

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 22nd day of May, 2006, the City of Elkhart Council convened into a Special Called Meeting at 5:00 p.m. for the purpose of Canvassing the City of Elkhart's General Election of May 13th, 2006 and the passing and adoption of a resolution to implement a sales tax increase of one-fourth of one percent designated for maintenance and repair of municipal streets. Council members present are as follows:

Joe Burris	*	Mayor
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Raymond Dunlap	*	Councilmember
Marion Hortman	*	Councilmember

Council members absent were Garth Moran and Philip O'Neal.

A quorum being present, Mayor Burris proceeded with the canvassing of the City of Elkhart May 13th, 2006 General Election.

Agenda Item No. One – Canvass of the City of Elkhart General Election of May 13, 2006.

Mayor Burris, Presiding Officer of the canvassing authority of the election, reiterated the count of votes for each candidate and the number of votes for and against the Proposition for a sales tax increase; the count is as follows:

Early Voting:

Place One – Allen Hollingsworth	44 votes
Place Three – Philip O'Neal (Incumbent)	46 votes
Place Five – Raymond Dunlap (incumbent)	20 votes
Place Five – Jody Parker	33 votes

Proposition: The adoption of a local sales and use tax in Elkhart at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.

For	36 votes
Against	14 votes

May 13, 2006 City of Elkhart General Election:

Place One – Allen Hollingsworth	43 votes
Place Three – Philip O'Neal (Incumbent)	43 votes
Place Five – Raymond Dunlap	15 votes

(Incumbent)
Place Five – Jody Parker 40 votes

Proposition for Sales Tax Increase:

For: 29 votes

Against: 25 votes

In summary of returns and as canvassed the following is stated:

Place One – Allen Hollingsworth total votes – 87

Place Three – Philip O’Neal total votes – 89
(incumbent)

Place Five – Raymond Dunlap total votes – 35
(incumbent)

Place Five – Jody Parker total votes – 73

Proposition for Sales Tax Increase of one-fourth of one percent designated for maintenance and repair of municipal streets:

For: 65

Against: 39

In conclusion of the canvass, Mayor Burris declared candidate Jody Parker as the winner of the contested race for Place Five and declared all candidates as being duly elected to office.

Mayor Burris now asked for a motion on the canvass to accept or not to accept the vote as presented.

On the 22nd day of May, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to accept the Tally and the canvass thereof as presented and declare all candidates as being duly elected to office and the proposition for the one-fourth of one percent increase of sales and use tax for maintenance and repair of municipal streets as passed by the voters of the City of Elkhart. Motion Carried.

Agenda Item No. Two – Administering of the Oath of Office to Newly Elected Officials.

The new officers elected to the City of Elkhart Council were not in attendance of the meeting; no oaths were given as of this meeting.

Agenda Item No. Three – Approve and Adopt Resolution to Implement Sales Tax Increase for “Street Maintenance and Repair”

On the 22nd day of May, 2006, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Marion Hortman to approve, pass, and adopt Resolution No. 258-052206; a RESOLUTION DECLARING RESULTS OF THE CITY OF ELKHART GENERAL ELECTION OF MAY 13, 2006 HELD FOR THE PURPOSE OF ELECTING OFFICIALS TO THE CITY COUNCIL AND FOR THE ADOPTION OF AN ADDITIONAL SALES TAX. Motion Carried

Agenda Item No. Four – Adjournment.

On the 22nd day of May, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to adjourn this Special Called Meeting of May 22, 2006. Motion Carried.

Special Called Meeting adjourned as of 5:15 p.m.



Joe B. Burris, Mayor

ATTEST:



Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fifth day of June, 2006, the City of Elkhart Council convened into a regular session as of 5:30 p.m. with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Jody Parker	*	Councilmember

Council member absent was Philip O'Neal.

A quorum being present, the meeting proceeded with the invocation being given by Councilmember Marion Hortman and then the Pledge of Allegiance was said by all in attendance.

There being no citizens to be heard, Mayor Burris addressed the agenda items as follows:

OLD BUSINESS:

Tabled Item No. One – Consider Repair of Drainage Ditch Located U.S. Hwy 287 And Gammage Street.

On the Fifth day of June, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth to have Tabled Item No. One remain on the Tabled Item List.

NEW BUSINESS:

Agenda Item No. One - Approve Minutes of May First and May 22, 2006.

On the Fifth day of June, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to approve and accept the minutes of May 01 and May 22, 2006 as presented. Motion Carried.

Agenda Item No. Two – To Be Heard and Considered; Presentation on Texas Community Development Grant Program by Justin Epker of Grant Works, Inc.

Grant consultant Justin Epker was not in attendance of meeting as of this time. In his stead was his associate grant consultant Susan Compton. The council passed on this item until Mr. Epker could be present for the meeting.

Agenda Item No. Three – Appointment of Mayor Pro-tem for a Term of One Year.

On the Fifth day of June, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to elect Marion Hortman as Mayor Pro-tem for a term of one year. Motion Carried.

On the Fifth day of June, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to approve, pass, and adopt Resolution No. 259-060506; A RESOLUTION FOR THE APPOINTMENT OF MAYOR PRO-TEM (PRESIDENT PRO-TEMPORE) FOR A TERM OF ONE YEAR. Motion Carried.

Agenda Item No. Four – Consider Renewal of Principal Financial Group Health Insurance.

On the Fifth day of June, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman for the city to renew the agreement for employee group health insurance with Principal Financial Group Health, Inc. Motion Carried.

Agenda Item No. Five – Approve Financial Report.

On the Fifth day of June, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Six – Mayor's Report.

Agenda Item No. Six was discussion only; no action required by council.

Agenda Item No. Seven – City Secretary's Report.

Agenda Item No. Seven was discussion only; no action required by council.

Agenda Item No. Eight – Public Works Supervisor Report.

Agenda Item No. Eight was discussion only; no action required by council.

Reports having been given, Mayor Burris directed the council back to Agenda Item No. Two; presentation by Grant Consultant Justin Epker of Grant Works, Inc. No action was taken on Agenda Item No. Two.

Agenda Item No. Nine – Adjournment.

On the Fifth day of June, 2006, a motion was made by Councilmember Marion Hortman and seconded by Allen Hollingsworth to adjourn the meeting. Motion Carried.

This June 05, 2006 regular council meeting adjourned as of 7:03 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 26th day of June, 2006, the City of Elkhart Council convened into a Special Called Meeting and Budget Workshop with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

There were no citizens to be heard; Raymond Dunlap was in attendance of meeting in regard to an agenda item.

There being a quorum present, Mayor Burris called the meeting to order at 6:30 p.m. and proceeded by calling upon Virgil Simpson, Public Works Supervisor, to give the invocation. Then the Pledge of Allegiance was said by all in attendance of the meeting

Agenda Items are now addressed as follows:

Agenda Item No. One – Consider Appointment of a Municipal Judge.

On this 26th day of June, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to table Agenda Item No. One, Appointment of a Municipal Judge. Motion Carried.

Agenda Item No. Two – Consider a Grant Project For Up-coming TCDP Applications.

On this 26th day of June, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Jody Parker for the City of Elkhart to proceed with applying for grant funding to support up-grade of existing water system with a pneumatic water system at the school well site. Motion Carried.

Agenda Item No. Three – City of Elkhart Budget Workshop for Fiscal Year 2006/2007.

On this 26th day of June, 2006, the City of Elkhart Council addressed the city's proposed budget for the fiscal year of 2006/2007. The General Fund, Fire Fund, and Street Fund were reviewed by addressing the revenues and expenditures of all accounts within the referenced funds. No other action required in this meeting.

Having completed the review of the above referenced funds, a Budget Workshop date of July 24th was established and Mayor Burris called for a motion to adjourn the meeting.

On this 26th day of June, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth to adjourn the meeting. Motion Carried.

This Special Called Meeting and Budget Workshop adjourned at 9:00 p.m.



JOE B. BURRIS, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Third day of July, 2006, the City of Elkhart Council convened into a regular session with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Mayor Burris called the meeting to order at 5:30 p.m. and a quorum being present, he called upon council member Allen Hollingsworth to give the invocation and then the Pledge of Allegiance was said by all in attendance of the meeting.

Citizens were recognized and Citizen Randy McCoy was allowed to speak to council. Also present was Justin Epker of GrantWorks, Inc.

New Business was addressed before Old Business and the agenda items are as follows:

Agenda Item No. One – Approve Minutes of June 05 and June 26, 2006.

On the Third day of July, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth to approve and accept the minutes as presented. Motion Carried.

Agenda Item No. Two – Presentation on the TCDP Grant Application Process; Grant Consultant Justin Epker.

On the third day of July, 2006, and upon completion of Justin Epker's discussion with the council, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to table Agenda Item No. Two; Grant Application Process. Motion Carried.

After the council addressed the first two agenda items under New Business, Mayor Burris directed the council's attention back to Old Business as follows:

OLD BUSINESS:

Agenda Item No. One – Consider Repair of Drainage Ditch Located U.S. Hwy 287 S and Gammage Street.

On the Third day of July, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth to take no action on Agenda Item No. One, Repair of Drainage Ditch, and to remove this item from the Tabled Item List. Motion Carried.

Agenda Item No. Two – Consider Appointment of a Municipal Judge.

8

On the Third day of July, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to take no action as of this meeting and that this item remains on the Tabled Item List. Motion Carried.

Agenda Item No. Three – Consider Appointment of a City of Elkhart Representative to the East Texas Council of Governments Board of Directors.

On the Third day of July, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to table Agenda Item No. Three; appointment of a City of Elkhart Representative to the ETCOG Board of Directors. Motion Carried.

Agenda Item No. Four – Consider Time for City of Elkhart Council Meeting.

On the Third day of July, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to change the meeting time for council meetings to 6:30 p.m. The vote is as follows: Allen Hollingsworth, Aye; Philip O'Neal, Aye; Jody Parker, Aye; Marion Hortman, Aye; Bill Cargill, Nay. Ayes having the majority vote (4-1), Motion Carried.

Agenda Item No. Five – Consider Policy on City of Elkhart Expenditures.

On the Third day of July, 2006, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Jody Parker to take no action on Agenda Item No. Five; Policy on Expenditures. Motion Carried.

Agenda Item No. Six - Consider A Plan for Annexation.

On the Third day of July, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to take no action on Agenda Item no. Six; a plan for Annexation. Motion Carried.

Agenda Item No. Seven – Financial Report.

On the Third day of July, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Eight – Mayor's Report.

Mayor Burris did not give a report.

Agenda Item No. Nine – City Secretary Report.

Report was given and there was no action to be taken by council; discussion only.

Agenda Item No. Ten – Public works Supervisor Report.

Report was given and there was no action to be taken by council; discussion only.

Agenda Item No. 11 – Adjourn Meeting.

On the Third day of July, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This meeting of July 3, 2006 adjourned as of 7:10 p.m.

ATTEST:


MARGIE CRAWFORD, City Secretary


JOE B. BURRIS, Mayor

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 24th day of July, 2006, the City of Elkhart Council convened into a Special Called Meeting and Budget Workshop with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

A quorum being present to conduct business, Mayor Burris called the meeting to order at 5:30 p.m. and proceeded by calling upon Mayor Pro-tem Marion Hortman to give the invocation. The Pledge of Allegiance was said by all in attendance of the meeting.

There being no citizens present to be recognized the agenda items were addressed as follows:

Agenda Item No. One – Texas Community Development Grant Program.

There was no action required on Item No. One as it was for discussion only.

Agenda Item No. Two – Consider Status on Old J.P. Building Located on Watkins Street.

On the 24th day of July, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Marion Hortman to take no action on Agenda Item No. Two. Motion Carried.

Agenda Item No. Three – City of Elkhart Budget Workshop for Fiscal Year 2006/2007.

On the 24th day of July, 2006, the City of Elkhart Council commenced to create a budget for the city's fiscal year of 2006/2007 by the review of the Water Fund and part of the Sewer Fund stopping in the Sewer Fund in department 20; Supplies and Materials, Account No. 5208; Tools & Equipment.

Agenda Item No. Four – Adjournment.

Mayor Burris asked for a motion to adjourn.

On the 24th day of July, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to adjourn the meeting and budget workshop. Motion Carried.

This Special Called Meeting and Budget Workshop adjourned as of 9:10 p.m.

ATTEST:


MARGIE CRAWFORD, City Secretary


JOE B. BURRIS, Mayor

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THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Third day of August, 2006, the City of Elkhart Council convened into a Budget Workshop with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allan Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember

Councilmember absent was Jody Parker.

Mayor Burris called the Budget Workshop to order at 6:30 p.m. Virgil Simpson gave the invocation and the Pledge of Allegiance was said by all in attendance of the workshop

A quorum being present, the budget process began with the continuation of reviewing the Sewer Fund and the accounts within said fund and also the reviewing of water and garbage funds.

Upon completion of the review of the budget, a date of August 21st at 6:30 p.m. was established for the next Budget Workshop.

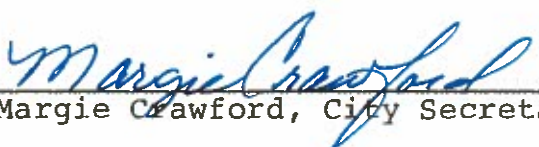
Mayor Burris called for a motion to adjourn the Budget Workshop.

On the Third day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to adjourn the workshop. Motion Carried.

The Budget Workshop of August 03, 2006 adjourned as of 7:55 p.m.


Joe B. Burris, Mayor

ATTEST:


Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Seventh day of August, 2006, the City of Elkhart Council convened into a regular session with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Mayor Burris called the meeting to order at 6:30 p.m. and a quorum being present proceeded by calling upon Councilmember Allen Hollingsworth to give the invocation.

Following the invocation, the Pledge of Allegiance was said by all in attendance of the meeting.

Citizens were recognized and there were none to be heard as of this time in the meeting.

OLD BUSINESS:

Agenda Item No. One – Consider TCDP Grant Project.

On the Seventh day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to let Grant Works proceed with making application for Grant Funding for Phase I project; installation of pressure tanks. Motion Carried.

Agenda Item No. Two – Consider Appointment of a Municipal Judge.

On the Seventh day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal for Item No. Two to remain on the Tabled Item List. Motion Carried.

Agenda Item No. Three – Consider Appointment of a City of Elkhart Representative to East Texas Council of Governments Board of Directors.

On the Seventh day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to appoint Mayor Joe Burris to be the City of Elkhart's representative to the ETCOG Board of Directors. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of July 3rd and July 24th, 2006.

On the Seventh day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth to approve and accept the minutes of July 03 and July 24, 2006 as presented. Motion Carried.

Agenda Item No. Two – Consider Table Top Program for Disaster Preparedness;
Randy McCoy.

On the Seventh day of August, 2006, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Marion Hortman for the City of Elkhart to host a meeting on a Table Top Program for disaster preparedness on August 28th at 10:00 a.m.

Agenda Item No. Three – To Be Heard and Considered; Presentation on
Dewatering Equipment and Proposal by Wayne
Zaskoda of Aqua-Zyme Disposal Systems, Inc.

On the Seventh day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to table Agenda Item No. Three for further information on cost of transporting sludge. Motion Carried.

Agenda Item No. Four – Consider Water System Improvements.

On the Seventh day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Marion Hortman to take no action on Item No. Four as it is redundant of Item No. One under Old Business. Motion Carried.

Agenda Item No. Five – Consider Imposing Courtesy Fee for Meter Re-check and
Special Turn On and Turn Off.

On the Seventh day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to give notice on front of water bills that the fee of \$10.00 will be imposed for Courtesy Turn On and Turn Off as well as for Meter Re-checks. Motion Carried.

Agenda Item No. Six – Consider Imposing a Sur-charge on Water Bills to Off-set
Increase of Fuel Cost to City of Elkhart.

On the Seventh day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to table Item No. Six and discuss the issue in the Budget Workshop. Motion Carried.

Agenda Item No. Seven – Consider Purchase of a Typewriter for City of Elkhart
Administrative Office.

On the Seventh day of August, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Marion Hortman to allow administrative staff to purchase a typewriter within the price range of \$400 to \$600. Motion Carried.

Agenda Item No. Eight – To Be Discussed; Log Cabin As to Who is Responsible
For the Building and Grounds.

Agenda Item No. Eight required no action by council as it was for discussion only.

Agenda Item No. Nine – To Be Discussed; City Properties.

Agenda Item No. Nine required no action by council as it was for discussion only.

Agenda Item No. Ten – Consider Letting out Bids on City of Elkhart Maintainer.

On the Seventh day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to table Item No. Ten for further information as to value of the maintainer. Motion Carried.

Agenda Item No. 11 – Approve Financial Report.

On the Seventh day of August, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. 12 – Mayor's Report.

There was no report given by the mayor.

Agenda Item No. 13 – City Secretary Report.

City Secretary gave a brief report regarding up-coming Budget Workshop; discussion only.

Agenda Item No. 14 – Public Works Supervisor Report.

Public Works Supervisor gave a brief report regarding the city's back-hoe being in the shop for repair and the cost there of. Discussion only.

Agenda Item No. 15 – Adjournment.

On the Seventh day of August, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to adjourn the meeting. Motion Carried.

The August 07, 2006 City of Elkhart Council Meeting adjourned as of 8:20 p.m.



Joe B. Burris, Mayor

ATTEST:



Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 22nd day of August, 2006, the City of Elkhart Council convened into a called meeting with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

The meeting was called to order at 6:30 p.m. by Mayor Burris.

Councilmember Marion Hortman gave the invocation and the Pledge of Allegiance was said by all in attendance of the meeting.

The purpose of the called meeting was to address the proposed salary and hourly wage increase of employees in relation to the creation of the City of Elkhart's budget for fiscal year 2006/2007 and for the continuation of the process to create the city's budget.

Agenda Item No. One – City of Elkhart Workshop for City's Fiscal Year of 2006/2007.

There was no action to be taken as of this time regarding the budget.

Agenda Item No. Two – Executive Session, Open Meetings Act, Section 551.074, Personnel; Cost of Living and Merit Wage Increases.

Mayor Burris opened the Budget Workshop and Called Meeting in open session and shortly thereafter called for a motion to convene into executive session under the Open Meetings Act, Section 551.074, Personnel; Cost of Living and Merit Wage Increases.

On the 22nd day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to close the open session and convene into closed session. Motion Carried.

City of Elkhart Council went into executive session as of 6:33 p.m.

City of Elkhart Council exited closed session as of 7:25 p.m.

Agenda Item No. Three – Open Session; Consider Personnel Cost of Living and Merit Wage Increases.

On the 22nd day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal for city employees to receive the following wages and salary; Margie Crawford \$ 15.53 per hr., Kenneth White \$13.55 per hr., Vicki Frederick \$13.04 per hr., Virgil Simpson \$39,623.80 annually, Brian Simpson \$14.73 per hr., Adolfo Alcorta \$10.58 per hr. Motion Carried.

Agenda Item No. Four – Continuation of Budget Process for City of Elkhart

Fiscal Year of 2006/2007.

Upon completion of discussion on the budget, Mayor Burris asked for a motion to approve the budget.

On the 22nd day of August, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to approve the budget with the above stated wage increases. The vote was as follows: Councilmember Bill Cargill, Aye; Councilmember Jody Parker, Aye; Councilmember Philip O'Neal, Aye; Councilmember Marion Hortman, Aye; Councilmember Allen Hollingsworth, Nay. Vote is 4-1; Ayes having the majority vote motion carried.

All business having been acted upon, a motion to adjourn was asked for by Mayor Burris.

On the 22nd day of August, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to adjourn the Budget Workshop and meeting. Motion Carried.

This Budget Workshop and meeting adjourned as of 7:56 p.m.


Joe B. Burris, Mayor

ATTEST:


Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 11th day of September, 2006 the City of Elkhart council convened into a Public Budget Hearing with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember

Council members absent; Allen Hollingsworth and Jody Parker.

In attendance of the hearing were city's Financial Secretary Vicki Frederick and city's Public Works Supervisor Virgil Simpson.

Mayor Burris opened the hearing at 6:15 P.M. and proceeded with review and discussion of the proposed City of Elkhart Budget for the City's fiscal year of 2006/2007.

Upon completion of discussion of the proposed budget, Mayor Burris closed the Public Budget Hearing at 6:18 p.m.


Joe B. Burris, Mayor

ATTEST:


Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 11th day of September, 2006 the City of Elkhart Council convened into a regular session as of 6:30 p.m. with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Councilmember absent was Allen Hollingsworth.

A quorum being present Mayor Burris proceeded by calling upon Virgil Simpson to give the invocation.

The Pledge of Allegiance was said by all in attendance of the meeting.

Citizens were recognized as present and Patsy Fox was allowed to address the council on the issue of the drainage ditch coming through her property. This was not an agenda item; therefore, no action was to be taken by council.

Under New Business:

Agenda Item No. One – Approve and adopt City of Elkhart Proposed Budget for Fiscal Year of 2006/2007.

On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve the presented budget for the city's fiscal year of 2006/2007. Motion Carried.

On the 11th day of September, 2006, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Marion Hortman to approve, pass, and adopt Ordinance No. 236-091106; an ordinance of the City of Elkhart adopting the budget for the city's fiscal year of 2006/2007; providing for the intra and inter department and fund transfers; and declaring an effective date. Motion Carried.

Agenda Item No. Two – Presentation on a Pneumatic Water System; Engineer Tracy Hicks of Wisenbaker, Fix & Associates.

Agenda Item No. Two was posted as discussion only; no action required by council.

Agenda Item No. Three – Approve Minutes of August 03, 07, and 22, 2006.

On the 11th day of September, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to approve and accept the minutes of August 03, 07, and 22, 2006 as presented. Motion Carried.

Agenda Item No. Four – Consider a Tax Rate for Ad Valorem Taxes.

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On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to approve, pass, and adopt Ordinance No. 237-091106; 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 for year of 2006; providing a penalty and interest for failure to pay the taxes levied within the time provided by law and establishing a tax rate of 0.2963 per \$100 valuation. Motion Carried.

Agenda Item No. Five – Consider Designating a Street or Streets for Repaving.

On the 11th day of September, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker approving the repair of streets beginning at the intersection of Montgomery and Lilly and proceeding onto Oakhill and Oakdale all the way down to Day Road. Motion Carried.

Agenda Item No. Six – Approve Financial Report.

On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the minutes as presented. Motion Carried.

Agenda Item No. Seven – Mayor's Report.

Mayor Burris gave a brief report; no action required by council as this was for discussion only.

Agenda Item No. Eight – City Secretary Report.

City Secretary gave a brief report; no action required by council.

Agenda Item No. Nine – Public Works Supervisor Report.
Public Works Supervisor gave report; no action required by council.

Old Business:

Tabled Item No. One – Consider Appointment of a Municipal Judge.

On the 11th day of September, 2006 a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to take no action and this item remains on the Tabled Item List. Motion Carried.

Tabled Item No. Two – Consider Dewatering Equipment Proposal by Aqva-Zyme Disposal Systems, Inc.

On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to take no action and to remove Tabled Item No. Two from the list. Motion Carried.

Tabled Item No. Three – Consider Imposing a Sur-Charge on Water Bills to Off-Set Increase of Fuel Cost to City of Elkhart.

On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to take no action and have a workshop on all of the water and sewer rates and relating service rates. Motion Carried.

Tabled Item No. Four – Consider Letting Out Bids on City of Elkhart Maintainer.

On the 11th day of September, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to let bids out on the city's maintainer with the starting bid price of \$15,000 with the right to accept or refuse any and all bids and to be posted on the internet. Motion Carried.

All business having been addressed by the council, Mayor Burris asked for a motion to adjourn.

On the 11th day of September, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This regular session of the City of Elkhart Council adjourned as of 8:15 p.m.


Joe B. Burris, Mayor

ATTEST:


Margie Crawford, City Secretary

THE STATE OF TEXAS

*

001090

COUNTY OF ANDERSON

*

CITY OF ELKHART

*

On the Second day of October, 2006, the City of Elkhart Council convened into a Public Hearing at 6:15 p.m. for the purpose of providing public notice regarding the City of Elkhart Submission of future applications for Texas Community Development Block Grant Program assistance to provide improved facilities and services in the community with the following members present:


Joe Burris	*	Mayor
Marion Hartman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember

Council members absent were Allen Hollingsworth and Jody Parker.


Citizens present were Patsy Fox, Sue Harris, and Kathleen Billings. City employees in attendance were Financial Secretary Vicki Frederick and Public Works Supervisor Virgil Simpson and City Secretary Margie Crawford.

Susan Compton, Consultant for Grantworks, Inc was present to help conduct the public hearing.

Mayor Burris opened the hearing and asked for questions from any citizen present and there being no questions, the public hearing closed at 6:17 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of October, 2006, the City of Elkhart Council convened into a regular session at 6:30 p.m. with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Council member absent; Allen Hollingsworth.

A quorum being present the meeting was called to order by Mayor Burris. The invocation was given by Marion Hortman and following the Pledge of Allegiance was said by all in attendance.

Citizens were recognized and there being none to be heard as of this time in the meeting, the agenda items were addressed as follows:

OLD BUSINESS:

Item No. One – Consider Appointment of a Municipal Judge.

On the Second day of October, 2006, a motion was made by Councilmember Bill Cargill and seconded by Jody Parker to take no action on Tabled Item No. One and remove it from the list until after the November Elections and bring it back as an agenda item. Motion Carried.

Item No. Two – Consider Imposing a Sur-Charge on Water Bills to Off-set Increase of Fuel Cost to City of Elkhart.

On the Second day of October, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to take no action and remove this item from the Tabled Item List and bring back as an agenda item after a workshop is conducted on utility rates. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of September 11, 2006; Budget Hearing and Regular Council Meeting.

On the Second day of October, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the minutes as presented. Motion Carried.

Agenda Item No. Two – Consider Resolution to Apply for 2007-08 Texas Community Development Block Grant Assistance Under The Community Development Fund.

On the Second day of October, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action until further review of project with the city engineer. Motion Carried.

Agenda Item No. Three – To Be Heard and Considered Complaint Regarding Water Services; Kathleen Billings.

On the Second day of October, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker for Ms. Billings's line to be flushed and that she is not to be charged for the flushing of the line. Motion Carried.

Agenda Item No. Four – To Be Heard and considered Request for Repair of Drainage Ditch; Patsy Fox.

On the Second day of October, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to research the minutes in order to establish the originality of the drainage ditch and obtain cost factors and bring back this item in the next council meeting with Ms. Patsy Fox present. Motion Carried.

Agenda Item No. Five – Consider Cul-de-sac at the End of Woodcrest Street.

On the Second day of October, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to have the contractor, Charles McShan, to build the Cul-de-sac as shown on the plat that was submitted to the City and approved by the City. Motion Carried.

Agenda Item No. Six – Consider Requesting Chevron to reimburse the City of Elkhart for Damage to Oakdale Street.

On the Second day of October, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman for the city to invoice Chevron for reimbursement for damage to Oakdale Street. Motion Carried.

Agenda Item No. Seven – Re-consider Sale of Maintainer.

On the Second day of October, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to list the maintainer with Auctioneer Express with a minimum bid of \$10,000. The vote is as follows: Marion Hortman, Aye; Philip O'Neal, Aye; Jody Parker, Aye; Bill Cargill, Nay. The vote was 3-1 with ayes having the majority vote. Motion Carried.

Agenda Item No. Eight – Approve Financial Report.

On the Second day of October, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Nine – Mayor's Report.

This item was discussion only; no action taken.

Agenda Item No. Ten – City Secretary Report.

This item was discussion only; no action taken.

Agenda Item No. 11 – Public Works Supervisor Report.

This item was discussion only; no action taken.

Agenda Item No. 12 – Adjourn.

On the Second day of October, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This meeting of October 02, 2006 adjourned as of 8:40 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of November, 2006, the City of Elkhart convened into a Rate Schedules Workshop with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Mayor Burris called the workshop to order at 6:00 p.m. and proceeded with addressing the list of suggested rate schedules.

City Council reviewed the suggested rate schedules and each listed rate was discussed in depth and various suggestions were made by individual council members as to rate increases.

This being a workshop, no action was taken by council as to the implementation of suggested rates.

There being no further business to be addressed by the council in this workshop, the workshop adjourned as of 6:31 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Sixth day of November, 2006, the City of Elkhart Council convened into a regular session with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

The meeting was called to order at 6:34 P.M. by Mayor Burris and a quorum being present the meeting proceeded with Councilmember Allen Hollingsworth giving the invocation.

The pledge of Allegiance was said by all in attendance of the meeting and citizens were recognized by the mayor. There being no citizen to be heard as of this time the agenda items were addressed as follows:

Agenda Item No. One – Approve Minutes of October 02, 2006.

On the Sixth day of November, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the minutes of October 02, 2006 as presented; Public Hearing for the purpose of providing public notice regarding the City of Elkhart submission of future applications for Texas Community Development Block Grant Program and regular session of council meeting. Motion Carried.

Agenda Item No. Two – Consider Request for repair of Drainage Ditch;
Patsy Fox.

On the Sixth day of November, 2006, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Marion Hortman to table Agenda Item No. Two until the council has more information regarding the cost of the proposed repairs of the drainage ditch located on Patsy Fox's property. Motion Carried.

Agenda Item No. Three – To be Discussed and Considered; Application for
2007/2008 Texas Community Development Block
Grant Assistance under the Community Development
Fund, Justin Epker and Susan Compton of GrantWorks
And Tracy Hicks, Engineer, of Wisenbaker, Fix &
Associates.

On the Sixth day of November, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal for the City of Elkhart to submit an application for grant funding in the amount of TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) to fund Phase I and Phase II of the water project with the city submitting a match of ONE HUNDRED TWENTY THOUSAND DOLLARS (\$120,000). Motion Carried.

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Agenda Item No. Four - Consider Ordinance to Implement Revised City of Elkhart Utility Rate Schedules.

Mayor Burris passed on Agenda Item No. Four and stated he would come back to this item later in the meeting.

Agenda Item No. Five – Consider Letter of Engagement with Smith, Lambright And Associates.

On the Sixth day of November, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker for the city to enter into an agreement with Smith, Lambright & Associates to do the City of Elkhart's annual audit. Motion Carried.

Agenda Item No. Six - Consider Resolution Selecting City of Elkhart Official Newspaper for Fiscal Year of 2006/2007.

On the Sixth day of November, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth designating the Palestine Herald Press as the city's official newspaper by approving, passing, and adoption of Resolution No. 261-110606; a resolution of the City of Elkhart, Texas Designating the Official Newspaper for the City's Fiscal Year of 2006/2007. Motion Carried.

Agenda Item No. Seven – Consider Renewal of Rental and Lease Agreements; Elkhart Vol. Fire Dept., First Responders and the Civic Center (Log Cabin Bldg.).

On the Sixth day of November, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to renew the city's Rental Agreement with the Elkhart Vol. Fire Department. Motion Carried.

On the Sixth day of November, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to renew the Rental Agreement with the First Responders. Motion Carried.

On the Sixth day of November, 2006, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker for the City to not renew the Lease Agreement with the Industrial Foundation. The vote was as follows: Councilmember Allen Hollingsworth, Aye; Councilmember Philip O'Neal, Aye; Councilmember Bill Cargill, Aye; Councilmember Jody Parker, Aye; Councilmember Marion Hortman refrained. Vote was 4-1 with the ayes having the majority vote. Motion Carried.

Agenda Item No. Eight – Approve Financial Report.

On the Sixth day of November, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Allen Hollingsworth to approve and accept the Financial Report as presented. Motion Carried.

Councilmember Jody Parker excused himself from the council table as of 8:03 P.M. and exited the meeting.

Agenda Item No. Nine – Mayor's Report.

There was no action required by council as this item was for discussion only.

Agenda Item No. Ten – City Secretary's Report.

There was no action required by council as this item was for discussion only.

Agenda Item No. 11 – Public Works Supervisor Report.

There was no action required by council as this item was for discussion only.

Mayor Burris directed the council's attention to Agenda Item No. Four which was passed over earlier in the meeting.

Agenda Item No. Four – Consider Ordinance to Implement Revised City of Elkhart Utility Rate Schedules.

On the Sixth day of November, 2006, a motion was made by Councilmember Marion and Councilmember Philip O'Neal to table Item No. Four. Motion Carried.

Agenda Item No. 12 – Adjourn

On the Sixth day of November, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to adjourn the meeting. Motion Carried.

This City of Elkhart Council Meeting adjourned as of 8:45 P.M.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

The City of Elkhart Council convened into a Rate Schedule Workshop December 04, 2006 at 6:00 p.m. with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember

Council members absent was Allen Hollingsworth and Jody Parker.

A quorum being present Mayor Burris called the workshop to order.

The council reviewed various suggested proposals on rate increases and water usage minimums.

Councilmember Jody Parker joined the workshop at 6:25 p.m.

It was suggested that staff obtain a copy of the American Water Works gradient rates for commercial water and sewer accounts and bring the data back in the next Rate Schedule Workshop January 08, 2007 at 6:00 p.m.

There being no further discussion, Mayor Burris asked for a motion to adjourn.

On the Fourth day of December, 2006, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Jody Parker to adjourn the workshop. Motion Carried.

The Rate Schedules Workshop adjourned as of 6:43 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of December, 2006, the City of Elkhart Council convened into a regular session as of 6:45 p.m. with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Councilmember absent was Allen Hollingsworth.

Mayor Burris called the meeting to order and proceeded by calling upon Virgil Simpson to give the invocation and then the Pledge of Allegiance was said by all in attendance of the meeting.

There being no citizens to be recognized, the agenda items were addressed as follows:

OLD BUSINESS:

1. Consider Request for Repair of Drainage Ditch; Patsy Fox.

On the Fourth day of December, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal that a request to cost share the expense of repairing the drainage ditch be presented to Ms. Fox. Motion Carried.

2. Consider Ordinance to Implement Revised City of Elkhart Utility Rate Schedules.

On the Fourth day of December, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action and this item remains on the Tabled Item List. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of November 06, 2006.

On the Fourth day of December, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to approve and accept the minutes of November 06, 2006 as presented. Motion Carried.

Agenda Item No. Two – Consider City of Elkhart Holidays for Calendar Year 2007.

On the Fourth day of December, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to approve the presented City of Elkhart Holidays. Motion Carried.

Agenda Item No. Three – Consider Pressure Pump Station for Fincher Road.

On the Fourth day of December, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to proceed with the purchase of a pressure pump; VFD System using the Goulds AquaBost II stainless steel pump at a cost of \$4,795. Motion Carried.

Agenda Item No. Four – Consider Securing a Contractor for Day road Project in
The event Project is not Completed by February 01.

On the Fourth day of December, 2006, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Philip O'Neal that if Day Rd. Sewer Project is not completed by February 01, 2007 then it is hereby approved for the city to have a contractor complete the project. Motion Carried.

Agenda Item No. Five – Consider Industrial Foundation Request for City of Elkhart to Continue with Insurance Coverage on Log Cabin bldg. (Civic Center).

On the Fourth day of December, 2006, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action on Agenda Item No. Five. Motion Carried.

Agenda Item No. Six – Approve Financial Report.

On the Fourth day of December, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Philip O'Neal to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Seven – Mayor's Report.

No report given by Mayor Burris.

Agenda Item No. Eight – City Secretary Report.

Report was given and this item was discussion only; no action required.

Agenda Item No. Nine – Public Works Supervisor Report.

Report was given and this item was discussion only, no action required.

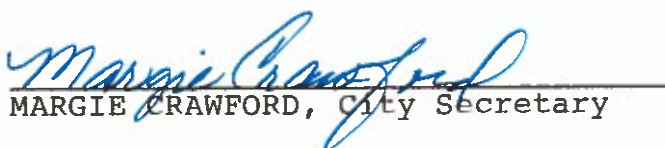
Agenda Item No. Ten – Adjourn.

On the Fourth day of December, 2006, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This City of Elkhart Council Meeting adjourned as of 7:10 p.m.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Eighth day of January, 2007, the City of Elkhart Council convened into a workshop for the purpose of revising utility rates with the following members present:

Joe Burris	*	Mayor
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Jody Parker	*	Councilmember

Council members absent were Marion Hortman and Philip O'Neal.

Others in attendance of the workshop were Financial Secretary Vicki Frederick and Public Works Supervisor Virgil Simpson.

Mayor Burris open the workshop at 6:00 p.m. and commenced with review of the suggested water and sewer rates to be considered by the council for revising the city's rate schedules.

Upon conclusion of the review and discussion on the proposed rate schedules, Mayor Burris asked for a motion to adjourn the Rate Schedule Workshop.

On this Eighth day of January, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Bill Cargill to close the workshop. Motion Carried.

This Rate Schedules Workshop adjourned as of 6:32 p.m.

ATTEST:


JOE B. BURRIS, Mayor


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Eighth day of January, 2007, the City of Elkhart Council convened into a regular session at 6:33 p.m. with the following members present:

Joe Burris	*	Mayor
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Jody Parker	*	Councilmember

Council members absent were Marion Hortman and Philip O'Neal.

Justice of the Peace Gary Thomas was in attendance of the meeting.

Mayor Burris called the meeting to order and called upon Allen Hollingsworth to give the invocation. Following the invocation, the Pledge of Allegiance was said by all in attendance of the meeting.

Mayor Burris recognized Judge Thomas as being present in the meeting and proceeded with addressing the agenda items as follows:

Old Business:

Agenda Item No. One – Consider Request of Drainage Ditch; Patsy Fox.

On the Eighth day of January, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth to take no action and remove Tabled Item No. One from the Tabled Item List. Motion Carried.

Agenda Item No. Two – Consider Ordinance to Implement Revised City of Elkhart Utility Rate Schedules.

On the Eighth day of January, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Bill Cargill to take no action on Tabled Item No. Two and this item will remain on the Tabled Item List. Motion Carried.

New Business:

Agenda Item No. One – Approve Minutes of December 04, 2006.

On the Eighth day of January, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to approve and accept the minutes of December 04, 2006 as presented. Motion Carried.

Agenda Item No. Two – Consider Approving the Placement of Mobile Homes at The Location of 308 Watkins Street; Charles Wigley.

On the Eighth day of January, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to take no action on Agenda Item No. Two. Motion Carried.

Agenda Item No. Three – Consider Appointment of Municipal Judge.

On the Eighth day of January, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker that the Justice of the Peace Gary Thomas be appointed the City of Elkhart's Municipal Judge and is compensated at a rate of ONE HUNDRED DOLLARS AND NO CENTS (\$100) a month.

On the Eighth day of January, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to approve, pass, and adopt Ordinance number 235-010807; AN ORDINANCE FOR THE APPOINTMENT OF A CITY OF ELKHART MUNICIPAL JUDGE TO SERVE IN THE CITY OF ELKHART MUNICIPAL COURT ESTABLISHED JANUARY 09, 2006 BY ORDINANCE NO. 232-010906. Motion Carried.

Agenda Item No. Four – Consider Hiring a Law Enforcement Officer for the city Of Elkhart.

On the Eighth day of January, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Bill Cargill to table Agenda Item No. Four for more information. Motion Carried.

Agenda Item No. Five – Consider Clearing Debris from the Day Property.

Councilmember Philip O'Neal took his seat at the council table at 7:05 p.m.

On the Eighth day of January, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Bill Cargill that Public Works Supervisor be given THIRTY DAYS (30) to clear Day property of all debris. Motion Carried.

Agenda Item No. Six – Approve Erecting Jake-Brake Signs.

On the Eighth day of January, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to place "no Jake Braking" signs on St. Hwy 294 West at various locations along the highway. Motion Carried.

Agenda Item No. Seven – Approve Financial Report.

On the Eighth day of January, 2007, a motion was made by Councilmember Jody Parker and seconded by Philip O'Neal to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Eight – Mayor's Report.

There was no report given; discussion only.

Agenda Item No. Nine – City Secretary Report.

City Secretary gave a brief report on up-coming elections; no action required as this item was discussion only.

Agenda Item No. Ten – Public Works Supervisor Report.

Public Works Supervisor gave his report and stated stats on proposed pressure pumps to be located on Fincher Rd.; no action was required as this item was discussion only.

Agenda Item No. 11 – Adjournment.

On the Eighth day of January, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal to adjourn the meeting. Motion Carried.

This City of Elkhart Council Meeting of January 08, 2007 adjourned as of 7:36 p.m.

ATTEST:


MARGIE CRAWFORD, City Secretary


JOE B. BURRIS, Mayor

001303

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Twelfth day of January, 2007, the City of Elkhart Council convened into a Special Called meeting with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember

Absent were Council Members Allen Hollingsworth and Jody Parker.

Mayor Burris called the meeting to order at 6:00 p.m. and a quorum being present; he proceeded by dismissing the preliminaries and going directly to the agenda items.

Agenda Item No. One – Consider and Approve Utility Rate Schedules.

On the Twelfth day of January, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Philip O'Neal to adopt the Rate Schedules as presented and to implement the rates with the adoption of Ordinance No. 238-011007; An ordinance providing for the implementation of utility rates to be charged for services rendered by the City of Elkhart and these said rates shall go forward or until such time as the City of Elkhart Council deems it necessary to increase of decrease rates. Motion Carried. *me*

Agenda Item No. Two – Consider and Approve Purchase and Installation of an AquaForce Booster System (pressure pump).

On the Twelfth day of January, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Philip O'Neal for the City of Elkhart to purchase and install an AquaForce Booster System (pressure pumps) at an estimated total cost of \$25,000 and said system is proposed to be located at the corner of U.S. Hwy 287 N and Fincher Rd. Motion Carried.

There being no further agenda items to be addressed by the council, Mayor Burris called for a motion to adjourn the meeting.

On the Twelfth day of January, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Philip O'Neal to adjourn the Special Called Meeting. Motion Carried.

This Special Called Meeting adjourned as of 6:19 p.m.

Joe B. Burris
Joe B. Burris, Mayor

ATTEST;

Margie Crawford
Margie Crawford, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fifth day of February, 2007, the City of Elkhart Council convened into a regular session with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember
Jody Parker	*	Councilmember

Council member absent was Philip O'Neal.

A quorum being present Mayor Burris called the meeting to order at 6:40 p.m. and called upon Mayor Pro-tem Marion Hortman to give the invocation. The Pledge of Allegiance was said by all in attendance of the meeting.

There being no citizens to be heard, the meeting proceeded with council addressing the following Agenda Items:

OLD BUSINESS:

Agenda Item No. One – Consider Hiring a Law Enforcement Officer for City of Elkhart.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman for agenda Item Number One to remain on the Tabled Item List. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of January 08 and January 12, 2007.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to approve and accept the minutes of January 08 and January 12, 2007 as presented. Motion Carried.

Agenda Item No. Two – Consider Electrical Provider for City of Elkhart.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to enter into a contract with TXU for the city's electrical provider for a term of four months. Motion Carried.

Agenda Item No. Three – Consider Resolution Calling City of Elkhart General Election for May 12, 2007.

On the Fifth day of February, 2007, a motion was made by Councilmember Marion Hortman and seconded by Allen Hollingsworth to approve and adopt Resolution No. 262-020507; a resolution calling the City of Elkhart's General Election for the Electing of Officers to the City of Elkhart Council and use of a direct recording electronic voting machine and a change of location for a polling facility. Motion Carried.

Agenda Item No. Four – Approve Joint Election Agreement between City of Elkhart and Elkhart ISD.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and Councilmember Marion Hortman for the City of Elkhart to enter into an agreement with the Elkhart ISD to conduct a joint election May 12, 2007. Motion Carried.

Agenda Item No. Five – Consider Ordinance Changing City of Elkhart Polling Location from City Office to 309 W. Parker St.; Log Cabin Bldg.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to approve and adopt Ordinance No. 239-020507; an ordinance to implement the City of Elkhart change of location of polling facility for the purpose of conducting City of Elkhart's general elections. Motion Carried.

Agenda Item No. Six – Consider Resolution Appointing City of Elkhart May 12, 2007 Election Presiding Judge, Alternate Judge and Early Voting Clerk.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to approve and adopt Resolution No. 263-020507; a resolution for the appointment of presiding judge, alternate judge, and early voting clerk for the May 12th, 2007 City of Elkhart General Election. Motion Carried.

Agenda Item No. Seven – Consider Placing Two or Three Loads of Ready-Mix In curve of Day Road.

On the Fifth day of February, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth for the city to repair the curve on Day Road with Hot Mix. Motion Carried.

Agenda Item No. Eight – Approve Financial Report.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Nine – Mayor's Report.

Day Road project was discussed and the pressure pump to go on Fincher Rd. No action required; discussion only.

Agenda Item No. Ten – City Secretary Report.

Animal Control in relation to court system, election, and audit was discussed. No action required; discussion only.

Agenda Item No. 11 – Public Works Supervisor Report.

Day Road project and booster pump was discussed. No action required; discussion only.

Agenda Item No. 12 – Adjournment.

On the Fifth day of February, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This City of Elkhart Council meeting adjourned as of 8:30 p.m.

ATTEST:

Margie Crawford
MARGIE CRAWFORD City Secretary

Joe B. Burris
JOE B. BURRIS, Mayor

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 12th day of March, 2007, the City of Elkhart Council convened into a regular session with the following members present:

Joe Burris	*	Mayor
Marion Hortman	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Jody Parker	*	Councilmember

Council members absent were Philip O'Neal and Allen Hollingsworth.

A quorum being present Mayor Burris called upon Virgil Simpson to give the invocation. The Pledge of Allegiance was said by all in attendance of the meeting.

There being no citizens to be recognized the meeting proceeded and the agenda items were addressed as follows:

OLD BUSINESS:

Agenda Item No. One - Consider Hiring Law Enforcement Officer for City of Elkhart.

On the 12th day of March, 2007, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Jody Parker to pass on this item and that this Tabled Item remains on the agenda. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of February 05, 2007.

On the 12th day of March, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Marion Hortman to approve and accept the minutes of February 05, 2007 as presented. Motion Carried.

Agenda Item No. Two – To Be Heard: Charles McShan of McShan Subdivision, Section One.

On the 12th day of March, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action on Agenda Item No. Two as Charles McShan did not attend the meeting. Motion Carried.

Agenda Item No. Three – To Be Heard and Considered: Eric Evans,
Builder for Proposed Duplexes.

On the 12th day of March, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action on Agenda Item No. Three as Mr. Evans did not attend the meeting. Motion Carried.

Agenda Item No. Four – To Be Heard and Considered: Mark and/or
Corri Owens, Builder of Proposed Sub-
Division.

On the 12th day of March, 2007, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill for the City to provide taps to the Owens during the process of developing the subdivision west of the City. Motion Carried.

Agenda Item No. Five – Consider Maintenance on Ditches Located
In the Corporate Limits of Elkhart.

On the 12th day of March, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker for the Public Works Department to clean out ditches and install culverts beginning as of this date and completed by the end of June, 2007. Motion Carried.

Agenda Item No. Six – Consider Constructing a Security Fence for
Day Road Lift Station.

On the 12th day of March, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Marion Hortman to take no action until more information may be obtained regarding contractor for project of building a security fence for Day Rd. Lift Station. Motion Carried.

Agenda Item No. Seven – Approve Financial Report.

On the 12th day of March, 2007, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Eight – Mayor's Report.

Mayor Burris gave his report and no action was required as this item was for discussion only.

Agenda Item No. Nine – City Secretary Report.

City Secretary Margie Crawford gave her report and no action was required as this item was for discussion only.

Councilmember Marion Hortman excused himself from the meeting at 7:20 p.m.

Agenda Item No. Ten – Public Works Supervisor Report.

Public Works Supervisor Virgil Simpson gave his report and no action was required as this was for discussion only.

Agenda Item No. 11 – Adjournment.

On the 12th day of March, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This meeting of March 12, 2007 adjourned as of 7:34 P.M.


JOE B. BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

001809

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of April, 2007, the City of Elkhart Council convened into a regular session at 6:30 p.m. with the following members present:

- | | | |
|---------------------|---|----------------|
| Joe Burris | * | Mayor |
| Marion Hortman | * | Mayor Pro-tem |
| Margie Crawford | * | City Secretary |
| Bill Cargill | * | Councilmember |
| Allen Hollingsworth | * | Councilmember |
| Philip O’Neal | * | Councilmember |
| Jody Parker | * | Councilmember |

A quorum being present the meeting proceeded with Councilmember Marion Hortman giving the invocation and then the Pledge of Allegiance was said by all in attendance of the meeting.

Citizens in attendance were Larry Fox, Michael Bell, and Michael Thomason; all representing the Masonic Lodge.

Old Business was addressed by the council as follows:

 Tabled Item No. One – Consider Hiring Law Enforcement Officer for City of Elkhart.

On this Second day of April, 2007, a motion was made by Councilmember Marion Hortman and seconded by Councilmember Bill Cargill to take no action on Tabled Item No. One and to remove it from the agenda. Motion Carried.

All Old Business having been addressed the council addressed New Business.

 Agenda Item No. One – Approve Minutes of March 12, 2007.

On this Second day of April, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Marion Hortman to approve and accept the minutes of March 12, 2007 as presented. Motion Carried.

 Agenda Item No. Two – To Be Heard and Considered on Subdivision Development; Mark and/or Carrie Owens.

On this Second day of April, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth to take no action as the Owens were not in attendance of the meeting. Motion Carried.

 Agenda Item No. Three – Consider Resolution for Local Option Exempting Ad Valorem Taxes for Charitable Organizations; Masonic Lodge.

On this Second day of April, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth to grant the exemption of Ad Valorem Taxes by the passing of Resolution 264-040207; A Resolution for Local Option

Authorized by State Legislature House Bill 1689 to Grant Charitable Organizations Exemption From Ad Valorem Taxes. Motion Carried.

Agenda Item No. Four – Consider Authorizing Virgil Simpson to Shop for a Tractor to pull 5 ft. Modern Brush Hog Shredder.

On this Second day of April, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Marion Hortman to take no action on Item No. Four. Motion Carried.

Agenda Item No. Five – Approve Financial Report.

On this Second day of April, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Allen Hollingsworth to approve and accept the Financial Report as presented. Motion Carried.

Agenda Item No. Six – Mayor's Report.

There was no report given by Mayor Burris. This item was for discussion only; no action required.

Agenda Item No. Seven – City Secretary Report.

Report was given by City Secretary Margie Crawford and there was no action required as this item was for discussion only.

Agenda Item No. Eight - Public Works Supervisor Report.

Report was given by Public Works Supervisor Virgil Simpson and there was no action required as this item was for discussion only.

Agenda Item No. Nine – Adjournment.

On this Second day of April, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This regular council meeting of April 2nd, 2007 adjourned as of 7:25 p.m.



RAYMOND DUNLAP, Mayor Pro-tem

ATTEST:



MARGIE CRAWFORD, City Secretary



P.O. Box 944
110 West Parker Street
Elkhart, Texas 75839

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001912

Mayor
Joe B. Burris

Mayor Pro-tem
Marion Hortman

City Secretary
Margie Crawford

City Council
William Cargill
Allen Hollingsworth
Philip O'Neal
Jody Parker

*Meeting Cancelled
Due to Lack of a quorum*
CITY OF ELKHART COUNCIL MEETING

MONDAY, MAY 07, 2007

CITY HALL

6:30 P.M.

AGENDA

Call to Order
Invocation
Pledge of Allegiance
Recognition of Citizens

New Business:

1. Approve Minutes of April 2, 2007.
Discussion/Action
2. Consider Current Trash Pick-up Services; Allied Solid waste Services.
Discussion/Action
3. Consider Appointment of a Code Enforcement Officer for the City of Elkhart.
Discussion/Action
4. Consider Appointment of a Court Clerk for City of Elkhart Municipal Court.
Discussion/Action
5. Consider McShan Subdivision, Section 1; Construction of Cul-de-Sac.
Discussion/Action
6. Consider Establishing a date and time for a 2007/2008 Budget Workshop.
Discussion/Action
7. Approve Financial Report.
Discussion/Action
8. Mayor's Report.
Discussion
9. City Secretary Report.
Discussion
10. Public Wks. Supervisor Report.
Discussion
11. Adjourn

I hereby certify that the above agenda is posted
In its entirety and truthfulness and is so posted in
A timely manner according to the laws of the
State of Texas.

Margie Crawford
MARGIE CRAWFORD, CITY SECRETARY

DATE: 5/4/07

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 16th day of May, 2007, the City of Elkhart Canvassing Authority convened at 5:00 P.M. with the following members present:

Marion Hortman * Mayor Pro-tem

Bill Cargill * Councilmember

Margie Crawford * City Secretary

City Council members absent were as follows: Mayor Joe Burris, Councilmember Allen Hollingsworth, Councilmember Philip O'Neal and Councilmember Jody Parker.

Financial Secretary Vicki Frederick was in attendance of the canvassing of the election.

For the purpose of canvassing the May 12th, 2007 City of Elkhart general election, two council members constitute a quorum and there being a quorum present the canvassing of the election is conducted with Mayor Pro-tem Marion Hortman chairing the procedure.

The votes were reiterated and compared and Mayor Pro-tem Marion Hortman declared the vote as being good. The count of votes is as follows:

Place of Mayor Joe Burris 52 votes

Place Two William Cargill 44 votes

Place Four Raymond Dunlap 57 votes

Place Four Linda Woodard 15 votes

Upon completion of the canvass of the election, the following candidates were declared to be duly elected to office:

Mayor Joe Burris

Councilmember William Cargill

Councilmember Raymond Dunlap

There being no further business, the canvassing of the election adjourned at 5:03 p.m.

Raymond Dunlap
RAYMOND DUNLAP, Mayor Pro-tem

ATTEST:

Margie Crawford
MARGIE CRAWFORD, City Secretary

CC1113

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Fourth day of June, 2007, the City of Elkhart Council convened into a regular session as of 6:30 p.m. with the following members present:

Bill Cargill * Councilmember

Raymond Dunlap * Councilmember

Allen Hollingsworth * Councilmember

Philip O'Neal * Councilmember

City Council members absent were Mayor Joe Burris and Councilman Jody Parker.

A quorum being present the meeting proceeded with Raymond Dunlap being selected to Chair the meeting in the absence of Mayor Burris and a mayor pro-tem not appointed as of this time in the meeting.

The meeting was called to order and the invocation was given by Public Works Supervisor Virgil Simpson and then the Pledge of Allegiance was said by all in attendance of the meeting.

Citizen Darlene Chaffin was recognized by the Chair as being present for the meeting.

There was no old business to be considered by the council. New Business was addressed by the council as follows:

Agenda Item No. One – Approve Minutes of April 2nd and May 16th, 2007.

On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Bill Cargill to approve and accept the minutes of April 2nd and May 16th, 2007 as presented. The vote was as follows: Bill Cargill, Aye; Allen Hollingsworth, Aye; Philip O'Neal, Aye; Raymond Dunlap, Abstained. Majority having the vote, Motion Carried.

Agenda Item No. Two – Appointment of a Mayor Pro-tem by Resolution and a Signatory for City of Elkhart Bank Accounts.

On the Fourth day of June, 2007, a motion was made by Councilmember Bill Cargill to nominate Raymond Dunlap to be Mayor Pro-tem for a term of one year and this was seconded by Councilmember Allen Hollingsworth. Nominations having ceased a vote was called for on the Nomination of Raymond Dunlap as Mayor Pro-tem. and to be a signatory for City of Elkhart bank accounts by Resolution No. 265-060407; a resolution for the appointment of Mayor Pro-tem. Majority having the vote, Motion Carried.

Agenda Item No. Three – Consider Current Trash Pick-up Services; Allied Waste Services.

On the Fourth day of June, 2007, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Allen Hollingsworth to table Item No. Three for further information. Motion Carried.

Agenda Item No. Four – Consider Electrical Provider for City of Elkhart.

On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Bill Cargill for the City of Elkhart to

enter into a contract for electrical services with Provider TXU Energy with a beginning date of June 6, 2007. Motion Carried.

Agenda Item No. Five – Consider Annexation.

On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to table Item No. Five. Motion Carried.

Agenda Item No. Six - Consider Appointment of a Code Enforcement Officer For the City of Elkhart.

On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to appoint Virgil Simpson as temporary Code Enforcement Officer by the approving, passing, and adopting of Ordinance No. 240-060407; an ordinance of the City of Elkhart creating and designating the position of a Code Enforcement Officer for the City of Elkhart. Motion Carried.

Agenda Item No. Seven – Consider Appointment of a Court Clerk for City of Elkhart Municipal Court.

On the Fourth day of June, 2007, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Bill Cargill to appoint Margie Crawford as temporary Court Clerk to serve in the City of Elkhart Municipal Court by the approving, passing, and adoption of Ordinance No. 241-060407; an ordinance of the City of Elkhart creating and designating the position of a Court Clerk for the City of Elkhart Municipal Court. Motion Carried.

Agenda Item No. Eight – Consider McShan Subdivision, Section I; Construction Of Cul-de-Sac.

On the Fourth day of June, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Philip O'Neal for Public Works Supervisor Virgil Simpson to work up a cost for possible construction of the Cul-de-Sac on Woodcrest Street which is a part of Mr. Charles McShan's Plat for McShan Sub-division, Section I. Motion Carried.

Agenda Item No. Nine – Consider Establishing a date and time for a 2007/2008 Budget Workshop.

On the Fourth day of June, 2007, a motion was made by councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to have the first City of Elkhart Budget Workshop July 16, 2007 at 6:30 p.m. Motion Carried.

Agenda Item No. Ten – Approve Financial Report.

On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to approve and accept the Financial Reports of April and May, 2007 as presented. Motion Carried.

Agenda Item No. 11 – Mayor's Report – There was no report; Mayor was absent.

Agenda Item No. 12 – City Secretary Report.

Report was given by City Secretary Margie Crawford. There was no action to be taken as this item was for discussion only.


Agenda Item 13. Public Works Supervisor Report.

Report was given by Public Works Supervisor Virgil Simpson. There was no action to be taken as this item was for discussion only.

Agenda Item No. 14 – Adjourn.


On the Fourth day of June, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Philip O'Neal to adjourn the meeting. Motion Carried.

This City of Elkhart Council Meeting adjourned as of 8:05 p.m.



JOE BURRIS, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the Second day of July, 2007, the City of Elkhart Council convened into a regular session at 6:30 p.m. with the following members present:

Joe Burris	*	Mayor
Raymond Dunlap	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Philip O'Neal	*	Councilmember
Jody Parker	*	Councilmember

Councilmember Allen Hollingsworth was absent from the meeting.

Mayor Burris called the meeting to order and proceeded by giving the invocation. Following the invocation the Pledge of Allegiance was said by all in attendance.

Citizens were recognized and allowed to speak; Billy Jack Wright and Mary Alice Spacek Also in attendance were Joe Arteago of Hutto Garbage Services and Debbie Martin of Allied Waste Services.

OLD BUSINESS:

Tabled Item No. One – Consider Current Trash Pick-up Services; Allied Waste Services.

Debbie Martin addressed the issue of Allied Waste Trash pick-up services in the City of Elkhart. There was no action taken as of this time in the meeting.

Mayor Burris moved Agenda Item No. Three listed under New Business up to Old Business, Item No. One and then called upon Joe Arteago of Hutto Garbage Service to do a presentation on Hutto Garbage Service.

Upon completion of presentation, Mayor Burris asked for a motion on Tabled Item No. One.

On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Jody Parker to table the issue of Hutto Garbage Services and for Current Trash Pick-up Services; Allied Waste to remain on the tabled item list. Motion Carried.

Tabled Item No. Two – Annexation.

On the Second day of July, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Jody Parker for staff to contact City Attorney Melvin Whitaker to obtain the starting process of Annexation and to have him give his opinion on the types of Annexation. Motion Carried.

NEW BUSINESS:

Agenda Item No. One – Approve Minutes of June 04, 2007.

024517

On the Second day of July, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Bill Cargill to approve the minutes as presented. Motion Carried.

Agenda Item No. Two – Consider “No Parking Sign” by Mike Phelp’s Driveway.

On the Second day of July, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O’Neal to take no action on Agenda Item No. Two. Motion Carried.

Agenda Item No. Three – Hutto Garbage Services; this item was moved up to Old Business, Item No. One and previously discussed; no action taken.

Agenda Item No. Four – Consider City of Elkhart Employee Group Health Insurance.

On the Second day of July, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Raymond Dunlap for City to continue with Principal Financial Group Health Insurance for the City of Elkhart Employees. Motion Carried.

Agenda Item No. Five – Consider Creating a Monthly written Report Listing City Of Elkhart Projects and a Status Report on Each Project.

On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Jody Parker to develop a list of projects authorized by city council with a verbal status report given on each project. Motion Carried.

Agenda Item No. Six – Consider Auditing Firm for City of Elkhart Annual Audit.

On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Philip O’Neal to contact City Attorney Melvin Whitaker as to what recourse the city may have as to having a completed audit for city’s year end of 9/30/06 completed by the auditing firm of Smith, Lambright & Associates. Motion Carried.

Agenda Item No. Seven – Consider McShan Subdivision, Section I; Construction Of Cul-de-Sac.

On the Second day of July, 2007, a motion was made by Councilmember Bill Cargill and seconded by Councilmember Raymond Dunlap to provide City Attorney with cost on the possible construction of the Cul-de-Sac located at the end of Woodcrest Street. Motion Carried.

Agenda Item No. Eight – Consider Obtaining a Camera for Inspection of Sewer Lines for Inflow & Infiltration.

On the Second day of July, 2007, a motion was made by Councilmember Philip O’Neal and seconded by Councilmember Jody Parker for Virgil Simpson, Public Works Supervisor, to contact City of Palestine Public Works Director to inquire as to their having an equipment for jetting lines and scoping of lines. Motion Carried.

Agenda Item No. Nine – Consider Eagle Railcar’s Utility Connections.

On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Jody Parker to have seals placed on Fire Hydrants and if they are removed by Eagle Railcar then they must explain to the city why they were removed. Motion Carried.

Agenda Item No. Ten – Approve Expense for Public Works Supervisor to attend Texas Rural Water Association Seminar.

On the Second day of July, 2007, a motion was made by Councilmember Jody Parker and seconded by Councilmember Philip O'Neal approving a reimbursement to Slocum Water Supply in the amount of FIVE HUNDRED SEVENTEEN DOLLARS AND THIRTY-SEVEN CENTS (517.37); half of the cost for Virgil Simpson to attend the TRWA Seminar in Galveston, Texas. Motion Carried.

Agenda Item No. 11 – Approve Expense for Mayor's Cell Phone Utilized for City Business.

On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by Councilmember Philip O'Neal approving payment of Mayor's monthly base cellular phone bill. Motion Carried.

Agenda Item No. 12 – Approve Financial Report.

On the Second day of July, 2007, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Jody Parker to approve the Financial Report as presented. Motion Carried.

Agenda Item No. 13 – Mayor's Report.

Mayor Burris did not have a report to give to council; this item was for discussion only.

Agenda Item No. 14. – City Secretary Report.

Margie Crawford, City Secretary, provided council with status on Grant that was awarded to the City of Elkhart in the amount of TWO HUNDRED FIFTY THOUSAND DOLLARS (250,000) and the franchise payment from Oncor in the amount of FIFTY-FOUR THOUSAND TWO HUNDRED NINETY-NINE DOLLARS AND SIXTY-NINE CENTS (54,299.69). This item was for discussion only.

Agenda Item No. 15 – Public Works Supervisor Report.

Virgil Simpson, Public Works Supervisor, reported the status on the Fincher Rd. pump station for water stating the electrical work is complete and he is now waiting on Marc Goldstein. This item was for discussion only.

Agenda Item No. 16 – EXECUTIVE SESSION; OPEN MEETINGS ACT, SECTION 551.074, Personnel; Review of Employees' Work Performances and Consider Hiring a Part-time Person for the Administrative Office.

Mayor Burris called for executive session and the council convened into closed session as of 8:10 p.m.

Council exited executive session and convened back into open session at 8:40 p.m.

Employees' Work Performances was not addressed in closed session by council. Therefore, Mayor Burris called for executive session for discussion on the overlooked item listed on the agenda.

Council exited open session and convened back into closed session at 8:41 p.m.

Council exited closed session and convened back into open session at 9:19 p.m.

Agenda Item No. 17. – Open Session, Consider Employees' Work Performances And consider Hiring a Part-time Person for Administrative Office.


On the Second day of July, 2007, a motion was made by Councilmember Raymond Dunlap and seconded by councilmember Jody Parker to hire Linda Cheairs at \$8.00 per

hour to be City's Court Clerk and to assist in the administrative office as needed. Motion Carried.


Agenda Item No. 18. – Adjournment.

On the Second day of July, 2007, a motion was made by Councilmember Philip O'Neal and seconded by Councilmember Jody Parker to adjourn the meeting. Motion Carried.

This City of Elkhart Council meeting adjourned at 9:20 p.m.


JOE BURRIS, Mayor

ATTEST:


MARGIE CRAWFORD, City Secretary

THE STATE OF TEXAS *

COUNTY OF ANDERSON *

CITY OF ELKHART *

On the 23rd day of July, 2007, a Budget Workshop was conducted with the following members of the City of Elkhart Council being present:

Joe Burris	*	Mayor
Raymond Dunlap	*	Mayor Pro-tem
Margie Crawford	*	City Secretary
Bill Cargill	*	Councilmember
Allen Hollingsworth	*	Councilmember

Financial Secretary Vicki Frederick and Public Works Supervisor Virgil Simpson were present for the Budget Workshop.

The Funds of General, Fire, Streets, and Water were reviewed for budgeting purposes for fiscal year of 2007/2008.

Upon conclusion of the budgeting process, Mayor Burris called for a motion to adjourn the Budget Workshop.

On the 23rd day of July, 2007, a motion was made by Councilmember Allen Hollingsworth and seconded by Councilmember Raymond Dunlap to adjourn the workshop. Motion Carried.

This Budget Workshop of July 23, 2007 adjourned as of 8:30 p.m.



JOE BURRIS, Mayor

ATTEST:



MARGIE CRAWFORD, City Secretary