



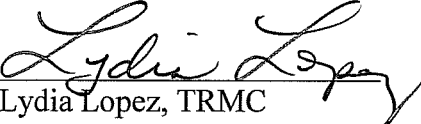
NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Workshop** meeting of the governing body of the City of Hewitt will be held on the **15th day of September, 2014 at 5:30 PM in Hewitt City Hall, 105 Tampico Drive**, Hewitt, Texas, at which time the following subjects will be discussed:

1. Call meeting to order.
2. City Manager's update on municipal business:
 - a. Report from City Engineer including review and discussion of Capital Improvement Projects
 - b. Briefing and discussion concerning Public Safety Facility including update by Keith Helpert, K4 Construction
 - c. Briefing and update concerning Insurance Service Rating (ISO) rating
 - d. Briefing and discussion concerning 3rd Annual Toys for Tots Kickoff, October 18, 2014, Midway Little League Field
 - e. Briefing and discussion concerning the Public Safety Facility – Grand opening/Ribbon Cutting to be held November 7, 2014, 10:00 AM
3. Review regular meeting agenda items.
4. Convene Executive Session pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:
 - **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**
5. Close Executive Session.
6. Adjourn.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at 9:30 AM on September 12, 2014.

CITY OF HEWITT


Lydia Lopez, TRMC
City Secretary

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact the Hewitt City Secretary at (254) 666-6171 at least 24 hours prior to the meeting, so that appropriate arrangements can be made.

HEWITT TEXAS

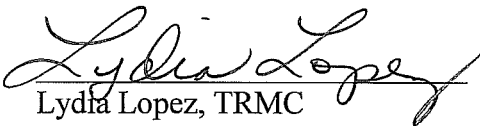
NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Regular** meeting of the governing body of the City of Hewitt will be held on the **15th day of September, 2014 at 7:00 PM in the City Council Room at Hewitt City Hall, 105 Tampico Drive, Hewitt, Texas**, at which time the following subjects will be discussed:

1. Call meeting to order.
2. Pledge of Allegiance to the U.S. Flag
3. Consider approval of minutes of the Special Called Workshop/Regular Meeting of August 25, 2014 and Special Called Meeting of September 6, 2014.
4. Hear visitors on matters pertaining to city business.
5. Authorize the City Manager to execute an agreement with Play & Park Structures for the installation of playground equipment at Warren Park in the amount of \$30,557.28.
6. Public hearing and action on an ordinance rezoning land located on 1731 W Spring Valley Road, legally known as Sprowles J, Tract 1A, Acres 2.0, from R-1 (Single Family District) to C-O (Outdoor Commercial District).
7. Adjourn.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at 9:30 AM/PM on September 12, 2014.

CITY OF HEWITT


Lydia Lopez, TRMC
City Secretary

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact the Hewitt City Secretary at (254) 666-6171 at least 24 hours prior to the meeting, so that appropriate arrangements can be made.

HEWITT TEXAS II

WORKSHOP ITEM #1.a

HEWITT TEXAS

CITY ENGINEER'S REPORT

September 15, 2014

Note: All schedules, dates and references to completion dates are approximate and subject to change.

I-35 Widening - Utility Adjustments:

There was a meeting held on Monday, September 8th with all parties in attendance. From this meeting North Texas is to get a plan put to gather to completely bypass the lift station and get it completely cleaned out. They relayed to us that they will have a plan and timeline into TxDOT for this work.

Water Utility Improvements:

Commerce Park Water Plant:

Elevated Storage Tank; The contractor has completed the last ring pour on the shaft. In speaking with them they intend to have a steel erection crew moved in by early to mid-October to begin the bowl construction. This project is called to be completed on April 15, 2015.

Ritchie Road Plant and Well Electrical System Improvements:

We are to receive bids for this project on October 3rd and have it ready for the Council to award the contract at the October 6th meeting.

Patriot Court – Street, Drainage and Water/Sewer Utilities:

The contractor has completed the installation of the offsite sewer line and is currently working on completing the offsite detention pond. I anticipate that we will be performing a final walk through on the remainder of the project shortly.

Street Micro-Slurry Seal:

In speaking with Viking's representative he believed that they would be in the area to begin work on this contract mid-October.

2014 Certificate of Obligation Projects

Old Temple Road Street Improvements:

Topographic surveys have been received and preliminary work has begun on the project. We intend to have this project ready to receive bids by April of 2015 to that construction can begin as soon as school is released for the 2015 summer.

Panther Way Street Improvements:

Topographic surveys, in preparation for the development of detailed construction plans, have been ordered. We intend to have this project ready to receive bids by April of 2015 to that construction can begin as soon as school is released for the 2015 summer.

HEWITT TEXAS II

By:

Miles W. Whitney, P.E.

Miles W. Whitney, P.E.

9-11-14





COUNCIL AGENDA ITEM FORM

MEETING DATE: September 15, 2014

AGENDA ITEM #: 3

SUBMITTED BY: Lydia Lopez, City Secretary

ITEM DESCRIPTION:

Consider approval of minutes of the Special Called Council Workshop/Meeting of August 25, 2014 and Special Called Meeting of September 6, 2014.

STAFF RECOMMENDATION/ITEM SUMMARY:

Attached are draft copies of the meeting minutes. Please review and advise if any corrections are needed.

ATTACHMENTS:

Draft minutes

HEWITT TEXAS

**MINUTES OF A CITY COUNCIL
SPECIAL CALLED WORKSHOP/MEETING
HEWITT CITY HALL – 105 TAMPICO DRIVE
August 25, 2014 - 5:30/7:00 PM**

Members Present: Mayor Wilbert “Walky” Wachtendorf (presiding); Mayor Pro Tem Ed Passalugo; Council Members: Bill Fuller, James Vidrine, Travis Bailey, Alex Snider, and Ronnie McNiel

Staff Present:, City Attorney Charlie Buenger, City Engineer Bill Aston, City Engineer Miles Whitney, City Manager Adam Miles, Assistant City Manager James Barton, Fire Chief Lance Bracco, Police Chief Jim Devlin, Deputy Police Chief Tuck Saunders, Library Director Waynette Ditto, HR/Civil Service Director Susana Garcia-Gilmore, Utilities Director James Black, and City Secretary Lydia Lopez

WORKSHOP – 5:30 PM

1. Mayor Wachtendorf called the meeting to order at 5:30 PM.
2. A briefing and discussion concerning the Public Safety Facility was held. Keith Helpert, K4 Construction presented an update on the progress and completion of the Public Safety Facility.
3. Police Chief Jim Devlin briefed and led discussion concerning Public Safety Radio Communication Equipment.
4. Regular meeting agenda items were reviewed.
5. A motion was made by Council Member Alex Snider and seconded by Mayor Pro Tem Ed Passalugo to recess the Workshop and convene Executive Session at 6:22 PM pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:
 - **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**

A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Alex Snider to recess the Executive Session at 6:58 PM.

Note: The Council recessed and reconvened Executive Session after the Regular meeting was conducted.

6. Adjourn. *A motion was made by Council Member Travis Bailey and seconded by Council Member Alex Snider to adjourn the Workshop at 6:59 PM.*

REGULAR MEETING – 7:00 PM

1. **CALL MEETING TO ORDER.** Mayor Wachtendorf called the meeting to order at 7:00 AM.
2. **PLEDGE OF ALLEGIANCE TO THE U.S. FLAG** – City Engineer Bill Aston led the Pledge of Allegiance.
3. **CONSIDER APPROVAL OF MINUTES OF THE COUNCIL WORKSHOP/MEETING OF AUGUST 18, 2014.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Travis Bailey to approve the minutes as submitted but allow for corrections; all seven in favor, motion passed.*
4. **SPECIAL PRESENTATION TO CITY ENGINEER BILL ASTON.** Mayor Wachtendorf presented an engraved desk clock in recognition and appreciation of his 42 years of service to the City of Hewitt. Mr. Aston's retirement will be effective September 9, 2014 and this marked his last official council meeting.
5. **CONSIDERATION OF AND ACTION ON A RESOLUTION APPOINTING MILES WHITNEY, P.E. AS THE CITY ENGINEER FOR THE CITY OF HEWITT, TX.** *A motion was made by Council Member James Vidrine and seconded by Mayor Pro Tem Ed Passalugo to approve resolution appointing Miles Whitney, P.E. as City Engineer; all seven in favor, motion passed.* Mr. Bill Aston vacated his seat on the dais to allow newly appointed City Engineer Miles Whitney to take his place at the dais.
6. **HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS.** NONE
7. **AUTHORIZE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH K4 CONSTRUCTION TO PROVIDE CONSTRUCTION MANAGER AT RISK SERVICES FOR THE CITY HALL/LIBRARY PROJECT.** *A motion was made by Council Member Bill Fuller and seconded by Council Member Travis Bailey to approve; all seven in favor, motion passed.*
8. **CONSIDERATION AND ACTION ON AN ORDINANCE AMENDING CHAPTER 78, UTILITIES, SECTION 78-26, "MONTHLY WATER SERVICE RATES," AND DELETING SECTION 78-27, "SERVICE CHARGES OUTSIDE OF CITY LIMITS"; ESTABLISHING AN EFFECTIVE DATE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND HAS BEEN OPENED TO THE PUBLIC AS REQUIRED BY LAW.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Alex Snider to approve; all seven in favor, motion passed.*

9. **CONSIDERATION AND ACTION ON AN ORDINANCE AMENDING CHAPTER 78, UTILITIES, SECTION 78-102, “MONTHLY SEWER SERVICE RATES”; ESTABLISHING AN EFFECTIVE DATE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND HAS BEEN OPENED TO THE PUBLIC AS REQUIRED BY LAW.** *A motion was made by Council Member James Vidrine and seconded by Mayor Pro Tem Ed Passalugo to approve; all seven in favor, motion passed.*
10. **CONSIDERATION OF AND ACTION ON RESOLUTION APPROVING FY 2014-2015 WATER & WASTEWATER RATES.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Bill Fuller to approve resolution; six in favor, Council Member Travis Bailey abstained, motion passed.*
11. **CONSIDERATION OF AND ACTION ON AN ORDINANCE ACCEPTING 2014 TAX ROLL.** *A motion was made by Council Member Bill Fuller and seconded by Council Member Ronnie McNiel to approve ordinance; all seven in favor, motion passed.*
12. **CONSIDERATION OF AND ACTION ON AN ORDINANCE ADOPTING 2014 TAX RATE OF .539677.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Bill Fuller to approve ordinance; all seven in favor, motion passed.*
13. **CONSIDERATION OF AND ACTION ON ORDINANCE ADOPTING THE FY 2014-2015 PROPOSED ANNUAL OPERATING AND CAPITAL BUDGET.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Bill Fuller to approve ordinance; all seven in favor, motion passed.*
14. **ADJOURN.** *Motion was made by Council Member Travis Bailey and seconded by Mayor Pro Tem Ed Passalugo to adjourn the meeting at 7:23 PM., all seven in favor, motion passed.*

EXECUTIVE SESSION – Continued.

Mayor Wachtendorf reconvened the following Executive Session at 7:24 PM pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:

➤ **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**

A motion by Mayor Pro Tem Ed Passalugo and seconded by Council Member Alex Snider to adjourn the Executive Session at 7:48 PM.

6. **Close Executive Session.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Bill Fuller to close the executive session. There being no further business, the meeting was adjourned at 7:48 PM.*

Approved: September 15, 2014

Lydia Lopez, City Secretary

Wilbert Wachtendorf, Mayor

HEWITT TEXAS

MINUTES OF A CITY COUNCIL SPECIAL CALLED MEETING HEWITT CITY HALL – 105 TAMPICO DRIVE September 6, 2014 – 9:00 AM

Members Present: Mayor Wilbert “Walky” Wachtendorf (presiding); Mayor Pro Tem Ed Passalugo; Council Members: Bill Fuller, James Vidrine, Travis Bailey, Alex Snider, and Ronnie McNiel

Staff Present: City Manager Adam Miles, Assistant City Manager James Barton

Special Called Meeting – 9:00 AM

1. Mayor Wachtendorf called the meeting to order at 9:00 AM.
2. **HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS.** Michael Jones, 308 Longhorn Pkwy, Axtell, TX 76624, appeared in opposition to the 2015 McLennan County Appraisal District Budget. No one else appeared.
3. **CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE McLENNAN COUNTY APPRAISAL DISTRICT PROPOSED BUDGET.** *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Alex Snider to approve the resolution disapproving the McLennan County Appraisal District Budget for Fiscal Year 2015 with the following inserted clauses:*

Whereas, at this time the City of Hewitt, Texas requests consideration to increase the number of members of the McCAD Board of Directors to include nine (9) members; and

Whereas, at this time the City of Hewitt, Texas requests a formal outside audit of the financial condition of the McLennan County Appraisal District.

All seven in favor, motion passed.

4. **EXECUTIVE SESSION**

A motion was made by Mayor Pro Tem Passalugo and seconded by Council Member Alex Snider to recess the regular meeting and convene Executive Session at 9:34 AM pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:

➤ **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**

5. Close Executive Session. *A motion by Mayor Pro Tem Ed Passalugo and seconded by Council Member Bill Fuller to adjourned the Executive Session at 10:36 AM.*

6. Adjourn. *A motion was made by Mayor Pro Tem Ed Passalugo and seconded by Council Member Travis Bailey to adjourn the meeting at 10:37 AM.*

Approved: September 15, 2014

Lydia Lopez, City Secretary

Wilbert Wachtendorf, Mayor



ITEM #4 – HEARING OF VISITORS

CITIZEN PARTICIPATION AT MEETINGS

1. All citizens are encouraged to discuss matters of concern with the staff and individual council members prior to placing items on the agenda. Many times this will expedite a resolution or allow proper investigation of the matter for presentation to the entire council.

NO CITIZEN NOR STAFF MEMBER MAY SPEAK NOR OTHERWISE INTERRUPT ANY MEETING UNTIL RECOGNIZED BY THE PRESIDING OFFICER.

2. To maintain decorum at public hearings, the mayor will ask the citizens present if they wish to speak for or against the item on the agenda. If so, they will be given an opportunity to do so at the proper time, when recognized by the chair. If more than five citizens wish to address the council on any single agenda item, those citizens are advised to select spokespersons to present their case.
3. Citizens who wish to bring up a matter that pertains to city business or address an item on the agenda may do so, but only under the agenda item "Hear Visitors." **The council is prohibited by law from discussing or acting on any item that has not been posted on the agenda.**
4. **Citizens addressing the city council on items not on the agenda shall be limited to five minutes each. Total time for presentations on any one item or topic shall be limited to twenty-five minutes. The city council members shall not enter into discussion on any subject not properly placed on the agenda; however, the council members may ask questions for clarification purposes.**
5. As a general rule, citizens may not participate in the discussion of the council workshop session.

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: September 15, 2014

AGENDA ITEM #: 5

SUBMITTED BY: Jim Barton, Assistant City Manager

ITEM DESCRIPTION:

Authorize the City Manager to execute an agreement with Play & Park Structures for the installation of playground equipment at Warren Park in the amount of \$30,557.28.

STAFF RECOMMENDATION/ITEM SUMMARY:

A portion of the Series 2014 Certificates of Obligation are to be used for Warren Park renovations. One of the initial steps is to relocate and re-construct the playground. City staff worked with Play & Park Structures to develop the plan for the new playground. The new equipment will be of comparable quality to the playground in Hewitt Park. Staff recommends approval of this agreement.

ATTACHMENTS:

Playground design diagrams



Play & Park Structures c/o :
Recreation Brands of NW Texas
215 W. Bandera Rd. Ste 114, PMB
443
Boerne, TX, 78006
Phone: 210.884.2000
Fax: 210.855.3849
Email:
drobertson@recbrandsgroup.com
Contact: David Robertson

Small Playground

City of Hewitt
Attn: James Barton
103 Hewitt Drive
Hewitt, TX 76643
Phone: 254-230-6433

Quote Number: 718-82406B
Quote Date: 8/26/2014

Stock ID	Description	Quantity	Weight	Unit Price	Amount
INSTALL	install composite structure and surfacing complete	1	0	\$7,800.00	\$7,800.00
EWf	engineered wood fiber	1	0	\$3,236.07	\$3,236.07
71710	BONANZA	1	3408	\$31,210.00	\$31,210.00
Fall Promo		1	0	(\$15,000.00)	(\$15,000.00)
67535	4-SEAT BOUNCE AROUND	1	321	\$1,716.00	\$1,716.00

Total Weight: 3729

SubTotal: \$28,962.07
Estimated Freight: \$1,595.21
Total Amount: \$30,557.28

THIS QUOTATION IS SUBJECT TO POLICES IN THE CURRENT PLAY & PARK STRUCTURES CATALOG AND THE FOLLOWING TERMS AND CONDITIONS. OUR QUOTATION IS BASED ON SHIPMENT OF ALL ITEMS AT ONE TIME TO A SINGLE DESTINATION, UNLESS NOTED, AND CHANGES ARE SUBJECT TO PRICE ADJUSTMENT. PURCHASES IN EXCESS OF \$1,000.00 TO BE SUPPORTED BY YOUR WRITTEN PURCHASE ORDER MADE OUT TO PLAY & PARK STRUCTURES, C/O Play & Park Structures c/o : Recreation Brands of NW Texas.

Pricing: f.o.b. factory, firm for 30 days from date of quotation.

Shipment: order shall ship within 30-45 days after Play & Park Structures's receipt and acceptance of your purchase order, color selections, approved submittals, and receipt of deposit, if required.

Freight charges: Prepaid & added

Installation: shall be by a Certified Play & Park Structures Installer. Customer shall be responsible for scheduling coordination and site preparation. Site should be level and permit installation equipment access. Purchaser shall be responsible for unknown conditions such as buried utilities, tree stumps, bedrock or any concealed materials or conditions that may result in additional labor or material costs.

Submittals: our design proposal reflects the spirit and intent of the project plans and specifications. While some variations may exist between our quotation and the project design, the differences do not materially affect the intended use. Play & Park Structures designs and specifications are unique and not intended to be identical in all respects to other manufacturers. We shall submit for review and approval by the owner's representative detailed drawings depicting the equipment to be furnished accompanied by specifications describing materials. Once approved, these drawings and specifications shall constitute the final documents for the project and shall take precedence over all other requirements.

Exclusions: unless specifically included, this quotation excludes all site work and landscaping; removal of existing equipment; acceptance of equipment and off-loading; storage of goods prior to installation; equipment assembly and installation; safety surfacing; borders and drainage provisions.

Acceptance of quotation:

Accepted By (printed): _____

P.O. No: _____

Signature: _____

Date: _____

Title: _____

Phone: _____

Purchase Amount: _____ \$30,557.28

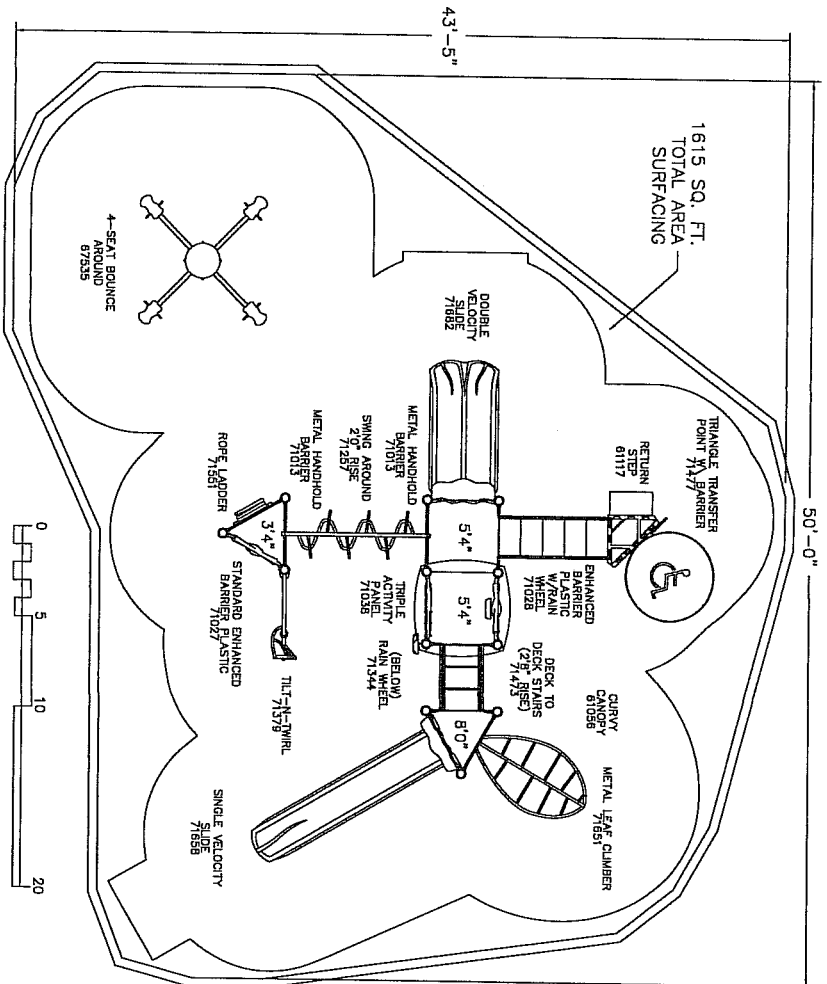
Facsimilie _____

City of Hewitt
James Barton
Hewitt, TX

Rec Brands of N. TX

Supero
PLAY SYSTEMS

This play equipment is recommended for children ages 5-12	Scale: 5/32" = 1'-0"	The drawing can be scaled only when in an 11" x 17" format	Minimum Area Required: 50'-0" X 43'-5"	Drawn By: Rachel Miller Date: 8/27/14 Drawing Name: 718-824068	Recreation Brands Group 401 Chestnut St., Ste. 310 Chattanooga, TN 37402 800-727-1907 www.recreationsgroup.com		Total Play Components			Elevated Play Components	Elevated Play Components Accessible by Ramp	Elevated Components Accessible by Transfer	Accessible Ground Level Components Shown	Different Types of Ground Level Components	User Capacity: 35-45 Critical Fall Height: 8'-0"
							10	7	0	7	0	3	3	2	



It is the manufacturer's opinion that the structure shown herein complies with current ada standards concerning accessibility if used with proper accessible surfacing and together with other necessary ground level play equipment. IMPORTANT: Never install play equipment over hard, unresilient surfaces such as asphalt, concrete, or compacted earth. It is the owner's responsibility to ensure the "minimum area required" contains an appropriate amount of resilient material to cushion accidental falls.





COUNCIL AGENDA ITEM FORM

MEETING DATE: September 15, 2014

AGENDA ITEM #: 6

SUBMITTED BY: Adam Miles, City Manager

ITEM DESCRIPTION:

Public hearing and action on an ordinance rezoning land located on 1731 W Spring Valley Road, legally known as Sprowles J, Tract 1A, Acres 2.0, from R-1 (Single Family District) to C-O (Outdoor Commercial District).

STAFF RECOMMENDATION/ITEM SUMMARY:

The City of Hewitt Planning and Zoning Commission met on September 2, 2014 and by a unanimous vote, recommended approval of the zone change from R-1 Single Family to C-O (Outdoor Commercial District).

ATTACHMENTS:

Ordinance with Exhibits

ORDINANCE NO. 2014-09-15-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS AMENDING ORDINANCE NO. 11-15-99 AND ALL AMENDMENTS THERETO, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF HEWITT, TEXAS, CHANGING THE ZONING CLASSIFICATIONS OF THE HEREIN DESCRIBED PROPERTY FROM R-1 (SINGLE FAMILY) TO C-O (OUTDOOR COMMERCIAL DISTRICT) PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, in accordance with the Code of Ordinances of the City of Hewitt, the City of Hewitt has requested the rezoning of land (**For legal description, see Exhibit A**) located at 1731 W Spring Valley Road, legally known as Sprowles J, Tract 1A, Acres 2.0 more commonly known as 2.01 acres of land described in the City of Hewitt, McLennan County, Texas, and being all of that two acres of land described in a deed to Kenneth D. Stinnett and wife, Wilma Ruth Stinnett, recorded in Volume 1188, Page 330 of the Deed Records of McLennan County, Texas from **R-1, (Single Family) to C-O, (Outdoor Commercial District).**

WHEREAS, a public hearing of the Planning and Zoning Commission at which parties in interest and citizens had an opportunity to be heard was held on Tuesday, September 2, 2014, after due notice in the manner provided by law; and

WHEREAS, the said Commission has made a report to the City Council of the City of Hewitt, Texas, recommending approval of this rezoning request on a unanimous vote; and

WHEREAS, public notice was given and property owners within 200' were notified of the rezoning request as required by state law, and

WHEREAS, a public hearing in relation thereto at which parties in interest and citizens had an opportunity to be heard was held by the City Council of the City of Hewitt on September 15, 2014, after due notice in the manner provided by law; and

WHEREAS, the City Council of the City of Hewitt, Texas deems that this rezoning is in accordance with the Comprehensive Land Use Plan and is in the public interest;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS, THAT:

SECTION ONE. All that certain tract or parcel of land, legally known as Sprowles J, Tract 1A, Acres 2.0 more commonly known as 2.01 acres of land described in the City of Hewitt, McLennan County, Texas, and being all of that two acres of land described in a deed to Kenneth D. Stinnett and wife, Wilma Ruth Stinnett, recorded in Volume 1188, Page 330 of the Deed Records of McLennan County, Texas as requested by the Mr. Kenneth D. Stinnett and wife, Wilma Ruth Stinnett.

SECTION TWO. All ordinances, statutes, restrictions and regulations applicable to this property shall be complied with as well as all zoning restrictions and regulations that are applicable to this property.

SECTION THREE. Any person, firm, corporation, agent or employee thereof who violates any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed Two Thousand and No/100 Dollars (\$2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION FOUR. The caption of this Ordinance shall be published within ten (10) days of its passage in a newspaper of general circulation in the City of Hewitt.

SECTION FIVE. This Ordinance shall become effective ten (10) days after the date of its passage and upon its publication as required by law.

PASSED AND APPROVED this the 15th day of September, 2014 at a Regular Meeting of the City Council of the City of Hewitt, Texas.

CITY OF HEWITT

BY: _____
Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary

Being 2.01 acres of land in the City of Hawitt, McLennan County, Texas, and being all of that called 2, described in a deed to Kenneth Dorel Slinnett and wife, Wilma Ruth Slinnett, recorded in Volume 1188, Page 330 of the Deed Records of McLennan County, Texas, and being that same tract of land described in a deed to Lester E. Robertson, recorded in Volume 1033, Page 383 of the Deed Records of McLennan County, Texas, and being further described as follows:

Beginning at a 1/2 inch steel rod found in the South line of West Spring Valley Road and at the West corner of said 2 acres and at a North corner of that called 107.97 acres of land described in a deed to Var-klan LLC, recorded under McLennan County Clerk's Number 2004-048990 of the Official Public Records of McLennan County, Texas and at the West corner of this:

Thence North 62 Degrees 00 Minutes 00 Seconds East (Searing Base) a distance of 209.33 feet along the South line of said West Spring Valley Road and along the Northwest line of said 2 acres to a 1/2 inch steel rod found at the North corner of said 2 acres and at a West corner of that called 5.25 acres of land described in a deed to Jim Daniels and wife, Margaret Daniels recorded under McLennan County Clerk's File Number 2006017555 of the Official Public Records of McLennan County, Texas, and at the North corner of this;

hence South 27 Degrees 24 Minutes 42 Seconds East a distance of 418.87 feet partially along a fence and along the East line of said 2 acres and along the West line of said 5.25 acres to a 3 inch pipe round at an interior corner of said 5.25 acres and at the East corner of said 2 acres and at the East corner of this;

thence South 62 Degrees 27 Minutes 23 Seconds West a distance of 209.21 feet generally along a fence and along a Northwest line of said 5.25 acres and along the Southeast line of said 2 acres to 5/8 inch pipe found in a East line of said 107.97 acres and at the South corner of said 2 acres and at the South corner of this;

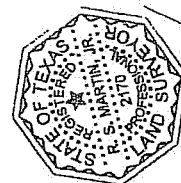
thence North 27 Degrees 25 Minutes 35 Seconds West a distance of 417.20 feet partially along a
 fence and along the East line of said 107.97 acres and along the West line of said 2 acres to the
 point of Beginning, containing 2.01 acres.

NOTES ACCORDING TO SCHEDULE "B" (GF No. 201405116)

(0.f.) Easement 580-540 D. R. - May affect subject tract cannot plot due to vague description.
 (0.g.) Easement 775-364 D. R. - May affect subject tract cannot plot due to vague description.
 (0.i.) Easement 920-420 D. R. - Blanket easement may affect subject tract.

Certified correct plot of an actual on-the-ground survey performed under my supervision during the month of August 2014; there are no visible discrepancies, conflicts, or shortages in area or boundary lines, or any visible encroachments, protrusions or any overlapping of any improvements except as shown herein; and certifies only to the legal description and easements shown on the referenced title commitment.

R. S. Martin Jr., R.P.L.S. 2170



Boundary Survey

Prepared For:

American Guaranty Title
1227A N. Valley Mills Dr. Waco, TX 76710

By: Martin & Associates

TBPLS Firm Registration # 10026800

500 N. Valley Mills Drive, Suite 208
Waco, Texas 76710 - 254.300.5961

Scale: 1"=50' Date: 8/12/14

Drawn: ckm	Checked: cm	Job: 2014-278
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FLOOD INSURANCE NOTE: By graphics plotting, only, this property is in ZONE IN-24 of the Flood Insurance Rate Map, Community Panel No. 48309C0550C effective date of SEPTEMBER 26, 2008

Exact designations can only be determined by an Elevation Certificate. Based on the above information, this property

NOT _____ In a Special Flood Hazard Area. This Flood Statement does not imply this tract will never flood.

□ = 3 inch Pipe Found

1/2 Inch Steel Rod Found
 5/8 Inch Pipe Found

CF No. 201405116

SF No. 201405116

Address: 1/31 West Spring Valley Road

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