

**MINUTES
ELGIN CITY COUNCIL
REGULAR MEETING
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
TUESDAY, JUNE 4, 2019**

CALL TO ORDER

Mayor Cannon called the meeting to order at 7:02 p.m.

ROLL CALL

Present: Mayor Chris Cannon

Jessica Bega, Mayor Pro Tem
Juan Gonzalez, Council Member
Susie Arreaga, Council Member
Mary Penson, Council Member
Daniel Lopez, Council Member
Brad Jones, Council Member
Sue Brashar, Council Member
Forest Dennis, Council Member

Mayor Cannon certified there was a quorum.

Staff: Thomas L. Mattis, City Manager
Charles Cunningham, Finance Director
Owen Rock, Economic Development Director
Amy Miller, Community Development Director
Michael Gonzalez, Parks Director
Sandy Ott, Library Director
Patrick South, Chief of Police

INVOCATION

Council Member Penson 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

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1. PUBLIC HEARING ON A SPECIAL USE PERMIT REQUEST SUBMITTED BY STEVE WOODY ON BEHALF OF TILLMAN INFRASTRUCTURE, AGENT FOR CHARLES SWAIN, COMMANDER OF THE VETERANS OF FOREIGN WARS POST #6115 OWNER OF THE PROPERTY LOCATED AT 178 VFW ROAD, 0.2296 ACRE TRACT IN THE THOMAS GARRETSON SURVEY, LOT A-178, CITY OF ELGIN, COUNTY OF BASTROP, TEXAS, TO CONSTRUCT A TWO HUNDRED AND TWENTY-FOOT (220') SELF SUPPORT TOWER (224' TO HIGHEST APPURTENANCE) A 100'X100' FENCED COMPOUND, ACCESS ROAD AND NECESSARY UTILITY INFRASTRUCTURE.

Mayor Cannon stated that the Public Hearing would not be held and that if anyone had shown up for that item they could still speak during Citizen's Comments.

City Manager stated that there was a flaw in the publication of the notice for the Public Hearing so the hearing would not be held, and comments could not be heard.

PUBLIC COMMENT

Mayor Cannon opened Public Comment.

Levi Bannigan spoke and stated he live in the Shenandoah Subdivision and stated he had some concerns regarding the street ordinances in their subdivision. He stated one concern was having vehicles in the driveway blocking the sidewalk and he understood it had to do with being compliant with the American Disabilities Act but was not sure. He stated that in speaking to other residents they wondered if having a curfew for people with more than one vehicle or people with larger families, to allow those vehicles from 9:00pm to 6:00am to park in the driveway. He stated his other concern was the junk car ordinance. He stated his father-in-law's truck had been tagged and his concern was the ordinance referring to vehicles as a public nuisance, and although this was an old vehicle it was not leaking fluids or have rats nesting in it. He stated he had photos and did not feel this vehicle was a public nuisance and was on private property.

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

PRESENTATION

Mayor Cannon stated that Presentation items 3,4, and 5 would be moved up due to the length of 1 and 2.

Mayor Cannon stated that first would be the Citizen's Spotlight Award that was created about a year ago and given every quarter to a citizen who exemplifies everything that a good community member is in the City of Elgin.

Mayor Cannon presented the 2nd Quarter recipient of the Spotlight Award to Gladys Ward.

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3. Introduction of New Parks Superintendent - Michael Gonzalez, Parks Director.

- Joseph Williams

Michael Gonzalez, Parks Director introduced Joseph Williams as the new Parks and Grounds Superintendent.

4. Introduction of New Police Department Employees - Patrick South, Chief of Police.

Chief Patrick South introduced Mary Majefski as a new Dispatcher and stated that Eddie Holland could not attend tonight's meeting.

- Mary Majefski - Dispatcher
- Eddie Holland - Code Enforcement Supervisor

5. Employee of the 2nd Quarter 2019 Presentation.

Sandy Ott announced L'Richer Parks as the Employee of the 2nd Quarter 2019.

1. Presentation to the City Council Regarding Bastrop County Appraisal District Values and Activities - Faun Cullens and Richard Petree.

Richard Petree Interim Chief Appraiser for Bastrop County spoke about the work the appraisal office was doing and how they had turned the district around in a customer friendly way and tried to improve their image. He stated that as most knew, values must be kept at least 95% of what the property sells for, or school districts begin to lose money through the Texas Education Agency. He stated his last day would be July 31st and introduced the new Chief Appraiser, Faun Cullens. Ms. Cullens stated that the sheet she passed out was where they currently were with the values in Bastrop for the City of Elgin and that this was in comparison to the 2018 taxable value as of the last supplement and in comparison to the taxable value as of May 21, 2019 and where the value stood. She stated that the change in the City of Elgin is 8.4% overall change in increase and that part of the 8.4% is \$24,622,851 of new value. She stated that they had started the informal hearing appeals as of April 25th with the deadline to file appeals being May 15th. She stated that of the informal hearings held 90 % had been resolved. She stated she looked forward to working with everyone.

2. Presentation CARTS Program and Public Transit Stop in Downtown Elgin.

Dave Marsh, General Manager of CARTS stated they were a public transit district and serve nine counties. He stated that their services are tailored to the communities they serve and that they have three they operate in Elgin that include Interurban, Country and Metro Connector bus service. He stated the next station is to be in Elgin and he hoped to have a contractor on board by September or October and start construction during that time period, with construction taking about a year.

CITY MANAGER'S REPORT

1. Presentation of the Proposed 2019 City of Elgin Five-Year Capital Improvement Plan.

City Manager Thomas Mattis stated that this was a program that was developed over the last two or three years to identify all major capital improvement needs in the near future. He stated it is mainly infrastructure improvements to parks, streets utilities, storm water and anticipating building construction renovations. He stated that this was a plan and not appropriations but a way for Council to organize priorities and to show the plan to the general public and where future priorities are. He stated a majority of the projects do not have a funding source yet, but that this was the first step in creating a budget, identifying where the needs are and prioritize those. He stated the total number included for all capital projects and what has been invested already was over 63 million included in the plan. He stated the plan included a description of projects that have already been done over the last three years and invested over 18 million dollars back into infrastructure and the community. He mentioned the projects in the document pages 4-18 are projects completed over last three years, pages 15-18 are projects actively in development right now and anticipated to be done by the end of the calendar year. He stated the proposed funding projects for next year are on pages 20-27. He stated the alleys are a multi-year program to upgrade the alleys in the downtown area as more residential properties develop in that area. Mr. Mattis stated that as the city grows more opportunities and grants may come along that may fund some of the projects. He stated other projects being discussed were for a city hall, and there was an opportunity to partner with a developer and make it more affordable. He stated another project was the County Line road improvements that has high priority from the Council but that was very expensive, but that there are significant development projects on County Line Road and the city is expecting partnerships with these developers to help contribute to the improvements. He stated that part of the Lexington Road project on page 40 is going to be built by the Circle Brewery people through a development agreement and would get built this year. He stated that the Taylor Lane drainage project is in the plan and would help the situation but would not completely cure what every property owner may be talking about as there were a number of issues that are on private property. He stated that grant applications are being submitted for the MLK sidewalks and hoped to hear later in the year if it is funded. Mr. Mattis stated that on page 52 was the annexed area showing it as unfunded project, and that Council would be making a decision about that in the next 60 to 90 days.

Mr. Mattis asked about the next work session schedule, and Council suggested that a work session could be scheduled on the 18th along with a meeting if needed.

2. Update on Litigation: Bonnie Crankshaw V. City of Elgin and Thomas Mattis, City Manager, in his Individual Capacity and Related Matters.

Mr. Mattis stated that it had been a two weeks ago at the courthouse with a real positive turnout for the city on this lawsuit and was agreed upon unanimously by the jury that it was unfounded and unreasonable. He stated that the city had good legal counsel and witnesses.

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3. Update on various issues associated with an Area in the Southeast Quadrant of the City Annexed in 2015 (“Annexed Area”) and Related Matters.

Mr. Mattis stated that a more detailed report would be made later and that there had not been an overwhelming response from people in area 3 and only heard from about 25%. He stated he had some meetings set up and that he planned to have a report at the July meeting. He stated he had seen in the paper that the school district had discussed this at a meeting and that the school voted not to support this effort and that he was surprised. He stated he would have liked an opportunity to discuss this but did not know about the meeting.

4. Departmental Monthly Reports – April.

There were no questions or comments regarding the monthly reports.

5. General Activity Report and/or Project Update.

Mr. Mattis stated there was an article about the ELF project that stated the City Council is committed to providing land for the center and that is was not correct. He stated that he and Owen Rock had spoken to Sue Beckwith and that she agreed that was not the case. He stated that for the new members the ELF project has been reviewed and discussed by the Council and as part of that proposal they suggested a site that is owned by the city. They asked the Council to consider the proposal and that is where it was left. He stated that this was never agreed to and the only thing that was promised was \$800,000 cash from the EDC of city tax funds but there was a time limit.

CONSENT AGENDA

1. Request to waive Open Container Ordinance October 24, 25 And 26 for the 32nd Annual Hogeye Festival.

2. Request for Street Closures for the 32nd Annual Hogeye Festival October 24-26, 2019.

Council Member Penson moved to approve the Consent Agenda. Council Member Lopez seconds the motion. Motion carried 9-0.

NEW BUSINESS

Election of the Mayor Pro-Tem by City Council.

Council Member Penson moved to have Council Member Bega continue as Mayor Pro Tem. Council Member Lopez seconds the motion. Motion carried 9-0.

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1. A RESOLUTION OF THE CITY OF ELGIN, TEXAS CONSENTING TO THE CREATION OF A MUNICIPAL UTILITY DISTRICT TO BE KNOWN AS BRICKSTON MUNICIPAL UTILITY DISTRICT AND MAKING CERTAIN FINDINGS RELATED THERETO.

Council Member Brashar moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 9-0.

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE AN AGREEMENT WITH CIVICPLUS TO PROVIDE AND MAINTAIN SOFTWARE APPLICATIONS THAT WILL FACILITATE THE MANAGEMENT OF THE CITY'S PARK RESERVATION AND ALL RECREATION PROGRAMMING; AND TO AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT.

Council Member Brashar moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 9-0.

3. RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC DEVELOPMENT CORPORATION FOR JERRY GARCIA'S 110 S. MAIN STREET BUILDING REMODELING PROJECT AND MAKING CERTAIN FINDINGS RELATED THERETO.

Council Member Penson moved to approve the Resolution as presented. Council Member Lopez seconds the motion. Motion carried 9-0.

4. RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC DEVELOPMENT CORPORATION FOR JESUS TRULLOLS 111 S. AVENUE C BUILDING REMODELING PROJECT AND MAKING CERTAIN FINDINGS RELATED THERETO.

Council Member Lopez moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 9-0.

5. RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC DEVELOPMENT CORPORATION FOR KENNY & BRENDA CHAMBER'S 109 N. MAIN STREET BUILDING REMODELING PROJECT AND MAKING CERTAIN FINDINGS RELATED THERETO.

Council Member Dennis moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 9-0.

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6. RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC DEVELOPMENT CORPORATION FOR MISTY GARWOOD'S 109 S. AVENUE C BUILDING REMODELING PROJECT AND MAKING CERTAIN FINDINGS RELATED THERETO.

Mayor Pro Tem Bega moved to approve the Resolution as presented. Council Member Arreaga seconds the motion. Motion carried 9-0.

ANNOUNCEMENTS

Amy Miller announced that Juneteenth festival is this weekend, and Western days was June 18-22. Mayor Cannon mentioned Sip, Shop and Stroll next week.

ADJOURNMENT

Mayor Cannon adjourned the City Council Meeting at 8:54 p.m.

Chris Cannon, Mayor

ATTEST:

Amelia Sanchez, City Secretary