

STATE OF TEXAS § RESOLUTION OF THE
COUNTY OF EL PASO § VILLAGE OF VINTON

TO THE HONORABLE COUNTY CLERK
COUNTY OF EL PASO, TEXAS

Pursuant to Article 961a please record in the official records of the County of El Paso that at a duly called meeting of the Village Council of Vinton, Texas, held on July 8, 1986, during which meeting a quorum of the Council was present and acting throughout, on an agenda item duly posted as required by law, the Council took under discussion the adoption by the Village of Vinton of the provisions of Title 28 of the Revised Civil Statutes of the State of Texas, established that a manufacturing establishment was physically within its corporate limits and had been since the inception of the corporation of the Village; that the Council believed that early in the corporate history of the Village that it had adopted the provisions of Title 28 but could find no record thereof, and resolved:

"To reconfirm the adoption by the Village of the provisions of Title 28, Chapters 1 through 10."

The Council, being polled, unanimously voted to reconfirm its prior adoption of Title 28, Chapters 1 through 10.

VILLAGE OF VINTON, TEXAS

By H. Lee Fuller
H. Lee Fuller, Mayor

Attest:

Phyllis J. Gitten
Phyllis J. Gitten, Clerk

CORPORATION ACKNOWLEDGEMENT

THE STATE OF TEXAS §
COUNTY OF EL PASO §

BEFORE ME, the undersigned authority in and for said County, Texas, on this day personally appeared H. Lee Fuller known to me to be the person and officer whose name is subscribed to the foregoing instrument and first having been duly sworn stated on his oath and acknowledged to me that the same was the act of the said Village of Vinton, Texas, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 12th day of August, A.D. 1986.

<SEAL>

Burton H. Patterson
Notary Public
Burton H. Patterson

RETURN TO:
Burton H. Patterson
Village Attorney
6068 Gateway E., Suite 200
El Paso, Texas 79905

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CLERK OF COURTS
COUNTY CLERK OFFICE

26 AUG 26 4:48

CLERK OF COURTS
COUNTY CLERK OFFICE
COUNTY CLERK

Frank A. Richardson

STATE OF TEXAS COUNTY OF EL PASO

I hereby certify that the statements were filed on the
date and time specified herein by and for the party
indicated in the within captioned case and that the
number of fees received is as indicated herein.

AUG 26 1985



Frank A. Richardson

COUNTY CLERK, El Paso County, Texas

177-9-1328

RETURN TO:

NAME: *FWT*

ADDRESS:

CITY:

ZIP CODE:

MEETING OF THE VILLAGE COUNCIL
VILLAGE OF VINTON, TEXAS
Held: July 8, 1986

The regular bi-monthly meeting of the Village Council of Vinton, Texas was held at the municipal office on July 8, 1986 at 7:00 p.m. The meeting was open to the public and notice of said meeting, giving the date, place and subject thereof was posted properly as required by V.A.T.S. Article 6252.17. Present at the meeting were Mayor H. Lee Fuller and Council members Linda Blount, Wilma Hume, Phyllis Girten, Jesse Trigg and Myrle E. Littleton. The Village Compliance Officer, Mr. Charles Girten, the Village Attorney, Mr. Burton H. Patterson, also were present with numerous residents of the Village.

The minutes of the prior meetings of June 10, 1986 and June 24, 1986 were approved as circulated with Mrs. Girten moving their approval, Mr. Littleton seconding their approval and all Council members voting in favor of the approval.

Mayor Fuller called for Open Forum and Mr. Hall spoke about the unsanitary conditions where illegal dumping was going on within the Village. He suggested that the trailer parks be brought up to standard so that they are not slums and that certain road easements which have obstructions and junked automobiles on them be cleaned and the obstructions and automobiles removed. Mayor Fuller thanked Mr. Hall for his comments and reflected that although the Village had ordinances dealing with junked automobiles it did not have enforcement authority at this time.

Mrs. Kelly asked if her letter had been received. Since it had not she read a copy indicating support for the new Mayor and requesting that any changes which are made in the Village be made slowly. Also, she requested certain zoning changes on Vinton Road. The Mayor thanked her for her comments. Mr. Morgan then asked for the floor and indicated the expungement of Mayor Fuller's records as a minor may not have occurred, stated there were too many questions yet unanswered and asked the Council to investigate the Mayor's background. It was noted that this matter was not on the agenda and could not be taken up at this meeting but could be placed on the agenda for the following meeting if anyone desired to place it on the agenda.

The Mayor then noted the receipt by the Village of a change in pass through rates for Southern Union Gas Company. He stated that the matter required no action and asked the Secretary to note the receipt of the rate filing in the minutes.

The next two items in the agenda comprised a proposal for charges by Southern Union Gas Company for the transportation of gas within the Village and a request by Intersearch Corporation for authority to transport gas within the Village. After a brief discussion, the Council members were of the opinion they had insufficient information to deal with either item and on motion made by Mr. Littleton and seconded by Mr. Trigg, both items were tabled, the Council voting un-animously to table.

The Mayor then read a letter from Basil Smith Engineering recommending that a full time inspector be retained at an approximate cost of \$7,500 to supervise the new road construction within the Village. Mr. Littleton moved that the Basil Smith Engineering firm be authorized to hire a qualified inspector at an estimated cost of approximately \$7,500 to supervise the construction of new paving within the Village of Vinton. The motion was seconded by Mr. Trigg and when the Mayor polled the Council the motion passed unanimously.

The Mayor then presented to the Council a proposed noise ordinance and noted that although it prohibited noise pollution within the Village, it had no enforcement provisions in it since it could not have enforcement provisions in it at this time. After discussion, the Council felt nevertheless that it was an appropriate ordinance to pass and on motion made by Mr. Trigg and seconded by Mrs. Hume, the Council voted unanimously to adopt the noise ordinance as presented to the meeting.

Mr. Trigg noted that he had the water on his property tested for contamination and because of borderline contamination he felt it would be appropriate for the Council to appropriate additional funds to permit any Village resident to have their water tested. After discussion no action was taken on this matter.

The Mayor commented on the Village banking procedures noting that no action was necessary but that his comments were solely for the education of the Council.

The next agenda item was the repair of Kiely Road. It was brought to the attention of the Council that there was erosion under one edge of the street which needed immediate attention prior to substantial damage being done to the pavement. After discussion, there was a consensus of opinion that this fell under the heading of minor road repairs which

could be performed within the adopted Village budget and Mr. Trigg was instructed, in working with Village maintenance personnel, to make such repairs.

The Mayor noted that U.S. Telecommunications had run a cable on property that might possibly be within the Village of Vinton. After discussion it was agreed to refer the matter to Basil Smith Engineering to determine whether the cable line was within the Village or not.

A request was made for a status report on the county paving Chicken Farm Road. There was no report to be given.

Mr. Littleton noted that the Village had been operating as a general law city and that under Article 961 of the Texas Revised Civil Statutes any Village could elect to be a general law city if it had a manufacturing establishment within its corporate limits and if the Council, by a two-thirds vote, accepted the provisions of Chapters 1 through 10 of Title 28 of the Texas Revised Civil Statutes dealing with general law cities. He noted that the Village had operated as if it were a general law city but that it was impossible to determine whether or not the Council had adopted the provisions of Title 28 since the early minutes of the Village had been lost. He indicated that he felt it would be appropriate to reconfirm the adoption by the Village of the provisions of Title 28, Chapters 1 through 10. After a brief discussion Mrs. Girten moved that the Council reconfirm its prior adoption of Title 28, Chapters 1 through 10, Mr. Littleton seconded and upon the Mayor's polling of the Council, the Council unanimously adopted Title 28, Chapters 1 through 10.

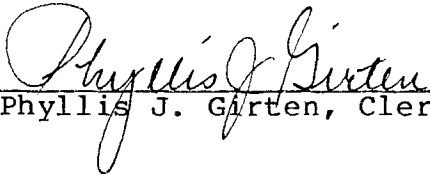
The next item of business was the request by Borsberry Construction Company for a refund of its bid bond. Mr. Borsberry did not appear to address the Council and no action was taken. There was some discussion over a request from the Basil Smith Engineering Company that the Council designate one individual to whom Basil Smith should communicate in matters relating to street paving. After discussion, there was a general consensus that the contact for the Basil Smith Engineering Company be the Mayor, Mr. H. Lee Fuller.

Mr. Fuller then gave the following announcement that the City County Health Department, Vector Control Division, was spraying from the crossroads to Anthony on a weekly basis and to the best of his knowledge was spraying substantially all ponds. He asked that if there were any ponds which were not being sprayed that these be brought to his attention so that arrangements could be made for Vector Control to spray them.

The Mayor also reported that there had been a firearms discharge in which a car, which had no occupants and was sitting in front of a house within the Village, had been shot and hit twice. He asked all citizens to keep a watch and report any gun shots which they heard.

The Mayor then entertained a motion to adjourn which was made by Mr. Trigg, seconded by Mrs. Hume, and unanimously adopted by all members of the Council.

Respectfully submitted,



Phyllis J. Garten, Clerk

Approved:



H. Lee Fuller, Mayor