

PUBLIC NOTICE

AGENDA

LOCKHART CITY COUNCIL

TUESDAY, JUNE 2, 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.

PRESENTATION ONLY

- A. Presentation of a proclamation declaring June 11-18, 2015 as "National Nursing Assistants' Week to Nursing Assistants at the Heart of Caring".

DISCUSSION ONLY

- A. Discuss minutes of the May 19, 2015 meeting.
- B. Discuss request by the Lockhart Independent School District (LISD) Trustee Board President Carl Cisneros to amend the current Council Chamber Use Memorandum of Agreement to allow food and drinks in the Fireplace Room which is used by the LISD Board for closed Executive Sessions.
- C. Discuss City Council's Preliminary Budget & Tax Rate Adoption Calendar.
- D. Report from City Manager about flooding event on May 24 and May 25, 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. DISCUSSION/ACTION ITEMS

- A. Discussion and/or action regarding minutes of the May 19, 2015 meeting.
- B. Discussion and/or action regarding request by the Lockhart Independent School District (LISD) Trustee Board President Carl Cisneros to amend the current Council Chamber Use Memorandum of Agreement to allow food and drinks in the Fireplace Room which is used by the LISD Board for closed Executive Sessions.
- C. Discussion and/or action for City Council to consider Preliminary Budget & Tax Rate Adoption Calendar.
- D. Discussion and/or action regarding report from City Manager about flooding event on May 24 and May 25, 2015.
- E. Discussion and/or action regarding appointments to various boards, commissions or committees.

5. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE DISCUSSION

- Update: US Hwy 183 expansion project: Storm water contractor work.
- Update: Staff will continue to evaluate flood damages especially around bridges and box culverts, and reports of property flooding.
- Report: New water main line work in Phase II of US 183 Widening.
- Report: The filming of the HBO series "Leftovers" will continue and could last until October of this year. More downtown filming is scheduled with proper notices to businesses.
- Report: Fashion Glass and Mirror grand opening not scheduled yet.
- Report: Building permit issued to Fogle Storage & Lock for large expansion of their business on State Park Road.
- Report: Saturday, May 30, Chihuahua Neighborhood Block Party.
- Report: Splash Pad was opened some during the Memorial Day weekend, but was used little because of inclement weather conditions.
- Reminder: Brush chipping services are behind between 4 and 5 weeks due to all the wet weather and trimming done by residents; mowing schedules behind also.
- 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.

6. COUNCIL AND STAFF COMMENTS – ITEMS OF COMMUNITY INTEREST

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

7. **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 to discuss pending litigation relating to *Pablo Develasco vs Caldwell County, Texas*, Cause No. 15-O-030 in the 421st District Court in Caldwell County, Texas.

8. **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 the possible acquisition of property related to drainage.

9. **EXECUTIVE SESSION in accordance with the provisions of the Government Code, Title 5, Subchapter D, Section 551.074 – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline.**
 - A. Discussion regarding the City Manager's contract.

10. **OPEN SESSION**
 - A. Discussion and/or action regarding pending litigation relating to *Pablo Develasco vs Caldwell County, Texas*, Cause No. 15-O-030 in the 421st District Court in Caldwell County, Texas.
 - B. Discussion and/or action regarding the possible acquisition of property related to drainage.
 - C. Discussion and/or action regarding the City Manager's contract.

11. **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 28th day of May 2015 at 3:30 pm. I further certify that the following News Media was properly notified of this meeting as stated above: Lockhart Post-Register



Connie Constancio, TRMC
City Secretary