

**LOCKHART CITY COUNCIL
REGULAR MEETING**

APRIL 16, 2019

6:30 P.M.

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

Council present:

Mayor Lew White

Councilmember Juan Mendoza

Councilmember Jeffry Michelson

Councilmember John Castillo

Councilmember Kara McGregor

Councilmember Brad Westmoreland

Council absent:

Mayor Pro-Tem Angie Gonzales-Sanchez

Staff present:

Steve Lewis, City Manager

Pam Larison, Finance Director

Emma Rocha, Utility Supervisor

John Eddleton, Streets Supervisor

Connie Constancio, City Secretary

Sean Kelley, Public Works Director

Julie Bowermon, HR/Civil Service Director

Citizens/Visitors Addressing the Council: Mark and Gina French of P1 Promotions; and Citizens, Donna and Michael Voetee and Adrianna Smeerdyk.

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. PRESENTATION BY MARK AND/OR GINA FRENCH OF P1 PROMOTIONS AND DISCUSSION REGARDING THE POSSIBILITY OF BRINGING THE KART RACE BACK TO LOCKHART IN 2020.

Mark and Gina French of West City, Texas, P1 Promotions, presented information about a proposed Kart Race in Lockhart in 2020. There was discussion regarding the proposed route, what P1 Promotions would contribute and requests of what the City of Lockhart would contribute to hold a Kart Race. Suggested dates for a kart race are: May 16-17, 2020; June 27-28, 2020; July 11-12, 2020; or July 18-19, 2020.

B. DISCUSS 2ND QUARTER FISCAL YEAR 2019 INVESTMENT REPORT.

Ms. Larison provided information and there was discussion regarding the 2nd Quarter Fiscal Year 2019 Investment Report ending on March 31, 2019 as follows:

- Quarterly Investment Report.
- Investment Portfolio Summary.
- Cash Accounts.
- Marketable Securities Transaction Summary.
- Investment Pool Transactions Summary.
- Certificates of Deposit Transaction Summary.
- Investment Pools.
- Banks of the Ozarks Collateralization.

C. DISCUSS BID TO MERRIGAN ELECTRIC OF AUSTIN., TEXAS IN THE AMOUNT OF \$237,000 FOR IMPROVEMENTS TO THE ELECTRICAL SYSTEM AT THE LOCKHART WATER TREATMENT PLANT.

Mr. Kelley stated that the project is part of the Water Plant Improvements that was approved by Council on June 5, 2018. The electrical work will replace and upgrade electrical panels, conduits, and wiring that are crucial to operating the high service pumps and other components of the water plant. Many of these items that are scheduled for replacement have been in operation since the plant was constructed in the 1950's. It is incumbent upon the city to support maintenance at the water plan, even as another water source becomes available for future use. The water plant uses a 2-million-gallon ground storage tank to blend the City's multiple water sources prior to pumping treated water by means of three high service pumps. Five bids were received ranging from \$237,000 to \$319,000. The lowest bid was submitted by Merrigan Electric. This company has a great reputation with completing similar water and wastewater plant jobs, is insured and has the knowledge and equipment to accomplish this type of work. Mr. Kelley recommended approval.

D. DISCUSS SUBMITTAL OF WASTEWATER DISCHARGE PERMIT APPLICATIONS TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND AUTHORIZE THE MAYOR TO SIGN ALL NECESSARY DOCUMENTS.

Mr. Kelley stated that TCEQ requires wastewater discharge permits to be renewed every five years. The City's current permit expires in February 2020. Wastewater permit applications need to be submitted to TCEQ a minimum of six months prior to expiration to ensure ample time for review. The City has two of the eighteen total discharge permits that allow entities to discharge treated effluent into the Plum Creek. The Guadalupe-Blanco River Authority (GBRA) will submit permit applications simultaneously for both Lockhart Wastewater plants. The applications reflect no changes to the discharge parameters. No additional treatment costs are expected to be incurred when the new permits are issued because the limitations will remain the same. Mr. Kelley recommended approval.

E. DISCUSS ORDINANCE 2019-10 ADOPTING THE CITY OF LOCKHART'S DROUGHT CONTINGENCY PLAN, WATER CONSERVATION PLAN AND UTILITY PROFILE IN COMPLIANCE WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND THE TEXAS WATER DEVELOPMENT BOARD (TWDB).

Mr. Kelley stated that the TCEQ and the TWDB require updates to the Drought Contingency Plan (DCP) and the Water Conservation Plan (WCP) every five years. Deadline for adoption and submissions is May 1, 2019. The purpose of the DCP is to identify water use criteria that would trigger different levels of mandatory water restrictions and enforcement measures for the City if those levels are met. The most notable change to the City's DCP is an additional drought response stage. The WCP is used to set water saving goals for the City over the next 10 years. The City of Lockhart has a long-standing history of water conservation practices and has been under mandatory water restrictions since 2008. During that time, the City has not reached the conditions necessary to reach Stage 2 water restrictions. The DCP and WCP are adopted under the Code of Ordinances, Section 58-7 and is the responsibility of the city manager or designee to implement. Mr. Kelley recommended approval.

F. DISCUSS AGREEMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) TO INSTALL HIGHWAY MARKERS TO RECOGNIZE THE CITY OF LOCKHART'S SUPERIOR PUBLIC WATER SYSTEM RATING AND APPOINTING THE MAYOR TO SIGN THE AGREEMENT.

Mr. Kelley stated that the TCEQ's drinking water special functions section has recognized the City of Lockhart's water system as "superior" status. Lockhart continues to and has maintained the "superior" status for over 20 years. The City has achieved this status by having high water quality standards, excellent record keeping/reporting, and following operation/maintenance procedures. TCEQ is granting the City the ability to advertise the City's water quality status using highway marker signs. Mr. Kelley recommended approval.

G. DISCUSS THE FISCAL YEAR 2018-2019 STREET IMPROVEMENT PLAN.

Mr. Kelley provided information about several street improvement plan projects that totals an estimated cost of \$400,000. The funds are budgeted in the Fiscal Year 2018-2019 budget. The streets to be improved are Trinity Street, Lion's Country, Center Street and Carver Street. There was discussion regarding how streets are rated and the criteria that staff uses to compile the street improvement plan. Mr. Kelley recommended approval.

RECESS: Mayor White announced that the Council would recess for a break at 7:15 p.m.

REGULAR MEETING

ITEM 1. CALL TO ORDER.

Mayor Lew White called the meeting of the Lockhart City Council to order on this date at 7:30 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

Councilmember McGregor gave the Invocation and led the Pledge of Allegiance to the United States and Texas flags.

ITEM 3. CITIZENS/VISITORS COMMENTS.

Mayor White requested the following citizens to address the Council:

Donna and Michael Voetee, 517 E. Live Oak Street, spoke against the opt-out fee for reading an analog meter, and explained that they do not believe that smart meters are safe. Ms. Voetee stated that she believed that customers have a right to choose which meter they want to use, and that fees to read a meter should not be charged. They requested that the Council repeal Ordinance 2019-09 and that fees are not assessed to customers that choose to continue to utilize analog electric and water meters.

Adrianna Smeerdyk, 900 W. Live Oak Street, expressed concern and opposition about the installation of a smart water meter without her written consent. She requested that the smart water meter be removed from her residence because she believes it is a health risk for her. She also spoke against the \$25 per month fee to read an analog meter because it would be a financial hardship for her.

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

ITEM 5-A. PRESENTATION BY MARK AND/OR GINA FRENCH OF P1 PROMOTIONS AND DISCUSSION AND/OR ACTION REGARDING THE POSSIBILITY OF BRINGING THE KART RACE BACK TO LOCKHART IN 2020.

Mr. French requested that the Council either confirm a date in 2020 and/or consider committing to an agreement to hold a kart race once a year for the next 3-5 years. There was discussion.

Mr. Lewis stated that agreements were made with the previous Kart Race organizer, Lone Star Grand Prix. He reminded the Council that some property owners and business owners on the downtown square have changed since the last kart race event. He asked Mr. French how soon they needed a set date from Lockhart. Mr. French replied that he requests the Council to consider committing to host a kart race event in 2020 tonight. There was discussion.

Councilmember Michelson made a motion to begin discussions with the P1 Promotions to consider a date to hold a Kart Race in Lockhart in 2020. Councilmember Castillo seconded. The motion passed by a vote of 6-0.

ITEM 4. CONSENT AGENDA.

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

The following are the consent agenda items that were approved:

- 4A: Accept 2nd Quarter Fiscal Year 2019 Investment Report.
- 4B: Award bid to Merrigan Electric of Austin, Texas in the amount of \$237,000 for improvements to the electrical system at the Lockhart Water Treatment Plant.
- 4C: Approve submittal of Wastewater Discharge Permit Applications to the Texas Commission on Environmental Quality and authorize the Mayor to sign all necessary documents.
- 4D: Approve Ordinance 2019-10 adopting the City of Lockhart's Drought Contingency Plan, Water Conservation Plan and Utility Profile in compliance with the Texas Commission on Environmental Quality (TCEQ) and the Texas Water Development Board (TWDB).
- 4E: Approve agreement with the Texas Commission on Environmental Quality (TCEQ) to install highway markers to recognize the City of Lockhart's Superior Public Water System Rating and appointing the Mayor to sign the agreement.
- 4F: Approve the Fiscal Year 2018-2019 Street Improvement Plan.

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

Mayor White requested appointments to boards and commissions. There were none.

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

- Economic Development Updates:
 - While both the Stanton and Lockhart Springs Apartments are under construction and expected to be completed by late 2019, other apartment groups are considering new multi-family projects.
- Review of the March 2019 (mid Fiscal Year) Revenue and Expenditure Report.
- Splash pad will open on April 30th.

- 70 students from Plum Creek Elementary took a tour of the City of Lockhart's Recycling Center on Wednesday, April 10th. They were able to see cardboard bales being made, the single-stream recycling compactor in action, and a demonstration of the City's brush chipper. Staff also displayed several items made from recycle goods. This was third time Plum Creek has visited the City's Recycling Center. (Our Largest Group Ever!)
- LCRA Steps Forward completed all four of their community service projects in Lockhart; City Hall planters, Downtown planters, painting the Caldwell County Christian Ministries Food Bank, and placing river rock in the City Park Texas planter.
- Emergency Warning Siren test – April 15th at 1:00 p.m.
- Caldwell County is conducting a public meeting to gather public input for the Hazard Mitigation Plan on Thursday, April 25th at 6:00 p.m. at the Scott Annex, 1403 Blackjack St.
- Staff submitted a preliminary grant application to the Texas Department of Transportation for a Safe Routes to School project that included an estimated cost of construction, design and environmental review for the realignment and widening of the sidewalk on San Antonio Street on the north side of the square.
- City of Lockhart is hosting the next Northern Caldwell County Coalition (NCCC) meeting on Wednesday, May 8 at 2:00 p.m. in the City Council Chambers.
- Events:
 - Fiesta del Mariachi event will be held at the Clark Library on Saturday, April 27th at 6:30 p.m.
 - National Day of Prayer ceremony on Thursday, May 2 at 12(noon) on the Courthouse lawn.
 - Cinco de Mayo celebration will be held on May 3-4 downtown.
- City received nine responses to the Requests for Qualifications for the City Attorney position. The committee will be reviewing soon.

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

Councilmember Westmoreland expressed condolences to the families of Joan Lipscomb and Manuel Trelles for their loss. He expressed get well wishes to Mr. Jack Wilson. He thanked LCRA for improving the planters in the downtown area.

Councilmember Michelson expressed condolences to the Sanchez family for losing a member of the family. He requested that parents know where their children are because there have been reports of teens being out late.

Councilmember McGregor thanked the Downtown Business Association for the successful Sip-n-Stroll event even though the weather was not cooperating. She wished everyone a Happy Easter.

Councilmember Castillo expressed condolences to the family of Michael Sanchez for their loss as well as other families that have lost a loved one. He thanked all involved with the Sip-n-Stroll and First Friday events. He congratulated the Lockhart Lions 8th grade golf team for a successful tournament at the State Park. He thanked staff for pursuing street improvements and he also reminded parents that there is a juvenile curfew.

Councilmember Michelson thanked LCRA and staff for the beautification efforts in the downtown area.

Mayor White expressed get well wishes to Jack Wilson. He thanked citizens for expressing concerns. He thanked the Downtown Business Association for their successful events. He reminded the Council about several upcoming events.

ITEM 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. Discussion regarding possible land acquisition.

Mayor White announced that the Council would enter Executive Session at 8:25 p.m.

ITEM 9. OPEN SESSION - Discussion and/or action regarding possible land acquisition.

Mayor White announced that the Council would enter Open Session at 9:08 p.m.

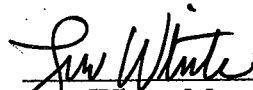
Councilmember McGregor made a motion to authorize the City Manager to explore acquisition of a piece of property. Councilmember Westmoreland seconded. The motion passed by a vote of 6-0.

ITEM 10, ADJOURNMENT.


Councilmember Mendoza made a motion to adjourn the meeting. Councilmember McGregor seconded. The motion passed by a vote of 6-0. The meeting was adjourned at 9:09 p.m.

PASSED and APPROVED this the 7th day of May 2019.

CITY OF LOCKHART


Lew White, Mayor

ATTEST:


Connie Constancio, TRMC
City Secretary

