



**AGENDA
ELGIN CITY COUNCIL
REGULAR MEETING
TUESDAY, OCTOBER 11, 2016
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
7:00 PM**

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

Recess REGULAR MEETING and call to order PUBLIC HEARING

PUBLIC HEARING

1. Receive public comments on the proposed zoning change request submitted by David Elliott of Santa Anita LLC, owner of the property located at 124 Fisher Street in the A178 Thomas Garretson Survey, Acres 0.4800, City of Elgin, Bastrop County, Texas to change the zoning from R-3 Single Family & Duplex to S-P Specific Use to allow Elgin Alcoholics Anonymous Group to operate there.

Thomas L. Mattis, City Manager

Gary N. Cooke, Planning and Development Director

Close PUBLIC HEARING and Reconvene REGULAR MEETING

PUBLIC COMMENT

Individuals may request to speak on items on the agenda, and items not on the agenda, by requesting to speak during the meeting and under "PUBLIC COMMENT" and will be required to fill out a "PUBLIC COMMENT FORM" and present it, along with any material, handouts or information for Council, to the City Secretary prior to commencement of the Council meeting. Speaker comments are limited to three (3) minutes.

No formal action can be taken by the City Council on items not posted on the agenda. Items requiring a Public Hearing will allow a member of the public an opportunity to speak during the Public Hearing and does not require submission of a "PUBLIC COMMENT FORM". Speakers must address their comments to the Mayor or Presiding Officer rather than to an individual Council Member or member of Staff. All speakers must limit their comments to the specific subject matter noted on the "PUBLIC COMMENT FORM" and refrain from personal attacks or derogatory comments directed at any Council Member, member of Staff, other individual or group.

PRESENTATIONS

1. Public swearing in ceremony of Amanda Carter as the new Municipal Judge for the City of Elgin.

CITY MANAGER REPORTS

1. Update on bulk trash collection services and related matters.
Thomas L. Mattis, City Manager
2. Update on City Recreation Center/Shelter Project and related matters.
Thomas L. Mattis, City Manager
3. Monthly Department Reports for August 2016.
Thomas L. Mattis, City Manager

CONSENT AGENDA

All of the items on the consent agenda are considered to be self-explanatory by the Council and will be enacted with one motion, one second, and one vote. There will be no separate discussion of these items unless a council member removes an item from the Consent Agenda and places it on the New Business section for Discussion and action.

1. Approval of minutes of the regular council meeting September 6, 2016.
Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary
2. Approval of minutes of the special council meeting September 20, 2016.
Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary
3. Approval of minutes of the special council meeting September 29, 2016.
Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary
4. Approval of Reserve Officer
Thomas Mattis, City Manager
Chris Bratton, Chief of Police
5. Approve Reserve Police Officer
Thomas Mattis, City Manager
Chris Bratton, Chief of Police

UNFINISHED BUSINESS

1. Discussion and action to consider an Ordinance 2016-10-11-27 approving the installation of a four way stop at the intersection of Martin Luther King and East Brenham Street.
Traffic and Safety Committee
Thomas L. Mattis, City Manager
Juan Gonzalez, Mayor Pro Tem, Ward 2
Jessica Bega, Council Member Ward 1
Joe Parten, Public Works Director
Phil Taylor, Assistant Police Chief
2. Discussion and action to consider an Ordinance 2016-10-11-28 amending Chapter 16, Article III Noise in the Code of Ordinances, City of Elgin, Texas 2013.
Thomas L. Mattis, City Manager
Chris Bratton, Chief of Police
Juan Gonzalez, Mayor Pro Tem

NEW BUSINESS

1. Discussion and action to consider an Ordinance 2016-10-11-26 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 a 0.4800 acre portion of A178 Thomas Garretson, located at 124 Fisher Street, City of Elgin, Bastrop County, Texas from R-3 Single Family and Duplex to S-P for a Specific Use permit for Elgin Alcoholics Anonymous to operate there.
Thomas L. Mattis, City Manager
Gary N. Cooke, Planning and Development Director
2. Discussion and action to consider awarding a bid contract for services on the Traffic Calming project, and authorizing city manager to sign a contract on behalf of the city.
Thomas L. Mattis, City Manager
Joe Parten, Public Works Director
Beau Perry, TRC Engineers
3. Discussion and action to consider awarding a bid for services for the 2016 Drainage Project Phase I Brenham Street and Avenue B, and authorizing the City Manager to sign a contract on behalf of the City of Elgin.
Thomas L. Mattis, City Manager
Joe Parten, Public Works Director
Beau Perry, TRC Engineers
4. Discussion and action to consider rescinding Resolutions No. 2016-08-16-16 and 2016-8-30-17 related to publication of notice of City Council's intent to issue certificates of obligations.
Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director
5. Discussion and action to consider adopting a new Resolution 2016-10-11-18 authorizing publication of notice of intent to issue certificates of obligation for \$10,000,000.
Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director

EXECUTIVE SESSION

The City Council may announce that it will adjourn the public meeting at any time during the meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code to discuss any matter as specifically listed on the agenda and/or as permitted by Chapter 551 of the Texas Government Code.

Recess the Regular Council meeting and call to order Executive Session in a closed session.

None

Adjourn Executive Session and call public back in to Reconvene Regular Council meeting.

RECONVENE

The City Council will return to open session for possible discussion and action as a result of the Executive Session.

ANNOUNCEMENTS

ADJOURNMENT

NOTICE

Notice of Assistance at Public Meetings, the City of Elgin is committed to compliance with the Americans with Disabilities Act. Elgin City Hall and Council Chambers are wheelchair accessible and special marked parking is available. Persons with Disabilities who plan to attend this meeting and who may need assistance are requested to contact the City Secretary's Office at (512) 281-5724. Please provide forty-eight hours notice when feasible.

I, Lucretia Alvarez, City Secretary for the City of Elgin, hereby certify this notice was posted at the City Hall Annex of the City of Elgin, Texas on or before the 7th day of October before 7:00 p.m. in accordance with Chapter 551 of the Texas Government Code.

Lucretia Alvarez
Lucretia Alvarez, City Secretary



COUNCIL MEETING: October 11, 2016

ITEM: 1. Receive public comments on the proposed zoning change request submitted by David Elliott of Santa Anita LLC, owner of the property located at 124 Fisher Street in the A178 Thomas Garretson Survey, Acres 0.4800, City of Elgin, Bastrop County, Texas to change the zoning from R-3 Single Family & Duplex to S-P Specific Use to allow Elgin Alcoholics Anonymous Group to operate there.

RESOURCE PERSON(S): **Thomas L. Mattis, City Manager**
Gary N. Cooke, Planning and Development Director

SUMMARY: The Elgin Planning and Zoning Commission held the first public hearing on the proposed zoning change on September 26, 2016. This is the second of the two public hearings required to be held on the proposed change.

RECOMMENDATION(S): None

ATTACHMENT: 1-Planning and Zoning Agenda September 26, 2016
2-Map of Area
3-Zoning Change Request



AGENDA
ELGIN PLANNING AND ZONING COMMISSION
PUBLIC HEARING/REGULAR SPECIAL MEETING
MONDAY, SEPTEMBER 26, 2016 6:30 P.M.
CITY HALL ANNEX COUNCIL CHAMBERS
310 N MAIN STREET

CALL TO ORDER

PUBLIC COMMENT

Individuals may request to speak on items on the agenda, and items not on the agenda. Speaker comments are limited to three (3) minutes. No formal action can be taken on items not posted on the agenda. All speakers must limit their comments to the specific subject matter noted on the "PUBLIC COMMENT FORM" and refrain from personal attacks or derogatory comments directed at any Commission Member, member of Staff, other individual or group.

CONSENT

1. Approval of minutes, August 22, 2016.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

1. REVIEW AND MAKE POSSIBLE RECOMMENDATIONS TO THE ELGIN CITY COUNCIL ON A PROPOSED ZONING CHANGE REQUEST SUBMITTED BY DAVID ELLIOTT OF SANATA ANITA LLC, OWNER OF THE PROPERTY LOCATED AT 124 FISHER STREET IN THE A178 THOMAS GARRETSON SURVEY, ACRES 0.4800, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO CHANGE THE ZONING FROM R-3 SINGLE FAMILY & DUPLEX TO SP-SPECIFIC USE TO ALLOW ELGIN AA GROUP TO OPERATE THERE.

2. REVIEW AND TAKE POSSIBLE ACTION ON A PRELIMINARY PLAT SUBMITTED BY DALE L. OLSON SURVEYING CO. FOR ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, OWNERS OF THE PROPERTY LOCATED IN THE GARRETT, BLOCK F, LOT 1 (E 1/2), ACRES 0.4540, 701 N. AVE H, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE THEIR PORPerty INTO TWO (2) LOTS TO BE KNOWN AS "FRANZ ADDITION".

3. REVIEW AND TAKE POSSIBLE ACTION ON A FINAL PLAT SUBMITTED BY DALE L. OLSON SURVEYING CO. FOR ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, OWNERS OF THE PROPERTY LOCATED IN THE GARRETT, BLOCK F, LOT 1 (E 1/2), ACRES 0.4540, 701 N. AVE H, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE THEIR PORPerty INTO TWO (2) LOTS TO BE KNOWN AS "FRANZ ADDITION".

4. REVIEW AND TAKE POSSIBLE ACTION ON A REVISED CONCEPTUAL PLAT SUBMITTED BY JOSE GARCIA, OWNER OF THE PROPERTY LOCATED AT HILLSIDE SUBDIVISION, SCTION 2, BLOCK B, LOT 18, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE HIS PROPERTY INTO FIVE (5) LOTS TO BE KNOWN AS "MAPLE LANE SUBDIVISION".

EXECUTIVE SESSION

The board may adjourn the public meeting at any time during the meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code to discuss any matter as specifically listed on the agenda and/or as permitted by Chapter 551 of the Texas Government Code.

RECONVENE

The board returns to open session for possible discussion and action as a result of the Executive Session.

ANNOUNCEMENTS

ADJUOURNMENT

NOTICE

I, Gary N. Cooke, Director Planning & Development for the City of Elgin, hereby certify this notice was posted at the City Hall Annex of the City of Elgin, Texas on or before the 9th of September, 2016 before 5:00 p.m. in accordance with Chapter 551 of the Texas Government Code. The Elgin City Council will hold a public hearing on item #1 in the City Council Chambers, Elgin City Hall Annex, 310 N Main Street, Elgin, Texas on Tuesday, October 11, 2016.

Gary N. Cooke

Gary N. Cooke, Director Planning & Development

Notice of Assistance at Public Meetings, the City of Elgin is committed to compliance with the Americans with Disabilities Act. Elgin City Hall and Council Chambers are wheelchair accessible and special marked parking is available. Persons with Disabilities who plan to attend this meeting and who may need assistance are requested to contact the City Secretary's Office at (512) 281-5724. Please provide forty-eight hours notice when feasible.

Para informacion en espanol favor de llamar 512-281-0119.
Servicios de traduccion disponible en la reunion.



AGENDA
COMISIÓN DE PLANIFICACIÓN Y ZONIFICACIÓN
AUDIENCIA PÚBLICA/REUNIÓN ORDINARIA
LUNES, 26 DE SEPTIEMBRE DE 2016, 6:30 P.M.
CÁMARA DEL CONCILIO, ANEXO DE LA
CIUDAD DE ELGIN 310 N MAIN STREET
310 NORTH MAIN STREET

LLAMADA AL ORDEN

COMENTARIOS PÚBLICOS

Individuos pueden solicitar hablar sobre artículos en la agenda, y artículos no en la agenda. Comentarios de altavoz se limitan a tres (3) minutos. Ninguna acción formal puede ser tomada en artículos no fijados en la agenda. Todos los oradores deben limitar sus comentarios al tema específico indicado en la "FORMA DE COMENTARIO PÚBLICO" y abstenerse de ataques personales o comentarios derogatorios dirigidos a cualquier Miembro de la Comisión, miembro de Personal, otro individuo o grupo.

CONSENTIMIENTO

1. Aprobación de minutos, 22 de Agosto de 2016.

ASUNTOS INCONCLUSOS

ASUNTOS NUEVOS

1. REVISAR Y HACER POSIBLES RECOMENDACIONES A EL CONCILIO DE ELGIN PARA UN SOLICITUD QUE HA SIDO PRESENTADO POR DAVID ELLIOTT PARA SANTA ANITA LLC, DUEÑO DE LA PROPIEDAD UBUCADA EN 124 FISHER ST, EN EL A178 THOMAS GARRETSON SURVEY, 0.4800 HECTÁREAS, CUIDAD DE ELGIN, CONDADO DE BASTROP, PARA CAMBIAR LA ZONIFICACIÓN DE R-3 UNIFAMILIAR Y DUPLEX A SP-USO ESPECÍFICO PARA PERMITIR EL GRUPO ELGIN AA OPERAR ALLÍ.
2. EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO PRELIMINARIO PRESENTADO POR DALE L. OLSON SURVEYINC CO. PARA ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, DUEÑOS DE LA PROPIEDAD UBICADA EN 701 NORTE AVENIDA H, EN EL GARRETTSON, BLOCK 4, LOTE 1 (E ½), HECTÁREAS 0.4540, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN DOS (2) LOTES Y SER CONOCIDO COMO "FRANZ ADDITION".
- 3 EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO FINAL PRESENTADO POR DALE L. OLSON SURVEYINC CO. PARA ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, DUEÑOS DE LA PROPIEDAD UBICADA EN 701 NORTE AVENIDA H, EN EL GARRETTSON, BLOCK 4, LOTE 1 (E ½), HECTÁREAS 0.4540, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN DOS (2) LOTES Y SER CONOCIDO COMO "FRANZ ADDITION".
4. EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO CONCEPTUAL REVISADO PRESENTADA POR JOSE GARCIA, DUEÑO DE LA PROPIEDAD UBICDA EN HILLSIDE SUBDIVISION, SECTION 2, BLOCK B, LOT 18, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN CINCO (5) LOTES Y SER CONOCIDO COMO "MAPLE LANE SUBDIVISION".

SESIÓN EJECUTIVA

El Consejo puede aplazar la junta pública en cualquier momento durante la junta y convocar en Sesión Ejecutiva de acuerdo con el Capítulo 551 del Código del Gobierno de Texas para discutir cualquier asunto específicamente notado en la agenda y/o según permitido por el Capítulo 551 del Código del Gobierno de Texas.

CONVOCAR

El Consejo vuelve a abrir la sesión para posiblemente discutir y actuar a resultado de la Sesión Ejecutiva.

ANUNCIOS

CLAUSURA

AVISO

Yo, Gary N. Cooke, Director de Planeación y Desarrollo de la Ciudad de Elgin, por este medio certifico que este aviso fue fijado en el Anexo de la Ciudad de Elgin, Texas en o antes del 9 de Septiembre de 2016 antes de las 5:00 p.m. de acuerdo con el Capítulo 551 del Código del Gobierno de Texas. El Concilio de Elgin sostendrá una audiencia pública sobre artículo 1 en la Camara del Concilio, Anexo de la Cuidad de Elgin, 310 N Main Street, Elgin, Texas el 11 de Octubre de 2016.

Gary N. Cooke

Gary N. Cooke, Director de Planeación y Desarrollo

Aviso de Asistencia en Juntas Públicas, la Ciudad de Elgin se compromete al cumplimiento de la Acta de Americanos con Discapacidades. El Anexo de Elgin y las Cámaras del Concilio son accesible en silla de ruedas y estacionamiento especial está disponible. Personas con Discapacidades que deseen asistir a esta junta y que necesiten asistencia deben comunicarse con la Oficina de la Secretaria de la Ciudad al (512) 281-5724. Por favor proporcione aviso de cuarenta y ocho horas cuando practico.

Para información en Español por favor llame al (512) 281-0119.
Servicios de traducción disponibles en las juntas.



AGENDA
PLANNING & ZONING COMMISSION
PUBLIC HEARING/REGULAR MEETING
MONDAY, SEPTEMBER 26, 2016, 6:30 P.M.
CITY HALL ANNEX COUNCIL CHAMBERS
310 NORTH MAIN STREET

ADDENDUM TO ADD A SUPPLEMENTAL AGENDA ITEM

ITEM 5: PRESENTATION WITH DISCUSSION AND WORKSHOP BY CITY ATTORNEY CHARLIE CROSSFIELD ON THE PLATTING PROCESS.

NOTICE

I, Gary N. Cooke, Director Planning & Development for the City of Elgin, hereby certify that the above notice of an addendum to and an agenda item to the meeting of September 26, 2016 was posted at the City Hall Annex of the City of Elgin, Texas on or before the 15TH of September, 2016 before 5:00 p.m. in accordance with Chapter 551 of the Texas Government Code.

Gary N. Cooke, Director Planning & Development

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Para informacion en espanol favor de llamar 512-281-0119. Servicios de traduccion disponible en la reunion.

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Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand),

CC 10/11/16 - Page 10

DAVID B. ELLIOTT

September 2, 2016

RE: Specific Use Permit

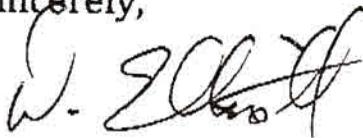
To Whom It May Concern:

I am the President of Santa Anita, LLC, the entity that owns the property located at 124 Fisher Street in Elgin, TX. I would like to request a Specific Use Permit to allow the Elgin AA Group to operate at the above-mentioned address. Please consider this letter my written request for a 5-year permit.

Additionally, since the Elgin AA Group is a much-needed non-profit organization that has operated in Elgin for 25 years, I would like to request that the City of Elgin waive any associated filing fees.

Thank you for your consideration and cooperation in this matter. If you need any further information, please do not hesitate to contact me.

Sincerely,



David Elliott
President of Santa Anita, LLC
PO Box 757 | Kaufman, TX | 75142
Phone: (469) 323-1202
Fax: (972) 788-0803



COUNCIL MEETING: October 11, 2016

ITEM: 1. Public swearing in ceremony of Amanda Carter as the new
Municipal Judge for the City of Elgin.

RESOURCE PERSON(S):

SUMMARY: **This item is for the ceremonial swearing-in of Amanda Carter
as the new City of Elgin Municipal Judge.**

RECOMMENDATION(S): N/A

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 1. Update on bulk trash collection services and related matters.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager

SUMMARY: Discussed at previous meetings; The staff continues to deliberate on issues relating to residential bulk trash and brush collection services. This item will provide for general discussion and an update on potential improvements and plans moving forward.

RECOMMENDATION(S): Council review and discussion as stated; and direction to staff, if any, as appropriate

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 2. Update on City Recreation Center/Shelter Project and related matters.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager

SUMMARY: Discussed at previous meetings; The staff continues to review final plans for the new City Recreation Center/Shelter Project in anticipation of a recommendation to award a construction bid for same at the 11/1 Regular Council Meeting. This item will provide for general discussion and an update on the project; and plans moving forward.

RECOMMENDATION(S): Council review and discussion as stated; and direction to staff, if any, as appropriate

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 3. Monthly Department Reports for August 2016.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager

SUMMARY: Department reports are informational only for city council, and no action is required by council.

RECOMMENDATION(S): None required.

ATTACHMENT:

- 1-Library
- 2-Police Summary
- 3-Police Report
- 4-EDC
- 5-Community Development
- 6-Main Street
- 7-Utilities- Water & Wastewater
- 8-Utility Billing
- 9-Municipal Court
- 10-Parks
- 11-Planning and Code Enforcement

Library Report to City of Elgin

August 2016

We are happy to report +22% in **circulation** from the previous year. **Collection** size is 39,458 items.

Classes: The library began the ESL (English as a second language) and citizenship classes on August 8th. These ESL classes are taught by 2 volunteers, Bethel Oestman and John Van Metre in the morning and evening of Tuesday and Thursday. John provides the citizenship classes on Monday and Wednesday evenings. Bethel also teaches ESL at Austin Community College. Judy worked on a flyer for the three organizations that provide ESL in the community. It is seen below in the August newsletter.

Friends of the Elgin Library are planning a Literary Event on October 16th at 2 in the Civic Center with author Donna Janell Bowman (Bratton) discussing her book Step Right Up: How Doc and Jim Key Taught the World about Kindness. It is the inspiring story of William “Doc” Key and his horse Beautiful Jim Key. Doc taught Jim to read, write, do math, and more, and together they became a famous traveling act that also raised awareness for the humane treatment of animals. The Friends held their annual planning meeting August 25th. Other discussions were about holding a Texas Writes program with the Writer’s League of Texas and Lunch at the Library: the USDA Summer Food Service program.

Grants: Through the Bots ‘n Books Grants with Connecting Texas Libraries Statewide (CTLS) we received 2 Lego Education Mindstorm EV3 kits to use with ages 10-21.

Programs: Library use of the Civic Center was increased from the previous August. Although we were not doing the national CPLS summer reading program in August we continued to provide interesting programs for young folks until school started with a corresponding increase in program attendance. The TBA (Texas Bluebonnet Award) Book Club with Dolores Hernandez began meeting 2 times a month through January when they vote on their favorite book out of the 20 worthy Bluebonnet nominees. Volunteer Michelle Austino provided a Travel Club program with Ulle Nelson talking about her solo trip to Rome. The Old Fogey’s Tea was a hit with the theme of “A day at the races” and mock mint julips.

Volunteers: The library is eligible for 2 SCSEP (Senior Community Service Employment Program) WorkSearch employees. The difficulty seems to be finding seniors who need to receive training to become more employable. They work 18 hours a week building their job skills as we train them.

Categories	Units	Aug.'15	Aug. '16	Fiscal YTD '15	Fiscal YTD '16
Total Circulation		7,106	8,469	82,886	81,781
+ or - Same month previous year	Percent	22%-	19%+		
Additions					
Interlibrary Loans	Each	3	5	20	19
New Patrons	Each	121	107	1,023	968
Collection					
Items Added	Each	242	183	3,543	4,030
Items Withdrawn	Each	109	314	2,846	2,598
Total Collection	Each	38,351	39,458	38,351	39,458
General Statistics					
Gate Count	Each	4,924	4,794	48,513	45,658
Hours Open	Hours	168	177	1,788	1,818
Library Tours	Each	0	0	7	2
Program Visitors	Each	332	413	5,871	5,673
Public Computer Use	Hours	810	782	8,267	10,307
Patrons using computers	Each	1,090	1,050	8,412	7,133
Volunteer Hours	Each	249	160	4,467	1,311
Receipts					
		\$1,323	\$1,544	\$27,389	\$26,022
Civic Center Use					
City	Each	4	2	29	31
Library	Each	14	43	173	163
Public Rental	Each	1	5	27	37
Other - not for profit	Each	7	2	84	101
Total Civic Center Use		26	52	313	332



2016-2017 TEXAS BLUEBONNET AWARD PROGRAM

Kick-off Event

For students in grades
from 3rd to 6th

Saturday, July 30th
from 10:00 to 2:00

- Lowrider Cars
- Roller Derby Girls
- Music
- Food
- Book Fair
- Puppet Show

All students and their families are welcome to attend the event. Public school students in 6th grade and homeschoolers 3rd to 6th grade who wish to be part of the year's TBA Book Club will need to enroll as soon as possible. First meeting will be August 3rd. This year's kick-off event will showcase all the books on the 2016-17 Texas Bluebonnet Award list and feature some of the books with a few guest performers you won't want to miss!

For more information, contact: Dolores Hernandez
512.281.5678
dolores@ci.elgin.tx.us
www.elginpubliclibrary.org

This year's Bluebonnet books were purchased with a grant from the Texas Book Festival.



ELGIN PUBLIC LIBRARY LIBRARY NEWS

AUGUST 2016

CHILDREN & YOUTH PROGRAMMING



LAPSIT PROGRAM
and **STORYTIME**
Every Tuesday @ 10:30

ARTS & CRAFTS Every Wednesday @ 4:30

LEGOS Every Thursday @ 3:00 (till school starts)

MOVIE DAY

Wednesdays @ 12:00 (till school starts)
Bring your lunch!



August 3rd



August 10th



August 17th

**TBA
BOOK CLUB**
Texas Bluebonnet Award
First meeting

Wednesday,
August 3rd
from 2:00 to 4:00

ADULT PROGRAMMING



OLD FOGEYS TEA
(anyone over 18 years old)
Saturday August 6th @ 2:00
We have read our books and turned in our logs, so now it is time for a cup of tea. This year's theme is "A Day at the Races." That is horse races with big hats and Mint Julip tea.

ADULT CRAFT AFTERNOON
Friday, August 5th @ 1:30

CITIZENSHIP CLASS
Starting Monday, August 8th
Mondays & Wednesdays 6:00 to 8:00

AFTERNOON BOOK CLUB
Tuesday, August 9th @ 2:00

ENGLISH AS A SECOND LANGUAGE
Starting Tuesday, August 9th

TRAVEL CLUB
Friday, August 12th from 2:00 to 3:30

TGIF MOVIE
Dancing at Lughnasa
Friday, August 19th @ 1:00

See page two for more information....

DEAR FRIENDS



Greetings ... The month of August has often been called the "Dog Days of Summer"..... meaning, I suppose, that it can't get any worse than this! It has, indeed, been a long hot summer. Books have been written and movies made about it. However we all manage with the aid of sun screen, fans, A/C, and, of course, the pool! The "Friends" will be having our annual "Welcome Back" luncheon for our board members later this month. We hope to make some exciting plans for the coming months....stay cool and stay tuned! *-Patsy Hoffman, President of the friends of the Elgin library*

LIBRARY HOURS

Tuesday	10 to 7
Wednesday	10 to 6
Thursday	10 to 7
Friday	10 to 6
Saturday	10 to 4

Closed Sunday and Monday

FRIENDS of the ELGIN LIBRARY



404 North Main Street
Elgin, TX 78621
Phone: 512-281-5678
Fax: 512-285-3015
www.elginpubliclibrary.org
Editor: J. A. Maiewski

CLASES de INGLES

English as a Second Language
& AMERICAN CITIZENSHIP



Three organizations in Elgin are collaborating to provide English as a Second Language classes and assistance with the American citizenship exam for anyone in the community.

♦ **Community Action of Bastrop County** offers Level 1 ESL on Monday & Wednesday from 10:00 to 12:00 and Level 2 ESL on Monday & Wednesday from 6:00 to 8:00. Both classes are at the ACC Campus. For more information contact Bethel Oestman by texting to 512-229-5063.

♦ **Elgin ISD** provides classes in beginning ESL on Tuesday & Thursday from 6:00 to 8:00 and intermediate ESL on Monday & Wednesday also from 6:00 to 8:00. For more information contact Amabeli Flores at 512 281-3434, extension 1234.

♦ **Elgin Public Library** will offer a Level 2 ESL class on Tuesday and Thursday from 10:00 to 12:00 and a Level 3 ESL class on Tuesday and Thursday from 6:00 to 8:00. Assistance with preparing for the citizenship exam is provided at the library on Monday & Wednesday from 6:00 to 8:00. For more information contact the library at 512 281-5678.



JOB HUNTERS

Wednesdays from 10:00-2:00

- ♦ Receive one-on-one help
- ♦ Have your resume reviewed
- ♦ Get help with online job applications

Call for appointment at 512-303-3916 or drop by to meet Denise Ross, a Workforce Development Specialist with the Texas Workforce Commission

TRAVEL CLUB



FRIDAY AUGUST 12TH
from 2:00 to 3:30



SPEAKER: ULLI NELSON
TOPIC: ROME

All abroad for a trip to the city of romance, history, and good food. Ulli will talk about her solo 2016 trip to Rome, which was a lifetime dream come true.

CHILDREN WITH SPECIAL NEEDS SUPPORT GROUP

Friday, August 12th
from 2:00 to 4:00



For those of you that have a child with special needs, and would like to connect with others, Deborah will be on hand in the Meeting Room of the library the second Friday of every month.

Come visit with other families, professionals, and caregivers.

Children are welcome!

If you have questions please call Deborah at 737-247-8142



Elgin Police Department

Office of the Chief

202 Depot Street • Elgin, Texas 78621 • 512 / 281-3330



Elgin Police Department

August 2016

August saw another busy month for the department with over 1000 calls for service again. We are currently on pace to exceed 12,000 calls for service for calendar year 2016. The preliminary Uniform Crime Reports for 2015 have come out and it shows a decrease in serious crime in Elgin for 2015. This will mark the second year in a row that we've seen a decrease in Part I crimes which include Murder, Robbery, Rape, Aggravated Assault, Theft, Auto Theft, Arson, and Human Trafficking. We should have final numbers the September report but we're encouraged by what we see in the preliminary numbers.

We were involved with numerous meetings and events in August and also finalized plans for our 7th Citizens Police Academy. The CPA is scheduled to kick off the end of September and so far we've received over 30 applications from citizens wanting to attend. We hope the class size continues to grow and look forward to a great conversation with our community during the class. Kuddos to Assistant Chief Phillip Taylor for working so hard to see that our CPA is one of the best in the area.

Elgin Police Department
August 2016 Report

CATEGORY	Aug-16	Aug-15	Aug-14	Aug-13	Aug-12
Calls for Service					
Total Calls for Service	1110	899	965		715
Police calls	853	678	763	449	458
Fire calls	46	57	36	51	34
Animal calls	66	91	142	62	47
Activity logs	137	64	127	64	171
City calls	8	9	11	5	5
Offense Reports					
Total Offense Reports	67	52	72	60	78
Active (Open) cases	25	14	24	19	11
Cases Inactivated	17	16	20	14	22
Cases Closed	3	3	4	4	3
Documentation (no crime)	3	0	0	1	2
Other	1	1	0	1	1
Unfounded	1	3	1	1	1
Referred to other agency	1	1	0	1	0
Citations					
Total Citations	217	196	182	378	341
Citations for violations	116	75	102	168	145
Warnings	101	121	80	209	196
Collisions					
Total Accidents	8	33	34	30	25
Major accidents (with injury)	0	2	6	2	5
Minor accidents (no injury)	1	24	22	24	17
Leaving the scene accidents	7	7	6	4	3
Alarms					
Business alarms	16	13	12	12	10
Residential alarms	9	8	9	8	4
Fire alarms	5	5	2	0	1
Arrests					
Felony arrests	1	3	5	5	9
Misdemeanor arrests	13	11	16	13	29
Other arrests	2	1	5	1	2
Animal Control					
Total Animal Control calls	66	91	142	62	47
Animal Cruelty calls	0	0	0	0	0
Canine Impounds	4	10	15	17	10
Feline Impounds	12	5	18	13	23
Citations issued	5	5	7	8	0
Bite Cases	2	2	1	1	2
Dead animal calls	5	6	15	6	5
Wildlife calls	4	10	6	16	8
Rabies cases	0	1	3	0	3
Rabies cases positive	0	0	3	0	0

TO: Elgin City Council and City Manager

RE: Economic Development Corp. Monthly Report by Owen Rock

Date: Tuesday, October 11, 2016 council meeting

- The EDC Board has approved a Business Retention and Expansion plan and the program will be rolled later this month.
- EDC Staff met with a local business that is having a difficult time making a profit. Staff gave them advice on improving their finances and overall business improvements.
- EDC Staff, Amy Miller and Gena Carter had a very successful “shop local” campaign and received over 1,000 emails addresses that will assist in letting people know about the next event.
- Staff continues to meet with a local land owner and planning firm to discuss a new project on 290.
- Staff met with a residential developer along with other property owners to discuss planning and layout of new roads for a residential/commercial development.
- Staff is currently in negotiations with two local business owners to sell the two final lots in the 290 business park. Both businesses want to expand their current operations.
- Continue to work with the USDA to finalize a grant application for technical assistance for the proposed co-packaging/kitchen incubator.
- The Elgin EDC will be receiving a Merit Award from the Texas Economic Development Council at the annual conference luncheon at the end of October. The award was for our unique idea of attracting value added food businesses and the attraction of ATX Jerky and Hat Creek Pickles.
- Sales tax allocations for September were up 6.03% from last September and they are up 9.52% from this period compared to last year.

Please contact me if you need more information on any of these items

Owen Rock

Elgin Economic Development Corporation, Phone: 512-229-3226 or email: orock@ci.elgin.tx.us



MEMORANDUM

To: Tom Mattis, City Manager
From: Amy Miller, Community Development Director
Date: September 20, 2016
RE: Community Development Department Report August 2016

The Community Blood drive was a success with more than 50 participants. The next Elgin Community Blood Drive will be January 2017.

LML Appliances opened on Depot Street and Daisy's Furniture and Home Décor opened on East First Street. Renovation work continues at 19 North Main Street with a planned opening for The Brique Restaurant by October 22. Work at 109 Central Avenue is on schedule, Hat Creek Provisions Company held a mini job fair on August 31. Renovation work began on 30 North Main, property slated to have two commercial spaces. 109 South Avenue C completed its review with Historic Review board and is finalizing plans to submit for a building permit. 111 South Avenue C is working on plans to submit for HRB review and a building permit request.

The TCF downtown Sidewalk project to be complete by September 30. Met with TXDOT Georgetown office to begin the grant process for the FM 1100 TAP sidewalk project and to continue review of the FM 1100 engineering and Environmental grant.

Projects

- Shop Elgin First promotions – Dine Elgin First Grand prize drawing was August 22 and over 1500 unique email addresses were secured through this promotion.
- Coordinated Safe Routes to School Walk & Bike to school day Friday September 2, October 7 and November 4.
- Worked on a Texas Parks & Wildlife grant application for Downtown Park - Veterans Memorial Park expansion. Determined that this project would be more competitive if submitted in 2017.
- Worked with council member Mary Penson to make recommendations for locations of future sidewalk and bike routes as part of the CAMPO Alternative Transportation Plan outreach meeting.
- Met with potential buyers and realtors for properties downtown.
- Met with property owners about renovation plans and possible tenants.

- Met with business owners seeking lease space.
- Hogeye Festival planning: Marketing and graphic design work, sponsorships, creation of a film festival component, media / press releases, booking music, logistics etc.
- Organizing business training classes with Chamber and EDC for the fall.
- Launched Holiday Lights funding program with Friends of Elgin Parks.
- Completed editorial for fall winter issue of Downtown 78621.
- Produced Downtown Business guide map and brochure.
- Planning for holiday events and Small Business Saturday
- Marketing coordination and support for Sip Shop and Stroll, 2nd Thursdays from 5-8 downtown.
- Attended Texas Downtown Association seminar Getting Locals Back Downtown in Seguin.
- Provided community overview presentation to new teachers and staff for Elgin ISD.
- Reviewed Envision Elgin Bylaws and completed amendment for the September meeting.
- City of Elgin E-News
- Facebook Pages: City of Elgin, Visit Elgin, Envision Elgin
- Instagram – visitelgintx

Boards & Committees, Seminars

CAMPO Technical Advisory Committee
 CAMPO Active Transportation Advisory Committee
 Historic Review Board
 Main Street Board
 Hogeye Festival Committee
 Promotion Tourism Committee
 Organization Committee
 Design Committee
 Bastrop County Transportation Plan Steering committee
 Elgin ISD Farm 2 School grant
 Clean Air Coalition Advisory Committee, CAPCOG

Upcoming Events

First Saturday Sidewalk Sales from 10am-5pm in Downtown
 Every Saturday Elgin Farmers' Market 9am – 1pm Downtown
 September 8, Sip Shop and Stroll
 October 13, Sip Shop and Stroll
 October 20-22, Hogeye Festival
 October 31, Safe Trick or Treat
 November 5 Veterans Appreciation parade



MONTHLY ACTIVITY REPORT

For the local program, monthly reports are a way to track and document progress of both the program and the downtown revitalization effort. It is also an effective tool to use for updating the board on the program's overall activities and for communicating your progress to stakeholders, such as City Council and other funding entities. For the state office, monthly reports help us provide more direct and effective services by giving us a way to spot trends, challenges, issues etc. The report should reflect BOTH the work of staff and volunteers. While not all programs use the traditional four-committee structure any longer, the work of all programs should still be able to be reflected in the four-point categories below.

The Monthly Report is **due by the 10th of each month**. Please use electronic version, type or print legibly. Please use this electronic version and email to mainstreet-reports@thc.state.tx.us.

CITY: ELGIN

MONTH/YEAR: August 2016

DATE SUBMITTED: 9-10-2016

1. Updates on Projects, Activities for the month.

MAIN STREET BOARD: *(After typing, TAB to the next cell)*

Meeting Dates:	Update on projects or activities
August 18, 2016	Hogeye Festival and new component, the Over Yonder Film Festival. Holiday lights, event planning for October through December, downtown 78621, business training classes for the fall, property renovations and business development.

ORGANIZATION: *(After typing, TAB to the next cell)*

Meeting Dates:	Update on projects or activities
August 22, 2016	Completed editorial for the fall winter issue including an article about ATX homemade jerky and hat creek provisions. Working with Economic Restructuring on new map for downtown showing every business and a description for retail and dining businesses is completed and being distributed while an updated version is completed. Looks good and had over 100 listed.

PROMOTION:

Meeting Dates:	
August 11, 2016	Planning Hogeye music set for three stages Sip shop stroll continues to grow in attendance. Great turn out from teachers as they were in for training the same week Making plans for small business Saturday. Started planning holiday events and Small business Saturday.

DESIGN:

, 2016	Holiday lights - planning a direct mail fundraiser through friends of Elgin parks. Worked on budget for grant for TPWD. TCF sidewalk project continues successful, slated to finish September 30. A Frame signs – to direct people to side street businesses installed.
--------	---

ECONOMIC RESTRUCTURING:

Meeting Dates:	Update on projects or activities
August 9, 2016	Setting up business training classes for October and November. News businesses - LLM appliances and daisy's furniture and home decor. Hat creek provisions to open in early September. Working with businesses to find lease space, and working with buyers and sellers on space. The occupancy rate is really exciting! <u>Dine Elgin First</u> Shop Elgin First program targeting dining in Elgin was a great success with over 1500 unique email addresses.

2. Program Commentary *(list critical issues, problems, and successes/ completed projects of the past month):*
 LML Appliances opened on Depot Street and Daisy's Furniture and Home Décor opened on East First Street. Renovation work continues at 19 North Main Street with a planned opening for The Brique Restaurant by October 22. Work at 109 Central Avenue is on schedule, Hat Creek Provisions Company held a mini job fair on August 31. Renovation work began on 30 North Main, property slated to have two commercial spaces. 109 South Avenue C completed its review with Historic Review board and is finalizing plans to submit for a building permit. 111 South Avenue C is working on plans to submit for HRB review and a building permit request.

3. Outlook. *Goals and challenges; plans for upcoming major projects such as public improvements etc.:*

Developing a Technical assistance training program for 2016-2017 in cooperation with EDC and Chamber.

4. Suggestions for Texas Main Street Center *(list suggestions on services or training topics; new resources; questions):*
5. Main Street in the News. *If your programs or its activities have been spotlighted in press coverage during the month, please provide a link here. If there is a newsworthy event or announcement that would be appropriate for the Main Street Matters e-newsletter, please email mainstreet-reports@thc.state.tx.us with the information. Please provide event information as many months in advance as possible.*

September 3 First Saturday Sidewalk Sales

Sidewalk sales throughout downtown.

September 8 Sip Shop and Stroll

Sip a little wine and shop as you stroll through the stores in Historic Downtown Elgin. Dance performance by the Elgin Ballet Folkloric Dancers and the Elgin High School Wildcat Purple Diamond Dancers. You will find diverse merchandise, eclectic decor, artwork by local artists and live music in many of the venues.

October 1 First Saturday Sidewalk Sales

Sidewalk sales throughout downtown.

October 13 Sip Shop and Stroll

Makers Night – businesses to host an artist or other maker like a food product person so attendees can meet the makers! Sip a little wine and shop as you stroll through the stores in Historic Downtown Elgin. You will find diverse merchandise, eclectic decor, artwork by local artists and live music in many of the venues.

October 22 Hogeye Festival

Saturday, October 22 from 10:00a.m until 6:00p.m., Elgin goes hog wild for this free family festival. It is a time for family friendly fun and casual feasting in the *Sausage Capital of Texas* with all the pink pork trimmings this proud central Texas town can root up. The festival features live music and entertainment on three stages, handmade arts and crafts, children's activities, Road Hog Car Show, a children's costume pet parade, a carnival, BBQ Pork Cook-Off, In a Pig's Eye Dart Contest, Hogalicious Dessert Contest, Cow Patty Bingo, the Pearls Before Swine Art Show, the Over Yonder Film Festival, and great festive food! Free Festival Shuttle available at the Hwy 95 North Park and Ride, the festival is held downtown at 109 Depot Street. www.hogeyefestival.com

October 31 – Safe Strick or Treat

Enjoy treats throughout downtown and Veterans Memorial Park 6pm to 8pm

November 5 Veterans Appreciation Parade

Parade organized by Elgin Veterans of Foreign Wars and American Legion Post 10am through downtown.

November 18 – Community lighting program

Kick off the Holiday Season with a community lighting program at Elgin City Hall 310 North Main Street 6pm. See the new animated singing Christmas tree in action and stroll through downtown to enjoy the first lights of the season.

November 26 Small Business Saturday

Where's Priscilla? Celebrate Small Business Saturday by shopping locally in downtown Elgin and finding Priscilla – complete your Priscilla Passport and have a chance to win Downtown Dollars gift certificates!

Friday December 2 Holiday Concert

Share your Goodwill by EISD Elementary students 6pm Veterans Memorial Park

Saturday December 3 Holiday BY the Tracks

Featuring an Elgin Hot Chocolate Competition, Holiday Bazar at the Elgin Farmers Market, store specials throughout downtown, Lighted parade and more starts at 9am continues through evening. Details at www.elgintx.com

Picture's with Santa Throughout the month downtown

Saturday, December 3rd Elgin Farmers Market

Thursday December 8th 10am-12pm Advocacy Outreach 200 Depot Street Ste. A

Thursday, December 8th 5pm Christmas Party with Santa Claus Elgin Public Library

December 10th 2pm – 6pm Daisy's Furniture and Home Décor 116 East First Street

December 16th 2pm – 6pm Daisy's Furniture and Home Décor 116 East First Street

December 15th 4pm to 8pm The Owl Wine Bar & Home Goods Store 106 North Main
December 20th 12pm – 4pm Prosperity Bank 31 North Main
December 24th 2pm – 6pm Daisy's Furniture and Home Décor 116 East First Street

Monthly Reports August 2016

Department 023 Water Treatment

Well # 10	9,902,000 Gallons
Well # 11	0 Gallons
Well # 14	18,206,000 Gallons
Well # 15	15,379,000 Gallons
Water loss due to leaks or flushing	100,000 Gallons
Total Water Pumped	43,387,000 Gallons

Chemicals Used

Chlorine	1070 Pounds
Sequest	300 Pounds

Distribution Samples

Bacteriological Samples Taken	11
Average Chlorine Residual	1.75 mg/l
Violations	0

Department 024 Distribution

Line Repairs/New installations

Main Line Breaks	4
Service Line Breaks	8
Miscellaneous Repairs/Complaint Calls	20
New Connections/Taps	0
Installation of New Water Main	0

Department 026 Wastewater

Collections

Backups

Main Lines	2
Service Lines	15
After Hours Call-Outs	10

Line Repairs/New Installations

Curb Side Cleanout Caps Replaced	2
Curb Side Cleanouts Installed	0
Main Line Repairs	0
New Main Line Installed	0
New Taps Installed	0
Lines TV'd	3

Lift Station Maintenance/Repairs

Hour Meter Reads/Daily Site Checks	9 Daily
Pumps Pulled	2
Pumps Installed	0
Pumps De-raged	4
Motors Pulled	0
Motors Installed	0
Electrical Issues (Repair/Replace Parts)	0
Floats Cleaned/Replaced	2
Grass/Weed Maintenance	4
After Hours Call Outs	10

Wastewater Treatment Plant**Maintenance/Repairs**

Pumps Pulled	3
Pumps Installed	3
Motors Pulled	3
Motors Installed	3
Control System/Electrical Repairs	3
Cleaned Wet Well Floats	1
Miscellaneous Repairs	12
After Hours Call-Outs	4

Chemicals Used

Alum/Gallons	4,000
Bleach 10%/ Gallons	2,000
Polymer/ 55 gallon drums	2

Monthly Plant Flows and Test Results

Minimum Daily Flow	505,900 Gallons
Maximum Daily Flow	2,667,000 Gallons
Average Daily Flow	750,100 Gallons
Total Monthly Flow	23,253,900 Gallons

Effluent DO (Dissolved Oxygen) Average	6.11
Effluent Chlorine Residual Average	1.96 mg/l
Effluent pH Average	7.54
Total Phosphorus Average	0.223
CBOD (Carbonaceous Biochemical Oxygen Demand) Average	2.52
TSS (Total Suspended Solids) Average	2.1
Ammonia/Nitrates Average	0.181

Remarks : Employee Gregory Gregg continues to be out recovering from shoulder surgery.
Vernon Johnson will be retiring from the City on October 10th. We will miss him. Randy Nickel will be

need to hire Randy's position at the Wastewater Treatment Plant.

UTILITY BILLING REPORT			August 2016
Billed out	\$417,281.25		
Past due notices	634	\$73,434.59	
Work orders-Cut offs	77		
Disconnected for non pmt	61		
Extension to pay 1st	77		
Extension due for disconnect	5		
Meter tamper fee	0		
After Hour turn on	0		
Accounts set to final	3	for non pmt	

METER REPORT		
WORK ORDERS	COMPLETED	INCOMPLETE
START READ	58	9
FINAL READ	47	1
TRANSFERS / IN AND OUT	5	0
CTO'S / DISCONNECT NON-PMT	87	0
SET METER	7	6
ERT REPLACEMENTS	17	17
METER REPLACEMENTS	44	30
VISUAL READS	23	0
FAILURE TO READ (MOBILE MISS)	44	0
RE READS	23	0
WL / CHECK FOR WATER LEAK	17	0
METERS DATA LOGGED	2	0
MISCELLANEOUS	37	0
TOTAL NUMBER OF WORK ORDERS	411	63
CURB STOPS		
BROKEN CURB STOPS	0	29
TOTAL NUMBER OF WORK ORDER	0	29
BULK WATER		
PURCHASES	10	
TRIPS/GALLONS	20/7,500	
TOTAL COLLECTED	\$36.78	

Dodie Navejas, Utility Billing Supervisor
Customer Service/A/R Supervisor

310 N. Main Street
512-229-3220 office

OFFICE OF COURT ADMINISTRATION

TEXAS JUDICIAL COUNCIL



OFFICIAL MUNICIPAL COURT MONTHLY REPORT

Month August

Year 2016

Municipal Court for the City CITY OF ELGIN

Presiding Judge Larry Dunne

If new, date assumed office

Court Mailing Address P.O. BOX 591

City ELGIN

, TX Zip 7-8621

Phone Number (512) 281-0318

Fax Number

Courts Public Email

Court's Website

THE ATTACHED IS A TRUE AND ACCURATE REFLECTION OF THE RECORDS OF THIS COURT

Prepared by Yadira Duque

Date Sep 13, 2016

Phone Number (512) 281-0318

PLEASE RETURN THIS FORM NO LATER THAN 20 DAYS FOLLOWING THE END OF THE MONTH REPORTED TO:

OFFICE OF COURT ADMINISTRATION

P O BOX 12066

AUSTIN, TX

78711-2066

PHONE: (512) 463-1625

FAX: (512) 936-2423

CRIMINAL SECTION

City of CITY OF ELGIN
Month August Year 2016

	Traffic Misdemeanors			Non-Traffic Misdemeanors		
	Non-Parking	Parking	City Ordinance	Penal Code	Other State Law	City Ordinance
1. Total Cases Pending First of Month:	12,909	14	0	0	2,540	23
a. Active Cases	8,896	12	0	0	1,254	5
b. Inactive Cases	4,013	2	0	0	1,286	18
2. New Cases Filed	109	0	0	0	50	0
3. Cases Reactivated	37	0	0	0	16	0
4. All Other Cases Added	0	0	0	0	0	0
5. Total Cases on Docket	9,042	12	0	0	1,320	5
6. Dispositions Prior to Court Appearance or Trial						
a. Uncontested Dispositions	79	1	0	0	33	1
b. Dismissed by Prosecution	15	0	0	0	5	0
7. Dispositions at Trial:						
a: Convictions						
1) <i>Gilty Plea or Nolo Contendere</i>	10	0	0	0	10	0
2) <i>By the Court</i>	0	0	0	0	0	0
3) <i>By the Jury</i>	0	0	0	0	0	0
b: Acquittals:						
1) <i>By the Court</i>	1	0	0	0	0	0
2) <i>By the Jury</i>	0	0	0	0	0	0
c. Dismissed by Prosecution	0	0	0	0	2	0
8. Compliance Dismissals:						
a: After Driver Safety Course	36					
b: After Deferred Disposition	4	0	0	0	2	0
c: After Teen Court	0	0	0	0	0	0
d: After Tobacco Awareness Course					0	
e: After Treatment for Chemical Dependency				0	0	
f: After Proof of Financial Responsibility	4					
g: All Other Transportation Code Dismissals	0	0	0	0	0	0
9. All Other Dispositions	5	0	0	0	1	0
10. Total Cases Disposed	154	1	0	0	53	1
11. Cases Placed On Inactive Status	14	0	0	0	13	0
12. Total Cases Pending End of Month:	12,864	13	0	0	2,537	22
a: Active Cases	8,874	11	0	0	1,254	4
b: Inactive Cases	3,990	2	0	0	1,283	18
13. Show Cause Hearings Held	4	0	0	0	3	1
14. Cases Appealed:						
a: After Trial	0	0	0	0	0	0
b: Without Trial	0	0	0	0	0	0

JUVENILE / MINOR ACTIVITY

Court CITY OF ELGIN	TOTAL
Month August Year 2016	
1. Transportation Code Cases Filed	1
2. Non-Driving Alcoholic Beverage Code Cases Filed	0
3. Driving Under the Influence of Alcohol Cases Filed	0
4. Drug Paraphernalia Cases Filed	1
5. Tobacco Cases Filed	0
6. Failure to Attend School Cases Filed	0
7. Education Code (Except Failure to Attend) Cases Filed	0
8. Violation of Local Daytime Curfew Ordinance Cases Filed	0
9. All Other Non-Traffic Fine-Only Filed	0
10. Transfer to Juvenile Court: a. Mandatory Transfer	0
b. Discretionary Transfer	0
11. Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct)	0
12. Held in Contempt by Criminal Court (Fined and/or Denied Driving Privileges)	0
13. Juvenile Statement Magistrate Warning: a. Warnings Administered	0
b. Statements Certified	0
14. Detention Hearings Held	0
15. Orders for Non-Secure Custody Issued	0
16. Parent Contributing to Nonattendance Cases Filed	0

ADDITIONAL ACTIVITY

Court CITY OF ELGIN		Number Given	Number Requests For Counsel
Month August	Year 2016		
1. Magistrate Warnings:			
a. Class C Misdemeanors		28	
b. Class A and B Misdemeanors		4	2
c. Felonies		3	2
			TOTAL
2. Arrest Warrants Issued:			
a. Class C Misdemeanors			27
b. Class A and B Misdemeanors			0
c. Felonies			0
3. Capiases Pro Fine Issued			33
4. Search Warrants Issued			0
5. Warrants for Fire, Health and Code Inspections Filed			0
6. Examining Trials Conducted			0
7. Emergency Mental Health Hearings Held			0
8. Magistrate's Orders for Emergency Protection Issued			0
9. Magistrate's Orders for Ignition Interlock Device Issued			1
10. All Other Magistrate's Orders Issued Requiring Conditions for Release on Bond			0
11. Driver's License Denial, Revocation or Suspension Hearings Held			0
12. Disposition of Stolen Property Hearings Held			0
13. Peace Bond Hearings Held			0
14. Cases in Which Fine and Court Costs Satisfied by Community Service:			
a. Partial Satisfaction			0
b. Full Satisfaction			0
15. Cases in Which Fine and Court Costs Satisfied by Jail Credit			16
16. Cases in Which Fine and Court Costs Waived for Indigency			0
17. Amount of Fines and Court Costs Waived for Indigency			\$0.00
18. Fines, Court Costs and Other Amounts Collected:			
a. Kept by City			\$18,991.30
b. Remitted to State			\$10,488.84
c. Total			\$29,480.14

Michael Gonzalez
Parks and Recreation Director
mgonzalez@ci.elgin.tx.us 512-285-6190



August 2016 Parks Report

The end of summer is a welcomed season for many park staffers, this time gives us the opportunity close up the summer and plan for the next year and upcoming fall events. We are excited to get started in this next season and provide more programs and excellent facilities for the public. Fall 2016 will be our busiest for festivals and events yet, but we are excited to take on the challenge.

Projects/ Programs review

Parks Volunteer Day

The Parks Department will be hosting a Parks Volunteer Day Saturday October 1, at 8:00am. This parks volunteer day has two purposes, one is to have smaller park projects worked on, the other reason is to give the community to give back into the park system and develop a sense of ownership in the park system. The goal at the end of this program is to have more people interested and invested in park programs and projects. A group of invested community members are more likely to care for parks and have others care for parks when they see the work that can be done.

Fall/Winter Activity Guide

The fall and winter activity guide is now available at our Park office. This guide offers a short list programming that we have worked in around the school districts holidays and weeknights. It also includes some new programs like the Polar bear plunge and movies at the Fleming Center. Stop by the Fleming Community Center or City hall and get your copy today.

Downtown Holiday lighting

The Parks Department is working with the community development department to put up some additional holiday lighting this year. Our hope is that the additional lighting would be a good fit for the parks and attract additional visitors to the downtown area. The parks staff will work on installing this additional holiday lighting.

Goals for September 2016

- Present bid for Elgin Recreation Center
- Work with Federal Correction Institute to repaint park equipment.

Park Activity Summary		2016
Facility		Number of uses
Park/ Pavilion Rental		15
Ball Field Rental		49
Fleming Community Center		31
Pool Attendance		429
Water Aerobics		126
Pool Rentals		8
Deposits		\$2,406.70

Monthly Report to Administrative Manager
Building Department
For the Month of August 2016

Type of Inspections	Aug-15	Aug-16	Fiscal Yr. To Date	Calendar Yr. To Date
Building	96	45	522	423
Electrical	66	37	383	295
Plumbing	82	42	430	357
Gas	39	18	215	152
Mechanical	40	13	177	134
TOTAL	323	155	1727	1361
Building				
Permits	14	20	210	170
Value	\$ 378,264.74	\$ 348,424.50	\$ 11,484,892.00	\$ 9,147,264.12
Fees	\$ 3,151.72	\$ 3,013.50	\$ 76,180.00	\$ 64,320.40
Electrical				
Permits	11	12	139	116
Fees	\$ 1,560.00	\$ 1,772.50	\$ 22,040.00	\$ 17,940.00
Plumbing				
Permits	17	7	121	102
Fees	\$ 2,767.50	\$ 1,130.00	\$ 19,767.50	\$ 16,607.50
Gas				
Permits	13	4	77	60
Fees	\$ 1,707.50	\$ 597.50	\$ 10,912.00	\$ 8,729.50
Mechanical				
Permits	15	10	84	66
Fees	\$ 2,437.50	\$ 1,430.00	\$ 13,400.00	\$ 10,605.00
Total All Fees	\$ 11,624.22	\$ 7,943.50	\$ 142,299.50	\$ 118,202.40

**August 2016
Building Permits**

Number of Permits		Type/Classification	Permit Fees		Valuation	
Aug-15	Aug-16		Aug-15	Aug-16	Aug-15	Aug-16
1	3	New Single Family	\$ 908.50	\$ 2,016.00	\$ 130,000.00	\$ 260,000.00
		New Duplex				
		New Manufactured				
		New Multi-Family				
		New Commercial				
		New Industrial				
		New Swimming Pools				
		Moving Permit				
	6	New Signs		\$ 192.50		\$ 11,458.00
6	6	Residential	\$ 542.32	\$ 741.75	\$ 26,214.74	\$ 75,166.50
4	2	Non-Residential	\$ 1,650.90	\$ 63.25	\$ 222,050.00	\$ 1,800.00
2	3	Demolitions	\$ 50.00	\$ -	\$ -	\$ -
13	20		\$ 3,151.72	\$ 3,013.50	\$ 378,264.74	\$ 348,424.50
ZBOA Request		None				
Subdivision Request		Maple Lane Concept (6 lots) Withdrawn (flag lots).				
Code Enforcement		Active	Active	Closed	Closed	Calendar
		Aug 2015	Aug 2016	Aug 2015	Aug 2016	YTD
Abandoned/Junked		5	4	18	8	31
Animal Control						1
Beer Permits						
Environmental				10	3	50
Fire Code				3		11
Health and Sanitation		2		3	1	14
Illegal Signs				191	102	491
Property Maintenance		5		18	22	118
Unsafe Structures				2		5
Water/Sewer				3		18
Zoning				1		15
Total		12	4	249	136	754

*Zoning Board of Adjustments

Submitted By:

Carlos Navejas

Date:

September 20, 2016

Monthly Report to Administrative Manager
Building Department
For the Month of August 2016

The City of Elgin Planning and Development department issued three (3) permits for new single family dwellings in the month of August, two (2) were in the Saratoga Farms Subdivision, Section One which is right next to Wal-Mart and the third is on FM 1704 in the newly annexed area.

The Planning and Zoning Commission met on Monday, August 22nd on one (1) Concept Plan request. The Concept Plan for Maple Lane Subdivision was approved at the July meeting contingent upon the legality of "flag lots" inside city limits. City staff consulted with Charlie Crossfield and it was determined that flag lots were not allowed inside city limits. Per Chapter 46 Zoning Ordinance, all lots must front a street for a minimum of thirty-five feet (35'). Staff has since received a revised Concept Plan for Maple Lane Subdivision and will meet on that September 26th.

A new column has been added to track the year to date number of both open and closed complaints received by the Code Enforcement Department. The total number between January 1, 2016 and August 31, 2016 is 754. Illegal signs (signs placed in the right-of-way), property maintenance (weedy lots), and junk vehicles were the main focus of our Code Enforcement officers again this month. Code Enforcement was kept busy notifying property owners of violations and/or abating tall grass. Jim Cazares retired after 17 years of service with the City. September 1st was his last official day. Jim will be sorely missed and his dedicated service to the City is greatly appreciated.



COUNCIL MEETING: October 11, 2016

ITEM: 1. Approval of minutes of the regular council meeting September 6, 2016.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary

SUMMARY: Presented for review and approval are the minutes of the regular council meeting on September 6, 2016.

RECOMMENDATION(S): Approve the minutes of the regular council meeting on September 6, 2016.

ATTACHMENT: 1-Minutes of September 6, 2016

DRAFT MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
TUESDAY, SEPTEMBER 6, 2016
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET

CALL TO ORDER

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

ROLL CALL

Present: Chris Cannon, Mayor
Juan Gonzalez, Mayor Pro-Tem
Jessica Bega, Council Member
Mary Penson, Council Member
Susie Arreaga, Council Member
Phillip Thomas, Council Member
Sue Brashar, Council Member
Keith Joesel, Council Member

Absent: Craig Fromme, Council Member

Staff: Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary
Chris Bratton, Police Chief
Amy Miller, Community Development Director
Sidney LaQuey, Finance Director
Gary Cooke, Planning and Development Director
Michael Gonzalez, Parks and Recreation Director
Laura Schwartz, Purchasing Agent/Finance Administrator
Dodie Navejas, Utility Billing Supervisor
Yadira Duque, Municipal Court Clerk

INVOCATION

Pastor Jeff Wilson, New Life Fellowship gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Chris Cannon led the pledge of allegiance to the United States and Texas flags.

Mayor Chris Cannon recessed the REGULAR MEETING at 7:04 p.m. and called to order the PUBLIC HEARING at 7:04 p.m.

PUBLIC HEARING

1. Public hearing on the Fiscal Year 2016/2017 Proposed Tax Rate for the City of Elgin for the Proposed Budget prior to adoption on September 20, 2016.

Kenneth Reneau, Interim City Manager
Sidney Laquey CPA, Finance Director
Laura Schwartz, Purchasing and Finance Administrator

Mayor Chris Cannon closed the PUBLIC HEARING at 7:05 p.m. and reconvened the REGULAR MEETING at 7:05 p.m.

PUBLIC COMMENT

None

PRESENTATIONS

1. Proclamation recognizing Constitution Week September 17-23, 2016.

Kenneth Reneau, Interim City Manager
Chris Cannon, Mayor

Mayor Cannon read the proclamation.

2. Proclamation recognizing National Hispanic Heritage Month from September 15 to October 15.

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

Mayor Cannon read the proclamation.

3. Proclamation recognizing Hogeye Festival Month October 2016.

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

Mayor Cannon read the proclamation and all Hogeye Festival volunteers present stood for recognition.

REPORTS

1. Monthly Department Reports for July 2016.

Kenneth Reneau, Interim City Manager

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

CONSENT AGENDA

1. Approval of minutes of the regular council meeting August 2, 2016.

Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary

2. Approval of minutes of the special council meeting August 16, 2016.

Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary

3. Approval of minutes of the special council meeting August 30, 2016.

Kenneth Reneau, Interim City Manager
Lucretia Alvarez, City Secretary

4. Approval of a street closure of Avenue C from First Street to Second Street on Saturday, September 24, 2016 from 8:00 a.m. until 2:00 p.m. for the Open House and Open Ceremony of the new fire station.

Kenneth Reneau, Interim City Manager
Chris Cannon, Mayor

5. Approval to appoint Joe Mallon to the Main Street Board for a term to expire on December 31, 2017.

Kenneth Reneau, Interim City Manager

6. Approval to appoint Philip Kost to serve on the Historic Review Board for a term to expire December 31, 2017.

Kenneth Reneau, Interim City Manager

Council Member Mary Penson made a motion to approve the Consent Agenda with the exception of Number 3 as presented, Council Member Jessica Bega seconded, and motion passed unanimously 8 for, 0 against.

Council Member Juan Gonzalez pulled Consent Agenda Item Number 3 for amending.

Council Member Sue Brashar made a motion to approve Consent Agenda Item number 3 to include the language funded with the Red Light Camera Fund, Council Member Susie Arreaga seconded, and motion passed unanimously 8 for, 0 against.

UNFINISHED BUSINESS

1. Discussion and action to consider draft language of proposed ordinance amending Chapter 42, Article IV, Solid Waste by amending Section 42-272 and adding Section 42-276 Bulky waste and brush waste.

Kenneth Reneau, Interim City Manager
Gary Cooke, Planning Director
Dodie Navejas, Utility Billing Supervisor

Gary Gauci, Republic Services, was present for discussion.
No action taken.

NEW BUSINESS

1. Discussion and action to consider changing insurance providers for upcoming Fiscal Year 2016-2017.

Kenneth Reneau, Interim City Manager
Sidney LaQuey, Finance Director
Laura Schwartz, Purchasing/Finance Administrator
Dana Rostro, Director of Employee Benefits with Texas Associates Insurers

Council Member Keith Joesel made a motion to approve the changes of insurance providers for the upcoming Fiscal Year 2016-2017 to Medical PPO Aetna Option 2, Medical HSA Aetna Option 1, and UNUM, Council Member Sue Brashar seconded, and motion passed unanimously 8 for, 0 against.

2. Discussion and action to consider an ordinance annexing adjacent and contiguous to the City of Elgin, Texas, To Wit: 1.145 Acres of land located in the Richard Young Survey in Bastrop County.

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

Council Member Jessica Bega made a motion to approve the ordinance annexing adjacent and contiguous territory to the City of Elgin, Texas, to wit: 1.145 acres of land located in the Richard Young Survey in Bastrop County known as Cottontail Run, Council Member Mary Penson seconded, and motion passed unanimously 8 for, 0 against.

ORDINANCE NO. 2016-09-06-20

AN ORDINANCE ANNEXING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ELGIN, TEXAS, TO WIT: 1.145 ACRES OF LAND, LOCATED IN THE RICHARD YOUNG SURVEY 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.

3. Discussion and action to consider authorizing the execution of an encroachment agreement between Huy Tuan Nguyen and Diep Nguyen, owners of the property located at 208 S. Avenue B, in the Elgin City, Block 30, Lot 5, Elgin, Texas, Bastrop County, and The City of Elgin.

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

Council Member Sue Brashar made a motion to authorize the execution of an agreement between Huy Tuan Nguyen and Diep Nguyen, owners of the property located at 208 S. Avenue B, in the Elgin city, Block 30, Lot 5, Elgin, Texas, Bastrop County, and the City of Elgin, Council Member Jessica Bega seconded, and motion passed unanimously 8 for, 0 against.

4. Discussion and action to consider an ordinance vacating, abandoning, and closing two 20-foot alleys within the City of Elgin, Bastrop County Texas, pursuant to Section 311.007, Texas Transportation code, V.A.T.S.

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

Council Member Sue Brashar made a motion to approve the ordinance vacating, abandoning and closing two 20-foot alleys within the City of Elgin, Bastrop County Texas, pursuant to Section 311.007, Texas Transportation Code, V.A.T.S., Council Member Mary Penson seconded, and motion passed unanimously 8 for, 0 against.

ORDINANCE NO. 2016-09-06-21

AN ORDINANCE VACATING, ABANDONING, AND CLOSING TWO 20-FOOT ALLEYS WITHIN THE CITY OF ELGIN, TEXAS, PURSUANT TO SECTION 311.007, TEXAS TRANSPORTATION CODE, V.A.T.S., PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

5. Discussion and action to consider authorizing the Mayor to sign a Quit Claim Deed for the alleys platted through 301 E First Street, Elgin, Texas, Bastrop County.

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

Council Member Keith Joesel made a motion that authorizes the Mayor to sign a Quit Claim Deed for the alleys platted through 301 E. First Street, Elgin, Texas, Bastrop County, Council Member Sue Brashar seconded, and motion passed unanimously 8 for, 0 against.

6. Accept the resignation of Judge Larry Dunne, municipal judge for the City of Elgin.

Kenneth Reneau, Interim City Manager
Chris Cannon, Mayor

Council Member Juan Gonzalez made a motion to accept the resignation of Judge Larry Dunne, Municipal Judge for the City of Elgin, Council Member Phillip Thomas seconded, and motion passed unanimously 8 for, 0 against.

7. Discussion and action to consider an approval process to fill the position of municipal judge beginning October 1, 2016.

Kenneth Reneau, Interim City Manager
Chris Cannon, Mayor

Council Member Phillip Thomas made a motion to approve the application process for posting a notice with minimum qualifications for a practicing lawyer in good standing to fill the position of municipal judge beginning October 1, 2016, Council Member Sue Brashar seconded, and motion passed unanimously 8 for, 0 against.

8. Discussion and action to consider appointing a council member representative to the Capital Area Council of Governments.

Kenneth Reneau, Interim City Manager
Chris Cannon, Mayor

Council Member Sue Brashar made a motion to appoint Mayor Chris Cannon as the council member representative to the Capital Area Council of Governments, Council Member Jessica Bega seconded, and motion passed unanimously 8 for, 0 against.

Mayor Chris Cannon called a recess at 8:53 p.m., and the meeting was reconvened at 9:05 p.m.

9. Final Budget Workshop for Fiscal Year 2016-2017.

Kenneth Reneau, Interim City Manager
Sidney LaQuey, Finance Director
Laura Schwartz, Purchasing/Finance Administrator

EXECUTIVE SESSION

None

RECONVENE

None

ANNOUNCEMENTS

- Special Council Meeting September 20
- Recreation Center bid opening was rescheduled for September 14

- Thanks to Kenneth Reneau as our interim city manager
- Associated Press released that 5 Texas schools are in the top 25 schools

ADJOURNMENT

Mayor Chris Cannon adjourned the meeting at 10:01 p.m.

APPROVED:

CHRIS CANNON
Mayor of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ
City Secretary of Elgin, Texas



COUNCIL MEETING: October 11, 2016

ITEM: 2. Approval of minutes of the special council meeting September 20, 2016.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary

SUMMARY: Presented for review and approval are the minutes of the special council meeting on September 20, 2016.

RECOMMENDATION(S): Approve the minutes of the special council meeting on September 20, 2016.

ATTACHMENT: 1-Minutes of September 20, 2016

DRAFT MINUTES
ELGIN CITY COUNCIL SPECIAL MEETING
TUESDAY, SEPTEMBER 20, 2016 AT 7:00 P.M.
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET

CALL TO ORDER

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

ROLL CALL

Present: Chris Cannon, Mayor
Juan Gonzalez, Mayor Pro-Tem
Jessica Bega, Council Member
Mary Penson, Council Member
Susie Arreaga, Council Member
Phillip Thomas, Council Member
Craig Fromme, Council Member
Sue Brashar, Council Member
Keith Joesel, Council Member (arrived at 7:13 p.m.)

Absent: None

Staff: Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary
Chris Bratton, Police Chief
Amy Miller, Community Development Director
Sidney LaQuey, Finance Director
Gary N. Cooke, Planning and Development Director
Joe Parten, Public Works Director
Yadira Duque, Municipal Court Clerk

INVOCATION

Council Member Phillip Thomas gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Chris Cannon led the pledge of allegiance to the United States and Texas flags.

Mayor Chris Cannon recessed the REGULAR MEETING at 7:03 p.m. and called to order the PUBLIC HEARING at 7:03 p.m.

PUBLIC HEARING

1. Receive public comments on the proposed updates to the Executive Summary and 4 and 6 of the 2009 Elgin Comprehensive Plan.

Chapters 1, 2,

Thomas L. Mattis, City Manager
Gary N. Cooke, Planning and Development Director

There being no public comment, Mayor Chris Cannon closed the PUBLIC HEARING at 7:03 p.m. and reconvened the REGULAR MEETING at 7:04 p.m.

PUBLIC COMMENT

None

PRESENTATIONS

None

REPORTS

None

CONSENT AGENDA

1. To consider and take action approving the Investment Policy for the City of Elgin, TX.

Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director

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.

UNFINISHED BUSINESS

None

NEW BUSINESS

1. Discussion and action to consider an Ordinance updating the Executive Summary and Chapters 1, 2, 4 and 6 of the 2009 Elgin Comprehensive Plan.

Thomas L. Mattis, City Manager
Gary N. Cooke, Planning and Development Director
Beau Perry, TRC Solutions

Council Member Mary Penson made a motion to approve Ordinance No. 2016-09-20-22 which updates the Executive Summary and Chapters 1, 2, 4 and 6 of the 2009 Elgin Comprehensive Plan, Council Member Sue Brashar seconded, and motion passed unanimously 8 for, 0 against.

ORDINANCE NO. 2016-09-20-22

AN ORDINANCE OF THE CITY OF ELGIN, TEXAS, AMENDING CHAPTERS 1, 2, 4, AND 6 OF THE 2009 ELGIN COMPREHENSIVE PLAN; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

2. Discussion and action to consider authorizing the mayor to enter into a service agreement with Eileen Merritt, Inc. (dba ATS Engineers, Inspectors & Surveyors), a Texas corporation for plan review and inspection services.

Thomas L. Mattis, City Manager
Gary N. Cooke, Planning and Development Director

Council Member Jessica Bega made a motion to approve the service agreement with Eileen Merritt, Inc. (dba ATS Engineers, Inspectors & Surveyors), for plan review and inspection services, Council Member Craig Fromme seconded, and motion passed unanimously 8 for, 0 against.

Council Member Keith Joesel arrived at 7:13 p.m.

3. Discussion and action to consider adopting an ordinance of the City of Elgin, Texas, amending the fiscal year budget for the fiscal year beginning October 1, 2015 and ending September 30, 2016; appropriating and adopting the operating budget for the fiscal year beginning October 1, 2016 and ending September 30, 2017; providing budgetary appropriations for the various operations of the City; authorizing the City Manager to make adjustments, as needed; ratifying previous adjustments; providing a severability clause; and providing an effective date.

Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director

Council Member Sue Brashar made a motion to approve Ordinance No. 2016-09-20-23 which amends the fiscal year budget for the fiscal year beginning October 1, 2015 and ending September 30, 2016; appropriates and adopts the operating budget for the fiscal year beginning October 1, 2016 and ends September 30, 2017; and all other required actions relating to the operating budget for the City of Elgin fiscal year October 1, 2016 to September 30, 2017, Council Member Keith Joesel seconded, and motion passed unanimously 9 for, 0 against.

ORDINANCE NO. 2016-09-20-23

AN ORDINANCE OF THE CITY OF ELGIN, TEXAS, AMENDING THE FISCAL YEAR BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; APPROVING AND ADOPTING THE OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING BUDGETARY APPROPRIATIONS FOR THE VARIOUS OPERATING FUNDS OF THE CITY; AUTHORIZING THE CITY MANAGER TO MAKE ADJUSTMENTS, AS NEEDED; RATIFYING PREVIOUS ADJUSTMENTS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

4. Discussion and action to consider adopting an ordinance levying ad valorem taxes for use and support of the municipal government of the City of Elgin, Texas.

Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director

Council Member Mary Penson made a motion to approve Ordinance No. 2016-09-20-24 to levy the ad valorem taxes at 24.38 percent for the use and support of the municipal government of the City of Elgin, Texas for the 2017-2017 Fiscal Year; and approving all other required actions relating to the ad valorem taxes for the City of Elgin, Council Member Craig Fromme seconded, and motion passed unanimously 9 for, 0 against.

ORDINANCE NO. 2016-09-20-24

AN ORDINANCE LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF ELGIN, TEXAS FOR THE 2016-2017 FISCAL YEAR; PURPOSES; PROVIDING FOR A STATEMENT REQUIRED BY SECTION 26.05(B) OF PROPERTY TAX CODE; AND PROVIDING WHEN TAXES SHALL BECOME DELINQUENT IF NOT PAID. THIS TAX RATE WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 24.38 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY \$39.10.

5. Discussion and action to consider an ordinance approving the installation of a four way stop at the intersection of Martin Luther King and East Brenham Street.

Thomas L. Mattis, City Manager
Jessica Bega, Council Member Ward 1

No action taken.

6. Discussion and action to consider a Resolution authorizing the submission of a Texas Community Development Block Grant program application to the Texas Department of Agriculture for the Disaster Relief Fund; authorizing the Mayor to act as the City's executive officer and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Block Grant program.

Thomas L. Mattis, City Manager
Amy Miller, Community Development Director
Sydney Laquey, Finance Director
Joe Parten, Public Works Director

Council Member Phillip Thomas made a motion to approve Resolution No. 2016-09-20-18 which authorizes the submission of a Texas Community Development Block Grant program application to the Texas Department of Agriculture for the Disaster Relief Fund; and authorizing the Mayor to act as the City's executive officer and representative in all matters pertaining to the participation in the Texas Community Development Block Grant program, Council Member Sue Brashar seconded, and motion passed unanimously 9 for, 0 against.

RESOLUTION 2016-09-20-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE DISASTER RELIEF FUND; AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

Mayor Chris Cannon changed the order of business for Announcements.

ANNOUNCEMENTS

- Welcome Tom Mattis, City Manager
- October 4 is National Night Out. Next regular council meeting is October 11, 2016.
- Elgin police caught counterfeiters out of Houston area.
- Elgin received the attendance award at the TML Region 10 meeting in Lockhart.

Mayor Chris Cannon recessed the Regular Meeting at 7:28 p.m.

EXECUTIVE SESSION

1. The City Council will convene in Executive Session pursuant to Section 551.074 of the Texas Government Code regarding personnel matters for employment of Municipal Court Judge.

Mayor Chris Cannon called to order the Executive Session at 7:42 p.m. pursuant to Section 551.074 of the Texas Government Code regarding personnel matters for employment of Municipal Court Judge.

The Executive Session was adjourned at 9:34 p.m.

RECONVENE

1. The City Council returned to open session for possible discussion and action as a result of the Executive Session pursuant to Section 551.074 of the Texas Government Code personnel matters regarding consideration of the appointment of the Municipal Court Judge.

The City Council reconvened into Regular Session at 9:34 p.m. No action was taken.

ADJOURNMENT

Mayor Chris Cannon adjourned the meeting at 9:35 p.m.

APPROVED:

CHRIS CANNON
Mayor of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ
City Secretary of Elgin, Texas



COUNCIL MEETING: October 11, 2016

ITEM: 3. Approval of minutes of the special council meeting September 29, 2016.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary

SUMMARY: Presented for review and approval are the minutes of the special council meeting on September 29, 2016.

RECOMMENDATION(S): Approve the minutes of the special council meeting on September 29, 2016.

ATTACHMENT: 1-Minutes September 29, 2016

DRAFT MINUTES
ELGIN CITY COUNCIL
SPECIAL MEETING
THURSDAY, SEPTEMBER 29, 2016
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET

CALL TO ORDER

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

ROLL CALL

Present: Chris Cannon, Mayor
Juan Gonzalez, Mayor Pro-Tem
Jessica Bega, Council Member
Susie Arreaga, Council Member
Phillip Thomas, Council Member
Craig Fromme, Council Member
Sue Brashar, Council Member

Absent: Mary Penson, Council Member
Keith Joesel, Council Member

Staff: Thomas L. Mattis, City Manager
Lucretia Alvarez, City Secretary
Chris Bratton, Police Chief

INVOCATION

Council Member Phillip Thomas gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Chris Cannon led the pledge of allegiance to the United States and Texas flags.

PUBLIC COMMENT

None

NEW BUSINESS

1. Discussion and action to consider a professional service agreement for Municipal Judge for the City of

Elgin to Amanda Carter.
Thomas L. Mattis, City Manager
Chris Cannon, Mayor

Council Member Phillip Thomas made a motion to approve the professional service agreement for Municipal Judge for the City of Elgin to Amanda Carter, Council Member Sue Brashar seconded, and motion passed unanimously 7 for, 0 against.

EXECUTIVE SESSION

None

RECONVENE

None

ANNOUNCEMENTS

- EISD letter for October and homecoming events.
- TML Austin October 4-7 handouts for schedules.
- Voter information available to help locate polling places for Elgin citizens.

ADJOURNMENT

Mayor Chris Cannon adjourned the meeting at 7:10 p.m.

APPROVED:

CHRIS CANNON
Mayor of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ
City Secretary of Elgin, Texas



COUNCIL MEETING: October 11, 2016

ITEM: 4. Approval of Reserve Officer

RESOURCE PERSON(S): Thomas Mattis, City Manager
Chris Bratton, Chief of Police

SUMMARY: The Police Department is requesting approval of Kenneth King as a Reserve Peace Officer. Officer King is currently serving as one of the Bailiffs for the Municipal Court and wishes to also serve as a Reserve Police Officer. He has met all of the qualifications for the position.

RECOMMENDATION(S): The Police Department requests the approval of Kenneth King as a Reserve Police Officer.

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 5. Approve Reserve Police Officer

RESOURCE PERSON(S): Thomas Mattis, City Manager
Chris Bratton, Chief of Police

SUMMARY: The Police Department is requesting the approval of Charles E. Stone as a Reserve Police Officer. Charles Stone has previously served as a Reserve Police Officer for Elgin in 1997 and 1998. Mr. Stone is an accountant by trade and has met all of the requirements for the position of Reserve Police Officer. He is also trained as a Law Enforcement Property Room Technician.

RECOMMENDATION(S): The Department recommends approval of Charles Stone as a Reserve Police Officer.

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 1. Discussion and action to consider an Ordinance 2016-10-11-27 approving the installation of a four way stop at the intersection of Martin Luther King and East Brenham Street.

RESOURCE PERSON(S): Traffic and Safety Committee
Thomas L. Mattis, City Manager
Juan Gonzalez, Mayor Pro Tem, Ward 2
Jessica Bega, Council Member Ward 1
Joe Parten, Public Works Director
Phil Taylor, Assistant Police Chief

SUMMARY: Discussed at last meeting; This item is for approval of an Ordinance to formally authorize the installation of two stop signs on East Brenham Street at MLK Boulevard, converting said intersection from its current two-way stop into a four-way stop as previously recommended by the Traffic and Safety Committee and endorsed by the City Council.

RECOMMENDATION(S): Council approval of the Ordinance 2016-10-11-27 as presented.

ATTACHMENT: 1-Ordinance 2016-10-11-27 Brenham and MLK 4 way stop

ORDINANCE NO. 2016-10-11-27

AN ORDINANCE AMENDING THE TRAFFIC CODE BY DESIGNATING THE INTERSECTION OF EAST BRENHAM STREET AND SOUTH MARTIN LUTHER KING, JUNIOR BOULEVARD. AS AN ALL-WAY STOP INTERSECTION; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS:

I.

That pursuant to Chapter 40, Section 40-240, Code of Ordinances, City of Elgin, Texas, the below described intersection is hereby designated as an all-way stop intersection with stop signs to be erected as follows:

<u>ON</u>	<u>AT ITS INTERSECTION WITH</u>
East Brenham Street (both directions)	South Martin Luther King, Jr. Blvd
South Martin Luther King, Jr. Blvd (both directions)	East Brenham Street

II.

A. All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

B. The invalidity of any section or provision of this ordinance shall not invalidate other sections or provisions thereof.

C. The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Ordinance was adopted was posted and that such meeting was open to the public as required by law at all times during which this Ordinance and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

READ, APPROVED and ADOPTED on first reading this the 11th day of October, 2016.

CHRIS CANNON, Mayor
City of Elgin, Texas

ATTEST:

Lucretia Alvarez, City Secretary



COUNCIL MEETING: October 11, 2016

ITEM: 2. Discussion and action to consider an Ordinance 2016-10-11-28 amending Chapter 16, Article III Noise in the Code of Ordinances, City of Elgin, Texas 2013.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Chris Bratton, Chief of Police
Juan Gonzalez, Mayor Pro Tem

SUMMARY: Discussed at previous meetings; Certain revisions to the Noise Ordinance have been proposed to modify the decibel level reading for a violation and also utilize time of day and distance as guiding principles in determining if a sound is in violation of normal sensibilities.

This item was withdrawn from council on August 30, 2016, and reviewed further by Mayor Pro Tem, Chief of Police, and City Attorney.

RECOMMENDATION(S): Staff recommends the approval of the revised Noise Ordinance 2016-10-11-28.

ATTACHMENT: 1-Ordinance 2016-10-11-28 Amending Noise Ordinance

ORDINANCE NO. 2016-10-11-28

AN ORDINANCE AMENDING CHAPTER 16, ARTICLE III. NOISE, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, , BY AMENDING CHAPTER 16, SECTION 16-54 AND BY ADDING NEW SECTIONS 16-82, 16-821, 16-83, 16-84, 16-841, AND 16-85 REGARDING NOISE; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR A SAVINGS CLAUSE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS:

I.

That Chapter 16, Sections 16-54, 16-82, 16-83, 16-84, and 16-85, Revised Code of Ordinances, City of Elgin, Texas, 2013, are hereby deleted in their entirety and replaced with the following:

Sec. 16-54. - Definitions.

For the purpose of this section the following terms have the definitions herein ascribed to them:

Authorized event - An event is deemed to be authorized if the event received an official permit for the event through the City of Elgin, an authorized sporting event at the City of Elgin Parks & Recreation, and events approved by the Elgin Independent School District at their campuses within the City of Elgin.

Chief of Police – The City of Elgin Chief of Police or his designated representative.

City Official with Enforcement Authority – The City of Elgin Chief of Police, his designated representative, or any Code Enforcement Official for the City of Elgin.

Commercial District – Nonresidential property means any real property within the limits of the city which is not zoned as R-1, R-2, R-3 or A.

Construction – Any site preparation, assembly, erection, repair, alteration or similar action, or demolition of buildings or structures.

Decibel (dB) – the unit of measurement for sound level at a specific location.

Domestic Power Tool – any mechanically, electrically, or gasoline motor-driven tool, including, but not limited to,

- (1) Chainsaws;
- (2) Lawn Equipment;
- (3) Drills; and
- (4) Power sprayers.

Emergency Work – any work or action necessary to deliver essential services including repairing water, gas, electric, telephone, sewer facilities, or public transportation facilities, removing fallen trees from rights-of-way, or abating life threatening situations.

Impulsive Sound – any sound having a duration of less than one second with an abrupt onset and rapid decay.

Measurement with Sound Level Meter or Decibel Meter – measurement of the level of sound made by any source for the purpose of determining whether or not the sound falls within permissible levels according to this ordinance. All measurements will conform to the following:

- (1) Measurement must be taken so as to provide a proper representation of the sound being measured;
- (2) The microphone of the meter should be positioned so as not to create any unnatural enhancement or diminution of the measured sound. A windscreen for the microphone should be used whenever possible.
- (3) Except as otherwise provided, measurements will be taken at or near the nearest property line of the property where the sound is being received.

Measuring Instrument – an instrument such as a sound level meter or decibel meter, integrating sound meter, or dosimeter used to measure sound pressure levels conforming to Type 1 or Type 2 standards as specified in the latest version of ANSI standard S1.4-1983.

Motor Vehicle – any vehicle that is propelled or drawn on land by an engine or motor.

Muffler – a sound dissipative device or system for attenuating the sound of escaping gases of an internal combustion engine.

Noise – any sound of a level and duration that is or can be harmful to human health, or would unreasonably interfere with the enjoyment of life or property in the City.

Noise Control Ordinance – the City of Elgin Noise Control Ordinance.

Noise Disturbance – means any sound which exceeds the sound level limits set forth in this ordinance;

Plainly Audible – any sound or noise from any source that can be clearly heard by a person with normal hearing faculties at a distance of 200 feet or more from the real property line of the source of the sound or noise in a commercial or industrial district at limits specified in the ordinance; or any sound or noise from any source that can be clearly heard by a person with normal hearing faculties at a distance of 50 feet or more from the real property line of the source of the sound or noise in a residential district at limits specified in the ordinance. This is subject to any exceptions and levels listed elsewhere in the ordinance.

Public right-of-way – any street, avenue, boulevard, road, highway, sidewalk, or alley that is leased, owned, or controlled by a government entity.

Public Space – any real property or structure thereon that is leased, owned, or controlled by a governmental entity.

Real Property Line – means either:

- (1) The imaginary line, including its vertical extension, that separates one parcel of real property from another; or
- (2) The vertical and horizontal boundaries of a dwelling unit in a multi-dwelling unit building.

Residential District - Residential property means any property zoned as R-1, R-2, R-3 or A.

Sound Level – means the instantaneous sound pressure level measured in decibels with a sound level meter or decibel meter.

Sec. 16-82. – Noise Disturbances.

The following acts, among others, are declared to be per se violations of this article. The following enumerations shall not be deemed to be exclusive:

- (1) No person will create, operate, or cause to be operated on private property any source of sound in such a manner as to create a noise which exceeds the limits set forth in this Ordinance. Any noise measured in excess of the parameters set forth in this Ordinance is declared to be a nuisance and is prohibited.

- (2) No Live band may continue to play after 10 p.m. in any residential district.

(3) Motor Vehicles:

- a. The operation of a motor vehicle not equipped with a muffler or other sound dissipative device in good working order and in constant operation.
- b. Operating a motor vehicle with a muffler cut out, bypass, or similar device.
- c. Operating or permitting to be operated any vehicle which, by virtue of disrepair, or manner of operation, or so loaded, alone or in combination with other motor vehicles, creates a grating, grinding, rattling, or any other loud noise that violates use district noise level restrictions.
- d. Operating any motor vehicle with a dynamic braking device (commonly known as an engine brake, Jacobs Brake, or Jake Brake) engaged, except for the aversion of imminent danger.
- e. Personal or commercial vehicular music amplification or reproduction equipment operated in such a manner as to cause a noise disturbance.
- f. The sounding of any horn or signal device on any motor vehicle, except as a danger signal for more than 10 seconds.

(4) Construction Work:

- a. Construction work during the hours of 9:00 p.m. and 6:00 a.m. in or adjacent to any residential district.
- b. Construction work in any commercial or Industrial district in excess of 80 decibels during the hours of 6:00 a.m. and 9:00 p.m. or in excess of 65 decibels during the hours of 9:00 p.m. and 6:00 a.m.

- (5) Garbage collection in any zoning district between the hours of 8:00 p.m. and 7:00 a.m.

(6) The operation of domestic power tools during the hours of 9:00 p.m. and 7:00 a.m. so as to cause a noise disturbance.

(7) Keeping an animal that makes any sound that:

- a. Creates a noise disturbance across a residential real property line;
- b. Is frequent or of a continued duration for 10 or more consecutive minutes; or
- c. Is intermittent for a period of 30 or more minutes.

(8) Radios, television sets, musical instruments, or other similar devices:

- a. Operating or playing, or allowing the operation or playing of a radio, television, phonograph, musical instrument, or similar device that reproduces or amplifies sound so it creates a noise disturbance for any person other than the operator of the device.
- b. Operating or playing any self-contained, portable, handheld music or sound amplification or reproduction equipment in a public space or public right-of-way so as to cause a noise disturbance.

(9) The use of any mechanical device operated by compressed air, unless the noise to be created is effectively muffled and reduced.

(10) Operation of any public loudspeaker in a fixed position, moveable position, or mounted on a sound vehicle in a public space or public right-of-way for the purpose of communication or sound reproduction so it violates the requirements of this Ordinance unless a permit has been approved by the City Council of the City of Elgin.

(11) An exterior burglar alarm of a building or motor vehicle activated so it continues its operation for more than five minutes for continuous airborne sound and 15 minutes for impulsive sound after it has been activated.

(12) Sounding or permitting the sounding of any amplified signal from any bell, chime, siren, whistle, or similar device intended primarily for nonemergency purposes from any place for more than ten (10) consecutive seconds in an hourly period.

(13) Causing by the use of any device any ground vibration that is perceptible without instruments at any point beyond the property boundary of the source of the vibration.

(14) The operation of any engine of any motor vehicle with a manufacturer's gross weight specification in excess of ten thousand (10,000) pounds within a residential area or within three hundred (300) feet of a residential structure for a period in excess of fifteen (15) minutes unless the vehicle is located in an enclosed structure.

Sec. 16-83. – Commercial Noise Curfew.

Commercial District entities utilizing a band, music or any type of amplified sound will not be allowed to operate such equipment before 10:00am, or after 12:00 pm, Sunday, Monday, Tuesday, Wednesday, Thursday, and Friday and before 10:00am, or after 1:00 am on Saturday. This curfew is in addition to all other requirements of this article and does not replace or provide a defense for violating any other provision of this article.

Sec. 16-84. – Affirmative Defenses.

It shall be an affirmative defense that the noise was as a result of the following activities:

1. A person at an authorized event;
2. A person operating a bell for a religious activity;
3. A person operating an emergency vehicle;
4. A person operating an audible warning device on a vehicle or train as required by state law;
5. A siren or other warning device emitting a noise for the purposes of warning the population of dangerous weather or other events. A noise from such a warning device is exempt regardless of whether the sound is made for the purposes of warning or testing; or
6. A person operating equipment or making deliveries for site development or site preparation between 6:00 a.m. and 7:00 p.m. on Monday through Friday, and 8:00 a.m. and 6:00 p.m. on Saturday and Sunday or as such deliveries may be allowed by other Elgin ordinance.
7. A public performance, gathering, or parade for which a permit has been obtained from the City of Elgin, so long as the event is within the requirements of the permit.
8. Any sanctioned Elgin Independent School District or Elgin Youth Association sporting event between the hours of 7:00 a.m. and 11:59 p.m.
9. Noise made to signal for emergency help.
10. Noise resulting from emergency work as defined in this Ordinance.
11. Any activity to the extent regulation thereof has been preempted by State or Federal law.

Sec. 16-85. – Offenses.

1. A person commits an offense if the person creates a noise nuisance, as defined in this article, or uses sound generating equipment in violation of a provision of this article.
2. Notice:
 - a. *Generally.* Prior to issuance of a court summons or ticket, a violator will be given notice to stop the noise or the source of the noise.
 - b. *No waiting period.* If the violation does not cease after notice, the violator may receive a court summons or ticket on the same date as the original notice.
 - c. *Notice good for a year.* Once a notice is received, the violator will not be entitled to another warning notice for a noise violation at any time in the next 365 days.

- d. *Notice Requirement Not Applicable to Other Offenses Occurring Contemporaneously.* The requirement for notice does not apply to any other violation found while investigating a noise complaint.
- e. *Notice Requirement Not Applicable to Vehicles.* Notice is not required for noise violations emanating from vehicles.

III.

That Chapter 16, Revised Code of Ordinances, City of Elgin, Texas, 2013, is hereby amended to add the following:

Sec. 16-821. – Permissible Sound Levels.

The following maximum sound levels are hereby established for zoning districts as follows:

- (1) Residential districts –80 dB(A) during the hours of 7:00 a.m. and 9:00 p.m. and 50 dB(A) during the hours of 9:00 p.m. and 7:00 a.m. regardless of the day of the week.
- (2) Commercial and Industrial districts – 80 dB(A) during the hours of 7:00 a.m. to 9:00 p.m. and 65 dB(A) during the hours of 9:00 p.m. and 7:00 a.m. unless otherwise specified in this Ordinance.

Sec. 16-841. – Temporary Noise Exemption Permits.

- (1) A person or organization may apply for a permit to engage in any activity that creates a noise that would otherwise constitute a nuisance or be in violation of this ordinance.
- (2) Any application for a noise exemption permit must be made in writing and submitted to the Chief of Police of the City of Elgin at least 10 days prior to the next regularly scheduled meeting of the City Council unless the City Manager determines that unforeseeable circumstances justify a shorter amount of time. The Chief of Police will forward the application with a recommendation to the City Secretary for placement on the agenda of the next regularly scheduled meeting of the City Council.
- (3) The application for a permit must include, at a minimum, the following:
 - a. The name, address and telephone number of the applicant including both daytime and nighttime contact information;
 - b. The description of the type, duration, and location of the noise, specifically including the date and time the noise will occur;
 - c. The name, if different from the applicant, or the owner of the property on which the noise will occur and a written letter of permission from the owner and any tenants or other persons occupying the property from which the noise will occur;
 - d. A statement from the applicant that all property owners within 200 linear feet to the property on which the noise originates will be provided written notification within 24 hours of making the application of their right to respond directly to the City Council to voice support of opposition to the application; and
 - e. A copy of the notification(s) sent to any property owners.

- (4) If the City Council grants a permit for a temporary noise exemption notice shall be given to all City Departments of the date and time the permit begins and ends; the name and contact information of the permit holder and who will be generating the noise; a description of the basic nature of the noise; the specific location of the noise; and any special limitations or restrictions placed on the permit.

IV.

A. All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

B. The invalidity of any section or provision of this ordinance shall not invalidate other sections or provisions thereof.

C. The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this ordinance was adopted was posted and that such meeting was open to the public as required by law at all times during which this ordinance and the subject matter hereof was discussed, considered and formally acted upon, all as required by the Open Meeting Act, Chapter 551, Texas Government Code, as amended.

READ, PASSED, and ADOPTED on first reading this ____ day of _____, 2016.

CHRIS CANNON, Mayor
City of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ, City Secretary



COUNCIL MEETING: October 11, 2016

ITEM: 1. Discussion and action to consider an Ordinance 2016-10-11-26 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 a 0.4800 acre portion of A178 Thomas Garretson, located at 124 Fisher Street, City of Elgin, Bastrop County, Texas from R-3 Single Family and Duplex to S-P for a Specific Use permit for Elgin Alcoholics Anonymous to operate there.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Gary N. Cooke, Planning and Development Director

SUMMARY: The Planning and Zoning Commission held a public hearing on this proposed zoning change on September 26, 2016. At that time a motion to recommend the zoning change as requested to the Elgin City Council was made and seconded. A vote was taken and the motion was passed with a vote of 7 for and 0 against.

RECOMMENDATION(S): The Planning and Zoning Commission recommends approval of Ordinance No. 2016-10-11-26.

ATTACHMENT: 1-September 26, 2016 Planning & Zoning Agenda
2-Map of Area
3-Exhibit "A"
4-Ordinance 2016-10-11-26



AGENDA
ELGIN PLANNING AND ZONING COMMISSION
PUBLIC HEARING/REGULAR SPECIAL MEETING
MONDAY, SEPTEMBER 26, 2016 6:30 P.M.
CITY HALL ANNEX COUNCIL CHAMBERS
310 N MAIN STREET

CALL TO ORDER

PUBLIC COMMENT

Individuals may request to speak on items on the agenda, and items not on the agenda. Speaker comments are limited to three (3) minutes. No formal action can be taken on items not posted on the agenda. All speakers must limit their comments to the specific subject matter noted on the "PUBLIC COMMENT FORM" and refrain from personal attacks or derogatory comments directed at any Commission Member, member of Staff, other individual or group.

CONSENT

1. Approval of minutes, August 22, 2016.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

1. REVIEW AND MAKE POSSIBLE RECOMMENDATIONS TO THE ELGIN CITY COUNCIL ON A PROPOSED ZONING CHANGE REQUEST SUBMITTED BY DAVID ELLIOTT OF SANATA ANITA LLC, OWNER OF THE PROPERTY LOCATED AT 124 FISHER STREET IN THE A178 THOMAS GARRETSON SURVEY, ACRES 0.4800, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO CHANGE THE ZONING FROM R-3 SINGLE FAMILY & DUPLEX TO SP-SPECIFIC USE TO ALLOW ELGIN AA GROUP TO OPERATE THERE.

2. REVIEW AND TAKE POSSIBLE ACTION ON A PRELIMINARY PLAT SUBMITTED BY DALE L. OLSON SURVEYING CO. FOR ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, OWNERS OF THE PROPERTY LOCATED IN THE GARRETT, BLOCK F, LOT 1 (E 1/2), ACRES 0.4540, 701 N. AVE H, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE THEIR PORPERTY INTO TWO (2) LOTS TO BE KNOWN AS "FRANZ ADDITION".

3. REVIEW AND TAKE POSSIBLE ACTION ON A FINAL PLAT SUBMITTED BY DALE L. OLSON SURVEYING CO. FOR ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, OWNERS OF THE PROPERTY LOCATED IN THE GARRETT, BLOCK F, LOT 1 (E 1/2), ACRES 0.4540, 701 N. AVE H, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE THEIR PORPERTY INTO TWO (2) LOTS TO BE KNOWN AS "FRANZ ADDITION".

4. REVIEW AND TAKE POSSIBLE ACTION ON A REVISED CONCEPTUAL PLAT SUBMITTED BY JOSE GARCIA, OWNER OF THE PROPERTY LOCATED AT HILLSIDE SUBDIVISION, SCTION 2, BLOCK B, LOT 18, CITY OF ELGIN, BASTROP COUNTY, TEXAS TO SUBDIVIDE HIS PROPERTY INTO FIVE (5) LOTS TO BE KNOWN AS "MAPLE LANE SUBDIVISION".

EXECUTIVE SESSION

The board may adjourn the public meeting at any time during the meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code to discuss any matter as specifically listed on the agenda and/or as permitted by Chapter 551 of the Texas Government Code.

RECONVENE

The board returns to open session for possible discussion and action as a result of the Executive Session.

ANNOUNCEMENTS

ADJUOURNMENT

NOTICE

I, Gary N. Cooke, Director Planning & Development for the City of Elgin, hereby certify this notice was posted at the City Hall Annex of the City of Elgin, Texas on or before the 9th of September, 2016 before 5:00 p.m. in accordance with Chapter 551 of the Texas Government Code. The Elgin City Council will hold a public hearing on item #1 in the City Council Chambers, Elgin City Hall Annex, 310 N Main Street, Elgin, Texas on Tuesday, October 11, 2016.

Gary N. Cooke

Gary N. Cooke, Director Planning & Development

Notice of Assistance at Public Meetings, the City of Elgin is committed to compliance with the Americans with Disabilities Act. Elgin City Hall and Council Chambers are wheelchair accessible and special marked parking is available. Persons with Disabilities who plan to attend this meeting and who may need assistance are requested to contact the City Secretary's Office at (512) 281-5724. Please provide forty-eight hours notice when feasible.

Para informacion en espanol favor de llamar 512-281-0119.
Servicios de traduccion disponible en la reunion.



AGENDA
COMISIÓN DE PLANIFICACIÓN Y ZONIFICACIÓN
AUDIENCIA PÚBLICA/REUNIÓN ORDINARIA
LUNES, 26 DE SEPTIEMBRE DE 2016, 6:30 P.M.
CÁMARA DEL CONCILIO, ANEXO DE LA
CIUDAD DE ELGIN 310 N MAIN STREET
310 NORTH MAIN STREET

LLAMADA AL ORDEN

COMENTARIOS PÚBLICOS

Individuos pueden solicitar hablar sobre artículos en la agenda, y artículos no en la agenda. Comentarios de altavoz se limitan a tres (3) minutos. Ninguna acción formal puede ser tomada en artículos no fijados en la agenda. Todos los oradores deben limitar sus comentarios al tema específico indicado en la "FORMA DE COMENTARIO PÚBLICO" y abstenerse de ataques personales o comentarios derogatorios dirigidos a cualquier Miembro de la Comisión, miembro de Personal, otro individuo o grupo.

CONSENTIMIENTO

1. Aprobación de minutos, 22 de Agosto de 2016.

ASUNTOS INCONCLUSOS

ASUNTOS NUEVOS

1. REVISAR Y HACER POSIBLES RECOMENDACIONES A EL CONCILIO DE ELGIN PARA UN SOLICITUD QUE HA SIDO PRESENTADO POR DAVID ELLIOTT PARA SANTA ANITA LLC, DUEÑO DE LA PROPIEDAD UBUCADA EN 124 FISHER ST, EN EL A178 THOMAS GARRETSON SURVEY, 0.4800 HECTÁREAS, CUIDAD DE ELGIN, CONDADO DE BASTROP, PARA CAMBIAR LA ZONIFICACIÓN DE R-3 UNIFAMILIAR Y DUPLEX A SP-USO ESPECÍFICO PARA PERMITIR EL GRUPO ELGIN AA OPERAR ALLÍ.
2. EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO PRELIMINARIO PRESENTADO POR DALE L. OLSON SURVEYINC CO. PARA ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, DUEÑOS DE LA PROPIEDAD UBICADA EN 701 NORTE AVENIDA H, EN EL GARRETTSON, BLOCK 4, LOTE 1 (E ½), HECTÁREAS 0.4540, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN DOS (2) LOTES Y SER CONOCIDO COMO "FRANZ ADDITION".
- 3 EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO FINAL PRESENTADO POR DALE L. OLSON SURVEYINC CO. PARA ERNEST GENE FRANZ AND DOROTHY ANN FRANZ, DUEÑOS DE LA PROPIEDAD UBICADA EN 701 NORTE AVENIDA H, EN EL GARRETTSON, BLOCK 4, LOTE 1 (E ½), HECTÁREAS 0.4540, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN DOS (2) LOTES Y SER CONOCIDO COMO "FRANZ ADDITION".
4. EXAMINAR Y POSIBLEMENTE TOMAR ACCIÓN EN UNA SOLICITUD DE PLANO CONCEPTUAL REVISADO PRESENTADA POR JOSE GARCIA, DUEÑO DE LA PROPIEDAD UBICDA EN HILLSIDE SUBDIVISION, SECTION 2, BLOCK B, LOT 18, CUIDAD DE ELGIN, CONDADO DE BASTROP, TEXAS PARA SUBDIVIDIR SU PROPIEDAD EN CINCO (5) LOTES Y SER CONOCIDO COMO "MAPLE LANE SUBDIVISION".

SESIÓN EJECUTIVA

El Consejo puede aplazar la junta pública en cualquier momento durante la junta y convocar en Sesión Ejecutiva de acuerdo con el Capítulo 551 del Código del Gobierno de Texas para discutir cualquier asunto específicamente notado en la agenda y/o según permitido por el Capítulo 551 del Código del Gobierno de Texas.

CONVOCAR

El Consejo vuelve a abrir la sesión para posiblemente discutir y actuar a resultado de la Sesión Ejecutiva.

ANUNCIOS

CLAUSURA

AVISO

Yo, Gary N. Cooke, Director de Planeación y Desarrollo de la Ciudad de Elgin, por este medio certifico que este aviso fue fijado en el Anexo de la Ciudad de Elgin, Texas en o antes del 9 de Septiembre de 2016 antes de las 5:00 p.m. de acuerdo con el Capítulo 551 del Código del Gobierno de Texas. El Concilio de Elgin sostendrá una audiencia pública sobre artículo 1 en la Camara del Concilio, Anexo de la Cuidad de Elgin, 310 N Main Street, Elgin, Texas el 11 de Octubre de 2016.

Gary N. Cooke

Gary N. Cooke, Director de Planeación y Desarrollo

Aviso de Asistencia en Juntas Públicas, la Ciudad de Elgin se compromete al cumplimiento de la Acta de Americanos con Discapacidades. El Anexo de Elgin y las Cámaras del Concilio son accesible en silla de ruedas y estacionamiento especial está disponible. Personas con Discapacidades que deseen asistir a esta junta y que necesiten asistencia deben comunicarse con la Oficina de la Secretaria de la Ciudad al (512) 281-5724. Por favor proporcione aviso de cuarenta y ocho horas cuando practico.

Para información en Español por favor llame al (512) 281-0119.
Servicios de traducción disponibles en las juntas.



AGENDA
PLANNING & ZONING COMMISSION
PUBLIC HEARING/REGULAR MEETING
MONDAY, SEPTEMBER 26, 2016, 6:30 P.M.
CITY HALL ANNEX COUNCIL CHAMBERS
310 NORTH MAIN STREET

ADDENDUM TO ADD A SUPPLEMENTAL AGENDA ITEM

ITEM 5: PRESENTATION WITH DISCUSSION AND WORKSHOP BY CITY ATTORNEY CHARLIE CROSSFIELD ON THE PLATTING PROCESS.

NOTICE

I, Gary N. Cooke, Director Planning & Development for the City of Elgin, hereby certify that the above notice of an addendum to and an agenda item to the meeting of September 26, 2016 was posted at the City Hall Annex of the City of Elgin, Texas on or before the 15TH of September, 2016 before 5:00 p.m. in accordance with Chapter 551 of the Texas Government Code.

Gary N. Cooke, Director Planning & Development

Notice of Assistance at Public Meetings, the City of Elgin is committed to compliance with the Americans with Disabilities Act. Elgin City Hall and Council Chambers are wheelchair accessible and special marked parking is available. Persons with Disabilities who plan to attend this meeting and who may need assistance are requested to contact the City Secretary's Office at (512) 281-5724. Please provide forty-eight hours notice when feasible.

Para informacion en espanol favor de llamar 512-281-0119. Servicios de traduccion disponible en la reunion.

Parcels

1:3,026

0 0.025 0.05 0.08 0.16 km 0 0.025 0.05 0.08 0.16 mi

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand).

CC 10/11/16 - Page 81

EXHIBIT "A"

BEING all that certain lot of land, fronting one hundred feet (100') upon a Public Road, now Fisher Street, and 211 feet deep, out of and a part of that certain 1-5/10 acre tract of land described in deed dated August 20, 1956, from W. R. Rivers III et ux to Wayland Ridings, recorded Vol. 144, Pp. 45-46 of the Deed Records of Bastrop County, Texas, a part of the Thomas Carretton Survey in said County, the said 100' x 211' lot hereby conveyed therefrom being more particularly described as follows, to-wit:

BEGINNING at a stake in the South line of said Public Road described in the field notes of the said 1-5/10 acre tract above referred to, said stake being the NW corner of a tract fronting 50' on said Public Road and heretofore conveyed by Grantor herein to Andrew Owens Jr., such beginning point lying 100' N 63° 30' W along said South line of such Road from the NE corner of the said 1-5/10 acre tract;

THENCE S 13° 10' W with the West line of the said Andrew Owens Jr. tract 211 feet to stake for SE corner of this in the S line of the said 1-5/10 acre tract;

THENCE N 63° 30' W with the S line of said 1-5/10 acre tract 100' to stake for SW corner of this;

THENCE N 13° 10' E, parallel to the lot call hereof 211 feet to stake for NW corner of this in the South line of said Public Road;

THENCE S 63° 30' E with the South line of said Public Road 100' to the Place of Beginning.

SUBJECT TO any and all covenants, conditions, reservations, restrictions, rights of way, and easements of record, if any, affecting the use of the above described premises.

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Rose Pietsch

May 16, 2014 02:32:59 PM
KRISTAB FEE: \$24.00 BOOK:2320 PAGE:490-492
ROSE PIETSCH, County Clerk
Bastrop, Texas
201405940

DEED

ORDINANCE NO. 2016-10-11-26

AN ORDINANCE AMENDING THE CITY OF ELGIN ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF ELGIN, TEXAS; DIRECTING THE AMENDMENT OF THE ZONING MAP; APPROVING ZONING CHANGES TO REZONE PROPERTY BEING A 0.4800 ACRE PORTION OF A178 THOMAS GARRETSON, LOCATED AT 124 FISHER STREET, CITY OF ELGIN, BASTROP COUNTY, TEXAS FROM R-3 SINGLE FAMILY AND DUPLEX TO S-P FOR A SPECIFIC USE PERMIT FOR ELGIN ALCOHOLICS ANONYMOUS TO OPERATE THERE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:

WHEREAS, an application has been made to the City Council of the City of Elgin, Texas to amend the Official Zoning Map to rezone the property described in Exhibit “A”, attached hereto and incorporated herein, from R-3 Single Family and duplex, to S-P Specific Use, and

WHEREAS, the City Council has submitted the requested change in the Official Zoning Map to the Planning and Zoning Commission for its recommendation and report, and

WHEREAS, the Planning and Zoning Commission held a public hearing concerning the requested change on the 26th day of September, 2016, following lawful publication of the notice of said public hearing, and

WHEREAS, after considering the public testimony received at such hearing, the Planning and Zoning Commission has recommended that the Official Zoning Map be amended so that the zoning classification of the property described in Exhibit “A” be changed from R-3 Single Family and Duplex Zoning to S-P Specific Use, for (5) five years, and

WHEREAS, on the 11th day of October, after proper notification, the City Council held a public hearing on the requested amendment, and

WHEREAS, the City Council has determined that substantial changes in conditions have occurred which justify the zoning classification change provided for herein, and

WHEREAS, the City Council determines that the zoning provided for herein promotes the health, safety, morals, and protects and preserves the general welfare of the community, and

WHEREAS, the City Council has given requisite notices by publication and otherwise and after holding a due hearing and affording a full and fair hearing to all the property owners, generally and to the persons interested, situated in the affected area and in the vicinity thereof, Now Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ELGIN, TEXAS, THAT:

I.

That the property described in Exhibit “A”, attached hereto, which is currently zoned “R-3 Single Family and Duplex”, shall hereafter bear the zoning classification of “S-P Specific Use”.

II.

That the City Manager is hereby ordered and directed to cause the zoning map to be amended to reflect the above described zoning change.

II.

A. All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

B. The invalidity of any section or provision of this ORDINANCE shall not invalidate other sections or provisions thereof.

C. This ordinance shall be effective on and after its date of passage and approval by the City Council.

READ, PASSED, AND ADOPTED on first reading this _____ day of October, 2016.

CHRIS CANNON, MAYOR

ATTEST:

LUCRETIA ALVAREZ, CITY SECRETARY



COUNCIL MEETING: October 11, 2016

ITEM: 2. Discussion and action to consider awarding a bid contract for services on the Traffic Calming project, and authorizing city manager to sign a contract on behalf of the city.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Joe Parten, Public Works Director
Beau Perry, TRC Engineers

SUMMARY: Discussed at previous meetings; This item is for formal authorization to award a bid for the construction of traffic calming devices (aka "speed bumps") at various locations throughout the city as previously recommended by the Traffic and Safety Committee and endorsed by the City Council.

Note: Typically, bid documentation for such a project is available for review prior to the meeting. In order to maintain an expedited schedule on this particular project, however, the bid opening will actually occur on the same day as the Council Meeting (10/11). Staff will be making a detailed presentation on the bids/ project and answer any questions at the meeting, but actual bid information will not be available until that time.

RECOMMENDATION(S): Authorize the City Manager to award the project bid as recommended by the City Engineer and staff

ATTACHMENT:



COUNCIL MEETING: October 11, 2016

ITEM: 3. Discussion and action to consider awarding a bid for services for the 2016 Drainage Project Phase I Brenham Street and Avenue B, and authorizing the City Manager to sign a contract on behalf of the City of Elgin.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Joe Parten, Public Works Director
Beau Perry, TRC Engineers

SUMMARY: This item is for formal authorization to proceed with a capital improvement project that consists of the construction of new box culverts across West Brenham Street, earthen channels from West Brenham Street to US290 including concrete valley gutters at North Avenue B, and driveways at West Brenham Street.

See the attached report from the City Engineer for additional details

RECOMMENDATION(S): Staff recommends awarding the construction project bid of \$357,365.65 to SkyBlue Utilities, Inc. of Kingsland, Texas

ATTACHMENT: 1-Recommendation letter



T.B.P.E. #F-8632

505 East Huntland Drive
Suite 250
Austin, TX 78752

512.454.8716 PHONE
512.454.2433 FAX

www.TRCsolutions.com

October 4, 2016

Honorable Mayor and City Council
City of Elgin
310 North Main
Elgin, Texas 78621

Attn: Mr. Thomas Mattis, City Manager

**RE: 2016 Drainage Improvements
Bid Recommendation**

Dear Mayor Cannon and Council Members:

Five (5) sealed bids were received at Elgin City Hall on September 26, 2016 at 11:00 A.M. for the above-referenced project. The Proposal I bids ranged from \$357,365.65 from Skyblue Utilites, Inc. of Kingsland, Texas to \$461,002.10 from Aaron Concrete Contractors, LP of Austin, Texas.

Proposal I of this project consists of construction of two (2) 8'x4' box culverts across West Brenham Street, earthen channels from West Brenham Street to US 290 measuring approximately 559 linear feet with rip rap, six foot wide and ten foot wide concrete valley gutters at North Avenue B, and three (3) concrete driveways at West Brenham Street including all other appurtenances necessary for the complete project.

The construction completion period is one-hundred and twenty (120) consecutive calendar days.

It is recommended that Skyblue Utilites, Inc. be awarded the construction project in the amount of \$357,365.65. The Contractor has a bid bond and will be required to furnish a Standard Form of Agreement, Performance Bond and Payment Bond to the City. A detailed bid tabulation is attached for your reference.

If you have any other questions or comments, please do not hesitate to contact this office.

Sincerely,

K. Beau Perry, P.E.
Vice President

Enclosures



Skyblue Utilities, Inc. P.O. Box 1001 Kingsland, TX 78639				Myers Concrete Construction, LP P.O. Box 2928 Wimberly, TX 78676				Patin Construction LLC 3800 W. 2nd Street Taylor, TX 76574			
Item	Item Description	Qty.	Unit	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
PROPOSAL I - BRENHAM AND AVENUE B											
P.I.1	Relocate Mail Boxes	3	EA	\$285.00	\$855.00	\$145.43	\$436.29	\$350.00	\$1,050.00		
P.I.2	10' Concrete Gutter	49	LF	\$114.00	\$5,586.00	\$139.94	\$6,857.06	\$150.00	\$7,350.00		
P.I.3	6" Concrete V-Drains	276	SY	\$102.60	\$28,317.60	\$122.30	\$33,754.80	\$85.00	\$23,460.00		
P.I.4	Install Concrete Driveways	3	EA	\$6,270.00	\$18,810.00	\$2,016.46	\$6,049.38	\$2,500.00	\$7,500.00		
P.I.5	Adjust Cleanouts	2	EA	\$1,281.30	\$2,562.60	\$411.00	\$822.00	\$950.00	\$1,900.00		
P.I.6	Brenham St. Drainage Structure	1	LS	\$209,381.68	\$209,381.68	\$193,470.90	\$193,470.90	\$270,000.00	\$270,000.00		
P.I.7	Remove and Replace Concrete Curb	15	LF	\$39.90	\$598.50	\$58.04	\$870.60	\$65.00	\$975.00		
P.I.8	Remove and Replace Existing Signs	3	EA	\$399.00	\$1,197.00	\$407.21	\$1,221.63	\$350.00	\$1,050.00		
P.I.9	Install 18" RCP Storm Sewer Pipe	36	LF	\$72.18	\$2,598.48	\$148.11	\$5,331.96	\$150.00	\$5,400.00		
P.I.10	5' Concrete Curb Inlet Sections	2	EA	\$2,941.20	\$5,882.40	\$5,333.91	\$10,667.82	\$5,500.00	\$11,000.00		
P.I.11	Excavation and Grading Earthen Ditches	457	LF	\$57.00	\$26,049.00	\$63.76	\$29,138.32	\$25.00	\$11,425.00		
P.I.12	Stone Rock Rip Rap	392	SY	\$79.80	\$31,281.60	\$82.64	\$32,394.88	\$80.00	\$31,360.00		
P.I.13	Hydromulch	5,291	SY	\$0.97	\$5,132.27	\$3.60	\$19,047.60	\$0.60	\$3,174.60		
P.I.14	OSHA Trench Protection	128	LF	\$5.70	\$729.60	\$19.59	\$2,507.52	\$10.00	\$1,280.00		
P.I.15	Silt Fence	964	LF	\$2.68	\$2,583.52	\$4.11	\$3,962.04	\$2.50	\$2,410.00		
P.I.16	Tree Protection	2	EA	\$285.00	\$570.00	\$391.85	\$783.70	\$300.00	\$600.00		
P.I.17	Rock Berms	16	LF	\$39.90	\$638.40	\$39.18	\$626.88	\$30.00	\$480.00		
P.I.18	Storm Sewer Inlet Protection	2	EA	\$171.00	\$342.00	\$176.33	\$352.66	\$125.00	\$250.00		
P.I.19	Traffic Control Plan	1	LS	\$10,260.00	\$10,260.00	\$9,500.00	\$9,500.00	\$3,000.00	\$3,000.00		
P.I.20	SWPPP	1	LS	\$3,990.00	\$3,990.00	\$3,526.63	\$3,526.63	\$2,500.00	\$2,500.00		
TOTAL PROPOSAL I - BRENHAM AND AVENUE B					\$357,365.65		\$361,322.67		\$386,164.60		
PROPOSAL II - CENTRAL AVENUE											
P.II.1	Adjust Cleanouts	5	EA	\$721.32	\$3,606.60	\$411.00	\$2,055.00	\$950.00	\$4,750.00		
P.II.2	Tree Removal	4	EA	\$456.00	\$1,824.00	\$391.85	\$1,567.40	\$500.00	\$2,000.00		
P.II.3	Central Ave. Drainage Structure	1	LS	\$242,128.11	\$242,128.11	\$265,609.18	\$265,609.18	\$240,000.00	\$240,000.00		
P.II.4	Install 18" RCP Storm Sewer Pipe	70	LF	\$69.71	\$4,879.70	\$148.11	\$10,367.70	\$150.00	\$10,500.00		
P.II.5	TxDOT 18" SET-PD	1	EA	\$1,653.00	\$1,653.00	\$1,567.39	\$1,567.39	\$3,500.00	\$3,500.00		
P.II.6	5' Concrete Curb Inlet Sections	1	EA	\$2,599.20	\$2,599.20	\$5,333.19	\$5,333.19	\$5,500.00	\$5,500.00		
P.II.7	Stone Rock Rip Rap	145	SY	\$79.80	\$11,571.00	\$82.64	\$11,982.80	\$80.00	\$11,600.00		
P.II.8	Excavation and Grading Earthen Ditches	172	LF	\$57.00	\$9,804.00	\$69.99	\$12,038.28	\$25.00	\$4,300.00		
P.II.9	Hydromulch	1,401	SY	\$0.97	\$1,358.97	\$3.60	\$5,043.60	\$0.60	\$840.60		
P.II.10	OSHA Trench Protection	183	LF	\$4.56	\$834.48	\$19.59	\$3,584.97	\$10.00	\$1,830.00		
P.II.11	Silt Fence	581	LF	\$2.68	\$1,557.08	\$4.11	\$2,387.91	\$2.50	\$1,452.50		
P.II.12	Tree Protection	3	EA	\$285.00	\$855.00	\$391.85	\$1,175.55	\$250.00	\$750.00		
P.II.13	Rock Berms	79	LF	\$39.90	\$3,152.10	\$39.18	\$3,095.22	\$30.00	\$2,370.00		
P.II.14	Storm Sewer Inlet Protection	3	EA	\$171.00	\$513.00	\$176.33	\$528.99	\$100.00	\$300.00		
P.II.15	Traffic Control Plan	1	LS	\$12,540.00	\$12,540.00	\$3,500.00	\$3,500.00	\$1,200.00	\$1,200.00		
P.II.16	SWPPP	1	LS	\$3,990.00	\$3,990.00	\$1,000.00	\$1,000.00	\$1,500.00	\$1,500.00		
TOTAL PROPOSAL II - CENTRAL AVENUE					\$302,866.24		\$330,837.18		\$292,393.10		
TOTAL BASE BID (PROPOSAL I + PROPOSAL II)					\$660,231.89		\$692,159.85		\$678,557.70		



Item				Underground Water Solutions Co. 601 North Main Street Elgin, Texas 78621		Aaron Concrete Contractors, LP 4108 Nixon Lane Austin, Texas 78725	
Item	Item Description	Qty.	Unit	Unit Price	Total	Unit Price	Total
PROPOSAL I - BRENHAM AND AVENUE B							
P.I.1	Relocate Mail Boxes	3	EA	\$278.00	\$834.00	\$400.00	\$1,200.00
P.I.2	10" Concrete Gutter	49	LF	\$145.00	\$7,105.00	\$160.00	\$7,840.00
P.I.3	6" Concrete V-Drains	276	SY	\$100.00	\$27,600.00	\$100.00	\$27,600.00
P.I.4	Install Concrete Driveways	3	EA	\$2,050.00	\$6,150.00	\$4,600.00	\$13,800.00
P.I.5	Adjust Cleanouts	2	EA	\$400.00	\$800.00	\$1,300.00	\$2,600.00
P.I.6	Brenham St. Drainage Structure	1	LS	\$156,000.00	\$156,000.00	\$265,000.00	\$265,000.00
P.I.7	Remove and Replace Concrete Curb	15	LF	\$55.00	\$825.00	\$26.00	\$390.00
P.I.8	Remove and Replace Existing Signs	3	EA	\$620.00	\$1,860.00	\$320.00	\$960.00
P.I.9	Install 18" RCP Storm Sewer Pipe	36	LF	\$83.00	\$2,988.00	\$58.00	\$2,088.00
P.I.10	5' Concrete Curb Inlet Sections	2	EA	\$4,200.00	\$8,400.00	\$2,600.00	\$5,200.00
P.I.11	Excavation and Grading Earthen Ditches	457	LF	\$260.00	\$118,820.00	\$173.00	\$79,061.00
P.I.12	Stone Rock Rip Rap	392	SY	\$100.00	\$39,200.00	\$78.00	\$30,576.00
P.I.13	Hydromulch	5,291	SY	\$3.00	\$15,873.00	\$2.50	\$13,227.50
P.I.14	OSHA Trench Protection	128	LF	\$11.00	\$1,408.00	\$20.00	\$2,560.00
P.I.15	Silt Fence	964	LF	\$3.60	\$3,470.40	\$2.40	\$2,313.60
P.I.16	Tree Protection	2	EA	\$360.00	\$720.00	\$155.00	\$310.00
P.I.17	Rock Berms	16	LF	\$40.00	\$640.00	\$41.00	\$656.00
P.I.18	Storm Sewer Inlet Protection	2	EA	\$248.00	\$496.00	\$160.00	\$320.00
P.I.19	Traffic Control Plan	1	LS	\$13,800.00	\$13,800.00	\$3,700.00	\$3,700.00
P.I.20	SWPPP	1	LS	\$2,600.00	\$2,600.00	\$1,600.00	\$1,600.00
TOTAL PROPOSAL I - BRENHAM AND AVENUE B					\$409,589.40		\$461,002.10
PROPOSAL II - CENTRAL AVENUE							
P.II.1	Adjust Cleanouts	5	EA	\$400.00	\$2,000.00	\$1,300.00	\$6,500.00
P.II.2	Tree Removal	4	EA	\$545.00	\$2,180.00	\$550.00	\$2,200.00
P.II.3	Central Ave. Drainage Structure	1	LS	\$176,000.00	\$176,000.00	\$277,000.00	\$277,000.00
P.II.4	Install 18" RCP Storm Sewer Pipe	70	LF	\$83.00	\$5,810.00	\$60.00	\$4,200.00
P.II.5	TxDOT 18" SET-PD	1	EA	\$1,300.00	\$1,300.00	\$1,600.00	\$1,600.00
P.II.6	5' Concrete Curb Inlet Sections	1	EA	\$4,200.00	\$4,200.00	\$2,600.00	\$2,600.00
P.II.7	Stone Rock Rip Rap	145	SY	\$100.00	\$14,500.00	\$78.00	\$11,310.00
P.II.8	Excavation and Grading Earthen Ditches	172	LF	\$58.00	\$9,976.00	\$180.00	\$30,960.00
P.II.9	Hydromulch	1,401	SY	\$3.00	\$4,203.00	\$3.00	\$4,203.00
P.II.10	OSHA Trench Protection	183	LF	\$11.00	\$2,013.00	\$20.00	\$3,660.00
P.II.11	Silt Fence	581	LF	\$3.60	\$2,091.60	\$2.50	\$1,452.50
P.II.12	Tree Protection	3	EA	\$360.00	\$1,080.00	\$155.00	\$465.00
P.II.13	Rock Berms	79	LF	\$50.00	\$3,950.00	\$41.00	\$3,239.00
P.II.14	Storm Sewer Inlet Protection	3	EA	\$248.00	\$744.00	\$160.00	\$480.00
P.II.15	Traffic Control Plan	1	LS	\$5,800.00	\$5,800.00	\$3,700.00	\$3,700.00
P.II.16	SWPPP	1	LS	\$1,300.00	\$1,300.00	\$1,600.00	\$1,600.00
TOTAL PROPOSAL II - CENTRAL AVENUE					\$237,147.60		\$355,169.50
TOTAL BASE BID (PROPOSAL I + PROPOSAL II)					\$646,737.00		\$816,171.60



COUNCIL MEETING: October 11, 2016

ITEM: 4. Discussion and action to consider rescinding Resolutions No. 2016-08-16-16 and 2016-8-30-17 related to publication of notice of City Council's intent to issue certificates of obligations.

RESOURCE PERSON(S): Thomas L. Mattis, City Manager
Sidney Laquey, Finance Director

SUMMARY: On August 16, 2016 Council approved Resolution No. 2016-08-16-16, authorizing and directing publication of notice of City Council's intent to issue certificates of obligation on October 4, 2016. On August 30, 2016 Council approved Resolution No. 2016-08-30-17 amending the notice of intent to provide a revised date of issuance of the certificates of obligation of October, 11, 2016.

The updated staff recommendation is that there now be certain modifications to the formal issuance process related to this project. As such, it is now recommended that Council formally rescind this prior action, allowing the process to be re-initiated with the recommended changes.

For additional information, please see the attached staff memorandum.

RECOMMENDATION(S): Rescind Previous Resolutions

With this motion: I move that Resolutions No. 2016-08-16-16 and 2016-08-30-17 be rescinded.

ATTACHMENT:

1-Staff memorandum

\$10M CERTIFICATES OF OBLIGATION IN SUPPORT OF WATER AND WASTEWATER TREATMENT CAPITAL IMPROVEMENTS

October 7, 2016

In August, the staff proposed the approval of a publication of a notice of intent to issue Certificates of Obligation in the amount of \$3,000,000 for immediate repair and maintenance of City's water and wastewater infrastructure; and the Council was supportive of such action at that time.

Staff is now requesting permission to rescind and modify this notice of intent, as we are anticipating an interest rate increase in the near future – which would result in significantly higher financing costs for the City in the process of servicing this debt. And that there is real need for expansion of Water and Wastewater infrastructure. The logic of the change is : if you know that you are going to need money in the next year for water and wastewater infrastructure, and you know that the Federal Reserve Bank is going to raise interest rates, the why wouldn't you go ahead and borrow the money before the interest rate increase?

As such, it is my recommendation that Council authorize a revised issuance of these Certificates of Obligation, now in the total amount not to exceed \$10,000,000 to maximize savings in financing costs at this time. The increased funding will all be devoted to capital improvements within the wastewater treatment system and/or treatment plant, although the specific project(s) has yet to be determined.

FYI - Based on currently available data, if the City were to ultimately adjust customer service rates in the future to absorb annual costs associated with this project, the average monthly bill is anticipated to increase by \$16.85 (from \$72.72 to \$85.57).

Buck LaQuey CPA
Finance Director,



COUNCIL MEETING: October 11, 2016

ITEM: 5. Discussion and action to consider adopting a new Resolution 2016-10-11-18 authorizing publication of notice of intent to issue certificates of obligation for \$10,000,000.

RESOURCE PERSON(S): **Thomas L. Mattis, City Manager**
Sidney Laquey, Finance Director

SUMMARY: **This item is for consideration of a proposal to authorize publication of notice of intention to issue combination Tax and Revenue Certificates of Obligation in an amount not to exceed \$10M for water and wastewater treatment capital improvements.**

For additional information, please see the attached staff memorandum.

RECOMMENDATION(S): **Council adoption of the Resolution No. 2016-10-11-18 as presented.**

ATTACHMENT: **1-Staff memorandum**
2-Resolution 2016-10-11-18 Authorize Publication of notice
2016 certificates of obligation

\$10M CERTIFICATES OF OBLIGATION IN SUPPORT OF WATER AND WASTEWATER TREATMENT CAPITAL IMPROVEMENTS

October 7, 2016

In August, the staff proposed the approval of a publication of a notice of intent to issue Certificates of Obligation in the amount of \$3,000,000 for immediate repair and maintenance of City's water and wastewater infrastructure; and the Council was supportive of such action at that time.

Staff is now requesting permission to rescind and modify this notice of intent, as we are anticipating an interest rate increase in the near future – which would result in significantly higher financing costs for the City in the process of servicing this debt. And that there is real need for expansion of Water and Wastewater infrastructure. The logic of the change is : if you know that you are going to need money in the next year for water and wastewater infrastructure, and you know that the Federal Reserve Bank is going to raise interest rates, the why wouldn't you go ahead and borrow the money before the interest rate increase?

As such, it is my recommendation that Council authorize a revised issuance of these Certificates of Obligation, now in the total amount not to exceed \$10,000,000 to maximize savings in financing costs at this time. The increased funding will all be devoted to capital improvements within the wastewater treatment system and/or treatment plant, although the specific project(s) has yet to be determined.

FYI - Based on currently available data, if the City were to ultimately adjust customer service rates in the future to absorb annual costs associated with this project, the average monthly bill is anticipated to increase by \$16.85 (from \$72.72 to \$85.57).

Buck LaQuey CPA
Finance Director,

RESOLUTION NO. 2016-10-11-19

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Elgin, Texas, has determined that certificates of obligation should be issued under and pursuant to the provisions of Subchapter C of Chapter 271, Texas Local Government Code, as amended, for the purpose of paying contractual obligations to be incurred for improvements, renovations, replacements, relocations and extensions to the City's water and sewer system, including construction of facilities and acquisition of land and equipment in connection therewith, and professional services, including legal, fiscal, engineering and design fees, and costs of issuance; and

WHEREAS, prior to the issuance of such certificates, the City Council is required to publish notice of its intention to issue the same in a newspaper of general circulation in the City, said notice stating (i) the time and place the City Council tentatively proposes to pass the ordinance authorizing the issuance of the certificates, (ii) the maximum amount proposed to be issued, (iii) the purposes for which the certificates are to be issued and (iv) the manner in which the City Council proposes to pay the certificates;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS:

Section 1. The City Secretary is hereby authorized and directed to cause notice to be published of the City Council's intention to issue certificates of obligation, in one or more series, in a principal amount not to exceed \$10,000,000 for the purpose of paying contractual obligations to be incurred for (i) improvements, renovations, replacements, relocations and extensions to the City's water and sewer system, including construction of facilities and acquisition of land and equipment in connection therewith, (ii) improvements and extensions to City streets, including sidewalks, street lighting, traffic signals/controllers, signage, landscaping, utility improvements, extensions and relocations, and acquisition of land, rights-of-way and equipment in connection therewith; and (iii) professional services, including legal, fiscal, engineering and design fees, and costs of issuance, such certificates to be payable from ad valorem taxes and a limited pledge of the net revenues of the City's water and sewer system. The notice hereby approved and authorized to be published shall read substantially in the form and content of Exhibit A attached hereto and incorporated herein by reference as a part of this Resolution for all purposes.

Section 2. The City Secretary shall cause the aforesaid notice to be published in a newspaper of general circulation in the City, once a week for two (2) consecutive weeks, the date of the first publication to be at least thirty-one (31) days prior to the date stated therein for the passage of the ordinance authorizing the issuance of the certificates of obligation.

Section 3. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 4. This Resolution shall be in force and effect from and after its passage on the date shown below.

PASSED, APPROVED AND EFFECTIVE on the 11th day of October, 2016.

CITY OF ELGIN, TEXAS

Chris Cannon, Mayor

ATTEST:

Lucretia Alvarez, City Secretary

(City Seal)

EXHIBIT A

NOTICE OF INTENTION TO ISSUE CITY OF ELGIN, TEXAS, CERTIFICATES OF OBLIGATION

NOTICE is hereby given that it is the intention of the City Council of the City of Elgin, Texas to issue certificates of obligation of the City in one or more series for the purpose of providing funds to pay contractual obligations incurred or to be incurred for (i) improvements, renovations, replacements, relocations and extensions to the City's water and sewer system, including construction of facilities and acquisition of land and equipment in connection therewith, (ii) improvements and extensions to City streets, including sidewalks, street lighting, traffic signals/controllers, signage, landscaping, utility improvements, extensions and relocations, and acquisition of land, rights-of-way and equipment in connection therewith; and (iii) professional services, including legal, fiscal, engineering and design fees, and the costs of issuing the certificates of obligation. The City Council tentatively proposes to authorize the issuance of the certificates of obligation at its regular meeting place in the City Hall Annex, 310 North Main Street, Elgin, Texas to commence at 7:00 p.m., on the 6th day of December, 2016. The maximum amount of certificates of obligation that may be authorized for the above listed purposes is \$10,000,000. The City Council presently proposes to provide for payment of the certificates of obligation by a pledge of ad valorem taxes upon all taxable property within the City within the limits allowed by law. The certificates of obligation will be additionally payable from a limited pledge of the City's surplus water and sewer system revenues not to exceed \$1,000.