

## **PUBLIC NOTICE**

### **AGENDA**

### **SPECIAL MEETING**

### **LOCKHART CITY COUNCIL**

**THURSDAY, JULY 2, 2020**

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

#### **COUNCILMEMBER VIDEO AND AUDIO CONFERENCE PARTICIPATION**

*Pursuant to Section 551.127 of the Texas Government Code, one or more members of the Lockhart City Council may participate in a meeting remotely, following certain guidelines and notice requirements. The member of the Council presiding over the meeting will be physically present at the above public location. Video and audio conference equipment providing two-way video/audio communication with each member participating remotely will be made available, and each portion of the meeting held by video/audio conference that is required to be open to the public can be heard by the public at the location specified.*

#### **CITIZEN AND COUNCILMEMBER VIDEO/AUDIO VOLUNTARY CONFERENCE PARTICIPATION**

- Call-in number 1-408-418-9388 Attendee Access Code: 126 903 3736 Passcode: 93976684
- Mayor will call upon each citizen registered to address the Council during the agenda item.
- Attendees may also call in to listen only.
- Council agenda packets can be reviewed at [http://www.lockhart-tx.org/page/gov\\_agendas\\_minutes](http://www.lockhart-tx.org/page/gov_agendas_minutes)
- Individuals may watch the Council meeting online at [http://www.lockhart-tx.org/page/gov\\_meeting\\_videos](http://www.lockhart-tx.org/page/gov_meeting_videos)

#### **PUBLIC COMMENT**

Persons wishing to "speak" during the public meeting must submit their request or written comments to [cconstancio@lockhart-tx.org](mailto:cconstancio@lockhart-tx.org) no later than 12 p.m. (noon) on the day of the meeting. Timely submitted comments will be read aloud by the Mayor or individual will be allowed to address the council virtually. Comments shall have a time limit of three minutes each.

Comments whether during public hearings or public comment periods, shall have a time limit of three minutes each. Any threatening, defamatory or other similar comments are prohibited.

**6:00 P.M.****1. CALL TO ORDER**

Mayor Lew White

**2. EXECUTIVE SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, SECTION 551.074 TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE.**

A. Interview candidates for Municipal Court Presiding Judge.

**3. OPEN SESSION**

A. Discussion and/or action regarding Presiding Judge for Municipal Court.

**4. DISCUSSION/ACTION ITEMS**

A. Discuss, consider and take any appropriate action on Resolution No. 2020-19 extending the Mayor's Amended Declaration of Local State of Disaster issued on June 23, 2020, and effective on June 25, 2020 at 11:59 p.m., incorporating the Governor's Executive Order GA-28, and addressing other matters related to COVID-19.

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**5. 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)*

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.

Posted on the bulletin board in the Municipal Building, 308 West San Antonio Street, Lockhart, Texas, on the 26<sup>th</sup> day of JUNE 2020 at 3:57 pm.

## **RESOLUTION NO. 2020-19**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOCKHART EXTENDING THE MAYOR'S LOCAL DISASTER DECLARATION, INCORPORATING THE GOVERNOR'S EXECUTIVE ORDER GA-28; ADDRESSING OTHER RELATED MATTERS; PROVIDING FOR ENFORCEMENT AND A PENALTY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on March 17, 2020, the Mayor of the City of Lockhart, Texas, issued a Declaration of Local State of Disaster related to the Coronavirus pandemic, effective for seven days, which declaration was amended on March 19, 2020 and which the City Council of Lockhart approved and extended on March 24, 2020; and

**WHEREAS**, on June 3, 2020, the Governor of Texas Greg Abbott issued Executive Order GA-26 regarding the reopening of the Texas economy, which order the Governor clarified that his plan includes maintaining the authority of local governments to require businesses to adopt and enforce health policies that include face covering requirements; and

**WHEREAS**, information released by the Institute of Health Metrics & Evaluation (IHME) since the issuance of GA-26 indicates that the number of daily positive tests for COVID-19 has continued to climb, and includes a projection that there may be 5,567 fatal cases in Texas by October 1, 2020; and

**WHEREAS**, as of June 25, 2020, Caldwell County has 300 confirmed cases of COVID-19, two of whom have died, four of whom are hospitalized, 63 of whom have recovered, while the remainder of the cases are still active; and

**WHEREAS**, infected persons can transmit the COVID-19 virus to others before showing any symptoms, and widespread and consistent use of face coverings over the nose and mouth when in public is a critical and necessary measure to help slow the spread of the virus while allowing local businesses to continuing to reopen and help the Lockhart economy recover; and

**WHEREAS**, on June 23, 2020, the Mayor of the City of Lockhart, Texas, issued an amended Declaration of Local State of Disaster related to the Coronavirus pandemic, effective for seven days starting on June 25, 2020 at 11:59 p.m., requiring all commercial entities in the City providing goods or services directly to the public to require, at a minimum, that all employees and visitors wear facial covering of the nose and mouth while on the commercial entity's business premises or other facilities except in certain circumstances (the "Order"); and

**WHEREAS**, on June 26, 2020, the Governor of Texas Greg Abbott issued Executive Order GA-28, superseding Executive Order GA-26, regarding the targeted response to the COVID-19 disaster as part of the reopening of the Texas economy; and



**WHEREAS**, the Council wishes to continue its local declaration indefinitely, unless modified or terminated earlier by subsequent Resolution of the Council or order of the Mayor, to abate the effects of the spread of the coronavirus and to incorporate both the Order and the Governor's Executive Order GA-28 therein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS:**

**SECTION 1:** Findings Incorporated. The findings recited above are incorporated as if fully set forth in the body of this Resolution.

**SECTION 2:** Ratification, Extension, and Incorporation. The City Council hereby ratifies and extends the Mayor's Local Disaster Declaration, as modified by the Mayor's Order on June 23, 2020, indefinitely, and incorporates into this Resolution the provisions of Governor Greg Abbott's Executive Order GA-28.

**SECTION 3:** Ending Date. This Resolution shall remain in effect indefinitely, until the disaster has concluded or this Resolution is modified or terminated earlier by subsequent resolution of the City Council or order of the Mayor.

**SECTION 4:** Effective Date. This Resolution shall be in force and effect immediately upon final passage until the ending date, and it is so resolved.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS** on this the 2<sup>nd</sup> day of July 2020.

CITY OF LOCKHART

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

Attest:

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Connie Constancio, TRMC, City Secretary

Approved as to form:

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Monte Akers, City Attorney