

**LOCKHART CITY COUNCIL  
REGULAR MEETING**

**JUNE 2, 2020**

**6:30 P.M.**

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

**Council present:**

Mayor Pro-Tem Angie Gonzales-Sanchez  
Councilmember Juan Mendoza  
Councilmember Jeffry Michelson

Mayor Lew White  
Councilmember Derrick David Bryant  
Councilmember Kara McGregor  
Councilmember Brad Westmoreland

**Staff present:**

Steven Lewis, City Manager  
Monte Akers, City Attorney  
Pam Larison, Finance Director  
Mike Kamerlander, Economic Development Dir.

Connie Constancio, City Secretary  
Miles Smith, Public Information Officer  
Sean Kelley, Public Works Director  
Ernest Pedraza, Police Chief

**Citizens/Visitors Addressing the Council:** Citizens; Lawrence Hardway, Lora Hardway, Simone Aiken and Wayne Walther; Hector Rangel, Caldwell County Emergency Management Coordinator; and, Linda Haden and Kimberly Clifton of the Lockhart Chamber of Commerce.

**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**

Mayor White invited the Council, staff and citizens to join in prayer to honor the loss of George Floyd. Pastor Lora Hardway and Pastor Wayne Walther led devotional prayers to encourage peace and unity. Chief Pedraza encouraged continued unity in the community.

Mayor White requested Hector Rangel, Caldwell County Emergency Management Coordinator, to give an update regarding COVID-19 in Caldwell County.

Hector Rangel provided an update. He stated that there were currently 67 confirmed COVID-19 cases in Caldwell County. He encouraged everyone to stay safe, healthy and to practice social distancing that included staying home as much as possible. He also provided an update regarding the upcoming hurricane season.

**A. DISCUSS MINUTES OF THE CITY COUNCIL MEETING OF MAY 19, 2020.**

Mayor White requested corrections. There were none.

**B. DISCUSSION REGARDING A SINGLE RECOMMENDATION FOR ALLOCATION FROM THE HOTEL OCCUPANCY TAX REVENUE FOR FISCAL YEAR 2019-2020 AND TO APPROVE CONTRACT FOR FISCAL YEAR 2019-2020 BETWEEN THE CITY OF LOCKHART AND THE LOCKHART CHAMBER OF COMMERCE TO ACT IN THE CAPACITY AS THE CITY OF LOCKHART'S VISITORS CENTER.**

Ms. Larison stated that on March 5, 2020, the Hotel Occupancy Tax (HOT) Advisory Board convened to discuss applications for hotel occupancy funding for Fiscal Year 2019-2020. The Board reviewed applications from the following: Lockhart Chamber of Commerce Visitors Center, Lockhart Chamber of Commerce for Chisholm Trail Roundup, Greater Caldwell County Hispanic Chamber of Commerce for Cinco de Mayo and Diez y Seis, the Gaslight-Baker Theater, Lockhart Downtown Business Association for the Texas Swing Festival, Caldwell County Historic Jail Museum, and the Southwest Museum of Clocks & Watches. The Board recommended funding all seven applications up to the budgeted amount of \$83,000. Due to the COVID-19 pandemic, several of the events have been cancelled and a few of the applicants have had to temporarily close their doors to the public. With the re-opening executive order from Governor Abbot, staff has determined that the only qualifying applicant at this time is the Lockhart Chamber of Commerce. The application from the Lockhart Chamber of Commerce for administrative funding to act in the capacity as a visitor's information center falls into the specific category for HOT funding of Convention Center or Visitors Information Center, operations and maintenance of a visitor's information center. These funds will allow the Lockhart Chamber to provide information about tourism, events and places to stay in Lockhart as the State of Texas and the City of Lockhart gradually open to the public. Staff expects to present the remaining applicants for funding to the Council once it has been determined that the planned events will not be canceled and whether the museum and theater can operate at full capacity. There was discussion.

Mayor White requested Representatives of the Lockhart Chamber of Commerce (LCC) to address the Council.

Linda Haden, LCC Board Chair, and Kimberly Clifton, LCC Marketing, provided information regarding how the Lockhart Chamber of Commerce promotes tourism to Lockhart and serves as the visitor's center.

There was discussion regarding how HOT funds are generated and distributed.

**C. DISCUSS RESOLUTION 2020-14 DIRECTING AND AUTHORIZING THE CITY MANAGER TO ESTABLISH PROCEDURES AND CRITERIA FOR THE GRANTING OF TEMPORARY, REVOCABLE, LICENSES FOR PARKLETS AS A MEANS TO REACTIVATE QUALIFYING BUSINESSES IN THE CITY IN CONNECTION WITH THE ECONOMIC EFFECTS OF THE CORONAVIRUS/COVID-19 PANDEMIC OF 2020.**

Mr. Lewis stated that during the May 19, 2020 Council meeting, a downtown business owner requested that the Council consider allowing a temporary parklet program in the downtown area. The Parklet Program is proposed to enable qualifying downtown businesses to temporarily occupy and utilize public property, such as parking spaces and public rights-of-way adjacent to or in close proximity for dining space to assist business owners and the public to adhere to social distancing requirements. The City Manager of Lockhart is authorized and directed to establish procedures and criteria for the granting of temporary, revocable licenses to qualifying businesses in the City that will allow such businesses to occupy and utilize public property for their business purposes for a limited period of time. The Lockhart Parklet Program will be similar to the City of San Marcos' Parklet Program that they adopted on May 5, 2020. The City Manager may use the San Marcos Program as a template for the Lockhart Parklets Program, but shall make any and all changes which, in his opinion, are more suitable for or applicable to the City of Lockhart. The Lockhart Parklets Program will be reviewed by the Council on a monthly basis and it shall remain in effect until terminated by the City Council.

There was discussion regarding the Texas Alcoholic Beverage Commission's (TABC) rules about allowing alcohol to be extended outside the building. Mr. Akers replied that it is up to the business owner to follow-up with TABC regarding the regulations pertaining to their license.

There was also discussion regarding the limits on the liability insurance coverage as outlined in the proposed Resolution.

**D. DISCUSSION REGARDING THE CITY OF LOCKHART'S MAYORAL DECLARATION OF LOCAL STATE OF DISASTER DUE TO PUBLIC HEALTH EMERGENCY, AND ADDRESSING OTHER MATTERS RELATED TO COVID-19, IF NECESSARY.**

Mayor White announced that the City of Lockhart's Declaration would remain in effect until superceded and that the City of Lockhart would continue to follow the Governor's Executive Orders as adopted.

RECESS: Mayor White announced that the Council would recess for a break at 7:21 p.m.

**REGULAR MEETING**

**ITEM 1. CALL TO ORDER.**

Mayor Lew White called the meeting to order at 7:40 p.m.

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

Mayor White led the Pledge of Allegiance to the United States and Texas flags.

**ITEM 3. PUBLIC COMMENT.**

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

**ITEM 4-A. DISCUSSION AND/OR ACTION TO CONSIDER MINUTES OF THE CITY COUNCIL MEETING OF MAY 19, 2020.**

Mayor Pro-Tem Sanchez made a motion to approve the minutes. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

**ITEM 4-B. DISCUSSION AND/OR ACTION TO CONSIDER A SINGLE RECOMMENDATION FOR ALLOCATION FROM THE HOTEL OCCUPANCY TAX (HOT) REVENUE FOR FISCAL YEAR 2019-2020 AND TO APPROVE CONTRACT FOR FISCAL YEAR 2019-2020 BETWEEN THE CITY OF LOCKHART AND THE LOCKHART CHAMBER OF COMMERCE TO ACT IN THE CAPACITY AS THE CITY OF LOCKHART'S VISITORS CENTER.**

Mayor Pro-Tem Sanchez made a motion to approve the single recommended allocation from the HOT revenue, as presented. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

**ITEM 4-C. DISCUSSION AND/OR ACTION TO CONSIDER RESOLUTION 2020-14 DIRECTING AND AUTHORIZING THE CITY MANAGER TO ESTABLISH PROCEDURES AND CRITERIA FOR THE GRANTING OF TEMPORARY, REVOCABLE, LICENSES FOR PARKLETS AS A MEANS TO REACTIVATE QUALIFYING BUSINESSES IN THE CITY IN CONNECTION WITH THE ECONOMIC EFFECTS OF THE CORONAVIRUS/COVID-19 PANDEMIC OF 2020.**

Councilmember Michelson made a motion to approve Resolution 2020-14 with the amendment to allow alcohol to be served if the business' current Texas Alcoholic Beverage Commission (TABC) license allows it and to direct staff to review the liability insurance requirements and to set it to limits that are appropriate to Lockhart. Councilmember McGregor seconded. The motion passed by a vote of 7-0.

**ITEM 4-D. DISCUSSION AND/OR ACTION REGARDING THE CITY OF LOCKHART'S MAYORAL DECLARATION OF LOCAL STATE OF DISASTER DUE TO PUBLIC HEALTH EMERGENCY, AND ADDRESSING OTHER MATTERS RELATED TO COVID-19, IF NECESSARY.**

Mayor White announced that there was no action to be taken.

**ITEM 4-E. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.**

Mayor White requested appointments to boards and commissions.

Councilmember Mendoza made a motion to appoint Christine Ohlendorf to the Lockhart Historical Preservation Commission. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

**ITEM 5. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE DISCUSSION.**

- Discussion regarding the 2<sup>nd</sup> Quarter 2020 Financial Report.

Public Works Updates:

- The Town Branch Trail Phase I is approximately 45% complete.
- The new elevated water tower will be painted soon and be placed in service in late July.
- Bids for the 2020 Street Improvement project will be solicited in June and resurfacing is anticipated to begin July/August. Streets scheduled to be paved are South Blanco from San Antonio to Prairie Lea; Prairie Lea from Blanco to Church; South Main Street from Center to State Park Road; and, South Commerce Street from Pin Oak to Blackjack. If funds remain, Bee Street from Guadalupe to Commerce will be added.

Library Updates:

- Library is scheduled to open on June 3, 2020 offering 30 minute Grab & Go service.
- Computer reservations continue with social distancing practiced.
- Library staff will encourage patrons to wear face coverings.
- Library Curbside service continues.
- Preparations are underway for a virtual Summer Reading club.
- All meeting rooms will continue to be closed.
- Update regarding the 2020 Census.
- Frank Coggins submitted resignation as Lockhart Municipal Court Judge.

**ITEM 6. COUNCIL AND STAFF COMMENTS – ITEMS OF COMMUNITY INTEREST.**

Councilmember Mendoza encouraged everyone to stay safe.

Mayor Pro-Tem Sanchez expressed condolences the family of Paul Cowan for their loss. She thanked all involved in the successful fundraiser held to benefit the local food pantry. She encouraged everyone to stay safe.

Councilmember McGregor encouraged everyone to stay safe.

Councilmember Bryant congratulated the Lockhart ISD for completing another school year. He congratulated Kerry Lankin, Jr. for being acknowledged as one of the Top 20 CEO's in the world. He expressed condolences to the George Floyd family for their loss and he encouraged continued unity in the community.

Councilmember Michelson encouraged everyone to stay safe.

Mayor White thanked all involved with the successful fundraiser for the local food bank. He stated that the July Fireworks Extravaganza should be on schedule to continue with no vendors, weather permitting on July 3 at City Park.

**ITEM 7. EXECUTIVE SESSION IN ACCORDANCE WITH THE PROVISIONS OF THE GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, SECTION 551.087 TO DELIBERATE OR FOR DISCUSSION 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. Discussion regarding Economic Development negotiations with Project Crimson Tide.**

Mayor White announced that the Council would enter Executive Session at 8:05 p.m.

**ITEM 8. OPEN SESSION - Discussion and/or action regarding Economic Development negotiations with Project Crimson Tide.**

Mayor White announced that the Council would enter Open Session at 8:17 p.m.


Mayor Pro-Tem Sanchez motion to authorize the City Manager to continue negotiations and to generate a Chapter 380 Agreement for future consideration. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

**ITEM 9. ADJOURNMENT.**

Mayor Pro-Tem Sanchez made a motion to adjourn the meeting. Councilmember Mendoza seconded. The motion passed by a vote of 7-0. The meeting was adjourned at 8:18 p.m.

PASSED and APPROVED this the 16<sup>th</sup> day of June 2020.

CITY OF LOCKHART

  
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Jim White, Mayor

ATTEST:



Connie Constance, TRMC  
City Secretary