



**AGENDA
ELGIN CITY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 6, 2015
CITY ANNEX COUNCIL CHAMBERS, 310 NORTH MAIN STREET
7:00 P.M.**

CALL TO ORDER

INVOCATION

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

None

REPORTS

1. Monthly Department Reports for November Council Informational Monthly Updates. (Page 2-26)
Kerry Lacy, City Manager
2. Update and discussion on recent robberies in the Elgin area. (Page 27)
Chris Cannon, Mayor Pro-Tem

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 meeting December 2, 2014 (Page 29-33)
Lucretia Alvarez, City Secretary
2. Approval of minutes of the special meeting December 9, 2014 (Page 34-37)
Lucretia Alvarez, City Secretary
3. Approval of waiving the open container ordinance on Main Street from Second Street to Austin Street; Second Street, First Street, Depot Street, Central Avenue and Austin Street from the Union Pacific

Railroad tracks to Avenue B on Thursdays January 8, February 12, March 12, April 9, May 14 and June 11 from 5:00 p.m. to 8:00 p.m. for Sip Shop and Stroll. (Page 38)
Amy Miller, Parks and Community Development Director

4. Approval of waiving the open container ordinance on Depot Street between North Main Street and Avenue C and in Veterans Memorial Park, on Saturday, April 25, 2015 from 3:00 p.m. to 9:00 p.m. for the Purple and White Jubilee Street Dance. (Page 39)
Amy Miller, Parks and Community Development Director
5. Approval of street closure on Depot Street between North Main Street and Avenue C on Saturday, April 25, 2015 for the Purple and White Jubilee from 3:00 p.m. to 9:00 p.m. (Page 40)
Amy Miller, Parks and Community Development Director

UNFINISHED BUSINESS

1. Discussion and action approving an Ordinance amending Chapter 42, Utility, Article II Water Service Regulations fee schedules of the City of Elgin Code of Ordinances. (Page 42-45)
Dodie Thomas, Utility Billing Supervisor
Buck LaQuey, Finance Director
2. Discussion and action approving an Ordinance amending Chapter 46, Zoning Regulations, City of Elgin Code of Ordinances. (Page 46-54)
Gary Cooke, Planning and Development Director
Kerry Lacy, City Manager
Chris Cannon, Mayor Pro-Tem

NEW BUSINESS

1. **Discussion and action to accept a petition filed by the Elgin Petitioners Committee for an election to amend Article II of the Elgin City Charter to add the following:** The City has the power to spend taxpayer money to construct and maintain streets, roads, highways, bike trails, sidewalks and mass transit facilities, except that no taxpayer money may be spent on or contractually pledged to any passenger train project unless a public bus line shall have first demonstrated a need for train service by having 500 intercity boardings in Elgin per weekday, averaged over three months, connecting to the City of Austin. (Page 56-58)
Lucretia Alvarez, City Secretary

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.

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 2nd day of January, 2015 before 5:00 p.m. in accordance with Chapter 551 of the Texas Government Code.

Lucretia Alvarez
Lucretia Alvarez, City Secretary

REPORTS



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2015

ITEM: R1 Monthly Department Reports for November 2014.

SOURCE PERSON(S): Kerry Lacy, City Manager

SUMMARY: Enclosed for your information are monthly reports for various departments.

RECOMMENDATION: No action required, informational only.

ATTACHMENTS: Department reports

Lucretia Alvarez

From: Janette Thompson
Sent: Monday, December 1, 2014 7:37 AM
To: Kerry Lacy
Cc: Lucretia Alvarez
Subject: Nov permits

One single family permit was issued for Nov. •
Walter Scott – 826 Savannah Cove \$85,000
Owner/builder

City of Elgin
Planning and Building
512-281-0119
Fax 512-285-4267

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Monthly Report to Administrative Manager
Building Department
For the Month of NOVEMBER 2014

Type of Inspections:	Nov 2013	Nov 2014	Fiscal Yr. To Date	Calendar Yr. To Date
Building	15	14	46	183
Electrical	8	12	40	190
Plumbing	28	24	98	222
Gas	10	8	10	98
Mechanical	2	7	15	85
TOTAL	63	65	209	778
Building Permits	6	5	43	178
Value	\$461,481	\$89,115	\$4,298,975	\$14,236,980.85
Fees	\$3,281	\$757.25	\$29,128.05	\$94,163.26
Electrical Permits	1	2	24	94
Fees	\$117.50	\$235	\$3,947.50	\$14,410
Plumbing Permits	1	11	38	90
Fees	\$162.50	\$1,825	\$7,170	\$15,647
Gas Permits	19	10	34	76
Fees	\$1,955	\$1,040	\$3,697.50	\$7,757.50
Mechanical Permits	13	11	32	76
Fees	\$2,170	\$1,787.50	\$5,117.50	\$810,477.50
Total All Fees	\$7,686	\$5,644.75	\$49,060.55	\$142,455.26

**Nov 2014
Building Permits**

Number of Permits		Type/Classification	Permit Fees		Valuation	
Nov 2013	Nov 2014		Nov 2013	Nov 2014	Nov 2013	Nov 2014
	1	New Single Family		\$661		\$85,000
		New Duplex				
		New Manufactured				
		New Multi-Family				
1		New Commercial	\$2,976.50		\$450,000	
		New Industrial				
		New Swimming Pools				
		Moving Permit				
2	3	New Signs	\$63.25	\$0	\$1,476	\$1,115
3	1	Residential	\$241.25	\$96.25	\$10,005	\$3,000
		Non-Residential				
		Demolitions				
6	5		\$3,281	\$757.25	\$461,481	\$89,115
ZBOA* Request		None				
Zoning Request		Lone Willow prelim / final	Both approved with conditions			
Code Enforcement		ACTIVE Nov 2013	ACTIVE Nov 2014		CLOSED Nov 2013	CLOSED Nov 2014
Abandoned/Junked Vehicles			1		2	
Animal Control					1	2
Beer Permits					5	
Environmental						11
Fire Code			1			3
Health and Sanitation			1			
Illegal Signs					22	2
Property Maintenance						10
Unsafe Structures			1		2	
Water/Sewer		2			2	3
Zoning					4	5
Total		2	4		38	36

*Zoning Board of Adjustments

Submitted By: Jim Cazares

Date: Dec.5, 2014

Library Report to the City for November 2014

Circulation was down 10% in November 2014 compared to November 2013.

Collection size is 37,981 items, 830 items less than last year.

Grants: The Wildcat Garden: native and adapted plants garden demonstration was planted November 8th. We had three Lowes Heroes participate with Tara Minor of Keep Bastrop County Beautiful, Sue Beckwith, library staff, and volunteers. The educational component, which is a "match the plant name to the picture" activity, is available in the library. It will be a good activity to have when the school field trips visit the library. More mulch needs to be added, stepping stones will be used to create a path through the garden, and hopefully a wildcat or two will find its way to the garden.

Programs: The Friends of the Elgin Library had its first Library Cultural Event with artist Margo Sawyer talking about her large scale public installations on November 1st. Judy Maiewski talked about the exhibit of Paños as part of the program. Gary Vaughn put the paños exhibit up. The regular children's programming is well attended. Melinda had activities and crafts before the Family Movie Night showing of A Charlie Brown Thanksgiving.

Volunteers: The ESL class continues with a steady group of students. Bethel Oastman is tutoring one student for an hour before the classes. She and John VanMetre are very dedicated to the class and plan to continue volunteering.

Categories	Units	Nov. '13	Nov. '14	Fiscal YTD '14	Fiscal YTD '15
Total Circulation		7,204	6,456	15,330	15,445
+ or - Same month previous year	Percent	20%+	10%-		
Additions					
Interlibrary Loans	Each	3	4	7	5
New Patrons	Each	76	68	154	161
Collection					
Items Added	Each	264	217	659	688
Items Withdrawn	Each	270	221	435	575
Total Collection	Each	38,811	37,981	38,811	37,981
General Statistics					
Gate Count		4,015	3,205	9,947	8,247
Hours Open	Each	145	134	316	313
Library Tours	Each	0	0	1	0
Program Visitors	Each	563	356	1,554	1,082
Public Computer Use	Hours	519	492	1,371	1,175
Patrons using computers	Each	577	457	1,389	1,173
Volunteer Hours	Each	283	326	610	723
Receipts					
		\$3,742	\$1,069	\$5,251	\$3,271
Civic Center Use					
City	Each	6	3	9	6
Library	Each	19	15	35	25
Public Rental	Each	6	2	8	2
Other - not for profit	Each	4	1	17	18
Total Civic Center Use		35	21	69	51

TO: Elgin City Council and City Manager

RE: Economic Development Corp. Monthly Report by Joe Newman

Date: Tuesday, January 6, 2015 council meeting

- I was reappointed for a two-year term to the LCRA Regional Council starting Jan. 1st. This group often hears from various factions and advises the LCRA Board of recommended actions. Our most recent meeting was an overview of the Lower Colorado River Authority's Parks System.
- We are waiting on a title commitment to officially close on the 4.6 acres that the EEDC Board and City Council approved purchasing in the Elgin Business & Industrial Park. We already have several prospects wanting to talk with the board about acquiring one or more acres.
- I'm on the U.S. Federal Prison Community Advisory Board and we held a half-day tour of the prison and learned of all the various work in progress there. It was very informative and the facility just south of Elgin on Hwy. 95 is a huge economic benefit for Bastrop County.
- The Elgin Thursday Morning Breakfast Networking Group asked me to come and speak at the meeting at Maxine's Café this month. They were very interested in the various new businesses that have opened recently and the ones that will be coming soon such as Walmart's new gas station, housing subdivisions, zoning overlay in the historic downtown area and other items I could share.
- I attended the RECA (Real Estate Council of Austin) Annual Awards Luncheon in Austin and made several good contacts with various real estate professionals.
- This report is fairly short this month due to the normal holidays slowdown of prospects and because I was on vacation part of the month.

If anyone needs specific information or hear unfounded rumors, please don't hesitate to contact me.

Please let me know if I can be of any assistance whatsoever.

THANKS!

Joe Newman

Elgin Economic Development Corporation

Cell: 512-581-2332

JNewman@ci.elgin.tx.us

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



November Parks Summary 2014	
Facility	Number of uses
Park/ Pavilion Rental	7
Ball Field Rental	12
Fleming Community Center	47
Deposits	\$475.00

Projects:

A bid for the Morris park restrooms and bath house will be reviewed by City Council December 9th. Moving forward we will facilitate a quick construction process. I will give council updates on the project periodically as it goes on. The Shenandoah Trail is to be approved as well on December 9th.

Renovations on the concession stand at Elgin Memorial Park will be finished and both the restrooms and concession stand will be useable for softball games as well as additional event support for things such as Western Days.

Accomplishments:

Attended the Traps Central Region workshop where I received great information on recreation programing on tight budgets and how to effectivity managing parks staff.

December 9th the Fleming Center will host the Central Texas Aquatic Association where aquatic mangers from 20 areas cities discuss upcoming events and issues facing public pools. The managers enjoyed the Fleming center and we were able to tour the pool facility after the meeting.

Spring 2015 programing is underway with an Elgin Walking Program to be planned as well as Spring Break activities for the Community. Friends of Elgin Parks Music series is being planned as well and a schedule will be available soon.

Goals for December 2014

- Plan and develop the "Elgin Walks" program in more detail.
- Work with Contractors on Morris Restrooms and Shenandoah Trail projects.
- Work with electricians on electrical and lighting needs in Elgin Memorial park



Memorandum

To: Kerry Lacy, City Manager
From: Amy Miller, Community Development Director
Date: December 15, 2014
Re: Parks & Community Development Department report November 2014

Projects

Met with McCann Adams studio for continued work planning downtown area.
Attended Texas Downtown Association Conference in Granbury – The Owl earned Best Downtown Business from the Texas Downtown Association, the Fleming Community Center was recognized as a finalist in the Best Restoration category.
Morris Restrooms, bid opening date November 24, reminder calls to contractors
Shenandoah Recreational Trail, project bid with opening date of November 19 reminder calls to contractors
Sip Shop and Stroll – recurring downtown shopping event organized by Main Street and the chamber held 2nd Thursdays from 5-8. A very cold evening decreased participation.
Met with Alan Barber for relocation of Architerra Handmade to Elgin
Working with Melissa Ladd from Austin on possible loft / apartment development in downtown
Meetings with two possible investors for Lundgren Realty building.
Bastrop County Board of Realtors quarterly program, presented information on Elgin with City managers of Bastrop and Smithville addressing their communities.
Holiday by the Tracks Saturday December 6 Santa will be located at Elgin Local Goods.
Businesses signed up to host Santa throughout December. Stores encouraged to have specials etc. for the day, River Valley Farmers market planning additional activities / vendors. VFD parade will be at dusk, St Peters Lutheran Church Live Nativity will be after parade. Tree farms are working with Main Street and Chamber again this year to promote Holiday by the Tracks.
Holiday Concert by all three Elgin Elementary Schools being coordinated with music teachers for Friday December 5 at Veterans Memorial Park
City of Elgin E-News, City of Elgin Facebook page, Hogeys Facebook Page, Visit Elgin Facebook page

Boards & Committees

Historic Review Board

Main Street Board
Promotion Tourism committee
Organization Committee (Downtown 78621)
Design Committee
Business Retention & Recruitment Committee
CAMPO Technical Advisory Committee
City Council meeting

Upcoming events

Holiday Concert Friday December 5, 6:30pm at Veterans Memorial Park
Holiday by the Tracks Saturday December 6 downtown, Veterans Memorial Park, Christmas
tree farms
Sip Shop and Stroll December 11 downtown from 5 -8
Sip Shop and Stroll January 8 downtown from 5 -8



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MONTHLY ACTIVITY REPORT

Your monthly activity report is **due the 10th of each month**. Please use this electronic version and email to mainstreet-reports@thc.state.tx.us.

CITY: Elgin

MONTH: November

DATE SUBMITTED: December 10, 2014

- **Main Street Program Details**

Main Street Manager Name: Amy Miller

Number of Main Street Board Members: 8

Date(s) of Board Meeting(s): 3rd Thursdays at 7:30am

Number of Board Members Present: 7

Main Street Website: www.elgintx.com/historicdowntown.asp

Social Media Links (facebook/twitter/etc): City of Elgin Mayor's office on Facebook

Other Main Street Web Links: www.hogeyefestival.com

- Please list **meeting dates** and **activities** for the following committees. Insert more rows as necessary. If the committee did not meet this month, please mark N/A. If you do not have a traditional committee structure, please report on projects/activities occurring under each of the four points and their outcomes.

ORGANIZATION:

Number of Committee Members: 6

Meeting Date(s)	Description of projects or activities	Outcome of Meeting
11/20/14	New website City is creating a new website and Main Street will be easier to find on it.	To help promote businesses the Retail brochure and dining guide are on it, and a link to Chamber for business directory.

ECONOMIC RESTRUCTURING:

Number of Committee Members: 7

Meeting Date(s)	Description of projects or activities	Outcome of Meeting
11/17/14	Property showcase at Hogeye was successful Interest in empty buildings – one has an offer on it, one active interest. Zoning overlay – compiling a flyer to inform business/property owners of new opportunities. Considering a property showcase tour targeting commercial realtors – to tie in with Sip, Shop, Stroll event.	Committee is following up with owners and realtors. Flyer will be used in mailing to affected properties.

PROMOTION:

Number of Committee Members: 8

Meeting Date(s)	Description of projects or activities	Outcome of Meeting
10/8/14	Shop small Saturday – shared list of open stores and promotions via boosted Facebook post and email. Sip shop stroll event – promoted online and distributed throughout Austin and Elgin. Business owners provided with Facebook friendly graphics. Holiday by the tracks – cookie contest cancelled. MSB promoting location of Santa throughout December. Farmers’ market open with additional vendors, art studio show all day. Holiday concert with Elementary Schools on Dec. 5 th Discussion of holding a vintage roadshow/weekend in 2015 Holiday Inn has new owners. Want to offer enticements to customers to go downtown by working with local businesses.	Need to address shop small earlier in 2015. Signs to be posted by city. Businesses encouraged to hand out flyers at holiday concert.

DESIGN

Number of Committee Members: 5

Meeting Date(s)	Description of projects or activities	Outcome of Meeting
11/25/14	Bike racks in design phase. UP property - McCann Adams studio met with design team at end of October will have recommendations in future.	Offer from Margo Sawyer to set up a design competition with UT school of art & architecture for a bike rack design contest

This monthly report is intended to help you, your stakeholders, and Main Street staff track how you are achieving Main Street goals under the Four Points. Your notes below should reflect that.

- Highlights of the Month *(include accomplishments/completed projects in the past month)*:
The Owl was recognized as the best downtown business by TDA

- Challenges: *(list critical issues, problems, or concerns from the past month)*:
Bad weather affected turnout for first sip shop stroll event
Challenging coming to consensus on design of downtown bike racks

- Partnerships *(Ongoing and New Relationships)*:
Elgin ISD elementary schools are partnering with Main Street again this year to share a

holiday concert of combined 4th and 5th grade choirs, downtown at Veterans Park.

Tree farms are working with Main Street and Chamber again this year to promote Holiday by the Tracks

Local businesses are working to promote Sip, Shop & Stroll and will be extending hours and staying open late on those nights

- Outlook (*list goals and challenges for the future*):

Union Pacific property stake holders met with McCann Adams studio for a design charrette. Making good progress.

Sip, Shop and Stroll – need to improve store visibility – will be providing ballons to mark open businesses in December. Continue to market event using flyers and Facebook posts.

- Public Improvement Projects. Describe any plans for upcoming projects (i.e. streetscapes); please provide anticipated timeline (Month/Year). *Note: this is intended to be a short description so that Texas Main Street Staff are prepared to assist you if needed. It is not intended to replace quarterly reinvestment reporting.*
- Private Improvement Projects. Describe any private renovations/improvement projects happening in your downtown. *Note: this is intended to be a short description so that Texas Main Street Staff are prepared to assist you if needed. It is not intended to replace quarterly reinvestment reporting.*

New businesses opened – G&M Drygoods and Gypsy Blue.

- Other Main Street Activities (*describe any other Main Street activities you participated in during the month*):

1st Saturday River Valley Farmers' Market and Market to Menu event.

Sip, Shop & Stroll -

- Press Coverage of Your Main Street Program (*please list and provide links of any press coverage of your Main Street program or events/positive coverage / new developments happening in downtown*):
- Upcoming Events. Please list any downtown events in the next two months to be included in the *Main Street Matters* e-newsletter. Please give date, time, title of event, short description, and web/social media links for more information (if applicable)

Sip Shop & Stroll events 2nd Thursdays December through June

Music in the Parks Series at Veteran's Memorial Park starting at 8pm

Friday, May 15...Beto y los Fairlanes

Friday, May 22....Chubby Knuckle Choir

Friday, May 29....Patty Finney and Friends

Friday, June 5..... Weldon Henson

Friday, June 19....Damn Torpedoes - Tom Petty Cover Band

- Suggestions for Texas Main Street Center (*list suggestions on services or training topics; new resources; questions*):

Sue Beckwith, Grants Administrator
November 2014 Key Activities

- Worked with Michael Gonzalez to research grants for funding parks upgrades: repairs to baseball field, Elgin Memorial Park lighting, fencing for baseball field and tennis courts. Investigated no-cost technical support from US Tennis Association (USTA) to advise on rehab of tennis courts.
- Continued implementation of the Household Hazardous Waste public information grant with City of Smithville, Keep Bastrop County Beautiful, Amy Miller and Bob Haisler (Elgin HS).
- Met with Austin Sustainable Food Center and farmer team, as part of regional collaboration, to launch Central Texas Federal grant for marketing local farmers markets. Elgin is a key partner and stakeholder in this project.
- Completed the bulk (99%) of the grant project for the new Wildcat Native Plant Garden at the library. Remainder of work will be completed by Keep Bastrop County Beautiful with Sandy Ott.
- Followed up on funder request for information regarding our grant application for \$150,000 to Texas Capital Fund Main Street Program for sidewalks and ramps in the downtown area.
- Met with The Foundation Center at UT Austin to research grant funding for recreation center/shelter.
- Set up the administration and implementation plan for the USDA grant for the Elgin Local Food Processing Center.

Public Works- November 2014

Utility – Cut Street Repairs:

- 1 ea. China Cove
- 1 ea. North Avenue F

Lawn Maintenance – City Owned Buildings:

- Elgin Public Library
- City Hall
- Elgin Police Department
- Public Works
- Planning and Development
- Greater Elgin Chamber of Commerce
- Elgin Museum
- Fleming Community Center

Grounds Maintenance- Parks:

- Elgin Memorial Park
- Veterans Memorial Park
- Thomas Memorial Park
- Morris Memorial Park
- Goins Picnic Area
- Shenandoah Greenbelt / Soccer Fields

Mowing / Shredding – Right of Ways and Easements

Trees and Brush:

- Lexington Road
- South Avenue D
- Removed Down Limb on East Cleveland
- Removed Down Tree –Kennedy Street
- Removed Down Tree at Goins Picnic Area
- Removed Down Tree on Jackson Street

Special Events:

- Installed Christmas Decorations
- Placed and Removed Purple Flags on Main Street
- Placed and Removed American Flags
- Placed Holiday Banners

Elgin Memorial Park Concession Stand Roof Replacement completed.
Elgin Memorial Park Ball Field Light Replacement Construction began.

Joe Parten

Director, Public Works
City of Elgin
1137 Swenson Blvd
PO Box 591, Elgin, TX 78621
512-281-0119 ext 107
Fax 512-285-4267
www.elgintx.com

UTILITY BILLING 2014**November**

Billed out	\$362,486.16	
Past due notices	598	\$68,788.88
Work orders-Cut offs	84	
Disconnected-not paid	152	
Turn off for non pmt	67	
Extension to pay 1st	34	
Meter tamper fee	2/\$100	\$200.00
After Hour turn on	3/\$50	\$150.00
Accounts set to final	5	for non pmt

Credit Card Fees:

In-house collected	\$20, 329.16
In-house paid out	\$421.29
Online collected	\$62,618.38
Online paid out	\$1,404.89

Submitted by:

Dodie Thomas

Utility Billing Supervisor

512-285-5721 office

Monthly Reports November 2014

Department 023 Water Treatment

Well # 10	629,300 Gallons
Well # 11	0 Gallons
Well # 14	16,642,000 Gallons
Well # 15	4,620,000 Gallons
Water loss due to leaks or flushing	100,000 Gallons
Total Water Pumped	27,455,000 Gallons

Chemicals Used

Chlorine	682 Pounds
Sequest	300 Pounds

Distribution Samples

Bacteriological Samples Taken	10
Average Chlorine Residual	1.88 mg/l
Violations	0

Department 024 Distribution

Line Repairs/New installations

Main Line Breaks	4
Service Line Breaks	15
Miscellaneous Repairs/Complaint Calls	10
New Connections/Taps	0
Installation of New Water Main	0

Department 026 Wastewater

Collections

Backups

Main Lines	4
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	1
New Main Line Installed	0
New Taps Installed	0
Lines TV'd	3
Manholes Installed/Repaired	0

Lift Station Maintenance/Repairs

Hour Meter Reads/Daily Site Checks	9 Daily
Pumps Pulled	2
Pumps Installed	2
Pumps De-raged	2
Motors Pulled	0
Motors Installed	0
Electrical Issues (Repair/Replace Parts)	1
Floats Cleaned/Replaced	2
Grass/Weed Maintenance	0
After Hours Call Outs	5

Wastewater Treatment Plant**Maintenance/Repairs**

Pumps Pulled	0
Pumps Installed	0
Motors Pulled	0
Motors Installed	0
Control System/Electrical Repairs	1
Cleaned Wet Well Floats	2
Miscellaneous Repairs	6
After Hours Call-Outs	1

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	523,200 Gallons
Maximum Daily Flow	1,903,000 Gallons
Average Daily Flow	713,200 Gallons
Total Monthly Flow	21,396,400 Gallons

Effluent DO (Dissolved Oxygen) Average	7.42
Effluent Chlorine Residual Average	1.63 mg/l
Effluent pH Average	7.18
Total Phosphorus Average	0.118
CBOD (Carbonaceous Biochemical Oxygen Demand) Average	3.89
TSS (Total Suspended Solids) Average	2.13
Ammonia/Nitrates Average	0.159

Remarks

Well #15 is out of service due to broken pump shaft at 290 feet deep. Pumping equipment has been removed and we are awaiting recommendation from engineer and well maintenance personell on repair options.

Elgin Police Department
Monthly Report November 2014

CATEGORY	2014 November	2013 November	2012 November	2011 November	2010 November
Calls for Service					
Total Calls for Service	951	963	609	895	763
Police calls	599	606	469	450	481
Fire calls	53	33	28	44	49
Animal calls	101	72	51	31	51
Activity logs	187	249	61	204	181
City calls	11	3	0	166	1
Offense Reports					
Total Offense Reports	65	76	77	71	79
Active (Open) cases	18	17	27	24	22
Cases Inactivated	18	24	19	16	22
Cases Closed	1	1	1	2	6
Documentation (no crime)	0	1	7	1	3
Other	1	2	5	1	1
Unfounded	0	5	2	0	0
Referred to other agency	4	0	3	1	0
Citations					
Total Citations	303	366	154	285	406
Citations for violations	190	176	82	131	191
Warnings	113	190	72	154	215
Collisions					
Total Accidents	33	31	22	18	25
Major accidents (with injury)	3	4	1	2	10
Minor accidents (no injury)	25	18	16	15	12
Leaving the scene accidents	5	9	5	1	3
Alarms					
Business alarms	12	13	10	11	16
Residential alarms	7	4	3	8	14
Fire alarms	4	1	2	2	7
Arrests					
Felony arrests	7	4	4	4	7
Misdemeanor arrests	16	18	12	25	15
Other arrests	4	3	0	0	0
Animal Control					
Total Animal Control calls	101	72	51	31	51
Animal Cruelty calls	0	0	0	1	0
Canine Impounds	9	15	17	5	10
Feline Impounds	9	6	2	1	12
Citations issued	4	1	4	2	3
Bite Cases	0	1	1	2	1
Dead animal calls	7	2	2	9	3
Wildlife calls	8	3	2	12	0
Rabies cases	0	0	0	1	0
Rabies cases positive	0	0	0	1	0

OFFICE OF COURT ADMINISTRATION

TEXAS JUDICIAL COUNCIL



OFFICIAL MUNICIPAL COURT MONTHLY REPORT

Month November

Year 2014

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 Lillie Griffin

Date Dec 5, 2014

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 November Year 2014

	Traffic Misdemeanors			Non-Traffic Misdemeanors		
	Non-Parking	Parking	City Ordinance	Penal Code	Other State Law	City Ordinance
1. Total Cases Pending First of Month:	12,840	11	0	0	2,548	7
a. Active Cases	9,039	10	0	0	1,420	1
b. Inactive Cases	3,801	1	0	0	1,128	6
2. New Cases Filed	135	0	0	2	44	1
3. Cases Reactivated	0	0	0	0	0	0
4. All Other Cases Added	0	0	0	0	0	0
5. Total Cases on Docket	9,174	10	0	2	1,464	2
6. Dispositions Prior to Court Appearance or Trial						
a. Uncontested Dispositions	63	0	0	0	22	0
b. Dismissed by Prosecution	0	0	0	0	0	0
7. Dispositions at Trial:						
a: Convictions						
1) Guilty Plea or Nolo Contendere	0	0	0	0	1	0
2) By the Court	0	0	0	0	0	0
3) By the Jury	2	0	0	0	0	0
b: Acquittals:						
1) By the Court	0	0	0	0	0	0
2) By the Jury	0	0	0	0	0	0
c. Dismissed by Prosecution	0	0	0	0	0	0
8. Compliance Dismissals:						
a: After Driver Safety Course	13					
b: After Deferred Disposition	2	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	3					
g: All Other Transportation Code Dismissals	0	0	0	0	0	0
9. All Other Dispositions	17	0	0	0	19	0
10. Total Cases Disposed	100	0	0	0	44	0
11. Cases Placed On Inactive Status	0	0	0	0	0	0
12. Total Cases Pending End of Month:	12,875	11	0	2	2,548	8
a: Active Cases	9,074	10	0	2	1,420	2
b: Inactive Cases	3,801	1	0	0	1,128	6
13. Show Cause Hearings Held	2	0	0	0	0	0
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 November	Year 2014	
1. Transportation Code Cases Filed		2
2. Non-Driving Alcoholic Beverage Code Cases Filed		2
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		2
7. Education Code (Except Failure to Attend) Cases Filed		0
8. Violation of Local Daytime Curfew Ordinance Cases Filed		4
9. All Other Non-Traffic Fine-Only Filed		0
10. Transfer to Juvenile Court:		0
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:		0
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 November	Year 2014		
1. Magistrate Warnings:			
a. Class C Misdemeanors		19	
b. Class A and B Misdemeanors		19	
c. Felonies		5	
			TOTAL
2. Arrest Warrants Issued:			49
a. Class C Misdemeanors			
b. Class A and B Misdemeanors			0
c. Felonies			0
3. Capiases Pro Fine Issued			13
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			0
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:			0
a. Partial Satisfaction			
b. Full Satisfaction			0
15. Cases in Which Fine and Court Costs Satisfied by Jail Credit			10
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:			\$13,063.61
a. Kept by City			
b. Remitted to State			\$8,450.15
c. Total			\$21,513.76



DATE: December 31, 2014

COUNCIL AGENDA FOR: January 6, 2014

ITEM: B2 Update and discussion on recent robberies in the Elgin area.

SOURCE PERSON(S): Chris Cannon, Mayor Pro-Tem

SUMMARY: Updated information is requested by council and citizens.

RECOMMENDATION: Informational only.

ATTACHMENTS: None.

CONSENT AGENDA



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2014

ITEM: C1 Approval of minutes of the regular meeting December 2, 2014.

SOURCE PERSON(S): Lucretia Alvarez, City Secretary

SUMMARY: Presented for review and approval are the minutes of the regular meeting December 2, 2014

RECOMMENDATION: Approve the minutes of the regular meeting December 2, 2014.

ATTACHMENTS: 1- Minutes of December 2, 2014

Attachment 1

MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
TUESDAY, DECEMBER 2, 2014, 7:00 P.M.
CITY HALL COUNCIL CHAMBERS-- 310 NORTH MAIN STREET
ELGIN, TEXAS 78621

CALL TO ORDER

Mayor Marc Holm called the regular meeting at 7:06 p.m. with the following members:

Marc Holm, Mayor

Chris Cannon, Mayor Pro-Tem (absent)

Keith Joesel, Council Member

Sue Brashar, Council Member

Edward Maldonado, Council Member

Juan Gonzalez, Council Member

Mary Penson, Council Member

Jessica Bega, Council Member

Craig Fromme, Council Member

INVOCATION

Council Member Mary Penson gave the invocation.

PUBLIC COMMENT

None.

PRESENTATIONS

1. Presentation of Employee of the Fourth Quarter Tony Ledesma.
Sandy Ott, Library Director

Mayor Marc Holm presented the certificate of recognition.

REPORTS

1. Monthly Department Reports for October/Council Informational Monthly Updates.
Kerry Lacy, City Manager, stated department monthly reports are for informational purpose only.

CONSENT AGENDA

Council Member Sue Brashar requested moving item 1. Approval of Minutes to New Business.

1. Approval of Minutes of November 4, 2014 Regular Meeting.
Lucretia Alvarez, City Secretary

2. Approval of an agreement with Texas Department of Transportation for street closure for the Lighted Holiday Parade sponsored by the Elgin Volunteer Fire Department on Saturday, December 6, 2014.
Amy Miller, Parks and Community Development Director

Council Member Sue Brashar made a motion to approve the consent agenda #2 as presented, Council Member Juan Gonzalez seconded, and motion approved unanimously.

UNFINISHED BUSINESS

None

NEW BUSINESS

1. Approval of Minutes of November 4, 2014 Regular Meeting.
Lucretia Alvarez, City Secretary
(Moved from C#1)

Council Member Sue Brashar made a motion to approve the minutes of November 4, 2014 with one correction, Council Member Keith Joesel seconded, and motion approved unanimously.

2. Discussion and possible action regarding an Ordinance adopting the 2012 International Building Codes and the 2014 National Electric Code for the Insurance Service Office, Inc. (ISO) compliance.
Gary Cooke, Planning and Development Director

Council Member Craig Fromme made a motion to approve Ordinance 2014-12-2-13 as presented, Council Member Jessica Bega seconded, and motion approved unanimously.

3. Discussion and possible action regarding a Resolution of the City of Elgin City Council requesting the members of the 84th Legislative session of the State of Texas to support legislation that increases funding for the Texas Recreation and Parks account and the Large County and Municipality Recreation and Parks Account Local Park Grant Programs, and the Texas State Park System.
Michael Gonzalez, Parks and Recreation Program Manager

Council Member Sue Brashar made a motion to approve Resolution 2014-12-2-15 as presented, Council Member Keith Joesel seconded, and motion approved unanimously.

4. Discussion and possible action to consider changes to Utility Billing Fees.
Dodie Thomas, Utility Billing Supervisor

Council Member Keith Joesel made a motion to bring forth an ordinance for changes of increasing the disconnection fee to \$50.00, adding a reconnection fee during business hours of \$25.00, increasing the utility deposit to \$200.00 to cover cost of meters, and adding a credit card fee of \$3.00. Council Member Sue Brashar seconded, and motion approved unanimously.

EXECUTIVE SESSION

None

ANNOUNCEMENTS

- Chamber of Commerce party Thursday, 6:00 p.m. at Jeff and Gena Carter's home.
- City Employees lunch Friday, 12:00 p.m. to 2:00 p.m. at the library.
- Library's Tenth Anniversary party Saturday, 10:00 a.m. to 2:00 p.m.
- Children's Choir Concert in Veterans' Park Friday night.
- Holiday by the Tracks and the Lighted Parade on Saturday.
- Council Member Mary Penson graduates Citizen's Police Academy on Thursday.

ADJOURNMENT

Mayor Marc Holm adjourned the meeting at 8:02 p.m.

MARC HOLM
Mayor of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ
City Secretary of Elgin, Texas



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2014

ITEM: C2 Approval of minutes of the special meeting December 9, 2014.

SOURCE PERSON(S): Lucretia Alvarez, City Secretary

SUMMARY: Presented for review and approval are the minutes of the special meeting December 9, 2014.

RECOMMENDATION: Approve the minutes of the special meeting December 9, 2014.

ATTACHMENTS: 1- Minutes of December 9, 2014

Attachment 1

MINUTES
ELGIN CITY COUNCIL SPECIAL MEETING
TUESDAY, DECEMBER 9, 2014, 7:00 P.M.
CITY HALL COUNCIL CHAMBERS-- 310 NORTH MAIN STREET
ELGIN, TEXAS 78621

CALL TO ORDER

Mayor Marc Holm called the regular meeting at 7:08 p.m. with the following members:

Marc Holm, Mayor

Chris Cannon, Mayor Pro-Tem

Keith Joesel, Council Member (absent)

Sue Brashar, Council Member

Edward Maldonado, Council Member

Juan Gonzalez, Council Member

Mary Penson, Council Member (absent)

Jessica Bega, Council Member

Craig Fromme, Council Member

PUBLIC COMMENT

None.

UNFINISHED BUSINESS

1. Review with discussion and possible action regarding proposed amendments to the Elgin City Code, Chapter 46 Zoning.
Gary N. Cooke, Planning and Development Director
Kerry Lacy, City Manager
Chris Cannon, Mayor Pro-Tem
2. Mayor Pro-Tem Chris Cannon made a motion to approve all proposed amendments to the Elgin City Code, Chapter 46 Zoning with additional changes of reducing each efficiency unit to 525 square feet, each one-bedroom unit to 675 square feet, each two-bedroom unit to 800 square feet, and more than two-bedroom unit to 800 square feet plus 200 square feet for each bedroom over two, and bring forth an ordinance for adoption. Council Member Edward Maldonado seconded, and motion passed unanimously.

NEW BUSINESS

1. Discussion and possible action to consider awarding the bid for constructing the Bath House/Restrooms at Morris park to the low bidder, Majestic Services, Inc., in the amount of Four Hundred Forty Four Thousand Dollars (\$444,000.00) which includes both the base bid and alternate #1 and authorizing the City manager to approve change orders up to 25% of the contract amount.
Kerry Lacy, City Manager
- Mayor Pro-Tem Chris Cannon made a motion to award the bid for constructing the Bath House/Restrooms at Morris park to the low bidder, Majestic Services, Inc., in the amount of Four Hundred Forty Four Thousand Dollars (\$444,000.00) which includes both the base bid and

alternate #1 and authorizing the City manager to approve change orders up to 25% of the contract amount. Council Member Sue Brashar seconded, and motion passed unanimously.

2. Discussion and Possible action awarding a bid for the Shenandoah Recreational Trail in the amount of \$185,497.61 to Choice Builders LLC of Temple, and authorizing the City Manager to approve change orders up to 25% of the contract amount.

Amy Miller, Community Development Director

Joe Parten, Public Works director

Michael Gonzalez, Parks & Recreation Manager

Mayor Pro-Tem Chris Cannon made a motion to award the bid for the Shenandoah Recreational Trail in the amount of \$185,497.61 to Choice Builders LLC of Temple, and authorizing the City Manager to approve change orders up to 25% of the contract amount. Council Member Craig Fromme seconded, and motion passed unanimously.

EXECUTIVE SESSION

None

ANNOUNCEMENTS

- December 11 Sip Shop Stroll on Main Street.
- December 17 NAACP prayer vigil across from Police Department.

ADJOURNMENT

Mayor Marc Holm adjourned the meeting at 8:10 p.m.

MARC HOLM
Mayor of Elgin, Texas

ATTEST:

LUCRETIA ALVAREZ
City Secretary of Elgin, Texas



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2015

ITEM: C3

Approval of waiving the open container ordinance on Main Street from Second Street to Austin Street; Second Street, First Street, Depot Street, Central Avenue and Austin Street from the Union Pacific Railroad tracks to Avenue B on Thursdays January 8, February 12, March 12, April 9, May 14 and June 11 from 5:00 p.m. to 8:00 p.m. for Sip Shop and Stroll.

RESOURCE PERSON(S): Amy Miller, Community Development Director

SUMMARY:

The Elgin Main Street Board and Elgin Chamber of Commerce request waiving the open container ordinance for Sip Shop and Stroll, a recurring 2nd Thursday community event free to the public that promotes shopping and dining in Downtown Elgin. The businesses provide a variety of special promotions for the evening including live music, wine, beer or mead tastings, sweet and savory snacks, and store specials.

RECOMMENDATION(S): Approve waiving the open container ordinance on Main Street from Second Street to Austin Street; Second Street, First Street, Depot Street, Central Avenue and Austin Street from the Union Pacific Railroad tracks to Avenue B on Thursdays January 8, February 12, March 12, April 9, May 14 and June 11 from 5:00 p.m. to 8:00 p.m. for Sip Shop and Stroll.

ATTACHMENTS: None



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2015

ITEM: C4 Approval of waiving the open container ordinance on Depot Street between North Main and Avenue C and in Veterans Memorial Park, on Saturday April 25, 2015 from 3:00 p.m. to 9:00 p.m. for the Purple and White Jubilee Free Street Dance.

RESOURCE PERSON(S): Amy Miller, Community Development Director

SUMMARY: The Purple and White Jubilee Committee requests waiving the open container ordinance on Depot Street between N. Main and Ave. C and in Veterans Memorial Park, on Saturday April 25th from 3pm to 9pm for the Purple and White Jubilee Free Street Dance. This is one of a series of events for the weekend being planned to celebrate Elgin Wildcat spirit and invite alumni to come home for the weekend.

RECOMMENDATION(S): Approve waiving the open container ordinance on Depot Street between North Main and Avenue C and in Veterans Memorial Park, on Saturday April 25, 2015 from 3:00 p.m. to 9:00 p.m. for the Purple and White Jubilee Free Street Dance.

ATTACHMENTS: None



DATE: December 15, 2014

COUNCIL AGENDA FOR: January 6, 2015

ITEM: C5 Approval of street closure on Depot Street between North Main and Avenue C Saturday April 25, 2015 for the Purple and White Jubilee from 3:00 p.m. to 9:00 p.m.

RESOURCE PERSON(S): Amy Miller, Community Development Director

SUMMARY: The Purple and White Jubilee Committee requests the following street closure: Depot Street between N. Main and Ave. C on Saturday April 25th 3pm to 9pm to provide a free concert sponsored by Frontier Bank Duck Soup will be playing. This is one of a series of events for the weekend being planned to celebrate Elgin Wildcat spirit and invite alumni to come home for the weekend.

RECOMMENDATION(S): Approve closing Depot Street between North Main and Avenue C Saturday April 25, 2015 for the Purple and White Jubilee from 3:00 p.m. to 9:00 p.m.

ATTACHMENTS: None

UNFINISHED BUSINESS



DATE: December 11, 2014

COUNCIL AGENDA FOR: January 6, 2014

ITEM: UB 1 Discussion and action approving an Ordinance amending Chapter 42, Utility, Article II Water Service Regulations fee schedules of the City of Elgin Code of Ordinances.

RESOURCE PERSON(S): Buck LaQuey, Finance Director
Dodie Thomas, Utility Billing Supervisor

SUMMARY: Proposed changes were brought before council and approved at the December 2, 2014 council meeting. Attached is the proposed ordinance to amend those changes.

RECOMMENDATION(S): Approve Ordinance 2015-1-6-1 amending Chapter 42, Utility, Article II Water Service Regulations fee schedules of the City of Elgin Code of Ordinances,

ATTACHMENTS: 1- Proposed Ordinance 2015-1-6-1

Attachment 1

ORDINANCE NO. 2015-1-6-1

AN ORDINANCE AMENDING CHAPTER 42, SECTIONS 41 AND 42, CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, REGARDING WATER AND WASTEWATER FEE ADJUSTMENTS; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

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

I.

That Chapter 42, Section 41(a), Water application fee, deposits, transfer fees, Code of Ordinances, City of Elgin, Texas, is hereby amended to read as follows:

Sec. 42-41. - Water application fee, deposits and transfer fees.

- (a) To initiate water or wastewater service with the city, a nonrefundable application fee in the amount of \$25.00 shall be required. In addition to the application fee, all water users will make a deposit to the city prior to obtaining service. The standard deposit fee will be based upon meter size as follows:

3/4"	\$200.00
1"	\$200.00
1 1/2"	\$250.00
2"	\$300.00
3"	\$400.00
4"	\$500.00
Over 4"	\$600.00

II.

That Chapter 42, Section 42, Payments of rates and charges; discontinuance of service, Code of Ordinances, City of Elgin, Texas, is hereby amended to read as follows:

Sec. 42-42. - Payment of rates and charges; discontinuance of service.

- (a) *Due date.* Payments for water, wastewater and solid waste service rendered by the city are payable on the first day of each month. Payments not received by the city by the 16th day of the month are considered past due.
- (b) *Past due.* Payments not received by the 15th of the month will incur a late charge of ten percent of the total amount.
- (c) *Disconnect.* Any account with an outstanding balance of \$50.00 or more by the 25th of the month (unless the 25th falls on a weekend or city holiday) will be disconnected. Fees are:
 - (1) Regular business hours: a reconnect fee of \$25.00 office will be added.
 - (2) After hours: a reconnect fee of \$50.00 will be added.
 - (3) Disconnect Fee: a disconnect fee of \$50.00 will be added.
 - (4) This fee is due once an account goes into cutoff status.
- (d) *Credit Card Processing Fee:* A processing or handling fee of \$3.00 will be charged by the city at the point of sale for processing or handling each time a credit card is used.

III.

- A. All fee schedules are on file at the city secretary's office.
- B. All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.
- C. The invalidity of any section or provision of this ordinance shall not invalidate other sections or provisions thereof.

READ, PASSED and ADOPTED this ____ day of _____, 2014.

MARC HOLM, MAYOR

ATTEST:

LUCRETIA ALVAREZ, City Secretary



DATE: December 11, 2014

COUNCIL AGENDA FOR: January 6, 2015

ITEM: UB 2 Discussion and action approving an Ordinance amending Chapter 46, Zoning Regulations, City of Elgin Code of Ordinances.

RESOURCE PERSON(S): Gary N. Cooke, Planning and Development Director
Kerry Lacy, City Manager
Chris Cannon, Mayor Pro-Tem

SUMMARY: Following two public hearings and two City Council workshops, City Attorney Charlie Crossfield prepared the proposed ordinance from the council recommendations approved on December 9, 2014 amending Chapter 46, Zoning Regulations, City of Elgin Code of Ordinances.

RECOMMENDATION: Approve Ordinance 2015-1-6-2 Amending Chapter 46, Zoning Regulations, City of Elgin Code of Ordinances.

ATTACHMENTS: 1- Proposed Ordinance 2015-1-6-2

Attachment 1

ORDINANCE NO. 2015-1-6-2

AN ORDINANCE AMENDING CHAPTER 46, SECTION 46.1, CODE OF ORDINANCES, CITY OF ELGIN, TEXAS, TO AMEND THE DEFINITION OF "MASONRY CONSTRUCTION"; AMEND GARAGE RESTRICTIONS, TO DELETE THE DEFINITION OF "ROOF PITCH/SLOPE"; TO AMEND THE DIMENSIONS OF LIVING UNITS; ADD DUTIES FOR THE BOARD OF ADJUSTMENT; AND AMEND PROVISIONS REGARDING GARAGES; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

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

I.

That Chapter 46, Section 46.1 Definitions, Code of Ordinances, City of Elgin, Texas, is hereby amended to amend the definition of "Masonry construction" to read as follows:

Sec. 46.1 Definitions.

Masonry construction means the building of structures from individual units laid in and bound together with mortar, the term masonry may refer to the units themselves. The common materials used in masonry are brick, stone, stucco and plaster, marble, granite, travertine, limestone, concrete block, glass block, tile and other built up/tilt panels or walls. Concrete tilt wall construction. (Stucco and plaster shall only be considered a masonry material when applied using a three-step method over diamond metal lath mesh to a seven-eighths-inch thickness or by other processes producing comparable cement stucco finish with equal or greater strength and durability specifications. Synthetic products e.g., EIFS-exterior insulation and finish systems shall not be considered a masonry material, Hardiplank or other materials of similar characteristics shall be considered a masonry material.

II.

That Chapter 46, Section 46.1 Definitions, Code of Ordinances, City of Elgin, Texas, is hereby amended to delete the definition of "Roof pitch/slope" in its entirety.

~~Roof/pitch slope means the number of units vertical in 12 units horizontal, example seven units in 12 units equals 7-12 pitch or slope.~~

III.

That Chapter 46, Section 46-233, Area Regulations, Code of Ordinances, City of Elgin, Texas, is hereby amended by adding two new sub-sections (7) and (8) as follows:

(7) Fencing. Permanent six-foot fences shall be erected along all property lines which abut another residential lot. All wooden fences shall have metal post of sufficient gauge and diameter, embedded in concrete to support the weight and wind load of the fence. Wooden fence post will not be allowed after July 31, 2011.

(8) Front exterior walls. There shall be a minimum of 75% brick, stone or stucco construction on all front exterior walls.

IV.

That Chapter 46, Section 46-234, Masonry, Code of Ordinances, City of Elgin, Texas, is hereby amended to delete said section in its entirety, as follows:

~~Section 46-234. Masonry~~

~~Exterior walls in the R-1 Single Family Dwelling District shall be constructed with at least 80 percent masonry, and no single wall may have less than 75 percent masonry.~~

V.

That Chapter 46, Section 46-265, Area Regulations, Code of Ordinances, City of Elgin, Texas, is hereby amended by adding two new sub-sections (7) and (8) as follows:

(7) Fencing. Permanent six-foot fences shall be erected along all property lines which abut another residential lot. All wooden fences shall have metal post of sufficient gauge and diameter, embedded in concrete to support the weight and wind load of the fence. Wooden fence post will not be allowed after July 31, 2011.

(8) Front exterior walls. There shall be a minimum of 75% brick, stone or stucco construction on all front exterior walls.

VI.

That Chapter 46, Section 46-266, Masonry, Code of Ordinances, City of Elgin, Texas, is hereby amended to delete said section in its entirety, as follows:

~~Section 46-266. Masonry~~

~~Exterior walls in the R-2 Single-Family and Duplex Dwelling District shall be constructed with at least 80 percent masonry, and no single wall may have less than 75 percent masonry.~~

VII.

That Chapter 46, Section 46-303, Area Regulations, Code of Ordinances, City of Elgin, Texas, is hereby amended by adding two new sub-sections (7) and (8) as follows:

(7) Fencing. Permanent six-foot fences shall be erected along all property lines which abut another residential lot. All wooden fences shall have metal post of sufficient gauge and diameter, embedded in concrete to support the weight and wind load of the fence. Wooden fence post will not be allowed after July 31, 2011.

(8) Front exterior walls. There shall be a minimum of 75% brick, stone or stucco construction on all front exterior walls.

VIII.

That Chapter 46, Section 46-304, Zero lot line two-family dwellings, Code of Ordinances, City of Elgin, Texas, is hereby amended to delete sub-section (e) in its entirety, as follows:

~~(e) Masonry. Exterior walls shall be constructed with at least 80 percent masonry, and no single wall may have less than 75 percent masonry.~~

IX.

That Chapter 46, Section 46-333, Area Regulations, Code of Ordinances, City of Elgin, Texas, is hereby amended by changing sub-section (5) as follows and by adding a new sub-section (7) as follows:

- (5) *Lot coverage.* A lot on which there is erected or converted a multiple-family dwelling shall contain a total lot area according to the following schedule:

Each efficiency unit	1,000 525 square feet
Each one-bedroom unit	1,400 675 square feet
Each two-bedroom unit	2,300 1000 square feet
More than two-bedroom unit	2,300 1000 square feet, plus 200 square feet for each bedroom over two

- (7) Front exterior walls. There shall be a minimum of 75% brick, stone or stucco construction on all front exterior walls.

X.

That Chapter 46, Section 46-335, Parking Requirements, Code of Ordinances, City of Elgin, Texas, is hereby amended as follows:

~~Sec. 46-335. Parking requirements.~~

~~A minimum of two spaces per unit is required with one space being an enclosed garage.~~

A minimum of two parking spaces per unit on an improved impervious driveway, with one space being uncovered.

XI.

That Chapter 46, Section 46-336, Multi-family Residential District, Code of Ordinances, City of Elgin, Texas, is hereby amended in its entirety, as follows:

~~(Exterior walls in the A-Multiple Family Residential shall be constructed with at least 80 percent masonry, and no single wall may have less than 75 percent masonry.~~

XII.

That Chapter 46, Section 46-693, Multi-family residential district, Code of Ordinances, City of Elgin, Texas, is hereby amended in its entirety, as follows:

Sec. 46-693. Special exception approval.

- (a) ~~The planning and zoning commission (P&Z)~~ board of adjustments (B.O.A.) may grant a special exception from the requirements of certain provisions of this Code if the special exceptions are not contrary to public interest and the spirit of this Code is preserved and substantial fairness is accomplished. The only special exceptions that may be granted are:
 - (1) Front and back setback requirements;
 - (2) Building size requirements;
 - (3) Building height requirements;
 - (4) Vehicle parking requirements;
 - (5) Screening and buffering requirements;
 - (6) Building construction materials;
 - (7) Roof pitch.
- (b) In granting the special exception, the ~~P&Z-~~ (B.O.A.) may impose conditions for which the applicant or his successors shall be in compliance before a certificate of occupation may be issued by the building official. Any special exceptions shall be included on a preliminary and final plat, site plan or, if necessary, through a separate recordable document approved by the ~~P&Z-~~ (B.O.A)
- (c) In no event can a special exception exceed ten percent over or under the requirements of this Code for which a special exception is granted.
- (d) Any lot of record existing prior to December 31, 1990, may be allowed to have a minimum living area of 800 square feet of living area with a ~~two-car garage attached or detached~~, an area for two parking spaces on an approved impervious driveway and meet all of the property setback requirements.
- (e) Any single- or two-family dwelling built after March 28, 1973, having garages shall not be enclosed or converted into living area, removing garage doors or changing the intended purpose of general storage and parking and storage of vehicles a without first building an approved replacement two-car garage accessible to a public city-approved and accepted

street or alley, or provide off-street parking on city-approved impervious driveways for at least four two vehicles and meeting all city ordinances effective July 31, 2011.

- ~~(f) Any lot of record existing prior to December 31, 1990, may be allowed to have a pitched or sloped roof of less than the required 7:12.~~
- ~~(g) Any lot of record existing prior to December 31, 1990, is exempt from the masonry requirements.~~
- (f) The building size and type of construction shall be as defined in each residential zoning district unless 25% of the dwellings on one side of the street do not meet the restrictions in place, then the size and construction materials used may meet the type and size "based on living area" as on that established side of the street with approval of the building official.

XIII.

That Chapter 46, Section 46-511, All single- and two-family districts, Code of Ordinances, City of Elgin, Texas, is hereby amended in its entirety, as follows:

- (a) All single- and two-family dwellings shall have ~~a minimum of a two-car garage~~ an area for two parking spaces on approved impervious driveway accessible to a public city approved and accepted street or alley. All single- or two-family dwellings having garages shall not be enclosed without first obtaining the required building permits and ~~building an approved replacement two-car garage~~ meeting all city ordinances effective July 31, 2011.
- (b) The minimum single-family dwelling size shall be ~~1,900~~ 800 square feet of living area.
- (c) The minimum two-family dwelling size shall be ~~1,200~~ 800 square feet for each living unit.
- (d) ~~When a pitched/slope roof is proposed for new residential construction the minimum pitch/slope shall be 7:12.~~

XIV.

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.

READ, PASSED and **ADOPTED** this _____ day of _____, 2014.

MARC HOLM, MAYOR

ATTEST:

LUCRETIA ALVAREZ, City Secretary

NEW BUSINESS

November 21, 2014

Ms. Lucretia Alvarez, City Secretary

City of Elgin

310 North Main Street
Elgin, Texas 78621

Dear Ms. Alvarez,

The Elgin Petitioners Committee has collected signatures from Citizens of Elgin to place a Charter Amendment before the voters at the next city election. We are submitting 42 pages of signatures today.

Please send return correspondence to Elgin Petitioners Committee, Treasurer,
Kim Peña at 112 Terra Drive, Elgin, TX 78621.

Thank you,

Vince May

Ph. 512-272-5343

Received by

Date

11-21-14

4:10pm



LUCRETIA ALVAREZ
City Secretary



December 10, 2014

Kim Pena
112 Terra Drive
Elgin, Texas 78621

Re: Petition for Charter Amendment

Dear Ms. Pena,

The petition by the Elgin Petitioners Committee was delivered by Vince May and received on November 21, 2014 for an election to amend Article II of the Elgin City Charter to add the following: The City has the power to spend taxpayer money to construct and maintain streets, roads, highways, bike trails, sidewalks and mass transit facilities, except that no taxpayer money may be spent on or contractually pledged to any passenger train project unless a public bus line shall have first demonstrated a need for train service by having 500 intercity boardings in Elgin per weekday, averaged over three months, connecting to the City of Austin.

Article X, Section 6 of the Elgin Charter states that the Charter may be amended in the manner provided by the Texas Local Government Code.

Bastrop County Elections Department has verified the petition. The petition needed a total of 179 signatures, 5% of the total number of registered voters within the City of Elgin. There were 367 signatures on the petition, of which 196 of them were valid signatures. The petition is sufficient for meeting the requirements of Section 9.004 of the Texas Local Government Code.

The petition will go before the city council for acceptance on January 6, 2015.

Sincerely,

A handwritten signature in blue ink, which appears to read "Lucretia Alvarez".

Lucretia Alvarez
City Secretary