January 3, 1991
7:30 A.M.
City Hall

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:

M. W. Harbus, Jr. ....................... Mayor
William J. Natho ......................... Mayor Pro-Tem
Carroll E. Carter ....................... Councilmember
Mark Jemelka ............................ Councilmember
William H. Lewis ....................... City Manager
Dorothy R. Moore ....................... City Clerk
Charles J. Kvinta, Jr. ................ City Attorney

THE meeting was called to order by the Mayor.

THE meeting was called for the purpose of appointing a Councilmember to fill the position of Place #4 on the City Council until the May, 1991 election. Dennis O. Kutach resigned from this position effective December 31, 1990.

MOTION by Councilman Carter, seconded by Councilman Jemelka, to appoint Mrs. Curtis R. Jamison to fill the position of Place #4 on the City Council until the May, 1991 election. MOTION carried unanimously.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Dorothy R. Moore, City Clerk
January 8, 1991
7:30 p.m.
City Hall

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .........................Mayor
William J. Natho ..........................Mayor Pro-Tem
Mark Jemelka ..............................Councilmember
Curtis R. Jamison .......................newly appointed Councilmember
William H. Lewis ........................City Manager
Dorothy R. Moore .........................City Clerk
Charles J. Kvinta, Jr. .................City Attorney

ABSENT: Carroll E. Carter ..................Councilmember

THE meeting was called to order by Mayor Harbus.

THE City Clerk administered the Oath of Office to Mrs. Curtis R.
 Jamison and she was declared duly installed.

THE Mayor presented a plaque to Dennis O. Kutach from the City
of Yoakum in appreciation for his service on the City Council from

MINUTES from the meetings of December 11, 1990 and January 3,
1991 were considered.

MOTION by Councilman Natho, seconded by Councilman Jemelka, that
the minutes be approved as written. MOTION carried unanimously.

VISITORS were welcomed by the Mayor.

BILLY Parks, Chairman of the Chamber of Commerce Task Force, was
present to request a joint meeting of the Council, Chamber of
Commerce and the Economic Development Manager, for the purpose of
discussing management of the Community Center and look at goals and
ideas relating to repairs, maintenance and improvements to the
Community Center building.

STEVE Van Manen, C.P.A., with the firm of Harrison, Waldrop and
uherek, was present to present and review the 1989/90 City Audit.

THE following ordinance was presented for second and final
reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS, AMENDING CHAPTER 5 OF
THE YOAKUM CODE OF ORDINANCES; REGARDING ARTICLE II, ELECTRICAL;
DIVISION 3, STANDARDS OF CONSTRUCTION AND INSTALLATION; AND
SPECIFICALLY SECTION 5-59, CODE ADOPTED; REPEALING ALL
ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND
PROVIDING FOR AN EFFECTIVE DATE. (No. 1548)
MOTION by Councilman Natho, seconded by Councilman Jemelka, that the ordinance be passed, approved and adopted. MOTION carried unanimously.

THE council considered recommendations to change the Yoakum EMS transfer policy.

The Yoakum EMS has always provided transfer of patients to surrounding hospitals when it was determined by the attending physician that the patient could not be treated locally. Also, transfers have been made at the patients request.

With Medicare only allowing a certain amount for out of town transfers, the city is loosing money on these transfers.

With a combination of the loss of money on transfers and the termination of funds from DeWitt and Lavaca Counties, the city stands to loose approximately $100,000 this fiscal year.

Mr. Skelton, EMS Coordinator, invited Mr. Eddie Calendar of the Gonzales County EMS, to be present to discuss what they have done to overcome the same situation.

The major thing they did was to apply to Medicare for an increase in the allowable from Medicare through the Equity Adjudication process. Their allowable from Medicare was increased substantially.

Mr. Calendar said they also adopted a policy whereby they will not do out of town transfers unless payment is guaranteed by the hospital.

Mr. Skelton is already in the process of applying to Medicare for an increase through the Equity Adjudication process. He is now requesting the council consider the same out of town policy as the Gonzales County EMS.

MOTION by Councilman Natho, seconded by Councilman Jemelka, that Mr. Lewis and Mr. Skelton visit with the Yoakum Hospital Administrator about the hospital guaranteeing payment on out of town transfers. MOTION carried unanimously.

THE council approved advertisement of bids for the roof on the Fire Station.

THE council considered acquisition of property located in the Original Townsite Addition.

The Yoakum Industrial Foundation, Inc. has offered to sell the city all of Blocks 101, 102 and a part of Block 96 of the Original Townsite Addition for $55,000. This property adjoins city property where the old landfill was located.

Mr. Calvin Cook, Director of Public Works/Utilities showed a video of the property. The building once used for a cannery is located on Block 96 and is a very large building. Priority use for the city would be for equipment storage and storage of solid waste for recycling. Should the present landfill be forced to close, this property could be used as a transfer station for garbage pickup.

MOTION by Councilman Natho, seconded by Councilman Jemelka, to accept the proposal made by the Yoakum Industrial Foundation, Inc. in
their letter dated December 18, 1990 and purchase the property
described as all of Blocks 101, 102 and a part of Block 96 of the
Original Townsite Addition for a total amount of $55,000.00, subject
to the usual title assurance. MOTION carried unanimously.

MR. Robert M. Laczko and Donald Scovil, representing Southern
Union Gas Company, were present to request the council consider
assignment of Palm Beach Utilities Corporations natural gas franchise
to Southern Union Gas Company.

Southern Union Gas Company is in the process of purchasing the
South Texas Utility System which provides natural gas to the cities
of Yoakum, Cuero, Gonzales, Shiner, Luling and Lockhart. South Texas
Utility System is owned by Palm Beach Utilities Corporation, who has
filed Chapter 11 of the United States Bankruptcy Code.

Mr. Laczko said the deadline to receive assignment of the
franchise is January 15, 1991 in order for them to contract with
their natural gas supplier to be assured of purchasing natural gas
for the coming winter months.

No action was taken.

A joint meeting of the six (6) cities involved will be held in
Gonzales on January 9, 1991 to discuss the matter and arrive at a
decision.

THE council approved the appointment of Gladys Jiral to the
position of City Clerk/Administrative Assistant effective January 21,

THE following bids for the purchase of a brush chipper was
considered:

<table>
<thead>
<tr>
<th>COMPANY</th>
<th>BASE BID</th>
<th>ALTERNATE BID</th>
</tr>
</thead>
<tbody>
<tr>
<td>UEC Equipment Co.</td>
<td>$14,595</td>
<td>$14,710</td>
</tr>
<tr>
<td>Industrial Disposal</td>
<td>16,125</td>
<td>16,276</td>
</tr>
<tr>
<td>Vermeer Sales</td>
<td>16,915</td>
<td>No Bid</td>
</tr>
</tbody>
</table>

Upon the recommendation of Calvin Cook, Director of Public
Works/Utilities, the following motion was made:

MOTION by Councilman Jemelka, seconded by Councilman Natho, to
accept the alternate bid of UEC Equipment Company in the amount of
$14,710. MOTION carried unanimously.

City Managers Report:

Jack Hopper, Consultant, and Randy Grimes with TCI, were present
concerning renewal of the franchise contract. Negotiations is still
going on.

On November 1, 1990, Dayna Tuttle, Attorney-at-law, contracted
to collect delinquent utility bills and delinquent ambulance bills.
As of this date, she has collected $476.28 in delinquent utility
bills and $854.60 in delinquent ambulance bills. Ms. Tuttle retains
one-half of all the money she collects as her fee.

The "Blue Santa Program" sponsored by the Yoakum Police Department was a big success. Eighty families, totaling 236 children received gifts for Christmas and eight families received food supplies.

The Senior Citizen Christmas appreciation party was also a success. 127 senior citizens attended the party.

The city is beginning to store solid waste for the purpose of recycling. There is a possibility that when the new EPA regulations are finalized, the city will be required to recycle a percentage of all solid waste.

Mr. Lewis announced a retirement reception for Dorothy Moore and an appreciation reception for Dennis Kutach will be held on January 17th, 12:00 noon to 2:00 p.m. at the Community Center.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Dorothy R. Moore, City Clerk

I attest to the signature of M. W. Harbus, Jr., Mayor. The minutes however, were taken by and written by Dorothy Moore prior to her retirement.

Gladys M. Jiral
City Clerk
January 11, 1991
7:30 a.m.
City Hall

EMERGENCY MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .......................Mayor
William J. Natho .......................Mayor Pro-Tem
Carroll E. Carter .......................Councilmember
Mark Jemelka ..........................Councilmember
Curtis R. Jamison .......................Councilmember
William H. Lewis .......................City Manager
Dorothy R. Moore .......................City Clerk
Charles J. Kvinta, Jr. .................City Attorney

THE meeting was called to order by Mayor Harbus.

THE purpose of the meeting was to consider and approve assignment of Palm Beach County Utilities Corporation natural gas franchise to Southern Union Gas Company.

THE following ordinance was presented for consideration:

AN ORDINANCE APPROVING ASSIGNMENT OF THE PALM BEACH COUNTY UTILITIES CORPORATION NATURAL GAS FRANCHISE FOR THE CITY OF YOAKUM TO SOUTHERN UNION GAS COMPANY AND DECLAREING AN EMERGENCY.
(No. 1549)

MOTION by Councilman Carter, seconded by Councilman Natho, that the ordinance be passed, approved and adopted as amended. MOTION carried unanimously.

THERE being no further business the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Dorothy R. Moore, City Clerk

I attest to the signature of M. W. Harbus, Jr., Mayor. The minutes however, were taken by and written by Dorothy Moore prior to her retirement.

Gladys M. Jiral
City Clerk
February 12, 1991
City Hall
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ..............Mayor
William J. Natho ...............Mayor Pro-Tem
Mark Jemelka ..................Councilmember
Carroll E. Carter ...............Councilmember
Mrs. Curtis R. Jamison .........Councilmember
William H. Lewis ...............City Manager
Gladys M. Jiral ................City Clerk
Charles J. Kvinta, Jr. ........City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus.

MINUTES from the meetings of January 8 and 11, 1991 were considered and approved on motion by Councilman Natho and second by Councilman Carter. Motion carried unanimously.

VISITORS were welcomed by the Mayor.

THE following resolution was considered:

A RESOLUTION ESTABLISHING PROCEDURES FOR A GENERAL ELECTION IN THE CITY OF YOAKUM, TEXAS (NO. 91-1)

MOTION by Councilman Natho, seconded by Councilman Jemelka, that the resolution be passed, approved and adopted. Motion carried unanimously.

THE following resolution was considered:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YOAKUM, TEXAS: (NO. 91-2)

Section 1. The facts and recitations set forth in the preamble of this Resolution are hereby found to be true and correct.

Section 2. A runoff election required to be held as a result of a City Officers Election held on the first Saturday in May shall be held on the 25th day of May, 1991.

MOTION by Councilman Carter, seconded by Councilman Natho, that the resolution be passed, approved and adopted. Motion carried unanimously.
MICHAELO A. Sandoval of Resco Recycling Equipment Systems Company presented a proposal on the use of balers to extend the life of the landfill. No action was taken at this time on the proposal.

THE Council considered purchase of recycling containers which were to be placed on the Community Center parking lot. The containers would be used to collect items such as computer paper, aluminum, corrugated paper, plastic and oil. The cost would be approximately $4,700. Since containers are a sole-source item and protected by patents and copywrites, bids were not required. The City would purchase five containers. Southern Union Gas Company offered to purchase an additional container.

MOTION was made by Councilman Jemelka, seconded by Councilmember Jamison, to purchase the containers. Motion carried unanimously.

REQUEST for authorization to advertise for bids to remodel the first floor of City Hall was approved on motion by Councilman Carter and second by Councilman Natho. Motion carried unanimously.

THE Highway Department's Beautification Plan for Hwy. 77A at the underpass was presented. The City will provide a one inch water tap at this location. Motion by Councilman Carter, second by Councilmember Jamison, to approve the plan as presented. Motion carried unanimously.

THE following bonds and interest coupons were presented for cancellation:

CITY OF YOAKUM, TEXAS ELECTRIC LIGHT, WATERWORKS AND SEWER SYSTEM REVENUE BOND - SERIES 1973

Bonds - Paid December 17, 1990

<table>
<thead>
<tr>
<th>No.</th>
<th>Bonds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>66 thru 70</td>
<td>5 @ $5,000</td>
<td>$25,000.00</td>
</tr>
<tr>
<td>73 thru 77</td>
<td>5 @ 5,000</td>
<td>25,000.00</td>
</tr>
<tr>
<td>71 thru 72</td>
<td>5 @ 5,000</td>
<td>10,000.00</td>
</tr>
</tbody>
</table>

Coupon No. 35 - Paid December 17, 1990

<table>
<thead>
<tr>
<th>No.</th>
<th>Bonds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>66 thru 70</td>
<td>5 @ $130.00</td>
<td>650.00</td>
</tr>
<tr>
<td>73 thru 77</td>
<td>5 @ 130.00</td>
<td>650.00</td>
</tr>
<tr>
<td>78 thru 87</td>
<td>10 @ 131.25</td>
<td>1,312.50</td>
</tr>
<tr>
<td>88 thru 89</td>
<td>2 @ 131.25</td>
<td>262.50</td>
</tr>
<tr>
<td>90 thru 91</td>
<td>2 @ 132.50</td>
<td>265.00</td>
</tr>
<tr>
<td>92 thru 98</td>
<td>7 @ 132.50</td>
<td>927.50</td>
</tr>
<tr>
<td>101 thru 102</td>
<td>2 @ 132.50</td>
<td>265.00</td>
</tr>
</tbody>
</table>

Coupon No. 35 - Paid December 20, 1990

<table>
<thead>
<tr>
<th>No.</th>
<th>Bonds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>71 thru 72</td>
<td>2 @ $130.00</td>
<td>260.00</td>
</tr>
</tbody>
</table>

Coupon No. 34 - Paid January 16, 1991

<table>
<thead>
<tr>
<th>No.</th>
<th>Bonds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>99 thru 100</td>
<td>2 @ $132.50</td>
<td>265.00</td>
</tr>
</tbody>
</table>

TOTAL $64,857.50
THE following bids for the 1991 Capital Improvements Street and Drainage Project were considered:

F. N. Ploch Constr. Co., New Braunfels, Texas...$451,216.00
Longhorn Paving & Constr., Inc., Bellville, Tx.... 367,896.48
Dean & Keng Paving Co., Inc., Giddings, Texas.... 323,337.70

UPON the recommendation of Patrick Matusek, of Matusk Engineering, the motion was made by Councilman Jemelka, seconded by Councilman Natho, to award the bid to Dean & Keng Paving Co., Inc. in the amount of $323,337.70. Motion carried unanimously.

UPON the motion by Councilmember Jamison, seconded by Councilman Jemelka, Carol Tippens was appointed to complete the unexpired term of Mrs. Curtis Jamison on the Housing Authority Board. Motion carried unanimously.

HAZEL Bland was appointed Election Judge and Janie Villa as Alternate Judge for the City Officer's Election on May 4, 1991. Motion by Councilman Natho, seconded by Councilman Carter. Motion carried unanimously.

CITY Manager's Report: Jack Hopper, City's CATV Consultant, was present to update the Council on the Arkansas cable TV trip. After outlining trip details, Mr. Hopper recommended contacting the attorney, W. Randolph Young, who assisted the City of Paragould, Arkansas, to help the City go forward in the franchise renewal process. A conference call was to be scheduled.

A request from local merchants to review out of town vendors licensing was discussed. Marshall Tolbert was present to voice his objections and concerns in having furniture sold from trucks which were parked in and around Yoakum. City Manager and City Attorney are to review the vendor requirements and make a recommendation to the Council at the next meeting.

ITEM 8C - No decision or action was taken.

THE Mayor declared an executive session for the following purposes:
  a. Discuss pending litigation with City Attorney
  b. Consider sale of City property

THE meeting was again opened to the public. No action was taken.

THERE being no further business, the meeting adjourned.

[Signatures]
Gladys M. Jiral, City Clerk
M. W. Harbus, Jr., Mayor
City of Yoakum, Texas
February 21, 1991
City Hall
10:30 A.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ............. Mayor
Mark Jemelka ................ Councilmember
Carroll E. Carter .............. Councilmember

ABSENT:
William J. Natho .............. Mayor Pro-Tem
Mrs. Curtis R. Jamison ....... Councilmember
Gladys M. Jiral ............... City Clerk
Charles J. Kvinta, Jr. ......... City Attorney

THE meeting was called to order by Mayor Harbus.

THE meeting was called for the following purpose:

Confer by phone with W. Randolph Young, Attorney-at-law, concerning the City's cable re-franchising procedures.

NO action was taken on this item. Possible options were discussed.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr. Mayor
City of Yoakum, Texas

Gladys M. Jiral
City Clerk
March 12, 1991
City Hall
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ............ Mayor
William J. Natho ............. Mayor Pro-Tem
Carroll E. Carter ............. Councilmember
Mrs. Curtis R. Jamison ........ Councilmember
William H. Lewis ............. City Manager
Gladys M. Jiral .............. City Clerk
Charles J. Kvinta, Jr. ........ City Attorney

ABSENT: Mark Jemelka ........ Councilmember

THE meeting was called to order by Mayor Harbus. Councilman Natho gave the invocation and led everyone in the Pledge of Allegiance.

MINUTES from the meetings of February 12 and 21, 1991 were approved as presented on motion by Councilman Carter; seconded by Councilmember Jamison; motion carried.

UNDER Old Business, Marshall Tolbert and Phrona Beyers spoke in favor of amending the vendor's ordinance regarding the licensing of out of town vendors in sale of merchandise within the city. The following ordinance was presented for adoption on first reading:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 13 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE IV THEREOF, AND SPECIFICALLY SECTION 13-52, UNLAWFUL CONDUCT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (No. 1550)

AUTHORIZING the hire of Attorney W. Randolph Young to assist rate consultant Jack Hopper in cable franchise renewal was considered. Councilmember Jamison made the motion to hire W. Randolph Young based on the steps outlined in his letter of February 25, 1991 with attorney fees capped at $4,000. The motion was seconded by Carroll Carter. Motion carried unanimously.

UNDER New Business, the Planning and Zoning Commission denied the request for a Special Use Permit by John DeBord. No action was taken by the Council. According to Zoning Ordinance, Mr. DeBord has ten days to appeal the denial to the City Council if he so desires.

BILLY Parks presented a recommendation from the Rodeo Club to increase the rodeo arena usage fee, for those who use the arena for profit, to $150 per day with $75 deposit for cleaning and repair of
arena if needed. The following ordinance was presented for adoption on first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING THE CITY OF YOAKUM MANUAL OF FEES AND SERVICE CHARGES; REGARDING V, MISCELLANEOUS, GENERAL SECTION; PERTAINING TO THE ADDITION OF THE RODEO ARENA USAGE FEE TO THIS SECTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE. (No. 1551)

MOTION was made by Councilman Natho, seconded by Councilmember Jamison that the ordinance be passed on first reading. Motion carried unanimously.

COUNCILMAN Carter made the motion to authorize the advertisement for bids on the CIP Automatic System Controls (SCADA System). Motion was seconded by Councilmember Jamison. Motion carried unanimously.

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

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO JOHNNY W. AND ELLA LOOS UNDER THE YOAKUM ZONING ORDINANCE. (No. 1552)

MOTION by Councilman Natho, seconded by Councilman Carter that the ordinance be passed, approved and adopted. Motion carried unanimously.

CITY Manager Lewis was authorized to have a gutter and down spout installed on the old library building to prevent further water damage. A proposal for additional work will be brought to the Council later.

MOTION by Councilman Natho, seconded by Councilman Carter, nominating Virdell Skelton to serve on the Golden Crescent Regional Planning Commission's 9-1-1/EMS Advisory Committee for DeWitt County. Motion carried unanimously.

AN Analysis of Sales Activity Potential in Yoakum and Surrounding Communities conducted by David Ellis, was presented by Tracy Roman, Project Manager for Yoakum Main Street. The analysis shows Yoakum merchants may be losing as much as $15 million in sales annually. Focus groups will be developed to assist merchants on items they need to market. Information will also be used for retention and recruitment of businesses.

MOTION by Councilman Carter to sell one trailer mounted asphalt distributor to DeWitt County Precinct 2 for $100. Seconded by Councilmember Jamison. Motion carried unanimously.
CITY Manager's Report: City Manager Lewis reported that in addition to Southern Union Gas Company purchasing one of the recycling containers, Yoakum National Bank, First State Bank, H.E.B., and Rotary Club have also purchased containers.

JIM Corry gave an update on the new computer installation and programming, and presented sample reports. The project is about two-thirds completed, in budget and on schedule.

VIRDELL Skelton advised the Council that Medicare had denied the City's request for equity adjudication because at that time the City had not had a rate increase since October 1988. Rates were increased in December with an effective date of January, 1991 so we will apply again for equity adjudication on April 1, 1991.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

Gladys M. Jirgl
City Clerk
April 9, 1991  
City Hall  
7:30 P.M.  

REGULAR MEETING OF THE CITY COUNCIL  

PRESENT:  
M. W. Harbus, Jr. ..........Mayor  
William J. Natho ............Mayor Pro-Tem  
Carroll E. Carter .............Councilmember  
Mark Jemelka ................Councilmember  
Mrs. Curtis R. Jamison .......Councilmember  
William H. Lewis .............City Manager  
Gladys M. Jiral ..............City Clerk  
Charles J. Kvinta, Jr. ......City Attorney  

ABSENT:  None  

THE meeting was called to order by Mayor Harbus. Councilman Carter gave the invocation. Representatives from Webelos Den #1 led everyone in the Pledge of Allegiance.  

MINUTES from the meeting of March 12, 1991 were approved as presented on motion by Councilman Carter; seconded by Councilmember Jemelka; motion carried.  

DAN Wallace, President of the Yoakum Chamber of Commerce, appeared as a Visitor to extend an invitation to the City Council for a joint meeting to discuss completion of budgetary processes for the community center and economic development. The joint meeting was set for April 15, 1991 at 7:30 PM at the Community Center.  

UNDER old business, the following ordinance was presented for second and final reading:  

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING CHAPTER 13 OF THE YOAKUM CODE OF ORDINANCES, REGARDING ARTICLE IV THEREOF, AND SPECIFICALLY SECTION 13-52, UNLAWFUL CONDUCT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (No. 1550)  

MOTION for adoption of the ordinance was made by Councilman Natho, seconded by Councilman Jemelka. Motion carried unanimously.  

THE following ordinance was also presented for second and final reading:
AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING THE CITY OF YOAKUM MANUAL OF FEES AND SERVICE CHARGES; REGARDING V, MISCELLANEOUS, GENERAL SECTION; PERTAINING TO THE ADDITION OF THE RODEO ARENA USAGE FEE TO THIS SECTION; REPEAING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE. (No. 1551)

MOTION was made by Councilman Carter to adopt the ordinance; seconded by Councilman Jemelka. Motion carried unanimously.

UNDER new business, Tommy Vanek, President of Yoakum Gin & Feed Company, Inc., was present to request a designated loading zone on the east side of the 700 Block of Front Street, which they own. Patrons of the library have been parking in this area not allowing the Gin access to their fertilizer bins.

DUE to this being a designated driveway, the recommendation was made for the Gin to post signs stating "Do not block driveway". The librarian will advise patrons of designated parking areas. If the Police Department is called, officers will response and ask owner to move vehicle.

THE Council considered the following resolution:

A RESOLUTION SETTING FORTH THE OPPOSITION OF THE CITY OF YOAKUM, TEXAS TO REIMBURSING RATE CASE EXPENSES OF CERTAIN MUNICIPALITIES INTERVENING IN RATE CASE PROCEEDINGS INITIATED BY THE LOWER COLORADO RIVER AUTHORITY. (No. 91-3)

MOTION by Councilman Jemelka, seconded by Councilman Carter that the resolution be passed approved and adopted. Motion carried unanimously.

THE authorization for advertisement of bids for CIP Sewer Main Bid (Supplejack Creek) Project was considered. Paul Boedeker of Hunter Associates, the City's engineer, outlined the plans and route. On motion by Councilman Jemelka, seconded by Councilmember Jamison, advertisement for bids was approved. Motion carried unanimously.

The following resolution was presented:

A RESOLUTION OF THE CITY OF YOAKUM, TEXAS AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE PURCHASING INTERLOCAL AGREEMENT WITH THE HOUSTON-GALVESTON AREA COUNCIL (No. 91-4)

MOTION by Councilman Carter, seconded by Councilman Natho that the resolution be passed, approved and adopted. Motion carried unanimously.
RULES and Agreement for the reservation of the Witte Meeting Room in the Welhausen Library were considered. Upon motion by Councilman Carter and second by Councilman Jemelka the rules and agreement as presented were adopted. Motion carried unanimously.

MOTION by Councilman Carter, seconded by Councilmember Jamison to appoint Councilman Jemelka, Councilman Natho and the City Manager to the Yoakum City/School Recreation Board. Motion carried unanimously.

MOTION by Councilman Natho, seconded by Councilman Carter to appoint Carol Tippens and Jack Turner to the Yoakum Housing Authority Board. Motion carried unanimously.

CITY MANAGER'S REPORT: Mr. Lewis stated that the recycling containers should be delivered by the end of the month and that he inadvertently left TCI Cablevision off the list of local container purchasers in his report last month.

He presented a possible water conservation program packet for Council's review. The packet included various items to help improve water management in the home. No action was taken.

MR. Lewis announced that Yoakum will host the General Assembly Meeting of the Golden Crescent Regional Planning Commission on Thursday, April 25th at the Community Center.

THE Mayor declared an Executive Session for the following purpose:

a. Discuss lease of City property
b. Discuss sale and lease of City property

THE meeting was again opened to the public with no action resulting from the Executive Session.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
April 23, 1991
Council Room
Public Works Building
7:00 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ..............Mayor
William J. Natho .....................Mayor Pro-Tem
Carroll E. Carter .....................Councilmember
Mark Jemelka .........................Councilmember
Mrs. Curtis R. Jamison ..........Councilmember
William H. Lewis .....................City Manager
Gladys M. Jiral .....................City Clerk
Charles J. Kvinta, Jr. ............City Attorney

ABSENT: None

THE special meeting was called to order by Mayor Harbus for the purpose of hearing and considering a request from John R. DeBord to appeal the denial of his request to the Planning and Zoning Commission for a Special Use Permit for the manufacturing of leather products on the property described as west one-half of Lot 2 and east one-half of Lot 3, Block 1010 of the Townsite Addition (207 West Grand Avenue).

ITEM One, a public hearing was convened to receive comments from property owners within the two hundred feet distance of the property. A letter received by the Mayor from Mrs. DeBord prior to the meeting stated they would be unable to attend. Property owners were concerned about the parking situation in the downtown area and also felt that with Yoakum being designated a "Main Street City", this area should remain retail businesses and not develop into manufacturing. There being no further comments, the Mayor closed the public hearing.

ITEM Two was to consider an ordinance granting this Special Use Permit to John R. DeBord. This item was not considered due to a lack of motion. No action was taken.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:
Gladys M. Jiral
City Clerk
May 7, 1991  
Council Room  
Public Works Building  
6:00 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ........Mayor  
William J. Natho ........Mayor Pro-Tem  
Carroll E. Carter ........Councilmember  
Mark Jemelka ...............Councilmember  
Mrs. Curtis R. Jamison ......Councilmember  
William H. Lewis ...........City Manager  
Gladys M. Jiral ..........City Clerk

ABSENT: None

THE special meeting was called to order by Mayor Harbus for the purpose of canvassing the City Officer Election returns from May 4, 1991 election. Return and tally sheets were canvassed by Councilmembers.

THE following resolution was unanimously approved:

There came on to be considered the returns of an election held on the 4th day of May, 1991, 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 272 valid and legal votes; that each of the candidates in said election received the following votes:

PLACE 1 - Mitchel W. Harbus, Jr. ..........219  
WRITE-IN Billy Parks ........... 1  
WRITE-IN Harry Lee Vogt ...... 2  
WRITE-IN Jim Stone ............. 1

PLACE 2 - Carroll E. Carter .............160  
Charles Hall ...................101

PLACE 3 - Mark Jemelka ..................210  
WRITE-IN Harry Lee Vogt ...... 1

PLACE 4 (Unexpired Term)  
Mrs. Curtis R. Jamison ............243  
WRITE-IN Basil Blaine .......... 1  
WRITE-IN Don Monk ............. 1

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL 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 Mitchel W.
Harbus, Jr., Place 1; Carroll E. Carter, Place 2; Mark Jemelka, Place 3, and Mrs. Curtis R. Jamison, Place 4 were duly elected Councilmembers of said City at said election. (NO. 91-5)

CERTIFICATES of Election were presented by the Mayor and the Pre-Oath Statements were administered by the City Clerk.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
May 14, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............Mayor
William J. Natho .............Mayor Pro-Tem
Carroll E. Carter ............Councilmember
Mark Jemelka ..........................Councilmember
Mrs. Curtis R. Jamison ........Councilmember
William H. Lewis ..........City Manager
Gladys M. Jiral ............City Clerk
Charles J. Kvinta, Jr. ....City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus. City Manager Lewis gave the invocation with the Campfire Girls leading everyone in the Pledge of Allegiance.

CITY Clerk administered the Oath of Office to Carroll Carter, M. W. Harbus, Jr., Mrs. Curtis R. Jamison, and Mark Jemelka. They were declared duly installed.

COUNCILMEMBER Carter moved M. W. Harbus, Jr. be elected Mayor. The motion was seconded by Councilmember Jemelka and unanimously approved.

COUNCILMEMBER Carter moved William J. Natho be elected Mayor Pro-Tem. The motion was seconded by Councilmember Jamison and unanimously approved.

MINUTES from the meetings of April 9, 23rd, and May 7, 1991 were approved as presented on motion by Councilman Natho; seconded by Councilmember Carter; motion carried.

ITEM 10d under New Business, review of information received from Chamber of Commerce concerning economic development/community center, was discussed at this time. Chamber President Dan Wallace along with Billy Parks, Budget Chairman for Chamber, made their presentation. After discussion, it was agreed that the City Manager and City Attorney would draft a proposed agreement for presentation at the next meeting, based on the following items:

1. The City would provide $35,000 per year towards economic development;
2. The City would provide all maintenance on the Community Center building;
3. Chamber of Commerce would pay all utilities on the building except for the parking lot lights, and
4. The agreement would be for a three year period beginning October 1st and would include an escape clause.

UNDER Old Business, Brenda Thompson thanked City for all work done on the library especially for the opening ceremonies and advised that the Friends of the Library were continuing to work on furnishings. She also advised some objections had been voiced concerning the charge for the Witte Room. The $15.00 charge was previously set to defray costs of clean up. Mrs. Thompson and City Librarian, Virginia Ferrell, were asked to prepare a workable agreement to be presented at the next meeting.

CITY Manager Lewis explained that the City purchased the pro-shop from Tom Chilek about two years ago on a kind of trial basis. Chilek has expressed interest in buying it back. The question was raised as to why the City was not going out for bids. The City Attorney advised that for sale of the City's personal property, there is no requirement for it be bid out. The only requirement is the City receives fair market value for the property.

MR. Steven Van Manen, the City's Auditor, reported that as of May 1st, the concession inventory value was $12,417.66; fair market value of golf carts, $3,445; amounts owed to the City on account, $602.87 for a total value of $16,465.53.

UPON motion by Councilmember Natho, a motion was made to sell the pro-shop inventory and golf carts, and authorize the Mayor to enter into a contract with Tom Chilek to operate the pro-shop as a concessionaire, and to execute the agreement by May 20, 1991; seconded by Councilmember Jemelka. Motion carried unanimously.

MR. Wayne Grimes presented a request to lease one unused building at the Recycling Center to create an aircraft rebuilding factory. He would be responsible for any and all improvements to the building; pay all utilities at regular rate; pay a $100 per month lease, and provide full insurance coverage on the building.

COUNCILMEMBER Jamison made the motion authorizing the Mayor to enter into a lease agreement with Wayne Grimes for economic development for a trial period of one year; seconded by Councilmember Carter; Motion carried unanimously.

ON motion by Councilmember Natho, McCord Engineering was authorized to proceed with the commercial electric rate study and review of second year of three year City wide rate study; seconded by Councilmember Carter. Motion carried unanimously.

CABLE consultant Jack Hopper advised Council that the adoption of the following ordinance would be the City's first step towards formal negotiations on the cable franchise. The following ordinance was presented for consideration on first reading:
AN ORDINANCE GRANTING COMMUNICATIONS SERVICES, INC., DBA TCI CABLEVISION OF TEXAS, INC., INTERIM AUTHORITY TO CONTINUE OPERATING A CABLE TELEVISION SYSTEM WITHIN THE CORPORATE LIMITS OF YOAKUM, TEXAS (No. 1553)

MOTION by Councilmember Natho, seconded by Councilmember Jemelka that the ordinance be passed on first reading. Motion carried unanimously.

The following ordinance was presented for consideration on first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS TO PROVIDE FOR THE REGULATION OF CABLE TELEVISION WITHIN THE CITY (No. 1554)

Motion by Councilmember Jemelka, seconded by Councilmember Jamison that the ordinance be passed on first reading. Motion carried unanimously.

THE award of the fire station roof bid was tabled for review and future action.

ON motion by Councilmember Natho; second by Councilmember Jemelka, City staff was authorized to request bids for purchase of a digger/winch truck for the Electric Department. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to sell one used hand held radio from the Police Department to DeWitt County Sheriff's Department for $100; seconded by Councilmember Jemelka. Motion carried unanimously.

THE Alcohol and Drug Abuse Policy (No. 29) as presented was adopted on motion by Councilmember Jemelka and second by Councilmember Carter. Motion carried unanimously.

RENOVATION of the first floor of City Hall was discussed. Requests for bids had been advertised twice with no response either time. City Manager requested authorization from the Council for the City to act as general contractor and proceed with the needed improvements. On motion by Councilmember Carter, seconded by Councilmember Natho, the City Manager was authorized to act as general contractor with a maximum spending limit of $20,000 as budgeted. Motion carried unanimously.

UPON consideration of a resolution from the Planning and Zoning Commission to grant a Specific Use Permit, the following ordinance was considered:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO BRUCE A. AND DESHORN A. JOHNSON UNDER THE YOAKUM ZONING ORDINANCE (No. 1555)
MOTION by Councilmember Natho, seconded by Councilmember Carter that the ordinance be passed, approved and adopted. Motion carried unanimously.

UPON consideration of a resolution from the Planning and Zoning Commission to grant a zoning change, the following ordinance was considered:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A ZONING CHANGE FROM COMMERCIAL (C-2) TO INDUSTRIAL TO CLEO AND NORMA COOPER UNDER THE ZONING ORDINANCE (No. 1556)

MOTION by Councilmember Carter, seconded by Councilmember Natho that the ordinance be passed, approved and adopted. Motion carried unanimously.

ON motion by Councilmember Carter, seconded by Councilmember Natho, Bill Lewis was appointed to the Planning and Zoning Commission. Motion carried unanimously.

ON motion by Councilmember Natho, seconded by Councilmember Jamison, Esther Turner, Mark Jahn, Billy D. Parks, Herbert Nollkamper and Bill Lewis were appointed to the Zoning Board of Adjustment. Motion carried unanimously.

THE following were appointed to the Library Board on motion by Councilmember Jamison, seconded by Councilmember Natho: Brenda Thompson, Mrs. Joseph Jarmon, Agnes Abernathy, William O'Hare, Anna Lee Schubert and Martha Boothe. Motion carried unanimously.

COUNCILMEMBER Jamison made the motion to appoint John Trott, Harry Vogt and Norman Kaiser to the Community Center Board of Governors; seconded by Councilmember Natho. Motion carried unanimously.

ON motion by Councilmember Carter, seconded by Councilmember Jamison, Dr. David Watson, Gail E. Waites, Larry Rutledge, George O'Neill and E. L. Wagener were appointed to the Airport Zoning Board of Adjustments. Motion carried unanimously.

ON motion by Councilmember Carter, seconded by Councilmember Jamison, Larry Rutledge, Leon Donnelly and Gail E. Waites were appointed to the Airport Advisory Board. Motion carried unanimously.

COUNCILMEMBER Natho made the motion to appoint Dr. A. E. Mgebroff and Sandra Rutledge to the Housing Board of Adjustments and Appeals; seconded by Councilmember Carter. Motion carried unanimously.

UNDER City Manager's report, Mr. Lewis presented the following:
1. A copy of the Texas Resource League survey on tax load to the public showing Yoakum as 342 out of 382 cities.

2. Handed out Southern Union Gas Company's monthly cost of adjustment report for review.

3. Announced public hearing in Austin on redistricting of DeWitt and Lavaca Counties and asked for representation from Yoakum.

4. Albert Kutac is interested in City property located at the intersection of Airport Rd. and FM 3475. Asked for Council's approval to have property appraised.

5. Since it is almost one year since being hired, the Manager asked for an evaluation of his position at the June meeting as well as possibly setting some goals.

6. Reminded that Saturday, May 18th, would be Chamber's Clean Up Day in the downtown area.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:
Gladys M. Jirai
City Clerk
June 11, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:

M. W. Harbus, Jr. ............... Mayor
William J. Natho .................. Mayor Pro-Tem
Carroll E. Carter ................ Councilmember
Mark Jemelka ..................... Councilmember
Mrs. Curtis R. Jamison .......... Councilmember
William H. Lewis ................ City Manager
Gladys M. Jiral .................. City Clerk
Charles J. Kvinta, Jr. ........ City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus with Councilmember Jamison giving the invocation. The Pledge of Allegiance was lead by Boy Scout representatives.

MINUTES from the meeting of May 14, 1991 were approved as presented on motion by Councilman Jemelka; seconded by Councilman Carter. Motion carried.

VISITORS acknowledged were Dennis Rowan, Museum Director, who gave an update on activities and number of visitors to the Yoakum Heritage Museum.

The following resolution was considered:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YOAKUM, TEXAS: That the City Council of the City of Yoakum, Texas wishes to recognize and commend Coach Grant Goodrich and Lady Bulldog members Carmen Goodrich, Nicco Chilek, Suzanne Tolbert, Michelle Albrecht, and Amy Arlitt for their achievements in the State Tournament. (No. 91-6)

Resolution was adopted on motion by Councilman Carter; seconded by Councilman Jemelka. Motion carried.

UNDER Old Business, the following ordinance was presented for second and final reading:

AN ORDINANCE GRANTING COMMUNICATIONS SERVICES, INC., DBA TCI CABLEVISION OF TEXAS, INC., INTERIM AUTHORITY TO CONTINUE OPERATING A CABLE TELEVISION SYSTEM WITHIN THE CORPORATE LIMITS OF YOAKUM, TEXAS (No. 1553)
MOTION by Councilmember Natho, seconded by Councilmember Jamison that the ordinance be passed and approved on final reading. Motion carried unanimously.

THE following ordinance was presented for second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS TO PROVIDE FOR THE REGULATION OF CABLE TELEVISION WITHIN THE CITY (No. 1554)

ON motion by Councilman Jemelka, seconded by Councilman Carter that the ordinance be passed and approved on final reading. Motion carried unanimously.

ONLY one bid was received for the removal and replacement of the fire station roof. Councilman Carter made the motion to award the bid to Solar Foam Insulation in the amount of $15,740.00. Motion was seconded by Councilman Natho. Motion carried unanimously.

MRS. Mary Steffek, Lavaca County Senior Citizen Representative and Lavaca County Commissioner Edward Hermes were present to discuss coordinating a joint effort between the City and County for a grant request for a senior citizen center in Yoakum. City Manager Lewis will meet with them to set up a proposed budget, identify City property and funding sources before returning to the Council for further consideration.

CLAUD Jacobs, Chairman of the Board of Governors, spoke regarding clarification of Ordinance No. 1225 outlining the duties and responsibilities of the Community Center Board of Governors in relation to the Center being operated by the Chamber of Commerce. The Board was asked to meet with the city manager and city attorney to outline possible duties and present these to the Council.

ON recommendation of City Manager Lewis, a motion was made by Councilman Natho to appoint the firm of Harrison, Waldrop & Uherek to audit the city's books for the 1990/91 Fiscal Year. Motion was seconded by Councilman Carter. Motion carried unanimously.

COUNCILMAN Natho made a motion to renew the Chamber of Commerce office lease from June 11, 1991 through September 30, 1992. Motion was seconded by Councilman Carter. Motion carried unanimously.

CALVIN Cook and Consultant Lyle Piece presented a recommendation on the award of bid for the CIP automatic system controls (SCADA). Based on this recommendation, Councilman Jemelka made the motion to award the bid to Auto-Con Systems, Inc. in the amount of $70,331 not including training or start-up cost; seconded by Councilman Carter. Motion carried unanimously.

BASED on recommendation, Councilman Natho made the motion,
seconded by Councilman Carter, to award Motorola the bid for the purchase of the 900 Mhz radio distribution system in the amount of $23,442. Motion carried unanimously.

CONSULTING Engineer Charles Davis with Hunter Engineers presented the following bids for the CIP Sewer Main (Supplejack Creek) Project:

Mercer Construction, Edna, Texas $ 532,157.10
Pate & Pate, Huntsville, Texas 555,086.40
Hoover Constr., Burnet, Texas 589,986.10
Utilities Consold., San Antonio, Tx. 602,224.00
UTICON, Inc., Richmond, Tx. 619,334.75
Daily Constr., San Antonio, Tx. 697,060.50
Wagner Constr., San Antonio, Tx. 866,923.12

ON the engineer's recommendation, a motion was made by Councilman Carter to award the bid to Mercer Construction of Edna, Texas in the amount of $532,157.10; seconded by Councilman Natho. Motion carried unanimously.

FOLLOWING bids were received for the purchase of digger/winch truck for the Electric Department:

<table>
<thead>
<tr>
<th>CAB/CHASSIS</th>
<th>DERRICK DIGGER</th>
<th>COMPLETE UNIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wendel Motor</td>
<td>$ 25,995</td>
<td>No Bid</td>
</tr>
<tr>
<td>Yoakum, Tx.</td>
<td></td>
<td></td>
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<tr>
<td>Hoffer Truck</td>
<td>28,178</td>
<td>No Bid</td>
</tr>
<tr>
<td>Hallettsville, Tx.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commercial Body</td>
<td>No Bid</td>
<td>$ 61,977</td>
</tr>
<tr>
<td>San Antonio, Tx.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>UEC Eqpt. Co.</td>
<td>25,966</td>
<td>58,538</td>
</tr>
<tr>
<td>Okla. City, Okla.</td>
<td></td>
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</tbody>
</table>

ON review of the bids, UEC's bid had deviations to the specifications. Based on City's recommendation, Councilman Jemelka made the motion to award the cab/chassis bid to Wendel Motor Company of Yoakum in the amount of $25,995 and the derrick digger unit to Commercial Body Corporation of San Antonio in the amount of $61,977 for a total cost of the unit at $87,972. Motion was seconded by Councilman Natho. Motion carried unanimously.

COUNCILMAN Carter made the motion to authorize the request for bids on the solid waste/recycling baler; seconded by Councilmember Jamison. Motion carried unanimously.

MOTION was made by Councilman Jemelka to authorize the request to advertise for bids for cleaning of sewer lines as budgeted. Motion was seconded by Councilman Carter. Motion carried unanimously.

ON motion by Councilman Natho, Sarah Ann Wilson was appointed to the unfilled position on the Planning and Zoning Commission and Annie Rodriguez was appointed to the Zoning Board of Adjustment.
Seconded by Councilman Carter. Motion carried unanimously.

UNDER City Manager's Report, Mr. Lewis and Chief Linn requested comments or suggestions on the renovation of the second floor of City Hall for use by the Police Department. Chief Linn was advised to consult with an architect as to cost effectiveness of renovation and present recommendation to Council.

CITY Manager requested a motion of consent from the Council on a resolution (received too late to be placed on the agenda) vetoing the proposed redistricting of Lavaca and DeWitt Counties. The resolution was to be taken to Austin the next morning.

THE Mayor declared an Executive Session to conduct the annual evaluation of the City Manager.

THE meeting was again opened to the public.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
July 9, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............Mayor
William J. Natho ..............Mayor Pro-Tem
Carroll E. Carter ..............Councilmember
Mark Jemelka ....................Councilmember
Mrs. Curtis R. Jamison ..........Councilmember
William H. Lewis ..............City Manager
Gladys M. Jiral ..................City Clerk
Charles J. Kvinta, Jr. ........City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus with
Councilmember Jemelka giving the invocation. The Pledge of
Allegiance was lead by American Legion Member Gale Schneider.

MINUTES from the meeting of June 11, 1991 were approved as
presented on motion by Councilman Carter; seconded by Councilman
Natho. Motion carried.

UNDER old business, the following ordinance was considered and
adopted on first reading on motion by Councilman Jemelka, seconded
by Councilman Carter. Motion carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING ORDINANCE NO.
1225; AN ORDINANCE ESTABLISHING A BOARD OF GOVERNORS FOR
THE OPERATION OF THE CITY OF YOAKUM COMMUNITY CENTER;
PROVIDING FOR THE APPOINTMENT OF THE MEMBERS OF SAID
BOARD; SETTING OUT TERMS, MEETINGS, POWER AND DUTIES;
PROVIDING FOR PREPARATION AND ADOPTION OF AN ANNUAL
BUDGET, SETTING METHODS FOR OPERATION OF CONcessIONS AND
PROVIDING FOR COORDINATION WITH THE CITY THROUGH THE
OFFICE OF THE CITY MANAGER; PROVIDING A SAVINGS CLAUSE
AND PROVIDING AN EFFECTIVE DATE (No. 1557)

CONSIDERATION of an agreement with the Chamber of Commerce on
community center management and concessionaire including economic
development was discussed. Among other changes, it was recommended
that the City and Chamber should split the cost of the insurance
premium covering alcoholic beverage sales, storage or use at the
center. Also that the economic development commitment should be a
separate agreement with the Chamber.
ON motion by Councilmember Natho, the agreement was tabled so changes could to be made by the city and chamber attorney with guidance from city manager and chamber. Motion was seconded by Councilmember Carter. Motion carried unanimously.

FOR consideration under new business, the architect Jack Cloutier discussed the feasibility of renovating all of the second floor of city hall for Police Department use. Councilman Carter made the motion for Jack Cloutier to do a study on the second floor for a cost not to exceed $600. Motion was seconded by Councilman Jemelka. Motion carried unanimously.

AN agreement with Consumer Payment Services, Inc. to provide credit card usage for payment of fees, fines and taxes to the city was considered. Councilman Jemelka made the motion to enter into this agreement; seconded by Councilman Natho. Motion carried unanimously.

THE following ordinance was presented on first reading. Motion to adopt the ordinance was made by Councilman Natho; seconded by Councilman Carter. Motion carried unanimously.

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO AURELIO ESCALANTE UNDER THE YOAKUM ZONING ORDINANCE (No. 1558)

ON motion by Councilman Carter and seconded by Councilmember Jamison the following ordinance was adopted unanimously on first reading:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS GRANTING A SPECIFIC USE PERMIT TO JOHNNY CORONADO UNDER THE YOAKUM ZONING ORDINANCE (No. 1559)

CITY Manager Lewis reported on the meeting with Comptroller John Sharp referencing Highway Department District 13 Office closing. Mr. Sharp advised that no direct reference was made to the Yoakum office. If the Legislature adopts his proposal, some closures would be made as recommended, however, because of District 13's record of efficiency, Yoakum may gain some counties. A letter in support of District 13 would be prepared for Council signatures.

MR. Lewis advised of on going discussions regarding a grant and site location for a senior citizen center. Also, interest has been expressed in acquiring city property at the airport near the intersection of Hwy. 77A and F.M. 3475. An appraisal has been made of the property. Council authorized the City Manager to advertise for bids.
THE Yoakum Industrial Foundation had been contacted regarding an exchange of the City's approximate 6 acre tract located near the airport and the Industrial Foundation's property, for the Industrial Foundation's approximate 11.4 acres near the present recycling site. City Manager was to have the property appraised.

There being no further business, the meeting adjourned.

M. W. Härbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
August 13, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ...............Mayor
William J. Natho ...............Mayor Pro-Tem
Mrs. Curtis R. Jamison ..........Councilmember
William H. Lewis ...............City Manager
Gladys M. Jiral ..................City Clerk
Charles J. Kvinta, Jr. ..........City Attorney

ABSENT: Carroll E. Carter
         Mark Jemelka

THE meeting was called to order by Mayor Harbus with
Councilmember Natho giving the invocation. The Pledge of
Allegiance was lead by V. F. W. member Ralph G. Rodriguez.

MINUTES from the meeting of July 9, 1991 were approved as
presented on motion by Councilmember Natho; seconded by
Councilmember Jamison. Motion carried.

REPRESENTATIVES Joe Reuss and Sue Wheat from the Cuero Prison
System Committee were present to ask for the City's support in
their efforts to obtain a prison system in Cuero. A motion was
made by Councilmember Natho for the City Clerk to draft a letter of
support. The motion was seconded by Councilmember Jamison and
passed unanimously.

BRENDA Thompson, President of the Friends of the Library,
presented the Rules and Agreement covering the reservation of the
Witte Room at the Welhausen Library. On motion by Councilmember
Jamison and second by Councilmember Natho, the Rules and Agreement
were adopted as presented. Motion carried unanimously.

THE ordinance on second and final reading granting a Specific
Use Permit to locate a mobile home at 216 McGee Street was referred
back to the Planning and Zoning Commission for re-consideration
since not all the property owners received notice of the public
hearing.

SINCE the feasibility report from Jack Cloutier on use of the
second floor of City Hall for Police Department was not completed,
this item was tabled.
MARY Steffek, for Lavaca County Senior Citizens, presented a list of signatures in support of the City and Lavaca County joining efforts to obtain a grant for construction of senior citizens center. Jack Cloutier presented an estimate on construction cost at approximately $140,000. The City would allocate $35,000 along with Lavaca County's $35,000 allocation and DeWitt County's $4,500. On motion by Councilmember Natho and seconded by Councilmember Jamison, the following resolution was unanimously adopted:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YOAKUM, TEXAS, AUTHORIZING THE SUBMISSION OF A JOINT GRANT APPLICATION BY THE CITY OF YOAKUM AND LAVACA COUNTY TO THE M. G. & LILLIE A. JOHNSON FOUNDATION, INC. FOR FUNDING OF A SENIOR CITIZEN CENTER; 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 PROGRAM (Res. 91-7)

ON motion by Councilmember Jamison and seconded by Councilmember Natho, the following ordinance was presented and approved unanimously on second and final reading:

AN ORDINANCE OF THE CITY OF YOAKUM AMENDING ORDINANCE NO. 1225; AND ORDINANCE ESTABLISHING A BOARD OF GOVERNORS FOR THE OPERATION OF THE CITY OF YOAKUM COMMUNITY CENTER; PROVIDING FOR THE APPOINTMENT OF THE MEMBERS OF SAID BOARD, SETTING OUT TERMS, MEETINGS, POWER AND DUTIES; PROVIDING FOR PREPARATION AND ADOPTION OF AN ANNUAL BUDGET, SETTING METHODS FOR OPERATION OF CONCESSIONS AND PROVIDING FOR COORDINATION WITH THE CITY THROUGH THE OFFICE OF THE CITY MANAGER, PROVIDING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE (No. 1557)

THE agreement with the Chamber of Commerce on community center management and concessionaire was discussed. The motion authorizing the Mayor to enter into this agreement was made by Councilmember Natho and seconded by Councilmember Jamison. Motion carried unanimously.

AN agreement with the Chamber of Commerce on expenditure of City funds for economic development was reviewed. On motion by Councilmember Jamison, seconded by Councilmember Natho, the Mayor was authorized to enter into the agreement with the Chamber of Commerce for a period of three years including a thirty day termination clause. Motion carried unanimously.

THE following bid was received for the purchase of one solid waste/recycling baler for the Sanitation Department:

Grand Prairie, Texas $ 21,850.00
BASED on the City Staff's recommendation, a motion was made by Councilmember Natho, seconded by Councilmember Jamison to purchase the baler from RESCO Recycling Eqpt. Systems Co. in the amount of $21,850. Motion carried unanimously.

THE purchase of Fire & Emergency Television Network (FETN) was considered for the Fire and EMS Departments. Effective October 1, 1991, Fire/EMS personnel are mandated by the Commission on Fire Protection Personnel Standards and Education to be on a twenty hour per year continuing education program. The FETN would provide the training in house. Councilmember Natho made the motion to purchase the FETN; seconded by Councilmember Jamison; motion carried unanimously.

THE following resolution was presented for adoption:


COUNCILMEMBER Jamison made the motion to adopt the resolution as presented; seconded by Councilmember Natho; motion carried unanimously.

COUNCILMEMBER Natho made a motion to authorize the advertisement for bids for purchase of a boring machine for the Water Department. The motion was seconded by Councilmember Jamison and carried unanimously.

THE 1991 Tax Roll, as certified by the DeWitt County Chief Appraiser for a total value of $99,476,048.00, was presented for approval. The motion to approve the tax roll was made by Councilmember Jamison and seconded by Councilmember Natho. Motion carried unanimously. Councilmember Natho. Motion carried unanimously.

THE emergency ordinance authorizing expenditures for repair of water well No. 6 was tabled. Estimated cost for repair of the well constructed in 1954 was $35,000, however, none of the companies would guarantee the repair. Inserting a smaller liner could pose additional problems. If in the future the water level would drop again, we would be unable to lower the current pump bowl. We would have to replace the pump and this would decrease water production. Councilmember Natho made a motion to authorize the advertisement for bids for a new well. Councilmember Jamison second the motion. Motion carried unanimously.
UNDER City Manager's Report, Mr. Lewis presented the budget work folder to the Council for their review. A budget workshop would be scheduled. He also presented an expenditure report for the emergency repairs to date on water well No. 6.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jirel
City Clerk
September 10, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............Mayor
William J. Natho .............Mayor Pro-Tem
Carroll E. Carter .............Councilmember
Mrs. Curtis R. Jamison ........Councilmember
William H. Lewis .............City Manager
Gladys M. Jiral .............City Clerk
Charles J. Kvinta, Jr. ........City Attorney

ABSENT: Mark Jemelka

THE meeting was called to order by Mayor Harbus with Councilmember Carter giving the invocation. The Pledge of Allegiance was lead by members from the Boys Scouts.

MINUTES from the meeting of August 13, 1991 were approved as presented on motion by Councilmember Natho; seconded by Councilmember Carter. Motion carried.

CABLE Consultant Jack Hopper presented the Report on Cable TV Community Needs and Interests as well as the Request for Proposal for Cable Television Franchise Renewal. A motion was made by Councilmember Carter to accept and approve the Report on Cable TV Community Needs and Interests; seconded by Councilmember Natho. Motion carried unanimously. Councilmember Natho made the motion to transmit the Community Needs and Interests Report to TCI Cablevision of Texas; seconded by Councilmember Carter. Motion carried unanimously. On motion by Councilmember Jamison, the Request for Proposal for Cable Television Franchise Renewal was approved for transmittal stipulating a sixty (60) day time limit for response; seconded by Councilmember Carter. Motion carried unanimously.

ON behalf of the Yoakum Industrial Foundation, Dr. Louis Boening presented a request for transfer of 6.328 acres of City property off of Airport Road for 11.40 acres of the Industrial Foundation's property located off of Dunn St. for economic development purposes. The six acres are adjacent to the industrial development site and can be easily developed. The eleven acres are adjacent to the City's recycling center and wastewater treatment plant and would allow area for expansion. An oil company owns some property next to the eleven acres. While the property had been properly diked, soil samples have been taken as a precaution. City staff does not expect to receive negative results on the test.
THE property appraisals valued the 6.328 acres at $6,000 per acre ($37,968 total) and the 11.40 acres at $3,350 per acre (38,190). Sewer service will be provided to the six acres. On motion by Councilmember Carter and pending the results of the oil sample test, the city attorney was advised to prepare necessary documents and go forward with the proper procedures for the exchange of the property for economic development purposes. The motion was seconded by Councilmember Natho. Motion carried unanimously.

RENOVATION and use of the second floor of City Hall for the Police Department was discussed. Staff is to review and determine if renovation could be accomplished on smaller scale and possibly over a period of time.

CHARLES Davis, Engineer for Hunter Associates, presented the bid tabulation and recommendation for drilling of a new water well. The following bids were received:

- Alsay, Inc., Houston, Texas $179,000.00
- J. L. Myers Co., Dallas, Texas 174,451.00
- Layne-Texas, Houston, Texas 137,400.00
- Crowell Drilling Co., Louise,Tx. 108,922.00
- Davis Plumbing Co., Cuero, Tx. 101,900.00

ON motion by Councilmember Carter, the bid was awarded to Davis Plumbing Company of Cuero in the amount of $101,900. The motion was seconded by Councilmember Natho. Motion carried unanimously.

KAREN Soehnge, Jeff Peavy, Ruth Carter and Glen Rudolph were appointed to the newly created Recycling Advisory Committee on motion by Councilmember Jamison and seconded by Councilmember Natho. Motion carried unanimously. This Committee is to work with City Staff in the promotion of recycling efforts.

THE following ordinance was considered and approved on first reading on a motion made by Councilmember Natho, seconded by Councilmember Carter and unanimously approved:


ON motion by Councilmember Natho, the following ordinance was considered and approved on first reading; seconded by Councilmember Carter and unanimously approved:
AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT, MAINTENANCE, BUILDING AND IMPROVEMENTS FOR THE CITY OF YOAKUM, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1991 AND ENDING SEPTEMBER 30, 1992, BOTH DATES INCLUSIVE; AND ADOPTING THE BUDGET FIGURES AND ACCOUNTS AS PARTS OF SAID APPROPRIATIONS (Ord. No. 1561)

THE following ordinance was considered and approved on first reading on motion by Councilmember Carter; seconded by Councilmember Jamison. Motion carried unanimously.

AN ORDINANCE LEVYING THE TAXES TO BE ASSESSED AND COLLECTED IN THE CITY OF YOAKUM, IN DEWITT AND LAVACA COUNTIES, TEXAS FOR THE YEAR 1991, AND APPORTIONING SAME TO THE DIFFERENT FUNDS (Ord. No. 1562)

ON motion by Councilmember Natho, the following ordinance was considered and approved on first reading; seconded by Councilmember Carter and unanimously approved:

AN ORDINANCE OF THE CITY OF YOAKUM, TEXAS AMENDING THE CITY OF YOAKUM MANUAL OF FEES AND SERVICE CHARGES; REGARDING ITEM SEVEN (VII), ELECTRIC RATES AND FEES OF THE UTILITIES SECTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE, AND PROVIDING AN EFFECTIVE DATE (Ord. No. 1563)

A review of delinquent utility and ambulance bills was discussed. On motion by Councilmember Carter the delinquent utility bills, amounting to $11,209.89 and ambulance bills (collectable by law) amounting to $29,609.33 are to be charged off and turned over to collection attorney. The ambulance bills not collectable by law are to be charged off. The motion was seconded by Councilmember Natho. Motion carried unanimously.

UNDER the City Manager's Report, it was noted that the recycling baler had been received and is in operation. Downtown businesses were going to be contacted regarding delivery of cardboard to the recycling center. This would be a savings to them in that they would not be charged extra for pick up on their utility bill.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jira
City Clerk
September 24, 1991
Council Room
Public Works Building
6:00 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ..........Mayor
William J. Natho ..........Mayor Pro-Tem
Carroll E. Carter ..........Councilmember
Mrs. Curtis R. Jamison ......Councilmember
William H. Lewis ...........City Manager
Gladys M. Jiral .............City Clerk
Charles J. Kvinta, Jr. ..........City Attorney

ABSENT: Mark Jemelka

THE meeting was called to order by Mayor Harbus. The following items were considered: (1) An ordinance on first reading granting a Specific Use Permit to locate a mobile home at 216 McGee St. (2) Discussion and possible appointment of Interim, or of Part-time Municipal Court Judge, and (3) Discussion of proposed 1991/92 budget.

THE Planning and Zoning Commission recommended the Specific Use Permit for 216 McGee St. be denied. This was not considered by the Council.

DISCUSSION was held on the appointment of Municipal Court Judge. A motion was made by Councilmember Natho to appoint W. Dale White as temporary municipal court judge subject to his agreeing to the appointment. Motion was seconded by Councilmember Carter and carried unanimously.

UNDER budget discussions, Jim McCord of McCord Engineering made a presentation on a peak load generation feasibility study and commercial rate study as related to the City's SCADA and load management project. Council authorized feasibility study as proposed in the budget. Estimated cost of study to be $3,000 to $5,000.

ALSO discussed was the renovation of the second floor of City Hall for the Police Department. A preliminary plan presented by Jack Cloutier was reviewed. It was agreed to add $10,000 to the proposed budget to begin minor renovations.

THERE being no further business, the meeting adjourned.

ATTEST:
M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

Gladys M. Jiral, City Clerk
October 17, 1991
Council Room
Public Works Building
6:30 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............. Mayor
William J. Natho .............. Mayor Pro-Tem
Carroll E. Carter .............. Councilmember
Mark Jemelka .............. Councilmember
Mrs. Curtis R. Jamison ........ Councilmember
William H. Lewis .............. City Manager
Gladys M. Jiral .............. City Clerk
Charles J. Kvinta, Jr .......... City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus for the purpose of considering and discussing the proposed cable TV franchise offer, and receiving of directives from the Council.

AFTER discussion of the offer, the Council directed the City Manager and Rate Consultant Jack Hopper to work with the City's Attorney Randolph Young to prepare a draft franchise agreement for presentation to the Council. City Manager Lewis advised the Council that the $4,000 limit set for retaining of Randolph Young had been met and actually exceeded by $500 due to meeting with TCI officials in Washington to discuss this proposed offer. By directing Mr. Young to draw up the draft franchise agreement, an additional $1,500 in expenses could be incurred. Mr. Lewis was advised to contact Randolph Young and have him proceed.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
October 8, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............. Mayor
William J. Natho .............. Mayor Pro-Tem
Carroll E. Carter .............. Councilmember
Mrs. Curtis R. Jamison ........ Councilmember
Mark Jemekla .................. Councilmember
William H. Lewis .............. City Manager
Gladys M. Jiral .............. City Clerk
Charles J. Kviinta, Jr. ........ City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus with Councilmember Carter giving the invocation followed by the Pledge of Allegiance.

MINUTES from the meeting of September 10 and 24, 1991 were approved as presented on motion by Councilmember Natho; seconded by Councilmember Carter. Motion carried.

UNDER the Visitors section, Main Street Chairman Conyetta Gaus referenced the resignation of Main Street Director Tracy Roman and spoke towards the continuation of the Program. It was agreed that an independent panel be selected by the Council and City Manager for review of the Main Street Project. This panel would make a recommendation to the Council concerning the continuation of the program.

A PUBLIC HEARING on the proposed 1991/92 budget was opened. No one was present to speak directly to this item. However, questions were asked about the apparent shortfall on revenue and use of reserves to off set the shortfall. City Manager Lewis explained that the shortfall is the result of the 1988 bonded indebtedness and there would be at least three more years of shortfalls before we hit a break even point. Any purchases or projects which could be delayed from this budget year were being postponed. There being no further questions, the Mayor closed the public hearing.

ON motion by Councilmember Carter and seconded by Councilmember Natho, an Ordinance (recorded as No. 1560) amending Ordinance No. 1534, Budget Appropriations for Fiscal Year 1990/91, was approved and adopted on second and final reading. Motion carried unanimously.
AN Ordinance (recorded as No. 1561) adopting the 1991/92 City Budget was approved and adopted on second and final reading on motion by Councilmember Carter; seconded by Councilmember Jamison. Motion carried unanimously.

THE Ordinance (recorded as No. 1562) levying taxes to be assessed and collected for the Year 1991 was approved and adopted on second and final reading on motion by Councilmember Natho; seconded by Councilmember Jemelka. Motion carried unanimously.

ON motion by Councilmember Natho and seconded by Councilmember Jemelka, an Ordinance (recorded as No. 1563) amending the Manual of Fees and Service Charges to revise the electric rates, was approved and adopted on second and final reading. Motion carried unanimously.

AFTER consideration, W. Dale White declined to serve as Municipal Judge. Dayna Tuttle expressed interest in this position. On recommendation of the City Manager and by motion of Councilmember Carter with a second by Councilmember Jamison, Dayna Tuttle was appointed Municipal Judge and Charles Kvinta, Jr. as Associate Judge. Motion carried unanimously.

DISCUSSION was held on the emergency repair of the landfill track loader which is experiencing transmission problems and needs an in frame overhaul of the engine. Councilmember Carter made the motion to expand funds as necessary for the emergency repair of the landfill equipment, and rental of necessary equipment to continue with the landfill operation, with expenses not exceeding $30,000. The motion was seconded by Councilmember Natho. Motion carried unanimously. If the expenses were to exceed this amount by 15 or 20%, the Council is to be contacted.

AFTER consideration, it was agreed to submit a resolution to the Governor of Texas expressing concern over the Legislature's imposing of fees on local governments and removing portion of bank franchise tax paid to cities.

CALVIN Cook, Director of Public Works, presented information on the increased State mandated landfill tipping fee. On motion by Councilmember Carter and second by Councilmember Jemelka the increased tipping fee is to be added to the utility bill, shown as a State Tax, at the rate of $.28 per residential account and $.50 per cubic yard for commercial. Those in favor of the motion were: Councilmembers Carter, Jemelka, Natho and Jamison. Opposing the motion was Mayor Harbus.

ON motion by Councilmember Jemelka, the Mayor was authorized to enter into an agreement with McCord Engineering for engineering services on the Y-170 Electric Distribution Circuit Upgrade. Motion was seconded by Councilmember Carter. Motion carried.

A motion to authorize the advertisement for bids on the Y-170 Electric Distribution Circuit Upgrade (as budgeted) was made by
Councilmember Natho; seconded by Councilmember Jemelka. Motion passed unanimously.

COUNCILMEMBER Jemelka made the motion to authorize the Mayor to enter into an agreement with Hunter Associates for engineering services on the Yoakum Street Elevated Storage Tank Project. Motion was seconded by Councilmember Carter with all favoring the motion.

ON motion by Councilmember Carter and second by Councilmember Jamison, advertisement for bids on painting and repair of the Yoakum Street Elevated Storage Tank Project (as budgeted) was unanimously approved.

A Resolution (recorded as No. 91-10) nominating a candidate to the DeWitt County Appraisal District's Board of Directors was considered. Councilmember Carter made the motion to nominate Elwood Gaus and seconded by Councilmember Jamison. Motion carried. Councilmember Natho abstained because of his association with the firm of Gaus and Natho.

ON motion by Councilmember Natho and second by Councilmember Carter advertisement for bids on the police car (as budgeted) was unanimously approved.

AN Ordinance (recorded as No. 1564) was considered on first reading granting a Special Use Permit to utilize the existing building at 700 McCarty Street as office space. Motion was made by Councilmember Carter and seconded by Councilmember Jamison granting the Special Use Permit on first reading. Motion carried unanimously.

ON motion by Councilmember Carter, an Ordinance (recorded as No. 1565) was approved on first reading the amending of the Manual of Fees and Service Charges to increase the Zoning Permit Fees. The motion was seconded by Councilmember Jemelka. Motion carried unanimously.

COUNCILMEMBER Jemelka made the motion to appoint Councilmember Carter to the Community Justice of the 2nd 25th Judicial District Community Supervision and Corrections Department. Motion was seconded by Councilmember Natho. Motion carried.

ON motion by Councilmember Natho and seconded by Councilmember Jemelka, the following individuals were unanimously nominated to the Golden Crescent Regional Planning Commission Advisory Committees for DeWitt County:

<table>
<thead>
<tr>
<th>EMS/911</th>
<th>Virdell Skelton</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Protection</td>
<td>Tommy Linn</td>
</tr>
<tr>
<td>Solid Waste Mgt.</td>
<td>Calvin Cook</td>
</tr>
<tr>
<td>Regional Tourism</td>
<td>Ron Layton</td>
</tr>
</tbody>
</table>
AN Ordinance (recorded as No. 1566) authorizing updated service credits on an annual basis to the Texas Municipal Retirement System and increasing the employee rate of contribution to the Retirement System was considered. On motion by Councilmember Natho, seconded by Councilmember Carter, the ordinance was passed on first reading. Motion carried unanimously.

BRENDA Goeman, President of the Shiner Economic Development Board, Inc., presented information on the request for funding to the Small Business Loan Fund through the Cen Tex Certified Development Corporation. No action was taken at this time. Additional information was to be obtained by City Manager Lewis.

UNDER City Manager's Report, Edwin Steinmann, on behalf of the Rodeo Club, presented a proposal to try to obtain funds to build a cover over the rodeo arena. He was advised to proceed with their efforts to obtain contributions through private individuals and the City would assist them with any grants that may be available.

CITY Manager Lewis reported that the Welhausen Library roof has developed several water leaks. The contractor has been contacted to evaluate the problem and costs figures on repairs are being obtained. This will be brought back to the Council for future consideration.

A meeting with representatives from First State Bank, Yoakum National Bank, Pacific Southwest Bank, Yoakum Industrial Foundation, Mayor Harbus, and City Manager Lewis was held to discuss the possibility of setting up in Yoakum, for Yoakum, some type of investment fund used as a pool as aide for local investments. Additional information is to be obtained to see how other cities are handling this type of fund.

A video presentation of the solid waste baling operation in Big Springs, Texas was presented.

CONYETTA Gaus reported that the Hospital District Board would be meeting to discuss entering into a contract with the City to define terms of payment. A draft contract will be presented to the Council for consideration.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiraf, City Clerk
October 17, 1991
Council Room
Public Works Building
6:30 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............. Mayor
William J. Natho ................ Mayor Pro-Tem
Carroll E. Carter ............... Councilmember
Mark Jemelka ................... Councilmember
Mrs. Curtis R. Jamison .......... Councilmember
William H. Lewis ............... City Manager
Gladys M. Jiral ................ City Clerk
Charles J. Kvinta, Jr. .......... City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus for the purpose of considering and discussing the proposed cable TV franchise offer, and receiving of directives from the Council.

AFTER discussion of the offer, the Council directed the City Manager and Rate Consultant Jack Hopper to work with the City's Attorney Randolph Young to prepare a draft franchise agreement for presentation to the Council. City Manager Lewis advised the Council that the $4,000 limit set for retaining of Randolph Young had been met and actually exceeded by $500 due to meeting with TCI officials in Washington to discuss this proposed offer. By directing Mr. Young to draw up the draft franchise agreement, an additional $1,500 in expenses could be incurred. Mr. Lewis was advised to contact Randolph Young and have him proceed.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
November 1, 1991
Council Room
Public Works Building
3:30 P.M.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ..............Mayor
Carroll E. Carter ...............Councilmember
Mrs. Curtis R. Jamison ..........Councilmember
William H. Lewis ...............City Manager

ABSENT: William Natho ..............Councilmember
Mark Jemelka ....................Councilmember
Gladys M. Jiral ..................City Clerk

THE meeting was called to order by Mayor Harbus for the purpose of considering and discussing the proposed cable TV franchise offer, and receiving of directives from the Council.

CITY Manager Lewis stated he had received a letter from the City's cable TV attorney W. Randolph Young. Mr. Young recommends that the City Council accept the franchise offer and that he be directed to draft a cable franchise agreement. He feels we have negotiated in good faith and have a reasonable offer.

COUNCILMEMBER Carter made a motion to suspend the November 11, 1991 deadline date for the Request for Proposal, and request our attorney to negotiate with TCI to draw up a written franchise for our review. The motion was seconded by Councilmember Jamison. Motion carried unanimously.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
A Resolution (recorded as No. 91-11) casting votes for the members of the Board of Directors for the DeWitt County Appraisal District was considered. On motion by Councilmember Jamison, Elwood Gaus is to receive all 140 votes for the City of Yoakum. Motion was seconded by Councilmember Carter with Councilmember Natho abstaining due to his association with the firm of Gaus and Natho. Motion carried.

AN Ordinance (recorded as No. 1567) was considered on first reading granting a Specific Use Permit to Primera Igelesia Bautista Church Trust to locate one mobile home at 922 Boyle St. Motion was made by Councilmember Natho and seconded by Councilmember Carter granting this Specific Use Permit on first reading. Motion carried unanimously.

AN Ordinance (recorded as No. 1568) was considered on first reading granting a Specific Use Permit to Wayne and Pamela Farmer to locate one mobile home at 208 Tucker St. Motion was made by Councilmember Jemelka and seconded by Councilmember Jamison granting this Specific Use Permit on first reading. Motion carried unanimously.

APPOINTMENTS to the Golden Crescent Regional Planning Commission General Assembly were considered. On motion by Councilmember Carter, Mayor Harbus and Councilmembers Jamison and Natho were appointed to the General Assembly. Motion was seconded by Councilmember Jemelka. Motion carried unanimously.

ON motion by Councilmember Jemelka and seconded by Councilmember Natho, Councilmember Jamison was recommended to serve on Golden Crescent Regional Planning Commission's Board of Directors for DeWitt County. Motion carried unanimously.

ON motion by Councilmember Jamison and seconded by Councilmember Natho, Mayor Arthur Ward was recommended to serve on Golden Crescent Regional Planning Commission's Board of Directors for Lavaca County. Motion carried unanimously.

UNDER the City Manager's Report, Mr. Lewis discussed the approval of the Senior Citizens Grant.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:
Gladys M. Jiran
City Clerk
November 12, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............. Mayor
William J. Natho .............. Mayor Pro-Tem
Carroll E. Carter ............. Councilmember
Mrs. Curtis R. Jamison ....... Councilmember
Mark Jemekla .................. Councilmember
William H. Lewis ............. City Manager
Gladys M. Jiral ............... City Clerk
Charles J. Kvinta, Jr. ....... City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus with Councilmember Jamison giving the invocation followed by the Pledge of Allegiance.

MINUTES from the meetings of October 8 and 17, 1991 and November 1, 1991 were approved as presented on motion by Councilmember Carter; seconded by Councilmember Natho. Motion carried.

UNDER Visitors, Mrs. Mary Steffek from Lavaca County Senior Citizens Center addressed the Council regarding the award of the Senior Citizen Center Grant from the Johnson Foundation. Lavaca County is ready to assist the City in any way towards this project. Also, under the Visitors Item, a Main Street update was received from Chairman Conyetta Gaus.

LCRA Economic Development Representative Rosa Rios Valdez discussed funding to the Cen Tex Certified Development Corporation for the Small Business Loan Fund. This fund could provide loans to small businesses at prime rate minus one. City Manager Lewis advised Southern Union Gas Company would contribute $250. Councilmember Jemekla made a motion that the City contribute $1,000 of which $250 would be paid by Southern Union. This was seconded by Councilmember Carter with the motion passing unanimously.

ON motion by Councilmember Carter and seconded by Councilmember Jamison, the following individuals were appointed to the Main Street Review Committee: Dennis Kutach, Tim Faulkner, Elorine Sitka, Dr. Louis Boening, Paula Houston, Glenn Kusak and Dwayne Nall. Motion carried unanimously.
ON motion by Councilmember Carter and seconded by Councilmember Jemelka, an Ordinance (recorded as No. 1564) granting a Special Use Permit to utilize existing building at 700 McCarty Street as office space was approved and adopted on second and final reading. Motion carried unanimously.

AN Ordinance (recorded as No. 1565) amending the Manual of Fees and Service Charges was approved and adopted on second and final reading on motion by Councilmember Natho; seconded by Councilmember Jamison. Motion carried unanimously.

ON motion by Councilmember Jemelka and seconded by Councilmember Jamison, an Ordinance (recorded as No. 1566) authorizing updated service credits on an annual basis to the Texas Municipal Retirement System, and increasing the employee rate of contribution to the TMRS was approved and adopted on second and final reading. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to award purchase of a police car to Wendel Ford Motor Company in the amount of $15,524. The motion was seconded by Councilmember Natho. Motion carried unanimously.

THE sale of 4.47 acres of city property located at the intersection of Hwy. 77A, F.M. 3475 and Airport Road was discussed. Councilmember Carter made the motion to award the bid for sale of property to Albert Kutac in the amount of $25,000 with conditions as outlined. City will pay for the survey needed for the telephone easement. Motion was seconded by Councilmember Jemelka. Motion carried unanimously.

ON motion by Councilmember Carter, the Mayor was authorized to enter into an agreement with the Yoakum Hospital District defining payments to the City for ambulance service. Motion was seconded by Councilmember Natho. Motion carried unanimously.

PURCHASE of new pumping equipment and materials for water well 6A was discussed. The production test on the new well indicates pumping capacity at 1,000 gallons per minute instead of the anticipated 600 gpm. However, to take advantage of this additional water capacity, new pumping equipment would have to be purchased instead of using the old equipment as first recommended. Estimated cost of the equipment and materials is $29,500. Funds from the Capital Improvement Project would be utilized to cover this expenditure. Councilmember Natho made the motion to authorize purchase of the pumping equipment and materials. The motion was seconded by Councilmember Jemelka. Motion carried unanimously.

A motion was made by Councilmember Carter to purchase the additional field components in the amount of $23,038 for the water system controls on the SCADA System. Motion was seconded by Councilmember Jamison. Motion carried unanimously. In order for the components to be compatible, they will be purchased from Hydro-Con Systems.
December 10, 1991
Council Room
Public Works Building
7:30 P.M.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............Mayor
William J. Natho .............Mayor Pro-Tem
Carroll E. Carter .............Councilmember
Mark Jemelka ................Councilmember
William H. Lewis .............City Manager
Gladys M. Jiral ...............City Clerk
Charles J. Kvinta, Jr. ......City Attorney

ABSENT: Mrs. Curtis R. Jamison

THE meeting was called to order by Mayor Harbus with Councilmember Jemelka giving the invocation followed by the Pledge of Allegiance.

MINUTES from the meeting of November 12, 1991 were approved as presented on motion by Councilmember Jemelka; seconded by Councilmember Carter. Motion carried.

A letter, received by Mayor Harbus from Conyetta Gaus, announced her resignation as Main Street Chairman. City Manager Lewis was asked to send Ms. Gaus a letter of appreciation thanking her for her service to the community.

CHARLES Davis of Hunter Associates presented a recommendation on the painting and repair of the Yoakum Street Elevated Storage Tank Project. Councilmember Natho made the motion to award the bid to the low bidder, N. G. Painting, Inc. of Kerrville, Texas in the amount of $48,000. The motion was seconded by Councilmember Jemelka. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to award the bid for purchase of water well pumping equipment for Brushy Creek Well No. 6A to the low bidder, Big State Pump Company of Pearland, Texas in the amount of $16,352. Motion was seconded by Councilmember Jemelka and carried unanimously.

ON motion by Councilmember Natho, an Ordinance (recorded as No. 1568) granting a Specific Use Permit to Wayne and Pamela Farmer on first reading was approved and adopted; seconded by Councilmember Carter. This motion was amended on motion by Councilmember Natho and seconded by Councilmember Carter to reflect approval and adoption on second and final reading. Motion carried unanimously.
CITY Manager Lewis reviewed the plans for the new senior citizen center. Upon completion the building will be owned by the City and no rent will be charged for use by the Lavaca County Senior Citizens Program. The utilities will be paid by the Lavaca County Senior Citizen Program. Sections of the building may be rented out for private use with the individuals paying rent and utility costs. On motion by Councilmember Carter, the Mayor was authorized to enter into an agreement with J. Jack Cloutier for architectural services for the Senior Citizen Center Project. The motion was seconded by Councilmember Natho. Motion carried unanimously.

REPAIRS on the roof of the Carl and Mary Welhausen Library have been completed by the original contractor, Gooden Construction Company. The remaining problems with water seeping in are due to cracks in the mortar on the exterior bricks. This type of repair was not covered by the renovation contract. An estimated cost for repair is $4,300. Councilmember Carter made the motion to authorize the sealing of the exterior masonry on the Welhausen Library. Motion was seconded by Councilmember Natho. Motion carried unanimously.

CITY Manager Lewis recommended not to renew the airport lease which is due for renewal in September 1992. A six month clause requires notification of termination. Councilmember Natho made the motion authorizing the City Manager to notify Forrest E. Stewart of Alamo Aviation, Inc. of non-renewal of airport lease. The motion was seconded by Councilmember Carter and was unanimously approved.

UNDER the City Manager's Report, Calvin Cook, Director of Public Works, gave an update on the new federal and state landfill regulations.

THERE being no further business, the meeting adjourned.

M. W. Harbus, Jr. Mayor
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk