

**MINUTES
ELGIN CITY COUNCIL
REGULAR MEETING
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
TUESDAY, JULY 3, 2018**

CALL TO ORDER

Mayor Cannon called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Chris Cannon

Jessica Bega, Mayor Pro Tem

Juan Gonzalez, Council Member

Mary Penson, Council Member

Daniel Lopez, Council Member

Phillip Thomas, Council Member

Neil Beyer, Council Member

Sue Brashar, Council Member

Mayor Cannon certified there was a quorum, and that Council Member Susie Arreaga had notified him that she would not be attending the meeting. Council Member Brashar moved to excuse Council Member Arreaga. Council Member Beyer seconds the motion. Motion carried 8-0.

Staff: Thomas L. Mattis, City Manager

Charles Cunningham, Finance Director

Patrick South, Police Chief

Amy Miller, Community Development Director

Barbara Wilson, HR Director

Doug Prinz, Utilities Director

Beau Perry, City Engineer

INVOCATION

Council Member Thomas gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Cannon led the Pledge of Allegiance to the United States and Texas Flag.

Mayor Cannon recessed the regular meeting at 7:03 and opened Public Hearing.

PUBLIC HEARING

1. Public Hearing on the Proposed 2018 Five-Year Capital Plan.

With no one wishing to speak Mayor Cannon closed the Public Hearing at 7:03 pm.

Mayor Cannon opened the regular meeting at 7:04 pm.

PUBLIC COMMENT

Mayor Cannon opened Public Comment

Linda Menchen spoke and stated she had written the comments she was going to read because she loves Elgin and wanted it to be a beautiful and healthy environment for the children. She asked that the City Council do everything possible to ensure a beautiful, safe, healthy, and clean community for all children. She requested that the City Council ensure keeping parks beautiful and ensure more parkland, to take care of the trees and to have a beautification program. She suggested xeriscaping on city owned property, the use of non-toxic vegetation and pesticide treatments in city parks, a city composting system, and not using styrofoam or plastic that do not break down and add burdens to landfills.

With no one else wishing to speak Mayor Cannon closed Public Comments.

PRESENTATION

1. Proclamation

Mayor Cannon stated that the Proclamation was in regard to Healthy Summer Food Program for Kids, but he was not going to read it since no one was present to accept it.

CITY MANAGER'S REPORT

1. Review and discussion of City of Elgin Ad Valorem (Property) Tax Exemptions and Related Matters.

Mr. Mattis stated that Mayor Pro Tem Bega had been approached by some citizens asking about the tax exemptions. Mr. Mattis stated that he contacted the County Tax Assessor with questions but did not get much feedback on basic questions like what exemptions we do have in place, when they happened and how to get them done. He stated that the ability to grant property tax exemptions is totally a local decision and a policy decision for Council to make.

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Mr. Mattis stated that it is a policy issue that would not be appropriate for staff to recommend increasing, decreasing, adding, or eliminating property tax exemptions. He stated he put some information in the Executive Summary and a sheet that was provided by the County showing what property tax exemptions the city offers now. After some discussion Council asked the City Manager to look into this further and provide some more information for future discussion.

2. Update on Lee Dildy Boulevard Construction Project, Phase 2

Mr. Mattis stated that a change order had been approved for this project that did not require Council action as it was in the 25% threshold, and the project was going really well. He stated that the next step for the Seton project was underway, and spoke about road extensions needed for that. He stated that the Lee Dildy change order involved about a 300 feet extension on Lee Dildy and 500 feet on Roy Rivers that was about a 100,000 dollar change order.

3. General Activity Report and /or Project Update.

Mr. Mattis spoke about TXDOT cleaning out ditches and culverts and that they had started their first project on Taylor and was very encouraging. He stated that in doing this cleanup TXDOT found phone wires and other wires in their ditches not properly marked, so they temporarily stepped back to allow for everything to get properly marked. He mentioned that TXDOT is behind on the 290 corridor with mowing and that it happens every year during wild flower season, but that it would get done.

Mr. Mattis mentioned that tomorrow was the 4th of July and asked Chief South to speak about fireworks in the city. Chief South stated staffing at the police department would be as normal, that they would general broadcast all calls for fireworks, and that individuals with fireworks in their possession would be giving a warning initially, but on a subsequent contact they would be cited for a violation.

Amy Miller reminded everyone about the parade and events planned for July 4th.

4. Departmental Monthly Reports – April

There were no questions or discussion on the monthly reports.

CONSENT AGENDA

Mayor Cannon pulled items 1 through 4 on the Consent Agenda stating the Grant Administrator was present to discuss the items, and asked for a motion on items 5 through 8.

1. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, ADOPTING A CONFLICT OF INTEREST POLICY AND CODE OF CONDUCT FOR TXCDBG CONTRACT 7218012

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2. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, DESIGNATING AUTHORIZED SIGNATORIES FOR CONTRACTUAL DOCUMENTS AND DOCUMENTS FOR REQUESTING FUNDS PERTAINING TO THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (TXCDBG) CONTRACT NUMBER 7218012

3. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, REGARDING CIVIL RIGHTS FOR CONSTRUCTION CONTRACTS GREATER THAN \$10,000 TO ENSURE THAT NO PERSON OR GROUP IS DENIED BENEFITS SUCH AS EMPLOYMENT, TRAINING, HOUSING, AND CONTRACTS GENERATED BY CDBG ACTIVITY ON THE BASIS OF RACE, COLOR, RELIGION, SEX, NATIONAL ORIGIN, AGE, OR DISABILITY.

4. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, WHERE BY THE CITY OF ELGIN AGREES TO AFFIRMATIVELY FURTHER FAIR HOUSING CHOICE FOR ALL SEVEN PROTECTED CLASSES: AND FURTHER AGREE TO PLAN AT LEAST ONE ACTIVITY DURING THE CONTRACT TERM TO AFFIRMATIVELY FURTHER FAIR HOUSING.

Council Member Brashar moved to approve items 5 through 8 with corrections to the minutes; Page 2 of the retreat minutes, second paragraph - stated is spelled sated. Page 2 June 5th minutes, last line - questions OR comment not on. Page 3 item 2 - Sawyer not Sawyers. Council Member Penson seconds the motion. Motion carried 8-0.

5. Request for Street Closures for the 31st Annual Hogeye Festival October 25-27, 2018.

6. Request to Waive Open Container Ordinance for Elgin Drive a Senior Taste the Town November 29, 2018 from 5:30pm to 8:30pm

7. Request To Waive Open Container Ordinance October 25, 26 And 27 For 31st Annual Hogeye Festival.

8. City Council Meeting Minutes - City Council Retreat May 19, 2018 and Regular City Council Meeting June 5, 2018

After brief discussion on each item, Mayor Cannon returned to take action on items 1 through 4 on Consent Agenda.

Council Member Penson moved to approve items 1 through 4. Council Member Thomas seconds the motion. Motion carried 8-0.

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NEW BUSINESS

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE AN AGREEMENT WITH DATAPROSE LLC. TO PROVIDE BILLING PRODUCTION SERVICES TO THE CITY FOR A MINIMUM PERIOD OF THREE (3) YEARS AND TO AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT.

Council Member Thomas moved to approve the agreement for billing production services with DataProse. Council Member Lopez seconds the motion. Motion carried 8-0.

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE SELECTION AND AWARD OF A CONTRACT FOR THE CONSTRUCTION OF THE ELGIN WATER TREATMENT PLANT BOOSTER STATION IMPROVEMENT PROJECT TO TTE, LLC; AND AUTHORIZING THE CITY MANAGER AND/OR THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE TO EXECUTE THE CONTRACT

Council Member Brashar moved to approve the Resolution as presented and add a 25% change order fee. Council Member Penson seconds the motion. Motion carried 8-0.

3. A RESOLUTION OF THE CITY OF ELGIN, TEXAS APPROVING AND ADOPTING THE 2018 FIVE-YEAR CAPITAL IMPROVEMENT PLAN, A REPORT ON ANTICIPATED CAPITAL EXPENDITURES AND PROJECTS FOR ALL MUNICIPAL OPERATIONS FROM OCTOBER 2018 THROUGH SEPTEMBER 2023; AND PROVIDING FOR RELATED MATTERS

Council Member Thomas moved to approve adoption of the 2018 Five-Year Capital Plan with the addition of the Taylor Lane drainage improvement. Council Member Brashar seconds the motion. Motion carried 8-0.

4. Consider Appointments to the Historic Review Board

Council Member Brashar moved to appoint Phillip Garwood and Skie Omahoney to the Historic Review Board. Council Member Penson seconds the motion. Motion carried 8-0

ANNOUNCEMENTS

Amy Miller encouraged everyone to go by Veteran's Park and look at the chalk art.

ADJOURNMENT

Mayor Cannon adjourned the City Council Meeting at 8:08 p.m.
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APPROVED

Chris Cannon, Mayor

ATTEST:

Amelia Sanchez, City Secretary