

PUBLIC NOTICE

AGENDA

LOCKHART CITY COUNCIL

October 19, 2021

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

6:30 P.M. WORK SESSION (No Action)

Work session will be held to receive briefings and to initially discuss all items contained on the Agenda posted for 7:30 p.m. Generally, this work session is to simplify issues as it relates to the agenda items. No vote will be taken on any issues discussed or reviewed during the work session.

DISCUSSION ONLY

- A. Presentation of a proclamation declaring October 2021 as Domestic Violence Awareness Month. 5
- B. Presentation of a proclamation declaring October as Chiropractic Health Month. 6
- C. Introduce Brandy Spencer, Director of the Lockhart Housing Authority, effective October 1, 2021. —
- D. Discuss City Council minutes of the September 21, 2021 meeting. 7-15
- E. Discuss 4th Quarter Investment Report for Fiscal Year 2020-2021 16-25
- F. Discussion to terminate parklets program or to adopt Ordinance No. 2021-34 to implement revised parklets program. 26-32
- G. Discussion and update regarding the recently completed program evaluation of the Lockhart Animal Services Division. 33-46
- H. Discussion regarding matters related to COVID-19. 47-66

7:30 P.M. REGULAR MEETING

1. CALL TO ORDER

Mayor Lew White

2. INVOCATION, PLEDGE OF ALLEGIANCE

Invocation. Pledge of Allegiance to the United States and Texas flags.

3. PUBLIC COMMENT

The purpose of this item is to allow the public an opportunity to address the City Council on issues that are or are not on the agenda. No discussion can be carried out on the citizen/visitor comment about items not on the agenda. Comments are limited to three minutes per speaker.

4. **PUBLIC HEARING/COUNCIL ACTION**

- A. Hold a PUBLIC HEARING on application ZC-21-12 by William Schock of Terra Associates, Inc., on behalf of Austin Pacific One, LLC, and discussion and/or action to consider Ordinance 2021-32 for a **Zoning Change** from *RMD Residential Medium Business District* and *IL Industrial Light District* to *RHD Residential High Density District* on 9.902 acres in the Cornelius Crenshaw Survey, Abstract No. 68, located at 1824 Borchert Drive. 67-81
- B. Hold a PUBLIC HEARING on application ZC-21-13 by Andrew Dodson, P.E., on behalf of Lockhart Boulevard Project, LLC, and discussion and/or action to consider Ordinance 2021-33 for a **Zoning Change** from *AO Agricultural--Open Space District* to 16.549 acres *RHD Residential High Density District* and 4.0 acres *CMB Commercial Medium Business District* on a total of 20.549 acres in the Cornelius Crenshaw Survey, Abstract No. 68, located at 2207 West San Antonio Street (SH 142). 82-95
- C. Hold a PUBLIC HEARING on application ZC-21-14 by Javier Barajas, P.E., on behalf of 900 Lockhart, LLC, and Anil Chaudhary, and discussion and/or action to consider a **Zoning Change** from *CLB Commercial Light Business District*, *RLD Residential Low Density District*, and *AO Agricultural--Open Space District*, to 5.598 acres *RMD Residential Medium Density District* and 35.672 acres *RLD Residential Low Density District* on a total of 41.27 acres in the Francis Berry Survey, Abstract No. 2, located at 900 State Park Road (FM 20). (Proposed to be TABLED to November 2, 2021, City Council meeting due to error in public hearing notice.) 96-107

5. **CONSENT AGENDA**

- A. Approve City Council minutes of the September 21, 2021 meeting. 108-116
- B. Approve 4th Quarter Investment Report for Fiscal Year 2020-2021. 117-126

6. **DISCUSSION/ACTION ITEMS**

- A. Discussion and/or action to terminate parklets program or to adopt Ordinance No. 2021-34 to implement revised parklets program. 127-133
- B. Discussion and update regarding the recently completed program evaluation of the Lockhart Animal Services Division. 134-147
- C. Discussion regarding matters related to COVID-19. 148-167
- D. Discussion and/or action regarding appointments to various boards, commissions or committees. 168-176

7. **CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE ACTION**
- Keep Lockhart Beautiful fall clean-up event - Saturday, November 6.
 - Update regarding new fire truck for the Lockhart Fire Department.
 - Library Updates.
8. **COUNCIL AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST**
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.**
- A. Consultation with City Attorney regarding Opioid litigation and adoption of settlement resolution.
10. **EXECUTIVE SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, SECTION 551.087 TO DELIBERATE OR FOR DISCUSSION REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE GOVERNMENTAL BODY HAS RECEIVED FROM A BUSINESS PROSPECT THAT THE GOVERNMENTAL BODY SEEKS TO HAVE LOCATE, STAY, OR EXPAND IN OR NEAR THE TERRITORY OF THE GOVERNMENTAL BODY AND WITH WHICH THE GOVERNMENTAL BODY IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS; OR TO DELIBERATE THE OFFER OF A FINANCIAL OR OTHER INCENTIVE TO A BUSINESS PROSPECT.**
- A. Discussion regarding Economic Development negotiations with Project Iron Ore.
- B. Discussion regarding Economic Development negotiations with Project Hyperion.
11. **EXECUTIVE SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, SECTION 551.072 - TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON.**
- A. Discussion regarding possible land acquisition.

12. OPEN SESSION

- A. Discussion and/or action regarding Opioid litigation and adoption of settlement resolution.
- B. Discussion and/or action regarding Economic Development negotiations with Project Iron Ore.
- C. Discussion and/or action regarding Economic Development negotiations with Project Hyperion.
- D. Discussion and/or action regarding possible land acquisition.

13. ADJOURNMENT

City Council shall have the right at anytime to seek legal advice in Executive Session from its Attorney on any agenda item, whether posted for Executive Session or not.

Posted on the bulletin board in the Municipal Building, 308 West San Antonio Street, Lockhart, Texas, on the 15th day of October, 2021 at 3:55 p.m..



PROCLAMATION

WHEREAS, the crime of domestic violence violates the basic human rights of safety and dignity, and 185 Texans lost their lives due to domestic violence; and

WHEREAS, the problems of domestic violence and teen dating violence are not confined to any group of people, but cut across all economic, racial, gender and societal barriers; and

WHEREAS, the impact of domestic violence and teen dating violence directly affects individuals and communities when society ignores or tolerates violence in relationships; and

WHEREAS, last year HCWC provided face-to-face services to over 836 local victims of domestic violence and provided 5,105 days of shelter; and

WHEREAS, last year HCWC provided these direct services to 46 victims from the City of Lockhart.

NOW, THEREFORE, I, Lew White, by virtue of the authority vested in me as Mayor of the City of Lockhart, Texas do hereby proclaim the month of

October 2021

as

“National Domestic Violence Awareness Month”

and call upon the people of Lockhart to work together with HCWC and local partners to bring an end to domestic violence and teen dating violence.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lockhart, Texas to be affixed this 19th day of October 2021.

CITY OF LOCKHART

Lew White
Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

PROCLAMATION

WHEREAS, there has been a general increase in the prevalence of sedentary lifestyles over the years due to advances in technology and transportation, and further exacerbated over the past year by the COVID-19 pandemic and the increase in remote work, leading to an increase in musculoskeletal conditions such as low back pain and joint pain; and

WHEREAS, the public health crisis has also led to an increase in stress and mental health problems nationwide. A March 2021 survey by the Centers for Disease Control and Prevention found that the prevalence of adults with anxiety or a depressive disorder increased from 36.4% to 41.5% between August 2020 and February 2021; and

WHEREAS, research shows that physical activity provides several important health benefits, including helping to manage weight, increase bone and muscle strength, lower blood pressure and cholesterol, and decrease risk of heart disease and stroke; and

WHEREAS, research shows that physical activity also provides valuable benefits to our mental health by reducing the risk of anxiety and depression and enhancing sleep and quality of life; and

WHEREAS, Chiropractors are physician-level healthcare providers who focus on the whole person as part of their hands-on, nondrug approach to pain management and health promotion, and who have special expertise in the prevention, treatment, and rehabilitation of neuromusculoskeletal conditions and injuries; and

WHEREAS, in addition to expertise in spinal manipulation, chiropractors are trained to recommend therapeutic and rehabilitative exercises, and to provide nutritional, dietary and lifestyle advice to help people enhance their physical fitness and overall wellness; and

WHEREAS, Chiropractors, who have been listed as part of the essential healthcare workforce by the U.S. Department of Homeland Security, are also trained to diagnose conditions and to refer patients to other healthcare providers and specialties when necessary; and

WHEREAS, National Chiropractic Health Month 2021 serves as a reminder to all citizens of Texas that noninvasive, nondrug treatments for low back pain and other neuromusculoskeletal conditions such as spinal manipulation and other chiropractic services, combined with an active, healthy lifestyle, may lessen, or eliminate the need for riskier, potentially addictive treatments such as prescription pain medications and surgery.

THEREFORE, BE IT RESOLVED that the state of Texas officially joins with the Texas Chiropractic Association (TCA) and American Chiropractic Association (ACA) in proclaiming the month of

October 2021

as

“National Chiropractic Health Month”

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the City of Lockhart, Texas to be affixed this 19th day of October 2021.

CITY OF LOCKHART

Lew White
Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

REGULAR MEETING

LOCKHART CITY COUNCIL

SEPTEMBER 21, 2021

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 Jeffrey Michelson

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

Staff present:

Steven Lewis, City Manager
Monte Akers, City Attorney
Pam Larison, Finance Director
Mike Kamerlander, Economic Development Director

Connie Constancio, City Secretary
Victoria Maranan, Public Information Officer
Sean Kelley, Public Works Director

Citizens/Visitors Addressing the Council: Kelly Jenkins of Endeavors; Citizens: Doug Alfier, Alexandra Worthington, Jenny Sanchez, Conley Covert, Casey Wilcox, Kip Portis, JJ Wells, Karen Jones, and Kevin Thuerwaechter.

Work Session 6:30 p.m.

Mayor White opened the work session and advised the Council, staff and the audience that staff would provide information and explanations about the following items:

Mayor White announced that Councilmember McGregor will be arriving late.

DISCUSSION ONLY

A. PRESENTATION OF A PROCLAMATION DECLARING HISPANIC HERITAGE MONTH.

Mayor White presented the proclamation to Representatives of the Greater Caldwell County Hispanic Chamber of Commerce.

B. DISCUSS AN ECONOMIC DEVELOPMENT PERFORMANCE AGREEMENT WITH WESTY’S PHARMACY FOR A BIG GRANT.

Mr. Kamerlander stated that Westy’s replaced its awning with a brand new one. The owner has met with the Lockhart Economic Development Corporation (LEDC) and submitted their BIG grant application which provides a 50% rebate for the façade improvements up to \$20,000. The economic development performance agreement outlines the work to be done on the building, the rebate the owner would be entitled to should the work be completed as stated and paid as required. The expected 50% rebate is \$1,528.75 on the \$3,057.50 worth of work on the façade. Of note, the owner has completed the work and provided the paperwork to show payment has been received by the contractor. There was discussion.

C. DISCUSS CITY COUNCIL MINUTES OF THE SEPTEMBER 7, 2021 MEETING.

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

D. DISCUSS ORDINANCE 2021-30 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, SECTION 58-141, ENTITLED "DEFINITIONS" AND SECTION 58-142, ENTITLED "WATER RATES", ADJUSTING THE WATER BASE CHARGE TO COVER INCREASED COSTS IN WATER SUPPLY, DEBT PAYMENTS, AND MAINTENANCE AND OPERATIONS OF SUPPLYING RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL WATER TO ITS CUSTOMERS.

Ms. Larison stated that on February 2, 2021, the City Council authorized the City Manager to enter into an agreement with Raftelis Financial Consultants, Inc. to provide the City of Lockhart with a water and wastewater study. The purpose of the rate study on water and wastewater rates was to determine the total cost of providing water and wastewater services, equitably distribute costs to customers, and design rates to safeguard the financial integrity of the City. A presentation of the study and three viable scenarios were presented to Council during the August 3, 2021 regular council meeting. According to the consultant, in order to recover costs for water supply land leases, debt payments, and maintenance and operations of supplying residential, commercial, and industrial water to its customers, the City should set rates according to the different sizes of the customers' meters and their usage, which is common among municipal utility providers. During the presentation, all three scenarios were compared to peer cities. The City of Lockhart was slightly higher than Brenham and Luling but less than Seguin, Bastrop, San Marcos and Taylor, even with the new rate increase. After reviewing each scenario, the Council requested that Raftelis Financial Consultants, Inc. return with a follow-up presentation using a 3-year phase-in option for rate implementation. At the August 17, 2021 Council meeting, Raftelis' consultant presented the three scenarios with a 3-year phase-in option. The Council directed staff to implement the scenario 2 rate plan with a three-year phase-in. The scenario 2 phase-in plan will have the least amount of impact on customers during the rate implementation but still allow the City of Lockhart to provide services and maintain financial integrity. The new water rates will be set according to the customer's meter size and usage. The new rates will be phased in over a three-year period and will begin with the second billing cycle in November 2021. In addition to the water rate increase, Ordinance 2021-30 will remove and replace definitions that will directly correspond to the new rate structure.

The following definitions have been affected:

- Fixed base charge – replaced by monthly fixed service charge shall mean the monthly dollar amount that is charged for water utility service by the size of the meter installed, even if there is no consumption, for all customer classes.
- Water development debt service fee – removed (the new rate structure will contain the cost of debt service).
- Water development lease rate – removed (the new rate structure will contain the cost of debt service).

There was discussion.

E. DISCUSS ORDINANCE 2021-31 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, ARTICLE 2, DIVISION 3, SECTION 58- 106, ENTITLED "DEFINITIONS"; SECTION 58-108(B), 58-108(C), 58-108(C)(2), AND 58-108(D) ENTITLED "SCHEDULE OF CHARGES" TO RECOVER COSTS FOR WASTEWATER DEBT PAYMENTS AND MAINTENANCE AND OPERATIONS OF THE COLLECTION AND TREATMENT SYSTEM AND TRANSPORTING WASTEWATER TO SAID COLLECTION AND TREATMENT SYSTEM.

Ms. Larison stated that on February 2, 2021, the City Council approved the City Manager to enter into an agreement with Raftelis Financial Consultants, Inc. to provide the City of Lockhart with a water and wastewater study. The purpose of the rate study on water and wastewater rates was to determine the total cost of providing water and wastewater services, equitably distribute costs to customers, and design rates to safeguard the financial integrity of the City. At the August 3, 2021 Council meeting, a presentation of the wastewater study determined that the current minimum base rates for residential and non-residential customers and the price per 1,000 gallons were not sustainable to meet current financial obligations incurred from the contractual services provided by the Guadalupe-Blanco River Authority (GBRA) to maintain our wastewater system and plant operations. The current rates have not been increased in eight years since October 2013. The City of Lockhart has witnessed substantial growth since that time. Raftelis' consultant presented a wastewater rate increase to the current minimum base charges for both residential and non-residential customers, along with an 8% increase (\$0.37/1000 gal.) in usage per 1,000 gallons. Similar to the water rate increase, the City of Lockhart was slightly higher in wastewater rates than Brenham and Luling but less than Seguin, Bastrop, San Marcos and Taylor. The new suggested increase in rates will not change where the City of Lockhart ranks among its peers. The current wastewater base charge is set according to the customer's winter average, which is implemented annually on the first billing cycle in April. The new wastewater minimum base charge will still use a customer's winter average to calculate the monthly billing for wastewater services. The customer's bill will include the new minimum base charge and their winter average usage multiplied by the new usage rate. The new rates will become effective in the second billing cycle of November 2021. In addition to the wastewater rate increase, Ordinance 2021-31 will remove, replace or add definitions that will directly correspond to the new rate structure.

The following definitions have been affected:

- User charge – replaced by monthly fixed service charge, shall mean that a portion of the total wastewater service charge is levied by meter size for the cost of operation, maintenance, and replacement of the wastewater treatment and collection system for all customers.
- Non-residential customer - added - shall mean any customer that does not qualify as a single-family residential customer or a multifamily residential customer.
- Multifamily residential customers and single-family residential customers have been replaced by:
Residential customer shall mean any customer that has a single living unit served by a single lateral line transporting wastewater to the collection system and a domestic residential customer that has more than a single residential living unit that is served by the city's wastewater collection system.

This class shall include residential duplexes up to and including residential apartment housing units. Residential rates shall apply. Non-residential rates shall apply for offices in this class of customer. The owner(s) of this class must pay all applicable wastewater charges for each occupant if the occupants do not pay water or electric service charges directly to the city. Where there is one or more common occupant water meter and the occupants do not pay the city directly for electric service, the owner(s) of the unit(s) must pay all applicable wastewater charges for each occupant.

There was discussion.

F. DISCUSS RESOLUTION 2021-12 ESTABLISHING FEES TO REFLECT THE NEWLY NEGOTIATED SOLID WASTE CONTRACT WITH CENTRAL TEXAS REFUSE (CTR) FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION, DISPOSAL, AND RECYCLING SERVICES.

Ms. Larison stated that during a special called Council meeting on May 25, 2021, the City Council awarded a new 5-year contract to Central Texas Refuse (CTR) for solid waste collection and recycling services. This newly revised contract has allowed for the Council to provide new lower rates for its citizens in terms of residential, senior citizens/disabled, recycling and additional residential carts. Commercial accounts will not see an increase nor a decrease in their current fees. On August 17, 2021, staff provided the City Council with four options to pass through the cost savings to its residential customers. The overall discounts ranged between \$5.50 to \$6.25. The City Council decided to provide the best cost savings of \$6.25, providing a \$2.70 decrease in all residential accounts; \$1.05 additional discount for all senior/disabled accounts; and lowering recycling services from \$5.87 to \$3.50. Being able to provide solid waste collection and disposal services for the citizens of Lockhart is necessary for the health, safety, and welfare of the community. This resolution will go into effect on the first billing cycle in October 2021. There was discussion.

Councilmember McGregor arrived at the meeting. (6:50 p.m.)

G. DISCUSS RESOLUTION 2021-13 AMENDING CHARGES FOR CEMETERY SPACES SOLD IN THE LOCKHART MUNICIPAL BURIAL PARK.

Mr. Kelley stated that the City Council has statutory authority to regulate and improve the City Cemetery. Resolution 2021-13 amends charges for cemetery spaces sold in the Lockhart Municipal Burial Park. Current fees for cemetery spaces sold are \$500 for Lockhart residents, \$600 for Caldwell County residents, and \$1,200 for non-residents of Caldwell County. Resolution 2021-13 would increase cemetery plot sale fees to \$800 for Lockhart residents, \$900 for Caldwell County residents, and \$1,500 for non-residents of Caldwell County. Section 14-4 of the Code of Ordinance authorizes City Council to amend and establish the price of cemetery lots. Cemetery rates are raised from time to time to assist with increasing maintenance and administrative costs and to be commensurate with other municipal cemeteries. The price of lots was last adjusted in 1999. The burial or interment permit fees will remain the same as adopted in 1999. In addition to established costs for the purchase of burial spaces, Section 14-33 requires a permit to be obtained and paid prior to each burial or interment.

There was discussion about the proposed fees and future discussion about changing the name of the Lockhart Municipal Burial Park at a future meeting.

H. DISCUSS RESOLUTION 2021-16 NAMING CITY OF LOCKHART NOMINATIONS FOR DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT FOR THE 2022-2023 TERM.

Mr. Lewis stated that the City of Lockhart received a notice from the Caldwell County Appraisal District (CCAD) for nominations of up to five director positions for the 2022-2023 term. Nominations are to be submitted by written resolution by October 15, 2021. Qualifications are that a director must reside in the appraisal district for at least two years immediately preceding the date he or she takes office, and must not have delinquent property taxes. An employee of a taxing unit is not eligible to serve as a director unless the employee is also an elected official. If the Council chooses to make a nomination(s) to the CCAD Board of Directors, staff requests that nominees be named during the September 21 or October 5 Council meeting. The attached Resolution will be amended to reflect the nominee(s) that will thereafter be submitted to the CCAD to place the City's nominee(s) on a ballot that the Council will vote on in the future. The City of Lockhart's previous nominee (Alfredo Munoz) remains on the CCAD Board of Directors.

There was discussion regarding nominating Alfredo Munoz and Sally Daniel on behalf of the City of Lockhart.

I. DISCUSS THE LOCKHART ECONOMIC DEVELOPMENT CORPORATION BYLAWS, PROVIDING AMENDMENTS AND CLARIFICATIONS, AS OUTLINED IN RESOLUTION 2021-14.

Mr. Kamerlander stated that the Lockhart Economic Development Corporation (LEDC) Board has had some new Directors appointed by City Council over the past year. Throughout these appointments, the question of residency is recurring. The LEDC Bylaws state in Article II, Section 1, Subsection (b) the following for Board of Directors Requirements: (b) The Board shall consist of seven (7) directors, each of whom shall be appointed by the Council (the "City Council) of the City. Each director shall occupy a place (individually, the "Place" and collectively, the "Places") as designated herein. Places 1-4 are designated for Council member Directors from Councilmember Districts 1 through 4 respectively. In the event that a particular Councilmember from said District is unable or unwilling to serve in the capacity as a Director, that Councilmember shall have the right to nominate a non-councilmember for approval and appointment. Places 5-7 are designated for Citizen Member Directors. State law allows for Economic Development Corporation Board of Directors, in City's fewer than 20,000 people, to serve from as far as 10 miles from the corporate boundaries and in a neighboring county as long as it is within the distance requirement. It is staff's interpretation that Directors in places 1-4 are to be Councilmembers from those districts. If the councilmembers choose to appoint someone, they should reside in their district. The At-large and Mayoral appointees may be city-wide. To clarify this intent, the recommended changes would need to be added: (b) The Board shall consist of seven (7) directors, each of whom shall be appointed by the Council (the "City Council) of the City and reside within the City Limits of Lockhart, Texas. Each director shall occupy a place (individually, the "Place" and collectively, the "Places") as designated herein. Places 1-4 are designated for Council member Directors from Councilmember Districts 1 through 4 respectively. In the event that a particular Councilmember from said District is unable or unwilling to serve in the capacity as a Director, that Councilmember shall have the right to nominate a non-councilmember for approval and appointment. Places 5-7 are designated for Citizen Member Directors. To change the bylaws, according to the Articles of Incorporation in Article Ten, Section (b), the "Board of Directors of the corporation shall make application to the City Council for the approval of any proposed amendments, but the same shall not become effective until or unless the same shall be approved by resolution adopted by the City Council." The Lockhart EDC Board of Directors voted to amend the bylaws by unanimous vote at its regular board meeting on September 13, 2021. There was discussion.

J. DISCUSSION TO CONSIDER AMENDING ORDINANCES, PROCEDURES, AND POLICIES INVOLVING SIDEWALK INSTALLATION, REPAIRS, MAINTENANCE AND CREATING A COMPREHENSIVE POLICY.

Mr. Kelley stated that staff has received increasing inquiries into sidewalk replacement, maintenance, and new installation. Unfortunately, current policies and ordinances lack the guidance needed to perform, delegate, and facilitate these requests. With this growing community demand, City Council has also been approached with requests to improve deteriorating sidewalks and installation of new sidewalk connections to meet the needs of the City. Creating a comprehensive sidewalk policy would clear up confusion regarding current sidewalk maintenance responsibility, establish guidelines for installation of new sidewalks and the replacement of existing sidewalks, along with allowing the City to take the proper steps to have necessary improvements made. While installation of new sidewalks and the replacement of existing sidewalks is most cost effective when coordinated with the reconstruction of a street project, there is the need for policies to advise on how to determine other replacements, maintenance responsibilities, installation/ replacement priorities, and funding sources for sidewalks.

Mr. Lewis requested feedback from the Council to assist city staff in creating a policy about sidewalks.

There was discussion regarding scheduling a workshop to discuss sidewalks and topics to consider during the workshop.

K. DISCUSSION REGARDING MATTERS RELATED TO COVID-19.

Mayor White announced that there are no changes to COVID-19 protocols. He outlined a few events that have been cancelled due to COVID-19 for the remainder of 2021.

RECESS: Mayor White announced that the Council would recess for a break at 7:25 p.m.

REGULAR MEETING

ITEM 1. CALL TO ORDER.

Mayor Lew White called the meeting to order at 7:40 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

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

ITEM 3. PUBLIC COMMENT.

Mayor White requested the following citizens to address the Council:

Kelly Jenkins of Endeavors in Waco, Texas, stated that they offer a community housing program that is funded by the CARES Act that assists individuals that have been displaced due to COVID to get them into stable housing. The program assists with rent, utility payments, and housing. He encouraged citizens to contact them for assistance.

Doug Alfier, 1609 Sundown, Lockhart, requested that the City amend the wrecker storage facility ordinance to allow a vehicle storage facility within the City of Lockhart's extraterritorial jurisdiction in addition to within the city limits.

Alexandra Worthington, 701 Campbell, Lockhart, requested that the parklet remain permanent at 101 E. San Antonio Street. She stated that citizens and customers have expressed support and the desire of the parklet remaining on the downtown square. She stated that because of the unforeseen continued COVID issues and concerns, she requested that the city council consider allowing the parklet to remain at 101 E. San Antonio Street.

Jenny Sanchez, 102 S. Brazos, spoke about the City of Lockhart's policy of charging a 10 percent late fee for late utility bill payments. She stated that she believes that the late fee is outrageous and that she has not been able to pay what is due because to the lack of employment during COVID. She believes that the additional late fee added to her utility bills makes it impossible to keep her utility payments current and that disconnection of utilities should not be based on not paying the late fee.

Conley Covert, Austin, expressed support of keeping the parklet permanent at 101 E. San Antonio Street. He stated that it promotes tourism, assists in revenue for local businesses, and provides additional safe outdoor seating.

Casey Wilcox, 505 S. Guadalupe, spoke in support of the parklet remaining permanent at 101 E. San Antonio Street.

Kip Portis, 300 Westwood Road, spoke in favor of the parklet remaining permanent at 101 E. San Antonio Street. He stated that he believes that the parklet helps make the city a better place.

JJ Wells, 1007 W. Live Oak, questioned the city's parklet application process. He expressed support of the parklet remaining at 101 E. San Antonio Street and questioned the city's liability.

Karen Jones, 610 S. Frio, spoke in favor of the parklet remaining open at 101 E. San Antonio Street.

Kevin Thuerwaechter, 409 W. San Antonio St., spoke in favor of the parklet remaining open at 101 E. San Antonio Street.

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

ITEM 4. CONSENT AGENDA.

Councilmember Westmoreland requested that consent agenda item 4B be pulled because he will abstain from voting on the item due to a conflict of interest because he is the owner of Westy's Pharmacy.

ITEM 4-A. APPROVE AN ECONOMIC DEVELOPMENT PERFORMANCE AGREEMENT WITH WESTY'S PHARMACY FOR A BIG GRANT.

Mayor Pro-Tem Sanchez made a motion to approve the Economic Development Performance Agreement with Westy's Pharmacy for a Business Improvement & Growth (BIG) Grant. Councilmember McGregor seconded. The motion passed by a vote of 6-0-1, with Councilmember Westmoreland abstaining.

ITEM 4B. APPROVE CITY COUNCIL MINUTES OF THE SEPTEMBER 7, 2021 MEETING.

Mayor Pro-Tem Sanchez made a motion to approve the minutes. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

ITEM 5-A. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF ORDINANCE 2021-30 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, SECTION 58-141, ENTITLED "DEFINITIONS" AND SECTION 58-142, ENTITLED "WATER RATES", ADJUSTING THE WATER BASE CHARGE TO COVER INCREASED COSTS IN WATER SUPPLY, DEBT PAYMENTS, AND MAINTENANCE AND OPERATIONS OF SUPPLYING RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL WATER TO ITS CUSTOMERS.

Mayor Pro-Tem Sanchez made a motion to approve Ordinance 2021-30, as presented. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

ITEM 5-B. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF ORDINANCE 2021-31 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, ARTICLE 2, DIVISION 3, SECTION 58-106, ENTITLED "DEFINITIONS"; SECTION 58-108(B), 58-108(C), 58-108(C)(2), AND 58-108(D) ENTITLED "SCHEDULE OF CHARGES" TO RECOVER COSTS FOR WASTEWATER DEBT PAYMENTS AND MAINTENANCE AND OPERATIONS OF THE COLLECTION AND TREATMENT SYSTEM AND TRANSPORTING WASTEWATER TO SAID COLLECTION AND TREATMENT SYSTEM.

Councilmember McGregor made a motion to approve Ordinance 2021-31, as presented. Councilmember Westmoreland seconded. The motion passed by vote of 7-0.

ITEM 5-C. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-12 ESTABLISHING FEES TO REFLECT THE NEWLY NEGOTIATED SOLID WASTE CONTRACT WITH CENTRAL TEXAS REFUSE (CTR) FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION, DISPOSAL, AND RECYCLING SERVICES.

Mayor Pro-Tem Sanchez made a motion to approve Resolution 2021-12, as presented. Councilmember Westmoreland seconded. The motion passed by a vote of 7-0.

ITEM 5-D. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-13 AMENDING CHARGES FOR CEMETERY SPACES SOLD IN THE LOCKHART MUNICIPAL BURIAL PARK.

Councilmember Bryant made a motion to approve Resolution 2021-13, as presented. Councilmember Mendoza seconded. The motion passed by a vote of 6-1 with Mayor Pro-Tem Sanchez opposing.

ITEM 5-E. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-16 NAMING CITY OF LOCKHART NOMINATIONS FOR DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT FOR THE 2022-2023 TERM.

Mayor Pro-Tem Sanchez made a motion to nominate Alfredo Munoz and Sally Daniel. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

ITEM 5-F. DISCUSSION AND/OR ACTION REGARDING THE LOCKHART ECONOMIC DEVELOPMENT CORPORATION BYLAWS, PROVIDING AMENDMENTS AND CLARIFICATIONS, AS OUTLINED IN RESOLUTION 2021-14.

Councilmember Michelson made a motion to approve Resolution 2021-14 amending the Lockhart Economic Development Corporation (LEDC) bylaws to require LEDC Board of Directors to be residents within the city limits of Lockhart. Councilmember Westmoreland seconded. The motion passed by a vote of 7-0.

ITEM 5-G. DISCUSSION TO CONSIDER AMENDING ORDINANCES, PROCEDURES, AND POLICIES INVOLVING SIDEWALK INSTALLATION, REPAIRS, MAINTENANCE AND CREATING A COMPREHENSIVE POLICY.

CONSENSUS: After discussion, the consensus of the Council was to direct staff to return with a proposed policy during a future agenda.

ITEM 5-H. DISCUSSION REGARDING MATTERS RELATED TO COVID-19.

No action taken.

ITEM 5-I. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.

Mayor White requested appointments to boards and committees.

Mayor White stated that the appointment made by Councilmember Bryant to the Lockhart Economic Development Corporation (LEDC) no longer qualifies because he does not reside within the city limits of Lockhart.

Councilmember Bryant stated that he continues to stand by appointing Jessie Maciel, Jr. to the LEDC because Mr. Maciel is a trustworthy businessman that would be an asset to the LEDC. Due to the Council's previous action to remove Caldwell County residents to be able to serve on the LEDC, he withdrew the appointment of Mr. Maciel and stated that he will appoint himself to serve on the LEDC.

Councilmember Bryant made a motion to appoint himself to the Lockhart Economic Development Corporation. Councilmember Mendoza seconded. The motion passed by a vote of 7-0.

ITEM 6. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE ACTION.

- Paving of the Lockhart Municipal Court parking lot is complete.
- Library Updates.

ITEM 7. COUNCIL AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST.

Mayor White questioned whether the Council would like to direct staff to return a policy to allow parklets on a permanent basis on a future agenda and whether to extend the parklet at 101 E. San Antonio for 30 days. The consensus of the Council was to extend the parklet permit at 101 E. San Antonio for 30 days and to direct staff to return with a policy about permanent parklets within 30 days.

Councilmember Mendoza expressed condolences to the families of Ira Guyton, Cleophas Cashe, and the Eckford families for their loss.

Mayor Pro-Tem Sanchez expressed condolences to the families of Delia Martinez, Joe Galvan, Margie Espinoza, Refugia Gonzales, Guy Maiorka, Cleophas Cashe, and Ira Guyton for their loss.

Councilmember McGregor thanked citizens for participating in expressing their thoughts during tonight’s meeting.

Councilmember Bryant also thanked citizens for speaking about the utility late fees and about the parklet. He expressed condolences to the families of Ira Guyton and Cleophas Cashe for their loss.

Mayor White thanked staff for their work during the budget process.

After discussion, the consensus of the Council was not to hold the October 5, 2021 Council meeting.

ITEM 8. 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 8:45 p.m.

PASSED and APPROVED this the 19th day of October 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discuss 4th Quarter Investment Report for Fiscal Year 2020-2021.

ORIGINATING DEPARTMENT AND CONTACT: Finance - Pam Larison

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION: The Texas Public Funds Investment Act requires local governments to review and accept quarterly investment reports for each quarterly reporting period of the fiscal year.

The 4th Quarter for Fiscal Year 2020-21, ending September 30, 2021 is presented for Council review and acceptance.

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION: N/A

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: Staff respectfully request a motion to accept the 4th Quarter Investment Report for Fiscal Year 2020-2021.

LIST OF SUPPORTING DOCUMENTS: Quarterly Investment Report for 09/30/2021

CITY OF LOCKHART

Quarterly Investment Report
For the Quarter Ended September 30, 2021

October 19, 2021

CITY of LOCKHART
Quarterly Investment Report
For the Quarter Ended September 30, 2021

This report is presented in accordance with the Texas Government Code, Title 10, Chapter 2256, Public Funds Investment; Section 2256.023 known as the "Public Funds Investment Act". Attached is a detailed City of Lockhart investment report for the period July 1, 2021 through September 30, 2021. The Investment Portfolio Summary reports the beginning and ending book values and market values for the quarterly reporting period as follows:

July 1, 2021

Cash
 Marketable Securities
 Investment Pools
 Certificates of Deposits
Total:

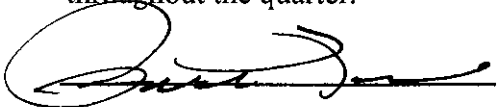
Investment Portfolio		
	Book Value	Market Value
Cash	2,959,301	2,959,301
Marketable Securities	0	0
Investment Pools	24,990,944	24,991,971
Certificates of Deposits	0	0
Total:	27,950,246	27,951,273
<u>September 30, 2021</u>		
Cash	2,991,118	2,991,118
Marketable Securities	0	0
Investment Pools	29,501,432	29,503,313
Certificates of Deposits	0	0
Total:	32,492,550	32,494,432

July 1, 2021

Unrestricted Funds
 Restricted Funds
 Total Funds

Fund Availability		
Unrestricted Funds	10,665,635	10,665,635
Restricted Funds	17,284,610	17,285,638
Total Funds	27,950,246	27,951,273
<u>September 30, 2021</u>		
Unrestricted Funds	9,660,977	9,660,977
Restricted Funds	22,831,574	22,833,455
Total Funds	32,492,550	32,494,432

The investment portfolio, at all times during the quarter, complied with the Public Funds Investment Act and the City of Lockhart Investment Policy. TexPool, Texas CLASS and TexSTAR were also in compliance with the Public Funds Investment Act and the City of Lockhart Investment Policy throughout the quarter.



Pam Larison
 Finance Director

10/13/21

Date

CITY of LOCKHART
Investment Portfolio Summary
For the Quarter Ended September 30, 2021

	Investment Portfolio			
	Book Value	% of Total	Market Value	% of Total
<u>July 1, 2021</u>				
Cash	2,959,301	9.6%	2,959,301	9.6%
Marketable Securities	0	0.0%	0	0.0%
Investment Pools	24,990,944	90.4%	24,991,971	90.4%
Certificates of Deposits	0	0.0%	0	0.0%
Portfolio Total	27,950,246	100.0%	27,951,273	100.0%
<u>September 30, 2021</u>				
Cash	2,991,118	9.2%	2,991,118	9.2%
Marketable Securities	0	0.0%	0	0.0%
Investment Pools	29,501,432	90.8%	29,503,313	90.8%
Certificates of Deposits	0	0.0%	0	0.0%
Portfolio Total	32,492,550	100.0%	32,494,432	100.0%
<u>Change in Value</u>				
Cash	31,817		31,817	
Marketable Securities	0		0	
Investment Pools	4,510,488		4,511,342	
Certificates of Deposits	0		0	
Portfolio Total	4,542,305		4,543,159	
	0			
<u>Maturity Data</u>	Book Value @ 9/30/2021	Weighted Average Maturity	Yield to Maturity	
Cash	2,991,118	0 Days	1.00%	
Marketable Securities	0	0 Days	0.00%	
Investment Pools - Texas CLASS	11,422,610	53 Days *	0.04%	
Investment Pools - TexPool	9,641,248	37 Days *	0.02%	
Investment Pools - TexSTAR	8,437,574	39 Days *	0.01%	
Certificates of Deposits	0	0 Days	0.00%	
	32,492,550	40 Days	0.12%	

Benchmark - 4 Week Treasury Bills - Secondary Market @ September 30, 2021

0.07%

* Weighted Average Maturity of Pool Investments - City funds are available from pools upon request.

<u>Total Return On Investment</u>	<u>Interest Earned</u>
Cash	7,338
Marketable Securities	0
Investment Pools - Texas CLASS	1,503
Investment Pools - TexPool	370
Investment Pools - TexSTAR	141
Certificates of Deposits	0
Total Return on Investment	9,352

CITY OF LOCKHART
Cash Accounts (as reconciled to FLNB)
For the Quarter Ended September 30, 2021

General Operating Account - FLNB		
		<u>Value</u>
July 1, 2021	\$	2,959,301
Deposits		13,391,093
Withdrawals		(13,366,614)
Interest Earned		7,338
September 30, 2021	\$	2,991,118

Total Cash Accounts		
		<u>Value</u>
July 1, 2021	\$	2,959,301
Deposits		13,391,093
Withdrawals		(13,366,614)
Interest Earned		7,338
September 30, 2021	\$	2,991,118

CITY of LOCKHART
Marketable Securities Transaction Summary
For the Quarter Ended September 30, 2021

Holdings During the Quarter														
Type of Security	CUSIP	Purchase Date	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Purchase Price	Quarterly Interest Earned	Beginning Value @ Par	Beginning Book Value July 1, 2021	Beginning Market Value	Ending Value @ Par	Ending Book Value September 30, 2021	Ending Market Value
Totals			\$ -				\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Purchases										
Type of Security	CUSIP	Purchase Date	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Settlement Total	Price	Accrued Interest	
Totals			\$ -	0.22%			\$ -		\$ -	

Maturities										
Type of Security	CUSIP	Purchase Date	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Settlement Total	Price	Accrued Interest	
Totals			\$ -	0.59%			\$ -		\$ -	

CITY OF LOCKHART
Investment Pool Transactions Summary
For the Quarter Ended September 30, 2021

TexPool					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	7,793,417	7,794,742	1.00017	29 Days	0.0200%
Deposits	8,220,006				
Withdrawals	(6,372,545)				
Interest Earned	370				
September 30, 2021	9,641,248	9,642,308	1.00011	37 Days	0.0200%

Texas CLASS					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	11,421,108	11,421,723	1.00005	53 Days	0.1154%
Deposits	0				
Withdrawals	0				
Interest Earned	1,503				
September 30, 2021	11,422,610	11,422,883	1.00002	53 Days	0.0446%

TexSTAR					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	8,437,433	8,438,732	1.00015	40 Days	0.0216%
Deposits	0				
Withdrawals	0				
Interest Earned	141				
September 30, 2021	8,437,574	8,438,122	1.000065	39 Days	0.0100%

CITY of LOCKHART
Certificates of Deposit Transaction Summary
For the Quarter Ended September 30, 2021

Holdings During the Quarter

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Purchase Price	Quarterly Interest Earned	Beginning		Ending	
									Face Value	Market Value	Face Value	Market Value
			\$ -					\$ -	\$ -	\$ -	\$ -	September 30, 2021

Purchases

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Purchase Price
			\$ -				\$ -

Maturities

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Settlement Total
			\$ -				\$ -

City of Lockhart

Investment Pools

Standard and Poor's Ratings

<u>Month</u>	<u>TexPool</u>	<u>TexSTAR</u>	<u>Texas CLASS</u>
October-20	AAAm	AAAm	AAAm
November-20	AAAm	AAAm	AAAm
December-20	AAAm	AAAm	AAAm
January-21	AAAm	AAAm	AAAm
February-21	AAAm	AAAm	AAAm
March-21	AAAm	AAAm	AAAm
April-21	AAAm	AAAm	AAAm
May-21	AAAm	AAAm	AAAm
June-21	AAAm	AAAm	AAAm
July-21	AAAm	AAAm	AAAm
August-21	AAAm	AAAm	AAAm
September-21	AAAm	AAAm	AAAm

<i>City of Lockhart</i>		
<i>Bank Collateralization</i>		
<u><i>Standard and Poor's Ratings</i></u>		
<u>Month</u>		<u>FLNB Collateralization *</u>
October-20		AAA
November-20		AAA
December-20		AAA
January-21		AAA
February-21		AAA
March-21		AAA
April-21		AAA
May-21		AAA
June-21		AAA
July-21		AAA
August-21		AAA
September-21		AAA
	* Guaranteed by US government (AAA)	

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion to terminate parklets program or to adopt Ordinance No. 2021-34 to implement revised parklets program.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Steven Lewis

ACTION REQUESTED: Ordinance

BACKGROUND/SUMMARY/DISCUSSION:

BACKGROUND

The pandemic is having many negative effects on our local economy. Restaurants and other business establishments serving food and beverages have been hit hard. Parklets were seen as a way to allow restaurants to extend their activities into the public right-of-way on a temporary basis. At the time, reduced demand for parking coincided with increased demand for outdoor space.

Further, parklets assist restaurants in:

- overcoming limited interior spaces to meet social distancing standards,
- responding to reduced operating capacities,
- opportunities for customers to avoid indoor spaces, and
- remaining financially viable.

DISCUSSION

Upon expiration of the program, the Council received requests that it be continued, which is the purpose of this ordinance. If approved as drafted, the program will allow the owner of an established business in a district zoned for commercial uses to apply to establish a parklet in or on the sidewalk and/or parking places adjacent to or in close proximity to the business. The size of the parklet may not exceed two parking spaces and adjacent sidewalk, and no more than two parklets will be allowed per block face. If all owners along a block face agree, the size of parklets on that block may vary (e.g. one of three parking spaces and one of one space). The term of each parklet license shall be 90 days, with one extension of 90 additional days allowed if requested. Parklet licenses will be issued by the City Manager or his designee, but denial of an application may be appealed to the City Council. A license fee of \$_____ must accompany each application and request for renewal.

CONCLUSION

As the pandemic subsides, consideration is given to the next steps. Parklets contribute to the atmosphere and vitality of a street. However, as the pandemic abates, the demand for on-street parking returns and cities are grappling with the future of these temporary spaces.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required:

Account Number:

Funds Available:

Account Name:

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION:

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: Council direction requested.

LIST OF SUPPORTING DOCUMENTS: Parklets Ordinance No. 2021-34

ORDINANCE NO. 2021-34

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS AMENDING CHAPTER 50 OF THE LOCKHART CITY CODE BY ADDING NEW SECTION 50-142 TO ARTICLE V THAT ESTABLISHES PROCEDURES AND CRITERIA FOR THE GRANTING OF REVOCABLE, LICENSES FOR PARKLETS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Lockhart has received requests from members of the public for the establishment of a parklets program in certain areas of the City; and

WHEREAS, it is the opinion of the City Council of the City of Lockhart that the establishment of parklets within certain public rights-of-way and pursuant to appropriate regulations will promote business development in the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, that:

SECTION 1. Chapter 50, “Streets, Sidewalks, and Other Public Places,” of the Lockhart City Code is hereby amended by adding a new Section 50-142 to Article V to read as follows:

Section 50-142. Parklets Program

(a) Definitions. In this section:

Parklet means a small area of land within a public right-of-way temporarily dedicated for use by the public for activities and purposes associated with an established business adjacent to or within close proximity to that area, together with improvements, such as lighting, signage, paving, benches, sculpture, landscaping, barricades and fencing, in furtherance of such purposes.

Public right of way means a strip of land over which the city has authority used or intended to be used, wholly or in part by the city, as a public street, alley, sidewalk, or for utility purposes.

Sidewalk means that portion of a public right-of-way, not including the street, that is paved for pedestrian traffic.

Street means that portion of a public right of way that provides primary vehicular access to adjacent land, whether designated as a street, highway, thoroughfare, parkway, throughway, avenue, lane, boulevard, road, place, drive or other similar designation, including areas designated for on-street parking.

(b) Authorized Parklet Licenses.

(1) Parklets may be licensed by the City only within a district zoned for commercial uses and only when the applicant for the license is an established business located adjacent to or within close proximity of the proposed parklet.

(2) The city manager or the city manager’s designee may grant a license for a parklet.

(3) All other improvements in or uses of a public right-of-way not specified in this article may be approved as specifically provided by other ordinances or by the city council, subject to applicable laws.

(4) A parklet license granted under this article is a revocable grant of a privilege and is not a property right or a conveyance of an interest in real property.

(c) Requirements for a Parklet License.

(1) *Application.* An application for a parklet license under this article must be filed with the department designated by the city manager on a form approved by the city manager or the city manager’s designee.

(2) *Uses and improvements not allowed.* No parklet license may be granted under this article for:

- (A) any building, improvement, or structure requiring a building permit;
- (B) any improvement, facility or use, the installation or allowance of which would:
 - i. result in a violation of the Americans with Disabilities Act or any other applicable local, state or federal health or safety law or regulation;
 - ii. unduly interfere with the free passage of vehicles on the street or of pedestrians on the sidewalk;
 - iii. create a traffic hazard;
 - iv. unduly interfere with the safe and efficient operation of a utility facility;
 - v. create undue adverse impacts on adjacent property owners and businesses;
 - vi. block the sight visibility at an intersection; or
 - vii. require the relocation of any utility or utility facility.

(3) *Parklet dimensions.* The maximum size of a parklet shall be two parking spaces and/or the area of sidewalk adjacent to such parking spaces. No more than two parklets shall be allowed per block face unless all business owners on the same block face agree to allow a different combination, such as a single parklet occupying four parking spaces, or one parklet occupying three parking spaces and one parklet occupying only one parking space, which may be allowed as long as the total number of parking spaces occupied by all parklets along a block-face do not exceed four.

(3) *General requirements for all parklet licenses.* A license applicable to permitted uses and improvements allowed under this article, shall include, as applicable:

(A) requirements or applicable technical standards and specifications with which the Licensee must comply;

- (B) the purposes and uses allowed within the parklet, which shall be associated with and consistent with the purposes and uses of the established business that is the licensee;
- (B) terms and restrictions necessary to protect public use of the public right-of-way or the facilities and access needs of a public or private utility provider;
- (C) a provision ensuring public access to the parklet;
- (D) specifications for required clearances between the improvements and utility facilities, whether above ground, underground or overhead, as prescribed by applicable building and health and safety codes, franchise agreements or state or federal laws;
- (E) authorization for the city or a utility provider to remove, without liability, all or part of the facilities placed in the parklet if necessary to obtain access to an affected utility facility;
- (F) provisions that require the licensee to indemnify, defend, hold harmless and release the city, its officers, agents, and employees from any and all claims, losses, damages, causes of action, suits, and liability of every kind, including all expenses of litigation for injury or death of any person, or for damage to any property, arising out of or in connection with licensee's use of public right-of-way;
- (G) a provision specifying that the term or expiration date of the license shall not exceed 90 calendar days, with an option for one 90-day extension upon approval of the extension by the city manager or his/her designee. The extension must be requested in writing prior to expiration of the first 90-day term.
- (H) a provision for termination of the license for violation of its terms, subject to notice of the violation and an opportunity to cure the violation within five calendar days after receipt of the notice, except that violation of the expiration date shall be addressed immediately.;
- (I) a provision for termination of the license by the city without recourse before the end of the license term when necessary to implement a capital improvements or utility project, to address threats to public health or safety, or to mitigate adverse impacts to adjacent property owners and businesses caused by the improvement or use for which the license is granted;
- (J) a provision providing for the prompt removal of all facilities or improvements and/or cessation of uses upon termination of the license at the Licensee's expense, including the right of the city to remove facilities or improvements upon failure of the Licensee to do so and to recover the city's cost for such removal; and
- (K) The city manager or the city manager's designee may approve applications for a parklet that meets the established criteria.

(4) *Approval of parklets by city council.* An application for approval of a parklet which does not meet the established criteria in a parking area of a street may, upon request of the applicant, be considered by the city council at a public meeting, and the city council may approve a parklets license agreement that identifies the parklet area and any applicable restrictions or may deny the application.

(d) Parklet License Fee

Pursuant to Art. III, Sec. 52, Tex. Constitution, use of public property for private or commercial use requires appropriate compensation of the City for such use, which shall be a license fee of \$ _____ per _____, payable with each application for a parklet or for renewal of a

parklet license. Such fee shall be refunded to the applicant in the event the application is not approved.

(e) Smoking and alcohol restrictions applicable to Temporary Parklets.

- (1) Parklets approved under this article shall be subject to the same restrictions and prohibitions against smoking as are applicable to parks pursuant to the Lockhart City Code, together with applicable enforcement remedies and penalties thereunder.
- (2) It is unlawful for any person to publicly consume or display alcoholic beverages within a parklet. No person shall be issued a citation or arrested for an offense under this subsection unless the person has first been issued a verbal warning and given an opportunity to comply with this section.
- (3) In addition to any other remedies and penalties that may be pursued for a violation of this section, the city manager or the city manager's designee may revoke a license issued under this article to a licensee that commits a violation under this section.

(f) Insurance

(1) *Insurance for Parklets.* No parklet license shall be granted unless the licensee files with the city manager or city manager's designee a certificate of liability insurance or other proof of insurance in a form acceptable to the city manager confirming that the applicant has procured the insurance required by this section. If the policy is not kept in full force and effect throughout the term of the license, the special use license shall automatically become void and the facilities and improvements must be removed from the public right-of-way at that time.

(2) The insurance policy shall be issued by an insurance company authorized to do business in the state. The policy shall provide in substance that the insurer will defend against all claims and lawsuits which arise and will pay any final judgment of a court of competent jurisdiction against the city, its officers, agents or employees. The insurance shall provide coverage in an amount of not less than \$1,000,000.00 for each single occurrence. The minimum amounts of insurance coverage may be increased by the city when it is in the best interest of the public. The policy of insurance shall name both the licensee and the city as insured parties to the full amount of the policy limits.

(g) Review of parklets program

On or after the one-year anniversary of the adoption of this ordinance, and thereafter as desired by the City Council, the City Council shall review and consider the provisions of this ordinance to determine the effectiveness of its provisions and whether to continue, amend, or repeal such provisions.

SECTION 2. In codifying the changes authorized by this ordinance, paragraphs, sections and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the Lockhart City Code.

SECTION 3. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION 4. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed to the extent of such conflict.

SECTION 5. The importance of this ordinance creates an emergency and an imperative public necessity, and the provisions of the Lockhart City Charter requiring that ordinances be presented at two separate meetings are hereby waived and, this ordinance will take effect immediately upon adoption.

SECTION 6: This ordinance will take effect after its passage, approval, adoption and publication.

PASSED, APPROVED AND ADOPTED, on the _____ day of _____, 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC, City Secretary

Monte Akers, City Attorney

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion and update regarding the recently completed program evaluation of the Lockhart Animal Services Division.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Sean Kelley

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION:

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION: On August 5, 2021, the Council received the Evaluation Report presented by John Mays with the Animal Control & Care Academy (ACCA).

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: None.

LIST OF SUPPORTING DOCUMENTS: Powerpoint presentation.



Animal Services

Recommendation/Implementation

City Council Meeting
October 19, 2021

Animal Services Activities

Animal Shelter Hours

Amendments to Ordinances

Reassignment of Animal Services

Cost Associated with Reassignment

Summary of Recommendations

Animal Services Activities

- Weekly staff training regarding ordinances, safety procedures and policies
- Improved record keeping
- Several safety and security recommendations implemented

Shelter Hours

CURRENT

Monday-Friday (8am-4:30pm), Saturday & Sunday (8am-3:30pm)

- The later start time would allow the shelter to be in a “presentable” condition prior to opening
- Closing later will allow for pet owners to reclaim pets after regular business hours
- The shelter would remain closed on Sundays and Mondays
- Could implement in November

PROPOSED

Tuesdays-Fridays (11am-6pm), Saturdays (12pm-4pm)

City Code Amendments

Legal Impound Times

Animal Limitations

Breeding Restrictions

Feline Licenses

Legal Impound Times

- Current hold times for animals is 3 business days; hold time starts the following full business day
- New impound times would be 3 business days for stray animals and 5 business days for “owned” animals
- The business day should be defined as a day the shelter is open to the public
- Impound time will start at the exact time of impoundment
- Caldwell County animals impounded at the facility should mirror the City’s adopted hold period

Animal Limitations

- The City has no limitation on the number of dogs and cats one can have
- Enacting an animal limitation ordinance is a means of curbing pet overpopulation, nuisance complaints, and to prevent the proliferation of so-called animal hoarders
- As an example:
Limitation Upon Ownership
No person, residential premises or household shall have, hold, maintain or contain more than a combined total of ____ dogs and cats over ____ months of age within the City, except as authorized by Special Animal Permit
- Limitation law should have a grandfather clause as well as allow ownership of greater numbers of animals through a special permit
- Permitted caretakers of feral cat colonies/animal rescue organizations could be exempt

Breeding Restrictions

- The City currently has no breeding restrictions
- Based upon the numbers of animals impounded annually the City and County should consider restrictions on the breeding of dogs and cats
- Any person whose female dog or cat has a litter must obtain a litter permit prior to the litter's birth
- No female dog or cat shall whelp more than one litter in a twelve-month period
- If the owner violates the breeding ordinance, they will be required to sterilize the whelping animal and each member of the litter within 60 days of receiving the citation

Feline Licenses

- The City currently has no requirement for licensing of cats
- In order to protect feral, stray and owned cats, the City should require vaccination and licensing of all cats in the community
- The law will also require all owned cats be identified with a traceable license, microchip, or tattoo to identify them from feral cats

Reassignment of Animal Services

- Placement of animal service division would be assigned from the Public Works Department to a LPD Sergeant
- The Sergeant's duties would be split between Animal Services and Criminal Investigation Division (CID) - New Position
- Immediate tasks would be to create a standardized SOP that aligns with LPD policies, focus on the prioritized recommendations in the ACCA report, secure contractual veterinary service, develop a long-range plan, enhance safety practices, improve response to calls for service, and increase the division's role and visibility within the City and County

Training and Professional Development for Sergeant's New Assignment

- Basic Animal Control Officer Certification-Texas Academy of Animal Control Officer
- Comprehensive Animal Management Certification-Animal Control & Care Academy
- Shelter Management Training Course-Texas Academy of Animal Control Officers
- Membership to the Texas Animal Control Association

Costs Associated with Reassignment

- Training including lodging (3-year certification period)=\$5,000
- Salary to be distributed across Criminal Investigation Division and Animal Services
- The County currently pays approximately 68% of the total shelter operations budget. Time devoted to shelter operations will be shared with Caldwell County.

Summary Recommendations

- Implement New Shelter Hours to:
Tuesdays-Fridays (11am-6pm) Saturdays (12pm-4pm)
Closed Sundays and Mondays
- Amendments to Chapter 10 - Animals and Beekeeping of the City Code of Ordinances
- LPD to identify Sergeant to handle Animal Service Duties
- Creation of new SOPs and reassignment of the division should satisfy many recommendations found in the ACCA report

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion regarding matters related to COVID-19.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Steven Lewis, Monte Akers

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION: On May 18, 2021, Governor Abbot issued GA-36 that prohibited governmental entities from mandating face coverings or restricting activities in response to the COVID-19 disaster. As a result, the Lockhart City Council rescinded the Mayor's Declaration to require face coverings and encouraged citizens to continue to follow the CDC guidelines in regard to COVID-19.

Also, as a result of the Governor opening Texas on March 2, 2021 (GA-34), community events are back on schedule such as the Chisholm Trail Roundup, Fireworks show, and City venues such as the city splash pad are open to the public. Face coverings are not required during the events or at city facilities.

An update of COVID-19 orders and Council actions is attached.

Open Meetings Act Suspensions Terminate effective September 1, 2021

In March 2020, Governor Abbott's office granted the Attorney General's request to suspend certain open meetings statutes. The temporary suspension allows for telephonic or videoconference meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings, thereby allowing governmental bodies and/or board commissions to hold a meeting virtually without a quorum being present at the meeting location.

On June 30, 2021, the Governor's office approved a request by the Attorney General to lift the open meetings suspensions effective at 12:01 a.m. on September 1, 2021. All Texas governmental bodies subject to the OMA must thereafter conduct their meetings in full compliance with the OMA as written in state law.

The following are provisions in the OMA suspension that will no longer be allowed effective September 1, 2021:

- 1) Video conferencing capability will change in that a member of the governing body or board can meet virtually but there must be a quorum physically present at the meeting location.
- 2) Telephone conference meetings will not be allowed to continue and are only allowed in an emergency.

On **August 29, 2021**, Governor Abbott issued a Declaration renewing the declaration of disaster stating that COVID-19 poses an imminent threat of disaster for all counties in Texas.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

On October 11, 2021, Governor Abbott issued GA-40 prohibiting vaccine mandates, subject to legislative action.

This item is returned to Council for consideration, if necessary.

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): None.

PREVIOUS COUNCIL ACTION: N/A

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: None.

LIST OF SUPPORTING DOCUMENTS: Update of COVID-19 orders and Council actions, GA-39, GA-38, Governor Abbott proclamation renewing the Declaration of Disaster, GA 40

HISTORY OF COVID-19 ORDERS/COUNCIL ACTIONS

On **September 1, 2020**, the City Council adopted Resolution 2020-20 renewing and adopting a requirement that commercial establishments in the City post a notice that facial coverings are a requirement of employees and persons entering such establishments. The requirement that such notice be posted shall remain in effect until terminated or amended by the City Council.

On **October 7, 2020**, Governor Greg Abbott issued Executive Order GA-32 to allow certain bars and similar establishments to operate at 50% capacity with permission from the County Judge. GA-32 increased the occupancy levels for all business establishments other than bars to 75%. GA-32 also provides that outdoor gatherings in excess of 10 people is prohibited unless the Mayor of the City in which the gathering is held, approves of the gathering, and such approval can be made subject to certain conditions or restrictions not inconsistent with GA-32.

Mayor's statement on reduced business capacity in Caldwell County. At 12:01 a.m. on Wednesday, January 13, 2021 the provisions of Governor Greg Abbott's Executive Order GA-32 that suspend elective surgeries, close bars and reduce business capacity to 50 percent went into effect in Lockhart and Caldwell County. This was occurring because under GA-32, these specific provisions took effect when a Trauma Service Area had seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of total capacity exceeded 15 percent. This was the case in Trauma Service Area O, which included Caldwell County.

COVID Relief Fund update. On January 19, 2021, the Council voted to offer a six-month forbearance to businesses that received a COVID-19 Recovery Loan in 2020. Council re-opened the COVID Relief Grants to small businesses for \$5,000 per business that qualifies. Restaurants and bars that were affected by the Governor's order earned higher points on the application process.

During the February 23, 2021 meeting, Chief Jenkins provided an update of COVID compliance for local businesses.

On **March 2, 2021**, Governor Abbot issued GA-34 that was effective March 10, 2021. It provides that the State no longer requires face covering and it does not allow local jurisdictions to require face coverings. GA-34 supercedes all orders issued by local officials that conflict with regard to services or local orders and provides that businesses and other establishments may require customers and employees to wear face coverings. The consensus of the Council was to leave the Mayor's Declaration in effect and to encourage citizens to continue to wear face coverings and to maintain a six foot distance.

On **May 13, 2021**, the CDC announced that fully vaccinated individuals no longer need to mask up or social distance indoors and outdoors, including crowds. Attached is information from the CDC about how to stay safe around individuals that are or are not fully vaccinated.

On **June 15, 2021**, the consensus of the Council was to continue virtual attendance at meetings.

On **June 30, 2021**, the Governor's office approved a request by the Attorney General to lift the temporary Open Meetings Act suspensions, effective at 12:01 a.m. on September 1, 2021. The change in virtual meetings is that a member of the governing body or board member may attend a meeting virtually but there must be a quorum physically present at the meeting location.

On **July 29, 2021**, Governor Abbott issued Executive Order 38, that combined several existing COVID-19 executive orders to promote statewide uniformity and certainty in the state's COVID-19 response. Governor Abbott stated that "The new Executive Order emphasizes that the path forward relies on personal responsibility rather than government mandates".

On **August 13, 2021**, TML provided the following information regarding actions taken by governmental entities and the Attorney General in regards to face coverings:

- **Mask Mandate Update:** Tuesday afternoon, two state district court judges in Dallas and Bexar counties granted local authorities in those jurisdictions temporary restraining orders blocking Governor Abbott's ban on mask mandates. In response to the rulings, the City of San Antonio issued a requirement for face coverings inside city facilities, and the Dallas County Judge issued an emergency order on Wednesday related to face coverings. Temporary restraining orders are by definition temporary and require further court proceedings to become permanent. TML will continue to monitor these developments. In related news, Houston's Mayor Sylvester Turner is requiring masks in city facilities when physical distancing is not doable.

Additionally, a number of large school districts ("ISDs") across the state, including Dallas ISD, Houston ISD, Austin ISD, Fort Worth ISD, and San Antonio ISD, are requiring masks on school property.

- **Attorney General Issues Two COVID-related opinions:** On August 11, the Attorney General released two opinions related to mask mandates and vaccines.
 1. In Opinion KP-0379, the Attorney General was asked whether COVID-19 vaccines could be required as a condition to enter a government building. Citing the Governor's Executive Order No. 38 as well as the recently passed S.B. 968, the Attorney General opined that government entities may not require COVID-19 vaccines as a condition to enter a government facility.
 2. In Opinion No. KP-0380, the Attorney General was asked to opine on the effect of the Governor's executive orders on federal requirements related to face coverings on public transit. The AG ultimately opined that he is unconvinced that CDC and TSA rules as well as federal law preempt the Governor's orders prohibiting mask mandates.

Please remember that Attorney General opinion are just that: opinions. They are legal guidance but do not carry the force of law or court order.

- **Counties Across Texas Seeing Rise in COVID-19 Threat Levels:** Over the last few weeks, we have reported on the rise in COVID-19 threat levels in counties and cities across the state. That rise continues, with Travis, Harris, Dallas, and Williamson counties, among others, back at the highest threat levels as the Delta variant spreads across the state and ICU bed availability drops.

On **August 29, 2021**, Governor Abbott issued a proclamation renewing the declaration stating that COVID-19 poses an imminent threat of disease for all counties in Texas.

On **August 25, 2021**, Governor Abbott issued GA-39 (attached), prohibiting governmental entities from compelling an individual to receive a COVID-19 vaccine regardless of full FDA approval, among other things.

The Governor also issued the following call to the Special Session of the Legislature:

Legislation regarding whether any State or Local Governmental entities in Texas can mandate that an individual receive a COVID-19 vaccine and, if so, what exemption should apply to such mandate.

On **October 11, 2021**, Governor Abbott issued GA-40 relating to prohibiting all entities of compelling receipt of a COVID-19 vaccine until the issue has been considered through legislation.



GOVERNOR GREG ABBOTT

August 25, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2 PM O'CLOCK

AUG 25 2021

Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701


Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-39 relating to prohibiting vaccine mandates and vaccine passports subject to legislative action.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
August 25, 2021

EXECUTIVE ORDER
GA 39

*Relating to prohibiting vaccine mandates and vaccine passports
subject to legislative action.*

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, I have issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health; and

WHEREAS, COVID-19 vaccines are strongly encouraged for those eligible to receive one, but have always been voluntary for Texans; and

WHEREAS, I issued Executive Orders GA-35 and GA-38, addressing COVID-19 vaccines administered under an "emergency use authorization" by prohibiting vaccine mandates from governmental entities and by prohibiting "vaccine passports" from governmental entities and certain others; and

WHEREAS, subsequently, on August 23, 2021, while the legislature was already convened in a special session, the U.S. Food and Drug Administration (FDA) approved one of the COVID-19 vaccines for certain age groups, such that this vaccine is no longer administered under an emergency use authorization for those age groups; and

WHEREAS, while this COVID-19 vaccine is now FDA-approved for certain age groups, others are not yet approved and still are administered under an emergency use authorization; and

WHEREAS, through Chapter 161 of the Texas Health and Safety Code, as well as other laws including Chapters 38 and 51 of the Texas Education Code, the legislature has established its primary role over immunizations, and all immunization laws and regulations in Texas stem from the laws established by the legislature; and

WHEREAS, in other contexts where the legislature has imposed immunization requirements, it has also taken care to provide exemptions that allow people to opt out of being forced to take a vaccine; and

WHEREAS, given the legislature's primacy and the need to avoid a patchwork of regulations with respect to vaccinations, it is appropriate to maintain the status quo of

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SECRETARY OF STATE
2pm O'CLOCK

AUG 25 2021

prohibiting vaccine mandates through executive order while allowing the legislature to consider this issue while in session; and

WHEREAS, in this instance, given the legislature's prior actions, maintaining the status quo of prohibiting vaccine mandates and ensuring uniformity pending the legislature's consideration means extending the voluntariness of COVID-19 vaccinations to all COVID-19 vaccinations, regardless of regulatory status; and

WHEREAS, I am also adding this issue to the agenda for the Second Called Session of the legislature that is currently convened so that the legislature has the opportunity to consider this issue through legislation; and

WHEREAS, I will rescind this executive order upon the effective date of such legislation;

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. No governmental entity can compel any individual to receive a COVID-19 vaccine. I hereby suspend Section 81.082(f)(1) of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that no governmental entity can compel any individual to receive a COVID-19 vaccine.
2. State agencies and political subdivisions shall not adopt or enforce any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine. I hereby suspend Section 81.085(i) of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to enforce this prohibition. This paragraph does not apply to any documentation requirements necessary for the administration of a COVID-19 vaccine.
3. Any public or private entity that is receiving or will receive public funds through any means, including grants, contracts, loans, or other disbursements of taxpayer money, shall not require a consumer to provide, as a condition of receiving any service or entering any place, documentation regarding the consumer's vaccination status for any COVID-19 vaccine. No consumer may be denied entry to a facility financed in whole or in part by public funds for failure to provide documentation regarding the consumer's vaccination status for any COVID-19 vaccine.
4. Nothing in this executive order shall be construed to limit the ability of a nursing home, state supported living center, assisted living facility, or long-term care facility to require documentation of a resident's vaccination status for any COVID-19 vaccine.
5. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any

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SECRETARY OF STATE
2:05 P.M. O'CLOCK

AUG 25 2021

other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.

This executive order supersedes only paragraph No. 2 of Executive Order GA-38, and does not supersede or otherwise affect the remaining paragraphs of Executive Order GA-38. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 25th day of August, 2021.

Handwritten signature of Greg Abbott in black ink.

GREG ABBOTT
Governor

ATTESTED BY:

Handwritten signature of Joe A. Esparza in black ink.
JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2PM O'CLOCK

AUG 25 2021

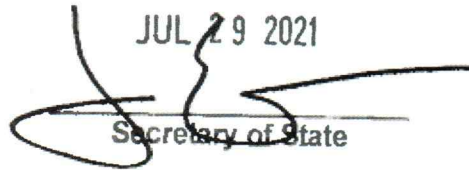


GOVERNOR GREG ABBOTT

July 29, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:15 PM O'CLOCK

JUL 29 2021


Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-38 relating to the continued response to the COVID-19 disaster.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,



Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
July 29, 2021

EXECUTIVE ORDER
GA 38

Relating to the continued response to the COVID-19 disaster.

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, from March 2020 through May 2021, I issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health by adjusting social-distancing and other mitigation strategies; and

WHEREAS, combining into one executive order the requirements of several existing COVID-19 executive orders will further promote statewide uniformity and certainty; and

WHEREAS, as the COVID-19 pandemic continues, Texans are strongly encouraged as a matter of personal responsibility to consistently follow good hygiene, social-distancing, and other mitigation practices; and

WHEREAS, receiving a COVID-19 vaccine under an emergency use authorization is always voluntary in Texas and will never be mandated by the government, but it is strongly encouraged for those eligible to receive one; and

WHEREAS, state and local officials should continue to use every reasonable means to make the COVID-19 vaccine available for any eligible person who chooses to receive one; and

WHEREAS, in the Texas Disaster Act of 1975, the legislature charged the governor with the responsibility "for meeting ... the dangers to the state and people presented by disasters" under Section 418.011 of the Texas Government Code, and expressly granted the governor broad authority to fulfill that responsibility; and

WHEREAS, under Section 418.012, the "governor may issue executive orders ... hav[ing] the force and effect of law;" and

WHEREAS, under Section 418.016(a), the "governor may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business ... if strict compliance with the provisions ... would in any way prevent, hinder, or delay necessary action in coping with a disaster;" and

WHEREAS, under Section 418.018(c), the "governor may control ingress and egress to

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3:15pm O'CLOCK

JUL 29 2021

and from a disaster area and the movement of persons and the occupancy of premises in the area;" and

WHEREAS, under Section 418.173, the legislature authorized as "an offense," punishable by a fine up to \$1,000, any "failure to comply with the [state emergency management plan] or with a rule, order, or ordinance adopted under the plan;"

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. To ensure the continued availability of timely information about COVID-19 testing and hospital bed capacity that is crucial to efforts to cope with the COVID-19 disaster, the following requirements apply:
 - a. All hospitals licensed under Chapter 241 of the Texas Health and Safety Code, and all Texas state-run hospitals, except for psychiatric hospitals, shall submit to the Texas Department of State Health Services (DSHS) daily reports of hospital bed capacity, in the manner prescribed by DSHS. DSHS shall promptly share this information with the Centers for Disease Control and Prevention (CDC).
 - b. Every public or private entity that is utilizing an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to DSHS, as well as to the local health department, daily reports of all test results, both positive and negative. DSHS shall promptly share this information with the CDC.
2. To ensure that vaccines continue to be voluntary for all Texans and that Texans' private COVID-19-related health information continues to enjoy protection against compelled disclosure, in addition to new laws enacted by the legislature against so-called "vaccine passports," the following requirements apply:
 - a. No governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.082(f)(1) of the Texas Health and Safety Code to the extent necessary to ensure that no governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization.
 - b. State agencies and political subdivisions shall not adopt or enforce any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.085(i) of the Texas Health and Safety Code to the extent necessary to enforce this prohibition. This paragraph does not apply to any documentation requirements necessary for the administration of a COVID-19 vaccine.
 - c. Any public or private entity that is receiving or will receive public funds through any means, including grants, contracts, loans, or other disbursements of taxpayer money, shall not require a consumer to provide, as a condition of receiving any service or entering any place, documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. No consumer may be denied entry to a facility financed

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SECRETARY OF STATE
3:15 PM O'CLOCK

JUL 29 2021

- in whole or in part by public funds for failure to provide documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization.
- d. Nothing in this executive order shall be construed to limit the ability of a nursing home, state supported living center, assisted living facility, or long-term care facility to require documentation of a resident's vaccination status for any COVID-19 vaccine.
- e. This paragraph number 2 shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.
3. To ensure the ability of Texans to preserve livelihoods while protecting lives, the following requirements apply:
- a. There are no COVID-19-related operating limits for any business or other establishment.
- b. In areas where the COVID-19 transmission rate is high, individuals are encouraged to follow the safe practices they have already mastered, such as wearing face coverings over the nose and mouth wherever it is not feasible to maintain six feet of social distancing from another person not in the same household, but no person may be required by any jurisdiction to wear or to mandate the wearing of a face covering.
- c. In providing or obtaining services, every person (including individuals, businesses, and other legal entities) is strongly encouraged to use good-faith efforts and available resources to follow the Texas Department of State Health Services (DSHS) health recommendations, found at www.dshs.texas.gov/coronavirus.
- d. Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow guidance from the Texas Health and Human Services Commission (HHSC) regarding visitations, and should follow infection control policies and practices set forth by HHSC, including minimizing the movement of staff between facilities whenever possible.
- e. Public schools may operate as provided by, and under the minimum standard health protocols found in, guidance issued by the Texas Education Agency. Private schools and institutions of higher education are encouraged to establish similar standards.
- f. County and municipal jails should follow guidance from the Texas Commission on Jail Standards regarding visitations.
- g. As stated above, business activities and legal proceedings are free to proceed without COVID-19-related limitations imposed by local governmental entities or officials. This paragraph number 3 supersedes any conflicting local order in response to the COVID-19 disaster, and all relevant laws are suspended to the extent necessary to preclude any such inconsistent local orders. Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any conflicting or inconsistent limitation by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.

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SECRETARY OF STATE
3:15pm O'CLOCK

JUL 29 2021

4. To further ensure that no governmental entity can mandate masks, the following requirements shall continue to apply:
 - a. No governmental entity, including a county, city, school district, and public health authority, and no governmental official may require any person to wear a face covering or to mandate that another person wear a face covering; provided, however, that:
 - i. state supported living centers, government-owned hospitals, and government-operated hospitals may continue to use appropriate policies regarding the wearing of face coverings; and
 - ii. the Texas Department of Criminal Justice, the Texas Juvenile Justice Department, and any county and municipal jails acting consistent with guidance by the Texas Commission on Jail Standards may continue to use appropriate policies regarding the wearing of face coverings.
 - b. This paragraph number 4 shall supersede any face-covering requirement imposed by any local governmental entity or official, except as explicitly provided in subparagraph number 4.a. To the extent necessary to ensure that local governmental entities or officials do not impose any such face-covering requirements, I hereby suspend the following:
 - i. Sections 418.1015(b) and 418.108 of the Texas Government Code;
 - ii. Chapter 81, Subchapter E of the Texas Health and Safety Code;
 - iii. Chapters 121, 122, and 341 of the Texas Health and Safety Code;
 - iv. Chapter 54 of the Texas Local Government Code; and
 - v. Any other statute invoked by any local governmental entity or official in support of a face-covering requirement.

Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any such face-covering requirement by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.
 - c. Even though face coverings cannot be mandated by any governmental entity, that does not prevent individuals from wearing one if they choose.
5. To further ensure uniformity statewide:
 - a. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts services allowed by this executive order or allows gatherings restricted by this executive order. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the

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JUL 29 2021

- COVID-19 disaster that are inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.
- b. Confinement in jail is not an available penalty for violating this executive order. To the extent any order issued by local officials in response to the COVID-19 disaster would allow confinement in jail as an available penalty for violating a COVID-19-related order, that order allowing confinement in jail is superseded, and I hereby suspend all relevant laws to the extent necessary to ensure that local officials do not confine people in jail for violating any executive order or local order issued in response to the COVID-19 disaster.

This executive order supersedes all pre-existing COVID-19-related executive orders and rescinds them in their entirety, except that it does not supersede or rescind Executive Orders GA-13 or GA-37. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 29th
day of July, 2021.

Handwritten signature of Greg Abbott in black ink.

GREG ABBOTT
Governor

ATTESTED BY:

Handwritten signature of Joe A. Esparza in black ink, written over a horizontal line.

JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:15 PM O'CLOCK

JUL 29 2021



GOVERNOR GREG ABBOTT

August 29, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 PM CLOCK

AUG 29 2021


Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Mr. Deputy Secretary:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

A proclamation renewing the declaration stating the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in Texas.

The original proclamation is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

PROCLAMATION
BY THE
Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in the State of Texas; and

WHEREAS, in each subsequent month effective through today, I have issued proclamations renewing the disaster declaration for all Texas counties; and

WHEREAS, I have issued executive orders and suspensions of Texas laws in response to COVID-19, aimed at protecting the health and safety of Texans and ensuring an effective response to this disaster; and

WHEREAS, a state of disaster continues to exist in all counties due to COVID-19;

NOW, THEREFORE, in accordance with the authority vested in me by Section 418.014 of the Texas Government Code, I do hereby renew the disaster proclamation for all counties in Texas.

Pursuant to Section 418.017, I authorize the use of all available resources of state government and of political subdivisions that are reasonably necessary to cope with this disaster.

Pursuant to Section 418.016, any regulatory statute prescribing the procedures for conduct of state business or any order or rule of a state agency that would in any way prevent, hinder, or delay necessary action in coping with this disaster shall be suspended upon written approval of the Office of the Governor. However, to the extent that the enforcement of any state statute or administrative rule regarding contracting or procurement would impede any state agency's emergency response that is necessary to cope with this declared disaster, I hereby suspend such statutes and rules for the duration of this declared disaster for that limited purpose.

In accordance with the statutory requirements, copies of this proclamation shall be filed with the applicable authorities.



IN TESTIMONY WHEREOF, I have hereunto signed my name and have officially caused the Seal of State to be affixed at my office in the City of Austin, Texas, this the 29th day of August, 2021.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30pm O'CLOCK

AUG 29 2021

ATTESTED BY:



JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
Siborn O'CLOCK
AUG 29 2021



GOVERNOR GREG ABBOTT

October 11, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 PM 'CLOCK

OCT 11 2021

A handwritten signature in black ink, appearing to be "Jesse Bell", written over the printed name "Secretary of State".

Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-40 relating to prohibiting vaccine mandates, subject to legislative action.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,

A handwritten signature in blue ink, appearing to be "Gregory S. Davidson", written over the printed name and title.

Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
October 11, 2021

EXECUTIVE ORDER
GA 40

*Relating to prohibiting vaccine mandates,
subject to legislative action.*

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, I have issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health; and

WHEREAS, COVID-19 vaccines are strongly encouraged for those eligible to receive one, but must always be voluntary for Texans; and

WHEREAS, I issued Executive Orders GA-35, GA-38, and GA-39 to prohibit governmental entities and certain others from imposing COVID-19 vaccine mandates or requiring vaccine passports; and

WHEREAS, in yet another instance of federal overreach, the Biden Administration is now bullying many private entities into imposing COVID-19 vaccine mandates, causing workforce disruptions that threaten Texas's continued recovery from the COVID-19 disaster; and

WHEREAS, countless Texans fear losing their livelihoods because they object to receiving a COVID-19 vaccination for reasons of personal conscience, based on a religious belief, or for medical reasons, including prior recovery from COVID-19; and

WHEREAS, through Chapter 161 of the Texas Health and Safety Code, as well as other laws including Chapters 38 and 51 of the Texas Education Code, the legislature has established its primary role over immunizations, and all immunization laws and regulations in Texas stem from the laws established by the legislature; and

WHEREAS, the legislature has taken care to provide exemptions that allow people to opt out of being forced to take a vaccine for reasons of conscience or medical reasons; and

WHEREAS, I am adding this issue to the agenda for the Third Called Session of the legislature that is currently convened so that the legislature has the opportunity to consider this issue through legislation; and

WHEREAS, I will rescind this executive order upon the effective date of such legislation;

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:20 PM O'CLOCK

OCT 11 2021

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. No entity in Texas can compel receipt of a COVID-19 vaccine by any individual, including an employee or a consumer, who objects to such vaccination for any reason of personal conscience, based on a religious belief, or for medical reasons, including prior recovery from COVID-19. I hereby suspend all relevant statutes to the extent necessary to enforce this prohibition.
2. The maximum fine allowed under Section 418.173 of the Texas Government Code and the State's emergency management plan shall apply to any "failure to comply with" this executive order. Confinement in jail is not an available penalty for violating this executive order.
3. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.

This executive order does not supersede Executive Orders GA-13, GA-37, GA-38, or GA-39. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.

Given under my hand this the 11th
day of October, 2021.



GREG ABBOTT
Governor

ATTESTED BY:



JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 PM O'CLOCK

OCT 11 2021

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Hold a PUBLIC HEARING on application ZC-21-12 by William Schock of Terra Associates, Inc., on behalf of Austin Pacific One, LLC, and discussion and/or action to consider Ordinance 2021-32 for a **Zoning Change** from *RMD Residential Medium Business District* and *IL Industrial Light District* to *RHD Residential High Density District* on 9.902 acres in the Cornelius Crenshaw Survey, Abstract No. 68, located at 1824 Borchert Drive.

ORIGINATING DEPARTMENT AND CONTACT: Development Services - Dan Gibson

ACTION REQUESTED: Ordinance

BACKGROUND/SUMMARY/DISCUSSION: The subject property was recently purchased by the owner with the intent of developing as a multi-family residential complex. A small area of RHD zoning exists across the street, and the two areas of RHD zoning will be joined into one if this zoning change is approved. In general, the other existing zoning classifications to the north and west are more intense than the requested RHD zoning on the subject property, while the existing zoning classifications to the east and south are less intense. This means that the proposed RHD zoning could be viewed as an appropriate transition between the surrounding lower and higher intensity zoning classifications. Zoning standards will require the development to be screened with an opaque fence or wall where abutting the existing RMD zoning on the east side. Screening is not required on the sides abutting IL and AO zoning. The proposed RHD zoning classification is not entirely consistent with the Land Use Plan map, which designates the subject property as *Medium Density Residential*. However, the two zoning classifications are only one step apart in terms of density ranges. Staff believes that the proposed rezoning to RHD is an acceptable solution for the subject property given the wide range of existing land uses and zoning classifications in the area. There has been no response to the public hearing notification. See the attached staff report for more information.

PROJECT SCHEDULE (if applicable): Not applicable.

AMOUNT & SOURCE OF FUNDING:

Funds Required:

Account Number:

Funds Available:

Account Name:

FISCAL NOTE (if applicable): Not applicable.

PREVIOUS COUNCIL ACTION: None.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COMMITTEE/BOARD/COMMISSION ACTION: The Planning and Zoning Commission unanimously recommended APPROVAL.

STAFF RECOMMENDATION/REQUESTED MOTION: Approve Ordinance 2021-32 rezoning 1814 Borchert Drive from RMD and IL to RHD.

LIST OF SUPPORTING DOCUMENTS: zc2112 ordinance, ZC-21-12 Exhibit A, ZC2112 case map, ZC2112 zoning, ZC2112 future landuse, ZC2112 aerial, zc2112 staff report, ZC-21-12 application & letter

ORDINANCE 2021-32

AN ORDINANCE OF THE CITY OF LOCKHART, TEXAS, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF LOCKHART, TEXAS, TO RECLASSIFY THE PROPERTY KNOWN AS 9.902 ACRES IN THE CORNELIUS CRENSHAW SURVEY, ABSTRACT NO. 68, LOCATED AT 1824 BORCHERT DRIVE, FROM RMD RESIDENTIAL MEDIUM DENSITY DISTRICT AND IL INDUSTRIAL LIGHT DISTRICT TO RHD RESIDENTIAL HIGH DENSITY DISTRICT.

WHEREAS, on October 13, 2021, the Planning and Zoning Commission held a public hearing and voted to recommend approval of said change; and,

WHEREAS, the City Council desires to amend the zoning map as provided in Section 64-128 of the Code of Ordinances; and,

WHEREAS, a public hearing was held in conformance with applicable law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, THAT:

- I. The foregoing recitals are approved and adopted herein for all purposes.
- II. The above-referenced property described in Zoning Change request ZC-21-12 as 9.902 acres in the Cornelius Crenshaw Survey, Abstract No. 68, more particularly described in Exhibit "A" and located at 1824 Borchert Drive, will be reclassified from RMD Residential medium Density District and IL Industrial Light district to RHD Residential High Density District.
- III. Severability: If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or unenforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity of any other portion, provision or regulation.
- IV. Repealer: That all other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.
- V. Publication: That the City Secretary is directed to cause this ordinance caption to be published in a newspaper of general circulation according to law.
- VI. Effective Date: That this ordinance shall become effective and be in full force immediately upon and from the date of its passage.

PASSED, APPROVED, AND ADOPTED AT A REGULAR MEETING OF THE LOCKHART CITY COUNCIL ON THIS THE 19th DAY OF OCTOBER, 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC, City Secretary

Monte Akers, City Attorney

EXHIBIT "A"

Sinclair Land Surveying, Inc.

3411 Magic Dr.
San Antonio, Texas 78229 —
210-341-4518
TBPELS Firm No. 10089000

August 3, 2021

9.902 acres out of the
Cornelius Crenshaw Survey
Abstract 68
City of Lockhart

THE STATE OF TEXAS
COUNTY OF CALDWELL

METES AND BOUNDS DESCRIPTION OF A SURVEY OF

9.902 acres out of the Cornelius Crenshaw Survey, Abstract 68, City of Lockhart, Caldwell County, Texas, being a portion of a 90.51-acre tract of land described in deed of record in Volume 383 at page 636 of the Official Public Records of Caldwell County, Texas and being more particularly described by metes and bounds, as surveyed, as follows:

Beginning at an ½" iron bar found set in the ground, a reentrant corner of a 90.51-acre tract of land described in deed of record in Volume 383 at page 636 of the Official Public Records of Caldwell County, Texas and the east corner of a 7.887-acre tract of land described in deed of record in Document Number 2016005744 of the Official Public Records of Caldwell County, Texas, for the south corner of this tract, whence an ½" iron bar with a pink cap marked "Hinkle" found set in the ground, a corner of said 90.51-acre tract and a corner of said 7.887-acre tract, bears S 52°44'50" W a distance of 70.64 feet and whence an ½" iron bar with a pink cap marked "Hinkle" found set in the ground, a reentrant corner of said 90.51-acre tract and the south corner of said 7.887-acre tract, bears S 57°20'03" W a distance of 417.02 feet;

Thence N 16°38'57" W (called N 16°20'53" W) with a southwest boundary line of said 90.51-acre tract and a northeast boundary line of said 7.887-acre tract a distance of 496.01 feet (called

496.18 feet) to an ½" iron bar with a pink cap marked "Hinkle" found set in the ground, a corner of said 90.51-acre tract and a corner of said 7.887-acre tract, for a corner of this tract;

Thence N 16°30'41" W (called N 16°11'28" W) with a southwest boundary line of said 90.51-acre tract and a northeast boundary line of said 7.887-acre tract at 274.02 feet an ½" iron bar with a pink cap marked "Hinkle" found set in the ground, the north corner of said 7.887-acre tract, and continuing on the same course and by the same count an overall distance of 278.03 feet (called 277.87 feet) to an ½" iron bar with an orange cap marked "SLS RPLS 5142" set in the ground in the south right-of-way line of Borchert Loop, a west corner of said 90.51-acre tract, for the west corner of this tract;

Thence N 76°16'22" E (called N 77°35'52" E) with the south right-of-way line of Borchert Loop and the north boundary line of said 90.51-acre tract a distance of 427.81 feet (called 428.04 feet) to an ½" iron bar with an orange cap marked "SLS RPLS 5142" set in the ground, the north corner of said 90.51-acre tract and the west corner of a 1.00-acre tract of land described in deed of record in Volume 367 at page 27 of the Official Public Records of Caldwell County, Texas, for the north corner of this tract;

Thence S 30°43'38" E (called S 29°24'08" E) with a northeast boundary line of said 90.51-acre tract and the southwest boundary line of said 1.00-acre tract a distance of 210.00 feet (called 210.00 feet) to an ½" iron bar with an orange cap marked "SLS RPLS 5142" set in the ground, a reentrant corner of said 90.51-acre tract and the south corner of said 1.00-acre tract, for a reentrant corner of this tract;

Thence N 76°16'22" E (called N 77°35'52" E) with a north boundary line of said 90.51-acre tract and the south boundary line of said 1.00-acre tract a distance of 210.01 feet (called 210.01 feet) to an ½" iron bar with an orange cap marked "SLS RPLS 5142" set in the ground in the southwest boundary line of a 16.37-acre tract of land described in deed of record in Volume 396 at page 211 of the Official Public Records of Caldwell County, Texas, a north corner of said 90.51-acre tract and the east corner of said 1.00-acre tract, for a north corner of this tract;

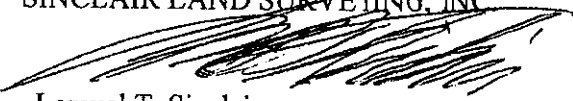
Thence S 30°43'38" E (called S 29°24'08" E) with the northeast boundary line of said 90.51-acre tract and the southwest boundary line of said 16.37-acre tract a distance of 357.77 feet to an ½" iron bar with an orange cap marked "SLS RPLS 5142" set in the ground for the east corner of this tract;

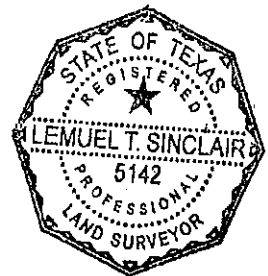
Thence S 59°31'56" W crossing said 90.51-acre tract a distance of 798.89 feet to the point of beginning.

Containing 9.902 acres (431,317 square feet) of land, more or less.

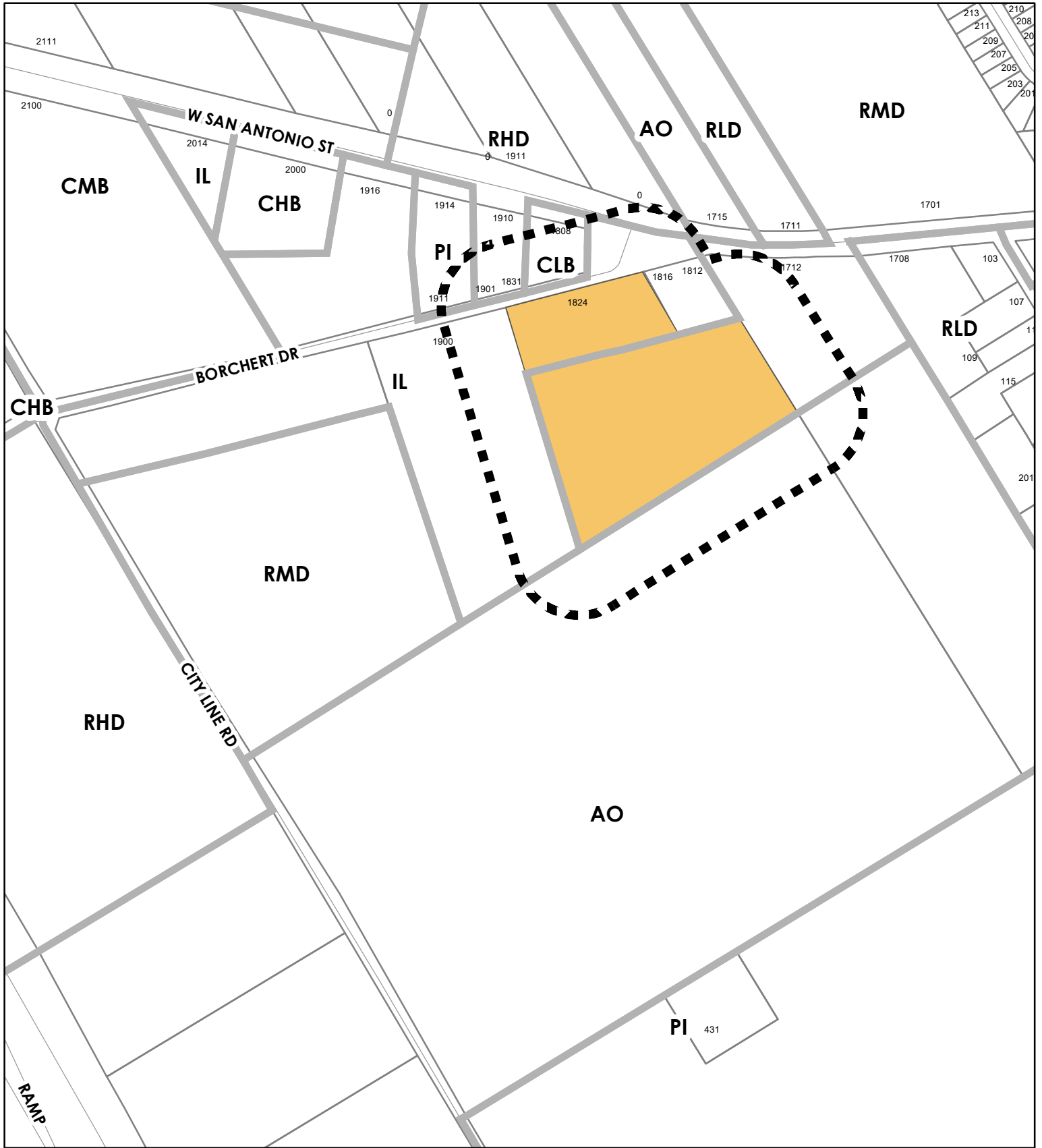
The bearings for this survey are based on the Texas State Plane Coordinate System Grid, South Central Zone (4204), North American Datum 1983.

SINCLAIR LAND SURVEYING, INC


Lemuel T. Sinclair,
Registered Professional Land
Surveyor No. 5142



Its



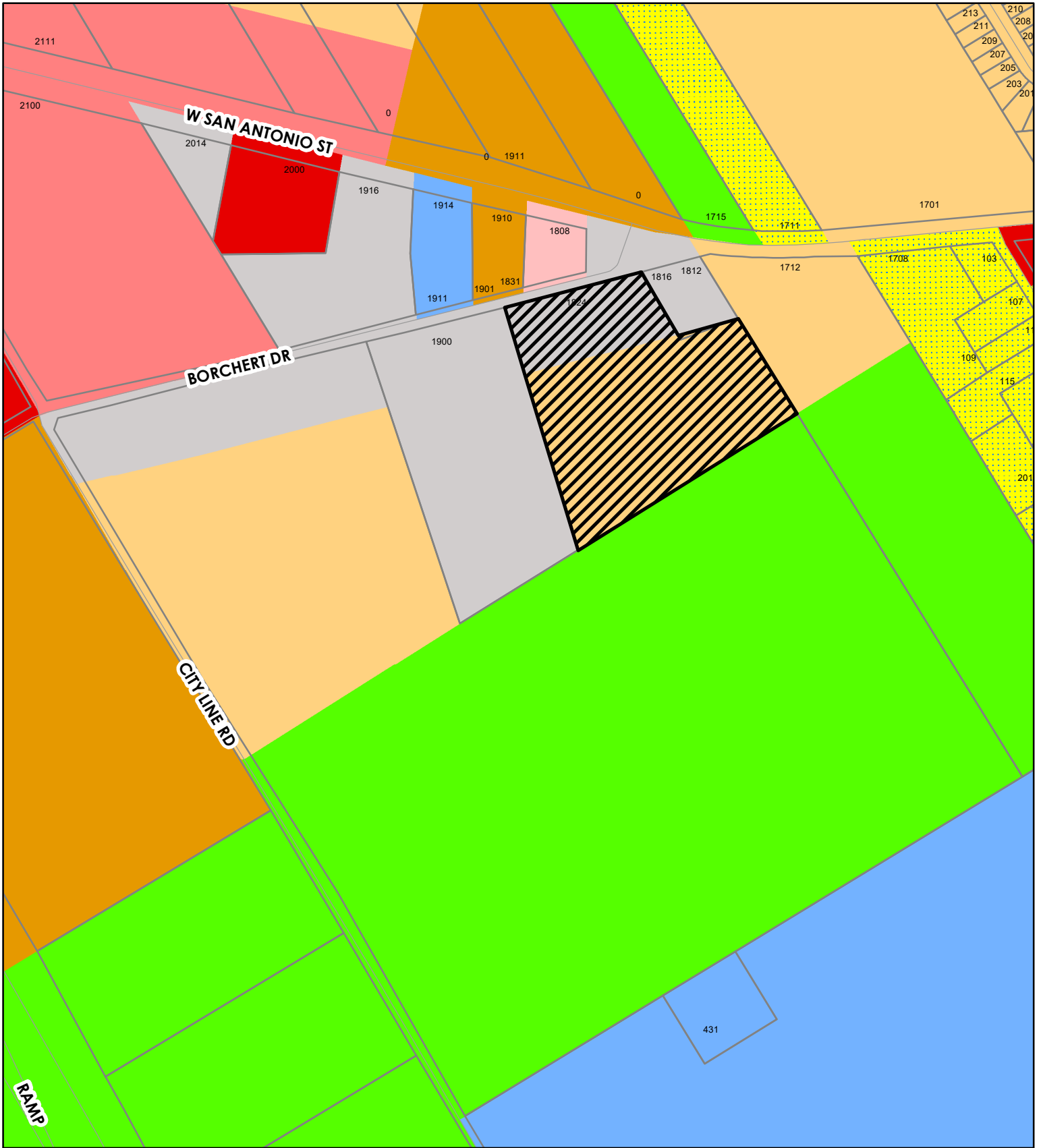
ZC-21-12

IL AND RMD TO RHD
1824 BORCHERT DR



scale 1" = 400'

- SUBJECT PROPERTY
- ZONING BOUNDARY
- 200 FT BUFFER



ZC-21-12

IL AND RMD TO RHD

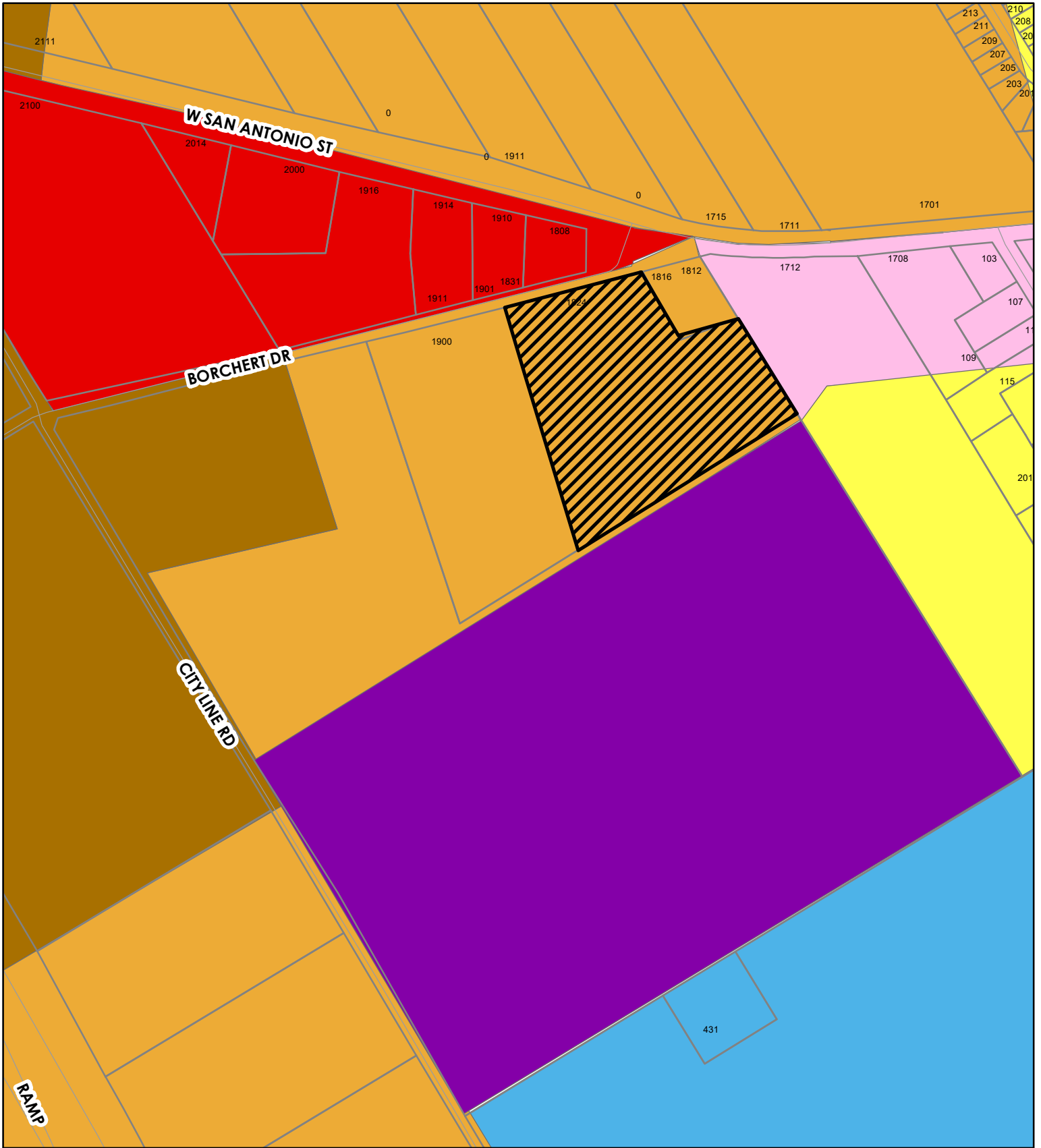
1824 BORCHERT DR



scale 1" = 400'

ZONING DISTRICTS

- AGRICULTURAL-OPEN SPACE
- COMMERCIAL HEAVY BUSINESS
- COMMERCIAL LIGHT BUSINESS
- COMMERCIAL MEDIUM BUSINESS
- INDUSTRIAL LIGHT
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL HIGH DENSITY
- RESIDENTIAL LOW DENSITY
- RESIDENTIAL MEDIUM DENSITY



FUTURE LANDUSE

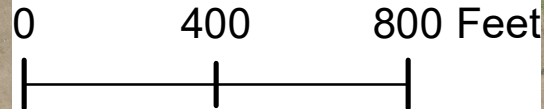
IL AND RMD TO RHD

1824 BORCHERT DR



scale 1" = 400'

- GENERAL-HEAVY COMMERCIAL
- LIGHT-MEDIUM COMMERCIAL
- MIXED RETAIL, OFFICE, RESIDENTIAL
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL, HIGH DENSITY
- RESIDENTIAL, LOW DENSITY
- RESIDENTIAL, MEDIUM DENSITY



CASE SUMMARY

STAFF: Dan Gibson, City Planner CASE NUMBER: ZC-21-12
 REPORT DATE: October 6, 2021 [Updated 10-14-21]
 PLANNING AND ZONING COMMISSION HEARING DATE: October 13, 2021
 CITY COUNCIL HEARING DATE: October 19, 2021
 REQUESTED CHANGE: IL and RMD to RHD
 STAFF RECOMMENDATION: **Approval**
 PLANNING AND ZONING COMMISSION RECOMMENDATION: **Approval**

BACKGROUND DATA

APPLICANT: William Schock of Terra Associates, Inc.
 OWNER: Austin Pacific One, LLC
 SITE LOCATION: 1824 Borchert Drive
 LEGAL DESCRIPTION: Metes and bounds
 SIZE OF PROPERTY: 9.902 acres
 EXISTING USE OF PROPERTY: Vacant
 LAND USE PLAN DESIGNATION: *Medium Density Residential*

ANALYSIS OF ISSUES

REASON FOR REQUESTED ZONING CHANGE: The subject property was recently purchased by the owner with the intent of developing as multi-family residential complex.

AREA CHARACTERISTICS:

	Existing Use	Zoning	Future Land Use Plan
North	Day care center, Residential four-plex, City facilities	CLB, RHD, PI, IL	<i>General-Heavy Commercial, Medium Density Residential</i>
East	Vacant land	RMD, IL	<i>Light-Medium Commercial</i>
South	Vacant land	AO	<i>Mixed Retail/Office/Residential</i>
West	Commercial self-storage facility	IL	<i>Medium Density Residential</i>

TRANSITION OF ZONING DISTRICTS: A small area of RHD zoning exists across the street, and the two areas of RHD zoning will be joined into one if this zoning change is approved. In general, the other existing zoning classifications to the north and west are more intense than the requested RHD zoning on the subject property, while the existing zoning classifications to the east and south are less intense. This means that the proposed RHD zoning could be viewed as an appropriate transition between the surrounding lower and higher intensity zoning classifications.

ADEQUACY OF INFRASTRUCTURE: All City utilities are available and adequate. Vehicular access is available only from Borchert Drive.

POTENTIAL NEIGHBORHOOD IMPACT: Considering the mixture of existing land uses, zoning classifications, and future land use designations on the Land Use Plan map in the area around the property, the characteristics of multi-family residential would not have unusual adverse impacts. Zoning standards will require the development to be screened with an opaque fence or wall where abutting the existing RMD zoning on the east side. Screening is not required on the sides abutting IL and AO zoning.

CONSISTENCY WITH COMPREHENSIVE PLAN: The proposed RHD zoning classification is not entirely consistent with the Land Use Plan map, which designates the subject property as *Medium Density Residential*. However, the two zoning classifications are only one step apart in terms of density ranges.

ALTERNATIVE CLASSIFICATIONS: RMD would be consistent with the Land Use Plan map. However, RHD is the only zoning classification that allows multi-family dwellings having over four units per lot. One three or four-plex dwelling is allowed per lot in the RMD district upon approval of a Specific Use Permit by the Planning and Zoning Commission.

RESPONSE TO NOTIFICATION: None.

STAFF RECOMMENDATION: Staff believes that the proposed rezoning to RHD is an acceptable solution for the subject property given the wide range of existing land uses and zoning classifications in the area.

CITY OF
Lockhart
TEXAS

ZONING CHANGE APPLICATION

(512) 398-3461 • FAX (512) 398-3833
P.O. Box 239 • Lockhart, Texas 78644
308 West San Antonio Street

APPLICANT/OWNER

APPLICANT NAME Austin Pacific One, LLC - Vi Khuu
DAY-TIME TELEPHONE 720-295-7368
E-MAIL AustinPacificInvest@Gmail.com | Vee@VeeKhuu.com

ADDRESS 5900 Balcones Dr, Ste 100
Austin, TX 78731

OWNER NAME Same
DAY-TIME TELEPHONE _____
E-MAIL _____

ADDRESS _____

PROPERTY

ADDRESS OR GENERAL LOCATION 1824 Borchert Drive
LEGAL DESCRIPTION (IF PLATTED) A068 Crenshaw, Cornelious, 91.05 acres Res-Sourhwest Subd.
SIZE 9.902 ACRE(S) LAND USE PLAN DESIGNATION Medium Density Residential
EXISTING USE OF LAND AND/OR BUILDING(S) Raw Land
PROPOSED NEW USE, IF ANY Apartments

REQUESTED CHANGE

FROM CURRENT ZONING CLASSIFICATION RMD/IL
TO PROPOSED ZONING CLASSIFICATION RHD
REASON FOR REQUEST Development of a higher density residential project.

SUBMITTAL REQUIREMENTS

IF THE APPLICANT IS NOT THE OWNER, A LETTER SIGNED AND DATED BY THE OWNER CERTIFYING THEIR OWNERSHIP OF THE PROPERTY AND AUTHORIZING THE APPLICANT TO REPRESENT THE PERSON, ORGANIZATION, OR BUSINESS THAT OWNS THE PROPERTY.

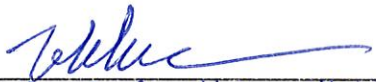
NAME(S) AND ADDRESS(ES) OF PROPERTY LIEN-HOLDER(S), IF ANY.

IF NOT PLATTED, A METES AND BOUNDS LEGAL DESCRIPTION OF THE PROPERTY.

APPLICATION FEE OF \$ 348.04 PAYABLE TO THE CITY OF LOCKHART AS FOLLOWS:

1/4 acre or less	\$125
Between 1/4 and one acre	\$150
One acre or greater	\$170 plus \$20.00 per each acre over one acre

TO THE BEST OF MY KNOWLEDGE, THIS APPLICATION AND ASSOCIATED DOCUMENTS ARE COMPLETE AND CORRECT, AND IT IS UNDERSTOOD THAT I OR ANOTHER REPRESENTATIVE SHOULD BE PRESENT AT ALL PUBLIC MEETINGS CONCERNING THIS APPLICATION.

SIGNATURE  DATE Aug 26, 2021
*Austin Pacific One, LLC a TX LLC
by Kung Fu Capital, LLC its manager - by Vikhum
its manager*

OFFICE USE ONLY

ACCEPTED BY Dan Gibson RECEIPT NUMBER 01026648
DATE SUBMITTED 8-31-21 CASE NUMBER ZC - 21 - 12
DATE NOTICES MAILED 9-27-2021 DATE NOTICE PUBLISHED 10-9-30-2021
PLANNING AND ZONING COMMISSION MEETING DATE 10-13-21
PLANNING AND ZONING COMMISSION RECOMMENDATION Approval 5-0
CITY COUNCIL MEETING DATE 10-19-21
DECISION _____

Austin Pacific One, LLC
5900 Balcones Dr, STE 100,
Austin TX 78731
Phone: 720-295-7368
Email: Vee@VeeKhuu.com - AustinPacificInvest@gmail.com

August 26th, 2021

City of Lockhart
Planning and Zoning Commission
308 W. San Antonio St
Lockhart, TX 78644

SUBJECT: ZONING CHANGE APPLICATION o 9.902 ACRES – 1824 BORCHERT

Dear Planning and Zoning Commission Members,

William Schock of Terra Associates, Inc. is my agent for the zoning change application process on 1824 Borchert Drive, Lockhart, Texas, a 9.902 acres parcel.

Please contact me if you have any questions.

Sincerely,



Austin Pacific One, LLC, a Texas LLC
By Kung Fu Capital, LLC, its Manager
By Vi Khuu, its Manager

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Hold a PUBLIC HEARING on application ZC-21-13 by Andrew Dodson, P.E., on behalf of Lockhart Boulevard Project, LLC, and discussion and/or action to consider Ordinance 2021-33 for a **Zoning Change** from *AO Agricultural--Open Space District* to 16.549 acres *RHD Residential High Density District* and 4.0 acres *CMB Commercial Medium Business District* on a total of 20.549 acres in the Cornelius Crenshaw Survey, Abstract No. 68, located at 2207 West San Antonio Street (SH 142).

ORIGINATING DEPARTMENT AND CONTACT: Development Services - Dan Gibson

ACTION REQUESTED: Ordinance

BACKGROUND/SUMMARY/DISCUSSION: Multi-family housing is proposed on the north 16.549-acre portion of the property, and commercial uses are proposed on the south four-acre portion of the property. Lot 1 of the subdivision is already zoned CMB. The Stanton apartments adjacent to the east are zoned RHD, so the proposed zoning change to RHD on the north portion of the property would simply expand the existing area of RHD. The proposed change to CMB on the south portion would expand the CMB classification abutting on the east side, as well as the existing CMB across West San Antonio Street. The transition to the existing CHB zoning abutting to the west is acceptable since most of the mutual boundary will be along the area proposed to be rezoned to CMB. The proposed RHD zoning classification is not consistent with the *Industry* future land use designation on the Land Use Plan map, and the proposed CMB zoning classification is not consistent with the *High Density Residential* future land use designation on the map. However, both parts of the zoning change are very consistent with adjacent classifications, so the resulting zoning pattern will be an improvement over the existing pattern in terms of the land uses allowed. The current *Industry* designation on the Land Use Plan map extends across to the north side of the railroad track, and was envisioned as an industrial node with convenient access to both rail and highway transportation. As it turns out, it's probably better to limit industrial uses to the north side of the track since the track provides a logical separation in the pattern of zoning classifications and land uses. The current AO zoning cannot accommodate any meaningful development in this growing area of the city, and both parts of the requested zoning change provide for appropriate transition of zoning classifications and land uses. There has been no response to the public hearing notification. See the attached staff report for more information.

PROJECT SCHEDULE (if applicable): Not applicable.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

AMOUNT & SOURCE OF FUNDING:

Funds Required:

Account Number:

Funds Available:

Account Name:

FISCAL NOTE (if applicable): Not applicable.

PREVIOUS COUNCIL ACTION: None.

COMMITTEE/BOARD/COMMISSION ACTION: The Planning and Zoning Commission unanimously recommended APPROVAL.

STAFF RECOMMENDATION/REQUESTED MOTION: Approve Ordinance 2021-33 rezoning 2207 West San Antonio Street from AO to RHD and CMB.

LIST OF SUPPORTING DOCUMENTS: zc2113 ordinance, ZC-21-13 Exhibits A & B, ZC2113 case map, ZC2113 zoning, ZC2113 future landuse, ZC2113 aerial, zc2113 staff report, zc2113 application & letter

ORDINANCE 2021-33

AN ORDINANCE OF THE CITY OF LOCKHART, TEXAS, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF LOCKHART, TEXAS, TO RECLASSIFY THE PROPERTY KNOWN AS 20.549 ACRES IN THE CORNELIUS CRENSHAW SURVEY, ABSTRACT NO. 68, LOCATED AT 2207 WEST SAN ANTONIO STREET (SH 142), FROM AO AGRICULTURAL–OPEN SPACE DISTRICT TO 16.549 ACRES RHD RESIDENTIAL HIGH DENSITY DISTRICT AND 4.0 ACRES CMB COMMERCIAL MEDIUM BUSINESS DISTRICT.

WHEREAS, on October 13, 2021, the Planning and Zoning Commission held a public hearing and voted to recommend approval of said change; and,

WHEREAS, the City Council desires to amend the zoning map as provided in Section 64-128 of the Code of Ordinances; and,

WHEREAS, a public hearing was held in conformance with applicable law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, THAT:

- I. The foregoing recitals are approved and adopted herein for all purposes.
- II. The above-referenced property described in Zoning Change request ZC-21-13 as 20.549 acres in the Cornelius Crenshaw Survey, Abstract No. 68, more particularly described in Exhibit “A” and Exhibit “B” and located at 2207 West San Antonio Street, will be reclassified from AO Agricultural Open–Space District to 16.549 acres RHD Residential High Density District and 4.0 acres CMB Commercial Medium Business District.
- III. Severability: If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or unenforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity of any other portion, provision or regulation.
- IV. Repealer: That all other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.
- V. Publication: That the City Secretary is directed to cause this ordinance caption to be published in a newspaper of general circulation according to law.
- VI. Effective Date: That this ordinance shall become effective and be in full force immediately upon and from the date of its passage.

PASSED, APPROVED, AND ADOPTED AT A REGULAR MEETING OF THE LOCKHART CITY COUNCIL ON THIS THE 19th DAY OF OCTOBER, 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC, City Secretary

Monte Akers, City Attorney

EXHIBIT "A"



Page 1 of 1
Job #20180441-2
16.549ac-Rezoning

All of a certain tract or parcel of land situated in the City of Lockhart, Caldwell County, Texas and being a part of the Cornelius Crenshaw Survey A-68 and being also a part of Lot 2 of Lockhart Gateway Addition as recorded in Plat Cabinet C Slide 97 of the Plat Records of Caldwell County, Texas and being also a part of a tract of land called 44.987 acres and conveyed to Lockhart Blvd Project LLC by deed recorded in Instrument #2016-006401 of the Official Records of Caldwell County, Texas and being more particularly described as follows:

BEGINNING at a capped iron pin set (Stamped "Hinkle Surveyors") in the North line of the above mentioned 44.987 acre tract and in the intersection of the South line of the Union Pacific RR ROW and the East line of S. Cesar Chavez Parkway NB (a.k.a. State Highway #130) for the NW corner this tract.

THENCE N 86 degrees 28 minutes 36 seconds E with the North line of the said 44.987 acre tract and the South line of Union Pacific Railroad ROW **870.55 feet** to a capped iron pin found (Stamped "Hinkle Surveyors") in the NW corner of a tract of land called 16.216 acres and conveyed to Stanton XT VRH Holdings, LLC by deed recorded in Instrument #2017-003399 of the said Official Records for the NE corner this tract.

THENCE S 17 degrees 15 minutes 44 seconds W over and across the said 44.987 acre tract and with the West line of the above mentioned 16.216 acre tract **978.72 feet** to a capped iron pin found (Stamped "Hinkle Surveyors") in an exterior corner of the said 16.216 acre tract for the SE corner this tract.

THENCE S 84 degrees 24 minutes 37 seconds W 518.32 feet to a point in the SW line of the said 44.987 acre tract and the apparent NE line of a tract of land called 44.23 acres and conveyed to Reserve 142 Lockhart Ltd. by deed recorded in Volume 520 Page 353 of the said Official Records for the SW corner this tract.

THENCE N 27 degrees 15 minutes 49 seconds W with the SW line of the said 44.987 acre tract and the apparent NE line of the above mentioned 44.23 acre tract **437.76 feet** to a capped iron pin found stamped "5996" in the intersection of SW line of the said 44.987 acre tract and the East line of S. Cesar Chavez Parkway NB for an exterior corner this tract.

THENCE over and across the said 44.987 acre tract and with the East line of S. Cesar Chavez Parkway NB for the following two (2) courses:

(1) N 14 degrees 32 minutes 11 seconds E 404.39 feet to a Concrete Highway Monument found for an angle point this tract. **(2) N 13 degrees 33 minutes 51 seconds E 155.39 feet** to the place of beginning containing **16.549 acres** of land more or less.

I hereby certify that the foregoing field notes are a true and correct description of a survey made under my direct supervision on August 25, 2021. **THESE FIELD NOTES ARE CERTIFIED AND ITS CONTENTS GUARANTEED FOR USE WITH THIS ONE TRANSACTION ONLY DATED THIS DATE.** Only those prints containing the raised Surveyor's seal and an original "LIVE" signature should be considered official and relied upon by the user.

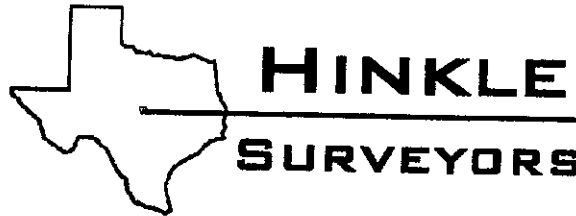


#5459

©Hinkle Surveyors 2021 Firm Registration No. 100866-00

P.O. BOX 1027 LOCKHART, TEXAS 78644 PHONE (512) 398-2000
FAX (512) 398-7683 EMAIL: CONTACT@HINKLESURVEYORS.COM

EXHIBIT "B"



Page 1 of 1
Job #20180441-2
4.000ac-Rezoning

All of a certain tract or parcel of land situated in the City of Lockhart, Caldwell County, Texas and being a part of the Cornelius Crenshaw Survey A-68 and being also a part of Lot 2 of Lockhart Gateway Addition as recorded in Plat Cabinet C Slide 97 of the Plat Records of Caldwell County, Texas and being also a part of a tract of land called 44.987 acres and conveyed to Lockhart Blvd Project LLC by deed recorded in Instrument #2016-006401 of the Official Records of Caldwell County, Texas and being more particularly described as follows:

BEGINNING at a capped iron pin set (Stamped "Hinkle Surveyors") in the curving North line of W. San Antonio Street and the most Southerly SE corner of the above mentioned Lot 2 and the SW corner of Lot 1 of the said Lockhart Gateway Addition and in the South line of the said 44.987 acre tract for the most Southerly SE corner this tract.

THENCE with a non-tangent curve and the South line of the said Lot 2 and the North line of W. San Antonio Street and the South line of the said 44.987 acre tract and said curve turning to the left having a radius of **2934.79 feet** and an arc length of **260.95 feet** and the chord of which bears **N 79 degrees 00 minutes 54 seconds W 260.50 feet** to a Concrete Highway Monument found in the SW corner of the said 44.987 acre tract and the SW corner of the said Lot 2 and the apparent SE corner of a tract of land called 10.00 acres and conveyed to Retail 142 Lockhart Ltd by deed recorded in Volume 520 Page 359 of the said Official Records for the SW corner this tract.

THENCE N 27 degrees 15 minutes 49 seconds W with the SW line of the said Lot 2 and the SW line of the said 44.987 acre tract and partially along the apparent NE line of the said Retail 142 Lockhart Ltd tract and the apparent NE line of a tract of land called 44.23 acres and conveyed to Reserve 142 Lockhart Ltd. by deed recorded in Volume 520 Page 353 of the said Official Records **559.62 feet** to a point for the NW corner this tract.

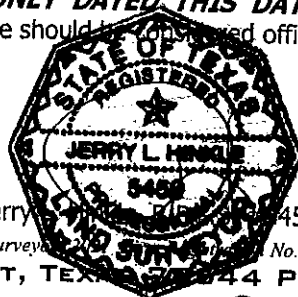
THENCE N 84 degrees 24 minutes 37 seconds E over and across the said Lot 2 **518.32 feet** to 1/2" iron pin found in an interior corner of the said Lot 1 and an exterior corner of a tract of land called 16.216 acres and conveyed to Stanton XT VRH Holdings, LLC by deed recorded in Instrument #2017-003399 of the said Official Records for the NE corner this tract.

THENCE S 27 degrees 27 minutes 16 seconds E with a SW line of the said 16.216 acre tract and the NE line of the said Lot 2 **133.21 feet** to a capped iron pin found (Stamped "Hinkle Surveyors") in the NE corner of the said Lot 1 and a reentrant corner of the said Lot 2 for a reentrant corner this tract.

THENCE S 62 degrees 32 minutes 44 seconds W with a SE line of the said Lot 2 and the NW line of the said Lot 1 **278.89 feet** to a capped iron pin found (Stamped "Hinkle Surveyors") for an ell corner this tract.

THENCE S 27 degrees 27 minutes 16 seconds E with the SW line of the said Lot 1 and the NE line of the said Lot 2 **395.32 feet** to the place of beginning containing **4.000 acres** of land more or less.

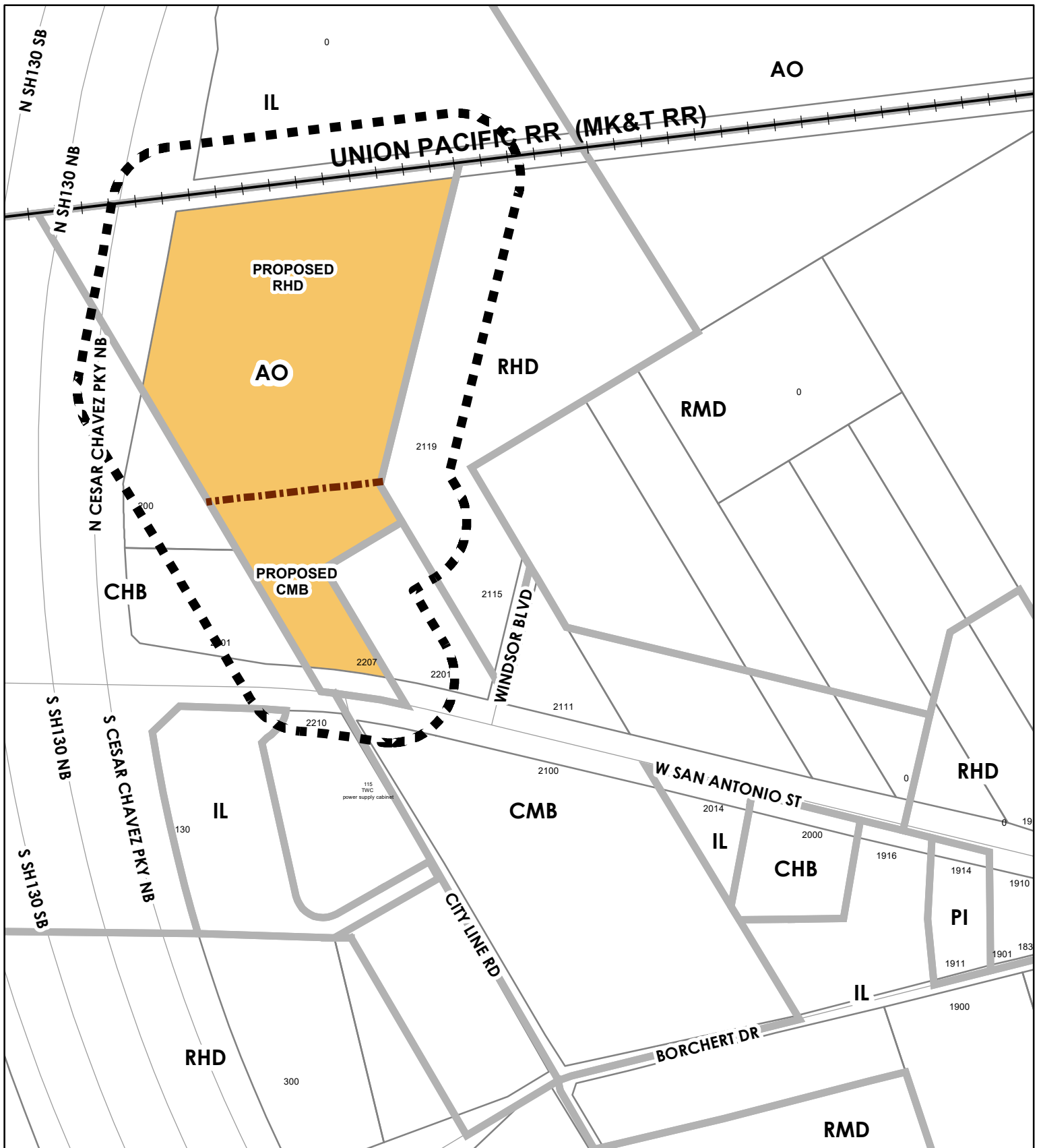
I hereby certify that the foregoing field notes are a true and correct description of a survey made under my direct supervision on August 25, 2021. **THESE FIELD NOTES ARE CERTIFIED AND ITS CONTENTS GUARANTEED FOR USE WITH THIS ONE TRANSACTION ONLY DATED THIS DATE.** Only those prints containing the raised Surveyor's seal and an original "LIVE" signature should be considered official and relied upon by the user.



Jerry L. Hinkle 3459

©Hinkle Surveyors, Inc. No. 100866-00

P.O. BOX 1027 LOCKHART, TEXAS 78744 PHONE (512) 398-2000
FAX (512) 398-7683 EMAIL: CONTACT@HINKLESURVEYORS.COM



ZC-21-13

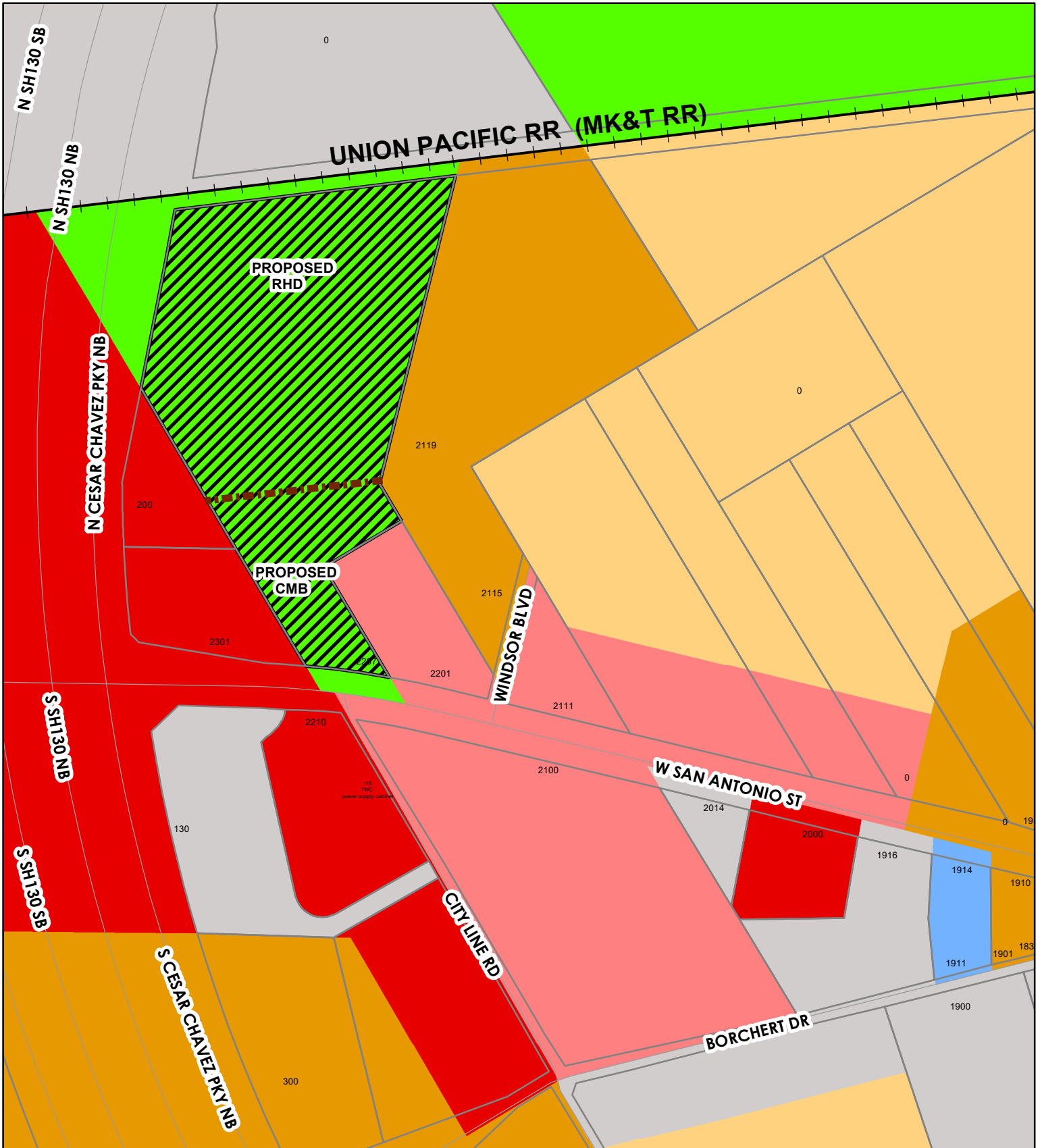
AO TO RHD AND CMB

2207 W SAN ANTONIO ST (SH 142)



scale 1" = 400'

- SUBJECT PROPERTY
- ZONING BOUNDARY
- 200 FT BUFFER



ZC-21-13

AO TO RHD AND CMB

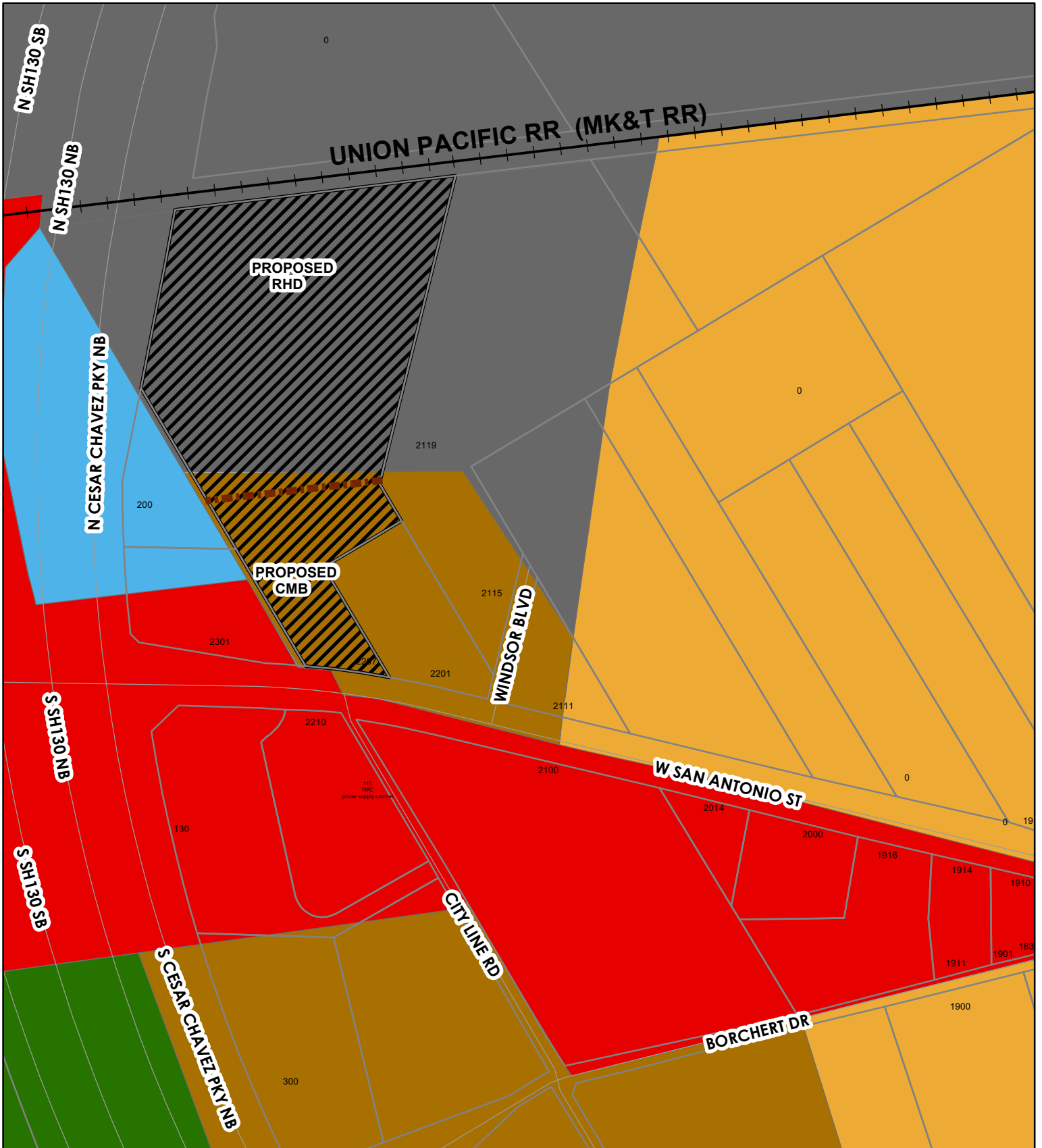
2207 W SAN ANTONIO ST (SH 142)



scale 1" = 400'

ZONING DISTRICTS

- AGRICULTURAL-OPEN SPACE
- COMMERCIAL HEAVY BUSINESS
- COMMERCIAL MEDIUM BUSINESS
- INDUSTRIAL LIGHT
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL HIGH DENSITY
- RESIDENTIAL MEDIUM DENSITY



FUTURE LANDUSE

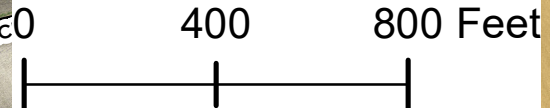
AO TO RHD AND CMB

2207 W SAN ANTONIO ST (SH 142)



scale 1" = 400'

- GENERAL-HEAVY COMMERCIAL
- INDUSTRY
- PARKS AND OPEN SPACE
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL, HIGH DENSITY
- RESIDENTIAL, MEDIUM DENSITY



CASE SUMMARY

STAFF: Dan Gibson, City Planner CASE NUMBER: ZC-21-13
 REPORT DATE: October 7, 2021 [Updated 10-14-21]
 PLANNING AND ZONING COMMISSION HEARING DATE: October 13, 2021
 CITY COUNCIL HEARING DATE: October 19, 2021
 REQUESTED CHANGE: AO to RHD and CMB
 STAFF RECOMMENDATION: **Approval**
 PLANNING AND ZONING COMMISSION RECOMMENDATION:

BACKGROUND DATA

APPLICANT: Andrew Dodson, P.E.
 OWNER: Lockhart Boulevard Project, LLC
 SITE LOCATION: 2207 W. San Antonio St.
 LEGAL DESCRIPTION: Lot 2, Block 1, Lockhart Gateway Addition
 SIZE OF PROPERTY: 20.549 acres
 EXISTING USE OF PROPERTY: Vacant land (A single-family dwelling was recently demolished)
 LAND USE PLAN DESIGNATION: *High Density Residential and Industrial*

ANALYSIS OF ISSUES

REASON FOR REQUESTED ZONING CHANGE: Multi-family housing is proposed on the north 16.549-acre portion of the property, and commercial uses are proposed on the south four-acre portion of the property. Lot 1 of the subdivision is already zoned CMB.

AREA CHARACTERISTICS:

	Existing Use	Zoning	Future Land Use Plan
North	Vacant land, Railroad track	IL	<i>Industry</i>
East	Apartments, Vacant lot	RHD	<i>Industry, High Density Residential</i>
South	Vacant land, Fashion Glass & Mirror	CMB, IL	<i>General-Heavy Commercial</i>
West	Vacant land, SH-130	CHB	<i>General-Heavy Commercial, Public and Institutional</i>

TRANSITION OF ZONING DISTRICTS: The Stanton apartments adjacent to the east are zoned RHD, so the proposed zoning change to RHD on the north portion of the property would simply expand the existing area of RHD. The proposed change to CMB on the south portion would expand the CMB classification abutting on the east side, as well as the existing CMB across West San Antonio Street. The transition to the existing CHB zoning abutting to the west is acceptable since most of the mutual boundary will be along the area proposed to be rezoned to CMB.

ADEQUACY OF INFRASTRUCTURE: City water and wastewater are available and adequate. Electricity is provided by Bluebonnet Electric Cooperative. Vehicular access directly from a public street is available only from West San Antonio Street. However, there is also an access easement along the east property line that provides access along the existing private drive used by The Stanton apartments to Windsor Boulevard.

POTENTIAL NEIGHBORHOOD IMPACT: The proposed zoning classifications are consistent with the existing zoning pattern and land uses of the surrounding area. As with all new development, the most significant impact will be additional traffic. The applicant is planning to do a traffic impact analysis (TIA).

CONSISTENCY WITH COMPREHENSIVE PLAN: The proposed RHD zoning classification is not consistent with the *Industry* future land use designation on the Land Use Plan map, and the proposed CMB zoning classification is not consistent with the *High Density Residential* future land use designation on the map. However, both parts of the zoning change are very consistent with adjacent classifications, so the resulting zoning pattern will be an improvement over the existing pattern in terms of the land uses allowed. The current *Industry* designation on the Land Use Plan map extends across to the north side of the railroad track, and was envisioned as an industrial node with convenient access to both rail and highway transportation. As it turns out, it's probably better to limit industrial uses to the north side of the track since the track provides a logical separation in the pattern of zoning classifications and land uses.

ALTERNATIVE CLASSIFICATIONS: None more appropriate. The current AO zoning cannot accommodate any meaningful development in this growing area of the city, and both parts of the requested zoning change provide for appropriate transition of zoning classifications and land uses.

RESPONSE TO NOTIFICATION: None.

STAFF RECOMMENDATION: Staff recommends approval.

ZONING CHANGE APPLICATION

(512) 398-3461 • FAX (512) 398-3833
P.O. Box 239 • Lockhart, Texas 78644
308 West San Antonio Street

APPLICANT/OWNER

APPLICANT NAME <u>Andrew Dodson, PE</u>	ADDRESS <u>361 Middle Creek</u>
DAY-TIME TELEPHONE <u>512-748-3253</u>	<u>Buda, TX 78610</u>
E-MAIL <u>dodsoncivil@gmail.com</u>	_____
OWNER NAME <u>Lockhart Blvd Project, LLC</u>	ADDRESS <u>131 Chalkstone Dr</u>
DAY-TIME TELEPHONE _____	<u>Prosper, TX 75078</u>
E-MAIL <u>djstahl777@gmail.com</u>	_____

PROPERTY

ADDRESS OR GENERAL LOCATION 2207 W San Antonio Street, Lockhart
LEGAL DESCRIPTION (IF PLATTED) Lot 2, Blk 1, Lockhart Gateway Addn
SIZE 20.549 ACRE(S) LAND USE PLAN DESIGNATION AO Industrial + High Density Res
EXISTING USE OF LAND AND/OR BUILDING(S) vacant
PROPOSED NEW USE, IF ANY multifamily and commercial

REQUESTED CHANGE

FROM CURRENT ZONING CLASSIFICATION AO
TO PROPOSED ZONING CLASSIFICATION RHD (16 ac) CMB (4 ac)
REASON FOR REQUEST Owner wishes to rezone for potential sales and future development demands for the subject property

SUBMITTAL REQUIREMENTS

IF THE APPLICANT IS NOT THE OWNER, A LETTER SIGNED AND DATED BY THE OWNER CERTIFYING THEIR OWNERSHIP OF THE PROPERTY AND AUTHORIZING THE APPLICANT TO REPRESENT THE PERSON, ORGANIZATION, OR BUSINESS THAT OWNS THE PROPERTY.

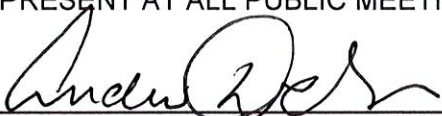
NAME(S) AND ADDRESS(ES) OF PROPERTY LIEN-HOLDER(S), IF ANY.

IF NOT PLATTED, A METES AND BOUNDS LEGAL DESCRIPTION OF THE PROPERTY.

APPLICATION FEE OF \$ 560.98 PAYABLE TO THE CITY OF LOCKHART AS FOLLOWS:

1/4 acre or less	\$125
Between 1/4 and one acre	\$150
One acre or greater	\$170 plus \$20.00 per each acre over one acre

TO THE BEST OF MY KNOWLEDGE, THIS APPLICATION AND ASSOCIATED DOCUMENTS ARE COMPLETE AND CORRECT, AND IT IS UNDERSTOOD THAT I OR ANOTHER REPRESENTATIVE SHOULD BE PRESENT AT ALL PUBLIC MEETINGS CONCERNING THIS APPLICATION.

SIGNATURE 

DATE 09/08/2021

OFFICE USE ONLY

ACCEPTED BY  RECEIPT NUMBER 1029013

DATE SUBMITTED 9-10-21 CASE NUMBER ZC - 21 - 13

DATE NOTICES MAILED 9-27-2021 DATE NOTICE PUBLISHED 9-30-2021

PLANNING AND ZONING COMMISSION MEETING DATE 10-13-2021

PLANNING AND ZONING COMMISSION RECOMMENDATION Approval 5-0

CITY COUNCIL MEETING DATE 10-19-2021

DECISION _____



September 3, 2021

City of Lockhart
308 W San Antonio St
Lockhart, TX 78644

RE: Agent Authorization for Rezoning

As the owners of 20.55 +/- acres in the City of Lockhart, Texas. Locally known as Lot 2, Lockhart Gateway Addition, Lockhart, Caldwell County, Texas. Do hereby grant Andrew Dodson, PE with Dodson Civil Group, to represent us in a proposed rezoning of our property from Agriculture/Open Space (AO) to High Density Residential (RHD) 16.55 +/- acres and Commercial Medium Density (CMB) 4.00 acres.

Dennis Stahl, Manager
Chalkstone Partners, LLC
Manager of Lockhart Blvd Project, LLC

361 Middle Creek, Buda, TX 78610
Texas Firm # 20870

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Hold a PUBLIC HEARING on application ZC-21-14 by Javier Barajas, P.E., on behalf of 900 Lockhart, LLC, and Anil Chaudhary, and discussion and/or action to consider a **Zoning Change** from *CLB Commercial Light Business District, RLD Residential Low Density District, and AO Agricultural--Open Space District*, to 5.598 acres *RMD Residential Medium Density District* and 35.672 acres *RLD Residential Low Density District* on a total of 41.27 acres in the Francis Berry Survey, Abstract No. 2, located at 900 State Park Road (FM 20). (*Proposed to be TABLED to November 2, 2021, City Council meeting due to error in public hearing notice.*)

ORIGINATING DEPARTMENT AND CONTACT: Development Services - Dan Gibson

ACTION REQUESTED: Ordinance

BACKGROUND/SUMMARY/DISCUSSION: The tract under contiguous ownership is currently zoned CLB at the north end, with the remainder currently zoned RLD and AO. The applicant proposes to leave a portion of the existing CLB-zoned area along State Park Road as CLB, so it is not included in the zoning change, but wishes to rezone the remainder of it to RMD and RLD. The larger area south of the proposed RMD zoning is already mostly zoned RLD, but because a small portion of the current CLB zoning extends into it and there is a strip of AO zoning along the south end, the easiest way to accomplish rezoning the piece is to simply rezone the south area from RLD, CLB, and AO to RLD. The end result will be a zoning pattern consisting of a strip of CLB at the north end along State Park Road, and a middle area zoned RMD for residential development that can include uses allowed in that district, including single-family dwellings and duplexes by-right, and other types of housing upon approval of a specific use permit. The larger south area will be entirely zoned RLD, which allows only single-family dwellings. Because all parts of the property being rezoned will be residential, it should be compatible with existing residential development on the east and west sides. As with all new development, the most significant impact will be additional traffic. A traffic impact analysis (TIA) for new street connections to State Park Road will be required as part of the plat approval process. The south portion of the property is already zoned mostly RLD, and will be zoned entirely RLD if the zoning change is approved. The RLD classification proposed for the south 35.672 acres is consistent with the *Low Density Residential* land use designation for that area on the Land Use Plan map. The 5.598-acre area proposed to be rezoned to RMD would not be strictly consistent with the *Low Density Residential* and *Light-Medium Commercial* land use designations on the Land use Plan map, but RMD would be a suitable transition between the abutting CHB, CLB, and RLD classifications. One letter of opposition is attached. In addition, the owners and residents of 1600 Sunrise Terrace, which abuts on the west side of the subject property, spoke at the Planning and Zoning Commission meeting and stated that they just wanted to learn more about what types of development would be allowed in the requested RMD and RLD zoning classifications. See the attached staff report for more information.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

PROJECT SCHEDULE (if applicable): Not applicable.

AMOUNT & SOURCE OF FUNDING:

Funds Required:

Account Number:

Funds Available:

Account Name:

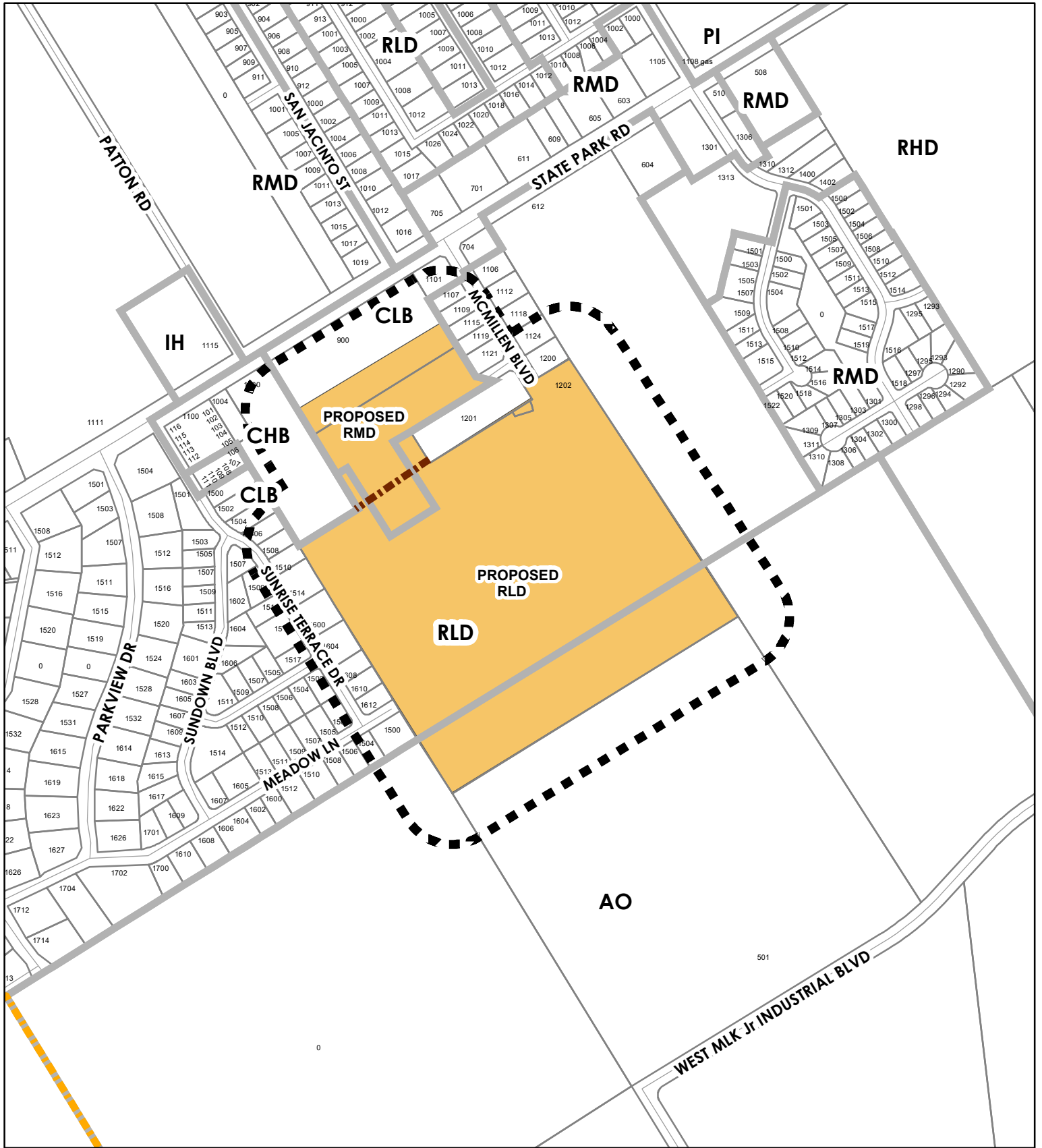
FISCAL NOTE (if applicable): Not applicable.

PREVIOUS COUNCIL ACTION: None.

COMMITTEE/BOARD/COMMISSION ACTION: At staff's request, the Planning and Zoning Commission unanimously recommended that this item be TABLED due to an incorrect public hearing notice and the need to readvertise both the Commission and City Council meeting dates.

STAFF RECOMMENDATION/REQUESTED MOTION: TABLE the public hearing and final consideration of ZC-21-14 until the November 2, 2021, Council meeting. ***No ordinance is attached at this time because the Planning and Zoning Commission has not made a final recommendation.***

LIST OF SUPPORTING DOCUMENTS: ZC2114 case map, ZC2114 zoning, ZC2114 future landuse, ZC2114 aerial, zc2114 staff report, ZC2114 letter of objection, ZC2114 application & letter



ZC-21-14

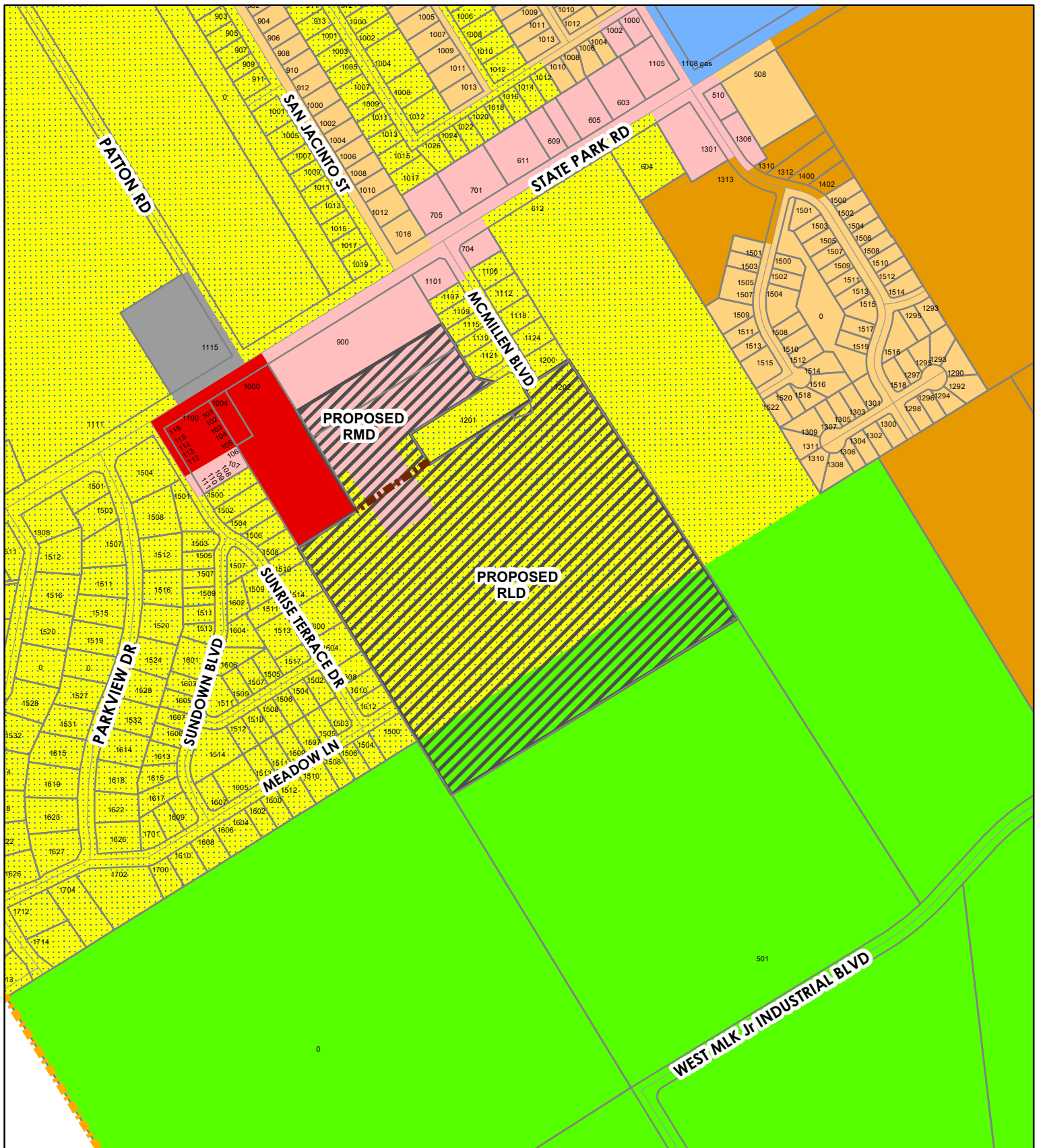
CLB & RLD & AO
TO
RMD & RLD

900 STATE PARK RD (FM 20)



scale 1" = 500'

- SUBJECT PROPERTY
- ZONING BOUNDARY
- 200 FT BUFFER
- CITY LIMITS



ZC-21-14

CLB & RLD & AO
TO
RMD & RLD

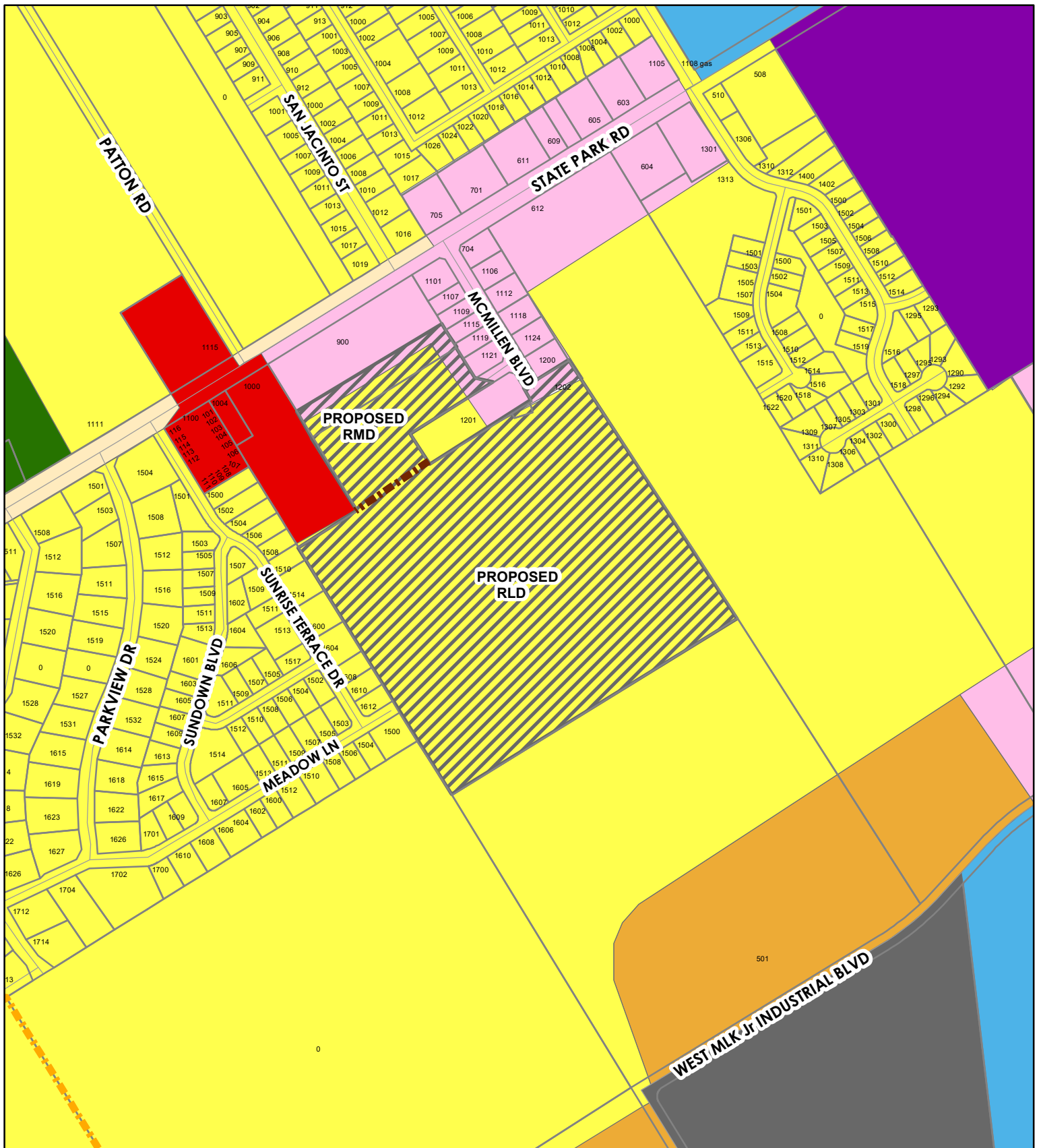
900 STATE PARK RD (FM 20)



scale 1" = 500'

ZONING DISTRICTS

- AGRICULTURAL-OPEN SPACE
- COMMERCIAL HEAVY BUSINESS
- COMMERCIAL LIGHT BUSINESS
- INDUSTRIAL HEAVY
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL HIGH DENSITY
- RESIDENTIAL LOW DENSITY
- RESIDENTIAL MEDIUM DENSITY



FUTURE LANDUSE

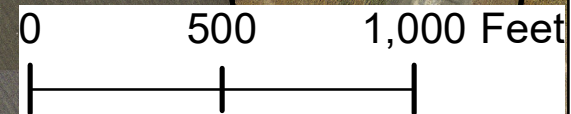
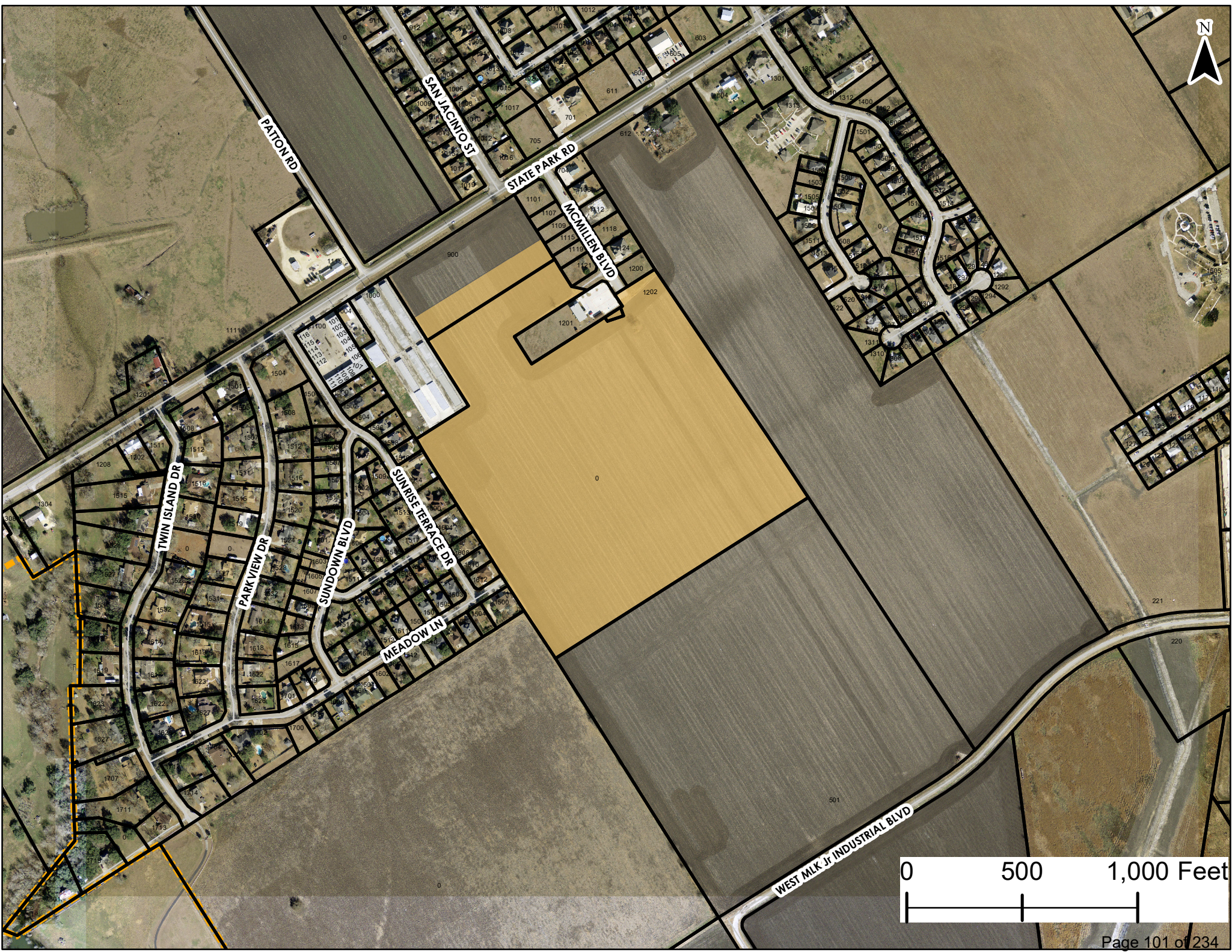
CLB & RLD & AO
TO
RMD & RLD

900 STATE PARK RD (FM 20)



scale 1" = 500'

- AGRICULTURE/RURAL DEVELOPMENT
- GENERAL HEAVY COMMERCIAL
- INDUSTRY
- LIGHT-MEDIUM COMMERCIAL
- MIXED RETAIL, OFFICE, RESIDENTIAL
- PARKS AND OPEN SPACE
- PUBLIC AND INSTITUTIONAL
- RESIDENTIAL, LOW DENSITY
- RESIDENTIAL, MEDIUM DENSITY



CASE SUMMARY

STAFF: Dan Gibson, City Planner CASE NUMBER: ZC-21-14
 REPORT DATE: October 7, 2021 [Updated 10-14-21]
 PLANNING AND ZONING COMMISSION HEARING DATE: October 13, 2021
 CITY COUNCIL HEARING DATE: October 19, 2021
 REQUESTED CHANGE: CLB, RLD, and AO to RMD and RLD
 STAFF RECOMMENDATION: **Approval**
 PLANNING AND ZONING COMMISSION RECOMMENDATION: **Table to next meeting**

BACKGROUND DATA

APPLICANT: Javier Barajas, P.E.
 OWNER: 900 Lockhart, LLC, and Anil Chaudhary
 SITE LOCATION: 900 State Park Rd.
 LEGAL DESCRIPTION: Metes and bounds
 SIZE OF PROPERTY: 41.27 acres
 EXISTING USE OF PROPERTY: Vacant
 LAND USE PLAN DESIGNATION: *Light-Medium Commercial and Low Density Residential*

ANALYSIS OF ISSUES

REASON FOR REQUESTED ZONING CHANGE: The tract under contiguous ownership is currently zoned CLB at the north end, with the remainder currently zoned RLD and AO. The applicant proposes to leave a portion of the existing CLB-zoned area along State Park Road as CLB, so it is not included in the zoning change, but wishes to rezone the remainder of it to RMD and RLD. The larger area south of the proposed RMD zoning is already mostly zoned RLD, but because a small portion of the current CLB zoning extends into it and there is a strip of AO zoning along the south end, the easiest way to accomplish rezoning the piece is to simply rezone the south area from RLD, CLB, and AO to RLD. The end result will be a zoning pattern consisting of a strip of CLB at the north end along State Park Road, and a middle area zoned RMD for residential development that can include uses allowed in that district, including single-family dwellings and duplexes by-right, and other types of housing upon approval of a specific use permit. The larger south area will be entirely zoned RLD, which allows only single-family dwellings.

AREA CHARACTERISTICS:

	Existing Use	Zoning	Future Land Use Plan
North	Vacant land, Single-family homes on north side of State Park Road	CLB, RMD	<i>Light-Medium Commercial, Low Density Residential</i>
East	Vacant land, Single-family homes	RLD	<i>Light-Medium Commercial, Low Density Residential</i>
South	Vacant land	AO	<i>Low Density Residential, Medium Density Residential</i>
West	Self-storage warehouse, Single-family neighborhood	CHB, RLD	<i>General-Heavy Commercial, Low Density Residential</i>

TRANSITION OF ZONING DISTRICTS: The only significant change is for the 5.598 acres to be rezoned to RMD, where it will abut CLB zoning to the north, RLD zoning to the east and south, and CHB zoning to the west. Since the RMD district is one step up in intensity from RLD, but steps down in intensity from the commercial districts, it would be an appropriate transition between the CHB and CLB commercial districts to the west and north, and the RLD residential district to the east and south.

ADEQUACY OF INFRASTRUCTURE: City utilities are available, although sanitary sewer service may require one or more off-site extensions to achieve an adequate capacity. Vehicular access is available along State Park Road as well as from existing stub-outs of Meadow Lane and Red Tail Lane.

POTENTIAL NEIGHBORHOOD IMPACT: Because all parts of the property being rezoned will be residential, it should be compatible with existing residential development on the east and west sides. As with all new development, the most significant impact will be additional traffic. A traffic impact analysis (TIA) for new street connections to State Park Road will be required as part of the plat approval process.

CONSISTENCY WITH COMPREHENSIVE PLAN: The south portion of the property is already zoned mostly RLD, and will be zoned entirely RLD if the zoning change is approved. The RLD classification proposed for the south 35.672 acres is consistent with the *Low Density Residential* land use designation for that area on the Land Use Plan map. The 5.598-acre area proposed to be rezoned to RMD would not be strictly consistent with the *Low Density Residential* and *Light-Medium Commercial* land use designations on the Land use Plan map, but RMD would be a suitable transition between the abutting CHB, CLB, and RLD classifications.

ALTERNATIVE CLASSIFICATIONS: There are probably several different zoning scenarios that could work, given the existing mixture of zoning classifications around the subject property. However, the proposed configuration makes sense, and actually doesn't add to the potential overall land use intensity since it trades an area of existing CLB zoning for the proposed RMD zoning.

RESPONSE TO NOTIFICATION: The attached letter was received from the owners of the residence at 1506 Sunrise Terrace, which is within 200 feet of the subject property, but does not abut it. I spoke to them on the phone and they are not necessarily opposed to the zoning change because they understand that a large vacant area is bound to be developed at some point, but because they have experienced drainage problems in their back yard they wanted assurances that it won't be made worse by the proposed development. I explained that City ordinances require that stormwater detention be provided that can control runoff from the site, but the new development is not responsible for correcting existing off-site drainage problems. Nevertheless, the City's director of Public Works and the city engineer will work with the design engineer to look for ways that the new development might be able to relieve some of the current flooding near the northwest corner of the subject site. Also, the owners and residents of 1600 Sunrise Terrace, which abuts on the west side of the subject property, spoke at the Planning and Zoning Commission meeting and stated that they just wanted to learn more about what types of development would be allowed in the requested RMD and RLD zoning classifications.

STAFF RECOMMENDATION: Staff recommends approval, but this item was tabled by the Planning and Zoning Commission at staff's request, and should be tabled by the City Council to the November 2nd Council meeting, due to an incorrect public hearing notice and the need to readvertise both the Commission and Council meeting dates.

Craig & Shea Thompson
1506 Sunrise Terrace, Lockhart, Texas 78644
(512) 636-4772

October 5, 2021

Mr. Dan Gibson, AICP
City Planner
City of Lockhart
P.O. Box 239
Lockhart, Texas 78644

Re: Submission of written statement to the City Planner for presentation to the Planning and Zoning Commission at the Public Hearing regarding ZC-21-14 on Wednesday, October 13, 2021, at 7:00 P.M.

Dear Mr. Gibson:

We moved into this house on May 2, 1998, and didn't have any drainage issues for twenty years. Even when Lockhart received 16 inches of rain within a few days in October of 1998, there were no drainage issues.

When Fogle Store & Lock was allowed to build additional storage buildings behind our property, we suddenly had drainage issues in the backyard with every downpour Lockhart received. After talking with the City of Lockhart, these drainage issues remain unresolved and affect the properties behind the commercial building expansion.

The question is by changing the zoning and building new homes behind Sunrise Terrace and Fogle Store & Lock, will this increase the flooding potential for these existing properties? As it is right now, a couple of inches of rain can mean standing water in our backyard up to our ankles requiring it to be pumped out to the street per recommendations by the City Engineer.

If this is an opportunity to fix the drainage issues, then we have no concerns with this zoning change. If this has the potential to cause further drainage issues, then we are opposed to the zoning changes based upon past experience.

We appreciate your attention to this matter.

Sincerely,



Craig & Shea Thompson

CITY OF
Lockhart
TEXAS

ZONING CHANGE APPLICATION

(512) 398-3461 • FAX (512) 398-3833
P.O. Box 239 • Lockhart, Texas 78644
308 West San Antonio Street

APPLICANT/OWNER

APPLICANT NAME Javier Barajas, P.E.
DAY-TIME TELEPHONE (512) 913-5080
E-MAIL amargulhane@gmail.com

ADDRESS 5307 W. Highway 290
Bldg. B, Suite 6
Austin, TX 78735

OWNER NAME Amar Gulhane
DAY-TIME TELEPHONE (512) 698-5161
E-MAIL amargulhane@gmail.com

ADDRESS 3016 Paseo De Charros
Cedar Park, TX 78641

PROPERTY

ADDRESS OR GENERAL LOCATION 900 State Park Road
LEGAL DESCRIPTION (IF PLATTED) Metes and Bounds attached
SIZE 41.270 ACRE(S) LAND USE PLAN DESIGNATION Low Density Residential
EXISTING USE OF LAND AND/OR BUILDING(S) Undeveloped
PROPOSED NEW USE, IF ANY Residential Medium Density (3 and 4-plexes) and Residential Low Density

REQUESTED CHANGE

FROM CURRENT ZONING CLASSIFICATION Agricultural-Open Space District (AO),
Commercial Light Business (CLB) and Residential Low Density (RLD)
TO PROPOSED ZONING CLASSIFICATION Residential Low Density (RLD) and Residential Medium Density (RMD)
REASON FOR REQUEST To rezone for proposed new residential uses.

SUBMITTAL REQUIREMENTS

IF THE APPLICANT IS NOT THE OWNER, A LETTER SIGNED AND DATED BY THE OWNER CERTIFYING THEIR OWNERSHIP OF THE PROPERTY AND AUTHORIZING THE APPLICANT TO REPRESENT THE PERSON, ORGANIZATION, OR BUSINESS THAT OWNS THE PROPERTY.


NAME(S) AND ADDRESS(ES) OF PROPERTY LIEN-HOLDER(S), IF ANY.

IF NOT PLATTED, A METES AND BOUNDS LEGAL DESCRIPTION OF THE PROPERTY.

APPLICATION FEE OF \$ 975.40 PAYABLE TO THE CITY OF LOCKHART AS FOLLOWS:

1/4 acre or less	\$125
Between 1/4 and one acre	\$150
One acre or greater	\$170 plus \$20.00 per each acre over one acre

TO THE BEST OF MY KNOWLEDGE, THIS APPLICATION AND ASSOCIATED DOCUMENTS ARE COMPLETE AND CORRECT, AND IT IS UNDERSTOOD THAT I OR ANOTHER REPRESENTATIVE SHOULD BE PRESENT AT ALL PUBLIC MEETINGS CONCERNING THIS APPLICATION.

SIGNATURE 

DATE 9/24/2021

OFFICE USE ONLY

ACCEPTED BY Dan Gibson

RECEIPT NUMBER 01032298

DATE SUBMITTED 9-23-21

CASE NUMBER ZC - 21 - 14

DATE NOTICES MAILED 9-28-2021

DATE NOTICE PUBLISHED 9-30-2021

PLANNING AND ZONING COMMISSION MEETING DATE ~~10-13-21~~ Rescheduled to 10-27

PLANNING AND ZONING COMMISSION RECOMMENDATION Tabled 5-0

CITY COUNCIL MEETING DATE ~~10-14-21~~ Rescheduled to 11-2-21

DECISION _____

June 24, 2021

City of Lockhart Texas
308 West San Antonio Street
Lockhart, TX 78644

RE: Zoning Application Certification, Authorization and Lien-holder Letter

To whom it may concern:

This letter is to Certify Ownership of 44.575-acres tract of land out of the Francis Berry Survey A-2 and being part of Lot 1 in Block C and Lot 2 in Block A, Slide 10 of the Plat Records of Caldwell County, Texas in the City of Lockhart, Caldwell County, Texas.

We 900 Lockhart LLC .& Anil Chaudhary are Owners of the 44.575-acre tract of land as described above.

This letter is for the purpose of Authorizing the Applicant in the Zoning Change Application, Javier Barajas, P.E., Trine Engineering, PLLC to represent the Owner as described above.

There is no lien-holder, please refer to attached document (warranty deed)

Sincerely,

A handwritten signature in black ink, appearing to read "A. Gulhane", with a long horizontal flourish extending to the right.

Amar Gulhane
Manager

**REGULAR MEETING
LOCKHART CITY COUNCIL**

SEPTEMBER 21, 2021

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 Jeffrey Michelson

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

Staff present:

Steven Lewis, City Manager
Monte Akers, City Attorney
Pam Larison, Finance Director
Mike Kamerlander, Economic Development Director

Connie Constancio, City Secretary
Victoria Maranan, Public Information Officer
Sean Kelley, Public Works Director

Citizens/Visitors Addressing the Council: Kelly Jenkins of Endeavors; Citizens: Doug Alfier, Alexandra Worthington, Jenny Sanchez, Conley Covert, Casey Wilcox, Kip Portis, JJ Wells, Karen Jones, and Kevin Thuerwaechter.

Work Session 6:30 p.m.

Mayor White opened the work session and advised the Council, staff and the audience that staff would provide information and explanations about the following items:

Mayor White announced that Councilmember McGregor will be arriving late.

DISCUSSION ONLY

A. PRESENTATION OF A PROCLAMATION DECLARING HISPANIC HERITAGE MONTH.

Mayor White presented the proclamation to Representatives of the Greater Caldwell County Hispanic Chamber of Commerce.

B. DISCUSS AN ECONOMIC DEVELOPMENT PERFORMANCE AGREEMENT WITH WESTY’S PHARMACY FOR A BIG GRANT.

Mr. Kamerlander stated that Westy’s replaced its awning with a brand new one. The owner has met with the Lockhart Economic Development Corporation (LEDC) and submitted their BIG grant application which provides a 50% rebate for the façade improvements up to \$20,000. The economic development performance agreement outlines the work to be done on the building, the rebate the owner would be entitled to should the work be completed as stated and paid as required. The expected 50% rebate is \$1,528.75 on the \$3,057.50 worth of work on the façade. Of note, the owner has completed the work and provided the paperwork to show payment has been received by the contractor. There was discussion.

C. DISCUSS CITY COUNCIL MINUTES OF THE SEPTEMBER 7, 2021 MEETING.

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

D. DISCUSS ORDINANCE 2021-30 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, SECTION 58-141, ENTITLED "DEFINITIONS" AND SECTION 58-142, ENTITLED "WATER RATES", ADJUSTING THE WATER BASE CHARGE TO COVER INCREASED COSTS IN WATER SUPPLY, DEBT PAYMENTS, AND MAINTENANCE AND OPERATIONS OF SUPPLYING RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL WATER TO ITS CUSTOMERS.

Ms. Larison stated that on February 2, 2021, the City Council authorized the City Manager to enter into an agreement with Raftelis Financial Consultants, Inc. to provide the City of Lockhart with a water and wastewater study. The purpose of the rate study on water and wastewater rates was to determine the total cost of providing water and wastewater services, equitably distribute costs to customers, and design rates to safeguard the financial integrity of the City. A presentation of the study and three viable scenarios were presented to Council during the August 3, 2021 regular council meeting. According to the consultant, in order to recover costs for water supply land leases, debt payments, and maintenance and operations of supplying residential, commercial, and industrial water to its customers, the City should set rates according to the different sizes of the customers' meters and their usage, which is common among municipal utility providers. During the presentation, all three scenarios were compared to peer cities. The City of Lockhart was slightly higher than Brenham and Luling but less than Seguin, Bastrop, San Marcos and Taylor, even with the new rate increase. After reviewing each scenario, the Council requested that Raftelis Financial Consultants, Inc. return with a follow-up presentation using a 3-year phase-in option for rate implementation. At the August 17, 2021 Council meeting, Raftelis' consultant presented the three scenarios with a 3-year phase-in option. The Council directed staff to implement the scenario 2 rate plan with a three-year phase-in. The scenario 2 phase-in plan will have the least amount of impact on customers during the rate implementation but still allow the City of Lockhart to provide services and maintain financial integrity. The new water rates will be set according to the customer's meter size and usage. The new rates will be phased in over a three-year period and will begin with the second billing cycle in November 2021. In addition to the water rate increase, Ordinance 2021-30 will remove and replace definitions that will directly correspond to the new rate structure.

The following definitions have been affected:

- Fixed base charge – replaced by monthly fixed service charge shall mean the monthly dollar amount that is charged for water utility service by the size of the meter installed, even if there is no consumption, for all customer classes.
- Water development debt service fee – removed (the new rate structure will contain the cost of debt service).
- Water development lease rate – removed (the new rate structure will contain the cost of debt service).

There was discussion.

E. DISCUSS ORDINANCE 2021-31 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, ARTICLE 2, DIVISION 3, SECTION 58- 106, ENTITLED "DEFINITIONS"; SECTION 58-108(B), 58-108(C), 58-108(C)(2), AND 58-108(D) ENTITLED "SCHEDULE OF CHARGES" TO RECOVER COSTS FOR WASTEWATER DEBT PAYMENTS AND MAINTENANCE AND OPERATIONS OF THE COLLECTION AND TREATMENT SYSTEM AND TRANSPORTING WASTEWATER TO SAID COLLECTION AND TREATMENT SYSTEM.

Ms. Larison stated that on February 2, 2021, the City Council approved the City Manager to enter into an agreement with Raftelis Financial Consultants, Inc. to provide the City of Lockhart with a water and wastewater study. The purpose of the rate study on water and wastewater rates was to determine the total cost of providing water and wastewater services, equitably distribute costs to customers, and design rates to safeguard the financial integrity of the City. At the August 3, 2021 Council meeting, a presentation of the wastewater study determined that the current minimum base rates for residential and non-residential customers and the price per 1,000 gallons were not sustainable to meet current financial obligations incurred from the contractual services provided by the Guadalupe-Blanco River Authority (GBRA) to maintain our wastewater system and plant operations. The current rates have not been increased in eight years since October 2013. The City of Lockhart has witnessed substantial growth since that time. Raftelis' consultant presented a wastewater rate increase to the current minimum base charges for both residential and non-residential customers, along with an 8% increase (\$0.37/1000 gal.) in usage per 1,000 gallons. Similar to the water rate increase, the City of Lockhart was slightly higher in wastewater rates than Brenham and Luling but less than Seguin, Bastrop, San Marcos and Taylor. The new suggested increase in rates will not change where the City of Lockhart ranks among its peers. The current wastewater base charge is set according to the customer's winter average, which is implemented annually on the first billing cycle in April. The new wastewater minimum base charge will still use a customer's winter average to calculate the monthly billing for wastewater services. The customer's bill will include the new minimum base charge and their winter average usage multiplied by the new usage rate. The new rates will become effective in the second billing cycle of November 2021. In addition to the wastewater rate increase, Ordinance 2021-31 will remove, replace or add definitions that will directly correspond to the new rate structure.

The following definitions have been affected:

- User charge – replaced by monthly fixed service charge, shall mean that a portion of the total wastewater service charge is levied by meter size for the cost of operation, maintenance, and replacement of the wastewater treatment and collection system for all customers.
- Non-residential customer - added - shall mean any customer that does not qualify as a single-family residential customer or a multifamily residential customer.
- Multifamily residential customers and single-family residential customers have been replaced by:
Residential customer shall mean any customer that has a single living unit served by a single lateral line transporting wastewater to the collection system and a domestic residential customer that has more than a single residential living unit that is served by the city's wastewater collection system.

This class shall include residential duplexes up to and including residential apartment housing units. Residential rates shall apply. Non-residential rates shall apply for offices in this class of customer. The owner(s) of this class must pay all applicable wastewater charges for each occupant if the occupants do not pay water or electric service charges directly to the city. Where there is one or more common occupant water meter and the occupants do not pay the city directly for electric service, the owner(s) of the unit(s) must pay all applicable wastewater charges for each occupant.

There was discussion.

F. DISCUSS RESOLUTION 2021-12 ESTABLISHING FEES TO REFLECT THE NEWLY NEGOTIATED SOLID WASTE CONTRACT WITH CENTRAL TEXAS REFUSE (CTR) FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION, DISPOSAL, AND RECYCLING SERVICES.

Ms. Larison stated that during a special called Council meeting on May 25, 2021, the City Council awarded a new 5-year contract to Central Texas Refuse (CTR) for solid waste collection and recycling services. This newly revised contract has allowed for the Council to provide new lower rates for its citizens in terms of residential, senior citizens/disabled, recycling and additional residential carts. Commercial accounts will not see an increase nor a decrease in their current fees. On August 17, 2021, staff provided the City Council with four options to pass through the cost savings to its residential customers. The overall discounts ranged between \$5.50 to \$6.25. The City Council decided to provide the best cost savings of \$6.25, providing a \$2.70 decrease in all residential accounts; \$1.05 additional discount for all senior/disabled accounts; and lowering recycling services from \$5.87 to \$3.50. Being able to provide solid waste collection and disposal services for the citizens of Lockhart is necessary for the health, safety, and welfare of the community. This resolution will go into effect on the first billing cycle in October 2021. There was discussion.

Councilmember McGregor arrived at the meeting. (6:50 p.m.)

G. DISCUSS RESOLUTION 2021-13 AMENDING CHARGES FOR CEMETERY SPACES SOLD IN THE LOCKHART MUNICIPAL BURIAL PARK.

Mr. Kelley stated that the City Council has statutory authority to regulate and improve the City Cemetery. Resolution 2021-13 amends charges for cemetery spaces sold in the Lockhart Municipal Burial Park. Current fees for cemetery spaces sold are \$500 for Lockhart residents, \$600 for Caldwell County residents, and \$1,200 for non-residents of Caldwell County. Resolution 2021-13 would increase cemetery plot sale fees to \$800 for Lockhart residents, \$900 for Caldwell County residents, and \$1,500 for non-residents of Caldwell County. Section 14-4 of the Code of Ordinance authorizes City Council to amend and establish the price of cemetery lots. Cemetery rates are raised from time to time to assist with increasing maintenance and administrative costs and to be commensurate with other municipal cemeteries. The price of lots was last adjusted in 1999. The burial or interment permit fees will remain the same as adopted in 1999. In addition to established costs for the purchase of burial spaces, Section 14-33 requires a permit to be obtained and paid prior to each burial or interment.

There was discussion about the proposed fees and future discussion about changing the name of the Lockhart Municipal Burial Park at a future meeting.

H. DISCUSS RESOLUTION 2021-16 NAMING CITY OF LOCKHART NOMINATIONS FOR DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT FOR THE 2022-2023 TERM.

Mr. Lewis stated that the City of Lockhart received a notice from the Caldwell County Appraisal District (CCAD) for nominations of up to five director positions for the 2022-2023 term. Nominations are to be submitted by written resolution by October 15, 2021. Qualifications are that a director must reside in the appraisal district for at least two years immediately preceding the date he or she takes office, and must not have delinquent property taxes. An employee of a taxing unit is not eligible to serve as a director unless the employee is also an elected official. If the Council chooses to make a nomination(s) to the CCAD Board of Directors, staff requests that nominees be named during the September 21 or October 5 Council meeting. The attached Resolution will be amended to reflect the nominee(s) that will thereafter be submitted to the CCAD to place the City's nominee(s) on a ballot that the Council will vote on in the future. The City of Lockhart's previous nominee (Alfredo Munoz) remains on the CCAD Board of Directors.

There was discussion regarding nominating Alfredo Munoz and Sally Daniel on behalf of the City of Lockhart.

I. DISCUSS THE LOCKHART ECONOMIC DEVELOPMENT CORPORATION BYLAWS, PROVIDING AMENDMENTS AND CLARIFICATIONS, AS OUTLINED IN RESOLUTION 2021-14.

Mr. Kamerlander stated that the Lockhart Economic Development Corporation (LEDC) Board has had some new Directors appointed by City Council over the past year. Throughout these appointments, the question of residency is recurring. The LEDC Bylaws state in Article II, Section 1, Subsection (b) the following for Board of Directors Requirements: (b) The Board shall consist of seven (7) directors, each of whom shall be appointed by the Council (the "City Council) of the City. Each director shall occupy a place (individually, the "Place" and collectively, the "Places") as designated herein. Places 1-4 are designated for Council member Directors from Councilmember Districts 1 through 4 respectively. In the event that a particular Councilmember from said District is unable or unwilling to serve in the capacity as a Director, that Councilmember shall have the right to nominate a non-councilmember for approval and appointment. Places 5-7 are designated for Citizen Member Directors. State law allows for Economic Development Corporation Board of Directors, in City's fewer than 20,000 people, to serve from as far as 10 miles from the corporate boundaries and in a neighboring county as long as it is within the distance requirement. It is staff's interpretation that Directors in places 1-4 are to be Councilmembers from those districts. If the councilmembers choose to appoint someone, they should reside in their district. The At-large and Mayoral appointees may be city-wide. To clarify this intent, the recommended changes would need to be added: (b) The Board shall consist of seven (7) directors, each of whom shall be appointed by the Council (the "City Council) of the City and reside within the City Limits of Lockhart, Texas. Each director shall occupy a place (individually, the "Place" and collectively, the "Places") as designated herein. Places 1-4 are designated for Council member Directors from Councilmember Districts 1 through 4 respectively. In the event that a particular Councilmember from said District is unable or unwilling to serve in the capacity as a Director, that Councilmember shall have the right to nominate a non-councilmember for approval and appointment. Places 5-7 are designated for Citizen Member Directors. To change the bylaws, according to the Articles of Incorporation in Article Ten, Section (b), the "Board of Directors of the corporation shall make application to the City Council for the approval of any proposed amendments, but the same shall not become effective until or unless the same shall be approved by resolution adopted by the City Council." The Lockhart EDC Board of Directors voted to amend the bylaws by unanimous vote at its regular board meeting on September 13, 2021. There was discussion.

J. DISCUSSION TO CONSIDER AMENDING ORDINANCES, PROCEDURES, AND POLICIES INVOLVING SIDEWALK INSTALLATION, REPAIRS, MAINTENANCE AND CREATING A COMPREHENSIVE POLICY.

Mr. Kelley stated that staff has received increasing inquiries into sidewalk replacement, maintenance, and new installation. Unfortunately, current policies and ordinances lack the guidance needed to perform, delegate, and facilitate these requests. With this growing community demand, City Council has also been approached with requests to improve deteriorating sidewalks and installation of new sidewalk connections to meet the needs of the City. Creating a comprehensive sidewalk policy would clear up confusion regarding current sidewalk maintenance responsibility, establish guidelines for installation of new sidewalks and the replacement of existing sidewalks, along with allowing the City to take the proper steps to have necessary improvements made. While installation of new sidewalks and the replacement of existing sidewalks is most cost effective when coordinated with the reconstruction of a street project, there is the need for policies to advise on how to determine other replacements, maintenance responsibilities, installation/ replacement priorities, and funding sources for sidewalks.

Mr. Lewis requested feedback from the Council to assist city staff in creating a policy about sidewalks.

There was discussion regarding scheduling a workshop to discuss sidewalks and topics to consider during the workshop.

K. DISCUSSION REGARDING MATTERS RELATED TO COVID-19.

Mayor White announced that there are no changes to COVID-19 protocols. He outlined a few events that have been cancelled due to COVID-19 for the remainder of 2021.

RECESS: Mayor White announced that the Council would recess for a break at 7:25 p.m.

REGULAR MEETING

ITEM 1. CALL TO ORDER.

Mayor Lew White called the meeting to order at 7:40 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

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

ITEM 3. PUBLIC COMMENT.

Mayor White requested the following citizens to address the Council:

Kelly Jenkins of Endeavors in Waco, Texas, stated that they offer a community housing program that is funded by the CARES Act that assists individuals that have been displaced due to COVID to get them into stable housing. The program assists with rent, utility payments, and housing. He encouraged citizens to contact them for assistance.

Doug Alfier, 1609 Sundown, Lockhart, requested that the City amend the wrecker storage facility ordinance to allow a vehicle storage facility within the City of Lockhart's extraterritorial jurisdiction in addition to within the city limits.

Alexandra Worthington, 701 Campbell, Lockhart, requested that the parklet remain permanent at 101 E. San Antonio Street. She stated that citizens and customers have expressed support and the desire of the parklet remaining on the downtown square. She stated that because of the unforeseen continued COVID issues and concerns, she requested that the city council consider allowing the parklet to remain at 101 E. San Antonio Street.

Jenny Sanchez, 102 S. Brazos, spoke about the City of Lockhart's policy of charging a 10 percent late fee for late utility bill payments. She stated that she believes that the late fee is outrageous and that she has not been able to pay what is due because to the lack of employment during COVID. She believes that the additional late fee added to her utility bills makes it impossible to keep her utility payments current and that disconnection of utilities should not be based on not paying the late fee.

Conley Covert, Austin, expressed support of keeping the parklet permanent at 101 E. San Antonio Street. He stated that it promotes tourism, assists in revenue for local businesses, and provides additional safe outdoor seating.

Casey Wilcox, 505 S. Guadalupe, spoke in support of the parklet remaining permanent at 101 E. San Antonio Street.

Kip Portis, 300 Westwood Road, spoke in favor of the parklet remaining permanent at 101 E. San Antonio Street. He stated that he believes that the parklet helps make the city a better place.

JJ Wells, 1007 W. Live Oak, questioned the city's parklet application process. He expressed support of the parklet remaining at 101 E. San Antonio Street and questioned the city's liability.

Karen Jones, 610 S. Frio, spoke in favor of the parklet remaining open at 101 E. San Antonio Street.

Kevin Thuerwaechter, 409 W. San Antonio St., spoke in favor of the parklet remaining open at 101 E. San Antonio Street.

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

ITEM 4. CONSENT AGENDA.

Councilmember Westmoreland requested that consent agenda item 4B be pulled because he will abstain from voting on the item due to a conflict of interest because he is the owner of Westy's Pharmacy.

ITEM 4-A. APPROVE AN ECONOMIC DEVELOPMENT PERFORMANCE AGREEMENT WITH WESTY'S PHARMACY FOR A BIG GRANT.

Mayor Pro-Tem Sanchez made a motion to approve the Economic Development Performance Agreement with Westy's Pharmacy for a Business Improvement & Growth (BIG) Grant. Councilmember McGregor seconded. The motion passed by a vote of 6-0-1, with Councilmember Westmoreland abstaining.

ITEM 4B. APPROVE CITY COUNCIL MINUTES OF THE SEPTEMBER 7, 2021 MEETING.

Mayor Pro-Tem Sanchez made a motion to approve the minutes. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

ITEM 5-A. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF ORDINANCE 2021-30 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, SECTION 58-141, ENTITLED "DEFINITIONS" AND SECTION 58-142, ENTITLED "WATER RATES", ADJUSTING THE WATER BASE CHARGE TO COVER INCREASED COSTS IN WATER SUPPLY, DEBT PAYMENTS, AND MAINTENANCE AND OPERATIONS OF SUPPLYING RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL WATER TO ITS CUSTOMERS.

Mayor Pro-Tem Sanchez made a motion to approve Ordinance 2021-30, as presented. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

ITEM 5-B. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF ORDINANCE 2021-31 AMENDING THE LOCKHART CODE OF ORDINANCES, CHAPTER 58, UTILITIES, ARTICLE 2, DIVISION 3, SECTION 58-106, ENTITLED "DEFINITIONS"; SECTION 58-108(B), 58-108(C), 58-108(C)(2), AND 58-108(D) ENTITLED "SCHEDULE OF CHARGES" TO RECOVER COSTS FOR WASTEWATER DEBT PAYMENTS AND MAINTENANCE AND OPERATIONS OF THE COLLECTION AND TREATMENT SYSTEM AND TRANSPORTING WASTEWATER TO SAID COLLECTION AND TREATMENT SYSTEM.

Councilmember McGregor made a motion to approve Ordinance 2021-31, as presented. Councilmember Westmoreland seconded. The motion passed by vote of 7-0.

ITEM 5-C. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-12 ESTABLISHING FEES TO REFLECT THE NEWLY NEGOTIATED SOLID WASTE CONTRACT WITH CENTRAL TEXAS REFUSE (CTR) FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION, DISPOSAL, AND RECYCLING SERVICES.

Mayor Pro-Tem Sanchez made a motion to approve Resolution 2021-12, as presented. Councilmember Westmoreland seconded. The motion passed by a vote of 7-0.

ITEM 5-D. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-13 AMENDING CHARGES FOR CEMETERY SPACES SOLD IN THE LOCKHART MUNICIPAL BURIAL PARK.

Councilmember Bryant made a motion to approve Resolution 2021-13, as presented. Councilmember Mendoza seconded. The motion passed by a vote of 6-1 with Mayor Pro-Tem Sanchez opposing.

ITEM 5-E. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2021-16 NAMING CITY OF LOCKHART NOMINATIONS FOR DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT FOR THE 2022-2023 TERM.

Mayor Pro-Tem Sanchez made a motion to nominate Alfredo Munoz and Sally Daniel. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

ITEM 5-F. DISCUSSION AND/OR ACTION REGARDING THE LOCKHART ECONOMIC DEVELOPMENT CORPORATION BYLAWS, PROVIDING AMENDMENTS AND CLARIFICATIONS, AS OUTLINED IN RESOLUTION 2021-14.

Councilmember Michelson made a motion to approve Resolution 2021-14 amending the Lockhart Economic Development Corporation (LEDC) bylaws to require LEDC Board of Directors to be residents within the city limits of Lockhart. Councilmember Westmoreland seconded. The motion passed by a vote of 7-0.

ITEM 5-G. DISCUSSION TO CONSIDER AMENDING ORDINANCES, PROCEDURES, AND POLICIES INVOLVING SIDEWALK INSTALLATION, REPAIRS, MAINTENANCE AND CREATING A COMPREHENSIVE POLICY.

CONSENSUS: After discussion, the consensus of the Council was to direct staff to return with a proposed policy during a future agenda.

ITEM 5-H. DISCUSSION REGARDING MATTERS RELATED TO COVID-19.

No action taken.

ITEM 5-I. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.

Mayor White requested appointments to boards and committees.

Mayor White stated that the appointment made by Councilmember Bryant to the Lockhart Economic Development Corporation (LEDC) no longer qualifies because he does not reside within the city limits of Lockhart.

Councilmember Bryant stated that he continues to stand by appointing Jessie Maciel, Jr. to the LEDC because Mr. Maciel is a trustworthy businessman that would be an asset to the LEDC. Due to the Council's previous action to remove Caldwell County residents to be able to serve on the LEDC, he withdrew the appointment of Mr. Maciel and stated that he will appoint himself to serve on the LEDC.

Councilmember Bryant made a motion to appoint himself to the Lockhart Economic Development Corporation. Councilmember Mendoza seconded. The motion passed by a vote of 7-0.

ITEM 6. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE ACTION.

- Paving of the Lockhart Municipal Court parking lot is complete.
- Library Updates.

ITEM 7. COUNCIL AND STAFF COMMENTS - ITEMS OF COMMUNITY INTEREST.

Mayor White questioned whether the Council would like to direct staff to return a policy to allow parklets on a permanent basis on a future agenda and whether to extend the parklet at 101 E. San Antonio for 30 days. The consensus of the Council was to extend the parklet permit at 101 E. San Antonio for 30 days and to direct staff to return with a policy about permanent parklets within 30 days.

Councilmember Mendoza expressed condolences to the families of Ira Guyton, Cleophas Cashe, and the Eckford families for their loss.

Mayor Pro-Tem Sanchez expressed condolences to the families of Delia Martinez, Joe Galvan, Margie Espinoza, Refugia Gonzales, Guy Maiorka, Cleophas Cashe, and Ira Guyton for their loss.

Councilmember McGregor thanked citizens for participating in expressing their thoughts during tonight’s meeting.

Councilmember Bryant also thanked citizens for speaking about the utility late fees and about the parklet. He expressed condolences to the families of Ira Guyton and Cleophas Cashe for their loss.

Mayor White thanked staff for their work during the budget process.

After discussion, the consensus of the Council was not to hold the October 5, 2021 Council meeting.

ITEM 8. 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 8:45 p.m.

PASSED and APPROVED this the 19th day of October 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Approve 4th Quarter Investment Report for Fiscal Year 2020-2021.

ORIGINATING DEPARTMENT AND CONTACT: Finance - Pam Larison

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION: The Texas Public Funds Investment Act requires local governments to review and accept quarterly investment reports for each quarterly reporting period of the fiscal year.

The 4th Quarter for Fiscal Year 2020-21, ending September 30, 2021 is presented for Council review and acceptance.

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION: N/A

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: Staff respectfully request a motion to accept the 4th Quarter Investment Report for Fiscal Year 2020-2021.

LIST OF SUPPORTING DOCUMENTS: Quarterly Investment Report for 09/30/2021

CITY OF LOCKHART

Quarterly Investment Report
For the Quarter Ended September 30, 2021

October 19, 2021

CITY of LOCKHART
Quarterly Investment Report
For the Quarter Ended September 30, 2021

This report is presented in accordance with the Texas Government Code, Title 10, Chapter 2256, Public Funds Investment; Section 2256.023 known as the "Public Funds Investment Act". Attached is a detailed City of Lockhart investment report for the period July 1, 2021 through September 30, 2021. The Investment Portfolio Summary reports the beginning and ending book values and market values for the quarterly reporting period as follows:

July 1, 2021

Cash
 Marketable Securities
 Investment Pools
 Certificates of Deposits
Total:

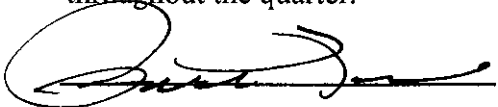
Investment Portfolio		
	Book Value	Market Value
Cash	2,959,301	2,959,301
Marketable Securities	0	0
Investment Pools	24,990,944	24,991,971
Certificates of Deposits	0	0
Total:	27,950,246	27,951,273
<u>September 30, 2021</u>		
Cash	2,991,118	2,991,118
Marketable Securities	0	0
Investment Pools	29,501,432	29,503,313
Certificates of Deposits	0	0
Total:	32,492,550	32,494,432

July 1, 2021

Unrestricted Funds
 Restricted Funds
 Total Funds

Fund Availability		
Unrestricted Funds	10,665,635	10,665,635
Restricted Funds	17,284,610	17,285,638
Total Funds	27,950,246	27,951,273
<u>September 30, 2021</u>		
Unrestricted Funds	9,660,977	9,660,977
Restricted Funds	22,831,574	22,833,455
Total Funds	32,492,550	32,494,432

The investment portfolio, at all times during the quarter, complied with the Public Funds Investment Act and the City of Lockhart Investment Policy. TexPool, Texas CLASS and TexSTAR were also in compliance with the Public Funds Investment Act and the City of Lockhart Investment Policy throughout the quarter.



Pam Larison
 Finance Director

10/13/21
 Date

CITY of LOCKHART
Investment Portfolio Summary
For the Quarter Ended September 30, 2021

	Investment Portfolio			
	Book Value	% of Total	Market Value	% of Total
<u>July 1, 2021</u>				
Cash	2,959,301	9.6%	2,959,301	9.6%
Marketable Securities	0	0.0%	0	0.0%
Investment Pools	24,990,944	90.4%	24,991,971	90.4%
Certificates of Deposits	0	0.0%	0	0.0%
Portfolio Total	27,950,246	100.0%	27,951,273	100.0%
<u>September 30, 2021</u>				
Cash	2,991,118	9.2%	2,991,118	9.2%
Marketable Securities	0	0.0%	0	0.0%
Investment Pools	29,501,432	90.8%	29,503,313	90.8%
Certificates of Deposits	0	0.0%	0	0.0%
Portfolio Total	32,492,550	100.0%	32,494,432	100.0%
<u>Change in Value</u>				
Cash	31,817		31,817	
Marketable Securities	0		0	
Investment Pools	4,510,488		4,511,342	
Certificates of Deposits	0		0	
Portfolio Total	4,542,305		4,543,159	
	0			
<u>Maturity Data</u>	Book Value @ 9/30/2021	Weighted Average Maturity	Yield to Maturity	
Cash	2,991,118	0 Days	1.00%	
Marketable Securities	0	0 Days	0.00%	
Investment Pools - Texas CLASS	11,422,610	53 Days *	0.04%	
Investment Pools - TexPool	9,641,248	37 Days *	0.02%	
Investment Pools - TexSTAR	8,437,574	39 Days *	0.01%	
Certificates of Deposits	0	0 Days	0.00%	
	32,492,550	40 Days	0.12%	

Benchmark - 4 Week Treasury Bills - Secondary Market @ September 30, 2021

0.07%

* Weighted Average Maturity of Pool Investments - City funds are available from pools upon request.

<u>Total Return On Investment</u>	<u>Interest Earned</u>
Cash	7,338
Marketable Securities	0
Investment Pools - Texas CLASS	1,503
Investment Pools - TexPool	370
Investment Pools - TexSTAR	141
Certificates of Deposits	0
Total Return on Investment	9,352

CITY OF LOCKHART
Cash Accounts (as reconciled to FLNB)
For the Quarter Ended September 30, 2021

General Operating Account - FLNB		
		<u>Value</u>
July 1, 2021	\$	2,959,301
Deposits		13,391,093
Withdrawals		(13,366,614)
Interest Earned		7,338
September 30, 2021	\$	2,991,118

Total Cash Accounts		
		<u>Value</u>
July 1, 2021	\$	2,959,301
Deposits		13,391,093
Withdrawals		(13,366,614)
Interest Earned		7,338
September 30, 2021	\$	2,991,118

CITY of LOCKHART
Marketable Securities Transaction Summary
For the Quarter Ended September 30, 2021

Holdings During the Quarter		Purchase Date	CUSIP	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Purchase Price	Quarterly Interest Earned	Beginning Value @ Par	Beginning Book Value	Beginning Market Value	Ending Value @ Par	Ending Book Value	Ending Market Value
Type of Security	July 1, 2021														
Totals															
				\$ -				\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Purchases															
0.222%															
Type of Security	CUSIP	Purchase Date	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Settlement Total	Accrued Interest							
Totals			\$ -				\$ -	\$ -							
Maturities															
0.59%															
Type of Security	CUSIP	Purchase Date	Par Value	Coupon Rate	Date of Maturity	Yield to Maturity	Settlement Total	Accrued Interest							
Totals			\$ -				\$ -	\$ -							

CITY OF LOCKHART
Investment Pool Transactions Summary
For the Quarter Ended September 30, 2021

TexPool					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	7,793,417	7,794,742	1.00017	29 Days	0.0200%
Deposits	8,220,006				
Withdrawals	(6,372,545)				
Interest Earned	370				
September 30, 2021	9,641,248	9,642,308	1.00011	37 Days	0.0200%

Texas CLASS					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	11,421,108	11,421,723	1.00005	53 Days	0.1154%
Deposits	0				
Withdrawals	0				
Interest Earned	1,503				
September 30, 2021	11,422,610	11,422,883	1.00002	53 Days	0.0446%

TexSTAR					
	<u>Book Value</u>	<u>Market Value</u>	<u>Net Asset Value</u>	<u>Weighted Aver. Maturity</u>	<u>Average Monthly Yield</u>
July 1, 2021	8,437,433	8,438,732	1.00015	40 Days	0.0216%
Deposits	0				
Withdrawals	0				
Interest Earned	141				
September 30, 2021	8,437,574	8,438,122	1.000065	39 Days	0.0100%

CITY of LOCKHART
Certificates of Deposit Transaction Summary
For the Quarter Ended September 30, 2021

Holdings During the Quarter

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Purchase Price	Quarterly Interest Earned	Beginning		Ending	
									Face Value	Market Value	Face Value	Market Value
			\$ -					\$ -	\$ -	\$ -	\$ -	September 30, 2021

Purchases

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Purchase Price
			\$ -				\$ -

Maturities

CD Number	Holder	Purchase Date	Face Value	Interest Rate	Date of Maturity	Yield to Maturity	Settlement Total
			\$ -				\$ -

City of Lockhart

Investment Pools

Standard and Poor's Ratings

<u>Month</u>	<u>TexPool</u>	<u>TexSTAR</u>	<u>Texas CLASS</u>
October-20	AAAm	AAAm	AAAm
November-20	AAAm	AAAm	AAAm
December-20	AAAm	AAAm	AAAm
January-21	AAAm	AAAm	AAAm
February-21	AAAm	AAAm	AAAm
March-21	AAAm	AAAm	AAAm
April-21	AAAm	AAAm	AAAm
May-21	AAAm	AAAm	AAAm
June-21	AAAm	AAAm	AAAm
July-21	AAAm	AAAm	AAAm
August-21	AAAm	AAAm	AAAm
September-21	AAAm	AAAm	AAAm

City of Lockhart

Bank Collateralization

Standard and Poor's Ratings

<u>Month</u>		<u>FLNB Collateralization *</u>
October-20		AAA
November-20		AAA
December-20		AAA
January-21		AAA
February-21		AAA
March-21		AAA
April-21		AAA
May-21		AAA
June-21		AAA
July-21		AAA
August-21		AAA
September-21		AAA
* Guaranteed by US government (AAA)		

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion and/or action to terminate parklets program or to adopt Ordinance No. 2021-34 to implement revised parklets program.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Steven Lewis

ACTION REQUESTED: Ordinance

BACKGROUND/SUMMARY/DISCUSSION:

BACKGROUND

The pandemic is having many negative effects on our local economy. Restaurants and other business establishments serving food and beverages have been hit hard. Parklets were seen as a way to allow restaurants to extend their activities into the public right-of-way on a temporary basis. At the time, reduced demand for parking coincided with increased demand for outdoor space.

Further, parklets assist restaurants in:

- overcoming limited interior spaces to meet social distancing standards,
- responding to reduced operating capacities,
- opportunities for customers to avoid indoor spaces, and
- remaining financially viable.

DISCUSSION

Upon expiration of the program, the Council received requests that it be continued, which is the purpose of this ordinance. If approved as drafted, the program will allow the owner of an established business in a district zoned for commercial uses to apply to establish a parklet in or on the sidewalk and/or parking places adjacent to or in close proximity to the business. The size of the parklet may not exceed two parking spaces and adjacent sidewalk, and no more than two parklets will be allowed per block face. If all owners along a block face agree, the size of parklets on that block may vary (e.g. one of three parking spaces and one of one space). The term of each parklet license shall be 90 days, with one extension of 90 additional days allowed if requested. Parklet licenses will be issued by the City Manager or his designee, but denial of an application may be appealed to the City Council. A license fee of \$_____ must accompany each application and request for renewal.

CONCLUSION

As the pandemic subsides, consideration is given to the next steps. Parklets contribute to the atmosphere and vitality of a street. However, as the pandemic abates, the demand for on-street parking returns and cities are grappling with the future of these temporary spaces.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required:

Account Number:

Funds Available:

Account Name:

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION:

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: Council direction requested.

LIST OF SUPPORTING DOCUMENTS: Parklets Ordinance No. 2021-34

ORDINANCE NO. 2021-34

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS AMENDING CHAPTER 50 OF THE LOCKHART CITY CODE BY ADDING NEW SECTION 50-142 TO ARTICLE V THAT ESTABLISHES PROCEDURES AND CRITERIA FOR THE GRANTING OF REVOCABLE, LICENSES FOR PARKLETS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Lockhart has received requests from members of the public for the establishment of a parklets program in certain areas of the City; and

WHEREAS, it is the opinion of the City Council of the City of Lockhart that the establishment of parklets within certain public rights-of-way and pursuant to appropriate regulations will promote business development in the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, that:

SECTION 1. Chapter 50, “Streets, Sidewalks, and Other Public Places,” of the Lockhart City Code is hereby amended by adding a new Section 50-142 to Article V to read as follows:

Section 50-142. Parklets Program

(a) Definitions. In this section:

Parklet means a small area of land within a public right-of-way temporarily dedicated for use by the public for activities and purposes associated with an established business adjacent to or within close proximity to that area, together with improvements, such as lighting, signage, paving, benches, sculpture, landscaping, barricades and fencing, in furtherance of such purposes.

Public right of way means a strip of land over which the city has authority used or intended to be used, wholly or in part by the city, as a public street, alley, sidewalk, or for utility purposes.

Sidewalk means that portion of a public right-of-way, not including the street, that is paved for pedestrian traffic.

Street means that portion of a public right of way that provides primary vehicular access to adjacent land, whether designated as a street, highway, thoroughfare, parkway, throughway, avenue, lane, boulevard, road, place, drive or other similar designation, including areas designated for on-street parking.

(b) Authorized Parklet Licenses.

(1) Parklets may be licensed by the City only within a district zoned for commercial uses and only when the applicant for the license is an established business located adjacent to or within close proximity of the proposed parklet.

(2) The city manager or the city manager’s designee may grant a license for a parklet.

(3) All other improvements in or uses of a public right-of-way not specified in this article may be approved as specifically provided by other ordinances or by the city council, subject to applicable laws.

(4) A parklet license granted under this article is a revocable grant of a privilege and is not a property right or a conveyance of an interest in real property.

(c) Requirements for a Parklet License.

(1) *Application.* An application for a parklet license under this article must be filed with the department designated by the city manager on a form approved by the city manager or the city manager’s designee.

(2) *Uses and improvements not allowed.* No parklet license may be granted under this article for:

- (A) any building, improvement, or structure requiring a building permit;
- (B) any improvement, facility or use, the installation or allowance of which would:
 - i. result in a violation of the Americans with Disabilities Act or any other applicable local, state or federal health or safety law or regulation;
 - ii. unduly interfere with the free passage of vehicles on the street or of pedestrians on the sidewalk;
 - iii. create a traffic hazard;
 - iv. unduly interfere with the safe and efficient operation of a utility facility;
 - v. create undue adverse impacts on adjacent property owners and businesses;
 - vi. block the sight visibility at an intersection; or,
 - vii. require the relocation of any utility or utility facility.

(3) *Parklet dimensions.* The maximum size of a parklet shall be two parking spaces and/or the area of sidewalk adjacent to such parking spaces. No more than two parklets shall be allowed per block face unless all business owners on the same block face agree to allow a different combination, such as a single parklet occupying four parking spaces, or one parklet occupying three parking spaces and one parklet occupying only one parking space, which may be allowed as long as the total number of parking spaces occupied by all parklets along a block-face do not exceed four.

(3) *General requirements for all parklet licenses.* A license applicable to permitted uses and improvements allowed under this article, shall include, as applicable:

- (A) requirements or applicable technical standards and specifications with which the Licensee must comply;

- (B) the purposes and uses allowed within the parklet, which shall be associated with and consistent with the purposes and uses of the established business that is the licensee;
- (B) terms and restrictions necessary to protect public use of the public right-of-way or the facilities and access needs of a public or private utility provider;
- (C) a provision ensuring public access to the parklet;
- (D) specifications for required clearances between the improvements and utility facilities, whether above ground, underground or overhead, as prescribed by applicable building and health and safety codes, franchise agreements or state or federal laws;
- (E) authorization for the city or a utility provider to remove, without liability, all or part of the facilities placed in the parklet if necessary to obtain access to an affected utility facility;
- (F) provisions that require the licensee to indemnify, defend, hold harmless and release the city, its officers, agents, and employees from any and all claims, losses, damages, causes of action, suits, and liability of every kind, including all expenses of litigation for injury or death of any person, or for damage to any property, arising out of or in connection with licensee's use of public right-of-way;
- (G) a provision specifying that the term or expiration date of the license shall not exceed 90 calendar days, with an option for one 90-day extension upon approval of the extension by the city manager or his/her designee. The extension must be requested in writing prior to expiration of the first 90-day term.
- (H) a provision for termination of the license for violation of its terms, subject to notice of the violation and an opportunity to cure the violation within five calendar days after receipt of the notice, except that violation of the expiration date shall be addressed immediately.;
- (I) a provision for termination of the license by the city without recourse before the end of the license term when necessary to implement a capital improvements or utility project, to address threats to public health or safety, or to mitigate adverse impacts to adjacent property owners and businesses caused by the improvement or use for which the license is granted;
- (J) a provision providing for the prompt removal of all facilities or improvements and/or cessation of uses upon termination of the license at the Licensee's expense, including the right of the city to remove facilities or improvements upon failure of the Licensee to do so and to recover the city's cost for such removal; and
- (K) The city manager or the city manager's designee may approve applications for a parklet that meets the established criteria.

(4) *Approval of parklets by city council.* An application for approval of a parklet which does not meet the established criteria in a parking area of a street may, upon request of the applicant, be considered by the city council at a public meeting, and the city council may approve a parklets license agreement that identifies the parklet area and any applicable restrictions or may deny the application.

(d) Parklet License Fee

Pursuant to Art. III, Sec. 52, Tex. Constitution, use of public property for private or commercial use requires appropriate compensation of the City for such use, which shall be a license fee of \$ _____ per _____, payable with each application for a parklet or for renewal of a

parklet license. Such fee shall be refunded to the applicant in the event the application is not approved.

(e) Smoking and alcohol restrictions applicable to Temporary Parklets.

- (1) Parklets approved under this article shall be subject to the same restrictions and prohibitions against smoking as are applicable to parks pursuant to the Lockhart City Code, together with applicable enforcement remedies and penalties thereunder.
- (2) It is unlawful for any person to publicly consume or display alcoholic beverages within a parklet. No person shall be issued a citation or arrested for an offense under this subsection unless the person has first been issued a verbal warning and given an opportunity to comply with this section.
- (3) In addition to any other remedies and penalties that may be pursued for a violation of this section, the city manager or the city manager's designee may revoke a license issued under this article to a licensee that commits a violation under this section.

(f) Insurance

(1) *Insurance for Parklets.* No parklet license shall be granted unless the licensee files with the city manager or city manager's designee a certificate of liability insurance or other proof of insurance in a form acceptable to the city manager confirming that the applicant has procured the insurance required by this section. If the policy is not kept in full force and effect throughout the term of the license, the special use license shall automatically become void and the facilities and improvements must be removed from the public right-of-way at that time.

(2) The insurance policy shall be issued by an insurance company authorized to do business in the state. The policy shall provide in substance that the insurer will defend against all claims and lawsuits which arise and will pay any final judgment of a court of competent jurisdiction against the city, its officers, agents or employees. The insurance shall provide coverage in an amount of not less than \$1,000,000.00 for each single occurrence. The minimum amounts of insurance coverage may be increased by the city when it is in the best interest of the public. The policy of insurance shall name both the licensee and the city as insured parties to the full amount of the policy limits.

(g) Review of parklets program

On or after the one-year anniversary of the adoption of this ordinance, and thereafter as desired by the City Council, the City Council shall review and consider the provisions of this ordinance to determine the effectiveness of its provisions and whether to continue, amend, or repeal such provisions.

SECTION 2. In codifying the changes authorized by this ordinance, paragraphs, sections and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the Lockhart City Code.

SECTION 3. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION 4. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed to the extent of such conflict.

SECTION 5. The importance of this ordinance creates an emergency and an imperative public necessity, and the provisions of the Lockhart City Charter requiring that ordinances be presented at two separate meetings are hereby waived and, this ordinance will take effect immediately upon adoption.

SECTION 6: This ordinance will take effect after its passage, approval, adoption and publication.

PASSED, APPROVED AND ADOPTED, on the _____ day of _____, 2021.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC, City Secretary

Monte Akers, City Attorney

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion and update regarding the recently completed program evaluation of the Lockhart Animal Services Division.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Sean Kelley

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION:

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): N/A

PREVIOUS COUNCIL ACTION: On August 5, 2021, the Council received the Evaluation Report presented by John Mays with the Animal Control & Care Academy (ACCA).

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: None.

LIST OF SUPPORTING DOCUMENTS: Powerpoint presentation.



Animal Services

Recommendation/Implementation

City Council Meeting
October 19, 2021

Animal Services Activities

Animal Shelter Hours

Amendments to Ordinances

Reassignment of Animal Services

Cost Associated with Reassignment

Summary of Recommendations

Animal Services Activities

- Weekly staff training regarding ordinances, safety procedures and policies
- Improved record keeping
- Several safety and security recommendations implemented

Shelter Hours

CURRENT

Monday-Friday (8am-4:30pm), Saturday & Sunday (8am-3:30pm)

- The later start time would allow the shelter to be in a “presentable” condition prior to opening
- Closing later will allow for pet owners to reclaim pets after regular business hours
- The shelter would remain closed on Sundays and Mondays
- Could implement in November

PROPOSED

Tuesdays-Fridays (11am-6pm), Saturdays (12pm-4pm)

City Code Amendments

Legal Impound Times

Animal Limitations

Breeding Restrictions

Feline Licenses

Legal Impound Times

- Current hold times for animals is 3 business days; hold time starts the following full business day
- New impound times would be 3 business days for stray animals and 5 business days for “owned” animals
- The business day should be defined as a day the shelter is open to the public
- Impound time will start at the exact time of impoundment
- Caldwell County animals impounded at the facility should mirror the City’s adopted hold period

Animal Limitations

- The City has no limitation on the number of dogs and cats one can have
- Enacting an animal limitation ordinance is a means of curbing pet overpopulation, nuisance complaints, and to prevent the proliferation of so-called animal hoarders
- As an example:
Limitation Upon Ownership
No person, residential premises or household shall have, hold, maintain or contain more than a combined total of ____ dogs and cats over ____ months of age within the City, except as authorized by Special Animal Permit
- Limitation law should have a grandfather clause as well as allow ownership of greater numbers of animals through a special permit
- Permitted caretakers of feral cat colonies/animal rescue organizations could be exempt

Breeding Restrictions

- The City currently has no breeding restrictions
- Based upon the numbers of animals impounded annually the City and County should consider restrictions on the breeding of dogs and cats
- Any person whose female dog or cat has a litter must obtain a litter permit prior to the litter's birth
- No female dog or cat shall whelp more than one litter in a twelve-month period
- If the owner violates the breeding ordinance, they will be required to sterilize the whelping animal and each member of the litter within 60 days of receiving the citation

Feline Licenses

- The City currently has no requirement for licensing of cats
- In order to protect feral, stray and owned cats, the City should require vaccination and licensing of all cats in the community
- The law will also require all owned cats be identified with a traceable license, microchip, or tattoo to identify them from feral cats

Reassignment of Animal Services

- Placement of animal service division would be assigned from the Public Works Department to a LPD Sergeant
- The Sergeant's duties would be split between Animal Services and Criminal Investigation Division (CID) - New Position
- Immediate tasks would be to create a standardized SOP that aligns with LPD policies, focus on the prioritized recommendations in the ACCA report, secure contractual veterinary service, develop a long-range plan, enhance safety practices, improve response to calls for service, and increase the division's role and visibility within the City and County

Training and Professional Development for Sergeant's New Assignment

- Basic Animal Control Officer Certification-Texas Academy of Animal Control Officer
- Comprehensive Animal Management Certification-Animal Control & Care Academy
- Shelter Management Training Course-Texas Academy of Animal Control Officers
- Membership to the Texas Animal Control Association

Costs Associated with Reassignment

- Training including lodging (3-year certification period)=\$5,000
- Salary to be distributed across Criminal Investigation Division and Animal Services
- The County currently pays approximately 68% of the total shelter operations budget. Time devoted to shelter operations will be shared with Caldwell County.

Summary Recommendations

- Implement New Shelter Hours to:
Tuesdays-Fridays (11am-6pm) Saturdays (12pm-4pm)
Closed Sundays and Mondays
- Amendments to Chapter 10 - Animals and Beekeeping of the City Code of Ordinances
- LPD to identify Sergeant to handle Animal Service Duties
- Creation of new SOPs and reassignment of the division should satisfy many recommendations found in the ACCA report

City of Lockhart, Texas

Council Agenda Item Cover Sheet

COUNCIL MEETING DATE: October 19, 2021

AGENDA ITEM CAPTION: Discussion regarding matters related to COVID-19.

ORIGINATING DEPARTMENT AND CONTACT: Administration - Steven Lewis, Monte Akers

ACTION REQUESTED: Other

BACKGROUND/SUMMARY/DISCUSSION: On May 18, 2021, Governor Abbot issued GA-36 that prohibited governmental entities from mandating face coverings or restricting activities in response to the COVID-19 disaster. As a result, the Lockhart City Council rescinded the Mayor's Declaration to require face coverings and encouraged citizens to continue to follow the CDC guidelines in regard to COVID-19.

Also, as a result of the Governor opening Texas on March 2, 2021 (GA-34), community events are back on schedule such as the Chisholm Trail Roundup, Fireworks show, and City venues such as the city splash pad are open to the public. Face coverings are not required during the events or at city facilities.

An update of COVID-19 orders and Council actions is attached.

Open Meetings Act Suspensions Terminate effective September 1, 2021

In March 2020, Governor Abbott's office granted the Attorney General's request to suspend certain open meetings statutes. The temporary suspension allows for telephonic or videoconference meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings, thereby allowing governmental bodies and/or board commissions to hold a meeting virtually without a quorum being present at the meeting location.

On June 30, 2021, the Governor's office approved a request by the Attorney General to lift the open meetings suspensions effective at 12:01 a.m. on September 1, 2021. All Texas governmental bodies subject to the OMA must thereafter conduct their meetings in full compliance with the OMA as written in state law.

The following are provisions in the OMA suspension that will no longer be allowed effective September 1, 2021:

- 1) Video conferencing capability will change in that a member of the governing body or board can meet virtually but there must be a quorum physically present at the meeting location.
- 2) Telephone conference meetings will not be allowed to continue and are only allowed in an emergency.

On **August 29, 2021**, Governor Abbott issued a Declaration renewing the declaration of disaster stating that COVID-19 poses an imminent threat of disaster for all counties in Texas.

City of Lockhart, Texas

Council Agenda Item Cover Sheet

On October 11, 2021, Governor Abbott issued GA-40 prohibiting vaccine mandates, subject to legislative action.

This item is returned to Council for consideration, if necessary.

PROJECT SCHEDULE (if applicable): N/A

AMOUNT & SOURCE OF FUNDING:

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

FISCAL NOTE (if applicable): None.

PREVIOUS COUNCIL ACTION: N/A

COMMITTEE/BOARD/COMMISSION ACTION: N/A

STAFF RECOMMENDATION/REQUESTED MOTION: None.

LIST OF SUPPORTING DOCUMENTS: Update of COVID-19 orders and Council actions, GA-39, GA-38, Governor Abbott proclamation renewing the Declaration of Disaster, GA 40

HISTORY OF COVID-19 ORDERS/COUNCIL ACTIONS

On **September 1, 2020**, the City Council adopted Resolution 2020-20 renewing and adopting a requirement that commercial establishments in the City post a notice that facial coverings are a requirement of employees and persons entering such establishments. The requirement that such notice be posted shall remain in effect until terminated or amended by the City Council.

On **October 7, 2020**, Governor Greg Abbott issued Executive Order GA-32 to allow certain bars and similar establishments to operate at 50% capacity with permission from the County Judge. GA-32 increased the occupancy levels for all business establishments other than bars to 75%. GA-32 also provides that outdoor gatherings in excess of 10 people is prohibited unless the Mayor of the City in which the gathering is held, approves of the gathering, and such approval can be made subject to certain conditions or restrictions not inconsistent with GA-32.

Mayor's statement on reduced business capacity in Caldwell County. At 12:01 a.m. on Wednesday, January 13, 2021 the provisions of Governor Greg Abbott's Executive Order GA-32 that suspend elective surgeries, close bars and reduce business capacity to 50 percent went into effect in Lockhart and Caldwell County. This was occurring because under GA-32, these specific provisions took effect when a Trauma Service Area had seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of total capacity exceeded 15 percent. This was the case in Trauma Service Area O, which included Caldwell County.

COVID Relief Fund update. On January 19, 2021, the Council voted to offer a six-month forbearance to businesses that received a COVID-19 Recovery Loan in 2020. Council re-opened the COVID Relief Grants to small businesses for \$5,000 per business that qualifies. Restaurants and bars that were affected by the Governor's order earned higher points on the application process.

During the February 23, 2021 meeting, Chief Jenkins provided an update of COVID compliance for local businesses.

On **March 2, 2021**, Governor Abbot issued GA-34 that was effective March 10, 2021. It provides that the State no longer requires face covering and it does not allow local jurisdictions to require face coverings. GA-34 supercedes all orders issued by local officials that conflict with regard to services or local orders and provides that businesses and other establishments may require customers and employees to wear face coverings. The consensus of the Council was to leave the Mayor's Declaration in effect and to encourage citizens to continue to wear face coverings and to maintain a six foot distance.

On **May 13, 2021**, the CDC announced that fully vaccinated individuals no longer need to mask up or social distance indoors and outdoors, including crowds. Attached is information from the CDC about how to stay safe around individuals that are or are not fully vaccinated.

On **June 15, 2021**, the consensus of the Council was to continue virtual attendance at meetings.

On **June 30, 2021**, the Governor's office approved a request by the Attorney General to lift the temporary Open Meetings Act suspensions, effective at 12:01 a.m. on September 1, 2021. The change in virtual meetings is that a member of the governing body or board member may attend a meeting virtually but there must be a quorum physically present at the meeting location.

On **July 29, 2021**, Governor Abbott issued Executive Order 38, that combined several existing COVID-19 executive orders to promote statewide uniformity and certainty in the state's COVID-19 response. Governor Abbott stated that "The new Executive Order emphasizes that the path forward relies on personal responsibility rather than government mandates".

On **August 13, 2021**, TML provided the following information regarding actions taken by governmental entities and the Attorney General in regards to face coverings:

- **Mask Mandate Update:** Tuesday afternoon, two state district court judges in Dallas and Bexar counties granted local authorities in those jurisdictions temporary restraining orders blocking Governor Abbott's ban on mask mandates. In response to the rulings, the City of San Antonio issued a requirement for face coverings inside city facilities, and the Dallas County Judge issued an emergency order on Wednesday related to face coverings. Temporary restraining orders are by definition temporary and require further court proceedings to become permanent. TML will continue to monitor these developments. In related news, Houston's Mayor Sylvester Turner is requiring masks in city facilities when physical distancing is not doable.

Additionally, a number of large school districts ("ISDs") across the state, including Dallas ISD, Houston ISD, Austin ISD, Fort Worth ISD, and San Antonio ISD, are requiring masks on school property.

- **Attorney General Issues Two COVID-related opinions:** On August 11, the Attorney General released two opinions related to mask mandates and vaccines.
 1. In Opinion KP-0379, the Attorney General was asked whether COVID-19 vaccines could be required as a condition to enter a government building. Citing the Governor's Executive Order No. 38 as well as the recently passed S.B. 968, the Attorney General opined that government entities may not require COVID-19 vaccines as a condition to enter a government facility.
 2. In Opinion No. KP-0380, the Attorney General was asked to opine on the effect of the Governor's executive orders on federal requirements related to face coverings on public transit. The AG ultimately opined that he is unconvinced that CDC and TSA rules as well as federal law preempt the Governor's orders prohibiting mask mandates.

Please remember that Attorney General opinion are just that: opinions. They are legal guidance but do not carry the force of law or court order.

- **Counties Across Texas Seeing Rise in COVID-19 Threat Levels:** Over the last few weeks, we have reported on the rise in COVID-19 threat levels in counties and cities across the state. That rise continues, with Travis, Harris, Dallas, and Williamson counties, among others, back at the highest threat levels as the Delta variant spreads across the state and ICU bed availability drops.

On **August 29, 2021**, Governor Abbott issued a proclamation renewing the declaration stating that COVID-19 poses an imminent threat of disease for all counties in Texas.

On **August 25, 2021**, Governor Abbott issued GA-39 (attached), prohibiting governmental entities from compelling an individual to receive a COVID-19 vaccine regardless of full FDA approval, among other things.

The Governor also issued the following call to the Special Session of the Legislature:

Legislation regarding whether any State or Local Governmental entities in Texas can mandate that an individual receive a COVID-19 vaccine and, if so, what exemption should apply to such mandate.

On **October 11, 2021**, Governor Abbott issued GA-40 relating to prohibiting all entities of compelling receipt of a COVID-19 vaccine until the issue has been considered through legislation.



GOVERNOR GREG ABBOTT

August 25, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2 PM O'CLOCK

AUG 25 2021

[Handwritten Signature]
Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-39 relating to prohibiting vaccine mandates and vaccine passports subject to legislative action.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,

[Handwritten Signature: Gregory S. Davidson]
Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
August 25, 2021

EXECUTIVE ORDER
GA 39

*Relating to prohibiting vaccine mandates and vaccine passports
subject to legislative action.*

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, I have issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health; and

WHEREAS, COVID-19 vaccines are strongly encouraged for those eligible to receive one, but have always been voluntary for Texans; and

WHEREAS, I issued Executive Orders GA-35 and GA-38, addressing COVID-19 vaccines administered under an "emergency use authorization" by prohibiting vaccine mandates from governmental entities and by prohibiting "vaccine passports" from governmental entities and certain others; and

WHEREAS, subsequently, on August 23, 2021, while the legislature was already convened in a special session, the U.S. Food and Drug Administration (FDA) approved one of the COVID-19 vaccines for certain age groups, such that this vaccine is no longer administered under an emergency use authorization for those age groups; and

WHEREAS, while this COVID-19 vaccine is now FDA-approved for certain age groups, others are not yet approved and still are administered under an emergency use authorization; and

WHEREAS, through Chapter 161 of the Texas Health and Safety Code, as well as other laws including Chapters 38 and 51 of the Texas Education Code, the legislature has established its primary role over immunizations, and all immunization laws and regulations in Texas stem from the laws established by the legislature; and

WHEREAS, in other contexts where the legislature has imposed immunization requirements, it has also taken care to provide exemptions that allow people to opt out of being forced to take a vaccine; and

WHEREAS, given the legislature's primacy and the need to avoid a patchwork of regulations with respect to vaccinations, it is appropriate to maintain the status quo of

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2pm O'CLOCK

AUG 25 2021

prohibiting vaccine mandates through executive order while allowing the legislature to consider this issue while in session; and

WHEREAS, in this instance, given the legislature's prior actions, maintaining the status quo of prohibiting vaccine mandates and ensuring uniformity pending the legislature's consideration means extending the voluntariness of COVID-19 vaccinations to all COVID-19 vaccinations, regardless of regulatory status; and

WHEREAS, I am also adding this issue to the agenda for the Second Called Session of the legislature that is currently convened so that the legislature has the opportunity to consider this issue through legislation; and

WHEREAS, I will rescind this executive order upon the effective date of such legislation;

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. No governmental entity can compel any individual to receive a COVID-19 vaccine. I hereby suspend Section 81.082(f)(1) of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that no governmental entity can compel any individual to receive a COVID-19 vaccine.
2. State agencies and political subdivisions shall not adopt or enforce any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine. I hereby suspend Section 81.085(i) of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to enforce this prohibition. This paragraph does not apply to any documentation requirements necessary for the administration of a COVID-19 vaccine.
3. Any public or private entity that is receiving or will receive public funds through any means, including grants, contracts, loans, or other disbursements of taxpayer money, shall not require a consumer to provide, as a condition of receiving any service or entering any place, documentation regarding the consumer's vaccination status for any COVID-19 vaccine. No consumer may be denied entry to a facility financed in whole or in part by public funds for failure to provide documentation regarding the consumer's vaccination status for any COVID-19 vaccine.
4. Nothing in this executive order shall be construed to limit the ability of a nursing home, state supported living center, assisted living facility, or long-term care facility to require documentation of a resident's vaccination status for any COVID-19 vaccine.
5. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any

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2:45 P.M. O'CLOCK

AUG 25 2021

other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.

This executive order supersedes only paragraph No. 2 of Executive Order GA-38, and does not supersede or otherwise affect the remaining paragraphs of Executive Order GA-38. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 25th day of August, 2021.

Handwritten signature of Greg Abbott in black ink.

GREG ABBOTT
Governor

ATTESTED BY:

Handwritten signature of Joe A. Esparza in black ink.

JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2PM O'CLOCK

AUG 25 2021



GOVERNOR GREG ABBOTT

July 29, 2021

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SECRETARY OF STATE
3:15 PM O'CLOCK

JUL 29 2021


Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-38 relating to the continued response to the COVID-19 disaster.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
July 29, 2021

EXECUTIVE ORDER
GA 38

Relating to the continued response to the COVID-19 disaster.

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, from March 2020 through May 2021, I issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health by adjusting social-distancing and other mitigation strategies; and

WHEREAS, combining into one executive order the requirements of several existing COVID-19 executive orders will further promote statewide uniformity and certainty; and

WHEREAS, as the COVID-19 pandemic continues, Texans are strongly encouraged as a matter of personal responsibility to consistently follow good hygiene, social-distancing, and other mitigation practices; and

WHEREAS, receiving a COVID-19 vaccine under an emergency use authorization is always voluntary in Texas and will never be mandated by the government, but it is strongly encouraged for those eligible to receive one; and

WHEREAS, state and local officials should continue to use every reasonable means to make the COVID-19 vaccine available for any eligible person who chooses to receive one; and

WHEREAS, in the Texas Disaster Act of 1975, the legislature charged the governor with the responsibility "for meeting ... the dangers to the state and people presented by disasters" under Section 418.011 of the Texas Government Code, and expressly granted the governor broad authority to fulfill that responsibility; and

WHEREAS, under Section 418.012, the "governor may issue executive orders ... hav[ing] the force and effect of law;" and

WHEREAS, under Section 418.016(a), the "governor may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business ... if strict compliance with the provisions ... would in any way prevent, hinder, or delay necessary action in coping with a disaster;" and

WHEREAS, under Section 418.018(c), the "governor may control ingress and egress to

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3:15pm O'CLOCK

JUL 29 2021

and from a disaster area and the movement of persons and the occupancy of premises in the area;" and

WHEREAS, under Section 418.173, the legislature authorized as "an offense," punishable by a fine up to \$1,000, any "failure to comply with the [state emergency management plan] or with a rule, order, or ordinance adopted under the plan;"

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. To ensure the continued availability of timely information about COVID-19 testing and hospital bed capacity that is crucial to efforts to cope with the COVID-19 disaster, the following requirements apply:
 - a. All hospitals licensed under Chapter 241 of the Texas Health and Safety Code, and all Texas state-run hospitals, except for psychiatric hospitals, shall submit to the Texas Department of State Health Services (DSHS) daily reports of hospital bed capacity, in the manner prescribed by DSHS. DSHS shall promptly share this information with the Centers for Disease Control and Prevention (CDC).
 - b. Every public or private entity that is utilizing an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to DSHS, as well as to the local health department, daily reports of all test results, both positive and negative. DSHS shall promptly share this information with the CDC.
2. To ensure that vaccines continue to be voluntary for all Texans and that Texans' private COVID-19-related health information continues to enjoy protection against compelled disclosure, in addition to new laws enacted by the legislature against so-called "vaccine passports," the following requirements apply:
 - a. No governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.082(f)(1) of the Texas Health and Safety Code to the extent necessary to ensure that no governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization.
 - b. State agencies and political subdivisions shall not adopt or enforce any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.085(i) of the Texas Health and Safety Code to the extent necessary to enforce this prohibition. This paragraph does not apply to any documentation requirements necessary for the administration of a COVID-19 vaccine.
 - c. Any public or private entity that is receiving or will receive public funds through any means, including grants, contracts, loans, or other disbursements of taxpayer money, shall not require a consumer to provide, as a condition of receiving any service or entering any place, documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. No consumer may be denied entry to a facility financed

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3:15 PM O'CLOCK

JUL 29 2021

- in whole or in part by public funds for failure to provide documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization.
- d. Nothing in this executive order shall be construed to limit the ability of a nursing home, state supported living center, assisted living facility, or long-term care facility to require documentation of a resident's vaccination status for any COVID-19 vaccine.
 - e. This paragraph number 2 shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.
3. To ensure the ability of Texans to preserve livelihoods while protecting lives, the following requirements apply:
- a. There are no COVID-19-related operating limits for any business or other establishment.
 - b. In areas where the COVID-19 transmission rate is high, individuals are encouraged to follow the safe practices they have already mastered, such as wearing face coverings over the nose and mouth wherever it is not feasible to maintain six feet of social distancing from another person not in the same household, but no person may be required by any jurisdiction to wear or to mandate the wearing of a face covering.
 - c. In providing or obtaining services, every person (including individuals, businesses, and other legal entities) is strongly encouraged to use good-faith efforts and available resources to follow the Texas Department of State Health Services (DSHS) health recommendations, found at www.dshs.texas.gov/coronavirus.
 - d. Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow guidance from the Texas Health and Human Services Commission (HHSC) regarding visitations, and should follow infection control policies and practices set forth by HHSC, including minimizing the movement of staff between facilities whenever possible.
 - e. Public schools may operate as provided by, and under the minimum standard health protocols found in, guidance issued by the Texas Education Agency. Private schools and institutions of higher education are encouraged to establish similar standards.
 - f. County and municipal jails should follow guidance from the Texas Commission on Jail Standards regarding visitations.
 - g. As stated above, business activities and legal proceedings are free to proceed without COVID-19-related limitations imposed by local governmental entities or officials. This paragraph number 3 supersedes any conflicting local order in response to the COVID-19 disaster, and all relevant laws are suspended to the extent necessary to preclude any such inconsistent local orders. Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any conflicting or inconsistent limitation by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.

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3:15pm O'CLOCK

JUL 29 2021

4. To further ensure that no governmental entity can mandate masks, the following requirements shall continue to apply:
 - a. No governmental entity, including a county, city, school district, and public health authority, and no governmental official may require any person to wear a face covering or to mandate that another person wear a face covering; provided, however, that:
 - i. state supported living centers, government-owned hospitals, and government-operated hospitals may continue to use appropriate policies regarding the wearing of face coverings; and
 - ii. the Texas Department of Criminal Justice, the Texas Juvenile Justice Department, and any county and municipal jails acting consistent with guidance by the Texas Commission on Jail Standards may continue to use appropriate policies regarding the wearing of face coverings.
 - b. This paragraph number 4 shall supersede any face-covering requirement imposed by any local governmental entity or official, except as explicitly provided in subparagraph number 4.a. To the extent necessary to ensure that local governmental entities or officials do not impose any such face-covering requirements, I hereby suspend the following:
 - i. Sections 418.1015(b) and 418.108 of the Texas Government Code;
 - ii. Chapter 81, Subchapter E of the Texas Health and Safety Code;
 - iii. Chapters 121, 122, and 341 of the Texas Health and Safety Code;
 - iv. Chapter 54 of the Texas Local Government Code; and
 - v. Any other statute invoked by any local governmental entity or official in support of a face-covering requirement.

Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any such face-covering requirement by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.
 - c. Even though face coverings cannot be mandated by any governmental entity, that does not prevent individuals from wearing one if they choose.
5. To further ensure uniformity statewide:
 - a. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts services allowed by this executive order or allows gatherings restricted by this executive order. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the

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JUL 29 2021

- COVID-19 disaster that are inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.
- b. Confinement in jail is not an available penalty for violating this executive order. To the extent any order issued by local officials in response to the COVID-19 disaster would allow confinement in jail as an available penalty for violating a COVID-19-related order, that order allowing confinement in jail is superseded, and I hereby suspend all relevant laws to the extent necessary to ensure that local officials do not confine people in jail for violating any executive order or local order issued in response to the COVID-19 disaster.

This executive order supersedes all pre-existing COVID-19-related executive orders and rescinds them in their entirety, except that it does not supersede or rescind Executive Orders GA-13 or GA-37. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 29th
day of July, 2021.

Handwritten signature of Greg Abbott in black ink.

GREG ABBOTT
Governor

ATTESTED BY:

Handwritten signature of Joe A. Esparza in black ink, written over a horizontal line.

JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:15 PM O'CLOCK

JUL 29 2021



GOVERNOR GREG ABBOTT

August 29, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 PM CLOCK

AUG 29 2021


Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

Dear Mr. Deputy Secretary:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

A proclamation renewing the declaration stating the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in Texas.

The original proclamation is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

PROCLAMATION
BY THE
Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in the State of Texas; and

WHEREAS, in each subsequent month effective through today, I have issued proclamations renewing the disaster declaration for all Texas counties; and

WHEREAS, I have issued executive orders and suspensions of Texas laws in response to COVID-19, aimed at protecting the health and safety of Texans and ensuring an effective response to this disaster; and

WHEREAS, a state of disaster continues to exist in all counties due to COVID-19;

NOW, THEREFORE, in accordance with the authority vested in me by Section 418.014 of the Texas Government Code, I do hereby renew the disaster proclamation for all counties in Texas.

Pursuant to Section 418.017, I authorize the use of all available resources of state government and of political subdivisions that are reasonably necessary to cope with this disaster.

Pursuant to Section 418.016, any regulatory statute prescribing the procedures for conduct of state business or any order or rule of a state agency that would in any way prevent, hinder, or delay necessary action in coping with this disaster shall be suspended upon written approval of the Office of the Governor. However, to the extent that the enforcement of any state statute or administrative rule regarding contracting or procurement would impede any state agency's emergency response that is necessary to cope with this declared disaster, I hereby suspend such statutes and rules for the duration of this declared disaster for that limited purpose.

In accordance with the statutory requirements, copies of this proclamation shall be filed with the applicable authorities.



IN TESTIMONY WHEREOF, I have hereunto signed my name and have officially caused the Seal of State to be affixed at my office in the City of Austin, Texas, this the 29th day of August, 2021.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30pm O'CLOCK

AUG 29 2021

ATTESTED BY:



JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
Siborn O'CLOCK
AUG 29 2021



GOVERNOR GREG ABBOTT

October 11, 2021

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 PM 'CLOCK

OCT 11 2021

Secretary of State

Mr. Joe A. Esparza
Deputy Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

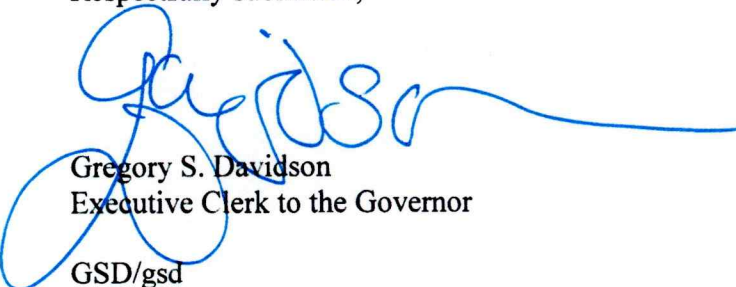
Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-40 relating to prohibiting vaccine mandates, subject to legislative action.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
October 11, 2021

EXECUTIVE ORDER
GA 40

*Relating to prohibiting vaccine mandates,
subject to legislative action.*

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, I have issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health; and

WHEREAS, COVID-19 vaccines are strongly encouraged for those eligible to receive one, but must always be voluntary for Texans; and

WHEREAS, I issued Executive Orders GA-35, GA-38, and GA-39 to prohibit governmental entities and certain others from imposing COVID-19 vaccine mandates or requiring vaccine passports; and

WHEREAS, in yet another instance of federal overreach, the Biden Administration is now bullying many private entities into imposing COVID-19 vaccine mandates, causing workforce disruptions that threaten Texas's continued recovery from the COVID-19 disaster; and

WHEREAS, countless Texans fear losing their livelihoods because they object to receiving a COVID-19 vaccination for reasons of personal conscience, based on a religious belief, or for medical reasons, including prior recovery from COVID-19; and

WHEREAS, through Chapter 161 of the Texas Health and Safety Code, as well as other laws including Chapters 38 and 51 of the Texas Education Code, the legislature has established its primary role over immunizations, and all immunization laws and regulations in Texas stem from the laws established by the legislature; and

WHEREAS, the legislature has taken care to provide exemptions that allow people to opt out of being forced to take a vaccine for reasons of conscience or medical reasons; and

WHEREAS, I am adding this issue to the agenda for the Third Called Session of the legislature that is currently convened so that the legislature has the opportunity to consider this issue through legislation; and

WHEREAS, I will rescind this executive order upon the effective date of such legislation;

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:20 PM O'CLOCK

OCT 11 2021

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

1. No entity in Texas can compel receipt of a COVID-19 vaccine by any individual, including an employee or a consumer, who objects to such vaccination for any reason of personal conscience, based on a religious belief, or for medical reasons, including prior recovery from COVID-19. I hereby suspend all relevant statutes to the extent necessary to enforce this prohibition.
2. The maximum fine allowed under Section 418.173 of the Texas Government Code and the State's emergency management plan shall apply to any "failure to comply with" this executive order. Confinement in jail is not an available penalty for violating this executive order.
3. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.

This executive order does not supersede Executive Orders GA-13, GA-37, GA-38, or GA-39. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.

Given under my hand this the 11th
day of October, 2021.



GREG ABBOTT
Governor

ATTESTED BY:



JOE A. ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:30 PM O'CLOCK

OCT 11 2021

LIST OF BOARD/COMMISSION VACANCIES

Updated: 08/17/2021

Board Name	Reappointments/Vacancies	Council member
Board of Adjustment	One Alternate position	Any Councilmember

APPLICATIONS RECEIVED TO BE ON A BOARD/COMMISSION

APPLICANT	BOARD REQUESTED	DATE RECEIVED	RESIDENCE DISTRICT
Adella Fernandez	1 st - LEDC 2 nd - Planning & Zoning 3 rd – Parks & Recreation	July 21, 2021	District 3
Lue Edward D. Baker	1 st – Historic Preservation Comm. 2 nd – Parks & Recreation 3 rd – Planning & Zoning	August 18, 2021	District 4

<p>The following are NOTES regarding appointments to several boards that have certain criteria that should be met, such as qualifications or number to serve on the board. Boards that are not listed below have a seven member board and are open to any citizen without qualifications.</p>	
<p>NOTES: AIRPORT ADVISORY BOARD</p>	<p>Sec. 4-26. Membership; appointments. The Lockhart Airport Advisory Board shall be composed of seven members to be appointed in accordance with section 2-210. At least five members must currently be or have been flight rated, and two members may be appointed as at-large members. Members shall serve three-year terms, such terms coinciding with the council position making the appointment.</p> <p>Sec. 4-28. Eligibility for board membership. No person having a financial interest in any commercial carrier by air, or in any concession, right or privilege to conduct any business or render any service for compensation upon the premises of the Lockhart Municipal Airport shall be eligible for membership on the Lockhart Airport Advisory Board.</p> <p>Sec. 4-32. Limitations of authority. The Lockhart Municipal Airport Advisory Board shall not have authority to incur or create any debt in connection with airport operations; nor shall the board be empowered to enter into any contract, leases, or other legal obligations binding upon the City of Lockhart; nor shall the board have authority to hire airport personnel or direct airport personnel in the execution of their duties.</p>
<p>NOTES: CONSTRUCTION BOARD APPOINTMENTS</p>	<p><i>Section B101.4, Board Decision,</i> is amended to read as follows: The construction board of adjustments and appeals shall have the power, as further defined in Appendix B, to hear appeals of decisions and interpretations of the building official and consider variances of the technical codes; and to conduct hearings on determinations of the building official regarding unsafe or dangerous buildings, structures and/or service systems, and to issue orders in accordance with the procedures beginning with section 12-442 of this Code [of Ordinances].</p> <p><i>Section B101.2, Membership of Board,</i> is amended to read as follows: Each District Council member and the Mayor shall appoint one member to the Construction Board of Appeals making it a five (5) member board and each Councilmember at Large shall appoint an alternate. The term of office of the board members shall be three (3) years, such terms coinciding with the council position making the appointment. The two (2) alternates shall also serve the term coinciding with the council position making the appointments. Vacancies shall be filled for an unexpired term in the manner in which the original appointments are required to be made. Board members shall consist of members who are qualified by experience and/or training to pass on matters pertaining to building construction and are not employees of the City of Lockhart.</p>
<p>NOTES: ELECTRIC BOARD APPOINTMENTS</p>	<p>Sec. 12-132. Members. (a) Appointments to the examining and supervisory board of electricians and appeals shall conform to section 2-210 except that the board shall consist of five persons with one being appointed by each district council member and one by the mayor. Each member shall serve three-year terms with such terms to coincide with the council position making the appointment. (b) Each board member shall reside within the county and such board shall include one member who shall be a building contractor; one layman; two members shall be master electricians who are currently licensed by the city; and one member shall be either a building contractor or master electrician licensed by the city. There shall be two ex-officio members, one who shall be the city electrical inspector, and one shall be the fire marshal.</p> <p>Sec. 12-133. Officers and quorum. The members of the examining and supervising board of electricians and appeals shall select a chairman and secretary. A quorum shall consist of three members.</p>
<p>NOTES: HISTORIC PRESERVATION COMMISSION</p>	<p>Sec. 28-3. Historical preservation commission. (b) The commission shall consist of seven members, appointed by the city council in accordance with section 2-210, who shall whenever possible meet one or more of the following qualities: (1) A registered architect, planner or representative of a design profession, (2) A registered professional engineer in the State of Texas, (3) A member of a nonprofit historical organization of Caldwell County, (4) A local licensed real estate broker or member of the financial community, (5) An owner of an historic landmark residential building, (6) An owner or tenant of a business property that is an historic landmark or in an historic district, (7) A member of the Caldwell County Historical Commission.</p>
<p>NOTES: PARKS ADVISORY BOARD</p>	<p>Sec. 40-133. Members. (a) The board shall consist of seven members appointed in accordance with section 2-210 to serve three years terms, such terms to coincide with the council position making the appointment and two alternates shall also be appointed by the mayor and mayor pro-tem, one each. The two alternates shall also serve the term coinciding with the council position making the appointments. Vacancies shall be filled for an unexpired term in the manner in which the original appointments are required to be made. (Ordinance 06-08, adopted February 7, 2006)</p>

<p>NOTES: Lockhart Economic Dev Corp</p>	<p>LEDC Bylaws – Article II. Board of Directors Section 1. Powers, Number and Term of Office</p> <ul style="list-style-type: none"> a. The property and affairs of the Corporation shall be managed and controlled by a Board of Directors (The “Board”) under the guidance and direction of the Lockhart City Council and, subject to the restrictions imposed by law, by the Articles of Incorporation, and by these Bylaws the Board shall exercise all of the powers of the Corporation. b. The Board shall consist of seven directors, each of whom shall be appointed by the City Council of the City. Each director shall occupy a place (individually the “Place” and collectively, the “Places”) as designated herein. Places 1-4 are designated for Councilmember Directors from Councilmember Districts 1 through 4 respectively. In the event that a particular Councilmember from said District is unable or unwilling to serve in the capacity as a Director, that Councilmember shall have the right to nominate a non-councilmember for approval and appointment. Places 5-7 are designated for Citizen Member Directors. c. The directors constituting the first Board shall be those directors named in the Articles of Incorporation. Successor directors shall have the qualifications, shall be of the classes of directors, and shall be appointed to the terms set forth in the Articles of Incorporation. d. Any director may be removed from office by the City Council at will.
<p>NOTES: ORDINANCE RE: ALL BOARD, COMMISSION APPOINTMENTS</p>	<p>Sec. 2-209. - Rules for appointment. The city council hereby sets the following rules:</p> <ul style="list-style-type: none"> (1) Except as may be established by existing city ordinances/resolutions the process for selecting members shall be open to all Lockhart citizens, who must apply for appointment, to include those applying for reappointment. Reappointment shall not be deemed automatic. (2) Council shall seek to appoint the most qualified or best persons available, while also respecting the need for diverse community opinions. (3) No member of any appointed body shall serve on more than one quasi-judicial or advisory board or commission. (4) No appointed body shall deviate from its charge, deliberate items not on its agendas, or speak for the council or City of Lockhart without council authorization. (5) Subject to other qualifications as specifically required for membership on the below boards and commissions, the city council shall have the right (but not the duty) to appoint up to two members who are not Lockhart citizens but who are residents of Caldwell County to the Lockhart Airport Advisory Board, the Eugene Clark Library Board, and the construction board of appeals. <p>Section 2-210. Method of selection; number of members; terms.</p> <ul style="list-style-type: none"> (a) The mayor and city councilmembers shall nominate individuals to serve on boards and commissions. Each nomination shall then be confirmed by a simple majority of the entire city council. (b) Except as provided herein, there shall be seven members appointed to each board or commission corresponding with the seven members or places of the city council. Each city councilmember, except as provided herein, shall nominate a qualified person to serve in a place on an appointed body corresponding to their place on the council. At-large councilmembers shall be designated as places 5 and 6, and the mayor's position as place 7, for the purpose of this section. Nominations shall be made to fill vacant positions and/or positions whose terms have expired within 90 days of the event, such as a resignation or an election. Should any city councilmember fail to name an appointee to one of his/her corresponding places on any body within the above described 90 days, another councilmember shall then have the privilege to nominate a person to fill that same position, as described in subsection (a). However, once that position becomes vacant again for any reason, the appointment shall revert to the place corresponding with the original city council seat/place number for nominations. (c) Beginning with the election in May, 1998, the council shall nominate and confirm four members to serve in places 1, 2, 5, 6 on each board and commission in accordance with subsections (a) and (b) above, and with the standards set in Ordinance Number 97-09, Governance Policies. With the election of May, 1999, the remaining three places shall be filled following the same procedure as above. (d) Terms of service on appointed bodies shall be the same three-year terms as the councilmember who nominates a person to serve. However, a person may be appointed to complete the unexpired term of a vacant position, due to a resignation, for example. (e) When a person has completed a term, or terms, of service and will be vacating a place, that person may continue to serve until a replacement is nominated and confirmed by the city council. (f) At the discretion of the majority of the city council, one Caldwell County resident who is also an owner of real property within any local historic district may be appointed as a full member to the historical preservation commission. (g) Exceptions to the above regulations shall be all volunteer/special purpose/ad hoc committees appointed from time to time by the city council and the zoning board of adjustments, whose members shall serve two-year terms in accordance with V.T.C.A., Local Government Code § 211.008. All other provisions of this section, and ordinance number 97-09 which do not conflict with the chapters establishing these bodies shall be applicable. <p>Sec. 2-212. Removal and resignation of members.</p> <ul style="list-style-type: none"> (a) All board, commission and committee members serve at the pleasure of the city council and may be removed from office with or without cause at the discretion of the city council. (b) Board, commission and committee members may resign from office at any time by filing a written resignation, dated and signed by the member, with the City Secretary. Such resignation shall take effect upon receipt by the City Secretary without further action by the city council. If the city council appoints a new member to replace the resigned member, the new member shall be appointed to serve out the remainder of the resigned member’s term.

<p>NOTES: PARKS MASTER PLAN STEERING COMMITTEE (Est. 09/05/2017)</p>	<p>Committee to have 8-10 members as follows:</p> <ul style="list-style-type: none"> • Councilmembers • City staff • Two Parks Advisory Board members • Business owners • Civic Organization members <p>Committee will assist Burditt Consultants to perform tasks outlined in the Parks Master Plan.</p>
<p>NOTES: AD-HOC COMMITTEE – ST. PAUL UNITED CHURCH OF CHRIST PROPERTY (Est. 09/05/2017)</p>	<p>Committee will consist of at least one appointment from Mayor and each Councilmember.</p> <p>The Committee will make recommendations to the Council about the use of the property at 728 S. Main.</p>
<p>NOTES: WAYFINDING SIGNAGE AND COMMUNITY BRANDING AD-HOC (Est. 01/02/2018)</p>	<p>Committee will assist City Planner/Development Services with wayfinding signage and community branding tasks.</p> <p>Committee will consist of up to five members appointed by the Council.</p> <p>NOTE: First Branding and Wayfinding Committee disbanded/dissolved on December 18, 2018.</p> <p>UPDATE: Second Branding and Wayfinding Committee appointed on March 5, 2019.</p>

NOTES:
HOTEL
OCCUPANCY
TAX ADVISORY
BOARD
(Est. 12-3-
2019)

Sec. 54-127 MEMBERSHIP AND MEETING FREQUENCY

- a. The HOT Advisory Board should consist of five (5) members.
- b. Members shall consist of the following, the appointment of whom shall be confirmed by the City Council
 - i. A lodging facility representative;
 - ii. The City Manager or his/her designee;
 - iii. A former member of the City Council; and
 - iv. Two citizens nominated by Mayor.
- c. The HOT Advisory Board shall meet at least quarterly for allocation of funds and post-event reviews.
- d. Three Board members shall constitute a quorum.
- e. Each Board member shall serve a term of two years.
- f. Vacancies on the Board shall be filled by appointment by the City Council for the remainder of the existing term.

Sec. 54-128 PURPOSE AND RESPONSIBILITY

- a. The legislative functions of the city council shall in no way be delegated to the HOT Advisory Board. The HOT Advisory Board shall be considered a special purpose advisory committee.
- b. The purposes and responsibility of the HOT Advisory Board shall be:
 - i. To receive, review, and evaluate applications from organizations requesting HOT funds;
 - ii. To recommend allocation of HOT funds (as authorized by the Texas Tax Code, Chapter 351) to the City Council;
 - iii. To review the actual expenditures of HOT Funds;
 - iv. To offer suggestions for improvements or changes to the use or administration of HOT funds; and
 - v. To submit an annual report to the City Council that identifies approved expenditures by the City for the preceding year, reviews such approved expenditures in the context of compliance with state laws regarding the use of HOT funds, and evaluates the effectiveness of the approved HOT expenditures and the program.

Sec. 54-129 HOT FUND GRANT PROCESS AND POST-EVENT REPORTING

- a. Applications for funding will be considered at each meeting. Completed applications must be received ten (10) days prior to a meeting of the Board at which it will be reviewed.
- b. Applicants will be notified of the award of funds following approval by the City Council of the award, at which time one-half of approved funding will be awarded.
- c. The Board shall produce guidelines for approved applicants regarding a post-event report from each such applicant that demonstrates qualified expenditures
- d. A post-event report from each approved applicant is required in order for the applicant to receive final payment.

Sec. 54-130 HOT FUND GRANT PROCESS GUIDELINES.

- In considering the grant of HOT Funds, the Board and City Council shall:
- i. Ensure that each funding requests for HOT revenues is for one or more statutorily defined purpose;
 - ii. Establish and implement a policy of properly utilizing 100% of available HOT funds each year;
 - iii. Consider whether funding should be based on a formula for pre-determined activities consistent with authorized uses (e.g. advertising, arts, signage, historical restoration/preservation);
 - iv. Consider funding approaches that will allow for equitable funding opportunities for new as well as established events and activities; and
 - vi. Consider eligibility criteria beyond the Tax Code requirements (e.g. limiting grants to 25% of the total event budget or disallowing/limiting use of HOT funds for events' programs that occur on a regular (e.g. monthly) basis.

COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS

Councilmember	Board/Commission	Appointee	Date Appointed
Mayor – Lew White	Airport Board Board of Adjustment Construction Board Ec Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning ETJ Rep-Impact Fee Adv Comm	John Hinnekamp Mike Annas Raymond DeLeon Alan Fielder, Vice-Chair Joe Colley, Chair John Lairsen Stephanie Riggins Karla Tate Ron Peterson Larry Metzler	01/19/21 01/19/21 01/19/21 01/19/21 01/19/21 01/19/21 01/19/21 02/02/21 01/19/21 01/19/21
District 1 – Juan Mendoza	Airport Board Board of Adjustment Construction Board Eco Dev. Corp, ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Larry Burrier Lori Rangel Mike Votee Dyrall Thomas Frank Gomillion Christine Ohlendorf Shirley Williams Linda Thompson-Bennett Chris St. Leger	03/07/17 03/07/17 12/17/19 12/17/19 12/17/19 06/02/20 12/17/19 03/07/17 12/17/19 CM McGregor on behalf of Councilman Mendoza
District 2– David Bryant	Airport Board Board of Adjustment Construction Board Eco Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Todd Blomerth Shawn Martinez Oscar Torres David Bryant James Briceno Ron Faulstich Quartermetra Hughes Lonnie Jones Manuel Oliva	05/05/20 03/17/21 10/20/20 09/21/21 10/20/20 10/20/20 10/20/20 10/20/20 04/06/21 10/20/20

COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS

District 3 – Kara McGregor	Airport Board Board of Adjustment Construction Board Eco Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Ray Chandler Anne Clark, Vice-Chair Kirk Smith (Alternate) Jerry West, Vice-Chair Sally Daniel John Voigt Ronda Reagan Jean Clark Fox, Chair Warren Burnett Philip McBride, Chair	02/06/18 02/23/21 12/05/17 01/19/21 01/05/21 01/19/21 01/19/21 01/19/21 01/19/21 01/19/21
District 4 - Jeffry Michelson	Airport Board Board of Adjustment Construction Board Eco Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Mark Brown, Vice-Chair Wayne Reeder Rick Winnett Doug Foster Ian Stowe Michel Royal Donaly Brice Russell Wheeler Rick Arnic	03/07/17 12/15/20 12/05/17 11/17/20 12/15/20 07/07/20 12/15/20 12/15/20 12/15/20
Mayor Pro-Tem (At-Large) – Angie Gonzales-Sanchez	Airport Board Board of Adjustment Construction Board Eco Dev. Corp. ½ Cent Sales Tax Historical Preservation Library Board Parks and Recreation Planning & Zoning	Andrew Reyes Laura Cline, Chair Paul Martinez Alfredo Munoz Ray Ramsey Jodi King Lee Parra Philip Ruiz, Vice-Chair	01/07/20 01/07/20 01/07/20 01/07/20 07/07/20 01/07/20 08/17/21 01/07/20

COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS

<p>At-Large - Brad Westmoreland</p>	<p>Airport Board Board of Adjustment Construction Board (Alternate) Eco Dev. Corp. ½ Cent Sales Tax Historical Preservation Library Board Parks and Recreation Planning & Zoning</p>	<p>Jayson “Tex” Cordova Severo Castillo Gary Shafer Frank Estrada Richard Thomson Rebecca Lockhart Dennis Placke Brad Lingvai</p>	<p>02/04/20 02/04/20 02/04/20 02/04/20 02/04/20 02/04/20 02/04/20 02/04/20</p>
	<p>Charter Review Commission (Five member commission) Term – 24 months after appointment</p>	<p>Ray Sanders Bill Hernandez Roland Velvin Elizabeth Raxter Alan Fielder</p>	<p>03/01/16 – Michelson 03/01/16 – Michelson 03/01/16 – Michelson 03/01/16 – Hilburn 03/15/16 – Hilburn</p>
	<p>Sign Review Committee (no longer meeting)</p>	<p>Gabe Medina Neto Madrigal Terry Black Kenneth Sneed Johnny Barron, Jr. Tim Clark</p>	<p>03/17/15 - Mayor Pro-Tem Sanchez 04/21/15 – Councilmember Mendoza 12/19/17– Councilmember McGregor 03/17/15 – Mayor White 03/17/15 – Councilmember Castillo 03/17/15– Councilmember Michelson</p>
	<p>Parks Master Plan Steering Committee (8-10 members)</p>	<p>Albert Villalapando Dennis Placke Nita McBride Rebecca Pulliam Bernie Rangel Derrick David Bryant Beverly Anderson Carl Ohlendorf Beverly Hill</p>	<p>09/05/17 – Parks Bd appointee 09/05/17 – Parks Bd appointee 12/05/17– McGregor 09/19/17– Michelson 09/19/17 – Castillo 09/19/17 - Sanchez 09/19/17 - Mendoza 09/19/17 – Westmoreland 09/19/17 – Mayor White</p>

	Church Property Ad-hoc Committee (7 members)	Amelia Smith Jackie Westmoreland Todd Blomerth Andy Govea Terry Black Jane Brown Raymond DeLeon Dyral Thomas	09/05/17 – Westmoreland 09/05/17 – Westmoreland 09/05/17 – Mayor White 09/1917 – Sanchez 12/19/17 – McGregor 09/19/17 – Michelson 09/20/17 – Castillo 09/22/17 – Mendoza
	Wayfinding Signage and Community Branding Ad-Hoc Committee (5 members) THIS COMMITTEE WAS - RE-ESTABLISHED ON MARCH 5, 2019	Roy Watson Ronda Reagan Sally Daniel Rob Ortiz Bobby Herzog	03/05/19 03/05/19 03/05/19 03/05/19 03/05/19 Appointed by Mayor with consensus of Council
	HOT Advisory Bd	Ray Sanders Alfredo Munoz Archana “Archie” Gandhi Roxanne Rix Steve Lewis and Pam Larison Sally Daniel (Alternate) Janet Grigar (Alternate)	All members appointed by consensus of the Council on 12/03/2019



City of Lockhart

2020-2021 Strategic Priorities

Prepared by:



City of Lockhart

Summary

On January 17 & 18, 2020 the City of Lockhart hosted two half-day planning sessions to develop goals and strategies for the next 2 years. Some of these goal areas were internal, whereas others were external. The following is the process used to reach the conclusions for the plan.

The process began with a preliminary phone meeting between the facilitator and Steve Lewis, City Manager, to go over key issues facing the City, understand the programs and projects underway through the community, and to prepare the agenda and format for the planning retreat.

The first portion of the strategic planning process began on Friday, January 17, 2020 with the City Manager and the City of Lockhart Management Team. The facilitator began by asking the Management Team participants what their expectations for discussion for the day were. She then conducted a group brainstorm exercise called Start/Stop/Continue that lists the things that need to begin happening, stop happening, and are mission-critical and must continue regardless of circumstances.

The facilitator then guided the Management Team through 2020-2021 goal and strategy development to recommend to the City Council the following day.

On Saturday, January 18, 2020, the City Council and City Manager convened to review, revise, and establish priorities related to the recommendations generated the day before by the Management Team. Prior to the review, the facilitator asked the City Council to list their expectations for discussion for the day.

The following are the results.

Management Team Expectations for the Day's Discussion Topics

- Holistic view of the City
- Understanding other departments better
- Council to continue to be open to new ideas
- As the city grows, facilities and staff must keep up
- Next comprehensive master plan
- Establish an IT 3-5-year plan to keep current
- Replace phone systems and phone equipment
- Discuss records storage
- What is there for teens and tweens to do?
- Need administrative assistance
- Public Information Officer – keep information on point, factual, and streamlining voice: sharing voice vs. many voices
- Law enforcement: recruitment and administrative assistance
- Stick to implementing plan
- Fire equipment replacement plan and funding
- Achieve “needs” so we can work on “wants” for the future
- Customer service needs additional staff – same staffing level as 1000 accounts ago
- Technology training needed in Library (provide for public)
- Additional Library storage needed
- Electric services study needed and replace needed items
- Salary and compensation study to begin soon – want council to support and fund the results of the study

City Council Expectations for the Day's Discussion Topics

- Improve work environment for staff
- Accomplish unfinished business from last strategic plan
- 142 & I-130 development
- Low-hanging fruit and larger longer-term goals
- Eliminate the red tape
- Look ahead to see what's next
- Balance citizen needs and staff needs
- Keep on track
- Prepare for quality growth
- Neighborhood beautification
- City Hall facilities
- Discuss hospital/after-hours clinic
- Hear staff recommendations

Start/Stop/Continue

The facilitator guided the Management Team through an exercise that challenged them to brainstorm things that the City really needed to begin doing, what they should stop doing that could be a waste of resources, and what must they continue doing, regardless of circumstances. Below are their responses. Note that there are no right or wrong items; these are merely individuals' opinions about the things that should and shouldn't change in Lockhart. Just because one person has a certain opinion on a topic, that does not imply anyone else shared that opinion.

Start

- Long-term street paving plan (paving/resurfacing)
- Electrical system study
- Formal grantsmanship program
- Records storage facility
- Digitize public works and utility records/maps
- Establish fee schedule for fire plan reviews and inspections
- Review development related fees
- Improve customer service at Police Department and Utilities Department by increasing administrative staff
- Start a Main Street Program
- New City facilities (abolish sewer smell)
- Consider a 4-day/10-hour work week option
- Annual review of facility maintenance, i.e. HVAC systems, etc.
- Make Parks Department into Parks and Recreation Department (start recreation program)
- Review and fund vehicle replacement fund
- Expand/improve airport facilities
- Figuring out how to generate more general fund revenues to pay for items on this “start” list

Stop

- Printing reports – use digital reports when we can
- The waste in Archives
- Excessive paperwork related to personnel (consider paper reduction techniques instead)
- Making new employees wait 6 months to take time off/sick days/etc (other cities do 3 months)
- Excessive engine idling of city vehicles
- Worrying about other departments and focus on making your own team better
- Picking up commercial recycling for free
- Hanging highway banners for free
- Circulating city council department head reports monthly (do quarterly instead)
- Workshop portion of council meetings unless needed (they run too long)
- Referencing the past as “we have always done it that way” (we can be more innovative)

Continue

- Effective communication with customers/website
- Planning for the future
- Maintaining hiring standards
- Improving community amenities finding external funding sources
- Succession planning and cross-training
- Staff meetings
- Learning new ways of doing things
- Employee longevity and retention efforts
- Good customer service
- Acknowledging staff accomplishments
- Great teamwork
- Parks improvements/parks master plan
- Efforts on wayfinding program
- Replacing aged power lines
- Planning and engineering for downtown paving and drainage improvements
- Providing utilities to areas of anticipated future growth and development
- Planning for future industrial parks
- Accreditation for Police and Fire Departments

Recommendations from Staff:

The following items were recommendations from staff to city council. Items that have a checkbox (R) had agreement of city council the following day. The one item with no checkbox was rolled to consideration for 2022.

- Create and adopt 5-7-year paving/resurfacing plan (roads and sidewalks)
- Lockhart Police Department to conduct Active Shooter training for all City staff and elected officials and review official safety procedures for council meetings
- Explore asking the county for grant writer assistance
- Establish fee schedule for fire plan reviews and inspections
- Considering increasing existing fees for applications and development fees
- Develop an Airport Business Plan
- Research options for additional records storage
- Transition staff department reports from monthly to quarterly
- Pursue agenda management process and software
- Streamline paper processes where possible/evaluate software options
 - Utility billing
 - Applications
 - Council, boards, commissions:
 - Packets
 - Minutes




Goal Development from City Council:

The following items were items identified by council to move forward on for 2020-2021:




- Establish a Hospital with an Emergency Room in town
- Sell church property
- Create resources via Lockhart EDC for proactive outreach to quality builders for additional housing
- Create a Youth Advisory Board to explore options around youth programs/activities
- Adopt a TIF (tax increment financing) policy prior to project being submitted
- Implement downtown drainage improvements
- Develop fiber down 142, 183, and the Central Business District
- Traffic safety improvements: turn lanes and traffic lights
- Consider submitting a multi-year street bond program to voters
- Begin TXDOT safety projects
- Promote a Neighborhood Watch Program
- Promote beautification projects through teamwork
- Clean up trash/enforcement
- Enhance lower income districts/beautification efforts









Progress Reporting

The following icons are used to document progress of the following goals and strategies:

 = Completed
 = On Target or In Progress
 = Not on Target

Goal 1: Economic Development / Planning

Strategies	2019-2020 Progress	2020-2021 Progress
1. Continue to partner with LISD and local youth organizations to encourage careers in local emergency services (Fire and Police)	 Partner with Boy Scouts to develop Police Explorer Program. Fire personnel attend and participate in LISD career days.	
2. Better collaborate with downtown stakeholders and both Chambers of Commerce		
3. Complete updating our development ordinances	 Revised Engineering Standards – presented to Council January 2020. Subdivision Regulations to follow.	







<p>4. Consider development tools to facilitate attraction / recruitment to SH 130 corridor</p>	 IEDC business park development study completed. Future consideration by LEDC.	
<p>5. Bring utilities, assist assembling parcels, rezoning tracts along SH 130/142 and become shovel-ready</p>	 Mostly done. Site development will facilitate the remainder.	
<p>6. Pursue prospects and developers and create a BRE (business retention and expansion) program</p>	 Hiring a second Economic Development practitioner.	
<p>7. Start investing in more property for growth</p>	 IEDC study.	
<p>8. Explore next industrial park</p>	 IEDC study.	
<p>9. HOT (Hotel Occupancy Tax) Funds – board to develop and adopt new process to collect payments from B&Bs</p>	 HOT Advisory Board created. Board training and funding processes under review.	
<p>10. Adopt and implement the Economic Development Strategic Plan (currently underway by Garner Economics) by Q4 2020</p>	 LEDC Board hired Garner Economics January 2020	
<p>11. Robust LEDC website</p>	 Underway with EDsuite contract.	
<p>12. Create resources via Lockhart EDC for proactive outreach to quality builders for additional housing</p>	<p><i>N/A Brand new/created in 2020</i></p>	

Strategies	2019-2020 Progress	2020-2021 Progress
13. Adopt a TIF (tax increment financing) policy prior to project being submitted	<i>N/A Brand new/created in 2020</i>	
14. Develop fiber down 142, 183, and the Central Business District	<i>N/A Brand new/created in 2020</i>	

Goal #1 KPIs / Metrics:

- Did we partner with LISD & other youth organizations to encourage emergency services careers?
- Did we collaborate with downtown stakeholders and both Chambers of Commerce?
- Did we completely update our development ordinances?
- Did we brainstorm development tools for SH-130 development?
- Did we bring utilities and assemble parcels along SH-130?
- Did we develop shovel-ready development sites?
- Did we market those sites to prospective investors?
- Did we develop plans for our next industrial park?
- Did we revamp the way HOT funds are structured?
- Did we develop and implement an Economic Development Strategic Plan?
- Did the Lockhart EDC revamp their website to better attract investment?
- # of quality home builders the Lockhart EDC proactively reached out to in 2020-2021? _____
- Did we adopt a new TIF policy?
- # of miles of new fiber optics laid in Lockhart in 2020-2021? _____

Goal 2: Quality of Life / Quality of Facilities

Strategies	2019-2020 Progress	2020-2021 Progress
1. Invest money to improve the appearance of our town (streets, parks, entry signs)	 Doubled street resurfacing funds in FY 20; Parks Master Plan projects.	
2. Conduct and implement a Space Study of City Buildings and facilities including City Hall	 Budget established for FY 20 Space Study. RFP under development.	
3. Improve the image of City facilities as needed and conduct cosmetic improvements in the meantime	 See No. 2 above.	
4. Update, renovate, and construct City facilities as needed, based on the space study. Realize that remodel of Central Fire Station is likely next.	 Electrical panel upgrade at the Water Treatment Plant; Budget established for FY 20 Space Study; Fire Station No. 2 completed.	
5. Implement the Parks Master Plan, improving the quality of life for the community. What is in Phase 2: splash pad, restroom renovations, dog park, picnic shelter upgrades, and tree planting initiatives	 Multiple Phase I projects underway.	
6. Conduct a citywide quality of life citizen survey and ask council to fund.	 Allocate funds in FY 20-21; assign project to PIO.	
7. Establish a Hospital with an Emergency Room in town	<i>N/A Brand new/created in 2020</i>	
8. Sell church property	<i>N/A Brand new/created in 2020</i>	
9. Create a Youth Advisory Board to explore options around youth programs/activities	<i>N/A Brand new/created in 2020</i>	
10. Implement downtown drainage improvements	<i>N/A Brand new/created in 2020</i>	

Strategies	2019-2020 Progress	2020-2021 Progress
11. Consider submitting a multi-year street bond program to voters	<i>N/A Brand new/created in 2020</i>	
12. Promote beautification projects through teamwork	<i>N/A Brand new/created in 2020</i>	
13. Clean up trash/enforcement citywide	<i>N/A Brand new/created in 2020</i>	
14. Enhance lower income districts with beautification efforts	<i>N/A Brand new/created in 2020</i>	

Goal #2 KPIs / Metrics:

\$ amount invested in streets in 2019? \$ _____

\$ amount invested in parks in 2019? \$ _____

\$ amount invested in gateway entry signs in 2019? \$ _____

\$ amount invested in streets in 2020? \$ _____







\$ amount invested in parks in 2020? \$ _____




\$ amount invested in gateway entry signs in 2020? \$ _____

Which facilities did we improve the image of? _____

- Did we implement elements of the Parks Master Plan?
- Did we secure quotes on a Space Study of City buildings including City Hall?
- # of City-owned buildings we renovated or retrofitted? _____
- Did we conduct a citywide quality of life citizen survey?
- Did we address levels of service based on the citizen responses we received?
- Did we address levels of satisfaction based on the citizen responses we received?
- Did we address areas for improvement based on the citizen responses we received?
- Did we court hospital providers?
- Did we sell the church property?
- Did we create a Youth Advisory Board?
- Did we implement downtown drainage improvements?
- Did we fully investigate issuing a street bond?
- Did we fully enforce trash clean up around town?
- Did we specifically target lower income neighborhoods for new beautification projects?

Goal 3: Staffing / Personnel

Strategies	2019-2020 Progress	2020-2021 Progress
1. Consider hiring additional personnel (engineer, IT, etc.)	 In FY 20, staffing levels were increased by 2 full-time and 1 part-time positions.	
2. Conduct a staffing study that includes evaluating efficiencies and compensation	 Classification and Compensation Study underway.	
3. Right size staffing levels city-wide based on study results	 No funding was allocated for such a study; discuss need/timing of study during FY 20-21 budget process.	
4. Consider starting salaries that compete with surrounding communities	 Classification and Compensation Study underway.	
5. Be consistent with staff development / policies / purchasing procedures	 Comprehensive Purchasing Policy under development (anticipated to be complete 1 st quarter of 2020). Revision of City Personnel Policy underway.	
6. Implement a staff development program (be consistent)	 House Bill 3834 mandated cybersecurity training for all employees with computer access and elected officials – cybersecurity training program underway.	

Strategies	2019-2020 Progress	2020-2021 Progress
7. Start developing / preparing current staff to take on leadership roles within the organization in the future. Work on succession planning: add Fire, add Electric, add Streets, and add Animal Control.	 Emphasis on leadership training for police personnel, cross training of job duties underway in Finance Department.	
8. Recruit and attract more bi-lingual staff	 No funding was allocated to recruit bi-lingual staff; explore possible options during FY 20-21 budget process and the classification and compensation study.	
9. Customer service / experience excellence training for the Utility and Planning Development teams	 Training budgeted item in FY 20 for Utility Customer Services staff.	

Goal #3 KPIs / Metrics:

of new positions in 2019? _____

of new positions in 2020 and 2021? _____

Did we perform a staffing efficiency/compensation study?

Did we right-size our salaries based on that study by the end of 2020?

Did we develop new consistent policies and procedures regarding professional development of staff?

Did we develop new consistent policies and procedures regarding purchasing/procurement?

Did we create and implement a new staff development program to ensure everyone has training opportunities?







Did we begin grooming current staff for future leadership roles?



How many staff do we have on a leadership track by the end of 2020?

of new employees added in 2019 through 2021 who are bilingual? _____

Did we deliver Customer Experience Excellence training to every City employee?

Goal 4: Procedures / IT Management and Services



Strategies	2019-2020 Progress	2020-2021 Progress
1. Improve technology / create specific strategies to have better IT support based on Assessment results	 New outside IT management team hired; Strategic plan for current and emerging issues (cyber) near completion.	
2. Upgrade all technology-related issues as recommended – desktops, servers, software, equipment, and peripherals. \$100K will pay for equipment, \$20K is licensing agreement costs.	 City-wide replacement of desktops with current operating systems complete; new servers in current fiscal year.	
3. Create a 5-year rolling IT equipment replacement plan	 See above notes 1 and 2.	
4. Provide superior service by keeping technology up to date and being able to communicate with the public (keep an open line of communication through website.) Purchase next modules: INCODE	 New PIO hired. Increased social media updates. INCODE permits and inspections software module implemented to track permit and inspections progress; online access to permit applications and tracking underway.	
5. Upgrade the server system	 Desktop operating systems upgrade 100% complete. Server upgrades in progress.	
6. Streamline technology hardware, software processes within the City, based on Assessment recommendations	 Ongoing and FY 20-21.	





Strategies	2019-2020 Progress	2020-2021 Progress
7. Upgrade all equipment and software and be trained on specific software to be used to maximum potential and determine which staff will require which trainings.	 Current year 2020 departmental goal.	
8. Explore implementing downtown Wi-Fi	 To be addressed in 2020 or 2021. Explore options with the Downtown Business Association and both Chambers of Commerce.	

Goal #4 KPIs / Metrics:

- Did we secure top quality technology support across all departments by the end of 2020?
- Did we upgrade our desktop computers?
- % of employees who received upgraded computers by the end of 2020 (from 2018 numbers)? _____
- Did we upgrade our servers?
- Did we upgrade our computer software, subscriptions, and licenses?
- Did we upgrade our peripherals?
- Did we upgrade our other technology equipment?
- Did we establish an IT policy for updates and replacements that will keep us up-to-date from now through the future?
- Did we upgrade our City server system?
- Did we streamline our City technology processes?
- Did we secure training for staff to use all new equipment properly and efficiently?
- Did we investigate implementing WiFi throughout Downtown Lockhart?

Goal 5: Public Safety

Strategies	2019-2020 Progress	2020-2021 Progress
1. Provide quality public safety to all citizens of Lockhart		
a. Develop a specific Retention Strategy first	 City-wide classification and compensation study underway. Fire: Council approved 7% salary adjustment in FY 19-20. Police: all officers to attend leadership training, host ceremonial recognition events, retention strategy under development.	
b. Continue to implement hiring strategies we developed such as Fire and Police.	 Fire: Use of recruitment video; developing recruitment flyer for use with LISD and the public; career day with Lockhart High School students; Fire Chief to serve on LISD Career and Technical Education Advisory Committee. Police: In 2019, Lockhart Police Officers visited with police cadets attending the AACOG Academy and made presentations to 2 classes of prospective candidates. In 1 st quarter of 2020, LPD will make presentations to the CAPCOG Academy currently in progress.	

Strategies	2019-2020 Progress	2020-2021 Progress
c. Long-term public safety facility planning for Station #1.	 Completed Fire Station No. 2. Analysis and cost estimate to remodel and upgrade Fire Station No. 1 underway.	
d. Develop an equipment replacement schedule. Seek funding for existing equipment (fire apparatus and patrol cars) replacements.	 Developed an ambulance replacement schedule with Caldwell County and Seton. Upgrades to two-way radios (portables and mobiles) underway.	
e. Continue to ensure use of best practices / standards (research best practices, then implement)	 Fire: Fire Department is preparing an emergency management tabletop exercise for City staff. Police: Upgraded Police Officer body-worn cameras to 3 rd generation models.	
f. Evaluate Accreditation opportunities	 Fire: Reviewing the Texas Fire Chief’s Association (TFCA) accreditation process before formal enrollment. Police: Currently reviewing the 166 Texas Law Enforcement Best Practices. Will submit for recognition in the 3 rd quarter of 2020.	

Strategies	2019-2020 Progress	2020-2021 Progress
g. Traffic safety improvements: turn lanes and traffic lights	<i>N/A Brand new/created in 2020</i>	
h. Begin TXDOT safety projects	<i>N/A Brand new/created in 2020</i>	
i. Promote a Neighborhood Watch Program	<i>N/A Brand new/created in 2020</i>	

Goal #5 KPIs / Metrics:

of new law enforcement officers hired in 2019? _____

of new law enforcement officers hired in 2020? _____

of new law enforcement officers hired in 2021? _____

% law enforcement officers retained? _____ %

of new firefighters hired in 2019? _____

of new firefighters hired in 2020? _____

of new firefighters hired in 2021? _____

% firefighters retained? _____ %

- Did we develop a long-term public safety facilities plan?
- Did we develop a public safety equipment replacement schedule?
- Did we implement that new replacement schedule?
- Did we research and record best practices across the country regarding public safety policy?
- Did we make any modifications to our public safety policies based on that research?
- Did we explore and evaluate Accreditation opportunities?
- Did we implement new turn lane and traffic light improvements in 2020-2021?
- Did we begin the TXDOT safety projects?
- Did we proactively promote a Neighborhood Watch Program for Lockhart?

Conclusion

At the end of the planning retreat, the facilitator reminded all the participants that these goals would only be achieved if they held true to their commitments today to implement these specific strategies and tactics.

She reminded them that they are one team working toward one vision. The city council and management team agreed to use this document regularly throughout 2020 and 2021 to track progress and measure accomplishments.



City of Lockhart

2019-2020 Strategic Priorities

Prepared by:



City of Lockhart

Summary

On February 1 & 2, 2019 the City of Lockhart hosted two half-day planning sessions to develop goals and strategies for the next 2 years. Some of these goal areas were internal, whereas others were external. The following is the process used to reach the conclusions for the plan.

The process began with a preliminary phone meeting between the facilitator and Steve Lewis, City Manager, to go over key issues facing the City, understand the programs and projects underway through the community, and to prepare the agenda and format for the planning retreat.

The first portion of the strategic planning process began on Friday, February 1, 2019 with the City Manager and the City of Lockhart Management Team. The facilitator began by asking the Management Team participants what their expectations for discussion for the day were. She then took the team through a SWOT (Strengths, Weaknesses, Opportunities, & Threats) Analysis. The next group exercise was a brainstorm called Start/Stop/Continue that lists the things that need to begin happening, stop happening, and are mission-critical and must continue regardless of circumstances.

The facilitator then guided the Management Team through 2019-2020 goal and strategy development to recommend to the City Council the following day.

On Saturday, February 2, 2019, the City Council and City Manager convened to review, revise, and establish priorities related to the recommendations generated the day before by the Management Team. Prior to the review, the facilitator asked the City Council to list their expectations for discussion for the day.

The following are the results.

Management Team Expectations for the Day's Discussion Topics

- That City Council will take what we say seriously
- Consider all staff in decisions
- Hear each other's goals
- Live by the plans we create / develop
- That Council develop goals / priorities based on sound data / research
- Focus
- Consider quality of life as over-arching goal
- Discuss business attraction vs. recruitment
- Being prepared for growth
- Facilities improvements
- Facilities maintenance
- How do we give back to those who need extra help?
- Smart land use practices
- Discuss Tourists/Tourism – what is there for kids to do while in town visiting family?

City Council Expectations for the Day's Discussion Topics

- Capitalize on Tourism
- Discuss Wi-Fi
- Capitalize on BBQ Capital of Texas
- Cleaning up of unsightly properties (residential)
- Work in unity today
- Serve our community
- Focus
- To discuss Economic Development targeting technology jobs
- Industrial Park is full – now what?
- Cleaning up of City properties / facilities
- Actually implement our goals
- Discuss the direction of Economic Development
- Think bigger / think change / embrace change
- Develop our identity
- Attractive gateway signage
- Employee wages
- Technology infrastructure

SWOT Analysis

The facilitator guided the participants through an analysis of their current Strengths, the current Weaknesses or Challenges they are facing, Opportunities that may come their way in the future, and Threats that are possible to occur in the future. Note that there are no right or wrong answers here and no implication of likelihood. This is simply a brainstorm of the opinions of the participants to get them thinking about goals in the next portion. The Management Team listed their responses first, then the City Council added additional items the following day.

Strengths

- Historic district
- County seat
- BBQ Capital of Texas
- Location to highways
- Tourism
- Small town (family-oriented)
- Growing – room for more
- Desire to manage growth
- Good development process
- Proximity to Austin
- Comparable housing prices
- Existing capacity of utilities
- Easy mobility
- Economic Development Sales tax
- Clark Library
- Baker Theatre
- Ease of developing land (flat)
- Employees who experience long tenure
- Volunteers
- CTR (Chisholm Trail Roundup) & other local events
- Community support
- Recognizable court house
- Movies / film production (TFC)
- Long-term water planning
- High-level financial planning
- Competitive building / development fees
- “Real” city with well-managed growth
- New energy
- Proximity to large cities / airport
- New residents – new ideas – changing priorities
- Diversity
- First Friday Downtown Event

Weaknesses / Challenges

- Incentives – Economic Development lack of use
- Technology – aging equipment and software
- Infrastructure
- Facilities – condition / maintenance
- Competitive salaries within region
- Training opportunities
 - Professional development
 - Budget
- Closed minds – have always done it this way
- Tourism
- Managing growth
- Need for succession planning
- Public perception influencing job applicant pool
- Weak tax base
- Limited in-town post-secondary educational opportunities
- Lack of retail
- Lack of entertainment (kids)
- Limited grocery options
- City-owned property
- College
- Venue / convention center
- Lack of hotels
- Entryways to community
- Not using TIF financing
- Emerging downtown organization
- How to effectively support increasing, ever-growing number of festivals
 - Create packages for vendors and festivals
- No city recreation programs
- In-kind services
- Very limited public transportation services
- Outdated web information
- Poor communication with citizens

Opportunities

- Expand airport (hangars)
 - Install AWOS (Automated Weather Observing System)
- Improve working conditions of employees
- Proximity to Austin
- Implement first phase of parks master plan
- SH-130 has great properties but not city-owned property
- Undeveloped lots on Square and north / northwest of Square
- Long-tenured elected leadership
- Increase community involvement
- To develop positive relationship with County, School, and organizations
- Quality economic growth
- Franchise recreational or entertainment venues (theaters, bowling, outlets, concerts, water parks)
- Community college campus
- Increased communication needed with ISD for school planning, infrastructure, etc.
- Expand walking / biking opportunities for exercise and community involvement
- Lockhart Springs (natural spring)
- Lockhart State Park transfer to City
- Potential residential development around golf course
- Development within historic district
- School district growth
- Housing growth
- Business growth
- St. Paul Church and other redevelopment opportunities
- Hospital / medical facilities
- Public bathrooms downtown
- Develop Industrial Park
- More involvement with San Marcos Greater Partnership
- Partnership with Austin Chamber
- EDC \$ will go further today than in 2 years (spec buildings, parking)

Threats

- Economic recession
- Voter turnout
- Government shutdown
- Citizen input
- Natural disaster
- Leadership in government
- Lack of economic development direction
- Competition from other cities
- Lack of resources
- Building maintenance
- Technology – cyber security
- Surging population
- Infrastructure improvement
- Maintaining reputation
- Planning without follow through
- Lack of educated workforce – skilled labor
- Crime
- Lack of workforce – people
- Retention and hiring
- Youth retention
- School quality
- Lack of industry
- Lack of racial unity
- Micro-managing
- Other utilities providers
- Homeless services – transportation
- Types of future growth

Start/Stop/Continue

The facilitator guided the Management Team through an exercise that challenged them to brainstorm things that the City really needed to begin doing, what they should stop doing that could be a waste of resources, and what must they continue doing, regardless of circumstances. Below are their responses. Note that there are no right or wrong items; these are merely individuals' opinions about the things that should and shouldn't change in Lockhart. Just because one person has a certain opinion on a topic, that does not imply anyone else shared that opinion.

Start

- Space allocation study
- Renovate City buildings – construct
- Downtown bathrooms
- Improve salaries – salary survey
- Staff development program / policies / procedures
- Consistency in purchasing
 - Revamp purchasing policy
- Replacing capital equipment / vehicles – vehicle fund
- Mandatory single stream recycling
- IT department, in-house City Engineer
- New technology in terms of equipment, network, server, software
- Re-assess who is in charge of downtown redevelopment
 - Name which entity (or entities) funds downtown redevelopment initiatives
 - Name which entity (or entities) manages downtown redevelopment initiatives
- 2020 Comprehensive Master Plan Update that includes a future land use plan and map

Stop

- In-house utility billing (consider outsourcing)
- Outsourcing IT (consider bringing in-house)
- Repetitive useless paperwork (paperwork/policies must be updated and streamlined)
- Increasing overtime in fire and police (hire more to fix this issue)
- Using outdated equipment
- Hand -picking collections of recycled goods (business pick up)
- Laying asphalt driveway approaches for “free”
- Demolition of condemned houses – stop doing in-house (needs to be outsourced)

Continue

- Meeting with County, City, School, Chamber, EDC
- Implementing 2020 Plan and Updates
- Attracting businesses – growth
- Providing superior service
- Redeveloping Downtown
- Implement Parks Master Plan
- Being a great place to work
- Public investments along SH-130
- Supporting festivals / movie projects
- Financial planning
- Embracing tourism

Goal 1: Economic Development / Planning

Strategies
1. Partner with LISD and local youth organizations to encourage careers in local emergency services (Fire and Police)
2. Reassess who is in charge of managing and funding downtown development and tourism
3. Attract a post-secondary education campus / facility
4. Complete updating our development ordinances
5. Consider development tools to facilitate attraction / recruitment to SH 130 corridor
6. Bring utilities, assist assembling parcels, rezoning tracts along SH 130
a) Shovel ready
b) Pursue prospects
7. Start investing in more property for growth
8. Explore next industrial park
9. HOT (Hotel Occupancy Tax) Funds – revamp structure
10. Economic Development Strategic Plan
11. Robust LEDC website

Goal #1 KPIs / Metrics:

- Did we partner with LISD & other youth organizations to encourage emergency services careers?
- Did we reassess downtown development and tourism initiatives and who leads each?
- Did we initiate efforts to attract a post-secondary educational institution or facility to Lockhart?
- Did we completely update our development ordinances?
- Did we brainstorm development tools for SH-130 development?
- Did we bring utilities and assemble parcels along SH-130?
- Did we develop shovel-ready development sites?
- Did we market those sites to prospective investors?
- Did we develop plans for our next industrial park?
- Did we revamp the way HOT funds are structured?
- Did we develop and implement an Economic Development Strategic Plan?
- Did the Lockhart EDC revamp their website to better attract investment?

Goal 2: Quality of Life / Quality of Facilities

Strategies
1. Invest money to improve the appearance of our town (streets, parks, entry signs)
2. Conduct a Space Study of City Buildings and facilities including City Hall
3. Improve the image of City facilities as needed
4. Update, renovate, and construct City facilities as needed
5. Implement the Parks Master Plan, improving the quality of life for community
6. Conduct a citywide quality of life citizen survey

Goal #2 KPIs / Metrics:

\$ amount invested in streets in 2019 and 2020? \$ _____

\$ amount invested in parks in 2019 and 2020? \$ _____

\$ amount invested in gateway entry signs in 2019 and 2020? \$ _____

of City facilities we improved the appearance of? _____

- Which facilities did we improve the image of?
- Did we implement elements of the Parks Master Plan?
- Did we secure quotes on a Space Study of City buildings including City Hall?
- How many City-owned buildings did we renovate or retrofit?
- Did we conduct a citywide quality of life citizen survey?
- Did we address levels of service based on the citizen responses we received?
- Did we address levels of satisfaction based on the citizen responses we received?
- Did we address areas for improvement based on the citizen responses we received?

Goal 3: Staffing / Personnel

Strategies
1. Consider hiring additional personnel (engineer, IT, etc.)
2. Conduct a staffing study that includes evaluating efficiencies and compensations
3. Right size staffing levels city-wide based on study results
3. Consider starting salaries that compete with surrounding communities
4. Be consistent with staff development / policies / purchasing procedures
5. Implement a staff development program (be consistent)
6. Start developing / preparing current staff to take on leadership roles within the organization in the future
7. Bi-lingual staff
8. Customer service / experience excellence training

Goal #3 KPIs / Metrics:

of new positions in 2019 and 2020? _____

- Did we perform a staffing efficiency/compensation study?
- Did we right-size our salaries based on that study by the end of 2020?
- Did we develop new consistent policies and procedures regarding professional development of staff?
- Did we develop new consistent policies and procedures regarding purchasing/procurement?
- Did we create and implement a new staff development program to ensure everyone has training opportunities?
- Did we begin grooming current staff for future leadership roles?
- How many staff do we have on a leadership track by the end of 2020?

of new employees added in 2019 and 2020 who are bilingual? _____

- Did we deliver Customer Experience Excellence training to every City employee?

Goal 4: Procedures / IT / Software and Hardware

Strategies
1. Conduct a Technology Assessment that yields specific recommendations
2. Improve technology / create specific strategies to have better IT support based on Assessment results
3. Upgrade all technology-related issues as recommended – desktops, servers, software, equipment, and peripherals
4. Start replacing old equipment
5. Provide superior service by keeping technology up to date and being able to communicate with the public (keep an open line of communication through website)
6. Carefully weigh all the pros and cons of considering bringing IT in-house
7. Upgrade the operating system
8. Streamline technology hardware, software processes within the City, based on Assessment recommendations
9. Upgrade all equipment and software and be trained on specific software to be used to maximum potential
10. Explore implementing downtown Wi-Fi

Goal #4 KPIs / Metrics:

- Did we conduct a Technology Assessment?
- Did we secure top quality technology support across all departments by the end of 2020?
- Did we upgrade our desktop computers?
% of employees who received upgraded computers by the end of 2020 (from 2018 numbers)? _____
- Did we upgrade our servers?
- Did we upgrade our computer software, subscriptions, and licenses?
- Did we upgrade our peripherals?
- Did we upgrade our other technology equipment?
- Did we establish an IT policy for updates and replacements that will keep us up-to-date from now through the future?
- Did we carefully weigh all the pros and cons of keeping IT outsourced vs. bringing it in-house?
- Did we upgrade our City operating system?
- Did we streamline our City technology processes?
- Did we secure training for staff to use all new equipment properly and efficiently?
- Did we investigate implementing WiFi throughout Downtown Lockhart?

Goal 5: Public Safety

Strategies
1. Provide quality public safety to all citizens of Lockhart
a) Develop a specific Retention Strategy first
b) Develop a specific Hiring Strategy
c) Long-term public safety facility planning
d) Develop an equipment replacement schedule
e) Ensure use of best practices / standards (research best practices, then implement)
f) Evaluate Accreditation opportunities

Goal #5 KPIs / Metrics:

of new law enforcement officers hired in 2019?

of new law enforcement officers hired in 2020?

% law enforcement officers retained?

of new firefighters hired in 2019?

of new firefighters hired in 2020?

% firefighters retained?

Did we develop a long-term public safety facilities plan?

Did we develop a public safety equipment replacement schedule?

Did we implement that new replacement schedule?

Did we research and record best practices across the country regarding public safety policy?

Did we make any modifications to our public safety policies based on that research?

Did we explore and evaluate Accreditation opportunities?

Conclusion

At the end of the planning retreat, the facilitator reminded all the participants that these goals would only be achieved if they held true to their commitments today to implement these specific strategies and tactics.

She reminded them that they are one team working toward one vision. The participants agreed to use this document regularly throughout 2019 and 2020 to track progress and measure accomplishments.

CITY COUNCIL FY 18-19 GOALS (FINAL COMBINED)

PRIORITY ORDER

COUNCILMEMBER	PRIORITY	FY 18-19 GOALS
CASTILLO	1	Infrastructure Improvements: streets
GONZALES-SANCHEZ	1	Hire A City Manager
MCGREGOR	1	Economic development, creating and retaining jobs, grocery campaign.
MENDOZA	1	Pay Raise City Employees.
MICHELSON	1	Public relations position/ get the word out about Lockhart (promoting)
WESTMORELAND	1	Infrastructure Improvements: streets
WHITE	1	Economic development, creating and retaining jobs, grocery campaign.
CASTILLO	2	Economic development, creating and retaining jobs, grocery campaign.
GONZALES-SANCHEZ	2	All Department Heads to Budget Salary Increases for all City Employees.
MCGREGOR	2	Work with LISD to establish a community recreation center at the Adams Gym, per under Parks
MENDOZA	2	Economic development, creating and retaining jobs, grocery campaign.
MICHELSON	2	Signage in Lockhart (highway, downtown, and toll) / Wayfinding, branding,,,))
WESTMORELAND	2	Signage in Lockhart (highway, downtown, and toll) / Wayfinding, branding,,,))
WHITE	2	Public relations position
CASTILLO	3	Continued police community committee involvement, neighborhood watch, gang awareness
GONZALES-SANCHEZ	3	Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods
MCGREGOR	3	Prepare Fire Station #3 (so we can have existing station remodeled)
MENDOZA	3	Continued police community committee involvement, neighborhood watch, gang awareness
MICHELSON	3	Prepare Fire Station #3 (so we can have existing station remodeled)
WESTMORELAND	3	More enforcement of codes directed at unsightly properties
WHITE	3	Wayfinding, branding, develop new entry sign and city markers
CASTILLO	4	City Facilities: Maintenance and repairs Economic Development: Recruit more businesses especially retail and continue efforts; contact existing and vacant building owners to see if they are willing to work with the City of Lockhart to bring retail businesses and specialty shops, as well as industrial. Purchase buildings and land when on the market for possible new businesses for the city.
GONZALES-SANCHEZ	4	Public relations position work with social media/ get the word out about Lockhart
MCGREGOR	4	Public relations position work with social media/ get the word out about Lockhart
MENDOZA	4	City Facilities: Maintenance and repairs

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CITY COUNCIL FY 18-19 GOALS (FINAL COMBINED)

PRIORITY ORDER

COUNCILMEMBER	PRIORITY	FY 18-19 GOALS
MICHELSON	4	Refurbish City Hall inside (making it more inviting)
WESTMORELAND	4	Move forward with St Paul property project
WHITE	4	Park improvements- consider medium to long range plan for Town Branch development
CASTILLO	5	Affordable housing Police Task Force: Budget extra funds for a Police Task Force, a Narcotics Officer and a Mental Health Officer to address any drug and gang related problems and mental issues our city is being faced not only on the East side of our city but citywide. Budget for updated training for our police officers. There is a lot of training that is free but a lot additional money for registration fees and course material.
GONZALES-SANCHEZ	5	
MCGREGOR	5	Free public wifi on the square
MENDOZA	5	Parks improvements
MICHELSON	5	Continued police community committee involvement, neighborhood watch, gang awareness
WESTMORELAND	5	Angled parking downtown: N Main and N Commerce Sts(change during downtown drainage project)
WHITE	5	Continued police community committee involvement, neighborhood watch, gang awareness
CASTILLO	6	Wellness for employees

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CITY COUNCIL FY 18-19 GOALS

Category Order and Comments by City Manager

Council agreed at February 13 meeting that each Councilmember will submit at least 5 category goals in priority order to the City Manager to be considered by Council at first meeting in March, 2018

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY FINAL LIST BY COUNCIL PRIORITIZED BY CATEGORY: SUBMIT TO CITY MGR BY MARCH 1 PLEASE	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY
		Improve communication between City and Chamber of Commerce	In-House	Chamber
		City Facilities	GF	City Bldgs
		Refurbish City Hall inside (making it more inviting)	Gen Fund	City Bldgs
		Prepare Fire Station 3 (so we can have main station remodeled)	Gen Fund	City Bldgs
		Hire A City Manager. Hire a City Manager that is Well Rounded and Experienced and Will Help our City to Continue to Grow for the right and positive reasons. To hire a City Manager that will allow our Department Heads to Grow and Improve Our Departments with their recommended suggestions not only from our department heads but from our employees. Working Smarter not Harder.	GF	City Manager
		More code enforcement of codes directed at unsightly properties	In-House	Code Enforc
		Continue demo of unsafe structures and pursue liens aggressively	GF	Code Enforc
		Convention Center. Our city is growing and there are too many events, programs and conferences that are going to other surrounding areas to have these events and those surrounding area businesses are benefitting and money is being spent in those areas instead on money being spent in our city. Granted, we do have meeting facilities in our city but these meeting facilities do not accomodate the number of people for the above events that have been mentioned.	GF	Convention Center
		Downtown improvements-lighting, pedestrian safety, south plaza idea? Sculpture? Sidewalk mosaics?	GF	Downtown
		Economic development, creating and retaining jobs, grocery campaign	general fund, LEDC	Econo Devl
		Economic Development	GF	Econo Devl
		Expand economic development (by helping to spread the word & being more involved)	Gen Fund	Econo Devl
		Economic Development: Recruit more businesses especailly retail and continue efforts; contact existing and vacant building owners to see if they are willing to work with the City of Lockhart to bring retail businesses and speciality shops, as well as industrial. Purchase buildings and land when on the market for possible new businesses for the city. Art Galleries and Music Venues have increased within our downtown area and though many many not appreciate these type of business and or venues, it is good for our downtown and its livelihood. Let's work on getting more of the speciality shops and boutiques in or around the sqare.	GF	Econo Devl
		Pay raise across the board	GF	Employees
		All Department Heads to Budget Salary Increases for all City Employees.	GF	Employees
		Wellness for employees	GF	Employees
		Employee: Possible additional Employee Holiday Time Off-Alternating System. Even though this has been discussed and the reasons for why it cannot be done, I would like to see a time off alatenating system, especailly during the holidays. I did appreciate that the city employees were allowed to stay home during our icy, sleet and snow days. The safety of our employees is very important.	GF	Employees
		Subdivision developemnt to attract more businesses to Lockhart. Increase the number of homes, apartments, housing. Our city is growing with new citizens wanting to make Lockhart their home but due to the number of housing available, they wait and or possibly lose interest.	GF	Housing
		Infrastructure	GF	Infrastructure
		Infrastructure improvement- uncurbed streets, street rehab	GF	Infrastructure
		Improve Streets (repairs)	In-House	Infrastructure

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY FINAL LIST BY COUNCIL PRIORITIZED BY CATEGORY: SUBMIT TO CITY MGR BY MARCH 1 PLEASE	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY
		Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods	GF	Infrastructure
		Angled parking for N Main and N Commerce Streets (change during downtown project)	In-House	Parking Downtown
		Parking around and surrounding the square. Issues with larger vehicles parked in areas that are narrow and that make it hard to see oncoming traffic. Our city is growing and we have been very fortunate with our parking however, it is a concern especially when you have the bigger and wider trucks that are parked in an area that is for a moderate size car. It becomes a hazard and a blind spot when trying to reverse out of the parking space and a blind spot for any and all pedestrians.	GF	Parking Downtown
		Continue to work on City Park improvements	Gen Fund	Parks
		Revive all City parks	Grants	Parks
		Work with LISD to establish a community recreation center at Adams Gym, perhaps under Parks (PUBLIC HEALTH/PARKS)	General Fund/Parks & Rec	Parks
		Add 3 positions to the Parks Department, to help facilitate other improvements (PARKS)	General Fund/Parks & Rec	Parks
		Park improvements - consider medium to long range Town branch development	GF	Parks
		Develop a dog park as part of the Stueve Lane Monte Vista Tract (PARKS/ANIMAL SHELTER/PUBLIC HEALTH)	General Fund/Parks & Rec	Parks
		Parks Improvemens: Purchase and update the park equipment to provide safe and fun filled parks for all to use.	GF	Parks
		Start Planning for 2040 plan	GF	Planning
		Police	GF	Police
		Continued Police Community committee involvement, neighborhood watch, gang awareness	GF	Police
		Work with Police Department to bring back drug enforcement program	Gen Fund	Police
		Get back to Neighborhood Townhall Meetings	GF	Police
		Police Task Force: Budget extra funds for a Police Task Force, a Narcotics Officer and a Mental Health Officer to address any drug and gang related problems and mental issues our city is being faced not only on the East side of our city but citywide. Budget for updated training for our police officers. There is alot of training that is free but alot additional money for registration fees and course material. I am grateful that the Police Department did invest in our Drug Dog and is being utilized by the school as well.	GF	Police
		High School cadet programs for police, fire, EMS	GF	Police/Fire
		Public relations position to deal with social media	GF	Public Relations
		Get the word out about Lockhart (promoting, hiring a Public Relations person)	Gen Fund	Public Relations
		Sidewalk repair and expansion	GF	Sidewalks
		Signage in Lockhart (highway, downtown, and toll road)	Gen Fund	Signage
		Wayfinding, branding - develop new entry sign and city property markers	GF	Signage
		Move Forward with St Paul property project	In-House	St Paul Gift
		Develop an oral history project to support a future "Walking Tour" app for Lockhart (ECONOMIC DEV/DOWNTOWN)	General Fund/Fundraising	Tourism
		More Events to Attract Tourism in Lockhart and Include Way Finding Signage (Hotels and Restaurants). Added events, especially the events that are free to the public do very well for the city as well as for the businesses and tourism. I welcome new events to the city but need to be selective in the events that we do host.	GF	Tourism
		Create a Good Neighbor program (Lockhart Utility Customers can add an additional amount to utility bill to help others)	GF	Utility Customers

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY FINAL LIST BY COUNCIL PRIORITIZED BY CATEGORY: SUBMIT TO CITY MGR BY MARCH 1 PLEASE	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY
		Access to Municipal Court for Utility Payments	In-House	Utility Customers
		Free public wifi on the square as part of the redevelopment on the North side (ECONOMIC DEV/DOWNTOWN)	CAPCOG Grant?	Wifi
		Free public wifi on the square as part of the redevelopment on the North side	GF	Wifi

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY	CITY MANAGER COMMENTS
BW	7	Improve communication between City and Chamber of Commerce	In-House	Chamber	City Staff works together with Chambers on all their events by being a co-sponsor with many in-kind services. Robert Tobias attends their meetings and periodically makes presentations about Economic Development issues.
JC	4	City Facilities	GF	City Bldgs	Budget for roofs and major repairs
JEFF M	5	Refurbish City Hall inside (making it more inviting)	Gen Fund	City Bldgs	Working on it; repairs to ceiling in progress, restrooms to be refurbished and replace signage with more informative directions.
JEFF M	7	Prepare Fire Station 3 (so we can have main station remodeled)	Gen Fund	City Bldgs	New plans will be prepared working with new Chief who has different ideas than the previous Chief
AGS	1	Hire A City Manager. Hire a City Manager that is Well Rounded and Experienced and Will Help our City to Continue to Grow for the right and positive reasons. To hire a City Manager that will allow our Department Heads to Grow and Improve Our Departments with their recommended suggestions not only from our department heads but from our employees. Working Smarter not Harder.	GF	City Manager	I concur. The current City Mgr has rode back of garbage trucks, climbed electrical poles, worked water/sewer/asphalt/concrete projects, and has been a utility collections clerk, and during these experiences learned the value of suggestions for charge that comes from employees in such positions. All department heads/supervisors are encouraged to listen to employees who have constructive ideas that would benefit in performing assigned tasks. City Mgr has also learned there are employees who keep there hands in their pockets and talk while everyone else is working and these are the same ones who are often found to be dishonest in their paperwork, sleep on the job, and have a poor attendance record.
BW	1	More code enforcement of codes directed at unsightly properties	In-House	Code Enforc	Will continue to address as complaints come in and as found during investigation outings.
LW	8	Continue demo of unsafe structures and pursue liens aggressively	GF	Code Enforc	Will continue to address and City Attorney exploring process to recover demolition costs
AGS	11	Convention Center. Our city is growing and there are too many events, programs and conferences that are going to other surrounding areas to have these events and those surrounding area businesses are benefitting and money is being spent in those areas instead on money being spent in our city. Granted, we do have meeting facilities in our city but these meeting facilities do not accommodate the number of people for the above events that have been mentioned.	GF	Convention Center	HOT funds and/or Bond Issue. Maintenance funds will be a minimum of \$150,000 annually not including director's salary, utilities, and insurance.
LW	9	Downtown improvements-lighting, pedestrian safety, south plaza idea? Sculpture? Sidewalk mosaics?	GF	Downtown	CAPCOG/CO project will address
LW	1	Economic development, creating and retaining jobs, grocery campaign	general fund, LEDC	Econo Devl	Robert Tobias working with several companies now
JC	2	Economic Development	GF	Econo Devl	See above

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY	CITY MANAGER COMMENTS
JEFF M	3	Expand economic development (by helping to spread the word & being more involved)	Gen Fund	Econo Devl	Robert Tobias is involved with the San Marcos Partnership, local chambers, and with downtown businesses on a regular basis. Leads from the Governor's office and the Austin Chamber are also pursued as applicable.
AGS	4	Economic Development: Recruit more businesses especially retail and continue efforts; contact existing and vacant building owners to see if they are willing to work with the City of Lockhart to bring retail businesses and specialty shops, as well as industrial. Purchase buildings and land when on the market for possible new businesses for the city. Art Galleries and Music Venues have increased within our downtown area and though many not appreciate these type of business and or venues, it is good for our downtown and its livelihood. Let's work on getting more of the specialty shops and boutiques in or around the square.	GF	Econo Devl	The problem is that many of the property owners downtown do not have the funds to customize their buildings to support specialty shops which most the time are not willing to spend money on a building. Rob Tobias is exploring ways to address this issue.
JUAN M	1	Pay raise across the board	GF	Employees	Estimated Costs Including Benefits: For each 1% for non-civil service= \$52,000 For each 1% for civil service = \$28,000
AGS	2	All Department Heads to Budget Salary Increases for all City Employees.	GF	Employees	See above
IC	5	Wellness for employees	GF	Employees	City provides good health insurance (\$586 per month each) with wellness plans for employees; many Cities have stopped this benefit and only provide a stipend for insurance.
AGS	9	Employee: Possible additional Employee Holiday Time Off-Alternating System. Even though this has been discussed and the reasons for why it cannot be done, I would like to see a time off alternating system, especially during the holidays. I did appreciate that the city employees were allowed to stay home during our icy, sleet and snow days. The safety of our employees is very important.	GF	Employees	City employees with vacation leave and holiday time are off 23 days a year with pay which is more than a month of work days. The only holidays not given that we found are Columbus Day and Texas Independence Day. Employee safety is very important, however, some employees must come in to make conditions safe for residents and to respond to emergency conditions and that responsibility belongs to each department head who determines based on staff levels and skills time off during holiday times.
AGS	6	Subdivision development to attract more businesses to Lockhart. Increase the number of homes, apartments, housing. Our city is growing with new citizens wanting to make Lockhart their home but due to the number of housing available, they wait and or possibly lose interest.	GF	Housing	6 housing projects in place at different phases. City Manager recommended incentives to builders three years ago which Council approved and during the time it was in place it produced more housing. As a result, more engineering of subdivisions has begun.
IC	1	Infrastructure	GF	Infrastructure	\$400,000 or more yearly needed for streets
LW	2	Infrastructure improvement- uncurbed streets, street rehab	GF	Infrastructure	See above. It will take a major bond issue to address all streets that do not have curbs.
BW	3	Improve Streets (repairs)	In-House	Infrastructure	See above.

CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY	CITY MANAGER COMMENTS
AGS	3	Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods	GF	Infrastructure	For streets please see above. Brighter lighting is always a challenge in a city with so many trees. Lockhart still must comply with Senate Bill 5 which regulates power usage. Several cities have passed an ordinance that does not allow for the planting of trees within 15' of the right of way to improve lighting of streets and reduce tree trimming around power lines.
BW	4	Angled parking for N Main and N Commerce Streets (change during downtown project)	Ja-House	Parking Downtown	Scheduled with downtown improvements. Should also consider making 100 Blocks of N Main and N Commerce one-way and possibly consider other blocks downtown especially north/south streets.
AGS	10	Parking around and surrounding the square. Issues with larger vehicles parked in areas that are narrow and that make it hard to see oncoming traffic. Our city is growing and we have been very fortunate with our parking however, it is a concern especially when you have the bigger and wider trucks that are parked in an area that is for a moderate size car. It becomes a hazard and a blind spot when trying to reverse out of the parking space and a blind spot for any and all pedestrians.	GF	Parking Downtown	Scheduled with downtown improvements
JEFF M	2	Continue to work on City Park improvements	Gen Fund	Parks	Master Plan near complete
BW	2	Revive all City parks	Grants	Parks	Master Plan near complete
KM	2	Work with LISD to establish a community recreation center at Adams Gym, perhaps under Parks (PUBLIC HEALTH/PARKS)	General Fund/Parks & Rec	Parks	Mayor is visiting with LISD about this
KM	3	Add 3 positions to the Parks Department, to help facilitate other improvements (PARKS)	General Fund/Parks & Rec	Parks	Approx. \$100,000 to budget not including equipment and vehicles
LW	3	Park improvements - consider medium to long range Town branch development	GF	Parks	Bond issue needed
KM	4	Develop a dog park as part of the Stueve Lane Monte Vista Tract (PARKS/ANIMAL SHELTER/PUBLIC HEALTH)	General Fund/Parks & Rec	Parks	Estimate on this property is \$ 25000 using used fencing. Maintenance and insurance are also cost factors
AGS	8	Parks Improvements: Purchase and update the park equipment to provide safe and fun filled parks for all to use.	GF	Parks	Master Plan near complete
JUAN M	3	Start Planning for 2040 plan	GF	Planning	Needs to be done
JC	3	Police	GF	Police	Chief Pedraza is working on these issues. Recently issued update that was sent to Council.
LW	4	Continued Police Community committee involvement, neighborhood watch, gang awareness	GF	Police	See above
JEFF M	4	Work with Police Department to bring back drug enforcement program	Gen Fund	Police	See above
JUAN M	5	Get back to Neighborhood Townhall Meetings	GF	Police	Will get with Chief about this

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CM INITIALS	PRIORITY #	GOALS IDENTIFIED BY COUNCIL FOR FY 18-19: SORTED BY CATEGORY	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	SORTED BY CATEGORY	CITY MANAGER COMMENTS
AGS	5	Police Task Force: Budget extra funds for a Police Task Force, a Narcotics Officer and a Mental Health Officer to address any drug and gang related problems and mental issues our city is being faced not only on the East side of our city but citywide. Budget for updated training for our police officers. There is a lot of training that is free but a lot additional money for registration fees and course material. I am grateful that the Police Department did invest in our Drug Dog and is being utilized by the school as well.	GF	Police	Chief Pedraza reports that Lockhart has two certified mental health officers, and he feels there is sufficient funding for training. He also reports that a new Narcotics Officer would cost about \$90,000 for salary/benefits, training, a vehicle, and all required equipment.
LW	10	High School cadet programs for police, fire, EMS	GF	Police/Fire	Will visit with department heads again about this
LW	6	Public relations position to deal with social media	GF	Public Relations	Position would cost with benefits about \$45,000 annually and would need more tasks to perform.
JEFF M	6	Public relations position to deal with social media	GF	Public Relations	See above
LW	7	Sidewalk repair and expansion	GF	Sidewalks	Costs average about \$25 per linear foot
JEFF M	1	Signage in Lockhart (highway, downtown, and toll road)	Gen Fund	Signage	Wayfinding and Branding Committee in place
LW	5	Wayfinding, branding - develop new entry sign and city property markers	GF	Signage	See above
BW	5	Move Forward with St Paul property project	In-House General	St Paul Gift	Working on costs associated with this projects which involve asbestos/lead paint survey and possible abatement, ADA restrooms, ADA entry ramp, kitchen changes, and other repairs.
KM	5	Develop an oral history project to support a future "Walking Tour" app for Lockhart	Fund/Fundraising	Tourism	Could be part of the Wayfinding and Branding Committee tasks
AGS	7	More Events to Attract Tourism in Lockhart and Include Way Finding Signage (Hotels and Restaurants). Added events, especially the events that are free to the public do very well for the city as well as for the businesses and tourism. I welcome new events to the city but need to be selective in the events that we do host.	GF	Tourism	Chambers receive HOT funds for tourism and City co-sponsors events that contribute to tourism.
JUAN M	4	Create a Good Neighbor program (Lockhart Utility Customers can add an additional amount to utility bill to help others)	GF	Utility Customers	Have pursued this in the past. Requires a Board or Committee that is willing to take on the tasks of selecting who and how much help can be provided to customers. Some Cities allocate the funds to existing organization that is willing to take on the project.
BW	6	Access to Municipal Court for Utility Payments	In-House	Utility Customers	Working to this; advertisements and office training needed.
KM	1	Free public Wi-Fi on the square as part of the redevelopment on the North side (ECONOMIC DEV/DOWNTOWN)	CAPCOG Grant?	Wi-Fi	County Judge had indicated to Mayor that the County could do this.
JUAN M	2	Free public wifi on the square as part of the redevelopment on the North side	GF	Wifi	See Above

LOCKHART CITY COUNCIL FY 17-18 GOALS				
Category and Priority Order				
COUNCIL MEMBER	PRIORITY	GOALS IDENTIFIED BY COUNCIL FOR FY 17-18 (as submitted by Councilmembers)	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	CATEGORY
BH	3	Continue Improving City Cemetery	with GF Expiring debt saving and/or Cemetery Tax	CEMETERY
Jeff M	2	Refurbish City Hall in the inside (to make more inviting to the public) as well as doing some landscaping outside	General Fund	CITY BLDGS
BW	3	Spruce up and clean up City properies		CITY BLDGS
BH	4	Improve City Facilities Appearance		CITY BLDGS
JC	4	City Facilities		CITY BLDGS
AGS	10	Convention Center		CONVENTION CTR
JC	2	Crime		CRIME
AGS	4	Police Task Force: Budget extra funds for a Police Task Force, a Narcotics Officer and a Mental Health Officer to address any drug and gang related problems and mental issues our city is being faced not only on the East side of our city but citywide. Budget for updated training for our police officers. There is alot of training that is free but alot additional money for registration fees and course material.		CRIME
Jeff M	4	Work with Police Department to bring back drug enforcement program		CRIME
LW	8	Fund for helping utility customers in need	???	CUSTOMER SERV
BW	2	Continue to change angle parking downtown: 200 Blk S Main, 100 Blk N Main, 100 Blk N Commerce, 200 Blk E Market; little time and expense invovled	??	DOWNTOWN
LW	2	Downtown improvements,bathrooms, electric, pedestrian safety, beautification, wifi, lighting		DOWNTOWN
AGS	9	Parking around and surrounding the square. Issues with larger vehicles parked in areas that are narrow and that make it hard to see oncoming traffic		DOWNTOWN
LW	1	Expanding economic development department, budget, office, staff?, marketing	General fund, LEDC	ECCONOMIC DEV
AGS	3	Economic Development: Recurit more businesses especailly retail and continue efforts; contact existing and vacant building owners to see if they are willing to work with the City of Lockhart to bring retail businesses and speciality shops, as well as industrial. Purchase buildings and land when on the market for possible new businesses for the city.		ECCONOMIC DEV
JC	3	Economic Development		ECCONOMIC DEV
AGS	5	Subdivision development to attract more businesses to Lockhart.		ECCONOMIC DEV
JM	5	Set up meetings with developers for more retail space shopping centers along US 183		ECCONOMIC DEV

LOCKHART CITY COUNCIL FY 17-18 GOALS				
Category and Priority Order				
COUNCIL MEMBER	PRIORITY	GOALS IDENTIFIED BY COUNCIL FOR FY 17-18 (as submitted by Councilmembers)	SUGGESTED FUNDING SOURCE BY COUNCILMEMBER	CATEGORY
AGS	6	More Events to Attract Tourism in Lockhart and Include Way Finding Signage (Hotels and Restaurants)		ECONOMIC DEV
AGS	1	All Department Heads to Budget Salary Increases for all City Employees.		EMPLOYEES
JM	1	City Employee Raises		EMPLOYEES
JM	2	House or fund gym membership/space (weight rm) in Senior Center area (cardio machine) for City employees		EMPLOYEES
AGS	8	Employee: Possible additional Employee Holiday Time Off-Alternating System. Even though this has been discussed and the reasons for why it cannot be done, I would like to see a time off alternating system, especailly during the holidays.		EMPLOYEES
BW	1	ENFORCE ordinances that pertain to unsightly properties all over town		ENFORCEMENT
Jeff M	1	Enforce city ordinance regarding residential property		ENFORCEMENT
Jeff M	3	Continue to work on City Park improvements		PARKS
JM	3	Do inventory of City properties to idenify areas for pocket parks	LEDC funds	PARKS
LW	3	Park improvements	General fund	PARKS
BH	5	Parks Improvements	General Fund	PARKS
JC	5	Parks		PARKS
AGS	7	Parks Improvemens: Purchase and update the park equipment to provide safe and fun filled parks for all to use.		PARKS
LW	7	Town branch cleanup and beautification	???	PARKS
JM	4	Start process of Funding Sidewalks east of 183 connecting to the US 183 sidewalks		SIDEWALKS
LW	6	sidewalk repair and expansion	general fund bond	SIDEWALKS
BH	1	IMPLEMENT SIGNAGE IN LOCKHART	General Fund (LEDC) and/or Hotel Tax	SIGNAGE
LW	4	wayfinding, branding	general fund	SIGNAGE
LW	5	Entry signs	general fund	SIGNAGE
Jeff M	6	Signage on Highway 183 and SH130 = directing people to Lockhart		SIGNAGE
BW	4	Pursue oppportunity to move Senior Citizens' Center to St Paul United Church of Christ Property		SR CITIZENS CTR
JC	1	Roads	Grants or impact fees	STREETS/INFRAS
AGS	2	Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods		STREETS/INFRAS
BH	2	Continue improving City Streets	Increase Transportation Fund	STREETS/INFRAS
Jeff M	5	Continue to make improvements and redoing our city streets		STREETS/INFRAS

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	Council Person	Goals Submitted	City Manager Comments
1	Castillo	Infrastructure	Complete 2015 CO projects and need budget of \$250,000 per year for streets, continue water and sewer main replacements; continue electric distribution maintenance plan-get new substation on line. Replace bad water raw water mains and find additional water for the future.
1	Gonzales-Sanchez	Department Heads to Budget Salary Increases for city employees so that we can keep our current city employees.	Est Cost Per % Increase Annually: Gen Fund (Not Civil Serv) \$ 29,000; Gen Fund Civil Serv \$ 24,000; Other/Utilities: \$ 15,000- Add'l
1	Hilburn	Improve City Cemetery with GF Expiring debt saving and/or Cemetery Tax	Cemetery Tax up to 5 cents allowed by State Law. Expiring GF debt committed to Police and Fire increased pay rates. (\$132,000)
1	Mendoza	Find ways to use activity center for multi-purpose use. (basketball, volleyball). Funding source: Different companies in town	If approved by Council staff would approach local businesses
1	Michelson	Continue to improve infrastructure (drainage, street repairs) throughout the city	Complete 2015 CO and budget \$250,000 per year for street materials
1	Westmoreland	Enforce ordinances that pertain to unsightly properties all over town. Make homeowners/residents (because some may be renters) take pride in their environment. It is an eyesore to drive around town and see overgrown properties, junked cars, and stacks of trash on porches, in yards and driveways. All levels of socio-economic residents in this town have shown evidence of being disrespectful to their environment.	City has no esthetics ordinance currently. The term "unsightly" is subjective and is difficult to prove in court.
1	White	Economic Development-expanding budget to get staff qualified to help Sandra with recruitment, working with LEDC to either build Spec building or invest in more property, Main St program to relieve Sandra of a lot of those duties	Main Street Program would require another person and funding to work with local businesses while Economic Development would concentrate on new businesses and new jobs
2	Castillo	Economic Development	Need 12-15,000 sf of retail spaces with reasonable lease per sf and buildings that are 20 to 50,000 sf for industrial and manufacturing
2	Gonzales-Sanchez	Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods	Complete 2015 CO projects and need budget of \$250,000 per year for streets, continue water and sewer main replacements; continue electric distribution maintenance plan-get new substation on line. Replace bad water raw water mains and find additional water for the future. Most streets that lack curbing will need to be totally reconstructed. Brighter LED lights being experimented with since costs have come down.
2	Hilburn	Implement City Signage	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
2	Mendoza	New Park equipment. Funding Source: Each Councilmember responsible for a park and finding funding sources	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
2	Michelson	Continue to improve ways to attract businesses to Lockhart	Need more 12-15,000 sf of retail spaces with reasonable lease per sf and buildings that are 20 to 50,000 sf for industrial and manufacturing
2	Westmoreland	Create a policy for the residency of future administrative positions to live within the Lockhart city limits. If an administrator wants to be employed by the City of Lockhart, they need to reside here. Sharing in the daily lives of our citizens seems crucial to making decisions about Lockhart. They are paid by city taxes.	It is not legal to require all department heads to live in the City limits; only the City Manager is required to do so. All non-24 emergency response employees must live within 25 minutes of City Limits
2	White	Continue street rehab	Need \$ 250,000 annually minimum for street work materials
3	Castillo	City Facilities	Not sure what this includes; can assess all departments for physical needs
3	Gonzales-Sanchez	Economic Development: Recruit more businesses especially retail and continue efforts ; contact existing and vacant bldg owners to see if they are willing to work with City to bring these small retail businesses, as well as industrial; possibly purchasing two downtown county buildings when on the market for possible new businesses in the downtown area. Stronger platform with LEDC with methods to sell Lockhart and attract businesses.	LEDC could fund another report but the company says our numbers still should be good. Costs estimated \$22,500 for updating data and recruitment. Prime softgood companies constantly want to be on Highway 183 in 12-15,000 sf and at a reasonable cost per sf plus higher traffic counts.

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	Council Person	Goals Submitted	City Manager Comments
3	Hilburn	Continue improving city streets: Increase Transportation Fund	Current transportation monthly rate is \$ 4 for residential and others; \$260,000 annual which helps fund labor and equipment, but is not sufficient for materials. Another \$250,000 for materials is needed annually.
3	Mendoza	Wi-Fi Free Zones Downtown Square. Funding source City Budget, School District, Downtown sponsors	Rough estimate is about \$12,000
3	Michelson	Refurbish City Hall	If atrium removed, add more offices estimated at \$45,000 and more outside landscaping estimated at \$ 5,000; elevator going in with improvements to restrooms and offices
3	Westmoreland	Approach interested and future businesses cordially. Stringent ordinances (and the way they are approached), scare off some businesses. Let's be friendly in a positive way.	City Mgr respectfully requests names of such businesses. He has met with 18 business representatives over past 15 months that were looking at Lockhart but did not come. Except for the non-residential exterior building esthetics ordinance, none of them indicated a problem with the current ordinances or with staff. The main problems were high land prices and the lack of "ready built retail and industrial buildings", and traffic counts were not high enough. Most thought the impact fee schedules were very reasonable compared to other cities. Will continue to work toward friendlier customer service with simplified ordinances.
3	White	Park master plan to consider park bond issue, recreation dept and staff issues	Master Plan estimate: \$ 45,000, recreation dept est at least \$ 60,000 for a recreational professional with another \$30,000 for equipment and materials
4	Castillo	Employees Wages	Est Cost Per % Increase Annually: Gen Fund (Not Civil Serv) \$ 29,000; Gen Fund Civil Serv \$ 24,000; Other/Utilities: \$ 15,000- Add'l Cost FY 16-17 due to Civil Serv Pay Plan Expansions already approved: \$ 132,000
4	Gonzales-Sanchez	Police Task Force: Budget extra funds to bring back a much needed Police Task Force to address any drug and gang related problems this city is being faced with especially on the East side of our city. Possibly ask the County to assist with funding.	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
4	Hilburn	Continue working on bringing industry to Lockhart: Continue supporting Ms. Mauldin	LEDC is will have sufficient funding to be more aggressive starting FY 16-17
4	Mendoza	Training Start up: Neighborhood Watch Training and Program: Police Budget	Have tried Neighborhood Watch Program in past but was not sustained because of lack of participation. Willing to try again.
4	Michelson	Improve signage on HWY 183 as well as SH130 = directing people to Lockhart	Possibly use of some of the KTB grant money
4	Westmoreland	Evaluate and/or change the degree of the angled parking along the 4 blocks off of the square. This would be: Main Street from Market to Prairie Lea Street; Main Street from San Antonio Street to Walnut Street; Commerce Street from Market Street to Prairie Lea Street, and Commerce Street from San Antonio Street to Walnut Street. These parking spaces were made before long vehicles were made! If there are cars parked on both sides of the streets, only one car can pass through at a time. Then it becomes a one lane street. I have witnessed a different angled parking arrangement, and it provides more room and is much safer for the drivers and pedestrians.	Estimate to black out existing thermoplastic markings, redefine layout, and apply new thermoplastic markings with angle parking = \$ 12,000; will probably lose 4 spaces per block. 2 on each side
4	White	Branding and wayfinding—may be included in #1	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
5	Castillo	Parks	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
5	Gonzales-Sanchez	Subdivision development to attract more businesses to Lockhart	Working with 6 more subdivisions, either new or expanding, and possibly one more very large one northwest.
5	Hilburn	Improve tourism in Lockhart - City Council continue to work with and encourage Chambers of Commerce to be more involved	Council can make this directive to Chambers when dividing out HOT funds
5	Mendoza	Finding more funding for Retail Market Study. Zip code demographics with reports. Funding LEDC	LEDC could fund another report but the company says our numbers still should be good. Costs estimated \$22,500 for updating data and recruitment.

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	Council Person	Goals Submitted	City Manager Comments
5	Michelson	Work with LEDC or someone equivalent to build a building to help attract business	Need more 12-15,000 sf of retail spaces with reasonable lease per sf. Most softgood retailers want 12-15,000 on Hwy 183 at a reasonable price and increased traffic volumes
5	White	Sidewalks to include lighting	Funding required; for example San Jacinto to Jr High estimate is \$130,000 just for materials along Maple walkway
6	Gonzales-Sanchez	More Events to Attract Tourism in Lockhart and Include Way Finding Signage (Hotels and Restaurants)	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000. Chambers could use HOT for more tourism.
6	Michelson	Continue to work on City Park improvements	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
6	White	Pursue possible ESD-EMS district	Legal issue with participation by County and City of Luling preferable
7	Gonzales-Sanchez	Parks Improvemens: Purchase more park equipment to provide safe and fun filled parks for all to use.	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
7	Mendoza	Start Talks With YMCA Austin again. Seek sponsors funding if necessary	Our population hurt in previous discussions, Will pursue again. They usually want commitment for a minimum number of individuals and families depending on population of not only City but its metro area
7	Michelson	Work on building a civic center/ recreation center	\$ 9 million plus land \$ 2.5 million for about 20,000 sf plus about \$240,000 annual maintenance costs and minimum of \$60,000 for utilities; estimated revenues offset is about \$60,000; take out recreation center and cost go down about 20%. It has been reported that Bastrop is spending over \$500,000 per year to operate its civic center. Revenues not covering costs.
7	White	Cemetery maintenance	Cemetery Tax up to 5 cents allowed by State Law
8	Gonzales-Sanchez	City Hall: Refurbish with Improvements and/or Upgrades	Elevator and improvements to restrooms planned; better offices for Connie and Sandra planned also.
9	Gonzales-Sanchez	Convention Center	\$ 9 million plus land \$ 2.5 million for about 20,000 sf plus about \$240,000 annual maintenance costs and minimum of \$60,000 for utilities; estimated revenues offset is about \$60,000; take out recreation center and cost go down about 20%. It has been reported that Bastrop is spending over \$500,000 per year to operate its civic center. Revenues not covering costs.
10	Gonzales-Sanchez	Employee: Possible additional Employee Holiday Time off-Alternating system	City employees now have 12 holidays and 1 personal holiday; time off is granted by seniority with department head responsible for keeping sufficient personnel to serve the public needs. Employees also receive at least 2 weeks of vacation time. Those employees required to work on holidays receive their normal pay plus holiday pay.

City of Lockhart
Future Debt Payments as of 9/30/18

Description		Paid Debt	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	TOTAL DEBT
General Government																					
Hotel Tax Fund																					
2016 GO Refunding				40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000								400,000
Total Hotel Tax Fund P & I			-	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	-	-	-	-	-	-	-	400,000
LEDC																					
2015 Tax & Revenue	100.00%		48,093	48,044	48,103	48,152	63,645	63,670	63,513	63,543	63,555	63,643	63,687	65,647	65,544	65,575	65,482	65,579	65,538	65,676	1,048,596
Total LEDC Fund P & I			48,093	48,044	48,103	48,152	63,645	63,670	63,513	63,543	63,555	63,643	63,687	65,647	65,544	65,575	65,482	65,579	65,538	65,676	1,048,596
2015 Capital Projects Fund																					
2015 Tax & Revenue																					-
Total 2015 Capital Projects Fund Fund P & I			-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Drainage																					
2015 Tax & Revenue			100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	1,700,000
Total Drainage Fund P & I			100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	1,700,000
General Fund																					
2015 Tax & Revenue																					-
Total General Fund P & I			-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Debt Service Fund																					
2006 Tax & Rev CO's	100.00%		47,175	50,535	48,690	46,845															146,070
2006-A Tax & Rev CO's	93.00%		267,890	267,803	267,332	271,128															806,264
2015 Tax & Revenue	TRNSF		186,594	186,302	186,653	186,945	279,275	279,421	278,487	278,662	278,735	279,261	279,523	291,203	290,590	290,773	290,222	290,798	290,554	291,374	4,548,778
2015 Tax & Revenue	12.00%		117,779	117,659	117,803	117,923	155,867	155,927	155,543	155,615	155,645	155,861	155,969	160,769	160,517	160,592	160,365	160,602	160,502	160,831	2,567,990
2016 GO Refunding	74.84%		171,056	346,930	361,150	353,161	656,899	666,927	661,698	666,974	673,111	670,566	678,350	-	-	-	-	-	-	-	5,735,766
Total Debt Service Fund P & I			790,494	969,229	981,628	976,002	1,092,041	1,102,275	1,095,728	1,101,251	1,107,491	1,105,688	1,113,842	451,972	451,107	451,365	450,587	451,400	451,056	452,205	13,804,868
Total General Government			938,587	1,157,273	1,169,731	1,164,154	1,295,686	1,305,945	1,299,241	1,304,794	1,311,046	1,309,331	1,317,529	617,619	616,651	616,940	616,069	616,979	616,594	617,881	16,953,464

Future Debt Payments as of 9/30/18

Description	Paid Debt	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	TOTAL DEBT
Proprietary																				
Electric Fund																				
2013 SIB Loan	30.81%	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,151	71,151	71,152	-	-	1,067,268
Total Electric Fund P & I	-	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,151	71,151	71,152	-	-	1,067,268
Water Fund																				
2006A Tax & Rev CO's	7.00%	20,164	20,157	20,122	20,408															60,687
2015 Tax & Revenue	49.60%	486,818	486,322	486,917	487,413	644,248	644,496	642,909	643,207	643,331	644,223	644,670	664,510	663,468	663,778	662,842	663,822	663,406	664,800	10,614,362
2016 GO Refunding	21.81%	49,849	101,103	105,247	102,919	191,435	194,357	192,833	194,371	196,159	195,418	197,686	-	-	-	-	-	-	-	1,671,528
2013 SIB Loan	35.80%	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	1,240,140
Total Water Fund P & I	-	639,507	690,258	694,962	693,416	918,359	921,529	918,418	920,254	922,166	922,317	925,032	747,186	746,144	746,454	745,518	746,498	663,406	664,800	13,586,717
Sewer Fund																				
2015 Tax & Revenue	4.30%	42,204	42,161	42,213	42,256	55,852	55,874	55,736	55,752	55,773	55,850	55,889	57,609	57,518	57,545	57,464	57,549	57,513	57,643	920,197
2016 GO Refunding	3.35%	7,657	15,529	16,166	15,808	29,404	29,853	29,619	29,855	30,130	30,016	30,364	-	-	-	-	-	-	-	256,744
2013 SIB Loan	33.39%	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,102	77,102	1,156,537
Total Sewer Fund P & I		126,963	134,793	135,481	135,166	162,359	162,829	162,457	162,710	163,005	162,968	163,356	134,711	134,620	134,648	134,566	134,651	57,513	57,643	2,333,478
Total Proprietary Fund P & I	-	837,621	896,203	901,594	899,733	1,151,869	1,155,510	1,152,026	1,154,116	1,156,323	1,156,436	1,159,539	953,049	951,915	952,253	951,236	952,301	720,919	722,443	16,987,463
Grand Total		1,776,208	2,053,476	2,071,326	2,063,887	2,447,555	2,461,455	2,451,267	2,458,910	2,467,369	2,465,767	2,477,068	1,570,668	1,568,566	1,569,193	1,567,305	1,569,280	1,337,513	1,340,324	33,940,927

City of Lockhart
2015 BOND PROGRAM

Cost	Notes	Task Name	Duration	Start	Finish	2015												2016												2017											
						Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan
\$14,124,890.00		TOTAL PROJECT COST																																							
\$2,068,024.00	1	DRAINING IMPROVEMENTS CONTRACT 1 - Mesquite/Wichita Street & Richland Drive																																							
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15																																				
		Survey	30 days	Mon 3/23/15	Tue 4/21/15																																				
		Acquisition	120 days	Wed 4/22/15	Wed 8/19/15																																				
		Engineering Design	90 days	Wed 4/22/15	Mon 7/20/15																																				
		Bid Ad/NTP	60 days	Tue 7/21/15	Fri 9/18/15																																				
		Construction	180 days	Sat 9/19/15	Wed 3/16/16																																				
\$1,999,200.00	2	DRAINAGE IMPROVEMENTS CONTRACT 2 - Century Oaks/Market Street, & Ash/Comal Streets																																							
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15																																				
		Survey	30 days	Sat 4/25/15	Sun 5/24/15																																				
		Acquisition	150 days	Mon 5/25/15	Wed 10/21/15																																				
		Engineering Design	120 days	Mon 5/25/15	Mon 9/21/15																																				
		Bid Ad/NTP	60 days	Tue 9/22/15	Fri 11/20/15																																				
		Construction	180 days	Sat 11/21/15	Wed 5/18/16																																				
\$3,394,038.00	3	DRAINAGE IMPROVEMENTS CONTRACT 3 - Downtown Improvements Project																																							
		Surveying Proposal	15 days	Sun 8/2/15	Sun 8/16/15																																				
		Survey	45 days	Mon 8/17/15	Wed 9/30/15																																				
		Engineering Design	180 days	Thu 10/1/15	Mon 3/28/16																																				
		Bid Ad/NTP	60 days	Tue 3/29/16	Fri 5/27/16																																				
		Construction	365 days	Sat 5/28/16	Sat 5/27/17																																				
\$323,400.00	4	DRAINAGE IMPROVEMENTS CONTRACT 4 - Medina & US183 Project																																							
		Surveying Proposal	15 days	Sun 11/1/15	Sun 11/15/15																																				
		Survey	7 days	Mon 11/16/15	Sun 11/22/15																																				
		Acquisition	90 days	Mon 11/23/15	Sat 2/20/16																																				
		Engineering Design	60 days	Mon 11/23/15	Thu 1/21/16																																				
		Bid Ad/NTP	60 days	Fri 1/22/16	Mon 3/21/16																																				
		Construction	90 days	Tue 3/22/16	Sun 6/19/16																																				
\$1,764,000.00	5	FM 2001 ELEVATED TANK PROJECT																																							
		Surveying Proposal	15 days	Sat 1/2/16	Sat 1/16/16																																				
		Survey	15 days	Sun 1/17/16	Sun 1/31/16																																				
		Acquisition	120 days	Mon 2/1/16	Mon 5/30/16																																				
		Engineering Design	90 days	Mon 2/1/16	Sat 4/30/16																																				
		Bid Ad/NTP	60 days	Sun 5/1/16	Wed 6/29/16																																				

City of Lockhart
2015 BOND PROGRAM

Cost	Notes	Task Name	Duration	Start	Finish	2015												2016												2017											
						Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan
\$1,355,516.00	6	Construction	365 days	Thu 6/30/16	Thu 6/29/17																																				
		Surveying Proposal	15 days	Mon 1/18/16	Mon 2/1/16																																				
		Survey	30 days	Tue 2/2/16	Wed 3/2/16																																				
		Acquisition	150 days	Thu 3/3/16	Sat 7/30/16																																				
		Engineering Design	120 days	Thu 3/3/16	Thu 6/30/16																																				
		Bid Ad/NTP	60 days	Fri 7/1/16	Mon 8/29/16																																				
		Construction	300 days	Fri 9/2/16	Wed 6/28/17																																				
\$470,400.00	7	SH130 PUMP STATION PROJECT	7 days	Mon 4/25/16	Sun 5/1/16																																				
		Survey	90 days	Mon 5/2/16	Sat 7/30/16																																				
		Bid Ad/NTP	60 days	Sun 7/31/16	Wed 9/28/16																																				
		Construction	270 days	Sun 10/2/16	Wed 6/28/17																																				
\$859,186.00	8	SH130/TOWN BRANCH SEWER PROJECT	15 days	Fri 5/20/16	Fri 6/3/16																																				
		Surveying Proposal	30 days	Sat 6/4/16	Sun 7/3/16																																				
		Acquisition	120 days	Mon 7/4/16	Mon 10/31/16																																				
		Engineering Design	90 days	Mon 7/4/16	Sat 10/1/16																																				
		Bid Ad/NTP	60 days	Sun 10/2/16	Wed 11/30/16																																				
		Construction	240 days	Mon 12/5/16	Tue 8/1/17																																				
\$1,891,126.00	9	WATER TRANSMISSION MAIN PROJECT - Water Plant Transmission Main, MLK to FM 20 West Transmission Main	17 days	Wed 11/16/16	Fri 12/2/16																																				
		Surveying Proposal	30 days	Sat 12/3/16	Sun 1/1/17																																				
		Acquisition	120 days	Mon 1/2/17	Mon 5/1/17																																				
		Engineering Design	90 days	Mon 1/2/17	Sat 4/1/17																																				
		Bid Ad/NTP	60 days	Sun 4/2/17	Wed 5/31/17																																				
		Construction	180 days	Mon 6/5/17	Fri 12/1/17																																				