January 12, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

MAYOR Harbus called the meeting to order followed by Councilmember Rodriguez giving the Invocation. All attending recited the Pledge of Allegiance.

THE minutes from the meeting of December 8, 1998 were adopted as presented on motion by Councilmember Rodriguez with a second by Councilmember Faulkner. Motion carried.

ORDINANCE No. 1732 as amended by Council at the December meeting was presented for discussion and included an additional amendment pertaining to Section 9. Renewal of the current Agreement since that section referred to the old $4.00 pole rental fee. Based on discussion with Dennis Moore from TCI about the additional change, City Manager Veselka recommended that Section 3 of the transfer ordinance referencing the old $4.00 rate in Section 9 be deleted, and that the ordinance be adopted as previously discussed at the December meeting.

COUNCILMEMBER Faulkner made the motion to delete Section 3 and renumber the sections accordingly thereby adopting the Non-Exclusive Pole Attachment Agreement granted to Communication Services, Inc. (CSI) by Ordinance No. 1572 and transferring the agreement to Texas Cable Partners, L.P. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE ordinance on second and final reading consenting to assignment and change of control of the Cable Franchise granted to Communications Services, Inc. ("Franchisee") d/b/a/ TCI Cablevision of Texas, to AT&T Corporation was adopted on motion by Councilmember Carter with a second by Councilmember Faulkner. Motion carried.

ORDINANCE No. 1733 amending the 1998-1999 Budget to appropriate Wastewater Treatment Plant Project Funds for needed equipment, demolition of portions of the old facility, and to establish a Capital Reserve for Wastewater and Water Improvements amounting to $458,815 as identified was adopted on second and final
reading on motion by Councilmember Rodriguez and seconded by Councilmember Carter. Motion carried.

RECOMMENDATIONS from the Planning and Zoning Commission were received (1) denial of the change in zoning from Residential (R-3) to Residential (R-4) at 1102 Lavaca St. for Philip Hall, and (2) approval of a change in zoning from Residential (R-3) to Business (B-1) at 408 East Hugo for Larry and Sue Munsch.

MAYOR Harbus opened a public hearing to receive citizen comments on the two recommendations. Mr. Hall presented a letter to the Council outlining his request. Mr. Munsch was also present. No one else addressed the Council and discussion was held. The hearing was closed to citizen comments.

COUNCILMEMBER Carter made the motion to deny the zoning change on property described as 4 1/5 acres of the John May League for Philip Hall. The motion was seconded by Councilmember Rodriguez. Motion carried.

AN ordinance (recorded as No. 1734) was adopted on first reading granting a change in zoning from Residential (R-3) to Business (B-1) on property described as Lot E, Block 1262 of the Simpson Addition for Larry and Sue Munsch as recommended by the Planning and Zoning Commission on motion by Councilmember Carter with a second by Councilmember Rodriguez. Motion carried.

MR. Bob Weiss was present to discuss the establishment of a Lavaca County Water Conservation District. After discussion, the Council agreed to consider a resolution at next month’s meeting to assist with the legislation to establish the District.

ONE Request for Proposal was received for the Baseball Field Lighting Project. The Liteco Electric, Inc. base proposal was for $67,127.00. If performance and payment bonds are not required, the proposal amount would be $65,127.00. The City Attorney is to determine if the bonds are necessary since the project is not public works related and the contractor agrees to a one time payment. Councilmember Jamison made the motion to award the bid to Liteco Electric, Inc. in the amount of $67,127. The motion was seconded by Councilmember Rodriguez. Motion carried.

UNDER the City Manager’s Report, Mr. Veselka advised that the City had received a thank you letter from Mrs. Corlis Riedesel, City Manager of Cuero, for Yoakum’s generosity and assistance during the recent flood in their community.

COUNCILMEMBER Carter suggested that before the Economic Development Director position is filled, we consider having a community meeting with the Chamber and Economic Development Board and make some plans and set some goals to see what direction we need to go to develop Yoakum and possibly get an outside consultant for assistance in this determination. The Council favored the suggestion.
THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
February 9, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr................Mayor
Carroll E. Carter..................Councilmember
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: Tim Faulkner, Councilmember

MAYOR Harbus called the meeting to order followed by Councilmember Carter giving the Invocation. All attending recited the Pledge of Allegiance.

THE minutes from the meeting of January 12, 1999 were adopted as presented on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried.

MR. Bob Weiss and Jimmy Borchers were present to answer questions on the proposed Groundwater Conservation District in Lavaca County. Discussion ensued and resulted in a resolution being adopted on motion by Councilmember Jamison with a second by Councilmember Rodriguez in support of the creation of the county-wide Groundwater Conservation District in Lavaca County. Motion carried.

COUNCILMEMBER Carter made the motion to adopt an ordinance on second and final reading granting a change in zoning from Residential (R-3) to Business (B-1) on property described as Lot E, Block 1262 of the Simpson Addition for Larry and Sue Munsch. The motion was seconded by Councilmember Rodriguez. Motion carried.

UNDER New Business, the Council received a recommendation from the Planning and Zoning Commission for approval of a change in zoning from Residential (R-3) to Residential (R-4) at 809 Simpson St. for Tommy Lee Enoch, Sr. Mayor Harbus opened a public hearing to receive citizen comments. Mr. Enoch was present on his behalf. Discussion followed regarding the possibility of this being spot zoning since the location is out of the recommended R-4 area as shown on the Future Land Use Plan map. The City Attorney is to review the request. It was suggested that the Planning and Zoning Commission may want to consider extending the R-4 area on the Land Use Plan Map. A study may need to be done before considering the change of boundaries on the map. The hearing was closed.
A motion was made by Councilmember Carter to table action on the requested zoning change by Mr. Enoch until a future meeting. The motion was seconded by Councilmember Rodriguez. Motion carried.

A Sunset Provision of the Property Redevelopment and Tax Abatement Act requires review of the City's adopted Guidelines and Criteria for Tax Abatements every two years. A resolution (recorded as No. 99-02) was adopted on motion by Councilmember Rodriguez with a second by Councilmember Jamison re-affirming the City's eligibility to participate in offering tax abatements and in granting tax abatements in a reinvestment zone. Motion carried.

THE following were appointed to the Economic Development Board: Larry Brandt, Ken Kvinta and David Barnes on motion by Councilmember Carter with a second by Councilmember Rodriguez. Motion carried.

A resolution (recorded as No. 99-03) calling the City Officer General Election on May 1, 1999 was adopted on motion by Councilmember Jamison and seconded by Councilmember Carter. Motion carried.

COUNCILMEMBER Rodriguez made the motion to adopt a resolution appointing and providing for election officials at the May 1st election. The motion was seconded by Councilmember Jamison. Motion carried.

CITY Manager Veselka reported he had attended the LCRA Town Hall meeting in Seguin on Thursday, February 4th to discuss future needs for electricity and how LCRA should meet the additional demand for power. The City had received and will respond to a request on population water use projections for the period of 1990-2050. This is used to evaluate issues affecting water needs and resource management, which is a provision of Senate Bill 1.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
March 9, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

MAYOR Harbus called the meeting to order followed by Councilmember Carter giving the Invocation. All attending recited the Pledge of Allegiance.

THE minutes from the meeting of February 9, 1999 were adopted as presented on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried.

THE Tommy Lee Enoch, Sr. zoning change request was tabled by the Council at their February meeting. The City Attorney was asked to review the zoning request to determine if the change could be considered spot zoning. The Attorney’s legal opinion reflected that the zoning change could be considered spot zoning. This information was presented to the Planning and Zoning Commission at their meeting of February 22, 1999. After discussion and reconsideration, the Commission voted to rescind the previous approval based on the Attorney’s legal opinion and to deny the Enoch request. This recommendation for denial was presented to the Council.

AFTER discussion by the Council of the Enoch request, Councilmember Carter made the motion to deny the zoning change on property described as Lot D, Block 1266 of the Cadwell Addition for Tommy Lee Enoch, Sr. based on the Planning and Zoning Commission’s recommendation. The motion was seconded by Councilmember Faulkner. Motion carried.

A request was received from the Yoakum Independent School District to trench across Migl Street for installation of a gas line to their greenhouse. A motion was made by Councilmember Rodriguez and seconded by Councilmember Carter to approve a License to Trench Across City Street. Motion carried.
COUNCILMEMBER Faulkner made the motion to appoint Vic Novak to the Economic Development Advisory Board replacing Dwayne Nall. The motion was seconded by Councilmember Rodriguez. Motion Carried.

COUNCILMEMBERS Rodriguez and Jamison and, City Manager Veselka were appointed to the City/School Summer Recreation Board on motion by Councilmember Faulkner and seconded by Councilmember Carter. Motion carried.

DISCUSSION was held on the creation of the Yoakum Economic Development Corporation, the Articles of Incorporation and Bylaws as well as the appointment of the Board of Directors. The ordinance as presented was approved on first reading on motion by Councilmember Carter with a second by Councilmember Rodriguez. Motion carried.

UNDER the City Manager's Report, Mr. Veselka reported the City staff was working on the Year 2000 (Y2K) computer problem; Dynasty Aviation vacated the airport building by March 1st with the fuel system to be moved by March 31st and minor repairs are being made to the building. TxDOT initiated an Adopt an Airport Program with Yoakum being the first community to participate. The Rotary and Lions Clubs plan to maintain the wind sock, paint and plant the segmented circle. Mr. Veselka reported that S.B. 7 has been forwarded to the full Senate and that Texas Public Power Association is still supporting its passage. He advised the Council that the City participation in the Chamber’s Land of Leather Days provided a total of 338 manhours including employees, reserves and community service workers. Total out of pocket cost to the City was $3,515.30 including employees salaries, equipment, etc.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
March 30, 1999
Council Room - 5:45 P.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT: Charles Kvinta, Jr.

THE meeting was called to order by Mayor Harbus for the purpose of adopting a resolution canceling the May 1, 1999 General Election and declaring each unopposed candidate elected to office.

COUNCILMEMBER Faulkner made the motion to adopt a resolution canceling the May 1st election and to declare the unopposed candidates elected to office namely, Mitchel. W. Harbus, Jr. - Place 1, Carroll E. Carter - Place 2 and Annie Rodriguez - Place 3. The motion was seconded by Councilmember Jamison and carried.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
April 13, 1999  
Council Room - 7:00 P.M.  
Public Works Building  

REGULAR MEETING OF THE CITY COUNCIL

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

MAYOR Harbus called the meeting to order followed by  
Councilmember Jamison giving the Invocation. All attending recited the Pledge of Allegiance.

THE minutes from the meetings of March 9th and 30th, 1999 were adopted as presented on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried.

UNDER old business, the second and final reading approving and authorizing the creation of the Yoakum Economic Development Corporation and approving the Corporation’s Articles of Incorporation and Bylaws was tabled on the consensus of the Council since no one had been contacted about serving on the Board of Directors.

DISCUSSION was held on economic development and the goals and objectives. It was indicated by the Council that the City, Chamber of Commerce and future Economic Development Directors meet to discuss the goals and objectives prior to hiring a new economic development director. A motion was made by Councilmember Carter to adopt the recommended Economic Development Goals and Objectives for 1999 and consider recommendation concerning the Yoakum Industrial Foundation. The motion was seconded by Councilmember Rodriguez. Motion carried.

A recommendation was received from the Yoakum Little League to name the new teenage baseball field the "Charles J. Kvinta, Sr. Field" in recognition of his inspiration, leadership and drive to see the project through to its completion. Councilmember Jamison commented that it is a well deserved honor and congratulations, and made the motion to name the new field the "Charles J. Kvinta, Sr. Field". The motion was seconded by Councilmember Rodriguez and received unanimous approval.

THE Council received a recommendation from the Planning and Zoning Commission for approval of zoning changes from Residential (R-3) to Residential (R-4) at 316 E. Hochheim St. for E. L. Moore; a change from Commercial (C-2) to Residential (R-4) at 110 Jakubik St. for Ornice Kuykendall, and approval of the requirement to skirt
manufactured homes in the Residential (R-4) Districts as currently required in the Residential (R-3) Districts. Mayor Harbus opened the public hearing to receive citizen comments. Ms. Kuykendall and Mr. Moore were present on their behalf. No comments were received. The hearing was closed.

COUNCILMEMBER Rodriguez made the motion, seconded by Councilmember Jamison, to adopt an ordinance (recorded as No. 1736) on first reading granting a change in zoning from Residential (R-3) to Residential (R-4) on property described as Lots 9, 10, 11, part of 12, and that part of Lot 1 which is also designated R-4 on the Future Land Use Plan in Block 1260 of the Cadwell Addition for E. L. Moore. Motion carried.

A motion was made by Councilmember Carter with a second by Councilmember Rodriguez adopting an ordinance on first reading (recorded as No. 1737) granting a change in zoning from Commercial (C-2) to Residential (R-4) on property described as part of Lot 75 in Block 1075 (75) of the Original Townsite Addition for Ornice Kuykendall. Motion carried.

COUNCILMEMBER Carter made the motion to adopt an ordinance on first reading (recorded as No. 1738) amending Zoning Ordinance No. 1500 and its amendments in particular Section 4. Schedule of District Regulations adding the requirement to skirt manufactured homes. The motion was seconded by Councilmember Jamison and carried.

THE Community Center audited Financial Statements for years ended December 31, 1998 and 1997 were reviewed. The concessionaire contract is with the Chamber of Commerce and representatives were present for the discussion. The Council had received citizen complaints about the high cost of rental for weddings, etc. It was noted that after several years of having the concessionaire contract, the Chamber is still not making a profit. The intent had always been for the Chamber to make money so the Chamber could continue its own goals and objectives. The Council directed the Community Center Board of Governors to meet with the Chamber Board to address the situation and present a proposal on the operation of the Center.

A report was received from City Manager Veselka pertaining to the City's Y2K computer compliance. Equipment has been identified that may be affected; vendors/manufacturers are being contacted about their product compliance; upgrade or replacement of equipment is being addressed, and current contingency plans are being reviewed. The City Staff is working to insure that all City services will be available January 1, 2000.

COUNCILMEMBER Jamison with a second by Councilmember Rodriguez made the motion to appoint Paula Houston and Jack Turner to the Yoakum Housing Authority Board for a period of two years and that Erica Harper serve as the Resident Commissioner for one year. Motion carried.
THE 1999 Street Improvement Project recommendation was received with 7.3 miles of street work proposed depending on the unit price of the bid awarded. Councilmember Carter made the motion to approve the Street Improvement Project as presented. The motion was seconded by Councilmember Jamison and carried.

ON motion by Councilmember Jamison, Gerard Novosad was appointed to the Golden Crescent Regional Planning Commission's Regional Environmental Resources Committee for DeWitt County to fill the vacancy created by the retirement of Eugene Hanzelka. Councilmember Rodriguez seconded the motion. Motion carried.

THE composting of bio-solids was discussed. A motion was made by Councilmember Carter to submit a written request to the Texas Natural Resource Conservation Commission to amend the City's Wastewater Discharge Permit to include composting bio-solids. The motion was seconded by Councilmember Jamison and carried.

A recommendation from the Housing Rehabilitation Advisory Board, as approved by the Texas Community Development Program Housing Specialist, was outlined. The change would allow for no more than 5 contracts per bidding session instead of 2 as stated. Councilmember Rodriguez made the motion to amend the Yoakum Housing Rehabilitation Grant Guidelines to allow for no more than five contracts per bidding session. The motion was seconded by Councilmember Carter. Motion carried.

THE annual sewer main cleaning/TV survey project revealed several sections of six inch sewer main missing on Orth Street between Lester and Rose Streets. Quotes for repair were received from Ruschhaupt Plumbing of Cuero in the amount of $23,870 and Mercer Construction of Edna in the amount of $8,000. The motion was made by Councilmember Carter to approve and award the emergency repair of the Orth Street sewer line to Mercer Construction Company in the amount of $8,000. The motion was seconded by Councilmember Rodriguez. Motion carried.

UNDER the City Manager's Report, Mr. Veselka reported that City Staff would be reviewing the glass and motor oil recycling program due to the increase cost of handling; the Yoakum Municipal Airport Action Plan Committee would hold its first meeting on Thursday, April 15th, and that he would be attending a meeting of the Housing Consortium on Wednesday in Victoria.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral, City Clerk
May 11, 1999  
Council Room - 7:00 P.M.  
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

MAYOR Harbus called the meeting to order followed by Councilmember Rodriguez with the Invocation. All attending recited the Pledge of Allegiance.

THE Mayor presented election certificates to the newly elected Councilmembers, namely M. W. Harbus, Jr., Carroll E. Carter and Annie Rodriguez. The Oath of Office was administered by Notary Gladys Jiral.

A motion was made by Councilmember Carter with a second by Councilmember Faulkner to elect M. W. Harbus, Jr. as Mayor. Motion carried. Councilmember Faulkner made the motion to elect Councilmember Carter as Mayor Pro-Tem. The motion was seconded by Councilmember Jamison. Motion carried.

THE minutes from the meeting of April 13, 1999 were adopted as presented on motion by Councilmember Rodriguez with a second by Councilmember Carter. Motion carried.

UNDER old business, discussion was held on the final adoption of the ordinance approving and authorizing the creation of the Yoakum Economic Development Corporation and approving the Corporation's Articles of Incorporation and Bylaws. Changes were suggested and discussed. It was noted that the Board of Directors would have to be listed and signatures obtained before final adoption of the ordinance. A list of possible members to the Board of Directors was reviewed and voted on by paper ballot. The five individuals elected (Ken Kvinta, John S. Sanchez, Dennis Kutach, John Trott and Margie McMullen) are to be contacted regarding serving on the Board. A motion was made by Councilmember Rodriguez to appoint Councilmembers Carter and Faulkner to serve as the other two Economic Development Corporation Board of Director members. The motion was seconded by Councilmember Jamison. Motion carried.

COUNCILMEMBER Carter made the motion to adopt an ordinance on second and final reading granting a change in zoning from Residential (R-3) to Residential (R-4) on property described as
Lots 9, 10, 11, part of 12, and that part of Lot 1 which is also designated R-4 on the Future Land Use Plan, Block 1260 of the Cadwell Addition for E. L. Moore. The motion was seconded by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Jamison made the motion to adopt an ordinance on second and final reading granting a change in zoning from Commercial (C-2) to Residential (R-4) on property described as part of Lot 75, Block 1075 (75) of the Original Townsite Addition for Ornice Kuykendall. The motion was seconded by Councilmember Rodriguez. Motion carried.

AN ordinance was adopted on seconded and final reading amending Zoning Ordinance No. 1500 and its amendments in particular Section 4. Schedule of District Regulations adding the requirement to skirt manufactured homes on motion by Councilmember Rodriguez with a second by Councilmember Jamison. Motion carried.

JIM McCord and associates from McCord Engineering, Inc. presented their preliminary findings in the City's Electric System Study. It was noted that the City's system is in very good condition. The proposed five year Electric Improvement Project would correct low voltage in Sweet Home, provide additional capacity by constructing a new feeder to prevent overload of the existing feeders, etc. The engineers are to finalize their Study.

THE following bids were received for the 1999 Street Seal Coats Project:

H & C Construction, Shiner......Total Bid $ 67,465.96
Faltisek Paving, El Campo....... " " $ 86,874.89
J. Carroll Weaver, Sinton....... " " $118,688.75
F. N. Ploch Constr., New Braunfels " " $ 74,837.10

The bid is awarded based on the unit prices submitted so that if funding and time allows, additional paving may be accomplished. The unit prices for H & C Construction's bid of $67,465.96 is $ .86 per gallon for AC5 asphalt and $37.70 per cubic yard for precoat rock. Councilmember Faulkner made the motion to award the bid to H & C Construction, Inc. of Shiner, Texas at the unit prices submitted. The motion was seconded by Councilmember Carter. Motion carried.

THE purchase of financial, payroll and utility billing software and AS400 hardware computer system was discussed. Proposals received on software from STW was $32,130 and from HTE $57,310. The IBM hardware proposal was $55,900. Councilmember Carter made the motion to purchase the IBM AS400 and STW software as outlined in the recommendation memo received. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE Council was advised that the bids on the Housing Rehabilitation Grant Project had been received all exceeding the $11,250 budgeted grant amount. Per Guidelines, the bids would have
to be referred back to the Housing Rehabilitation Advisory Board for review and consideration.

CITY Manager Veselka reported that the Texas Natural Resources Conservation Commission did their final closure inspection of the old landfill. The permit has been canceled and the City must continue maintenance. Councilmember Jamison questioned what could be done about lawn mowers being driven on city streets from one location to another, and also requested that the noise level be checked on events being held at the Mac Jamison Park.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
May 18, 1999
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. Veselka ......................City Manager
Gladys M. Jiral ....................City Clerk

ABSENT: Carroll Carter
Charles Kvinta, Jr.

MAYOR Harbus opened the meeting to receive and consider the Housing Rehabilitation Board’s recommendation to waive the pre-qualification deadline and award the bid to J. W. Turner Construction Co., Inc. of Houston, Texas for specified repairs to residences located at 409 E. Morris St., 202 Highland St., and 916 Baldwin St. based on Guidelines stipulations providing for exceptions to the $11,250 bid limitation due to accessibility improvements for disabled and/or elderly persons.

BIDS received from J. W. Turner Construction were: $14,950 for 409 East Morris St.; $14,900 for 202 Highland St., and $14,980 for 916 Baldwin St. Grant Guidelines Section VIII. provides for exceptions to the $11,250 limitation, one being to provide accessibility improvements for disabled and/or elderly persons. The Section allows for improvements up to $15,000. Councilmember Faulkner made the motion to waive the contractor’s pre-qualification deadline and award the bids to J. W. Turner Construction Co., Inc. in the amounts specified based on the special needs of the elderly. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE City Manager reported he had received information from the Texas Public Power Association stating that support for the electric deregulation legislation S.B. 7 is increasing. This bill preserves local control of municipal electric systems, establishes a fair and reasonable future marketplace, and protects the financial integrity of municipal utility cities.

THERE being no further business, the meeting closed.

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

ATTEST:
\[Signature\]
Gladys M. Jiral, City Clerk
June 8, 1999  
Council Room - 7:00 P.M.  
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

      MAYOR Harbus called the meeting to order followed by  
      Councilmember Faulkner with the Invocation. All attending recited  
      the Pledge of Allegiance.

      MINUTES for the meetings of May 11th and 18th, 1999 were  
      approved as presented on motion by Councilmember Rodriguez with a  
      second by Councilmember Jamison. Motion carried.

      ORDINANCE No. 1735 pertaining to the creation of the Economic  
      Development Corporation was adopted on second and final reading on  
      motion by Councilmember Rodriguez and seconded by Councilmember  
      Jamison. Motion carried.

      THE Council received a recommendation from the Planning and  
      Zoning Commission for approval of a zoning change from Residential  
      (R-2) to Residential (R-4) at 714 Dullye St. for Sharon E. Hairell.  
      Mayor Harbus opened the public hearing to receive citizen comments.  
      Ms. Hairell was present and no comments were received. The hearing  
      was closed.

      COUNCILMEMBER Faulkner made the motion to adopt an ordinance  
      (recorded as No. 1739) granting a change in zoning from Residential  
      (R-2) to Residential (R-4) on property described as part of Lots 3,  
      4, 5 and 6 of Block 33 (NCB 1133) of the Leo Tucker Addition  
      specifically 714 Dullye for Sharon E. Hairell. The motion was  
      seconded by Councilmember Rodriguez. Motion carried.

      AN amendment to the Lower Colorado River Authority Power  
      agreement for an increase in the contract load was presented.  
      Councilmember Carter made the motion to adopt the resolution  
      (recorded as No. 99-06) amending Exhibit A of the LCRA Power  
      Agreement. The motion was seconded by Councilmember Faulkner.  
      Motion carried.

      DISCUSSION was held on cleaning/closing streets, alleys and  
      easements which are currently not being nor plan to be used for  
      utilities or access and perhaps establish a policy. City Manager
Veselka advised that Home Rule cities are granted the power to close a public street or alley by V.A.C.S. Article 1175 (5). There are no provisions set out in the law, however, it is recommended that policy and procedures be established. City staff has followed the unwritten policy of not recommending to the City Council closure of an alley if all the adjoining property owners did not sign the petition, or if any utilities are in the alley including gas, telephone, cable, etc. Alleys are cleaned/maintained only if utilities are located within. It was the consensus of the Council to continue with the policy that has been previously followed.

A recommendation from the Housing Rehabilitation Board was received to consider changing the Rehabilitation Grant Guidelines to provide for progress payments to contractors in lieu of a lump sum payment. The Board felt that progress payments may enable more contractors to bid. The Texas Department of Community Development Housing Specialist approved the recommended change. Councilmember Faulkner made the motion, seconded by Councilmember Carter, to amend the Rehabilitation Grant Guidelines to provide for the progress payments. Motion carried.

COUNCILMEMBER Carter made the motion to make the following appointments:

PLANNING AND ZONING COMMISSION
   Bob Arlitt, Nyles Steinmann and Don Bowe

COMMUNITY CENTER BOARD OF GOVERNORS
   John Trott, Jr., Nyles Steinmann and Sandra Steinmann

CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS
   E. L. Moore, Bill Natho and Glen Rudolph

The motion was seconded by Councilmember Rodriguez and carried.

THE final Electric System Study compiled by McCord Engineering was considered for approval. Councilmember Rodriguez made the motion to approve and accept the Study. The motion was seconded by Councilmember Jamison. Motion carried.

A recommendation from City staff was received to appoint Cross, Kieschnick & Company as the audit firm for the Fiscal Year 1998/99. A motion was made by Councilmember Rodriguez to appoint Cross, Kieschnick & Company to do the City's audit in an amount not to exceed $12,500. The motion was seconded by Councilmember Carter. Motion carried.

THREE unexpected major electric projects were reviewed: Eddy Packing Company expansion-$17,000; Sweet Home Line Upgrade (installation of two regulators per Electric Study)-$7,000, and the YISD expansions at three locations-$22,650. Also discussed was the request by YISD to move the Y170 line from over the proposed school grounds at a cost of $35,329. YISD had been advised that the
moving of the Y170 would be at their cost. Councilmember Carter made the motion to approve the three special electric construction projects as presented. Councilmember Faulkner seconded the motion. Motion carried.

THE meeting was closed to the public in order for the Council to convene in Executive Session to perform the City Manager's evaluation. The meeting was later re-opened to the public with no action resulting from the Executive Session.

UNDER the City Manager's Report, Mr. Veselka advised that LCRA would host a Customer Meeting on June 29th at 4:00 P.M. at the Santa Fe Grill in Shiner to discuss the future generation role of LCRA; Mr. Veselka displayed the "Make A Difference Day" Plaque presented to the People of Yoakum by The Victoria Advocate for assistance given to the citizens of Cuero after the October 1998 flood and will be placed in the display case located in the foyer of City Hall; the 1999/2000 Budget Calendar was handed out to the Council, and the Council agreed that the City Manager should represent the City on the DeWitt Community Development Foundation, Inc. Advisory Board

THERE being no further business, the meeting closed.

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 E. Carter..................... Councilmember
Mrs. Curtis R. Jamison................. Councilmember
Anita R. Rodriguez..................... Councilmember
Tim Faulkner......................... Councilmember
A. J. Veselka......................... City Manager
Gladys M. Jiral ...................... City Clerk

ABSENT:  Charles Kvinta, Jr., City Attorney

MAYOR Harbus called the meeting to order followed by
Councilmember Carter with the Invocation. All attending recited
the Pledge of Allegiance.

MINUTES for the meeting of June 8, 1999 were approved as
presented on motion by Councilmember Rodriguez with a second by
Councilmember Carter. Motion carried.

ORDINANCE No. 1739 was adopted on second and final reading
granting a change in zoning from Residential (R-2) to Residential
(R-4) on property described as part of lots 3, 4, 5 and 6, Block 33
(NCB 1133) of the Leo Tucker Addition by motion of Councilmember
Carter with a second by Councilmember Faulkner. Motion carried.

REPRESENTATIVES from the Hearts and Hands for Yoakum Group
presented plans for downtown restoration and community wide clean
up. Brenda Thompson outlined plans: clean up (educate people and
courage people to take pride in their property); beautify
(locating pots/plants/benches on sidewalks, etc.); finance
(research for grants/fund raisers/donations and City/Chamber/
Economic Development Board contributions), and economic improve-
ments (encourage opening of a restaurant, etc.) The Council
expressed appreciation for the Group’s concerns and indicated
interest in working together. City Manager Veselka and staff will
help coordinate clean up efforts and work with the Group in any way
possible.

THE Council received recommendations from the Planning and
Zoning Commission for approval of zoning changes from Residential
(R-2) to Residential (R-4) at 207, 209 and 211 Tucker Street for
Kim Householder, Shirley Carby and Donald Winebaugh, and at 407
Armstrong St. for Stevie Herrera. Mayor Harbus opened the public
hearing to receive citizen comments. No comments were received.
The hearing was closed.

COUNCILMEMBER Rodriguez made the motion to adopt an ordinance
(recorded as No. 1740) on first reading granting a change in zoning
from Residential (R-2) to Residential (R-4) on property described
as Lots 4, 5, and 6, Block 1158 of the Tucker Addition (207, 209 and 211 Tucker St.). The motion was seconded by Councilmember Jamison and carried.

COUNCILMEMBER Jamison made the motion to adopt an ordinance (recorded as No. 1741) on first reading granting a change in zoning from Residential (R-2) to Residential (R-4) on property described as Lots 3 and 4, Block 1147 of the Tucker Addition (407 Armstrong St.). The motion was seconded by Councilmember Carter. Motion carried.

THE Yoakum Area Chamber of Commerce submitted a request to close part of Grand Avenue for Yoakum’s 112th Birthday Festival on July 24th. Councilmember Faulkner made the motion to approve the closing of the 200 block of Grand Avenue from Lott to Irvine Streets. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE Council authorized the replacement purchase of the Public Works/Utilities SCADA computer hardware and software equipment due to Y2K noncompliance on motion by Councilmember Jamison with a second by Councilmember Carter. Motion carried.

A petition from adjoining property owners for closure of an alley was considered. Councilmember Carter made the motion to adopt a resolution (recorded as No. 99-07) closing the fifteen feet alley located in Block 1279 of the Lander Addition with openings extending from Burt to O’Connor Streets and parallel to Edgar and Cammie Streets. The motion was seconded by Councilmember Rodriguez. Motion carried.

SUE Orgis, owner of Jet Aerospace Technologies, was present to discuss the proposed airport Fixed Base Operator Agreement. Her facilities are presently in Hallettsville and to operate as Yoakum’s FBO would allow for an expansion of her current operation. A motion was made by Councilmember Faulkner, seconded by Councilmember Carter, to approve the agreement as described and presented, and authorize the Mayor to enter into the FBO agreement with Jet Aerospace Technologies. The motion carried.

AN ordinance providing for the location of yield signs on Neiman Streets was considered. Councilmember Rodriguez made the motion to adopt the ordinance (recorded as No. 1742) on first reading providing for yield signs on Neiman Street at its intersection with Boyle Street. Councilmember Jamison seconded the motion. Motion carried.

ON motion by Councilmember Carter, the Council rescinded the previous appointment of Nyles Steinmann to the Community Center Board of Governors and appointed Norman Kaiser. The motion was seconded by Councilmember Jamison and carried.

THE following individuals were appointed to the Library Board on motion by Councilmember Faulkner: Brenda Thompson, Mrs. Joseph
Jarmon, Walter Frietsch, William O’Hare, Betty Borchers, Paula Raney and Alicia Elizondo. The motion was seconded by Councilmember Rodriguez. Motion carried.

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

COUNCILMEMBER Rodriguez made the motion to recommend Councilmember Tim Faulkner to serve as a member of the Board of Directors for DeWitt County for the Golden Crescent Regional Planning Commission. The motion was seconded by Councilmember Jamison. Motion carried.

A petition from the Yoakum Independent School District to close an alley was considered. Councilmember Carter made the motion to adopt a resolution (recorded as No. 99-08) closing the alley located in Block 1268 of the Clifton Addition and Blocks 1 and 2 of the Foot Addition with openings from Pulliam to Aurora (Simpson) Streets and parallel to Burt and Aubrey Streets. The motion was seconded by Councilmember Rodriguez. Motion carried.

PROPERTIES located at 309, 311 and 313 Cross St. had been placed for Sheriff’s sale due to delinquent taxes. No sale occurred at that time however law provides for submission of written bids to be submitted thereafter. A bid was submitted for the properties in the amount of $2,500. Councilmember Faulkner made the motion to accept the bid as submitted and authorized the Mayor to execute the appropriate documents. The motion was seconded by Councilmember Carter. Motion carried.

ON recommendation by the Housing Rehabilitation Board, the Council considered the following bids for award:

<table>
<thead>
<tr>
<th>PROPERTY</th>
<th>TURNER CONST.</th>
<th>HOPPER CONST.</th>
<th>AMERIWAY CONST.</th>
</tr>
</thead>
<tbody>
<tr>
<td>111 Arnold St.</td>
<td>$ 7,500</td>
<td>$ 5,247</td>
<td>$ 7,845</td>
</tr>
<tr>
<td>203 Davis</td>
<td>14,255</td>
<td>10,221</td>
<td>27,995</td>
</tr>
<tr>
<td>106 McCarty</td>
<td>14,930</td>
<td>16,907</td>
<td>18,220</td>
</tr>
</tbody>
</table>

COUNCILMEMBER Faulkner made the motion to award bids for the specified repairs to residences located at 111 Arnold for $5,247 and 203 Davis for $10,221 to Hopper Construction in Victoria, and 106 McCarty Street for $14,930 to Turner Construction of Houston. The motion was seconded by Councilmember Carter. Motion carried.

UNDER City Manager’s Report, Mr. Veselka advised we would be advertising for sale of used equipment and vehicles; provided copies of the memo from GCRPC for submission of names for the Regional Public Protection and Citizenship awards; wastewater discharge permit renewal and amendment regarding composting has been submitted; Airport Task Force held a meeting on July 15th to review the consultant’s findings on the Airport Action Plan; the
Economic Development Corporation Articles of Incorporation had been submitted to and approved by the Secretary of State; an organizational meeting of the Board of Directors will be scheduled in the near future, and the proposed budget work book was handed out to the Council for their review for the July 20th workshop. The Council indicated that since the Economic Development Articles had been approved by the State, the City Manager should proceed with the hiring of another economic development director. Mr. Len Jurena was present to offer his assistance to work as a liaison between interested buyers of the old hospital, the Hospital District and the City. The Mayor, City Manager Veselka and Mr. Jurena were to meet to discuss this possibility.

There being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
July 22, 1999
Council Room - 6:00 P.M.
Public Works Building

BUDGET WORKSHOP OF THE CITY COUNCIL

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

ABSENT: Charles Kvinta, Jr., City Attorney

MAYOR Harbus called the meeting to order to discuss and review
the proposed 1999 - 2000 City budget. City Manager Veselka and the
various Department Heads presented the proposed budget. Some
adjustments are to be made and additional information on the new
half cent sales tax is needed to finalize the proposed budget.
Updated budget information will be submitted to the Council later
for their consideration.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
July 29, 1999
Council Room - 5:45 P.M.
Public Works Building

SPECIAL COUNCIL MEETING

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

ABSENT:  Charles Kvinta, Jr., City Attorney

MAYOR Harbus called the meeting to order. A certification from Tax Assessor/Collector Raquel Gomez was received stating that the DeWitt County Chief Appraiser had submitted the 1999 certified appraisal roll. Councilmember Faulkner made the motion to approve the 1999 tax roll in the amount of $138,158,523.00 as certified. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE amount of debt service ($279,400) to be supported by the ad valorem tax levy and the amount to be supported by utility revenue for the Fiscal Year 1999-2000 for the payment of principal, interest and administrative fees on the 1995 General Obligation Bond issue debt was discussed. Councilmember Carter made the motion that $73,900 should be used to support the property tax and $205,500 to be used to support the Utility 1995 General Obligation Bond debt for a total of $279,400. The motion was seconded by Councilmember Rodriguez. Motion carried.

NO action was taken on the two items regarding the Housing Rehabilitation Grant amendment to the Guidelines and award of bids.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
August 10, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

ABSENT:  None

MAYOR Harbus called the meeting to order followed by
Councilmember Jamison with the Invocation. All attending recited
the Pledge of Allegiance.

MINUTES for the meetings of July 13th, 22nd and 29th, 1999
were approved as presented on motion by Councilmember Jamison with
a second by Councilmember Rodriguez. Motion carried.

ORDINANCE No. 1740 was adopted on second and final reading
granting a change in zoning from Residential (R-2) to Residential
(R-4) on property described as lots 4, 5 and 6, Block 1158 of the
Tucker Addition by motion of Councilmember Carter with a second by
Councilmember Rodriguez. Motion carried.

ORDINANCE No. 1741 was adopted on second and final reading
granting a change in zoning from Residential (R-2) to Residential
(R-4) on property described as Lots 3 and 4, Block 1147 of the
Tucker Addition by motion of Councilmember Rodriguez with a second by
Councilmember Jamison. Motion carried.

THE ordinance providing for location of yield Signs on Niemann
Street at its intersection with Boyle Street was passed on second
and final reading on motion by Councilmember Jamison. The motion
was seconded by Councilmember Carter and motion carried.

CHANGES in the proposed budget as discussed at the workshop
were presented. The proposed 1999-2000 budget totaled to
$9,646,180. Councilmember Faulkner made the motion to adopt the
budget by ordinance (recorded as No. 1743) on first reading as
presented and explained. The motion was seconded by Councilmember
Carter. Motion carried.
COUNCILMEMBER Faulkner made the motion to adopt the 1999 Tax Rate ordinance on first reading (recorded as No. 1744) providing $.045099 for maintenance and operation and $.053489 for payment of principal and interest on the City's debt for a total tax rate of $.098588 per one hundred dollar valuation. The motion carried upon a second by Councilmember Rodriguez.

AN increase in the Manual of Fees and Service Charges pertaining to the golf course green fees was presented and discussed. A motion was made by Councilmember Carter with a second by Councilmember Faulkner to adopt an ordinance on first reading (recorded as No. 1745) to provide for the increase in golf course green fees as presented.

NO action was taken by Council to nominate a candidate to the Texas Municipal League Group Benefits Risk Pool Board of Trustees for Region II.

RESOLUTION No. 99-09 amending Article IX (Finance) of the Golden Crescent Regional Planning Commission's By-Laws providing for dues or assessments to be paid annually by member governments was adopted on motion by Councilmember Jamison with a second by Councilmember Rodriguez. Motion carried.

THE following appointments were made to the Golden Crescent Regional Planning Commission's Advisory Committees on motion by Councilmember Carter with a second by Councilmember Faulkner:

Regional Health & Human Services
Lavaca County - Vivian Wright
DeWitt County - Shirley Blundell
Regional Emergency Communications
Lavaca County - David Ferry
DeWitt County - Ronald Leck & Yvonne Rodriguez
Regional Public Protection
DeWitt County - Ronald Leck & William Formolo
Regional Tourism & Economic Development
DeWitt County - A. J. Veselka
Regional Environmental Resources
DeWitt County - Calvin Cook & Gerard Novosad

REVISIONS and appropriations to the 1998-1999 adopted City budget were presented and reviewed. An ordinance (recorded as No. 1746) was adopted on first reading amending Fiscal Year 1998-1999 Budget Ordinance No. 1723 on motion by Councilmember Faulkner with a second by Councilmember Carter. Motion carried.

NO recommendations were received from the Community Center Board of Governors.

UNDER the City Manager's Report, Mr. Veselka advised that the electric line had been relocated on Aubrey Street at the YISD expansion location; the Council was invited to attend a Town Hall
meeting in Yorktown on August 17, 1999 pertaining to the two proposed dam sites within Dewitt and Gonzales Counties; have set all time high on electric usage three days in a row; water usage is increasing also, and due to the Housing Rehabilitation Grant Project changes and a request for financial assurance from TNRCC on the City's transfer station, a special Council meeting may need to be scheduled on August 30, 1999.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
August 30, 1999
Council Room - 5:45 P.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. Veselka ................. City Manager
Gladys M. Jiral ................. City Clerk

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

MAYOR Harbus called the meeting to order. Visitors present were qualified applicants for Yoakum's Housing Rehabilitation Grant Project, namely William Kunetka, Marilyn Lenzy and Alfreda Eldridge.

DISCUSSION was held on the Rehabilitation Advisory Board's recommended amendments to Yoakum's Guidelines. The amendments were: to delete allowing only five bids per session; delete criteria for number of contracts and percent completion per bidding session; amend any references to the Grant's maximum cost allowed per home to $20,000 instead of $15,000; amend any references to the average cost per home to $15,000 instead of $11,250, and amend any references of units to be rehabilitated to 15 instead of 20.

COUNCILMEMBER Jamison made the motion to accept the recommended amendments and adopt a resolution (recorded as No. 99-10) providing for amendment to the Texas Community Development Program Project Contract No. 717138. The motion was seconded by Councilmember Rodriguez. Motion carried.

THE Rehabilitation Advisory Board recommended award to the low bidders on the following bids on the TCDP Grant Project:

202 Cecilia St., $17,890 - Ameriway Constr., Spring, Tx.
108 Hope St., $16,895 - "
901 Boyle St., $18,900 - J. W. Turner Constr., Houston, Tx.
214 Dayly St., $9,800 - "
810 Simpson St., $19,590 - Hopper Constr., Vict., Tx.
513 Mathew St., $13,920 - "
604 Lavaca St., $14,830 - "
303 Hope St., $19,500 - "
512 Yoakum St., $14,150 - "

COUNCILMEMBER Faulkner made the motion to award the contracts as presented and stated. The motion was seconded by Councilmember Rodriguez. Motion carried.
AN extension of the TCDP contract with the State was discussed along with the Rehabilitation Board's recommendation of asking for a nine month extension. Councilmember Rodriguez made the motion, seconded by Councilmember Jamison, to apply to the State for the extension as recommended in order to allow for project completion. Motion carried.

THERE being no further business, the meeting closed.

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 E. Carter ..................Councilmember
          Anita R. Rodriguez ...............Councilmember
          Tim Faulkner .......................Councilmember
          Charles J. Kvinta, Jr. ...........City Attorney
          A. J. Veselka .......................City Manager
          Gladys M. Jiral ..................City Clerk

ABSENT:  Mrs. Curtis R. Jamison, Councilmember

MAYOR Harbus called the meeting to order followed by Councilmember Rodriguez with the Invocation. All attending recited the Pledge of Allegiance.

MINUTES from the meetings of August 10th and 30th, 1999 were approved as presented on motion by Councilmember Faulkner with a second by Councilmember Rodriguez. Motion carried.

A public hearing was opened by Mayor Harbus for the purpose of receiving citizen input on the 1999-2000 City Budget. No one was present however, City Manager Veselka advised that a request had been received from the Yoakum Heritage Museum for an additional $5,000 allocation in order to purchase computer equipment. He advised that the annual allocation of $7,800 is in the proposed budget. The Council requested Mr. Veselka to contact the Library Board and ask if they could possibly attend the next Council meeting to provide additional information on the extra funding request. With no other comments, the public hearing was closed.

THE proposed 1999-2000 Budget Ordinance was considered for second and final reading. Councilmember Rodriguez made the motion to adopt the 1999 - 2000 City Budget in the amount of $9,646,180 on second and final reading. The motion was seconded by Councilmember Faulkner. Motion carried.

THE 1999 proposed tax rate was considered. Councilmember Carter with a second by Councilmember Faulkner made the motion to adopt the 1999 Tax Rate at a total of $.098588 per $100 valuation on second and final reading. Motion carried.

ORDINANCE No. 1745 amending the golf course green fees was adopted on second and final reading as presented on motion by Councilmember Carter with a second by Councilmember Faulkner. Motion carried.

THE Council received recommendations from the Planning and Zoning Commission for approval of a zoning change from Residential (R-3) to Business (B-1) at 509 West Grand St. for James W. Foster,
and a Specific Use Permit for the Church Corporation of West Texas at 401 and 407 East Hugo St. for use as an institution of religious, educational or philanthropic nature. Mayor Harbus opened a public hearing to receive citizen comments. No one was present nor were any comments received. The hearing was closed.

COUNCILMEMBER Rodriguez made the motion to adopt an ordinance (recorded as No. 1747) on first reading granting a change in zoning from Residential (R-3) to Business (B-1) on property described as Lots 4, 5 and 6, Block 1033 of the Original Townsite Addition. The motion was seconded by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Faulkner made the motion to adopt an ordinance (recorded as No. 1748) on first reading granting a Specific Use Permit to the Church Corporation of West Texas on property described as part of Lot E, Block 1261 of the Simpson Addition and Lots A and B, Block 1261 of the Bishop-Meyer Addition. The motion was seconded by Councilmember Rodriguez. Motion carried.

VOTING for one candidate to the Texas Municipal League Group Benefits Risk Pool Board of Trustees for Region 11 was considered. Councilmember Carter made the motion to vote for Richard Browning of Edna. This motion failed for the lack of a second. Councilmember Faulkner made the motion to vote for Ramiro Rubio of Goliad. The motion was seconded by Councilmember Rodriguez and carried.

COUNCILMEMBER Carter made a motion, seconded by Councilmember Faulkner, to select the 100% LCRA Price Select Option for the year 2000 and authorized the Mayor to execute the appropriate documents. Motion carried.

THE ambulance and utility account receivables lists were reviewed. It was noted that if the charged off utility customers request future utility service, the delinquent bill will have to be paid before new service is provided. A motion was made by Councilmember Faulkner with a second by Councilmember Rodriguez to authorize the charge-off of the accounts listed in the amounts of $34,116.24 for ambulance use and $20,808.74 for utility services. Motion carried.

A resolution (recorded as No. 99-11) was adopted nominating Elwood Gaus for the DeWitt County Appraisal District’s Board of Directors on motion by Councilmember Faulkner with a second by Councilmember Carter. Motion carried.

CITY Manager Veselka presented information on the new Texas Department of Transportation’s Adopt-An-Airport Program. This is a voluntary project for civic clubs and chambers of commerce to assist in the maintenance and beautification of airports as well as helping to educate the general public as to what goes on at the community’s airport. The Yoakum Rotary Club is interested in participating. Councilmember Rodriguez made the motion to authorize participation in the TxDOT Adopt-An-Airport Program. The motion carried with a second by Councilmember Carter.
UNDER the City Manager's Report, Mr. Veselka reported that he would be attending a workshop in San Antonio on the implementation of H.B. 1777 which deals with the collection and receipt of funds for the use of public rights-of-way; the airport FBO is planning a fly-in on October 23rd; the Airport Action Plan Committee will be meeting on October 10th; the FBO is purchasing material for construction of T hangars, and the annual street seal coat project is scheduled to start on Monday, September 20th.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys J. Jirgl
City Clerk
REGULAR MEETING OF THE CITY COUNCIL

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

ABSENT: None

MAYOR Harbus called the meeting to order followed by Councilmember Faulkner with the Invocation. All attending recited the Pledge of Allegiance.

THE Mayor recognized Thomas Swails as a visitor with his request for the Council to grant him a variance to park and live in his motor home at 508 Maple St. while his home is being built. At present a recreational vehicle can not be utilized as a dwelling in a residential zoned area. The City Manager and City Attorney were asked to research the possibility of providing some type of temporary permit based on obtaining the construction building permit.

MINUTES from the meeting of September 14, 1999 were approved as presented on motion by Councilmember Faulkner with a second by Councilmember Carter. Motion carried.

REPRESENTATIVES from the Yoakum Heritage Museum were present to discuss their additional budget request for a one time funding of $5,000 for purchase of a computer system and internet access. The present computer system is too small to accommodate all current information. Some information is kept on separate diskettes. The motion was made by Councilmember Faulkner with a second by Councilmember Jamison to grant this additional $5,000 to the museum. Motion carried. Councilmember Faulkner remarked to the Council that as the Council's representative to the Museum Board, he has seen and is very pleased with the enthusiasm, support and dedication that the Board has demonstrated.

ORDINANCE No. 1747 was adopted on second and final reading by motion of Councilmember Carter with a second by Councilmember Faulkner, granting a change in zoning from Residential (R-3) to Business (B-1) on property described as Lots 4, 5 and 6, Block 1033 of the Original Townsite Addition for James W. Foster at 509 West Grand Ave. Motion carried.
ORDINANCE No. 1748 was adopted on second and final reading by motion of Councilmember Rodriguez with a second by Councilmember Jamison, granting a Specific Use Permit for property described as part of Lot E, Block 1261 of the Simpson Addition and Lots A and B, Block 1261 of the Bishop-Meyer Addition for the Church Corporation of West Texas at 401 and 407 East Hugo St. Motion carried.

EXHIBIT A of Ordinance No. 1746 was reviewed. The ordinance which amends the City's Fiscal Year Budget Ordinance No. 1723 was approved on second and final reading on motion by Councilmember Carter with a second by Councilmember Faulkner. Motion carried.

DISCUSSION was held on the nomination to the South Central Texas Regional Water Planning Group. Councilmember Faulkner made the motion to nominate Errol John Dietze as a voting member to the South Central Texas Regional Water Planning Group. The motion was seconded by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Jamison with a second by Councilmember Rodriguez made the motion to appoint Maggie Jahn and Wayne Rudolph to the Yoakum Oak Grove Cemetery Association Board of Directors for the 1999-2002 term. Motion carried.

MAYOR Harbus closed the public meeting to go into executive session for the performance evaluation of the City Manager. The meeting was later re-opened to the public. Councilmember Carter made a motion to increase the City Manager's yearly salary to $60,000. The motion was seconded by Councilmember Rodriguez. Motion carried. Councilmember Carter commended Mr. Veselka for the fine job he is doing and that the Council is proud of him.

UNDER the City Manager's Report, Mr. Veselka advised that the Housing Authority had been notified of funding for the Comprehensive Improvement Assistance Program in the amount of $147,534; the TML Trustee election had been held and our Region 11 Representative would be Richard Browning, Councilmember from Edna; the Texas Natural Resource Conservation Commission had notified the City of upcoming increases up to 40 or 50% in the cost of license, permits, etc., and the updated sheet of agencies utilizing the City's Annex Building on West Hugo was handed out by Mr. Veselka.

THERE being no further business, the meeting closed.

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

ATTEST:
Gladys M. Viral
City Clerk
October 19, 1999
Council Room - 7:00 P.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT:  Carroll Carter, Councilmember
         Mrs. Curtis Jamison, Councilmember

MAYOR Harbus called the meeting to order to consider an ordinance on first reading amending Chapter 5, Article I, Section 5-2 Amendments, which pertains to Section 104.1.2 Temporary Structures, of the Building Code.

THE ordinance was reviewed and discussed. Councilmember Faulkner made the motion to adopt the ordinance (recorded as No. 1749) on first reading amending Chapter 5, Article I, Section 5-2 Amendments, which pertains to Section 104.1.2 Temporary Structures of the Building Code. The motion was seconded by Councilmember Rodriguez. Motion carried.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
November 9, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

ABSENT: None

      MAYOR Harbus called the meeting to order followed by
Councilmember Carter with the Invocation. All attending recited
the Pledge of Allegiance.

      VISITORS recognized were Boy Scout Troop No. 228 along with
Telecommunications Operator Heather Hall, the City's newest
employee with the Police Department.

      THE October 12th and 19th Council meeting minutes were
approved on motion by Councilmember Faulkner with a second by
Councilmember Carter. Motion carried.

      ORDINANCE No. 1749, amending Chapter 5 Article I of the Code
of Ordinances, was adopted on second and final reading on motion by
Councilmember Rodriguez and seconded by Councilmember Carter.
Motion carried.

      A request was presented from Conrad and Lise Naegle, owners of
Campbell Bosworth Machinery Company located at Irvine and West May
Streets, to eliminate one parking space fronting their parking lot
and to move the parking space fronting their office towards the
intersection to provide for the needed driveway entrance clearance.
No objections were received from the adjoining property owners/
businesses. Councilmember Carter made the motion to eliminate one
parking space and relocate the one space in front of their office
as presented in their request. The motion was seconded by Council-
member Faulkner. Motion carried. It was noted that Circle Y
employees continue to utilize street parking instead of the parking
lot provided by Circle Y thus causing a lack of parking spaces.

      A resolution (recorded as No. 99-12) was adopted on motion by
Councilmember Rodriguez with a second by Councilmember Jamison,
casting the City's 135 votes for Elwood Gaus for the DeWitt County
Appraisal District's Board of Directors. Motion carried.
THE LCRA 2000 Price Select Program was discussed along with the disbursement of the Program’s wholesale power cost savings which is estimated to be $9,322. Councilmember Faulkner made the motion, seconded by Councilmember Carter, to select LCRA’s WP1 Option for the year 2000 and to continue to pass on the City’s savings to the electric customers. Motion carried.

ONLY one bid was received for the relocation of the Y-170 electric feeder circuit for the YISD expansion. Proline Construction from Edna, Texas submitted a bid in the amount of $21,031.79 for labor and equipment. Councilmember Carter made the motion to award the bid to Proline Construction based on the unit bid prices for the relocation of a section of the Y-170 line in accordance with the YISD purchase order. Councilmember Faulkner seconded the motion and motion carried.

THE Council received a recommendation resulting from the Community Center Board of Governors November 1, 1999 meeting to consider options and pursue purchase of property adjacent to the Center. The Council directed City Manager Veselka to investigate the possibilities of such a purchase.

UNDER the City Manager’s Report, Mr. Veselka advised that the Centennial Park Christmas Lighting Project had started with an estimated cost to the City of $8,600; the Electric Department personnel will be checking the Christmas lighting on the downtown buildings; provided a copy of the news release on the Economic Development Focus meetings scheduled for November 17th and 18th which invites citizen participation; November 11th is a City holiday with offices being closed that day; water line breaks continue due to dry weather conditions, and various Board meetings have been scheduled for the following week.

THERE being no further business, the meeting was closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
November 29, 1999
Council Room - 7:45 A.M.
Public Works Building

SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT: Mrs. Curtis R. Jamison, Councilmember
        Charles J. Kvinta, Jr., City Attorney

MAYOR Harbus called the meeting to order. The first item considered was to select the base amount option for calculating or determining compensation the City is to receive from all telecommunications providers for right-of-way use based on the number of access lines. After discussion with the Texas Municipal League legal counsel and based on their recommendation, staff recommended the City's selection of Option 1 - Use of state wide average rates to determine the City's base amount. The City currently receives $39,013 in franchise fees from Southwestern Bell Telephone Company. Councilmember Carter made the motion, seconded by Councilmember Faulkner, to select Option 1 State wide average rate. Motion carried.

SELECTION of the allocation of the City's total base amount over the three categories (residential, commercial and other) of access lines was discussed. On motion by Councilmember Carter with a second by Councilmember Rodriguez, Item b was selected on the allocation form which was:

Category 1 - not to exceed $1 per month per residential customer
Category 2 - 2.50%
Category 3 - 6%

Motion carried.

INFORMATION was presented and reported by City Manager Veselka that Southwestern Bell had submitted their Notice of Termination of its franchise agreement or ordinance governing use or occupancy of the public rights-of-way and compensation therefor.

THERE being no further business, the meeting closed.

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

Gladys M. Jiral, City Clerk
December 14, 1999
Council Room - 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

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

ABSENT:   None

MAYOR Harbus called the meeting to order followed by Councilmember Jamison with the Invocation. All attending recited the Pledge of Allegiance.

THE minutes from the meetings of November 9th and November 29, 1999 were adopted as presented on motion by Councilmember Jamison with a second by Councilmember Rodriguez. Motion carried.

THE Council received a recommendation from the Planning and Zoning Commission to approve the requested zoning change from Residential (R-3) to Business (B-1) for John Saenz Sanchez at 606 McCarty St. The Mayor opened the public hearing to receive citizen comments pertaining to this request. The Sanchez's were present however no other comments were received. The public hearing was closed.

COUNCILMEMBER Rodriguez made the motion to grant on first reading a change in zoning from Residential (R-3) to Business (B-1) the property described as Lot 1, Block 1031 of the Original Townsite Addition (606 McCarty St.). The motion was second by Councilmember Jamison. Motion carried.

FRANK Lovvorn, CPA with Cross, Kieschnick & Company, presented the completed September 30, 1999 City audit. The City received a favorable report.

BIDS were received for the purchase of two half-ton pickup trucks and one police package automobile for the Street and Police Departments in the following amounts:

Cooper Chev-Olds-Buick-Pontiac  No bid on automobile
Yoakum, Texas                   $15,496 per truck

Wendel Ford Motor Company       $20,900 automobile
Yoakum, Texas                   $15,225 per truck
One truck would be for the Street Department and the other would be for the Police Department along with the automobile. Councilmember Carter made the motion, with a second by Councilmember Faulkner, to award the budgeted purchase of the two half-ton pickups and police automobile to Wendel Ford Motor Company at their bid price of $15,225 per truck and $20,900 for the automobile. Motion carried.

SEVERAL bids were received for the budgeted purchase of one new 18 cubic yard (complete unit) refuse collection truck.

<table>
<thead>
<tr>
<th>BID NO.</th>
<th>BASE BID</th>
<th>ALTERNATE CART LIFTER W/ALTERNATE</th>
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<tr>
<td>Lone Star Truck Center Houston, Texas</td>
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<tr>
<td>#1</td>
<td>$71,040.00</td>
<td>$3,688.00</td>
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<td>Freightliner San Antonio, Texas</td>
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<td>Crosstown Sterling Corpus Christi, Tx.</td>
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<td>$3,688.00</td>
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<td>#2</td>
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<td>Wendel Motor Company Yoakum, Texas</td>
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<td></td>
<td>$74,683.59</td>
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<td>Hoffer Truck Company Hallettsville, Texas</td>
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<td>$79,593.98</td>
<td>$3,380.42</td>
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A motion was made by Councilmember Rodriguez with a second by Councilmember Jamison to award the purchase of one 18 cubic yard refuse collection truck to Lone Star Truck Center in the amount of $74,728.00 with the alternate cart lifter. Motion carried.

BIDS were received for the repair of the residence located at 204 Cecilia St. through the City’s Housing Rehabilitation Grant with the Texas Department of Housing and Community Affairs.

Tom Hopper Construction Company Victoria, Texas $18,600

Ameriway Construction Company Spring, Texas $9,775

A motion was made by Councilmember Faulkner to award the bid for the repair work at 204 Cecilia St. to Ameriway Construction Company of Spring, Texas in the amount of $9,775.00. The motion was second by Councilmember Carter. Motion carried.

THE Housing Rehabilitation Advisory Board met on November 15, 1999 and reviewed the grant to date. All of the 21 prioritized
applicant locations had been either repaired; in the process of being repaired; withdrew because of not being able to meet the requirements; exceeds the funding limits or, are deceased. There is not enough time to start the entire grant process all over again and have other house(s) repaired before the April 2, 2000 deadline. There remains approximately $23,000 in grant funds. The City’s contract with the State requires 15 locations to be rehabilitated. Only 14 will be rehabilitated. TDHCA representatives advised our Grant Administrator, Melissa Larson, that funding could be directed elsewhere and to present the information to Yoakum’s Advisory Board for their recommendation to the Council. The Board’s recommendation is to return the remaining funds to the State. Councilmember Faulkner made the motion to approve and follow the Housing Rehabilitation Advisory Board’s recommendation to not utilize the remaining TDHCA funds. The motion was second by Councilmember Rodriguez. Motion carried.

UNDER the City Manager’s Report, Mr. Veselka advised that the Brush and Lumber Grinding Project bid had been awarded to Austin Wood Recycling in the amount of $14,026.80. The project has begun and will be completed shortly. The City’s Y2K Readiness memo was distributed to the Council and stated that the City was in compliance. Parking on Davis Avenue was reviewed because of the street being narrow. Based on a review by the Chief of Police, the recommendation was made by City Manager Veselka to continue with on-street parking as currently permitted. Mr. Veselka advised that LCRA would be collecting a new assessment fee for the operation of the Electric Reliability Council of Texas (ERCOT). He also advised that the economic development director position had not been filled but that some interviews had been held.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk