

MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
ELGIN PUBLIC LIBRARY ANNEX CITY COUNCIL CHAMBERS
404 NORTH MAIN STREET
June 21, 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
Arthur Gibson III, Council Member
Joy Casnovsky, Council Member
Matthew Callahan, Council Member
Forest Dennis, Council Member
Al Rodriguez, Council Member
Chuck Swain, Council Member

Absent: Skyler Maldonado, Council Member

Mayor McShan stated there was a quorum and asked for a motion to excuse Mr. Maldonado. Mayor Pro Tem Brashar made a motion to excuse Mr. Maldonado. Mr. Swain seconded the motion. All voted in favor. The motion carried.

Staff: Thomas L. Mattis, City Manager
Amy Miller, Community Development Director
Jennifer Stubbs, City Secretary
Michael Gonzalez, Public Works Director
Aaron Crim, Commander
Beau Perry, City Engineer
Carl Currie, Interim Finance Director
Pam Sanders, HR Director

INVOCATION

Mayor McShan 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 COMMENT

Tammy Stewart, 108 Dallas Drive, stated she was here to let the Council know that Elgin High School students were parking in front of homes in her neighborhood who do not live there. She stated that the students were disruptive, loud, and leaving trash. Ms. Stewart asked if there could be a parking permit for residents or a better way for the city to handle this.

PRESENTATION

1. A PROCLAMATION DECLARING JUNE 23-25 AS WESTERN DAYS WEEK IN THE CITY OF ELGIN, TEXAS

Mayor McShan read the Western Days Proclamation and presented it to Veronica Seever, Elgin Chamber of Commerce representative. Ms. Seever encouraged those in attendance to join in on the Western Days fun this week.

CITY MANAGERS REPORT

1. #ETX150 SESQUICENTENNIAL UPDATE & EVENT HIGHLIGHT

Mr. Mattis invited Ms. O'Brien to the dais. Ms. O'Brien encouraged the public to attend the Independence Day Celebration on Saturday, July 2nd at the VFW and the Founder's Day celebration on Saturday, August 20th at Booker T. Washington Elementary School.

2. General Activity Report And/Or Project Update

Mr. Mattis invited Commander Crim to the dais to discuss fireworks usage in the City of Elgin. Commander Crim stated the Police Department will respond accordingly to firework complaints. He stated that if officers locate a citizen shooting off fireworks, they will respond by educating the citizen it is in violation of a city ordinance to do so, and the goal is to receive verbal compliance from the citizen. He stated that if repeated complaints occur in a particular area, citations will be issued. Mr. Mattis stated staff will try and work with the public before citations are issued. Discussion followed. Mr. Mattis stated that staff is working on the parking concern by Elgin High School. He stated that this issue will come back to Council at a later date.

CONSENT AGENDA

1. City Council Special Meeting Minutes – June 7, 2022

The minutes passed on the consent agenda.

2. City Council Regular Meeting Minutes- June 4, 2022

The minutes passed on the consent agenda.

3. A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING OFFICIAL SIGNATORIES FOR ALL CITY ACCOUNTS WITH THE CITY BANK DEPOSITORY FIRST NATIONAL BANK, OF ELGIN, TEXAS

The resolution passed on the consent agenda.

4. A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE AN ELGIN PARK TERMS OF USE AGREEMENT WITH THE ELGIN FARMERS' MARKET; AND PROVIDING FOR RELATED MATTERS

The resolution passed on the consent agenda.

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

NEW BUSINESS

1. A RESOLUTION OF THE CITY OF ELGIN, TEXAS APPROVING AN AMENDED AND RESTATED DEVELOPMENT AND CONSENT AGREEMENT WITH TEXAS BRIDLE TRAILS LLC AND THE BRICKSTON MUNICIPAL UTILITY DISTRICT AND MAKING CERTAIN FINDINGS RELATED THERETO

Mr. Mattis presented the item and stated the first two items under new business are connected to the creation of the Brickston Municipal Utility District (MUD). He stated the Development Agreement has very few changes. He stated the Development Agreement is proposing the creation of over 2,400 homes, 96 acres of parks/open spaces, 22 acres of commercial land use, 23 acres of private amenity space, and 2 acres will be donated to the city for public safety. Mr. Mattis stated this MUD will be at no cost to Elgin residents and at some point, the Council will need to decide if the city should overbuild the wastewater plant to service the new and future residents. Mr. Mattis answered questions of the Council. Mayor Pro Tem Brashar made a motion to approve the resolution as presented. Mr. Dennis seconded the motion. All voted in favor. The motion carried.

2. A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING THE AMENDED AND RESTATED WASTEWATER SERVICE AGREEMENT WITH TEXAS BRIDLE TRAILS LLC AND THE BRICKSTON MUNICIPAL UTILITY DISTRICT AND MAKING CERTAIN FINDINGS RELATED THERETO

Mr. Mattis stated this item is the detailed part of the wastewater agreement. Mr. Swain made a motion to approve the resolution. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

3. A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PATIN CONSTRUCTION LLC. FOR THE COUNTY LINE ROAD WIDENING PHASE I CONSTRUCTION PROJECT; AND MAKING CERTAIN FINDINGS RELATED THERETO

Mr. Mattis stated that the necessary right-of-way has been acquired and staff conducted a public forum to discuss the County Line Road widening project. He stated that staff has had good interactions with Elgin ISD. Mr. Mattis stated the delay in this project has cost the taxpayers about \$700,000 due to an alleged petition. Discussion followed. Mayor Pro Tem Brashar made a motion to approve the resolution. Mr. Rodriguez seconded the motion. All voted in favor. The motion carried.

4. RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS APPROVING A REAL ESTATE CONTRACT BETWEEN THE CITY OF THE ELGIN ECONOMIC DEVELOPMENT CORPORATION AND CULLEN TEXAS HEALTH AND AUTHORIZING THE MAYOR TO APPROVE THE CONTRACT

Mr. Rock stated that the Economic Development Corporation Board approved this item on June 14th. He stated this is a CBD facility with 35 employees, growing to about 85 employees. Mr. Mattis stated all of this is legal. Mr. Rock stated all permits will be approved by the State and the business paid more due to pending State permits. Discussion followed. Mr. Swain made a motion to approve the resolution. Mayor Pro Tem Brashar seconded the motion. All voted in favor. The motion carried.

Mr. Mattis stated that he meant to provide an update about the petition to eliminate low-level marijuana enforcement earlier in the meeting. He stated he had a conversation with the petitioner's committee to see if they would be interested in submitting a new petition with an ordinance the Council would be more supportive of. Mr. Mattis stated the committee is ready for the Ordinance to go to the voters and would not be submitting a new petition. Staff is waiting for a final review over the Ordinance by the City Attorney and anticipate this item coming back to Council at the next meeting.

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.

Mayor McShan stated the Council would not be retiring into Executive Session.

ANNOUNCEMENTS

Mayor Pro Tem Brashar encouraged those in attendance to come out to Western Days and the Independence Day Celebration. Ms. Miller invited those in attendance to head to the Rec Center this evening for Skate Night. Mayor McShan reminded the Council and the public about the Council Worksession happening tomorrow at 6:00 PM to discuss the 5 Year Capital Improvement Plan.

ADJOURNMENT

Mayor McShan adjourned the meeting at 7:47 p.m.

ATTEST:

Theresa Y. McShan, Mayor

Jennifer Stubbs, City Secretary