



ELGIN CITY CITY COUNCIL MINUTES

July 16, 2024

6:30 PM

CALL TO ORDER

Mayor McShan called the meeting to order at 6:33 p.m.

ROLL CALL

Mayor McShan announced there was a quorum. She stated that Mr. Rodriguez would not be in attendance. Mayor Pro Tem Brashar made a motion to excuse Mr. Rodriguez. Mr. Swain seconded the motion. All voted in favor. The motion carried.

Present:

Theresa Y. McShan, Mayor
Arthur Gibson III, Council Member
Joy Casnovsky, Council Member
YaLecia Love, Council Member
Chuck Swain, Council Member
Matthew Callahan, Council Member
Forest Dennis, Council Member
Sue Brashar, Mayor Pro Tem

Staff:

Thomas L. Mattis, City Manager
Michael Gonzalez, Public Works Director
Chris Noble, Chief of Police
Amy Miller, Community Services Director
Beau Perry, City Engineer/Development Services Director
Pam Sanders, HR Director
Sonia Browder, Media Specialist
Kristina Alvarez, Main Street Manager
Esmeralda Rangel, Assistant City Secretary
Aldo Gomez, Patrol Sergeant
Dillon Scherr, Patrol Officer

INVOCATION

Mr. Callahan provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor McShan led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States of America and Pledge of Allegiance to the Texas Flag.

PUBLIC HEARING

1. **Public Hearing On An Ordinance Of The City Of Elgin Texas, Adopting Chapter 214, Subchapter A, Of The Texas Local Government Code, Repealing Chapter 6, Article III. Unsafe Building Abatement Of The Elgin City Code And Repealing All Other Ordinances And Parts Of Ordinances In Conflict Herewith; Containing Penalties Not To Exceed Two Thousand Dollars (\$2,000) For Each Offense Except Where A Different Penalty Has Been Established By State Law And Each And Every Day Said Violation Is Continued Shall Constitute A Separate Offense; Providing For A Severability Clause; Providing A Repealer Clause, And Providing For Publication.**
Mayor McShan read the caption to the public hearing. No one wished to speak on the public hearing item.

PUBLIC COMMENT

There were no public comments.

PRESENTATION

CITY MANAGERS REPORT

1. **Review and Discussion of a City Charter Review Process**
Mr. Mattis provided an update on a topic discussed at a previous council meeting. He noted that this review process is unprecedented in Elgin's history, as the current City Charter does not specify when such a review should occur. Discussion continued.
2. **Board of Adjustments Quarterly Report**
3. **Building Standards Commission Quarterly Report**
4. **General Activity Report and/or Project Update**
Mr. Mattis provided comments about a meeting held with the ESD petitioners that took place with the council committee previously assigned by the mayor.

CONSENT AGENDA

1. **City Council Regular Meeting Minutes-July 2, 2024**
The minutes were approved on the consent agenda.
2. **A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER 16 FOR THE COUNTY LINE ROAD IMPROVEMENT PROJECT PHASE I AND MAKING CERTAIN FINDINGS RELATED THERETO**
The resolution was approved on the consent agenda.
3. **A RESOLUTION TO APPROVE A NEW MUNICIPAL MAINTENANCE AGREEMENT (MMA) BETWEEN THE STATE OF TEXAS AND THE CITY OF ELGIN FOR THE MAINTENANCE, CONTROL, SUPERVISION, AND REGULATION OF CERTAIN STATE HIGHWAYS AND OR PORTIONS OF STATE HIGHWAYS IN THE CITY; PROVIDE FOR A SAVINGS CLAUSE; REPEAL CONFLICTING ORDINANCES OR RESOLUTIONS; AND PROVIDE THAT THIS ORDINANCE SHALL BECOME EFFECTIVE AS STATED HEREIN.**
The resolution was approved on the consent agenda.
4. **A RESOLUTION BY THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDED AND RESTATED INTERLOCAL AGREEMENT WITH THE AUSTIN REGIONAL INTELLIGENCE CENTER (ARIC). THE**

EXISTING INTERLOCAL AGREEMENT AND SUSTAINMENT FUNDING INTERLOCAL AGREEMENT ARE BEING COMBINED INTO ONE AGREEMENT.

The resolution was passed on the consent agenda.

5. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR TEMPORARY CLOSURE OF STATE RIGHT OF WAY.**
The resolution was passed on the consent agenda.
6. **REQUEST TO WAIVE OPEN CONTAINER ORDINANCE OCTOBER 24, 25 AND 26 FOR THE 37TH ANNUAL HOGYEY FESTIVAL.**
The requested was passed on the consent agenda.
7. **CONSIDER REQUEST TO CLOSE STREETS FOR THE HOGYEY FESTIVAL STREET DANCE FRIDAY OCTOBER 25 FROM 4PM TO MIDNIGHT ON DEPOT STREET FROM MAIN STREET TO AVENUE A FOR THE FREE STREET DANCE, AND ON SATURDAY, OCTOBER 26 FROM 8AM TO 7PM THE FESTIVAL GROUNDS LOOP 109 MAIN STREET FROM THE 400 BLOCK OF NORTH MAIN STREET TO THE 200 BLOCK OF SOUTH MAIN STREET, AUSTIN STREET, 1ST STREET, 2ND STREET, FROM THE UNION PACIFIC RAILROAD TRACKS TO AVENUE A AND CENTRAL AVENUE AND DEPOT STREET FROM MAIN STREET TO AVENUE A.**
The request was passed on the consent agenda.

Mr. Callahan made a motion to approve the consent agenda. Mr. Swain seconded the motion. All voted in favor. The motion carried.

NEW BUSINESS

1. **Board and Commission Appointment**
Mayor McShan provided details about a vacancy on the Historic Review Board and recommended the appointment of Ms. Bernette Reese Smith to fill the vacancy.

Mr. Dennis made a motion to approve the appointment. Ms. Love seconded the motion. All voted in favor. The motion carried.
2. **AN ORDINANCE OF THE CITY OF ELGIN, TEXAS ADOPTING CHAPTER 214, SUBCHAPTER A, OF THE TEXAS LOCAL GOVERNMENT CODE, REPEALING ARTICLE III. UNSAFE BUILDING ABATEMENT OF THE ELGIN CITY CODE AND REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; CONTAINING PENALTIES NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE EXCEPT WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW AND EACH AND EVERY DAY SAID VIOLATION IS CONTINUED SHALL CONSTITUTE A SEPARATE OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR PUBLICATION.**
Mr. Mattis clarified that this ordinance was created in response to the council's concerns about unsafe building abatements. Mr. Perry detailed the ordinance's provisions, outlined the decision-making process, and addressed questions from the council. Mr. Mattis provided additional comments. Discussion followed.

Mayor Pro Tem Brashar made a motion to approve the ordinance. Ms. Love seconded the motion. All voted in favor. The motion carried.

EXECUTIVE SESSION

The City Council did not adjourn into executive session.

RECONVENE**ANNOUNCEMENTS**

Ms. Miller stated there was a Hogeye Festival Committee meeting. She also stated that the bookmobile is wrapping up as well as the summer reading program, and Saturday evenings at the pool have been very successful.

ADJOURNMENT

Mayor McShan adjourned the meeting at 7:40 p.m.

ATTEST:

Esmeralda Rangel

Esmeralda Rangel, Assistant City Secretary

Theresa Y. McShan

Theresa Y. McShan, Mayor