

**LOCKHART CITY COUNCIL AND
LOCKHART ECONOMIC
DEVELOPMENT CORPORATION
JOINT MEETING**

SEPTEMBER 15, 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 Brad Westmoreland

Mayor Lew White
Councilmember John Castillo
Councilmember Jeffrey Michelson

Council absent:

Councilmember Benny Hilburn

Staff present:

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

Connie Constancio, City Secretary
Jeff Hinson, Finance Director

Lockhart Economic Development Corporation present:

Fermin Islas, Chair
Morris Alexander
Dyral Thomas

Ken Doran
Bernie Rangel
Frank Estrada

Citizens/Visitors Addressing the Council: Bill Schroeder and Warren P. "Pat" Kirksey, and Chris Winkler, Citizens; and Fermin Islas, Chair of the Lockhart Economic Development Corporation.

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:

PRESENTATION ONLY

A. PRESENTATION AND DEDICATION OF A SEATING AREA IN THE COUNCIL CHAMBERS FOYER ON THE 3RD FLOOR AT THE CLARK LIBRARY ANNEX TO FORMER MAYOR WARREN P. "PAT" KIRKSEY WHO SERVED AS MAYOR 1974 – 1978.

Mayor White announced that the Council would recess at 6:32 p.m. to gather in the foyer to unveil the seating area that is dedicated to former Mayor Pat Kirksey.

Mayor White reconvened the meeting at 6:42 p.m.

Bill Schroeder provided information about the many ways that Warren P. "Pat" Kirksey cares for his family and friends and about his commitment to the citizens of Lockhart now and during his tenure as Mayor of the Lockhart City Council. There was discussion.

Warren P. "Pat" Kirksey thanked all for the dedication of the seating area in his honor.

RECESS: Mayor White announced that the Council would recess for refreshments at 6:50 p.m. Mayor White reconvened the meeting at 7:04 p.m.

DISCUSSION ONLY

A. DISCUSS MINUTES OF THE CITY COUNCIL MEETING OF SEPTEMBER 1, 2015.

Mayor White requested corrections to the minutes of the September 1, 2015 City Council meeting. There were none.

B. DISCUSS RESOLUTION 2015-10 NAMING MIGUEL ISLAS AS THE CITY OF LOCKHART'S NOMINEE TO THE BOARD OF DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT FOR THE 2016-2017 TERM.

Mr. Rodgers stated that during the September 1, 2015 meeting, the Council voted to name Miguel Islas as the City of Lockhart's nominee to be placed on a ballot that each taxing entity would receive before October 30, 2015. There was brief discussion.

C. DISCUSS ORDINANCE 2015-21 AMENDING UN-CODIFIED ORDINANCE 2015-18, SECTION II(D) REGARDING THE ASSIGNMENT OF FIELD TRAINING OFFICER WITHIN THE LOCKHART POLICE DEPARTMENT WITH ALL OTHER SECTIONS OF ORDINANCE 2015-18 REMAINING UNCHANGED.

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 adopting Ordinance 2015-18 on August 18, 2015. The proposed Ordinance amends the assignment of Field Training Officer (FTO). The original intent of an FTO assignment was to have officers designated as FTO's and receiving the FTO pay. These officers would then be available, as needed, to serve as FTO's. The wording of the original ordinance includes the phrase "when that member has a probationary police officer assigned to him or her". This phrase does not clearly address the intent of the FTO Assignment. The proposed amendment removes this language and clarifies that an Officer is entitled to the FTO pay once the Police Chief designates him or her as being assigned as an FTO. The proposed amendment does not change the dollar amount paid to the FTO's. Ms. Bowermon recommended approval. There was discussion.

D. DISCUSS APPLICATION FROM SAGE CAPITAL BANK AS THE BANK DEPOSITORY FOR THE CITY OF LOCKHART, TEXAS.

Mayor White announced that the item has been pulled from the agenda and that it will be placed on a future agenda.

E. DISCUSSION AFTER REPORT FROM CITY MANAGER REGARDING SECURITY IMPROVEMENTS AT CITY HALL, THE LIBRARY, AND COUNCIL CHAMBERS.

Mr. Rodgers reported several options to improve security measures at the locations as follows:

CITY HALL

- Existing and sufficient security cameras in lobby and utility collections area.
- Add door with card access to customer service supervisors' area.
- Add card access to cashiers' area and supervisors' area.
- Add panic buttons to cashiers' and supervisors' areas.

LIBRARY, 1ST FLOOR

- Existing and sufficient security cameras in lobby, children's and old library areas.
- Motion detectors in place and activated when closed.
- Add panic button at circulation desk near main entry.

LIBRARY, 2ND FLOOR

- Existing and sufficient security cameras.
- Motion detectors in place and activated when closed.
- Add panic buttons in two places.

CITY COUNCIL CHAMBERS, 3RD FLOOR

- Existing and sufficient security cameras.
- Motion detectors in place and activated when closed.
- Add panic buttons in four places.

There was discussion about a police officer being present at all Council meetings for additional security.

F. DISCUSSION AFTER CITY MANAGER'S REPORT REGARDING CITY'S RECYCLING PROGRAM.

Mr. Rodgers stated that the City's single stream recycling program includes appliances, metal, glass, cardboard, paper, plastics, antifreeze, oil, oil filters, cooking grease, paint, and electronics. Glass was recently added to the list of items that Wilco Recycling will take.

After discussion, the Council requested that staff return with several types of incentives that could be offered to encourage citizens to recycle.

RECESS: Mayor White announced that the Council would recess for a break at 7:23 p.m.

REGULAR MEETING**ITEM 1. CALL TO ORDER.**

Mayor Lew White called the regular meeting of the Lockhart City Council to order on this date at 7:40 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

Invocation - Ministerial Alliance.

Pledge of Allegiance to the United States and Texas flags.

ITEM 3. CITIZENS/VISITORS COMMENTS.

Mayor White requested citizens to address the Council.

Chris Winkler, 425 Hackberry, stated that he has a rodent infestation at their home and in the neighborhood (Hackberry and Cibilo Streets). He requested that staff look into requiring the vacant home at 524 Cibilo to be cleaned/mowed because he believes it is the reason for the rodent infestation.

PUBLIC HEARING - CITY COUNCIL AND LOCKHART ECONOMIC DEVELOPMENT CORPORATION (LEDC) ACTION

Fermin Islas, Chairman, called the Lockhart Economic Development Corporation (LEDC) meeting to order at 7:44 p.m.

ITEM 4-A. HOLD PUBLIC HEARING ON THE CITY OF LOCKHART AND LOCKHART ECONOMIC DEVELOPMENT CORPORATION FISCAL YEAR 2015-2016 BUDGETS.

Mayor White opened the public hearing of the Lockhart City Council at 7:44 p.m. and requested the staff background report.

Chairman Islas opened the public hearing of the Lockhart Economic Development Corporation (LEDC) at 7:45 p.m.

Mr. Hinson provided details about the revenues and expenditures of the following budgets:

- General Fund
- Debt Service Fund
- Electric Utility Fund
- Water Utility Fund
- Wastewater Utility Fund
- Solid Waste Utility Fund
- Emergency Medical Service
- Airport Fund
- Special Revenue Funds
- Capital Funds
- Miscellaneous Utility Funds
- Trust and Agency Funds
- Lockhart Economic Development Corporation Multi-Year Financial Plan

Mayor White requested citizens to address the Council that were in favor of or against the budgets. There were none. He closed the Council's public hearing at 7:52 p.m.

Chairman Fermin Islas closed the LEDC's public hearing at 7:52 p.m.

ITEM 4-B. PRESENTATION, DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF THE LOCKHART ECONOMIC DEVELOPMENT CORPORATION'S MULTI-YEAR FINANCIAL PLAN.

Mayor Pro-Tem Sanchez made a motion to approve the Lockhart Economic Development Corporation's Multi-Year Financial Plan. Councilmember Michelson seconded. The motion passed by a vote of 6-0.

Member Morris Alexander made a motion to approve the Lockhart Economic Development Corporation's Multi-Year Financial Plan. Member Ken Doran seconded. The motion passed by a vote of 6-0.

Member Morris Alexander made a motion to adjourn the Lockhart Economic Development Corporation's (LEDC) meeting. Member Ken Doran seconded. The motion passed by a vote of 6-0. The LEDC meeting was adjourned at 7:54 p.m.

LOCKHART CITY COUNCIL CONTINUED THEIR MEETING

ITEM 4-C. HOLD THE SECOND OF TWO PUBLIC HEARINGS ON A PROPOSAL TO INCREASE TOTAL TAX REVENUES FROM PROPERTIES ON THE TAX ROLL IN THE PRECEDING YEAR BY 3.339910 PERCENT. ANNOUNCE THAT THE VOTE ON THE BUDGET AND TAX RATE WILL BE HELD ON SEPTEMBER 22, 2015 AT 6:30 P.M. AT THE CLARK LIBRARY ANNEX, COUNCIL CHAMBERS, 217 SOUTH MAIN STREET, 3RD FLOOR, LOCKHART, TEXAS, 78644.

Mayor White opened the public hearing at 7:55 p.m. and requested the staff background report.

Mr. Hinson stated that the Council is required by State law to hold two public hearings if the proposed property tax rate exceeds the effective tax rate. The public hearings will be to inform the public about a proposal to increase total tax revenue from properties on the tax roll in the preceding tax year by 3.339910 percent.

Mr. Hinson informed the Council and the public about the following:

- The average taxable value of a residence homestead in the City of Lockhart last year was \$108,822. Based on last year's tax rate of \$0.722700 per \$100 of taxable value, the amount of taxes imposed last year on the average home was \$786.46.
- The average taxable value of a residence homestead in the City of Lockhart this year is \$111,581. If the governing body adopts the effective tax rate for this year of \$0.709600 per \$100 of taxable value, the amount of taxes imposed this year on the average home would be \$791.78.
- If the governing body adopts the proposed tax rate of \$0.733300 per \$100 of taxable value, the amount of taxes imposed this year on the average home would be \$818.22.

Mayor White requested citizens to address the Council in favor of or against the proposed tax rate. There were none. He closed the public hearing at 7:56 p.m.

Mayor White announced that the vote on the budget and tax rate will be held on September 22, 2015 at 6:30 p.m. at the Clark Library Annex, Council Chambers, 217 South Main Street, 3rd Floor, Lockhart, Texas, 78644.

ITEM 5. CONSENT AGENDA.

Mayor Pro-Tem Sanchez made a motion to approve consent agenda items 5A, 5B, and 5C. Councilmember Westmoreland seconded. The motion passed by a vote of 6-0.

The consent agenda items that were approved are as follows:

- 5A: Approve minutes of the City Council meeting of September 1, 2015.
- 5B: Approve Resolution 2015-10 naming Miguel Islas as the City of Lockhart's nominee to the Board of Directors of the Caldwell County Appraisal District for the 2016-2017 term.
- 5C: Approve Ordinance 2015-21 amending un-codified Ordinance 2015-18, Section II(d) regarding the assignment of field training officer within the Lockhart Police Department with all other sections of Ordinance 2015-18 remaining unchanged.

ITEM 5-D. APPROVE AND ACCEPT APPLICATION FROM SAGE CAPITAL BANK AS THE BANK DEPOSITORY FOR THE CITY OF LOCKHART, TEXAS.

Mayor White announced that the item was pulled from the agenda.

ITEM 6-A. DISCUSSION AND/OR ACTION AFTER REPORT FROM CITY MANAGER REGARDING SECURITY IMPROVEMENTS AT CITY HALL, THE LIBRARY, AND COUNCIL CHAMBERS.

Mayor White stated that the Council discussed additional security measures for the several buildings during the work session.

There was discussion about whether a police officer should be present at each Council meeting for security purposes.

Councilmember Michelson made a motion that a police officer be present at each Council meeting at a cost of approximately \$350 for monthly meetings. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 5-1, with Councilmember Mendoza opposing.

ITEM 6-B. DISCUSSION AND/OR ACTION AFTER CITY MANAGER'S REPORT REGARDING CITY'S RECYCLING PROGRAM.

Mayor White stated that the consensus of the Council was to request that staff return with proposals for incentives and for a promotion plan to attract more recycling customers.

ITEM 6-C. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.

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

Councilmember Michelson made a motion to appoint Mary Beth Nickels to the Economic Development Revolving Loan Committee. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 6-0.

Councilmember Westmoreland stated that Christina Black gave her resignation verbally as an alternate to the Zoning Board of Adjustment. He stated that she will submit a written resignation to the City Secretary.

Councilmember Westmoreland made a motion to appoint Christina Black to the Planning and Zoning Commission, dependent upon the City Secretary's receipt of letter of resignation. Councilmember Mendoza seconded. The motion passed by a vote of 6-0.

ITEM 6-D. PRESENTATION, DISCUSSION AND/OR ACTION REGARDING FISCAL YEAR 2015-2016 PROPOSED BUDGET AND RELATED INFORMATION.

There was no additional discussion.

ITEM 6-E. DISCUSSION AND/OR ACTION REGARDING MAINTENANCE, OPERATIONAL AND CAPITAL BUDGETS AND FUNDING POSSIBILITIES.

There was no discussion.

ITEM 6-F. DISCUSSION AND/OR ACTION REGARDING BUDGET AND TAX RATE ADOPTION CALENDAR, IF NECESSARY.

There was no discussion.

ITEM 7. 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: The City of Lockhart has been notified of a \$275,000 CDBG grant award for a portion of the treated water transmission line to be installed from the water plant to the area near Serta.
- 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: Movie in the Park, "E.P.I.C" – Saturday, September 19 at City Park.
- Report: Annual Diez y Seis de Septiembre event held September 11 and 12th downtown.
- Report: "Speaking of the Dead" tours at the Lockhart City Cemetery on Friday, October 23 and Saturday, October 24 at 6:30 p.m.

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

Councilmember Westmoreland congratulated the Lockhart Lions football team for their win last week. He also congratulated former Mayor Kirksey for his past and current contributions to the community.

Councilmember Mendoza congratulated all involved with the successful Diez y Seis event. He requested a consensus of the Council about placing an item on the October 6 agenda to discuss the possibility of directing the Planning and Zoning Commission to create an ordinance regulating requirements for all duplexes to be built in the city.

Mayor Pro-Tem Sanchez expressed condolences to the family of Gloria Jimenez for their loss. She wished the Lockhart Lion Football team luck at their future games. She thanked former Mayor Pat Kirksey for his dedication to the community. She congratulated all involved with the successful Diez y Seis event.

Councilmember Castillo also congratulated all involved with the successful Diez y Seis event. He congratulated and thanked former Mayor Pat Kirksey for his commitment to the community and for his words of wisdom. He requested that the Council consider a transportation ordinance in regards to business parking regulations. Good luck to the Lockhart Lions during their next game. He wished all a Happy Diez y Seis.

Councilmember Michelson congratulated all involved with the successful Diez y Seis event and thanked former Mayor Pat Kirksey for his commitment to the community. He stated that he will not be at the September 22, 2015 Council meeting. He wished Mayor Pro-Tem Angie Gonzales-Sanchez a Happy Birthday and expressed good luck to the Lockhart Lions football team.

Mayor White congratulated all involved with the successful Diez y Seis event. Good luck to the Lockhart Lions football team. He expressed condolences to the family of Mike Stephens for their loss. He stated that the Council will be attending a Texas Municipal League Conference the rest of the week.

ITEM 9. 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. Discussion regarding the purchase of an easement.

Mayor White announced that the Council would go into Executive Session at 8:18 p.m.

Fermin Islas thanked the City for their assistance during the Diez y Seis event.

ITEM 10. OPEN SESSION - Discussion and/or action regarding the purchase of an easement.

Mayor White announced that the Council would reconvene the meeting and go into Open Session at 8:32 p.m.

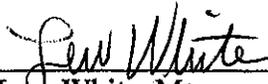
Mayor Pro-Tem Sanchez made a motion to direct city staff to purchase an easement for the better interest of the public and that the purchase price of the easement does not exceed \$8,000. Councilmember Castillo seconded. The motion passed by a vote of 6-0.

ITEM 11. ADJOURNMENT.

Mayor Pro-Tem Sanchez made a motion to adjourn the meeting. Councilmember Mendoza seconded. The motion passed by a vote of 6-0. The meeting was adjourned at 8:35 p.m.

PASSED and APPROVED this the 6th day of October 2015.

CITY OF LOCKHART


Lew White, Mayor

ATTEST:



Connie Constancio, TRMC
City Secretary

