

**MEETING AGENDA
ORANGE CITY COUNCIL
Orange Public Library Auditorium
220 N. Fifth Street
Orange, Texas**

**June 25, 2013
5:30 P.M.**

- 1. CALL TO ORDER** Mayor
- 2. INVOCATION and PLEDGE OF ALLEGIANCE** Council Member Guillory
- 3. MOTION**
 - a) Motion finding that the advance posting and notice requirements of Article 8.1200 of the Code of Ordinances of the City of Orange, Texas have been met in relation to all minutes and pending ordinances and resolutions on this agenda and that the reading of such items be confined to the captions as are agreed upon by the ordinances and resolutions. 1 Mayor/Council
- 4. APPROVAL OF MINUTES**
 - a) May 7, 2013 Joint Meeting of the City Council and the Planning and Zoning Commission 3 Mayor/Council
 - b) June 11, 2013 Regular City Council Meeting 6 Mayor/Council
- 5. CITIZEN COMMENTS**

At this time comments will be taken from the audience on any subject matter, whether or not that item is on the agenda. All comments are limited to a maximum three minutes for each speaker. Your comments are appreciated. As the Texas Open Meetings Act does not allow the Council to respond to items not listed on the agenda, your comments will be duly noted by the Council and forwarded to the appropriate department for prompt consideration.
- 6. CONSENT AGENDA**
 - a) Final Reading:

Consider an ordinance amending the City of Orange Official Zoning Map, a part of Chapter 12: Planning and Zoning, of the 2000 revised Code of Ordinances of the City of Orange, Texas: changing the zoning classification of Tract 47 of Abstract 22, UEL Richey, more commonly known as 125 Happy Home Road, from "R-1" Low Density Residential Zoning District to "IDC" Interstate Development Corridor Zoning District; providing for the Official Zoning Map of the City of Orange, Texas to reflect such change: and making certain findings relative thereto. (First Reading June 11, 2013)

10 Staff: Lewis

b) Final Reading:

Consider an ordinance abandoning the alley in Block 4, Bunn Addition; amending the City Street Map to reflect such change and making certain findings relative thereto. (First Reading June 11, 2013)

14 Staff: Lewis

7. DISCUSSION/ACTION

a) Consider a motion appointing a representative to the Orange County Economic Development Corporation to serve on behalf of the City of Orange.

18 Mayor/Council

b) Discussion and possible action regarding the demolition of the log-cabin/former Texas Highway Information Station currently located near the Orange Animal Shelter.

19 Staff: Trahan

8. REPORTS

a) City Manager Report

b) City Council Report

9. ADJOURN TO CLOSED EXECUTIVE SESSION

a) Deliberation with City Attorney pursuant to Chapter 551 of the Texas Government Code:

(1) Deliberation with City Attorney regarding pending or contemplated litigation as authorized by subsection 551.071 involving BRW contract.

Mayor/Council

(2) Deliberation with City Attorney regarding pending or contemplated litigation as authorized by subsection 551.071 involving the negotiation of upcoming expiring Industrial Contracts.

Mayor/Council

10. RECONVENE IN OPEN SESSION

a) Take action as necessary regarding Items 9 a (1) & (2) above.

Mayor/Council

11. ADJOURNMENT

PLANNING AND ZONING MEETING MINUTES
Tuesday, May 07, 2013

The Orange Planning and Zoning Commission and the City Council met for a joint session on **Tuesday, May 07, 2013**, in the meeting room of the Orange Public Library with the following members present to-wit:

Note: Planning & Zoning Commission meeting did not start until 5:45 p.m. after the Special Call Council Meeting.

Commissioners Present:

Shane Johns	Chairman
Mark Frey	Commissioner
Randolph Knipp	Commissioner
Van Barnett	Commissioner
Jack Moore, Sr.	Commissioner
Edward Frenzel	Commissioner
Joe Love	Commissioner

Commissioners Absent:

None

City Council Members Present:

Mayor Jimmy Sims
Theresa Beauchamp
Charles Guillory
Annette Pernell
Cullin Smith
Bill Mello

City Council Members Absent:

Essie Bellefield

Staff Present:

Shawn Oubre, City Manager
Jimmie Lewis, Director of Planning & Community Development
Trish Cvengros, Planning Secretary

Staff Present Absent:

None

PUBLIC HEARING

(CASE WITHDRAWN)

Case No. 13:02: A request by Sam Peveto for the approval of the preliminary plat of Cypress Shadows Estates, Phase II

Case No. 13:02 was withdrawn from the Agenda so Chairman Johns moved forward to Case No. 13:05.

Case No. 13:05 A request by the City of Orange to abandon the Pine Grove Drive right-of-way.

Mr. Lewis presented photos' of the Pine Grove Complex and Pine Grove Drive coming off of Park and going thru the complex to Wickard Street. He explained to the Commission that in 1965 Pine Grove Drive and Wickard Drive were both constructed by the Housing Authority for the Housing Authority Project. He went on to say that Wickard Drive has become a well used thoroughfare from West Park, as it serves the Westmont Subdivision. However, Pine Grove Drive serves only the interior part of the Housing Property and serves no purpose to the city. Mr. Lewis then explained to the Commission the reason behind this abandonment is because the Housing Authority has plans to demolish the existing structures and rebuild a new senior complex and they will have private drives. They plan to make this complex a gated community, therefore, it has to have private drives.

There were no additional questions from the Commission for Mr. Lewis so Chairman Johns opened the floor to the representative for the project, Mr. Don Ball and audience comments.

Mr. Don Ball, 1885 East Farragut (office location) represented the Housing Authority by answering the questions from the council members regarding how the apartments will be constructed, who can occupy the apartments, and if children will be allowed in the complex. After some discussion regarding the above, Chairman Johns reminded the Council that the purpose of this meeting at this time is to determine whether or not to abandon the Pine Grove Drive right-of-way only and moved forward to the Workshop Session.

WORKSHOP SESSION

(CASE WITHDRAWN)

Case No. 13:02: A request by Sam Peveto for the approval of the preliminary plat of Cypress Shadows Estates, Phase II

Case No. 13:05 A request by the City of Orange to abandon the Pine Grove Drive right-of-way

There were comments or questions from the Commission, so Commissioner Moore made a motion to forward to Council, with a favorable recommendation, a request by the City of Orange to abandon the Pine Grove Drive right-of-way. (Council to reserve Mineral Rights at the Council Meeting.)

Commissioner Frey 2nd

Vote: 7 - 0

Motion Carried.

APPROVAL OF MEETING MINUTES

Commissioner Frey made a motion to approve the March 19, 2013 Special Call Meeting Minutes with the correction requested by Commissioner Love **

Commissioner Love 2nd

Vote: 7 - 0

Motion Carried.

** Commissioner Love requested changes on page 4 regarding the vote for Case No. 13:03. The correct vote was 4 - 0 but was printed as 5 - 0. The correction was made May 08, 2013 and sent to the Council for final approval.

Chairman Johns adjourned the meeting at 6:00 p.m.

STATE OF TEXAS }

June 11, 2013

COUNTY OF ORANGE }

BE IT REMEMBERED THAT a Regular Meeting of the City Council of the City of Orange, Orange County, Texas, was held in the Library Auditorium on Tuesday, June 11, 2013.

MEMBERS PRESENT:	Theresa Beauchamp	Mayor Pro Tem
	Tommy Ferguson	Council Member
	Essie Bellfield	Council Member
	Mary McKenna	Council Member
	Bill Mello	Council Member
	Charles Guillory	Council Member
	Shawn Oubre	City Manager
	Patricia Anderson	Deputy City Secretary
	John Cash Smith	City Attorney

MEMBERS ABSENT:	Jimmy Sims	Mayor
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Mayor Pro Tem Beauchamp called the meeting to order at 9:00 A.M.

Council Member Mello led the Invocation and the Pledge of Allegiance.

MOTION FINDING THAT THE ADVANCE POSTING AND NOTICE REQUIREMENTS OF ARTICLE 8.1200 OF THE CODE OF ORDINANCES OF THE CITY OF ORANGE, TEXAS HAVE BEEN MET IN RELATION TO ALL MINUTES AND PENDING ORDINANCES AND RESOLUTIONS ON THIS AGENDA AND THAT THE READING OF SUCH ITEMS BE CONFINED TO THE CAPTION OF THE ORDINANCES AND RESOLUTIONS.

Council Member Guillory moved to approve the motion. Second to the motion was made by Council Member Bellfield which carried unanimously.

APPROVAL OF MINUTES

Council Member Bellfield moved to approve the minutes of the May 28, 2013 Joint Meeting of the City Council and the Orange Economic Development Commission. Second to the motion was made by Council Member Guillory which carried unanimously.

PROCLAMATIONS

A proclamation observing Men's Health Month was accepted by Norma Sampsom, Julie Rogers "Gift of Life" Program.

CITIZEN COMMENTS

There were no citizen comments.

ORDINANCES

FINAL READING:

ORDINANCE ABANDONING THE PINE GROVE DRIVE RIGHT-OF-WAY; AMENDING THE CITY STREET MAP TO REFLECT SUCH CHANGE AND MAKING CERTAIN FINDINGS RELATIVE THERETO.

Council Member Mello moved to approve the ordinance. Second to the motion was made by Council Member Guillory which carried unanimously.

A copy of this ordinance is being made a part of these minutes as Ordinance Number 2013-12.

FIRST READING:

ORDINANCE AMENDING THE CITY OF ORANGE OFFICIAL ZONING MAP, A PART OF CHAPTER 12: PLANNING AND ZONING, OF THE 2000 REVISED CODE OF ORDINANCES OF THE CITY OF ORANGE, TEXAS: CHANGING THE ZONING CLASSIFICATION OF TRACT 47 OF ABSTRACT 22, UEL RICHEY, MORE COMMONLY KNOWN AS 125 HAPPY HOME ROAD, FROM "R-1" LOW DENSITY RESIDENTIAL ZONING DISTRICT TO "IDC" INTERSTATE DEVELOPMENT CORRIDOR ZONING DISTRICT; PROVIDING FOR THE OFFICIAL ZONING MAP OF THE CITY OF ORANGE, TEXAS TO REFLECT SUCH CHANGE: AND MAKING CERTAIN FINDINGS RELATIVE THERETO.

Council Member Mello moved to approve the ordinance. Second to the motion was made by Council Member Ferguson which carried unanimously.

FIRST READING:

ORDINANCE ABANDONING THE ALLEY IN BLOCK 4, BUNN ADDITION; AMENDING THE CITY STREET MAP TO REFLECT SUCH CHANGE AND MAKING CERTAIN FINDINGS RELATIVE THERETO.

Council Member Mello moved to approve the ordinance. Second to the motion was made by Council Member Guillory which carried unanimously.

RESOLUTIONS

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH APAC-TEXAS, INC., ON EAST ORANGE STREET IMPROVEMENTS, HURRICANE IKE DISASTER RECOVERY PROGRAM NO. 12-206-00-5506.

Council Member Guillory moved to approve the resolution. Second to the motion was made by Council Member Mello which carried unanimously.

A copy of this resolution is being made a part of these minutes as Resolution Number 2013-43.

RESOLUTION AWARDDING A CONTRACT TO IRIBARREN INK IN THE AMOUNT OF \$43,750.00 FOR WATER MAIN/SERVICE IMPROVEMENTS.

Council Member Mello moved to approve the resolution. Second to the motion was made by Council Member Ferguson which carried unanimously.

A copy of this resolution is being made a part of these minutes as Resolution Number 2013-44.

CITY MANAGER REPORT

No report was given.

CITY COUNCIL REPORT

Council Member Guillory thanked the Julie Rogers "Gift of Life" Program. He encouraged citizens to watch out for children now that school is out for the summer.

Council Member Mello encouraged citizens to get their children registered for swimming lessons.

Council Member McKenna thanked the Julie Rogers "Gift of Life" Program.

Council Member Bellfield advised she attended the Quarterly Region XVI Meeting and it was a very informative meeting.

Mayor Pro Tem Beauchamp encouraged citizens to get their children registered for swimming lessons and to continue reading during summer.

ADJOURN TO CLOSED EXECUTIVE SESSION

- a) Deliberation with City Attorney pursuant to Chapter 551 of the Texas Government Code:
 - (1) Deliberation with City Attorney regarding pending or contemplated litigation as authorized by subsection 551.071-Confederate Veterans Memorial located at 4120 I-10 W.

The Council met in closed executive session at 9:41 A.M.

RECONVENE IN OPEN SESSION

The Council reconvened in open session at 9:55 A.M.

TAKE ACTION AS NECESSARY REGARDING ITEM 10 a (1) ABOVE.

No action was taken.

ADJOURNMENT

There being no further business before the Council, Council Member Bellfield moved to adjourn the meeting. Second to the motion was made by Council Member Guillory which carried unanimously.

The meeting adjourned at 9:56 A.M.

Theresa Beauchamp, Mayor Pro Tem

ATTEST:

Patricia Anderson, Deputy City Secretary

DATE: June 4, 2013

TO: Shawn Oubre, City Manager

FROM: Jimmie Lewis, Director of Planning and Community Development

RE: **CASE 13:06 - AN ORDINANCE TO CHANGE THE ZONING OF TRACT 47 OF ABSTRACT 22, UEL RICHEY , MORE COMMONLY KNOW AS 125 HAPPY HOME ROAD FROM "R-1" LOW DENSITY ZONING DISTRICT TO "IDC" INTERSTATE DEVELOPMENT COORIDOR ZONING DISTRICT.**

The Planning and Zoning Commission, at its regular meeting on June 4, 2013 voted unanimously 4-0 to recommend that the City Council approve this zoning request.

Please place the attached ordinance on the City Council agenda for their consideration.

If you should have any questions or require additional information, please feel free to contact me at extension 1034.

**AN ORDINANCE AMENDING THE CITY OF ORANGE
OFFICIAL ZONING MAP, A PART OF CHAPTER 12:
PLANNING AND ZONING, OF THE 2000 REVISED
CODE OF ORDINANCES OF THE CITY OF ORANGE,
TEXAS: CHANGING THE ZONING CLASSIFICATION
OF TRACT 47 OF ABSTRACT 22, UEL RICHEY, MORE
COMMONLY KNOWN AS 125 HAPPY HOME ROAD,
FROM "R-1" LOW DENSITY RESIDENTIAL ZONING
DISTRICT TO "IDC" INTERSTATE DEVELOPMENT
CORRIDOR ZONING DISTRICT; PROVIDING FOR THE
OFFICIAL ZONING MAP OF THE CITY OF ORANGE,
TEXAS TO REFLECT SUCH CHANGE; AND MAKING
CERTAIN FINDINGS RELATIVE THERETO.**

WHEREAS, the Planning and Zoning Commission met in regular session on June 4, 2013 and held a public hearing on this zoning request by Frances Rose Thomas; and,

WHEREAS, the Commission voted unanimously 4-0 to recommend that the City Council approve this request to amend the zoning of 125 Happy Home Road as shown in Exhibit "A"; and, therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
ORANGE, TEXAS:**

SECTION I:

THAT, the zoning classification of 125 Happy Home Road as shown in Exhibit "A" shall be amended from "R-1" Low Density Residential Zoning District to "IDC" Interstate Development Corridor Zoning District.

SECTION II

THAT, the "Official Zoning Map" of the City of Orange, Texas be amended to reflect the zoning change described above, said zone change shall take effect and be in force from and after the "Official Zoning Map" reflects such change.

SECTION III

THAT, the City Council of the City of Orange, Texas hereby legislatively finds and determines that this ordinance and the zoning district established herein will be in harmony with the general purpose and intent of the Comprehensive Zoning Ordinance and Master Plan of the City of Orange; will be as a substantial

relationship to the public welfare; and that all procedural requirements have been satisfied as to this matter.

PASSED and APPROVED on the first reading this the _____ day
of _____, 2013.

PASSED and APPROVED, and ADOPTED on the final reading on
this the _____ day of _____, 2013.

Jimmy Sims, Mayor

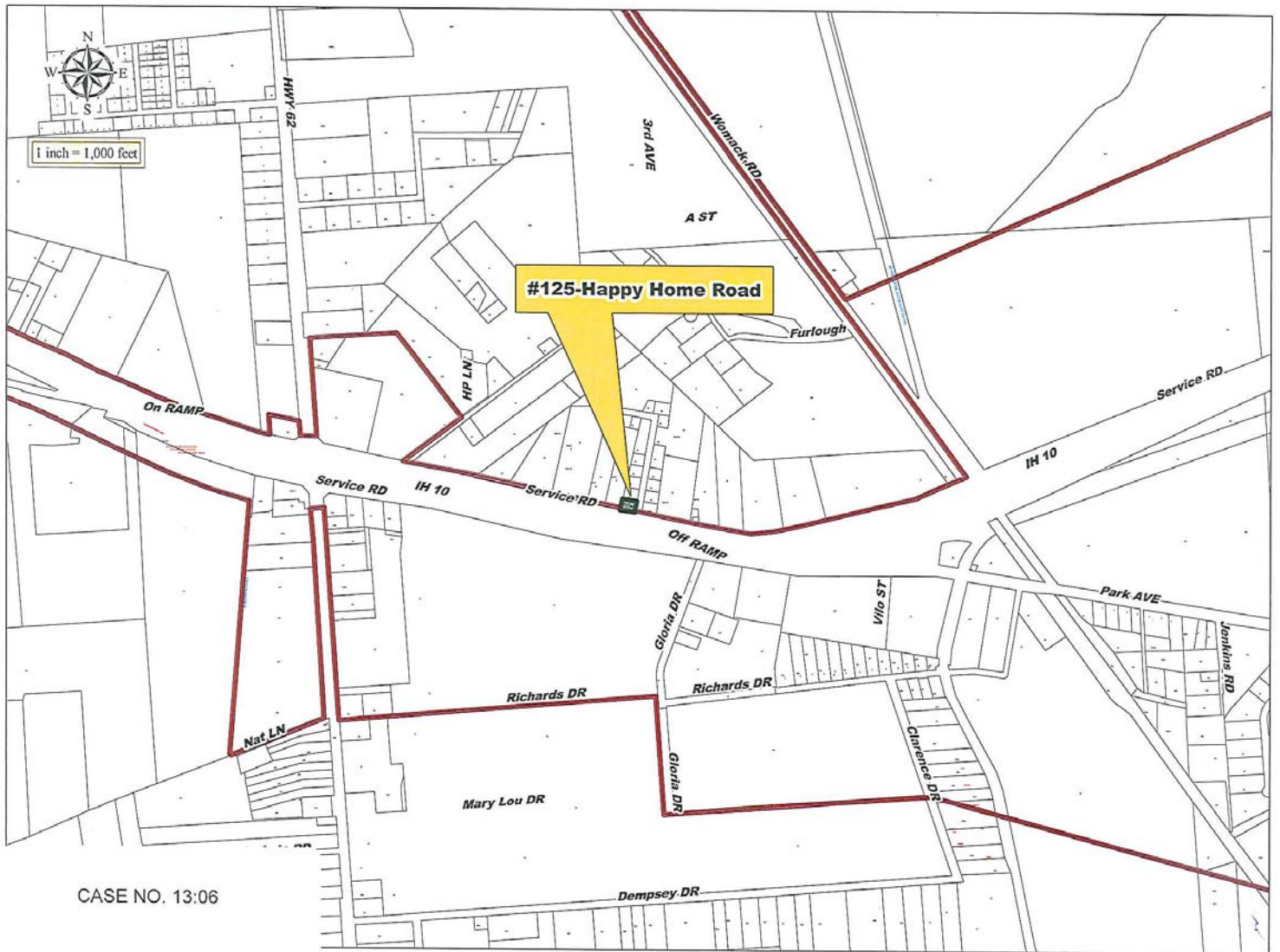
ATTEST:

APPROVED AS TO FORM:

Patricia Anderson, Deputy City Secretary

John Cash Smith, City Attorney

EXHIBIT "A"



DATE: June 4, 2013

TO: Shawn Oubre, City Manager

FROM: Jimmie Lewis, Director of Planning and Community Development

RE: **CASE 13:07 - ALLEY ABANDONMENT IN BLOCK 4, BUNN ADDITION**

The Planning and Zoning Commission, at its regular meeting on June 4, 2013, voted unanimously 4-0 to recommend that the City Council approve abandoning the remainder of the alley in Block 4, Bunn Addition.

Please place the attached ordinance on the City Council agenda for their consideration.

If you should have any questions or require additional information, please feel free to contact me at extension 1034.

**AN ORDINANCE ABANDONING THE ALLEY IN
BLOCK 4, BUNN ADDITION; AMENDING THE
CITY STREET MAP TO REFLECT SUCH
CHANGE AND MAKING CERTAIN FINDINGS
RELATIVE THERETO.**

WHEREAS, the Planning and Zoning Commission met in regular session on June 4, 2013 and held a public hearing on this request to abandon the alley right-of-way in Block 4, Bunn Addition as shown in Exhibit "A"; and,

WHEREAS, the Commission after the presentation of the case voted unanimously 4-0 to recommend that the City Council approve abandoning the above referenced alley, as shown in Exhibit "A"; and therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
ORANGE, TEXAS:**

SECTION I:

THAT, the alley right-of-way in Block 4, Bunn Addition as shown in Exhibit "A" is hereby abandoned.

SECTION II

THAT, staff shall amend the official city street map to reflect such change.

SECTION III.

THAT, the City Council of the City of Orange, Texas hereby legislatively finds and determines that this ordinance and the alley abandonment established herein will be in harmony with the general purpose and intent of the Comprehensive Zoning Ordinance and Master Plan of the City of Orange; will be as a substantial relationship to the public welfare; and that all procedural requirements have been satisfied as to this matter.

PASSED and APPROVED on the first reading this the _____ day
of _____, 2013.

PASSED and APPROVED, and ADOPTED on the final reading on

this the _____ day of _____, 2013.

Jimmy Sims, Mayor

ATTEST:

APPROVED AS TO FORM:

Patricia Anderson, Deputy City Secretary

John Cash Smith, City Attorney

EXHIBIT "A"



Case No. 13:07

MOTION

Motion appointing a representative to the Orange County Economic Development Corporation to serve on behalf of the City of Orange.

Jimmy Sims, Mayor

ATTEST:

Patricia Anderson, Deputy City Secretary

June 25, 2013

ECONOMIC DEVELOPMENT DEPARTMENT

MEMORANDUM

DATE: June 17, 2013

TO: Shawn Oubre, City Manager

FROM: Jay Trahan, Director of Economic Development

RE: Log-Cabin/Texas Highway Information Station

Please see the attached pictures of the log-cabin/former Texas Highway Information Station structure that is currently located near the Orange Animal Shelter. Due to years of deterioration and Hurricanes Rita and Ike, the structure creates a public safety concern.

Former long time chairman of the Orange County Historical Commission, Dr. Howard Williams and current chairman, Judge Jerry Pennington have been consulted and both are in agreement that demolition of the structure is the right decision. Also, Judge Pennington discussed the possible demolition with the historical board and there were no objections. The City has agreed to salvage those logs for safekeeping to be used for a future project.

Subject to your review and approval, please add the demolition of the log-cabin as an agenda item for discussion and possible action for the next City Council meeting. Please contact me at extension 1077 for additional information.



