January 5, 1995
Wastewater Treatment
Plant -  1:30 P.M.

SPECIAL WORKSHOP MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ............Mayor
Mrs. Curtis R. Jamison.........Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka....................City Manager
Gladys M. Jiral .................City Clerk

ABSENT:  Carroll Carter
         Annie Rodriguez
         Charles Kvinta, Jr.

THE meeting was convened at the City of Yoakum’s Wastewater
Treatment Plant to review and discuss the preliminary engineering
report, and inspection, evaluation, and analysis of the existing
wastewater treatment facility and the Texas Natural Resources
Conservation Commission’s (TNRCC) required modifications with City
staff and engineers.

A guided tour of the facilities was given by Director of
Public Works Calvin Cook. Engineers Charles Davis and Craig Bell
were also present. Explanations were made as to how the new
regulations would affect the plant.

There being no further business, the meeting adjourned.

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

ATTEST:
Gladys M. Jiral
City Clerk
REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ...............Mayor
Carroll Carter....................Mayor Pro-Tem
Mrs. Curtis R. Jamison..........Councilmember
Anita R. Rodriguez..............Councilmember
Tim Faulkner.....................Councilmember
A. J. Veselka....................City Manager
Gladys M. Jiral ................City Clerk
Charles Kvinta, Jr.............City Attorney

ABSENT: None

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

COUNCILMEMBER Rodriguez made a motion to adopt the minutes of December 13, 1994 and January 5, 1995 as presented. The motion was seconded by Councilmember Jamison. Motion carried unanimously.

BEN Bohuslav was present to make his recommendation on Phase II of the Parks Grant Construction Project. The following bids were received on January 9, 1995:

<table>
<thead>
<tr>
<th>BIDDER</th>
<th>BASE BID</th>
<th>ALTERNATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brazos Valley Utilities</td>
<td>$ 82,169.00</td>
<td>$ 84,706.00</td>
</tr>
<tr>
<td>Bryan, Texas</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Kinchen Construction</td>
<td>$ 74,800.00</td>
<td>$ 82,000.00</td>
</tr>
<tr>
<td>Port Lavaca, Texas</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Befco Engineering, Inc.</td>
<td>$ 73,400.00</td>
<td>$ 74,000.00</td>
</tr>
<tr>
<td>La Grange, Texas</td>
<td></td>
<td></td>
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</tbody>
</table>

THE only difference in the alternate bid requirement was the use of copper wire instead of aluminum for the electrical distribution system. Since the alternate bid was below the engineer’s estimate, and since copper is considered superior to that of aluminum wiring, Mr. Bohuslav’s recommendation was to award the bid to the low bidder, Befco Engineering, Inc. of La Grange. Councilmember Carter made the motion to award the bid to Befco Engineering, Inc. of La Grange, Texas in the amount of $74,000.00, which represents the alternate bid. The motion was seconded by Councilmember Faulkner and received unanimous approval.
COUNCILMEMBER Rodriguez made a motion to adopt an ordinance on second and final reading granting a zoning change from Commercial-1 to Commercial-2 for Lots 5 and 6, Block 1163 of the J. X. May 1st Addition. The motion was seconded by Councilmember Carter. Motion carried unanimously.

AN ordinance was considered and adopted on second and final reading amending the Manual of Fees and Service Charges, General Section, Item II, Community Center Charges and Fees, on motion by Councilmember Carter and seconded by Councilmember Rodriguez. Motion carried unanimously.

AN ordinance was considered and adopted on second and final reading amending the Manual of Fees and Service Charges by adding taxicab fees to Item V. Miscellaneous, Section V. Taxicabs, on motion by Councilmember Faulkner and seconded by Councilmember Rodriguez. Motion carried unanimously.

THE preliminary engineering report required by the TNRCC permit to dispose of wastes, and an evaluation and analysis of the existing wastewater treatment facility, and TNRCC required modifications were again discussed. City Manager Veselka presented a letter from C and K Consulting which stated that alternative funding may be possible through the Farmers Home Administration. Councilmembers Carter and Rodriguez were unable to attend the special workshop meeting at the wastewater treatment facility. They are to tour the facility, and then another workshop meeting could be scheduled for additional discussion.

AN update on the utility line extensions to the new hospital site was discussed. The hospital’s architect had indicated the hospital had been reclassified and an 8 inch water line would provide adequate service. In recalculating the new information, the City’s engineer estimated that an eight inch line would only provide protection for 29 minutes and not the 30 minute minimum needed. The engineer contacted the hospital architect by letter requesting written confirmation that an 8 inch line will satisfy the hospital’s water requirements. No response has been received to date. City Manager Veselka reported C and K Consulting felt that based on jobs, an Economic Development Administration grant may be possible for this project.

A public hearing was opened by the Mayor to allow for citizen input on two requested Specific Use Permits to locate a mobile home at 111 Jakubik Street for Terry L. Davis, and one mobile home at 108 Antioch Street for Apolonio Rosales, Jr. and Rachel Trevino. Both Permits were recommended by the Planning and Zoning Commission. No one was present with objections to either request. Mr. Rosales and Ms. Trevino were present on their behalf. The Mayor closed the hearing and reconvened the meeting.
COUNCILMEMBER Jamison made a motion to adopt an ordinance (recorded as No. 1637) on first reading granting a Specific Use Permit to Terry L. Davis for Lot 10, Block 1056 of the Townsite Addition. The motion was seconded by Councilmember Carter. Motion carried unanimously.

COUNCILMEMBER Jamison made a motion to adopt an ordinance (recorded as No. 1638) on first reading granting a Specific Use Permit to Apolonio Rosales, Jr. and Rachel Trevino for Lots 7 and 8, Block 1056 of the Townsite Addition. Councilmember Rodriguez seconded the motion which passed unanimously.

AN ordinance, rescinding Resolution 93-04, and creating an Economic Development Board was considered. The proposed ordinance was amended to read that membership would include residents from the Yoakum trade area. Councilmember Carter made the motion to adopt an ordinance as amended (recorded as No. 1639) on first reading rescinding Resolution No. 93-04 that created an Economic Development Committee, and that creates and establishes an Economic Development Board to be advisory to the City Council. The motion was seconded by Councilmember Faulkner. Motion carried unanimously.

THE Texas Natural Resources Conservation Commission (TNRCC) regulations require the City to provide easements for the four water wells located on property owned by the City, and that these easements be recorded. One easement covers wells No. 3 and No. 4 located within the Yoakum City Park in Lavaca County. The other two easements cover wells No. 6A and No. 7 in DeWitt County, located at Jamison Park and Brushy Creek Water Plant. Councilmember Faulkner made the motion to grant these easements with a second by Councilmember Jamison. The motion received unanimous approval.

APPROVAL of a non-budgeted water line extension for twenty apartments planned for property on the corner of East Gonzales and Lavaca Streets was considered. The project is an upgrade from a 2" line to a 6" line, and the extension of the 6" line to East Gonzales with the installation of a fire hydrant. The total cost would be approximately $5,263 with the property owner, Albert Kutac, paying $2,100 leaving a balance for the City of $3,163. A motion for approval of this non-budgeted extension was made by Councilmember Faulkner with a second by Councilmember Carter and received unanimous approval.

COUNCILMEMBER Faulkner made a motion to adopt a proclamation honoring the 90th Anniversary of the H. E. B. Stores. The motion was seconded by Councilmember Jamison and received unanimous approval.
CITY Manager Veselka reported that Brushy Creek Water Well 6A was nearing completion of repairs and indications are it will be back to producing 1,000 GPM as before. On this date fifty years ago, the City became customers of the Lower Colorado River Authority. The Golden Crescent Regional Review Committee had reviewed grant applications and the City had ranked 13th with a score of 218. The State would be reviewing and scoring the applications next which may change the City’s position in that we could receive funding. It was noted that the Chamber of Commerce is in the process of printing new city street maps and the City’s ad would cost $900.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
February 14, 1995  
Council Room - 7:00 P.M.  
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:  
M. W. Harbus, Jr. ...............Mayor  
Carroll Carter ..................Mayor Pro-Tem  
Mrs. Curtis R. Jamison ..........Councilmember  
Anita R. Rodriguez .............Councilmember  
Tim Faulkner ...................Councilmember  
A. J. Veselka ...................City Manager  
Gladys M. Jiral ................City Clerk  
Charles Kvinta, Jr. ............City Attorney

ABSENT: None

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

Under Visitors, Ed Riha was recognized and voiced his objections to the new TCI Cablevision rate increase. Mr. Riha was advised that the City Manager would check into the increase and get back with him. John Quast was present on behalf of the Hospital District, and also the Oak Grove Cemetery Association. He stated that circulation of a petition requesting the City take over the operation of the cemetery was being considered.

COUNCILMEMBER Carter made the motion to adopt the minutes of January 10, 1995 as presented. The motion was seconded by Councilmember Jamison. Motion carried unanimously.

Discussion was held on the improvement alternatives, and related financing needs, to construct the sewer plant improvements mandated by TNRCC. The major required TNRCC changes involve the handling of all untreated sewage through the trickling filter plant instead of only partial treatment by the rainwater clarifier and aerated lagoon as was previously permitted. The plant is not capable of handling high amounts of flow during rainfall because of pumping, pipelines, and process inefficiencies. Also, the amount of chlorine residual that must be in the treated wastewater has increased substantially, as well as sampling locations changed taking the aerated lagoon either out of service, or modified so that the treated effluent does not go through the basin.

THREE improvement scenarios were presented by staff and Hunter Engineers: (1) $971,000 would meet the TNRCC requirements and provide for repair or replacement of old equipment for a 5 to 7 year period; (2) $3,402,000 would build a new plant meeting the
TNRCC requirements and replacing the old equipment, or (3) $3,513,000 would prolong the new plant construction through 2001-2002, but the $971,000 would have to be spent in the interim to meet the requirements.

MARK McLiney from Rauscher Pierce Refsnes, Inc., the City’s financial advisors, was present and outlined four financing alternatives: (1) Use Utility or General Fund Reserves; (2) Issue revenue bonds payable from combined electric, water and sewer systems; (3) Issue general obligation bonds payable from City’s ad valorem tax base, or (4) a combination of tax and revenue certificates of obligation which is payable through either taxes or the utility system.

A motion to build a new sewer plant at a cost of $3,402,000 was made by Councilmember Carter and seconded by Councilmember Jamison. Motion carried unanimously. The financing alternative will be determined at the March Council meeting.

COUNCILMEMBER Carter made the motion to authorize notice to TNRCC of the approved planned sewer plant construction, and authorized the City Manager to negotiate a professional service contract for project engineering services. Councilmember Rodriguez seconded the motion. Motion carried unanimously.

Discussion was held on the approval of the hospital utility extension line sizing and project scope, as well as approve application of the City’s Line Extension Policy. The Hospital Board has determined that an eight inch water line would meet the requirements for the new hospital. The City staff recommended that for the water service, an eight inch loop be constructed to include a twelve inch leg on North South Street for the purpose of future growth. The oversizing on North South Street would be paid for by the City. Councilmember Jamison made the motion to approve the hospital utility extension line sizing and project scope to include an eight inch water line loop with a twelve inch leg, and to approve application of the City’s Line Extension Policy. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously. City Manager Veselka will meet with the Hospital District to determine method of payment for the line extensions as well as possibly making an application to the Economic Development Agency for funding.

AN ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Terry L. Davis, property owner, for Lot 10, Block 1056 of the Townsite Addition on motion by Councilmember Carter. The motion was seconded by Councilmember Jamison and received unanimous approval.

COUNCILMEMBER Rodriguez made the motion to adopt on second and final reading an ordinance granting a Specific Use Permit to Apolonio Rosales, Jr. and Rachel Trevino, property owners, for Lots 7 and 8, Block 1056 of the Townsite Addition. The motion was seconded by Councilmember Carter and carried unanimously.
THE ordinance rescinding Resolution No. 93-04 which created an Economic Development Committee, and adopted a new Economic Development Board to be advisory to the City Council, was adopted on second and final reading on a motion by Councilmember Carter and seconded by Councilmember Rodriguez. Motion carried unanimously.

THE Mayor opened a Public Hearing for the purpose of receiving citizen comments on recommended Planning and Zoning Commission changes for Jimmy and Kim Kremling, and Patrick and Christy Villa, for each to locate mobile homes at 304 Julia Street and 512 Culpepper Street, respectively. No one was present for the hearing, nor were any written objections received. City Manager Veselka stated that due to a pending Specific Use Permit request, the Planning and Zoning Commission requested a legal interpretation on "sole and singular use". Based on staff interpretations of ordinances since 1987, the intent of sole and singular use was for the land owner to be the mobile home owner, and occupant. The City Attorney has interpreted sole and singular use to mean for the applicant only to locate and occupy a mobile home on the property. In the Kremling case, they will own and occupy the mobile home, but are not the land owners. The Villa's do own the land as well as the mobile home which they plan to occupy. The Council concurred that the permit should be issued only to the applicant, who is the owner of the mobile home and the occupant, but not necessarily the owner of the land provided the land owner agrees to the application for the Specific Use Permit. The Public Hearing was closed at this time.

COUNCILMEMBER Carter made a motion to adopt an ordinance (recorded as No. 1640) on first reading granting a Specific Use Permit to Jimmy and Kim Kremling (not the property owners) for Lots 8 and 9, Block 1154 of the Tucker Addition. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

COUNCILMEMBER Carter made a motion to adopt an ordinance (recorded as No. 1641) on first reading granting a Specific Use Permit to Patrick and Christy Villa (property owner) for Lots 7, 8 and 9, Block 1087 of the Plaza Addition. The motion was seconded by Councilmember Jamison. Motion carried unanimously.

A report on waste collection systems and considering the submission of a Community Waste Reduction Grant Application to the Texas Natural Conservation Commission was discussed. While the Council promotes continued recycling efforts, the consensus was not to apply for the grant at this time.

THE nomination and appointment of members to the Economic Development Board established by Ordinance No. 1639 was tabled. It was suggested that Councilmembers should submit twelve names to the City Manager. Of the names submitted, the twelve most frequently listed names would be presented by the Manager to the Council for consideration at the next meeting.
FOR compliance with the Americans With Disabilities Act, a resolution (recorded as No. 95-01) designating a Coordinator and adopting a Grievance Procedure was adopted on motion by Councilmember Rodriguez and seconded by Councilmember Carter. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to adopt a resolution (recorded as No. 95-02) calling for the City Officer Election to be held on May 6, 1995. The motion was seconded by Councilmember Rodriguez and received unanimous approval.

ON motion by Councilmember Jamison, Mrs. Hazel Bland was appointed Election Judge, and Ms. Dora Chapa-Weston was appointed Alternate Judge for the May 6th election. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

UNDER the City Manager's Report, Mr. Veselka reported that City staff was investigating what areas of town might be feasible to designate as mobile home districts. Information would be compiled and presented to the Planning and Zoning Commission and City Council.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
March 14, 1995  
Council Room - 7:00 P.M.  
Public Works Building  

REGULAR MEETING OF THE CITY COUNCIL  

PRESENT:  
M. W. Harbus, Jr. ................. Mayor  
Carroll Carter.................... Mayor Pro-Tem  
Mrs. Curtis R. Jamison............ Councilmember  
Anita R. Rodriguez................ Councilmember  
Tim Faulkner...................... Councilmember  
A. J. Veselka..................... City Manager  
Gladys M. Jiral................... City Clerk  
Charles Kvinta, Jr............... City Attorney  

ABSENT: None  

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

COUNCILMEMBER Rodriguez made the motion to adopt the minutes  
of February 14, 1995 as presented. The motion was seconded by  
Councilmember Carter. Motion carried unanimously.  

UNDER old business discussion and consideration of financing  
alternatives for construction of sewer plant improvements mandated  
by TNRCC was held, including approving the alternative deemed most  
advantageous to the City and authorizing the financial advisor to  
prepare required documents for the funding process. The available  
options were again reviewed. Refunding of previous bonds looked  
favorable at this time and could possibly be considered. The  
consensus of the Council was to call for a bond election in  
conjunction with the May 6th General Election. Councilmember  
Carter made the motion to contact the financial advisor to  
determine which alternative would be most advantageous to the City,  
selling of revenue bonds, or general obligation bonds, and hold a  
special meeting on Monday, March 20th to call the bond election.  
The motion was seconded by Councilmember Rodriguez and received  
unanimous approval.  

A resolution was considered establishing the City’s intention  
to reimburse itself for the prior lawful expenditure of funds from  
the proceeds of tax-exempt obligations to be issued by the City for  
authorized purposes, and other matters in conjunction with the  
sewer plant improvements. Councilmember Carter made the motion to  
adopt the resolution (recorded as No. 95-03) which was seconded by  
Councilmember Rodriguez. Motion carried unanimously.
THE Yoakum Hospital District's request for a loan type arrangement with the City for payments of the District's cost for utility line extensions, and related utility hookups to the new hospital facility was considered. No action was taken at this time and direction was given to the City Manager to determine what type of loans were available, as well as to check into the matter of rebates for future hookups since the District is paying the initial cost.

THE following bids were received on the Phase III Parks Grant Construction Project, which called for the construction of shelter/restroom/showers at the City Park, and shelter and basketball court at the Mack Jamison Park:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>K &amp; T Construction</td>
<td>Victoria, Texas</td>
<td>$105,000</td>
</tr>
<tr>
<td>Alvarez Construction</td>
<td>Victoria, Texas</td>
<td>$114,250</td>
</tr>
<tr>
<td>Drymalla Construction</td>
<td>Columbus, Texas</td>
<td>$116,466</td>
</tr>
</tbody>
</table>

THE engineer, Ben Bohuslav, estimated the project at $63,000. It was noted that the increase in cost was partly due to the required handicap and vandal proof installations in the restroom. Reducing the size of the basketball court from 60'8"x94' to 60'8"x84' would decrease the bid by $2,000. The size of the court would still compare to high school courts. In order to stay within the 1994-95 budget some of the in-kind project items for the City Park would be delayed to future budget years. Phase III would complete the Mack Jamison Project. Councilmember Carter made the motion to award the bid to the low bidder, K & T Construction Co., Inc. of Victoria in the amount of $103,000, which is $2,000 less than the bid amount due to the decrease in size of the basketball court. The motion was seconded by Councilmember Jamison and received unanimous approval.

AN ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Jimmy and Kim Kremling, mobile home owners, for Lots 8 and 9, Block 1154 of the Tucker Addition on motion by Councilmember Jamison with a second by Councilmember Rodriguez. Motion carried unanimously.

AN ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Patrick and Christy Villa, property owners, for Lots 7, 8, and 9, Block 1087 of the Plaza Addition on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried unanimously.

A list of possible appointees to the Economic Development Board established by Ordinance No. 1639 was reviewed. Councilmember Carter asked that his name be removed from the list. Each Councilmember selected 15 names from the list of 30. The City Manager is to tally the lists and present the names to the Council at the next meeting.
THE Mayor opened a Public Hearing for the purpose of receiving citizen comments on a recommended Planning and Zoning Commission change for Shannon Blaschke at 602 Henrietta Street. Mr. Blaschke, who was present on his behalf, intends to purchase the property from Gale W. Schneider. No one was present in objection to the request nor had any written objections been received. The Public Hearing was closed at this time.

COUNCILMEMBER Carter made the motion to adopt an ordinance (recorded as No. 1642) on first reading granting a Specific Use Permit to Shannon Blaschke for Lots 11 and 12, Block 1223 of the Ranney Addition. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

THE proposed 1995 Street Improvement Project was presented. Twenty streets from various areas of town would either be hot mixed, seal coated, or, reconstructed and seal coated. The budgeted amount for this work is $119,000. The proposed work is estimated to cost $119,000. Councilmember Carter made the motion to approve the project as presented and received a second from Councilmember Jamison. Motion carried unanimously.

THE following bids were received for the overhaul of the Hi-Ranger aerial unit in the Electric Department:

River City Hydraulics
San Antonio, Texas  $ 19,280.00

Commercial Body
San Antonio, Texas  $ 18,504.64

LCRA
Austin, Texas  $ 14,965.00

COUNCILMEMBER Jamison made the motion to award the bid to the low bidder, LCRA, in the amount of $14,965. The motion was seconded by Councilmember Carter and received unanimous approval.

UNDER the City Manager’s report, Mr. Veselka advised that he will be advertising for proposals for a fixed base operator at the airport. The Community Center audit, as required by the City’s agreement with the Chamber, was handed to the Council for their review.

There being no further business, the meeting adjourned.

ATTEST:

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

Gladys M. Jiral
City Clerk
March 20, 1995
Council Room - 7:45 A.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:

M. W. Harbus, Jr. ...............Mayor
Mrs. Curtis R. Jamison ........ Councilmember
Anita R. Rodriguez..............Councilmember
Tim Faulkner .................... Councilmember
A. J. Velekka .................. City Manager
Gladys M. Jiral ............... City Clerk

ABSENT:  Carroll Carter, Councilmember
          Charles Kvinta, Jr., City Attorney

THE special meeting was called to order by Mayor Harbus for
the purpose of considering and approving a resolution calling a
Bond Election, making provisions for the election, and resolving
other matters incident and related to such election.

THE financial advisors recommended issuing general obligation
bonds in lieu of revenue bonds because of the better interest rates
which could be a savings of possibly $100,000. Also, revenue bonds
require a reserve account to be established and for the cost of
this sewer treatment plant project, this account would be in the
area of $300,000. Councilmember Rodriguez made the motion to adopt
the resolution (recorded as No. 95-04) which was seconded by
Councilmember Jamison. Of the Councilmember present, the 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
April 11, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .................Mayor
Carroll Carter..................Mayor Pro-Tem
Mrs. Curtis R. Jamison..........Councilmember
Anita R. Rodriguez...............Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka...................City Manager
Gladys M. Jiral ................City Clerk
Charles Kvinta, Jr. ...........City Attorney

ABSENT: None

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

COUNCILMEMBER Carter made the motion to adopt the minutes of March 14 and 20th, 1995 as presented. The motion was seconded by Councilmember Faulkner. Motion carried unanimously.

UNDER old business, discussion was held on the City Attorney’s legal opinion as it relates to the Yoakum Hospital District’s request for a loan type arrangement with the City for payment of the Hospital District’s cost for utility line extensions, etc., along with considering any other alternatives to financing the project construction. City Attorney Kvinta advised that the City can not extend its credit, nor can it create any debt unless provisions are made to assess and collect annually a sufficient sum to pay the interest on the debt and a sinking fund of at least 2 percent is created. It is legal for the City to borrow money and repay it in the same year, but can not borrow money and repay in a later fiscal year unless the sinking fund is created. The City can not carry a note for the Hospital District, nor can the City co-sign a note for the District.

COUNCIL expressed interest as to the City using reserve funds to pay the project contractor, with the hospital reimbursing the City over a period of time, but not obligating the City to offer the same type of reimbursement payment to other types of speculative ventures. Attorney Kvinta advised that the Line Extension Policy would need to be reviewed and possibly revised. Feed back from the Hospital District on the time frame for pay back is needed.
THE following nominations were presented for appointment to the Economic Development Board established by Ordinance No.: Larry Brandt, Ken Kvinta, Dwayne Nall, and David Barnes for terms expiring 1996; Doris Hardin, John S. Sanchez, Mike Behrens and Louis Boening for terms expiring 1997, and Weyman Adamek, Dennis Kutach, John Trott, and Linda Findeisen for terms expiring 1998. Councilmember Jamison made the motion to appoint the members as presented. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

AN ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Shannon Blaschke to locate, own and occupy a mobile home on Lots 11 and 12, Block 1223 of the Ranney Addition on motion by Councilmember Rodriguez with a second by Councilmember Carter. Motion carried unanimously.

A Public Hearing was opened by Mayor Harbus to receive citizen comments on a recommended Planning and Zoning Commission change for Rachel Vera Rodriguez at 219 Burt Street. Mrs. Rodriguez spoke to her intent to open a convenience store at this location. No one was present opposing to the requested change. The Public Hearing was closed.

COUNCILMEMBER Jamison commended Mrs. Rodriguez for her initiative in opening the store and made the motion to adopt the ordinance on first reading (recorded as No. 1643) granting the zoning change to Rachel Vera Rodriguez from Residential (R-3) to Commercial (C-2) on property described as Lots 1 and 2, Block 1269 of the Lander Addition. The motion was seconded by Councilmember Rodriguez and received unanimous approval.

CITY’S engineer, Ben Bohuslav, presented his report on the five problem drainage areas within the City limits, namely on Carroll Drive in the 1000 and 1200 blocks, Crisswell Street between Lester and Duke Sts., Koether Drive No. 2 from Goldman to Ehlers Drive, Thiele Drive, and the northeast section of Oak Ridge Drive. In most of the locations, it was found that the subdivisions were not properly designed to allow for drainage, or construction of the houses were made at, or below, the centerline of the street. Some of the problems could be alleviated by the City reconstructing the right-of-ways for an estimated cost of $35,000. Private easements could also be developed to correct the water flow. No action was taken on this agenda item.

THE following bids were received on the budgeted purchase of a cab and chassis for the Electric Department:

<table>
<thead>
<tr>
<th></th>
<th>BID FOR STANDARD TRANS.</th>
<th>ALT. BID FOR AUTOMATIC TRANS.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wendel Motor Co. Yoakum, Texas</td>
<td>$ 26,972.14</td>
<td>$ 30,853.84</td>
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</tbody>
</table>
Cooper Chev., etc.
Yoakum, Texas $ 30,731.00 $ 35,694.00

Grande Truck
San Antonio, Texas $ 27,359.00 $ 31,147.00

Hoffer Truck
Hallettsville, Tex. $ 30,121.34 $ 36,181.04

Santex Int'l.
San Antonio, Tex. $ 30,357.64 $ 35,138.49

Gulf Truck
Victoria, Texas $ 29,200.33 $ 33,541.05

COUNCILMEMBER Rodriguez made the motion to award the bid to Wendel Motor Company, the low bidder, in the amount of $26,972.14 and received a second by Councilmember Carter. Motion carried unanimously.

A motion was made by Councilmember Carter to appoint Paula Houston and Jack Turner to the Yoakum Housing Authority Board. The motion was seconded by Councilmember Jamison and received unanimous approval.

AN ordinance amending the 1994-95 budget appropriation ordinance was considered. The re-appropriation amounted to $153,072. Councilmember Carter made the motion to adopt the ordinance amending Budget Appropriations Ordinance No. 1626 on first reading (recorded as No. 1644). Councilmember Rodriguez seconded the motion and received unanimous approval.

UNDER the City Manager's Report, a special Council meeting was set to receive and consider the award of bids on Phase IV of the Parks Grant, the 1995 Street Improvement Project, purchase of a street sweeper, and possible discussion of the hospital utility extensions. The meeting was called for Tuesday, April 25th at 6:00 P.M. in the Council Room.

THERE being no further business, the meeting adjourned.

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

ATTEST:
Gladys M. Jiral
City Clerk
April 25, 1995
Council Room - 6:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ...............Mayor
Carroll Carter..................Mayor Pro-Tem
Mrs. Curtis R. Jamison.........Councilmember
Anita R. Rodriguez...............Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka...................City Manager
Gladys M. Jiral................City Clerk
Charles Kvinta, Jr. ...........City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus for the purpose of awarding bids on Phase IV of the Parks Grant, the 1995 Street Improvement Project and street sweeper, as well as receiving an update on the Hospital District’s request for a loan type arrangement on the payment of the utility line extensions to the new hospital site.

BEN Bohuslav, project engineer for the Parks Grant, advised that Phase IV bids were received on Monday, April 24th. After reviewing the bids, he recommended all bids be rejected and the project be re-advertised due to the low bid being an unbalanced bid and not in the best interest of the City.

THE following unit priced bids for the 1995 Street Improvement Project was also received on April 24th:

<table>
<thead>
<tr>
<th>BIDDER</th>
<th>ASPHALT</th>
<th>AGGREGATE</th>
<th>HOT MIX</th>
</tr>
</thead>
<tbody>
<tr>
<td>H &amp; C Construction</td>
<td>$ .88/gal.</td>
<td>$33.65/cy</td>
<td>$56.19/ton (Total bid price $44,824.41)</td>
</tr>
<tr>
<td>Shiner, Texas</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dean &amp; Keng Paving</td>
<td>$1.30/gal.</td>
<td>$48.00/cy</td>
<td>$60.00/ton (Total bid price $53,823.70)</td>
</tr>
<tr>
<td>Giddings, Texas</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

COUNCILMEMBER CARTER made the motion to award the contract to the low bidder, H & C Construction Co. in the amount of $44,824.41. The motion was seconded by Councilmember Rodriguez and received unanimous approval.
THE following bids were received for the purchase of a street sweeper as budgeted:

<table>
<thead>
<tr>
<th>BIDDER</th>
<th>PRICE W/TRADE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Conley Lott Nichols, San Antonio, Texas</td>
<td>$ 75,239.00</td>
</tr>
<tr>
<td>Naylor Supply Co., Inc., Houston, Texas</td>
<td>$ 71,898.00</td>
</tr>
<tr>
<td>Hi-Way Equipment Co., Houston, Texas</td>
<td>$ 70,364.00</td>
</tr>
</tbody>
</table>

A motion was made by Councilmember Rodriguez to award the bid to Hi-Way Equipment Company of Houston in the amount of $70,364. The motion was seconded by Councilmember Jamison. The motion was approved. Councilmember Faulkner voted against the motion.

CITY Attorney Kvinta reported that he had visited again with City Manager Veselka, and also visited with the Hospital District’s attorneys on the request for a loan type arrangement for payment of the utility line extensions to the new hospital. Mr. Kvinta advised that an interlocal agreement between the two public entities may be possible to allow for some type of payment arrangement. It was agreed that the Hospital District would be contacted to set up a meeting with Mayor Harbus, Mayor Pro-Tem Carter, City Manager Veselka and City Attorney Kvinta along with two members of the Hospital District, their attorneys and the Hospital Administrator Elwood Currier in order to set out provisions for the agreement.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
May 9, 1995  
Council Room - 7:00 P.M.  
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ..............Mayor  
Carroll Carter..................Mayor Pro-Tem  
Mrs. Curtis R. Jamison..........Councilmember  
Anita R. Rodriguez..............Councilmember  
Tim Faulkner....................Councilmember  
A. J. Veselka...................City Manager  
Gladys M. Jiral ................City Clerk  
Charles Kvinta, Jr. ...........City Attorney

ABSENT: None

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

CHARLES Fields was acknowledged as a Visitor and requested Mathew Street be considered for repair and the railroad property needed to be mowed. City Manager Veselka asked Mr. Fields to come by his office and he would check into his requests.

COUNCILMEMBERS Jamison and Faulkner canvassed the returns for the City Officers and Special Bond Election held May 6, 1995 which reflected the following results:

<table>
<thead>
<tr>
<th>PLACE</th>
<th>Candidate</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Mitchel W. Harbus, Jr.</td>
<td>118</td>
</tr>
<tr>
<td>2</td>
<td>Carroll E. Carter</td>
<td>112</td>
</tr>
<tr>
<td>3</td>
<td>Annie Rodriguez</td>
<td>113</td>
</tr>
<tr>
<td>FOR</td>
<td>Bond Issue</td>
<td>100</td>
</tr>
<tr>
<td>AGAINST</td>
<td>Bond Issue</td>
<td>20</td>
</tr>
</tbody>
</table>

COUNCILMEMBER Jamison made the motion to adopt the resolution (recorded as No. 95-05) declaring the results of the City Officer’s Election held in conjunction with the Special Bond Election. The motion was seconded by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Faulkner made the motion to adopt the resolution (recorded as No. 95-06) declaring the results of the Special Bond Election held in conjunction with the City Officers Election. Councilmember Jamison seconded the motion. Motion carried.
THE newly elected Councilmembers received Certificates of Election and the Oath of Office was administered by City Clerk Gladys Jiral. Councilmember Carter nominated Mitchel Harbus as Mayor; seconded by Councilmember Rodriguez and received unanimous approval. Councilmember Jamison nominated Carroll Carter as Mayor Pro-Tem; seconded by Councilmember Rodriguez and received unanimous approval.

COUNCILMEMBER Rodriguez made the motion to adopt the minutes from the meetings of April 11th and 25th, 1995 as presented. Motion was seconded by Councilmember Faulkner and unanimously approved.

THE City Attorney prepared a proposed interlocal agreement between the Hospital District and the City, which was discussed as well as alternatives to financing the construction of utility extensions. The City Attorney was directed to add a third option to the re-payment time frame. In addition to immediate payment upon receipt and award of bids for construction, or, payment when funds are available during the course of construction, extended payments during a specific time frame could be negotiated if needed. The revised agreement is to be reviewed by Council at the next meeting.

THE amendment to the Budget Appropriations Ordinance was considered on second reading. The amended amount was increased from $153,072 as first presented to reflect the overlooked $1,000 in memorials and donations received for purchase of library books, bringing the total amended amount to $154,072. Councilmember Carter made the motion to adopt the ordinance as amended on second and final reading. The motion was seconded by Councilmember Faulkner and received unanimous approval.

AN ordinance was considered and adopted on second and final reading granting a zoning change to Rachel Vera Rodriguez from Residential (R-3) to Commercial (C-2) on property described as Lots 1 and 2, Block 1269 of the Lander Addition on motion by Councilmember Rodriguez with a second by Councilmember Carter. Motion carried unanimously.

A Public Hearing was opened by Mayor Harbus to receive citizen comments on a recommended Planning and Zoning Commission change for Kathy Garcia and Randy Perez to locate a mobile home at 614 O’Connor Street. No one was present opposing the requested change. The Public Hearing was closed.

COUNCILMEMBER Jamison made the motion to adopt an ordinance (recorded as No. 1645) on first reading granting a Specific Use Permit for Kathy Garcia (property owner) and Randy Perez for Lots 17 and 18, Block 1284 of the D W & S Addition. The motion was seconded by Councilmember Rodriguez and received unanimous approval.
AN ordinance establishing regulations and fees for the new recreational vehicle park and was presented for first reading. Councilmember Carter made the motion to adopt the ordinance (recorded as No. 1646) on first reading amending the City of Yoakum's Manual of Fees and Service Charges, General Section, Item IV. and Miscellaneous Section, Item V. The motion was seconded by Councilmember Rodriguez and received unanimous approval.

COUNCILMEMBER Jamison made the motion to appoint Councilmembers Carter and Faulkner and City Manager Veselka to the Yoakum City/School Recreation Board. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

COUNCILMEMBER Rodriguez made the motion to appoint Tommy Barre and Leslie Charleston, Sr. to the Planning and Zoning Commission. Councilmember Carter seconded the motion and received unanimous approval.

JOHN Trott, Jr., Norman Kaiser and Sandra Steinmann were appointed to the Community Center Board of Governors on motion by Councilmember Carter with a second by Councilmember Faulkner. Motion carried unanimously. One vacancy remains on the Board of Governors. Council is to submit names for consideration to City Manager Veselka.

BRENDA Thompson, Mrs. Joseph Jarmon, Agnes Abernathy, William O'Hare, Betty Borchers, Martha Boothe and Paula Ranney was appointed to the Library Board on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried unanimously.

UNDER City Manager's Report, Mr. Veselka announced Police Chief Ronnie Leck had been accepted for training to the FBI Academy in Virginia. In order to attend, Chief Leck has been granted an administrative leave and has made a substantial personal commitment in order to participate in this extensive training. Mr. Veselka also reported that the City would be accepting proposals for a fixed base operator at the airport.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
May 30, 1995
Council Room - 7:00 P.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ................Mayor
Carroll Carter ..................Mayor Pro-Tem
Mrs. Curtis R. Jamison ........Councilmember
Anita R. Rodriguez .............Councilmember
Tim Faulkner .................Councilmember
A. J. Veselka ..................City Manager
Gladys M. Jiral ...............City Clerk
Charles Kvinta, Jr. ............City Attorney

ABSENT: None

THE meeting was called to order by Mayor Harbus for the purpose of adopting a resolution requesting financial assistance from the Texas Water Development Board for improvements to the City's utility system; receive update from financial advisors Rauscher Pierce Refsnes, Inc. on refunding of previous bonds; adopt a resolution authorizing the submission of documents on environmental impact for construction of the sewer treatment plant; review a fixed base operator proposal and authorize Mayor to enter into an agreement, and award bid on Phase IV of the Parks Grant Construction Project and authorize the Mayor to sign the contract.

MARK McLiney with Rauscher Pierce Refsnes, Inc. presented the resolution which will be part of the $3.6 million loan application to the Texas Water Development Board. The City will be able to participate in the State Revolving Fund and receive a subsidized interest rate from the State enabling the City to borrow at 70 basis points below the going interest rate which the City otherwise would receive. Councilmember Carter made the motion, seconded by Councilmember Rodriguez, to adopt the resolution (recorded as No. 95-07) requesting financial assistance from the Texas Water Development Board for constructing improvements to the City's Utility System. Motion carried unanimously.

AN update on the refunding of previous bond issues was also presented by Mark McLiney. At this time by combining the General Obligation and Revenue Bonds, the principal amount that could be refunded by the City would be $1,880,000. The rate will continue to be monitored for possible refund.
COUNCILMEMBER Faulkner made a motion to adopt a resolution (recorded as No. 95-08) authorizing the submission of documents on environmental impact for construction of the sewer treatment plant. The motion was seconded by Councilmember Carter and received unanimous approval.

GERALD Shore was present on behalf of his fixed base operator proposal. His flight school in Edna and mechanic operation in Beeville will be consolidated and re-established in Yoakum. Councilmember Faulkner made the motion to authorize the Mayor to enter into a fixed base operator agreement with Gerald Shore effective June 1, 1995. Councilmember Rodriguez seconded the motion and received unanimous approval.

BEN Bohuslav, engineer for the City Parks Expansion, presented his summary of the bids received for Phase IV, which was the construction of the RV pads, parking areas and roadways.

<table>
<thead>
<tr>
<th>BASE BID (Concrete Pads)</th>
<th>ALTERNATE (Flexible Base Pads)</th>
</tr>
</thead>
<tbody>
<tr>
<td>H &amp; C Construction Co.</td>
<td></td>
</tr>
<tr>
<td>Shiner, Texas</td>
<td>$ 96,634.15</td>
</tr>
<tr>
<td>Americon Services</td>
<td></td>
</tr>
<tr>
<td>Sheridan, Texas</td>
<td>$112,141.80</td>
</tr>
<tr>
<td></td>
<td>$ 98,994.15</td>
</tr>
<tr>
<td></td>
<td>$ 91,421.00</td>
</tr>
</tbody>
</table>

THE concrete pad bid will over run the budget by approximately $13,600 while the flexible base pad will over run the budget by $8,400. It was felt that the concrete pads would require less maintenance. Councilmember Carter made the motion, seconded by Councilmember Faulkner, to award the bid to H & C Construction in the amount of $96,634.15 and authorized the Mayor to sign the contract. Motion carried unanimously.

THERE being no further business, the meeting adjourned.

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

ATTEST:
Gladys M. Jira
City Clerk
June 13, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .............. Mayor
Carroll Carter ................. Mayor Pro-Tem
Mrs. Curtis R. Jamison ....... Councilmember
Anita R. Rodriguez ............ Councilmember
Tim Faulkner .................. Councilmember
A. J. Veselka .................. City Manager
Paula D. Ammerman ............ Deputy City Clerk
Charles Kvinta, Jr. .......... City Attorney

ABSENT: Gladys M. Jiral, City Clerk

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

COUNCILMEMBER Carter made the motion to adopt the minutes of May 9th and 30th, 1995 as presented. The motion was seconded by Councilmember Faulkner. Motion carried unanimously.

UNDER visitors, Lee Ann Zabransky and Jennifer Heerssen were recognized.

MR. Charles Kvinta, Sr., on behalf of the Little League Association gave a presentation on proposed long range Little League park plans and asked for assistance from the City in constructing a new street and parking lot on property to be purchased from W. C. Steinmann in order to alleviate parking problems. Council instructed City Manager to investigate cost of project.

UNDER old business, an ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Kathy Garcia (property owner) and Randy Perez for lots 17 and 18, Block 1284 of the D W & S Addition on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried unanimously.

AN ordinance was considered and adopted on second and final reading amending the City of Yoakum’s Manuel of Fees and Service Charges, General Section, Item IV and Miscellaneous Section, Item V on motion by Councilmember Carter with a second from Councilmember Rodriguez. Motion carried unanimously.

CITY Manager Veselka gave an update on refunding of bonds. Council was advised that present value of savings had increased from $61,000 to $69,000 in a period of one week and that the market is favorable and continues to improve.
A Public Hearing was opened by Mayor Harbus to receive citizen comments on a recommended Specific Use Permit from the Planning and Zoning Commission for Albert and Vera Anzaldua to locate one mobile home at 1417 Dunn Street. No one was present opposing to the requested permit. The Public Hearing was closed.

COUNCILMEMBER Rodriguez made the motion to consider and adopt an ordinance on first reading granting a Specific Use Permit to Albert and Vera Anzaldua for 2.254 acres, Block 100 of the Original Townsite Addition. The motion was seconded by Councilmember Carter. Motion carried unanimously.

AFTER discussion, a motion was made by Councilmember Carter to authorize the hire for the third year of the firm Cross Kieschnick and Company to conduct the City of Yoakum’s Audit for the year 1994-1995. The motion was seconded by Councilmember Rodriguez and carried unanimously.

UNDER City Manager’s Report, Mr. Veselka reported that he had been in touch with the Texas Water Development Board and that all necessary paperwork had been filed for their meeting on July 20, 1995 at which time the Board will consider purchasing bonds for the City of Yoakum’s sewer plant. Mr. Veselka also reported he had attended the Texas City Managers Association meeting in Corpus Christi, Texas and came upon a process known as Sequence Batch Reactor. City Manager Veselka advised he would further investigate this type of plant as it may be an opportunity to provide a treatment facility that is less costly.

THERE being no further business the meeting adjourned.

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

ATTEST:
Paula B. Ammerman
Deputy City Clerk
June 27, 1995
Council Room - 6:00 P.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:
Carroll Carter..................Mayor Pro-Tem
Mrs. Curtis R. Jamison........Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka..................City Manager
Gladys M. Jiral ................City Clerk
Charles Kvinta, Jr. ..........City Attorney

ABSENT: Mayor Harbus
Councilmember Rodriguez

THE meeting was called to order by Mayor Pro-Tem Carter for the purpose of discussing the City/Hospital Interlocal Agreement and authorizing the Mayor to sign; authorization for the City Manager to enter into engineering agreements for the hospital line extensions and sewer treatment plant; approval of, and authorization for the Mayor to sign, an agreement with Fulbright and Jaworski for issuance of bonds for the sewer plant; designating the City as the Designated Management Agency for wastewater collection and treatment, and approval of an Affirmative Action Plan for meeting the participation goal in construction of the sewer plant.

THE Interlocal Agreement was reviewed by the City Manager with Council and the City Attorney. The Agreement had been revised somewhat in that it referred to the actual cost of the utility lines extensions including tap fee, service line cost and interest instead of listing the estimated costs, and the only option listed for payment back to the City is that the hospital would pay the costs when funds are available. If funds are not available upon completion of the hospital, the City will extend the payments over a period of time if the Hospital desires to do so. Councilmember Faulkner made the motion to enter into the Interlocal Agreement with the Yoakum Hospital District and authorized the Mayor to sign same. The motion was seconded by Councilmember Jamison. Motion carried.

AN engineering agreement with Hunter Associates, Inc. for the hospital utilities line extensions in an estimated amount of $155,000 was discussed. Councilmember Jamison made the motion to authorize the City Manager to enter into the agreement. The motion was seconded by Councilmember Faulkner. Motion carried.
COUNCILMEMBER Faulkner made the motion to enter into an agreement with Fulbright and Jaworski in connection with the issuance of general obligation bonds, Series 1995, and authorized the Mayor to execute same. The motion carried with a second by Councilmember Jamison.

A resolution (recorded as No. 95-09) stating that the City is the Designated Management Agency for wastewater collection and treatment within the city limits, was adopted on motion by Councilmember Jamison with a second by Councilmember Faulkner. Motion carried.

AN engineering agreement with Hunter Associates, Inc. the sewer treatment plant construction for an estimated amount of 6.5% of project construction was discussed. Councilmember Jamison made the motion to authorize the City Manager to enter into the agreement. The motion was seconded by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Faulkner made the motion to approve the Affirmative Action Plan for meeting the 8% participation goal in construction of the sewer treatment plant. The motion was seconded by Councilmember Jamison. Motion carried.

CITY Manager Veselka announced the new Municipal Swimming Pool hours are 1:00 to 3:30; closed from 3:30 to 4:30, and open from 4:30 to 7:00 P.M. He also announced Police Sergeant Bill Formolo has been appointed as Sergeant/Officer-in-Charge effective July 8th while Chief Leck is away at the FBI Training Academy. Also Bill Culak, the City’s Electrical Superintendent, is retiring June 30th after 37 years with the City. He is being replaced by Greg Miears, the current Electric Department Foreman.

THERE being no further business, the meeting adjourned.

Carroll E. Carter, Mayor Pro-Tem
City of Yoakum, Texas

ATTEST:

Gladys M. Jiral
City Clerk
July 11, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .................Mayor
Carroll Carter ..................Mayor Pro-Tem
Mrs. Curtis R. Jamison ...........Councilmember
Anita R. Rodriguez ...............Councilmember
Tim Faulkner ....................Councilmember
A. J. Veselka ....................City Manager
Gladys M. Jiral ..................City Clerk
Charles Kvinta ...................City Attorney

ABSENT: Charles Kvinta, Jr.

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

THE minutes from the meetings of June 13th and 27th were
adopted as presented on motion by Councilmember Jamison and
seconded by Councilmember Carter. Motion carried unanimously.

THE Little League Association’s long range plans, cost
information and land purchase were discussed. The purchase of the
property, in the amount of $10,000, is contingent upon Mr.
Steinmann having access to the new park road somewhere along his
property beginning at the corner across from the Rodeo Arena area
and going southeast approximately 800 feet. The Little League
Association will pay half of the cost of the land purchase, and all
expenses in regards to this transaction as well as moving of the
fence. The contract will be assigned to the City. Councilmember
Rodriguez made the motion to approve the purchase of the land for
$10,000 with the City’s share not to exceed $5,000. The motion was
seconded by Councilmember Jamison. Motion carried unanimously.
The long range plans will be considered during the budget process.

COUNCILMEMBER Carter made the motion to proceed with the
annexation of only the hospital site as requested and not consider
any other areas at this time. Councilmember Faulkner second the
motion. Motion carried unanimously.

ENINGEERS Charles Davis and Craig Bell from Hunter Associates,
Inc. were present to discuss the processes and cost comparisons of
wastewater treatment facilities. The engineers recommended the
course bubble diffused aeration process. No action was taken to
allow for review of the information distributed. This item would
be again considered at the special meeting/workshop set for Monday,
July 17th.
AN ordinance was considered and adopted on second and final reading granting a Specific Use Permit to Albert and Vera Anzaldua for 2.254 acres, Block 100 of the Original Townsite Addition on motion by Councilmember Rodriguez with a second by Councilmember Carter. Motion carried unanimously.

COUNCILMEMBER Carter made a motion to adopt a resolution (recorded as No. 95-10) amending Exhibit A of the LCRA Wholesale Power Agreement dated June 25, 1974. Councilmember Rodriguez seconded the motion which received unanimous approval.

A request from the Chamber of Commerce to hold a street dance on July 29, 1995 on Grand Avenue between Irvine and Lott Streets was considered. Councilmember Jamison made the motion to approve the Chamber’s request. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

CITY Manager Veselka reported that the hospital utilities bids would be received on August 3th with award by Council on August 8th at the regular Council meeting. The City’s application to the Texas Water Development Board was due for consideration at their meeting of July 20th. Mr. Veselka also distributed the proposed budget work folders.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiraff
City Clerk
July 17, 1995
Council Room - 7:00 P.M.
Public Works Building

SPECIAL MEETING/WORKSHOP OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .................. Mayor
Carroll Carter..................... Mayor Pro-Tem
Mrs. Curtis R. Jamison......... Councilmember
Anita R. Rodriguez............ Councilmember
Tim Faulkner.................... Councilmember
A. J. Veselka.................... City Manager
Gladys M. Jiral................ City Clerk
Charles Kvinta, Jr............ City Attorney

ABSENT:  None

THE special meeting was called to order by Mayor Harbus to discuss with City’s attorneys contemplated litigation concerning the drowning incident at the Municipal Pool; review of processes and cost comparisons of the various types of wastewater treatment facilities, and approval of a process, as well as discuss and review the proposed 1995-96 City budget.

THE Mayor closed the meeting to the public and called for the Executive Session to begin concerning the contemplated litigation. The meeting was later re-opened to the public with no action taken as a result of the Executive Session.

ENGINEERS Charles Davis and Craig Bell from Hunter Associates, Inc. were present to discuss the various wastewater treatment processes. Councilmember Carter made the motion to select the process recommended by the engineers, namely the coarse bubble diffused aeration process. The motion was seconded by Councilmember Rodriguez and received unanimous approval.

THE budget workshop began and covered nine of the various departments, namely General Administration, General Services, Inspection, Building Administration, Municipal Court, Police, Fire/EMS, and Street Departments,

THE workshop was closed with another session scheduled for Monday, July 24th at 7:00 P.M.

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

ATTEST:

Gladys M. Jiral, City Clerk
July 24, 1995
Council Room - 7:00 P.M.
Public Works Building

SPECIAL MEETING/WORKSHOP OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ................. Mayor
Carroll Carter .................... Mayor Pro-Tem
Mrs. Curtis R. Jamison .......... Councilmember
Anita R. Rodriguez .............. Councilmember
Tim Faulkner ..................... Councilmember
A. J. Veselka ..................... City Manager
Gladys M. Jiral .................. City Clerk
Charles Kvinta, Jr. ............ City Attorney

ABSENT: None

THE special meeting was called to order by Mayor Harbus to
discuss with City's attorneys contemplated litigation concerning
the drowning incident at the Municipal Pool, and to discuss and
review the proposed 1995-96 budget.

THE meeting was closed to the public and an Executive Session
convened. Mr. Thomas Bailey from the law firm of Denton, McKamie
& Navarro was also present. The meeting was later re-opened to the
public. No action was taken as a result of the Executive Session.

Budget discussion began on the remaining proposed department
budgets. Special projects, such as Little League plans, drainage
projects, etc. were also discussed. Another work session was
scheduled for Monday, July 31, 1995.

THERE being no further business, the meeting/workshop
adjourned.

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

ATTEST:
Gladys M. Jiral
City Clerk
July 31, 1995
Council Room - 7:00 P.M.
Public Works Building

BUDGET WORKSHOP OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. .................Mayor
Carroll Carter .....................Mayor Pro-Tem
Anita R. Rodriguez ................Councilmember
Tim Faulkner .......................Councilmember
A. J. Veselka .......................City Manager
Gladys M. Jiral ....................City Clerk

ABSENT: Mrs. Curtis Jamison
Charles Kvinta, Jr.

The budget workshop was called to order by Mayor Harbus. City
Manager Veselka reviewed the special project requests received from
the Little League Association, Yoakum Industrial Foundation, Yoakum
Heritage Museum, and drainage projects. Also discussed was a
second residential garbage pickup for a fee of $5.34 per customer.
This fee is based on a limited number of requests (100 plus or
minus).

The Council prioritized funding for the special projects and
approved the offering of a second residential garbage pickup. With
the construction of the new wastewater treatment plant and to
balance the budget, Council recommended a $2.00 increase in sewer
rates. City Manager Veselka was directed to make the appropriate
budget changes with presentation of the budget for adoption on
first reading at the August 8th meeting.

There being no further business, the workshop adjourned.

\[Signature\]
M. W. Harbus, Jr., Mayor
City of Yoakum, Texas

ATTEST:
\[Signature\]
Gladys M. Jiral
City Clerk
August 8, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ................. Mayor
Carroll Carter ..................... Mayor Pro-Tem
Mrs. Curtis R. Jamison ............... Councilmember
Anita R. Rodriguez .................. Councilmember
A. J. Veselka ....................... City Manager
Gladys M. Jiral ..................... City Clerk
Charles Kvinta, Jr. ............ City Attorney

ABSENT: Councilmember Tim Faulkner

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

THE minutes from the meetings of July 11th, 17th, 24th and 31st were adopted as presented on motion by Councilmember Carter and seconded by Councilmember Rodriguez. Motion carried.

THE following bids were received on August 3, 1995 for the water and sewer system improvements to serve the new hospital facility:

Bay Maintenance
Horseshoe Bay, Texas $199,450.00

BEFCO Engineering
La Grange, Texas $148,355.00

Mercer Construction
Edna, Texas $143,807.00

Ruschhaupt Plumbing
Cuero, Texas $130,753.55

BIDS were reviewed by Charles Davis with Hunter Associates, Inc. with recommendation of award being made to the low bidder of Ruschhaupt Plumbing. Project is to be completed within 180 calendar days. Councilmember Rodriguez made the motion to award the bid to Ruschhaupt Plumbing of Cuero, Texas in the amount of $130,753.55. The motion was seconded by Councilmember Jamison. Motion carried.

THE Planning and Zoning Commission recommended denial of the requested change in zoning from Residential (R-3) to Commercial (C-2) for property located at 901 West Grand Avenue for property
owners Annette Zelzer and Mrs. Sylvan (Sara Lee) Gurinsky. The property owners appealed the recommended denial to the City Council. The Mayor opened the public hearing to receive citizen comments on the denied, and appealed, zoning change request. Mrs. Katherine Caraway, representative for the property owners, commented that if the change was not granted, the sale of the property would fall through again. The property has been used as commercial for many years. The building on the property does not meet the requirements for residential use. Adjacent property owners voiced concerns about the property being changed to commercial since thereafter any type of business could move into the building. The property had previously housed a convenient store which resulted in problems with gasoline odors, noise, scattered trash, and alcohol consumption on premises. A business, such as offices, clinics, etc., was not objectionable to the adjacent property owners.

THE hearing was closed to comments. Council considered accepting the recommended denial, or, an ordinance on first reading granting the zoning change. Councilmember Carter made the motion to accept the recommended denial of the Planning and Zoning Commission but directed the City Manager to pursue some type of change in the Zoning Ordinance which could possibly accommodate similar situations in the future. Councilmember Rodriguez seconded the motion. Motion carried.

COUNCIL reviewed the Vision Statement and, Goals and Objectives as recommended by the Economic Development Board. The first Goal and Objective was changed to read "visit all businesses with one or more employees in the Yoakum community on an annual basis" instead of businesses with two or more employees. Councilmember Carter made the motion to adopt the Vision Statement and, Goals and Objectives, as amended. The motion was seconded by Councilmember Jamison. Motion carried.

AN ordinance on the proposed 1995-96 budget was considered. Councilmember Jamison made the motion to adopt an ordinance (recorded as No. 1648) on first reading adopting the 1995-96 City Budget as presented. The motion was seconded by Councilmember Rodriguez. Motion carried.

AN increase of $2.00 on the current sewer rate of $7.30 was considered. This increase would partially cover the cost of the service debt incurred by the construction of the new wastewater treatment plant. The motion was made by Councilmember Carter, and seconded by Councilmember Rodriguez, that an ordinance (recorded as No. 1649) be adopted on first reading amending the Manual of Fees and Service Charges, Utilities Section, Item VI, Sewer Rates and Fees. Motion carried.

DISCUSSION ensued on the additional and optional residential solid waste pickup. It was estimated that this optional service could be offered at an additional $5.34 per month to approximately 100 residents. Once selected, the service could not be
discontinued for a period of one year. An excess of 100 residents requesting this service would require a re-evaluation of the cost. Councilmember Rodriguez made the motion to adopt an ordinance (recorded as No. 1650) on first reading amending the Manual of Fees and Service Charges, Utilities Section, Item VIII, Solid Waste Rates and Fees for an additional and optional residential pickup per week. Councilmember Carter seconded the motion. Motion carried.

THE following appointments were made to the Golden Crescent Regional Planning Commission's Advisory Committees on motion by Councilmember Jamison with a second by Councilmember Rodriguez. Motion carried.

Regional Emergency Communication Advisory Committee
LAVACA COUNTY: Ronald Leck       DEWITT COUNTY: Tommy Linn
                 Virdell Skelton

Regional Health & Human Services Advisory Committee
DEWITT COUNTY: Janet Barre

Regional Public Protection Advisory Committee
DEWITT COUNTY: Ronald Leck
               Tommy Linn

Regional Tourism & Economic Development Advisory Committee
DEWITT COUNTY: Ron Layton
               A. J. Veselka

Regional Environmental Resource Advisory Committee
DEWITT COUNTY: Calvin Cook
               Gene Hanzelka

COUNCILMEMBERS Faulkner and Rodriguez were appointed to the Golden Crescent Regional Planning Commission's General Assembly on motion by Councilmember Carter with a second by Councilmember Jamison. Motion carried.

NO action was taken to recommend a Councilmember to serve as a member of the Golden Crescent Regional Planning Commission's Board of Directors for DeWitt County.

DISCUSSION was held on utility easement needs at the new hospital site along with discussion of building permit fees. The Council concurred that the City should ask the Hospital District to consider the granting of an easement allowing for better utility development of the acreage. It was suggested that if possible the building permit fees should be waived in order to help cut the cost of construction.

A replat of Lots 1, 2 and 3, Block 3 (NCR 1270) of the Lander Addition was considered by the Council on request by property owner Leona Picha. Councilmember Rodriguez made the motion to approve the replat as presented. Councilmember Carter seconded the motion.
Motion carried.

CITY Manager Veselka reported that the process for the sale of
the bonds for the wastewater treatment plant would begin at the
October meeting. The annexation process for the hospital property
would also begin since the service plan was being finalized.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
September 12, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr................Mayor
Mrs. Curtis R. Jamison..........Councilmember
Anita R. Rodriguez..............Councilmember
Tim Faulkner........................Councilmember
A. J. Veselka....................City Manager
Gladys M. Jiral ................City Clerk
Charles Kvinta, Jr................City Attorney

ABSENT: Mayor Pro-Tem Carroll Carter

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

THE minutes from the meeting of August 8, 1995 were adopted as presented on motion by Councilmember Jamison and seconded by Councilmember Rodriguez. Motion carried.

MAYOR Harbus opened a Public Hearing to receive citizen comments on the proposed 1995-96 City Budget. No one was present referencing this item. The Public Hearing was closed.

CITY Manager Veselka commented to the Council that the budget was being presented for second and final reading and that no changes were made to the budget figures since the budget ordinance was adopted on first reading in September. Councilmember Rodriguez made the motion to adopt the budget as presented on second and final reading. Councilmember Faulkner seconded the motion. Motion carried.

COUNCILMEMBER Jamison made the motion to adopt Ordinance No. 1649 on second and final reading amending the Manual of Fees and Service Charges, Utilities Section, Item VI, Sewer Rates and Fees. The motion was seconded by Councilmember Rodriguez. Motion carried.

A policy providing for the implementation of the one additional and optional residential solid waste pickup was reviewed by City Manager Veselka. The additional pickup would be at an additional cost of $5.34 for up to 100 residential customers. Once selected by the customer, the service could not be discontinued for a period of one year. A motion was made by Councilmember Faulkner to adopt City Policy No. 33 as read and explained by the City Manager, and seconded by Councilmember Jamison. Motion carried.
A calendar outlining the annexation process for the Yoakum Hospital District tract was presented and discussed. Motion was made by Councilmember Faulkner to adopt the calendar as presented and seconded by Councilmember Rodriguez. Motion carried.

MARK McLiney from Rauscher Pierce Refsnes, Inc. was present to update the Council on the financing of bonds for the construction of the new wastewater treatment plant. Councilmember Faulkner made the motion to adopt an ordinance on emergency reading authorizing the issuance of City of Yoakum, Texas General Obligation Bonds, Series 1995 with proceeds to build a new sewer plant. The motion was seconded by Councilmember Rodriguez. Motion carried.

A Public Hearing was opened to receive citizen comments on the following recommendations from the Planning and Zoning Commission:

1. Denial of the requested Specific Use Permit from Yoakum Memorial Rehabilitation and Convalescence Center for property located at 501 Huck Street, and an appeal by the property owner from the decision of the Planning and Zoning Commission

2. Approval for a Specific Use Permit to Mary Hope Dominguez to locate one mobile home at 810 Simpson St.

3. Approval for a Specific Use Permit to Florence Thomas to locate one mobile home at 112 Hope St.

4. Approval for a zoning change from Residential (R-1) to Industrial for Yoakum Industrial Foundation on property located between Harwood Drive and Airport Road

DR. Carl Carroll was present and spoke in behalf of his request for the Specific Use Permit to operate a chemical dependency treatment center for men and women, housing chemical dependency treatment patients, and personal care facility at 501 Huck St. David Spaeth, Lucas Janak, and Mr. and Mrs. Mark Pridgen spoke against the requested permit.

MARY Hope Dominguez, and Florence Thomas, were both present in behalf of their Specific Use Permit. Dr. Louis Boening was present in behalf of the Yoakum Industrial Foundation's request for change in zoning. No objections were received on these requests.

THE hearing was closed to citizen comments. Councilmember Rodriguez made the motion to deny the Specific Use Permit for the Yoakum Memorial Rehabilitation and Convalescence Center for Lots 1, 2, 3 and 4, Block 18 of the Jakubik Addition (501 Huck St.). The motion was seconded by Councilmember Jamison. Motion carried.

COUNCILMEMBER Jamison made the motion to adopt an ordinance (recorded as No. 1652) on first reading granting a Specific Use Permit to Mary Hope Dominguez for part of Lot A, Block 1259 of the Cadwell Addition (810 Simpson St.). Councilmember Rodriguez
seconded the motion. Motion carried.

A motion was made by Councilmember Faulkner to adopt an ordinance (recorded as No. 1653) on first reading granting a Specific Use Permit to Florence Thomas for Lot 9, Block 1055 of the Original Townsite Addition (112 Hope St.). The motion was seconded by Councilmember Jamison and carried.

COUNCILMEMBER Rodriguez made the motion to adopt an ordinance (recorded as No. 1654) on first reading granting a zoning change to the Yoakum Industrial Foundation for 19.727 acres in the Pat Ryan Addition, Abstract 44, located between Harwood Drive and Airport Road. Motion carried on seconded by Councilmember Jamison.

THE 1995 City tax rate was presented. An ordinance (recorded as No. 1655) was adopted on first reading setting the 1995 tax rate at $.2496 on each One Hundred Dollar valuation of taxable property on motion by Councilmember Faulkner. Councilmember Rodriguez seconded the motion. Motion carried.

DELINQUENT ambulance and utility bills were reviewed for charge-off from the current accounts receivable files as bad debts. Councilmember Jamison made the motion to charge-off the delinquent ambulance and utility bills as presented. Councilmember Faulkner seconded the motion. Motion carried.

THE economic development eleventh monthly written report was received from the Chamber of Commerce and evaluated. The Council said the monthly reporting was beneficial as it kept the Council informed, and that Mr. Layton worked hard in everything he did.

COUNCILMEMBER Rodriguez made the motion to renew the contract with the Chamber of Commerce for the purpose of funding activities to achieve goals and objectives of economic development. The motion was seconded by Councilmember Jamison. Motion carried.

CITY Manager Veselka reported that the water and sewer line project was to start on September 25th, and the Planning and Zoning Commission would be holding a public hearing to discuss a Business (B-1) District and a Planned Unit Development District.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jifal
City Clerk
REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ................. Mayor
Carroll Carter ..................... Mayor Pro-Tem
Mrs. Curtis R. Jamison .......... Councilmember
Anita R. Rodriguez ............... Councilmember
Tim Faulkner ...................... Councilmember
A. J. Veselka ...................... City Manager
Gladys M. Jiral ................... City Clerk
Charles Kvinta, Jr. ............. City Attorney

ABSENT: None

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

VISITORS were recognized and Chief of Police Leck presented a plaque to the Council in appreciation for the support he received in his attendance at the FBI Academy.

THE minutes from the meeting of September 12, 1995 were adopted as presented on motion by Councilmember Faulkner and seconded by Councilmember Jamison. Motion carried.

MAYOR Harbus opened a Public Hearing to receive citizen comments, and review the Annexation Service Plan, for the proposed annexation of the Yoakum Hospital District tract. City Manager Veselka outlined the Plan which provides for the furnishing of City services to the proposed tract. No one was present referencing this item. The Public Hearing was closed.

COUNCILMEMBER Rodriguez made the motion to adopt Ordinance No. 1652 on second and final reading granting a Specific Use Permit to Mary Hope Dominguez to locate one mobile home on part of Lot 1, Block 1259 of the Cadwell Addition (810 Simpson St.). The motion was seconded by Councilmember Carter. Motion carried unanimously.

A motion was made by Councilmember Carter to adopt Ordinance No. 1653 on second and final reading granting a Specific Use Permit to Florence Thomas to locate one mobile home on Lot 9, Block 1055 of the Original Townsite Addition (112 Hope St.). The motion was unanimously approved on second by Councilmember Rodriguez.

ORDINANCE No. 1654 was adopted on second and final reading on motion by Councilmember Jamison granting a zoning change from Residential (R-1) to Industrial to the Yoakum Industrial Foundation
on 19.727 acres in the Pat Ryan Addition, Abstract 44 (located between Harwood Drive and Airport Road). The motion was seconded by Councilmember Carter. Motion carried unanimously.

THE 1995 tax rate ordinance was considered on second reading. Councilmember Faulkner made the motion to adopt the 1995 tax rate ordinance on second and final reading as read and explained. Councilmember Rodriguez seconded the motion. Motion carried unanimously.

UNDER new business, Gary Anderson, Executive Director for the Texas Municipal Retirement System, made a presentation on the City’s contribution rate for 1996 and the amendments to TMRS as authorized by HB 2168. Mr. Anderson explained that due to actuarial revisions, decrease in payroll paid, low employee turnover, and benefit increases such as annuity increases and updated service credits, the City is exceeding the State set limit of 12.50% for the TMRS contribution. The rate budgeted was 12.83%. However, the actual 1996 rate is 12.96%. A portion of the retirement contributions would be unfunded.

AN amendment to the airport lease agreement was discussed. The lessee, Gerry Shores, needs additional land for the storage of above ground fuel tanks and delivery equipment. Councilmember Carter made the motion to amend the lease agreement and to authorize the execution of the agreement addendum. Councilmember Faulkner seconded the motion. Motion carried unanimously.

A Public Hearing was opened to receive citizen comments on the following recommendations from the Planning and Zoning Commission:

1. Approval for a Specific Use Permit to Evelio M. Diaz to locate one mobile home at 208 Burt St.

2. Approval to amend the Zoning Ordinance to provide for a Business (B-1) District, and a Planned Unit Development (PUD) District in the City of Yoakum

No one was present in behalf, or in opposition, of the Diaz request. City Manager Veselka explained the amendment to the Zoning Ordinance. The Public Hearing was closed to citizen comments.

COUNCILMEMBER Carter made the motion to adopt on first reading an ordinance (recorded as No. 1656) granting a Specific Use Permit to Evelio M. Diaz to locate one mobile home on Lot E, Block 3 (NCB 1270) of the Lander Addition (208 Burt St.). The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

AN ordinance amending Zoning Ordinance No. 1500 was considered. Councilmember Carter made the motion to adopt an ordinance (recorded as No. 1657) amending Zoning Ordinance No. 1500 to adopt a new Section 4, Schedule of District Regulations including the Business (B-1) District and Planned Unit Development
(PUD) District. Councilmember Jamison seconded the motion. Motion carried. Councilmember Faulkner voted against the motion.

A nomination to the Board of Directors of the DeWitt County Appraisal District was discussed. A resolution (recorded as No. 95-11) nominating Elwood Gaus was adopted on motion by Councilmember Carter and seconded by Councilmember Rodriguez. Motion carried unanimously.

AN ordinance amending the Budget Appropriations Ordinance No. 1626 was tabled.

ONE requirement for purchasing of bonds for construction of the wastewater treatment plant through the Texas Water Development Board was the adoption of a Water Conservation and Drought Contingency Plan. Councilmember Rodriguez made the motion to adopt a resolution (recorded as No. 95-12) adopting a Water Conservation and Drought Contingency Plan. The motion was seconded by Councilmember Carter. Motion carried unanimously.

CITY Manager Veselka updated the Council on various ongoing projects. Director of Public Works Calvin Cook reviewed the site plan for the new wastewater treatment plant facility. Also, due to the collapse of part of the sewer line on Lavaca Street and the apparent poor condition of the line, a camera study was done on the remaining section of Lavaca St. The video shows considerable damage in the sewer line which was installed sometimes between 1928-1930. The engineer will be contacted to determine what needs to be done and estimated cost of project. The next public hearing on the hospital annexation is scheduled for Tuesday, October 24th, at 6:00 P.M.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
October 24, 1995
Council Room - 6:00 P.M.
Public Works Building

SPECIAL MEETING/PUBLIC HEARING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr...............Mayor
Carroll Carter..................Mayor Pro-Tem
Mrs. Curtis R. Jamison.........Councilmember
Anita R. Rodriguez..............Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka..................City Manager
Gladys M. Jiral ................City Clerk

ABSENT: Charles J. Kvinta, Jr.

THE meeting/public hearing was called to order by Mayor Harbus for the purpose of receiving citizen comments, and review of the Annexation Service Plan, on the proposed annexation of the Yoakum Hospital District tract.

THERE were no citizens in attendance at the public hearing. City Manager Veselka reviewed the Annexation Service Plan which had been previously presented at the Public Hearing of October 10th. No changes were made in the Plan. No questions or comments were received from the Council.

MAYOR Harbus adjourned the meeting/public hearing.

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

ATTEST:

Gladys M. Jiral
City Clerk
November 14, 1995  
Council Room - 7:00 P.M.  
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr. ................. Mayor
Carroll Carter ..................... Mayor Pro-Tem
Mrs. Curtis R. Jamison ............ Councilmember
Anita R. Rodriguez ................ Councilmember
Tim Faulkner ....................... Councilmember
A. J. Veselka ...................... City Manager
Gladys M. Jiral .................... City Clerk
Charles Kvinta, Jr. ............... City Attorney

ABSENT: None

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

THE minutes from the meetings of October 10th and 24th, 1995 were adopted as presented on motion by Councilmember Carter and seconded by Councilmember Jamison. Motion carried.

AN ordinance on second and final reading granting a Specific Use Permit to Evelio M. Diaz for Lot E, Block 3 (NCB 1270) of the Lander Addition to locate one mobile home was granted on motion by Councilmember Rodriguez. The motion was seconded by Councilmember Carter and received unanimous approval.

THE ordinance amending Zoning Ordinance No. 1500 to adopt a re-organized Section 4, Schedule of District Regulations including the addition of a new Business (B-1) and Planned Unit Development (PUD) District was adopted on second and final reading on motion by Councilmember Carter and seconded by Councilmember Rodriguez. Motion carried unanimously.

A Public Hearing was opened by Mayor Harbus to receive citizen comments on the following recommendations from the Planning and Zoning Commission:

1. Approval for a Specific Use Permit to May D. Jackson for a single trailer park space to replace the existing structure at 619 Nelson St.

2. Approval for a Specific Use Permit to Lisa Johnson to locate one mobile home at 310 Aurora St.
Mrs. Jackson and Mr. Tommy Kidd were present on behalf of her permit request. No one else was present in objection to either request. The Public Hearing was closed to citizen comments.

COUNCILMEMBER Jamison made the motion to adopt an ordinance (recorded as No. 1658) on first reading granting a Specific Use Permit to May D. Jackson for Lots 5 and 6, Block 1125 of the A. May Addition for a single travel trailer park space to replace the existing structure. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to adopt an ordinance (recorded as No. 1659) on first reading granting a Specific Use Permit to Lisa Johnson for Lots 9 and 10, Block 1259 of the Cadwell Addition to locate one double-wide manufactured home. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

A second Public Hearing was opened by Mayor Harbus to receive comments on the request from the Yoakum Community Hospital for the closure of Pecan Street between Hubbard and Ross Streets for a period of four hours each Thursday to accommodate a MRI trailer until completion of the new hospital. No written comments were received, nor was any one present pertaining to this request. The hearing was closed.

A motion was made by Councilmember Carter to grant the temporary closure of Pecan Street between Hubbard and Ross Streets for a period of four hours on each Thursday. Councilmember Jamison seconded the motion which received unanimous approval.

COUNCILMEMBER Faulkner made a motion to adopt a resolution (recorded as No. 95-13) casting the City’s 133 votes for Elwood Gaus on the Board of Directors of the DeWitt County Appraisal District. Councilmember Carter seconded the motion. Motion carried unanimously.

AN annexation ordinance for the Yoakum Hospital District tract was considered. Councilmember Rodriguez made the motion, seconded by Councilmember Jamison, to adopt the ordinance (recorded as No. 1660) annexing 14.649 acres of land adjacent and contiguous to the current city limits and including the Annexation Service Plan. Motion carried unanimously.

INCREASING the contribution rate for the City employees with the Texas Municipal Retirement System was considered. A motion was made by Councilmember Jamison to adopt an ordinance (recorded as No. 1661) on first reading increasing the maximum combined rates of the City’s normal contribution and prior service contributions to TMRS to 13.50%. Councilmember Rodriguez seconded the motion. Motion carried unanimously.
THE repair of the collapsed Lavaca Street sewer line was discussed. The engineer estimated $51,407.60 for a turn key job. Of this amount $17,000 was for street repair costs. With street repair already scheduled for this year on that part of Lavaca Street, and by City staff handling the bidding process, Director of Public Works Calvin Cook estimated the cost of the project to be $36,683.36 for City personnel performing the street work with the sewer line work being contracted out. The unbudgeted line replacement could be accomplished by using money budgeted in the Water and Sewer Departments as matching funds for a Community Development Grant, totaling to $37,500. Councilmember Carter made the motion to authorize the sewer line replacement on Lavaca Street utilizing funds budgeted as matching grant funds. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

A resolution (recorded as No. 95-14) adopting a map designating the drug-free zones within the City was adopted on motion by Councilmember Jamison and seconded by Councilmember Rodriguez. Motion carried unanimously.

COUNCILMEMBER Faulkner made the motion to adopt an ordinance (recorded as No. 1662) on first reading amending Chapter 1, General Provisions of the Code of Ordinances, specifically Section 1-6, General Penalty; Continuing Violations, and Section 1-7 Community Service Work Authorized. The motion was seconded by Councilmember Carter and received unanimous approval.

CITY Policy No. 34 providing that all electric meter sockets (cans) be provided at no charge to customers was adopted on motion by Councilmember Carter and seconded by Councilmember Jamison. Motion carried unanimously.

COUNCILMEMBER Rodriguez made the motion to adopt an ordinance (recorded as No. 1663) on first reading rescinding administrative charges (25%) billed to customers for certain services and amending the Manual of Fees and Service Charges, Utilities Section Item V. Water Rates and Fees, and Item VI. Sewer Rates and Fees, and General Section V. Miscellaneous. Councilmember Faulkner seconded the motion. Motion carried unanimously.

CITY Manager Veselka was directed to contact the currently licensed local master electricians to see who would be interested in serving on the Supervising Board of Electricians, replacing Mr. Finley Harbers. The Council would consider the appointment at the next Council meeting.

THE drainage improvement project for the 1000 block of Carroll Drive was discussed. Engineer Ben Bohuslav estimated the total cost to the City was $5,000 to remove 125 L.F. of curb and gutter, reshape and add flexible base. The homeowner’s cost would be approximately $850 to $1,000 for construction of the new curb.
and gutter. This would add about six inches to the crown of the street preventing the water from coming over, accumulating, and entering the house. Councilmember Carter made the motion to authorize the drainage improvement project. Councilmember Faulkner seconded the motion. Motion carried unanimously.

NUMEROUS updates were reported by City Manager Veselka. The new wastewater treatment facility construction is proceeding on schedule with partial plans to be submitted to City staff possibly during the last week of November. The Planning and Zoning Commission is meeting to consider a zoning change at 901 West Grand and a travel trailer park permit at 810 Cadwell. Additional utility easements are being developed with the Hospital District, and the new apartment complex owners. The new RV park should be completed next week. City staff is reviewing the need to ban handguns within City facilities. Since all newly annexed property is zoned Residential, the Hospital District may be applying for a Specific Use Permit. Finally, Mr. Veselka asked the Council if they want to consider an abatement program of some type.

THERE being no further business, the meeting adjourned.

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

ATTEST:

Gladys M. Jiral
City Clerk
December 12, 1995
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:
M. W. Harbus, Jr................Mayor
Carroll Carter....................Mayor Pro-Tem
Mrs. Curtis R. Jamison.........Councilmember
Anita R. Rodriguez.............Councilmember
Tim Faulkner....................Councilmember
A. J. Veselka...................City Manager
Gladys M. Jiral................City Clerk
Charles Kvinta, Jr.............City Attorney

ABSENT: None

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

THE minutes from the meeting of November 14, 1995 was adopted
as presented on motion by Councilmember Rodriguez and seconded by
Councilmember Jamison. Motion carried.

A Public Hearing was opened by Mayor Harbus to re-consider the
closure of Pecan Street between Hubbard and Ross Streets for a
period of four hours each Wednesday instead of Thursday as
previously requested by the Yoakum Community Hospital. No one was
present, nor were any comments received pertaining to this request.
The Public Hearing was closed. Councilmember Carter made the
motion to amend the previously approved closure of Pecan Street on
Thursday to Wednesday for the Yoakum Community Hospital. The
motion was seconded by Councilmember Faulkner. Motion carried
unanimously.

AN ordinance on second and final reading granting a Specific
Use Permit to May D. Jackson for Lots 5 and 6, Block 1125 of the A.
May Addition for a single trailer park space to replace the
existing structure was granted on motion by Councilmember
Rodriguez. The motion was seconded by Councilmember Carter and
received unanimous approval.

AN ordinance on second and final reading granting a Specific
Use Permit to Lisa Johnson for Lots 9 and 10, Block 1259 of the
Cadwell Addition to locate one double-wide manufactured home was
granted on motion by Councilmember Jamison; seconded by Council-
member Rodriguez, and received unanimous approval.
AN ordinance on second and final reading annexing 14.649 acres of land adjacent and contiguous to the current city limits and including an Annexation Service Plan was adopted on motion by Councilmember Carter. Councilmember Jamison seconded the motion. Motion carried unanimously.

INCREASING the maximum combined rates of the City's normal contributions and prior service contributions to the Texas Municipal Retirement System was adopted on second and final reading on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried unanimously.

AMENDING Chapter 1, General Provisions of the Code of Ordinances, specifically Section 1-6 General Penalty; Continuing Violations, and Section 1-7 Community Service Work Authorized was adopted on second and final reading on motion by Councilmember Faulkner with a second by Councilmember Jamison. Motion carried unanimously.

THE ordinance rescinding administrative charges billed to customers for certain services and amending the Manual of Fees and Service Charges, Utilities Section Item V. Water Rates and Fees, and Item VI. Sewer Rates and Fees, and General Section V. Miscellaneous was adopted on second and final reading on motion by Councilmember Carter. The motion was seconded by Councilmember Rodriguez and received unanimous approval.

COUNCILMEMBER Faulkner made the motion to appoint Randy Zimmerman to the Supervising Board of Electricians replacing Finley Harbers. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

A Public Hearing was opened by Mayor Harbus to receive citizen comments on the following recommendations from the Planning and Zoning Commission:

1. Denial of, and appeal of, a Specific Use Permit to Alton L. Parker for a single trailer park space at 810 Cadwell St.

2. Approval of the recommended denial for zoning change from Residential (R-3) to Commercial (C-1); and approval of recommended zoning change from Residential (R-3) to Business (B-1) to Annette Selzer and Sara Lee Gurinsky for 901 West Grand Avenue

MR. Parker spoke on behalf of his request. They had recently retired and moved back to Yoakum with the intent to live on their property in the travel trailer. Sharon Mucala and Billy Moore spoke in opposition of the appeal stating that there were parks available for placement of travel trailers and that they were not meant for placement on lots in residential areas. Letters were received from other property owners in opposition of this appeal.
THE Planning and Zoning Commission received opposition from numerous property owners regarding the zoning change for 901 West Grand. Since there had been several requests for a change to Commercial (C-1) zoning on this property, and since the property owners within 200 feet had indicated previously that they do not object to a business operating there with certain restrictions, such as day light hours, the Commission recommended a zoning change to Business (B-1), which permits certain businesses or professional services, but is less intense than the Commercial (C-1) zoning. No one was present regarding this zoning change. The hearing was closed to citizen comments.

COUNCILMEMBER Carter made the motion to accept the recommendation of the Planning and Zoning Commission, and deny the Specific Use Permit to Alton L. Parker for Lots 1 and 2 (2F), Block 1266 of the Cadwell Addition. Motion was seconded by Councilmember Rodriguez. Councilmember Faulkner voted against the motion. Motion carried.

COUNCILMEMBER Faulkner made a motion to grant a zoning change to Commercial (C-1) on Lots 1, 2 and 3, Block D of the Lewis Addition instead of the recommended Business (B-1). The motion died for lack of a second. Councilmember Carter made the motion to accept the recommendation of the Planning and Zoning Commission and adopt an ordinance (recorded as No. 1664) on first reading granting a zoning change from Residential (R-3) to Business (B-1) for Lots 1, 2 and 3, Block D of the Lewis Addition. The motion was seconded by Councilmember Rodriguez. Councilmember Faulkner voted against the motion. Motion carried.

A Public Hearing was opened to receive citizen comments on a loading and unloading zone in front of 404 Lott St. for Charles Sinclair, business owner of C & D’s Wash Dry & Fold Services. Mr. Sinclair was not present. No one else was present to comment in reference to this request. The Hearing was closed to the public. A motion was made by Councilmember Rodriguez to deny the request for a loading and unloading zone for C & D’s Wash Dry & Fold Services. The motion was seconded by Councilmember Jamison. Councilmember Carter abstained due to business and personal interests. Motion carried.

A Public Hearing was opened to receive citizen comments on the effectiveness to the community of Juvenile Curfew Ordinance No. 1578 since its adoption. Chief Leck presented documented information in support of continuing the ordinance. A letter had been received from Municipal Court Judge Dayna Tuttle, voicing support for the continuation of the ordinance. The Hearing was closed.

COUNCILMEMBER Carter made the motion to adopt on first reading an ordinance (recorded as No. 1665) providing for the continuance of Juvenile Curfew Ordinance No. 1578. The motion was seconded by Councilmember Jamison. Motion carried unanimously.
Discussion was held with City staff concerning the Federal and State requirements on backflow prevention and the implementation of same. An ordinance was presented by Staff covering the requirements and implementing the program. Councilmember Carter made the motion to deny the adoption of the ordinance providing for the protection of the health of the City’s potable water consumers by the implementation of a program to prevent backflow through the elimination and control of cross-connections, and that the City should abide by the Federal and State guidelines and not the City’s. The motion was seconded by Councilmember Faulkner. Councilmember Rodriguez voted against the motion. Motion carried.

THE following bids were received on December 8, 1995 at 10:30 A.M. for the Lavaca Street Sanitary Sewer Line Replacement:

BEFCO Engineering, LaGrange, Texas  $ 64,738.00
Falcon Lease, Victoria, Texas  34,545.10
Ruschaupert Plumbing, Cuero, Texas  33,424.72
Mercer Construction, Edna, Texas  25,887.00

A motion was made by Councilmember Faulkner awarding the bid to Mercer Construction of Edna, Texas in the amount of $25,887.00, which was the low bid, and authorize the Mayor to enter into the contract. Councilmember Rodriguez seconded the motion. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to adopt an ordinance (recorded as No. 1666) on first reading amending Budget Appropriations Ordinance No. 1648 to allow for funding for the Lavaca Street Sewer Line Improvements. The motion was seconded by Councilmember Faulkner. Motion carried unanimously.

A motion was made by Councilmember Faulkner adopting City Policy No. 35 implementing the U.S. Department of Transportation’s Drug and Alcohol Testing requirements for all City employees who drive/operate commercial vehicles. Councilmember Carter seconded the motion. Motion carried unanimously.

COUNCILMEMBER Carter made the motion to authorize the City Manager to enter into an agreement with Pinnacle Employee Testing Services for the required drug and alcohol testing of City employees. The motion was seconded by Councilmember Jamison and was unanimously approved.

COUNCILMEMBER Rodriguez made the motion to adopt City Policy No. 36, which amends Policy No. 28, Pre-Employment Drug Policy, covering all prospective City employees. The motion was seconded by Councilmember Jamison. Motion carried unanimously.

AMENDING City Employee Personnel Manual, Section 14-2 Motor Vehicle Record Policy, requiring all employees who drive City vehicles to report all accidents and moving violations received while driving a city-owned or privately-owned vehicle was adopted on motion by Councilmember Jamison. The motion was seconded by
Councilmember Faulkner and received unanimous approval.

THE utility easement for the Yoakum Hospital District, and the street and utility easement with Victoria Retirement Community, Ltd., were both tabled at this time.

THE agreement with the Chamber of Commerce for the expenditure of City funds for economic development was discussed. Councilmember Faulkner stated that based specifically on the last two (October and November) economic development reports and his last three years serving as Director of the Chamber, he feels the City has reached a point where we are not getting good value for the money we are spending; the contract terms are not being carried out, and that the seven objectives as recommended by the Economic Development Committee and stated in the current contract, have not even been attempted. Councilmember Faulkner felt it would be in the best interest of the City to hire an economic development director to operate out of City Hall under the direction of the City Manager and guidance of the Economic Development Committee for a period of at least two years, and then re-evaluate the position.

COUNCILMEMBERS Rodriguez and Carter agreed with the comments emphasizing that while Ron Layton and the Chamber have done a wonderful job in the things that have been done, more effort needs to be concentrated towards economic development. Councilmember Faulkner made the motion to cancel the current Economic Development Contract with the Chamber of Commerce and that they be given the 30 day notice as called for in the contract. The motion was seconded by Councilmember Carter. Motion carried unanimously.

REMAINING funds would be available in the budget for a City economic development director position. Additional action resulting from the economic development discussion was taken on motion by Council-member Carter authorizing an economic development position with the City at a salary to be determined later. Councilmember Faulkner seconded the motion. Motion carried unanimously.

AN ordinance providing for temporary housing under certain emergency conditions was considered. Councilmember Faulkner made the motion to amend Section 104.1.2. of the 1994 Standard Building Code as adopted in Chapter 5 of the Yoakum Code of Ordinances to allow for temporary housing under certain emergency conditions. The motion was seconded by Councilmember Rodriguez. Motion carried unanimously.

THE Mayor declared an Executive Session to do a performance evaluation of the City Manager. The meeting was later re-opened to the public. Councilmember Rodriguez made the motion to increase the City Manager's salary by $1,000 per year. The motion was seconded by Councilmember Carter and received unanimous approval.
UNDER the City Manager’s Report, Mr. Veselka advised that Staff would be attending a LCRA Workshop on grant funding for projects such as the Little League improvements. Also that the sewer plant construction was progressing with plans to be reviewed this week and completed in February. Construction on the plant is scheduled to start this summer.

THERE being no further business, the meeting adjourned.

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

ATTEST:
Gladys M. Jirak
City Clerk