Drive and West Lampasas Street.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.2. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “CC” Corridor Commercial to “L-IM” Light Industrial and Manufacturing for a 0.5-acre lot tract, or parcel of land situated at 1002 S Interstate 45 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Jones, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “CC” Corridor Commercial to “L-IM” Light Industrial and Manufacturing for a 0.5-acre lot tract, or parcel of land situated at 1002 S Interstate 45.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.3. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “H-IM” Heavy Industrial and Manufacturing to “L-IM” Light Industrial and Manufacturing for Lot 1A of the Woodards Interstate Addition situated at 1004 S Interstate 45 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Jones, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “H-IM” Heavy Industrial and Manufacturing to “L-IM” Light Industrial and Manufacturing for Lot 1A of the Woodards Interstate Addition situated at 1004 S Interstate 45.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.4. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “L-IM” Light Industrial and Manufacturing District to “CC” Corridor Commercial District for a 5.42 acre-tract at the NE corner of IH 45 and FM 85 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Watson, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “L-IM” Light Industrial and Manufacturing District to “CC” Corridor Commercial District for a 5.42 acre-tract at the NE corner of IH 45 and FM 85.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.5. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “CC” Corridor

Commercial District for a 2.40 acre-tract at the NE corner of IH 45 and FM 85 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Jones, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “CC” Corridor Commercial District for a 2.40 acre-tract at the NE corner of IH 45 and FM 85.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.6. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “MF-2” Multi-Family 2 District for an 14.455 acre-tract at the SE corner of IH 45 and FM 85 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Jones, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “MF-2” Multi-Family 2 District for an 14.455 acre-tract at the SE corner of IH 45 and FM 85.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.7. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “L-IM” Light Industrial and Manufacturing District to “CC” Corridor Commercial District for a 2.295 acre-tract at the SE corner of IH 45 and FM 85 in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Pruitt made a motion, seconded by Mayor Pro Tem Holland, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “L-IM” Light Industrial and Manufacturing District to “CC” Corridor Commercial District for a 2.295 acre-tract at the SE corner of IH 45 and FM 85.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.8. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “CC” Corridor Commercial District for an 18.75 acre-tract at the SE corner of US 287 and Ensign Road in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Honza made a motion, seconded by Commissioner Pruitt, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “CC” Corridor Commercial District for an 18.75 acre-tract at the SE corner of US 287 and Ensign Road.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.9. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “MF-2” Multi-Family 2 District for an 20.361 acre-tract at the SE corner of US 287 and Ensign Road in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Honza made a motion, seconded by Commissioner Pruitt,

to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “MF-2” Multi-Family 2 District for an 20.361 acre-tract at the SE corner of US 287 and Ensign Road.

A vote was cast, 6 in favor, 1 against (Raburn). Motion passed.

F.10. Conduct a Public Hearing and discuss and consider approval of an Ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “TH” Townhome District for a 52.349 acre tract approximately located at the SE corner of US 287 and Ensign Road in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Honza made a motion, seconded by Commissioner Pruitt, to approve an ordinance amending the Zoning Map of the City of Ennis, Texas, from “A” Agricultural District to “TH” Townhome District for a 52.349 acre tract approximately located at the SE corner of US 287 and Ensign Road.

A vote was cast, 7 in favor, 0 against. Motion passed.

F.11. Conduct a Public Hearing and discuss and consider approval of an Ordinance for Project Granny Dee's to provide \$29,892.00 to fund the project.

Mayor Juenemann read the item and opened the public hearing. With no one wishing to speak the public hearing was closed. Commissioner Jones made a motion, seconded by Commissioner Pruitt, to approve an ordinance for Project Granny Dee's to provide \$29,892.00 to fund the project.

A vote was cast, 7 in favor, 0 against. Motion passed.

G. ITEMS FOR DISCUSSION AND INDIVIDUAL CONSIDERATION

G.1. Discuss and consider approval of a Resolution awarding a bid and authorizing the City Manager and/or the Director of Public Works to purchase additional Concrete Materials for the Street Department from Hunter Excavation, Inc., during Fiscal Year 2023 in a sum not to exceed One Hundred and Fifteen Thousand Dollars and Zero Cents (\$115,000.00) plus allowable contingencies.

Mayor Juenemann read the item. Commissioner Watson made a motion, seconded by Commissioner Honza, to approve the resolution awarding a bid for additional concrete materials to Hunter Excavation for \$115,000 plus 25% allowable contingencies.

A vote was cast, 7 in favor, 0 against. Motion passed.

G.2. Discuss and consider approval of a Resolution awarding a bid for Avenue E Sanitary Sewer Improvements to Circle H Contractor L.P. and authorizing the city manager to execute the contract for a sum not to exceed Three Million Fifty-six Thousand Seven Hundred and Three Dollars and Zero Cents (\$3,056,703.00) plus allowable contingencies.

Mayor Juenemann read the item. Commissioner Jones made a motion, seconded by Mayor Pro Tem Holland, to approve the resolution awarding a bid for Avenue E Sanitary Sewer Improvements to Circle H Contractor L.P. for a sum not to exceed \$3,056,703.00 plus allowable contingencies.

A vote was cast, 7 in favor, 0 against. Motion passed.

G.3. Discuss and consider approval of a Resolution awarding a contract to BWC Education Group, for Construction Manager at Risk (CMAR) services for the renovation of Ennis Fire Station #2, located at 901 Martin Luther King BLVD. The proposed cost for CMAR services are \$182,492.00 for General Conditions plus 4.25% of the contracted Guaranteed Maximum Price (GMP).

Mayor Juenemann read the item. Mayor Pro Tem Holland made a motion, seconded by Commissioner Raburn, to approve the resolution awarding a contract to BWC Education Group, for Construction Manager at Risk (CMAR) services for the renovation of Ennis Fire Station #2, located at 901 Martin Luther King BLVD. The proposed cost for CMAR services are \$182,492.00 for General Conditions plus 4.25% of the contracted Guaranteed Maximum Price (GMP). A vote was cast, 7 in favor, 0 against. Motion passed.

G.4. Discuss and consider approval of a Resolution in connection with a Grant Agreement for an Airport Master Plan for the Ennis Municipal Airport and authorize the City Manager to execute all necessary documentation.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Commissioner Jones, to approve a resolution for a grant agreement for an Airport Master Plan for Ennis Municipal Airport. A vote was cast, 7 in favor, 0 against. Motion passed.

G.5. Discuss and consider making appointments and reappointments to the Planning and Zoning Commission.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Commissioner Watson, to reappoint David Dillon, John Young, Lynda Isbell, and David Sacha to the Planning and Zoning Commission for 2 year terms expiring July 31, 2024; and appoint Jasper Hughes and Jeremiah McCauley to serve terms expiring July 31, 2023. A vote was cast, 7 in favor, 0 against. Motion passed.

H. ADJOURNMENT

With no other business before the Commission, Mayor Juenemann declared the meeting adjourned at 7:41 P.M.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR

ENNIS CITY COMMISSION
AGENDA SUMMARY FORM



To: City Commission
Subject: Approval of the Minutes for the February 7, 2023 Ennis City Commission Briefing and Regular Session meetings.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: City Secretary/Commission
Staff Contact: Angie Wade, City Secretary

BACKGROUND INFORMATION:

Minutes for the Feb 7, 2023 City Commission briefing and regular meetings are submitted to the City Commission for review and approval.

ATTACHMENTS:

[CC BRIEFING MINUTES 02.07.23](#)
[CC REG MINUTES 02.07.23](#)

ENNIS CITY COMMISSION BRIEFING SESSION MINUTES
TUESDAY, FEBRUARY 7, 2023

A. WORK SESSION

Mayor Juenemann called a Briefing Session of the Ennis City Commission to order Tuesday, February 7, 2023, at 5:32 P.M. in the Ennis City Hall Briefing Room, 107 N Sherman, Ennis, Texas 75119. Commissioners present – Mayor Juenemann, Mayor Pro Tem Holland, Commissioner Pruitt, Commissioner Jones, Commissioner Raburn, and Commissioner Honza. Commissioner Watson joined via google meets.

A.1. Discuss items on the February 7, 2023 Regular Meeting Agenda

City Manager Nelson reviewed the items on the Regular Meeting Agenda. Mayor Pro Tem Holland stated that he was related to the applicants for agenda items # G3, G4 and G5 and that he would recuse himself from discussion and vote during the regular session.

*[Mayor Juenemann recessed the Open Session and
Read the Commission into Executive Session @ 5:57 P.M.]*

B. EXECUTIVE SESSION

B.1. Section 551.072 – Real Property

- Stout Property

B.2. Section 551.074 – Personnel Matters

- City Secretary Review

[Mayor Juenemann reconvened the Commission into Open Session at 7:08 P.M.]

Mayor Juenemann adjourned the Briefing Session at 7:08 P.M.

ATTEST:

CITY SECRETARY

APPROVED:

MAYOR

ENNIS CITY COMMISSION REGULAR SESSION MINUTES
TUESDAY, FEBRUARY 7, 2023

A. CALL TO ORDER

Mayor Juenemann called a Regular Session of the Ennis City Commission to order Tuesday, February 7, 2023, at 6:30 P.M. in the Ennis City Hall Commission Chambers, 107 N Sherman, Ennis, Texas 75119.

City Secretary Angie Wade called roll and verified a quorum:

Mayor Juenemann	present	Commissioner Raburn	present
Mayor Pro Tem Holland	present	Commissioner Watson	absent
Commissioner Pruitt	present	Commissioner Honza	present
Commissioner Jones	present		

The Invocation was given by Christen Vick, Ennis CARES
The Pledge of Allegiance was led by Mayor Juenemann.

B. PRESENTATIONS

B.1. Bryan Ozymy, Quality Inn Recognition

Ennis CARES Program Manager Christen Vick addressed the Commission regarding the dedicated service to the City and citizens of Ennis shown by Bryan Ozymy with Quality Inn. Mr. Ozymy partnered with the Ennis CARES program to provide shelter to those in need during the recent freeze.

B.2. New Employee Introduction

City Manager Marty Nelson welcomed new City of Ennis employees Joshua Amison, Wastewater Treatment Plant; and Ray Martinez, Sanitation Loader.

C. CITIZEN PUBLIC COMMENT PERIOD

No one spoke.

D. COMMISSION UPDATES

Commissioner Raburn thanked the Police and Fire personnel for their work during the recent freeze. Commissioner Raburn also congratulated City Secretary Angie Wade for 7 years of service with the City.

E. ACTION RESULTING FROM EXECUTIVE SESSION

E.1. The City Commission may take any action resulting from items posted for discussion during the Executive Session.

Mayor Juenemann read the item. No action taken.

F. CONSENT ITEMS

F.1. Approval of the Minutes for the January 17, 2023 Ennis City Commission Briefing and Regular Session meetings.

Mayor Juenemann read the Consent Agenda and pulled item F.1. No action taken.

G. PUBLIC HEARING

G.1. Conduct a Public Hearing and discuss and consider an Ordinance approving a Special Use Permit (SUP) for Free Range, a bar to be located at 115 SW Main St.

Mayor Juenemann read the item and opened a public hearing. No one spoke and the public hearing was closed. Commissioner Jones made a motion, seconded by Commissioner Pruitt, to approve the Ordinance for a Special Use Permit for Free Range, located at 115 SW Main St.

A vote was cast, 6 in favor, 0 against. Motion passed.

G.2. Conduct a Public Hearing and discuss and consider an Ordinance amending the Ennis Unified Development Ordinance, Article IV, "Zoning Districts," Section 4.2, "Residential Zoning Districts," Section 4.2.10 "Multi-Family District 1 (MF-1)".

Mayor Juenemann read the item and opened a public hearing. No one spoke and the public hearing was closed. Mayor Pro Tem Holland made a motion, seconded by Commissioner Honza, to approve the Ordinance amending the Unified Development Ordinance, Article IV, "Zoning Districts," Section 4.2, "Residential Zoning Districts," Section 4.2.10 "Multi-Family District 1 (MF-1)".

A vote was cast, 6 in favor, 0 against. Motion passed.

[Mayor Pro Tem Holland recused himself and left the dais]

G.3. Conduct a Public Hearing and discuss and consider an Ordinance amending the Zoning Map of the City of Ennis, Texas, from 'R-10-Single-Family Residential District-10' to 'CC-Corridor Commercial District' for an approximately 9.972-acre lot, tract, or parcel of land in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened a public hearing.

Ron Haskovec, 261 Sunridge, Ennis TX spoke in favor of the zoning change.

Ernie Martinek, 2256 Bells Chapel Rd, Waxahachie, TX spoke in favor of the zoning change.

With no one else wishing to speak, Mayor Juenemann closed the public hearing.

Commissioner Pruitt made a motion, seconded by Commissioner Honza, to approve the Ordinance as read.

A vote was cast, 5 in favor, 0 against, 1 recusal (Holland). Motion passed.

G.4. Conduct a Public Hearing and discuss and consider an Ordinance amending the Zoning Map of the City of Ennis, Texas, from 'R-10-Single-Family Residential District-10' to 'R-5-Single-Family Residential District-5 Planned Development' for an approximately 96.312 acre-lot, tract or parcel of land and located in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened a public hearing.

Ragen Martinek, the applicant, spoke stating that the target home price would be between \$300,000 and \$350,000; the development would be done in 4 phases and should be completed in 2028; 447 lots proposed; 11 acres of dedicated green space; 5 egress points; and a traffic impact study would be done.

With no one else wishing to speak, Mayor Juenemann closed the public hearing.

Discussion ensued regarding the proposed zoning. The Commission was advised by City Attorney McDonald that they could zone as a PD instead of an R5-PD.

Commissioner Raburn made a motion, seconded by Commissioner Pruitt, to approve the Ordinance zoning the property as 'PD' 22.11.18.1B – Planned Development.

A vote was cast, 5 in favor, 0 against, 1 recusal (Holland). Motion passed.

G.5. Conduct a Public Hearing and discuss and consider an Ordinance amending the Zoning Map of the City of Ennis, Texas, from 'R-10-Single-Family Residential District-10' to 'D-Duplex District' for an approximately 1.417-acre lot, tract, or parcel of land in the City of Ennis, Ellis County, Texas.

Mayor Juenemann read the item and opened a public hearing. No one spoke and the public hearing was closed. Commissioner Pruitt made a motion, seconded by Commissioner Jones, to approve the Ordinance as read.

A vote was cast, 4 in favor, 1 against (Raburn), 1 recusal (Holland). Motion passed.

[Mayor Pro Tem Holland returned to the meeting]

H. ITEMS FOR DISCUSSION AND INDIVIDUAL CONSIDERATION

H.1. Discuss and consider approval of a Resolution ordering a General Joint Election to be held in the City of Ennis, TX on May 6, 2023 for the purpose of electing a Mayor Pro Tem At-Large, a Commissioner Ward 2 and a Commissioner Ward 4, each to serve a 3-year term; and authorizing the execution of a contract with Ellis County Elections for election services.

Mayor Juenemann read the item. Commissioner Raburn made a motion, seconded by Mayor Pro Tem Holland, to approve the resolution ordering an election as read.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.2. Discuss and consider a Resolution adopting and approving "ActiveEnnis" the City of Ennis Parks and Recreation Master Plan 2023.

Mayor Juenemann read the item. Parks Director Paul Liska introduced Chris Morris, CEO of dtj Design. Mr. Morris thanked the steering committee, staff and the City Commission for their participation in the development of the plan. Mr. Morris stated that the top 4 goals were to modernize Parks, complete the Tim Guana Discovery Park, build a waterpark, and land acquisition.

Commissioner Honza made a motion, seconded by Commissioner Pruitt, to approve the resolution adopting the "Active Ennis" Parks and Recreation Master Plan 2023.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.3. Discuss and consider a Resolution granting a petition for annexation from Property Owner Ryan Patak, for property identified as being Ellis CAD ID 194773, located at 4151 Lakeview Drive; and being an approximate 21.57 acre tract of land situated in the J. Mott Survey, Abstract No. 667 and in the O. Shannon Survey, Abstract No. 989, Ellis County, Texas; and the proposed annexation of the portion of Lakeview Drive adjacent to said territory; setting a date, time, and place for a public hearing on the proposed annexation of certain property by the City of Ennis, Texas; authorizing and directing the City Secretary to have published notice of such public hearing; and authorizing and directing city staff to negotiate and enter into a written services agreement.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Commissioner Raburn, to approve the resolution granting a petition for annexation as read.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.4. Discuss and consider approval of a Resolution authorizing payment to Ellis County to overlay portions of Nesuda Road, Ryder Road, and Lakeview Road that fall within the incorporated Limits of the City of Ennis through the Interlocal Cooperative Contract between County of Ellis and City of Ennis in a sum not to exceed amount of One Hundred and Fifteen Thousand Seven Hundred and Fifty-Two Dollars and Zero Cents (\$115,752.00).

Mayor Juenemann read the item. Mayor Pro Tem Holland made a motion, seconded by Commissioner Raburn, to approve the resolution authorizing payment to Ellis County for road overlay services.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.5. Discuss and Consider the approval of a Resolution by the City Commission of the City of Ennis, Texas authorizing the purchase of the G2 Fire Station Alerting System, through US Digital Designs including one (1) dispatch system and three (3) station voice licenses on a Houston-Galveston Area Council (HGAC) contract in an amount not to exceed \$54,720.95.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Mayor Pro Tem Holland, to approve the resolution authorizing the purchase of the G2 Fire Station Alerting System as read.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.6. Discuss and consider approval of a Resolution of the City of Ennis, Texas authorizing the purchase of one new Genie GTH-636 Rough Terrain Forklift, in the total amount of One-Hundred and Nine Thousand Six Hundred and Seventy-Six Dollars and Twenty-Five Cents (\$109,676.25) from Rick Boucher, Inc d/b/a Equipro on Sourcewell Bid # 041719-TER; and providing an effective date.

Mayor Juenemann read the item. Mayor Pro Tem Holland made a motion, seconded by Commissioner Honza, to approve the resolution authorizing the purchase of a Genie GTH-636 Rough Terrain Forklift as read.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.7. Discuss and consider approval of a Resolution authorizing the City Manager to execute a License and Services Agreement with Tyler Technologies to provide Computer Aided Dispatch and Records Management software and support at a one-time cost of \$651,434.00 plus recurring fees and maintenance totaling \$91,835.00.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Commissioner Pruitt, to approve the resolution authorizing the execution of an agreement with Tyler Technologies to provide dispatch and records management software as read.

A vote was cast, 6 in favor, 0 against. Motion passed.

H.8. Discuss and Consider an Ordinance Amending the FY 2023 Budget.

Mayor Juenemann read the item. Finance Director Stephen Barnes addressed the Commission regarding the mid-year budget adjustments to the general fund, CCPD fund, fleet replacement fund, water/sewer fund, water/sewer capital fund, and general fund capital fund. Commissioner Jones made a motion, seconded by Commissioner Raburn, to approve the ordinance amending the FY23 Budget.

A vote was cast, 6 in favor, 0 against. Motion passed.

G. ADJOURNMENT

With no other business before the Commission, Mayor Juenemann declared the meeting adjourned at 7:32 P.M.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR

ENNIS CITY COMMISSION
AGENDA SUMMARY FORM



To: City Commission
Subject: FY 2023 1st Quarter Investment Report
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Finance
Staff Contact: Stephen Barnes, Finance Director

BACKGROUND INFORMATION:

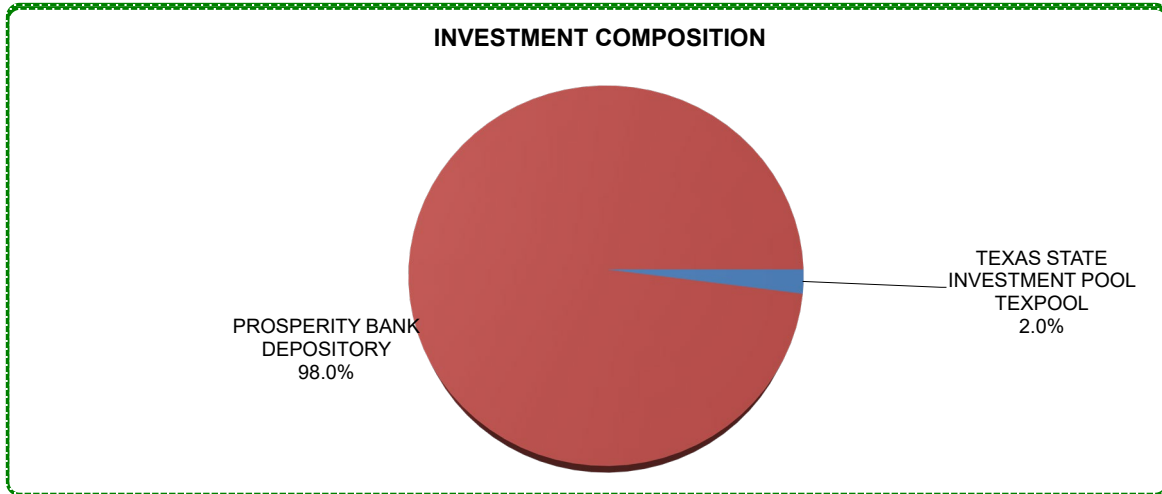
FY 2023 1st Quarter Investment Report

ATTACHMENTS:

[FY 23 1st Quarter Investment Report](#)

**CITY OF ENNIS
QUARTERLY INVESTMENT REPORT
FOR THE QUARTER ENDED DECEMBER 31, 2022**

INVESTMENT COMPOSITION		
Type	Abbreviation	Actual
TEXAS STATE INVESTMENT POOL	TEXPOOL	2.0%
PROSPERITY BANK DEPOSITORY	DEPOSITORY	98.0%



**CITY OF ENNIS
INVESTMENT ACTIVITY
December 31, 2022**

<u>INVESTMENTS</u>	<u>ANNUAL YIELD</u>	<u>10/01/22 BOOK VALUE</u>	<u>NET CHANGE</u>	<u>12/31/22 BOOK VALUE</u>
<u>INVESTMENT PORTFOLIO:</u>				
PROSPERITY BANK - Savings	0.167%	15,563,316	78,228	15,641,544
TEXPOOL	0.295%	322,534	2,860	325,394
TOTAL INVESTMENT PORTFOLIO		15,885,850	81,088	15,966,938

PROSPERITY OPERATING ACCOUNTS INTEREST	<u>1st Quarter</u>	<u>2nd Quarter</u>	<u>3rd Quarter</u>	<u>4th Quarter</u>	<u>Total</u>
Annual Yield - 0.35%	56,783	-	-	-	56,783

ENNIS CITY COMMISSION AGENDA SUMMARY FORM



To: City Commission
Subject: Conduct a Public Hearing and discuss and consider approval of a Resolution authorizing additional funding in the amount of \$400,000.00 for Project Lift Station.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Economic Development
Staff Contact: Jim Wehmeier, Economic Development Director

BACKGROUND INFORMATION:

Due to the rising costs of construction the lowest bid for this project came in over budget. The lift station will provide sewer service access for all or portions of 5 currently undeveloped parcels with I-45 and business 45 frontage. There is currently a developer waiting for this service in order to proceed with developing light industrial and possible retail at the intersection of I-45 and Business 45 (Kaufman). This investment will be subject to the infrastructure pro-rata policy with future developers contributing pro-rata shares of the cost to the EDC.

FINANCIAL IMPACT:

Funded by the EDC, acct# 101-112-40063

RECOMMENDATION:

EDC board and staff recommend approval

ATTACHMENTS:

[021223 Public Hearing Notice - Project Liftstation \(Adtl Funding\)](#)
[Project Liftstation pic.2](#)
[Project Lift Station Map](#)
[Project Liftstation pic](#)
[RESOLUTION NO.-Adtl Funding - Project Lift Station - Pdf](#)

NOTICE OF PUBLIC HEARINGS

ENNIS ECONOMIC DEVELOPMENT CORPORATION

ENNIS CITY COMMISSION

(PROJECT LIFTSTATION)

A public hearing will be held before the Economic Development Corporation, a Type B Corporation, on Tuesday, February 14, 2023 at 5:00 P.M and before the City Commission of the City of Ennis on Tuesday, February 21, 2023 at 6:30 P.M. at Ennis City Hall, 107 N Sherman St., Ennis, Texas, 75119, to hear testimony and consider taking action on providing additional funding, in the amount of \$400,000.00, for Project Lift Station. This will bring the total cost to \$1 million for the project, which is part of the infrastructure pro-rata program for future reimbursement . It is requested you make your views known, either in person or by contacting Jim Wehmeier, Director of Economic Development, jwehmeier@ennistx.gov or 972-878-4748.

Publish on: Sunday, February 12, 2023



City of Ennis Map



- X = Lift Station Location
- = Gravity Line Installation
- = Sleeve to serve Honza side

Maxar, Microsoft, Esri Community Maps Contributors, Baylor University, Texas Parks & Wildlife, © OpenStreetMap, Microsoft, CONANP, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/ NASA, USGS, EPA, NPS, US Census Bureau, USDA

Legend





RESOLUTION NO.

**A RESOLUTION OF THE CITY OF ENNIS, TEXAS AUTHORIZING
ADDITIONAL FUNDING IN THE AMOUNT OF \$400,000.00 FOR
PROJECT LIFT STATION.**

WHEREAS, due to the rising costs of construction the lowest bid for this project came in over budget; and

WHEREAS, currently city sewer is not available to commercial property along this section of the I-45 and Business 45 frontage; and

WHEREAS, funding for this lift station will provide sewer service access for all or portions of 5 currently undeveloped parcels with I-45 and business 45 frontage; and

WHEREAS, this investment will be subject to the infrastructure pro-rata policy with future developers contributing pro-rata shares of the cost to the EDC; and

WHEREAS, on February 14, 2023, the Ennis Economic Development Corporation Board of Directors approved additional funding for the installation of the lift station.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ENNIS, TX:

SECTION 1: The Ennis City Commission approves additional funding in the amount of \$400,000.00 for the installation of the lift station.

SECTION 2: The resolution will become effective from and after its date of adoption.

PASSED AND APPROVED by the City Commission of the City of Ennis, Texas on this 21st day of February, 2023.

ANGELINE JUENEMANN, Mayor

ATTEST:

G.1.

ANGIE WADE, City Secretary

ENNIS CITY COMMISSION AGENDA SUMMARY FORM



To: City Commission
Subject: Discuss and consider approval of an Ordinance amending Article VI - Food Service of Chapter 10 - Licenses, Permits, and Business Regulations to add Division 3 - Mobile Food Units.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Health & Inspections
Staff Contact: Kevin Howard, Health Director

BACKGROUND INFORMATION:

This ordinance will establish regulations governing mobile food units in order to promote the health, safety, and welfare of the public, and to protect the property rights of owners of land located adjacent to and within the vicinity of properties containing a mobile food unit.

FINANCIAL IMPACT:

None.

POLICY IMPLICATIONS:

None.

RECOMMENDATION:

The department of Health Services recommends approval.

ATTACHMENTS:

[ORDINANCE NO.-MOBILE FOOD UNIT REGULATIONS - Pdf](#)



ORDINANCE NO.

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, AMENDING THE CODE OF THE CITY OF ENNIS BY AMENDING ARTICLE VI – FOOD SERVICE OF CHAPTER 10 - LICENSES, PERMITS AND BUSINESS REGULATIONS TO ADD DIVISION 3 – MOBILE FOOD UNITS

WHEREAS, the City of Ennis, Texas, is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Commission of the City of Ennis (“City Commission”) has previously adopted regulations governing food services establishments, which include mobile food units, in Division 3 – Food Service Establishments of Article VI – Food Service of Chapter 10 – Licenses, Permits, and Business Regulations in the Code of the City of Ennis, in accordance with Chapter 437 of the Texas Health and Safety Code; and

WHEREAS, the City Commission has investigated and determined it is in the best interest of Ennis residents to adopt regulations governing mobile food units operating within the City limits by requiring mobile food unit permits to be issued by the Health Director, among other requirements; and

WHEREAS, the City Commission finds and determines that the adoption of this Ordinance is necessary to protect the public health, safety and welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF ENNIS, TX:

SECTION 1: Findings Incorporated. The findings set forth above are incorporated as if fully set forth herein.

SECTION 2: Amendment to Section 10-227. Section 10-227 - Definitions in Chapter 10 – Licenses, Permits, and Business Regulations in the Code of the City of Ennis is amended to replace the definition of "food establishment" to read as follows:

Food establishment means a food service establishment, a retail food store, or roadside food vendor.

SECTION 3: Amendment to Section 10-228. Section 10-228 – Permits and exemptions in Chapter 10 – Licenses, Permits, and Business Regulations of the Code of the City of Ennis is amended to delete paragraph (d).

SECTION 4: Amendment to Section 10-229. Section 10-229 – Application for permit and fees in Chapter 10 – Licenses, Permits, and Business Regulations of the Code of the City of Ennis is amended to delete the fee for “Mobile units” from the “Food Permit Fee Schedule” in paragraph (c).

SECTION 5: Amendment to Section 10-232. Section 10-232 – Revocation of permit in Chapter 10 – Licenses, Permits, and Business Regulations of the Code of the City of Ennis is amended to delete paragraph (d).

SECTION 6: Amendment to Add Division 3. Division 3 – Mobile Food Units is added to Article VI – Food Service in Chapter 10 – Licenses, Permits, and Business Regulations of the Code of the City of Ennis to read as follows:

DIVISION 3. - MOBILE FOOD UNITS.

Sec. 10-236. - Purpose.

The purpose of this section is to establish regulations governing mobile food units. These regulations are intended to promote the health, safety, and welfare of the public, and to protect the property rights of the owners of land located adjacent to and within the vicinity of properties containing a mobile food unit.

Sec.10-237. - Definitions.

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them:

Central preparation facility, also known as a commissary or base of operations, means a facility that is an approved and permitted retail food establishment where:

- (1) food, containers, or supplies are kept, handled, prepared, packaged, or stored for use by a mobile food unit; and
- (2) a mobile food unit is stored, parked, serviced, cleaned, supplied, and maintained. Use of a private residence as a central preparation facility is prohibited under the Texas Food Establishment Rules (TFER).

City means the City of Ennis, Texas.

Fire marshal means the fire marshal of the City.

Food establishment means the food establishment defined in section 10-227 of this Code.

Food handler certificate means a certificate obtained by completing a food handler training program accredited by the Texas Department of State Health Services.

Food service manager certificate means a certificate obtained by passing a Texas Department of State Health Services approved certified food manager certification examination.

Mobile food unit (MFU) means a vehicle mounted, self or otherwise propelled, self-contained food service operation, designed to be readily movable (including catering trucks and trailers) and used to store, prepare, display, serve or sell food. Mobile units must completely retain their mobility at all times. A mobile food unit does not mean a pushcart, food booth, or concession stand. Mobile food units are classified as follows:

- (1) *Full Service*: A commercially manufactured towed trailer or motorized self-contained food service operation upon which approved food is cooked, wrapped, packaged, processed, or portioned for service, sale, or distribution.
- (2) *Limited Service*: A commercially manufactured towed trailer or motorized self-contained food service operation upon which approved, prepackaged foods are sold or conveyed in such a manner that no direct food contact results.

Permit holder means a person who possesses a valid permit to operate a food establishment.

Person means an individual, association, corporation, partnership, or other entity with ownership, care, custody, or control over a food establishment or mobile food unit, including, but not limited to the permit or license holder, employee, food employee, or person-in-charge.

Pushcart means a nonmotorized vehicle propelled by a human or other nonmotorized force.

Regulatory authority means the Director of Health Services, or designee, or any other agency charged with enforcement of regulations applicable to establishments regulated under this division.

Site plan means a detailed plan that includes property lines, adjacent rights-of-way, location of mobile food unit, parking areas and surface material, and any other information reasonably required by the Regulatory Authority.

Texas Food Establishment Rules (TFER) means the rules in 25 Tex. Admin. Code, Chapter 228, as amended.

Sec. 10-238. - Permit required.

It shall be unlawful for a person to engage in, transact, or conduct the business or occupation of a mobile food unit in the city without a mobile food unit permit issued by the regulatory authority or violate any provision of this division. Permits are not transferrable from one person to another or from one location to another location, except as otherwise permitted by this division. All permits expire on December 31st of the year of issuance. A valid permit must be posted in or on every mobile food unit regulated by this division.

Sec. 10-239. - Application for permit and fees.

- (a) Application. Any person seeking to operate a mobile food unit in the city must make a written application for a mobile food unit permit on a form provided by the responsible authority. An incomplete application will not be accepted. Permits are required on an annual basis and the same information is required for a renewal permit as for an initial permit. The following information for an application for mobile food unit permit shall be provided by the applicant:
- (1) Name, date of birth, and valid driver's license of the applicant;
 - (2) Applicant's address (both physical and mailing addresses) and telephone number;
 - (3) Applicant's email address;
 - (4) Sales tax number with a copy of sales tax permit;
 - (5) Written authorization from the owner or operator of the central preparation facility stating that the mobile food unit will use the facility as its base of operation and providing the address, food establishment permit number of the facility, and a copy of the most recent health inspection report;
 - (6) Written authorization from the property owner or landlord of each location where the mobile food unit will be stationed;
 - (7) If the mobile food unit will be placed in one location for more than one (1) hour, written authorization from an owner or operator of a business within three hundred (300) feet for employees of the mobile food unit to have use of flushable restrooms during hours of operation, portable restrooms are prohibited;
 - (8) A description of the mobile food unit which will be used under this permit. This information shall include the manufacturer, model year, color and vehicle identification number;
 - (9) Route itinerary, vending locations and times, accurate to within 30 minutes;

- (10) A site plan depicting the location of the mobile food unit on the property, if applicable;
- (11) A complete menu identifying the type of food to be sold;
- (12) Proof of current automobile insurance for the mobile food unit;
- (13) Copy of business liability insurance;
- (14) Proof of food service manager certificate for person in charge of the mobile food unit;
- (15) Proof of food handler certificate for any staff who may operate the mobile food unit;
- (16) Applicable permit fee; and
- (17) Any other information required by the regulatory authority.

(b) Permit fees.

- (1) The fees for a mobile food unit permit shall be as follows:
 - a. Full Service: \$300.00
 - b. Limited Service: \$200.00

(c) Application denial. An application may be denied by the responsible authority where:

- (1) The required information is incomplete or false or shows that the applicant is not otherwise entitled to conduct business as a mobile food unit.
- (2) The opportunity to reissue a permit has been denied due to previous violations as described in this section.

Sec. 10-240. - Inspections.

Prior to the issuance of a permit or renewal permit, the mobile food unit must be inspected in accordance with this section.

- (a) The regulatory authority shall inspect the mobile food unit to determine if the mobile food unit is being conducted in such a manner as to comply with the conditions of the permit, the provisions of this article, other applicable city ordinances and state and federal statutes, regulations, and rules. Said inspection shall be conducted at a time and location designated by the regulatory authority. A mobile food unit that does not comply with this division or state laws and rules regarding mobile food units will be denied a permit or a renewal permit.

- (b) The fire marshal shall conduct the fire safety inspection for all mobile food units. The fire inspection may be conducted simultaneously with the annual inspection by the regulatory authority, or prior to the regulatory authority's inspection. A mobile food unit that does not comply with the fire safety inspections will be denied a permit or renewal permit.
- (c) Additional inspections shall be performed as often as necessary for the enforcement of this division. The regulatory authority shall determine the frequency of inspections to be made under this division in accordance with the criteria set forth in the Texas Food Establishment Rules.

Sec. 10-241. - Permit suspension.

- (a) The regulatory authority may, without warning, notice, or hearing suspend any permits to operate a mobile food unit if the operation of the mobile food unit constitutes an imminent hazard to public health. Suspension is effective upon service of the notice required by section 10-241(b) of this division. When a permit is suspended, operations shall immediately cease. Whenever a permit is suspended, the permit holder shall be afforded an opportunity for a hearing within twenty (20) days of receipt of a request for a hearing.
- (b) Whenever a permit is suspended, the permit holder or the person in charge shall be notified in writing that the permit is upon service of the notice, immediately suspended and that an opportunity for a hearing will be provided if a written request for a hearing is filed with the regulatory authority by the permit holder within ten (10) days. If no written request for hearing is filed within ten (10) days, the suspension is sustained. The regulatory authority may end the suspension at any time if reasons for suspension no longer exist.
- (c) Refusal of a permit holder or the person in charge to allow the regulatory authority or authorized agent to inspect any permitted mobile food unit therein during normal business hours will result in an immediate suspension of the permit, requiring all permitted activities to halt. Operations cannot resume without written approval from the regulatory authority.

Sec. 10-242. - Permit revocation.

- (a) The regulatory authority may, after providing opportunity for a hearing, revoke a permit for serious or repeated violations of any of the requirements of these rules or for interference with the regulatory authority in the performance of its duties. Prior to revocation, the regulatory authority shall notify the permit holder or the person in charge, in writing, of the reason for which the permit is subject to revocation and that the permit shall be revoked at the end of the ten (10) days following service of such notice unless a written request for hearing is filed with the regulatory authority by the permit holder within such ten (10) day period.

- (b) To request reinstatement of a revoked permit, the permit holder may request reinspection and pay a fifty-dollar (\$50.00) reinspection fee. The regulatory authority will arrange a time with permit holder to perform a reinspection. If permit holder has complied with the requirements of these regulations, the permit shall be reinstated.

Sec. 10-243. - Hearings.

The hearing provided for in this division shall be conducted by the city manager at a time and place so designated. Based upon the recorded evidence of such hearing, the city manager shall make final findings, and shall sustain, modify, or rescind any notice or order considered in the hearing. A written report of the hearing decision shall be furnished to the permit holder by the city manager.

Sec. 10-244. - Requirements applicable to all mobile food units.

All mobile food units operating in the city shall comply with the following requirements:

- (a) A central preparation facility is required for a mobile food unit to operate in the city.
- (b) Mobile food units shall report to their designated central preparation facility at least once per day for food, supplies, cleaning, and servicing.
- (c) Mobile food units shall operate in a manner that does not violate any existing laws or ordinances of the city.
- (d) Mobile food units shall comply with all sanitation and construction regulations as outlined in the Texas Food Establishment Rules (TFER), as amended.
- (e) Mobile food units shall display at all times in a conspicuous place where it can be read by the general public:
 - (1) A mobile food unit permit issued under this division; and
 - (2) A copy of a Texas sales tax and use certificate.
- (f) Mobile food units shall meet the following plumbing standards:
 - (1) All liquid waste shall be discharged to an approved sanitary sewage disposal system at the central preparation facility or through an authorized service provider. All used fats, oil, or grease shall be discharged to an approved grease interceptor at the central preparation facility or through an authorized service provider. Used fats, oils or grease shall not be discharged to any unauthorized food establishment grease interceptor.

H.1.

- (2) Liquid waste shall not be discharged from the retention tank when the mobile food unit is in motion, open to the public or in the process of preparing food.
 - (3) The waste connection shall be located below the water connection to preclude contamination of the potable water system.
 - (4) Connection to a water or sewage system on site is prohibited.
- (g) Mobile food units shall meet the following electrical standards:
- (1) Extension cords shall not be utilized, nor are they a substitute for permanent wiring.
 - (2) Appliances shall be plugged directly into electrical outlets.
 - (3) All electrical outlets within six (6) feet of a wet location shall be ground fault circuit interrupter (hereinafter GFCI) protected. All exterior outlets shall be GFCI protected.
- (h) Mobile food units shall include fire extinguishers that comply with the following:
- (1) All fire extinguishers require an annual inspection by a Texas licensed fire extinguisher company. Required extinguishers must be properly mounted and readily accessible.
 - (2) At least one (1) portable extinguisher of the 2A10BC rating shall be accessible to the interior of the mobile food unit.
 - (3) Mobile food units utilizing oil/grease fryers are required to have a Class K fire extinguisher on the unit.
- (i) Mobile food units shall include a fire suppression system that complies with the following:
- (1) Mobile food units which perform cooking operations that produce grease laden vapors shall have a Type 1 hood with ventilation.
 - (2) Type 1 hoods shall be protected by a UL 3200 or UL 300A fixed fire extinguishing system.
 - (3) An annual system inspection is required for all fire suppression systems by a Texas licensed fire suppression company.
- (j) Mobile food units shall not operate on or within a public park, public right-of-way, or publicly owned property, unless an approved license or permit has been issued by the city in conjunction with an approved event.

- (k) Mobile food units that sell prepackage food or prepare food within the unit must keep a manifest of all food supply with purchasing sources for inspection at any time.
- (l) Any accident involving a mobile food unit that results in damage to the water system, waste retention tank, food service equipment, or any facility that may result in the contamination of the food being transported or any damage that results in a violation of this division must be reported to the regulatory authority within 24 hours of the time the accident occurred. All reports must be made by the permit holder.
- (m) Mobile food units shall operate only during the business hours of the primary business on the property.
- (n) Food and beverages must be prepared, served, stored, and displayed within the mobile food unit itself; and shall not have any external operational support equipment on the property including, but not limited to, tables, chairs, tents, overhead coverings, refrigeration, freezers, generators, or dry storage units.
- (o) Mobile food units shall be parked on an improved surface.
- (p) Mobile food units shall be movable by motorized or non-motorized means and may not be permanently affixed to a foundation or pad site.
- (q) A “No Smoking” sign must be posted on the mobile food unit next to the order window area.
- (r) Mobile food units shall provide covered waste containers for customers at such times when the unit is parked.
- (s) Mobile food units shall be clearly marked with the business's name or a distinctive identifying symbol and shall display the name while in service in the city.
- (t) All persons operating and/or driving the mobile food unit must have a valid driver’s license and have current automobile liability insurance for the mobile food unit.
- (u) Drive-thru service from mobile food units is prohibited.
- (v) Portable stoves, grills, or equivalents are prohibited.
- (w) Food prepared or packaged in a private home shall not be used or offered for human consumption. Food must comply with all labeling laws as required by the Texas Food Establishment Rules.

Sec. 10-245. - Location and operational requirements.

- (a) Mobile food units are allowed to be located or parked on a parcel of land that is in a zoning district that permits restaurants, as defined by the City's Unified Development Ordinance.
- (b) Mobile food units must be located or parked on a parcel that contains an existing permanent business operating in a building with a valid certificate of occupancy.
- (c) No mobile food units shall be parked on a vacant lot.
- (d) Mobile food units shall not be parked on public streets or in public parking lots.
- (e) For subdivisions or sites in any zoning districts that are actively under construction and have not yet been issued a Certificate of Occupancy, mobile food units shall be parked for not more than one (1) hour.
- (f) Mobile food units shall be parked a minimum of fifteen (15) feet from fire hydrants and five (5) feet from any utility box, accessibility ramp, or building entrance.
- (g) Mobile food units, including associated customer-queueing area, shall not be set up or parked in a way that obstructs or interferes with fire lanes, traffic lanes, or parking spaces that are required for by an existing business or businesses.
- (h) Mobile food units, including merchandise or advertising, shall not be set up or parked in a way that obscures traffic sight visibility.

Sec. 10-246. - Exceptions.

- (a) These regulations in this division do not apply to mobile food units that operate:
 - (1) In conjunction with a single event or celebration; or
 - (2) As a vendor at a properly permitted farmers' market for which the mobile food unit has rented space from the farmers' market and/or its organizer(s).

Section 7. Penalty Clause. Any person, firm, or corporation who intentionally, knowingly or recklessly violates any provision of this Ordinance shall be subject to a fine not to exceed the sum of five hundred dollars (\$500.00) for each offense, and each and every day any such offense shall continue shall be deemed to constitute a separate offense, provided, however, that in all cases involving violation of any provision of this Ordinance governing the fire safety, zoning, or public health and sanitation shall be subject to a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense.

Section 8. Savings Clause. All rights and remedies of the City of Ennis, Texas, are expressly saved as to any and all violations of the provisions of the Ordinance or any other ordinance which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations

and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

Section 9. Cumulative/Repealer Clause. This Ordinance shall be cumulative of all provisions of state or federal law and other ordinances of the City of Ennis, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 10. Severability Clause. It is hereby declared to be the intention of the City Commission that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Commission without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 11. Effective Date. This Ordinance shall take effect from its passage and publication as required by Texas law and the City Charter.

PASSED AND APPROVED by the City Commission of the City of Ennis, Texas on this 21st day of February, 2023.

APPROVED:

ANGELINE JUENEMANN, Mayor

ATTEST:

ANGIE WADE, City Secretary

ENNIS CITY COMMISSION AGENDA SUMMARY FORM



To: City Commission
Subject: Discuss and consider approval of a Resolution approving an amendment to the Construction Manager at Risk Agreement for Fire Station No. 2 between the City and BWC Education Group, LLC, to establish the Guaranteed Maximum Price in an amount not to exceed two million, five hundred forty-nine thousand, four hundred eighteen dollars and zero cents (\$2,549,418.00).
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Fire
Staff Contact: Bill Evans, Fire Chief

BACKGROUND INFORMATION:

In January 2023, the City Commission approved an agreement with BWC Education Group, LLC, for Construction Manager at Risk (CMAR) services for the renovation of Fire Station No. 2. Since that time, the project team has been working to develop a guaranteed maximum price (GMP). The GMP ensures the City will pay no more than the agreed upon amount for the project. BWC Education Group, LLC will be responsible for any overruns, and any savings will be returned to the City.

FINANCIAL IMPACT:

404-255-46023

RECOMMENDATION:

Staff recommends approval

ATTACHMENTS:

[RESOLUTION NO.-Fire Station #2 CMAR GMP - Pdf](#)
[Ennis Fire Station # 2 - GMP Final 2023.02.16](#)



RESOLUTION NO.

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING AN AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT FOR FIRE STATION NO. 2 BETWEEN THE CITY AND BWC EDUCATION GROUP LLC, TO ESTABLISH THE GUARANTEED MAXIMUM PRICE IN AN AMOUNT NOT TO EXCEED TWO MILLION, FIVE HUNDRED FORTY-NINE THOUSAND, FOUR HUNDRED EIGHTEEN DOLLARS AND ZERO CENTS (\$2,549,418.00).

WHEREAS, the City Commission approved an agreement with BWC Education Group LLC, for Construction Manager at Risk services in January 2023; and

WHEREAS, the project team consists of city staff, the architecture firm RBDR, and the construction manager BWC Education Group LLC; and

WHEREAS, the project team has been working to develop a guaranteed maximum price for the renovation of Fire Station No. 2; and

WHEREAS, the guaranteed maximum price ensures the City will pay no more than the agreed-upon amount for the project within the identified scope of work.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ENNIS, TX:

SECTION 1: The City Commission authorizes an amendment to the Construction Manager at Risk Agreement for Fire Station No. 2, between the City and BWC Education Group LLC, to establish the guaranteed maximum price in an amount not to exceed two million, five hundred forty-nine thousand, four hundred eighteen dollars and zero cents (\$2,549,418.00).

SECTION 2: This Resolution shall become effective from and after its date of adoption.

PASSED AND APPROVED by the City Commission of the City of Ennis, Texas on this 21st day of February, 2023.

H.2.

ANGELINE JUENEMANN, Mayor

ATTEST:

ANGIE WADE, City Secretary

AIA[®] Document A133[®] – 2019 Exhibit A

Guaranteed Maximum Price Amendment

This Amendment dated the 22nd day of February in the year 2023, is incorporated into the accompanying AIA Document A133™–2019, Standard Form of Agreement Between Owner and Construction Manager as Constructor where the basis of payment is the Cost of the Work Plus a Fee with a Guaranteed Maximum Price dated the 17th day of January in the year 2023 (the “Agreement”)
(In words, indicate day, month, and year.)

for the following **PROJECT:**
(Name and address or location)

901 E. Martin Luther King Dr.
Ennis, Texas 75119

THE OWNER:
(Name, legal status, and address)

City of Ennis
107 North Sherman Street
Ennis, Texas 75119

THE CONSTRUCTION MANAGER:
(Name, legal status, and address)

BWC Education Group, LLC
963 S. Loop 340
Waco, Texas 76706

TABLE OF ARTICLES

A.1 GUARANTEED MAXIMUM PRICE

A.2 DATE OF COMMENCEMENT AND SUBSTANTIAL COMPLETION

A.3 INFORMATION UPON WHICH AMENDMENT IS BASED

A.4 CONSTRUCTION MANAGER'S CONSULTANTS, CONTRACTORS, DESIGN PROFESSIONALS, AND SUPPLIERS

ARTICLE A.1 GUARANTEED MAXIMUM PRICE

§ A.1.1 Guaranteed Maximum Price

Pursuant to Section 3.2.6 of the Agreement, the Owner and Construction Manager hereby amend the Agreement to establish a Guaranteed Maximum Price. As agreed by the Owner and Construction Manager, the Guaranteed Maximum Price is an amount that the Contract Sum shall not exceed. The Contract Sum consists of the Construction Manager’s Fee plus the Cost of the Work, as that term is defined in Article 6 of the Agreement.

§ A.1.1.1 The Contract Sum is guaranteed by the Construction Manager not to exceed Two Million, Five Hundred Forty-Nine Thousand, Four Hundred Eighteen Dollars (\$

ADDITIONS AND DELETIONS:

The author of this document has added information needed for its completion. The author may also have revised the text of the original AIA standard form. An *Additions and Deletions Report* that notes added information as well as revisions to the standard form text is available from the author and should be reviewed. A vertical line in the left margin of this document indicates where the author has added necessary information and where the author has added to or deleted from the original AIA text.

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

AIA Document A201™–2017, General Conditions of the Contract for Construction, is adopted in this document by reference. Do not use with other general conditions unless this document is modified.

2,549,418.00), subject to additions and deductions by Change Order as provided in the Contract Documents.

§ A.1.1.2 Itemized Statement of the Guaranteed Maximum Price. Provided below is an itemized statement of the Guaranteed Maximum Price organized by trade categories, including allowances; the Construction Manager’s contingency; alternates; the Construction Manager’s Fee; and other items that comprise the Guaranteed Maximum Price as defined in Section 3.2.1 of the Agreement.
(Provide itemized statement below or reference an attachment.)

Reference Attachment "A"

§ A.1.1.3 The Construction Manager’s Fee is set forth in Section 6.1.2 of the Agreement.

§ A.1.1.4 The method of adjustment of the Construction Manager’s Fee for changes in the Work is set forth in Section 6.1.3 of the Agreement.

§ A.1.1.5 Alternates

§ A.1.1.5.1 Alternates, if any, included in the Guaranteed Maximum Price:

Item	Price
Alternate # 1 - Spray foam in apparratus bays.	\$13,050.00
Alternate # 2 - Spray Foam Above Living Quarters	\$18,000.00

§ A.1.1.5.2 Subject to the conditions noted below, the following alternates may be accepted by the Owner following execution of this Exhibit A. Upon acceptance, the Owner shall issue a Modification to the Agreement.
(Insert below each alternate and the conditions that must be met for the Owner to accept the alternate.)

Item	Price	Conditions for Acceptance
N/A		

§ A.1.1.6 Unit prices, if any:
(Identify the item and state the unit price and quantity limitations, if any, to which the unit price will be applicable.)

Item	Units and Limitations	Price per Unit (\$0.00)
N/A		

ARTICLE A.2 DATE OF COMMENCEMENT AND SUBSTANTIAL COMPLETION

§ A.2.1 The date of commencement of the Work shall be:
(Check one of the following boxes.)

- The date of execution of this Amendment.
- Established as follows:
(Insert a date or a means to determine the date of commencement of the Work.)

If a date of commencement of the Work is not selected, then the date of commencement shall be the date of execution of this Amendment.

§ A.2.2 Unless otherwise provided, the Contract Time is the period of time, including authorized adjustments, allotted in the Contract Documents for Substantial Completion of the Work. The Contract Time shall be measured from the date of commencement of the Work.

§ A.2.3 Substantial Completion

§ A.2.3.1 Subject to adjustments of the Contract Time as provided in the Contract Documents, the Construction Manager shall achieve Substantial Completion of the entire Work:

(Check one of the following boxes and complete the necessary information.)

Not later than () calendar days from the date of commencement of the Work.

By the following date: November 30, 2023

§ A.2.3.2 Subject to adjustments of the Contract Time as provided in the Contract Documents, if portions of the Work are to be completed prior to Substantial Completion of the entire Work, the Construction Manager shall achieve Substantial Completion of such portions by the following dates:

Portion of Work	Substantial Completion Date
N/A	

§ A.2.3.3 If the Construction Manager fails to achieve Substantial Completion as provided in this Section A.2.3, liquidated damages, if any, shall be assessed as set forth in Section 6.1.6 of the Agreement.

ARTICLE A.3 INFORMATION UPON WHICH AMENDMENT IS BASED

§ A.3.1 The Guaranteed Maximum Price and Contract Time set forth in this Amendment are based on the Contract Documents and the following:

§ A.3.1.1 The following Supplementary and other Conditions of the Contract:

Document	Title	Date	Pages
N/A			

§ A.3.1.2 The following Specifications:

(Either list the Specifications here, or refer to an exhibit attached to this Amendment.)

Attachment B

Section	Title	Date	Pages

§ A.3.1.3 The following Drawings:

(Either list the Drawings here, or refer to an exhibit attached to this Amendment.)

Reference Attachment "C"

Number	Title	Date

§ A.3.1.4 The Sustainability Plan, if any:

(If the Owner identified a Sustainable Objective in the Owner's Criteria, identify the document or documents that comprise the Sustainability Plan by title, date and number of pages, and include other identifying information. The Sustainability Plan identifies and describes the Sustainable Objective; the targeted Sustainable Measures; implementation strategies selected to achieve the Sustainable Measures; the Owner's and Construction Manager's roles and responsibilities associated with achieving the Sustainable Measures; the specific details about design reviews, testing or metrics to verify achievement of each Sustainable Measure; and the Sustainability Documentation required for the Project, as those terms are defined in Exhibit C to the Agreement.)

Title	Date	Pages
N/A		

Other identifying information:

Init. AIA Document A133 – 2019 Exhibit A. Copyright © 1991, 2003, 2009, and 2019. All rights reserved. "The American Institute of Architects," "American Institute of Architects," "AIA," the AIA Logo, and "AIA Contract Documents" are trademarks of The American Institute of Architects. This document was produced at 14:30:05 ET on 02/16/2023 under Order No.4104237627 which expires on 11/03/2023, is not for resale, is licensed for one-time use only, and may only be used in accordance with the AIA Contract Documents® Terms of Service. To report copyright violations, e-mail docinfo@alacontracts.com.

§ A.3.1.5 Allowances, if any, included in the Guaranteed Maximum Price:
(Identify each allowance.)

Item	Price
Reference Attachment "A"	

§ A.3.1.6 Assumptions and clarifications, if any, upon which the Guaranteed Maximum Price is based:
(Identify each assumption and clarification.)

Due to supply chain issues it is noted that the backup generator that is included in this price will be installed at a later date agreed to by City of Ennis and BWC Education Group when more information regarding availability is known. All cost is included for installation. There will not be added cost to complete this scope at later date.

§ A.3.1.7 The Guaranteed Maximum Price is based upon the following other documents and information:
(List any other documents or information here, or refer to an exhibit attached to this Amendment.)

- Addenda # 1 - Dated 02-02-2023
- Addenda # 2 - Dated 02-08-2023
- Addenda # 3 - Dated 02-10-2023
- Addenda # 4 - Dated 02-13-2023

ARTICLE A.4 CONSTRUCTION MANAGER'S CONSULTANTS, CONTRACTORS, DESIGN PROFESSIONALS, AND SUPPLIERS


§ A.4.1 The Construction Manager shall retain the consultants, contractors, design professionals, and suppliers, identified below:

(List name, discipline, address, and other information.)

N/A

This Amendment to the Agreement entered into as of the day and year first written above.

OWNER (Signature)
 Marty Nelson City Manager
 (Printed name and title)



CONSTRUCTION MANAGER (Signature)
 Jason A. Crutcher
 (Printed name and title)



Ennis Fire Station #2 Renovations
 ATTACHMENT A
 Ennis TX

Total Bldg Area

Documents Dated 1/20/2023

6,610

General Summary / GMP

CODE	ITEM	LABOR	MATERIAL	SUB	TOTAL	\$/SqFt
GENERAL ADMINISTRATION						
	GENERAL ADMINISTRATION	XXXXXX	167,492	XXXXXX	167,492	25.34
						167,492
Site Work						
						301,863
02 24 10	Demolition	XXXXXX	2,500	24,500	27,000	4.08
	Site Grading	XXXXXX	XXXXXX	257,361	257,361	38.94
	Structural Fill and Excavation	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Lime Stabilization of Pavment Subgrade	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Hydromulch Seeding	XXXXXX	15,000	XXXXXX	15,000	2.27
	Pavment Markings	XXXXXX	2,502	XXXXXX	2,502	0.38
	Fire Line Main	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Disinfection of Waterlines	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Sanitary Sewers	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Storm Sewer	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Decorative Fencing	XXXXXX	XXXXXX	XXXXXX	0	0.00
CONCRETE						
						32,268
03 30 53	Misc. Cast-In-Place concrete	XXXXXX	15,000	XXXXXX	15,000	2.27
03 35 11	Concrete Floor Finishes	XXXXXX	XXXXXX	17,268	17,268	
MASONRY						
						136,999
04 01 00	Maintenance of Masonry	XXXXXX	XXXXXX	XXXXXX	0	0.00
04 05 11	Masonry Mortaring and Grouting	XXXXXX	XXXXXX	XXXXXX	0	0.00
04 20 00	Unit Masonry	XXXXXX	5,000	131,999	136,999	20.73
04 26 00	Single Wythe Unit Masonry	XXXXXX	XXXXXX	XXXXXX	0	0.00
04 26 16	Adhered Masonry Veneer	XXXXXX	XXXXXX	XXXXXX	0	0.00
04 27 23	Cavity Wall Unit Masonry	XXXXXX	XXXXXX	XXXXXX	0	0.00

04 72 00	Cast Stone Masonry	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
METALS									
55 50 00	Metal Fabrications	XXXXXX	XXXXXX	XXXXXX	XXXXXX	39,000			5.90
WOODS, PLASTICS & COMPOSITES									
06 61 00	Rough Carpentry	XXXXXX	XXXXXX	XXXXXX	XXXXXX	18,750			2.84
06 61 50	Wood Decking	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
06 62 00	Finish Carpentry	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
06 64 10	Architectural Wood Casework	XXXXXX	XXXXXX	XXXXXX	XXXXXX	88,419			14.02
THERMAL & MOISTURE PROTECTION									
07 71 90	Water Repellents	XXXXXX	XXXXXX	XXXXXX	XXXXXX	69,425			10.50
07 72 10	Thermal Insulation	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 72 19	Foamed-In-Place Insulation	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	Alternates		0.00
77 25 00	Weather Barriers	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 72 72	Self Adhering Water Resistive Air Barrier	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 74 21	Metal Wall Panels	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 77 12	Manufactured Gutters & Downspouts	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 78 40	Firestopping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
07 79 20	Roofing	XXXXXX	XXXXXX	XXXXXX	XXXXXX	8,000			1.21
OPENINGS									
08 81 11	Hollow Metals Doors & Frames	XXXXXX	XXXXXX	XXXXXX	XXXXXX	80,000			12.10
08 81 41	Flush Wood Doors	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 86 10	Access Doors & Panels	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 83 31	Coiling Counter Doors	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 83 61	Sectional Doors	XXXXXX	XXXXXX	XXXXXX	XXXXXX	76,390			11.56
08 84 31	Aluminum Framed Storefronts	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 87 10	Door Hardware	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 87 11	Door Hardware Schedule	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 88 00	Glazing	XXXXXX	XXXXXX	XXXXXX	XXXXXX	30,000			4.54
08 88 30	Mirrors	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
08 88 81	Fire Rated Glazing	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00
FINISHES									
09 92 11	Gypsum Board Assemblies	XXXXXX	XXXXXX	XXXXXX	XXXXXX	15,500		159,396	26.46
09 92 21	Non-Structural Metal Framing	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0			0.00

09 92 23	Leath				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 93 00	Tiling				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 95 10	Acoustical Ceilings				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 96 50	Resilient Flooring				XXXXXX	XXXXXX	XXXXXX	XXXXXX	72,799	11.01
09 96 51	Resilient Athletic Flooring				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 96 56	Tile Carpeting				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 99 12	Exterior Painting				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 99 12	Interior Painting				XXXXXX	XXXXXX	XXXXXX	XXXXXX	30,294	4.58
09 99 30	Staining And Transparent Finishing				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
09 99 60	High Performance Coatings				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
SPECIALTIES										
63,843										
10 11 00	Visual Display Units				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 14 19	Dimensional Letter Signage				XXXXXX	XXXXXX	XXXXXX	XXXXXX	4,791	0.72
10 14 23	Panel Signage				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 26 00	Wall & Door Protections				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 28 00	Toilet, Bath, Laundry Accessories				XXXXXX	XXXXXX	XXXXXX	XXXXXX	7,800	1.18
10 28 19	Tub And shoer Enclosures				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 44 00	Fire Protection Specialities				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 51 16	Wood Lockers				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 73 16.13	Metal Canopies				XXXXXX	XXXXXX	XXXXXX	XXXXXX	48,240	7.30
10 73 20	Exterior Sun Control Devices				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
10 75 00	Flag Pole				XXXXXX	XXXXXX	XXXXXX	XXXXXX	3,012	0.46
EQUIPMENT										
5,000										
11 33 00	Retractable Stairs				XXXXXX	XXXXXX	XXXXXX	XXXXXX	5,000	0.76
FURNISHINGS										
24,934										
12 24 00	Window Shades				XXXXXX	XXXXXX	XXXXXX	XXXXXX	3,850	0.58
12 36 13	Precast Concrete Countertops		No Scope		XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
12 36 61 .16	Solid Surface Countertops				XXXXXX	XXXXXX	XXXXXX	XXXXXX	21,084	3.19
12 36 61.19	Quartz Agglomerate Countertops				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
FIRE PROTECTION										
52,705										
21 15 00	Common Work Results for Fire Suppression				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
21 05 13	Common Motor Requirements for Fire Suppression Equipment				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
21 05 18	Escucheons for Fire Suppression Piping				XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
21 13 13	Wet Pipe Sprinkler Systems				XXXXXX	XXXXXX	XXXXXX	XXXXXX	52,705	7.97

PLUMBING										183,700	
22 05 00	Common Work Results for Plumbing	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	183,700	27.79
22 05 17	Sleeves and Sleeve Seals For Plumbing Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 05 18	Escutcheons For Plumbing Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 05 23	General Duty Valves for Plumbing Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 05 29	Hangers and Supports for Plumbing Piping & Equipmt.	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 15 53	Identification for Plumbing piping and Equipment	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 07 19	Plumbing piping Insulation	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 11 16	Domestic Water Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 11 19	Domestic Water Piping Specialties	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 11 23	Domestic Water Pumps	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 13 23	Sanitary Waste Interceptors	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 16 23	Natural Gas Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 34 00	Fule Fired Domestic Water Heaters	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
22 41 00	Plumbing Fixtures										

MECHANICAL										214,218	
23 00 00	Basic Mechanical Requirements	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	206,618	31.26
23 05 13	Common Motor Requirements for HVAC Equipment	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 05 29	Hangers and supports for HVAC Equipment	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 05 53	Identification for HVAC Equipment	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 05 93	Testing, Adjusting, and Balancing for HVAC	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	7,600	1.15
23 07 13	Duct Insulation	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 23 00	Refrigerant Piping	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 31 13	Metal Ducts	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 33 00	Air duct Accessories	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 34 23	HVAC Power Ventilators	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 54 00	Split System Air Conditioners with Natural Gas Heat	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 55 33	Gas Fired Unit Heaters	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
23 81 26	Ductless Split System Air Conditioners	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00

ELECTRICAL										357,883	
26 05 00	Common Work Results for Electrical	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	352,383	54.14
26 05 19	Low voltage Electrical Power Conductors and Cables	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 05 26	Grounding and Bonding for Electrical Systems	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 05 29	Hangers and Supports for Electrical Systems	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 05 33	Raceways and Boxes for Electrical Systems	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	0	0.00

26 05 44	Sleeves and Sleeve Seals for Electrical Raceways and Cabling	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 05 53	Identifications for Electrical systems	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 05 72	Overcurrent Protective Device short Circuit Study	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 24 16	Panelboards	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 27 26	Wiring Devices	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 28 13	Fuses	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 32 13	Enclosed Switches and Circuit Breakers	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 36 00	Natural Gas Generator	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 56 19	Transfer Switch	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 51 19	LED Interior Lighting	XXXXXX	XXXXXX	XXXXXX	0	0.00
26 56 19	LED Exterior Lighting	XXXXXX	XXXXXX	XXXXXX	0	0.00
COMMUNICATIONS						
	Structured Cabling	XXXXXX	XXXXXX	XXXXXX	25,000	3.78
FIRE ALARM AND DETECTION						
28 31 11	Digital, Addressable Fire Alarm System	XXXXXX	XXXXXX	XXXXXX	25,454	3.85
EARTHWORK						
	Termite Control	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Earthwork	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Soils Stabilization	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Hydromulching	XXXXXX	XXXXXX	XXXXXX	0	0.00
		XXXXXX	XXXXXX	XXXXXX	0	0.00
						0.00
EXTERIOR IMPROVEMENTS						
	Fencing	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Irrigation Sleeves	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Pavement Markings	XXXXXX	XXXXXX	XXXXXX	0	0.00
UTILITIES						
	Storm Water Systems	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Fire Service Main, Vaults, MJ Fittings, Riser	XXXXXX	XXXXXX	XXXXXX	0	0.00
GENERAL REQUIREMENTS						
	Temp Power	XXXXXX	XXXXXX	XXXXXX	0	0.00
	Temp Water	XXXXXX	XXXXXX	XXXXXX	0	0.00
					25,000	
					25,454	
					13,820	

Temp Toilets			XXXXXX	3,500	XXXXXX	3,500	XXXXXX	3,500	0.53
Utility Locates			XXXXXX	10,320	XXXXXX	10,320	XXXXXX	10,320	1.56
Dumpster		By owner	XXXXXX	0	XXXXXX	0	XXXXXX	0	0.00
Prebuild Control			XXXXXX	0	XXXXXX	0	XXXXXX	0	0.00
CONTINGENCY								100,000	0.00
Construction Contingency			XXXXXX	50,000	XXXXXX	50,000	XXXXXX	50,000	7.56
Testing		By owner	XXXXXX	0	XXXXXX	0	XXXXXX	0	0.00
Permit		By owner	XXXXXX	0	XXXXXX	0	XXXXXX	0	0.00
Projector, Screen, Cage, Electronics, Installed			XXXXXX	0	XXXXXX	0	XXXXXX	0	0.00
Owner Contingency			XXXXXX	50,000	XXXXXX	50,000	XXXXXX	50,000	7.56
SUBTOTAL				411,214		1,986,188		2,397,402	
GLBldrs Risk (included in General Conditions)		0.00%							0.00
Fee will be 4.25% of final cost of work		4.25%						101,890	-
Payment & Performance Bond		1.20%						29,991	
Pre-Construction Fee					7500			7,500	
TOTAL - BASE PACKAGE									2,536,783

Alternate #1 - Spray Foam Insulation in Aparatus Bays
 Alternate #2 - Spray Foam insulation above Living Qtrs.

\$13,050
 \$18,000
2,567,833

Potential Cost Savings Items
 Clean and Reseal of Brick

(18,415)
 (18,415)

(18,415)

Excludes:
 Franchise Cost
 Permit Cost

0
 0
2,549,418

Communications Racks & Equipment
Providing of Temporary Living Quarters
Asbestos Abatement
Appliances and Ice Machines
Moving of Owners Equipment to be reused
3rd Party Inspections
Televisions
Moisture Mitigation of Floor (approx 25k)

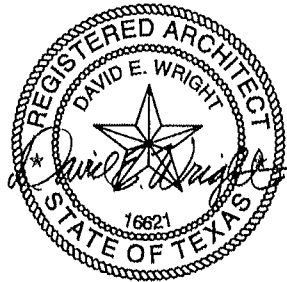
RBDR, PLLC - Architects
Waco, Texas
RBDR Project No. 19110

Fire Station No. 2
Ennis, Texas

TABLE OF CONTENTS

CERTIFICATIONS

I hereby certify that the SPECIFICATIONS for this project were prepared by me, or under my direct supervision, and that I am a duly registered Architect under the laws of the State of Texas.



1/23/23
David E. Wright, AIA
Texas Reg. No.: 16621

DIVISION 00 - PROCUREMENT AND CONTRACTING REQUIREMENTS

SECTION 003132 - SOIL INVESTIGATION DATA
SECTION 007200 - GENERAL CONDITIONS

DIVISION 01 - GENERAL REQUIREMENTS

SECTION 011000 - SUMMARY
SECTION 012000 - PRICE AND PAYMENT PROCEDURES
SECTION 012100 - ALLOWANCES
SECTION 012300 - ALTERNATES
SECTION 012500 - SUBSTITUTION PROCEDURES
SECTION 013000 - ADMINISTRATIVE REQUIREMENTS
SECTION 013216 - CONSTRUCTION PROGRESS SCHEDULE
SECTION 014000 - QUALITY REQUIREMENTS
SECTION 014100 - REGULATORY REQUIREMENTS
SECTION 014216 - DEFINITIONS
SECTION 015000 - TEMPORARY FACILITIES AND CONTROLS
SECTION 015100 - TEMPORARY UTILITIES
SECTION 016000 - PRODUCT REQUIREMENTS
SECTION 016001 - GENERAL CONTRACTOR'S REQUEST FOR SUBSTITUTION
SECTION 017000 - EXECUTION AND CLOSEOUT REQUIREMENTS
SECTION 017419 - CONSTRUCTION WASTE MANAGEMENT AND DISPOSAL
SECTION 017800 - CLOSEOUT SUBMITTALS
SECTION 017900 - DEMONSTRATION AND TRAINING

DIVISION 02 - EXISTING CONDITIONS

SECTION 024100 - DEMOLITION

DIVISION 03 - CONCRETE

SECTION 032000 - CONCRETE REINFORCING

TOC-1

RBDR, PLLC - Architects
Waco, Texas
RBDR Project No. 19110

Fire Station No. 2
Ennis, Texas

SECTION 033053 - MISCELLANEOUS CAST-IN-PLACE CONCRETE
SECTION 033511 - CONCRETE FLOOR FINISHES

DIVISION 04 - MASONRY

SECTION 040100 - MAINTENANCE OF MASONRY
SECTION 040511 - MASONRY MORTARING AND GROUTING
SECTION 042000 - UNIT MASONRY
SECTION 042600 - SINGLE-WYTHE UNIT MASONRY
SECTION 042616 - ADHERED MASONRY VENEER
SECTION 042723 - CAVITY WALL UNIT MASONRY
SECTION 047200 - CAST STONE MASONRY

DIVISION 05 - METALS

SECTION 055000 - METAL FABRICATIONS

DIVISION 06 - WOOD, PLASTICS, AND COMPOSITES

SECTION 061000 - ROUGH CARPENTRY
SECTION 061500 - WOOD DECKING
SECTION 062000 - FINISH CARPENTRY
SECTION 064100 - ARCHITECTURAL WOOD CASEWORK

DIVISION 07 - THERMAL AND MOISTURE PROTECTION

SECTION 071900 - WATER REPELLENTS
SECTION 072100 - THERMAL INSULATION
SECTION 072119 - FOAMED-IN-PLACE INSULATION
SECTION 072500 - WEATHER BARRIERS
SECTION 072727.01 - SELF-ADHERING WATER-RESISTIVE AIR BARRIER MEMBRANE
SECTION 074213 - METAL WALL PANELS
SECTION 077123 - MANUFACTURED GUTTERS AND DOWNSPOUTS
SECTION 078400 - FIRESTOPPING
SECTION 079200 - JOINT SEALANTS

DIVISION 08 - OPENINGS

SECTION 081113 - HOLLOW METAL DOORS AND FRAMES
SECTION 081416 - FLUSH WOOD DOORS
SECTION 083100 - ACCESS DOORS AND PANELS
SECTION 083313 - COILING COUNTER DOORS
SECTION 083613 - SECTIONAL DOORS
SECTION 084313 - ALUMINUM-FRAMED STOREFRONTS
SECTION 087100 - DOOR HARDWARE
SECTION 087100.01 - DOOR HARDWARE SCHEDULE
SECTION 088000 - GLAZING
SECTION 088300 - MIRRORS
SECTION 088813 - FIRE-RATED GLAZING

DIVISION 09 - FINISHES

SECTION 092116 - GYPSUM BOARD ASSEMBLIES
SECTION 092216 - NON-STRUCTURAL METAL FRAMING
SECTION 092236 - LATH
SECTION 093000 - TILING

TOC-2

RBDR, PLLC - Architects
Waco, Texas
RBDR Project No. 19110

Fire Station No. 2
Ennis, Texas

SECTION 095100 - ACOUSTICAL CEILINGS
SECTION 096500 - RESILIENT FLOORING
SECTION 096519 - RESILIENT TILE FLOORING
SECTION 096566 - RESILIENT ATHLETIC FLOORING
SECTION 096813 - TILE CARPETING
SECTION 099113 - EXTERIOR PAINTING
SECTION 099123 - INTERIOR PAINTING
SECTION 099300 - STAINING AND TRANSPARENT FINISHING
SECTION 099600 - HIGH-PERFORMANCE COATINGS

DIVISION 10 - SPECIALTIES

SECTION 101100 - VISUAL DISPLAY UNITS
SECTION 101419 - DIMENSIONAL LETTER SIGNAGE
SECTION 101423 - PANEL SIGNAGE
SECTION 102600 - WALL AND DOOR PROTECTION
SECTION 102800 - TOILET, BATH, AND LAUNDRY ACCESSORIES
SECTION 102819 - TUB AND SHOWER ENCLOSURES
SECTION 104400 - FIRE PROTECTION SPECIALTIES
SECTION 105116 - WOOD LOCKERS
SECTION 107316.13 - METAL CANOPIES
SECTION 107320 - EXTERIOR SUN CONTROL DEVICES
SECTION 107500 - FLAGPOLES

DIVISION 11 - EQUIPMENT

SECTION 113300 - RETRACTABLE

DIVISION 12 - FURNISHINGS

SECTION 122400 - WINDOW SHADES
SECTION 123613 - PRECAST CONCRETE COUNTERTOPS
SECTION 123661.16 - SOLID SURFACING COUNTERTOPS
SECTION 123661.19 - QUARTZ AGGLOMERATE COUNTERTOPS

DIVISION 13 - DIVISION 20

NOT APPLICABLE

DIVISION 21 - FIRE PROTECTION

SECTION 210500 - COMMON WORK RESULTS FOR FIRE SUPPRESSION
SECTION 210513 - COMMON MOTOR REQUIREMENTS FOR FIRE SUPPRESSION EQUIPMENT
SECTION 210518 - ESCUTCHEONS FOR FIRE SUPPRESSION PIPING
SECTION 211313 - WET-PIPE SPRINKLER SYSTEMS

DIVISION 22 - PLUMBING

SECTION 220500 - COMMON WORK RESULTS FOR PLUMBING
SECTION 220517 - SLEEVES AND SLEEVE SEALS FOR PLUMBING PIPING
SECTION 220518 - ESCUTCHEONS FOR PLUMBING PIPING
SECTION 220523 - GENERAL-DUTY VALVES FOR PLUMBING PIPING
SECTION 220529 - HANGERS AND SUPPORTS FOR PLUMBING PIPING AND EQUIPMENT
SECTION 220553 - IDENTIFICATION FOR PLUMBING PIPING AND EQUIPMENT
SECTION 220719 - PLUMBING PIPING INSULATION
SECTION 221116 - DOMESTIC WATER PIPING

TOC-3

RBDR, PLLC - Architects
Waco, Texas
RBDR Project No. 19110

Fire Station No. 2
Ennis, Texas

SECTION 221119 - DOMESTIC WATER PIPING SPECIALTIES
SECTION 221123 - DOMESTIC WATER PUMPS
SECTION 221323 - SANITARY WASTE INTERCEPTORS
SECTION 221623 - NATURAL GAS PIPING
SECTION 223400 - FUEL-FIRED, DOMESTIC-WATER HEATERS_
SECTION 224100 - PLUMBING FIXTURES

DIVISION 23 - MECHANICAL

SECTION 230000 - BASIC MECHANICAL REQUIREMENTS
SECTION 230513 - COMMON MOTOR REQUIREMENTS FOR HVAC EQUIPMENT
SECTION 230529 - HANGERS AND SUPPORTS FOR HVAC EQUIPMENT
SECTION 230553 - IDENTIFICATION FOR HVAC EQUIPMENT AND DUCT
SECTION 230593 - TESTING, ADJUSTING, AND BALANCING FOR HVAC
SECTION 230713 - DUCT INSULATION
SECTION 232300 - REFRIGERANT PIPING
SECTION 233113 - METAL DUCTS
SECTION 233300 - AIR DUCT ACCESSORIES
SECTION 233423 - HVAC POWER VENTILATORS
SECTION 235400 - SPLIT-SYSTEM AIR-CONDITIONERS WITH NATURAL GAS HEAT
SECTION 235533 - GAS-FIRED UNIT HEATERS
SECTION 238126 - DUCTLESS SPLIT-SYSTEM AIR-CONDITIONERS

DIVISION 26 - ELECTRICAL

SECTION 260500 - COMMON WORK RESULTS FOR ELECTRICAL
SECTION 260519 - LOW-VOLTAGE ELECTRICAL POWER CONDUCTORS AND CABLES
SECTION 260526 - GROUNDING AND BONDING FOR ELECTRICAL SYSTEMS
SECTION 260529 - HANGERS AND SUPPORTS FOR ELECTRICAL SYSTEMS
SECTION 260533 - RACEWAYS AND BOXES FOR ELECTRICAL SYSTEMS
SECTION 260544 - SLEEVES AND SLEEVE SEALS FOR ELECTRICAL RACEWAYS AND CABLING
SECTION 260553 - IDENTIFICATION FOR ELECTRICAL SYSTEMS
SECTION 260572 - OVERCURRENT PROTECTIVE DEVICE SHORT-CIRCUIT STUDY
SECTION 262416 - PANELBOARDS
SECTION 262726 - WIRING DEVICES
SECTION 262813 - FUSES
SECTION 262816 - ENCLOSED SWITCHES AND CIRCUIT BREAKERS
SECTION 263213 - NATURAL GAS GENERATOR SPEC-
SECTION 263600 - TRANSFER SWITCHES
SECTION 265119 - LED INTERIOR LIGHTING
SECTION 265619 - LED EXTERIOR LIGHTING
SECTION 283111 - DIGITAL, ADDRESSABLE FIRE-ALARM SYSTEM

DIVISION 27 - DIVISION 48

NOT APPLICABLE

ATTACHMENT C
DRAWING LOG

CIVIL

C0.02	General Notes
C1.00	Site Demolition Plan
C1.01	Site Dimension Control Plan
C2.01	Storm sewer Plan
C3.00	Site Grading Plan
C4.00	Site Utility Plan
C5.00	Erosion Control Plan
C5.01	Erosion Control Details
C6.00	Construction Details

ARCHITECTURAL

LS1.1	Life Safety Plan/Code Review/IECC Prescriptive
LS1.2	Interior Partition types
A0.1	Accessibility Guidelines/Abbreviations/Symbols
A1.1	Site Plan/Monument Sign
A2.1	Demolition Floor Plan
A2.2	Design Floor Plan
A2.3	Enlarged Floor Plan/Mezzanine Plan
A3.1	Exterior Building Elevations
A3.2	Exterior Building Elevations
A3.3	Exterior Building Elevations
A5.1	Wall Sections
A6.1	Reflected Ceiling Plan
A7.0	Room Finish Schedule/Typical Finish Details
A8.0	Door Schedule/Door Types/Window Types
A8.1	Door And Window Details
A8.2	Details

MECHANICAL

M0.1	Symbols & Abbreviations
M0.2	Equipment Schedules
M1.1	Demolition Floor Plan
M2.1	Design Floor Plan
M5.1	Sequencing
M6.1	Details
M6.2	Details
M6.3	Details
M6.4	Factory Details
M6.5	Factory Details
M6.6	Factory Details
M6.7	Factory Details
M6.8	Factory Details
M6.9	Factory Wiring Schematics
M7.1	Zoning And Sensor Floor Plan

ELECTRICAL

E0.0	Specifications/Electrical Code Summary/General Notes/ Legend
E1.1	Demolition Floor Plan
E2.1	Light Fixture Schedule/Control Notes & Details
E3.1	Lighting Design Floor Plan
E4.1	Panel Schedules

PLUMBING

FP0.1	Fire Suppression Notes And Riser Detail
FP2.0	Fire Suppression Floor Plan
P0.1	Symbols And Abbreviations
P0.2	Fixture And Other Schedules
P1.1	Demolition Floor Plan
P2.1	Design Floor Plan
P3.1	Riser Diagrams
P4.1	Details

ENNIS CITY COMMISSION
AGENDA SUMMARY FORM



To: City Commission
Subject: Discuss and consider approval of a Resolution adopting the 2022 Ellis County Hazard Mitigation Plan.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: City Secretary/Commission
Staff Contact: Angie Wade, City Secretary

BACKGROUND INFORMATION:

FEMA has concluded the review of the Ellis County Multi-Jurisdiction Hazard Mitigation Plan (HMP) and has found it to be approvable pending adoption. In order to receive final FEMA approval local jurisdictions must adopt the plan and return it to Ellis County no later than March 17, 2023.

RECOMMENDATION:

Staff recommends approval

ATTACHMENTS:

[TDEM APA Notice Package Ellis County 2 2023](#)
[RESOLUTION NO.-Hazard Mitigation Plan - Pdf](#)



February 08, 2023

The Honorable Todd Little
County Judge
Ellis County
101 W Main St.
Waxahachie, Texas 75165
countyjudge@co.ellis.tx.us

Subject: Ellis County Hazard Mitigation Plan
Approvable Pending Adoption Notice

Judge Little:

Congratulations! FEMA has concluded the review of the Ellis County, Texas Multi-Jurisdiction HMP, and the plan is found to be approvable pending adoption. For this plan to receive final FEMA approval, the jurisdictions must adopt this plan and submit the complete adoption package to the state within 90 days. The plan update timeline will begin on the date of the FEMA approval letter. Please e-mail the complete adoption package to HM-Plans@tdem.texas.gov as follows:

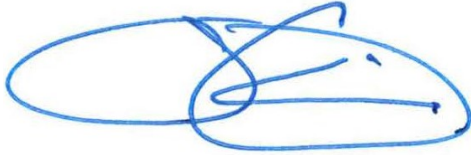
- The final plan formatted as a single document
 - Plan must be dated to match the date of the FEMA approval letter.
 - Remove track changes, strikethroughs, and highlights.
- All signed resolutions as a separate single document

The previous review tool may contain recommendations to be applied to your next update. DO NOT make any further changes to your plan until it has been approved.

P.O. Box 285, Del Valle, TX 78617-9998
24 Hours: 512-424-2208

If you have any questions concerning this procedure, please do not hesitate to contact me at jim.guin@tdem.texas.gov. We commend you for your commitment to mitigation.

Respectfully,



Jim Guin
Hazard Mitigation Supervisor
Hazard Mitigation Division
Texas Division of Emergency Management

Cc: Samantha Pickett, emc@co.ellis.tx.us
Zoie Venable, Zoie.Venable@tdem.texas.gov
Laura Rojas Sifuentes, lrojas-sifuentes@nctcoq.org
Sarah Haak, Sarah.Haak@tdem.texas.gov
Kevin Enoch, Kevin.Enoch@tdem.texas.gov

P.O. Box 285, Del Valle, TX 78617-9998
24 Hours: 512-424-2208

U.S. Department of Homeland Security
FEMA Region 6
800 N. Loop 288
Denton, TX 76209



FEMA

February 8, 2023

Josh Davies, State Hazard Mitigation Officer
Texas Division of Emergency Management
P.O. Box 285
Del Valle, Texas 78617-9998

RE: Approvable Pending Adoption of the Ellis County, Texas Multi-Jurisdiction Hazard Mitigation Plan

Dear Mr. Davies:

This office has concluded its review of the referenced plan, in conformance with the Final Rule on Mitigation Planning (44 CFR § 201.6). Formal approval of this plan is contingent upon the adoption by the participants on Enclosure A, as well as the receipt of the final draft of the plan containing all plan components.

Adopting resolutions must be submitted to this agency for review and approval no later than one year from the date of this letter. Failure to submit these resolutions in a timely manner could lead to a required update of the plan prior to FEMA approval.

Once this final requirement has been met, a letter of official approval will be generated. The Local Hazard Mitigation Planning Tool, with the reviewer's comments has been enclosed to further assist the jurisdictions in complying with planning requirements. If you have any questions, please contact David Freeborn, HM Community Planner, at (940) 898-5323.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald C. Wanhanen".

Ronald C. Wanhanen
Chief, Risk Analysis Branch

Enclosures

Enclosure A

Attached is the list of participating local governments included in the February 8, 2023 review of the referenced Hazard Mitigation plan.

Community Name
1) Alma town
2) Bardwell city
3) Ellis County
4) Ennis city
5) Ferris city
6) Garrett town
7) Italy town
8) Maypearl city
9) Midlothian city
10) Milford town
11) Oak Leaf city
12) Ovilla city
13) Palmer town
14) Red Oak city
15) Waxahachie city

LOCAL MITIGATION PLAN REVIEW TOOL

The *Local Mitigation Plan Review Tool* demonstrates how the Local Mitigation Plan meets the regulation in 44 CFR §201.6 and offers States and FEMA Mitigation Planners an opportunity to provide feedback to the community.

- The [Regulation Checklist](#) provides a summary of FEMA's evaluation of whether the Plan has addressed all requirements.
- The [Plan Assessment](#) identifies the plan's strengths as well as documents areas for future improvement.
- The [Multi-jurisdiction Summary Sheet](#) is an optional worksheet that can be used to document how each jurisdiction met the requirements of each Element of the Plan (Planning Process; Hazard Identification and Risk Assessment; Mitigation Strategy; Plan Review, Evaluation, and Implementation; and Plan Adoption).

The FEMA Mitigation Planner must reference this *Local Mitigation Plan Review Guide* when completing the *Local Mitigation Plan Review Tool*.

Jurisdiction: Ellis County	Title of Plan: 2022 Ellis County Hazard Mitigation Plan	Date of Plan: 08/25/2022
Local Point of Contact: Laura Rojas Sifuentes	Address: North Central Texas Council of Governments 616 Six Flags Drive, CenterPoint II Arlington, TX 76011	
Title: Emergency Preparedness Program Assistant II		
Agency: North Central Texas Council of Governments		
Phone Number: 214-406-1236	E-Mail: lrojas-sifuentes@nctcog.org	

State Reviewer: James Copelin	Title: Mitigation Specialist	Date: 10/05/2022
---	--	----------------------------

FEMA Reviewer: David Freeborn	Title: Community Planner	Date: 2/8/2023
Date Received in FEMA Region 6	2/8/2023	
Plan Not Approved		
Plan Approvable Pending Adoption	2/8/2023	
Plan Approved		

LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 1: REGULATION CHECKLIST

INSTRUCTIONS: The Regulation Checklist must be completed by FEMA. The purpose of the Checklist is to identify the location of relevant or applicable content in the Plan by Element/sub-element and to determine if each requirement has been 'Met' or 'Not Met.' The 'Required Revisions' summary at the bottom of each Element must be completed by FEMA to provide a clear explanation of the revisions that are required for plan approval. Required revisions must be explained for each plan sub-element that is 'Not Met.' Sub-elements should be referenced in each summary by using the appropriate numbers (A1, B3, etc.), where applicable. Requirements for each Element and sub-element are described in detail in this *Plan Review Guide* in Section 4, Regulation Checklist.

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
<u>ELEMENT A. PLANNING PROCESS</u>			
A1. Does the Plan document the planning process, including how it was prepared and who was involved in the process for each jurisdiction? (Requirement §201.6(c)(1))	(pdf pages) P 14-18	X	
A2. Does the Plan document an opportunity for neighboring communities, local and regional agencies involved in hazard mitigation activities, agencies that have the authority to regulate development as well as other interests to be involved in the planning process? (Requirement §201.6(b)(2))	P 15-16, 509-527, 529-536	X	
A3. Does the Plan document how the public was involved in the planning process during the drafting stage? (Requirement §201.6(b)(1))	P 16, 509-527	X	
A4. Does the Plan describe the review and incorporation of existing plans, studies, reports, and technical information? (Requirement §201.6(b)(3))	P 16-17	X	
A5. Is there discussion of how the community(ies) will continue public participation in the plan maintenance process? (Requirement §201.6(c)(4)(iii))	P 16	X	
A6. Is there a description of the method and schedule for keeping the plan current (monitoring, evaluating, and updating the mitigation plan within a 5-year cycle)? (Requirement §201.6(c)(4)(i))	P 12, 19-20	X	
<u>ELEMENT A: REQUIRED REVISIONS</u>			

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
<u>ELEMENT B. HAZARD IDENTIFICATION AND RISK ASSESSMENT</u>			
B1. Does the Plan include a description of the type, location, and extent of all-natural hazards that can affect each jurisdiction(s)? (Requirement §201.6(c)(2)(i))	P 28-70, 227-300	X	
B2. Does the Plan include information on previous occurrences of hazard events and on the probability of future hazard events for each jurisdiction? (Requirement §201.6(c)(2)(i))	P 22-25, 29-70	X	

LOCAL MITIGATION PLAN REVIEW TOOL

B3. Is there a description of each identified hazard's impact on the community as well as an overall summary of the community's vulnerability for each jurisdiction? (Requirement §201.6(c)(2)(ii))	P 24-25, 26-70, 112-118, 279-300	X	
B4. Does the Plan address NFIP insured structures within the jurisdiction that have been repetitively damaged by floods? (Requirement §201.6(c)(2)(ii))	P 117-118	X	
ELEMENT B: REQUIRED REVISIONS			

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
ELEMENT C. MITIGATION STRATEGY			
C1. Does the plan document each jurisdiction's existing authorities, policies, programs and resources and its ability to expand on and improve these existing policies and programs? (Requirement §201.6(c)(3))	P 305-505	X	
C2. Does the Plan address each jurisdiction's participation in the NFIP and continued compliance with NFIP requirements, as appropriate? (Requirement §201.6(c)(3)(ii))	P 121-129	X	
C3. Does the Plan include goals to reduce/avoid long-term vulnerabilities to the identified hazards? (Requirement §201.6(c)(3)(i))	P 133-134	X	
C4. Does the Plan identify and analyze a comprehensive range of specific mitigation actions and projects for each jurisdiction being considered to reduce the effects of hazards, with emphasis on new and existing buildings and infrastructure? (Requirement §201.6(c)(3)(ii))	P 134-224		X
C5. Does the Plan contain an action plan that describes how the actions identified will be prioritized (including cost benefit review), implemented, and administered by each jurisdiction? (Requirement §201.6(c)(3)(iv)); (Requirement §201.6(c)(3)(iii))	P 134-224	X	
C6. Does the Plan describe a process by which local governments will integrate the requirements of the mitigation plan into other planning mechanisms, such as comprehensive or capital improvement plans, when appropriate? (Requirement §201.6(c)(4)(ii))	P 20-21, 224-226	X	
ELEMENT C: REQUIRED REVISIONS			

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
ELEMENT D. PLAN REVIEW, EVALUATION, AND IMPLEMENTATION (applicable to plan updates only)			
D1. Was the plan revised to reflect changes in development? (Requirement §201.6(d)(3))	P 8, 74	X	
D2. Was the plan revised to reflect progress in local mitigation efforts? (Requirement §201.6(d)(3))	P 134-224	X	
D3. Was the plan revised to reflect changes in priorities? (Requirement §201.6(d)(3))	P 8	X	

LOCAL MITIGATION PLAN REVIEW TOOL

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
<u>ELEMENT D: REQUIRED REVISIONS</u>			
<u>ELEMENT E. PLAN ADOPTION</u>			
E1. Does the Plan include documentation that the plan has been formally adopted by the governing body of the jurisdiction requesting approval? (Requirement §201.6(c)(5))		N/A	
E2. For multi-jurisdictional plans, has each jurisdiction requesting approval of the plan documented formal plan adoption? (Requirement §201.6(c)(5))	P 13		X
<u>ELEMENT E: REQUIRED REVISIONS</u> E2. Once all Requirements have been met, the jurisdictions must provide documentation demonstrating that the plan has been adopted.			
<u>ELEMENT F. ADDITIONAL STATE REQUIREMENTS</u> (optional for State reviewers only; not to be completed by FEMA)			
F1.			
F2.			
<u>ELEMENT F: REQUIRED REVISION</u>			

LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 2: PLAN ASSESSMENT

INSTRUCTIONS: The purpose of the Plan Assessment is to offer the local community more comprehensive feedback to the community on the quality and utility of the plan in a narrative format. The audience for the Plan Assessment is not only the plan developer/local community planner, but also elected officials, local departments and agencies, and others involved in implementing the Local Mitigation Plan. The Plan Assessment must be completed by FEMA. The Assessment is an opportunity for FEMA to provide feedback and information to the community on: 1) suggested improvements to the Plan; 2) specific sections in the Plan where the community has gone above and beyond minimum requirements; 3) recommendations for plan implementation; and 4) ongoing partnership(s) and information on other FEMA programs, specifically Risk MAP and Hazard Mitigation Assistance programs. The Plan Assessment is divided into two sections:

1. Plan Strengths and Opportunities for Improvement
2. Resources for Implementing Your Approved Plan

Plan Strengths and Opportunities for Improvement is organized according to the plan Elements listed in the Regulation Checklist. Each Element includes a series of italicized bulleted items that are suggested topics for consideration while evaluating plans, but it is not intended to be a comprehensive list. FEMA Mitigation Planners are not required to answer each bullet item and should use them as a guide to paraphrase their own written assessment (2-3 sentences) of each Element.

The Plan Assessment must not reiterate the required revisions from the Regulation Checklist or be regulatory in nature and should be open-ended and to provide the community with suggestions for improvements or recommended revisions. The recommended revisions are suggestions for improvement and are not required to be made for the Plan to meet Federal regulatory requirements. The italicized text should be deleted once FEMA has added comments regarding strengths of the plan and potential improvements for future plan revisions. It is recommended that the Plan Assessment be a short synopsis of the overall strengths and weaknesses of the Plan (no longer than two pages), rather than a complete recap section by section.

Resources for Implementing Your Approved Plan provides a place for FEMA to offer information, data sources and general suggestions on the overall plan implementation and maintenance process. Information on other possible sources of assistance including, but not limited to, existing publications, grant funding or training opportunities, can be provided. States may add state and local resources, if available.

LOCAL MITIGATION PLAN REVIEW TOOL

A. Plan Strengths and Opportunities for Improvement

This section provides a discussion of the strengths of the plan document and identifies areas where these could be improved beyond minimum requirements.

Element A: Planning Process

Element B: Hazard Identification and Risk Assessment

Element C: Mitigation Strategy

Element D: Plan Update, Evaluation, and Implementation (Plan Updates Only)

B. Resources for Implementing Your Approved Plan

This section provides examples of possible resources plan implementation.

Ideas may be offered on moving the mitigation plan forward and continuing the relationship with key mitigation stakeholders such as the following:

- What FEMA assistance (funding) programs are available (for example, Hazard Mitigation Assistance (HMA)) to the jurisdiction(s) to assist with implementing the mitigation actions?
- What other Federal programs (National Flood Insurance Program (NFIP), Community Rating System (CRS), Risk MAP, etc.) may help with mitigation activities?
- What publications, technical guidance or other resources are available to the jurisdiction(s) relevant to the identified mitigation actions?
- Are there upcoming trainings/workshops (Benefit-Cost Analysis (BCA), HMA, etc.) to assist the jurisdictions(s)?
- What mitigation actions can be funded by other Federal agencies (for example, U.S. Forest Service, National Oceanic and Atmospheric Administration (NOAA), Environmental Protection Agency (EPA) Smart Growth, Housing and Urban Development (HUD) Sustainable Communities, etc.) and/or state and local agencies?

FEMA Mitigation grants are available to eligible applicants. Search [grants.gov](https://www.grants.gov) for additional resources for implementing mitigation actions.

LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 3: MULTI-JURISDICTION SUMMARY SHEET (OPTIONAL)

INSTRUCTIONS: For multi-jurisdictional plans, a Multi-jurisdiction Summary Spreadsheet may be completed by listing each participating jurisdiction, which required Elements for each jurisdiction were 'Met' or 'Not Met,' and when the adoption resolutions were received. This Summary Sheet does not imply that a mini plan be developed for each jurisdiction; it should be used as an optional worksheet to ensure that each jurisdiction participating in the Plan has been documented and has met the requirements for those Elements (A through E).

#	Jurisdiction Name	Jurisdiction Type (city/borough/ township/ village, etc.)	Requirements Met (Y/N)					
			<u>A.</u> <u>Planning</u> <u>Process</u>	<u>B.</u> <u>Hazard</u> <u>Identification &</u> <u>Risk Assessment</u>	<u>C.</u> <u>Mitigation</u> <u>Strategy</u>	<u>D.</u> <u>Plan Review,</u> <u>Evaluation &</u> <u>Implementation</u>	<u>E.</u> <u>Plan</u> <u>Adoption</u>	<u>F.</u> <u>State</u> <u>Require-</u> <u>ments</u>
1	Ellis	County	Y	Y	Y	Y	N	
2	Alma	City	Y	Y	Y	Y	N	
3	Bardwell	City	Y	Y	Y	Y	N	
4	Ennis	City	Y	Y	Y	Y	N	
5	Ferris	City	Y	Y	Y	Y	N	
6	Garrett	City	Y	Y	Y	Y	N	
7	Italy	City	Y	Y	Y	Y	N	
8	Maypearl	City	Y	Y	Y	Y	N	
9	Midlothian	City	Y	Y	Y	Y	N	
10	Milford	City	Y	Y	Y	Y	N	
11	Oak Leaf	City	Y	Y	Y	Y	N	
12	Ovilla	City	Y	Y	Y	Y	N	
13	Palmer	City	Y	Y	Y	Y	N	
14	Red Oak	City	Y	Y	Y	Y	N	
15	Waxahachie	City	Y	Y	Y	Y	N	



RESOLUTION NO.

**A RESOLUTION OF THE CITY OF ENNIS CITY COMMISSION
ADOPTING THE 2022 ELLIS COUNTY HAZARD MITIGATION PLAN**

WHEREAS, the City of Ennis City Commission recognizes the threat that natural hazards pose to people and property within Ellis County; and

WHEREAS, the County of Ellis has prepared a multi-hazard mitigation plan, hereby known as the 2022 Ellis County Hazard Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the 2022 Ellis County Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Ennis from the impacts of future hazards and disasters; and

WHEREAS, adoption by the City of Ennis City Commission demonstrates their commitment to hazard mitigation and achieving the goals outlined in the 2022 Ellis County Hazard Mitigation Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ENNIS, TX:

SECTION 1: In accordance with the City of Ennis Home Rule Charter, the Ennis City Commission adopts the 2022 Ellis County Hazard Mitigation Plan.

PASSED AND APPROVED by the City Commission of the City of Ennis, Texas on this 21st day of February, 2023.

ANGELINE JUENEMANN, Mayor

ATTEST:

ANGIE WADE, City Secretary

ENNIS CITY COMMISSION AGENDA SUMMARY FORM



To: City Commission
Subject: Discuss and consider approving the 2022 Historic Reinvestment Tax Abatement (HRTAR) refunds for improvements made to eligible properties during the 2022 tax year.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Economic Development
Staff Contact: Jim Wehmeier, Economic Development Director

BACKGROUND INFORMATION:

This action approves 24 HRTAR tax reimbursements for a total of \$54,037.83.

Total Private Investment \$172,820.16

Total Taxes Paid \$68,812.65

Total Reimbursement \$54,037.83

FINANCIAL IMPACT:

General Fund Acct# 001-811-47155

RECOMMENDATION:

Staff recommends approval

ATTACHMENTS:

[HRTAR 2022 Refunds](#)

PID#	PROPERTY ADDRESS	OWNERS NAME	REINV. AMOUNT	TAX AMOUNT	REFUND AMOUNT - ACCT # 001-811-47155	DESCRIPTION OF REPAIR/RENOVATION
158032	211 NW Main	211 North Park LLC	\$6,915.32	\$3,402.92	\$3,402.92	Roof repair
158113	210 W Brown	Toto Properties LLC	\$3,200.00	\$1,948.54	\$1,948.54	A/C repair
158114	212 W Brown	Toto Properties LLC	\$854.99	\$746.18	\$746.18	A/C & water heater repair, overhead lights
158047	103 NW Main	Hair Junction/Julene Hunt	\$12,000.00	\$1,738.00	\$1,738.00	Roof repair
158116	213 W Ennis Ave	Behind the Curtain LLC	\$2,795.13	\$5,820.03	\$2,795.13	Fire Sprinkler System repair
158108	107 S Dallas	Behind the Curtain LLC	\$48,866.10	\$5,034.93	\$5,034.93	HVAC replacement
284674	113 NW Main	Ennis M&J Properties LLC	\$3,357.98	\$3,638.16	\$3,357.98	Water Heater, Fire Sprinkler, AC repair
158107	117 N Dallas	Steven & Stephanie Medina	\$9,245.00	\$1,627.48	\$1,627.48	A/C repair
158020	112 W Knox	Wilson & Wilson Investments	\$6,200.00	\$3,187.55	\$3,187.55	A/C repair
208786	101 S Dallas	MW Emporium LLC	\$2,369.08	\$5,382.17	\$2,369.08	A/C & Plumbing repairs
158099	200 W Knox	Calhoun Knox Partners	\$4,925.38	\$4,267.15	\$4,267.15	A/C repair
214984/158033	111 W Knox	Felcmans/Julian Gilmore	\$3,040.00	\$1,270.52	\$1,270.52	Replaced lights and sign
158194	210 W Knox	Donald Stout	\$26,166.96	\$484.39	\$484.39	A/C repair, new roof
158028	116 N Dallas	Katjon Ventures LLC	\$1,206.67	\$935.69	\$935.69	Roof repair
158037	120 N Dallas	Katjon Ventures LLC	\$657.97	\$456.77	\$456.77	Roof repair
247936	102 W Ennis Ave	Katjon Ventures LLC	\$13,154.13	\$1,137.53	\$1,137.53	Roof repair
158035	112 N Dallas	Katjon Ventures LLC	\$3,401.65	\$998.17	\$998.17	Roof/HVAC repair
158026	212 N Dallas	Roy Foster	\$4,296.39	\$2,012.21	\$2,012.21	Wall Repair & Flooring
158120	119 S Dallas	Calhoun Knox Partners	\$2,230.00	\$6,007.19	\$2,230.00	Repairs & Painting
158102	206 W Knox	Liddell Esquire LLC	\$240.00	\$1,150.64	\$240.00	Replaced toilet
158187	215 N Dallas	Robert Keever/DRE Investments	\$3,282.37	\$5,768.42	\$3,282.37	Misc. Repairs
158195/158186	212/214 W Knox	Robert Keever/DRE Investments	\$6,925.20	\$6,181.45	\$6,181.45	HVAC replacement/Electrical & Plumbing Repairs
157952	107 SW Main	Robert Keever/DRE Investments	\$514.19	\$1,796.96	\$514.19	Electrical Repairs
158044	111 W Ennis Ave	3SM	\$6,975.65	\$3,819.60	\$3,819.60	HVAC Repairs
			\$172,820.16	\$68,812.65	\$54,037.83	

ENNIS CITY COMMISSION AGENDA SUMMARY FORM



To: City Commission
Subject: Discuss and consider approval of Street Closures/Event Permits for the Bluebonnet Market, Bluebonnet Trails and Festival, Cinco de Mayo, FFA Dinner, National Polka Festival and Blues on Main.
Meeting: ENNIS CITY COMMISSION - 21 Feb 2023
Department: Economic Development
Staff Contact: Becky McCarty, Downtown Development Director

BACKGROUND INFORMATION:

Bluebonnet Market Season Every Saturday April- October
Bluebonnet Trails and Festival April 14, 15 and 16
Cinco de Mayo May 7
FFA Dinner May 12
National Polka Festival May 27-28
Blues on Main June 10-11
A map of each event layout and special event permit is included in the packet attached.

RECOMMENDATION:

Staff recommends approval

ATTACHMENTS:

[Street Closures 2023 Spring & Summer CC slides](#)
[Special Event Permit Application Bluebonnet Market](#)
[Special Event Permit Application - BBTF 2023](#)
[Special Event Permit Application - Cinco de Mayo 2023](#)
[Polka Festival Permit 2023](#)

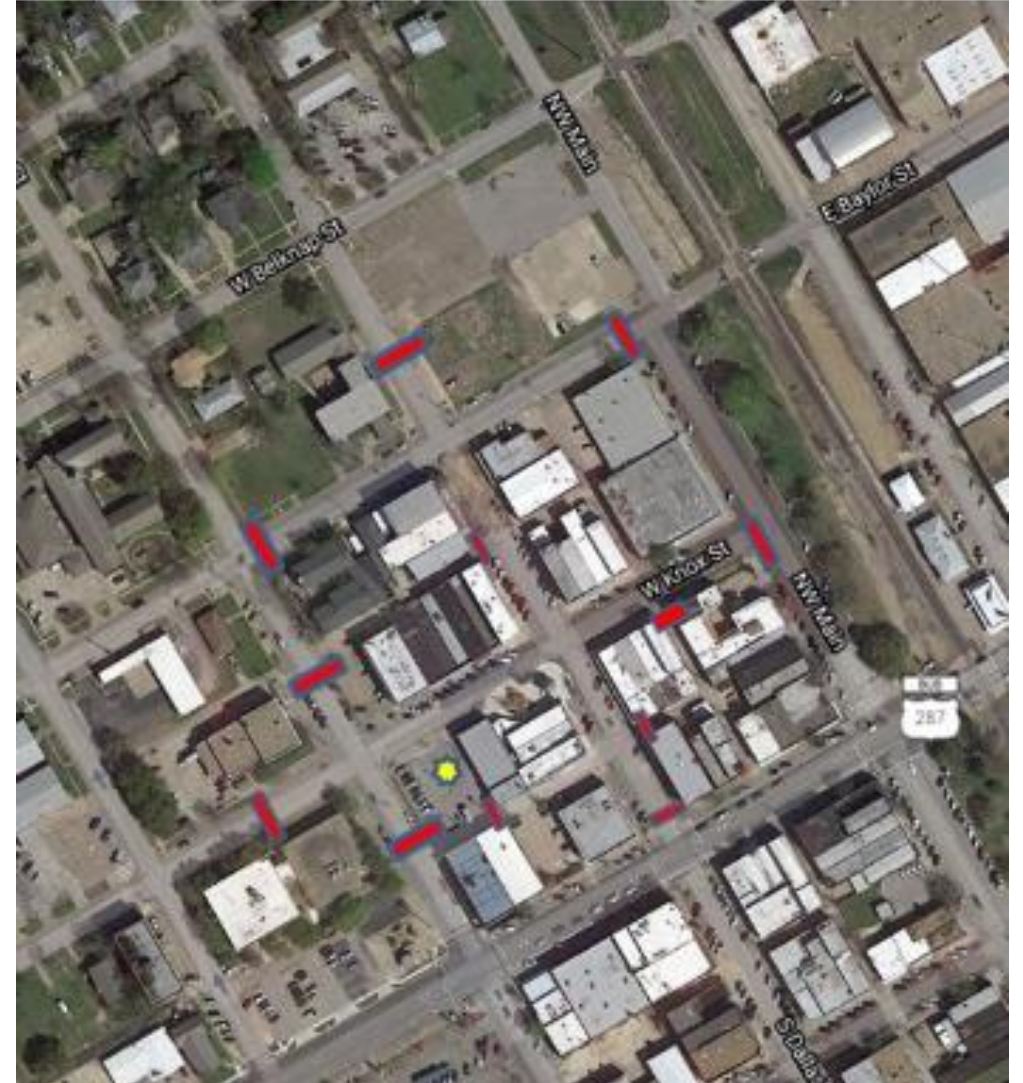
City Commission – Regular Session

- Bluebonnet Market
 - Street closures every Saturday from April 1st through October 28th
6am - 2pm
 - Relocated to S. Dallas when conflicting events are occurring in this area. (S. Dallas from W. Ennis Ave to Alley 5 & W. Brown St Alley 1 to S. Dallas)
- N. Dallas from W. Ennis Ave to Alley 2
- W. Knox from Alley 2 to N. McKinney



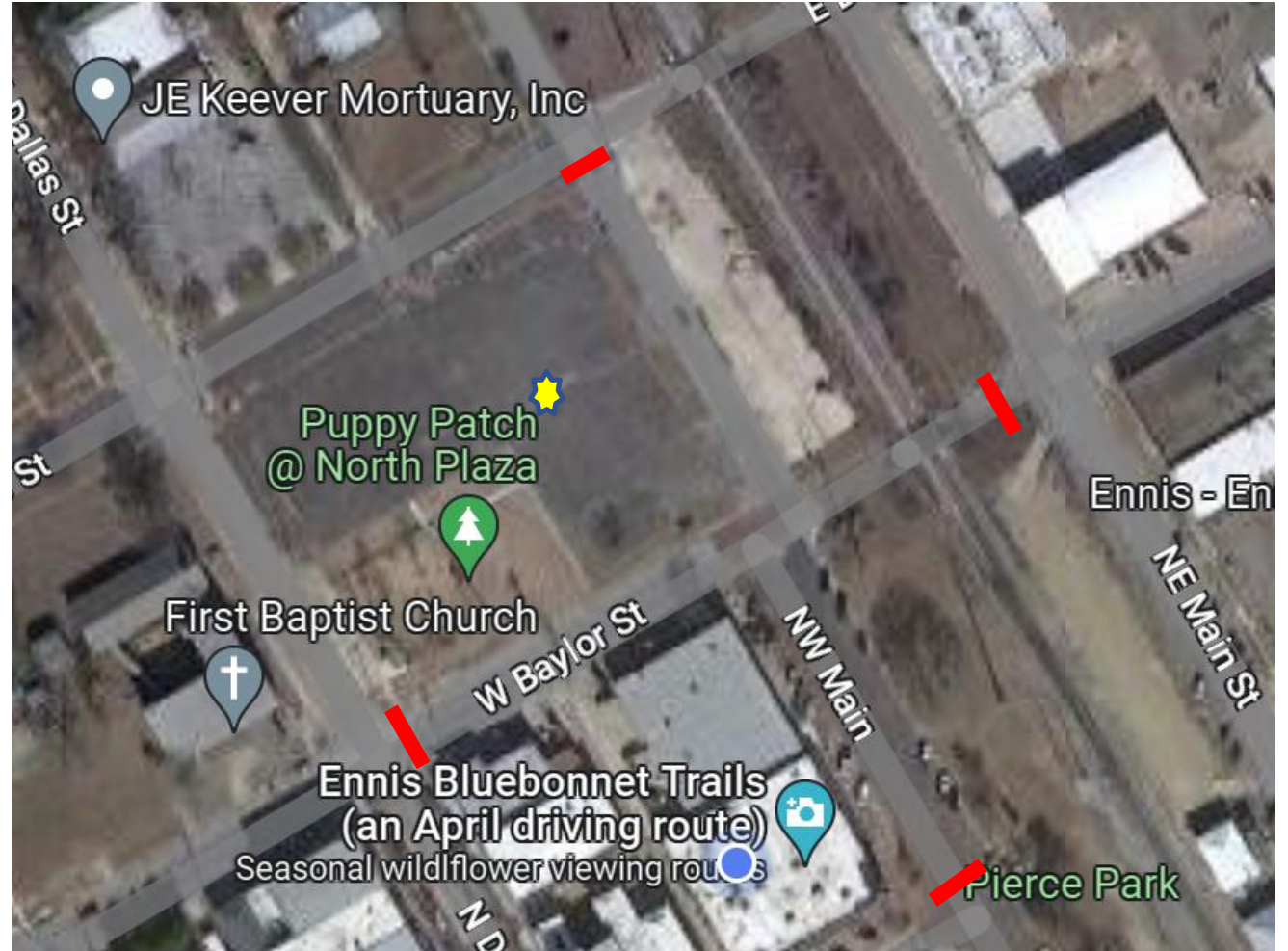
City Commission – Regular Session

- Bluebonnet Trails Festival
 - FM Parking lot closing as early as Monday April 10th
 - Partial Street closures starting Wednesday - April 12th at 6am
 - Full closures - April 13th 12pm thru April 16th 11:59pm
- Parking Lot at N McKinney & W Knox
- W. Knox from NW Main to S. Sherman
- N. Dallas from W. Ennis Ave to NE Baylor
- S. McKinney from Alley 2 to Alley 3
- W. Baylor from N. McKinney to NW Main



City Commission – Regular Session

- Cinco De Mayo
 - Street Closures Saturday May 6th 6am thru May 7th 11:59pm
- North Plaza Parking Lot
- N.W. Main from Belknap to W. Knox
- W. Baylor from N. Dallas to N.E. Main



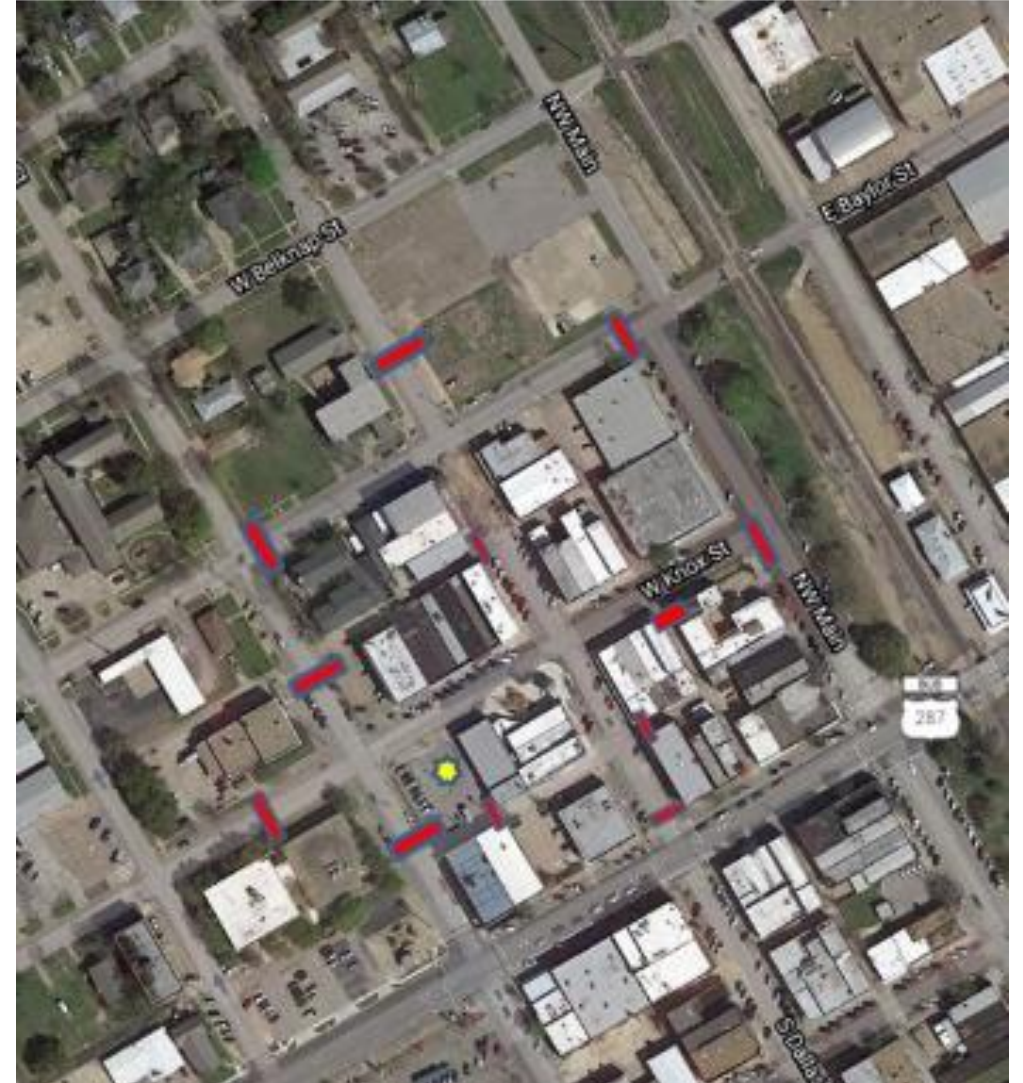
City Commission – Regular Session

- FFA Farm Fresh Dinner
 - Street Closures Friday May 12th
6am-11:59pm
- N. Dallas from W. Ennis Ave to W. Knox
- Partial close of Alley 3 by Anytime Fitness



City Commission – Regular Session

- National Polka Festival
 - FM Parking may close as early as Tuesday May 22
 - Street Closures – May 26th 6am through May 27th 11:59pm
- Parking Lot at N McKinney & W Knox
- W. Knox from NW Main to S. Sherman
- N. Dallas from W. Ennis Ave to NE Baylor
- S. McKinney from Alley 2 to Alley 3
- W. Baylor from N. McKinney to NW Main



City Commission – Regular Session

- National Polka Festival - Parade
 - Rolling street closures May 27th 9:30am - 11am
 - Limited parking along parade route
- Begins at W. Belknap and N. Clay, travels south on N. Clay
- East on W. Ennis Ennis Ave
- South on NW Main



City Commission – Regular Session

- Blues on Main
 - North Plaza Parking Lot closure Friday June 9th
 - Street closures Saturday June 10th 6am through Sunday June 11th 11:59pm
- NW Main from W. Ennis Ave to W. Belknap
- W. Knox from Alley 1 to NW Main
- W. Baylor from Alley 1 to E. Balor





SPECIAL EVENT PERMIT APPLICATION

CITY OF ENNIS
 PO BOX 220, ENNIS, TX 75120
 972-875-1234
 Submit application to City Secretary at above address, or email:
awade@ennistx.gov

APPLICANT INFORMATION

APPLICANT NAME: _____

ORGANIZATION: _____

PHONE NUMBER: _____

APPLICANT ADDRESS: _____

CITY/STATE/ZIP: _____

ALTERNATE CONTACT: _____

PHONE NUMBER: _____

EVENT INFORMATION

EVENT NAME: _____

EVENT LOCATION: _____
 (Event map must be submitted with application to be considered for approval)

EVENT DESCRIPTION: _____

ESTIMATED NUMBER OF ATTENDEES _____

PURPOSE OF EVENT: (Check all that apply)

<input type="checkbox"/>	Festival	<input type="checkbox"/>	Parade
<input type="checkbox"/>	Run/Walk	<input type="checkbox"/>	Private Event
<input type="checkbox"/>	Charitable/Fund Raising		
<input type="checkbox"/>	Concert/Live Performance		

EVENT INFORMATION	EVENT ACTIVITIES: (Check all that apply)	<input type="checkbox"/>	Amusement Rides	<input type="checkbox"/>	Products sold
		<input type="checkbox"/>	Animals/Petting Zoo	<input type="checkbox"/>	Street Closure
		<input type="checkbox"/>	Live Music	<input type="checkbox"/>	
		<input type="checkbox"/>	DJ/Recorded Music		
	ENTRY TO EVENT:	<input type="checkbox"/>	Private (Gated)		
	<input type="checkbox"/>	Free and open to general public			
	<input type="checkbox"/>	Entry by admission fee or ticket			
	EVENT TIMELINE:		<u>Date(s)</u>		<u>Start Time/End Time</u>
		Event Date	_____		
		Event Set-up	_____		
		Event Breakdown	_____		
	FOOD AND BEVERAGE:			YES	NO
		Will food and beverages be sold/offered?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will food be prepared on-site?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will alcohol be served/sold?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, you are required to provide private uniformed security and inform the Ennis Police Department			
	FIREARMS:			YES	NO
		Do you intend to prohibit the carry of firearms?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, and application is approved, you are required to notify the Ennis Police Department and allow the free movement of residents, business owners, and employees carrying firearms to and from their home or place of business			

CITY SERVICES NEEDED	TRAFFIC SAFETY EQUIPMENT:		YES	NO
		Barricades	<input type="checkbox"/>	<input type="checkbox"/>
		Cones	<input type="checkbox"/>	<input type="checkbox"/>
	STREET CLOSURES:			
		Does your event require street closures?	<input type="checkbox"/>	<input type="checkbox"/>
		If YES, please identify on event map		
CONTACT THE CITY FOR INFORMATION REGARDING REQUESTED CITY SERVICES				

INSURANCE

A Certificate of Liability insurance in the amount of one million dollars (\$1,000,000) is required. The City of Ennis must be a named insured on the policy. The policy must be filed with the City Secretary before the tenth day preceding the event.

HOLD HARMLESS CLAUSE

APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS (HEREINAFTER "APPLICANT") AGREE TO AND HEREBY FOREVER RELEASE, INDEMNIFY, HOLD HARMLESS AND DEFEND THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (HEREINAFTER "CITY") FROM ANY AND ALL PAST, PRESENT OR FUTURE CLAIMS, LOSSES, DAMAGES, DEMANDS, CAUSES OF ACTION, SUITS, JUDGMENTS AND LIABILITY OF EVERY KIND, INCLUDING ALL EXPENSES OF LITIGATION, COURT COSTS AND ATTORNEYS FEES FOR INJURY, SICKNESS OR DEATH OF ANY PERSON, FOR DAMAGE TO ANY PROPERTY OR ANY PERSON, AND FOR ANY CLAIMS ARISING OUT OF OR IN CONNECTION WITH ISSUANCE OF THIS PERMIT OR USE OF THE PUBLIC FACILITIES. SUCH INDEMNIFICATION WILL APPLY EVEN IF THE CLAIMS AND CAUSES OF ACTION ARISE OUT OF THE SOLE OR PARTIAL NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES. THE CITY SHALL BE ENTITLED TO CHOOSE ITS ATTORNEY FOR DEFENSE OF ANY CLAIM, WHICH COSTS SHALL BE PAID SOLELY BY THE APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS.

THESE INDEMNIFICATION PROVISIONS ARE TO BE CONSTRUED UNDER THE LAWS OF THE STATE OF TEXAS, AND IT IS EXPRESSLY RECOGNIZED BY ALL PARTIES THAT THESE PROVISIONS COMPLY WITH THE CONSPICUOUSNESS REQUIREMENT AND THE EXPRESS NEGLIGENCE TEST, AND ARE VALID AND ENFORCEABLE AGAINST APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS. APPLICANT HAS CAREFULLY READ, FULLY UNDERSTANDS, AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THESE PROVISIONS.

APPLICANT SIGNATURE

I CERTIFY THAT THE INFORMATION IN THIS APPLICATION FORM IS TRUE AND CORRECT.

SIGNATURE

DATE



SPECIAL EVENT PERMIT APPLICATION

CITY OF ENNIS
 PO BOX 220, ENNIS, TX 75120
 972-875-1234
 Submit application to City Secretary at above address, or email:
awade@ennistx.gov

APPLICANT INFORMATION

APPLICANT NAME: _____

ORGANIZATION: _____

PHONE NUMBER: _____

APPLICANT ADDRESS: _____

CITY/STATE/ZIP: _____

ALTERNATE CONTACT: _____

PHONE NUMBER: _____

EVENT INFORMATION

EVENT NAME: _____

EVENT LOCATION: _____
 (Event map must be submitted with application to be considered for approval)

EVENT DESCRIPTION: _____

ESTIMATED NUMBER OF ATTENDEES _____

PURPOSE OF EVENT: (Check all that apply)

<input type="checkbox"/> Festival	<input type="checkbox"/> Parade
<input type="checkbox"/> Run/Walk	<input type="checkbox"/> Private Event
<input type="checkbox"/> Charitable/Fund Raising	
<input type="checkbox"/> Concert/Live Performance	

EVENT INFORMATION	EVENT ACTIVITIES: (Check all that apply)	<input type="checkbox"/>	Amusement Rides	<input type="checkbox"/>	Products sold
		<input type="checkbox"/>	Animals/Petting Zoo	<input type="checkbox"/>	Street Closure
		<input type="checkbox"/>	Live Music	<input type="checkbox"/>	
		<input type="checkbox"/>	DJ/Recorded Music		
	ENTRY TO EVENT:	<input type="checkbox"/>	Private (Gated)		
	<input type="checkbox"/>	Free and open to general public			
	<input type="checkbox"/>	Entry by admission fee or ticket			
	EVENT TIMELINE:		<u>Date(s)</u>		<u>Start Time/End Time</u>
		Event Date	_____		
		Event Set-up	_____		
		Event Breakdown	_____		
	FOOD AND BEVERAGE:			YES	NO
		Will food and beverages be sold/offered?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will food be prepared on-site?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will alcohol be served/sold?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, you are required to provide private uniformed security and inform the Ennis Police Department			
	FIREARMS:			YES	NO
		Do you intend to prohibit the carry of firearms?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, and application is approved, you are required to notify the Ennis Police Department and allow the free movement of residents, business owners, and employees carrying firearms to and from their home or place of business			

CITY SERVICES NEEDED	TRAFFIC SAFETY EQUIPMENT:		YES	NO
		Barricades	<input type="checkbox"/>	<input type="checkbox"/>
		Cones	<input type="checkbox"/>	<input type="checkbox"/>
	STREET CLOSURES:			
		Does your event require street closures?	<input type="checkbox"/>	<input type="checkbox"/>
		If YES, please identify on event map		
	CONTACT THE CITY FOR INFORMATION REGARDING REQUESTED CITY SERVICES			

INSURANCE

A Certificate of Liability insurance in the amount of one million dollars (\$1,000,000) is required. The City of Ennis must be a named insured on the policy. The policy must be filed with the City Secretary before the tenth day preceding the event.

HOLD HARMLESS CLAUSE

APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS (HEREINAFTER "APPLICANT") AGREE TO AND HEREBY FOREVER RELEASE, INDEMNIFY, HOLD HARMLESS AND DEFEND THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (HEREINAFTER "CITY") FROM ANY AND ALL PAST, PRESENT OR FUTURE CLAIMS, LOSSES, DAMAGES, DEMANDS, CAUSES OF ACTION, SUITS, JUDGMENTS AND LIABILITY OF EVERY KIND, INCLUDING ALL EXPENSES OF LITIGATION, COURT COSTS AND ATTORNEYS FEES FOR INJURY, SICKNESS OR DEATH OF ANY PERSON, FOR DAMAGE TO ANY PROPERTY OR ANY PERSON, AND FOR ANY CLAIMS ARISING OUT OF OR IN CONNECTION WITH ISSUANCE OF THIS PERMIT OR USE OF THE PUBLIC FACILITIES. SUCH INDEMNIFICATION WILL APPLY EVEN IF THE CLAIMS AND CAUSES OF ACTION ARISE OUT OF THE SOLE OR PARTIAL NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES. THE CITY SHALL BE ENTITLED TO CHOOSE ITS ATTORNEY FOR DEFENSE OF ANY CLAIM, WHICH COSTS SHALL BE PAID SOLELY BY THE APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS.

THESE INDEMNIFICATION PROVISIONS ARE TO BE CONSTRUED UNDER THE LAWS OF THE STATE OF TEXAS, AND IT IS EXPRESSLY RECOGNIZED BY ALL PARTIES THAT THESE PROVISIONS COMPLY WITH THE CONSPICUOUSNESS REQUIREMENT AND THE EXPRESS NEGLIGENCE TEST, AND ARE VALID AND ENFORCEABLE AGAINST APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS. APPLICANT HAS CAREFULLY READ, FULLY UNDERSTANDS, AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THESE PROVISIONS.

APPLICANT SIGNATURE

I CERTIFY THAT THE INFORMATION IN THIS APPLICATION FORM IS TRUE AND CORRECT.

SIGNATURE

DATE



SPECIAL EVENT PERMIT APPLICATION

CITY OF ENNIS
 PO BOX 220, ENNIS, TX 75120
 972-875-1234
 Submit application to City Secretary at above address, or email:
awade@ennistx.gov

APPLICANT INFORMATION

APPLICANT NAME: _____

ORGANIZATION: _____

PHONE NUMBER: _____

APPLICANT ADDRESS: _____

CITY/STATE/ZIP: _____

ALTERNATE CONTACT: _____

PHONE NUMBER: _____

EVENT INFORMATION

EVENT NAME: _____

EVENT LOCATION: _____
 (Event map must be submitted with application to be considered for approval)

EVENT DESCRIPTION: _____

ESTIMATED NUMBER OF ATTENDEES _____

PURPOSE OF EVENT: (Check all that apply)

<input type="checkbox"/> Festival	<input type="checkbox"/> Parade
<input type="checkbox"/> Run/Walk	<input type="checkbox"/> Private Event
<input type="checkbox"/> Charitable/Fund Raising	
<input type="checkbox"/> Concert/Live Performance	

EVENT INFORMATION	EVENT ACTIVITIES: (Check all that apply)	<input type="checkbox"/>	Amusement Rides	<input type="checkbox"/>	Products sold
		<input type="checkbox"/>	Animals/Petting Zoo	<input type="checkbox"/>	Street Closure
		<input type="checkbox"/>	Live Music	<input type="checkbox"/>	
		<input type="checkbox"/>	DJ/Recorded Music		
	ENTRY TO EVENT:	<input type="checkbox"/>	Private (Gated)		
	<input type="checkbox"/>	Free and open to general public			
	<input type="checkbox"/>	Entry by admission fee or ticket			
	EVENT TIMELINE:		<u>Date(s)</u>		<u>Start Time/End Time</u>
		Event Date	_____		
		Event Set-up	_____		
		Event Breakdown	_____		
	FOOD AND BEVERAGE:			YES	NO
		Will food and beverages be sold/offered?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will food be prepared on-site?	<input type="checkbox"/>	<input type="checkbox"/>	
		Will alcohol be served/sold?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, you are required to provide private uniformed security and inform the Ennis Police Department			
	FIREARMS:			YES	NO
		Do you intend to prohibit the carry of firearms?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, and application is approved, you are required to notify the Ennis Police Department and allow the free movement of residents, business owners, and employees carrying firearms to and from their home or place of business			

CITY SERVICES NEEDED	TRAFFIC SAFETY EQUIPMENT:			YES	NO
		Barricades	<input type="checkbox"/>	<input type="checkbox"/>	
		Cones	<input type="checkbox"/>	<input type="checkbox"/>	
	STREET CLOSURES:				
		Does your event require street closures?	<input type="checkbox"/>	<input type="checkbox"/>	
		If YES, please identify on event map			
CONTACT THE CITY FOR INFORMATION REGARDING REQUESTED CITY SERVICES					

INSURANCE

A Certificate of Liability insurance in the amount of one million dollars (\$1,000,000) is required. The City of Ennis must be a named insured on the policy. The policy must be filed with the City Secretary before the tenth day preceding the event.

HOLD HARMLESS CLAUSE

APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS (HEREINAFTER "APPLICANT") AGREE TO AND HEREBY FOREVER RELEASE, INDEMNIFY, HOLD HARMLESS AND DEFEND THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (HEREINAFTER "CITY") FROM ANY AND ALL PAST, PRESENT OR FUTURE CLAIMS, LOSSES, DAMAGES, DEMANDS, CAUSES OF ACTION, SUITS, JUDGMENTS AND LIABILITY OF EVERY KIND, INCLUDING ALL EXPENSES OF LITIGATION, COURT COSTS AND ATTORNEYS FEES FOR INJURY, SICKNESS OR DEATH OF ANY PERSON, FOR DAMAGE TO ANY PROPERTY OR ANY PERSON, AND FOR ANY CLAIMS ARISING OUT OF OR IN CONNECTION WITH ISSUANCE OF THIS PERMIT OR USE OF THE PUBLIC FACILITIES. SUCH INDEMNIFICATION WILL APPLY EVEN IF THE CLAIMS AND CAUSES OF ACTION ARISE OUT OF THE SOLE OR PARTIAL NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES. THE CITY SHALL BE ENTITLED TO CHOOSE ITS ATTORNEY FOR DEFENSE OF ANY CLAIM, WHICH COSTS SHALL BE PAID SOLELY BY THE APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS.

THESE INDEMNIFICATION PROVISIONS ARE TO BE CONSTRUED UNDER THE LAWS OF THE STATE OF TEXAS, AND IT IS EXPRESSLY RECOGNIZED BY ALL PARTIES THAT THESE PROVISIONS COMPLY WITH THE CONSPICUOUSNESS REQUIREMENT AND THE EXPRESS NEGLIGENCE TEST, AND ARE VALID AND ENFORCEABLE AGAINST APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS. APPLICANT HAS CAREFULLY READ, FULLY UNDERSTANDS, AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THESE PROVISIONS.

APPLICANT SIGNATURE

I CERTIFY THAT THE INFORMATION IN THIS APPLICATION FORM IS TRUE AND CORRECT.

SIGNATURE

DATE



SPECIAL EVENT PERMIT APPLICATION

CITY OF ENNIS
 PO BOX 220, ENNIS, TX 75120
 972-875-1234
 Submit application to City Secretary at above address, or email:
 awade@ennistx.gov

APPLICANT INFORMATION

APPLICANT NAME: Geoeffery Williams

ORGANIZATION: Ennis Chamber of Commerce

PHONE NUMBER: 972-878-2625

APPLICANT ADDRESS: 207 NW Main St.

CITY/STATE/ZIP: Ennis, TX 75119

ALTERNATE CONTACT: Jennifer Wilson

PHONE NUMBER: 972-878-2625

EVENT INFORMATION

EVENT NAME: Vendor space on behalf of the National Polka Association/National Polka Festival

EVENT LOCATION: TBD/DTown Ennis
 (Event map must be submitted with application to be considered for approval)

EVENT DESCRIPTION: Vendor set up for festival
 Potential car show set up for festival
 Children's area set up for festival
 Polka Festival Parade

ESTIMATED NUMBER OF ATTENDEES 20,000

PURPOSE OF EVENT: (Check all that apply)

<input checked="" type="checkbox"/>	Festival	<input checked="" type="checkbox"/>	Parade
<input type="checkbox"/>	Run/Walk	<input type="checkbox"/>	Private Event
<input type="checkbox"/>	Charitable/Fund Raising		
<input type="checkbox"/>	Concert/Live Performance		

EVENT INFORMATION

EVENT ACTIVITIES:

(Check all that apply)

- | | | | |
|-------------------------------------|---------------------|-------------------------------------|----------------|
| <input checked="" type="checkbox"/> | Amusement Rides | <input checked="" type="checkbox"/> | Products sold |
| <input checked="" type="checkbox"/> | Animals/Petting Zoo | <input checked="" type="checkbox"/> | Street Closure |
| <input type="checkbox"/> | Live Music | | |
| <input type="checkbox"/> | DJ/Recorded Music | | |

ENTRY TO EVENT:

- Private (Gated)
- Free and open to general public
- Entry by admission fee or ticket

EVENT TIMELINE:

	<u>Date(s)</u>	<u>Start Time/End Time</u>
Event Date	May 27, 2023-May 28, 2023	
Event Set-up	Friday, May 26, 2023	12:00/noon-7:00pm
Event Breakdown	Sunday, May 28, 2023	after 4:00pm

FOOD AND BEVERAGE:

- | | YES | NO |
|--|-------------------------------------|-------------------------------------|
| Will food and beverages be sold/offered? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Will food be prepared on-site? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Will alcohol be served/sold? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- If YES, you are required to provide private uniformed security and inform the Ennis Police Department**

FIREARMS:

- | | YES | NO |
|--|--------------------------|-------------------------------------|
| Do you intend to prohibit the carry of firearms? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- If YES, and application is approved, you are required to notify the Ennis Police Department and allow the free movement of residents, business owners, and employees carrying firearms to and from their home or place of business**

TRAFFIC SAFETY EQUIPMENT:

- | | YES | NO |
|------------|-------------------------------------|--------------------------|
| Barricades | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Cones | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

STREET CLOSURES:

- Does your event require street closures? YES NO
- If YES, please identify on event map**

CONTACT THE CITY FOR INFORMATION REGARDING REQUESTED CITY SERVICES

CITY SERVICES NEEDED

INSURANCE

A Certificate of Liability insurance in the amount of one million dollars (\$1,000,000) is required. The City of Ennis must be a named insured on the policy. The policy must be filed with the City Secretary before the tenth day preceding the event.

HOLD HARMLESS CLAUSE

APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS (HEREINAFTER "APPLICANT") AGREE TO AND HEREBY FOREVER RELEASE, INDEMNIFY, HOLD HARMLESS AND DEFEND THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (HEREINAFTER "CITY") FROM ANY AND ALL PAST, PRESENT OR FUTURE CLAIMS, LOSSES, DAMAGES, DEMANDS, CAUSES OF ACTION, SUITS, JUDGMENTS AND LIABILITY OF EVERY KIND, INCLUDING ALL EXPENSES OF LITIGATION, COURT COSTS AND ATTORNEYS FEES FOR INJURY, SICKNESS OR DEATH OF ANY PERSON, FOR DAMAGE TO ANY PROPERTY OR ANY PERSON, AND FOR ANY CLAIMS ARISING OUT OF OR IN CONNECTION WITH ISSUANCE OF THIS PERMIT OR USE OF THE PUBLIC FACILITIES. SUCH INDEMNIFICATION WILL APPLY EVEN IF THE CLAIMS AND CAUSES OF ACTION ARISE OUT OF THE SOLE OR PARTIAL NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS AND EMPLOYEES. THE CITY SHALL BE ENTITLED TO CHOOSE ITS ATTORNEY FOR DEFENSE OF ANY CLAIM, WHICH COSTS SHALL BE PAID SOLELY BY THE APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS.

THESE INDEMNIFICATION PROVISIONS ARE TO BE CONSTRUED UNDER THE LAWS OF THE STATE OF TEXAS, AND IT IS EXPRESSLY RECOGNIZED BY ALL PARTIES THAT THESE PROVISIONS COMPLY WITH THE CONSPICUOUSNESS REQUIREMENT AND THE EXPRESS NEGLIGENCE TEST, AND ARE VALID AND ENFORCEABLE AGAINST APPLICANT, THEIR OFFICERS, AGENTS AND SUCCESSORS. APPLICANT HAS CAREFULLY READ, FULLY UNDERSTANDS, AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THESE PROVISIONS.

APPLICANT SIGNATURE

I CERTIFY THAT THE INFORMATION IN THIS APPLICATION FORM IS TRUE AND CORRECT.



SIGNATURE

Geobert Williams

1.24.2023

DATE