MINUTES
ELGIN CITY COUNCIL
REGULAR MEETING
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
TUESDAY, SEPTEMBER 3, 2019

CALL TO ORDER

Mayor Cannon called the meeting to order at 7:01 p.m.

ROLL CALL

Present: Chris Cannon, Mayor
Jessica Bega, Mayor Pro Tem
Mary Penson, Council Member
Daniel Lopez, Council Member
Brad Jones, Council Member
Forest Dennis, Council Member
Susie Arreaga, Council Member
Juan Gonzalez, Council Member

Mayor Cannon certified there was a quorum.
Mayor Cannon asked that the record reflect that Council Member Brashar was absent and notified the City Manager that she would not attend due to illness.
Council Member Dennis moved to excuse Council Member Brashar's absence. Council Member Lopez seconds the motion. Motion carried. 8-0.

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

INVOCATION

Council Member Penson gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Cannon led the Pledge of Allegiance to the United States and Texas Flag.

Mayor Cannon recessed the Regular Meeting and opened the Public Hearing at 7:04 pm.

PUBLIC HEARING

1. Public Hearing on the Proposed FY 2019-20 Annual Budget and Ad Valorem (Property) Tax Rate for the City of Elgin.

With no one wishing to speak, Mayor Cannon closed the Public Hearing at 7:05 pm.

PUBLIC COMMENT

Mayor Cannon opened Public Comments.

Randy Krapf spoke and stated that he was surprised to see a Jim Crow era Hwy marker honoring the former President of the confederacy at the intersection of Main Street and Taylor Street. He stated that many of these had been removed since 2015 per the Southern Poverty Law Center. He stated that TXDOT does keep records of memorial highways but does not designate them. He stated that TXDOT did confirm that both Main Street and Taylor Road are TXDOT R.O.W. and that the Jefferson Davis Hwy Marker is not TXDOT property and TXDOT was not involved nor does it have any record of its erection on its R.O.W. He asked city leaders if this highway marker is the best representation of our city and asked that the request be made to TxDot to have the marker removed.

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

PRESENTATION

1. Employee of the Third Quarter.

Sandy Ott Library Director presented John Stabile with the Employee of the Third Quarter.

CITY MANAGER'S REPORT

1. FY19-20 School Resource Officer Services – EPD Chief South.

Chief South stated that the annual school Resource Officer contract was discussed briefly last year and that the city at that time was recovering about 43% of the actual costs to the city for that program. He stated that now the city recovers the average costs for the full positions including salary and benefits for that group, vehicles, and the time and weeks of service committed for the school district, with the amount coming to $111,000 plus $5000 with the canines for a total of $116,000.

2. Update on Various Issues Associated with an Area in the Southeast Quadrant of the City Annexed in 2015 ("Annexed Area") and Related Matters.

City Manager Thomas Mattis stated that there was still work being done on Area 3 with the Attorney, but it was hard to find a case law regarding de-annexing property. He stated that something would be coming to Council in the next couple of months, but most certainly by the end of the year.

3. General Activity Report and/or Project Update.

City Manager Thomas Mattis stated that he had an update to the marker spoken about earlier in Public Comment. He stated that it seemed the marker outdates just about everybody being connected to the city today and to TXDOT. He stated there was no one with knowledge about when or how it happened or the town's involvement having to do with that marker. He stated that it is a marker but had heard it being referred to as a confederate monument. He stated that what he could report to Council was that TXDOT was very interested in not trying to rehash why it is there but to move forward. He stated that in dealing with TXDOT he thought it was an issue that they would have to acknowledge responsibility for, but they did not and their position was that they do not own the marker, therefore, they are not responsible for it, and because they don't own it they cannot authorize its removal. He stated that they did acknowledge that it is in their right of way and no one can touch it without their approval. He stated what they could do is to approve the city going on their right of way doing the work themselves, and that he had made a written request and had gotten written authorization from TXDOT to proceed in that manner if that is what the city wants to do.

Mr. Mattis stated that Chief Taylor wanted to give everyone a heads up that starting tomorrow the junk car initiative moves into patrol district 4, that is in southeast quadrant of the city.

4. Departmental Monthly Reports – July.

There were no questions on the monthly reports.

CONSENT AGENDA

1. City Council Workshop Minutes - June 18, 2019 And City Council Regular Meeting Minutes August 6, 2019.

Council Member Penson moved to approve the Consent Agenda. Mayor Pro Tem Bega seconds the motion. Motion carried 8-0.

NEW BUSINESS

1. CONSIDER A REQUEST FROM ELGIN ISD FOR STREET CLOSURES FOR THE HOMECOMING COMMUNITY PARADE & PEP RALLY.

Council Member Penson moved to approve the street closures for the Homecoming Community Parade and Pep Rally. Council Member Lopez seconds the motion. Motion carried 8-0.

2. CONSIDER WAIVING FEES FOR COSTS ASSOCIATED WITH STREET CLOSURES AND PARK RENTAL FOR THE ELGIN ISD HOMECOMING COMMUNITY PARADE AND PEP RALLY ON WEDNESDAY, OCTOBER 2, 2019

Council Member Lopez moved to approve waving the fees for costs associated with the Parade and Pep Rally. Council Member Jones seconds the motion. Motion carried 8-0.

3. AN ORDINANCE AMENDING CHAPTER 42, ARTICLE IV. SOLID WASTE, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, BY AMENDING CHAPTER 42 AND ADOPTING SECTION 42-277 REGARDING TRASH COLLECTION BY THE CITY; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR A SAVINGS CLAUSE

No action was taken on this item.

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE ACCEPTANCE OF A GRANT(GAG-20005) FROM THE TEXAS STATE LIBRARY & ARCHIVE COMMISSION IN THE AMOUNT OF $24,724.00 AND AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT

Council Member Penson moved to approve the Resolution as presented. Council Member Lopez seconds the motion. Motion carried 8-0.

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE RENEWAL OF AN AGREEMENT WITH STW INC. TO PROVIDE SOFTWARE AND MAINTENANCE SERVICES FOR THE CITY'S FINANCIAL AND BUDGETARY/ACCOUNTING SOFTWARE FOR A TERM OF ONE YEAR; AND TO AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT.

Mayor Pro Tem Bega moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 8-0.

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE AN AGREEMENT WITH ON-TECHNOLOGY TO PROVIDE INFRASTRUCTURE DEVELOPMENT, NETWORK MAINTENANCE AND SUPPORT SERVICES FOR THE CITY'S COMPUTER SYSTEMS FOR A PERIOD OF THIRTY-SIX (36) MONTHS; AND TO AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT

Council Member Dennis moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 8-0.

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS TO APPROVE AN AGREEMENT WITH DAHILL OFFICE TECHNOLOGY CORPORATION TO LEASE A TOTAL OF THREE COPIERS FOR A PERIOD OF SIXTY (60) MONTHS; AND TO AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT

Council Member Penson moved to approve the Resolution as presented. Council Member Lopez seconds the motion. Motion carried 8-0.

8. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING AN AFFADAVIT FOR A SCRIVENERS ERROR CORRECTING THE SPELLING OF "ADIRONDAK PASS" TO "ADIRONDACK PASS" ON SHEET 1 OF THE FINAL PLAT IN THE LINEAR FOOTAGE OF RIGHT-OF-WAY TABLE, SHEET 1 OF THE FINAL PLAT IN THE RIGHT-OF-WAY EXHIBIT, & SHEET 2 OF THE FINAL PLAT AS LISTED IN LOTS NUMBER 1 & 6 BY THE ORIGINAL SURVEYOR OF SARATOGA FARMS SUBDIVISION, SECTION FIVE FINAL PLAT

Council Member Penson moved to approve the Resolution as presented. Council Member Lopez seconds the motion. Motion carried 8-0.

9. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING AN AFFADAVIT FOR A SCRIVENERS ERROR CORRECTING THE SPELLING OF "SCHYYLERVILEE DRIVE" TO "SCHUYLERVILLE DRIVE" ON SHEET 1 OF THE FINAL PLAT IN THE LINEAR FOOTAGE OF RIGHT-OF-WAY TABLE, SHEET 1 OF THE FINAL PLAT IN THE RIGHT-OF-WAY EXHIBIT, & SHEET 3 OF THE FINAL PLAT AS LISTED IN LOTS NUMBER 1 & 4 BY THE ORIGINAL SURVEYOR OF SARATOGA FARMS SUBDIVISION, SECTION FOUR FINAL PLAT.

Council Member Lopez moved to approve the Resolution as presented. Council Member Penson seconds the motion. Motion carried 8-0.

ANNOUNCEMENTS

Mayor Pro Tem Bega announced a community clean-up on Saturday, and Amy Miller mentioned a celebration on September 10th for Modern Cleaners 50 year in independent business.

ADJOURNMENT

Mayor Cannon adjourned the City Council Meeting at 8:21 p.m.

Chris Cannon, Mayor

ATTEST:

Amelia Sanchez, City Secretary