

MINUTES
ELGIN CITY COUNCIL REGULAR MEETING
ELGIN PUBLIC LIBRARY ANNEX CITY COUNCIL CHAMBERS
404 NORTH MAIN STREET
MARCH 7, 2023

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
Matthew Callahan, Council Member
Forest Dennis, Council Member
Al Rodriguez, Council Member
Skyler Maldonado, Council Member

Mayor McShan called roll call and announced that all Council Members were present.

Staff:

Thomas L. Mattis, City Manager
Jennifer Stubbs, City Secretary
Amy Miller, Community Services Director
Michael Gonzalez, Public Works Director
Belen Pena, Finance Director
Kaley Frye, Assistant Director EDC
Pam Sanders, HR Director
Sonia Browder, Media Specialist
Owen Rock, ED Director
Beau Perry, City Engineer
Aaron Crim, Commander
Kristina Alvarez, Main Street Manager
Sonia Browder, Media Specialist

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 HEARING

1. Public Hearing On An Ordinance Amending Several Sections Within Chapter 46 Zoning; Revised Code Of Ordinances, City Of Elgin Texas And Deleting In Their Entirety Sec. 46-394 & Article VI Historic Preservation And Adding In Their Entirety Sec. 46-10 Thru Sec. 46-12, Sec. 46-500, Division 11 Downtown Overlay District; Repealing All Other Ordinances And Parts Of Ordinances In Conflict Therewith; And Providing For A Savings Clause.

Mr. Mattis stated that these are routine amendments. He stated that they were approved and recommended by the P&Z Commission and HRB. There were no public comments.

2. Public Hearing On An Ordinance Adding Chapter 50 Historic Preservation, Revised Code Of Ordinances, City Of Elgin, TX; And Providing A Savings Clause.

Mr. Mattis stated that this was complementary to the item above. There were no public comments.

3. Public Hearing On An Ordinance Adding Chapter 2. Administration, Article IV. Boards, Committees, And Commissions, Division 6 Historic Review Board, Revised Code Of Ordinances, City Of Elgin, Texas; And Provide For A Savings Clause And Repealing Conflicting Ordinances And Resolutions.

Mr. Harrell provided comments. There were no public comments.

PUBLIC COMMENT

There were no public comments.

CITY MANAGER'S REPORT

1. Closeout Report On The Elgin Mexican Cemetery Survey Project - Debbie Wahrmund

Ms. Wahrmund stated that she was here tonight to provide an update about the Elgin Mexican Cemetery. She stated that the cemetery is adjacent to Morris Memorial Park. Ms. Wahrmund provided historical information about the Elgin Mexican Cemetery. She thanked Mayor Pro Tem Brashar and Councilmember Dennis for their support.

2. Board Of Adjustment (BOA) Quarterly Report

There were no comments on the item.

3. Building Standards Commission (BSC) Quarterly Report

There were no comments on this item.

4. General Activity Report and/or Project Update

Mr. Mattis provided an update on Winter Storm Mara Debris Clean-Up. He stated that the Chipper is scheduled to be delivered on Thursday. There were no questions or comments from the Council.

CONSENT AGENDA

1. City Council Regular Meeting Minutes February 21, 2023

The minutes passed on the consent agenda.

2. 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.

Mayor Pro Tem Brashar made a motion to approve the consent agenda. Ms. Casnovsky seconded the motion. All voted in favor. The motion carried.

NEW BUSINESS

1. A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT TO THE DEVELOPMENT & CONSENT AGREEMENT WITH CLAYTON PROPERTIES GROUP, INC. DBA BROHN HOMES AND THE ALTESSA MUNICIPAL UTILITY DISTRICT AND MAKING CERTAIN FINDINGS RELATED THERETO

Mr. Mattis stated that this item tonight is a routine item. He stated that the developers donated a piece of land to construct a new school. Mr. Mattis stated that this is a historic public-private partnership and the neighborhood amenities for residents are far beyond City requirements. He stated that the land donated is valued at approximately \$1.2 million and this is the first time in the City of Elgin and Elgin ISD's history that a developer donated a land site for public schools. Mr. Mattis stated that this development is outside of the city limits. Mr. Rodriguez stated that this project represents a great partnership to move the city forward in a positive way. He stated that it is because of the work of the city and the donation from Brohn Homes. Mr. Rodriguez thanked those who were a part of this project on behalf of the school district and he introduced Elgin ISD Board Trustees and staff members in attendance. Mr. Rodriguez provided additional information on Harvest Ridge Elementary School. Mayor McShan thanked those with Brohn Homes. Mr.

Rodriguez made a motion to approve the resolution as presented. Mr. Dennis seconded the motion. All voted in favor. The motion carried.

2. AN ORDINANCE AMENDING SEVERAL SECTIONS WITHIN CHAPTER 46 ZONING; REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS AND DELETING IN THEIR ENTIRTY SEC. 46-394 & ARTICLE VI HISTORIC PRESERVATION AND ADDING IN THEIR ENTIRETY SEC. 46-10 THRU SEC. 46-12, SEC. 46-500, DIVISION 11 DOWNTOWN OVERLAY DISTRICT; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR A SAVINGS CLAUSE.

Mr. Mattis stated that these are administrative changes recommended for approval by the HRB and P&Z Commission. Mr. Harrell provided comments. Discussion followed. Mr. Dennis made a motion to change to 6 Councilmembers and to approve the rest of the ordinance as presented. There was not a second. The motion died. Discussion followed. Mr. Dennis made a motion change $\frac{3}{4}$ of the Councilmembers to 6 members of the Council. Mr. Callahan seconded the motion. All voted in favor. The motion carried. Mr. Dennis made a motion to accept the ordinance as amended. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

3. AN ORDINANCE ADDING CHAPTER 50, HISTORIC PRESERVATION, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS; AND PROVIDING FOR A SAVINGS CLAUSE.

Mr. Mattis stated that the ordinance is pulling out the Historic Preservation of the zoning code and creating its own chapter. The rules remain the same. Mr. Callahan made a motion to approve the ordinance. Mayor Pro Tem Brashar seconded the motion. All voted in favor. The motion carried.

4. AN ORDINANCE ADDING CHAPTER 2, ADMINISTRATION, ARTICLE IV. BOARDS, COMMITTEES, AND COMMISSIONS, DIVISION 6 HISTORIC REVIEW BOARD, REVISED CODE OF ORDINANCES, CITY OF ELGIN, TEXAS; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Mr. Mattis stated that there were no changes, just moving to another section. Mayor Pro Tem Brashar made a motion to approve the ordinance. Mr. Callahan seconded the motion. All voted in favor. The motion carried.

5. AN ORDINANCE ACKNOWLEDGING RECEIPT OF "CERTIFICATE OF UNOPPOSED STATUS" PURSUANT TO SECTION 2.052 TEXAS ELECTION CODE; DECLARING UNOPPOSED CANDIDATES TO BE ELECTED TO THEIR RESPECTIVE OFFICES AND CANCELLING THE MAY 6, 2023 GENERAL ELECTION FOR WARDS 1, 3, AND 4; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES

Ms. Casnovsky made a motion to approve the ordinance as amended. Mr. Rodriguez seconded the motion. All voted in favor. 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

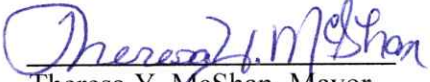
The City Council did not retire into Executive Session.

ANNOUNCEMENTS


Mr. Mattis stated that some councilmembers inquired about the ADU project and that this will go to P&Z in March. He stated that this will come back to Council. He stated that the Tax Freeze item will be back on the agenda which was previously requested by Mayor Pro Tem Brashar. Mayor McShan stated that the senior class will be selling baked goods at Sip, Shop, and Stroll. Ms. Miller stated that there are many activities for Spring Break next week. She stated that the groundbreaking for the new police department is on Monday, March 20th at 10:00 AM. Mr. Dennis stated that he was at Morris Memorial Park, and he witnessed a kid catch a 6.7-pound bass.

ADJOURNMENT

Mayor McShan adjourned the meeting at 7:57 p.m.


Theresa Y. McShan, Mayor

ATTEST:


Jennifer Stubbs, City Secretary