

## PUBLIC NOTICE

### AGENDA

#### LOCKHART CITY COUNCIL

TUESDAY, DECEMBER 1, 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. Presentation by and discussion with AdviTech, Inc., and Erik L. Andersen, Chief Executive Officer regarding their plan to locate their engineering office and assembly facility in Lockhart's Industrial Park II.
- B. Discuss minutes for the November 17, 2009 City Council meeting.
- C. Discuss confirmation of Civil Service Commission member re-appointment of Ms. Worlanda Neal for a three (3) year term as recommended by the City Manager.
- D. Discuss Resolution 2009-23 forgiving in the interest of a public purpose all current collectible City property liens, penalties, and interest in the amount of \$6,845.39 filed against lots 11 and 12 of the Greenhill Annex Addition in the City of Lockhart.
- E. Discuss Request for Qualifications (RFQ) for professional electrical engineering and electric utility consulting services as presented by Schneider Engineering of Boerne, Texas and approving the City Manager to use the services of this company as needed.
- F. Discuss Ordinance 2009-33 amending Chapter 18-82 of the Code of Ordinances to adopt by reference the legal procedures for graffiti removal from private property in accordance with the Texas Local Government Code, Chapter 250, Section 250.006 GRAFFITI REMOVAL as may be amended from time to time and in accordance with the state law authorizing resolutions establishing fee schedules to recover expenses for removal of graffiti on private properties as adopted from time to time by the Lockhart City Council.
- G. Discuss Resolution 2009-24 establishing fees to cover costs involved when the City or its contractor must remove graffiti from private property as provided for in the Texas Local Government Code, Chapter 250, Section 250.006.
- H. Discuss Resolution 2009-22 approving AdviTech, Inc. as a 4A Type project under Section 4B of the Economic Development Corporation Act of 1979, as amended, for funding up to \$600,000 for project development, construction, maintenance or operating services to create or retain 30 primary jobs that are required or suitable for the development, retention or expansion of manufacturing and industrial facilities and that may include expenditures required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises.

- I. Discuss authorizing staff to pursue sale of part of Lot 12, Block 1, Lockhart Industrial Park II through a bid process.
- J. Discuss for City of Lockhart employee benefits to include medical, dental and life insurance.
- K. Discuss drainage problems and issues along Texas Department of Transportation highways FM 20 East, FM 20 West, US Highway 183, FM 2001, State Highway 142, and FM 672.
- L. Discuss Resolution 2009-21 casting votes for the Caldwell County Appraisal District Board of Directors for the term of office from January 1, 2010 until December 31, 2011.

**7:30 P.M. REGULAR MEETING**

**1. CALL TO ORDER**

Mayor James Bertram

**2. INVOCATION, PLEDGE OF ALLEGIANCE**

Mayor Pro-Tem Frank Estrada

**3. PRESENTATION/DISCUSSION**

A. Presentation by and discussion with AdviTech, Inc., and Erik L. Andersen, Chief Executive Officer regarding their plan to locate their engineering office and assembly facility in Lockhart's Industrial Park II.

**4. 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.)

**5. CONSENT AGENDA**

- A. Approve minutes for the November 17, 2009 City Council meeting.
- B. Approve confirmation of Civil Service Commission member re-appointment of Ms. Worlanda Neal for a three (3) year term as recommended by the City Manager.
- C. Approve Resolution 2009-23 forgiving in the interest of a public purpose all current collectible City property liens, penalties, and interest in the amount of \$6,845.39 filed against lots 11 and 12 of the Greenhill Annex Addition in the City of Lockhart.
- D. Approve Request for Qualifications (RFQ) for professional electrical engineering and electric utility consulting services as presented by Schneider Engineering of Boerne, Texas and approving the City Manager to use the services of this company as needed.
- E. Approve Ordinance 2009-33 amending Chapter 18-82 of the Code of Ordinances to adopt by reference the legal procedures for graffiti removal from private property in accordance with the Texas Local Government Code, Chapter 250, Section 250.006 GRAFFITI REMOVAL as may be amended from time to time and in accordance with the state law authorizing resolutions establishing fee schedules to recover expenses for removal of graffiti on private properties as adopted from time to time by the Lockhart City Council.

- F. Approve Resolution 2009-24 establishing fees to cover costs involved when the City or its contractor must remove graffiti from private property as provided for in the Texas Local Government Code, Chapter 250, Section 250.006.

**6. DISCUSSION/ACTION ITEMS**

- A. Consider approval of Resolution 2009-22 approving AdviTech, Inc. as a 4A Type project under Section 4B of the Economic Development Corporation Act of 1979, as amended, for funding up to \$600,000 for project development, construction, maintenance or operating services to create or retain 30 primary jobs that are required or suitable for the development, retention or expansion of manufacturing and industrial facilities and that may include expenditures required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises.
- B. Discussion and action to consider authorizing staff to pursue sale of part of Lot 12, Block 1, Lockhart Industrial Park II through a bid process.
- C. Consider approval of bids for City of Lockhart employee benefits to include medical, dental and life insurance.
- D. Discussion and/or action regarding drainage problems and issues along Texas Department of Transportation highways FM 20 East, FM 20 West, US Highway 183, FM 2001, State Highway 142, and FM 672.
- E. Consider approval of Resolution 2009-21 casting votes for the Caldwell County Appraisal District Board of Directors for the term of office from January 1, 2010 until December 31, 2011.
- F. Appointments to various boards, commissions or committees.

**7. CITY MANAGER'S REPORT**

- A. Discussion regarding a ribbon cutting ceremony and Holiday Open House from 1 – 4 pm on December 15 for the Sundance Square Apartments on Guadalupe Street.

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

*(\*\*Items of Community Interest defined below)*

**9. ADJOURNMENT**

*\*\* Items of Community Interest includes: 1) expressions of thanks, congratulations or condolence; 2) information regarding holiday schedules; 3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision; 4) a reminder about an upcoming event organized or sponsored by the governing body; 5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official employee of the municipality; and 6) announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda. (SB 1182 - effective 09/01/2009)*

**\* 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.

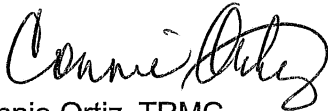
Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body 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 25<sup>th</sup> day of November 2009 at 2:05 pm. 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