

MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
ELGIN PUBLIC LIBRARY ANNEX CITY COUNCIL CHAMBERS
404 NORTH MAIN STREET
September 27, 2022

CALL TO ORDER

Mayor McShan called the meeting to order at 6:30 p.m.

ROLL CALL

Present: Theresa McShan, Mayor
Joy Casnovsky, Council Member
Arthur Gibson III, Council Member
Skyler Maldonado, Council Member
Chuck Swain, Council Member
Matthew Callahan, Council Member
Al Rodriguez, Council Member
Forest Dennis, Council Member

Absent: Sue Brashar, Mayor Pro Tem

Mayor McShan stated that all members were present with the exception of Mayor Pro Tem Brashar. Mr. Dennis made a motion to excuse Mayor Pro Tem Brashar. Mr. Gibson seconded the motion. All voted in favor. Motion carried.

Staff: Thomas L. Mattis, City Manager
Jennifer Stubbs, City Secretary
Amy Miller, Community Development Director
Michael Gonzalez, Public Works Director
Chris Noble, Chief of Police
Pam Sanders, HR Director
Marty Coursey, Interim CFO
David Harrell, Development Services Director

INVOCATION

Mr. Gibson provided the invocation.

PLEDGE OF ALLEGIANCE

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

PUBLIC HEARING

1. Public Hearing On The Proposed FY22-23 Annual Budget

Mr. Mattis provided information. No one wished to speak under the public hearing item.

2. Public Hearing On The Proposed FY22-23 Tax Rate

Mr. Mattis provided information. No one wished to speak under the public hearing item.

3. Public Hearing On An Ordinance Annexing Adjacent And Contiguous Territory To The City Of Elgin, Texas To Wit: 52.76 Acres Of Land, Known By The Travis Co. Appraisal District As Parcels 358800, 358801, & 358802, Being A 52.76-Acre Tract Out Of The Henry Martin Survey Number 65, Abstract 518, Travis Co. TX, Including Adjacent Right-Of-Way, And Being Fully Described In Exhibit A Attached Hereto; Providing For A Savings Clause And Repealing Conflicting Ordinances And Resolutions.

No one wished to speak under the public hearing item. Mayor McShan stated the public hearings were closed.

PUBLIC COMMENT

No one wished to speak under the public comment item. Mayor McShan recognized Boy Scout Troup #182.

PRESENTATION

1. A PROCLAMATION DECLARING OCTOBER 5, 2022, AS ELGIN TEACHERS' DAY IN THE CITY OF ELGIN

Mayor McShan read the proclamation and presented it to Elgin ISD Superintendent, Dr. Jana Rueter.

2. DOWNTOWN ELGIN INC. CHECK PRESENTATION FOR VETERANS MEMORIAL PARK EXPANSION.

Members of the Downtown Elgin INC. presented a check for \$34,000 for Veterans Memorial Park Expansion.

CITY MANAGERS REPORT

1. City Of Elgin 101 Presentation

Ms. Stubbs provided a presentation on the City of Elgin 101, a citizen's academy that will begin in January 2022. She answered questions of the Council.

2. Presentation For Thomas Memorial Park New Parking Area

Mr. Mattis provided a presentation and stated that some goals for Thomas Memorial Park were to create better access to get to the park and to keep the mature trees on site. Mr. Mattis and Ms. Miller answered questions of the Council.

3. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH JEREMY BIGGERS TO CREATE THE ELGIN BLACK ICONS MURAL

Mr. Mattis provided information and stated this mural would recognize some Elgin local icons. Ms. Miller stated that this is the legacy project for the Sesquicentennial provided by the Main Street Board.

4. General Activity Report And/Or Project Update

Mr. Mattis stated that there were some scheduling changes. The next City Council meetings will be on October 11, October 25, November 15, and December 6. Mr. Mattis provided information and stated that the city's bond rating was upgraded to A2 which is like a credit rating.

CONSENT AGENDA

1. City Council Regular Meeting Minutes September 6, 2022

The minutes passed on the consent agenda.

2. REQUEST FOR STREET CLOSURES FOR SAFE TRICK OR TREAT MONDAY OCTOBER 31.

The item passed on the consent agenda.

3. REQUEST TO CLOSE DEPOT STREET FROM MAIN STREET TO AVENUE C 2PM TO 10PM ON TUESDAY NOVEMBER 1, 2022 FOR DIA DE LOS MUERTOS.

The item passed on the consent agenda.

4. CONSIDER WAIVING THE OPEN CONTAINER ORDINANCE ON MAIN STREET FROM LEXINGTON ROAD TO BRENHAM STREET; AND ON 2ND STREET, FIRST STREET, DEPOT STREET, CENTRAL AVENUE, AUSTIN STREET, BRENHAM STREET FROM MAIN STREET TO AVENUE C; AND ON AVENUE C FROM BRENHAM STREET TO 2ND STREET ON TUESDAY NOVEMBER 1, 2022 FROM 5PM TO 10PM FOR DIA DE LOS MUERTOS.

The item passed on the consent agenda.

5. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH DBOMB FIREWORKS FOR A NEW YEARS EVE FIREWORKS SHOW DECEMBER 31, 2022.

The resolution passed on the consent agenda.

6. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH TEJANO CONSTRUCTION INC FOR MASON WORK RELATED TO THE ELGIN MEMORIAL PARK RESTROOM PROJECT; AND MAKING CERTAIN FINDINGS RELATED THERETO

The resolution was removed from the consent agenda and placed under new business.

Mr. Dennis made a motion to pass the consent agenda prior to discussing item 6. Mr. Swain seconded the motion. All voted in favor. The motion carried.

NEW BUSINESS

1. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH TEJANO CONSTRUCTION INC FOR MASON WORK RELATED TO THE ELGIN MEMORIAL PARK RESTROOM PROJECT; AND MAKING CERTAIN FINDINGS RELATED THERETO

Mr. Maldonado asked if the project came under budget. Mr. Mattis stated that the project is \$30,000 over budget and part of the problem is this project is relatively small. Mr. Mattis stated that this project cannot wait and that Acme Brick donated bricks for the project. Discussion followed. Mr. Swain made a motion to approve the resolution. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

2. AN ORDINANCE OF THE CITY OF ELGIN, TEXAS APPROVING AND ADOPTING A PROPOSED BUDGET FOR THE CITY FOR THE FISCAL YEAR OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2023, AND PROVIDING THAT EXPENDITURES FOR SAID BUDGET SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET

Mr. Mattis provided information. He stated that the total appropriations are just over \$24 million and the proposed budget includes funding for 172 total employees. Mr. Mattis stated the Cost-of-Living Adjustment was increased to 8% and the minimum pay was increased to \$18 an hour after receiving direction from the City Council. Discussion followed. Mr. Maldonado made a motion to approve the ordinance. Mr. Gibson seconded the motion. All voted in favor. The motion carried.

3. AN ORDINANCE LEVYING TAXES FOR MAINTENANCE AND OPERATION OF THE MUNICIPAL GOVERNMENT OF THE CITY OF ELGIN, TEXAS, AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR THE 2022 TAX YEAR

Mr. Mattis stated that the tax rate is 4 cents lower than what the Council could adopt, and this represents a 17% decrease over the last two years.

Ms. Casnovsky made a motion to approve the Ordinance and that the property tax rate be decreased by the adoption of a tax rate of \$0.364311 for the M&O Rate per one hundred dollars of assessed value, which is effectively in total, a 3.98% decrease in the tax rate. Mr. Gibson seconded the motion. The vote was: Ms. Casnovsky-yes, Mr. Gibson-yes, Mr. Swain-yes, Mr. Maldonado-yes, Mr. Callahan-yes, Mr. Rodriguez-yes, Mr. Dennis-yes, and Mayor McShan-yes. The motion carried on an 8-0 vote.

Ms. Casnovsky made a motion to approve the Ordinance and that the property tax rate be decreased by the adoption of a tax rate of \$0.180353 for the Debt Rate per one hundred dollars of assessed value, which is effectively in total a 3.98% decrease in the tax rate. Mr. Dennis seconded the motion. The vote was: Ms. Casnovsky-yes, Mr. Gibson-yes, Mr. Swain-yes, Mr. Maldonado-yes, Mr. Callahan-yes, Mr. Rodriguez-yes, Mr. Dennis-yes, and Mayor McShan-yes. The motion carried on an 8-0 vote.

4. AN ORDINANCE TO ESTABLISH A COMPREHENSIVE SCHEDULE OF FEES AND CHARGES NECESSARY TO GENERATE FUNDING FOR GENERAL AND SPECIFIC OPERATIONS REQUIRED TO SATISFY SERVICE NEEDS OF THE CITY; TO AMEND ORDINANCE 2020-10-13-29 AND SUBSEQUENT AMENDMENTS TO THAT ORDINANCE; ESTABLISH CATEGORIES OF FEES AND CHARGES; REVISE EXISTING RATES; RECONFIRM EXISTING RATES; PROVIDE FOR A SAVINGS CLAUSE; REPEAL CONFLICTING ORDINANCES OR RESOLUTIONS; AND PROVIDE THAT THIS ORDINANCE SHALL BECOME EFFECTIVE AS STATED HEREIN

Mr. Mattis provided information and stated that no fees will change except the trash rates which are required per the contract. Mr. Callahan made a motion to approve the Ordinance. Mr. Rodriguez seconded the motion. All voted in favor. The motion carried.

5. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE FY2021-22 ANNUAL STREET RESURFACING PROGRAM; AND MAKING CERTAIN FINDINGS RELATED THERETO.

Mr. Mattis stated this is the annual street and resurfacing program. He stated that this is a line item in this current fiscal year and the expenditure was delayed because now is the best time to bid. He stated that there are 17 different streets that will be reconstructed or resurfaced. Mr. Mattis stated that the bids came in higher than projected. He stated that staff recommends approval of the entire program and some of the funds could come out of next year's street and resurfacing program. Mr. Gibson made a motion to approve the resolution. Mr. Maldonado seconded the motion. All voted in favor. The motion carried.

6. AN ORDINANCE ANNEXING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ELGIN, TEXAS, TO WIT: A 52.76 ACRES OF LAND, KNOWN BY THE TRAVIS COUNTY APPRAISAL DISTRICT AS PARCELS 358800, 358801, & 358802, BEING A 52.76 ACRE TRACT OUT OF THE HENRY MARTIN SURVEY NUMBER 65, ABSTRACT 518, TRAVIS CO., TX, INCLUDING ADJACENT RIGHT-OF-WAY, AND BEING FULLY DESCRIBED IN EXHIBIT "A", ATTACHED HERETO; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Mr. Mattis provided information and stated there are no development plans currently. Mr. Harrell stated that the developer is Prima Vista. Mr. Callahan made a motion to approve the Ordinance. Mr. Rodriguez seconded the motion. All voted in favor. The motion carried.

7. AN ORDINANCE ASSIGNING NEWLY ANNEXED PROPERTY TO CITY COUNCIL WARD AREA NO. 3; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Mr. Mattis stated that this is a routine procedure for the newly annexed property. Mr. Callahan made a motion to approve the Ordinance. Mr. Rodriguez seconded the motion. All voted in favor. The motion carried.

8. Appointment/Re-Appointment Of Members To Various City Commissions, Boards, And/Or Committees Including The Planning & Zoning Commission, Board Of Adjustments, Library Advisory Board, Parks & Recreation Advisory Board, Economic Development Corporation Board Of Directors, Historic Review Board, Main Street Board Of Directors, And Building Standards Commission

Mayor McShan provided information. She stated that she asked for the Chairs to make recommendations and they did. Mayor McShan stated that a Library Advisory Board applicant lives in Paige and asked if the council could waive the criteria of her living inside the city limits. Mr. Swain asked if the alternates are on the board. Mr. Mattis stated that they are there in case a regular member cannot attend. Mr. Swain asked if alternates count as time on the board. Mr. Mattis stated probably not but in the end, Council decides and makes the final decision.

Mr. Dennis made a motion to appoint the Board of Adjustment nominees to that board. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

Mr. Callahan made a motion to accept the Mayor's proposal for the Planning and Zoning Commission. Mr. Rodriguez seconded the motion. All voted in favor. The motion carried.

Mr. Dennis made a motion to suspend the rule for residency for the library board so we can appoint these to the board. Mr. Gibson seconded the motion. All voted in favor. The motion carried. Mr. Mattis stated that we have users and future users of the library who do not pay city taxes and it will be a financial issue the council will need to address at a later date.

Ms. Casnovsky made a motion to approve the Library Advisory Board as suggested. Mr. Gibson seconded the motion. All voted in favor. The motion carried.

Mr. Swain made a motion to approve the Parks & Rec Advisory Board. Mr. Maldonado seconded the motion. All voted in favor. The motion carried.

Mr. Dennis made a motion to accept these candidates as members of the Historic Review board. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

Mr. Rodriguez made a motion to approve the Main Street Board nominees. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

Mr. Maldonado made a motion to approve the candidates of the EDC board as proposed. Mr. Swain seconded the motion. All voted in favor. The motion carried. Mr. Mattis stated that two council members are required to serve on the board and are not taking up spots for the public.

Mr. Dennis made a motion to suspend the rules for residency to accommodate Mr. Walterscheidt on the committee and that we accept the rest of the candidates as members of the Public Safety Advisory Committee. Mr. Swain seconded the motion. All voted in favor. The motion carried.

Mr. Maldonado made a motion to approve the candidates as proposed for the Building Standards Commission. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

Mr. Mattis stated that the Main Street Board has members outside of the city limits. He stated that it is sufficient to clarify for the record that he assumes the Council agreed to waive that residency requirement when they approved the Main Street Board. There was a consensus among the Council.

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.

The Council did not retire into Executive Session.

ANNOUNCEMENTS

Ms. Miller stated that troop #182 is working on a citizenship badge which involves a lot of public engagement. She invited the public to purchase souvenirs for the Sesquicentennial celebration.

Mr. Mattis stated the Poco Loco grand opening on Thursday was exciting.

Ms. Stubbs stated that October 24th through November 4th is the start of Early Voting and November 8th is Election Day. She stated that on Election Day, if residents live in Travis County,

they can vote at Elgin High School and if residents live in Bastrop County, they can vote at the Elgin Rec Center.

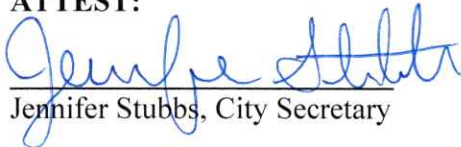
Ms. Veronica Seever, Chamber of Commerce President, invited the public to the National Night Out party held at the Chamber of Commerce on October 4th from 5:00 to 7:00 PM. She stated that October 19th is National Chamber of Commerce Day, and the Chamber building is 150 years old. She stated that there will be a ribbon cutting at 10:00 AM.

ADJOURNMENT

Mayor McShan adjourned the meeting at 8:02 p.m.


Theresa Y. McShan, Mayor

ATTEST:


Jennifer Stubbs, City Secretary