

**LOCKHART CITY COUNCIL
REGULAR MEETING**

SEPTEMBER 1, 2020

6:30 P.M.

**CLARK LIBRARY ANNEX-COUNCIL CHAMBERS, 217 SOUTH MAIN STREET, 3rd FLOOR,
LOCKHART, TEXAS**

Council present:

Mayor Pro-Tem Angie Gonzales-Sanchez
Councilmember Juan Mendoza
Councilmember Jeffry Michelson

Mayor Lew White
Councilmember Derrick David Bryant
Councilmember Kara McGregor
Councilmember Brad Westmoreland

Staff present:

Steven Lewis, City Manager
Miles Smith, Public Information Officer
Pam Larison, Finance Director
Randy Jenkins, Fire Chief
Will Trevino, Assistant City Attorney

Connie Constancio, City Secretary
Julie Bowermon, Civil Service/HR Director
Sean Kelley, Public Works Director
Shane Mondin, Building Official

Citizens/Visitors Addressing the Council: Beverly Haug of the Lockhart Housing Authority.

PRESENTATION ONLY

**A. PRESENTATION OF A PROCLAMATION DECLARING SEPTEMBER 2020 AS
NATIONAL PREPAREDNESS MONTH.**

Mayor White presented the proclamation to Fire Chief Randy Jenkins.

DISCUSSION ONLY

A. DISCUSS MINUTES OF THE CITY COUNCIL MEETING OF AUGUST 18, 2020.

Mayor White requested corrections to the minutes. There were none.

**B. DISCUSS GRANTING BLUEBONNET ELECTRIC COOPERATIVE A 30-FOOT WIDE
UTILITY EASEMENT ON THE CITY OF LOCKHART'S 1.916 ACRE TRACT OF LAND
LOCATED AT THE INTERSECTION OF CESAR CHAVEZ PARKWAY AND SILENT
VALLEY ROAD.**

Mr. Kelley stated that the new 500,000 gallon elevated water storage tank located on the northwest side of town is near completion. This project requires a 200-amp single phase electrical connection to power the elevated water tower. Since this project is located outside of the City of Lockhart's electrical service area, Bluebonnet Electric Cooperative must provide the service to the tower. Each time Bluebonnet Electric Cooperative runs an electrical line onto private property, they require the completion of an easement document before the work order for the service can be issued. The easement will be 15 feet each side of the centerline of the new utility pole for a total of 30 feet in width. The easement grants the utility provider permission to place, replace and maintain their utility on private property. Easements granted on City owned property require City Council approval. Mr. Kelley recommended approval to enable utilities to be connected to the new elevated water tank. There was discussion.

C. DISCUSS INTERLOCAL AGREEMENT BETWEEN THE CITY OF LOCKHART AND CALDWELL COUNTY FOR THE PERMITTING AND INSPECTION OF ON-SITE SEWAGE FACILITIES LOCATED WITHIN THE CITY OF LOCKHART WHERE CITY SEWER IS UNAVAILABLE.

Mr. Mondin stated that the City of Lockhart has a few areas within the city limits where city sewer is unavailable. The City of Lockhart and Caldwell County have had a verbal agreement for many years that the County will permit and inspect on-site sewage facilities within the areas that city sewer is unavailable. The City and County want to enter an interlocal agreement regarding the permitting and inspection of on-site sewage facilities within these areas. There was brief discussion. Mr. Mondin recommended approval.

D. DISCUSS ORDINANCE 2020-18 CHANGING THE NAME OF ROBERT E. LEE STREET TO RED TAIL LANE.

Mayor White stated that the discussion was held during the August 18 Council meeting, and directed staff to prepare an ordinance for consideration.

E. DISCUSS SELECTION OF ONE CANDIDATE FOR THE TEXAS MUNICIPAL LEAGUE HEALTH BENEFITS POOL (TMLHBP) 2020 BOARD OF TRUSTEES.

Mayor White stated that Tad Cleaves is on the ballot and is interested on serving on TMLHBP Board of Trustees. There was discussion regarding good references received for Jeff Looney. Mayor White stated that the motion would be made during the regular session.

F. DISCUSS SELECTION OF FOUR CANDIDATES FOR THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL (TMLIRP) BOARD OF TRUSTEES.

Mayor White stated that it was recommended that the Council consider voting on the incumbent members.

G. DISCUSS RESOLUTION 2020-20 RENEWING AND ADOPTING A REQUIREMENT THAT COMMERCIAL ESTABLISHMENTS IN THE CITY POST A NOTICE THAT FACIAL COVERINGS ARE REQUIRED OF PERSONS ENTERING SUCH ESTABLISHMENTS, AND ADDRESSING OTHER MATTERS RELATED TO COVID-19, IF NECESSARY.

Mayor White stated that he has received several calls from concerned citizens about store employees not wearing face coverings or businesses not requiring face coverings of their customers. There was discussion regarding the City establishing the facial covering requirement in the public in areas where they cannot socially distance.

RECESS: Mayor White announced that the Council would recess for a break at 7:15 p.m.

REGULAR MEETING

ITEM 1. CALL TO ORDER.

Mayor Lew White called the meeting to order at 7:30 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

Councilmember Mendoza gave the Invocation and led the Pledge of Allegiance to the United States and Texas flags.

ITEM 3. PUBLIC COMMENT.

Mayor White requested citizens to address the Council. There were none.

ITEM 4. HOLD A PUBLIC HEARING AND DISCUSSION REGARDING THE CITY OF LOCKHART AND LOCKHART ECONOMIC DEVELOPMENT CORPORATION FISCAL YEAR 2020-2021 BUDGETS.

Mayor White opened the public hearing at 7:32 p.m.

Ms. Larison stated that the City Charter requires that the City Council hold a public hearing for the Fiscal Year 2020-2021 City of Lockhart budget. Notices of public hearings for the City of Lockhart and the Lockhart Economic Development Corporation Fiscal Year 2020-2021 budgets were published in the Lockhart Post-Register on August 13, 2020 and August 24, 2020. Ms. Larison asked if the Council would like to review or discuss any budget allocations or deletions from the City Manager's Fiscal Year 2020-2021 proposed budget.

There was discussion regarding budget allocations as discussed during the August 31, 2020 meeting.

Mayor White requested citizens to address the Council in favor of or against the proposed budgets. There were none. He closed the public hearing at 7:40 p.m.

Mayor White announced that consideration of adoption of the budget and tax rate will be held during the September 15, 2020 Council meeting at 7:30 p.m. in the Council Chambers-Clark Library, 217 South Main Street, 3rd Floor, Lockhart, Texas.

ITEM 5. CONSENT AGENDA.

Mayor Pro-Tem Sanchez made a motion to approve consent agenda items 5A, 5B, 5C, and 5D. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

- 5A: Approve minutes of the City Council meeting of August 18, 2020.
- 5B: Approve granting Bluebonnet Electric Cooperative a 30-foot wide utility easement on the City of Lockhart's 1.916 acre tract of land located at the intersection of Cesar Chavez Parkway and Silent Valley Road.
- 5C: Approve Interlocal Agreement between the City of Lockhart and Caldwell County for the permitting and inspection of on-site sewage facilities located within the City of Lockhart where city sewer is unavailable.
- 5D: Approve Ordinance 2020-18 changing the name of Robert E. Lee Street to Red Tail Lane.

ITEM 6-A. DISCUSSION AND/OR ACTION TO CONSIDER SELECTION OF ONE CANDIDATE FOR THE TEXAS MUNICIPAL LEAGUE HEALTH BENEFITS POOL 2020 BOARD OF TRUSTEES.

Mayor White made a motion to select Jeff Looney of Granite Shoals on the ballot. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

ITEM 6-B. DISCUSSION AND/OR ACTION TO CONSIDER SELECTION OF FOUR CANDIDATES FOR THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL BOARD OF TRUSTEES.

Mayor White made a motion select the following on the ballot: Place 1: Robert T. Herrera; Place 2: John W. (Buzz) Fullen; Place 3: Jeffrey Snyder; and, Place 4: Robert S. Hauck. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

ITEM 6-C. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2020-20 RENEWING AND ADOPTING A REQUIREMENT THAT COMMERCIAL ESTABLISHMENTS IN THE CITY POST A NOTICE THAT FACIAL COVERINGS ARE REQUIRED OF PERSONS ENTERING SUCH ESTABLISHMENTS, AND ADDRESSING OTHER MATTERS RELATED TO COVID-19, IF NECESSARY.

Mayor Pro-Tem Sanchez made a motion to approve Resolution 2020-20 renewing and adopting a requirement that commercial establishments in the city post a notice that facial coverings are required of persons entering such establishments. Councilmember Bryant seconded. The motion passed by a vote of 7-0

ITEM 6-D. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES. THERE WERE NONE.

Mayor White requested appointments to boards or commissions. There were none.

ITEM 7. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE DISCUSSION.

- Update regarding Storywalk at City Park.
- Update regarding 2020 Census.
- Judge Sojak began at Municipal Court on August 3 with an afternoon schedule, and trained with Judge Molina on magistrate duty. The Judge's first pretrial hearings since COVID-19 will begin on September 21st.
- Bids advertised for the 2020 Community Development Block Grant Project. This water project will be located behind the water treatment plant and will extend a 18" water transmission main to South Commerce Street.
- Two project bids will close on September 3rd: Phase II of the Town Branch Trail and the sidewalk extension on South Colorado Street from SouthPark Village Apartments to the traffic signal at Walmart.
- GBRA received bids for rehabilitation of Wells No. 3 and No.10. Projects are within budget and will begin construction in late 2020.
- HEB Grocery will be presenting a donation to the Lockhart Animal Shelter during their re-grand opening ceremony on September 2nd at 11:30 a.m.
- Update on LCRA's planned 2022 transmission line improvement from the Clear Fork Substation to the Lockhart Substation on F.M. 20.
- Caldwell County officials to brief Lockhart City Council on September 15th regarding a grant opportunity for an Evacuation Multi-Use Facility for emergency or disaster incidents and special events.
- Update on a Condition and Feasibility Study for Fire Station No. 1.

ITEM 8. COUNCIL AND STAFF COMMENTS – ITEMS OF COMMUNITY INTEREST.

Councilmember Mendoza expressed condolences to the Garcia family for their loss. He thanked staff for their work on the Compensation study.

Mayor Pro-Tem Sanchez expressed condolences to the families of Santos Garcia, Jr., Guadalupe Castillo, Ruben Gonzales, Evelio Mendoza for their loss. She thanked city staff for their work on the Compensation study and the budget.

Councilmember McGregor encouraged everyone to stay safe during the Labor Day holiday and during the First Friday events.

Councilmember Bryant encouraged everyone to stay safe. He congratulated the Lockhart School staff and students for going back at school safely.

Councilmember Michelson thanked staff for their work on the budget. He encouraged everyone to continue to wear face coverings.

Mayor White thanked staff for their work on the budget. He encouraged everyone to stay safe.

ITEM 9. EXECUTIVE SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, SECTION 551.071, PRIVATE CONSULTATION WITH ITS ATTORNEY TO SEEK ADVICE ABOUT PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT OFFER; OR LEGAL MATTERS SUBJECT TO ATTORNEY/CLIENT PRIVILEGE. Discussion with City Attorney to receive legal advice regarding the Lockhart Housing Authority structures.

Mayor White announced that the Council would enter Executive Session at 7:57 p.m.

ITEM 10. OPEN SESSION. Discussion and/or action regarding the Lockhart Housing Authority structures.

Mayor White announced that the Council would enter Open Session at 8:47 p.m.

Mayor White requested Beverly Haug of the Lockhart Housing Authority (LHA) to address the Council.

Beverly Haug of the Lockhart Housing Authority requested an extension of demolishing the ten vacant LHA structures on Birch Street. She stated that she would like to sell the property as is and use the funds towards upgrades to the existing residential units. She stated that she would need to seek approval from the US Department of Housing and Urban Development (HUD) to change the application from demolition to disposition to allow the vacant structures to be sold.

Mayor White stated that prior to considering an extension to the LHA, he requested that Ms. Haug provide the HUD documents to the City Attorney to review.

Councilmember McGregor made a motion to take no action and to authorize the City Attorney to meet with the Lockhart Housing Authority to pursue information to base a decision whether to grant an extension during the September 15, 2020 Council meeting. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

ITEM 11. ADJOURNMENT.

Mayor Pro-Tem Sanchez made a motion to adjourn the meeting. Councilmember Mendoza seconded. The motion passed by a vote of 7-0. The meeting was adjourned at 8:55 p.m.

PASSED and APPROVED this the 8th day of October 2020.


ATTEST:



Connie Constancio, TRMC, City Secretary



CITY OF LOCKHART


Lew White, Mayor