

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of August, 1997, the Elkhart City Council convened into a 97'/98' Fiscal Year Budget Public Hearing with the following council members present:

George Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmembers absent; Philip O'Neal and Mike Gordon.

Financial Secretary Billie Treadwell was in attendance.

Mayor Branch declared the Public Hearing in session as of 5:15 P.M. and a quorum as being in attendance.

Public Hearing Agenda Items:

1. City of Elkhart 97'/98' Fiscal Year Budget.
2. Recognition of Citizens For Input.

Mayor Branch and the council reviewed the proposed budget.

There being no citizens to be heard, the mayor asked for a motion to adjourn the 97'/98' City of Elkhart Fiscal Year Budget Hearing.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *


CITY OF ELKHART * IN PUBLIC HEARING

On the Fourth day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn the public hearing. Motion Carried.

City of Elkhart 97'/98' Fiscal Year Budget Public Hearing adjourned as of 5:25 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

003712

STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of August, 1997, the City of Elkhart council convened into a regular council meeting with the following members present:

George Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Philip O'Neal	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent; Mike Gordon.

A quorum having been declared, the mayor called the meeting to order as of 5:30 P.M.

Agenda Items are addressed as follows:

Item No. One - Consider Approval of Minutes of July 7 and July 28, 1997.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council approve and accept the minutes of July 7, and July 28, 1997 as presented. Motion Carried.

Mayor Branch asked for the council to move ahead and address Item No. Three; Consider Adjustment of Water Bill; Leak, Michael Abbott/Louie Riddle.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the city adjust Michael Abbott's Water Bill by Option Three, Water and Sewer with cap in place on sewer charges. Motion Carried.

Item No. Two - Consider Approval and Adoption of the city of Elkhart's 97'/98' Fiscal Year Budget.

THE STATE OF TEXAS *
'COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O'Neal that the city pass, approve, and adopt the 97'/98' city fiscal year budget. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Ordinance No. 175-080497 be adopted by the city. Motion Carried.

Ordinance No. 175-080497 reads AN ORDINANCE OF THE CITY OF ELKHART, TEXAS, ADOPTING THE BUDGET FOR THE CITY OF ELKHART, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1997, AND ENDING SEPTEMBER 30, 1998, AND FUND TRANSFERS; AND DECLARING AN EFFECTIVE DATE.

Agenda Item No. Four - Consider Agreement with Brenda Thomas; Calculation of the Effective Tax. Rate.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Devoin Garrison that the city enter into a service agreement with Brenda Thomas for the calculation of the city's 97' effective tax rate. Motion Carried.

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Agenda Item No. Five - Consider Inspection of Water Storage Facilities, Repairs and Painting.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to table item no. five for more information. Motion Carried.

Item No. Six - Consider Restructuring Sewer Line on Mortgage Hill; Oakdale Street.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the city restructure the existing sewer line on Oakdale Street in order for waste materials to flow into the Day Road Lift Station. Motion Carried.

Item No. Seven - Consider Replacement of Defective Fire Hydrants or Repair of Fire Hydrants.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Devoin Garrison that an existing fire hydrant be reworked and if unable to repair existing fire hydrant, or repair is not cost effective, then purchase a new fire hydrant. Motion Carried.

Item No. Eight - Consider TDM/Systems Service Agreement With the City of Elkhart.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O'Neal that the council take no action on Item No. Eight. Motion Carried. Vote; Devoin Garrison, Aye; Philip O'Neal, Aye; Diane Parker, Aye; Joel Parker, Abstained.

Item No. Nine - Exeutive Session, Open Meetings Act, Section 551.074; Personnel as Follows: A. Personnel Evaluation, B. Consider Creation of Public Works Director Position.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Joel Parker that the council adjourn out of regular session and enter into executive session. Motion Carried.

City of Elkhart Council convened into executive session as of 6:35 P.M.

City of Elkhart Council convened back into regular session as of 7:26 P.M..

Item No. Ten - Open Meeting; Personnel Evaluation and creation of a Public Works Director Position.

The council took no action on Personnel Evaluation.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

The Fourth day of August, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Philip O'Neal that in lieu of creating a Public Works Director's position, the city advertise in local area papers for applicants for the City Administrator's position and have applicants mail their resumes to P.O. Box 944, Elkhart, TX 75839. August 15, 1997 being the last day to receive resumes. Motion Carried.

The mayor's report having been heard, the Tabled Item List is addressed as follows:

Item No. One - Annexation; remains

032717

Item No. Two - Sale of Surplus Items.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that Item No. Two, Sale of Surplus Items be removed from the Tabled Item List. Motion Carried.

Item No. Three - Consider Posting of a "Children at Play" Sign at the Intersection of S. Bridges and Lewis Street; Terresa Hobbs.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Joel Parker that Item No. Three be removed from the Tabled Item List.

Item No. Four - Consider Providing Water Service to Harry Sponsler located on County Road 130.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Item No. Four be removed from the Tabled Item List. Motion Carried.

Item No. Five - Consider Log Cabin Building for Holding of Elections.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Devoin

Garrison to have the log cabin facility be utilized for holding of elections. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that Item No. Five be removed from the Tabled Item List. Motion Carried.

Upon conclusion of old business, the mayor asked for a motion to adjourn the regular meeting of August 4, 1997.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *


CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the council adjourn the meeting. Motion Carried.

City Council Meeting adjourned as of 7:37 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the 11th day of August, 1997, the City of Elkhart Council convened into a special called meeting at 5:18 P.M. with the following members present:

George T. Branch * Mayor
Diane Parker * Mayor Pro-tem
Mike Gordon * Councilmember
Philip O'Neal * Councilmember
Joel Parker * Councilmember

Councilmember absent; Devoin Garrison.


Mayor Branch declared a quorum as being present.

Agenda Item No. Two - Executive Session, Open Meetings Act, Section 551.074; Personnel, Interview with Applicant for City Administrator Position.


The Mayor declared the council as convening into Executive Session under the Open Meetings Act, Section 551.074; Personnel, Interview with Applicant for City Administrator Position; Mr. Hogan.

The council exited out of open session of the Special Called meeting and convened into Executive Session as of 5:23 P.M..

Council adjourned out of Executive Session at 6:09 P.M. and adjourned out of Special Called meeting at the same time with no action to be taken on Agenda Item No. Two.


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the 14th day of August, 1997, the City of Elkhart Council convened into a Special Called meeting as of 2:00 P.M. with the following members present:

George T. Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmembers absent; Mike Gordon and Philip O'Neal.


A quorum being present the mayor called for Executive Session under the Open Meetings Act, Section 551.074; personnel, Interview with applicants for City Administrator position.

Council adjourned open meeting and convened into Executive Session as of 2:02 P.M.

Council adjourned out of Executive Session at 3:17 P.M. and adjourned out of the Special Called meeting at the same time with no action to be taken on Agenda Item.


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 14th day of August, 1997, the City of Elkhart Council reconvened into open session at 3:50 P.M. for the on-going Special Called meeting with the following members present:

George T. Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmembers absent: Mike Gordon and Philip O'Neal


A quorum being present the mayor called for adjournment out of the open session and to convene into Executive Session, under the Open Meetings Act, Section 551.074; Personnel, Interview with applicants for the City of Elkhart City Administrator position.

Council adjourned open session and convened into Executive Session as of 3:52 P.M..

Council adjourned out of Executive Session and open meeting of Special Called meeting as of 5:15 P.M. with no action to be taken on applicant.


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 19th day of August, 1997, the City of Elkhart hosted a Community Meeting for Ken Denson as a show of support for the Head Start Program and the council convened as of 2:30 P.M. with the following members present:

George T. Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmembers absent: Mike Gordon and Philip O'Neal.

Mayor Branch declared a quorum as being present and presented Mr. Ken Denson and turned the meeting over to him.

Mr. Denson did his presentation and conducted a citizen's answer and question session on the proposed Head Start Program.

See Attendance List for Citizens Meeting with Child, Inc. who were in attendance of this meeting.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *


CITY OF ELKHART * IN WORKSHOP MEETING

On the 19th day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn this meeting conducted by the City of Elkhart and Ken Denson, Head Start Program. Motion Carried.

This called Workshop Meeting adjourned as of 3:45 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

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CITIZENS MEETING WITH CHILD, Inc.

ATTENDANCE

AUGUST 19, 1997

NAME	ADDRESS	PHONE NUMBER
Charlie Lovin	818 E 53 RD AUSTIN TX	512-451-7361
Judy Miles	1013 E Palestine Ave #201 Pal Tx	723-6314
Joel Segitt	102 Kern Palestine, Tex	764-5049
Bicky Hoag	Rt. 4, Box 4349 Grapeland, Tx	478-3640
Joel Parr	Rt 3 Box 3291 Elkhart	764-5172
Margie Crawford	ROB 4 944 Elk.	764-5657
Debra T. Grand	P.O. Box 3417-10 Elk.	764-2070
Debrai Garcia	P.O. Box 12	" 764-5113
Marion Hostman	Rt. 3 Box 3243	" 764-2980
Sarah Moran	PO BOX 404	" 764-2737
Floyd Petersen	PO Box 680 Elkhart	764-5110
Melton Earley	P.O. Box 912 Elkhart, Tx	764-5193
Maure Parton	Box 192 Bethart, Tx	75839
John Denson	Rt. 1 Box 1151 Palestine, Tx	75801
Lisa Parton Lang	PO Box 348 Elkhart	
Kay Chapman	P.O. Box 1118 Palestine, Tx	75802
John Manchester	RT 1 Box 1208 ELKHART, TX	75839
Ronnie Vaughn	PO BOX 32 ELKHART TX	75839
Mike Mann	Rt 3 Box 3242 Elkhart Tx	75839
Sharon Davis	206 Mount Prairie Rd., Palestine, TX	75801
Nancy Lambrell	Rt 7 Box 7071 Palestine Tex	723-2670
Barney O'Walker	P.O. box 484 Elkhart, Tx	75839

THE STATE OF TEXAS *
COUNTY OF ELKHART *
CITY OF ELKHART *

On the 19th day of August, 1997, the City of Elkhart Council convened into a Special Called meeting at 5:30 P.M. with the following members present:

George Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Philip O'Neal

The Mayor declared a quorum as being present and ask the council to exit out of open session and to convene into Executive Session under the Open Meetings Act, Section 551.074, Personnel, Interview with applicants for City Administrator position.

Council convened in Executive Session as of 5:33 P.M..

Council exited and convened back into open session of the Special Called meeting as of 6:01 P.M..

No action to be taken on this interview.


THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 19th day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council adjourn the meeting. Motion Carried.

Special Called Meeting adjourned as of 6:20 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 29th day of August, 1997, the City of Elkhart Council convened into a Special Called meeting as of 5:15 P.M. with the following members present:

George Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Devoin Garrison	*	Councilmember
Philip O'Neal	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Mike Gordon

A quorum being present the mayor asked for the council to exit out of open session and convene into Executive Session under the Open Meetings Act, Section 551.074, Personnel, Hiring of a City Administrator.

Council exited out of open session and convened into Executive Session as of 5:17 P.M..

Council exited out of Executive Session and convened back into open session as of 6:41 P.M..

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 29th day of August, 1997, a motion was made by Councilmember Joel Parker and seconded by Devoin Garrison that when the council hires a City Administrator the following will be provided to him on the commencement of his tenure of employment with the City of Elkhart: City Administrator will be provided Health Insurance and will participate in the city's retirement plan; starting salary will be TWO THOUSAND DOLLARS (2,000.00) a month and period of employment will be six months and at the end of the six months this employee will be evaluated for rehire for same position. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART

* IN SPECIAL CALLED MEETING


On the 29th day of August, 1997, a motion was made by Councilmember Devoin Garrison and Seconded by Councilmember Philip O' Neal that the council adjourn the meeting. Motion Carried.

The Special Called Meeting adjourned as of 6:59 P.M..



DIANE PARKER, Mayor Pro-tem

ATTEST:



MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Eighth day of September, 1997, the City of Elkhart council convened into regular session as of 5:15 P.M. with the following members present:

George T. Branch	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Mike Gordon	*	Councilmember
Philip O' Neal	*	Councilmember

Councilmembers absent are as follows:

Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Citizens in attendance are as follows:

Ken Denson, Frances Anderson, Rev. Barney Walker, Joe Jackson.

Mayor Branch declared a quorum as being present and called the meeting to order. Agenda Items were addressed as follows:

Agenda Item No. One - Consider Approval of Minutes.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Diane Parker that the council approve minutes for the August 4th Public Hearing, August 4th Regular Council Meeting, and Special Called Meetings of August 11th, 14th, 19th, and 29th, 1997 as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bills; Leaks:

- A. Pat/Phil Huddleston
- B. Joe Jackson
- C. Frances Anderson
- D. Eunice Chivers

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Philip O'Neal that Frances Anderson's water bill be adjusted to half of the amount of the water leak. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Mike Gordon that Pat Huddleston's water bill be adjusted to half of the amount of the water usage with no penalty applied to bill. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Diane Parker that Joe Jackson's water bill be adjusted to half of the amount of the water leak. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that Eunice Chiver's water bill be adjusted for the three months she had a water leak and those amounts are to be adjusted to

half of the amount of the leaks. Motion Carried.

Councilmember Devoin Garrison took his place at the council table as of 5:40 P.M..

Agenda Item No. Three - Consider water Service at the End of Fincher Rd; John Riley.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the City of Elkhart could not provide water service to Mr. John Riley located on Fincher Road. Motion Carried.

Agenda Item No. Four - Consider Billing of Two Meters To Be Billed On One Bill; Reverand Barney Walker.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the city does not combine the two meters onto one bill as requested by Reverand Walker as it would be considered a double hook-up. Motion Carried.

On the Eighth day of September, 1997, under the same Agenda Item No. Four, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that the water bill, Acct. No. 4-1441, be adjusted to half of the amount of the leak. Motion Carried.

Citizen Ken Denson with the Head Start Program was recognized by Mayor Branch. Mr. Denson desired to express a thank you to the City of Elkhart and councilmembers for their support in regard to the Head Start Program.

Agenda Item No. Five - Consider and Review Ordinance on Double Hook-ups.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Mike Gordon that the city do a random mailing to water customers informing said customers of Ordinance No. 32; Double Hook-ups. Motion Carried.

Agenda Item No. Six - Consider Annual Agreements;

- A. City of Elkhart and Elkhart Volunteer Fire Department.
- B. City of Elkhart and South Anderson Emergency Corp, Inc..
- C. City of Elkhart and Elkhart State Bank Lease on Log Cabin Facility.
- D. City of Elkhart and Meals On Wheels Contract.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the City of Elkhart enter into the annual agreement with the Elkhart Volunteer Fire Department for rental of space for housing of fire equipment. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart enter into the annual agreement with the South Anderson Emergency Corp, Inc. for rental of two bays for housing of ambulance and emergency equipment. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

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On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the City of Elkhart enter into the Lease Agreement with the Elkhart State Bank for the term of one year. Motion Carried; It is so noted that Councilmember Diane Parker abstained from the vote. Devoin Garrison, Aye; Mike Gordon, Aye; Philip O' Neal, Aye. Ayes have majority of the vote.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal that the City of Elkhart continue with the agreement between the city and Meals-On-Wheels for services provided in the facility of the Log Cabin located on West Parker Street with the understanding that the city is responsible for the maintenance of said facility. Motion Carried.

Agenda Item No. Seven - Consider Fire Department Allocated Fund Balance Remaining in the City of Elkhart's 97' Operating Budget.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Philip O' Neal that the city extend to the Elkhart Volunteer Fire Department the remaining money allocated in the city's 97' budget under the accounts of Building Structures and Other in the General Fund. Motion Carried.

Agenda Item No. Eight - Consider Official Newspaper for the 97/98' City of Elkhart Fiscal Year.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that the council approve and adopt Resolution No. 193-090897 designating the Palestine Herald Press as the City of

Elkhart's Official Newspaper for the fiscal year of 97/98'. Motion Carried.

Agenda Item No. Nine - Consider Official Holiday Schedule for the 97/98' City of Elkhart Fiscal Year.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that the council approve and adopt the Official Holiday Schedule for the fiscal year of 97/98' as presented. Motion Carried.

The next agenda item was considered out of the agenda order.

Agenda Item No. 14 - Consider the Placing of Street Sign at the Corner of East Parker Street and the Entrance to School.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city place a two-way street sign at the corner of East Parker Street and entrance to school property; names on sign to be East Parker Street and Sheridan. This with the understanding that Sheridan Street at this location is not a city owned street, but is school property, and is school maintained. Motion Carried.

Agenda Item No. 10 - Consider Ordinance for City of Elkhart Ad Valorem Tax Levy and the Setting of a Tax Rate for Tax Year 97.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the council approve and adopt Ordinance No. 177-090897; providing for the Levy of Ad Valorem Taxes on real and personal

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property situated within the corporate limits of the City of Elkhart and to set the tax rate at 3% above the effective tax rate and this rate is 0.2549 per each hundred dollar assessed valuation. Motion Carried.

Agenda Item No. 11 - Consider Ordinance for Investment Controls of the City of Elkhart Funds and the Adoption of the Government Code Guidelines Governing Public Funds Investments.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the council approve and adopt Ordinance No. 176-090897; an ordinance for investment controls of the City of Elkhart Funds and the Adoption of the Government Code Guidelines Governing Public Fund Investments that come under the Public Funds Investment Act. Motion Carried.

Agenda Item No. 12 - Consider Resolution For the Appointment of Investment Officer or Officers.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the council approve and adopt Resolution No. 193-090897; a resolution for the appointment of Investment Officers for the City of Elkhart and the establishing of Guidelines for Investment Officer (s). Investment Officers to be appointed by position; City Secretary, Mayor, and City Administrator. Motion Carried.

Agenda Item No. 13 - Consider TDM/Systems Agreement for Computer Services.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the council take no action on Item No. 13, TDM/Systems Agreement. Motion Carried.

Agenda Item No. 15 - Consider Rate Increase; Laidlaw Solid waste Collections.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the council approve a rate increase of 1.2 percent (1.2%) to the monthly billing for trash collection within the City of Elkhart Corporate Limits. Motion Carried.

Agenda Item No. 16 - Consider Water Service Problem; Gary Hooper.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Philip O' Neal that the council take no action on Item No. 16, water service problem; Gary Hooper. Motion Carried.

Agenda Item No. 17 - To Be Heard; Gary Hooper/Mayor.

Mayor Branch addressed Agenda Item No. 17, discussion only as Mr. Hooper was not in attendance for said meeting.

Agenda Item No. 18 - Consider Procedures Governing Payroll and the Issuing of Payroll Checks.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city's Administrative Policy Guidelines, Sec. 2-PAY DAYS REVISED, Sec. 2.1, the City pays its employees every

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other Friday; the pay week ends the preceeding Wednesday at 11:59 P.M.; the new time will start at 12:00 A.M. on Thursday, be implemented as set forth by a prior governing body's action. Motion Carried.

Agenda Item No. 19 - Executive Session, Open Meetings Act, Section 551.074; Personnel;

- A. Consider Hiring of a City Administrator.
- B. Employee Evaluation.
- C. Consider Providing Group Insurance to New Employee or Monetary Benefit in Lieu of Insurance.

Mayor Branch declared the council as going out of regular session and entering into executive session under the Open Meetings Act, Section 551.074; Personnel, as of 7:33 P.M.

The council convened back into regular session as of 9:05 P.M.

Executive Session Item No. 19A - Consider Hiring of a City Administrator.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the council take no action on the hiring of a City Administrator. Motion Carried.

Executive Session Item No. 19B & 19C - Employee Evaluation and Consider Providing Group Insurance to New Employee or Monetary Benefit in Lieu of Insurance.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin

Garrison that the City of Elkhart hire Burt Crawford as a full time employee with full benefits and Group Health Insurance being provided to him. Motion Carried.

Agenda Item No. 20 - Mayor's Report

This item requires no action.

Tabled Item List is now addressed by the council and this is as follows:

Item No. One - Annexation.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon to leave Item No. One, Annexation, on the Tabled Item List. Motion Carried.

Item No. Two - Inspection of Water Storage Facilities; Repairs and Painting of said Water Storage Facilities.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that Item No. Two, Inspection of water storage facilities; repairs and painting of said water storage facilities, remain on the Tabled Item List. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of September, 1997, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the council adjourn this meeting of September 8, 1997. Motion Carried.

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City of Elkhart Council meeting adjourned as of 9:14 P.M..


DIANE PARKER, MAYOR PRO TEM

ATTEST:


MARGIE CRAWFORD, CITY SECRETARY

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 12th day of September, 1997, the City of Elkhart Council convened in open session as of 3:34 P.M. with the following members present:

Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Philip O' Neal	*	Councilmember
Joel Parker	*	Councilmember

Agenda Item No. One - Convene Into Open Session/Declare a Quorum.

Mayor Pro-tem Diane Parker declared a quorum as being present and called the meeting to order.

Citizen in attendance was recognized; Ms. Mardie Hair of the Palestine Herald Press.

Agenda Item No. Two - Executive Session.

Mayor Pro-tem Diane Parker called for Executive Session under the Open Meetings Act, Section 551.074, Personnel/Officer; Item A. Consider Mayor's Resignation/Vacancy, B. Hiring of a City Administrator, C. Consider Administrative Policy/Benefits.

Council exited out of open session and convened into executive session as of 3:36 P.M..

While in executive session, Mayor Pro-tem Diane Parker asked Margie Crawford, City Secretary, to join the council in executive session. Ms. Crawford only addressed the issue of distribution of council packets at the request of the council; upon completion of this issue, Ms. Crawford exited out of the executive session.

Council exited out of executive session and convened into open session as of 4:41 P.M..

Agenda Item No. Three - Open Session for consideration of Executive Session Items A., B., and C..

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Executive Session Item A. - Consider Mayor's
Resignation/Vacancy

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 12th day of September, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the City of Elkhart accept George T. Branch's resignation from the mayor's position and to have Mayor Pro-tem Diane Parker function in the Mayor's position until the City of Elkhart's General Election of May 98'. Motion Carried.

Executive Session Item B. - Hiring of a City Administrator.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 12th day of September, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart hire Robert Foster to be the city's Administrator for a tenure of six months with provisions as set forth in a previous council meeting. Motion Carried.

Executive Session Item C. - Consider Administrative
Policy/Benefits.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 12th day of September, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that the council grant to City Secretary, Margie Crawford, authority to determine who is to receive a council packet for all City of Elkhart council meetings and that Ms. Billie Treadwell is not to receive a council packet; only documents and data upon council action taken in council meetings as it pertains to her position as Financial Secretary. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART


* IN SPECIAL CALLED MEETING

On the 12th day of September, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council adjourn this meeting of September 12, 1997. Motion Carried.

City of Elkhart Council adjourned this Special Called Meeting as of 4:45 P.M..


DIANE PARKER, MAYOR PRO-TEM

ATTEST:


MARGIE CRAWFORD, CITY SECRETARY

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the Sixth day of October, 1997, the City Council of Elkhart, Texas convened in open session as of 5:15 P.M. with the following members present:

Diane Parker * Interim Mayor
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Mike Gordon * Councilmember
Philip O'Neal * Councilmember
Joel Parker * Councilmember

Citizens in attendance are as follows: Jayme Hudnall and Linda Long of Gary R. Traylor & Associates.

There were no citizens to be heard.

A quorum was declared and Interim Mayor Diane Parker called the meeting to order and addressed the agenda items as follows:

Agenda Item No. One - Consider Approval of Minutes of September 8th and September 12th, 1997.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council approve and accept the minutes of September 8th and 12th, 1997 as presented. Motion Carried.

Agenda Item No. Two - To Be Heard; City Administrator's Report.

Item No. Two was moved to be heard after council considers Item No. Four and Item No. Three.

Agenda Item No. Four - Consider Adjustment of Water Bills, Leaks;

- A. Errol Tatum
- B. H.D. Anderson
- C. Aileen Warren
- D. Jayme Hudnall

THE STATE OF TEXAS *
 COUNTY OF ANDERSON *
 CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council adjust Jayme Hudnall's water bill by half of the amount of the leak; \$55.45. Motion Carried.

THE STATE OF TEXAS *
 COUNTY OF ANDERSON *
 CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O'Neal that the council adjust Aileen Warren's water bill by half of the amount of the leak; \$41.29. Motion Carried.

THE STATE OF TEXAS *
 COUNTY OF ANDERSON *
 CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council adjust H. D. Anderson's water bill by half of the amount of the leak; \$108.76. Motion Carried.

No Action was taken on Errol Tatum's water bill; he was not in attendance.

Agenda Item No. Three - Consider contract with Gary R. Traylor & Associates for Grant Management Services for City of Elkhart's 1997 Texas Community Development Program.

THE STATE OF TEXAS *
 COUNTY OF ANDERSON *

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart enter into a contract with Gary R. Traylor & Associates, consultants and project managers, for two years or until Wastewater Project is completed. Motion Carried.

Agenda Item No. Two - City Administrator's Report; Robert Foster.

Mr. Foster reported to the council on the city's status with TNRCC, City Bldg. Permits and Bldg. Codes, and City Ordinances.

Agenda Item No. Five - Consider Day and Time for City of Elkhart Council Meetings.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to change the council's meeting date to the first Tuesday of each month at 5:00 P.M.. Motion Carried

Agenda Item No. Six - Consider Friday's Lunch Time.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

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On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and Councilmember Joel Parker that the city employees' Friday lunch time be from 12 to 12:30 P.M. and that the work day end at 4:30 P.M.. Motion Carried.

Agenda Item No. Seven - Consider Reinstatement of Time Clock.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

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On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and Councilmember Philip O'Neal that the time clock be reinstated; effective October 15, 1997. Motion

Carried.

Agenda Item No. Eight - Consider Alternate Person for Signing
of City Checks.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to appoint Councilmember Mike Gordon to be the alternate person to sign checks on the City of Elkhart's bank accounts. Motion Carried.

Agenda Item No. Nine - Consider ACAD Representative.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Nine. Motion Carried.

Agenda Item No. Ten - Consider Culvert and Road Materials for
Jones Road.

Councilmember Mike Gordon excused himself from the council meeting at 5:55 P.M. because of a family emergency.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that a Five Ft. by Twenty Ft. (5' x 20') culvert be installed along side the existing Three Ft. culvert located on Jones Road. Motion Carried.

Agenda Item No. 11 - Consider Data Transmission Network Corp
(DTN) Weather Monitoring Service.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O'Neal that the agreement between the City of Elkhart and Data Transmission Network Corp.'s pro service and pro equipment be terminated. Motion Carried.

Agenda Item No. 12 - Consider Enforcement of City Ordinances and the Notification of Ordinances.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Interim Mayor Diane Parker and seconded by Councilmember Devoin Garrison that ordinance notifications be published in the newspaper with the stipulation that before publishing of ordinance the Building Standards Commission review the ordinance. Motion Carried.

Agenda Item No. 13 - Consider Implementation of Permits and Rate of Permits.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Item No. 13, Consider Implementation of Permits and Rate of Permits, be placed on the Tabled Item List. Motion Carried.

Agenda Item No. 14 - Consider Franchise Fees; Paragon Cable.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by

Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the City of Elkhart elects to not impose an additional franchise fee on Paragon Cable participates located within the City of Elkhart. Motion Carried.

Agenda Item No. 15 - Consider a Designated Area for Flea Market.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Interim Mayor Diane Parker and seconded by Councilmember Philip O'Neal that the council take no action agenda Item No. 15. Motion Carried.

Agenda Item No. 16 - Consider Implementation of Wet-Land.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Joel Parker for the council to consider implementing long-range goals for tourism and a park on Hwy 294 West. Motion Carried.

Agenda Item No. 17 - Consider Recycling of Trash.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the city consider recycling of trash if there is no expense to the City of Elkhart. Motion Carried.

Agenda Item No. 18 - Consider Computer for City Administrator with Internet Connections for resource Purposes.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council take no action on Item No. 18 and reconsider again in six months. Motion Carried.

Agenda Item No. 19 - Executive Session, Open Meetings Act, Section 551.074, Personnel;

A. Consider Revision of ADA/Administrative Personnel Policy Guidelines/Ordinances.

B. Consider Employee Merit Salary Increase.

Interim Mayor Parker called for executive session under the Open Meetings Act, Section 551.074, Personnel. The council exited out of open session and convened into executive session as of 6:57 P.M..

The council exited out of executive session and convened into regular open session as of 7:26 P.M..

Agenda Item No. 20 - Open Session/Action to be Taken on executive Session Agenda Items.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the council take no action on executive session Item B., Consider Employee Merit Salary Increase. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Devoin Garrison that the City of Elkhart's ADA Policy Guidelines be brought into compliance with the city's Administrative Policy Guidelines by the revision of the City Administrator's job description, City Secretary's job description and the Financial Secretary/Billing Clerk's job description; rescind Ordinances No. 161, 162, and 163 and adopt a

new ordinance for the position of Financial Secretary/Billing Clerk to reflect the city's Administrative Policy Guidelines. Motion Carried.

For the record it so noted as follows:

City Administrator job description is to read responsible for developing input for fiscal year budget, supervising of employees, and additional job duty is the physical demands of Public Works Supervisor.

City Secretary job description as set forth in the city's Administrative Guidelines is to be interjected into the existing ADA Guidelines.

Financial Secretary/Billing Clerk job description is to be revised and it is to co-inside with the city's existing Administrative Guidelines.

Waste Water Operator/General Maintenance job description remains as stated in manual.

The Tabled Item List is now addressed and this is as follows:

Item No. One - Annexation; remains.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Devoin Garrison that the council take no action on Annexation.

Item No. Two - Inspection of Water Storage Facilities; Repairs and Painting of said Water Storage Facilities; remains.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Item No. Two on the Tabled Item List remain. Motion Carried.

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THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of October, 1997, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Joel Parker to adjourn this regular council meeting of October 6, 1997. Motion Carried.

City of Elkhart council adjourned as of 7:40 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the Fourth day of November, 1997, the City of Elkhart, Texas council meeting was called to order as of 5:05 P.M. by Interim Mayor Diane Parker with the following members present:

Diane Parker * Interim Mayor
Margie Crawford * City Secretary
Joel Parker * Councilmember

Councilmembers absent are as follows:

Devoin Garrison * Councilmember
Mike Gordon * Councilmember
Philip O'Neal * Councilmember

Due to the lack of a quorum, the city council meeting adjourned as of 5:06 P.M.


DIANE PARKER, Interim Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 13th day of November, 1997, the City Council of Elkhart, Texas convened into a special called meeting at 5:00 P.M. with the following members present:

Diane Parker	*	Interim Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Philip O' Neal	*	Councilmember
Joel Parker	*	Councilmember

Councilmember Mike Gordon was absent. It is so noted; this is an excused absence.

A quorum being declared as being present and citizens being recognized, the agenda items were addressed as follows:

Agenda Item No. One - Consider Approval of Minutes of October 6, 1997.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the minutes of October 6, 1997, be approved and accepted with corrections being made to page three, agenda items No. six and seven; insert "seconded by" on the motions. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill; Assembly of God Church.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by

Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council adjust the Assembly of God Church water bill by half of the amount of the leak; \$ 22.65. Motion Carried.

Agenda Item No. Three - Consider Zoning.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Three, Zoning. Motion Carried.

Agenda Item No. Four - Consider Little League Ball; David Akins and Parish Molandes.

No action to be taken on Item No. Four; David Akins and Parish Molandes not in attendance for meeting.

Agenda Item No. Five - Consider Lease Agreement on Log Cabin.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council take no action on Item No. Five; Consider Lease Agreement on Log Cabin. Motion Carried.

Agenda Item No. Six - Consider Sump Pump For Water Department.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Six; Consider Sump Pump for Water Department. Motion Carried.

Agenda Item No. Seven - Consider Re-working 6' Sewer Line on Oakcrest.

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal that the city rework and replace the existing 3" Sewer Line with a 6" sewer line at the location behind Wesley Taylor's residence located on Oakcrest Street. Motion Carried.

Agenda Item No. Eight - Consider Rescinding Ordinance No. 173-0697; City Administrative Policy Guidelines Pertaining to Employee Benefits.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council take no action on Item No. Eight, Rescinding of Ordinance No. 173-0697. Motion Carried.

Agenda Item No. Nine - Consider Ordinance No. 196-110497; Rescinding of Existing Ordinances Governing Job Descriptions and the creation of a Position.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city council pass, approve, and adopt Ordinance No. 196-110497; AN ORDINANCE OF THE CITY OF ELKHART, TEXAS, RESCINDING ORDINANCES NO. 161, 162, 163, AND THE CREATION OF THE POSITION OF FINANCIAL SECRETARY/BILLING CLERK/DEPUTY TAX COLLECTOR. Motion Carried.

Agenda Item No. Ten - Consider Ordinance No. 197-110497; Revision of ADA Policy Guidelines.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the city council pass, approve, and adopt Ordinance No. 197-110497; AN ORDINANCE OF THE CITY OF ELKHART, TEXAS, REVISION OF THE CITY OF ELKHART'S ADA POLICY GUIDELINES. Motion Carried.

Agenda Item No. 11 - Consider Internal Controls Per Auditor's Recommendation.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that a miscellaneous expense up to a limit of TWENTY-FIVE DOLLARS (\$ 25.00) must be paid from the Petty Cash Fund and any expense over the TWENTY-FIVE DOLLARS (\$ 25.00) will require a Purchase Order and will be paid with a check from the proper fund. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to designate the City Secretary as the Time Keeper, Financial Secretary as the payroll check writer, and the City Administrator approve all payroll calculations before payroll checks are written. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to designate the City Secretary as the keeper of Personnel Records. Motion Carried.

Agenda Item No. 12 - Consider Amending 97/98' Budget for Fund

Account 132; Fire Department.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to table Item No. 12, Consider Amending 97/98' Budget for Fund Account 132; Fire Department, until estimates for roof and wiring repairs can be provided to the council. Motion Carried.

Agenda Item No. 13 - Consider Transfer of Monies out of the Water Fund Into a Interest Bearing Account.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to transfer SEVENTY THOUSAND DOLLARS (\$ 70,000) out of the Elkhart Water Works/Sewer Systems Account and deposit the said amount into the Elkhart Water Works/Sewer MMDA Account. Motion Carried.

Agenda Item No. 14 - Consider Purchase of Rear Tire for Backhoe.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item No. 14, Purchase of tires for Backhoe. Motion Carried.

Agenda Item No. 15 - Consider the Posting of Water Code for Development (Subdivision).

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the Water Code for Development be posted in the city's official newspaper. Motion Carried

Agenda Item No. 16 - Consider Fencing in Public Works Building.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council take no action on Item No. 15, Consider Fencing in Public Works Building. Motion Carried.

Interim Mayor Diane Parker asked the council to move forward with the agenda items and address Item No. 20; Consider Approval of Repair Work on City Hall.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker that the city not pay Mr. Carter for repair work done to City Hall until total project is complete, and the council has approved the finished repairs done to City Hall. Motion Carried.

Agenda Item No. 19, Mayor's Report.

Interim Mayor Parker decline to give a report this meeting and called for Agenda Item No. 18, City Administrator's Report. City Administrator Robert Foster presented his report to the council and following the report agenda Item No. 17, Executive Session, was addressed.

Interim Mayor Parker called for Executive Session under the Open Meetings Act, Section 551.074, Personnel; Consider an additional employee for general work.

Council exited out of regular open session and convened into executive session as of 7:00 P.M..

1055-777
Council reconvened back into regular open session as of 7:10 P.M..

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council take no action on agenda Item No. 17, consider hiring an additional employee for general work. Motion Carried.

Council addressed the Tabled Item List as follows:

Item No. One - Annexation.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that no action be taken on annexation. Motion Carried.

Item No. Two - Inspection of Water Storage Facilities; Repairs and Painting of said Water Storage Facilities.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to hire Water Tower Maintenance, Inc. to do water tower inspections for the next ten years (10 yrs.) at a cost of SIX HUNDRED DOLLARS (\$ 600.00) per year. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel

Parker that Item No. Two on the Tabled Item List be removed.
Motion Carried.

Item No. Three - Implementation of City Permits and Rates of Permits.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal to have Item No. Three remain on the Tabled Item List. Motion Carried.

All business having been completed, the mayor asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of November, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

Regular council meeting of November 13, 1997 adjourned as of 7:19 P.M..


DIANE PARKER, Interim Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of December, 1997, the council of the City of Elkhart, Texas convened into a regular council meeting at 5:00 P.M. with the following members present:

Diane Parker * Interim Mayor
Philip O' Neal * Councilmember
Joel Parker * Councilmember

Councilmembers absent are as follows:

Devoin Garrison and Mike Gordon.

It is so noted; these are excused absences.

A quorum was declared as being present and the agenda items were addressed.

Agenda Item No. One - Consider Approval of Minutes; November 4th and 13th, 1997.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the minutes of November 4th and 13th, 1997 be approved and accepted with an amendment being made to the minutes of November 13th, page Three, Agenda Item No. Seven; to read, rework and replace existing Three inch line with a Six inch line. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak; Assembly of God Church.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by

Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council adjust the Assembly of God Church water and sewer charges on the November bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leak; Chantz Brooks.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the council adjust Chantz Brooks' October and November water and sewer charges by half of the amount of the leak. Motion Carried.

Agenda Item No. Four - To Be Heard, a Presentation by Ken Denson on Industrialization.

THE STATE OF TEXAS *
COUNTRY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to table Item No. Three; Industrialization. Motion Carried.

Agenda Item No. Five - To BE Heard, A Presentation by Brannon Corporation.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to take no action on Item No. Five. Motion Carried.

Agenda Item No. Six - Consider Texas Water Development Board Loan Application.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker to take no action on Item No. Six. Motion Carried.

Agenda Item No. Seven - Consider Alternate Signature for City Fund Accounts.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker to take no action on Item No. Seven; Alternate Signature for City Fund Accounts. Motion Carried.

Agenda Item No. Eight - Consider Appointment (s) to the Building Standard's Commission.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker to table Item No. Eight; Consider Appointment (s) to the Building Standard's Commission. Motion Carried.

Agenda Item No. Nine - Consider Appointment of City Representative to the Anderson County Appraisal District Board.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to take no action on Item No. Nine; Consider Appointment of City Representative to the Anderson County Appraisal District Board. Motion Carried.

Agenda Item No Ten - Consider Petty Cash Fund.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the Petty Cash Fund be decreased to TWO HUNDRED DOLLARS (\$ 200.00) per month. Motion Carried.

Agenda Item No. 11 - Consider Establishing a Charge Account with Wal-Mart.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the city not establish a charge account with Wal-Mart. Motion Carried.

Agenda Item No 12 - Consider Including One Dollar Donation to the Elkhart Volunteer Fire Department on Monthly Water Billing Cycle.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the city include a request for a ONE DOLLAR (\$ 1.00) donation to the Elkhart Volunteer Fire Department on individual monthly water bills. Motion Carried.

Agenda Item No. 13 - Consider Placement of Stop Sign Across From Justice of Peace Office at the Intersection of Watkins and Hortman Streets; JoAn Wright.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the city place a Stop Sign across from the Justice of Peace Office at the intersection of Watkins and Hortman Streets. Motion Carried.

Interim Mayor Diane Parker asked for the City Administrator's Report and upon completion of the report presented by Robert Foster, the council continued with agenda items.

Agenda Item No. 14 - Executive Session, Open Meetings Act, Section 551.074, Personnel; (a) Review of Personnel, (b) Consider Cost of Living Wage Increase for Employees.

The City of Elkhart Council exited out of regular open session and convened into closed session at 6:50 P.M..

Council exited out of executive session and convened back into regular session at 7:01 P.M..

Agenda Item No. 15 - Convene Into Open Session for Executive Session Agenda Items to be Acted On.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to take no action on item 14a, review of personnel. Motion Carried.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING.

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to give city employees a Five Percent (5%) wage increase as approved in the 97'/98' fiscal year budget and this to be effective December 11, 1997. Motion Carried.

Tabled Item List is addressed as follows:

Item No. One - Annexation.

THE STATE OF TEXAS	*
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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Paker and seconded by Councilmember Philip O' Neal to take no action on Item No. One; annexation. Motion Carried.

Item No. Two - Implementation of city Permits and Rates of Permits.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to take no action on Item No. Two; implementation of city permits and rates of permits. Motion Carried.

Item No. Three - Consider Amending 97'/98' Budget for Fund Account 132; Fire Department.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal that the city accept bids presented by Henderson Electric for electrical work and East Texas Fabrications for roof repairs on building housing Elkhart Volunteer Fire Department located on West Parker St. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker that fund account 132, Fire Department, be amended in the amount of SEVEN THOUSAND ONE HUNDRED TWENTY-THREE DOLLARS AND SEVENTY-ONE CENTS (\$ 7,123.71) under building and structures; amendment of 97'/98' fiscal year budget for the City of Elkhart, Texas. Motion Carried.

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker that Item No., Three be removed from the Tabled Item List. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of December, 1997, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Joel Parker to adjourn. Motion Carried.

Council meeting of December 2, 1997, regular session adjourned at 7:16 P.M..

Diane Parker
DIANE PARKER, Interim Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of January, 1998, the City of Elkhart, Texas council convened into regular session at 5:00 P.M. with the following members present:

Diane Parker	*	Interim Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Philip O' Neal	*	Councilmember
Joel Parker	*	Councilmember

It is so noted that Councilmember Joel Parker was not in attendance for the beginning of said meeting, but did call to inform the other councilmembers he would be late.

City Administrator Robert Foster was in attendance and the following citizens were present:

Wanda Ronning, Francis Andrews, Ms. James Hana, Wayne Pierce, Sammy McMorris and Cecil Staples, city auditor.

Interim Mayor Parker called the meeting to order and declared a quorum as being present for conducting business.

Agenda Item No. One - Consider Approval of Minutes of December 2, 1997.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Philip O' Neal and seconded by Councilmember Mike Gordon to approve and accept the minutes of December 2, 1997 as presented. Vote: Philip O' Neal, Aye, Joel Parker, Aye, Diane Parker, Aye, Mike Gordon, Aye and Devoin Garrison, Nay (4-1). Motion Carried.

Agenda Item No. Two - Consider and to be Heard, 97' Audit

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Report; Cecil Staples.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to accept the City of Elkhart's 97' Audit Report as presented by Mr. Staples. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill,
Leak; Francis Anderson.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal that Ms. Francis Anderson's water bill be adjusted by half of the amount of the leak. Motion Carried.

Agenda Item No. Four - Consider Adjustment of Water Bill,
Leak; Brenda Askew.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that Ms. Brenda Askew's water bill be adjusted for the month's of September, October, and November by half of the amount of the leak and a payment plan be established for Ms. Askew. Motion Carried.

Agenda Item No. Five - Consider Adjustment of Water Bill,
Leak; James Hanna.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal that Ms. James Hanna's water bill be adjusted by half of the amount of the leak. Motion Carried.

Agenda Item No. Six - Consider Leasing City Portable Building to the Sheriff's Department for a District Office.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the City of Elkhart lease the city owned portable building to the Sheriff's Department for a district office. Motion Carried.

Agenda Item No. Seven - Consider Replacement or Reimbursement of Carpet; Wayne Pierson.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the city pay half of the ONE HUNDRED FIFTY-TWO DOLLARS AND FIFTY-EIGHT CENTS (152.58) to Mr. Pierson with the stipulation that Mr. Pierson have a backflow preventor installed between his house and the city's main sewer line. Motion Carried.

Agenda Item No. Eight - Consider Replacement or Reimbursement of Carpet; Wanda Ronning.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Philip O' Neal that the city pay to Wanda Ronning the amount of TWO HUNDRED FIFTY DOLLARS (250.00) as an reimbursement for her deductible on

000769

her insurance claim for damage to carpet and pay FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVENTY-FOUR CENTS (434.74) to Rainbow Carpet for charges incurred for damaged carpet. Motion Carried.

Agenda Item No. Nine - Consider Resolution for Ordering the City of Elkhart's General Election for May 2, 1998.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal to approve, pass, and adopt Resolution No. 186010698, AN RESOLUTION ORDERING THE CITY OF ELKHART, TEXAS GENERAL ELECTION FOR MAY 2, 1998. Motion Carried.

Agenda Item No. Ten - Consider Resolution for Request of a Stop Signal at the Intersection of Hwy 287 South and Fm 1817.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Philip O' Neal to approve, pass, and adopt Resolution No. 187010698, AN RESOLUTION REQUESTING A TRAFFIC STUDY FOR THE IMPLEMENTATION OF A STOP SIGNAL AT THE LOCATION OF HWY 287 SOUTH AND FM 1817. Motion Carried.

Agenda Item Eleven - Consider Stop Sign at the Intersection of Hemby and Hwy 294 West.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the city erect a warning sign indicating stop ahead and place a stenciled stop notice at the intersection of Hemby and Hwy 294 West. Motion Carried.

It is so noted Councilmember Joel Parker joined the meeting in progress at 6:13 P.M..

Agenda Item Twelve - Consider Closing a City of Elkhart Bank Account Established in the Name of TU Electric.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker the city's bank account in the name of TU Electric be closed and the balance of money be deposited into the city's general fund. Motion Carried.

Agenda Item No. Thirteen - Consider Engineering Contract with Brannon Corp. For 1997 TDHCA Sanitary Sewer Project; City of Elkhart.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to accept and enter into a contract with Brannon Corporation for the 1997 TDHCA Sanitary Sewer Project. Vote: Devoin Garrison, Aye, Mike Gordon, Aye, Joel Parker, Aye, Diane Parker, Aye, Philip O' Neal, Nay; vote 4-1. Motion Carried

Agenda Item No. Fourteen - Consider Purchase of a Fire Hydrant; Elkhart Manor Nursing Home Location.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the city purchase a fire hydrant for the location of the Elkhart Manor Nursing Home, Jones Road. Motion Carried.

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Agenda Item No. Fifteen - Consider Purchase of an Auger.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to authorize Robert Foster to purchase an auger for the city for a cost up to FIFTEEN HUNDRED DOLLARS (\$1,500) and not to exceed FIFTEEN HUNDRED DOLLARS (\$1,500). Motion Carried.

Agenda Item No. Sixteen - Consider Appointment of a Representative to the Anderson County Appraisal District Board.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to appoint Becky Grant to the Anderson County Appraisal District Board as the City of Elkhart's official representative. Motion Carried.

Interim Mayor Parker asked for the City Administrator's Report before addressing Agenda Item No. 17, Executive Session.

Robert Foster presented his report to the council and upon completion Agenda Item No. 17 was addressed.

Agenda Item No. Seventeen - Executive Session, Open Meetings Act, Section 551.074, Personnel; Personnel Review.

City Council exited out of regular session at 7:20 P.M. and convened back into regular session at 7:40 P.M..

Agenda Item No. Eighteen - Consider Action on Executive Session Agenda Item, Personnel Review.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on Agenda Item No. 17, Personnel Review. Motion Carried.

Tabled Item List as follows:

Item No. One - Annexation, remains.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O' Neal to take no action on annexation. Motion Carried.

Item No. Two - Implementation of City Permits and Rates Permits, remains.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action on permits. Motion Carried.

Item No. Three - Industrialization.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	
CITY OF ELKHART	*	IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to remove Item No. Three, Industrialization, from the Tabled Item List. Motion Carried.

Item No. Four - Consider Appointment to the Building Standards Commission, remains.

THE STATE OF TEXAS	*	
COUNTY OF ANDERSON	*	

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on Item No. Four, Appointment to the Building Standards Commission. Motion Carried.

Interim Mayor Parker asked for input from council.

Mayor Parker polled the council for input on meeting night of first Monday of the month. On individual basis, council consensus is to meet on the first Monday of each month.

No further business to be acted upon, a motion for adjournment was requested by Mayor Parker.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of January, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal to adjourn. Motion Carried.

Regular session council meeting adjourned at 7:52 P.M..

Diane Parker
DIANE PARKER, Interim Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of February, 1998, the City of Elkhart, Texas council convened into regular session at 5:01 P.M. with the following members present:

Diane Parker	*	Interim Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Philip O'Neal	*	Councilmember
Mike Gordon	*	Councilmember

A quorum was declared as being present by Interim Mayor Parker and citizens present were recognized.

Agenda Items were addressed as follows:

Agenda Item No. One - Consider Approval of Minutes of January 6, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council approve and accept the minutes of January 6, 1998 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustment, Leak; Jim Graves.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel

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Parker to adjust Mr. Jim Graves' water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Waste Treatment Plant TCDP Project No. 717241; Brannon Corporation.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Mike Gordon for Brannon Corporation to proceed with a Preliminary Engineers' Report. Motion Carried.

Public Works Employee James Morgan was recognized by Mayor Parker. Mr. Morgan did a presentation for the council on Back-flow Preventors and check valves.

Upon completion of Mr. Morgan's presentation, the agenda items were continued with as follows:

Agenda Item No. Four - To Be Heard and Considered, Proposed Subdivision Project; Charles McShan.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Joel Parker that the council take no action on Item No. Four. Motion Carried.

Agenda Item No. Five - Consider a Stop sign for the Intersection of Sheridan and Church Street; Mr. Keeling.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Mike Gordon that the city relocate the existing stop sign presently located at Church and Sheridan Streets and in the relocation process have the stop

sign face on Sheridan Street at the intersection of Sheridan and Church. Motion Carried.

Agenda Item No. Six - Consider Appointment of a City of Elkhart Representative to the Anderson County Appraisal District Board.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Joel Parker to appoint Paul Barnett to be the City of Elkhart's representative on the Anderson County Appraisal District Board of Directors. Motion Carried.

Agenda Item No. Seven - Consider a Policy for Water Bill Adjustments.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city adjust a water bill one time a year per customer and allow a three month payment plan. Motion Carried.

Agenda Item No. Eight - Consider a Policy for Reimbursements or Replacement of Damaged Materials to Citizen's Individual Housing Having Sewage Problems.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon for the city to mail a notice to sewer customers informing them to have a Back-flow Preventor installed and upon notice being given, the City of Elkhart, Texas will no longer be responsible for damages incurred because of sewer over-flow into customer's house. Motion Carried.

003778

Agenda Item No. Nine - Consider Insurance Claim; Wanda Ronning.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that no action be taken on Agenda Item No. Nine. Motion Carried.

Agenda Item No. Ten - Consider City of Elkhart Imposing Mandatory Installment of Back-flow Preventors/Check Valves.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Devoin Garrison that the city implement a mandatory installment of a Back-flow Preventor and check valve on all new construction and this requirement be incorporated into the city's existing Sub-division Ordinance. Motion Carried.

Agenda Item No. 11 - Consider Meeting Day for City Council.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the council's official day for meeting be the first Monday of each month at 5:00 P.M.. Motion Carried.

Agenda Item No. 12 - Consider Ordinance for the Creation of the Position of Emergency Management Coordinator.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal that the city approve, pass, and adopt Ordinance No. 198-020298, AN ORDINANCE CREATING THE POSITION OF EMERGENCY MANAGEMENT COORDINATOR AND PROVIDING FOR THE DUTIES AND RESPONSIBILITIES OF THIS OFFICE. Motion Carried.

Agenda Item No. 13 - Consider Ordinance for the Appointment of
Emergency Management Coordinator.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Philip O'Neal to appoint Diane Parker to the position of Emergency Management Coordinator by the approval, passing and adopting of Ordinance No. 199 - 020298, AN ORDINANCE PROVIDING FOR THE APPOINTMENT OF AN EMERGENCY MANAGEMENT COORDINATOR AND PROVIDING FOR THE DUTIES AND RESPONSIBILITIES OF THIS OFFICE. Motion Carried.

Agenda Item No. 14 - Consider Adoption of revisions to the
Emergency Management Plan.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to accept the revisions to the existing Emergency Management Plan by the approval, passing and adoption of Resolution No. 190 - 020298, AN RESOLUTION ADOPTING THE REVISIONS OF THE EXISTING EMERGENCY MANAGEMENT PLAN FOR THE CITY OF ELKHART AND ANDERSON COUNTY. Motion Carried.

Agenda Item No. 15 - Consider Donations for Parks and
Developments.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

00780

On the second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the city shall not ask for donations for parks and development and the request of donations for this cause should be conducted by the Baseball Association. Motion Carried.

Agenda Item No. 16 - Consider Schedule for Payment of City Debts.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Joel Parker that the schedule for paying city debts be bi-weekly. Motion Carried.

Agenda Item No. 17 - Consider Replacing the Name of Elkhart State Bank With the Name Industrial Foundation on City of Elkhart's Liability Insurance Currently in Place on Facility Known as Elkhart Senior Citizen Ctr/Meals On Wheels.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to change the name of Elkhart State Bank to the name of Industrial Foundation on the city's general liability insurance. Motion Carried.

Agenda Item No. 18 - Consider City of Elkhart Purchasing Fuel for the Elkhart Volunteer Fire Department.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Philip O'Neal and seconded by Joel Parker that Agenda Item No. 18 be tabled for further information. Motion Carried.

Agenda Item No. 19 - Consider Texas Water Development board/Certificate of Obligations; Funding for Waste Water Treatment Plant.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the council take no action on Agenda Item No. 19. Motion Carried.

Before entering into Executive Session, Mayor Parker asked for the City Administrator's report. Robert Foster presented his report and upon completion, the following agenda item was addressed:

Agenda Item No. 20 - Executive Session, Open Meetings Act, Section 551.074, Personnel; Review of Personnel.

The council exited out of open session and convened into closed session as of 7:51 P.M..

The Council exited out of closed session and convened back into open session as of 8:16 P.M..

Agenda Item No. 21 - Convene Back Into Open Session for Action to be Taken on Executive Session Item, Personnel Review.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Mike Gordon that the council take no action on Item No. 20. Motion Carried.

New business having been completed, the Tabled Item List was addressed:

1. Annexation; remains.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to leave annexation on the Tabled Item List. Motion Carried.

- 2. Implementation of City Permits and Rates of Permits; remains.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Philip O'Neal to leave city permits and rates of permits on the Tabled Item List. Motion Carried.

- 3. Consider Appointment to Building Standard's Commission; remains.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to leave appointment to building standard' commission on the Tabled Item List. Motion Carried.

Motion to adjourn was asked for by Mayor Parker.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of February, 1998, a motion was made by Councilmember Philip O'Neal and seconded by Mike Gordon to adjourn the regular council meeting of February 2, 1998. Motion Carried.

Meeting adjourned as of 8:19 P.M..

DIANE PARKER, Interim Mayor

ATTEST:

MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of March, 1998, the City of Elkhart, Texas council convened into regular session at 5:02 P.M. with the following members present:

Diane Parker	*	Interim Mayor
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Joel Parker	*	Councilmember

Councilmember Philip O'Neal was not in attendance.

Billie Treadwell in the absence of Margie Crawford, City Secretary, recorded the minutes of the meeting.

Interim Mayor Diane Parker called the meeting to order and declared a quorum as being present.

Citizens in attendance were recognized and there being none to be heard the meeting proceeded with agenda items being addressed as follows:

Agenda Item No. One - Consider Approval of Minutes of February 2, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Joel Parker to approve and accept the minutes of February 2, 1998 as presented. Motion Carried.

Agenda Item No. Two - Consider Resignation of Councilmember Philip O'Neal from Place Four Seat on the City of Elkhart Council.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart Council accept Mr. Philip O'Neal's resignation from the Place Four Seat on the Council. Motion Carried.

Agenda Item No Three - Consider Resolution for the Appointment of person to the Place Four Seat on the City of Elkhart Council.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city adopt the resolution appointing Mr. Craig Lund to Place Four Seat on the City of Elkhart Council for the unexpired term of Mr. O'Neal. Motion Carried.

Agenda Item No. Four - Consider Adjustment of Water Bill, Leak; Roger Ashley.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjust Roger Ashley's water bill by half of the amount of the leak. Motion Carried.

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wastewater
plant
proj.* Agenda Item No. Five - To Be Heard and Considered, Sub-
division Project; Charles McShan.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart implement Alternate No. 2, Rehabilitation of Existing Oxidation Ditch, as presented by Brannon Corporation in the Engineer's Preliminary Report on the Wastewater

Treatment Project and the City of Elkhart does hereby authorize The Brannon Corporation to prepare final construction plans, specifications, and bid documents for wastewater treatment plant improvements described in the presented Preliminary Engineering Report. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart does hereby authorize The Brannon Corporation to submit detailed construction plans and specifications to the Texas Natural Resource Conservation Commission for that agency's approval. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart does hereby authorize The Brannon Corporation to proceed to bid opening, to include furnishing the advertisement for bids to the City Secretary for advertising the project in a locally circulated newspaper, immediately upon approval of the plans and specifications by TNRCC. Motion Carried.

Agenda Item No. Six - To Be Heard and Considered, Sub-division Project; Charles McShan.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council take no action on agenda item no. six. Motion Carried.

Agenda Item No. Eight is addressed out of order - Consider Providing Water Service to Properties Located at the Elkhart Golf Course; Mr. Beard.

THE STATE OF TEXAS *

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COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Eight. Motion Carried.

Agenda Item No. Nine - Consider Tannery Business in Regard to Disposal of Waste.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council take no action on agenda Item No. Nine. Motion Carried.

Agenda Item No. Ten - Consider Little League Baseball Field; Parish Molandes/David Adkins.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart give authorization to the Little League Baseball Association to utilize a portion of city owned land for the installation of two back-stops. Motion Carried.

Agenda Item No. Seven - Consider Providing Water Service for Two Homes on Hwy 294 East; Lula Littleton.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart deny Ms. Littleton water service for two houses located on Hwy 294 East. Motion Carried.

Agenda Item No. 11 - Consider Resolution for Fair Housing
Complaint Procedures and Appointment of
City's Fair Housing Administrator.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to pass, approve, and adopt Resolution No. 191-030298; A RESOLUTION FOR FAIR HOUSING COMPLAINT PROCEDURES AND APPOINTMENT OF CITY'S FAIR HOUSING ADMINISTRATOR. Motion Carried.

Agenda Item No. 12 - Consider Excessive Force Resolution.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to pass, approve, and adopt Resolution No. 192-030298; A RESOLUTION FOR EXCESSIVE FORCE. Motion Carried.

Agenda Item No. 13 - Consider the Appointment of Fair
Housing/Equal Opportunity Standards
Officer.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that Margie Crawford be appointed as the Fair Housing/Equal Opportunity Standards Officer. Motion Carried.

Agenda Item No. 14 - Consider the Appointment of a Labor
Standards Officer.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

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On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Linda Long be appointed as the Labor Standards Officer. Motion Carried.

Agenda Item No. 15 - Consider a Proclamation Declaring the month of April, 1998, Fair Housing Month.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to pass, approve, and adopt the Proclamation proclaiming the Month of April, 1998, as Fair Housing Month. Motion Carried.

Agenda Item No. 16 - Consider a Resolution for the Appointment of a Presiding Judge, Alternate Judge, and Early Voting Clerk for the City of Elkhart General Election of May 2, 1998.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council pass, approve, and adopt Resolution 193-030298; A RESOLUTION FOR APPOINTMENT OF PRESIDING JUDGE, ALTERNATE JUDGE, AND EARLY VOTING CLERK. Presiding Judge, Becky Grant; Alternate Judge Randy McCoy; Early Voting Clerk, Margie Crawford. Motion Carried.

Agenda Item No. 17 - Consider Resolution Establishing March 14, 1998, as the City of Elkhart, Texas' Official City-Wide Clean Up Day.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon

that the council pass, approve, and adopt Resolution 194-030298; A RESOLUTION ESTABLISHING A CITY-WIDE CLEAN UP DAY FOR THE CITY OF ELKHART, TEXAS; March 14, 1998 official City-Wide Clean Up Day. Motion Carried.

Agenda Item No. 18 - Consider Billing Public Works Employees for Uniform Service.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the City of Elkhart continue to pay for uniform service for the Public Works Employees. Motion Carried.

Agenda Item No. 19 - Consider Minimum/Maximum Dollar Amount to Require a Purchase Order.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that any dollar amount over TWENTY-FIVE DOLLARS (\$ 25.00) and up to TWO HUNDRED FIFTY DOLLARS (\$ 250.00) shall require a purchase order and any amount above the \$250.00 will need to be approved by the city council. Motion Carried.

Interim Mayor Parker asked for the City Administrator's Report.

Upon completion of the City Administrator's Report, agenda items were continued with as follows:

Agenda Item No. 20 - Executive Session, Open Meetings Act, Section 551.074, Personnel, Six Month Review of City Administrator.

City Council exited out of open session into executive session as of 7:25 P.M. and reconvened back into open session as of 7:50 P.M.

Agenda Item No. 21 - Open Session for Consideration of Executive Session Item, Personnel, Six Month Review of City Administrator.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison not to rehire Robert Foster as City Administrator at the end of his six month probationary period ending March 15, 1998. Motion Carried.

All agenda items being discussed and acted upon, the Tabled Item List is addressed as follows:

Item No. One - Annexation; remains.

Item No. Two - Implementation of City Permits and Rates of Permits.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to have Item No. Two remain on the Tabled Item List. Motion Carried.

Item No. Three - Consider Appointment to Building Standard's Commission.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to have Item No. Three remain on the Tabled Item List. Motion Carried.

Item No. Four - Consider City of Elkhart Purchasing Fuel for the EVFD.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that no action be taken on Item No. Four and that this item be removed. Motion Carried.

There being no further business the Interim Mayor Diane Parker asked for a motion to adjourn.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART


* IN REGULAR COUNCIL MEETING

On the Second day of March, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to adjourn this meeting of March 2, 1998. Motion Carried.

Meeting adjourned at 7:55 P.M..


DIANE PARKER, Mayor Pro-tem

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of April, 1998, the City of Elkhart Council convened into a regular session at 5:02 P.M. with the following members present:

Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

A quorum having been declared, the meeting was called to order by the Mayor Pro-tem and citizens recognized.

No citizens to be heard as of this time the agenda items were addressed as follows:

Agenda Item No. One - Consider Minutes of March 2, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon for the council to approve and accept the minutes of March 2, 1998 as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Jerry Newsom.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon

that Jerry Newsom's water bill for the month of January, 1998, be recalculated to correct error in previous calculations. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Pam King.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that Pam King's water bill be adjusted by half of the amount of the water leak. Motion Carried.

Agenda Item No. Four - Consider Adjustment of Water Bill, Ronnie or Karen Bridges.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that Karen Bridge's water bill be adjusted by half of the amount of the leak. Motion Carried.

Agenda Item No. Five - To Be Heard, Lula Littleton on the Denial of Water Service to Two Houses on Hwy 294 East.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council take no action on this item until a time when Ms. Littleton could be in attendance of said meeting. Motion Carried.

Agenda Item No. Six - Charlie McShan; Sub-division Roads and Water and Sewer Lines.

THE STATE OF TEXAS *

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COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council take no action until further information is obtained as to the feasibility of the city installing mains for water and sewer in the sub-division. Motion Carried.

Agenda Item Seven - Consider Proposed Tannery Business in Regard to Waste Treatment.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council approve the proposed Tannery Business with the understanding that pending Ordinance pertaining to parameters of substances going into the City of Elkhart's sewer lines and onto the Waste Treatment Plant shall be applicable to the Tannery as well as any other industrial business within the corporate city limits of the City of Elkhart. Motion Carried.

Agenda Item No. Eight - Consider TWDB Loan Application for Waste Treatment Plant Project.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item Eight until bank's attorney could be contacted for information regarding a loan. Motion Carried.

Agenda Item No. Nine - Consider Letter of Certification from City Secretary Certifying Status of Candidates for City of Elkhart May 2, 1998 General Election.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council accept the certification of candidates running unopposed as presented in a letter from the City Secretary. Motion Carried.

Agenda Item No. Ten - Consider Ordinance for Declaration of Candidates to Office and the Cancellation of City of Elkhart May 2, 1998 General Election.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Mike Gordon that the council approve, pass, and adopt Ordinance 199-040698; AN ORDINANCE DECLARING ALL UNOPPOSED CANDIDATES FOR THE MAY 2, 1998, CITY OF ELKHART GENERAL ELECTION AS BEING DULY ELECTED AND THE DECLARATION OF CANCELLATION OF SAID ELECTION. Motion Carried.

Agenda Item No. 11 - Executive Session, Open Meetings Act, Section 551.074, Personnel; Consider Applications on File for C.A. Position.

The Council of the City of Elkhart exited out of open session and convened into executive session as of 5:55 P.M..

The Council exited out of closed session and reconvened into regular session as of 6:06 P.M..

Agenda Item No. 12 - Consider Action on Executive Session, Personnel, Consider Applications on File for the City Administrator Position.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon for the council to conduct interviews from applications on file at a time that is convenient for all councilmembers and that all

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requirements and stipulations and salary for the position of City Administrator remain as they were for previous City Administrator. Motion Carried.

No further business to be conducted, Mayor Pro-tem asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of April, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to adjourn the meeting of April 6, 1998. Motion Carried.

Meeting adjourned as of 6:07 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of May, 1998, the City of Elkhart, Texas convened into regular session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Mike Gordon	*	Councilmember
Devoin Garrison	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Mayor Pro-tem Diane Parker called the meeting to order at 5:04 P.M. and declared a quorum as being present.

Citizens were recognized as follows:
Denise Jackson, Karen Bridges, and Joe Lee Robins.

Agenda Item No. One - Oath of Office to Elected Officers.

There being no action to be taken by council, Mayor Pro-tem Diane Parker gave the Oath of Office to elected Mayor Garth Moran, elected Councilmember Mike Gordon, and elected Councilmember Devoin Garrison. City Secretary Margie Crawford gave the Oath of Office to Councilmember Diane Parker.

Agenda Item No. Two - Consider Approval of Minutes for April 6, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the council approve and accept the minutes of April 6, 1998. Motion Carried.

Agenda Item No. Three - Consider Appointment of Mayor Pro-tem

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for a One Year Term.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to appoint Diane Parker to be Mayor Pro-tem for a term of one year. Motion Carried.

Agenda Item No. Four - Consider Car Allowance for Mayor.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to provide a TWO HUNDRED DOLLAR (\$ 200.00) a month car allowance for the Mayor in lieu of a City Administrator. Motion Carried.

Agenda Item No. Five - Consider Water Bill Adjustment; Leak, Joe or Penny Estes.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the Mr. and Mrs. Estes' March water bill, currently in the name of Verbon Head, be adjusted by half of the amount of the leak using an average obtained from the months of May, June, and July of 1997. Motion Carried.

Agenda Item No. Six - Consider Proclaiming the Week of May 6th thru May 12th, 1998 as "Nursing Home Week".

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the week of May 6th thru May 12, 1998, be proclaimed "Nursing Home Week". Motion Carried.

Agenda Item No. Seven - Consider a Historical Marker for the Henry High Campus; Joe Lee Robins.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Joel Parker to take no action on Item No. Seven. Motion Carried.

Agenda Item No. Eight - Consider Complaint on Property Located in the Henry High Area That is Overgrown and is considered to be a Public Nuisance; Joe Lee Robins.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to refer the complaint on property located in the Henry High Area to the Building Standards Committee. Motion Carried.

Agenda Item No. Nine - Consider Record Retention Consultant; City Secretary.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon for the City Secretary to obtain several estimates for cost of a record consultant and bring back to the next council meeting. Motion Carried.

Agenda Item No. Ten - Consider Loan for Wastewater Treatment Plant Project.

000800

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon for the City of Elkhart to apply for a loan with the Elkhart State Bank for funding on the Wastewater Treatment plant Project. Motion Carried.

Agenda Item No. 11 - Consider Increasing Sales Tax to Help Fund Wastewater Treatment Plant Project.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to take no action on Item No. 11; increasing sales tax. Motion Carried.

Agenda Item No. 12 - Consider City Installing Water/Sewer Lines During Construction of Sub-division Roads; Charlie McShan.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to take no action on Item No. 12. Motion Carried.

Agenda Item No. 13 - Consider Computer System for the Year 2000.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison for Joel Parker to work up specifications for a Y2K

computer system for the year 2000 and bring it back to the council for guidelines in obtaining bids for replacement of city's existing computer system. Motion Carried.

Agenda Item No. 14 - Executive Session, Personnel;
Consideration of Vacant City
Administrator Position; Open Meetings
Act, Section 551.074.

The City Council exited out of regular session as of 6:29 P.M. and convened into executive session.

As of 6:44 P.M. council exited out of executive session and convened back into regular open session.

Agenda Item No. 15 - Open Session for Consideration of
Executive Session, Personnel;
consideration of Vacant City
Administrator Position.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon to take no action on the City Administrator Position. Motion Carried.

There being no further new business, the Tabled Item List was addressed as follows:

Item No. One - Annexation

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on Tabled Item List No. One; annexation. Motion Carried.

Item No. Two - Implementation of City Permits and Rates
Permits.

THE STATE OF TEXAS *

000802

COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on Item No. Two; Implementation of City Permits and Rates Permits. Motion Carried.

Item No. Three - Consider Apppointment to Building Standard's Commission.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to appoint and approve the following persons to the City of Elkhart Building Standards Commission; Bessie Durnell, Billy Bailey, Diane Parker, Lee Bridges, and Mike Gordon; to approach the appointees for acceptance and to set a date and time for a meeting of the commission. Motion Carried.

Mayor Moran called for a Special Meeting on Monday, May 11th, 1998 at 5:00 P.M.; Workshop for funding of Wastewater Treatment Plant Project and increasing of sales tax.

There being no further business Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of May, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to adjourn. Motion Carried.

Regular City Council meeting of May 4, 1998 adjourned as of 6:50 P.M..

Garth Moran
GARTH MORAN, Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 11th day of May, 1998, the City of Elkhart Council convened at 5:00 P.M. into a Special Called Meeting with the following members present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Diane Parker

Mayor Moran called the meeting to order and declared a quorum as being present.

Jess Whitten, Engineer with Brannon Corp. was recognized as being in attendance of said meeting.

Agenda Items were addressed as follows:

Agenda Item No. One - Consider Flooding of Private Property; Robert Frasier.

This item was passed on to allow Mr. Frasier time to arrive and present his request. It is so noted that Mr. Robert Frasier was not in attendance at the beginning of the meeting.

Agenda Item No. Two -Consider Mayor to Sign on City Fund Bank Accounts.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that Mayor Garth Moran be added to the signature list, presently on file with the Elkhart State Bank, as an authorized

030803

000804



person to sign checks written on City of Elkhart bank accounts.
Motion Carried.

Agenda Item No. Three - Consider Financing For Wastewater
Treatment Plant Project; Elkhart State
Bank, Certificates of Obligations.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by
Councilmember Joel Parker and seconded by Councilmember Mike Gordon
that the council take no action as of this meeting. Motion
Carried.

Agenda Item No. Four - Consider Financial advisor.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by
Councilmember Devoin Garrison and seconded by Councilmember Joel
Parker that the City of Elkhart hire a Financial Advisor for the
Wastewater Treatment Project. Motion Carried.

Agenda Item No. Five - Consider Water/Sewer Rates in regard to
Wastewater Treatment Plant Project.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by
Councilmember Joel Parker and seconded by Councilmember Devoin
Garrison that the council take no action on this item until more
information can be provided by Jess Whitten of Brannon Corporation.
Motion Carried.

Agenda Item No. Six - Consider Increase of Sales Tax.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

000806

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon for the city to not increase Sales Tax as of this time. Motion Carried.

Agenda Item No. Seven - Consider Amending the City of Elkhart's 97'-98' Fiscal Year Budget.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to amend the budget for year 97'-98' to correct deficits in fund accounts 112, 142, 202, and 302; salaries, clothing & Linens, Tools & Equipment, Travel, Tuition, Dues as listed under chart of accounts in each fund. Motion Carried.

Agenda Item No. Eight - Consider Entex Class Action Suit.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action as of this time and bring this item back at the next council meeting for more consideration after more information has been provided. Motion Carried.

Agenda Item No. Nine - Consider Leasing the City's Portable Building to the County for a District Office of the Sheriff's Department.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart enter into an agreement for leasing of city's portable building to Anderson County's Sheriff's Office for a rent fee of ONE HUNDRED DOLLARS (\$ 100.00) per month;

the lease agreement shall be for a time period of one year and at the end of the one year term, the agreement will be renegotiated; the first six months of rent will be forfeited in lieu of repairs to be done to building by the county, and at the end of six months, the ONE HUNDRED DOLLARS (\$100.00) rent will commence to the City of Elkhart. Motion Carried.

Mr. Robert Frasier as of this time into the meeting was still not in attendance, but the council addressed item no. one; Consider Flooding of Private Property.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on Item No. One until the time Mr. Frasier could be present for a council meeting. Motion Carried.

There being no further business to be addressed, the mayor asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to adjourn the special called meeting of May 11, 1998. Motion Carried.

The Special Called Meeting adjourned as of 6:20 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000807



THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the First day of June, 1998, the City of Elkhart, Texas council convened into a regular session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Mike Gordon

Mayor Moran called the meeting to order at 5:05 P.M. and a quorum was declared as being present to do business.

Citizens present were Dale Crane, Peggy Foster, Financial Advisor Mike Byrd, and city employee James Morgan.

The following agenda items were addressed by the council:

Agenda Item No. One - Consider Approval of Minutes of May 4th and 11th, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council approve and accept the minutes of May 4th and 11th, 1998 as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak; Peggy Foster.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that Ms. Foster's water bill be adjusted by half of the amount of the leak; adjusted bill total \$ 97.45. Motion Carried.

Agenda Item No. Three - Consider Providing Water Service on County Rd. 165; Dale Crane.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on this item until more information is obtained as to the feasibility of providing water service to Mr. Crane. Motion Carried.

Agenda Item No. Four - Consider Removing Charges Imposed on a Water Bill; Donna O'Bannon.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the additional charges imposed on Ms. O'Bannon's water bill for disconnect of service will remain on bill. Motion Carried.

Agenda Item No. Five - To Be Heard and to Consider; Mike Byrd, Financial Advisor.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that Mr. Mike Byrd be accepted as the official financial advisor for the city in the issuing of Certificates of Obligation for Wastewater Treatment Plant Project. Motion Carried.

Agenda Item No. Six - Consider Interlocal Contract Between City of Elkhart and Anderson County

Appraisal District.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city enter into the annual contract for purpose of tax services with the Anderson County Appraisal District. Motion Carried.

Agenda Item No. Seven - Consider Resolution No. 199; Authorization of Signators for State of Texas Purchase Vouchers and Request for Payments on Wastewater Treatment Plant Project.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Mayor Garth Moran, Mayor Pro-tem Diane Parker, and City Secretary Margie Crawford be authorized to sign on checks for payment of issued State of Texas purchase vouchers. Motion Carried.

Agenda Item No. Eight - Consider Sales Tax Increase.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund for the City of Elkhart, Texas to have an election to increase sales tax by One half percent (.500 %) for Economic Development. Motion Carried.

Agenda Item No. Nine - Consider a Workshop for Preparation of the City of Elkhart's 98'/99' Fiscal Year Budget.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison calling for a Special Meeting scheduled to begin at 5:00 P.M. and a 98'/99' fiscal year budget workshop to begin at 5:15 P.M. on June 8, 1998. Motion Carried.

Agenda Item No. Ten - Consider Class Action Suit; Entex.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the city remain a part of the Class Action Suit against Entex. Motion Carried.

New business having been acted upon, the Tabled Item List is addressed as follows:

Item No. One - Annexation; remains.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action. Motion Carried.

Item No. Two - Implementation of City Permits and Rates of Permits.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action. Motion Carried.

Item No. Three - Consider Appointment to Building Standard's Commission.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that Item No. Three be removed from the tabled item list. Motion Carried.

Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of June, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn. Motion Carried.

June 1, 1998, regular council meeting adjourned as of 6:50 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secy

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Eighth day of June, 1998, the City of Elkhart council convened into a Special Called Meeting with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Citizen recognized as in attendance was Mike Phelps.

Mayor Moran called the meeting to order as of 5:03 P.M. and declared a quorum as being present to do business.

Agenda Item No. One - Consider Implementation of a Ban on Burning Within the Corporate Limits of Elkhart, Texas.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the Eighth day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Mike Gordon that the city impose a burning ban on all burning of trash, debris, and any other substance within the corporate limits of the City of Elkhart; effective immediately until further notice is given. Motion Carried.

Agenda Item No. Two - Consider Increase of Water And Sewer Rates.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

*

CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the Eighth day of June, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon that the council approve, pass, and adopt Ordinance 200-060898; An ordinance providing for the setting of water and sewer rates charged by the City of Elkhart Water and Sewer Systems within the corporate limits of Elkhart to it's customers. To be charged beginning 07/15/98, foreward until the city council of the city of Elkhart deems it necessary to increase or decrease said rates. Motion Carried.

By Ordinance 200-060898 the following rates were implemented:

Inside Water Rate increased to \$ 10.75 for 0-2,000 gals.
Every thousand thereafter will be charged \$ 3.05.

Sewer Rate increased to \$ 10.00 for 0-2,000 gals.
Every thousand thereafter will be charged \$ 2.75.

Agenda Item No. Three - Consider Resolution for Authorization of City Secretary to Publish Public Notice of Funding for Wastewater Treatment Plant Project.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the Eighth day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the council take no action on Agenda Item No. Three. Motion Carried.

Agenda Item No. Four - Consider Ordinance Calling for Issuance of Certificates of Obligatons.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the Eighth day of June, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the council take no action on Agenda Item No. Four. Motion Carried.

Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the Eighth day of June, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison to adjourn the special called meeting. Motion Carried.

Special Meeting adjourned as of 5:30 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secy

000815

THE STATE OF TEXAS *

COUNTY OF ELKHART *

CITY OF ELKHART *

On the Eighth day of June, 1998, the City of Elkhart council convened into a 98'/99' fiscal year budget workshop with the following members present:

- Garth Moran * Mayor
- Diane Parker * Mayor Pro-tem
- Margie Crawford * City Secretary
- Devoin Garrison * Councilmember
- Mike Gordon * Councilmember
- Craig Lund * Councilmember
- Joel Parker * Councilmember

The Mayor declared the workshop in session as of 5:31 P.M. with full council in attendance.

Agenda Item No. One - To Consider Fund 112 budget and to Prepare for 98'/99' Fiscal Year Budget.

Upon much discussion of city's finances and city's existing budget, Councilmember Diane Parker desired to meet at a later date with complete copy of budget with all data entries being current.

All of council agreed with Councilmember Parker.

Councilmember Diane Parker exited the meeting as of 5:58 P.M..

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN BUDGET WORKSHOP

On the Eighth day of June, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to adjourn this workshop and for council to meet at another time when a complete copy of budget, instead of a section of budget, with current data could be provided to the council. Motion Carried.

98'/99' fiscal year budget workshop adjourned as of 6:20 P.M..

Garth Moran
 GARTH MORAN, Mayor

ATTEST:

Margie Crawford
 MARGIE CRAWFORD, City Secy

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 29th day of June, 1998, the City of Elkhart Council convened into a called emergency meeting with the following members present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Diane Parker

The mayor declared a quorum as being present and called the meeting to order as of 5:00 P.M.

There being no citizens to be heard, agenda item was addressed by the council.

Agenda Item No. One - Consider Banning the Use of All Types of Fire Works Within the City of Elkhart's Corporate Limits Due to Prevailing Dry Ground Conditions.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN EMERGENCY MEETING

On the 29th day of June, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Devoin Garrison that the City of Elkhart impose a ban on the use of all types of Fire Works within the Corporate Limits of the City and that this ban is to be effective immediately and will remain in place until further notice is given by the City of Elkhart. Motion Carried.

There being no further business, the mayor asked for a motion to adjourn.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN EMERGENCY MEETING

On the 29th day of June, 1998, a motion was made by Councilmember Mike Gordon and seconded by Councilmember Joel Parker to adjourn the emergency meeting. Motion Carried.

This called emergency meeting adjourned as of 5:05 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secy

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of July, 1998, the City of Elkhart Council convened into a regular council meeting with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Mayor Moran called the meeting to order at 5:00 P.M. and declared a quorum as being present to do business.

Numerous citizens were in attendance and were recognized by the mayor (see attached attendance list).

Mr. Joe Faust was recognized by the mayor to address the council on the issue of the increase on water and sewer rates. Mr. Faust could only speak to the council as he was not on the agenda, therefore, there was no action required of the council.

Various issues were discussed by Mr. Faust and Council; City's fiscal year budget for 97'/98', rate increase on water and sewer for services rendered to citizens, meter deposits, cut-offs for non-payment, and the Wastewater Treatment Plant Project.

Citizens having been heard, the council addressed the agenda items as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of June 1, 8th, and 29th, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel

Parker that the council approve and accept the minutes of June 1, 8th, and 29th, 1998, as presented. Motion Carried.

Agenda Item No. Two - Consider the City of Elkhart Installing Casings for Water Lines in Proposed Sub-division.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council take no action on Item No. Two; Installation of Casings for water lines in proposed sub-division. Motion Carried.

Agenda Item No. Three - Consider Contract with Records Consultant.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the City of Elkhart engage, by written agreement, the records consulting firm of R M & Q, Inc. for the purpose of establishing a records control schedule to be filed with the State of Texas Library Division. Motion Carried.

Agenda Item No. Four - Consider the Transfer of City Funds From Elkhart Water Works/Sewer Systems Bank Account Into City of Elkhart Water Works/Sewer Systems Money Market Deposit Account.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart transfer \$ 49,618.82 out of the Water/Sewer Fund Account # 1557529 into Water/Sewer MMDA Fund Account # 1559913 for the accruing of interest. Motion Carried.

All new business having been acted upon, the Tabled Item List

was addressed:

Item No. One - Annexation - remains

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the council take no action on Item One -- Annexation. Motion Carried.

Item No. Two - Implementation of City Permits and Rates of Permits.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to remove Item No. Two, Implementation of city permits and rates of permits, from the Tabled Item List. Motion Carried.

After mayor's input on various issues, a motion to adjourn was asked from the council.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Mike Gordon to adjourn the meeting. Motion Carried.

The regular council meeting of July 6, 1998 adjourned as of 6:30 P.M.


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000821

Regular CC Meeting 7/6/98	
Robert K. England	7-6-98
Louise Riddle	7-6-98
Billie Durnell	7-6-98
Mike Phelps	7-6-98
Ben F. Parker	7-6-98
Mable Chapman	7-6-98
Teresa Hobbs	7-6-98
Rose A. Cookney	7-6-98
I-ozel m'creary	7-6-98
Bonnie Faust	7-6-98
Mary E. White	7-6-98
Mrs. Connie Davis	7-6-98
Cathy Bailey	7-6-98
Mary Minton	7-6-98
Billy Jack Wright	7-6-98
Margaret Warren	7-6-98
Sherry Munsinger	7-6-98
Bill Bailey	7-6-98 (19)

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 10th day of August, 1998, as of 5:05 P.M., the City of Elkhart Council convened into a Public Hearing on the City's 98'/99' Fiscal Year Proposed Operating Budget.

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Billie Treadwell	*	Financial Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Absent from Public Hearing was City Secretary, Margie Crawford.

Citizens were in attendance for Public Hearing; see Attachment A.

Citizens in attendance did ask questions and offer input to the council regarding the 98'/99' City of Elkhart, Texas, Proposed Fiscal Year Operating Budget.

Upon conclusion of the question and answer segment of the Public Hearing, Mayor Moran officially closed the 98'/99' City of Elkhart Fiscal Year Budget Hearing.

The Public Hearing on the City of Elkhart's 98'/99' Fiscal Year Proposed Operating Budget officially closed at 6:10 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

ATTACHMENT "A"

August 10, 1998 98/99' budget hearing
 5:00 P.M.

NAME	ADDRESS	PHONE NO.
[Handwritten]	P.O. Box 952	764-5874
Jillene Hobb	P.O. Box 483	
Melba Chapman	103 Lewis	764-5981
Cecil M. Carver		764-5981
Billie Durrell	Rt 1 Box 1084	764-2162
M. E. White	P.O. Box 707	764-3321
Bonnie Faust	P.O. Box 73	764-2423
Joe Faust	P.O. Box 73	764-2423
Bill Bailey		
Rosemary D. Dunslop		
Henry Munsinger	Rt 3 Box 3456	764-5121
Charles McShane		
Robert Frazier		7
Marceline Walding		
Marilyn Taylor		

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 31st day of August, 1998, the City of Elkhart council convened into a Special Called Meeting with the following members present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Mike Gordon	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Mayor Pro-tem Diane Parker.

Citizens in attendance were Mable Chapman, M. E. White, Joe Faust, Bonnie Faust, Bill Bailey, Louie Riddle, Ima Lee Parker, and Mike Phelps.

Mayor Moran called the meeting to order at 5:15 P.M..

A quorum was declared and the one agenda item was addressed as follows:

Agenda Item No. One - Consider Proposed Tax Rates for the City of Elkhart's 1998 Property Tax Levy.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 31st day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council consider the proposed tax rate of 0.2549 and take a vote for the placement and adoption thereof in a future meeting on a proposal of increased revenue by the implementation of the proposed tax rate that will generate more revenue than the preceding year. Therefore, a Public Hearing is to be held September 14, 1998, at 5:00 P.M. in City Hall located at 110 West Parker Street, Elkhart, TX. The vote is as follows:

Joel Parker, Aye; Craig Lund, Aye; Mike Gordon, Aye; Devoin Garrison, Aye,; all aye's, motion carried.

All agenda items having been addressed, the mayor asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 31st day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon that the council adjourn this special called meeting. Motion Carried.

Special Called Meeting adjourned as of 5:43 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000327

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the 10th day of August, 1998, the City of Elkhart council convened into a regular city council meeting with the following members present:

- Garth Moran * Mayor
- Diane Parker * Mayor Pro-tem
- Billie Treadwell * Financial Secretary
- Devoin Garrison * Councilmember
- Mike Gordon * Councilmember
- Craig Lund * Councilmember
- Joel Parker * Councilmember

Citizens in attendance are as follows: Larry Bennett, Teresa Hobbs, Mable Chapman, Opal McManus, Billie Durnell, M.E. White, Bonnie Faust, Joe Faust, Bill Bailey, Raymond Dunlap, Sherry Munsinger, Charles McShann, Robert Frazier, Marceline Walding, and Marilyn Taylor.

Mayor Moran called the meeting to order at 6:10 P.M. after declaring a quorum as being present to do business.

Agenda Item No. One - Consider Approval and Acceptance of Minutes of the July 6th, 1998 Meeting.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * REGULAR MEETING

On this the 10th day of August, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Mayor Pro-tem Diane Parker to approve and accept the minutes of July 6th, 1998 meeting. Motion Carried.

Agenda Item No. Two - Consider the City of Elkhart Proposed Budget for Fiscal Year 1998/1999 and the adoption of the ordinance pertaining thereto.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* Regular Meeting

On the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to approve the 1998/1999 Proposed Budget. Motion Carried.

Agenda Item No. Three - To be Heard and Considered;
Presentation by Jim Roland, Water
Tower Maintenance, Inc.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* Regular Meeting

On the 10th day of August, 1998, a motion was made by Mayor Pro-Tem Diane Parker to take no action on this agenda item, at this time, and was seconded by Councilmember Mike Gordon. Motion Carried.

Agenda Item No. Four - Consider All Matters and Incidents
Related to Approving and Authorizing.
Publication of Notice of Intention to
Issue Certificates of Obligation,
Including the Adoption of a
Resolution Pertaining Thereto: Mike
Byrd, Financial Advisor.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* Regular Meeting

On this the 10th day of August, 1998, a motion was made by Mayor Pro-Tem Diane Parker and seconded by Councilmember Joel Parker to Pass, Approve and Adopt Resolution 196-080398; A RESOLUTION APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION. Motion Carried.

Agenda Item No. Five - To be Heard; Status Report on
Wastewater Treatment Plant Project
Presented by Jess Whitten of Brannon
Corporation, Project Manager.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to take no action on this item. Motion Carried.

Agenda Item No. Six - To be Heard; Complaint on Runoff Into Ditch on Private Property; Mary Frazier.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action, at this time, on this agenda item. Motion Carried.

Agenda Item No. Seven - Consider Water Adjustment; Marceline Walding.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Mayor Pro-Tem Diane Parker and seconded by Councilmember Joel Parker to adjust Marceline Walding's water bill due to a leak. Motion Carried.

Agenda Item No. Eight - Consider Petition of July 6, 1998, Objecting to Higher Water and Sewer Rates.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Mayor Pro-Tem Diane Parker and seconded by Councilmember Joel Parker to take no action on the July 6, 1998 petition, objecting to higher water and sewer rates. Motion Carried.

Agenda Item No. Nine - Consider the Utilization of Senior Citizen Activity Building.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Mayor Pro-Tem Diane Parker to approve the Utilization of the Senior Citizen Activity Center Building and seconded by Councilmember Devoin Garrison. Motion Carried.

Agenda Item No. Ten - Consider using Underground TV Cameras to Scope Sewage Lines to Determine Points of Infiltration and Inflow.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on this item, at this time. Motion Carried.

Agenda Item No. Eleven - Consider Water Adjustment; Debbie Camp.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Debbie Camp's water bill due to a leak. Motion Carried.

Agenda Item No. Twelve - Consider Sewer Adjustment; Linda Parker.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin

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Garrison to take no action on this agenda item. Motion Carried.

At this time Mayor Moran addressed the Tabled Items list.

Agenda Item No. One - Annexation.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Mike Gordon to take no action on this item. Motion Carried.

Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * Regular Meeting

On this the 10th day of August, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the Regular Meeting. Motion Carried.

The Regular Council Meeting of August 10, 1998, adjourned at 7:42 p.m..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 8th day of September, 1998, the City of Elkhart council convened into open session of a regular meeting with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Mike Gordon

Mayor Moran called the meeting to order at 5:15 P.M. and declared a quorum as being present to conduct business.

Financial Secretary Billie Treadwell was in attendance as well as citizens (see signature list).

Agenda items discussed and action taken on are as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes for Public Hearing of August 10th, Regular Council Meeting of August 10th, and Special called meeting of August 31, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to approve and accept the minutes of August 10th, and August 31, 1998. Motion Carried.

Agenda Item No. Two - Close of Open Session and Convene Into Executive Session, Open Meetings Act, Section 551.074, Personnel; City of

Elkhart's 360 Communication Cellular
Phone Billing For Services Rendered and
Personnel Billie Treadwell.

The open session of the regular council meeting was closed as of 5:17 P.M. and council convened into executive session (closed session) as of 5:22 P.M. with City personnel Billie Treadwell in attendance regarding the City of Elkhart's 360 Communication Cellular Phone Billing's status in regard to Ms. Billie Treadwell.

City of Elkhart council exited out of executive session and convened back into open session as of 6:37 P.M.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that Billie Treadwell receive a severe reprimand to be placed in Ms. Treadwell's personnel file; city bills due are not to exceed 30 days in payment thereof; all billing shall be handled in a timely and professional manner from this date forward and the City of Elkhart will no longer have any cellular phone service not to include the Elkhart Volunteer Fire Department; all city bills will be paid every two weeks at the time payroll is done; from this day forward, city accounts not handled in a professional and timely manner will not be tolerated and may be cause for termination of employment. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Craig Lund and seconded by Councilmember Devoin Garrison that Ms. Billie Treadwell shall provide proof of payments made by Ms. Treadwell for her personal 360 Communication Cellular phone service obtained under the umbrella of the City of Elkhart within one week of this date; September 8, 1998. Motion Carried.

Item No. Three - Consider all matters incident and related to the (i) approval and execution of a Financial Advisory Agreement and (ii) issuance and sale of \$550,000 "City of Elkhart, Texas, Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation, Series 1998", dated September

15, 1998, including the adoption of an Ordinance authorizing the issuance of such Certificates of obligation.

It was determined by Financial Advisor, Mike Byrd, that the first two issues of the three part agenda item required no action as of this meetin, but will be addressed in a future meeting. Action taken on Agenda Item No. Three is as follows:

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker for the City of Elkhart to approve, pass, and adopt an Ordinance of which a number will be assigned in a special called meeting of 9/14/98; said ordinance caption reads as follows:

An Ordinance authorizing the issuance of "City of Elkhart, Texas, Tax and Waterworks and Sewer System surplus Revenue Certificates of Obligation, Series 1998"; specifying the terms and features of said certificates of obligation by the levy of an ad valorem tax upon all taxable property within the City and a pledge of the net revenues from the operation of the City's Waterworks and Sewer System; and resolving other matters incident and relating to the issuance, payment, security, sale and delivery of said Certificates, including the approval and execution of a Paying Agent/Registrar Agreement and declaring an emergency.

Ayes having the majority of the vote, motion carried.

Mr. Joe Faust was recognized by Mayor Moran to address the council. For the record, this statement is as follows: Mr. Joe Faust referenced the City exceeding 1984's daily flow as well as the projected average daily flow for current plan and he does not believe that the present plan for the up-grading of the City of Elkhart's Wastewater Treatment Plant goes anywhere close to what we need and he has looked at the projection figures for the population projection and in 1980, census population was 1390; 1990's census was inaccurate, and he suspects that in the year 2000 that the city will be way over the projected number for this project. Therefore, Mr. Faust states, for the record, some citizens object to this project on the basis stated here within.

Agenda Item No. Four - Consider Adjustments of Water Bills, Leaks; a) Marilyn Taylor, b) Glennie Armstrong. c) Alvin L. Cain, d) Roy Almond, e) Jennifer Jones.

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to adjust Marilyn Taylor's water bill by half of the amount of the leak; adjusted charges due are \$154.45. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to adjust Glennie Armstrong's water bill by half of the amount of the leak; adjusted charges due are \$38.65. Motion Carried

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to adjust Alvin Cain's water bill by half of the amount of the leak; adjusted charge \$30.98. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that there be no action taken on item 4d as Mr. Roy Almond was not present for this item. Motion Carried.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Jennifer Jones water bill by half of the amount of the leak; adjusted charge \$64.27. Motion Carried.

Agenda Item No. Five - Consider Providing Water Service on CR 163 (Blue Ribbon); Randy Glen.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker to take no action on Item Five as it was not feasible to provide water service to Mr. Randy Glen as of this time. Motion Carried.

Item No. Six - Consider the Bidding Process for Repair Work to be Done to City's Elevated Water Storage Tank.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city advertise for bids for repair work to be done to the city's elevated water storage tank. Motion Carried.

Item No. Seven - Consider Authorization to Obtain Professional Services for the Purpose of Scoping Sewer Lines to Determine Points of Infiltration and Inflow.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to authorize the mayor to proceed with obtaining professional services for the scoping of city's sewer lines in order to determine points of infiltration and inflow. Motion Carried.

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Tabled Item List; Item No. One - Annexation.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that Item No. One, Annexation, be removed from the Tabled Item List as the U.S. Justice Department voiced no objection to the annexation. Motion Carried.

There being no further business, Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 8th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that this meeting of 9/8/98 adjourn. Motion Carried.

Regular council meeting adjourned as of 8:34 P.M..


 GARTH MORAN, Mayor

ATTEST:


 MARGIE CRAWFORD, City Secretary

CITY OF ELKHART, TEXAS REGULAR COUNCIL MEETING
SEPTEMBER 8, 1998
5:15 P.M.

NAME

SIGNATURE SHEET

Barbara Dunlap

Bonnie Lee Cain

Randall Glenn

Harry Musgrave

Louise Biddle

Maude Chapman

Bessie Anderson

Irene Horst

M E White

Billie Durnell

~~Adrian~~ for H. Davis

Joe Faust

Bonnie Faust

Glennie Armstrong

Lila Lee

~~Billie~~

Mike Phelps

020033



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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the 14th day of September, 1998, the City of Elkhart convened into a Public Hearing at 5:00 P.M.. The City of Elkhart's proposal to increase total tax revenue for the tax year of 1998 was the issue for this required public hearing and the following members of the city council were present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent from the hearing was Craig Lund.

Citizens in attendance were as follows:

Joe Faust, Bonnie Faust, Samantha Bice, Mary E. White, Ima Lee Parker, Louie Riddle, Mable Chapman, and Margaret Warren.

The mayor declared a quorum as being present and opened the floor to the citizens for input and discussion of the proposed revenue increase that would be imposed by a specified tax rate.

It was stated for all to hear that the vote on the 1998 Tax Rate would be taken in a Special Called Meeting to be held September 22, 1998, at 5:00 P.M. in the City Hall of Elkhart, TX.

Upon conclusion of all citizens in attendance having the opportunity to speak and there being no further discussion, the mayor closed the public hearing at 5:07 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART *

On the 14th day of September, 1998, the City of Elkhart Council convened into a Special Called Meeting at 6:00 P.M. with the following members present:

Garth Moran * Mayor
Diane Parker * Mayor Pro-tem
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Craig Lund * Councilmember
Joel Parker * Councilmember

Councilmember not present; Mike Gordon.

Mayor Moran declared a quorum as present to conduct business and commenced with the agenda items as follows:

Agenda Item No. One - Consider Assigning the Number 202-090898 to Ordinance For Authorization to Issue Certificates of Obligation Approved by Council 09/08/98.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the council assign the number of 202-090898 to the Ordinance authorizing the issuance of Certificates of Obligation. Motion Carried.

Agenda Item No. Two - Consider Accepting Councilmember Mike Gordon's Resignation From Place Three Council Position.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council accept Mike Gordon's resignation effective immediately. Motion Carried.

Agenda Item No. Three - Consider Granting Authorization for the City of Elkhart to Rent a Safety Deposit Box From the Elkhart State Bank for the Purpose of Acquiring Secure Storage of Electronic Generated Data.

THE STATE OF TEXAS

*

COUNTY OF ANDERSON

*

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to rent a Safety Deposit Box from the Elkhart State Bank for the secure storage of electronic generated data. Motion Carried.

Agenda Item No. Four - Close of Open Session and Convene Into Executive Session, Open Meetings Act, Section 551.074, Personnel Billie Treadwell Presentation of Proof of Payment For Ms. Treadwell's Personal 360 Cellular Phone Service Previously Billed Through and In The Name of The City of Elkhart, Texas.

Mayor Moran closed the open session of this meeting and declared the council convening into executive session under the Open Meetings Act, Section 551.074, Personnel as of 6:06 P.M..

Mayor Moran declared executive session closed and the council convened back into open session for Discussion/Action on Agenda Item No. Four as of 6:39 P.M..

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that Ms. Billie Treadwell produce all copies of money orders and

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cashiers check (s) for payment (s) made to 360 Communication by her for her personal cellular phone being billed through the city and account established in the name of the City of Elkhart, TX. and these copies shall be presented at the Special Called Meeting of 9/22/98. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Craig Lund and seconded by Councilmember Devoin Garrison that in the presentation of all checks and invoices for payment of the city's cellular phone bills to council, it is noted that there was a check, No. 3511, in the amount of \$70.42 that did not have an invoice attached and this council is requesting that the invoice for check No. 3511 for payment of city's cellular phone bill be produced by Ms. Treadwell in the city council meeting of 9/22/98. Motion Carried.

The City Secretary asked the mayor to have the council consider the motion that was made on Agenda Item No. Two; Consider the Resignation of Councilmember Mike Gordon from Place Three. This request was for a declaration of vacancy for Place Three.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council accept Mike Gordon's resignation from Place Three and declare a vacancy for the Place Three council position effective this date of September 14, 1998. Motion Carried.

Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 14th day of September, 1998, a motion was made by

Councilmember Joel Parker and seconded by Councilmember Devoin
Garrison to adjourn. Motion Carried.

Special Called Meeting of 9/14/98 adjourned as of 6:45 P.M..

Garth Moran
GARTH MORAN, Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

000844

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 22nd day of September, 1998, the City of Elkhart Council convened into a special called meeting as of 5:00 P.M. with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Craig Lund	*	Councilmember
Joel Parker	*	Councilmember

Mayor Moran declared a quorum as present to act upon the following agenda items:

Agenda Item No. One - Consider the Adoption of Ordinance 203-92298, Implementing The City Of Elkhart's Levy Of Ad Valorem Taxes On All Real And Personal Property Situated Within The Corporate Limits Of The City Of Elkhart, Texas, For The Year of 1998 And For Taxes Levied Within The Time Provided By Law; And The Fixing Of A Lien On Real And Personal Property To Secure The Payment of Taxes.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On th 22nd day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the council pass, approve and adopt Ordinance No. 203-92298 and adopt the tax rate of 0.2549 for the implementation of the City of Elkhart, Texas 1998 Tax Levy. Motion Carried.

Agenda Item No. Two - Consider Lifting of City of Elkhart Imposed Burning Ban.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

*

CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 22nd day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the City of Elkhart's imposed burning ban be lifted. Motion Carried.

Agenda Item No. Three - Consider The Appointment Of Two Administrative Staff Persons Or By Two Positions And Grant Authorization Of Appointed Persons To Enter The City's Safety Deposit Box.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 22nd day of September, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that Mayor Garth Moran and City Secretary Margie Crawford be appointed as the two persons authorized to enter the rented City Safety Deposit Box located in the Elkhart State Bank. Motion Carried.

Agenda Item No. Four - Close Of Open Session And Convene Into Executive Session, Open Meetings Act, Section 551.074, Personnel, Billie Treadwell/Personal 360 Communications Payment Receipts For Personal Cellular Phone Service In The Account Name of City Of Elkhart, TX.

Mayor Moran closed open session and declared convening into Executive Session under the Open Meetings Act, Section 551.074, Personnel, as of 5:07 P.M..

Mayor closed Executive Session and convened the council back into open session as of 5:47 P.M. asking for Discussion/Action on Agenda Item No. Four.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 22nd day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund

that all charges for service rendered by 360 Communications for cellular phone service since the August 3, 1998 cut-off date be cleared and all services be terminated. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 22nd day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that upon the finalizing of the 360 Communication cellular phone bill, any credit balance remaining shall be reimbursed to the City of Elkhart, Tx. Motion Carried.

There being no further business, Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN SPECIAL CALLED MEETING

On the 22nd day of September, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council adjourn. Motion Carried.

Special Called Meeting adjourned at 5:50 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary