

THE STATE OF TEXAS

COUNTY OF ANDERSON

CITY OF ELKHART

On the Fourth day of February 2019, the City of Elkhart Council convened into a council meeting at 6:00 p.m.

With the following members present:

Mike Gordon	*	Mayor
Lucia Butler	*	Councilmember
Raymond Dunlap	*	Councilmember
Chuck Conner	*	Councilmember * arrival at agenda item ten
Taylor Bentley	*	Councilmember
Daryll Faulk	*	Councilmember

Agenda Item One: Call to order, Prayer, Pledge, Citizen Recognition.

Meeting called to order at 6:00 p.m. City Attorney Blake Armstrong present. Constable offered prayer. No speakers.

Agenda Item Two: Discuss and Consider passing a Resolution authorizing the submittal of a 2019/2020 Community Development Block Grant to the Texas Department of Agriculture, 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 Block Grant Program, and committing \$13,750.00 local funds to the project.

Beth Eddings with Traylor and Associates addressed the council on explanation of the Resolution and delegation of funds for grant to be used on Hwy 294 water line replacement with the grant funds as its delegated use. Council lady Bentley questioned if Resolution would be for any acting Mayor and Beth Eddings responded, "yes."

Council lady Taylor Bentley made the motion to pass the Resolution No. 02042019 authorizing the submittal of a 2019/2020 Community Development Block Grant to the Texas Department of Agriculture, 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 Block Grant Program, and committing \$13,750.00 local funds to this project. Councilman Daryll Faulk seconded the motion. Councilman Raymond Dunlap abstained. Motion carries.

Agenda Item Three: Discuss and take action hearing from KSA , Billy Jack Wright and Chris Sheridan concerning all aspects of funding, cost, extent of work and legalities of extending sewer lines on Bonner's Ferry Rd., FM 319 and Hwy 287 S. and throughout the city.

Discussion ensued between Tracy Hicks, the Public Works Supervisor BJ Perry, and the city council regarding extending sewer lines at all three locations. There was discussion on having to place lift stations at the locations. Council lady Butler spoke to KSA and said they already had the plans for on the 287 S project from 2011. KSA Tracy Hicks and Sigi reported that plan just goes to that one house that is under construction. Mayor Gordon said, We want to extend to that business down the hill. Tracy Hicks reported that we were looking at three lift stations for all projects.

Chris Sheridan said he appreciates the chance to be on the agenda because in the past was not allowed to be on the agenda. Discussion ensued over lines inside and outside the city limits for sewer service. Mr. Sheridan discussed the spending of tax revenue on certain citizens sewer systems in and out of the city limits. Chris Sheridan mentioned previous staff member running a line out of the city limits using city funds and also discussed tax payers who pay city taxes not allowed sewer services speaking of Mr. Goff being a tax payer.

Council lady Butler said to wait and see what the new council has to offer. Commotion between the council and speaker broke out.in disagreement over the spending of funds and being allowed to address council. Mayor Gordon called for order and said he has allowed citizens to address the council and that everyone needed to be civil. Billy Jack Wright addressed council to ask if any other sewer connections were offered out of the city limits. Due to the nature of the item, a permanent recording of the meeting will be kept on archive for city records.

Council lady Lucia Butler made the motion to take no action until we get further information from KSA on the numbers for the projects. Councilman Raymond Dunlap seconded the motion. All voted "Aye", the motion carried.

Agenda Item Four: Discuss and take action on adoption of Ordinance No. 02042019-3 an Ordinance establishing requirements for mandatory connection to the city's sewer system.

Council lady Lucia Butler made the motion to table the item until the city attorney Blake Armstrong can add a Grandfathered clause for existing septic systems. Councilman Daryll Faulk seconded the motion. All voted "Aye", the motion carried.

Agenda Item Five: Discuss and take action on adoption of Ordinance No. 02042019-4, an Ordinance establishing policies for cost sharing concerning extension of water and waste water service to property within the city limits.

Blake Armstrong, city attorney, reviewed the cost share Ordinance with the council. Blake Armstrong spoke of process of filing application, secretary presents to council and council choses if they want to enter a cost share agreement on a case by case bases. This allows the city flexibility if the city doesn't want to absorb the full cost and pass the charges to the customer for extending water and sewer lines. Blake Armstrong said the choice would be at the councils discretion on what properties may or may not be good candidates for the cost sharing arrangement.

Agenda Item Six: Discuss and take action approving application for cost share agreement.

Blake Armstrong discuss the agreement with the council. The agreement being a standard agreement that is an extension of the Ordinance just adopted on cost share. Blake Armstrong mentioned if we anticipate any growth, this being the type of agreement that is utilized frequently. Council lady Lucia Butler made the motion to approve the cost share agreement for the applications. Council lady Lucia Butler seconded the motion. All voted "Aye", the motion carried.

Agenda Item Seven: Discuss and take action concerning all aspects for the purchase of two new vehicles for the City of Elkhart and sale or trade in of the 2010 Dodge.

Council lady Lucia Butler made the motion to take no action on agenda item seven. Councilman Raymond Dunlap seconded the motion. All voted "Aye", the motion carried.

Agenda Item Eight: Discuss and take action concerning request from the Palestine Chamber of Commerce for a membership from the City of Elkhart and review legal emails concerning.

Council reviewed legalities of donating public funds with the city attorney and was also provided an email from TML on spending of tax funds. After reviewing, Council lady Taylor Bentley made the motion to take no action on the Chamber of Commerce membership. Councilman Daryll Faulk seconded the motion. All voted "Aye", the motion carried.

Agenda Item Nine: Discuss and take action on adoption of Ordinance No. 02042019-1, an Ordinance establishing and implementing rates for water, sewer, garbage, and deposit rates for the City of Elkhart.

Council lady Taylor Bentley made the motion to table the item until the next council meeting March 19. Councilman Daryll Faulk seconded the motion. All voted "Aye", the motion carried.

Councilman Conner arrived at meeting before item ten. He was absent during the first nine items.

Agenda Item Ten: Discuss and take action to unseal and award bids on 1998 Chevrolet.

Bids were opened. The first bid was from John Chaffin for \$1,203.00. The second bid was for \$1251.00. Councilman Chuck Conner made the motion to award the bid to David Thomas for \$1,251.00. Council lady Taylor Bentley seconded the motion. All voted "Aye", the motion carried.

Agenda Item Eleven: Discuss and take action concerning invoice for repair of School Well pump for \$3004.00 from Wholesale Pumps. Council lady Lucia Butler made the motion to table agenda item eleven until the February 19, 2019 council meeting. Council lady Taylor Bentley seconded the motion. All voted "Aye", the motion carried.

Agenda Item Twelve: Discuss and take action selecting a nominee for monthly recognition award to present at the February 19, 2019 council meeting.

Council lady Bentley spoke of Mrs. Billie Dyer being at crossing guard always smiling and makes everyone's day better. Council lady Taylor Bentley made the motion to nominate Billie Dyer for the monthly recognition award. Councilman Chuck Conner seconded the motion. All voted "Aye", the motion carried.

Agenda Item Thirteen: Discuss and take action on approval of minutes for the month of December 2018.

Councilman Raymond Dunlap made the motion to approve the minutes for the month of December 2018. Councilman Daryll Faulk seconded the motion. All voted "Aye", the motion carried.

Agenda Item fourteen: Discuss and take action on adoption of Ordinance No. 02042019-2 ordering the May 6, 2019 General Election.

Council discussed the date listed as May 6, 2019 on agenda. The error was a typo and the actual Ordinance shows the correct election day of May 4, 2019.

Councilman Raymond Dunlap made the motion to adopt the Ordinance 02042019-2, ordering the May 4, 2019 General Election. Council lady Lucia Butler seconded the motion. All voted "Aye", the motion carried.

Agenda Item Fifteen: Adjournment.

Council lady Lucia Butler made the motion to adjourn. Council lady Taylor Bentley seconded the motion. All voted "Aye", the motion carried. The council meeting of February 4, 2019 adjourned at 7:39 p.m.



Mike Gordon
Mayor

ATTEST:



Carla Sheridan— City Secretary