

**MINUTES
ELGIN CITY COUNCIL
REGULAR MEETING
TUESDAY, OCTOBER 20, 2015
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
7:00 PM**

CALL TO ORDER

Mayor Marc Holm called the meeting to order at 7:05 p.m. with all members present.

Marc Holm, Mayor
Chris Cannon, Mayor Pro-Tem
Keith Joesel, Council Member
Sue Brashar, Council Member
Edward Maldonado, Council Member
Juan Gonzalez, Council Member
Mary Penson, Council Member
Jessica Bega, Council Member
Craig Fromme, Council Member
Kerry Lacy, City Manager
Lucretia Alvarez, City Secretary

INVOCATION

Council Member Sue Brashar gave the invocation.

REGULAR MEETING was recessed at 7:06 p.m. and PUBLIC HEARING called to order at 7:06 p.m.

PUBLIC HEARING

1. Proposed zoning change request from Jeff Wilson for Elgin New Life Baptist Fellowship, the owners of the property located at 509 W Alamo Street, A18 Jonathan Burleson, Tract 1 & 2, Acres 2.670, City of Elgin, Bastrop County, Texas from R-2 Single Family and Duplex to C-2 General Commercial District.
Kerry Lacy, City Manager
Gary N. Cooke, Planning and Development Director

There were no public comments.

PUBLIC HEARING closed at 7:07 p.m. and REGULAR MEETING reconvened at 7:07 p.m.

PUBLIC COMMENT

Maria Harvey, 101 Taylor Road, Elgin, thanked the council for the road improvements on Taylor Road. However, it has now increased the number of speeding incidents on the road, and they would like to seek help to stop the speeding traffic.

PRESENTATIONS

None

REPORTS

1. Monthly Department Reports for August 2015
Kerry Lacy, City Manager

City Manager Kerry Lacy stated the reports are informational only.

CONSENT AGENDA

Mayor Pro-Tem Chris Cannon made a motion to approve the Consent Agenda as presented, Council Member Edward Maldonado seconded, and motion approved unanimously.

1. Approval of minutes of the regular council meeting September 1, 2015.
Kerry Lacy, City Manager
Lucretia Alvarez, City Secretary
2. Approval of a request to close Depot Street from Main Street to Avenue C, on Saturday October 31, 2015 from 5:00 pm- 8:00 pm for the 16th annual Safe Trick or Treat Trail.
Kerry Lacy, City Manager
Michael Gonzalez, Parks and Recreation Director
3. Approval of an "Interlocal Agreement" between the City of Elgin and Bastrop County for the Recreation/Shelter Center project that utilizes Disaster Recovery Grant Program Project funds through Bastrop County and local funds provided by the City of Elgin.
Kerry Lacy, City Manager

UNFINISHED BUSINESS

1. Discussion and action to consider the proposed 2015 involuntary annexation public hearings November 24 and December 1, 2015, and directing the Planning and Development Department to prepare a service plan that provides for extension of full municipal services to the area to be annexed.
Kerry Lacy, City Manager
Gary N. Cooke, Planning and Development Director

Council Member Sue Brashar made a motion to approve the 2015 involuntary annexation public hearings November 24 and December 1, 2015, and directing the Planning and Development Department to prepare a service plan that provides for extension of full municipal services to the area to be annexed, Mayor Pro-Tem Chris Cannon seconded, and motion approved unanimously.

2. Discussion and action to consider an ordinance amending the contributions to Texas Municipal Retirement System.
Kerry Lacy, City Manager
Sidney LaQuey, Finance Director

Mayor Pro-Tem Chris Cannon made a motion to approve Ordinance 2015-10-20-29 amending the contributions to Texas Municipal Retirement System, Council Member Craig Fromme seconded, and motion approved unanimously.

**ORDINANCE No. 2015-10-20-29
TEXAS MUNICIPAL RETIREMENT SYSTEM**

AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM ON AN ANNUAL BASIS FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO AT THE EFFECTIVE DATE OF THE ALLOWANCE ARE IN THE EMPLOYMENT OF THE CITY OF ELGIN; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; TO INCREASE THE RATE OF DEPOSITS TO THE TEXAS MUNICIPAL RETIREMENT SYSTEM BY THE EMPLOYEES OF THE CITY; ELECTING FOR THE CITY TO MAKE CURRENT SERVICE AND PRIOR SERVICE CONTRIBUTIONS TO THE CITY'S ACCOUNT IN THE BENEFIT ACCUMULATION FUND OF THE TEXAS MUNICIPAL RETIREMENT SYSTEM AT THE ACTUARIALLY DETERMINED RATE OF TOTAL EMPLOYEE COMPENSATION; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE.

3. Discussion and action to consider an ordinance amending the consumption tier rates for the water and wastewater.
Kerry Lacy, City Manager
Sidney LaQuey, Finance Director
Dodie Hudson, Utility Billing Supervisor

Council Member Mary Penson made a motion to approve Ordinance 2015-10-20-30 amending the consumption tier rates for the water and wastewater, Council Member Craig Fromme seconded, and motion approved unanimously.

ORDINANCE NO. 2015-10-20-30

AN ORDINANCE AMENDING CHAPTER 42, SECTION 42-40, AND SECTION 42-159, CODE OF ORDINANCES (2013 EDITION), CITY OF ELGIN, TEXAS, REGARDING MONTHLY WATER RATES AND MONTHLY SEWER RATES; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

NEW BUSINESS

1. Discussion and action to consider an ordinance regarding a proposed zoning change request from Jeff Wilson for Elgin New Life Baptist Fellowship, the owners of the property located at 509 W Alamo Street, A18 Jonathan Burleson, Tract 1 & 2, Acres 2.670, City of Elgin, Bastrop County, Texas from R-2 Single Family and Duplex to C-2 General Commercial District.
Kerry Lacy, City Manager
Gary N. Cooke, Planning and Development Director

Council Member Edward Maldonado made a motion to approve Ordinance 2015-10-20-32 for the proposed zoning change as presented, Council Member Sue Brashar seconded, and motion approved 8 for, 0 against, and Cannon abstained.

ORDINANCE NO. 2015-10-20-32

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ELGIN, TEXAS ADOPTED IN CHAPTER 46, SECTION 46-3, CODE OF ORDINANCES, CITY OF ELGIN, TEXAS AND MAKING THIS AMENDMENT A PART OF SAID OFFICIAL ZONING MAP, TO WIT: TO REZONE PROPERTY BEING IN THE JONATHAN BURLESON A 18 SURVEY, TRACT 1 & 2, ACRES 2.670 CITY OF ELGIN, BASTROP COUNTY, TEXAS FROM R-2 SINGLE FAMILY AND DUPLEX TO C-2 GENERAL COMMERCIAL DISTRICT.

2. Discussion and action to consider establishing a Traffic Control/Safety Committee to review requests for traffic control devices and safety enhancements and make recommendations to Council for approval prior to implementation.
Kerry Lacy, City Manager
Jessica Bega, Council Member Ward 1

Council Member Jessica Bega made a motion to approve establishing the Traffic Control Safety Committee with members Kerry Lacy, Joe Parten, Chris Bratton, Jessica Bega, and Juan Gonzalez to review requests for traffic control devices and safety enhancements and make recommendations to Council for approval, Mayor Pro-Tem Chris Cannon seconded, and motion approved unanimously.

3. Discussion and action to consider the approval of a contract with Oxley Williams Tharp Architects, PLLC for the design and construction oversight of the Recreation/Shelter Center project and to authorize the City Manager to sign the contract on behalf of the City of Elgin.

Kerry Lacy, City Manager

Mayor Pro-Tem Chris Cannon made a motion to approve a contract with Oxley Williams Tharp Architects, PLLC for the design and construction oversight of the Recreation/Shelter Center project and to authorize the City Manager to sign the contract on behalf of the City of Elgin, Council Member Sue Brashar seconded, and motion approved unanimously.

4. Discuss and consider authorizing the Mayor to execute any and all necessary legal documents regarding the exchange of a small amount of real property with SF Development, Inc. a Texas Corporation within the Saratoga Farms Subdivision.

Kerry Lacy, City Manager

Gary N. Cooke, Planning and Development Director

Kevin Perry, TRC Engineer

Council Member Keith Joesel made a motion to authorize the Mayor to execute any and all necessary legal documents regarding the exchange of a small amount of real property with SF Development, Inc. a Texas Corporation within the Saratoga Farms Subdivision, Council Member Mary Penson seconded, and motion approved unanimously.

5. Discussion and action to consider a proposed ordinance amending Chapter 32 SIGNS.

Kerry Lacy, City Manager

Gary N. Cooke, Planning and Development Director

Council Member Keith Joesel made a motion to approve Ordinance 2015-10-20-31 amending Chapter 32 SIGNS, Council Member Sue Brashar seconded, and motion approved unanimously.

ORDINANCE NO. 2015-10-20-31

AN ORDINANCE AMENDING CHAPTER 32, SECTIONS 32-103, 32-217, AND 32-219, CODE OF ORDINANCES (2013 EDITION), CITY OF ELGIN, TEXAS, REGARDING SIGN ORDINANCES AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

6. Discussion and action to consider a resolution for official nomination of a representative for City of Elgin to serve on the Board of Directors for Bastrop Central Appraisal District.

Kerry Lacy, City Manager

Lucretia Alvarez, City Secretary

Council Member Mary Penson made a motion to approve Resolution 2015-10-20-10 for official nomination of Bryan Bracewell as representative for City of Elgin to serve on the Board of Directors for Bastrop Central Appraisal District, Council Member Craig Fromme seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-10

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE NOMINATION FOR A BASTROP CENTRAL APPRAISAL
DISTRICT BOARD MEMBER.**

7. Discussion and action to consider a resolution for official nomination of a representative for City of Elgin to serve on the Board of Directors for Travis Central Appraisal District.
Kerry Lacy, City Manager
Lucretia Alvarez, City Secretary

Mayor Pro-Tem Chris Cannon made a motion to approve Resolution 2015-10-20-11 for official nomination of Rico Reyes as representative for City of Elgin to serve on the Board of Directors for Travis Central Appraisal District, Council Member Keith Joesel seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-11

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE NOMINATION FOR A TRAVIS CENTRAL APPRAISAL
DISTRICT BOARD MEMBER.**

8. Discussion and possible action regarding appointment to the Main Street Board.
Kerry Lacy, City Manager
Amy Miller, Community Development Director

Council Member Craig Fromme made a motion to appoint Allan Tolbert to the Main Street Board with terms expiring December 31, 2015, Council Member Edward Maldonado seconded, and motion approved unanimously.

9. Discussion and possible action regarding appointments to the Historic Review Board.
Kerry Lacy, City Manager
Amy Miller, Community Development Director

Council Member Keith Joesel made a motion to appoint Allan Tolbert and Melissa Ladd to the Historic Review Board with terms expiring December 31, 2015, Council Member Jessica Bega seconded, and motion approved unanimously.

10. Discussion and Action to consider a resolution authorizing the Elgin Economic Development Corporation to spend an amount greater than \$10,000 per State Statutes. Specifically to award a Mega Grant of \$14,604 to Nathan Mackey Jr. and Jerry Eason of

Eva Mae's Kitchen who spent \$58,418 remodeling the 313 North Main Street building thus creating jobs and expanding the City of Elgin tax base.

Kerry Lacy, City Manager

Joe Newman, EDC Director

Council Member Keith Joesel made a motion to approve Resolution 2015-10-20-12 authorizing the Elgin Economic Development Corporation to award a Mega Grant of \$14,604 to Nathan Mackey Jr. and Jerry Eason of Eva Mae's Kitchen located at 313 North Main Street, Council Member Craig Fromme seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-12

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE EXPENDITURE OF \$14,604 BY THE ELGIN ECONOMIC
DEVELOPMENT CORPORATION FOR NATHAN MACKEY JR. & JERRY
EASON'S 313 N. MAIN STREET BUILDING REMODELING PROJECT AND
MAKING CERTAIN FINDINGS RELATED THERETO.**

11. Discussion and Action to consider a resolution authorizing the Elgin Economic Development Corp. to spend an amount greater than \$10,000 per State Statutes. Specifically to award a Mega Grant of \$25,000 to Allan Tolbert who spent \$150,000 remodeling his 101 North Main Street building thus creating jobs and expanding the City of Elgin tax base.

Kerry Lacy, City Manager

Joe Newman, EDC Director

Council Member Edward Maldonado made a motion to approve Resolution 2015-10-20-13 authorizing the Elgin Economic Development Corporation to award a Mega Grant of \$25,000 to Allan Tolbert for 101 North Main Street, Mayor Pro-Tem Chris Cannon seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-13

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC
DEVELOPMENT CORPORATION FOR ALLAN TOLBERT'S 101 N. MAIN
STREET BUILDING REMODELING PROJECT AND MAKING CERTAIN
FINDINGS RELATED THERETO.**

12. Discussion and Action to consider a resolution authorizing the Elgin Economic Development Corporation to spend an amount greater than \$10,000 per State Statutes. Specifically to award a Mega Grant of \$25,000 to Mi Celine Market who spent \$570,000 for new building at 611 S. Main Street thus creating jobs and expanding the City of Elgin tax base.

Kerry Lacy, City Manager

Joe Newman, EDC Director

Mayor Pro-Tem Chris Cannon made a motion to approve Resolution 2015-10-20-14 authorizing the Elgin Economic Development Corporation to award a Mega Grant of \$25,000 to Mi Celine Market at 611 South Main Street, Council Member Edward Maldonado seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-14

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC
DEVELOPMENT CORPORATION FOR A MEGA GRANT OF \$25,000 FOR
ELGIN PROJECT, LLC (MI CELINE) 611 S. MAIN STREET PROJECT AND
MAKING CERTAIN FINDINGS RELATED THERETO.**

13. Discussion and Action to consider a resolution authorizing the Elgin Economic Development Corporation to sell Allan Tolbert 2.306 acres of land in the Elgin Business Park for \$50,000 thus creating jobs and expanding the City of Elgin tax base. This is not a budgeted item and will necessitate amending EEDC's budget. This agreement also provides an incentive to rebate a portion or all of the \$50,000 after building(s) are completed per attached contract.

Kerry Lacy, City Manager
Joe Newman, EDC Director

Mayor Pro-Tem Chris Cannon made a motion to approve Resolution 2015-10-20-15 authorizing the Elgin Economic Development Corporation to sell Allan Tolbert 2.306 acres of land in the Elgin Business Park for \$50,000 thus creating jobs and expanding the City of Elgin tax base with an incentive to rebate a portion or all of the \$50,000 after building(s) are completed, Council Member Edward Maldonado seconded, and motion approved unanimously.

RESOLUTION NO. 2015-10-20-15

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE EXPENDITURE OF UP TO \$50,000 BY THE ELGIN
ECONOMIC DEVELOPMENT CORPORATION FOR ALLAN TOLBERT'S
SPEC BUILDINGS IN THE ELGIN BUSINESS PARK PROJECT AND
MAKING CERTAIN FINDINGS RELATED THERETO.**

EXECUTIVE SESSION

None

RECONVENE

None

ANNOUNCEMENTS

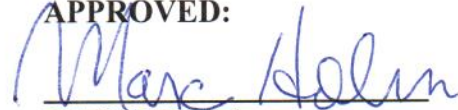
- Bastrop County is the 23rd fastest growing county in the United States.
- Hogeve Festival is Saturday, October 24, 2015.

- Explore Program is working with the Elgin PD, has 11-15 Hogeye hogunteers and 10-11 volunteers for Safe Trick-or-Treat night.
- Council Members Bega, Cannon, and Gonzalez attended the Elgin Volunteer Fire Department Banquet held on October 17, 2015.
- Fall Community Clean Up was very successful.

ADJOURNMENT

Mayor Marc Holm adjourned the meeting at 8:22 p.m.

APPROVED:



MARC HOLM

Mayor of Elgin, Texas

ATTEST:



LUCRETIA ALVAREZ

City Secretary of Elgin, Texas



LUCRETIA ALVAREZ
City Secretary