

**REGULAR MEETING
LOCKHART CITY COUNCIL**

AUGUST 18, 2015

6:30 P.M.

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

Council present:

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

Mayor Lew White
Councilmember John Castillo (arrived at 6:35 p.m.)
Councilmember Benny Hilburn
Councilmember Brad Westmoreland

Staff present:

Vance Rodgers, City Manager
Peter Gruning, City Attorney
Julie Bowermon, Civil Service Director

Connie Constancio, City Secretary
Jeff Hinson, Finance Director
Michael Lummus, Police Chief

Citizens/Visitors Addressing the Council: None.

6:00 P.M. – COUNCIL GROUP PHOTO (The photo session was postponed for all Councilmembers to arrive)

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:

DISCUSSION ONLY

A. DISCUSS MINUTES OF THE CITY COUNCIL MEETINGS OF JULY 14, 2015, JULY 21, 2015 AND JULY 28, 2015.

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

Mayor White announced that the Council would take a short break to take a Council group photo at 6:35 p.m.

Mayor White reconvened the meeting at 6:40 p.m.

B. DISCUSS MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE LOCKHART POLICE DEPARTMENT AND LOCKHART INDEPENDENT SCHOOL DISTRICT FOR ONE SCHOOL RESOURCE OFFICER (SRO) FOR THE 2015-2016 SCHOOL YEAR.

Chief Lummus stated that the MOU provides for the role and responsibilities of the Lockhart Police Department and the Lockhart Independent School District (LISD) with respect to one officer housed at the Lockhart High School as a roving School Resource Officer assigned to the LISD. There was discussion about the patrol duties at the Lockhart High School and Freshman campuses. Chief Lummus requested approval.

C. DISCUSS ORDINANCE 2015-18 REPEALING UN-CODIFIED ORDINANCES 07-32 AND 2011-09 IN THEIR ENTIRETY AND ADOPTING UN-CODIFIED ORDINANCE 2015-18 CREATING "ASSIGNMENT PAY" FOR CERTAIN ASSIGNMENTS WITHIN THE FIRE AND POLICE DEPARTMENTS AND ESTABLISHING "SHIFT DIFFERENTIAL PAY" FOR MEMBERS OF THE POLICE DEPARTMENT.

Ms. Bowermon stated that Civil Service, Chapter 143, permits an ordinance to establish assignment pay and shift differential pay for fire fighters and police officers; this was done by passing Ordinance 07-32. Ordinance 07-32 was later amended by Ordinance 2011-09 revising Shift Differential Pay for Police Officers from having evening rates and night rates to just a single night rate. The proposed Ordinance 2015-18 repeals both Ordinances 07-32 and 2011-09 and combines them into a single document.

The proposed Ordinance 2015-18 also removes the assignment of Communications Coordinator within the Fire Department. The assignment was created in 2007 within the original ordinance. The assignment of Communications Coordinator within the Fire Department was to have the management responsibilities of the City of Lockhart's VHF and 800 MHz Trunked Radio systems, which includes ALL City departments. The system has grown into a combined effort between multiple agencies: City of Lockhart, Concessions Group, Caldwell County, City of Luling, and City of Martindale. Specialized knowledge, skills, and experience as well as sufficient time are necessary to manage the system, which is outside the scope and functions of the fire suppression personnel. Ms. Bowermon requested approval.

There was discussion.

RECESS: Mayor White announced that the Lockhart City Council will temporarily recess the meeting at 6:55 p.m. to allow members to attend the ceremony welcoming the new Lockhart Independent School District Superintendent of Schools. No formal action will be taken by the city council at the ceremony. City council members will not engage in verbal exchange about public business or policy, and if any public business is discussed by city council members at the ceremony, it will only be incidental to the ceremonial event. The ceremony will be held at Bluebonnet Elementary School, 211 South Mockingbird, Lockhart, Texas, from 7:00 p.m. – 8:30 p.m.

REGULAR MEETING

ITEM 1. CALL TO ORDER.

Mayor Lew White reconvened and called the regular meeting of the Lockhart City Council to order on this date at 8:06 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

Invocation – Mayor Lew White

Pledge of Allegiance to the United States and Texas flags.

ITEM 3. CITIZENS/VISITORS COMMENTS.

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

ITEM 4. CONSENT AGENDA.

Councilmember Michelson made a motion to approve consent agenda items 4A, 4B, and 4C. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

The following are the consent agenda items that were approved:

- 4A: Approve minutes of the City Council meetings of July 14, 2015, July 21, 2015 and July 28, 2015.
- 4B: Approve Memorandum of Understanding (MOU) between the Lockhart Police Department and Lockhart Independent School District for one School Resource Officer (SRO) for the 2015-2016 school year.
- 4C: Approve Ordinance 2015-18 repealing un-codified Ordinances 07-32 and 2011-09 in their entirety and adopting un-codified Ordinance 2015-18 creating "Assignment Pay" for certain assignments within the Fire and Police Departments and establishing "Shift Differential Pay" for members of the Police Department.

ITEM 5-A. DISCUSSION AND/OR ACTION TO TAKE APPROPRIATE ACTION REGARDING ADOPTION OF THE 2015 COMBINED MAINTENANCE AND OPERATION AND INTEREST AND SINKING PROPOSED PROPERTY TAX RATE FOR THE CITY OF LOCKHART. IF PROPOSED TAX RATE EXCEEDS THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE (WHICHEVER IS LOWER), A RECORD VOTE MUST BE TAKEN TO PLACE A PROPOSAL TO ADOPT THE RATE ON THE AGENDA OF A FUTURE COUNCIL MEETING. IF MOTION PASSES, COUNCIL MUST SCHEDULE AND ANNOUNCE THE DATE, TIME AND PLACE OF TWO (2) PUBLIC HEARINGS REGARDING THE PROPOSED TAX RATE.

Mr. Hinson stated that action taken by the Council is required by the State for adherence with the Truth-In-Taxation laws.

The Council reached a consensus during the August 13, 2015 meeting to set the 2015 interest and sinking property tax rate at 13.66 cents per \$100 valuation and the 2015 maintenance and operation property tax rate at 59.67 cents per \$100 valuation. The proposed tax rate will result in a 2015 property tax rate for a total of 73.33 cents per \$100 valuation.

There was discussion.

Councilmember Hilburn made a motion to set the 2015 interest and sinking property tax rate at 13.66 cents per \$100 valuation and the 2015 maintenance and operation property tax rate at 59.67 cents per \$100 valuation. The proposed tax rate will result in a 2015 property tax rate for a total of 73.33 cents per \$100 valuation. Councilmember Westmoreland seconded.

The following is the record vote on the motion:

- Councilmember Jeffrey Michelson - aye
- Councilmember John Castillo - aye
- Councilmember Benny Hilburn - aye
- Councilmember Brad Westmoreland - aye
- Councilmember Juan Mendoza - aye
- Mayor Pro-Tem Angie Gonzales-Sanchez - aye
- Mayor Lew White - aye

The motion passed by a vote of 7-0.

Mayor White announced that public hearings will be held on the tax rate as follows: September 1, 2015 at 7:30 p.m. and September 15, 2015 at 7:30 p.m. in the Council Chambers located at the Clark Library Annex-Council Chambers, 217 South Main Street, 3rd Floor, Lockhart, Texas.

Mr. Hinson announced that the Council budget meeting scheduled on Thursday, August 20, 2015 will be cancelled.

ITEM 5-B. PRESENTATION, DISCUSSION AND/OR ACTION REGARDING FISCAL YEAR 2015-2016 PROPOSED BUDGET AND RELATED INFORMATION.

There was no discussion.

ITEM 5-C. DISCUSSION AND/OR ACTION REGARDING MAINTENANCE, OPERATIONAL AND CAPITAL BUDGETS AND FUNDING POSSIBILITIES.

There was no discussion.

ITEM 5-D. DISCUSSION AND/OR ACTION REGARDING BUDGET AND TAX RATE ADOPTION CALENDAR, IF NECESSARY.

Mr. Hinson stated that the calendar is revised after cancelling the Council budget meeting scheduled on Thursday, August 20, 2015.

Councilmember Michelson made a motion to cancel the August 20, 2015 Council budget workshop. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

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

Mayor White requested appointments to various boards, commissions or committees.

Councilmember Westmoreland made a motion to appoint Gary Shafer to the Construction Board of Appeals. Councilmember Mendoza seconded. The motion passed by a vote of 7-0.

Councilmember Westmoreland inquired about appointing Wayne Reeder to the Planning and Zoning Commission. After discussion, it was determined that because Wayne Reeder currently serves on the Board of Adjustment, he would be required to officially resign from that position prior to being appointed to a different board. He cannot serve on two quasi-judicial boards simultaneously.

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

- Update: US Hwy 183 expansion project: Storm water contractor work, curbing, sidewalk, Section 1A, Pecan to Hickory; east side work.
- Update: 2015 CO Drainage Projects; properties and easements.
- Update: The filming of the HBO series "Leftovers" continues and could be here until October of this year.
- Update: August 10 wind storm event and recovery.
- Update: Paving of Maple Street between City Line Road and SH 130.
- Report: Economic Development Summit held Friday, August 14, at the Connection Center.
- Reminder: Brush chipping services are behind between 3 and 4 weeks due to all the wind storm damage and trimming done by residents; an additional crew will be used and some Saturdays will be worked to help catch up.

- Reminder: The Juvenile Diabetes Research Foundation (JDRF) will hold a fund raiser in City Park with a barbeque cook-off and other activities on Saturday, August 22, beginning at 9 a.m.
- Reminder: Sunday, August 30, a community wide event with a car show and other activities in City Park sponsored by the Feria de Culturas organization, a local 501 non-profit, and local business sponsors like Mr. Taco to raise funds for local charities like the Food Bank.
- Reminder: Annual Diez y Seis de Septiembre event to be held September 11 and 12th downtown with expanded activities this year.

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

Councilmember Westmoreland commended all involved with the extension of Maple Street. He suggested that the Council reconsider the cemetery tax.

Councilmember Mendoza expressed condolences to the Franks family for their loss. He thanked the Electric Department and staff for their work after the recent unexpected storm.

Mayor Pro-Tem Sanchez expressed condolences to the Franks family for their loss. She thanked the Streets and Fire Departments for their hard work during the recent unexpected storm last week. She wished all students good luck in the upcoming school year and wished all a safe Labor Day weekend.

Councilmember Hilburn announced a 2015 Health Care and Care Giver Symposium event at the Golden Age Home on September 16, 2015 from 10 a.m. to 1:30 p.m. He thanked all that attended National Night Out block party at his residence on August 4 and thanked Mrs. Abby Michelson for the chili that was enjoyed by all.

Councilmember Castillo thanked staff for their work on the budget. He thanked city crews for their hard work after the unexpected storm last week with brush and power outages. He expressed condolences to the Franks family for their loss. He reminded all to abide the school speed limits and to be safe. He encouraged all to be safe during the Labor Day weekend.

Councilmember Michelson thanked the city crews for their work to recover from the unexpected storm last week. He congratulated Susan Bohn as the new Superintendent of LISD.

Mayor White thanked city crews for their work to keep things going during the unexpected storm. He encouraged everyone to drive safely during the Highway 183 construction phase and during the school year. Congratulations to staff for working on a balanced budget. He expressed words of commendation to all city employees for their hard work. He thanked Sandra Maudlin and the Greater San Marcos Partnership for the Economic Development Summit hosted in Lockhart last week. Mayor announced an event to benefit non-profit organizations on August 30 at the City Park. He will not be in town during Diez y Seis event and stated that Mayor Pro-Tem Sanchez would present the proclamation in his absence. He wished Catrin Gammage a speedy recovery and congratulated Susan Bohn as being appointment the new LISD Superintendent.

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 8:34 p.m.

PASSED and APPROVED this the 1st day of September 2015.

CITY OF LOCKHART



Lew White

Lew White, Mayor

ATTEST:

Connie Constancio

Connie Constancio, TRMC
City Secretary