REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................. Chairman
John E. Trott, Jr. .................. Commissioner
Fay Coldewey ...................... Commissioner
Carroll E. Carter .................. Commissioner
Terry K. Roberts .................. City Manager
Dorothy R. Moore .................. City Clerk
Charles Kvinta .................... City Attorney

ABSENT: George W. Bucek .............. Vice-Chairman

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meetings were approved.

VISITORS were welcomed by the Chairman.

THE board considered resolutions from the Planning and Zoning Commission to grant 3 Specific Use Permits and the following ordinances were presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO MR. ALFRED LOPEZ UNDER THE YOAKUM ZONING ORDINANCE

(recorded in full as No. 1395)

MOTION by Commissioner Carter, seconded by Commissioner Coldewey, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO BOBBY AND NORINE HOLSTER UNDER THE YOAKUM ZONING ORDINANCE

(recorded in full as No. 1396)

MOTION by Commissioner Trott, seconded by Commissioner Coldewey, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO OSCAR KARNEY UNDER THE YOAKUM ZONING ORDINANCE

(recorded in full as No. 1397)

MOTION by Commissioner Trott, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:
AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS PROVIDING FOR
THE EXTENSION OF THE BOUNDARY LIMITS OF THE CITY OF
YOAKUM AND THE ANNEXATION OF ADDITIONAL TERRITORY LYING
ADJACENT TO THIS CITY (recorded in full as No. 1393)

MOTION by Commissioner Coldewey, seconded by Commissioner
Carter, that the ordinance be passed, approved and adopted.
MOTION carried unanimously.

THE board discussed the need of an ordinance requiring
food handling establishments to be permitted in the City of
Yoakum.

The ordinance will allow the city to maintain records of
inspections by the County Health Officer and provide for regular
inspections.

Fees for permits were discussed.

The following ordinance was presented for first reading:

AN ORDINANCE REVISING CHAPTER 9, FOOD AND FOOD
ESTABLISHMENTS OF THE CITY OF YOAKUM CODE OF ORDINANCES
BY REPEALING SECTION 9.1 AND 9.2, AND CREATING NEW SECTIONS
ON REGULATIONS IN GENERAL, FOOD HANDLING, MEAT AND MILK
REGULATIONS, ESTABLISHING PERMIT FEES, AND SUBSTITUTING
NEW SECTIONS THEREOF; REPEALING ALL ORDINANCES OR PARTS
OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A PENALTY
FOR VIOLATION THEREOF; PROVIDING FOR PUBLICATION IN THE
NEWSPAPER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN
EFFECTIVE DATE. (recorded in full as 1398)

MOTION by Commissioner Coldewey, seconded by Commissioner
Trott, that the ordinance be passed on first reading.
MOTION carried unanimously.

THE board discussed various measures to improve the
appearance of the community.
Commissioners Coldewey and Trott gave a report on their
meeting with the Chamber of Commerce to discuss the need of
such program and asked their support.
Commissioner Coldewey felt the city should be sure that all
city property was clean before asking citizens to clean up their
property.
Commissioner Trott also asked the Chamber of Commerce to go
on record as supporting a program to encourage industrial development.
Commissioner Coldewey felt a committee should be appointed
to head up such program.

The board discussed a city wide clean-up campaign in March or
April.

THE following ordinance was presented for second and final
reading:

AN ORDINANCE APPROVING THE PETITION OF ABUTTING PROPERTY
OWNERS BEING HARVEY PEKAR AND WALTER SQUYRES BETWEEN
BLOCK 2 AND BLOCK 3 OF THE POWER ADDITION TO THE CITY OF
YOAKUM, TEXAS FOR ABANDONING AND CLOSING SAID STREET AS
REQUESTED IN SAID PETITION. (recorded in full as No. 1392)
MOTION by Commissioner Trott, seconded by Commissioner Coldewey, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following resolution was considered:

On this 8th day of January, A.D. 1985, came on to be considered the Petition of Charles J. Kvinta and wife, Margie N. Kvinta, and W. D. Kvinta and wife Hattie I. Kvinta for the closing of an 20 foot alley in Clock 4, Oakridge Addition to Yoakum, in Lavaca County, Texas, a part of the John May League. And it appearing to the Board of Commissioners that it would be to the best interest of the public to close said alley:

THEREFORE, be it Resolved by the Board of City Commissioners of the City of Yoakum that the following alley be closed:

The 20 foot alley abutting Lot 4 and Lot 5 and Lot 16 and Lot 17, all in Block No. 4, Oakridge Addition to the City of Yoakum, as per Map or Plat of said Addition duly of record in Lavaca County, Texas Deed Records, a part of the John May League, and having openings on Coke Street and Kent Street. (recorded in full as No. 85-2)

MOTION by Commissioner Trott, seconded by Commissioner Carter, that the resolution be passed, approved and adopted. MOTION carried unanimously.

THE following resolution was considered:

On this 8th day of January, A.D. 1985, came on to be considered the Petition of Oscar C. Karney and wife, Lucill Karney, Norman K. Presley and wife, Addie Presley, and Frances P. Grubert for the closing of two (2) 20 foot alleys in Block 2, Oakridge Addition to Yoakum. And it appearing to the Board of Commissioners that it would be to the best interest of the public to close said alleys;

THEREFORE, be it RESOLVED by the Board of Commissioners of the City of Yoakum, that the following alleys be closed:

The 20 foot alley abutting Lot 4 and Lot 5 and Lot 16 and Lot 17, all in Block No. 2, Oakridge Addition to the City of Yoakum, and the 20 foot alley abutting Lot 8 and Lot 9 and Lot 20 and Lot 21, all in Block 2, Oakridge Addition to the City of Yoakum as per Map or Plat of said Addition duly of record in Lavaca County, Texas Deed Records, a part of the John May League, and having openings on Kent Street and Walnut Street. (recorded in full as No. 85-01)

MOTION by Commissioner Trott, seconded by Commissioner Carter that the resolution be passed, approved and adopted. MOTION carried unanimously.
THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 10 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE 1 THEREOF, AND SPECIFICALLY SECTION 10-13(c) BRUSH, AND PROVIDING FOR THE EFFECTIVE DATE THEREOF, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT HEREWITH.

(recorded in full as No. 1394)

MOTION by Commissioner Coldewey, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE board discussed initiating the rezoning of certain areas to commercial within the city.
Mr. Roberts will have updated zoning maps at the next regular meeting.
Before making any changes the board will inform the public of proposed changes to allow citizens input.

THE Chairman declared an executive session for the following purposes; to confer with Legal Counsel and Staff on personnel matters, pending litigation, or real estate acquisition.

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

ATTEST:

Dorothy R. Moore, City Clerk
January 29, 1985
6:30 P.M.
City Hall
Yoakum, Texas

SPECIAL MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. ................Commissioner
Fay Coldewey .....................Commissioner
Carroll E. Carter ................Commissioner
Terry K. Roberts ..................City Manager
Dorothy R. Moore ................City Clerk

ABSENT: Charles Kvinta .............City Attorney

THE meeting was called to order by Chairman Harbus.

THE purpose of the meeting was to conduct a workshop session to discuss electric rate study.

MR. John Denison and Jimmy McCord were present to present their findings and recommendations in an electric rate study they prepared for the City of Yoakum.

Mr. Denison recommended that in the future the city set aside 2% of gross sales in electricity to establish an Electric System Disaster Fund. This would amount to approximately $60,000 per year.

The following comparison of total revenue and cost of service in the present rate structure was discussed.

<table>
<thead>
<tr>
<th>Category</th>
<th>Actual Revenue</th>
<th>Cost of Service</th>
<th>% Change to Match Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential</td>
<td>1,445,315</td>
<td>1,501,852</td>
<td>+ 3.9</td>
</tr>
<tr>
<td>Small Commercial</td>
<td>321,960</td>
<td>321,148</td>
<td>- 0.3</td>
</tr>
<tr>
<td>Churches</td>
<td>82,885</td>
<td>87,399</td>
<td>+ 5.5</td>
</tr>
<tr>
<td>Medium Commercial &amp; Industrial</td>
<td>1,159,454</td>
<td>1,106,256</td>
<td>- 4.6</td>
</tr>
<tr>
<td>Security Lights</td>
<td>14,145</td>
<td>7,104</td>
<td>-49.8</td>
</tr>
<tr>
<td>Total</td>
<td>3,023,759</td>
<td>3,023,759</td>
<td>---</td>
</tr>
</tbody>
</table>

Mr. Denison also pointed out that the present charge per KW Billing Demand is $1.50 when L.C.R.A. is charging $4.64 per KW.

The board asked Mr. Denison and McCord to prepare new rate schedules to:

Equalize the rates
Increase revenues by 10%
Increase the KW Demand charge to $4.50 per KW.
The board later instructed Mr. Roberts to call Mr. McCord and ask them to increase the KW Billing Demand to $6.25 per KW, with no increase in rates.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy Moore
City Clerk
February 12, 1985
7:30 P.M.
Yoakum, Texas

REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ..........Chairman
George W. Bucek ..........Vice-Chairman
John E. Trott, Jr. ..........Commissioner
Carroll E. Carter ..........Commissioner
Terry K. Roberts ..........City Manager
Dorothy R. Moore ..........City Clerk
Charles Kvinta ..........City Attorney

ABSENT:
Fay Coldewey ..........Commissioner

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meetings were approved.

VISITORS were welcomed by the Chairman.

MEMBERS of the Library Board, the Yoakum Historical Museum board of directors and the Yoakum Sesquicentennial Committee, were present to discuss the need for a new library/museum complex.

Mrs. Shirley Blundell, Chairman of the Yoakum Historical Museum directors and co-chairman of the Sesquicentennial Committee, expressed the need for a building for the museum. The one now used is privately owned and is not heated.

Mrs. W. W. White, Chairman of the Library Board, said the property owned by the city directly in back of city hall has been selected by the group as the best location for the building.

Mrs. White said planning assistance can be obtained from the Texas Library Commission.

The group indicated they would seek financial support by local contributions and some type of grant.

The board was in favor of the building being built on city owned property.

THE board discussed a petition for annexation of the Shady Oaks Estate Subdivision owned by J. Nyles Steinmann and the following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS PROVIDING FOR THE EXTENSION OF THE BOUNDARY LIMITS OF THE CITY OF YOAKUM AND THE ANNEXATION OF ADDITIONAL TERRITORY LYING ADJACENT TO THIS CITY (recorded in full as No. 1399)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed on first reading. MOTION carried unanimously.

MR. John Denison and Jimmy McCord were present to discuss the electric rate study they prepared for the city.

Comparisons of revenue and rate schedules in three different cases were discussed.

The board agreed to select the rate schedule that would equalize the rate structure to the effect that each class of customers would pay their fair share and increase revenues by approx. ten percent.
A special meeting was set for February 18, 1985 to adopt new electric rates.

THE following ordinance was presented for second and final reading:

AN ORDINANCE REVISING CHAPTER 9, FOOD AND FOOD ESTABLISHMENTS OF THE CITY OF YOAKUM CODE OF ORDINANCES BY REPEALING SECTION 9.1 AND 9.2, AND CREATING NEW SECTIONS ON REGULATIONS IN GENERAL, FOOD HANDLING, ESTABLISHING PERMIT FEES, AND SUBSTITUTING NEW SECTIONS THEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A PENALTY FOR VIOLATION THEREOF; PROVIDING FOR PUBLICATION IN THE NEWSPAPER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 10 OF THE YOAKUM CODE OF ORDINANCES, ADDING ARTICLE III THEREOF, JUNKED OR ABANDONED PERSONAL PROPERTY, AND PROVIDING A PENALTY FOR VIOLATIONS OF THE ORDINANCE, WITH A PROVISION FOR A SEVERANCE CLAUSE, PROVIDING FOR PUBLICATION AND REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE.

(recorded in full as No. 1400)

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the ordinance be passed on first reading. MOTION carried unanimously.

THE following resolution was presented:

WHEREAS THE LAWS OF THE STATE OF TEXAS PROVIDE THAT ON APRIL 6, 1985, THERE SHALL BE ELECTED THE FOLLOWING OFFICIALS FOR THIS CITY: THREE COMMISSIONERS, PLACE 1, 2 AND 3 THEREFORE, BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE CITY OF YOAKUM, TEXAS:

THAT ALL INDEPENDENT CANDIDATES AT THE ELECTION TO BE HELD ON APRIL 6, 1985, FOR THE ABOVE MENTIONED OFFICES FILE THEIR APPLICATIONS TO BECOME CANDIDATES WITH THE MAYOR OF THIS CITY AT CITY HALL

(recorded in full as No. 85-3)

MOTION by Commissioner Trott, seconded by Commissioner Carter, that the resolution be passed, approved and adopted. MOTION carried unanimously.
THE following bonds and coupons were presented for cancellation:

CITY OF YOAKUM, TEXAS, ELECTRIC LIGHT, WATERWORKS and SEWER SYSTEM REVENUE BOND, Series 1973

BONDS

<table>
<thead>
<tr>
<th>No.</th>
<th>9 thru 16</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>8 @ $5,000</td>
</tr>
<tr>
<td></td>
<td>$40,000.00</td>
</tr>
</tbody>
</table>

COUPON NO. 23

<table>
<thead>
<tr>
<th>Bonds No.</th>
<th>9 thru 25</th>
</tr>
</thead>
<tbody>
<tr>
<td>26</td>
<td>17 @ 131.25</td>
</tr>
<tr>
<td>45</td>
<td>19 @ 125.00</td>
</tr>
<tr>
<td>55</td>
<td>10 @ 127.50</td>
</tr>
<tr>
<td>66</td>
<td>11 @ 128.75</td>
</tr>
<tr>
<td>78</td>
<td>12 @ 130.00</td>
</tr>
<tr>
<td>90</td>
<td>13 @ 132.50</td>
</tr>
</tbody>
</table>

|     | 2,231.25  |
|     | 2,375.00  |
|     | 1,275.00  |
|     | 1,416.25  |
|     | 1,560.00  |
|     | 1,575.00  |
|     | 1,722.50  |

$12,155.00

Total $52,155.00

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the above bonds and coupons be cancelled. MOTION carried unanimously.

THE Chairman declared an executive Session to confer with Legal Counsel and Staff on personnel matters, pending litigation, or real estate acquisition (Article 6252-17, Sections 2 (e), (f) abd (g), V.A.C.S.)

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. HARBUS, JR., CHAIRMAN
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
SPECIAL MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ...............Chairman
George W. Bucek .................Vice-Chairman
John E. Trott, Jr. ..............Commissioner
Fay Coldewey ....................Commissioner
Carroll E. Carter ...............Commissioner
Terry K. Roberts ...............City Manager
Dorothy R. Moore ...............City Clerk

ABSENT: Charles Kvinta ............City Attorney

THE meeting was called to order by Chairman Harbus.

THE purpose of the meeting was to consider adoption of an ordinance on first reading amending the electric rate schedules.

THE following ordinance was presented:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 22 OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY, SECTION 22-5, PROVIDING FOR ELECTRIC SERVICE RATES SCHEDULES FOR VARIOUS CLASSES OF CUSTOMERS; PROVIDING A FORMULA FOR CALCULATING THE POWER COST ADJUSTMENT FACTOR; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

(recorded in full as No. 1401)

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr. Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................. Chairman
George W. Bucek .................. Vice-Chairman
John E. Trott, Jr. ................. Commissioner
Carroll E. Carter .................. Commissioner
Terry K. Roberts ................. City Manager
Dorothy R. Moore ................. City Clerk
Charles Kvinta ................. City Attorney

ABSENT: Fay Coldewey .................. Commissioner

THE meeting was called to order by Chairman Harbus.
MINUTES of the previous meetings were approved.
Visitors were welcomed by the Chairman.

THE following ordinance amending the electric rate schedules
was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 22
OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY, SECTION
22-5, PROVIDING FOR ELECTRIC SERVICE RATES SCHEDULES
FOR VARIOUS CLASSES OF CUSTOMERS; PROVIDING A FORMULA
FOR CALCULATING THE POWER COST ADJUSTMENT FACTOR; REPEALING
ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH;
PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.
(-recorded in full as No. 11401)

A group of citizens representing local churches were
present to express their concern as to the effect the proposed
electric rate schedules will have on churches.
The new rates will cause a substantial increase to the
churches. One reason being the increase of the KW Demand charge
from $1.30 per KW to $4.50 per KW Demand.
It was the consensus of the entire group present that churches
should not be charged such high demand charge because they felt
churches do not affect the city's demand charge because churches
use electricity mostly on Sundays and after 5:00 P.M. on weekdays
when all other major users are shut down.
After discussion the following motion was made:

MOTION by Commissioner Trott, seconded by Commissioner
Carter, that the ordinance be passed on second and final
reading with a provision that the city will re-evaluate the
churches as a Customer Class and if needed will consider an
amendment or revision to the ordinance. MOTION carried
unanimously.

MR. Nyles Steinmann was present to present his final plat
of the Shady Oaks Estate Subdivision.
MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the board approve and accept the final plat of the Shady Oaks Estate Subdivision. MOTION carried unanimously.

THE board discussed re-zoning W. Grand Avenue from Residential to Commercial approximately one-half of a block on either side from McCarty Street to the end of the city limits. The board instructed Mr. Roberts to take necessary steps to amend the zoning map.

THE following bids for the purchase of power poles for the Electric Department were reviewed:

Texas Electric Coop., Inc. $4,172.00
Temple, Inc. $3,928.50
Priester-Mell & Nicholson, Inc. $3,885.60
Colfax Creosoting Company $3,833.20
Conroe Creosoting Company $3,675.00

MOTION by Commissioner Trott, seconded by Commissioner Bucek, to accept the low bid of Conroe Creosoting Company in the amount of $3,675.00. MOTION carried unanimously.

THE following ordinance was presented for second and final reading: (annexation of Shady Oaks Estate Subdivision)

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS PROVIDING FOR THE EXTENSION OF THE BOUNDARY LIMITS OF THE CITY OF YOAKUM AND THE ANNEXATION OF ADDITIONAL TERRITORY LYING ADJACENT TO THIS CITY. (recorded in full as No. 1399)

MOTION by Commissioner Trott, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE board reviewed the minutes of the Community Center Board of Governors meeting of February 14, 1985.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 10 OF THE YOAKUM CODE OF ORDINANCES, ADDING ARTICLE III THEREOF, JUNKED OR ABANDONED PERSONAL PROPERTY, AND PROVIDING A PENALTY FOR VIOLATIONS OF THE ORDINANCE, WITH A PROVISION FOR A SEVERANCE CLAUSE, PROVIDING FOR PUBLICATION AND REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE. (recorded in full as No. 1400)

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the ordinance be passed, approved and adopted. MOTION carried unanimously.
THE board discussed the need for a "City Beautification Program". Various suggestions to initiate such program was discussed.

THE board discussed the disposition of $24,789.56 which represents the fifth distribution of funds from the Vallero Settlement Trust.

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the $24,789.56 be deducted from the next LCRA bill which will allow a refund on a per kwhr usage basis back to the user. MOTION carried unanimously.

THE rate of pay for election judge and clerks was discussed.

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the election judge and clerks be paid $5.00 per hour and an additional $25.00 be paid to the judge. MOTION carried unanimously.

THE Chairman declared an executive session for the purpose as outlined by V.A.C.S., Article 6252-17, Sections 2(e), (f) abd (g).

THE meeting was again opened to the public and the following business conducted:

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the Chairman of the Board appoint an Economic Development Committee. MOTION carried unanimously.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ..................Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. .................Commissioner
Carroll E. Carter ................Commissioner
Mary Ann Menning ................Commissioner Elect
Terry K. Roberts ................City Manager
Dorothy R. Moore ................City Clerk
Charles J. Kvinta .................City Attorney

ABSENT: None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

CITY Clerk gave the following report on Absentee Voting:

Number of ballots received .......................... 50 *
Number of ballots defective printed 0
Number of ballots mutilated ballots returned by voters 0
Number of ballots not given to voters 22
Number of ballots voted ......................... 28

TOTAL NUMBER OF BALLOTS ACCOUNTED FOR .................. 50 *

CHAIRMAN Harbus appointed Commissioners Bucek and Carter and Dorothy Moore to canvass the returns of the City Officer Election held April 6, 1985. Finding the returns in order the following resolution was presented:

THERE CAME ON TO BE CONSIDERED THE RETURNS OF AN ELECTION HELD ON THE 6th DAY OF APRIL, 1985, FOR THE PURPOSE OF ELECTING THE HEREINAFTER NAMED OFFICIALS, AND IT APPEARING FROM SAID RETURNS, DULY AND LEGALLY MADE, THAT THERE WERE CAST AT SAID ELECTION 290 VALID AND LEGAL VOTES; THAT EACH OF THE CANDIDATES IN SAID ELECTION RECEIVED THE FOLLOWING VOTES:

PLACE NO. 1
Mitchel W. Harbus, Jr. 278
Basil A. Blaine 29

PLACE NO. 2
Mary Ann Menning 175
John O'Neill, Jr. 138

PLACE NO. 3
John E. Trott, Jr. 279
THEREFORE, Be IT RESOLVED BY THE CITY COMMISSION OF THE
CITY OF YOAKUM, TEXAS:

That said election was duly called; that notice of said
election was given in accordance with law, and that said election
was held in accordance with law, and that Mitchel W. Harbus, Jr.,
John E. Trott, Jr. and Mary Ann Menning were duly elected
commissioners of said City at said election
(recorded in full as No. 85-04)

MOTION by Commissioner Bucek, seconded by Commissioner
Carter, that the resolution be passed, approved and adopted.
MOTION carried unanimously.

DOROTHY Moore, City Clerk, administered the Oath of Office
to Mitchel W. Harbus, Jr., John E. Trott, Jr. and Mary Ann
Menning; and they were declared duly installed in the office of
City Commissioner.

MOTION by Commissioner Bucek, seconded by Commissioner
Menning, to nominate Mitchel W. Harbus, Jr. as Chairman of
the Board of Commissioners; Commissioner Carter made a motion
that nomination cease; the motion was voted upon and unanimously
approved and Mitchel W. Harbus, Jr. was declared Chairman of
the Board of Commissioners.

MOTION by Commissioner Carter, seconded by Commissioner
Menning, to nominate George W. Bucek as Vice-Chairman of the
Board of Commissioners; there being no further nominations
the motion was voted upon and unanimously approved that George
W. Bucek be declared Vice-Chairman of the Board of Commissioners.

A joint Public Hearing with the Planning and Zoning Commission
was held to discuss the rezoning of West Grand Avenue from
Residential to Commercial.
A large group of property owners were present to oppose the
rezoning.
A petition signed by eleven property owners was presented
the commission by Mr. James Moore. Also a letter was read by
a property owner opposing the change.
Reasons given for opposing the change:
Did not want a business located near their home - Will
cause traffic problems - Concerned that their ad valorem taxes
would increase.
Yoakum Independent School District board of trustees asked
that a buffer zone be approved around the school if the area is
rezoned.
The Planning and Zoning Commission will discuss the rezoning
at their May meeting and vote to either recommend or deny
rezoning of the proposed area.

MRS. Caroly Armstrong, Chairman of the Chamber of Commerce
 Beautification Committee, was present to report on their efforts
for a spring clean-up campaign to be held on May 4, 1985.
Mrs. Armstrong said youth organizations have been asked to
help clean up city alleys on that day.
Adult service organizations have also been asked to help
pick up litter on the thoroughfares leading into Yoakum.

Mr. Roberts recommended that the city participate by committing one week, either the week prior or the week after May 4th by offering free curbside pickup of trash and small junk for those who call in and then offering half price curbside pickup of trash and junk for the rest of the month of May. County Commissioners will be asked to participate in hauling.

The board approved of recommendations by Mr. Roberts and instructed him to work it out the best way possible.

The board considered a resolution from the Planning and Zoning Commission to grant a Specific Use Permit and the following ordinance was presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO MS. MYRTLE AND MS. MARY MCGREW UNDER THE YOAKUM ZONING ORDINANCE

(recorded in full as No. 1402)

MOTION by Commissioner Carter, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

The following appointments were unanimously approved:

PLANNING AND ZONING COMMISSION
3 year terms:
Ralph G. Rodriguez and Terry K. Roberts

HOUSING AUTHORITY
2 year terms:
Mrs. Marie Strauss and Jack Turner

HOUSING BOARD OF ADJUSTMENT AND APPEALS
3 year terms:
A. E. Mgebroff, M.D. and Mrs. Sandra Rutledge

LIBRARY BOARD
2 year terms:
Mrs. W. W. White, Jr. - Mrs. Joseph Jarmon - Miss Agnes Abernathy - William O'Hare
Mrs. Anna Lee Schubert - Mrs. Beverly Rudolph
1 year term (to fulfill the vacancy of Mrs. H. T. Buehring - deceased)

Allen Sheppard

AIRPORT ADVISORY BOARD
2 year term:
Lester Shindler

COMMUNITY CENTER - BOARD OF GOVERNORS
2 year terms:
Mike Reinhardt - Carl Thomas Anderson - Harry Vogt
THE board considered appointment of three persons to serve on a joint City/School Recreation Board.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that Commissioners Trott and Menning and Mr. Roberts be appointed to service on the City/School Recreation Board. MOTION carried unanimously.

THE board considered a request from the Yoakum Independent School District to pay one-half of the cost of a new roof on the city/school field house in the amount of $1,142.50.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the city pay one-half of the cost of a new roof on the city/school field house in the amount of $1,142.50.

AYES: Chairman Harbus, Commissioners Bucek, Carter and Menning

NAYS: Commissioner Trott

(after the meeting the board received notice from the Yoakum Independent School District that they were withdrawing their request for funds)

THE board considered an auditor for 1984/85 audit of city books.

MOTION by Commissioner Trott, seconded by Commissioner Menning, to hire Harold V. Simpson Company to audit the 1984/85 city books.

AYES: Chairman Harbus, Commissioners Trott, Carter and Menning

NAYS: Vice-Chairman Bucek.

THE following resolution establishing an Economic Development Board and budget was presented for consideration:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF YOAKUM, TEXAS

Section 1. That an Economic Development Board be established for the City of Yoakum, Texas

Section 2. That the Economic Development Board shall consist of seven members to be appointed by the Board of Commissioners of the City of Yoakum, Texas. Each Board member shall hold office for a term of two years. (recorded in full as No. 85-05)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the resolution be passed, approved and adopted. MOTION carried unanimously.
THE following resolution appointing members to the Economic Development Board was presented:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF YOAKUM, TEXAS THAT:

The following named persons are hereby appointed to the Economic Development Board. Their respective terms are established as provided in Section 2 of the Resolution establishing the Economic Development Board:

Pete Rogers
Arthur Hermann III
M. W. Harbus, Jr.
Fay Coldewey

John E. Trott, Jr.
Harvey Schneider
Charles Kvinta

The terms shall be for a period of two years. Further, that each member shall serve until his term of office expires and until his successor is duly appointed by the Board of Commissioners of the City of Yoakum. (recorded in full as No. 85-06)

MOTION by Commissioner Carter, seconded by Commissioner Menning, that the resolution be passed, approved and adopted. MOTION carried unanimously.

THE board unanimously approved the purchase of a 1973 garbage truck from the City of Gonzales in the amount of $33,100.00.

THE following resolution was presented:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF YOAKUM, TEXAS THAT:

Parking of motor vehicles be prohibited on the south side of the 300 Block of West Grand Avenue, starting at the intersection of the 300 Block of West Grand Avenue and Irvine Street to the intersection of West Grand Avenue and Forest Street.

Parking of motor vehicles be prohibited on the west side of the 500 Block of Irvine Street, starting at the intersection of the 500 Block of Irvine Street and West Grand Avenue to the intersection of Irvine Street and West Hugo Street.

(recorded in full as No. 85-07)

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the resolution be passed, approved and adopted. MOTION carried unanimously.

THE board voted unanimously to authorize the Chairman to execute an agreement with the State Department of Highways and Public Transportation for the city's participation on the West and Poth Street Project.

THE following bids on water pipe, valves and related fittings for use in the Water Department were considered:
Aqua Utility Supply  
Corpus Christi, Tx.  
$14,774.19

Trans-Tex Supply  
San Antonio, Tx.  
less  
314.98 2% discount

The Rohan Company  
San Antonio, Tx.  
$14,845.52 (did not bid specified )

Utility Supply Company  
$14,962.60

MOTION by Commissioner Carter, seconded by Commissioner Trott, to award the bid to Utility Supply Company in the amount of $14,962.60. MOTION carried unanimously.

THE following bids for center mount mower in the Park Department were considered:

Boecker Equipment Co.  
Yoakum, Tx.  
$1,193.00

Shiner Filley Distributing Co.  
Shiner, Tx.  
$1,185.00

Boehm Tractor Sales  
Shiner, Tx.  
$ 952.00

MOTION by Commissioner Menning, seconded by Commissioner Carter, to accept the bid of Boehm Tractor Sales in the amount of $952.00. MOTION carried unanimously.

THE following resolution supporting utility legislation by the Texas Public Power Association was considered:

WHEREAS, municipally owned electric utilities have been totally unsuccessful in securing amended applications for Certificates of Convenience and Necessity from the Public Utility Commission to serve their citizen owners in newly annexed areas, and

WHEREAS, legislation has been introduced in the House and Senate in the form of H.B. 1634 and S.B. 1032 which Legislation would help alleviate the aforementioned problem, and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF YOAKUM, TEXAS

That the Board of Commissioners of the City of Yoakum, Texas unanimously supports the passage of H.B. 1634 and S.B. 1032.  
(recorded in full as No. 85-08)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the resolution be passed, approved and adopted. MOTION carried unanimously.

THE Chairman declared an executive session for the purpose outlined by V.A.C.S., Article 6252-17, Section 2(e), (f), abd (g).
THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr.  Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ..................Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. .................Commissioner
Mary Ann Menning .................Commissioner
Terry K. Roberts .................City Manager
Dorothy R. Moore .................City Clerk
Charles Kvinta ..................City Attorney

ABSENT: Carroll E. Carter ............Commissioner

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

THE board considered resolutions from the Planning and Zoning Commission to grant Specific Use Permits and the following ordinances were unanimously approved:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING
A SPECIFIC USE PERMIT TO THOMAS D. AND NANCY LITTLE
UNDER THE YOAKUM ZONING ORDINANCE
(recorded in full as No. 1403)

AN ORDINANCE OF THE CITY OF YOAKUM GRANTING
A SPECIFIC USE PERMIT TO PATRICIA R. DISCHINGER
UNDER THE YOAKUM ZONING ORDINANCE
(recorded in full as No. 1404)

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING
A SPECIFIC USE PERMIT TO A. E. FEES, ADMINISTRATOR
OF WARREN G. GAROUTTE ESTATE UNDER THE YOAKUM
ZONING ORDINANCE
(recorded in full as No. 1405)

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING
A SPECIFIC USE PERMIT TO STANLEY AND CAROLYN FEES
UNDER THE YOAKUM ZONING ORDINANCE
(recorded in full as No. 1406)

THE board approved $1,500.00 in matching funds to hire an architect to draw up plans for the proposed library/museum complex.

The Yoakum Museum Board will be responsible for obtaining $1,500.00 in matching funds. Commissioners Menning and Trott were appointed to serve on the committee that will select an architect to prepare the preliminary drawings.

A Public Hearing was held to review the Texas Community Development Grant Program and discuss projects to be submitted for funding.
Mr. Roberts and Mr. Colina-Vargas have been viewing possible sites in need of improvements. One of the areas being the Wye area which is very much in need of street and drainage improvements.

The board authorized the city manager to consult with Mr. Colina-Vargas and select the project to be submitted for funding.

THE board unanimously approved the appointment of David Ferry as Assistant Fire Marshall.

THE board reviewed the Board of Governors minutes of May 2, 1985.

THE board approved a request from Thomas P. Linn, Chief of Police, to purchase a new teletype machine for the Police Department in the amount of $3,395.00.

THE board authorized the collection of an additional fee of $3.00 for executing each warrant or capias or making an arrest without a warrant, also each traffic violation.

Chief Linn requested that the money received from these additional fees be set aside in a special fund to be used for emergencies and special equipment for the Police Department.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ..................Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. ................Commissioner
Carroll E. Carter ................Commissioner
Mary Ann Menning ................Commissioner
Terry K. Roberts ................City Manager
Dorothy R. Moore .................City Clerk
Charles J. Kvinta ................City Attorney

ABSENT:  None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

VISITORS were welcomed by the Chairman.

THE board considered a petition for the closing of an
alley in Block 20 of the A. May Addition to the City of Yoakum
and the following resolution was presented:

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
CITY OF YOAKUM, TEXAS, CLOSING THE ALLEY IN BLOCK
20 OF THE A. MAY ADDITION TO THE CITY OF YOAKUM,
IN LAVACA AND DEWITT COUNTIES, TEXAS, A PART OF
THE JOHN MAY LEAGUE. (recorded in full as No. 85-09)

MOTION by Commissioner Trott, seconded by Commissioner
Carter, that the resoluiotn be passed, approved and adopted.
MOTION carried unanimously.

THE following resolution was presented:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF
YOAKUM, TEXAS, AUTHORIZING THE FILING OF A TEXAS COMMUNITY
DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF
COMMUNITY AFFAIRS; AND AUTHORIZING THE CITY MANAGER TO ACT
AS THE CITY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED
REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S
PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM.
(recorded in full as No. 85-10)

MOTION by Commissioner Bucek, seconded by Commissioner
Carter, that the resolution be passed, approved and adopted.
MOTION carried unanimously.

THE board reviewed a preliminary plat of the proposed Mraz
Subdivision located off of Josephine Street. The 10 acre tract
has 23 building sites.
Mr. Edward Wagener who lives at 1004 Carroll Drive was present to discuss what effect the development of a subdivision might have on water drainage at his residence which is directly behind the proposed subdivision.

The board instructed the city attorney to research what could be done should there be a problem of flooding.

Since the Planning and Zoning Commission have not voted on approval of the plat, the board delayed action on accepting the preliminary plat.

THE following bid for employee hospitalization/life insurance was considered:

Blue Cross/Blue Shield of Texas:

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<td>Employee</td>
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<tr>
<td>Family</td>
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<tr>
<td>Life</td>
<td>3.15</td>
<td>80%---- coinsurance</td>
</tr>
<tr>
<td>(.63¢ per thousand</td>
<td>$5,000.00 each employee)</td>
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MOTION by Commissioner Trott, seconded by Commissioner Menning, to accept the bid of Blue Cross/Blue Shield of Texas. MOTION carried unanimously.

DELINQUENT utility bills in the amount of $7,547.80 was considered for charge off.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, to charge off the books $7,547.80 in delinquent utility bills. MOTION carried unanimously.

The board instructed Mr. Roberts to conduct a study to raise the amount of deposit to reduce delinquent utility bills.

THE board tabled action on charging off $13,358.16 delinquent and non-collectable ambulance bills

Mr. Kwinta was instructed to determine if some of the bills are collectable.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Dorothy R. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ...............Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. ...............Commissioner
Carroll E. Carter ................Commissioner
Terry K. Roberts ...............City Manager
Dorothy R. Moore ...............City Clerk
Charles J. Kvinta ...............City Attorney

ABSENT: Mary Ann Menning ...........Commissioner

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

VISITORS were welcomed by the Chairman.

THE board reviewed the preliminary plat of the Mraz Subdivision located off of Josephine Street.
The plat was approved by the Planning and Zoning Commission at their regular meeting on July 8, 1985.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the preliminary plat of the Mraz Subdivision be accepted and approved. MOTION carried unanimously.

A request from the Yoakum Independent School District for assistance to install lights at the high school tennis courts was discussed.

A motion by Commissioner Bucek, that the city install the lights and charge the school cost of material and labor plus 25% died for lack of a second.

A motion by Commissioner Trott that the city install the lights and charge the school for the cost of material only died for lack of a second.

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the city furnish labor and material to install lights at the high school tennis courts and charge the school the citys cost of material and labor. MOTION carried unanimously.

A public hearing was held to consider for adoption the 1985/1986 proposed City budget including Revenue Sharing funds.

There being no one present to comment on the proposed budget the following ordinance was presented:
AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT, MAINTENANCE, BUILDINGS AND IMPROVEMENTS FOR THE CITY OF YOAKUM, TEXAS FOR THE FISCAL YEAR BEGINNING JULY 1, 1985 AND ENDING JUNE 30, 1986, BOTH DATES INCLUSIVE, ADOPTING THE BUDGET FIGURES AND ACCOUNTS AS PART OF SAID APPROPRIATIONS, AND DECLARING AN EMERGENCY.

(recorded in full as No. 1407)

MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for first reading:

(increase garbage rates)

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 10 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE I THEREOF, AND SPECIFICALLY SECTION 10-12, RATES RESIDENTIAL AND SECTION 10-13 (a) AND (b), RATES COMMERCIAL, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

(recorded in full as No. 1408)

MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the ordinance be passed on first reading.

AYES: Chairman Harbus, Commissioners Bucek and Trott.

NAYS: Commissioner Carter

THE following ordinance to increase Sewer Service Rates, Pavement Cut Fees, was present for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 22 OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY ARTICLE I, SECTION 22-6 (a) THROUGH (d), REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

(recorded in full as No. 1409)

MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the ordinance be passed on first reading.

AYES: Chairman Harbus, Commissioners Bucek and Trott.

NAYS: Commissioner Carter.

THE following ordinance to increase Water Service Rates was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 22 OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY ARTICLE I, SECTION 22-3, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING FOR THE SALE OF BULK WATER, PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

(recorded in full as No. 1410)
MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the ordinance be passed on first reading.

AYES: Chairman Harbus, Commissioners Bucek and Trott

NAYS: Commissioner Carter.

DATE to consider second reading on the above ordinances was discussed.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the ordinances to increase garbage, sewer and water rates be considered for second reading at the next regular meeting.

AYES: Chairman Harbus, Commissioners Bucek and Carter

NAYS: Commissioner Trott

AN increase in charges on utility deposits was discussed.

Present charge is:
Residential non-homeowners
   Electricity $50.00
   Water 5.00

Commercial:
   An amount equivalent to one months billing

MOTION by Commissioner Carter, seconded by Commissioner Trott, that the charges for utility deposits be as follows:
Residential non-homeowners
   Electricity $85.00
   Water 15.00

Commercial:
   An amount equivalent to two months billing
   Minimum - Electricity $85.00 - Water $15.00

MOTION carried unanimously.

THE chairman declared an executive session for the purpose outlined by V.A.C.S., Article 6252-17, Section 2 (e), (f), abd (g).

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Deanna R. Moore
City Clerk
August 13, 1985
7:30 P.M.
Yoakum, Texas

REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ................. Chairman
George W. Bucek .................... Vice-Chairman
John E. Trott, Jr. .................. Commissioner
Carroll E. Carter ................... Commissioner
Mary Ann Menning ................... Commissioner
Terry K. Roberts ................... City Manager
Dorothy R. Moore ................... City Clerk
Charles Kvinta ..................... City Attorney

ABSENT: None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

C. B. Jacobs, representing the Yoakum Golf Association, was present to request the boards approval of a project for improvements to the golf course.

The project would be funded on a 50/50 basis with the city and Golf Association participating equally.

The Golf Association is willing to undertake the project totally now with the city paying its $17,000 share over a period of three years.

The Golf Association also recommends raising the green fees by $1.00 and annual memberships by 10%. Based on current memberships and level of play this would generate several thousand dollars in new revenue which would provide a majority of the city's annual requirements for the project.

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the city accept and approve the recommendations of the Yoakum Golf Association for improvements to the golf course and increase green fees by $1.00 and annual membership dues by 10%. MOTION carried unanimously.

THE board discussed a request from Timothy Alan Perreault of Victoria, Texas to lease and operate the airport.

The Airport Board have met and reviewed the application from Mr. Perreault and recommended that he be allowed to serve as Yoakum's Fixed Base Operator.

MOTION by Commissioner Carter, seconded by Commissioner Menning, that the Chairman be authorized to execute a contract with Mr. Perreault to lease and operate the Yoakum Municipal Airport. MOTION carried unanimously.

THE following bids for a lease/purchase of a track loader for the Sanitary Landfill were reviewed:

Mustang Tractor & Equipt., El Campo
973 Caterpillar NET: $174,054
For 3 yrs. - $ 67,538
Interest not quoted
Anderson Machinery Co.  
San Antonio  
FL-20 Fiatallis  
For 3 yrs. - $59,279.97  
For 4 yrs. - $46,457.18  
For 5 yrs. - 38,808.92  
Interest:  
  9.25% - 3 yrs.  
  9.35% - 4 yrs.  
  9.40% - 5 yrs.  
NET: $149,380

Tom Fairey Co., San Antonio  
855 John Deere  
For 3 yrs. - $45,243.37  
For 4 yrs. - 35,298.50  
For 5 yrs. - 29,487.30  
Interest:  
  9.25% - 3 yrs.  
  9.35% - 4 yrs.  
  9.40% - 5 yrs.  
NET: $113,500

Holt Machinery Co., San Antonio  
973 Caterpillar  
For 3 yrs. - $39,819.90  
For 4 yrs. - 30,851.34  
For 5 yrs. - 25,486.58  
Interest:  
  7%  
NET: $104,500

MOTION by Commissioner Bucik, seconded by Commissioner Trott, to accept the bid of Holt Machinery Co. in the amount of $104,500 to be paid out in five (5) years. MOTION carried unanimously.

THE board approved the 1985 tax roll as certified by Wayne Woolsey, Chief Appraiser of the DeWitt County Appraisal District.

Appraised Value:  
Real Property  
Personal Property  
Total appraised  
less 372,980 ag value lost  
less 79,770 V.A. value lost  
Total assessed value $89,470,335
(of the $89,470,335 - $584,070 is new improvements added for 1985).

THE 1985 published effective tax rate and the need for additional revenue was discussed.  
Published effective tax rate $.15978.

MOTION by Commissioner Bucik, seconded by Commissioner Carter, that the 1985 effective tax rate be increased by 3% for a total rate of $.1645 per $100 assessed value and the following ordinance apportioning same to the different funds be approved.

AYES: Chairman Harbus, Commissioners Bucik, Carter and Menning

NAYS: Commissioner Trott
AN ORDINANCE LEVYING THE TAXES TO BE ASSESSED AND 
COLLECTED IN THE CITY OF YOAKUM, IN DeWITT AND LAVACA 
COUNTIES, TEXAS FOR THE YEAR 1985, AND PROVIDING THE 
tIME OF PAYMENT OF TAXES ON ALL PROPERTY SUBJECT TO 
taxation in said city proper, apportioning same to the 
different funds, levying occupation taxes for said year 
and declaring an emergency. (recorded in full as No. 11411)

THE board reviewed the minutes from the Community Center 
Board of Governors meetings of July 3rd and 10th, 1985.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS PROVIDING 
FOR POLICIES AND PROCEDURES GOVERNING THE FINANCIAL 
ADMINISTRATION OF THE CITY; ESTABLISHING THE FISCAL 
YEAR; PROCEDURES FOR BUDGET ADMINISTRATION; EMERGENCY 
APPROPRIATIONS AND PURCHASES; ESTABLISHING A GENERAL 
policy on purchasing; procedures for bidding; estab-
lishing the city manager's authority for purchasing; 
policies for implementing change orders; requiremnt 
for independent audit; providing for a savings clause, 
and providing for an effective date. 
(recorded in full as No. 11412)

MOTION by Commissioner Bucek, seconded by Commissioner 
Menning, that the ordinance be passed on first reading. MOTION 
carried unanimously.

THE board instructed Chief Baker to check on the new foam 
type roofing materials before asking for bids to repair the roof 
on the fire station.

THE following resolution was presented:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE 
CITY OF YOAKUM, TEXAS, AMENDING EXHIBIT "A" OF THE 
WHOLESALE POWER AGREEMENT WITH LOWER COLORADO RIVER 
AUTHORITY DATED JUNE 25, 1974 AND AUTHORIZE THE 
CHAIRMAN OF THE BOARD OF COMMISSIONERS AND THE CITY 
CLERK TO EXECUTE THE NECESSARY INSTRUMENT TO MAKE 
such amendment. (recorded in full as No. 85-11)

MOTION by Commissioner Carter, seconded by Commissioner 
Menning, that the resolution be approved and adopted. MOTION 
carried unanimously.

THE following ordinance was presented for second and 
final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING 
CHAPTER 10 OF THE YOAKUM CODE OF ORDINANCES, REGARDING 
ARTICLE I THEREOF, AND SPECIFICALLY SECTION 10-12, RATES 
RESIDENTIAL AND SECTION 10-13 (a) AND (b), RATES COMMERCIAL, 
REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT 
HEREWITH, PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR AN 
effective date. (recorded in full as No. 11408)
MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 22 OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY ARTICLE I, SECTION 22-6 (a) THROUGH (d), REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE. (recorded in full as No. 1409)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING CHAPTER 22 OF THE YOAKUM CODE OF ORDINANCES, SPECIFICALLY ARTICLE I, SECTION 22 - 3, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING FOR THE SALE OF BULK WATER, PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE. (recorded in full as No. 1410)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE board unanimously approved a Transition Plan For Handicapped Improvements prepared by Mr. Roberts to comply with regulations of the Office of Revenue Sharing.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr. Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: [Signature]
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................Chairman
George W. Bucek ....................Vice-Chairman
John E. Trott, Jr. ..................Commissioner
Carroll E. Carter ..................Commissioner
Mary Ann Menning .................Commissioner
Terry K. Roberts ..................City Manager
Dorothy R. Moore .................City Clerk
Charles Kvinta ....................City Attorney

ABSENT:  None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

THE board considered a resolution from the Planning and Zoning Commission to grant a Specific Use Permit and the following ordinance was presented for consideration:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO EDWARD L. AND R. JENDRZEY UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1413)

MOTION by Commissioner Carter, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

ITEM 4 on the agenda was deleted. The representative scheduled to discuss a Firemens Pension Fund for volunteer firefighters could not be present.

CHIEF Baker gave a report on the different types of material available for re-roofing the fire station.

1. The Standard Hot Asphalt and Rock

2. Urethane Roofing; which is a urethane foam sprayed on and a protective coating added. The urethane roof would cost approx. $838.00 more than the standard asphalt and rock but with the recoating method used on the urethane it would have a much longer life and therefore would actually cost less.

THE following bids for one used tandem axle bobtail type dump truck for the Street Department were considered:

SanTex International Trucks
San Antonio, Tx.
1979 International, Model F-2575 $35,000.00
Grande Ford Truck Sales  
San Antonio, Tex.  
1978 International, Model 2275  
$26,552.75

Hoffer Truck Company  
Hallettsville, Tex.  
1979 International, Model F-2575  
$25,000.00

MOTION by Commissioner Bucek, seconded by Commissioner Trott, to accept the bid of Hoffer Truck Company in the amount of $25,000.00.  MOTION carried unanimously.

ITEM 7. Consider award of bid for storm sewer on Kenedy Street and Drainage Improvements TDCA Project was deleted. There has been a delay in receiving necessary information from the State.

ITEM 8. Consider Industrial Development plat was deleted.

UPON the recommendation of Mr. Roberts and Mr. Kvinta, the board unanimously approved an expenditure to have Municipal Code Corporation do a detailed analysis of the City Charter. Their hourly rate is $60.00. Based on the length of the charter they feel this could be done in approximately 10 hours.

THE board unanimously approved the following resolution:

WHEREAS, the City of Yoakum is a member of the Association of Wholesale Power Customers; and

WHEREAS, there is a need to designate a Representative and Alternate Representative to the Association;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF YOAKUM, TEXAS:

That Terry K. Roberts be the Representative of the City of Yoakum and Carroll E. Carter be the Alternate Representative authorized to represent the City of Yoakum on all issues, (recorded in full as No. 85-12)

THE following interest coupons were presented for cancellation:

CITY OF YOAKUM, TEXAS, ELECTRIC LIGHT, WATERWORKS and SEWER SYSTEM REVENUE BOND, Series 1973

<table>
<thead>
<tr>
<th>COUPON NO. 21</th>
<th>Bonds No.</th>
<th>17 thru 25</th>
<th>9 @ $131.25</th>
<th>$1,181.25</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>26 41</td>
<td>19 @ $125.00</td>
<td>2,375.00</td>
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<tr>
<td></td>
<td>45 51</td>
<td>10 @ $127.50</td>
<td>1,275.00</td>
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<td>55 65</td>
<td>11 @ $128.75</td>
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<td></td>
<td>66 77</td>
<td>12 @ $130.00</td>
<td>1,560.00</td>
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<tr>
<td></td>
<td>78 89</td>
<td>12 @ $131.25</td>
<td>1,575.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>90 102</td>
<td>13 @ $132.50</td>
<td>1,722.50</td>
<td></td>
</tr>
</tbody>
</table>

$11,105.00

MOTION by Commissioner Trott, seconded by Commissioner Menning, that the above interest coupons be cancelled. MOTION carried unanimously.
THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS PROVIDING FOR POLICIES AND PROCEDURES GOVERNING THE FINANCIAL ADMINISTRATION OF THE CITY; ESTABLISHING THE FISCAL YEAR; PROCEDURES FOR BUDGET ADMINISTRATION; EMERGENCY APPROPRIATIONS AND PURCHASES; ESTABLISHING A GENERAL POLICY ON PURCHASING; PROCEDURES FOR BIDDING; ESTABLISHING THE CITY MANAGER'S AUTHORITY FOR PURCHASING; POLICIES FOR IMPLEMENTING CHANGE ORDERS; REQUIREMENT FOR INDEPENDENT AUDIT; PROVIDING FOR A SAVINGS CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

(recorded in full as No. 1412)

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE board discussed whether or not there is a need for an agriculture-type zone in the Zoning Ordinance.
Several complaints on field crops being grown in a nice residential area have been received.
No action was taken.

A proposal from Hunter Engineers to analyze capital expenditure needs in the Water and Sewer System was discussed.
The proposed work includes analysis of water and sewer systems, short term and long range proposed improvement, updated mapping, street and drainage cost, and analysis of the landfill life and projected cost. Estimated cost - $8,000 to $10,000.

MOTION by Commissioner Menning, seconded by Commissioner Bucek, to hire Hunter Engineers to conduct a study on major capital improvements for the city.

AYES: Chairman Harbus, Commissioners Bucek, Trott and Menning

NAYS: Commissioner Carter

MOTION carried.

THE board unanimously approved the following resolution authorizing the City's participation in the appeal in LCRA's rate case.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF YOAKUM, TEXAS:

That the City of Yoakum will participate in this Special Project of the Association of Wholesale Customers; authorizes the consultants and attorneys for the Association to act on behalf of the City to obtain all information necessary and pertinent to the Special Project;

(recorded in full as No. 85-13)
THE Chairman declared an executive session as outlined by V.A.C.S., Article 6252-17.

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr.  Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST:  

City Clerk
October 8, 1985
7:30 P.M.
Yoakum, Texas

REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. ................Chairman
George W. Bucek ..................Vice-Chairman
John E. Trott, Jr. ...............Commissioner
Carroll E. Carter ................Commissioner
Mary Ann Menning ................Commissioner
Terry K. Roberts ................City Manager
Dorothy R. Moore ................City Clerk
Charles Kvinta ...................City Attorney

ABSENT: None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

THE board considered a resolution from the Planning and
Zoning Commission to grant a Specific Use Permit and the following
ordinance was presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING
A SPECIFIC USE PERMIT TO ALBERT OROSCO UNDER THE
YOAKUM ZONING ORDINANCE (recorded in full as No. 1414)

MOTION by Commissioner Carter, seconded by Commissioner
Trott, that the ordinance be passed, approved and adopted.
MOTION carried unanimously.

BY request of the Yoakum Volunteer Fire Department, Mr.
Harold Brodt, Chairman of the State Firemen's Pension Fund, was
present to explain the Firemen's Pension Fund and how it would
benefit the volunteer firemen.
Participation in the fund is optional. It would cost the
City $12.00 per month per person.
At age 55 with 15 years service a firefighter is eligible
for a retirement of 6 times the monthly contribution or $72.00
per month.
A firefighter will be vested and have some retirement coming
to them at age 55 with as little as 5 years service.

No action was taken.

MR. Gary Davis of Harold Simpson and Company was present to
present their financial report of the City of Yoakum for fiscal
year ending June 30, 1985.

THE following bids for storm sewer on the TDCA Kenedy Ditch
Street and Drainage Improvements Project were considered:

Arnold Supak Backhoe Service
Orchard, Texas $75,081.72
Upon the recommendation of Mausek Engineering, the following motion was made:

MOTION by Commissioner Bucek, seconded by Commissioner Menning, that the bid be awarded to Mercer Construction Company in the amount of $50,647.10. MOTION carried unanimously.

THE following resolution was presented:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF YOAKUM, TEXAS:

That the City of Yoakum, Texas in accordance with Section 6.03 of Texas Property tax Code, as amended, does hereby nominate Elwood Gaus as a candidate for a position in the Board of Directors of DeWitt County Appraisal District for the term beginning January 1, 1986. (recorded in full as No. 85-14)

MOTION by Commissioner Menning, seconded by Commissioner Trott, that the resolution be passed, approved and adopted. MOTION carried unanimously.

THE following resolution supporting the new Texas Water Plan was presented:

WHEREAS, rapid economic expansion and population growth are taxing the state's existing water resources to their limits; and to meet the current and mid-term needs of the state will require the construction of at least 44 new reservoirs, 200 major wastewater treatment systems and scores of large-scale flood-control projects; and

WHEREAS, voter adoption of Amendments 1 and 2 is essential to insure the State's future wellbeing and the continued prosperity of Texas cities;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF YOAKUM, TEXAS:

That the City endorses Amendments No. 1 and 2, and urges their adoption by the citizens of Yoakum at the November 5th constitutional amendments election. (recorded in full as No. 85-15)

MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the resolution be passed, approved and adopted.

AYES: Chairman Harbus, Commissioners Bucek and Trott Commissioners Carter and Menning abstained from voting.

MOTION carried.
THE Fair Labor Standards Act and its applicability to City employees was discussed.

Under a U.S. Supreme Court ruling, local governments are now subject to the federal wage and hour law. The deadline to bring local governments into compliance is October 15, 1985. Back pay is due back to April 15, 1985.

The City is in compliance with the minimum wage of $3.35 per hour.

Except for exempt executive, administrative or professional personnel, all workers must be paid overtime at 1½ times regular pay for all hours over 40 in a work week. A special exemption is allowed for police and firefighters. Overtime for police must begin after 43 hours. Overtime for firefighters after 53 hours.

Prior to July 1st, City of Yoakum firefighters were paid overtime after 58 hours. Since July 1st, firefighters have been paid overtime after 53 hours. Therefore, back pay is required from April 15, 1985 to June 30, 1985.

Prior to July 1st, City of Yoakum police officers were not paid any overtime, their regular work week was 50 hours. Since July 1st, police officers have been paid overtime after 43 hours. Back pay is due police officers from April 15, 1985 to June 30, 1985.

FLSA does not require you to count as "hours worked" time taken off on vacation, sick leave or holidays. In the past, the City has treated vacation, sick leave and holidays as hours worked for the purpose of calculating overtime.

Mr. Roberts recommended that the City continue treating vacation, sick leave and holidays as hours worked for calculating overtime.

The City pays for standby time in the Water and Electric Department. One man from each department is on call for a solid week. He is currently paid 16 straight time hours for being on standby and more when the week involves a holiday. FLSA does not require standby to be compensated for.

Mr. Roberts recommended that the City do away with standby pay altogether and make a one time adjustment in the pay of standby people in an amount equal to their current standby pay. Based on each man working every fourth week, the current standby pay amounts to approximately 10% of their pay.

FLSA requires that the City add their standby pay into their regular pay before arriving at an overtime rate. Therefore, some additional overtime is owed the eight people who are on standby for the period of April 15th until now.

MOTION by Commissioner Trott, seconded by Commissioner Bucek, that the City pay all back pay and take no other action at this time. MOTION carried unanimously.

THE Chairman declared an Executive Session as outlined by V.A.C.S., Article 6252-17.

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST:  Darrell Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................. Chairman
George W. Bucek .................. Vice-Chairman
John E. Trott, Jr. ................. Commissioner
Carroll E. Carter .................. Commissioner
Mary Ann Menning ................ Commissioner
Terry K. Roberts .................. City Manager
Dorothy R. Moore .................. City Clerk
Charles Kvinta .................... City Attorney

ABSENT: None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

THE board considered resolutions from the Planning and Zoning Commission to grant a change in zoning and the following ordinances were presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A CHANGE IN ZONING FROM RESIDENTIAL (R-3) TO COMMERCIAL (C-2) FOR BRUCE CARD AND JOHNNIE J. VALIS UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1415)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A CHANGE IN ZONING FROM RESIDENTIAL (R-3) TO COMMERCIAL (C-2) FOR BRUCE CARD AND JOHNNIE J. VALIS UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1416)

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE board considered resolutions from the Planning and Zoning Commission to grant a Specific Use Permit and the following ordinances were presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO JOE AND SYLVIA CASTILLO UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1417)

MOTION by Commissioner Trott, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.
AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO CHARLES HALL UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1418)

MOTION by Commissioner Carter, seconded by Commissioner Bucek, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following resolution was presented:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF YOAKUM, TEXAS:

That the City of Yoakum, Texas in accordance with Section 6.03 of Texas Property Tax Code, as amended, does hereby cast, of its 105 votes, the following votes to the candidates listed for the five (5) positions on the Board of Directors of DeWitt County Appraisal District for the term beginning January 1, 1986:

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Votes</th>
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</thead>
<tbody>
<tr>
<td>Elwood Gaus</td>
<td>21</td>
</tr>
<tr>
<td>Bill Robinson</td>
<td>21</td>
</tr>
<tr>
<td>Joel Egg</td>
<td>21</td>
</tr>
<tr>
<td>Herbert Frels</td>
<td>21</td>
</tr>
<tr>
<td>John Wofford, III</td>
<td>21</td>
</tr>
</tbody>
</table>

(recorded as #85-16)

MOTION by Commissioner Bucek, seconded by Commissioner Menning, that the resolution be passed, approved and adopted. MOTION carried unanimously.

MR. Roberts informed the board of a proposal from Mr. Don Goodwin, Manager of the H.E.B. Grocery Store, that there might be a possibility of H.E.B. officials funding a community type project in Yoakum. There is no guarantee they will fund the project but Mr. Goodwin said he would like to submit a plan for their review. Mr. Goodwin felt some major capital improvement in the park in a range from $15,000 to $40,000 would meet requirements for a family oriented project.

Mr. Roberts and Tom Chilek, Park Superintendent, have reviewed possible park projects they felt would be of interest to H.E.B. officials.

One of the projects would be to develop the area where the old scout hut stands.

This would mean tearing down the dilapidated scout hut and replacing it with a 30' by 50' pavillion. Besides the pavillion, the site would be equipped with paved parking, new playground equipment, BBQ grills as well as outside seating and seating under the pavillion. Total estimated cost $34,450.00.

Mr. Roberts will submit the project to Mr. Goodwin.

THE board approved a plan submitted by Tommy Linn, Chief of Police, to purchase two new cars on a lease-purchase plan; one for the City Manager and one for the Chief of Police. The cars will eventually be used for police patrol cars.

The City Manager was authorized to advertise for bids.
THE following bids for the purchase of one used automobile to be used in the Administration Department were reviewed:

Cooper Chevrolet, Inc.
1 - 1984 Cutlass Ciera LS Olds $ 6,995.00

Goetz Motor Company
1 - 1984 Chevrolet Impala $ 6,800.00

MOTION by Commissioner Carter, seconded by Commissioner Menning, that both of the bids be rejected. MOTION carried unanimously.

THE following bids for the purchase of two one-half ton trucks for the Water and Street Departments were reviewed:

Wendel Motor Company $18,876.00

Cooper Chevrolet Company $18,629.00

MOTION by Commissioner Bucek, seconded by Commissioner Trott, to accept the bid of Cooper Chevrolet Company in the amount of $18,629.00. MOTION carried unanimously.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 5 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE II THEREOF, AND SPECIFICALLY SECTION 5-28, APPLICATION, ISSUANCE; APPROVAL OF DEVIATION; SECTION 5-29, PERMIT FEES; SECTION 5-31, LIABILITY FOR DAMAGE; SECTION 5-32, PERMITS-PENALTIES; SECTION 5-39, EXAMINING AND SUPERVISING BOARD OF ELECTRICIANS-CREATED, MEMBERSHIP; SECTION 5-41, CONDUCTING EXAMINATIONS, WAIVING; SECTION 5-45, LICENSE FEES; SECTION 5-50, INSPECTIONS REQUIRED; SECTION 5-51, INSPECTION FEES; SECTION 5-57, AREA OF APPLICABILITY; SECTION 5-59, CODE ADOPTED; SECTION 5-60, SERVICE DISCONNECTS; SECTION 5-61, CONDUCTORS AND BRANCH CIRCUIT WIRE SIZE; SECTION 5-62, MAIN SERVICE ENTRANCE MINIMUM SIZE, AND REQUIREMENTS; SECTION 5-64, GROUNDING SERVICE ENTRANCE; SECTION 5-65, (a), (c) AND (k), METERS & CIRCUITS; SECTION 5-68, CIRCUITS IN RESIDENCES, RECEPTACLE TYPE; SECTION 5-70, JOINTS IN BRANCH LIGHTING CIRCUITS; DELETING SECTIONS 5-63, 5-71 AND 5-72; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING A PENALTY FOR VIOLATION, AND PROVIDING FOR AN EFFECTIVE DATE (recorded in full as No. 1419)

MOTION by Commissioner Menning, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THE FOLLOWING ORDINANCE WAS presented for first reading:
(recorded in full as No. 1420)

MOTION by Commissioner Menning, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS REGULATING THE USE AND MANNER OF INSTALLATION AND MAINTENANCE OF PLUMBING, INCLUDING ALTERATIONS, REPAIRS, REPLACEMENT, EQUIPMENT, APPLIANCES, FIXTURES, FITTINGS AND/OR APPURTENANCES THERETO, AND/OR WHEN CONNECTED TO THE WATER OR SEWAGE SYSTEM; ADOPTING THE SOUTHERN STANDARD PLUMBING CODE, REPEALING ALL ORDINANCES IN CONFLICT THERewith; PROVIDING A PENALTY AS IN SAID SOUTHERN PLUMBING CODE CONTAINED AND PROVIDING FOR THE EFFECTIVE DATE
(recorded in full as No. 1422)

MOTION by Commissioner Menning, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THE following ordinance was presented for first reading:

(recorded in full as No. 1421)

MOTION by Commissioner Menning, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS ESTABLISHING UNIFORM RULES AND REGULATIONS IN THE CODE KNOWN AS THE SOUTHERN STANDARD GAS CODE, 1985 EDITION, SAVE AND EXCEPT SUCH PORTIONS AS ARE HEREAFTER MODIFIED, AMENDED, DELETED OR IN CONFLICT WITH THIS CODE, PROVIDING FOR A PENALTY, PROVIDING FOR AN INSPECTION, PROVIDING FOR RIGHT TO SHUT OFF GAS SUPPLY IN CASE OF VIOLATION OF THE ORDINANCE, PROVIDING FOR PERMIT BEFORE GAS SERVICE IS SUPPLIED TO THE PREMISES, PROVIDING FOR THE CERTIFICATE OF APPROVAL AND FOR AN INSPECTION FEE AND FOR THE EFFECTIVE DATE THEREOF.
(recorded in full as No. 1423)
MOTION by Commissioner Menning, seconded by Commissioner Carter, that the ordinance be passed on first reading. MOTION carried unanimously.

THE board agreed that the city abide by the Fair Labor Standards Act in regards to calculating overtime; and eliminate standby pay and make a one time adjustment to compensate those who previously had been receiving it.

THE Chairman declared an Executive Session as outlined by V.A.C.S., Article 6252-17.

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: Kenneth P. Moore
City Clerk
REGULAR MEETING OF THE BOARD OF COMMISSIONERS

PRESENT:
M. W. Harbus, Jr. .................Chairman
George W. Bucek .................Vice-Chairman
John E. Trott, Jr. ...............Commissioner
Carroll E. Carter ...............Commissioner
Mary Ann Menning ...............Commissioner
Terry K. Roberts ...............City Manager
Dorothy R. Moore ...............City Clerk
Charles J. Kvinta ...............City Attorney

ABSENT: None

THE meeting was called to order by Chairman Harbus.

MINUTES of the previous meeting were approved.

THE board considered resolutions from the Planning and Zoning Commission to grant two (2) Specific Use Permits and the following ordinances were presented:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO BOBBY AND BEATRICE OPEDA UNDER THE YOAKUM ZONING ORDINANCE (recorded in full as No. 1424)

MOTION by Commissioner Carter, seconded by Commissioner Menning, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO MS. ANNIE ELDRIDGE UNDER THE YOAKUM ZONING ORDINANCE (recorded in full under No. 1425)

MOTION by Commissioner Carter, seconded by Commissioner Menning, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

A citizens request to extend drinking hours will be discussed at the next meeting.

MR. Dennis Mraz, with his attorney, William Natho, were present to discuss the city's policy on extension of electrical utilities within a subdivision.

The city's present policy requires the developer to pay for all the cost inside the subdivision.

Mr. Mraz feels there should be some type of rebate to the developer when a new customer has utility service placed in his name and begins to incur utility bills.

After discussion the board decided to hold a workshop to re-evaluate the present city policy.
THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 5 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE II THEREOF, AND SPECIFICALLY SECTION 5-28, APPLICATION, ISSUANCE; SECTION 5-29, PERMIT FEES; SECTION 5-31, LIABILITY FOR DAMAGE; SECTION 5-32, PERMITS-PENALTIES; SECTION 5-39, EXAMINING AND SUPERVISING BOARD OF ELECTRICIANS-CREATED, MEMBERSHIP; SECTION 5-41, CONDUCTING EXAMINATIONS, WAIVING; SECTION 5-45, LICENSE FEES; SECTION 5-50, INSPECTIONS REQUIRED; SECTION 5-51, INSPECTION FEES; SECTION 5-57, AREA OF APPLICABILITY; SECTION 5-59, CODE ADOPTED; SECTION 5-60, SERVICE DISCONNECTS; SECTION 5-61, CONDUCTORS AND BRANCH CIRCUIT WIRE SIZE; SECTION 5-63, MAIN SERVICE ENTRANCE MINIMUM SIZE, AND REQUIREMENTS; SECTION 5-64, GROUNDING SERVICE ENTRANCE; SECTION 5-65, (a), (c) AND (k), METERS & CIRCUITS; SECTION 5-68, CIRCUITS IN RESIDENCES, RECEPTACLE TYPE; SECTION 5-70, JOINTS IN BRANCH LIGHTING CIRCUITS; DELETING SECTIONS 5-63, 5-71 AND 5-72; REPEALING ALL ORDINANCES OR PARTS OR ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATIONS; PROVIDING A PENALTY FOR VIOLATION, AND PROVIDING FOR AN EFFECTIVE DATE (recorded in full under No. 1419)

MOTION by Commissioner Carter, seconded by Commissioner Menning, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE above electric code calls for a five member board. The board will include, the fire marshal, electric superintendent, two master electricians and a citizen at large.

The Chairman appointed Finley Harbers and M.O. Rice, Master Electricians, to serve on the board.

The citizen at large will be appointed later.

THE following ordinance was presented for second and final reading:


MOTION by Commissioner Buczek, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:

HOUSING CODE OF THE CITY OF YOAKUM, TEXAS; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH AND PROVIDING A PENALTY. (recorded in full under No. 1421)

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS REGULATING THE USE AND MANNER OF INSTALLATION AND MAINTENANCE OF PLUMBING, INCLUDING ALTERATIONS, REPAIRS, REPLACEMENT, EQUIPMENT, APPLIANCES, FIXTURES, FITTINGS AND/OR APPURTENANCES THERETO, AND/OR WHEN CONNECTED TO THE WATER OR SEWAGE SYSTEM; ADOPTING THE SOUTHERN STANDARD PLUMBING CODE, REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A PENALTY AS IN SAID SOUTHERN PLUMBING CODE CONTAINED AND PROVIDING FOR THE EFFECTIVE DATE (recorded in full under No. 1422)

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS ESTABLISHING UNIFORM RULES AND REGULATIONS IN THE CODE KNOWN AS THE SOUTHERN STANDARD GAS CODE, 1985 EDITION, SAVE AND EXCEPT SUCH PROCTIONS AS ARE HEREAFTER MODIFIED AMENDED, DELETED OR IN CONFLICT WITH THIS CODE, PROVIDING FOR A PENALTY, PROVIDING FOR AN INSPECTION, PROVIDING FOR RIGHT TO SHUT OFF GAS SUPPLY IN CASE OF VIOLATION OF THE ORDINANCE, PROVIDING FOR PERMIT BEFORE GAS SERVICE IS SUPPLIED TO THE PREMISES, PROVIDING FOR THE CERTIFICATE OF APPROVAL AND FOR AN INSPECTION FEE AND FOR THE EFFECTIVE DATE THEREOF. (recorded in full as No. 1423)

MOTION by Commissioner Bucek, seconded by Commissioner Carter, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE following ordinance was presented for first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS, REGULATING THE USE AND MANNER OF INSTALLATION AND MAINTENANCE OF MECHANICAL WORK, INCLUDING AIR CONDITIONING, HEATING AND VENTILATION EQUIPMENT, REFRIGERATION, PIPING AND RELATED ELECTRICAL REQUIREMENTS; ADOPTING THE SOUTHERN STANDARD MECHANICAL CODE, REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A PENALTY AS IN SAID SOUTHERN STANDARD MECHANICAL CODE CONTAINED AND PROVIDING FOR THE EFFECTIVE DATE (recorded in full under No. 1426
MOTION by Commissioner Trott, seconded by Commissioner Menning, that the ordinance be passed on first reading. MOTION carried unanimously.

THE following bids for the re-roofing of the fire station were considered:

Wharton Urethane Roofing
Victoria $17,090.10

Solar Foam Insulation, Inc.
Texas City $13,150.00

ALTERNATE BID:
Wharton Urethane Roofing $9,449.82

MOTION by Commissioner Bucek, seconded by Commissioner Carter, to reject all the bids. MOTION carried unanimously.

THE following bids to purchase two police cars on a lease purchase program were considered:

<table>
<thead>
<tr>
<th>Company</th>
<th>Vehicle</th>
<th>Cost</th>
<th>10% int.</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wendel Motor Company</td>
<td>1</td>
<td>$11,694.77</td>
<td>1,149.79</td>
<td>$12,844.56</td>
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<td>Yoakum</td>
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<td></td>
<td>2</td>
<td>$11,694.77</td>
<td>1,777.87</td>
<td>$13,472.64</td>
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</table>

Cooper Chevrolet, Inc. was unable to provide lease purchase program.

MOTION by Commissioner Trott, seconded by Commissioner Carter, to accept the bid of Wendel Motor Co. MOTION carried unanimously.

MR. Roberts reported on the LCRA rate increase proposal. LCRA has filed with the PUC a proposal to raise electric rates which will generate 13.93% increase in their revenues.

THE board discussed the disposition of the $93,692.00 rebate from LCRA.

MOTION by Commissioner Bucek, seconded by Commissioner Trott, that the LCRA rebate of $93,692.00 be placed in the City of Yoakum Electric Reserve Account. MOTION carried unanimously.

THE board nominated Richard Wheeler to serve as a representative for the cities of DeWitt County on the Board of Directors for the Golden Crescent Regional Planning Commission.

MOTION by Commissioner Trott, seconded by Commissioner Harbus, to appoint Commissioners Bucek and Carter to represent
the City of Yoakum on the Golden Crescent Regional Planning Commission General Assembly.

AYES: Chairman Harbus, Commissioners Trott, Carter and Menning

NAYS: Commissioner Bucek

THE Chairman declared an Executive Session as outlined by V.A.C.S., Article 6252-17.

THE meeting was again opened to the public.

THERE being no further business the meeting adjourned.

M. W. HARBUS, JR. Chairman
Board of Commissioners
City of Yoakum, Texas

ATTEST: City Clerk