

**CITY OF EAGLE LAKE
CITY COUNCIL MINUTES
SEPTEMBER 12, 2023**

TIME: 7:00 P.M.

PLACE: Municipal Building

A. Call Meeting to Order

The City Council of the City of Eagle Lake convened in regular session on the 12th day of September 2023, with the following members present:

	Mayor:	Timothy L. Kelley
	Mayor Pro-Tem:	Amy Maxwell
	Councilmembers:	Larry Contreras
		Rene Cooper
		Chris Parker
		Jim Wood
	City Manager:	Charles "Tink" Jackson
	City Secretary:	Lina Ferguson
Other staff present:	Budget Officer:	Angie Jackson
	Chief of Police:	Donald Chaney
	Public Works Director:	Victor Shimek
	Building Official:	Antonio Rodriguez

B. Invocation

Mayor Kelley delivered the invocation.

C. Pledge of Allegiance

- D. Public Comments: Any person may comment on any subject, but Council must limit any discussion to placing the items on a future City Council agenda for discussion and/or action.** *(Comments made under this agenda item are limited to three (3) minutes per person. City Council members are excluded from public comments. This is in accordance with the Texas Open Meetings Act.)*

None.

E. Consent Agenda

All the following items on the Consent Agenda are considered to be routine and will be enacted with one motion. There will be no separate discussion of these items unless requested by the Mayor or a Council Member, in which event the item will be removed from the Consent Agenda and considered separately.

1. Previous Minutes – August 1, 2023 Budget Workshop, August 8, 2023 Regular Meeting, and September 5, 2023 Special Meeting.

Councilmember Wood made the motion to approve the previous minutes as presented. Councilmember Parker seconded. VOTE: 5-0 in favor, motion passed.

F. Items for Discussion and Action

2. Recognition of Members of the Eagle Lake Volunteer Fire Department for their Exemplary Emergency Response and Prevention. – Timothy L. Kelley, Mayor

Mayor Kelley recognized the Eagle Lake Volunteer Fire Department. Members were in attendance.

3. Proclamation Honoring Eagle Lake Masonic Lodge #366 in Celebration of their 150th Anniversary. – Timothy L. Kelley, Mayor

Mayor Kelley read and presented a proclamation to Joe McCreary honoring Eagle Lake Masonic Lodge #366.

4. Presentation of Community Pride Award to Rod Marcotte with Old Texas Properties, LLC. – Timothy L. Kelley, Mayor

Mayor Kelley announced that Mr. Marcotte was unable to attend the meeting, so this item will be presented at the next meeting.

5. Consideration and Action on Ordinance No. 2023-08 Amending Ordinance No. 2022-03 Regarding the Appointment of Police Chief Donald T. Chaney and Prescribing Powers and Duties of Said Position; Amending all City Ordinances to be Consistent with the Chapter 25 of the Texas Local Government Code; Repealing all Other Ordinances and Part of Ordinances Inconsistent or in Conflict Herewith; and Providing for Severability. – Charles "Tink" Jackson, City Manager

Councilmember Parker made the motion to approve **Ordinance No. 2023-08** Amending Ordinance No. 2022-03 appointing Police Chief Donald T. Chaney. Councilmember Cooper seconded. VOTE: 5-0 in favor, motion passed.

6. Discussion and Possible Action on Approval of Resolution No. R2023-11 Award of Contract for Professional Water and Sewer Operations Services to EDK Utility Services, LLC, and Authorize the City Manager to Sign a Contract with the Selected Firm. – Charles “Tink” Jackson, City Manager

Councilmember Maxwell made the motion to approve **Resolution No. R2023-11** Award of Contract to EDK Utility Services. Councilmember Cooper seconded. VOTE: 5-0 in favor, motion passed. The contract is for three years with an added alternative of \$1,260 for water testing.

7. Discussion and Possible Action on Approval of Resolution No. R2023-12 Authorizing the Agreement with Texas Department of Transportation (TxDOT) to Close Main Street for the Eagle Lake WILD Festival on November 11, 2023. – Charles “Tink” Jackson, City Manager

Councilmember Wood made the motion to approve **Resolution No. R2023-12** Authorizing the agreement with TxDOT. Councilmember Cooper seconded. VOTE: 5-0 in favor, motion passed.

8. Public Hearing Regarding Proposed Changes to Chapter 14 Zoning, Article 14.01.002, of the Municipal Code of the City of Eagle Lake, Texas, to Add the Definition of Family to the Zoning Ordinance. – Charles “Tink” Jackson, City Manager

Mayor Kelley opened the Public Hearing at 7:15 p.m. No comments were heard. The hearing was closed at 7:15 p.m.

9. Public Hearing Regarding a Request by Carlos Legra for a Variance to Subdivide a 3.44 acre Tract in Block 50B LT 2B into two (2) tracts. – Charles “Tink” Jackson, City Manager

Mayor Kelley opened the Public Hearing at 7:16 p.m. No comments were heard. The hearing was closed at 7:16 p.m.

10. Public Hearing Regarding a Request by Carlos Legra for a Proposed Zoning Change of a 3.44 acre Tract in Block 50B LT 2B to an “R-2” Single-family or Two-family, and Multi-family Residential District “B-2” Business or Commercial District. – Charles “Tink” Jackson, City Manager

Mayor Kelley opened the Public Hearing at 7:16 p.m. No comments were heard. The hearing was closed at 7:17 p.m.

11. Consideration and Possible Action to Approve Ordinance No. 2023-05, Amending Chapter 14 Zoning, Article 14.01.002, of the Municipal Code of the City of Eagle Lake, Texas, to Add the Definition of Family to the Zoning Ordinance. – Charles “Tink” Jackson, City Manager

Councilmember Maxwell made the motion to approve **Ordinance No. 2023-05**, Amending Chapter 14 Zoning, Article 14.01.002. Councilmember Cooper seconded. VOTE: 5-0 in favor, motion passed.

12. Consideration and Possible Action to Approve a Request by Carlos Legra for a Variance to Subdivide a 3.44 acre Tract in Block 50B LT 2B into Two (2) tracts. – Charles “Tink” Jackson, City Manager

Councilmember Cooper made the motion to approve the variance request from Carlos Legra as presented. The variance was recommended for approval by the Planning & Zoning Commission. Councilmember Contreras seconded. VOTE: 5-0 in favor, motion passed.

13. Consideration and Possible Action to Approve a Request by Carlos Legra for a Proposed Zoning Change of a 3.44 acre Tract in Block 50B LT 2B to an “R-2” Single-family or Two-family, and Multi-family Residential District “B-2” Business or Commercial District. – Charles “Tink” Jackson, City Manager

Councilmember Cooper made the motion to approve the proposed zoning change from Carlos Legra as presented. The lot is currently R-1 and this would allow for R-2 District off of Rice Street and B-2 off FM 3013. The zoning change was recommended for approval by the Planning & Zoning Commission. Councilmember Wood seconded. VOTE: 5-0 in favor, motion passed.

14. Discussion and Possible Action on Resolution No. R2023-13 Amending the 2022-2023 Fiscal Year Budget for Construction of (an) Outdoor Fitness Court and make Necessary

Expense Adjustments to the Contingency Fund and General Fund. – Charles “Tink” Jackson, City Manager

Councilmember Cooper made the motion to approve **Resolution No. 2023-13**. Councilmember Wood seconded. VOTE: 5-0 in favor, motion passed.

15. Discussion and Possible Action on Resolution No. R2023-14 Amending the 2022-2023 Fiscal Year Budget for Revenue from TML Intergovernmental Risk Pool (IRP) Insurance Claim to the Utility Fund and make Necessary Property and Expense Adjustments. – Charles “Tink” Jackson, City Manager

Councilmember Cooper made the motion to approve **Resolution No. 2023-14**. Councilmember Parker seconded. VOTE: 5-0 in favor, motion passed.

16. Discussion and Possible Action on Resolution No. R2023-15 Amending the 2022-2023 Fiscal Year Budget for the Purchase of a Compressor for the Fire Department, and creating a Disbursement Account in the General Fund, Expense Adjustments. – Charles “Tink” Jackson, City Manager

Councilmember Wood made the motion to approve **Resolution No. 2023-15**. Councilmember Cooper seconded. VOTE: 5-0 in favor, motion passed.

G. Presentation and Discussion of Reports – Charles “Tink” Jackson, City Manager

17. Administration and Department Heads

- City Manager Report: Welcomed Chief Chaney; Endeavors monthly meeting held, and they will be occupying the premises starting September 15; municipal court clerk resigned and hired Laura Maldonado; National Night Out will be held October 3 from 5:30-7:30 p.m.; attended Wizarding Wednesday at Moonside Macaron; Second Amendment Sanctuary signs were put up and will be for sell; the noon whistle is working; Downtown Association is moving forward with putting up skylights; attended Eagle Lake Wild planning meeting – event will be held November 11 along with the dedication of the park; attended LCRA monthly luncheon and discussions were held regarding the possibility of working towards building a fire department substation; attended golf course meeting; farmer’s market was successful; and the State of the City dinner will be scheduled. Budget Officer Jackson reported that all the money from the certificates of deposit was moved to TexPool except for the fire department one.

- Public Works: Met with Jared Engelke regarding the streets; completing community center repairs; numerous water breaks; the fire hydrant at the hospital was changed out; the tennis/pickleball courts were painted; concrete pad was poured for fitness court; downtown painting of the curbs, trash cans and light posts has been completed; and the skid steer and mulcher were purchased.

- Police Department: Started on August 16 and performed an evaluation on the department; two of the newer vehicles have cracked windshields; addressed officer reporting issues and sex offender registration; officers were out of compliance with TLETS; the sign on incentives and pay scales were restructured; ordered new body cameras thru Axon; seven new tasers were ordered; two officers attended rifle certification; spoke with Judge Stan Warfield about warrants; conducted an inventory of firearms; extra jobs restructured; Sarah Robinson has been cleared to work in the department; two new police officer hires will start on September 18 and 27; and inventory of old vehicles was completed and has 10 that need to be auctioned.

- Code Enforcement/Inspections: Code Official Antonio Rodriguez reviewed the monthly permit summary report. Work continues with the downtown building owners.

- Airport: None.

H. Council Reports

- Expressions of thanks, congratulations, or condolences.
- Information regarding holiday schedules;
- An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- Announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

Councilmember Maxwell thanked Darrell Stancik and the volunteer fire department for their service. Appreciation was also expressed to Police Chief Donald Chaney for all his efforts with the police department.

Councilmember Cooper thanked the fire department for their services.

Councilmember Wood announced that he received inquiries regarding the location/placement of the concrete pad at the municipal park.

- I. **Future Agenda Items:** *List of additional agenda items to provide the City Manager for future Council meetings – without discussion and taking no action.*

Councilmember Parker asked to discuss making Partridge Lane a school zone and putting up signs.

J. **Adjournment**

There being no further business on the meeting's agenda, Mayor Kelley declared the meeting adjourned.


TIMOTHY L. KELLEY, MAYOR

ATTEST:


LINA FERGUSON, CITY SECRETARY