

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fifth day of October, 1998, the City of Elkhart council convened into a open session as of 5:03 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 being present to do business and recognized citizens in attendance.

Upon citizens being heard, the council addressed the following agenda items:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of September 8th, 14th, and 22nd, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the minutes of September 8th, 14th, and 22nd, 1998 be approved and accepted as presented. Motion Carried.

Agenda Item No. Two - Consider Leasing of closed Landfill to Mr. Wade Crouch.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that there be no action taken on Agenda Item No. Two. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leak; Tom Goggans.

THE STATE OF TEXAS *
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CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to adjust Tom Goggans water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Four - Consider Adjustment of Water Bill, Leak; Linda Ray.

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CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that Linda Ray's water bill be adjusted to the average of 3,432 Gallons for calculations of billing charges for service. Motion Carried.

Agenda Item No. Five - Consider Adjustment of Water Bill, Leak and the Termination of Water Service to Charlene Brown's Beauty Shop.

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CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Charlene Brown's water bill be adjusted by half of the amount of the leak and that this service no longer be doubled billed. Motion Carried.

Agenda Item No. Six - Consider Official Newspaper For The City of Elkhart's Fiscal Year By Resolution.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council pass, approve, and adopt Resolution No. 197-100598 for establishing the City of Elkhart's Official Newspaper for the the fisal year of 98/99'. Motion Carried.

Agenda Item No. Seven - Consider Rental Agreement Between the City of Elkhart and The South Anderson County Volunteer Emergency Corps, Inc. (First Responders); Representatives Randy McCoy and John McMeans.

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CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the City of Elkhart enter into a rental agreement with the South Anderson County Volunteer Emergency Corps, Inc. (First Responders) for one year. Motion Carried.

Agenda Item No. Eight - Consider Rental Agreement Between the City of Elkhart and Elkhart Volunteer Fire Department.

THE STATE OF TEXAS *

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CITY OF ELKHART * IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund that the City of Elkhart enter into a rental agreement with the Elkhart Volunteer Fire Department for one year. Motion Carried.

Agenda Item No. Nine - Consider Holidays For The City of Elkhart's Fiscal Year Based on Calendar Year.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the Holidays for the fiscal year based on calendar year be approved and accepted as presented. Motion Carried.

Agenda Item No. Ten - Consider The Revision of City of Elkhart's Policy Governing Employees Vacation Days.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Ordinance No. 173-060997, Line Item 5.1b. be amended to reflect that upon extenuating circumstances an employee that has not utilized all of their vacation time may be allowed to carry vacation days over for Ninety Days (90) at the discretion of the mayor or City Administrator. Motion Carried.

Agenda Item No. 11 - Close of Open Session and Convene Into Executive Session, Open Meetings Act, Section 551.074, Personnel; City Employee Billie Treadwell's Document of 9/14/98 Presented to Council In Executive Session In Meeting of 9/14/98; Complaint of Personnel and the Proposed Mailing of Said Document To The Department of Human Rights, EEOC, and United States Fair Labor Commission.

The mayor declared open session closed and council convening into executive session as of 5:43 P.M..

Council came out of executive session and convened back into open session at 6:00 P.M..

Agenda Item 12. - Convene Into Open Session and Consider Action On Executive Session Agenda Item No. 11; City Employee Billie Treadwell's Document of 9/14/98; Complaint of Personnel and The Proposed Mailing Thereof.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

CITY OF ELKHART

* IN REGULAR MEETING

On the Fifth day of October, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that there be no action taken on Agenda Item No. 12. Motion Carried.

There being no further business, the mayor 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 MEETING

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

Regular council meeting of October 5, 1998, adjourned at 6:12 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the Second day of November, 1998, the City of Elkhart Council convened into open session at 5:00 P.M. with the following members present:

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

Mayor Moran declared a quorum as being present.

Citizens in attendance were recognized and those requesting to speak were allowed to do so at this time in the meeting.

Representative for Williams Painting and Sandblasting Co., Mr. William Sherman and representative for Utility Services, Mr. Joe Bradly were in attendance for the Bid Opening for the repair and painting of the city's elevated water storage tank.

Agenda Item No. One - Opening of Bids and Consideration Thereof For Repair of Elevated Water Storage Tank.

Mayor Moran stated for the record that there were four bids submitted and that the council had the right to reject any and all bids. Upon that statement, he began to open the bids and they are as follows:

Don Johnston/Pittsburg Tank & Tower Co., Inc.	
Interior work	\$ 4,500
Exterior work	17,500
Level Gauge	1,300
3 inch Overflow Pipe	6,500
Safety guard	1,100
TOTAL:	\$ 30,900

Jim Rowland/Water Tower Maintenance, Inc.
Interior, exterior, level , 3 inch overflow pipe, safety guard.

TOTAL: \$ 21,989

Joe Bradly/Utility Services, Inc.
Paint & Repair of Interior \$ 17,200
Exterior (2 coats) 22,080
Safety Ladder 1,808
Run Overflow to Ground 4,400

TOTAL: \$ 45,488

William Sherman/Williams Painting and Sandblasting Co.
Interior, Roof Only \$ 2,986
Exterior, Roof Only 3,780
Level Gauge 10,600
Overflow pipe 3,650
Primer Finish 23,350

TOTAL: 44,366

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of November, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that no action be taken on the selection of contractor for the repair work to be done to the city's elevated water storage tank until the council could hold a workshop for further consideration of the bids submitted. Motion Carried.

Agenda Item No. Two - Consider Approval and Acceptance of Minutes of October 5, 1998.

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of November, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to approve and accept the minutes of October 5, 1998 as presented. Motion Carried.

Agenda Item No. Three - Consider Cost of Living Hourly Wage Increase For Employees.

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of November, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to grant a 5% cost of living increase to each employee's hourly wage as was allocated in the city's fiscal year budget. Motion Carried.

Agenda Item No. Four - Consider Ordinance For a Consumer Price Index Rate of 1.7 Percent Increase to Garbage Rate.

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of November, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to pass, approve, and adopt Ordinance No. 204-11298 for the implementing of 1.7% consumer price index rate to the existing garbage rate. Motion Carried.

Agenda Item No. Five - Consider Advertising For a City Administrator.

On the Second day of November, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the city advertise for a City Administrator in the monthly TML publication, Texas Town & City, and in any other free publication. Motion Carried.

Agenda Item No. Six - Consider Transfer of Funds From Elkhart Water Works/Sewer Systems Account Into Elkhart Water Works/Sewer Systems MMDA.

THE STATE OF TEXAS *

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

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

Garrison there be no action taken on Agenda Item No. Six. Motion Carried.

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

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

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

Meeting adjourned as of 5:57 P.M..

ATTEST:

Garth Moran
GARTH MORAN, Mayor

Margie Crawford
MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 16th day of November, 1998, the council of the City of Elkhart convened into a workshop for review of bids for repair work to be done to the city's elevated storage tank 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 called the workshop to order at 5:00 P.M. and declared a quorum as being present.

The following companies had submitted bids in the regular council meeting of November 2, 1998:

Water Tower Maintenance, Inc.; Williams Painting and Sandblasting Co.; Utility Services Inc.; Pittsburg Tank & Tower Co., Inc..

Upon review of each bid submitted, the council acted by selecting the bid of choice for the repair work to be done to the city's elevated water storage tank.

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CITY OF ELKHART * IN CALLED WORKSHOP

On the 16th day of November, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city award the contract for repairs to city's elevated water storage tank to Water Tower Maintenance, Inc.; they being the low bidder in the amount of, depending upon the coating the contractor recommends, Sherwin Williams Hi-Build Catalyzed Epoxy--\$21,989.00 or Sanchem No-OX-ID--\$18,562.00. Motion Carried.

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COUNTY OF ANDERSON *

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CITY OF ELKHART

* IN CALLED WORKSHOP


On the 16th day of November, 1998, a motion was made by Devoin Garrison and seconded by Councilmember Joel Parker to adjourn this workshop. Motion Carried.

This called workshop of November 16, 1998 adjourned as of 5:44 P.M..



GARTH MORAN, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Seventh day of December, 1998, the City of Elkhart council convened into regular session 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
Joel Parker	*	Councilmember

Councilmember absent was Craig Lund.

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

Upon citizens being recognized, Mayor Moran addressed the agenda items as follows:

Agenda Item No. One - Consider Approval and Acceptance of the Minutes of November 2 and November 16, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of December, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that the minutes of November 2 and November 16, 1998 be approved and accepted as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak; Edward Dancer.

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of December, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Mr. Edward Dancer's water bill by half of the amount of the water leak; adjusted bill due \$ 101.29. Motion Carried

Agenda Item No. Three - Consider UST Upgrades.

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

On the Seventh day of December, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the city to obtain a contractor to bore underneath the existing feul tanks and to take a core sample as soon as possible. Motion Carried.

Agenda Item No. Four - Consider Financing of Wastewater Treatment Plant.

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

On the Seventh day of December, 1998, a motion was made by Councilmember Joel Parker and seconded by Diane Parker to take no action on Item No. Four--Financing of Wastewater Treatment Plant. Motion Carried.

Agenda Item No. Five - Executive Session, Open Meetings Act, Section 551.074,

Mayor Moran called for executive session and the council convened into closed session at 5:28 P.M..

Council convened back into open session at 5:48 P.M..

Agenda Item No. Six - Consider Action to be Taken on Executive Session; Contested Letter of Reprimand.

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

On the Seventh day of December, 1998, a motion was made by

Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the letter of reprimand be placed in Ms. Billie Treadwell's personnel file and that it be noted that Ms. Treadwell did not respond in writing contesting the letter of reprimand but that she did contest the letter verbally to Mayor Moran and that Ms. Treadwell be allowed to submit a letter of contestment of the letter of reprimand stating her reasons for the protest and this letter be placed in Ms. Treadwell's personnel file.

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

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

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

This regular council meeting adjourned at 5:52 P.M.


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 17th day of December, 1998, the City of Elkhart council convened into open session with the following members present:

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

Mayor Pro-tem Diane Parker was absent.

Mayor Moran called the meeting to order as of 10:00 A.M. and declared a quorum as being present to conduct business.

Agenda Item as follows:

Agenda Item One - Consider Underground Storage Tanks; Possible Upgrade or Pulling of Existing Tanks.

THE STATE OF TEXAS *

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the 17th day of December, 1998, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to grant authorization to proceed with removable of City owned Underground Storage Tanks. 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 17th day of December, 1998, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn this regular council meeting. Motion Carried.

Meeting adjourned at 10:14 A.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of January, 1999, the City of Elkhart Council convened into 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

Citizens in attendance were Joe Faust, Bonnie Faust, M.E. White, and Louie Riddle.

Mayor Moran called the meeting to order as of 5:38 P.M. and declared a quorum as being present to conduct business.

Agenda Items as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of December 7, 1998.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of January, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to approve and accept the minutes of December 7, 1998 as presented. Motion Carried.

Agenda Item No. Two - Consider Refund of Fee for Trash Pick-up; Robert Pasley.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

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On the Fourth day of January, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the council take no action on this item as Mr. Pasley was not in attendance of meeting. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leak; Loren Thompson.

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

On the Fourth day of January, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Loren Thompson's water bill on Account No. 51011 by half of the amount of the leak and the adjusted bill is \$567.24. Motion Carried.

Agenda Item No. Four - Presentation by Joseph Faust on Waste Water Plant Rehabilitation and Consideration Thereof.

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CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of January, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the city submit Joe Faust's study on the wastewater plant to Jesse Whitten, City of Elkhart's Engineer, for evaluation thereof. Motion Carried.

Agenda Item No. Five - Executive Session, Open Meetings Act, Section 551.074, Personnel; Review of Submitted Resumes For city Administrator's Vacant Position and Consideration Thereof.

City Council closed regular open session and convened into executive session at 6:00 P.M..

City Council closed executive session and convened back into regular open session at 6:18 P.M..

Agenda Item No. Six - Consider Action to Be Taken on Executive Session , Agenda Item No. Five.

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 Fourth day of January, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that two applicants, out of the five selected to be interviewed, be contacted to interview with the council on January 12, 1999 at 5:00 P.M.. 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 REGULAR COUNCIL MEETING


On the Fourth day of January, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to adjourn the meeting. Motion Carried.

Meeting adjourned at 6:21 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 First day of February, 1999, the City of Elkhart Council convened into a open 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

See Attachment for citizens in attendance of meeting.

Mayor Moran called the meeting to order at 5:02 P.M. and declared a quorum as being present to conduct business.

Agenda Item No. One - Consider Approval and Acceptance of Minutes of December 17, 1998, and January 4, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that council approve and accept the minutes of 12/17/98 and 01/04/99 as presented. Motion Carried.

Agenda Item No. Two - To Be Heard and Considered, City of Elkhart Annual Financial Report of 1998; Cecil Stales, CPA.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to accept the City of Elkhart Annual Financial Report as presented by and established by Cecil Staples, CPA, for the 1998 year end audit. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bills and Water Taps; a) Charlotte Martin, Leak; b) Opal McManus, Leak; c) Ray Lively, Water Taps.

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

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Craig Lund that Charlotte Martin's water bill be adjusted by half of the amount of the leak and the \$2.00 penalty be waived; adjusted amount due \$115.00. Motion Carried.

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

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Opal McManus' water bill be adjusted by half of the amount of the leak; adjusted amount due \$129.12. Motion Carried.

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

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the city set two water meters with tap fees waived and a \$75.00 meter deposit for each meter be paid by Mr. Ray Lively. Motion Carried.

Agenda Item No. Four - To Be Heard and Considered, Rochele Hooper; Damaged Carpet.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart adhere to the policy set forth February 2, 1998 governing damages incurred by sewage back-up in structures. Motion Carried.

Agenda Item No. Five - Consider Expanded Local Calling for City of Elkhart.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker for the city to implement proceedings to petition for expanded local calling for the City of Elkhart. Motion Carried.

Agenda Item No. Six - Consider Resolution No. 197 for Calling of the City of Elkhart's General Election.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city approve, pass, and adopt Resolution No. 197-020199; calling the City of Elkhart's general election. Motion Carried.

Agenda Item No. Seven - Consider Resolution No. 199 for the Appointment of Presiding Judge, Alternate Judge and Early voting Clerk for City's General Election.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of February, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to approve, pass, and adopt Resolution No. 199-020199

appointing Edna Mae Scoggins as Presiding Judge, Becky Grant as Alternate Judge, and Margie Crawford as Early Voting Clerk for the city's May 1, 1999 general election. Motion Carried.

Agenda Item No. Eight - Consider Resolution No. 200 for Establishing a Date for the City of Elkhart's City-Wide Clean Up Day.

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

On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Saturday, March 13, 1999, be the City of Elkhart's official Clean-up Day. Motion Carried.

Agenda Item No. Nine - Executive Session, Open Meetings Act, Section 551.074, Personnel; Consideration of an Applicant for the City Administrator Position.

Mayor Moran declared the council as exiting out of open session and convening into executive session as of 5:56 P.M.

City Council convened back into open session at 6:35 P.M..

Agenda Item No. Ten - Consider Action on Executive Session.

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

On the First day of February, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to employ Daniel C. Andrews Sr. as the City of Elkhart's City Administrator for a tenure of six months probation and at the end of the six months, Mr. Andrews will be reevaluated for employment. The vote is as follows: Mayor Pro-tem Diane Parker, Aye; Councilmember Craig Lund, Aye; Councilmember Devoin Garrison, Aye; Councilmember Joel Parker, Nay. Ayes having the vote, Motion Carried.

Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING


On the First day of February, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to adjourn this meeting of February 1, 1999. Motion Carried.

Council meeting adjourned at 6:38 P.M..



GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

CITY OF ELKHART COUNCIL MEETING
MONDAY, FEBRUARY 1, 1999

SIGN IN SHEET

Jay Lusk
Charlotte Arnold

Gary Hooper
Brian E. Thornton

Darla D. Thornton

M. E. White

Davis

Mable Chapman

Opal McManus

Joe Faust

Bonnie Faust

Azyl McCreary

Louie Ridd

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

On the First day of March, 1999, the City of Elkhart council convened into open session as of 5:00 P.M. with the following members present:

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

Mayor Pro-tem Diane Parker was absent due to illness.

City Administrator, Danny Andrews, and Financial Secretary, Billie Treadwell, were in attendance of meeting.

The following citizens were in attendance: Mary Elizabeth White, Joe Faust, and Bonnie Faust.

Upon declaration of a quorum being present to do business, Mayor Moran called the meeting to order and the following agenda items were addressed:

Agenda Item No. One - Consider Approving and Accepting Minutes of February 1, 1999.

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

On the First day of March, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund that the minutes of February 1, 1999 be approved and accepted as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustments on Water Bills, Leaks; a) Sammy McMorris; b) Donald Spencer; c) Kelly Gazaway.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action on Item 2a, Sammy McMorris, until he could be present to represent his cause. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Kelly Gazaway's water bill by the standard method; half of the amount of the leak. Motion Carried.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to take no action on Item 2b, Donald Spencer, until he could be present to represent his cause. Motion Carried.

Agenda Item No. Three - Consider Sewer Tap for Church Located on Hwy 287N; James Foster.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to take no action on Item No. Three. Motion Carried.

Agenda Item No. Four - Consider Expenses For Texas Municipal Courts Ed. Ctr. Seminar; Municipal Judge Linda Ray.

THE STATE OF TEXAS

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COUNTY OF ANDERSON

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CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin

000873

Garrison for the city to pay Municipal Judge Linda Ray's, room rate of \$ 70.20 plus reimbursement of meal receipts and travel expenses; TMCEC Seminar in Houston, March 26-27, 1999. Motion Carried.

Agenda Item No. Five - Consider Authorization for City Employees to Attend Water/Wastewater Credit Courses.

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

On the First day of March, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund authorizing Danny Andrews, City Administrator, James Morgan and Darrell Morgan, Public Works, to attend water/wastewater schools of March 30th thru April 1 in Palestine, TX and April 27th thru April 29th in Corsicana. Motion Carried.

Agenda Item No. Six - Authorization for a Title Search and Survey of Properties for Required Easements for Wastewater Treatment Plant Project.

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

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund for the city to implement a title search for the purpose of obtaining easements for Wastewater Treatment Plant Project. Motion Carried.

Agenda Item No. Seven - The Selection of Five Cities for Expanded Toll-Free Local Calling and the Implementation Thereof by Consideration of Resolution No. 201-030199.

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

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the city petition for the cities of Grapeland, Oakwood,

Tennessee Colony, Crockett, and Tyler, Texas for the city's expanded toll-free local calling exchanges and the implementation thereof by the approving, passing and adoption of Resolution No. 201-030199; A RESOLUTION RELATING TO THE CITY OF ELKHART, TEXAS ENDORSING AND ADOPTING AN EXPANDED TOLL-FREE CALLING PETITION TO BE PRESENTED TO THE PUBLIC UTILITIES COMMISSION FOR THEIR APPROVAL. Motion Carried.

Agenda Item No. Eight - Consider Overseer of City Operations Remaining in This Capacity After March 1, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund for Garth Moran, Mayor, and overseer of City Operations, remain as overseer until after April of 1999. Motion Carried.

Agenda Item No. Nine - To Be Heard; Possible Up-date on the Issuance of Certificates of Obligations.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to call a special meeting for March 16, 1999, at 5:00 P.M. in regard to agenda Item No. Nine. Motion Carried.

Agenda Item No. Ten - Consider Rehabilitation of Jones Road Lift Station.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to take no action until more information could be provided to council. Motion Carried.

Agenda Item No. 11 - Consider City Owned Tractor; Repair, Sale, or Purchase.

000875

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action until more information on cost could be provided to council. Motion Carried.

Mayor Moran asked for the City Administrator's report.

City Administrator Daniel Andrews reported on the city's activities; completion of repairs on city's elevated water storage tank, TNRCC required signs were posted at well sites, TNRCC required maintenance schedule was implemented, repair of water leak (s), progress on shoring cage, Trash Pump, and the March 11th date for the pulling of city owned petroleum storage tanks, and professional services available for the scoping of sewer lines for location of Infiltration points.

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

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the first day of March, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the meeting. Motion Carried.

This March 1, 1999, regular council meeting, adjourned as of 6:17 P.M..


 GARTH MORAN, Mayor

ATTEST:


 MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 18th day of March, 1999, the City of Elkhart Council convened into open 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

Mayor Moran called the meeting to order as of 4:14 P.M. and declared a quorum as being present to conduct business.

Danny Andrews, City Administrator, was in attendance.

Mr. Mike Byrd, Financial Advisor for the City of Elkhart, was not in attendance as of 4:14 P.M., and as Agenda Items No. One and Two pertained to the issuance of Certificates of Obligation and would require Mr. Byrd's presence, the council addressed other agenda items.

Agenda Item No. Three - Consider Allowing the Use of the Senior Citizen Center on Sundays by Washington Chapel Church.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 18th day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the the members of the Washington Chapel Church be allowed to utilize the Senior Citizen Center facility on Sundays when inclement weather prevails; provided the center is not rented by other persons.

Agenda Item No. Four - Executive Session, Open Meetings Act,

000077

Section 551.072, Deliberations about
Real Property, Purchase or
Condemnation.

By motion and vote of the council, it was the consensus of the council to remain in open session for Agenda Item No. Four.

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

On this the 18th day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the council remain in open session for the discussion and action of Agenda Item No. Four. Motion Carried.

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

On the 18th day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the city proceed in contacting all heirs involved with the Camp properties and acquire the necessary signatures for the purpose of easements. Motion Carried.

Mayor Moran recessed the Special Called Meeting at 4:32 P.M. in lieu of Mike Byrd yet not in attendance of meeting and stated the council would reconvene upon the arrival of Mr. Byrd.

Mr. Byrd having arrived, Mayor Moran called the meeting back in session as of 4:58 P.M..

Agenda Item No. One - Consider the Execution of Agreement for
Financial Advisory Service.

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

On the 18th day of March, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that an agreement for Financial advisory Service be entered into this date between the City of Elkhart and First Southwest Company; Mike Byrd, Financial Advisor. Motion Carried.

Agenda Item No. Two - Consider All Matters Incident and

Related to the Issuance and Sale of \$550,000 "City of Elkhart, Texas, Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation, Series 1999", Including the Adoption of an Ordinance Amending and Restating Ordinance No. 202-090898 Adopted on September 8, 1998, Authorizing the Issuance of Such certificates of Obligation.

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

On the 18th day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to amend and restate Ordinance 202-090898 for the issuance of Certificates of Obligation in the amount of FIVE HUNDRED FIFTY THOUSAND DOLLARS (550,000). Motion Carried.

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

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

On the 18th day of March, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

Special Called Meeting adjourned at 5:24 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000879

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fifth day of April, 1999, the City of Elkhart Council convened into an open session with the following members present:

Garth Moran * Mayor

Margie Crawford * City Secretary

Devoin Garrison * Councilmember

Craig Lund * Councilmember

Joel Parker * Councilmember

Councilmember absent was Mayor Pro-tem Diane Parker.

Mayor Moran called the meeting to order as of 5:04 P.M. and declared a quorum as being present to do business.

There being no citizens to be recognized as of this time in the meeting other than those on the agenda for consideration, Mayor Moran addressed the agenda items as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of March 1st, and March 18, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the council approve and accept the minutes of March 1st and 18th, 1999 as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak; Glenda Smith.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Glenda Smith's water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leak; June Slaby.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund to adjust June Slaby's water bills for the months of February and January by half of the amount of the leaks. Motion Carried.

Agenda Item No. Four - Consider Adjustment of Water Bill, Leak; Methodist Church; Jim Bob Parker.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Craig Lund to adjust the Methodist Church water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Five - Consider Adjustment of Water Bill, Leak; Richard or Debbie Pharis.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund to adjust Richard Pharis' water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Six - Consider Adjustment of Water Bill, Leak; Melissa Wyatt.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Fifth day of April, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund to adjust Melissa Wyatt's water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Seven - Consider Municipal Maintenance Agreement Between City of Elkhart and Texas Department of Transportation and the Implementation Thereof By Ordinance No. 206 and 207 and Resolution No. 202.

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 Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the City of Elkhart enter into an Municipal Maintenance Agreement with the Texas Department of Transportation and the implementation thereof by the approval, passing, and adoption of Ordinances 206 and 207 and Resolution 202. Motion Carried.

Agenda Item No. Eight - Consider Acceptance of City Secretary's Certification of Candidates Running Unopposed in the City of Elkhart's May 1, 1999, 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 Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to accept the City Secretary's certification of candidates running unopposed in the City of Elkhart General Election of May 1, 1999. Motion Carried.

Agenda Item No. Nine - Consider Ordinance 205 for the Purpose of Declaring All Candidates Running Unopposed As Duly Elected To Council Seats and Cancellation of the May 1, 1999, City of Elkhart 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 Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that Ordinance No. 205, declaring all candidates as being duly elected to office and the cancellation of the City of Elkhart's General Election of May 1, 1999, be approved, passed, and adopted. Motion Carried.

Agenda Item No. Ten - Consider Easement (s) For Wastewater Treatment Plant.

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 Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Craig Lund that the City of Elkhart will provide one water tap and one sewer tap to the Camp brothers in lieu of monetary means for the granting of a 150 ft. Wide Restrictive Easement to the City of Elkhart by the Camp brothers and this provision of taps may be utilized by either/or of the brothers, but not both; this provision of taps shall not be assigned to any future heirs or owners of said property, and by this motion authorization is granted to commence condemnation on the Angelina Camp Shreiner Estate due to a lack of response by owners of said property. Motion Carried.

Agenda Item 11 - Consider Repair of City Owned Ford Tractor.

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 Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to have East Texas Automotive repair the city owned Ford tractor. Motion Carried.

Agenda Item No. 12 - Consider the Refunding of the City Bond Series 89' and 90'.

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

On the Fifth day of April, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city obtain more information from Financial Advisor Mike Byrd and a study of cost to refund bonds be conducted in order for the city to make the best choice in regard to the refunding of Bond Series 89' and 90'. Motion Carried.

There being no further agenda items to be addressed, Mayor Moran asked for the City Administrator's report and upon the conclusion of this report asked for a motion to adjourn.


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

On the Fifth day of April, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the meeting. Motion Carried.

This meeting of April 5, 1999, adjourned at 6:06 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Third day of May, 1999, the City of Elkhart Council convened into a regular session with the following members being present:

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

Councilmember absent: Joel Parker.

City Administrator Danny Andrews, Sr. was in attendance.

The following citizens were in attendance: Marion Hortman and Mike Phelps.

Mayor Moran declared a quorum as being present to conduct business and called the meeting to order as of 5:10 P.M.

The following agenda items were addressed by the council:

Agenda Item No. One - Consider The Approval and Acceptance of the Minutes of April 5, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of May, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to approve and accept the minutes of April 5, 1999, as presented. Motion Carried.

Agenda Item No. Two - Consider Transferring of Funds From the Elkhart Waterworks & Sewer Systems Account Into The Elkhart Waterworks & Sewer Systems Money Market Account.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Third day of May, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to transfer FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000) out of the Elkhart Waterworks & Sewer Systems regular account into the Elkhart Waterworks & Sewer Systems Money Market Account. Motion Carried.

Agenda Item No. Three - Consider The Refunding of City of Elkhart "Waterworks & Sewer Systems Revenue Bond Series 1989" and "City of Elkhart Waterworks & Sewer Systems Revenue Bonds, Series 1989-A".

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 Third day of May, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker for the City of Elkhart to pursue the refunding of City of Elkhart "Waterworks & Sewer Systems Revenue Bond Series 1989" and "City of Elkhart Waterworks & Sewer Systems Revenue Bonds, Series 1989-A" for the financing period of Twenty (20) years. Motion Carried.

Agenda Item No. Four - Consider The Appointing of New Members To The Building Standards 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 Third day of May, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart send letters to all current members of the Building Standards Commission asking for a response to the city as to whether or not they desire to serve on the Building Standards Commission and to notify said members of the scheduled meeting of the Building Standards Commission for May 11th at 4:30 P.M.. Motion Carried.

All agenda items having been addressed, the mayor asked for the City Administrator's report. Upon conclusion of City Administrator Danny Andrews report, the mayor 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 Third day of May, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Craig Lund to adjourn the meeting. Motion Carried.

The meeting adjourned at 5:39 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000087

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 11th day of May, 1999, 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
- Craig Lund * Councilmember
- Joel Parker * Councilmember

City Administrator Danniell Andrews, Sr. was in attendance as well as the newly elected councilmembers; Joe Lee Robin and Marion Hortman. Citizen present was Ms. Marla Reifsteck.

Mayor Moran declared a quorum as being present to do business and called the meeting to order at 4:09 P.M..

Agenda Item No. One - Administer the Oath of Office to Newly Elected Councilmembers.

Mayor Pro-tem Diane Parker administered the Oath of Office to elected Mayor, Garth Moran.

Mayor Garth Moran administered the Oath of Office to the following elected councilmembers:

- Joel Parker, Place Two;
- Joe Lee Robin, Place Three;
- Marion Hortman, Place Four.

Agenda Item No. Two - Consider the Appointment of Doctor Burch for The City of Elkhart's Health Officer.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 11th day of May, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin

Garrison that the City of Elkhart appoint Dr. Burch for a two year term as the city's official Health Officer. Motion Carried.

Agenda Item No. Three - Consider Building Standards Commission Procedures.

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

On the 11th day of May, 1999, 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 regarding the Building Standards Commission. Motion Carried.

Mayor Moran asked for the City Administrator's Report and upon conclusion of said report, a motion to adjourn was asked for from the council.

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

On the 11th day of May, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the Special Called Meeting of May 11, 1999. Motion Carried.

Special Called Meeting adjourned as of 4:32 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 Fourth day of June, 1999, 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
- Marion Hortman * Councilmember
- Joe Lee Robin * Councilmember
- Joel Parker * Councilmember

Danny Andrews, Sr., City Administrator, was in attendance of meeting.

Mayor Moran called the meeting to order at 4:30 P.M. and declared a quorum as being present to do business.

Agenda Item No. One - Bid Opening for Wastewater Treatment Plant Project.

Bid Opening began at 4:32 P.M., and the bidding process went as follows:

Gracon Construction, P.O. Box 360039, Dallas, Texas 75336; TOTAL BASE BID 908,000, DEDUCT ALTERNATE BID NO. ONE 863,000. BID BOND

MCKINNEY & MOORE, INC, P.O. BOX 787, JACKSONVILLE, TX 75766; TOTAL BASE BID 923,610, DEDUCT ALTERNATE BID NO. ONE 866,910. BID BOND

B-5 CONSTRUCTION COMPANY, INC., P.O. DRAWER 410, OAKWOOD, TX 75855; TOTAL BASE BID 720,878, DEDUCT ALTERNATE BID NO. ONE 667,745. BID BOND

Mayor Moran declared B-5 Construction Company, Inc. out of Oakwood, Texas as having the low bid.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the Fourth day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action on Agenda Item No. One upon the conclusion of the opening of all bids submitted to the City of Elkhart for the Wastewater Treatment Plant project. Motion Carried.

Agenda Item No. Two - Consider the Resignation of Financial Secretary.

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 Fourth day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the council accept Ms. Billie Yates' (Treadwell) resignation to be effective this date of June 4, 1999. 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 Fourth day of June, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

June Fourth, 1999, meeting adjourned at 4:51 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000091

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

000092

On the Seventh day of June, 1999, the City of Elkhart 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
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

City Administrator Daniel C. Andrews, Sr. was in attendance of said meeting.

Citizens in attendance were M.E. White, Joe Faust, Bonnie Faust, Cathy Bailey, Louie Riddle, and Charles R. McShan.

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

Mayor Moran asked if there were any citizens to be heard and there being none proceeded with the agenda items.

Agenda Item No. One - Award Bid to Contractor; Wastewater Treatment Project.

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

IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the city to accept the bid of B-5 Construction Company, Inc. in the amount of \$667,745.00 and the awarding of contract thereof. Motion Carried.

Agenda Item no. Two - Consider Minutes of May 3rd and May 11th, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to approve and accept the minutes of May 3rd and May 11th, 1999, as presented. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leaks; a) Maggie Mansur, b) Guy Ellis (Maggie).

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Maggie Mansur's water bill by half of the amount of the leak for the months of April and May of 1999. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to adjust Guy Ellis's (Maggie) water bill by half of the amount of the leak. Motion Carried.

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

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Diane Parker that no new sewer taps be provided until the city's wastewater permit is up-graded and/or the wastewater treatment plant construction is completed. Motion failed due to lack of a second to the motion.

000294

Mayor Moran stated for the council that Agenda Item No. Four was to address the issue of the proposed "Subdivision".

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

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that no action be taken on agenda item No. Four, Subdivision, at this time and for the council to take into consideration Mr. Charles McShan's building project in the forthcoming city budget workshop and this consideration shall be subject to the availability of sewer taps based upon the completion of the up-grade of city's wastewater permit and/or the completion of construction on up-grade of the city's wastewater treatment plant. Motion Carried.

Agenda Item No. Five - Consider Availability of Sewer Taps; TNRCC.

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

On the Seventh day of June, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that there be no new sewer taps provided until new permit and wastewater treatment plant are up-graded. Motion Carried.

Agenda Item No. Six - Consider Proposed Addition to Existing Water Lines.

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

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to take no action at this time on proposed addition of water lines and this item be considered in the city's budget workshop. Motion Carried.

Agenda Item No. Seven - Consider Interlocal Service Agreement With ACAD.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman for the City of Elkhart to enter into an Interlocal Contract for property tax roll and tax statement services to be rendered to the city. Motion Carried.

Agenda Item No. Eight - Consider The Appointment of A Mayor Pro-tem For A One Year Term.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that Councilmember Diane Parker be appointed Mayor Pro-tem for a one year term. Motion Carried.

Agenda Item No. Nine - Consider June 14th For Budget Workshop.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the council to conduct a budget workshop on June 21st, 1999, at 5:00 P.M. Motion Carried.

Agenda Item No. Ten - Executive Session, Open Meetings Act, Section 551.074, Personnel; Review and Discussion of All Employees' Work Performance; Discussion of the Vacant Position of Financial Secretary and The hiring Thereof.

Mayor Moran declared the open session of this meeting closed as of 5:51 P.M. and council convening into executive session under the Open Meetings Act, Section 551.074, Personnel as stated above under Agenda Item No. Ten.; discussion only.

City council exited out of closed session and convened back

000395

into open meeting at 6:39 P.M..

Agenda Item No. 11. Consider Action To Be Taken On Executive Session.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR MEETING

On the Seventh day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to conduct interviews of applicants for the position of Financial Secretary on the following time schedule; Becky Grant at 4:00 P.M., Marthell Grigsby at 4:45 P.M., and Jessie Bowers at 5:30 P.M. on June 8, 1999. Motion Carried.

Mayor Moran asked for the City Administrator's report and upon conclusion, asked for a motion to adjourn.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR MEETING


On the Seventh day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to adjourn this meeting of June 7, 1999. Motion Carried.

City Council Meeting adjourned at 6:53 P.M..



 GARTH MORAN, MAYOR

ATTEST:



 MARGIE CRAWFORD, City Secretary

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

On the 11th day of June, 1999, the City of Elkhart council convened into a called workshop and meeting with the following members present:

Garth Moran	*	Mayor
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember

Daniel Andrews, Sr., City Administrator, was in attendance of meeting.

Councilmembers absent: Mayor Pro-tem Diane Parker and Councilmember Joel Parker.

City Secretary Margie Crawford was absent from the June 11th, 1999 meeting.

Mayor Moran declared a quorum as being present and called the meeting to order at 4:30 P.M..

The following agenda items were addressed:

Agenda Item No. One - Interview of Applicant's For Vacant Position of Financial Secretary.

Jessie Bowers, applicant for the position of Financial Secretary, was interviewed by council and no action was required on Agenda Item No. One.

Agenda Item No. Two - Consider Action to be Taken on applicants for Vacant Position of Financial Secretary.

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

On the 11th day of June, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to take no action on Agenda Item No. Two. Motion Carried.

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Addendum Agenda Item No. Three - Consider Approval and Adoption of a Resolution; Accepting the Bid of B-5 Construction Company, Inc. Under the City's Texas Community Development Program Contract No. 7172241.

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

On the 11th day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman that the council approve and adopt Resolution No. 201060799; a resolution accepting the bid of B-5 Construction Company, Inc. under the City's Texas Community Development Program Contract No. 717241; wastewater treatment plant project. Motion Carried.

All business having been conducted, Mayor Moran asked for a motion to adjourn.

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

On the 11th day of June, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to adjourn the meeting. Motion Carried.

June 11th, 1999, called workshop and meeting adjourned at 5:00

Garth Moran
GARTH MORAN, Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 21st day of June, 1999, 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
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember
Joel Parker	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Mayor Moran declared a quorum as being present to do business and called the meeting to order at 4:30 P.M..

Agenda Item No. One - Consider Approving of Invoices For Payment To TDM Systems and Executone Phone Systems; Lightning Damage To City Equipment and Repair Thereof.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 21st day of June, 1999, a motion was made by Councilmember Marion Hortman and seconded by Devoin Garrison that the city pay TDM System's invoice and Executone (Harper, Inc.) Invoices for repair of damage to systems caused from lightning on April 14, 1999. Motion Carried.

Agenda Item No. Two - Consider Establishing an Hourly Wage For The Position Of Financial Secretary.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

000899

000900

CITY OF ELKHART

* IN SPECIAL CALLED MEETING

On the 21st day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Robin that the hourly wage for the position of Financial Secretary shall be set at \$9.00 per hour for the first three months of employment in the position of Financial Secretary. Motion Carried

Mayor Moran called for a special meeting and budget workshop for Monday, June 28, 1999 at 4:30 P.M. and then asked for a motion to adjourn the meeting.

THE STATE OF TEXAS

*

COUNTY OF ANDERSON

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CITY OF ELKHART


* IN SPECIAL CALLED MEETING

On the 21st day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjourn the meeting. Motion Carried.

Special Called Meeting adjourned at 5:02 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 21st day of June, 1999, the City of Elkhart Council convened into a Budget Workshop for the city's fiscal year 99/00 with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember
Joel Parker	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance.

Mayor Moran declared the workshop in session as of 5:02 P.M..

Council reviewed budget summary report and proposed budget in Funds 112, 132, & 142 with some discussion in regard to water, sewer, and garbage funds. This being a budget workshop, there was no action to be taken on any given item as of this time and date.

Mayor Moran called for a meeting and budget workshop on June 28, 1999 at 4:30 P.M..

A motion to adjourn was asked for by the Mayor.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ANDERSON * IN BUDGET WORKSHOP

On the 21st day of June, 1999, Councilmember Devoin Garrison made a motion to adjourn and this motion was seconded by Councilmember Joel Parker. Motion Carried.

City of Elkhart year 99/00 budget workshop adjourned at 7:30 P.M..


GARTH MORAN, Mayor

ATTEST:

000901


MARGIE CRAWFORD, City Secretary

000902

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 28th day of June, 1999, the City of Elkhart Council convened into a Special Called Meeting and Budget Workshop with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance of said meeting.

Mayor Moran declared a quorum as being present and called the meeting to order at 4:34 P.M..

Agenda Item No. One - Consider A Date For City Council Meeting for The Month Of July.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 28th day of June, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joe Lee Robin to have the July monthly meeting on July 6, 1999, at 5:00 P.M.. Motion Carried.

Agenda Item No. Two - Executive Session, Open Meetings Act, Section 551.074, Personnel; a) Consider Hiring of Personnel For The Position of Financial Secretary; b) Consider Hourly Wage Increase For Administrative Staff Personnel.

Mayor Moran declared open session of this meeting closed as of 4:37 P.M. and council convening into executive session as of this time.

Council convened back into open session as of 4:54 P.M. and addressed Agenda Item No. Three - Action To be Taken On Executive Session Item No. Two.

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

On the 28th day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Becky Grant be employed by the City of Elkhart in the position of Financial Secretary. The vote is as follows: Diane Parker, Aye; Devoin Garrison, Aye; Marion Hortman, Aye; Joel Parker, Aye; Joe Lee Robin, Nay. Four Ayes having the majority of the vote, motion carried.

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

On the 28th day of June, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman that City Secretary Margie Crawford,s hourly wage be increased by ONE DOLLAR (\$1.00) per hour. Motion Carried.

Mayor Moran called for a motion to adjourn this Special Called Meeting.

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

On the 28th day of June, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to adjourn this meeting. Motion Carried.

Special Called Meeting adjourned as of 4:58 P.M..

Mayor Moran called for the council entering into the Budget Workshop as of 4:58 P.M..

Council reviewed Street Fund, 142; Water Fund, 202, Sewer Fune, 302.

Upon conclusion of discussion of different accounts, Council agreed to have another Budget Workshop on July 8th, 1999, at 4:30 P.M..

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Mayor Moran asked for a motion to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN BUDGET WORKSHOP

On the 28th day of June, 1999, a motion was made by Councilmember Marion Hortman and seconded by Devoin Garrison to adjourn this Budget Workshop. Motion Carried.

Budget Workshop adjourned as of 6:39 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of July, 1999, the City of Elkhart Council convened into regular session with the following members present:

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

Councilmember absent; Joe Lee Robin.

City Administrator Daniel Andrews Sr. was in attendance of meeting.

Mayor Moran called the meeting to order as of 5:00 P.M. and declared a quorum as being present to do business.

Mayor Moran recognized citizens present and there were none to be heard.

Agenda Items were addressed as follows:

Agenda Item No. One - Consider Minutes of June 4, 7, 11, 21, & 28, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that the minutes of June 4th, 7th, 11th, 21st, and 28th, 1999, be approved and accepted as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment on Water Bill, Leak; Gina Shirley.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to adjust Gina Shirley's water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Providing Three (3) Sewer Taps to Charles McShan.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that no sewer taps be provided to Mr. Charles McShan at this time. Motion Carried.

Agenda Item No. Four - Consider Providing Visual Aid by Access of Cable and TV For Vision Impaired Person (s) During Council Meetings.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker for the City to purchase a 19 inch TV to be utilized as a visual aid and for the City to provide cable access for this visual aid. Motion Carried.

Agenda Item No. Five - Consider Enforcement of Ordinance Governing the Serving Of Alcoholic Beverages Within The corporate City Limits of Elkhart, TX.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of July, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion

Hortman that the city send a certified letter to Mr. Moses yberra informing him of the city's ordinance as it pertains to the serving of alcoholic beverages within the corporate limits of Elkhart, Tx. Motion Carried.

All agenda items having been addressed, Mayor Moran asked for the City Administrator's report.

Upon completion of the City Administrator's report, the mayor 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 July, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that this meeting of July 6, 1999, be adjourned. Motion Carried.

Regular council meeting of July 6, 1999, adjourned at 5:26 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Eighth day of July, 1999, the City of Elkhart Council convened into a Budget Workshop as of 4:38 P.M. with the following councilmembers present:

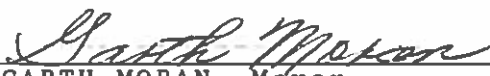
Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

City Administrator Daniel Andrews, Sr. was present for budget workshop.


There was no action to be taken in this workshop; only discussion as it pertained to the City of Elkhart's budget for the fiscal year of 99/2000.

Mayor Moran called for another budget workshop on July 19, 1999, at 3:00 P.M..

Budget workshop adjourned at 6:00 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 19th day of July, 1999, the City of Elkhart Council convened at 3:20 P.M. into a budget workshop for the city's fiscal year of 1999/2000 with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance of budget workshop and called meeting.

Mayor Moran declared a quorum as being present to address agenda items as follows:

Agenda Item No. One - Workshop For 99/2000 City of Elkhart Fiscal Year Budget.

There was no action to be taken; only discussion as it pertained to the city's fiscal budget year of 99/2000.

Agenda Item No. Two - Consider Training School for Administrative Staff.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 19th day of July, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to close the city office for one day of training for staff to be conducted by Sensus Soft-Tech. Motion Carried.

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

THE STATE OF TEXAS *

COUNTY OF ANDERSON

*

CITY OF ELKHART

*

IN SPECIAL CALLED MEETING

On the 19th day of July, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker to adjourn this Budget Workshop/Called Meeting. Motion Carried.

Budget Workshop/Called Meeting adjourned at 4:00 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000910

The Brannon Corporation

FAX 903/597-3346

1321 SOUTH BROADWAY PO BOX 7487
TYLER, TEXAS 75711

903/597-2122

July 27, 1999

PRECONSTRUCTION CONFERENCE
Wastewater Treatment Plant Improvements
TDH&CA Project No. 717241
City of Elkhart, Anderson County, Texas

The preconstruction conference for the TDHCA wastewater treatment plant rehabilitation project in the City of Elkhart was opened at 1:30 p.m. on Thursday, July 22, 1999, at the Elkhart City Hall, and all attendees introduced themselves. A listing of attendees is attached hereto. Items noted or discussed were as follows:

1. Bids were opened on 4 June 1999, and the project was awarded to B-5 Construction Company on 7 June 1999. The awarded contract was in the amount of \$667,745.00, which included the base bid and deduct alternate number 1. The deduct alternate deletes a mechanical bar screen and replaces it with a manual bar screen. The contract had been executed by all parties concerned. The project requires 100% Performance and Payment Bonds and a 100% Maintenance Bond.
2. The project is to be completed within 210 consecutive calendar days after the date of the written Notice To Proceed. The Notice To Proceed was dated 22 July 1999 and was hand-delivered to the Contractor at the preconstruction conference, whereupon it was signed by the Contractor. The "Commence Work" date for the Notice To Proceed is July 26, 1999, from which the completion date is calculated to be February 21, 2000.

Excusable delays will be considered if a time extension is requested during the life of the project, but normal weather days were considered in the 210-day contract period. Therefore, only extraordinary weather conditions will be considered, and the Contractor should maintain rainfall records for the life of the project. The Contractor was reminded that the City must be notified, in writing, within ten (10) days of the cause of any delay. At the Contractor's request, it was agreed that the submittal of a monthly rainfall record would be acceptable in the event of extraordinary rainfall events rather than trying to pinpoint a specific 10-day time frame in which to request a time extension due to rain. Any excusable delay will result in a change order for a time extension, but there will be no monetary compensation for any such delay.

Liquidated damages have been set at \$250.00 (Two Hundred Fifty and No/100 Dollars) for each calendar day of unexcused delay past the established completion date.

3. The Engineer will perform unannounced periodic visits to the project site. City personnel will inspect as often as desired. A final inspection will be performed upon completion of the work, before final acceptance by the City. The City should be afforded the opportunity to inspect all work before the work is covered up, and the importance of maintaining a constant dialogue with the City cannot be overstressed. Testing will be as required in the individual technical specifications. For density tests, the City will be responsible for initial costs, but the Contractor will be responsible for any additional testing required due to initial failure. For concrete cylinders, the City will likewise be responsible initial testing costs. Any additional concrete work required as the result of a failed cylinder break will be at the expense of the Contractor, as will all testing costs associated therewith. Testing of water lines, sewer lines, manholes, and all equipment components will be at the expense of the Contractor.
4. Exact location and depths of existing underground utilities are unknown, and plans reflect the best information available. All on-site utilities become the responsibility of the Contractor, and all utility companies must be contacted prior to construction. Any utilities damaged must be repaired immediately or the utility owner is to be contacted immediately. There is one gravity line, for sure, that the new influent line will cross, but its exact location is unknown. A new manhole will have to be set at the juncture of the two lines, and the Engineer is to be contacted immediately if the flow line of the existing line conflicts with the flow line of the new line in such a manner as to create a problem, i.e., the existing line is *lower* than the new line. There are a number of manholes on the project, any number of which might prove to be shallow.
5. Again, the construction start date was established as Monday, 26 July 1999, and the Contractor must actually start work within 10 days after that date. Once the rehabilitated facility is on line and only clean-up type operations remain, the Engineer will recommend that time be stopped since the project will be substantially complete.
6. Construction staking is the responsibility of the Contractor, including layout and all elevations. Neither the City nor the Engineer will furnish any construction staking of any kind. The Contractor asked as to the presence of an on-site bench mark, and said bench mark was physically pointed out to the Contractor, on site, after the preconstruction conference was closed.
7. Insurance requirements of the contract have been satisfied, and minimum requirements must be maintained throughout the life of the project. The Contractor must notify the City at least 30 days prior to any insurance changes which might affect this contract. The Contractor must immediately stop work if insurance coverage is canceled or drops below required limits, and the Contractor cannot resume work until coverage is reinstated and new certificates of insurance are provided to the City.

8. No more than once each month, the Contractor can submit a completed pay application to the Engineer for review and approval. The Engineer will send the pay request to the City, at the same time sending a copy by FAX to the grant consultant in an effort to speed up the process. The City will pay the Contractor after receipt of funds from TDHCA. Any changes made to the pay request by the Engineer will be in red ink and will bear the Engineer's initials - "JMW". Changes will not be indiscriminate, and the Engineer will discuss them with the Contractor before forwarding a corrected pay request to the City. Blank pay request forms will be mailed from the Engineer to the Contractor, and they are based on the schedule of values previously submitted by the Contractor and found acceptable by the Engineer. As for the completion percentage of individual pay items presented to the City for payment, the Engineer has the final decision on percentage of completion for each item submitted in each pay request.

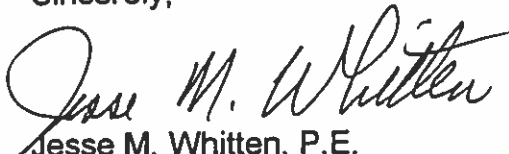
Final payment will be made upon completion and acceptance of the work and will include all change orders. If for some reason there are liquidated damages, they will be deducted from the final payment. Retainage will be in the amount of 5% for the life of the project.

9. The project is covered by a one-year maintenance bond for 100% of the contract amount. During the one-year maintenance period, any defects must be repaired within 10 working days of receipt of written notification of the defect. However, if the defect requires immediate attention to maintain proper service, the defect must be repaired within 8 hours of verbal notification - repairs must be *completed*, not just started, within that 8-hour period. The 12-month warranty period will begin on the date of *written acceptance* of the project by the City.
10. The construction contract is between B-5 Construction and the City of Elkhart, *not* between B-5 Construction and The C.T. Brannon Corporation. The Engineer works for the City, and the City's interests are the Engineer's interests. The Engineer cannot go on the job and shut the job down; that is the City's right and the City's responsibility. The Engineer will, however, make a recommendation to the City to shut the job down if he sees reason to do so, and he will deliver said stop-work notice to the Contractor.
11. This project is rehabilitation of an existing wastewater treatment plant. At no time can the existing facility be allowed to go "off line", nor can a bypass be allowed. The Contractor must use whatever measures are available to prevent such an occurrence.
12. Because the project is a rehabilitation, the construction sequence is critical. There was a brief discussion of a basic construction sequence.

13. The Contractor requested the name of the person to contact with the City and was told to contact Mr. Danny Andrews, the City Administrator.
14. The Contractor plans to drill a test hole, at Contractor expense, at the clarifier location to determine exactly what might be underground at that spot.
15. Mr. Danny Walls with TXU requested a "load sheet". The Engineer promised to send him a set of all electrical sheets contained in the construction plans.
16. Ms. Rebecca Harris with Gary R. Traylor & Associates discussed all TDHCA requirements and payroll requirements.

Upon completion of the preconstruction conference, various individuals inspected the project site.

Sincerely,


Jesse M. Whitten, P.E.
Project Manager

cc: All attendees


GARTH MORAN, Mayor

ATTEST:


Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of August, 1999, the City of Elkhart council convened into a regular session as of 5:00 P.M. with the following members present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

Mayor Pro-tem Diane Parker was absent from this meeting of August 2, 1999.

Daniel Andrews, Sr., City Administrator, was in attendance of meeting.

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

Citizens being recognized and none to be heard, the following agenda items were addressed by council:

Agenda Item No. One - Consider Approving and Accepting of Minutes For July 6, 8th, and July 19, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of August, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Marion Hortman that the minutes of July 6, 8, and 19th, 1999, be approved as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak: Joe Lee's Kitchen.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Second day of August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that there be no action taken on Item No. Two, adjustment of water bill, leak; Joe Lee's Kitchen. Motion Carried.

Agenda Item No. Three - To Be Heard and Considered; Moses Yberra of Elkhart. Border Kitchen, The Serving of Alcoholic Beverages in Restaurant.

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 August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that the City has the right to grant a permit to a Private Club according to the City of Elkhart's existing ordinance and therefore this motion is to grant approval of such a permit to Moses Yberra of Elkhart Border kitchen. The vote is as follows: Joel Parker, Aye; Joe Lee Robin, Aye; Devoin Garrison, Nay; Marion Hortman, Nay; vote being a tie, Mayor Moran voted Nay; Motion Failed.

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 August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin to have the City's attorney make a determination regarding the city's existing ordinance governing alcoholic beverages within the corporate limits of Elkhart as there may be a conflict within said ordinance. The vote is as follows: Joel Parker, Aye, ; Joe Lee Robin, Aye; Devoin Garrison, Aye; Marion Hortman, Nay. Ayes having the majority vote, motion carried.

Agenda Item No. Four - Consider Y2k Contingency plan.

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 August, 1999, a motion was made by

07316

317
Councilmember Joel Parker and seconded by Councilmember Marion Hortman that city personnel check on the cost to repair generators that would be donated by the EVFD to the City of Elkhart. Motion Carried.

Agenda Item No. Five - Consider Creating an Ordinance to Govern the Use of Fire Works Within the Corporate Limits of Elkhart, TX.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Five, ordinance governing the use of fire works within the City of Elkhart. Motion Carried.

Agenda Item No. Six - Consider Having part-time Personnel.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman for city personnel to contact the Elkhart ISD and any other agency for suitable person to work part-time for the city. Motion Carried.

Agenda Item No. Seven - Executive Session, Open Meetings Act, Section 551.074, Personnel; Six Month Evaluation of City Administrator.

The mayor called for executive session and the open session of meeting closed at 5:57 P.M..

At the close of executive session, the mayor declared the council back in open session at 6:07 P.M..

Agenda Item No. Eight - Open Session to Act on Executive Session Item.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of August, 1999, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Devoin Garrison that Daniel C. Andrews, Sr. be made a permanent employee of the City of Elkhart in the position of City Administrator with all benefits being effective as of this date. Motion Carried.

All agenda items having been acted upon, the mayor asked for the City Administrator's report and upon conclusion of said report 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 Second day of August, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn this meeting of August 2, 1999. Motion Carried.

Meeting adjourned as of 6:27 P.M..



GARTH MORAN, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary

0-019

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 23rd day of August, 1999, the City of Elkhart Council convened into a Public Hearing for the proposed City of Elkhart's Fiscal Year of 99/2000 Budget at 5:00 P.M. with the following councilmembers present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

Mayor Pro-tem Diane Parker was absent from this hearing.

Devoin Garrison was absent at roll call; he arrived for this hearing at 5:01 P.M..

Daniel Andrews, Sr., City Administrator, was in attendance of this budget hearing.

The mayor declared a quorum as being present and stated for the record, that there are no citizens present for this budget hearing, only the council.

Upon review and discussion of the proposed City of Elkhart's 99/2000 Fiscal Year Budget, Mayor Moran called the hearing closed as of 5:20 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 23rd day of August, 1999, 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
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

Mayor Pro-tem Diane Parker was absent from this special called meeting.

Daniel Andrews, Sr., City Administrator, was in attendance of meeting.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:30 P.M.

Agenda Item No. One - Consider the Adoption of the City of Elkhart's 99/2000 Fiscal Year Budget.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 23rd day of August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that the City Council approve and adopt the proposed budget for the City of Elkhart's Fiscal Year of 99/2000. Motion Carried.

Agenda Item No. Two - Consider Establishing A Charge For The City Providing and Installing A Backflow Assembly and Cut-Off Valve.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

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On the 23rd day of August, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the City of Elkhart to put in place a charge of FORTY-FIVE DOLLARS (\$45.00) plus cost of materials used for the provision of a Backflow Preventor Assembly and/or a Cut-off Valve and the installation thereof. 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 SPECIAL CALLED MEETING

On the 23rd day of August, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to adjourn this special called meeting of August 23, 1999. Motion Carried.

Meeting adjourned at 5:41 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 Seventh day of September, the City of Elkhart council convened into a regular session with the following members present:

Garth Moran	* Mayor
Margie Crawford	* City Secretary
Devoin Garrison	* Councilmember
Marion Hortman	* Councilmember
Joel Parker	* Councilmember
Joe Lee Robin	* Councilmember

Councilmember, Mayor Pro-tem Diane Parker was absent from said meeting.

Daniel Andrews, Sr., City Administrator was in attendance.

Citizens in attendance were Clifton Floyd, Vickie Floyd, Joe Faust and Bonnie Faust.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:00 P.M..

All citizens having been recognized and none to be heard, the agenda items were addressed by the council as follows:

Agenda Item No. 1 - Consider Approving and Acceptance of Minutes of August 2nd and August 23rd, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison that the minutes of August 2nd and August 23rd, 1999, be approved and accepted as presented. Motion Carried.

Agenda Item No. 2 - Consider Water Bill Adjustment, Leak; Toni Brannum.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Devoin

00023

Garrison and seconded by Councilmember Joel Parker that Toni Brannum's water bill be adjusted by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. 3 - Consider Water Bill Adjustment, Leak; Roy Lewis Estate, Representative Charlie Lewis.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the water bill for the Roy Lewis Estate be adjusted by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. 4 - To Be Heard and Considered, Clifton Floyd; Subject is Existing Sewer Line Easement and Consideration of the Removal of a Culvert by the City of Elkhart.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that the City of Elkhart install a 12" x 20' culvert on the West side of the Clifton Floyd property and on the South side of the Floyd property add a boot to the existing culvert to extend the length. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that Agenda Item No. Four be tabled for further consideration. Motion Carried.

Agenda Item No. 5 - Consider Allowing New Sewer Taps; Mayor Moran

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman for the City of Elkhart to provide individual sewer taps and when a sewer tap is requested it must go before the council for consideration and the availability of said tap will be based upon the urgency of the need for that particular tap, and that this implementing of sewer taps is to be published in the city's official newspaper. Motion Carried.

Agenda Item No. 6 - Consider imposing a Burning Ban Within the Corporate Limits of the City

of Elkhart.

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

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart as of this date impose a Burning Ban within the Corporate limits of Elkhart and this ban is to co-inside with the Anderson County Burning Ban; the co-insiding of this Burning Ban shall be automatically effective from year-to-year. Motion Carried.

Agenda Item no. 7 - Consider Ordinance No. 207; Setting of A Tax Rate and Ad Valorem Tax Levy.

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

On the Seventh day of September, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin that the City of Elkhart's Tax Rate for the implementing of a Ad Valorem Tax Levy be set at 0.2459 and this by the passing, approving, and adopting of Ordinance No. 207090799. Motion Carried.

Agenda Item No. 8 - Consider Part-time Personnel.

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

On the Seventh day of September, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to hire a person through the Elkhart ISD's Diversified Career Preparation program based upon Ms. Stanfield's recommendation and this person is to work two days inside office and three days in the Public Works Department and the wage for this person shall be the minimum wage of \$5.15 per hour. Motion Carried.

All agenda items having been addressed, Mayor Moran asked for the City Administrator's report and upon the conclusion of this report presented by Daniel Andrews, Sr., the mayor asked for a motion to adjourn this meeting of September 7, 1999.


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

On the Seventh day of September, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the meeting. Motion Carried.

Regular City of Elkhart council meeting adjourned at 6:19 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

00024

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of October, 1999, the City of Elkhart Council convened into an open session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

Councilmember absent was Marion Hortman.

City Administrator Daniel Andrews, Sr. was in attendance of said meeting.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:00 P.M..

Citizens present were recognized by Mayor Moran; Joe Faust, Bonnie Faust, and Craig Lund.

Mr. Joe Faust addressed the council on two issues; 1) brush blocking view on Jones Road by the creek; 2) bad odor at lift station on Jones Road. This issue was not an agenda item, therefore, required no action by the council.

Agenda items are now addressed as follows:

Agenda Item No. One - Consider Approving and Accepting minutes of September 7, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to approve and accept the minutes of September 7, 1999, as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill; Craig Lund

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Devoin Garrison and

seconded by Councilmember Joel Parker to adjust Craig Lund's Art Studio Water Bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Three - Consider Aerator Filter Media for Newsom Well.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to repair Filter Media on Newsom Well and the vendor to do repairs is to be East Texas Fabricating Co. for the proposed cost of ONE THOUSAND SIX HUNDRED EIGHTY-EIGHT DOLLARS AND NO CENTS (\$1,688.00).

Agenda Item No. Four - Consider CPI Increase of 2.7% On solid Waste Collection Charges.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to impose the CPI of 2.7% (\$0.21.) to the existing trash pick-up charge of \$ 7.76 . Motion Carried.

Agenda Item No. Five - Consider Approving City of Elkhart Official Holidays for the Fiscal Year 2,000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that the proposed official holidays for the City of Elkhart's Fiscal Year 2000 be approved and accepted as presented to the council. Motion Carried.

Agenda Item No. Six - Consider Resolution No. 208; Designation of City of Elkhart Official Newspaper for Fiscal Year 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart designate the Palestine Herald Press as the city's official newspaper for the city's fiscal year 2000 by the passing and adopting of Resolution 208-100499. Motion Carried.

Agenda Item No. Seven - Consider Y2K Contingency Plan; Emergency Management

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Coordinator for City of Elkhart, Diane Parker.

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

On the Fourth day of October, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart have a Y2K Contingency Plan in place by October 13, 1999, and a report for City of Elkhart Emergency Management Coordinator Diane Parker to present to the county. Motion Carried.

Mayor Moran called for executive session and the council exited out of open session at 5:23 P.M.

Agenda Item No. Eight - Executive Session, Open Meetings Act, Section 551.074, Personnel;
a) Three Month Evaluation of Financial Secretary.
b) Consider Wage Increase for All Employees.

Agenda Item No. Eight was discussion only and the council exited executive session and convened back into open session at 5:40 P.M.

Agenda Item No. Nine - Open Session; Action on Executive Session Items, a) Three Month Evaluation of Financial secretary, b) Consider Wage Increase for All Employees.

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

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that Becky Grant, Financial Secretary, be made a full-time permanent employee for the City of Elkhart with full benefits effective as of this date, October 4, 1999. Motion Carried.

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

On the Fourth day of October, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that all full-time employees shall have a 5% increase in their wages and this 5% increase will not apply to part-time personnel. Motion Carried.

All agenda items having been addressed, Mayor Moran called for the City Administrator's Report.

City Administrator Daniel Andrews, Sr. presented his report to the council and upon conclusion of said report, the Tabled Item List was addressed by the council.

Tabled Item No. One - Wilbur Floyd Easement dated August 12, 1982.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Fourth day of October, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker for the city council to meet with the city attorney, Eldridge Moak, in the November 1, 1999, council, meeting regarding easement rights. Motion Carried.

Mayor Moran now 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 Fourth day of October, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjourn the meeting of October 4, 1999. Motion Carried.

Council meeting adjourned at 6:05 P.M..



Mayor Garth Moran

ATTEST:



MARGIE CRAWFORD, City Secretary

11-03-99

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

On the First day of November, 1999, the City of Elkhart council convened into regular session with the following members present:

Garth Moran * Mayor
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember
Joel Parker * Councilmember
Joe Lee Robin * Councilmember

Mayor Pro-tem Diane Parker was absent from said meeting.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:00 P.M..

Citizens in attendance are as follows: Ray Cook, Parrish Molandes, David Mendiola, Les Irvin, Suzanne Norwood, and City Attorney Eldridge Moak.

Agenda Item No. One - Consider Approving and Accepting Minutes of October 4, 1999 Council Meeting.

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

On the First day of November, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Marion Hortman to approve and accept the minutes of October 4, 1999, as presented. Motion Carried.

Agenda Item No. Two - To Be Heard and Considered; Census 2000, U.S. Department of Commerce Bureau of the census, Suzanne Norwood.

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

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin to create and implement a year 2000 Census Committee. Motion Carried.

Agenda Item No. Three - Consider Adjustment of Water Bill, Leak; Ray Cook.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joe Lee Robin to adjust Ray Cook's water bills for the months of September and October by the city's usual procedure. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to give the Elkhart Athletic Association permission to move forward with the construction of ball fields on city property located on Hwy 294 W and to have the Elkhart Athletic Association enter into an agreement with the City of Elkhart stipulating that the City of Elkhart will not be held liable for damages to equipment and/ or for bodily injuries that may be incurred during the process of construction and/or after construction is completed and/ or after ball fields are put into use by ball players or any other person on said property. The term of the agreement shall be for ONE (1) year for \$1.00 fee and this agreement shall automatically renew thereafter upon the anniversary date of this document and if this agreement is to ever be terminated, then either party has the right to provide 30 day written notice. Motion Carried.

Mayor Moran now addresses Agenda Item No. Nine; Executive Session, out of the initial order of business.

Agenda Item No. Nine - Executive Session, Open Meetings Act, Section 551.071, Tentative Litigation; Consultation With City attorney, Easement Rights.

The Council closed open session and convened into executive session as of 5:40 P.M.

Council closed executive session and convened back into open session at 5:56 P.M.

Agenda Item No. Ten - Regular Session, Action to be Taken on Executive Session; Consultation With City Attorney, Easement Rights.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that no action be taken on Item No. Nine, Executive Session. Motion Carried.

Agenda Item No. Five - Consider Creating A Resolution Designating January 17th As The Official Day For The Joe Robin's Annual Martin Luther King Day

Parade; Joe Lee Robin.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that the City of Elkhart proclaim that on Martin Luther King Day that Joe Lee Robin will host and arrange an annual parade. Motion Carried.

Agenda Item No. Six - Consider Purchasing a M-30 Jetter (Maxblast) For The City Of Elkhart Public Works Department.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that the city purchase the M-30 Jetter (Maxblast) in the amount of \$3,500.00 for the Public Works Department. Motion Carried.

Agenda Item No. Seven - Consider Y2K Contingency; Generator (s).

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the city to have the electrical repairs done to the existing 30KW Generator and to mount said generator on a trailer for mobility to the city's lift stations and various other uses as may become evident. Motion Carried.

Agenda Item No. Eight - Consider reimbursement For Damages Incurred From Sewage Overflow Into Residential Structure; Diane Parker.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that there be no action taken on Item No. Eight. Motion Carried.

Mayor Moran now directs the council to the Tabled Item List.

Item No. One - Wilbur Floyd Easement dated August 12, 1982.

THE STATE OF TEXAS *

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the First day of November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that no action be taken on the Tabled Item No. One and that this item be removed from the list. Motion Carried.

All agenda items having been addressed, Mayor Moran asked for the City Administrator's Report.

Upon completion of Daniel Andrews, Sr.'s City Administrator's Report, Mayor Moran asked for a motion to adjourn the meeting.

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 November, 1999, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that this meeting of November 1, 1999 be adjourned. Motion Carried.

City council meeting adjourned at 6:39 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000933

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

On the Sixth day of December, 1999, the City of Elkhart 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
- Marion Hortman * Councilmember
- Joe Lee Robin * Councilmember

Councilmembers absent at the beginning of meeting were Joel Parker and Joe Lee Robin. Joe Lee Robin took his seat at the council table at 5:20 P.M.

City Administrator Daniel Andrews, Sr. was in attendance of said meeting.

Paul Barnett city's representative to the ACAD Board of Directors was in attendance.

Citizens present were Matt Hays and Ann Corne.

Mayor Moran declared a quorum as being present to conduct business and called the meeting to order at 5:00 P.M..

Agenda items were addressed as follows:

Agenda Item No. One - Consider Approving Minutes of November 1, 1999.

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

On the Sixth day of December, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to approve and accept the minutes of November 1, 1999 as presented. Motion Carried.

Agenda Item No. Two - Consider Providing Water Service on Fincher RD; Matt Hays.

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

On the Sixth day of December, 1999, a motion was made by Councilmember Devoin Garrison

and seconded by Councilmember Diane Parker to provide Matt Hays a water tap provided that Mr. Timmy Quick gives Mr. Hays one of his taps and the city in turn places the existing water tap on Quick property out of service. Motion Carried.

Agenda Item No. Three - To Be Heard; Paul Barnett City of Elkhart Representative To The ACAD Board of Directors, Report.

City Administrator Daniel Andrews, Sr. asked the mayor if he would direct the attention of the council to Item No. Eight, Consider Water Bill Adjustment, Leak; Billy Harris Account; Representative Ann Corne.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that the city adjust Billy Harris' water bill by half of the amount of the charges on water and sewer. Motion Carried.

Item No. Three is now addressed: To Be Heard; Paul Barnett City of Elkhart Representative To To The ACAD Board of Directors, Report.

Mr. Barnett gave his report to the council regarding the appraisal district's considering upgrading their existing computer system for a more cost effective means of implementing property tax documents and any other necessary documents for the purpose of taxation and appraising of properties. Mr. Barnett also stated he would be reporting back to the council on a regular basis. There was no action required by the council on this item.

Agenda Item No. Four - Consider Resolution For the Appointment of a Representative For The City of Elkhart To the Anderson County Appraisal District Board of Directors.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman that Paul Barnett be appointed by Resolution No. 209-120699 to be the City of Elkhart's representative to the ACAD Board of Directors. Motion Carried.

Agenda Item No. Five - Consider Resolution Creating A Complete Count Committee for Census Year 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that Resolution No. 210-120699 be approved and adopted for the purpose of creating a "City of Elkhart Census 2000 Complete Count Committee" in support of

the upcoming Census 2000. The following persons were appointed to serve on the above referenced committee if they agree to serve: Norm Griffith, Joe Lee Robin, Margie Crawford, Kay Edwards, and Alma Ortego.

Agenda Item No. Six - Consider Resolution For A Position and Making Comments Concerning Application Guidelines for Program Year 2001 For Texas Community Development Program Currently Being Proposed By The Texas Department of Housing and Community Affairs.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker that Resolution No. 211-120699 be approved and adopted for the purpose of making comments and taking a position concerning application guidelines for Program Year 2001 For The Texas Community Development Program currently being proposed by the Texas Department of Housing and Community Affairs. Motion Carried.

Agenda Item No. Seven - Consider Price Increase On Trash Bags.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker that the charge for a box of trash bags be increased from \$ 6.00 a box plus sales tax to \$ 8.00 per box plus 7.75% sales tax making the total per box \$ 8.62. Motion Carried.

Agenda Item No. Nine - Consider Placing A Street Light Behind Elkhart State Bank; Jim Bob Parker.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of December, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to have a street light placed in back of buildings known as the Elkhart State Bank and City Barber Shop. Councilmember Diane Parker abstained from the vote; Marion Hortman, Aye; Devoin Garrison, Aye; and Joe Lee Robin, Aye. Motion Carried.

All agenda items having been addressed, the mayor asked for the City Administrator's Report.

Daniel Andrews, Sr. presented his report to the council giving a status report on the Wastewater Treatment Plant Project, raising of manholes to above ground level, and water service on Blue Ribbon Road as it pertained to new water taps.

Upon completion of City Administrator's Report the mayor asked for input from the council.

Diane Parker made a report on the Sr. Citizen Center and status of the Meals On Wheels Program. It was referenced that Ms. Durant had stated that the on-site meals program may be closing for lack of non participation of citizens. This item is to be placed on the January Agenda .

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 Sixth day of December, 1999, a motion was made by Councilmember Devoin Garrison and seconded by Marion Hortman to adjourn this meeting of December 6, 1999. Motion Carried.

Meeting adjourned at 6:00 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

000936

THE STATE OF TEXAS *

ANDERSON COUNTY *

CITY OF ELKHART *

On the Third day of January, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran	*	Mayor
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

Councilmember/Mayor Pro-tem Diane Parker was absent.

City Secretary Margie Crawford was absent. Becky Grant recorded the minutes in Ms. Crawford's stead.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

The following citizens were in attendance: Joseph Faust and Bonnie Faust.

Mayor Moran called the meeting to order at 5:00 P.M. and declared a quorum as being present to address the agenda items and they are as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of December 6, 1999.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to approve and accept the minutes as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustments: A) Michele Reed, Leak, B) Aileen Warren, Leak, and c) Ida Hall, Leak.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Michele Reed's water bill by half of the amount of

the leak; usual procedure. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to adjust Aileen Warren's water bill by half of the amount of the leak; usual procedure. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjust Ida Hall's water bill by half of the amount of the leak; usual procedure. Motion Carried.

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

Charles McShan was not present at this time to do his presentation; council moved this item to be considered later in the meeting.

Agenda Item No. Four - Consider Meals On Wheels Programs and Utilization of Senior Citizens Center Bldg.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the council take no action on Item No. Four. Motion Carried.

Agenda Item No. Five - Consider Resolution No. 212; Calling of City of Elkhart May 6, 2000 General Election.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of January, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to approve and adopt Resolution No. 212, a resolution calling for an election to be held within the City of Elkhart, Texas, May 6th, year 2000, for the electing of officials to serve on the city council; Place One, Place Three, and Place Five. Motion Carried.

Agenda Item No. Six - Consider Proclamation; School Board Recognition Month January 2000.

000919

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

On the Third day of January, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that by proclamation the council proclaim the month of January, 2000 as School Board Recognition Month. Motion Carried.

Agenda Item No. Three, Charles McShan, Sub-division, was addressed again and Charles McShan was yet to be in attendance of meeting, therefore, there was no consideration or action required by the city council.

Mayor Moran asked for the City Administrator's report.

Upon completion of Mr. Andrews, Sr.'s report the mayor asked for a motion to adjourn.

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

On the Third day of January, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to adjourn this meeting. Motion Carried.

Council meeting adjourned as of 5:45 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 Seventh day of February, 2000, the City of Elkhart Council convened into regular session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember

Councilmember absent; Joel Parker.

City Administrator Daniel Andrews, Sr. was present for meeting.

Citizens in attendance were as follows: Joe and Bonnie Faust. Sharon Davenport, Randy McCoy, and Charles McShan.

Cecil Staples and Tom Watson of Staples & Associates, P.C., C.P.A.'s were in attendance to present the City of Elkhart's Audit Report (Financial Statement).

Mayor Moran declared a quorum as being present to conduct business and called the meeting to order at 5:00 P.M.

Agenda Items addressed are as follows:

Agenda Item No. One - Consider Approving and Accepting Minutes of January 3, 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Seventh day of February, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to approve and accept the minutes of January 3, 2000 as presented. Motion Carried.

Agenda Item No. Two - To Be Heard and Considered; City of Elkhart Financial Statement, Staples & Associates, P.C., C.P.A.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

000941

On the Seventh day of February, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman that no action be taken on Item No. Two and that this issue be brought back to the table in the next meeting. Motion Carried.

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

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

On the Seventh day of February, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison for the city to contact the city's engineer and TNRCC for a consensus of Mr. McShan's Project as to the feasibility of the city providing sewer service to Mr. McShan and to have Mr. McShan's engineer and the city's engineer converse regarding the project.

Agenda Item No. Four - Consider Implementing summer Sewer Rates For The Duration of Drought Conditions.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to implement the summer charges on sewer, cap on sewer gallons for purpose of billing, 11,000 gallons; anything over the 11,000 gallons will not be charged on the billing for sewer service. Motion Carried.

Agenda Item No. Five - Consider Establishing A Policy to Govern "Garage Sales"; Sharon Davenport.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to have a workshop for the purpose of developing an ordinance to govern garage sales within the corporate limits of Elkhart. Motion Carried.

Agenda Item No. Six - Consider Resolution No. 214; City-Wide Clean Up Day of March 11, 2000.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Diane Parker and

seconded by Councilmember Devoin Garrison to approve and adopt Resolution No. 214; City-Wide Clean Up Day ; designated to be March 11th. Motion Carried.

Agenda Item Seven - Consider resolution No. 215; Appointment of Presiding Judge, Alternate Judge, and Early Voting Clerk.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to approve and adopt Resolution No. 215; Appointment of Presiding Judge, Alternate Judge, and Early Voting Clerk. Motion Carried.

Agenda Item No. Eight - Consider Renewal of Rental Agreements: a) Elkhart Volunteer Fire Department, b) First Responders, and c) Lease Agreement For Pat Cook Store; 309 W. Parker.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the City of Elkhart renew the rental agreements with the First Responders, Elkhart Volunteer Fire Department, and renew the lease on the Pat Cook Store (Senior Citizens Building) located at 309 W. Parker. Motion Carried.

Agenda Item No. Nine - Consider Increasing Pledge Amount To Secure City of Elkhart Funds Deposited in the City's depository; Elkhart State Bank.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin for the city to secure an increase in the pledge amount that secures city funds deposited in the Elkhart State Bank by the amount of \$550,000. Motion Carried.

Agenda Item No. Ten - Consider Compensation For Damages Incurred to Floor Coverings Resulting From Sewage Back-up.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin that the city pay for the replacement of Ms. Diane Parker's floor coverings that were damaged by sewer back-up; check is to be payable to Joel's Decorating.

000048

The vote is as follows: Diane Parker, abstained; Devoin Garrison, Nay; Marion Hortman, Aye; Joe Lee Robin, Aye. Majority has the vote. Motion Carried.

Agenda Item No. 11 - Consider A Policy to Govern Damages Incurred By Sewage Back-up Within Individual Residents or Structures.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman to have a workshop on revising current policy governing sewage back-up into residence and the liability thereof. Motion Carried.

There being no further business, Mayor Moran asked for the City Administrator's report.

Upon conclusion of Mr. Andrews, Sr.'s report, a motion to adjourned was asked for by the mayor.

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

On the Seventh day of February, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Diane Parker to adjourn the meeting. Motion Carried.

Meeting adjourned at 6:50 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 28th day of February, 2000, 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
Councilmember	*	Devoin Garrison
Councilmember	*	Marion Hortman
Councilmember	*	Joe Lee Robin

Councilmember absent Joel Parker.

City Administrator Daniel Andrews, Sr. was in attendance and citizen Florine Tatum.

Mayor Moran declared a quorum as being present and called the meeting to order at 4:05 P.M.

Agenda Item No. One - Consider Compensation for Damages Incurred To Floor Covering; Florine Tatum.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 28th day of February, 2000, a motion was made by Councilmember Joe Lee Robins and seconded by Councilmember Marion Hortman for Ms. Florine Tatum to obtain two bids for replacement of carpet damaged by sewage backup, and the city will compensate her by paying the amount of the lowest bid. The vote was as follows: Diane Parker excused herself from the vote, abstained; Devoin Garrison, Nay; Marion Hortman, Aye; Joe Lee Robin, Aye. Motion Carried.

Agenda Item No. Two - Consider Date For March Council Meeting

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 28th day of February, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin that the council meet on March 6th; the regular date for council meetings. Motion Carried.

Agenda Item No. Three - Consider Adjourning

000045

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 28th day of February, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joe Lee Robin for the council to adjourn the Special Called Meeting. Motion Carried.

Special Called Meeting adjourned at 4:28 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 28th day of February, 2000, the City of Elkhart council convened at 4:30 P.M. into a workshop for the purpose of discussion and possible creation of ordinances governing the following:

1. An ordinance to govern garage sales within the corporate limits of the City of Elkhart.
2. An ordinance to govern city's liabilities for sewage Backup/Tort Claim Act.

Members present are as follows:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember

Councilmember absent Joel Parker.

City Administrator Daniel Andrews, Sr. was present for workshop.

Mayor Moran declared a quorum as being present and continued to the discussion of Item No. One of the workshop agenda; an ordinance to govern Garage Sales within the corporate limits of the City of Elkhart.

Councilmember Joel Parker arrived for workshop at 4:35 P.M..

Recommendation on Item No. one - ordinance for Garage Sales;

After in depth discussion of "Garage Sales" vs "Businesses" vs "Flea Markets" as to the definition of such; limit of days to conduct a "Garage Sale" and whether or not to permit and provide sign for "Garage Sale" and penalty for not complying with guidelines, it was the councils consensus to review existing ordinances such as the Building Standards Ordinance and any other ordinance that may pertain to the issue with the possibility of being revised or amended to reflect guidelines for the holding of "Garage Sales" within the corporate limits of Elkhart.

Item No. Two - An ordinance to govern city's liabilities for sewage backup/Tort Claim Act.

It was suggested that a letter be sent out to all sewer customers recommending that a Backflow Preventor be installed for the purpose of preventing sewage backup into the home and that the City of Elkhart shall not be held liable for any and all damages incurred by customer due to sewage backup into the structure/home.

Payment for the installation of the Backflow Preventor, if the customer desires the city to install it, could be paid out in increments of three (3) payments.

In the near future consider making application for a Grant in order to repair or replace sewer lines and/or lift stations and/or solve the Infiltration/Inflow problem that currently affects the sewer system .

Recommendation for Item No. Two;

Marion Hortman recommended and Joe Lee Robin seconded the recommendation that on the March 6th regular council meeting, Subchapter B. Tort Liability of Governmental Units be placed on the agenda for consideration for the adoption thereof. Vote was as follows: Devoin Garrison, Aye; Marion Hortman, Aye; Joe Lee Robin, Aye; Diane Parker, Refrained; Joel Parker, Refrained. Ayes having the majority vote, the Tort Claims Act will go on the agenda of the March 6th meeting .

Mayor Moran declared the workshop adjourned as of 5:16 P.M..



GARTH MORAN, Mayor

ATTEST :



MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of March, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoyn Garrison	*	Councilmember
Marion Hortman	*	Councilmember

Councilmembers absent; Joel Parker and Joe Lee Robin.

Daniel Andrews, Sr., City Administrator was in attendance of meeting.

Jonnie Craig and Bryan Grimes of Grantworks, Inc. were present and the following citizens: James Hackett, Sr., Dennis Jones, Jean and Bob McWhirter.

Mayor Moran called the meeting to order and declared a quorum present and proceeded to address the items on the agenda.

Item No. One - Consider Approval and Acceptance of Minutes of February 7th, Special Called Meeting of February 28th, and a Workshop of February 28, 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of March, 2000, a motion was made by Councilmember Devoyn Garrison and seconded by Councilmember Marion Hortman to approve and accept the minutes of February 7, and the 28th as presented. Motion Carried.

Councilmember Joel Parker took his place at the council table at 5:04 P.M..

Item No. Two - Consider Water Bill Adjustment, Leak; Elkhart Masonic Lodge.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to adjust the Elkhart Masonic Lodge's Water Bill by half of the amount of the leak; usual procedure. Motion Carried.

00949

Item No. Three - Consider Sewer Tap-Dennis Jones.

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

On the Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman for the City to allow Mr. Jones to have sewer service at the location on Bonners Ferry Rd. Motion Carried.

Item No. Four - To Be Heard and considered, Grant Works; Bryan Grimes and Jonnie Craig.

Councilmember Marion Hortman asked if Item No. Eight could be addressed instead of Item Four. Mayor Moran granted the request; Item No. Eight-Consider Providing Water Service at the Location On Hwy 294 West; Jean McWhirter.

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

On the Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to provide water service to a location on Hwy 294 West; Jean and Bob McWhirter residence. Motion Carried.

Item No. Four - To Be Heard and Considered, Grant Works; Bryan Grimes and Jonnie Craig.

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

On the Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to use the services of Grantworks, Inc. for the application of grant funding on behalf of the City. Motion Carried.

Item No. Five - Consider Expansion/Up-grade of Water Lines; Blue Ribbon Rd. and Cty Rd. 165.

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

On the sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to contact the city's engineer and have specifications drawn up for expansion of water line on Blue Ribbon and Fincher Rd. and to loop the line. Motion Carried.

Item No. Six - Consider Use of City Owned Maintainer on City Owned Property.

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 March, 2000, a motion was made by Joel Parker and seconded by Devoin Garrison that the City of Elkhart declare the city owned 23 acres of land located on Hwy 294 West as being for a public purpose and allow the Little League Association to utilize city owned equipment with the stipulation that the association, in the event of any breakdown of equipment, will be responsible for any repairs to equipment and the city has the right to reclaim at any given time parts or sections of said 23 acres of city owned land. Motion Carried.

Item No. 7 - Consider Repair of Generator.

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 March, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to take no action on repair of Generator, Item No. 7. Motion Carried.

Item No. 8 having been acted upon earlier in meeting, Item No. 9 is now addressed.

Item No. 9 - Consider Guidelines For a Temporary Turn on of Water Service.

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 March, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker that by this motion it is established that a time period of ten (10) days will be considered a temporary turn on of water service and a charge of \$ 15.00 plus water charge for water used. A water service over the 10 days will be considered full service and will require the \$ 75.00 meter deposit. Motion Carried.

Item No. 10 - Consider Accepting City of Elkhart's Annual Audit Report.

Councilmember Diane Parker exited the meeting at 6:37 P.M. due to illness.

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 Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to accept the fiscal year audit of 1999 as presented. Motion Carried.

Item No. 11 - Consider Accepting Individual Manuals as They Pertain to Equipment of the Wastewater Treatment Plant in Lieu of M & O Manual.

THE STATE OF TEXAS

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

On the Sixth day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to accept the Individual Manuals pertaining to operating equipment which is intergrated with the city's Wastewater Treatment Plant as part of the operating thereof in lieu of a M&O Manual prepared by the engineer of said project. Motion Carried.

Item No. 12 - Consider Adoption of Title 5. Governmental Liability, Chapter 101. Tort Claims Referencing Subchapter B. Tort Liability of Governmental Units; 101.021 Governmental Liability.

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

On the Sixth day of March, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison that the City of Elkhart acknowledge the Tort Claim Act and bring back to next month's council meeting each councilmembers ideas for input into the development of guidelines on sewage backup into structures/homes. Motion Carried.

Mayor Moran asked for the City Administrator's report to the council.

Mr. Andrews, Sr. presented his report to the council and upon conclusion of said report, a motion to adjourn was asked for by Mayor Moran.

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

On the Sixth day of March, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn meeting. Motion Carried.

This regular council meeting of March 6th, 2000, adjourned at 7:04 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 27th day of March, 2000, the City of Elkhart Council convened into a Special Called Meeting at 4:30 P.M. with the following members present:

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

Councilmember absent; Joe Lee Robin.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

There being no citizens to be heard,, the mayor declared a quorum as being present to conduct business and called the meeting to order.

Agenda Item No. One - Consider Repair of Backhoe.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 27th day of March, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to have Collins Tractors replace the city's backhoe engine with a new engine. Motion Carried.

Agenda Item No. Two -Consider Motors/Pumps for Jones Rd. and North Main Lift Stations.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 27th day of March, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the city purchase and have installed a 2 HP-Spgh-200 (HPG-200) Grinder Pump for the North Main Lift Station; also to purchase and have installed a new 30 MP-Complete Pump for the Jones Road Lift Station. 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 SPECIAL CALLED MEETING

On the 27th day of March, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to adjourn the meeting. Motion Carried.

Special Called Meeting adjourned at 4:45 P.M..



GARTH MORAN, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Third day of April, 2000, the City of Elkhart Council convened into open session with the following members present:

Garth Moran	*	Mayor
Diane Parker	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember
Joe Lee Robin	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Also present was Jesse M. Whitten, Engineer with the Brannon Corporation; Charles McShan, Subdivision Developer; Marla K.R. Robin, Citizen; Craig Lund, Citizen; Jim Bob Parker, Fire Chief.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:00 P.M..

There being no citizens to be heard at this time, the agenda items were addressed as follows:

Agenda Item No. One - Consider Approval and Acceptance of Minutes of March 6th, and March 27, 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to approve and accept the minutes of March 6th and March 27, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Request For Water and Sewer Tap; Craig Lund.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to provide a water and sewer tap to a new structure located on

Mr. Craig Lund's existing property. Motion Carried.

Agenda Item No. Three - Consider Subdivision Utility Services; Charles McShan.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker that the city provide Mr. McShan water and sewer taps for the subdivision that will be developed in the near future. Motion Carried.

Agenda Item No. Four - Budget Consideration For Water Line Expansion On Blue Ribbon Rd. and Fincher Rd. With A Loop; Jess Whitten, Engineer.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the city have engineer, Jesse Whitten, create a Budget Justification and schematics for project expansion of water lines on Blue Ribbon Rd. and Fincher Rd. with possible Loop. Motion Carried.

Agenda Item No. Five - To Be Heard and Considered, Cleburne Chivers; Henry High as a Historical Site and The Problem of Asbestos in the Structure of the Henry High Bldg.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin to have the Building Standards Committee to address the issue of the Henry High Structure and to make recommendations to the Council and EISD. Motion Carried.

Agenda Item No. Six - Consider Input From Council On Policy To Govern Damages Incurred From Sewage Backup Into Structures.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to take no action on Item No. Six. Motion Carried.

Agenda Item No. Seven - Consider Additional Repairs To City Owned Backhoe.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city have additional repairs done to the city's backhoe including a new seat; complete additional repairs of backhoe for estimated cost of \$ 2350.00. Motion Carried.

Agenda Item No. Eight - Consider Acceptance of City Secretary's Letter of Certification For Candidates Unopposed For City General Election On May 6, 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that the council accept the City Secretary's Letter of Certification of candidates unopposed for the city's general election of May 6, 2000. Motion Carried.

Agenda Item No. Nine - Consider Ordinance No. 206; Declaration of Candidates Unopposed Being Duly Elected and Cancellation of the City of Elkhart's May 6, 2000, General Election.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin for the council to approve, pass, and adopt Ordinance No. 206; AN ORDINANCE DECLARING ALL UNOPPOSED CANDIDATES FOR THE MAY 6, 2000, CITY OF ELKHART GENERAL ELECTION AS BEING DULY ELECTED AND THE DECLARATION OF CANCELLATION OF SAID ELECTION. Motion Carried.

Agenda Item No. Ten - Consider Property Tax Software Monthly Maintenance Fee.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Third day of April, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to enter into an agreement with a Mr. David Miles, Programmer, for the city to pay a monthly fee of \$ 100.00 for the maintenance and up-grades of the Property Tax Software as well as the loading on of the current property tax year. Motion Carried.

Agenda Item No. 11 - Consider Repair of EVFD's 1983 Chev. Firetruck; Jim Bob Parker, Firechief.

00957

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

On the Third day of April, 2000, a motion was made by Councilmember Diane Parker and seconded by Joel Parker to amend the city's fiscal year budget by the transferring of funds from 132.10.5108 in the amount of \$500.00 to 132.40.5403 and transferring from 132.40.5401 in the amount of \$ 3,956.66 to 132.40.5403 to reflect a total of \$ 4,456.66 in 132.40.5403 for the purpose of payment to East Texas Automotive for repairs being done to the EVFD's 1983 Chev. Firetruck and several misc. items on other mobile equipment; a check in the amount of \$ 4,456.66 is to be paid to East Texas Automotive. Motion Carried.

Mayor Moran now asked for the City Administrator's report and upon report being given, a motion to adjourn was asked for from council.

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

On the Third day of April, 2000, a motion was made by Councilmember Diane Parker and seconded by Devoin Garrison to adjourn said meeting. Motion Carried.

Council meeting adjourned as of 7:10 P.M..

Garth Moran
GARTH MORAN, Mayor

ATTEST:

Margie Crawford
MARGIE CRAWFORD Margie Crawford

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the First day of May, 2000, the City of Elkhart Council convened at 5:00 P.M. into a regular session with the following members present:

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

Councilmember Absent was Joe Lee Robin.

City Administrator Daniel C. Andrews, Sr. was in attendance of meeting.

Citizens present were Patsy Coleman, Jerry Mclemore, Albert Mosley and Jean Mosley.

There being no citizens to be heard, the mayor declared a quorum as being present and proceeded with the agenda items.

Agenda Item No. One - Consider Minutes of April 3, 2000.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to approve and accept the minutes of April 3, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Adjustment of Water Bill, Leak: Jerry Mclemore.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the First day of May, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to adjust Jerry Mclemore's March water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Providing Water and Sewer Tap to Patsy Coleman.

010159

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

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the city provide Patsy Coleman with water and sewer taps at a designated location on Montgomery Street.. Motion Carried.

Agenda Item No. Four - Consider Providing a Sewer Tap To Albert Mosley.

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

On the First day of May, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman that the city provide Albert Mosley with a sewer tap at the designated location on Hatten Street. Motion Carried.

Agenda Item No. Five - Consider Removing Restriction on Sewer Taps.

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

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman that restrictions on providing new sewer taps be removed; effective this date of May 1, 2000. Motion Carried.

Agenda Item No. Six - Consider Amendments of Fiscal Year of 99/00 City of Elkhart Budget.

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

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to approve and accept the proposed amendments to the city's fiscal year budget of 99/00. Motion Carried. See Attachment.

Agenda Item No. Seven - Consider Purchase of Real Estate; Shreiner Property.

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

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded

approved 5/1/00

PROPOSED AMENDMENTS TO CITY OF ELKHART
FISCAL YEAR OF 99/00 BUDGET

GENERAL FUND

TRANSFER FROM 112.20.5201	\$ 500.00	TO 112.20.5220	\$ 500.00
TRANSFER FROM 112.20.5201	\$ 4.45	TO 112.20.5206	4.45
TRANSFER FROM 112.30.5302	\$ 1,200.00	TO 112.30.5312	\$ 1,200.00
TRANSFER FROM 112.30.5301	\$ 1,000.00	TO 112.30.5312	\$ 1,000.00
TRANSFER FROM 112.30.5301	\$ 109.62	TO 112.30.5302	109.62
TRANSFER FROM 112.30.5303	\$ 700.00	TO 112.80.5803	\$ 700.00
TOTAL:		\$ 3514.07	

FIRE DEPARTMENT FUND (CITY)

TRANSFER FROM 132.10.5108	\$ 500.00	TO 132.40.5403	\$ 500.00
TRANSFER FROM 132.40.5401	\$ 3956.66	TO 132.40.5403	\$ 3956.66
TOTAL:		\$ 4456.66	

FIRE FUND ALREADY ADJUSTED PER COUNCIL ACTION IN APRIL MEETING.

STREET FUND

TRANSFER FROM 142.70.5705	\$ 38.38	TO 142.20.5207	\$ 38.38
TRANSFER FROM 142.70.5705	\$ 18.78	TO 142.40.5403	\$ 18.78
TOTAL:		\$ 57.16	

WATER FUND

TRANSFER FROM 202.70.5704	\$ 4,488.55	TO 202.20.5207	\$ 38.38
		TO 202.20.5202	\$ 232.95
		TO 202.20.5208	\$ 1669.17
		TO 202.20.5220	\$ 170.86
		TO 202.30.5312	400.33
		TO 202.30.5313	1,107.34
		TO 202.70.5702	344.92
		TO 202.80.5807	\$ 524.60

TOTAL \$ 4,488.55

SEWER FUND

TRANSFER FROM 302.20.5220	\$ 38.89	TO 302.20.5207	\$ 38.89
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TRANSFER FROM 302.40.5404	\$ 3634.36	TO 302.20.5208	\$ 225.61
		TO 302.30.5312	\$ 2,853.58
		TO 302.40.5401	\$ 415.88
		TO 302.40.5403	\$ 139.29

TOTAL \$ 3,673.25

GARBAGE FUND

TRANSFER FROM 402.20.5220	\$ 20.10	TO 402.10.5107	\$ 20.10
TRANSFER FROM 402.30.5312	\$ 410.94	TO 402.30.5322	\$ 410.94
TOTAL		\$ 431.04	



by Councilmember Diane Parker to have city staff investigate the availability of Tract 13 of the Camp, Angelina Shreiner Estate property and if Tr. 13 is for sale, then call a Special Meeting. Motion Carried.

Agenda Item No. Eight - Consider Purchase of Sluice Gate for Wastewater Treatment Plant.

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

On the First day of May, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman for the city to purchase two P-32 Sluice Gates to be installed at the city's Wastewater Treatment Plant. Motion Carried.

Agenda Item No. Nine - Consider Transfer of Funds From Water Works Bank Account To Elkhart Water Works/Sewer Systems MMDA Account.

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

On the First day of May, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to transfer \$40,000 out of Elkhart Water Works bank account into city's Elkhart Water Works/Sewer Systems MMDA bank account. Motion Carried.

Agenda Item No. Ten - Consider Purchase of a HPG 200 Lift Station Grinder Pump.

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

On the First day of May, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city purchase a HPG-200 Lift Station Grinder Pump. Motion Carried.

Mayor Moran asked for the City Administrator's report and upon the conclusion of Mr. Andrews, Sr.'s report a motion to adjourn was asked for from the council.

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


On the First day of May, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

Council meeting adjourned as of 5:51 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 Fifth day of June, 2000, the City of Elkhart, Texas council and citizens convened into a Public Hearing as of 5:00 P.M. for the purpose of having citizens provide input and have their questions answered regarding the City of Elkhart's Application for a Texas Community Development Program for the year of 2001-2003 and a Planning Grant Fund and a Community Development Fund.

The following members of the council were in attendance of this Public Hearing:

Garth Moran * Mayor
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember
Joe Lee Robin * Councilmember

Councilmembers absent: Diane Parker and Joel Parker.

City Administrator Daniel Andrews, Sr. was in attendance of this Public Hearing.

The following citizens were present: Scott Lamberton, Joe and Bonnie Faust, James Foster, Marcelene Walding, Nelda Langston, and Stella Rogers.

Mr. Bruce Spitzengle of GrantWorks was in attendance of this Public Hearing and did lead the question and answer session of the hearing and did close the hearing.

This Public Hearing closed at 5:16 P.M.


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fifth day of June, 2000, the City of Elkhart Council Convened into open session at 5:16 P.M. with the following members present:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joe Lee Robin	*	Councilmember

Councilmembers absent: Diane Parker and Joel Parker.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Citizens in attendance were as follows: Scott Lamberton, Joe and Bonnie Faust, James Foster, Jr., Marcelene Walding, Bruce Spitzengle, Nelda Langston, and Stella Rogers.

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

Citizens were recognized and Joe Faust was granted permission to address the council regarding Jones Road and the need for repairs thereof. There being no action required, the council addresses the agenda items as follows:

Agenda Item No. One - Administering of the Oath of Office for Elected Councilmembers.

There being no action required for Item No. One, City Secretary Margie Crawford administered the Oath of Office to Councilmember Joe Lee Robin; Place Three, and to Councilmember Devoin Garrison; Place Five.

Agenda Item No. Two - Consider the Appointment of a Mayor Pro-tem for a One Year Term.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fifth day of June, 2000, a motion was made by Councilmember Joe Lee Robin that the council appoint Joe Lee Robin as the Mayor Pro-tem for a term of One year and the motion was seconded by Councilmember Marion Hortman. Motion Carried.

Agenda Item No. Three - Consider Acceptance of Minutes of May 1, 2000 Council Meeting.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

6-21-03
CITY OF ELKHART

* IN REGULAR COUNCIL MEETING

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to approve and accept the minutes of May 1, 2000, as presented. Motion Carried.

Agenda Item No. Four - Consider Resolution to Apply for a 2001-02 Texas Community Development Program Community Development Fund Grant.

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 Fifth day of June, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman to pass and adopt Resolution No. 216; a resolution of the City of Elkhart, Texas, authorizing the submission of a Texas Community Development Program Application to the Texas Department of Housing and Community Affairs for the Community Development Fund; and authorizing the Mayor to act as the city's executive officer and authorized representative in all matters pertaining to the city's participation in the Texas Community Development Program. Motion Carried.

Agenda Item No. Five - Consider Resolution to Apply for a 2001-02 Texas Community Development Program Planning Fund Grant.

THE STATE OF TEXAS

*

COUNTY OF ANDERSON

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CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to pass and adopt Resolution No. 217; a resolution of the city council of the city of Elkhart, Texas, authorizing the filing of a Texas Community development Program Application to the Texas Department of Housing and community Affairs; and authorizing the mayor to act as the city's executive officer and authorized representative in all matters pertaining to the city's participation in the Community Development Program. Motion Carried.

Agenda Item No. Six - Consider Resolution to Authorize Award of an Administrative Services Contract, Planning Services Contract, and a Engineering Services Contract for the City's 2001-03 TCDP Projects; Contingent Upon Grant Award.

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 Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to pass and adopt Resolution No. 218; a resolution of City of Elkhart, Texas, authorizing the award of Service Providers Contracts for the Texas Community Development Program contingent upon the receipt of a TCDP Grant during Program years 2001, 2002 or 2003; and awarding of proposals going to Wisenbaker, Fix, & Associates for Engineering Services and

Grantworks for Administrative Services for grant applications for funding. Motion Carried.

Agenda Item No. Seven - Consider Water Bill Adjustment, Leak; Agnes Curry.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjust Agnes Curry's water bill by half of the amount of the leak. Motion Carried.

Agenda Item No. Eight - Consider Granting a Water Tap to James Foster on Cty. Rd. 162.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joe Lee Robin to provide James Foster with a water tap at the location specified on Cty. Rd. 162. Motion Carried.

Agenda Item Nine - Consider Athletic Association; Baseball Fields and Construction of Building.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison for city to provide water and sewer taps to the Athletic Association at specified location on Hwy 294 West (baseball fields) and for the city to write a letter granting permission for the inmates of TCDJ/ID Unit to go on city property and construct facilities and clear debris. Motion Carried.

Agenda Item Ten - To Be Heard; Nelda Langston, Chairperson of the Building Standards Commission, Presenting Recommendations to the City Council for Consideration Thereof.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman to send a letter to each property owner referred to by Ms. Langston and allow 30 days for a response from property owners and to bring their properties into a state of acceptance. See Insert. Motion Carried.

Agenda Item No. 11 - Consider Purchase of Property; Shreiner Estate.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman for the city to make a offer of \$7,000.00 on the Angelina Shreiner Estate property. Motion Carried.

Agenda Item No. 12 - Consider a Resolution Accepting the Wastewater Treatment Plant Improvements Under the City's Texas Community Development Program, Contract No. 717241, and Authorizing Final Payment to Contractor.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to pass and adopt Resolution No. 219; a resolution of the city council of the City of Elkhart, Texas, accepting the Wastewater Treatment Plant Improvements under the city's Texas Community development Program, Contract No. 717241, and authorizing final payment to B-5 construction company, Inc.. Motion Carried.

Agenda Item No. 13 - Consider Group Health Insurance for City of Elkhart Employees.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Devoin Garrison to let group health insurance out for bid proposals and then call a special meeting for consideration thereof. Motion Carried.

Mayor Moran now asked for the City Administrator's report and upon conclusion of said report a motion to adjourn was asked for from the council.

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

On the Fifth day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

This regular council meeting adjourned as of 7:05 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 13th day of June, 2000, the City of Elkhart Council convened into a Special Called Meeting at 4:30 P.M. with the following members present:

Garth Moran	*	Mayor
Joe Lee Robin	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Marion Hortman	*	Councilmember
Diane Parker	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Devoin Garrison.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

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

Agenda Item No. One - Consider Employee Group Health Insurance.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of June, 2000 a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman that the City of Elkhart remain with the Principal Group Insurance for the city employee's health insurance. Motion Carried.

Agenda Item No. Two - Consider the Purchase of the Angelina Shreiner Estate.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN SPECIAL CALLED MEETING

On the 13th day of June, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to purchase the Angelina Shreiner Estate property of 6.253 acres. Motion Carried.

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

THE STATE OF TEXAS *

6-13-00
COUNTY OF ANDERSON

*

CITY OF ELKHART

*

IN SPECIAL CALLED MEETING

On the 13th day of June, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin to adjourn. Motion Carried.

Special Called Meeting adjourned as of 4:51 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the Third day of July, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran * Mayor
Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember
Diane Parker * Councilmember

Councilmember absent: Joel Parker.

City Administrator, Daniel Andrews, Sr., was in attendance.

Citizens present were Johnny Nichols, Craig McAdams, Charles McShan, and Tom Davis.

Mayor Moran called the meeting to order at 5:04 P.M. and declared a quorum as being present to do business.

Agenda Item No. One - Consider Approving and Accepting Minutes of June 5th and June 13th, 2000.

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

On the Third day of July, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to approve and accept the minutes of June 5 and June 13, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustments, Leaks; A) Pat's Beauty Junction
B) Maurice Mitchell Estate, Tom Davis.

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

On the Third day of July, 2000, a motion was made by Councilmember Marion Hortman and seconded by Diane Parker to adjust the water bill for Pat's Beauty Junction, Item A, by the usual procedure; half of the amount of the gallons billed on regular billing. The vote is as follows: Diane Parker, Aye; Marion Hortman, Aye; Joe Lee Robin, Aye; Devoin Garrison, Nay. Vote 3-1. Motion

Carried.

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

On the Third day of July, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to adjust the water bill of Maurice Mitchell Estate, Item B, by half of the amount of the leak. Motion Carried.

Agenda Item No. Three - Consider Providing Water Tap at Location On Fm 1817.

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

On the Third day of July, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman that the city provide Mr. McAdams with a water tap and that all cost for extending the existing main water line, if necessary, to the property will be incurred by Mr. McAdams. Motion Carried.

Agenda Item No. Four - Consider Providing Sewer Service to a Location on Hwy 294W; Mrs. Mendall Rogers.

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

On the Third day of July, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Devoin Garrison to take no action at this time on Mrs. Roger's request for sewer service from the city. Motion Carried.

Agenda Item No. Five - Consider an Ordinance for the Adoption of the International Codes 2000.

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

On the Third day of July, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison that the city pass, approve, and adopt Ordinance No. 207 for the purpose of adopting the International Codes 2000 of which the Southern Building Codes have become a part thereof. Motion Carried.

Councilmember Marion Hortman asked the mayor if the council may address Item No. Ten at this time in lieu of Item No. Six. Permission granted.

Item No. Ten - To Be Heard and Considered, Charles McShan; Sub-Division and Utilities.

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

On the Third day of July, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman that the city provide water and sewer service to Charles McShan's Sub-Division. Motion Carried.

Regular order of agenda is as follows:

Item No. Six - Consider Revising the City of Elkhart's Ordinance No. 112; Animal Control.

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

On the Third day of July, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joe Lee Robin to remove Section 4.2, listed as "Nuisance", from the City of Elkhart's Animal Control Ordinance No. 112, and bring this item back to the council in the August meeting for more input in order to revise Sec. 4.2 of Ordinance 112. Motion Carried.

Item No. Seven - Consider Establishing the Date of July 11th for a Workshop; Creation of Budget and Athletic Association Agreement.

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

On the Third day of July, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to set a date of July 11, 2000 and a time of 5:00 P.M. for the council to have a workshop. Motion Carried.

Agenda Item No. Eight - Executive Session, Open Meetings Act, Section 551.074, Personnel Proposed Wage Increase for City of Elkhart Employees.

Mayor Moran called for executive session and closed the open session of said meeting at 6:22 P.M..

Exiting out of executive session, Mayor Moran declared meeting back in open session at 6:39 P.M..

Agenda Item No. Nine - Open Meeting, Consider Proposed Wage Increase for City of Elkhart Employees.

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

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On the Third day of July, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to increase Becky Grant's hourly wage by six percent (6%), Daniel Andrews, Sr.'s monthly wage by seven percent (7%) and Margie Crawford's, James Morgan's, Darrell Morgan's and Kenneth White's hourly wage by three percent (3%). Motion Carried.

There being no further agenda items to be considered, the City Administrator's report was asked for by Mayor Moran.

Upon completion of City Administrator's report, a motion to adjourn was asked for by the mayor.

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


On the Third day of July, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to adjourn the meeting. Motion Carried.

The meeting adjourned as of 6:46 P.M..



 GARTH MORAN, Mayor

ATTEST:



 MARGIE CRAWFORD, City Secretary

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

On the 11th day of July, 2000, the City of Elkhart Council convened into a called workshop at 5:10 P.M. with the following members present:

Garth Moran * Mayor
Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Marion Hortman * Councilmember
Joel Parker * Councilmember

Absent at the convening of meeting was Councilmember Diane Parker and Councilmember Devoin Garrison, and City Administrator Daniel Andrews, Sr..

Agenda Item No. Two - To Create Terms for an Agreement Between City of Elkhart and the Athletic Association.

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

On the 11th day of July, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin authorizing Administrative Staff to contact the city's attorney and have developed an agreement stipulating a liability clause, terms as to city's maintaining control of the city owned land and that there be no expansion of ballpark apart from the permitted baseball fields; the Athletic Association will have to address the council for permission on any future projects they desire to implement on said land. Motion Carried.

Agenda Item No. One - To Create The Fiscal Year City Budget For 2000/20001.

Daniel Andrews, Sr. , City Administrator, arrived for workshop at 5:20 P.M. and Councilmember Diane Parker arrived for workshop at 5:30 P.M..

Each city fund was discussed for budget purposes with a few revisions to be made to the proposed year 2000/2001 fiscal year budget; Kenneth Whites salary to be paid out of the water fund, 100%.

Councilmember Joel Parker left the workshop at 6:15 P.M..

A date of July 17th at 5:00 P.M. was established for another budget workshop for review of revised proposed budget.

Council Workshop adjourned at 6:35 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 17th day of July, 2000, the City of Elkhart held a Public Hearing for the reviewing of the City's program performance including the actual use of TCDP funds expended under TCDP #717241. The hearing convened at 5:00 P.M..


Specifics of the project were presented by Ms. Sherry Tarrant of Gary R. Traylor's and Associates.

It was stated that the TCDP Wastewater Treatment Plant project has been completed. Project Completion Reports and Certificate of Completion were available for anyone desiring a copy.

There being no questions or comments about the activities discussed, the public hearing closed at 5:06 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the 17th day of July, 2000, the City of Elkhart Council convened into a called budget workshop at 5:15 P.M. with the following council members present:

Garth Moran	*	Mayor
Joe Lee Robin	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoyn Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent: Diane Parker.

Daniel Andrews, Sr., City Administrator, was in attendance of workshop.

Revised proposed budget for the city's fiscal year of 2000/2001 was presented to council and reviewed by the council.

Funds 112, 132, 142, 202, 302, and 402 were discussed with minimum changes being made to the proposed budget.

The consensus of council was for staff to proceed with the creation of the budget and bring it back in the August meeting for approval and acceptance.

There being no further business, a motion was asked for to adjourn.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN BUDGET WORKSHOP

On the 17th day of July, 2000, a motion was made by Councilmember Devoyn Garrison and seconded by Councilmember Joe Lee Robin to adjourn the workshop.

Budget Workshop adjourned at 6:10 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

The City of Elkhart held a public hearing on the city's proposed budget for the fiscal year of 2000/2001 on August 7, 2000. Mayor Moran declared the hearing convening as of 5:00 P.M..

Those in attendance of this public hearing are as follows:

Mayor Garth Moran; Councilmember Joe Lee Robin; City Administrator Daniel Andrews Sr.; City Secretary Margie Crawford.

There were no citizens present for this hearing.

The purpose of this hearing was for the public to ask questions and to offer input regarding the city's proposed budget.

There being no participation of citizens, the mayor declared the budget hearing as being closed at 5:15 P.M..

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 7th day of August, 2000, Mayor Moran called the roll for a regular session of the council.

The roll was called at 5:15 P.M.

Those in attendance were as follows:

Garth Moran	*	Mayor
Margie Crawford	*	City Secretary
Joe Lee Robin	*	Councilmember

City Administrator Daniel Andrews, Sr. was in attendance.

Councilmembers absent: Devoin Garrison, Marion Hortman, Diane Parker, and Joel Parker.

Mayor Moran declared that there was not a quorum present and called the meeting.

A Council meeting was rescheduled for August 10, 2000 at 5:00 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the Tenth day of August, 2000, the City of Elkhart Council convened with the following members present:

Garth Moran	*	Mayor
Joe Lee Robin	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Joel Parker	*	Councilmember

Councilmembers absent: Marion Hortman and Diane Parker.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

There were no citizens to be recognized or heard.

Mayor Moran called the meeting to order at 5:00 P.M. and declared a quorum as being present to address agenda items.

Agenda Item No. One - Consider Minutes of July 3rd, July 11th, and July 17th, 2000.

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

On the Tenth day of August, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to approve and accept the minutes of July 3, 11, and 17th, 2000, as presented. Motion carried.

Agenda Item No. Two - Consider Ordinance for the Adoption of the City of Elkhart's Fiscal Year 2000/2001 Budget.

THE STATE OF TEXAS *
COUNTY OF ANDERSON *

CITY OF ELKHART

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IN REGULAR COUNCIL MEETING

On the Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Devoin Garrison to approve, pass, and adopt Ordinance No. 208-080700; an ordinance of the City of Elkhart, Texas, adopting the budget for the City of Elkhart, Texas for the fiscal year beginning October 1, 2000 and ending September 30, 2001; providing for the intra and inter department and fund transfers; and declaring an effective date. Motion Carried.

Agenda Item No. Three- Consider Water Bill Adjustment, Leak; Jim Davis.

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 Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to take no action on Item No. Three until such a time that a representative for the Jim Davis water bill could be present for a meeting. Motion Carried.

Agenda Item No. Four - Consider Budget Justification for Grant Application; Tracy Hicks, Engineer.

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 Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to approve and accept the budget justification for the purpose of submitting a grant application on behalf of the City. Motion Carried.

Agenda Item No. Five - Consider Securing the Darby Building on Watkins Street; Old Post Office Building.

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 Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Joe Lee Robin that the City board up the Darby building located on Watkins Street and charge the cost to Mr. Darby's tax base plus 10 % interest. Motion Carried.

Agenda Item No. Six - Consider Animal Control Ordinance No. 112, Section 4.2.

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 Tenth day of August, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to revise Section 4.2 of Ordinance No. 112; to define excessive

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seconded by Councilmember Joel Parker to have Water Tower Maintenance repair the City's elevated water storage tank located behind the City Office. Motion Carried.

Agenda Item No. 11 - Consider Ordinance for Establishing a Travel policy for City of Elkhart Elected Officials and City Employees.

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

On the Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to approve, pass, and adopt Ordinance No. 210-080700; an ordinance for the City of Elkhart establishing a Travel Policy for the attending of seminars, conventions, training schools, and day trips by elected officials and city employees funded by Public Funds. Motion Carried.

Agenda Item No. 12 - Consider Trenching for Approved Water Service; Craig McAdams.

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

On the Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City provide one of the Public Works persons to operate a trenching machine at a cost to Mr. McAdams of one Public Works person's salary plus that person's insurance cost, estimated to be about \$20.00 pr. hr.; Mr. McAdams is to supply all materials and rent a trencher for the purpose of laying a water line at a location on FM 1817. Motion Carried.

Agenda Item No. 13 - Consider Repair of City Owned Tractor.

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

On the Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to allow Kenneth White the opportunity to repair the city owned tractor provided he has the time, and if he declines, then take the tractor to the Ferguson TDCJ unit in Trinity, Texas. Motion Carried.

There being no further agenda items to be addressed, the mayor asked for the City Administrator's Report.

City Administrator's report was given by Daniel Andrews, Sr. and upon conclusion of the report, Mayor Moran asked for a date for the next regular council meeting as the first Monday of the month of September falls on a holiday.

It was agreed to have the next regular council meeting on September 5th, 2000 as September 4th is Labor Day Holiday.

Mayor Moran asked for a motion to adjourn.

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


On the Tenth day of August, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn this meeting. Motion Carried.

This meeting of August 10, 2000 adjourned as of 6:25 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 Fifth day of September, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran	*	Mayor
Joe Lee Robin	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Devoin Garrison	*	Councilmember
Marion Hortman	*	Councilmember
Joel Parker	*	Councilmember

Councilmember absent; Diane Parker.

City Administrator Daniel Andrews, Sr. was in attendance.

There were no citizens to be heard.

Mayor Moran called the meeting to order at 5:00 P.M. and declared a quorum as being present to conduct business.

Agenda Item No. One - Consider Mintues of August 7th and 10th, 2000.

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

On the Fifth day of September, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Marion Hortman to approve and accept the minutes of August the 7th and 10th, 2000, as presented. Motion Carried.

Agenda Item No. Two - Consider Building Standards Commission's Recommendations.

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

On the Fifth day of September, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker for the city to follow-up and act on the recommendations presented by the Building Standards Commission. Motion Carried.

Agenda Item No. Three - Consider Ordinance For Establishing a Tax Rate and a Tax Levy for Tax Year of 2000.

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN OPEN COUNCIL MEETING

On the Fifth day of September, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker for the city to go 3% above the effective tax rate of 0.2637 and adopt the tax rate of 0.2716 per \$100 valuation. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN OPEN COUNCIL MEETING

On the Fifth day of September, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to approve and adopt Ordinance No. 211-090500, an ordinance providing for the 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 2000, providing a penalty and interest for failure to pay the taxes levied within the time provided by law; and fixing a lien on Real and Personal Property to secure the payment of taxes; and repealing all ordinances or parts of ordinances. Motion Carried.

Agenda Item No. Four - Consider Proposed Lease Agreement; Elkhart-Athletic Association Baseball/Softball League.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN OPEN COUNCIL MEETING

On the Fifth day of September, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the city to approve and accept the Lease Agreement between the City of Elkhart and the Elkhart Athletic Association Baseball/Softball League with a clause being inserted to read "No Alcoholic Beverages on the Premises" and the agreement shall automatically renew each October One (1), unless either party decides to terminate the agreement by giving thirty days' notice of intent to terminate the agreement to the other party. Motion Carried

Agenda Item No. Five - Consider Fall City Wide Clean-Up Day.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN OPEN COUNCIL MEETING

On the Fifth day of September, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison for the city to approve and adopt Resolution No. 221-090500, an resolution establishing a City-Wide Fall Clean Up Day of October 28, 2000 for the City of Elkhart, TX. Motion Carried.

Agenda Item No. Six - Consider Luft Werks Invoice and Central Freight Line Claim.

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

On the Fifth day of September, 2000, a motion was made by Councilmember Joel Parker and Councilmember Marion Hortman that the city pay Luft Werks Invoice #2815 in the amount of ONE THOUSAND SEVEN HUNDRED FORTY DOLLARS AND NO CENTS (\$1,740.00) and to accept Central Freight Lines check payable to the city in the amount of THREE HUNDRED FIFTY-FOUR DOLLARS AND THIRTY-NINE CENTS (\$354.39). Motion Carried.

All agenda items having been addressed by the Council, Mayor Moran called for the City Administrator's Report.

City Administrator Daniel Andrews, Sr. presented his report to the Council and upon conclusion of the report, Mayor Moran asked for a motion to adjourn.

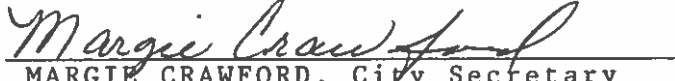
THE STATE OF TEXAS *
COUNTY OF ANDERSON *
CITY OF ELKHART * IN OPEN COUNCIL MEETING

On the Fifth day of September, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

The meeting adjourned as of 5:55 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the Second day of October, 2000, the City of Elkhart council convened into a regular session with the following members present:

- Garth Moran * Mayor
- Joe Lee Robin * Mayor Pro-tem
- Margie Crawford * City Secretary
- Devoin Garrison * Councilmember
- Marion Hortman * Councilmember

Absent as of the beginning of the meeting; Councilmember Diane Parker and Councilmember Joel Parker.

City Administrator Daniel Andrews, Sr. was in attendance.

Mayor Moran called the meeting to order at 5:04 P.M. and declared a quorum as being present to address agenda items.

Agenda Item No. One - Consider Minutes of September 5, 2000.

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

On the Second day of October, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin to approve and accept the minutes of September 5, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Transfer of Cable Television Franchise from Texas Cable Partners, L.P. to designated AT&T Transferee (Heritage Cable Television of Texas, Inc.); Leroy Pardue and AT&T Representative.

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

On the Second day of October, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to approve the transferring of franchise agreement from Texas Cable Partners, L.P. to AT&T, dba Heritage Cable Television of Texas, Inc., by the passing and adoption of Resolution No. 222-100200; a resolution of the City of Elkhart, Texas Approving the transfer of the Cable Television Franchise. Motion Carried.

Agenda Item No. Three - Consider Street Light at a Location on Bonners Ferry Rd.; Billy Jack Wright.

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

On the Second day of October, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman to approve the placement of a street light at a location on Bonners Ferry Road by Texas Utilities. Motion Carried.

Councilmember Joel Parker joined the meeting as of 5:10 P.M.

Agenda Item No. Four - Consider Providing Water Service; Tonya White.

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

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison that the City provide to Ms. Tonya White water service at a location on the Oscar Warren property; provided Mr. Oscar Warren provides in writing permission for the City to make a tap on his property. Motion Carried.

Agenda Item No. Five - Consider Water Bill Adjustment, Leak; Mrs. W.O. Doolittle.

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

On the Second day of October, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to adjust Mrs. Doolittle's water bill by the usual procedure; half of the amount of the leak. Motion Carried.

Agenda Item No. Six - Consider Renewal of Rental Agreement; South Anderson County Emergency Corp, Inc..

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

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to renew the rental agreement between the City of Elkhart and the South Anderson County Emergency corp, Inc. for a term of one year; 2000/2001. Motion Carried.

Agenda Item No. Seven - Consider Renewal of Rental Agreement; Elkhart volunteer Fire Dept.

THE STATE OF TEXAS *

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COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to renew the rental agreement between the City of Elkhart and the Elkhart Volunteer Fire Department for a term of one year; 2000/2001. Motion Carried.

Councilmember Diane Parker joined the meeting as of 5:25 P.M..

Agenda Item No. Eight - Consider Renewal of Lease Agreement; 309 W. Parker St. (Senior Citizen Activity Center).

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to renew the Lease Agreement between the City of Elkhart and the Industrial Foundation for the building located 309 W. Parker St. (Senior Citizens Activity Center) for a term of one year; 2000/2001. Motion Carried.

Agenda Item No. Nine - Consider City of Elkhart's Official Newspaper for Fiscal Year of 2000/2001.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to designate the Palestine Herald Press as the official newspaper for the City of Elkhart for the fiscal year of 2000/2001 by the passing and adoption of Resolution No. 223-100200. Motion Carried.

Agenda Item No. Ten - Consider Complaint of Poultry Running At Large Within the City of Elkhart Corporate Limits.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Second day of October, 2000, a motion was made by Councilmember Diane Parker and seconded by Councilmember Joel Parker to send a letter and copy of Section 4.1 of Ordinance No. 112 to Mr. Claude Gates informing him that he is in violation of said ordinance and he is to pen his chickens; if he does not pen chickens, then the matter will be handled by the Animal Control Officer of the Sheriff's department. Motion Carried.

Agenda Item 11 - Consider Olympic Waste Service Contract and the Applicable CPI Rate.

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

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to accept the terms of the City's contract with Olympic Waste Services and to approve the CPI rate of 3.5% of which will be passed on to the customer. Motion Carried.

There being no further agenda items to be acted upon, the Mayor asked for the City Administrator's Report. Daniel Andrews, Sr. presented his report to the council referencing the Charles McShan Water and Sewer Taps for sub-division; city employee's vacation time; TNRCC/Grant Application and the Jones Road Lift Station electrical problem which has been repaired.

There being no further input, the Mayor asked for a motion to adjourn.


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

On the Second day of October, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjourn the meeting. Motion Carried.

The meeting adjourned as of 6:04 P.M..


GARTH MORAN, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

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

On the Sixth day of November, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember

Councilmembers absent:

Garth Moran * Mayor
Diane Parker * Councilmember
Joel Parker * Councilmember

City Administrator Daniel Andrews, Sr. was in attendance of the meeting.

Citizens present of which were on the agenda to be heard are as follows:

Everett W. Bradshaw and Thomas Lipscomb of the Elkhart Athletic Association Baseball/Softball League.

Mayor Pro-tem Joe Lee Robin called the meeting to order at 5:01 P.M. and declared a quorum as being present to address the agenda items as follows:

Item No. One - Consider Minutes of October 2, 2000.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to approve and accept the minutes of October 2, 2000 as presented. Motion Carried.

Item No. Two - Consider Water Bill Adjustment, Leak; Everett W. Bradshaw.

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

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On the Sixth day of November, 2000, a motion was made by Councilmember Devoin Garrison and seconded by Marion Hortman to adjust Mr. Everett Bradshaw's water bill by the usual procedure; half of the amount of the leak. Motion Carried.

Item No. Three - Consider Water Bill Adjustment, Leak; Mrs. Lillie Gammage.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjust Ms. Lillie Gammage's water bill by half of the amount of the leak; usual procedure.

Item No. Four - To Be Heard, Andrew Bell of the Athletic Association; Liability Insurance.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin to table item No. Four until the December council meeting for further discussion and consideration by a full council. Motion Carried.

Item No. Five - Consider Building Standards Commission.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Joe Lee Robin and seconded by Councilmember Marion Hortman to table item No. Five until the December meeting. Motion Carried.

Item No. Six - Consider Removing the Cap on Sewer Rates.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joe Lee Robin for the city to remove the cap on sewer charges. Motion Carried.

Item No. Seven - Consider Amendments of the City of Elkhart's Year End Budget of 99/00.

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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison approving requested amendments for all proprietary funds for City of Elkhart year end budget of 99/00 as of 9/30/00. Motion Carried.

There being no further agenda items to be addressed, the City Administrator's report was asked to be given and upon conclusion of said report, a motion was asked for to adjourn.


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

On the Sixth day of November, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

City of Elkhart Council Meeting adjourned as of 6:05 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 December, 2000, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran * Mayor
Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Marion Hortman * Councilmember
Diane Parker * Councilmember
Joel Parker * Councilmember

Councilmember absent: Devoin Garrison.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Citizens present are as follows: Robert Crane (Dale), Art Powers, Jim Bob Parker, Norm Griffith, Thomas Lipscomb and Lana Franklin of the Elkhart Athletic Association, and Rueben Beard.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:02 P.M..

Agenda Item No. One - Consider Minutes of November 6, 2000.

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

On the Fourth day of December, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to approve and accept the minutes of November 6, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustment, Leak; Art Powers.

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

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjust Art Power's water bill by half of the amount of the leak; usual procedure. Motion Carried.

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

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

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjust Francis Day's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Four - Consider Water Bill Adjustment, Leak; L.E. Trim, Jr..

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

On the Fourth day of December, 2000, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to adjust L.E. Trim, Jr.'s water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Five - Consider Providing Water Taps on Cty. Rd. 165; Dale Crane Requesting One Tap; Rueben Beard Requesting Ten Taps.

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

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to provide an immediate need tap; meaning one tap to each person requesting a tap or taps, Dale Crane and Rueben Beard. Motion Carried.

Agenda Item No. Six - Consider Purchase of paint for City Owned Building Housing EVFD Equipment; Jim Bob Parker, Fire chief.

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

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker that the City of Elkhart purchase paint for city owned building housing the EVFD Equipment and draft a letter to TDC work program requesting inmates to provide the labor for the painting of said building. Motion Carried.

Agenda Item No. Seven - Consider City of Elkhart Official Holidays For year 2001.

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

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to approve the list of holidays submitted as the City's official holidays for the year 2001. Motion Carried.

Agenda Item No. Eight - Consider Date For January City Council Meeting.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of December, 2000, a motion was made by councilmember Joel Parker and seconded by Councilmember Marion Hortman to establish the date of January 8, 2000, at 5:00 P.M. for the City of Elkhart Council's next meeting date for the month of January. Motion Carried.

All Agenda items having been addressed, the mayor directed the council to the Tabled Item List.

Tabled Item List Item No. Two - Building Standards Commission Recommendations.

Norm Griffith was called on for a report to the council of the BSC recommendations and the council acted accordingly.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker for staff to review City Ordinances as they may address the issue of junk vehicles and the placement of mobile homes within the corporate limits of Elkhart and do mailouts to persons having junk vehicles in plain view and to remove Item No. Two from the Tabled Item list. Motion Carried.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Fourth day of December, 2000, a motion was made by Councilmember Joel Parker and seconded by Councilmember Diane Parker to establish the date of January 15, 2001 at 5:00 P.M. for a workshop to establish guidelines for the pulling in of mobile homes and the placement thereof within the City of Elkhart corporate limits. Motion Carried.

Tabled Item List No. One - Elkhart Athletic Association Baseball/Softball League; Lease Agreement/Liability Insurance.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

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

On the Eighth day of January, 2001, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran * Mayor
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember
Joel Parker * Councilmember

Councilmembers absent are as follows: Diane Parker and Joe Lee Robin.

Citizens present were Thomas Lipscomb and Lonnel Mosley.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:06 P.M..

Agenda Item No. One - Consider Minutes of December 4, 2000.

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

On the Eighth day of January, 2001, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to approve and accept the minutes of December 4, 2000 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustment, Leak; Mae Lee Mosley.

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

On the Eighth day of January, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjust Mae Lee Mosley's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Three - Consider Water Bill Adjustment, Leak; Patrick Kelly.

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

On the Eighth day of January, 2001, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to adjust Patrick Kelly's water bill by the usual procedure and establish an agreement for Mr. Kelly to pay the adjusted water bill in increments of three payments and that the current water bill has to be paid on time and in the complete amount due for services rendered. Motion Carried.

Agenda Item No. Four - Consider Water Bill Adjustment, Leak; Earl Whitley.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Joel Parker and seconded by Councilmember Marion Hortman to adjust Earl Whitley's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Five - Consider Water Bill Adjustment, Leak; Joyce Brown.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker to adjust Joyce Brown's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Six - To Be Heard and Considered, Carpet Damage By Sewage Backup;
Joy Williams.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Joel Parker that there be no action taken on Item No. Six; carpet damage, Joy williams. Motion Carried.

Agenda Item No. Seven - Consider Revision of Original Agreement for the City of Elkhart
and the Elkhart Athletic Association.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to amend the original agreement between the City of Elkhart and the Elkhart Athletic Association to read "to allow other sports", "fund raisers ", and Item No.

System Bank Account into EWW/SS MMDA.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Joel Parker and seconded by Councilmember Devoin Garrison to transfer from the Elkhart Water Works/Sewer Systems bank account ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00) into the Elkhart Water Works/Sewer Systems MMDA. Motion Carried.

There being no further agenda items to be addressed, the City Administrator's report was asked for by Mayor Moran.

Upon conclusion of City Administrator's report, a motion to adjourn was asked for from the council.

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART * IN REGULAR COUNCIL MEETING

On the Eighth day of January, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Joel Parker to adjourn the meeting Motion Carried.

Council Meeting adjourned as of 6:25 P.M..



 GARTH MORAN, Mayor

ATTEST:



 MARGIE CRAWFORD, City Secretary

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

On the Fifth day of February, 2001, the City of Elkhart Council convened into a regular session with the following members present:

Garth Moran * Mayor
Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Devoin Garrison * Councilmember
Marion Hortman * Councilmember
Diane Parker * Councilmember

Councilmember Joel Parker was absent from the meeting.

City Administrator Daniel Andrews Sr. was in attendance of meeting.

The following citizens were present:

Linda Ray, Wayne Lasiter, Thomas Lipscomb, Jim Bob Parker and Cecil Staples and Tom Watson of Staples & Associates, P.C., CPAs.

Mayor Moran declared a quorum as being present and called the meeting to order at 5:02 P.M..

Agenda Item No. One - Consider Minutes of the January 8, 2001 Council Meeting.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to approve and accept the minutes of January 8, 2001 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustments, Leaks; (a) Alfred Bostick (b) Wayne Lasiter.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to adjust Alfred Bostick's water bill by half of the amount of the leak; usual procedure. Motion Carried.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to adjust Wayne Lasiter's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Due to the time factor and the other agenda items not pertaining to the city's audit, the mayor moved ahead to Agenda Item No. Ten - To Be Heard and Considered; City of Elkhart Financial Report Presented by Staples & Associates Auditing Firm.

Tom Watson of Staples & Associates presented the completed City of Elkhart's Financial Statement for the fiscal year ending 9/30/00 and reviewed the auditor's findings relating to the city's finances. Upon conclusion of said report, the mayor asked for a motion to accept the Financial Statement as presented.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison to approve and accept the Financial Statement for the City of Elkhart as presented by Tom Watson of Staples & Associates. Motion Carried.

Agenda Item No. Three - Consider Water Tap for David Ellis On North Bridges.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to grant Mr. David Ellis a Water Tap at a designated location on North Bridges Street. Motion Carried.

Agenda Item No. Five - Consider the appointment of a City of Elkhart Health Authority Officer.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to appoint Dr. Larry Burch to be the City of Elkhart's official Health Authority Officer. Motion Carried.

Agenda Item No. Six - Consider Texas Department of Transportation's Petition; Complaint Against TXU Electric - Original Petition and Prayer for Relief.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Marion Hortman to take no action on Agenda Item No. Six; TxDot complaint against TXU Electric. Motion Carried.

Agenda Item No. Seven - Consider Existing Ordinance Governing Mobile Homes Within the Corporate Limits of Elkhart, TX.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to table Item No. Seven until next meeting.

Agenda Item No. Four - Consider Assisting the Athletic Association Baseball/Softball League Construct An Entry Road to Playing Fields; Thomas Lipscomb.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison for the city to contact Billy Bennet with the Texas Highway Dept and inquire into the feasibility of obtaining road material and help in constructing entry road to the baseball fields' grounds. Motion Carried.

Agenda Item No. Eight - Consider the Purchase of a Water Pipe (line) Locator.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Devoin Garrison for city to purchase one RD 500 combined water meter locator for the cost of \$2,456.00 and the vote is as follows: Diane Parker, Joe Lee Robin, and Devoin Garrison for the purchase of the locator and Marion Hortman against; 3 to 1 vote. Motion Carried.

An error occurred in the numbering of the agenda items, and for the record, there is not an agenda item no. nine (9). Agenda Item No. Ten having been addressed earlier in the meeting, the council will address agenda item no. eleven.

Agenda Item No. 11 - Consider Purchase of Heat System For City Building Housing Fire Dept.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Devoin Garrison and seconded by Councilmember Diane Parker to purchase a Trane 150,000 BTU heating system with electronic ignition, automatic thermostat control , and proper ventilation from Lightfoot Air Conditioning & Refrigeration, Inc.. Motion Carried.

Tabled Item List Agenda:

Item No. One - Consider Purchase of a Water Leak Detector.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to remove Item No. One from the Tabled Item List. Motion Carried.

Mayor Moran asked for the City Administrator's report and upon conclusion, he asked for a motion to adjourn.

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

On the Fifth day of February, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Devoin Garrison to adjourn the meeting. Motion Carried.

February 5, 2001 meeting adjourned as of 6:38 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 12th day of March, 2001, the City of Elkhart Council convened into a regular council meeting with the following members present:

Garth Moran * Mayor
Joe Lee Robin * Mayor Pro-tem
Margie Crawford * City Secretary
Marion Hortman * Councilmember
Diane Parker * Councilmember

Councilmembers absent: Joel Parker and Devoin Garrison.

City Administrator Daniel Andrews, Sr. was in attendance of meeting.

Citizens present were Frank Zellers of the Elkhart Livestock Auction and Lisa Gaines.

The City Engineer Tracy Hicks and associate were present for meeting.

Mayor Moran declared a quorum present and called the meeting to order at 5:02 P.M..

Agenda Item No. One - Consider Minutes of February 5, 2001.

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

On the 12th day of March, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to approve and accept the minutes of February 5, 2001 as presented. Motion Carried.

Agenda Item No. Two - Consider Water Bill Adjustments, Leaks; (a) Frank Zellers of Elkhart Livestock Auction, (b) Lisa Gaines, (c) George Johnson.

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

On the 12th day of March, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to adjust Mr. Zellers water bill for the Elkhart Livestock Auction by half of the amount of the leak; usual procedure. Motion Carried.

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

On the 12th day of March, 2001, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Diane Parker to adjust Lisa Gaines' water bill by half of the amount of the leak; usual procedure. Motion Carried.

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

On the 12th day of March, 2001, a motion was made by Councilmember Diane Parker and seconded by Councilmember Marion Hortman to adjust George Johnson's water bill by half of the amount of the leak; usual procedure. Motion Carried.

Agenda Item No. Three - To Be Heard and Considered, Engineer Tracy Hicks; TNRCC Notice



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