

MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
ELGIN PUBLIC LIBRARY ANNEX CITY COUNCIL CHAMBERS
404 NORTH MAIN STREET
November 15, 2022

CALL TO ORDER

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

ROLL CALL

Present:

Theresa McShan, Mayor
Sue Brashar, Mayor Pro Tem
Joy Casnovsky, Council Member
Arthur Gibson III, Council Member
Chuck Swain, Council Member
Skyler Maldonado, Council Member
Matthew Callahan, Council Member
Al Rodriguez, Council Member
Forest Dennis, Council Member

Mayor McShan stated that all members except for Council Member Gibson were present. She stated that he was running late.

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
David Harrell, Development Services Director
Owen Rock, ED Director

INVOCATION

Mayor McShan provided the invocation.

PLEDGE OF ALLEGIANCE

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

PUBLIC HEARING

1. Public Hearing On An Ordinance Annexing Adjacent And Contiguous Territory To The City Of Elgin, Texas To Wit: Being A 10.00 Acres Of Land Tract Or Parcel Of Land, Situated Out Of The William Henry Martin Survey, No. 53, In Travis County, Texas (Travis Co. Appraisal District #248221), 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. Mr. Mattis stated that this was a voluntary annexation planned for residential development. The public hearing item was closed.

2. Public Hearing On An Ordinance Amending The Official Zoning Map Of The City Of Elgin, Texas Adopted In Chapter 46, Section 46-3, Revised Code Of Ordinances, City Of Elgin, Texas, 2013 And Making This Amendment A Part Of Said Official Zoning Map, To Wit: To Rezone From R-2 Single Family And Garage Apartment District To C-2 General Commercial District, Located On A Parcel Of Land Known By The Bastrop Co. Appraisal District As Parcel 12934 (SMITH, J.S., LOT 86, ACRES 0.602) Being Described In Exhibit "A", Attached Hereto And Providing A Savings Clause And Repealing Conflicting Ordinances And Resolutions.

Mr. Mattis provided information. Mayor McShan stated that Mr. Gibson arrived at 6:34 p.m. Discussion followed. The public hearing item was closed.

3. Public Hearing On An Ordinance Amending Chapter 32, Signs, Revise Code Of Ordinances, City Of Elgin, Texas And Modifying Section 32-3, Section 32-57, Section 32-103, Section 32-127, Section 32-164, Section 32-167, Section 32-193, Section 32-194, Sections 32-215 Thru 32-221, Section 32-225, Section 32-267, Section 32-298, Sections 32-319 Thru 32-320, Section 32-322, Section 32-325, & Section 32-331 & Addition In Its Entirety Of Section 32-170, Repealing All Other Ordinances And Parts Of Ordinances In Conflict Therewith; And Providing A Savings Clause.

Mr. Mattis stated that this item was a routine update of the sign code and is not time sensitive. The public hearing item was closed.

4. Public Hearing On An Ordinance Amending Chapter 44 Vegetation, Article II Landscaping, Division 1 Generally & Division 3 Generally Requirements And Standards; And Providing A Savings Clause And Repealing Conflicting Ordinances And Resolutions.

Mr. Mattis stated this item was a routine update recommended by staff. The public hearing item was closed.

PUBLIC COMMENT

There was no one who wished to speak under the public comment item.

CITY MANAGERS REPORT

1. 2021 Certificates Of Obligation-Capital Investment Program Project Update

Mr. Mattis provided information on each of the Capital Improvement Projects. Ms. Miller provided additional information on the Veterans' Memorial Park expansion project and answered questions of the Council.

2. Review And Discussion Of A Staff Proposal To Consider The Inclusion Of Green Building And/Or LEED-Certification Principles In The Construction Of The New City Of Elgin Police Station

Mr. Mattis provided information on what the current green building design standards were with the minimal cost impacts regarding the construction of the new police station. He answered questions of the Council.

3. General Activity Report And/Or Project Update

Mr. Mattis stated that the City of Elgin won an award for yard bombing at the park program. Ms. Miller provided additional information. she stated that the Time Capsule dedication is at 1:50 p.m. during the Time to Shine Event on Saturday, December 3rd. She reminded the public about the New Year's Eve party. Glowing into 2023, on December 31st.

CONSENT AGENDA

1. City Council Regular Meeting Minutes October 25, 2022

The minutes passed on the consent agenda.

2. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH KOMPAN FOR TRAIN PLAY SCULPTURE AND PLAY EQUIPMENT; AND MAKING CERTAIN FINDINGS RELATED THERETO

The resolution passed on the consent agenda.

3. A RESOLUTION AUTHORIZING THE CLOSURE OF AVENUE B TO VEHICULAR TRAFFIC FROM DEPOT STREET TO CENTRAL AVENUE.

The resolution passed on the consent agenda.

4. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO APPROVE PROFESSIONAL SERVICES FEES WITH FGM ARCHITECTS INC. RELATED TO THE ELGIN POLICE DEPARTMENT

STATION PROJECT; AND MAKING CERTAIN FINDINGS RELATED THERETO.

The resolution passed on the consent agenda.

5. A RESOLUTION AUTHORIZING NEW UTILITY SYSTEMS MANAGER POSITION RESULTING FROM A REORGANIZATION OF UTILITIES DIVISION WITHIN THE PUBLIC WORKS DEPARTMENT

The resolution passed on the consent agenda.

Mr. Dennis made a motion to approve the consent agenda as presented. Mayor Pro Tem Brashar seconded the motion. All voted in favor. The motion carried.

NEW BUSINESS

1. AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ELGIN, TEXAS ADOPTED IN CHAPTER 46, SECTION 46-3, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, 2013 AND MAKING THIS AMENDMENT A PART OF SAID OFFICIAL ZONING MAP, TO WIT: TO REZONE AS PDD PLANNED DEVELOPMENT DISTRICT THE PROPERTY CONTAINING 49.93 ACRES, SITUATED IN THE WILLIAM HINES SURVEY, AB. NO. 53, LOCATED IN TRAVIS CO., TX; SUBJECT TRACT BEING DESCRIBED IN DEED TO DIANN TENNEY SMITH AS RECORDED UNDER DOCUMENT NO. 2020197159, OFFICIAL PUBLIC RECORDS OF TRAVIS CO., TX BEING MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Mr. Mattis provided information to the Council. He stated that this is a planned development district that is focused on smaller lots and is providing a major investment in roadway that will relieve 290 and County Line Road. He answered questions of the Council. Mr. Perry provided information about the upcoming roadway project timelines. Discussion followed. Mr. Rodriguez made a motion to approve the ordinance as presented. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

2. AN ORDINANCE ANNEXING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ELGIN, TEXAS, TO WIT: BEING A 10.00 ACRES OF LAND TRACT OR PARCEL OF LAND, SITUATED OUT OF THE WILLIAM HENRY MARTIN SURVEY NO. 53, IN TRAVIS COUNTY, TEXAS, 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 stated that the action was to annex property and build a residential development. He answered questions of the Council. Mayor Pro Tem Brashar made a motion to approve the ordinance. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

3. AN ORDINANCE ASSIGNING NEWLY ANNEXED PROPERTY TO CITY COUNCIL WARD AREA NO. 2; 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 item following annexation. Mr. Callahan made a motion to approve the ordinance. Mr. Dennis seconded the motion. All voted in favor. The motion carried.

4. AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ELGIN, TEXAS ADOPTED IN CHAPTER 46, SECTION 46-3, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, 2013 AND MAKING THIS AMENDMENT A PART OF SAID OFFICIAL ZONING MAP, TO WIT: TO REZONE FROM "R-2" SINGLE FAMILY AND GARAGE APARTMENT DISTRICT TO "C-2" GENERAL COMMERCIAL DISTRICT LOCATED ON A PARCEL OF LAND KNOWN BY THE BASTROP COUNTY APPRAISAL DISTRICT AS PARCEL 12934 (SMITH, J.S., LOT 86, ACRES 0.602) BEING DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Mr. Mattis stated the item was regarding the convenience store lot. Mr. Harrell stated that there were some citizen comments regarding noise, trashing, and lighting. Mr. Mattis stated that the item was approved unanimously by the Planning and Zoning Commission. Discussion followed. Mr. Harrell answered questions of the Council. Mayor Pro Tem Brashar made a motion to approve the ordinance. Mr. Rodriguez seconded the motion. The vote was: Mayor Pro Tem Brashar- yes, Mayor McShan- abstain, Ms. Casnovsky-abstain, Mr. Gibson III-no, Mr. Swain-yes, Mr. Maldonado-yes, Mr. Callahan-yes, Mr. Rodriguez-yes, Mr. Dennis- yes. The motion carried.

5. AN ORDINANCE AMENDING CHAPTER 32 SIGNS, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS AND MODIFYING SECTION 32-3, SECTION 32-57, SECTION 32-103, SECTION 32-127, SECTION 32-164, SECTION 32-167, SECTIONS 32-193, SECTION 32-194, SECTIONS 32-215 THRU 32-221, SECTION 32-225, SECTION 32-267, SECTION 32-298, SECTIONS 32-319 THRU 32-320, SECTION 32-322, SECTION 32-325, & SECTION 32-331 & ADDITION IN ITS ENTIRETY OF SECTION 32-170. REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR A SAVINGS CLAUSE.

Mr. Mattis stated that this Ordinance has to do with the sign code. Mr. Harrell stated these changes are for minor corrects and to modernize the city's standards to other cities. He stated that some requirements loosen and tighten standards. Mr. Mattis stated this will not impact existing businesses or signs. Discussion followed. Mr. Harrell answered questions of the Council. Mr.

Callahan made a motion to approve the ordinance. Ms. Casnovsky seconded the motion. All voted in favor. The motion carried.

6. AN ORDINANCE AMENDING CHAPTER 44 VEGETATION, ARTICLE II LANDSCAPING, DIVISION 1 GENERALLY & DIVISION 3 GENERALLY REQUIREMENTS AND STANDARDS; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Mr. Harrell stated a few terminologies are changing a bit. Mr. Rodriguez made a motion to approve the ordinance. Mayor Pro Tem Brashar seconded the motion. All voted in favor. The motion carried.

7. AN ORDINANCE TO UPDATE THE 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 NEW 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 stated that the fire fees were changed by the third-party service. Mr. Harrell provided comments. Mr. Callahan made a motion to approve the ordinance as presented. Ms. Casnovsky seconded the motion. All voted in voted. The motion carried.

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.

1. Adjourn Into Executive Session Pursuant To Section §551.072 Deliberations About Real Property: To Receive A Staff Briefing And Deliberate The Purchase, Exchange, Lease, Or Value Of Certain Real Property Located At 228 Littig Road

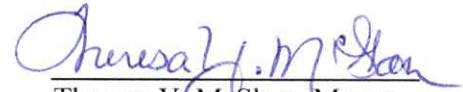
Mayor McShan stated that the Council was retiring into executive session. The time was 7:55 p.m. The Council returned at 8:20 p.m. The Mayor reconvened the meeting at 8:20 p.m. No action was taken.

ANNOUNCEMENTS

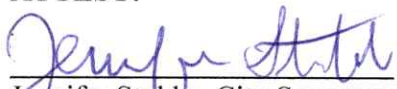
There were no announcements made.

ADJOURNMENT

Mayor McShan adjourned the meeting at 8:21 p.m.


Theresa Y. McShan, Mayor

ATTEST:


Jennifer Stubbs, City Secretary