

**MINUTES
ELGIN CITY COUNCIL
REGULAR MEETING
TUESDAY, MAY 3, 2016, 7:00 PM
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET**

CALL TO ORDER

Mayor Marc Holm called the meeting to order at 7:10 p.m. with the following members and staff:

Marc Holm, Mayor
Juan Gonzalez, Mayor Pro-Tem
Keith Joesel, Council Member
Sue Brashar, Council Member
Mary Penson, Council Member
Jessica Bega, Council Member
Craig Fromme, Council Member
Phillip Thomas, Council Member
Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary
Gary Cooke, Planning and Development Director
Amy Miller, Community Development Director
Michael Gonzales, Parks and Recreation Director
Buck LaQuey, Finance Director
Chris Bratton, Assistant Police Chief
Owen Rock, Economic Development Corporation Director
Sandy Ott, Library Director

INVOCATION

Council Member Mary Penson gave the invocation.

Recess REGULAR MEETING at 7:12 p.m. to call to order PUBLIC HEARING at 7:12 p.m.

PUBLIC HEARING

1. Proposed zoning change submitted by Sean Garretson of Pegasus Planning and Development for Elgin Agrarian LLC for a Planned Development District (PDD) for the property located in the Mary Christian Burleson Homestead Subdivision , Lots 1 and 2, and being approximately 23.065 acres, City of Elgin, Bastrop County, Texas to be known as Elgin Agrarian Community. Current Zoning is R-1 Single Family Residential.

There were no public comments.

Close PUBLIC HEARING at 7:13 p.m. and Reconvene REGULAR MEETING at 7:13 p.m.

PUBLIC COMMENT

Lyn Cottle, 104 Terra Drive, Elgin, stated that visitors downtown commented that our wheelchair ramps were good, but they had to move items off the sidewalks to be passable by wheelchairs.

PRESENTATIONS

1. Presentation of a Certificate of Appreciation from The City of Elgin to Ian and Donovan Allen for their Eagle Scout Projects at Thomas Memorial Park
Kenneth Reneau, Interim City Manager
Michael Gonzalez Parks and Recreation Director

Mayor Marc Holm presented the certificate to Ian Allen.

2. Presentation of Employee of the Second Quarter 2016 to Hermilo Valencia.
Kenneth Reneau, Interim City Manager
Sandy Ott, Library Director

Mayor Marc Holm presented the certificate to Hermilo Valencia.

3. Proclamation recognizing Municipal Clerks Week May 1-7, 2016.
Kenneth Reneau, Interim City Manager
Marc Holm, Mayor
Lucretia Alvarez, City Secretary

Mayor Marc Holm presented the proclamation to Lucretia Alvarez.

4. Proclamation recognizing Lupus Awareness Month and Put ON Purple Day May 20, 2016.
Kenneth Reneau, Interim City Manager
Marc Holm, Mayor
Lucretia Alvarez, City Secretary

Mayor Marc Holm read the proclamation aloud.

5. Proclamation recognizing National Historic Preservation Awareness Month
Kenneth Reneau, Interim City Manager
Amy Miller, Community Development Director

Mayor Marc Holm presented the proclamation to Ed Rivers, Owen Rock, Gena Carter, and Amy Miller.

REPORTS

1. Monthly Department Reports for March 2016
Kenneth Reneau, Interim City Manager

Kenneth Reneau, Interim City Manager, stated the reports are informational only.

2. Presentation of FY 2015-2016 Second Quarter Investment Report.

Kenneth Reneau, Interim City Manager

Sidney LaQuey, Finance Director

Laura Schwartz, Purchasing Agent/Finance Administrator

Sidney LaQuey, Finance Director, stated the quarterly report was informational.

CONSENT AGENDA

Council Member Sue Brashar made a motion to approve the Consent Agenda as presented, Council Member Craig Fromme seconded, and motion passed unanimously 8 for, 0 against.

1. Approval of minutes of the regular council meeting April 5, 2016.

Kenneth Reneau, Interim City Manager

Lucretia Alvarez, City Secretary

2. Approval of an Agreement Between the City of Elgin and the YMCA of Austin for Swim lessons Summer 2016

Kenneth Reneau, Interim City Manager

Michael Gonzalez, Parks and Recreation Director

3. Approval of street closure for Juneteenth Festival Street Dance Friday, June 10, 2016 from 4 p.m. to midnight on Depot Street from Main Street to Avenue C.

Kenneth Reneau, Interim City Manager

Amy Miller, Community Development Director

4. Approval of street closures for Juneteenth Festival Parade Saturday, June 11, 2016 from 9 a.m. to noon.

Kenneth Reneau, Interim City Manager

Amy Miller, Community Development Director

5. Approval of board reappointments of Franklin Boettcher, S.H. McShan and Ruby Simms to the Board of Adjustments for two-year terms expiring June 1, 2018.

Kenneth Reneau, Interim City Manager

Lucretia Alvarez, City Secretary

Gary Cooke, Planning and Development Director

6. Approval of board reappointments of Vince Dungan and Randy Starr, and appointment of Bettye Lofton to the Public Safety Advisory Committee for two-year terms expiring June 1, 2018.

Kenneth Reneau, Interim City Manager

Lucretia Alvarez, City Secretary

Chris Bratton, Chief of Police

7. Approval of waiving open container ordinance for the Juneteenth Festival Street Dance on Friday, June 10 from 8 p.m. to midnight and on Saturday, June 11 from 10 a.m. to 6 p.m. for the Juneteenth Festival on Depot Street from Main Street to Avenue C and in Veterans Memorial Park.

Kenneth Reneau, Interim City Manager

Amy Miller, Community Development Director

8. Approval of waiving the open container ordinance for the Western Days Festival on Friday, June 24 from 4 p.m. to 12:15 a.m. and on Saturday, June 25 from 8 a.m. to 8 p.m. in Elgin Memorial Park.

Kenneth Reneau, Interim City Manager
Amy Miller, Community Development Director

9. Approval of street closures for the Western Days Festival Parade on Saturday, June 25, 2016 from 9 a.m. to 1 p.m.

Kenneth Reneau, Interim City Manager
Amy Miller, Community Development Director

UNFINISHED BUSINESS

None

NEW BUSINESS

1. Presentation with discussion and action to consider acceptance of the audit report for the year ending September 30, 2015 as presented and prepared by BrooksCardiel, PLLC.

Kenneth Reneau, Interim City Manager
Buck Laquey, Finance Director
BrooksCardiel, PLLC

Council Member Phillip Thomas made a motion to accept the audit report for the year ending September 30, 2015 as presented and prepared by BrooksCardiel, PLLC, Council Member Jessica Bega seconded, and motion passed unanimously 8 for, 0 against.

2. Presentation with discussion of CARTS transit station by CARTS and McCann Adams Studio.

Kenneth Renneau, Interim City Manager
Amy Miller, Community Development Director
Gary Cooke, Planning & Development Director

Presentation only. No council action.

3. Discussion and action to consider an ordinance annexing adjacent and contiguous territory to the City of Elgin, Texas, To Wit: 14.127 Acres of land, in Bastrop County.

Kenneth Reneau, Interim City Manager
Gary N Cooke, Planning and Development Director

Council Member Sue Brashar made a motion to approve Ordinance 2016-05-03-11 annexing adjacent and contiguous territory to the City of Elgin, Texas, To Wit: 14.127 Acres of land, in Bastrop County, Council Member Keith Joesel seconded, and motion passed unanimously 8 for, 0 against.

ORDINANCE NO. 2016-05-03-11

AN ORDINANCE ANNEXING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ELGIN, TEXAS, TO WIT: 14.127 ACRES OF LAND, IN BASTROP COUNTY; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

4. Discussion and action to consider an ordinance regarding a proposed zoning change request from Sean Garretson of Pegasus Planning and Development of Elgin Agrarian LLC for a Planned Development District (PDD) for the property located in the Mary Christian Burleson Homestead Subdivision, Lots 1 and 2, and being approximately 23.065 acres, City of Elgin, Bastrop County, Texas to be known as Elgin Agrarian Community. The request is to change the zoning from R-1 Single Family Residential to PDD (Planned Development District).

Kenneth Reneau, Interim City Manager

Gary N Cooke, Planning and Development Director

Council Member Keith Joesel made a motion to approve Ordinance 2016-05-03-12 zoning change request from Sean Garretson of Pegasus Planning and Development of Elgin Agrarian LLC for a Planned Development District (PDD) for the property located in the Mary Christian Burleson Homestead Subdivision, Lots 1 and 2, and being approximately 23.065 acres, City of Elgin, Bastrop County, Texas to be known as Elgin Agrarian Community, changing the zoning from R-1 Single Family Residential to PDD (Planned Development District), Council Member Sue Brashar seconded, and motion passed 7 for, 0 against, and Mayor Marc Holm abstained.

ORDINANCE NO. 2016-05-03-12

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 MARY CHRISTIAN BURLESON HOMESTEAD SUBDIVISION, LOT 2, ACRES 22.065, CITY OF ELGIN, BASTROP COUNTY, TEXAS FROM R-1 SINGLE FAMILY TO POD (PLANNED DEVELOPMENT DISTRICT).

5. Discussion and action to consider an Ordinance amending Park and Recreational Users Fees and Fleming Center User Fees.

Kenneth Reneau, Interim City Manager

Michael Gonzalez, Parks and Recreation Director

Council Member Craig Fromme made a motion to approve Ordinance 2016-05-03-13 amending Park and Recreational Users Fees and Fleming Center User Fees, Council Member Mary Penson seconded, and motion passed unanimously 8 for, 0 against.

ORDINANCE NO. 2016-05-03-13

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS AMENDING CHAPTER 28, ARTICLE III, SECTION 28-55, CODE OF ORDINANCES, PARKS AND RECREATION DEPARTMENT USER FEES AND AMENDING CHAPTER 28, ARTICLE III, SECTION 28-57(d), CODE OF ORDINANCES FLEMING COMMUNITY CENTER USER FEES OF THE REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, 2013 AND PROVIDING THAT ALL CONFLICTING ORDINANCES ARE HEREBY REPEALED TO THE EXTENT THAT THEY ARE IN CONFLICT; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.

6. 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 Israel Arreola who spent \$450,000 remodeling his Morelia Mexican Grill building thus creating jobs and expanding the City of Elgin tax base.

Kenneth Reneau, Interim City Manager
Owen Rock, EDC Director

Council Member Keith Joesel made a motion to approve Resolution 2016-05-03-02 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 Israel Arreola who spent \$450,000 remodeling his Morelia Mexican Grill building thus creating jobs and expanding the City of Elgin tax base, Council Member Sue Brashar seconded, and motion passed unanimously 8 for, 0 against.

RESOLUTION NO. 2016-05-03-02

**RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS
APPROVING THE EXPENDITURE OF \$25,000 BY THE ELGIN ECONOMIC
DEVELOPMENT CORPORATION FOR ISRAEL ARREOLA, MORELIAS MEXICAN
GRILL BUILDING PROJECT AND MAKING CERTAIN FINDINGS RELATED
THERETO.**

7. Discussion and action to consider adoption of a Resolution that would suspend the proposed rate increase from CenterPoint Energy Entex, South Texas Division until after July 14, 2016.

Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary

Council Member Phillip Thomas made a motion to adopt Resolution 2016-05-03-03 suspending the proposed rate increase from CenterPoint Energy Entex, South Texas Division until after July 14, 2016, Council Member Jessica Bega seconded, and motion passed unanimously 8 for, 0 against.

RESOLUTION NO. 2016-05-03-03

**A RESOLUTION BY THE CITY OF ELGIN, TEXAS, RESPONDING TO THE
APPLICATION OF CENTERPOINT ENERGY ENTEX, SOUTH TEXAS DIVISION TO
INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE
PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION
FOR FORTY-FIVE DAYS; DETERMINING THAT THE MEETING AT WHICH THE
RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS
ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE
SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

8. Discussion and action to consider Resolution 2016-05-03-04 designating authorized signatures for Contractual and Grant Fund Documents in connection with the Texas Community Block Grant Program (TxCDBG) for use in the Main Street Project Number 7214372 and 2015 Community Development Fund Contract Number 7215151.

Kenneth Reneau, Interim City Manager
Amy Miller, Community Development Director
Laura Schwartz, Purchasing Agent / Finance Administrator

Council Member Sue Brashar made a motion to approve Resolution 2016-05-03-04 designating authorized signatures for Contractual and Grant Fund Documents in connection with the Texas Community Block Grant Program (TxCDBG) for use in the Main Street Project Number 7214372 and 2015 Community Development Fund Contract Number 7215151, Council Member Craig Fromme seconded, and motion passed unanimously 8 for, 0 against.

RESOLUTION NO. 2016-05-03-04

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS OF THE COUNTY OF BASTROP TEXAS, DESIGNATING AUTHORIZED SIGNATORIES FOR CONTRACTUAL DOCUMENTS AND DOCUMENTS FOR REQUESTING FUNDS PERTAINING TO THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (TxCDBG) CONTRACT NUMBER 7214372 and CONTRACT NUMBER 7215151.

9. Discussion and action to award the construction contract to Gaeke Construction Company in the amount of \$118,617.91 for the Texas Capital Fund Main Street program grant Contract No. 7214372 and authorize the Interim City Manager or the City Manager to approve change orders for up to 25% of the contract.

Kenneth Reneau, Interim City Manager
Amy Miller, Community Development Director
Joe Parten, Public Works Director

Council Member Jessica Bega made a motion to award the construction contract to Gaeke Construction Company in the amount of \$118,617.91 for the Texas Capital Fund Main Street program grant Contract No. 7214372 and authorize the Interim City Manager or the City Manager to approve change orders for up to 25% of the contract, Council Member Mary Penson seconded, and motion passed unanimously 8 for, 0 against.

EXECUTIVE SESSION

None

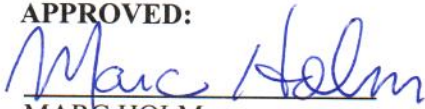
ANNOUNCEMENTS

- Farm Tour Sunday, May 15
- Relay For Life Saturday, May 7
- Voting for Ward 3 on Saturday, May 7
- PDD will need a committee made up of 2 ward members, Mayor, 2 members of Planning and Zoning
- Amy Miller's 20th anniversary with the city was May 1
- National Police Week will be May 15-21
- TCEQ inspection passed

ADJOURNMENT

Mayor Marc Holm adjourned the meeting at 8:45 p.m.

APPROVED:


MARC HOLM
Mayor of Elgin, Texas

ATTEST:


LUCRETIA ALVAREZ
City Secretary of Elgin, Texas