

**LOCKHART CITY COUNCIL  
REGULAR MEETING**

**NOVEMBER 17, 2009**

**6:30 P.M.**

**Council present:**

Mayor Pro-Tem Frank Estrada  
Councilmember Kenny Roland  
Councilmember Richard Wieland

Mayor James Bertram  
Councilmember Paul Gomez  
Councilmember Lew White  
Councilmember Richard Banks

**Staff present:**

Vance Rodgers, City Manager  
Peter Gruning, City Attorney  
Sandra Mauldin, Economic Dev. Coordinator  
Dan Gibson, City Planner

Connie Ortiz, City Secretary  
Jeff Hinson, Finance Director  
M.L. Richards, Electric Superintendent

**Citizens/Visitors Addressing the Council:** Stephen Kinslow, President/CEO of Austin Community College; Nan McRaven, Chair of the Board of Trustees for the Austin Community College District; and, Judge M.L. Cisneros, Citizen.

**ITEM 1. CALL TO ORDER.**

Mayor James Bertram called the regular meeting of the Lockhart City Council to order on this date at 6:30 p.m.

**ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.**

Councilman Kenny Roland gave the invocation and led the pledge of allegiance to the United States and Texas flags.

**ITEM 3-A. PRESENTATION BY DR. STEPHEN B. KINSLOW, PRESIDENT/CEO AND MS. NAN MCRAVEN, CHAIR OF THE BOARD OF TRUSTEES FOR THE AUSTIN COMMUNITY COLLEGE DISTRICT (ACC) REGARDING COMMUNITY CAMPUSES FOLLOWED BY DISCUSSIONS WITH THE CITY COUNCIL AND MEMBERS OF THE PUBLIC.**

Mayor Bertram requested Representatives of the Austin Community College to address the Council to make their presentation.

Stephen Kinslow, President/CEO of Austin Community College provided information and details about the following topics:

- Austin Community College District Service Area.
- Enrollment percentages for community colleges.
- Different types of educational methods ACC offers such as Academic Transfer, Workforce Education, Foundation Programs, and Lifelong Learning.
- Workforce and ACC Technical Training programs.
- ACC enrollment growth trends.
- ACC quality indicators.
- ACC Master Plan, future growth.
- Enrollments for Caldwell County area.
- Lockhart demographics.
- Transition to higher education.

- Discussion regarding at-risk students for Lockhart ISD.
- Comparison of ACC enrollments by school district.
- Comparison of how many students from different school district, including Lockhart ISD, attend ACC.
- Current partnership between Lockhart ISD and ACC.
- Lockhart residents' access to local ACC campuses.
- Comparison of out-of-district and in-district benefits.
- Annexation: why communities join ACC, discussion regarding the cost and return on investment, and discussion regarding the tax impact.
- Lockhart taxes and tuition impact.
- Process for possible ACC annexation, which is governed by the legislation.
- Discussion regarding the return on investment on an ACC tax.

There was dialogue between Representatives of Austin Community College and the City Council, and a question and answer session with the public.

Mayor Bertram announced there would be a recess at 7:36 p.m.

Mayor Bertram reconvened the meeting at 7:50 p.m.

**ITEM 4. CITIZENS/VISITORS COMMENTS.**

Mayor Bertram requested citizens to address the Council.

M.L. Cisneros commented on Austin Community College and stated that he previously taught at one of their campuses and that Mayor Pro-Tem Estrada was a former student. He stated that he believed that there was a need for a community college in Lockhart and that each taxing entity in this area should do their part in researching all possibilities to make it happen.

Mayor Bertram stated that the City Council was not in charge of recruiting Austin Community College and requested that the community work together to do what is necessary to bring a community college to Lockhart.

**ITEM 5-A. CONSIDER APPROVAL OF CITY COUNCIL MINUTES FOR THE NOVEMBER 4, 2009 MEETING.**

Mayor Bertram requested corrections to the City Council minutes for the November 4, 2009 meeting. There were none.

Councilmember Gomez made a motion to approve City Council minutes for the November 4, 2009 meeting. Councilmember White seconded. The motion carried by a vote of 7-0.

**ITEM 5-B. CONSIDER APPROVAL OF RESOLUTION 2009-20 AUTHORIZING THE CITY MANAGER TO PURSUE FUNDING UNDER THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) PROGRAM AUTHORIZED IN TITLE V, SUBTITLE E OF THE ENERGY INDEPENDENCE AND SECURITY ACT (EISA) SIGNED IN TO LAW ON DECEMBER 19, 2007.**

Mr. Rodgers stated that the proposed Resolution authorizes the City Manager to pursue funding under the Energy Efficiency and Conservation Block Grant Program authorized in Title V, Subtitle E of the Energy Independence and Security Act signed in to law on December 19, 2007. The

available funding is \$50,000. The program guidelines for cities lean toward changing out street lights with LED lighting fixtures, but the largest street light being manufactured is 150 watts; this puts out very little light and costs \$950 as compared to \$149 per 250-400 watt street light now. The LED 150 watt light fixture has an expected twenty year life, but is very susceptible to being shot out by bb and pellet guns while the current lights are more rugged and have a life expectancy of 12 to 15 years. Other types of projects are being considered. A project recommendation will be presented to the Council within the next 45 days.

Councilmember Wieland made a motion to approve Resolution 2009-20, as presented. Councilmember Gomez seconded. The motion carried by a vote of 7-0.

**ITEM 5-C. CONSIDER REVIEW AND ACCEPTANCE OF THE 4<sup>TH</sup> QUARTER FISCAL YEAR 2009 INVESTMENT REPORT.**

Mr. Hinson stated that the Texas Public Investment Act requires local governments to review and accept a Quarterly Investment Report for each quarterly reporting period of the year. He explained the following topics in regards to the quarterly investment report:

- Investment Portfolio
- Fund Availability
- Investment Portfolio Summary
- Cash Accounts
- Marketable Securities Transaction Summary
- Investment Pool Transactions Summary
- Certificates of Deposit Transaction Summary

Councilmember Banks made a motion to accept the 4<sup>th</sup> Quarter Fiscal Year 2009 Investment Report. Councilmember Roland seconded. The motion carried by a vote of 7-0.

**ITEM 5-D. CONSIDER ORDINANCE 2009-32 AMENDING CHAPTER 46 "SIGNS" OF THE LOCKHART CODE OF ORDINANCES, REVISING SECTION 46-7 "SIGNS EXEMPT FROM SECTION 46-11".**

Mayor Bertram stated that Chapter 46 was amended during the November 4, 2009 Council meeting to add a height limit for scoreboards that are installed on public property to the list of exempted signs. Subsequently, it was brought to the attention of staff that there were business advertising signs attached to the fence of the football stadium facing the street. Those signs currently are not allowed because the signs are not oriented toward the interior of the stadium grounds, and they also constitute off-premise advertising, which is strictly regulated in the current sign ordinance. The proposed ordinance adds provisions that allows sponsor signs not exceeding 32 square feet in size on the outside of a fence or wall of an outdoor athletic facility that is used by a nonprofit organization supported by the sponsors, provided the facility is on City or School District property and that there is no more than one sign per sponsor.

There was discussion.

Councilmember White made a motion to approve Ordinance 2009-32, as presented. Councilmember Wieland seconded. The motion carried by a vote of 7-0.

**ITEM 5-E. APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.**

Mayor Bertram requested appointments to various boards, commissions or committees. There were none.

**ITEM 6. COUNCIL AND STAFF COMMENTS – ITEMS OF COMMUNITY INTEREST**  
Mayor Bertram requested comments from Council or Staff.

Councilmember White requested an update regarding the new Animal Shelter.

Mayor Bertram provided information regarding the Grand Opening of the Skatepark.

**ITEM 7. COUNCIL COMMENTS.**

A. Comments and possible discussion by Mayor James Bertram:

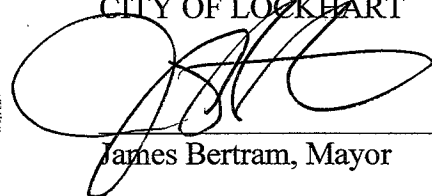
- Discussion regarding Texas Department of Transportation and the Transportation Corridors owned by the State of Texas and drainage issues.

**ITEM 8. ADJOURNMENT.**

Councilmember Wieland made a motion to adjourn the meeting. Councilmember White seconded.  
The motion carried by a vote of 7-0. The meeting was adjourned at 8:15 p.m.

PASSED and APPROVED this the 1<sup>st</sup> day of December 2009.



CITY OF LOCKHART  
  
James Bertram, Mayor

ATTEST:

  
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Connie Ortiz, TRMC, City Secretary