

**PUBLIC NOTICE**

**AGENDA**

**LOCKHART CITY COUNCIL**

**TUESDAY, JUNE 16, 2009**

**CITY HALL – GLOSSERMAN ROOM  
308 WEST SAN ANTONIO STREET**

**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.

**DISCUSSION ONLY**

- A. Discuss City Council minutes for the June 2, 2009 meeting.
- B. Discuss ratifying the automatic reversion of the MH Manufactured Home District zoning classification of Lot 2, Block 1, Serrano Subdivision, owned by Simon D. and Delfina Serrano and located at 605 Garcia Street, as provided in Section 64-196(m) of the Lockhart Code of Ordinances, by ordering an amendment of the official zoning map to reclassify from MH Manufactured Home District to RMD Residential Medium Density District.
- C. Discuss the submittal of a grant application by the Lockhart Fire Department for a grant through the 2009 American Recovery and Reinvestment Act (Public Law 111-5) and the Department of Homeland Security.
- D. Discuss amending the existing contract with Central Texas Refuse, Inc. (CTR) providing for an extension of two (2) years, and thereafter with automatic one (1) year renewable options unless either party provides a 180 days advance notice of intent to cancel the contract or intent to rebid for hand collect residential and commercial services, trash bin services and dumpster roll-off services.
- E. Discussion regarding the Preliminary Budget and Tax Rate Adoption Calendar for Fiscal Year 2009-2010.
- F. Discussion regarding several aspects of the City of Lockhart hosting the Texas Municipal League Region X meeting on July 9, 2009.

**7:30 P.M.      REGULAR MEETING**

**1.      CALL TO ORDER**

Mayor James Bertram

**2.      INVOCATION, PLEDGE OF ALLEGIANCE**

Councilman Kenny Roland

**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.)

**4.      CONSENT AGENDA**

A. Approve City Council minutes for the June 2, 2009 meeting.

B. Ratify the automatic reversion of the MH Manufactured Home District zoning classification of Lot 2, Block 1, Serrano Subdivision, owned by Simon D. and Delfina Serrano and located at 605 Garcia Street, as provided in Section 64-196(m) of the Lockhart Code of Ordinances, by ordering an amendment of the official zoning map to reclassify from MH Manufactured Home District to RMD Residential Medium Density District.

C. Approve the submittal of a grant application by the Lockhart Fire Department for a grant through the 2009 American Recovery and Reinvestment Act (Public Law 111-5) and the Department of Homeland Security.

**5.      DISCUSSION/ACTION ITEMS**

A. Consider amending the existing contract with Central Texas Refuse, Inc. (CTR) providing for an extension of two (2) years, and thereafter with automatic one (1) year renewable options unless either party provides a 180 days advance notice of intent to cancel the contract or intent to rebid for hand collect residential and commercial services, trash bin services and dumpster roll-off services.

B. Presentation and discussion/action regarding the Preliminary Budget and Tax Rate Adoption Calendar for Fiscal Year 2009-2010.

C. Discussion and/or action regarding several aspects of the City of Lockhart hosting the Texas Municipal League Region X meeting on July 9, 2009.

D. Consider expressed concerns by Councilmember Richard Banks regarding his dissatisfaction of the Lockhart Animal Shelter management, personnel and the euthanasia, adoption and rescue practices at the shelter.

E. Consider City's relationship with the Cause for Paws (CFP) organization including but not limited to the relationship between the City of Lockhart and the Cause for Paws organization regarding animal adoptions, goals, funding and CFP fund raising events that were advertised promoting financial support of the Lockhart Animal Shelter.

F. Appointments to various Boards, Commissions or Committees.

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

- Scheduling presentation of \$ 25,000 check to City for the Skatepark LCRA.
- New sewer main and services on Live Oak between South Medina and Rio Grande completed.
- Street improvement contracts will be advertised within the next 30 days pending utility clearances from the gas, telephone and cable companies.
- Requests for Qualifications (RFQ) proposals for the library architect will be opened June 23 with the selection process to start immediately.
- Animal Shelter ad-hoc committee continues to meet about the shelter design and will meet tomorrow night at 6:30 pm at the Public Safety Building.
- Commend parks, streets, and electrical crews for all their hard work involved with CTR preparation and parade.
- Continue to meet with TxDOT and Central Texas Highway Constructors about details on SH 130 construction.
- Construction of the Sundance Apartment is progressing very aggressively.
- Fiscal Year 2009-2010 Proposed Budget preparation.

**7. COUNCIL COMMENTS**

A. Comments and possible discussion by Mayor James Bertram:

- Discussion regarding Chisholm Trail Roundup event.
- Discussion regarding the unveiling of the directional sign for IH 35 in San Marcos.
- Update regarding upcoming Juneteenth event.

B. Comments and possible discussion by Councilmember Richard Banks:

- Refusal of the City manager and Mayor to place a requested item on the agenda.
- Refusal of the City manager to distribute an email from a City Councilmember to the other City Councilmembers.
- Concerted effort between the Mayor and City Manager to stifle free speech, ideas, creativity, and vision on the part of Councilmembers.
- Reports of neglect and abuse at the Lockhart Animal Shelter.
- The continuing waste of Channel 10.
- Humane muzzles for at least seventy chained dogs.
- Absence of replacement for code enforcement officer.
- Absence of replacement for Don Politt.
- Curbside recycling for Lockhart. A job well done by the City Manager.

**8. ADJOURNMENT**

**\* 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 12<sup>th</sup> day of June 2009 at \_\_\_\_\_ . I further certify that the following News Media was properly notified of this meeting as stated above: Lockhart Post-Register

Connie Ortiz, TRMC  
City Secretary