

PUBLIC NOTICE

AGENDA

LOCKHART CITY COUNCIL

TUESDAY, MAY 19, 2015

**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 issue discussed or reviewed during the work session.

DISCUSSION ONLY

- A. Discuss City Council minutes of the April 21, 2015 meeting.
- B. Discuss the use of additional Unrestricted General Fund balance to pay Mascon, Inc., \$22,676 to repair and replace some south and west wing roof substructure areas for the new roof on the Community Center.
- C. Discuss Change Order #2 in the amount of \$3,350 for Qro-Mex's existing US 183 Widening Project Phase II contract to move a sewer force main in conflict with a proposed storm water drainage pipe.
- D. Discuss Ordinance 2015-15 disposing of a small triangular part (approximately 23' x 52' x 57' or 0.014 acres) of a previously abandoned street near Pecos Street and the Union Pacific Railroad Track.
- E. Discuss Police Chief's request for Council support to create a Lockhart residents' committee to be referred to as: "Police/Neighborhood Communication Committee".
- F. Discuss City Manager's update report about Drainage Projects approved in the 2015 Certificates of Obligation Issuance.
- G. Discuss re-scheduling the August 4, 2015 or October 6, 2015 Council meeting to hold National Night Out in 2015.

7:30 P.M. **REGULAR MEETING**

- 1. **CALL TO ORDER**
Mayor Lew White
- 2. **INVOCATION, PLEDGE OF ALLEGIANCE**
Invocation - Ministerial Alliance.
Pledge of Allegiance to the United States and Texas flags.

3. CITIZENS/VISITORS COMMENTS

(The purpose of this item is to allow citizens an opportunity to address the City Council on issues that are not on the agenda. No discussion can be carried out on the citizen/visitor comment.)

4. PUBLIC HEARING/COUNCIL ACTION

- A. Hold a public hearing to consider amending Chapter 64 of the Code of Ordinances, Article VII "Zoning Districts and Standards", Section 64-196 "Establishment of Zoning Districts", subsection (a), to add a provision clarifying the process for determining whether a use not listed in any district would be appropriate, either by-right or as a specific use, in one or more districts.
- B. Discussion and/or action to consider Ordinance 2015-14 amending Chapter 64 "Zoning" of the Code of Ordinances, Article VII "Zoning Districts and Standards", Section 64-196 "Establishment of Districts", subsection (a) to a provision clarifying the process for determining whether a use not listed in any district would be appropriate, either by-right or as a specific use, in one or more districts.

5. CONSENT AGENDA

- A. Approve City Council minutes of the April 21, 2015 meeting.
- B. Approve the use of additional Unrestricted General Fund balance to pay Mascon, Inc., \$22,676 to repair and replace some south and west wing roof substructure areas for the new roof on the Community Center.
- C. Approve Change Order #2 in the amount of \$3,350 for Qro-Mex's existing US 183 Widening Project Phase II contract to move a sewer force main in conflict with a proposed storm water drainage pipe.
- D. Approve Ordinance 2015-15 disposing of a small triangular part (approximately 23' x 52' x 57' or 0.014 acres) of a previously abandoned street near Pecos Street and the Union Pacific Railroad Track.

6. DISCUSSION/ACTION ITEMS

- A. Discussion and/or action regarding Police Chief's request for Council support to create a Lockhart residents' committee to be referred to as: "Police/Neighborhood Communication Committee".
- B. Discussion and/or action regarding City Manager's update report about Drainage Projects approved in the 2015 Certificates of Obligation Issuance.
- C. Discussion and/or action to consider re-scheduling the August 4, 2015 or October 6, 2015 Council meeting to hold National Night Out in 2015.
- D. Discussion and/or action regarding appointments to various boards, commissions or committees.

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

- Update: US Hwy 183 expansion project: Gas, AT&T and TWC work still in progress; storm water contractor work has started laying underground storm water lines.
- Report: New water main line work in Phase II of US 183 Widening.
- Report: The filming of the HBO series "Leftovers" has begun in and could last until October of this year. Downtown filming scheduled.
- Report: FY 15-16 Budgets Worksheets have been provided to department heads; preliminary schedule for budget workshop will be provided to Council first meeting in June.
- Report: Fashion Glass and Mirror grand opening not scheduled yet.
- Report: Pure Castings continues to work with local architect and their engineers to development construction plans for a 60,000 square foot building.
- Report: Building permit issued to Lockhart Motor Company contractor to build a \$3.5 million new facility.
- Report: Building permit issued to LISD contractor start High School expansion and renovations.
- Report: Fiesta del Mariachi Event held on Sat April 25, 2015.
- Report: Cinco de Mayo event downtown on May 1-2.
- Report: TxDOT video crew will be here to film a promotional video for the 2015 Governor's Achievement Award associated with Keep Lockhart Beautiful; video which will be used at the awards banquet in June.
- Report: Caldwell County Day at the Legislature.
- Report: Continental Homes has signed developer agreement to construct a subdivision under the Infrastructure Reimbursement Program approved by Council; no details on when work will begin.
- Reminder: Saturday, May 30, noon, Chihuahua Neighborhood Block Party.
- Reminder: Brush chipping services are behind between 3 and 4 weeks due to all the wet weather and trimming done by residents.
- Reminder: Swimming pool will not open this year until after Chisholm Trail; Reasons: longer school year and not having enough certified life guards; staff working on plan to certify more youth that are interested in becoming life guards.

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

*(**Items of Community Interest defined below)*

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; and/or settlement offer; (2) and/or a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with this chapter.**

A. Consultation with City Attorney regarding possible litigation.

10. **OPEN SESSION**

A. Discussion and/or action regarding possible litigation.

11. COUNCIL ACTION REGARDING THE MAY 9, 2015 SPECIAL ELECTION

- A. Discussion and/or action to consider Resolution 2015-07 canvassing the Special Election held on May 9, 2015 for the Election to fill the unexpired term of the Office of Councilmember At-Large.
- B. Administer the Oath of Office to newly elected Councilmember At-Large.

12. ADJOURNMENT

*** Items of Community Interest includes: 1) expressions of thanks, congratulations or condolence; 2) information regarding holiday schedules; 3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision; 4) a reminder about an upcoming event organized or sponsored by the governing body; 5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official employee of the municipality; and 6) announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda. (SB 1182 - effective 09/01/2009)*

* Once approved to be on the agenda, staff requests you register to speak prior to the meeting. Deadline for specific items on the agenda is Noon Tuesday prior to the Regular Meeting.

If, during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the City Council will convene in such executive or closed session, in accordance with the provisions of the Government Code, Title 5, Subchapter D to consider one or more matters pursuant to the following:

Section 551.071. Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; (2) and/or a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with this chapter.

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.

Section 551.073. To deliberate a negotiated contract for a prospective gift or donation to the state or the governmental body if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.076. To deliberate the deployment, or specific occasions for implementation, of security personnel or devices.

Section 551.086. To deliberate vote or take final action on any competitive matters relating to public power utilities.

Section 551.087. To deliberate or discuss 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.

Section 551.088. To deliberate a test item or information related to a test item if the governmental body believes that the test item may be included in a test the governmental body administers to individuals who seek to obtain or renew a license or certificate that is necessary to engage in an activity.

After discussion of any matters in executive session, any final action or vote taken will be in public by the City Council.

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.

I certify that the above notice of meeting was posted on the bulletin board in the Municipal Building, 308 West San Antonio Street, Lockhart, Texas, on the 15th day of May 2015 at 10:37am. I further certify that the following News Media was properly notified of this meeting as stated above: Lockhart Post-Register

Connie Constancio

Connie Constancio, TRMC, City Secretary