

**LOCKHART CITY COUNCIL  
REGULAR MEETING**

**AUGUST 4, 2016**

**6:30 P.M.**

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

**Council present:**

Mayor Pro-Tem Angie Gonzales-Sanchez  
Councilmember Juan Mendoza  
Councilmember Brad Westmoreland

Mayor Lew White  
Councilmember John Castillo  
Councilmember Jeffry Michelson

**Council absent:**

Councilmember Benny Hilburn

**Staff present:**

Vance Rodgers, City Manager  
Peter Gruning, City Attorney

Connie Constancio, City Secretary  
Jeff Hinson, Finance Director

**Citizens/Visitors Addressing the Council:** Mary LaPoint, Chief Appraiser of the Caldwell County Appraisal District.

**Work Session 6:30 p.m.**

Mayor White announced that Councilmember Hilburn would not be at the meeting. He opened the work session and advised the Council, staff and the audience that staff would provide information and explanations about the following items:

**PRESENTATION**

Mayor White presented a proclamation to Representatives of the Women, Infants and Children (WIC) Program declaring August 2016 at National Breastfeeding Month.

**DISCUSSION ONLY**

**A. PRESENTATION AND DISCUSSION REGARDING THE CALDWELL COUNTY APPRAISAL DISTRICT'S FISCAL YEAR 2017 BUDGET.**

Mary LaPoint, Chief Appraiser of the Caldwell County Appraisal District, provided details and there was discussion about the Caldwell County Appraisal District's budget.

**B. DISCUSS MINUTES OF THE CITY COUNCIL MEETINGS OF JULY 12, 2016 AND JULY 19, 2016.**

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

**C. DISCUSS RESOLUTION 2016-13 NAMING JAMES BERTRAM AS THE CITY OF LOCKHART'S NOMINEE TO FILL A VACANT POSITION TO THE BOARD OF DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT.**

Mayor White stated that the Council voted on naming James Bertram as the City of Lockhart's nominee during the previous Council meeting. There was discussion.

**D. DISCUSS MEMORANDUM OF UNDERSTANDING BETWEEN THE LOCKHART POLICE DEPARTMENT AND LOCKHART INDEPENDENT SCHOOL DISTRICT FOR ONE SCHOOL RESOURCE OFFICER (SRO) FOR THE 2016-2017 SCHOOL YEAR.**

Mr. Rodgers stated that the MOU submitted for approval outlines the role and responsibilities of the Lockhart Police Department and the Lockhart ISD with respect to one officer housed at the High School as a roving SRO assigned to the ISD. Mr. Rodgers recommended approval. There was discussion.

Mr. Rodgers clarified that the SRO would respond to situations at schools within the city limits and not to the new school outside the city. The Caldwell County Sheriff's office will respond to calls at the new school outside the city limits.

**E. DISCUSS THE CITY MANAGER SIGNING A FEDERAL AVIATION ADMINISTRATION AGREEMENT FOR TRANSFER OF ENTITLEMENT FUNDS IN THE AMOUNT OF \$150,000 TO THE TEXAS DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION TO FACILITATE FUTURE AIRPORT IMPROVEMENTS.**

Mr. Rodgers stated that the US Department of Transportation, Federal Aviation Administration, through the Texas Department of Transportation (TxDOT) has requested that the City of Lockhart waive receipt of funds apportioned to it in the amount of \$150,000 for the year 2012 so that the funds can be allocated to future airport improvements. The City of Lockhart did not have a qualifying project under 2012 nor as of today because of the 20% to 50% match requirements. If approved, funds do not go back to the Federal Government, but rather to TxDOT which can use the funds for design and engineering associated with other future airport projects. Additional allocations of the \$150,000 will be forthcoming for future airport projects in Lockhart. Mr. Rodgers recommended approval. There was discussion.

**F. DISCUSS AGREEMENT WITH THE TRAVIS COUNTY EMS EDUCATION ACADEMY WHEREBY STUDENTS IN THE FIELD INTERNSHIP PROGRAM WOULD BE ALLOWED TO TRAIN WITH THE LOCKHART EMERGENCY MEDICAL SERVICE PARAMEDIC CREWS TO OBTAIN A CLINICAL EDUCATION AND APPOINTING THE CITY MANAGER TO SIGN THE AGREEMENT IF APPROVED.**

Mr. Rodgers stated that this is an opportunity for individuals who want to pursue the EMS profession as a paramedic. Selected students would train with Lockhart EMS Paramedics. The academy will provide general liability coverage to the City of Lockhart with a minimum coverage per person of \$1,000,000 and each occurrence of \$3,000,000. There is no cost to the City of Lockhart. The Austin/Travis County EMS also participates in this program. Mr. Rodgers stated that he and Eric Olufs, EMS Director recommend approval with any suggested changes by the City Attorney. There was discussion.

**G. DISCUSS APPLYING FOR A TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) GRANT FROM THE NONPOINT SOURCE PROGRAM UNDER THE CLEAN WATER ACTION SECTION 319 (H) WHICH HAS A 60/40 LOCAL MATCH REQUIREMENT IN CASH AND/OR IN-KIND LABOR.**

Mr. Rodgers stated that TCEQ has classified North Town Branch as impaired due to E.coli and nitrate contaminants being higher than they should be at times. In order to improve water quality in the North Town Branch area between Stueve Lane and East Market St., invasive and detrimental plants need to be removed and replaced with eco-friendly plants and grasses to help achieve the goal of filtering out and reducing E.coli and nitrate contaminants. If the grant is approved, the help of local master gardener groups will be solicited. The grant will also focus on riparian zones to help achieve the goal. Nature trail related signage would also be added. Match local funding is estimated at \$15,000 to \$18,000 per year for three years all of which can be funded out of the Drainage Fund. The grant application must be submitted by September 1, 2016. Mr. Rodgers recommended approval. There was discussion.

**H. DISCUSS PLANNING AND PREPARATIONS OF THE TEXAS MUNICIPAL LEAGUE (TML) REGION 10 MEETING HOSTED IN LOCKHART ON SEPTEMBER 15, 2016 AND THE BOOTH AT THE TML ANNUAL CONFERENCE IN AUSTIN ON OCTOBER 4-7, 2016.**

There was discussion about the events.

**I. DISCUSS ACCEPTING THE CITY OF LOCKHART'S 2016 CERTIFIED PROPERTY TAX ROLL.**

Mr. Hinson provided information and there was discussion about the City of Lockhart's 2016 Certified Property Tax Roll. Mr. Hinson recommended acceptance of the roll.

**J. DISCUSSION REGARDING ADOPTION OF THE 2016 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 the action taken by the Council is required by the State for adherence with the Truth-In-Taxation laws. As directed by Council, a record vote will need to be taken and the dates announced for the public hearings scheduled on September 6, 2016 at 7:30 p.m. and September 20, 2016 at 7:30 p.m. in the Council Chambers located at the Clark Library Annex-Council Chambers, 217 South Main Street, 3<sup>rd</sup> Floor, Lockhart, Texas.

There was discussion about setting the 2016 interest and sinking property tax rate at 13.00 cents per \$100 and the 2016 maintenance and operation property tax rate at 60.33 cents per \$100. These recommendations will result in a 2016 property tax rate of 73.33 cents per \$100 for the City of Lockhart.

Mayor White stated that the record vote would be made during the regular meeting.

**K. DISCUSS SETTING UP A "GO FUND ME" WEBPAGE FOR PARKS IMPROVEMENTS.**

Mayor White stated that the Lockhart Animal Shelter recently had a successful "Go Fund Me" webpage that raised enough funds to purchase air conditioning and other needed items at the Animal Shelter. He suggested that setting up a "Go Fund Me" webpage is also considered to assist with funding parks improvements.

Mr. Rodgers recommended that the list of park improvements is presented to the Parks Advisory Board to request that they prioritize it to recommend for Council's consideration at a future meeting.

There was discussion.

RECESS: Mayor White announced that the Council would recess for a break at 7:35 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 7:55 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. There were none.

**ITEM 4. CONSENT AGENDA.**

Mayor Pro-Tem Sanchez made a motion to approve consent agenda items 4A, 4B, 4C, 4D, 4E, and 4F. Councilmember Michelson seconded. The motion passed by a vote of 6-0.

The following are the consent agenda items that were approved:

- 4A: Approve minutes of the City Council meetings of July 12, 2016 and July 19, 2016.
- 4B: Approve Resolution 2016-13 naming James Bertram as the City of Lockhart's nominee to fill a vacant position to the Board of Directors of the Caldwell County Appraisal District.
- 4C: Approve Memorandum of Understanding between the Lockhart Police Department and Lockhart Independent School District for one School Resource Officer for the 2016-2017 School Year.
- 4D: Authorize the City Manager to sign a Federal Aviation Administration Agreement for Transfer of Entitlement Funds in the amount of \$150,000 to the Texas Department of Transportation, Aviation Division to facilitate future airport improvements.
- 4E: Approve agreement with the Travis County EMS Education Academy whereby students in the Field Internship Program would be allowed to train with the Lockhart Emergency Medical Service paramedic crews to obtain a clinical education and appointing the City Manager to sign the agreement if approved.
- 4F: Approve applying for a Texas Commission on Environmental Quality (TCEQ) grant from the Nonpoint Source Program under the Clean Water Action Section 319 (h) which has a 60/40 local match requirement in cash and/or in kind labor.

**ITEM 5-A. DISCUSSION AND/OR ACTION REGARDING PLANNING AND PREPARATIONS OF THE TEXAS MUNICIPAL LEAGUE (TML) REGION 10 MEETING HOSTED IN LOCKHART ON SEPTEMBER 15, 2016 AND THE BOOTH AT THE TML ANNUAL CONFERENCE IN AUSTIN ON OCTOBER 4-7, 2016.**

Mayor White stated that the item was discussed during the work session.

Councilmember Mendoza reminded the Council that each would be working on obtaining door prizes for the TML Region 10 meeting.

**ITEM 5-B. PRESENTATION AND DISCUSSION AND/OR ACTION REGARDING THE CALDWELL COUNTY APPRAISAL DISTRICT'S FISCAL YEAR 2017 BUDGET.**

Councilmember Michelson made a motion to approve the Caldwell County Appraisal District's FY 2017 budget. Councilmember Westmoreland seconded. The motion passed by a vote of 6-0.

**ITEM 5-C. DISCUSSION AND/OR ACTION TO CONSIDER ACCEPTING THE CITY OF LOCKHART'S 2016 CERTIFIED PROPERTY TAX ROLL.**

Mayor Pro-Tem Sanchez made a motion to accept the City of Lockhart's certified property tax roll. Councilmember Michelson seconded. The motion passed by a vote of 6-0.

**ITEM 5-D. DISCUSSION AND/OR ACTION REGARDING ADOPTION OF THE 2016 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.**

Mayor White requested a record vote for setting the 2016 interest and sinking property tax rate at 13.00 cents/\$100 and the 2016 maintenance and operation property tax rate at 60.33 cents/\$100. The 2016 property tax rate will be 73.33 cents/\$100.

The record vote is as follows:

- Councilmember Brad Westmoreland – in favor
- Councilmember Juan Mendoza – in favor
- Mayor Pro-Tem Angie Gonzales- Sanchez – in favor
- Councilmember John Castillo – in favor
- Councilmember Jeffry Michelson – in favor
- Mayor Lew White – in favor

Mayor White announced that the Council would hold public hearings on the tax rate on September 6, 2016 at 7:30 p.m. and September 20, 2016 at 7:30 p.m. in the Council Chambers located at the Clark Library Annex – Council Chambers, 217 South Main Street, 3<sup>rd</sup> Floor, Lockhart, Texas.

**ITEM 5-E. DISCUSSION AND/OR ACTION REGARDING SETTING UP A "GO FUND ME" WEBPAGE FOR PARKS IMPROVEMENTS.**

Mr. Rodgers recommended that the list of park improvements is presented to the Parks Advisory Board to request that they prioritize it to recommend for Council's consideration at a future meeting.

Councilmember Michelson made a motion to refer the list of park improvements to the Parks Board to prioritize as a recommendation to the Council for consideration. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 6-0.

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

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

Councilmember Castillo made a motion to appoint John Juarez to the Board of Adjustment. Councilmember Mendoza seconded. The motion passed by a vote of 6-0.

**ITEM 5-G. PRESENTATION, DISCUSSION AND/OR ACTION REGARDING FISCAL YEAR 2016-2017 PROPOSED BUDGET AND RELATED INFORMATION.**

There was no discussion.

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

There was no discussion.

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

Mr. Hinson stated that the August 11 and August 18 budget workshops have been cancelled.

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

- Update – US 183 widening project, Hickory to Blackjack: west side drainage trunk main near completion between White Oak and Blackjack; curbs and sidewalks being placed.
- Update: Contracts with Qro-Mex Construction on Richland Drive.
- Update: Will schedule residents meeting with City in August for those residents affected by the planned drainage improvements in the Wichita-Mesquite-Braden and Vega Street areas.
- Report: Citywide National Night Out event at City Park on August 2.
- Report: Movie in the Park "Zootopia" on Saturday, August 13 at City Park.
- Reminder: August 11 and August 18 budget workshop meetings have been cancelled.

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

Councilmember Westmoreland thanked all that attended the citywide National Night Out event. He commended public safety, EMS, law enforcement and all involved in assisting during the hot air balloon tragedy on Saturday. He expressed condolences to the families that lost a family member.

Councilmember Mendoza thanked the first responders for assisting during the hot air balloon tragedy on Saturday. He thanked all for attending the citywide National Night Out event.

Mayor Pro-Tem Sanchez expressed prayers and condolences to the families that lost a loved one in the hot air balloon tragedy. She thanked all that attended the National Night Out event. She announced that Dollar Tree is open and thanked all that attended the successful 41<sup>st</sup> Annual St. Mary's Jamaica on Saturday.

Councilmember Castillo expressed condolences to the families that lost a loved one in the hot air balloon tragedy and thanked EMS personnel, fire responders, law enforcement and all involved in assisting during the tragedy. He thanked the Lockhart Bikers for sponsoring the balloon release honoring law enforcement at the National Night Out event. He welcomed Ronald Wicks as a new pastor at a local church in the community. He thanked staff for their work.

Councilmember Michelson also thanked all of the public safety personnel for their assistance during the hot air balloon tragedy. He announced that a memorial service to honor the lives of the victims in the hot air balloon tragedy will be held this Saturday on the Courthouse lawn at 7:30 a.m. He thanked all that attended the National Night Out event. High School football games will begin soon.

Mayor White also thanked all that assisted during the hot air balloon tragedy. He thanked all that attended and participated in the National Night Out event. He stated that school will begin soon and encouraged everyone to be safe.

**ITEM 8. 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 8:30 p.m.

PASSED and APPROVED this the 16<sup>th</sup> day of August 2016.

**CITY OF LOCKHART**



*Lew White*  
\_\_\_\_\_  
Lew White, Mayor

ATTEST:

*Connie Constancio*  
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Connie Constancio, TRMC  
City Secretary