January 9, 2001
Council Room – 7:00 P.M.
Public Works Bldg.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:  M. W. Harbus, Jr.  ........................................Mayor
          Anita R. Rodriguez ........................................Councilmember
          Tim Faulkner .....................................................Councilmember
          Elorine Sitka ..................................................Councilmember
          Don E. Bowe ..................................................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.

COUNCILMEMBER Rodriguez made the motion to adopt the minutes from the
meeting of December 12, 2000 as presented. The motion was second by Councilmember
Sitka. Motion carried.

CITY Policy No. 43 providing for On-Call Duty Compensation was revised and
presented for consideration. The changes affected only the Public Works/Utilities
employees in order to provide for a fair and competitive rate. Councilmember Sitka made
the motion to adopt Policy No. 44 as presented. The motion was second by
Councilmember Faulkner. Motion carried.

UNDER new business, the City’s auditor, Frank Lovvorn from Gonzalez Kieschnick,
CPA, presented the Audit Report for Fiscal Year Ending September 30, 2000 and
commented that the City is in good financial condition. A motion was made by
Councilmember Sitka with a second by Councilmember Faulkner to accept the Audit
Report as presented. Motion carried.

The Council received a recommendation from the Planning and Zoning Commission
to approve the requested zoning change from Residential (R-1) to Commercial (C-1) for
William and Diane Lee at 503 Edgar Street. The Mayor opened the public hearing to
receive citizen comments. With no comments being received and no one in attendance
pertaining to this request, the public hearing was closed.

A motion was made by Councilmember Faulkner with a second by Councilmember
Rodriguez to approve on first reading an ordinance (recorded as No. 1769) granting the
zoning change from Residential (R-1) to Commercial (C-1) for property described as part of
Lot A, Block 1274 of the Simpson Addition specifically 503 Edgar St. Motion carried.

A letter was received from Commander Dan Dvorak with Yoakum's V.F.W. Post 2456 wishing to donate a World War II cannon to the City. The cannon, currently stored at the City's Transfer Station, is in need of wheels/tires before placement could be made. Citizen interest in the placement of the cannon on the small island located at the corner of Lott and West Streets was discussed. Safety issues and visibility concerns are to be considered. A motion was made by Councilmember Sitka to accept ownership of the cannon from the V.F.W. and to display it at an appropriate location. The motion was second by Councilmember Bowe. Motion carried.

UPON review and recommendation from the Chief of Police and City Manager, the Council adopted an ordinance on first reading (recorded as No. 1770) providing for the location of a stop sign on Henrietta Street at its intersection with Crisswell Street. The ordinance was adopted on motion by Councilmember Bowe with a second by Councilmember Faulkner. Motion carried.

ONE bid was received from Wendel Motor Company in the amount of $18, 115 for the purchase of one new ¾ ton cab and chassis for the Wastewater Department as budgeted. Chevrolet Company representatives advised that they were unable to bid due to computer problems. The 1982 Ford F-250 would serve as a trade in. Councilmember Rodriguez made the motion to award the bid to Wendel Motor Company in the amount of $18, 115.00. The motion was second by Councilmember Bowe. Motion carried.

BIDS for the relocation of a 12" sewer main crossing the Yoakum Independent School District property as well as under a private residence and carport on Poth Street were received as follows:

<table>
<thead>
<tr>
<th>CONTRACTOR</th>
<th>PROPOSAL I</th>
<th>PROPOSAL II</th>
<th>PROPOSAL III</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ruschhaupt Plumbing</td>
<td>$ 22,537</td>
<td>$ 140,367</td>
<td>$ 140,365</td>
</tr>
<tr>
<td>Cuero, Texas</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mercer Construction</td>
<td>$ 19,910</td>
<td>$ 152,113</td>
<td>$ 157,237</td>
</tr>
<tr>
<td>Edna, Texas</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Supak Construction</td>
<td>$ 17,795</td>
<td>$ 136,797</td>
<td>$ 136,652</td>
</tr>
<tr>
<td>Orchard, Texas</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

DUE to the ongoing YISD facility construction project and its timeline, Proposal I must be completed by February 15, 2001. Proposal II and III covers the Poth Street relocation and the difference between boring under the street in front of high school in lieu of an open trench. It was anticipated that boring would be more expensive however, the bids reflect the cost to be lower (Proposal III). Based on staff and engineer recommendations, Councilmember Sitka with a second by Councilmember Faulkner made the motion to award the bid proposals to Supak Construction in the amount of $17, 795 for
Proposal I and $136,652 for Proposal III. Motion carried.

AN upgrade of the City’s AutoCAD computer software was necessary to be able to communicate with water, sewer and electric consultants as well as to develop maps for the Electric Service Area Project. After installation of the upgrade, the plotter/printer currently owned by the City would not operate with the upgraded software. A plotter/printer can be purchased for $6,200 using the government discount. With a budget amendment, funds remaining from the front-end loader purchase which could be utilized for this purchase. Councilmember Rodriguez made the motion to authorize the purchase of the replacement plotter/printer for use with the AutoCAD software upgrade. The motion was second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Faulkner made the motion to authorize the City Manager to execute the required registrations, applications and agreements with ERCOT and LCRA as required by the ERCOT Protocols associated with non-opt in entities and for LCRA to represent the City for deregulation purposes. The motion was second by Councilmember Bowe. Motion carried.

UNDER the City Manager’s Report, Mr. Veselka reminded Council of the TxDOT Information Sharing Meeting scheduled for January 25th at the District 13 Office wherein issues of mutual interests to cities in our area would be discussed. The Yoakum Housing Authority made their payment in lieu of taxes to the City in the amount of $471.60. While down from last year the payment is based on a rental income formula set up by H.U.D. The Yoakum Garden Gate Club was acknowledged for their landscaping contribution at the Hub City RV Park. Mr. Veselka also reported that the 2000 Blue Santa Program was again a huge success with 356 children from 148 families receiving gifts along with 10 elderly families received gift cards.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:  M. W. Harbus, Jr. .................................  Mayor
          Anita R. Rodriguez...............................  Councilmember
          Tim Faulkner ......................................  Councilmember
          Elorine Sitka......................................  Councilmember
          Don E. Bowe........................................  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 and opened to the public. The Mayor announced that the Council would go into Executive Session to consult with the City Attorney regarding the settlement offer in Cause No. C-4558-95-G-2, Cities of Mercedes and Weslaco and other Class Action Cities vs. Rio Grande Valley Gas Company, Southern Union Company, d/b/a Southern Union Gas Company (V.T.C.A., Gov. Code, Section 551.071).

THE Council later reconvened into open session. Councilmember Faulkner made the motion that the City of Yoakum express an objection of the proposed class action settlement concerning the class action suit of the cities versus Rio Grande Valley Gas Company, Southern Union Company, d/b/a Southern Union Gas Company and that objection be mailed to the Court. The motion was second by Councilmember Bowe. 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
Anita R. Rodriguez................................................ Councilmember
Tim Faulkner .......................................................Councilmember
Elorine Sitka........................................................Councilmember
Don E. Bowe ........................................................ Councilmember
Charles J. Kventa, 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 Bowe with the Invocation. All attending recited the Pledge of Allegiance.

COUNCILMEMBER Faulkner made the motion to adopt the minutes from the meetings of January 9th and 29th, 2001 as presented. The motion was second by Councilmember Rodriguez. Motion carried.

ORDINANCE No. 1769, granting a zoning change at 503 Edgar Street was adopted on second and final reading, on motion by Councilmember Rodriguez with a second by Councilmember Sitka. Motion carried.

ORDINANCE No. 1770, providing for a stop sign on Henrietta at its intersection with Crisswell Street was adopted on second and final reading, on motion by Councilmember Sitka with a second by Councilmember Bowe. Motion carried.

UNDER new business, a recommendation was received from the Community Center Board of Governors pertaining to the Community Center Charges and Fees as applicable to the Saturday rental of the Community Center. Currently the Saturday rentals are only for the entire hall. After discussion, Councilmember Sitka made the motion that an ordinance (recorded as No. 1771) be adopted on first reading amending Ordinance No. 1759 as it pertains to the City of Yoakum's Manual of Fees and Service Charges, General Section, Item II, Community Center Charges and Fees, Saturday rental of the Community Center to provide that the Saturday hall rental may be split if the contract is within 45 days of the booked event. The motion was second by Councilmember Rodriguez. Motion carried.

BIDS for the Edgar Street Electric System Improvement Project were received on February 8, 2001 at 11:00 A.M. Bids were received from Texas Utility Construction, Inc.
from Sherman, Texas in the amount of $17,000 and from Proline Specialties, Inc. from Edna, Texas. Based on staff recommendation, Councilmember Bowe with a second by Councilmember Faulkner awarded the bid to Texas Utility Construction, Inc. in the amount of $17,000. Motion carried.

REAFFIRMING the City’s eligibility to participate in offering tax abatements was discussed. A resolution (recorded as No. 2001-01) was adopted on motion by Councilmember Sitka with a second by Councilmember Rodriguez reaffirming the City’s eligibility to participate in offering tax abatements as authorized under the Property Redevelopment and Tax Abatement Act and that the Guidelines and Criteria adopted by Resolution No. 97-02 in 1997 be renewed for another two year period. Motion carried.

A recommendation from City Manager Veselka was received by the Council to terminate Jet Aerospace Technologies’ Fixed Base Operator Airport Contract Agreement effective March 6, 2001. The recommendation was based on the FBO not fulfilling the contract requirements. A presence is not being made at the airport in addition to no one being available to assist in fueling of planes. The agreement became effective in July 1999. After discussion, a motion was made by Councilmember Faulkner with a second by Councilmember Rodriguez that this item be tabled until the March 13th Council meeting to provide time for Councilmembers to meet with Jet Aerospace owners. Councilmember Bowe opposed the motion. Motion carried.

SINCE the FBO agreement was tabled, no action was taken on the item to consider purchase of the airport fueling system from Jet Aerospace.

THE renaming of Park Road, located in the Yoakum Municipal Park, was considered. Park Road branches off in two directions and with a recent accident on the road an exact location of the accident was hard to determine. The staff recommendation was to name the roads North Park Road and South Park Road. Councilmember Bowe made the motion to rename Park Road as presented: North Park Road starting at the end of Davis Avenue and continuing to North South Street. South Park Road starting at its intersection with North Park Road and continuing to Southwell Street. The motion was second by Councilmember Faulkner. Motion carried.

A resolution (recorded as No. 2001-02), establishing procedures for the 2001 General Election, was adopted on motion by Councilmember Faulkner with a second by Councilmember Bowe. Motion carried.

A resolution (recorded as No. 2001-03) was adopted on motion by Councilmember Sitka, which provided for the appointment of election judges and clerks, rate of pay and designation of the Early Voting Ballot Board. The motion was second by Councilmember Rodriguez. Motion carried.

UNDER the City Manager’s Report, Mr. Veselka advised that the bid to purchase a new 2001 pickup truck, as budgeted for the Parks Department, was awarded to Cooper Chev. Olds. Buick Pontiac in the amount of $12,100. The second bid was from Wendel
Motor Company in the amount of $12,275. The bid amount was below the $15,000 purchasing policy amount allowing the City Manager to award the bid. The Yoakum Volunteer Fire Department submitted a Community Development Grant application to the Lower Colorado River Authority for purchase of swift water equipment. The grant amount would be matched by the Volunteer Fire Department. Mr. Veselka advised that Supak Construction had completed the sewer line replacement project across the YISD property and would begin working on the Poth Street project during Spring Break. All the ERCOT and LCRA filings pertaining to electric deregulation were submitted on January 31st as required and are being reviewed for completeness and qualification. Bids were received on the Huck Street Electric Improvement System from Texas Electric Construction, Inc. in the amount of $10,000 and from Proline Specialty in the amount of $9,000. It would have been 90 days before Proline was able to start the project. Texas Electric could start within 7 days. When Proline was contacted about being the low bidder and to see if their start date could be earlier, Proline suggested that the bid be awarded to Texas Electric since Proline could not do the project any earlier. The work needs to be done before warmer weather sets and electricity usage increases.

THERE no further business, the meeting closed.

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

ATTEST:
Gladys M. Jiral
City Clerk
March 13, 2001
Council Room – 7:00 P.M.
Public Works Bldg.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ................................................. Mayor
Anita R. Rodriguez ............................................................... Councilmember
Tim Faulkner ................................................................. Councilmember
Elorine Sitka ................................................................. Councilmember
Don E. Bowe ................................................................. 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 Sitka with the Invocation. All attending recited the Pledge of Allegiance.

UNDER Visitors/Recognitions, two college government students were welcomed, namely Tiffany Ley and Julie Kuecker. Also welcomed was Michelle Smith who had visited with the City Inspector and understood that there were only certain areas of the city that she could locate her single-wide manufactured home. She was not interested in those areas designated for Residential R-4. She couldn’t seem to understand why Yoakum wanted to be so restrictive in manufactured home locations. She was advised that Yoakum did have a Zoning Ordinance and procedures for a zoning change would need to be followed. Mayor Harbus thanked her for coming and encouraged her to contact City Hall if she had any other questions.

TOMMY Barre also announced that the Community Development Task Force in conjunction with the Dr. John Rodiek and the students from Texas A&M had placed the downtown conceptual drawings for review in the conference room at the Welhausen Library. He encouraged all to make a point to review the drawings and give comments.

COUNCILMEMBER Sitka made the motion to adopt the minutes from the meeting of February 13, 2001 as presented. The motion was second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Faulkner made the motion to adopt Ordinance No. 1771 on second and final reading amending Ordinance No. 1759 as it pertains to the Manual of Fees and Service Charges, Community Center Rental so that the Saturday hall rental may be split if the contract is within 45 days of the booked event. The motion was second by Councilmember Rodriguez. Motion carried.
THE termination of Jet Aerospace Technologies Fixed Base Operator Airport Contract Agreement was discussed. Councilmember Faulkner and Rodriguez visited with the owner Sue Orgis, who gave no indication nor made comments to the effect that she was interested in working out an agreement. The motion was made by Councilmember Sitka with a second by Councilmember Faulkner to terminate the Jet Aerospace Technologies Fixed Base Operator Airport Contract Agreement effective April 13, 2001. Motion carried.

PURCHASE of the airport fueling system from Jet Aerospace Technologies was discussed. The fuel tanks, pumps, hose reel, and chain link fence were appraised. There is approximately 500 gallons of fuel remaining in the tanks. The appraised value is approximately $3,500 to $4,000. The Phillips 66 sign is owned by Phillips 66. There may be some cost associated with the installation of the sign but Tom Chilek, Director of Community Services, was unable to determine that cost, if any. Councilmember Faulkner made the motion to offer $4,000 to Jet Aerospace to purchase the airport fueling system to include the remaining fuel. The motion was second by Councilmember Bowe. Motion carried.

A committee report on the construction of barbeque pits/kitchen facility to be located at the corner of Lowrance and Culpepper Streets was received. The proposed 1,925 square feet building design was reviewed along with approximate cost figures. The estimated cost for construction and equipment is between $74,000 and $76,000. Hopefully bids will come in below that amount. The motion was made by Councilmember Sitka with a second by Councilmember Rodriguez to move forward to construct the facility and authorize the development of plans and specifications for bid purposes. Motion carried.

THE Planning and Zoning Commission reviewed and submitted the proposed Hoffman Addition located between East Hochheim, Pincham and Josephine Streets to the City Council for review and approval. The preliminary plat was reviewed by the City Manager and staff with recommended changes being made. Applicable planning and zoning issues including setbacks, drainage, lot sizes, land use, utilities and access were discussed by the Planning and Zoning Commission. Representatives for the Hoffman's, Tommy Barre and Joyce Jacobs, were present for this request. After discussion, a motion was made by Councilmember Faulkner with a second by Councilmember Bowe to approve and adopt the preliminary and final plat as presented. Motion carried.

A resolution (recorded as No. 2001-04) was adopted on motion by Councilmember Rodriguez with a second by Councilmember Faulkner, approving the submission of a $10,000 application grant for Equipment Only to the Office of the Governor, Criminal Justice Division with the Local Law Enforcement Block Grant. Motion carried. If received, the grant would purchase four light bars, a deck for the Department’s phone lines and two tactical suits for drug raids.

A resolution (recorded as No. 2001-05) designating certain categories of information as competitive matters for the purpose of Section 552.131 of the Texas Government Code, which provides for exception to disclosure of public power utility competitive matters was
adopted on motion by Councilmember Sitka with a second by Councilmember Bowe. Motion carried.

ROSEMARY Blank’s name was nominated to the Golden Crescent Regional Planning Commission for membership to the Rural Transportation Advisory Committee on motion by Councilmember Sitka with a second by Councilmember Faulkner. Motion carried.

THE Mayor declared and Executive Session to deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551.072) and to consult with the City Attorney regarding a settlement offer from litigation in Cause No. C-4558-95-G(2) in cities of Weslaco, on behalf of themselves and other similarly situated entities, vs. Rio Grande Valley Gas Company and Southern Union Company, dba Southern Union Gas Company in the 370th Judicial District Court of Hidalgo County, Texas (V.T.C.A., Gov. Code, Sec. 551.071). The meeting was later re-opened to the public. Councilmember Faulkner made the motion to continue the negotiations on the real property. The motion was second by Councilmember Sitka. Motion carried. Councilmember Faulkner made the motion to decline the settlement offer in the matter of Southern Union Company in District Court in Hidalgo County. The motion was second by Councilmember Bowe. Motion carried.

UNDER other business, the Mayor and Council directed the City Manager and Attorney to look into City personnel policy provisions relative to seeking elective office.

CITY Manager Veselka advised that bids had been received and awarded on the annual oil and rock materials. Eight different materials were bid out with seven vendors responding. Bids for routine maintenance to Park Well No. 4 were received with Friedel Drilling being the low bidder. Mr. Veselka advised that a meeting had been set for next week with representatives from the CenTex Development Corporation to investigate the use of the old hospital building, located on Hubbard St., for housing purposes.

THERE no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
April 10, 2001
Council Room – 7:00 P.M.
Public Works Bldg.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ........................................Mayor
Anita R. Rodriguez...........................................Councilmember
Tim Faulkner ..................................................Councilmember
Elorine Sitka.................................................Councilmember
Don E. Bowe..................................................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 Rodriguez with the Invocation. All attending recited the Pledge of Allegiance. Councilmember Faulkner made the motion to adopt the minutes from the meeting of March 13, 2001 as presented. The motion was second by Councilmember Sitka. Motion carried.

SUE Orgis, owner of Jet Aerospace Technologies, Inc., addressed the Council pertaining to the airport lease termination and requested a sixty day extension on vacation of the airport facilities. The facilities were to be vacated by Friday, April 13, 2001. After discussion, Councilmember Rodriguez made the motion to extend the deadline to Monday, April 30, 2001. The motion was second by Councilmember Sitka. CouncilmemberBowen opposed. Motion carried.

A report was received on the construction of the barbeque pits/kitchen facilities to be located at the corner of Lowrance and Culpepper Street. On motion by Councilmember Sitka with a second by Councilmember Rodriguez, the City Manager was authorized to execute a contract with Maverick Engineering, Inc. for engineering, design and drafting services on this facility. Motion carried.

DISCUSSION was held on personnel policy provisions relative to seeking elective office. The Council directed the City Manager and City Attorney to draft suggested policies for employees running for paid political positions while still employed.

UNDER new business, Councilmember Faulkner made the motion to approve a pole rental agreement with Tandy Brands Accessaries for use of certain City electric utility poles to attach their aerial fiber optic lines and other appurtenant and incidental facilities. The motion was second by Councilmember Bowe. Motion carried.

THE 2001 Street Improvement Project recommendation was reviewed.
Approximately 5.8 miles of streets will be rehabilitated for an estimated cost of $125,000. Bids are to be received on Thursday, May 3rd. Councilmember Rodriguez made the motion to approve the 2001 Street Improvement Project as proposed. The motion was second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Sitka motioned to authorize the sale of surplus City vehicles with the intent to advertise for bids. The motion was second by Councilmember Bowe. Motion carried.

BIDS, as listed below, were received on April 5, 2001 for the purchase of one new solid waste transfer trailer:

<table>
<thead>
<tr>
<th></th>
<th>Base Bid</th>
<th>Trade In</th>
<th>Final Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wilkins Industries, Morris, Minn.</td>
<td>$47,000</td>
<td>$9,000</td>
<td>$38,000</td>
</tr>
<tr>
<td>W&amp;B Service Co., Dallas, Texas</td>
<td>47,268</td>
<td>9,400</td>
<td>37,868</td>
</tr>
</tbody>
</table>

Based on staff review and recommendation, Councilmember Bowe, with a second by Councilmember Rodriguez, made the motion to award the purchase of the new solid waste transfer trailer to W&B Service Company in the amount of $37,868. Motion carried.

COUNCILMEMBERS Sitka and Bowe, and City Manager Veselka, were appointed to the City/School Summer Recreation Board on motion by Councilmember Rodriguez with a second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Rodriguez made the motion to appoint the firm of Harrison, Waldrop & Uherek, L.L.P. to perform the City's audit for fiscal year ending September 20, 2001 and authorized the City Manager to execute the proposal. The motion was second by Councilmember Bowe. Motion carried.

A resolution (recorded as No. 2001-06) adopted on motion by Councilmember Faulkner with a second by Councilmember Rodriguez, canceled the May 5, 2001 General Election and declared the unopposed candidates, namely M. W. Harbus, Jr., Don E. Bowe and Annie Rodriguez, elected to office. Motion carried.

PAULA Houston and Jack Turner were appointed to the Yoakum Housing Authority Board on motion by Councilmember Sitka with a second by Councilmember Rodriguez. Motion carried.

At the request of neighborhood residents and due to traffic incidents, a traffic control study was conducted by the Police Chief, Director of Public Works and Street/Solid Waste Superintendent, for areas bounded by West Street, Wimberly Street, Tozik Street and 77A Business. A recommendation was developed and ordinance presented to the Council for consideration. On motion by Councilmember Bowe with a second by Councilmember Rodriguez, an ordinance (recorded as No. 1772) was adopted on first reading providing for location of certain traffic control devices in areas bounded by West Street, Wimberly Street, Tozik Street and 77A Business, and rescinding Ordinances No.
1742 and No. 1758, which provided for placement of yield signs at specific locations within this area to be replaced by stop signs. Motion carried.

THE Mayor announced that an Executive Session would be held for the following purposes: deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551.072) and discuss electric utility-related matter (exception as provided by Section 552.131 of the Texas Government Code). The meeting was later re-opened to the public.

COUNCILMEMBER Sitka made the motion to authorize the City Manager to negotiate a contract of sale for the purchase of real property and to contract with TRC for studies on the real property. The motion was second by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Rodriguez made the motion to authorize the City Manager to enter into an engineering services agreement with McCord Engineering. The motion was second by Councilmember Bowe. Motion carried.

UNDER the City Manager’s Report, Mr Veselka advised that the Yoakum Community Hospital would be conducting their annual Health Fair on April 11th from 9:30 AM to 3:30 PM and that City public safety service departments would be represented. The Park Well No. 4 repairs are still ongoing with completion anticipated in two to three weeks. The Poth Street Sewer Project should be completed this week. The Huth Hospital facility is being evaluated by Cen-Tex for their possible use.

THERE no further business, the meeting closed.

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

ATTEST:
Gladys M. Jifal
City Clerk
April 16, 2001  
Council Room – 7:45 A.M.  
Public Works Bldg.

SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:  M. W. Harbus, Jr. ........................................Mayor  
                      Anita R. Rodriguez..............................Councillmember  
                      Tim Faulkner .......................................Councillmember  
                      Elorine Sitka........................................Councillmember  
                      Don E. Bowe............................................Councillmember  
                      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. The first order of business was the  
consideration of an ordinance on emergency reading closing two unused utility easements  
located on Torel, Inc. property on North South Street. The need to clear the status of the  
easements due to sale of the property and provide for the construction of the proposed  
improvements constituted the need for passage of the ordinance on an emergency basis. One of the easements, beneath the existing buildings has no utilities in it and the other with a water line in it, fronting on North South Street, had been previously abandoned.

COUNCILMEMBER Sitka made the motion to adopt an ordinance (recorded as No. 1773) on emergency reading closing two unused utility easements located on a 14.63 acre tract and authorize the City Manager to execute the quitclaim deed to Torel, Inc. conveying the abandoned part of the easements. The motion was second by Councillmember Rodriguez. Motion carried.

CEN-TEX/Grand Central Texas Development Corporation, not-for-profit  
corporations with expertise in affordable housing, real estate development and assisted  
living is interested in partnering with the Yoakum community and to conduct a due  
diligence on the potential of the Huth Memorial Hospital for an assisted living facility. On  
motion by Councillmember Faulkner with a second by Councillmember Bowe, a resolution  
(recorded as No. 2001-07) was adopted endorsing the efforts of the Cen-Tex/Grand  
Central Texas Development Corporation to convert the under-utilized Huth Memorial  
Hospital to an assisted living facility for senior residents in need of assisted living care. 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
          Anita R. Rodriguez.............................. Councilmember
          Tim Faulkner ...................................... Councilmember
          Elorine Sitka ....................................... Councilmember
          Don E. Bowe ......................................... 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. Certificates of Election from the May 5, 2001 election were presented to M. W. Harbus, Jr., Anita Rodriguez, and Don Bowe. City Clerk administered the Oath of Office to the newly elected Councilmembers.

A motion was made by Councilmember Rodriguez to elect M. W. Harbus, Jr. as Mayor. The motion was second by Councilmember Faulkner. Motion carried. Councilmember Bowe made the motion to elect Anita Rodriguez as Mayor Pro-Tem. The motion was second by Councilmember Sitka. Motion carried.

Councilmember Sitka made the motion to adopt the minutes from the meetings of April 10th and April 16th, 2001 as presented. The motion was second by Councilmember Faulkner. Motion carried.

ORDINANCE No. 1772 was adopted on second and final reading on motion by Councilmember Sitka with a second by Councilmember Rodriguez. The ordinance provides for location of certain traffic control devices in areas bounded by West Street, Wimberly Street, Tozik Street and 77A Business, and rescinds Ordinances No. 1742 and No. 1758 which provided for placement of yield signs at specific locations within this area to be replaced by stop signs. Motion carried.

DISCUSSION of City personnel policy provisions relative to seeking elective office was held. Councilmember Sitka recommended and the Council agreed to table this item for another month to allow time for more consideration.

APPOINTMENT of a Historic District Task Force was moved on the agenda to be discussed at this time. City Manager Veselka advised that the City Attorney and staff were
reviewing the proposed Historic District Ordinance as submitted. There are questions and concerns about the process and procedures to be followed so that there are no conflicts between the ordinances. Christine Brown and Cheryl Matushek presented the following names as suggested members of the task force or board: Emily Drozd, Cheryl Matushek, Gaylan May, Christine Brown, Shirley Blundell, Melvin Hairrell and Tommy Barre. The names presented will be taken into consideration by the Council for possible appointment.

The Council received a recommendation from the Planning and Zoning Commission to approve the requested zoning change from Residential (R-3) to Residential (R-4) for Monica Galindo at 201 Concrete Street. The Mayor opened the public hearing to receive citizen comments. No comments were received so the hearing was closed by the Mayor.

A motion was made by Councilmember Rodriguez with a second by Councilmember Faulkner to approve on first reading an ordinance (recorded as No. 1774) granting the zoning change from Residential (R-3) to Residential (R-4) for property described as Lot 1, Block 1060 of the Original Townsite Addition owned by Monica Galindo. Motion carried.

THE Council received the following recommendations from the Yoakum Economic Development Corporation Board: (1) approval of the Texas A&M Revitalization Study; (2) approval for the Board to use 4B sales tax funds to hire a consultant to “cost” Phase I and utilities adjustments and installations required by the A&M Study; (3) Consider contracting/ hiring a consultant to help prepare the City’s TEA-21 grant application, and (4) approval of the Main Street Re-Certification application.

THE Council considered approval and adoption of the Texas A&M University, College of Architecture, Yoakum Linear Park Masterplan and Downtown Renovations Master Plan, identified as the Urban Masterplan. Councilmember Rodriguez with a second by Councilmember Faulkner made the motion to approve the Texas A&M study as presented. Motion carried.

COUNCIL considered approval of the Economic Development Corporation’s budget to use 4B sales tax funds to hire a consultant to “cost” Phase I and utilities adjustments/ installations required by the Urban Masterplan. City Manager recommended utilizing the City’s engineer (Hunter Associates) for costing of the utilities and the local engineer (Maverick Engineering) for the additional required costing. Councilmember Sitka made the motion to approve the Economic Development Corporation’s budget to use 4B sales tax funds to hire consultants to cost Phase I of the Urban Masterplan and authorize the City Manager to contract for these services. The motion was second by Councilmember Bowe. Motion carried.

THE Council considered approval of the Economic Development Corporation’s budget to use 4B sales tax funds to fund a contract with Langford Community Management Services to develop a TEA-21 Grant application for the Urban Masterplan and authorize the City Manager to execute the contract. Councilmember Rodriguez made the motion to approve the budget and hire Langford Community Management Services at a cost of $750.
The motion was second by Councilmember Faulkner. Motion carried.

CITY Manager Veselka reviewed with the Council the Texas Main Street Graduate City Program Guidelines and the Program's 10 Criteria for Recognition. Formal presentation by Christine Brown and request for Council support of Main Street Recertification is planned for the June Council meeting.

THE following bids were received on May 3, 2001 for the 2001 Seal Cost Project: (1) J. Carroll Weaver, Inc. of Sinton, Texas - $87,879.75; (2) J. W. Faltisek Paving Co., El Campo, Texas - $64,888.95 and H & C Construction Co., Shiner, Texas - $59,306.73. Councilmember Sitka made the motion to award the bid on unit price basis to H & C Construction Co. The motion was second by Councilmember Rodriguez. Motion carried.

BIDS were opened on May 3rd for the purchase of one vibratory screening plant. Only one bid was received from Powerscreen Texas from LaGrange, Texas in the amount of $25,500. This purchase is in conjunction with the Golden Crescent Regional Solid Waste Grant Program which the City received. The motion was made by Councilmember Faulkner with a second by Councilmember Bowe to award the bid to Powerscreen Texas in the amount of $25,500. Motion carried.

A resolution was adopted (recorded as No. 2001-08) on motion by Councilmember Sitka with a second by Councilmember Rodriguez requesting assistance from the Lower Colorado River Authority for the preparation of a local park, recreation and open space master plan. Motion carried.

A resolution outlining the City's procedures for the abatement and removal of junked vehicles as referenced in Ordinance No. 1764 was considered by the Council. The procedures follow the State requirements as well as allows for initial informal contact with the vehicle owner. Councilmember Bowe made the motion to adopt the resolution (recorded as No. 2001-09) providing for removal of junked vehicles in accordance with Chapter 683 of the Transportation Code. The motion was second by Councilmember Faulkner. Motion carried.

THE meeting was closed to the public as Mayor Harbus called for an Executive Session to discuss electric utility-related matters (V.T.C.A., Gov. Code, Sec. 551.086) and to deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551-072).

THE meeting was later re-opened to the public. Councilmember Sitka moved that the City of Yoakum enter into a formal agreement and contract with Gen-Tex Power Corporation and LCRA for the sale of electrical energy and capacity and assignment of rights, and authorize the City Manager to execute same. The motion was second by Councilmember Bowe. Motion carried.

COUNCILMEMBER Rodriguez moved that the Council authorizes the City Manager to attempt to purchase real property to extend Airport Drive as provided for in the Airport Action Plan. The motion was second by Councilmember Faulkner. Motion carried.
UNDER the City Manager’s Report, Mr. Veselka advised that the Community Center Board of Governors had met on April 24th. It was noted that an audit was being done by City staff since it was discovered that the electric rate demand charge had not been charged for a number of years. The audit will cover both the Community Center and Chamber accounts. Also the annual independent audit of the Center had not been initiated as of April 24, 2001 due to the end of the year adjustments not being completed and the auditor not being available. Mr. Veselka reported that the Wage and Salary Survey was not finished due to pressing issues. Bids for surplus vehicles were received on May 3rd and the following awarded: (1) Ethel Pena, 1994 Ford Crown Victoria, $2,000.; (2) Robert J. Zissa, 1986 Chevrolet S-10 Pickup, $105.07; (3) Hub City Motors, 1978 Chevrolet 2-Ton Truck, $256.00 for total revenue to the City of $2,361.07.

THERE no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
May 22, 2001  
Council Room – 6:30 P.M.  
Public Works Bldg.

SPECIAL WORKSHOP MEETING OF THE CITY COUNCIL

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

ABSENT:  Charles J. Kvinta, Jr.

MAYOR Harbus called the meeting to order to consider the Wage and Salary Study. City Manager Veselka referenced the packet of information and his letter of recommendation submitted to the Council, providing that certain positions in Finance, Police, Fire/EMS receive an increase of $1.00 per hour plus an additional $1.00 per hour, and all other employees in all departments receive a $1.00 per hour increase. Mr. Veselka also recommended the merit plan be changed to a combination of an annual cost of living increase and merit increase based on performance, for example 3% cost of living and 3% merit based increase. The recommended increases would bring the City’s salaries up to a competitive market range.

THE City Manager reminded the Council that $190,000 had been set aside from last year’s remaining year-end funds to help cover salary increases. During the upcoming budget process, a possible increase in the tax rate, use of remaining end of year funds, etc. will need to be reviewed as a source of revenue to cover the salary increases. Lengthy discussion followed providing different scenarios on increases and how to pay for the increase.

THE Council asked Mr. Veselka to express their appreciation for the hard work and dedication of the employees as the City does provide a high level of service to the citizens of Yoakum.

COUNCILMEMBER Faulkner made the motion to approve a $1.00 per hour increase for all City employees effective May 26, 2001; that the normal 3% merit increase system be left in place, and increase the pay plan range by $1.00. The motion was second by Councilmember Bowe with Councilmember Rodriguez opposing the motion. Motion carried. The recommended cost of living adjustment for employees, the pay plan range and wages and salaries will be addressed during the upcoming budget process.
THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
June 12, 2001
Council Room – 7:00 P.M.
Public Works Bldg.

REGULAR MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ....................... Mayor
Anita R. Rodriguez .................................. Councilmember
Tim Faulkner ........................................ Councilmember
Elorine Sitka ........................................ Councilmember
Don E. Bowe ......................................... 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 Bowe with
the Invocation. All attending recited the Pledge of Allegiance.

COUNCILMEMBER Faulkner made the motion to adopt the minutes from the
meetings of May 8th and 22nd, 2001 as presented. The motion was second by
Councilmember Bowe. Motion carried.

UNDER old business, the ordinance granting a zoning change from Residential (R-3)
to Residential (R-4) on property described as Lot 1, Block 1060 of the Original Townsite
Addition for Monica Galindo was adopted on second and final reading on motion by
Councilmember Sitka with a second by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Bowe with a second by Councilmember Faulkner made the
motion to table any action on personnel policy provisions relative to seeking elective office
until the current situation resolves itself. The current situation being, Chief Leck wanting to
run for the position of Lavaca County Judge. Motion carried.

PATRICK Vela, President of Texas Flying Colors and his associate Harry Perez
were present pertaining to the lease of the airport hangar and offices. Discussion of the
lease and plans for the airport facilities was held. Councilmember Rodriguez made the
motion to approve the lease, as submitted, for the airport hangar building and offices to
Texas Flying Colors effective July 1, 2001. The motion was second by Councilmember
Bowe. Motion carried.

MAYOR Harbus opened a public hearing to receive citizen comments on the 2001
Transportation Equity Act (TEA-21) Grant Application for the development of the Pershing
Square Pedestrian Facility. Judy Langford of Langford Community Management Services,
the City’s grant consultant, reviewed the application with the Council, which is Phase I of
the Downtown Revitalization Project, covering sidewalks, landscaping and trees, the water line beneath the street, overlay of the street, the icon in the middle of Pershing Square and the water element at the corner of Irvine and Front Streets. Estimated cost of the grant is $1,533,853.20 with a City match of 20% which could be in-kind services, etc. The 4B sales tax funds can be used for the match. If funded through the TxDOT grant, the project would be started well into the next fiscal year. With no further discussion, Mayor Harbus closed the public hearing.

IT was the consensus of the Council to use 4B sales tax funds for the 20% City match. Councilmember Faulkner made the motion to adopt a resolution (recorded as No. 2001-10) in support of the TEA-21 grant application to the Texas Department of Transportation Statewide Transportation Enhancement Program and authorize the City Manager to execute the necessary documents. The motion was second by Councilmember Bowe. Motion carried.

COUNCILMEMBER Sitka made the motion to approve the TEA-21 related expenses to Langford Community Management Services for $750; Maverick Engineering, Inc. for an estimated cost of $1,702 and Hunter Associates not to exceed $2,500 from the City’s General Fund to be reimbursed by the Economic Development 4B sales tax funds. The motion was second by Councilmember Rodriguez. Motion carried.

A motion was made by Councilmember Faulkner to adopt a resolution (recorded as No. 2001-11) for participation in the Texas Main Street Program and designate the City Manager to coordinate the Program activities and submission of the application to the Texas Historical Commission. The motion was second by Councilmember Bowe. Motion carried.

THE following appointments were made on motion by Councilmember Rodriguez with a second by Councilmember Sitka:

PLANNING AND ZONING COMMISSION (3 yr. terms): Tommy Barre and Bettye Powell. CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS (3 yr. terms): Rodney Jahn and Dr. Sandra Bergey. LIBRARY BOARD (2 yr. terms): Brenda Thompson, Mrs. Joseph Jarmon, Walter Frietsch, William O’Hare, Betty Borchers, Paula Ranney and Alicia Padilla. Motion carried.

THE meeting was closed to the public as Mayor Harbus called for an Executive Session to discuss an electric utility-related matter (V.T.C.A., Gov. Code, Sec. 551.086) and to deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551-072).

THE meeting was later re-opened to the public. A motion was made by Councilmember Faulkner to adopt a resolution (recorded as No. 2001-12) that deals with Exhibit A of the Wholesale Power Agreement with LCRA and approve the supporting amendment as presented. The motion was second by Councilmember Rodriguez. Motion carried. Councilmember Sitka made a motion to authorize the City Attorney to continue negotiations for purchasing of real property. The motion was second by Councilmember
Rodriguez. Motion carried.

UNDER City Manager's Report, Mr. Veselka reported that an invitation to participate as collaborative partners for a Telecommunications Infrastructure Fund (TIF) grant had been made from Christine Brown. A letter of intent would be submitted shortly and the City plans to collaborate with the other entities. An update of the historic district designation pertaining to committee members and ordinances was made by Mr. Veselka. City Manager Veselka also advised that the Mayor had proclaimed June 16th as Texas Ranger Day in Yoakum and invited everyone to the museum to see the Ranger display and visit with the Rangers present.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
July 3, 2001  
Council Room – 7:30 A.M.  
Public Works Bldg.

SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT: Charles J. Kvinta, Jr.

MAYOR Harbus called the meeting to order to discuss the acceptance of the Economic Development Corporation Board recommendation regarding the redevelopment plan project proposal from Texas A&M University College of Architecture and take action to clarify the amount and funding source for the project. At the Council’s December 2000 meeting, it was not known that $16,000 of the proposed $21,000 Texas A&M Redevelopment Plan Project was not an eligible expense from 4B sales tax funds.

AFTER discussion, a motion was made by Councilmember Rodriguez with a second by Councilmember Sitka to clarify Council’s previous action of December 12, 2000 and approve the Economic Development Corporation’s budget in the amount of $5,000.00, an eligible 4B sales tax expenditure, to fund the master plan for revitalizing the downtown project contracted for and developed by Texas A&M University College of Architecture, Landscape Architecture and Urban Planning. Motion carried.

THE second item on the agenda for discussion was the possible appointments to the Economic Development Corporation Board of Directors and Community Center Board of Governors. The Economic Development Corporation Board of Directors membership terms had all expired on June 8, 2001 and some of the members did not wish to be considered. The Council developed a list of prospective Board members for Mr. Veselka to contact to see if they were interested in serving.

IT was the consensus of the Council that the duties and responsibilities of the Community Center Board of Governors had been fulfilled and that the ordinance establishing the Board should be rescinded with the Board being dissolved. The City Manager was directed to present an ordinance to the Council to this effect.

CITY Manager Veselka also noted that prior to establishing the Yoakum Economic Development Corporation, there was adopted an ordinance providing for an Economic
Development Advisory Board. This Board has not functioned since the YEDC was established. Council also directed the City Manager to rescind the ordinance and dissolve the Advisory Board.

THERE being no further business, the meeting closed.

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

ATTEST:

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

PRESENT:  M. W. Harbus, Jr. ................................. Mayor
          Anita R. Rodriguez ............................... Councilmember
          Tim Faulkner ...................................... Councilmember
          Elorine Sitka ....................................... Councilmember
          Don E. Bowe ......................................... 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 Sitka with
the Invocation. All attending recited the Pledge of Allegiance. Boy Scout Troup No. 228,
YHS government class students, new Patrol Officer Abel Rosales and new
Telecommunications Officer Nancy Hosek were welcomed to the meeting.

COUNCILMEMBER Rodriguez made the motion to adopt the minutes from the
meetings of June 12th and July 3rd, 2001 as presented. The motion was second by
Councilmember Sitka. Motion carried.

THE Council received the following recommendations from the Planning and Zoning
Commission for approval of: (1) a Specific Use Permit for Maranatha Assembly of God
Church to operate a religious institution at 404 Texas Street; (2) a zoning change from
Residential (R-2) to Residential (R-3) for Gene and Nancy Chumchal at 501 Bingham
Street, and (3) a zoning change from Commercial (C-1) to Commercial (C-2) for Lester
Page at 310 East Morris St.

THE Mayor opened the public hearing to receive citizen comments. Mr. and Mrs.
Chumchal were present as well as Mrs. Mary Ann DeBord, who represented Lester Page.
Comments and questions were received and answered. Mayor Harbus closed the hearing.

COUNCILMEMBER Faulkner made the motion to adopt an ordinance on first
reading (recorded as No. 1775) granting a Specific Use Permit to operate a religious
institution on property described as Lots 13 thru 15 in Block 8 of the Oak Ridge Addition,
specifically 404 Texas Street. The motion was second by Councilmember Bowe. Motion
carried.

A motion was made by Councilmember Sitka to adopt an ordinance on first reading
(recorded as No. 1776) granting a zoning change from Residential (R-2) to Residential (R-
3) on property described as Lots 1 thru 3 and part of 4 in Block 1135 of the Tucker Addition, specifically 501 Bingham St. The motion was second by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Rodriguez made the motion to adopt an ordinance on first reading (recorded as No. 1777) granting a change in zoning from Commercial (C-1) to Commercial (C-2) on property described as Lot 9 and part of 10 in Block 1069 of the Yoakum Townsite Addition, specifically 310 East Morris St. Councilmember Sitka seconded the motion. Motion carried.

APPOINTMENTS to the Golden Crescent Regional Planning Commission's General Assembly and recommendation to the Board of Directors was discussed. Councilmembers Rodriguez and Faulkner expressed interest in continuing to serve on the General Assembly. Councilmember Faulkner expressed continued interest in the nomination for the Board of Directors. A motion was made by Councilmember Sitka with a second by Councilmember Bowe to appoint Councilmembers Rodriguez and Faulkner to the G.C.R.P.C. General Assembly. Motion carried. The cities of Yorktown and Nordheim expressed interest in nominating Councilmember Faulkner to the Board of Directors. Cuero advised that they may have someone on their Council interested as well. A motion was made by Councilmember Rodriguez with a second by Councilmember Bowe to nominate Councilmember Faulkner to serve as a member of the G.C.R.P.C. Board of Directors for DeWitt County. Motion carried.

DISCUSSION was held on dissolving the Community Center Board of Governors and Economic Development Advisory Board which were created to provide assistance and make recommendations to the City Council. Both Boards have fulfilled their duties and obligations. A motion was made by Councilmember Faulkner with a second by Councilmember Rodriguez to adopt an ordinance (recorded as No. 1778) on first reading rescinding Chapter 15, Article IV. Community Center and Resolution No. 78-15 which established the Community Center Board of Governors, and Ordinance No. 1639 which established the Economic Development Advisory Board. Motion carried.

APPOINTMENTS to the Yoakum Economic Development Corporation Board of Directors were discussed. City Manager Veselka contacted the prospective list of Board members as previously developed by the City Council. Councilmember Bowe made the motion to appoint the following to the Y.E.D.C. Board of Directors: one year term - Tim Faulkner, Glenn Kusak, William Natho and for two year terms – Annie Rodriguez, Bruce Bayless, Margie McMullen, Louis Boening. The motion was second by Councilmember Sitka. Motion carried.

THE City had received a request from Jose Moreno for sewer service to his property located off of Hwy. 77A outside of the City limits. Mr. and Mrs. Moreno both attended the meeting. The City Manager explained that the estimated cost of the extension is $5,202.93. The Utility Extension Policy requires payment be made prior to the start of construction with any overpayment be refunded upon completion. A request for annexation has previously been required as well. Mr. Moreno indicated that he understood
and agreed with the requirements. Councilmember Faulkner made the motion to extend sewer service in accordance with the City’s Utility Extension Policy, requiring payment prior to start of construction and upon receipt of Mr. Moreno’s request for annexation. The motion was second by Councilmember Bowe. Motion carried.

A request from Southern Union Gas Company to install a cathodic protection ground bed in Yoakum Centennial Park was considered. Southern Union is the City’s franchisee and this sacrificial bed would further the life expectancy of their system within the city limits. There are other beds located in various right of ways within Yoakum. Paul Boedeker with Hunter Associates reviewed the request for installation and advised that the impact of this protection ground bed on City improvements would be minimal. Based on the City’s investigation and past experience with the installations, City’s staff does not think the installation would have any negative affects on City property or utilities. A motion was made by Councilmember Bowe with a second by Councilmember Sitka to approve the request for installation of the cathodic protection ground bed in Yoakum Centennial Park. Motion carried.

MAYOR Harbus announced that the Council would convene to an Executive Session to deliberate the purchase of real property (V.T.C.A., Gov. Code, Section 551.072). The meeting was re-opened to the public with no action resulting from the Executive Session.

UNDER City Manager’s Report, Mr. Veselka advised that the plans for the kitchen/BBQ facility were nearing completion and may be ready by the end of this week with the comprehensive plan and specifications being delivered to us by next week. Following the City’s approval, request for bids could be processed. Mr. Veselka handed out a news release on the Police Department’s providing the Gun Lock Safety Kits to Yoakum residents free of charge in conjunction with the Texas-Wide Program. Distribution will be on Tuesday, July 24th at the Community Center from 1 PM to 5 PM.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jirat
City Clerk
July 17, 2001
Council Room – 6:00 P.M.
Public Works Bldg.

BUDGET WORKSHOP/MEETING OF THE CITY COUNCIL

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

ABSENT: Charles Kvinta, Jr.

MAYOR Harbus opened the meeting for the purpose of reviewing and discussing the proposed 2001-2001 City Budget. City Manager Veselka and all Department Heads were present for the review and discussion. Additional review of revenues and department expenditures are to be made by City staff. The revised budget will be presented again to the City Council for review and possible adoption on first reading at their August 14, 2001 meeting.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Jiral
City Clerk
August 1, 2001
Council Room – 7:45 A.M.
Public Works Bldg.

SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT:  Charles Kvinta, Jr.

MAYOR Harbus opened the meeting for the purpose of certifying the 2001 tax roll and establishing the amount of debt service to be supported by the ad valorem tax levy and the amount to be supported by utility revenue for Fiscal Year 2001-2002.

THE Tax Assessor/Collector's report showed an increase of $769,440 dollars from the 2000 adjusted taxable value for a total 2001 taxable value of $142,980,620. A motion was made by Councilmember Sitka to approve the 2001 tax roll as certified by the DeWitt County Chief Appraiser. The motion was second by Councilmember Rodriguez. Motion carried.

FINANCE Director Charlotte Morrow reported the 1995 General Obligation Bond debt service requirement for the 2001-2002 budget would be $150,000 (principal) and $128,410 (interest) for a total of $279,160. As recommended, Councilmember Sitka made the motion that the debt service be paid with $74,000 from property tax and $205,160 from utility funds for a total of $279,160. The motion was second 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
August 14, 2001  
Council Room – 7:00 P.M.  
Public Works Bldg.  

REGULAR MEETING OF THE CITY COUNCIL

PRESENT:  M. W. Harbus, Jr. ..............................Mayor  
Anita R. Rodriguez .......................................Councilmember  
Tim Faulkner ...............................................Councilmember  
Elorine Sitka ...............................................Councilmember  
Don E. Bowe ...............................................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 Rodriguez with the Invocation. All attending recited the Pledge of Allegiance. Ann Rundle, the new Victoria Advocate reporter, was welcomed to the meeting and to the City of Yoakum.

COUNCILMEMBER Rodriguez made the motion to adopt the minutes of the meetings of July 10th, 17th, and August 1, 2001 as presented. The motion was second by Councilmember Sitka. Motion carried.

ORDINANCE No. 1775, granting a Specific Use Permit to the Maranatha Assembly of God Church at 404 Texas Street, was adopted on second and final reading on motion by Councilmember Sitka with a second by Councilmember Rodriguez. Motion carried.

ON motion by Councilmember Bowe with a second by Councilmember Faulkner, Ordinance No. 1776 granting a change in zoning to Residential (R-4) for Gene and Nancy Chumchal at 501 Bingham Street, was adopted on second and final reading. Motion carried.

ON motion by Councilmember Rodriguez with a second by Councilmember Bowe, Ordinance No. 1777 granting a change in zoning to Commercial (C-2) for Lester Page at 310 East Morris St., was adopted on second and final reading. Motion carried.

ORDINANCE No. 1778, rescinding the ordinance creating the Yoakum Community Center Board of Governors, was adopted on second and final reading on motion by Councilmember Faulkner with a second by Councilmember Rodriguez. Motion carried.
THE additional TEA-21 Grant related expenses to Maverick Engineering, Inc. in the amount of $1,139 was considered for payment. Maverick previously received payment in the amount of $1,702. The estimated total engineering cost from Maverick was $3,400. Councilmember Sitka made the motion to approve the payment to Maverick Engineering in the amount of $1,139 from the City's General Fund with reimbursement to come from the Yoakum Economic Development Corporation 4B sales tax funds. The motion was second by Councilmember Rodriguez. Motion carried.

TO eliminate the interval between term appointments and election of the Yoakum Economic Development Corporation officers at their annual September meeting (as required by the YEDC By-Laws), Councilmember Sitka made the motion to extend the appointments of the YEDC Board of Directors from July to the September annual meeting for 2002 and 2003. The motion was second by Councilmember Bowe and carried. All future appointments would become effective and end on the date of the YEDC's September annual meeting.

THE payment of $16,000 to the Texas A&M University, College of Architecture, for the downtown redevelopment plan project was discussed. $5,000 had been previously paid to the University from the 4B sales tax funds. Councilmember Sitka made the motion to make payment to Texas A&M University, College of Architecture, from the reserve account in the amount of $16,000 to complete this project. The motion was second by Councilmember Rodriguez. Motion carried. Councilmember Bowe voted against the motion.

THE Council received the following recommendations from the Planning and Zoning Commission for approval of: (1) a Specific Use Permit to the First Baptist Church to operate a religious institution at 202 Dunn Street, and (2) a zoning change from Residential (R-3) to Residential (R-4) for Weyman Adamek at 302 thru 310 Concrete Street.

MAYOR Harbus opened the Public Hearing to receive any citizen comments. John and Marie O'Neill, and James Leist were present in support of the Specific Use Permit for the First Baptist Church. The hearing was closed to public comments by Mayor Harbus.

AN ordinance (recorded as No. 1779) granting a Specific Use Permit to the First Baptist Church on property described as Lots 3 through 10 in Block 1065 and Lots 1, 2, 4 and 5 in Block 1066 of the Yoakum Townsite Addition, specifically 202 Dunn St., was adopted on first reading on motion by Councilmember Faulkner with a second by Councilmember Bowe. Motion carried.

AN ordinance (recorded as No. 1780) granting a zoning change to Residential (R-4) for Weyman Adamek on property described as Lots 5 through 9 in Block 1072 of the Original Townsite Addition was adopted on first reading on motion by Councilmember Rodriguez with a second by Councilmember Faulkner. Motion carried.
IN an effort to assist the Golden Crescent Regional Planning Commission to comply with the Economic Development Administration’s Guidelines for appointments to the GCRPC’s Board of Directors, Councilmember Bowe made the motion to appoint Cuero Councilmember Jo Ann Renteria to the GCRPC’s Board of Directors for DeWitt County. The motion was second by Councilmember Faulkner. Motion carried.

THE following appointments to the Golden Crescent Regional Planning Commission’s General Assembly Committees were made by motion of Councilmember Faulkner with a second by Councilmember Rodriguez. Motion carried.

DEWITT COUNTY:
Regional Emergency Communications Advisory Committee
Ronald Leck and Yvonne Rodriguez

Regional Public Protection Advisory Committee
Ronald Leck and Frances Moore

Regional Environmental Resources Advisory Committee
Calvin Cook and Gerard Novosad

LAVACA COUNTY:
Regional Health & Human Services Advisory Committee
Vivian Wright
Regional Emergency Communications Advisory Committee
David Ferry

DISCUSSION of the proposed 2001-2002 City Budget was held. Councilmember Faulkner made the motion to table the proposed budget ordinance pending a further workshop and additional work. The motion was second by Councilmember Rodriguez. Motion carried.

DISCUSSION of the proposed 2001 Tax Rate was held. Councilmember Faulkner made the motion to table the ordinance pending another budget workshop. Councilmember Rodriguez seconded the motion. Motion carried.

MAYOR Harbus announced that the Council would convene to an Executive Session to: (a) deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551.072) and (b) to discuss an electric utility related matter (V.T.C.A., Gov. Code, Sec. 551.086). The meeting was later re-opened to the public.

NO action resulted from item (a) and under item (b), Councilmember Sitka made the motion to authorize the City Manager to execute the Price Select 2002 Designation Form to the LCRA. The motion was second 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
August 21, 2001  
Council Room – 6:30 P.M.  
Public Works Bldg.

BUDGET WORKSHOP/MEETING OF THE CITY COUNCIL

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

ABSENT:  
Charles Kvinta, Jr.

MAYOR Harbus opened the budget workshop/meeting. The first item of business was to review the Community Center Management and Concessionaire Agreement and consider required action if any. The Yoakum Area Chamber of Commerce is the Community Center concessionaire. There appears to be confusion as to what per hour rate is to be charged renters of the Center for air condition and heat. There was also concern about the cleanliness of the facility.

THE Mayor and City Manager Veselka visited with members of the Chamber of Commerce Board of Directors Carl O’Neill, Larry Brandt, and Glenn Renken to discuss and try to clarify the air condition and heat charges. The Chamber will review their method of calculations for the electric usage. The Council may review the electric rate at their next meeting.

A resolution (recorded as No. 2001-13) was adopted on motion by Councilmember Rodriguez with a second by Councilmember Faulkner to participate in the TxDOT, Aviation Division, FY 2002 Capitol Improvement Project for the Yoakum Municipal Airport for rehabilitation of the runway and apron in addition to marking of the runway and taxiway. Motion carried.

DISCUSSION of the 2001-2002 City Budget ensued with suggested recommendations made. City Manager Veselka is to make the changes and present the budget to the Council at the September meeting.
CITY Manager Veselka reported placement of the Yoakum sign at Tumblatown located on Hwy. 77A by City personnel in conjunction with the Yoakum Business Alliance. The Council was invited to the ribbon cutting on Friday, August 24th.

THERE being no further business, the meeting closed.

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

ATTEST:

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

COUNCILMEMBER Sitka made the motion to adopt the minutes from the meetings of August 14th and 21st, 2001 as presented. The motion was second by Councilmember Rodriguez. Motion carried.

ON motion by Councilmember Rodriguez with a second by Councilmember Faulkner, Ordinance No. 1779 granting a Specific Use Permit to the First Baptist Church at 202 Dunn Street, was adopted on second and final reading. Motion carried.

ON motion by Councilmember Rodriguez with a second by Councilmember Bowe, Ordinance No. 1777 granting a change in zoning to Commercial (C-2) for Lester Page at 310 East Morris St., was adopted on second and final reading. Motion carried.

COUNCILMEMBER Sitka motioned to adopt Ordinance No. 1780 on second and final reading granting a zoning change to Residential (R-4) for Weyman Adamek at 302 through 310 Concrete Street. The motion was second by Councilmember Bowe. Motion carried.

THE proposed 2001-2002 City Budget Ordinance (recorded as No. 1781) with attachment was reviewed and discussed by Council. Changes discussed at the last budget workshop enabled City staff to present a balanced budget in the amount of $11,305,330 with no increases in rates, fees or taxes. The ordinance was adopted on first reading on motion by Councilmember Bowe with a second by Councilmember Faulkner. Motion carried. Councilmember Rodriguez voiced her thanks along with the other Councilmembers to the City staff for their hard work and efforts in developing the budget.

COUNCILMEMBER Sitka with a second by Councilmember Rodriguez made the motion to adopt an ordinance (recorded as No. 1782) levying the 2001 City ad valorem tax in the total amount of $.09729 per one hundred dollar valuation. Motion carried.
THE Yoakum Community Center electric rates for rental of the facility were discussed. There was misinterpretation of the existing rates as previously adopted. A meeting reviewing this rate and its interpretation was held with members of the Yoakum Area Chamber of Commerce Board of Directors, who is the concessionaire for the Center, along with Mayor Harbus and City Manager Veselka. Previous electric use was also reviewed. It was determined that based on the readings from the Community Center's main kwh service meter, renters could be charged a rate of $0.10 per kwh to cover electricity used during the rental period. Councilmember Faulkner made the motion to adopt an ordinance on emergency reading (recorded as No. 1783) amending the Manual of Fees and Services Charges pertaining to electric fees for rental of the Yoakum Community Center as explained and agreed upon by the Council. The motion was second by Councilmember Bowe. Motion carried.

THE new Barbeque and Kitchen Facility plans were reviewed. City's Director of Community Services, Tom Chilek, and a member of the Planning Committee outlined the plans and answered questions. A motion was made by Councilmember Sitka with a second by Councilmember Rodriguez to approve the plans as presented and authorize City staff to proceed with construction bids. Motion carried. Councilmember Sitka, also a member of this Planning Committee, thanked Tom for being a part of the Committee and his assistance in developing the facility plans.

MAYOR Harbus opened a public hearing to receive citizen comments on the continuation of the City's Juvenile Curfew Ordinance. City Manager Veselka reviewed the letters of support received from Chief Leck and other agencies. The hearing was closed to comment. Councilmember Bowe made the motion to adopt an ordinance (recorded as No. 1784) on first reading providing for the continuance of Juvenile Curfew Ordinance No. 1578. The motion was second by Councilmember Rodriguez. Motion carried.

BECAUSE of traffic concerns at the new football complex, an ordinance (recorded as No. 1785) providing for the location of a stop sign on Ehlers Street at its intersection with Koether Drive No. 2 was adopted on first reading on motion by Councilmember Faulkner with a second by Councilmember Rodriguez. Motion carried.

COUNCILMEMBER Faulkner, as Secretary/Treasurer of the Yoakum Economic Development Corporation, presented the Corporation's 2001-2002 Budget and addressed the Annual Work Plan. The budget breakdown was: Revenues $489,464.67 and Expenses $335,350.00. With four new YEDC Board members and no Committee chairs present for the development of their programs a firm plan of work was not yet developed, Councilmember Faulkner recommended that the Annual Work Plan be tabled at this time. A motion was made by Councilmember Sitka to approve that the YEDC FY 2001-2002 Budget and the Annual Work Plan be tabled until later in the year. The motion was second by Councilmember Bowe. Motion carried.

A resolution (recorded as No. 2001-14) was adopted on motion by Councilmember Faulkner with a second by Councilmember Sitka nominating Elwood Gaus to the DeWitt County Appraisal District's Board of Directors. Motion carried.
THE ambulance and utility accounts receivables were reviewed by the Council. The ambulance bad debts totaled $24,885.90 and the utility bad debts totaled $26,221.27. A motion was made by Councilmember Faulkner with a second by Councilmember Sitka to approve the charge-off of the listed ambulance and utility accounts receivables. Motion carried.

A motion was made by Councilmember Sitka to appoint Zephela Mathis as the Resident Commissioner to the Yoakum Housing Authority Commission filling an unexpired term. The motion was second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Rodriguez with a second by Councilmember Bowe made the motion to appoint Paula Ranney to the Yoakum Oak Grove Cemetery Association filling an unexpired term. Motion carried.

AN amendment and extension of the Interlocal Emergency 9-1-1 Service Agreement with the Golden Crescent Regional Planning Commission was considered. The termination date is extended indefinitely until both parties agree to terminate the agreement; ownership of the 9-1-1 equipment has been transferred to the City, and a new Strategic Plan was incorporated into the agreement. Maintenance of the equipment would still be provided by State funds through the GCRPC. Councilmember Faulkner with a second by Councilmember Bowe made the motion to approve the amendment and extension of the Interlocal Emergency 9-1-1 Service Agreement with the Golden Crescent Regional Planning Commission. Motion carried.

THE Mayor advised that the Council would go into Executive Session to deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551.072). The meeting was later re-opened to the public. Mayor Harbus advised that no action resulted from the Executive Session.

UNDER the City Manager’s Report, Mr. Veselka commented that The Groce Company received the bid for the annual Sanitary Sewer Main Cleaning Project in the amount of $11,520 based on 10,500 feet of work. Mr. Veselka also reported that the City/School Summer Recreation Program had another successful year with a total participation of 335 students

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
          Anita R. Rodriguez ........................................Councilmember
          Tim Faulkner ................................................Councilmember
          Elorine Sitka ................................................Councilmember
          Don E. Bowe ....................................................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 Bowe with the Invocation. All attending recited the Pledge of Allegiance.

MR. Otto (Jimmy) Borchers provided handouts and addressed the Councilmembers on the proposed Lavaca County Ground Water District, its importance to our community in trying to manage and conserve water, and the upcoming November election on this issue.

COUNCILMEMBER Faulkner made the motion to adopt the minutes from the meeting of September 11, 2001 as presented. The motion was second by Councilmember Sitka. Motion carried.

A public hearing was opened by Mayor Harbus to receive citizen comments on the City’s proposed 2001-2002 Fiscal Year Budget. City Manager Veselka reviewed the summary pages of the $11,305,330 budget. No one present had any questions or comments. Mayor Harbus closed the hearing.

COUNCILMEMBER Rodriguez made the motion to adopt on second and final reading the 2001–2002 City Budget Ordinance No. 1781 in the amount of $11,305,330. The motion was second by Councilmember Faulkner. Motion carried.

COUNCILMEMBER Sitka made the motion to adopt on second and final reading the 2001 Tax Rate Ordinance No. 1782 in the amount of $.09729 per $100 valuation. Councilmember Rodriguez second the motion. Motion carried.

A motion was made by Councilmember Bowe with a second by Councilmember Sitka to adopt Ordinance No. 1784 on second and final reading which provides for the continuance of Juvenile Curfew Ordinance No. 1578. Motion carried.
ORDINANCE No. 1785, providing for the location of a stop sign on Ehlers Street at its intersection with Koether Drive No. 2, was adopted on second and final reading on motion by Councilmember Sitka with a second by Councilmember Faulkner. Motion carried.

THE Council received the following recommendation from the Planning and Zoning Commission for approval of a zoning change from Residential (R-2) to Residential (R-4) for Norma and Cleo Cooper at 208 thru 214 Bennett Street. Mayor Harbus opened a public hearing to receive citizen comments on this requested change. Mr. Cooper was present on behalf of his request. No comments or objections were received. The public hearing was closed to citizen comments.

COUNCILMEMBER Sitka made the motion to adopt an ordinance (recorded as No. 1786) to grant a zoning change from Residential (R-2) to Residential (R-4) on property described as Lots 15 through 18 in Block 8 of the West End Addition for Norma and Cleo Cooper. The motion was second by Councilmember Faulkner. Motion carried.

CITY Manager Veselka and Director of Community Services Tom Chilek made a presentation on the bid, which was received for construction of the City’s Barbeque and Kitchen Facility. The only bid received was from K & T Construction from Victoria, Texas in the amount of $156,453 with a completion date of 140 calendar days. The bid amount was considerably higher than anticipated and budgeted. After discussion, Mr. Veselka was instructed by the Council to move forward with negotiations for value engineering to see if the bid could be brought closer to the City’s budgeted amount of $100,000.

COUNCILMEMBER Rodriguez made a motion to adopt a policy (No. 45) providing for the use of computer and Internet services at the Carl and Mary Welhausen Library as recommended by the Library Board. The motion was second by Councilmember Faulkner. Motion carried.

A resolution (recorded as No. 2001-15) amending Resolution No. 93-09, City’s Flexible Benefits Plan, to provide for revoking of dependent health insurance coverage if the premium cost to the employee increases by more than 10% instead of the current 25%, was adopted on motion by Councilmember Faulkner with a second by Councilmember Sitka. Motion carried.

DESIGNATING certain speeds at specific hours in school zones were recommended by YISD staff and reviewed by City staff. Councilmember Bowe with a second by Councilmember Faulkner made the motion to adopt an ordinance (recorded as No. 1787) on first reading providing for placement of school zone speed limit signs on Poth Street with designated specific hours, and designate specific hours for the school zone speed limit signs on Burt and Antioch Streets. Motion carried.

ON motion by Councilmember Rodriguez with a second by Councilmember Sitka, Carl O’Neill was appointed to a three-year term on the Yoakum Oak Grove Cemetery Association Board of Directors. Motion carried.
THE amendment to Fiscal Year Budget Ordinance No. 1760 was reviewed by the Council. Councilmember Faulkner made the motion to adopt the ordinance (recorded as No. 1788) amending FY 2000-2001 Budget Ordinance No. 1760 as presented on first reading. The motion was second by Councilmember Rodriguez. Motion carried.

THE Mayor closed the meeting to the public to convene into an Executive Session to (a) deliberate the purchase of real property (V.T.C.A., Gov. Code, Sec. 551.072); (b) discuss electric utility-related matter (V.T.C.A., Gov. Code, Sec. 551.086), and (c) performance evaluation of the City Manager by the Council (V.T.C.A. Gov. Code, Sec. 551.074). The meeting was later re-opened to the public by the Mayor.

COUNCILMEMBER Sitka made the motion to authorize the City Manager to proceed with negotiations of the real property. The motion was second by Councilmember Faulkner. Motion carried.

No action was taken in regards to the electric utility-related matter and the City Manager’s evaluation was re-scheduled for a special meeting on October 16th.

UNDER the City Manager’s Report, Mr. Veselka advised that the sewer cleaning and TV videoing of specific sewer lines had been completed. Approximately 9,480 feet of sewer lines were cleaned and 1,216 feet were filmed to determine what repairs are needed. The City Manager also reported that the cannon donated to the City by the VFW had been repaired and is ready for placement. Mr. Veselka suggested that the cannon be placed on the island in front of City Hall, which is already designated as a park on the existing plat, and that the park be named Cannon Park. Official naming of the park will take place later. In light of the terrorist attacks on New York and Washington, City staff had taken steps to heighten security around our utility facilities, which included adding lighting if needed, signage on gates for prosecution purposes if needed, and frequent patrol of the facilities. FBI reports continue to be received by the Police Department advising the increase of security at all utility facilities. Mr. Veselka also advised that he had received a letter of resignation from Municipal Court Judge Dayna Tuttle to be effective November 15, 2001. He will start the process of finding a replacement and asked the Council for any recommendations that they may have.

THERE being no further business, the meeting closed.

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

ATTEST:

Gladys M. Viral, City Clerk
SPECIAL MEETING OF THE CITY COUNCIL

PRESENT:  M. W. Harbus, Jr. ..............................Mayor
          Anita R. Rodriguez..............................Councilmember
          Tim Faulkner ....................................Councilmember
          Elorine Sitka ....................................Councilmember
          Don E. Bowe .......................................Councilmember
          A. J. Veselka .......................................Councilmember
          Gladys M. Jiral ....................................City Clerk

ABSENT:  Charles J. Kvinta, Jr. ..........................City Attorney

MAYOR Harbus opened the meeting with the first item for consideration being the recommendation and consider the award of bid on the construction of the Barbeque and Kitchen Facility. The City’s Director of Community Services Tom Chilek and Scott Sternadel from K & T Construction Co., Inc. were present to review the negotiated changes in the submitted bid. Both Chilek and Sternadel visited with George Foster, City’s engineer from Maverick Engineering, about possible changes. Areas of change are in building and fixtures, electrical and lighting, plumbing and fixtures/gas system, and sinks/handicap toilet. These items would decrease the bid amount by approximately $21,165.00 for a revised bid amount of $135,288 from K & T Construction. The soil testing and engineering fees to be paid amount to $15,984. Total project cost would be $151,272.

THE Council reviewed and discussed the recommended changes, final bid price and budget. Councilmember Sitka with a second by Councilmember Rodriguez made the motion to award the bid to K & T Construction Co. Motion carried. Councilmember Bowe voted against the motion.

NAMING of the designated park across from City Hall on Irvine Street as Cannon Park and placement of the VFW donated cannon thereon was discussed. The question was raised if TxDOT would have any objections to this placement. Councilmember Faulkner made the motion to name the park, Cannon Park, and authorized placement of the cannon thereon pending TxDOT approval. The motion was second by Councilmember Bowe. Motion carried.

MAYOR Harbus closed the meeting to the public and called for an executive session to perform the annual evaluation of the City Manager (V.T.C.A., Gov. Code, Sec. 551.074). The meeting was later re-opened to the public. Councilmember Sitka made the motion to
increase the City Manager’s salary to $69,000 per year an increase of $1,920. The motion was second by Councilmember Rodriguez. Motion carried. Councilmember Faulkner commented that Mr. Veselka received an excellent appraisal and the Council is pleased with him.

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
          Anita R. Rodriguez ........................................ Councilmember
          Tim Faulkner ................................................ Councilmember
          Elorine Sitka ................................................ Councilmember
          Don E. Bowe ................................................... 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 Sitka with the Invocation. All attending recited the Pledge of Allegiance.

VISITOR Rodney Hays with the Yoakum Herald-Times newspaper was recognized and welcomed to his first Council meeting.

COUNCILMEMBER Rodriguez made the motion to adopt the minutes from the meetings of October 9th and 16th, 2001 as presented. The motion was second by Councilmember Sitka. Motion carried.

ORDINANCE No. 1786, granting a zoning change on property described as Lots 15 thru 18 in Block 8 of the West End Addition for Norma and Cleo Cooper, was adopted on second and final reading on motion of Councilmember Sitka with a second by Councilmember Bowe. Motion carried.

COUNCILMEMBER Bowe with a second by Councilmember Faulkner, made the motion to adopt Ordinance No. 1787 providing for placement of school zone speed limit signs on Poth Street with designated specific hours, and designated specific hours for school zone speed limits signs on Burt and Antioch Streets. Motion carried.

FINANCE Director Charlotte Morrow presented an updated Exhibit A for Ordinance No. 1788, which amends the Fiscal Year 2000-2001 Budget Ordinance. Upon review by the Council, Councilmember Faulkner made the motion to adopt Ordinance No. 1788 amending the FY 2000-2001 Budget as presented. The motion was second by Councilmember Sitka. Motion carried.

CHAMBER of Commerce Board of Directors Larry Brandt and Glen Renken were present to recommend adding a rental rate to the Community Center rates for Local Non-
Profit Service Organizations. The proposed rate of $25.00 per day plus electricity, plus any or all extra charges and fees, would apply only during the week (Monday through Thursday) and require contracting for the use of the Center for one full year with at least monthly usage. Examples of services organizations would be Lions Club, Rotary, Pilot, etc. Councilmember Sitka with a second by Councilmember Bowe made the motion to adopt the ordinance (recorded as No. 1789) on first reading. Motion carried.

THE Council received a recommendation from the Planning and Zoning Commission for approval of a zoning change from Residential (R-3) to Residential (R-4) for Joe R. Rivera at 204 East Schleicher Street. Mayor Harbus opened a public hearing to receive citizen comments on this requested change. Mr. Rivera was present on behalf of his request. No comments or objections were received. The public hearing was closed to citizen comments. Councilmember Rodriguez made a motion to adopt an ordinance (recorded as No. 1790) on first reading granting a zoning change from Residential (R-3) to Residential (R-4) for property described as Lot 11 in Block 1060 of the Original Townsite Addition. The motion was second by Councilmember Faulkner. Motion carried.

RESOLUTION No. 2001-16, casting the City's 58 votes for Elwood Gaus to the DeWitt County Appraisal District's Board of Directors, was adopted on motion by Councilmember Faulkner with a second by Councilmember Rodriguez. Motion carried.

BIDS were received and opened on November 8, 2001 at 10:00 A.M. for the purchase of one new 2002 police package automobile. Only one bid was received and that was from Wendel Ford Motor Company in Yoakum in the amount of $21,081.00 with a sixty-day delivery. A motion was made by Councilmember Sitka to award purchase of one new 2002 police package automobile in the amount of $21,081.00 from Wendel Ford Motor Company. The motion was second by Councilmember Rodriguez. Motion carried.

CITY staff received notice from the State of an increase in the cost of copies for accident reports from $4.00 to $6.00. The accident report charge along with the charges for birth and death certificates are listed in the City's Manual of Fees and Service Charges. For the Council not to have to consider an ordinance each time these charges are changed by the State, an ordinance was presented with the verbiage "as set by the State" for these three particular items. Councilmember Rodriguez with a motion by Councilmember Faulkner made a motion to adopt the ordinance (recorded as No. 1791) amending the Manual of Fees and Service Charges, specifically the General Section, Items A and X as it pertains to the cost of copies for accident reports, and birth and death certificates. Motion carried.

AS stipulated in the City Charter, appointment of the municipal court judge by the City Manager requires Council approval. Councilmember Bowe made the motion to approve the City Manager's appointment of Dan Pelech as Municipal Court Judge effective November 16, 2001. The motion was second by Councilmember Rodriguez. Motion carried.

SENATE Bill 522 made improvements in benefits for the members and retirees of
the City's Texas Municipal Retirement System. One provision was for 5-year vesting. A motion was made by Councilmember Faulkner with a second by Councilmember Bowe confirming the City's participation in the 5-year vesting provision for City employees. Motion carried.

THE Mayor closed the meeting to the public and opened an Executive Session to discuss electric utility-related matters (V.T.C.A., Gov. Code, Section 551.086) and to deliberate the purchase of real property (V.T.C.A., Gov. Code, Section 551.072). The meeting was later re-opened to the public. No action resulted from the Executive Session.

UNDER the City Manager's Report, Mr. Veselka advised that the Harwood Road Construction Project is progressing. Property has been surveyed and engineered with evaluations are being rechecked. The Kitchen/Barbeque Facility is anticipated to begin shortly. Completion date is scheduled for May 16, 2002. A groundbreaking ceremony will be scheduled.

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
December 11, 2001
Council Room – 7:00 P.M.
Public Works Building

REGULAR MEETING OF THE CITY COUNCIL

PRESENT: M. W. Harbus, Jr. ........................................Mayor
Anita R. Rodriguez ..................................................Councilmember
Tim Faulkner ............................................................Councilmember
Elorine Sitka ............................................................Councilmember
Don E. Bowe ............................................................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 Rodriguez with the Invocation. All attending recited the Pledge of Allegiance.

COUNCILMEMBER Sitka motioned to adopt the minutes from the meeting of November 13, 2001 as presented. The motion was second by Councilmember Rodriguez. Motion carried.

ORDINANCE No. 1789 pertaining to Community Center rental rates for local non-profit service organizations was considered on second and final reading. Councilmember Rodriguez with a second by Councilmember Bowe made the motion to adopt Ordinance No. 1789 on second and final reading. Motion carried.

THE change in zoning ordinance for Joe R. Rivera was considered for second and final reading. Councilmember Faulkner made the motion to adopt Ordinance No. 1790 on second and final reading granting the zoning change on property described as Lot 11 in Block 1060 of the Original Townsite Addition. The motion was second by Councilmember Sitka. Motion carried.

COUNCILMEMBER Sitka made the motion to adopt Ordinance No. 1791 on second and final reading amending the Manual of Fees and Services Charges, specifically the General Section, Items A and X as it pertains to the cost of copies for accident reports and, birth and death certificates. The motion was second by Councilmember Rodriguez. Motion carried.

UNDER new business, Steve Van Manen with the firm Harrison, Waldrop & Uherek, L.L.P. presented the City’s audit report for Fiscal Year ending September 30, 2001 and reported that the City’s financial statements are correct and in good order. Councilmember Faulkner with a second by Councilmember Bowe made the motion to accept the audit
The preliminary Chisholm Trail Memorial Plan was presented by City Manager Veselka and reviewed by the City Council. Carl O'Neill, the TxDOT representative was available for questions and provided the landscape design. The project site, located at the intersection of Hwy. 77A and West Gonzales St. (Bus.77A), was dedicated as a park in 1930 and has two monuments on site, one dedicated to the memory of the Chisholm Trail drivers and the other references the founding of Yoakum. The project cost is approximately $30,000 to be funded through the Texas Department of Transportation Landscape Cost Sharing Program with the City matching the cost through in-kind services. Plans are to place topiaries and benches in the park purchased by donations. Councilmember Bowe made the motion to approve the preliminary plan. The motion was second by Councilmember Faulkner. Motion carried.

THE Council received a recommendation from the Planning and Zoning Commission for approval of a zoning change from Commercial (C-2) to Residential (R-4) for Dale Merkord at 105 Antioch Street. Mayor Harbus opened a public hearing to receive citizen comments on this requested change. No comments or objections were received and the hearing was closed. Councilmember Sitka made the motion to adopt an ordinance (recorded as No. 2004-17) on first reading granting a zoning change from Commercial (C-2) to Residential (R-4) for property described as Lot 12 in Block 1055 of the Original Townsite Addition. The motion was second by Councilmember Rodriguez. Motion carried.

A racial profiling policy was reviewed by the Council. The policy, which is required by the State, was prepared by Chief Leck and approved as to legal by City Attorney Kvinta. Councilmember Rodriguez with a second by Councilmember Faulkner made the motion to adopt the Racial Profiling Policy. Motion carried.

THE Mayor closed the meeting to the public and opened an Executive Session to deliberate the purchase of real property (V.T.C.A., Gov. Code, Section 551.072). The meeting was later re-opened to the public. No action resulted from the Executive Session.

CITY Manager formally announced his retirement effective January 2002. All in attendance wished him well and thanked him for his years of service to Yoakum.

THERE being no further business, the meeting closed.

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

ATTEST:
Gladys M. Jiménez, City Clerk
SPECIAL MEETING OF THE CITY COUNCIL

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

ABSENT: Charles Kvinta, Jr.

MAYOR Harbus opened the meeting to the public and announced that the Council would convene into an Executive Session to deliberate the appointment of a city manager (V.T.C.A., Gov. Code, Sec. 551.074). The meeting was later re-opened to the public. A motion was made by Councilmember Sitka to appoint Calvin Cook, the City’s present Director of Public Works/Utilities, as the new City Manager effective January 10, 2002. The motion was second by Councilmember Bowe. Motion carried unanimously.

COUNCILMEMBER Rodriguez reported she had been contacted by the carnival owner, which will be in Yoakum for the Land of Leather Days, requesting that the carnival be placed in the downtown area nearer to the festival. Councilmember Rodriguez advised the owner that City Manager Veselka would call him the next day to discuss a possible location.

THERE being no further business, Mayor Harbus closed the meeting.

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

ATTEST:

Gladys M. Jiral
City Clerk