

**PUBLIC NOTICE**

**AGENDA**

**LOCKHART CITY COUNCIL**

**TUESDAY, APRIL 5, 2016**

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

**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.

**PRESENTATION ONLY**

- A. Presentation of Certificates of Recognition to Pack 109 Cub Scouts, Den 1 for their dedication to the community for raising awareness of the need and benefit of recycling.
- B. Presentation of Certificates of Appreciation to Crossing Guards of the Lockhart Independent School District for their dedication to the safety of our children when going to and from school.
- C. Presentation of a Proclamation declaring April 2016 as *Sexual Assault Awareness & Prevention Month*.
- D. Presentation of a Proclamation declaring April 2016 as *Child Abuse Prevention & Awareness Month*.
- E. Presentation of a Proclamation declaring April 5, 2016 as *National Service Recognition Day*.

**DISCUSSION ONLY**

- A. Demonstration by ezTask and discussion regarding a website redesign for the City of Lockhart, Texas, and discussion about awarding a contract to ezTask of Richmond, Texas in the amount of \$7,990 for a website redesign. 42-82
- B. Discuss minutes of the City Council meetings of March 12, 2016 and March 15, 2016. 13-24
- C. Acknowledge Proclamation declaring April 2016 as *Fair Housing Month*. 25

**WORK SESSION (continued)**

- D. Discuss annual services agreement with Motorola, Inc., in the amount of \$128,611.92 of which \$53,588.30 is for the 215 City of Lockhart radios to cover maintenance, repairs, and replacement of the 700/800 mhz radio infrastructure system which supports radio communications for the City of Lockhart, Concessions Group, Caldwell County, City of Luling, and the City of Martindale from October 1, 2016, through September 30, 2017 with each entity paying its share of the costs based on the number of radios using the system according to the existing interlocal agreement, and appointing the Mayor to sign contract agreement. [1295-2016-04-05-11] 26-34
- E. Discuss major repairs to water well number 11 costing an estimated \$120,000 which will extend the life and productivity of the well using 2015 Certificates of Obligation Funds. 35-41
- F. Discussion after report by City Manager regarding treated water capacities and wastewater treatment capacities. 83-89
- G. Discuss use of unrestricted fund balances as recommended by the City Manager during the goals meeting for the purchase of two police cars, two pickup trucks in public works, and a one time payment of \$1,500 to each full time non-civil service employee and a \$750 one time payment to each part-time non-civil service employee that is employed by the City on April 22, 2016. 90-92
- H. Discuss letter from the Lockhart Historical Preservation Commission (LHPC) requesting a change in the current ordinance to allow their review and/or participation in changes or improvements in the public street right of way and to other public property in the Historic District. 93-116
- I. Discuss Ordinance 2016-11 amending Chapter 10 of the Lockhart Code of Ordinances, captioned "Animals and Beekeeping" to provide for restrictions on type, size and locations for keeping certain livestock and fowl. 117-121
- J. Discuss Ordinance 2016-10 amending Chapter 18, Article III, captioned "Nuisances" of the Lockhart Code of Ordinances, adding a division entitled "Residential Outdoor Storage", prohibiting the storage of unscreened items and material in residential districts within the city. 122-126
- K. Discuss letter from Ms. Mary Burrier in which she wants changes to Ordinance 2015-20 which amended Chapter 46, Signs, placing restrictions on inflatable signs, tethered balloons, pennants and streamers, and strings of lights and flags. 127-137
- L. Presentation and discussion regarding the general, utilities, and airport funds' six months revenues, expenditures and fund balance analysis for the 2015-2016 Fiscal Year. 138-145

**7:30 P.M.**

**REGULAR MEETING**

**1. CALL TO ORDER**

Mayor Lew White

**2. INVOCATION, PLEDGE OF ALLEGIANCE**

Invocation - Ministerial Alliance.

Pledge of Allegiance to the United States and Texas flags.

**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. No discussion can be carried out on the citizen/visitor comment.)

**4. PUBLIC HEARING/COUNCIL ACTION**

A. Hold a public hearing regarding the Curfew Ordinance and discuss adding a daytime juvenile curfew. 7-12

B. Discussion and/or action to consider Ordinance 2016-09 amending Chapter 36 of the Code of Ordinances, entitled "Offenses and Miscellaneous Provisions", providing a more comprehensive curfew for minors; providing for parent responsibility; providing for enforcement; and providing for penalty for violations.

**5. CONSENT AGENDA**

A. Approve minutes of the City Council meetings of March 12, 2016 and March 15, 2016. 13-24

B. Acknowledge Proclamation declaring April 2016 as *Fair Housing Month*. 25

C. Approve annual services agreement with Motorola, Inc., in the amount of \$128,611.92 of which \$53,588.30 is for the 215 City of Lockhart radios to cover maintenance, repairs, and replacement of the 700/800 mhz radio infrastructure system which supports radio communications for the City of Lockhart, Concessions Group, Caldwell County, City of Luling, and the City of Martindale from October 1, 2016, through September 30, 2017 with each entity paying its share of the costs based on the number of radios using the system according to the existing interlocal agreement, and appointing the Mayor to sign contract agreement. [1295-2016-04-05-11] 26-34

D. Approve major repairs to water well number 11 costing an estimated \$120,000 which will extend the life and productivity of the well using 2015 Certificates of Obligation Funds. 35-41

6. DISCUSSION/ACTION ITEMS

- A. Demonstration by ezTask and discussion about a website redesign for the City of Lockhart, and discussion and/or action to consider awarding a contract to ezTask of Richmond, Texas in the amount of \$7,990 for a website redesign. 42-82
- B. Discussion and/or action after report by City Manager regarding treated water capacities and wastewater treatment capacities. 83-89
- C. Discussion and/or action to consider use of unrestricted fund balances as recommended by the City Manager during the goals meeting for the purchase of two police cars, two pickup trucks in public works, and a one time payment of \$1,500 to each full time non-civil service employee and a \$750 one time payment to each part-time non-civil service employee that is employed by the City on April 22, 2016. 90-92
- D. Discussion and/or possible action regarding letter from the Lockhart Historical Preservation Commission (LHPC) requesting a change in the current ordinance to allow their review and/or participation in changes or improvements in the public street right of way and to other public property in the Historic District. 93-176
- E. Discussion and/or action to consider Ordinance 2016-11 amending Chapter 10 of the Lockhart Code of Ordinances, captioned "Animals and Beekeeping" to provide for restrictions on type, size and locations for keeping certain livestock and fowl. 117-121
- F. Discussion and/or action to consider Ordinance 2016-10 amending Chapter 18, Article III, captioned "Nuisances" of the Lockhart Code of Ordinances, adding a division entitled "Residential Outdoor Storage", prohibiting the storage of unscreened items and material in residential districts within the city. 122-126
- G. Discussion and/or action regarding letter from Ms. Mary Burrier in which she wants changes to Ordinance 2015-20 which amended Chapter 46, Signs, placing restrictions on inflatable signs, tethered balloons, pennants and streamers, and strings of lights and flags. 127-137
- H. Presentation and discussion and/or action regarding the general, utilities, and airport funds' six months revenues, expenditures and fund balance analysis for the 2015-2016 Fiscal Year. 138-145
- I. Discussion and/or action regarding appointments to various boards, commissions or committees. 146-160

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

- Update- US 183 widening project, Hickory to Blackjack: east side drainage truck main complete; inlet tops, slotted drains, and curbing being installed; will start on west side within same limits next week; rain delays; first two sections look great...compliments continue to come in!
- Update: Water-Wastewater crews replacing bad clay sewer main line on East Market east of railroad track.
- Update: Contracts with Qro-Mex Construction signed and a pre-construction meeting to held to start the Richland Drive and the Wichita-Braden-Mesquite projects. Meeting with Richland neighborhood held Monday, March 28, with good attendance. Another neighborhood meeting will be held in July for the other project. Starting on Richland because there is only one detention pond on that project whereas the other project has two large detention ponds to construct.
- Update: Public bids should go out within the next 30-45 days for the CDBG Grant Project placing a new 18" water transmission main from Water Plant to near Serta.
- Report: Annual Welcome Spring Event and Lockhart Chamber's Tolbert Chili Cook Off Competition event in City Park held on Saturday, March 19.
- Report: 5<sup>th</sup> Annual Sip and Stroll event, Saturday, April 2.
- Report: Cesar Chavez Day of Service and Learning held Saturday, April 2.
- Report: Kiwanis Annual Stampede Event, April 2.
- Reminder: Don't Mess with Texas Annual Trash Off Event to be held in City Park at main pavilion on Saturday, April 9; volunteers needed to help Keep Lockhart Beautiful.
- Reminder: Annual Residential Spring Clean Up Event each Wednesday in April.
- Reminder: Special Residential Household Hazardous Waste Collection event to be held Saturday, May 14, at City Park from 9 am until noon for Lockhart residents only.
- Reminder: Semi-Annual City Cemetery Clean Up began this week on March 28.

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 1st day of April 2016 at 3:50 pm. I further certify that the following News Media was properly notified of this meeting as stated above: Lockhart Post-Register



Connie Constancio, TRMC  
City Secretary



**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable	
	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable	
<b>Council Meeting Date: April 5, 2016</b>				
Department: Police		Initials	Date	
Department Head: Michael Lummus	Asst. City Manager			
Dept. Signature: <i>Michael Lummus</i>	City Manager	<i>[Signature]</i>	<i>4.1.2016</i>	
Agenda Item Coordinator/Contact (include phone #): Chief Michael Lummus 398-4401				
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER				
<b>CAPTION</b>				
Hold public hearing regarding the Curfew Ordinance and discussion and/or action to consider Ordinance 2016-09 amending Chapter 36, Section 36-11, Curfew Ordinance to add a daytime juvenile curfew.				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED				
FISCAL YEAR:	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS	TOTALS
Budget				\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item				\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>				
<b>SUMMARY OF ITEM</b>				
Discussions with Municipal Court, Juvenile Probation and several surrounding cities it has been determined that crime by juveniles is greatly reduced by having curfews both day and night time in place. Seguin, Luling, and San Marcos all have current daytime curfews for juveniles. Based on the fact that most of the daytime burglaries and auto burglaries are committed by juveniles in Lockhart. This would serve as another tool for juvenile probation and the Lockhart Police Department to control juvenile crime.				
<b>STAFF RECOMMENDATION</b>				
Staff recommends passing this addition to the juvenile curfew ordinance.				
List of Supporting Documents:		Other Departments, Boards, Commissions or Agencies: Municipal Court, Juvenile Probation, and Lockhart Police Dept.		

ORDINANCE NO. 2016-09

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 36 OF THE CODE OF ORDINANCE, ENTITLED "OFFENSES AND MISCELLANEOUS PROVISIONS", PROVIDING A MORE COMPREHENSIVE CURFEW FOR MINORS; PROVIDING FOR PARENT RESPONSIBILITY; PROVIDING FOR ENFORCEMENT; PROVIDING PENALTY FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the Lockhart City Council recognizes the need for curfews for the safety and protection of minors; and

**WHEREAS**, Texas Local Government Code, Sec. 370.002 addressed curfew ordinances and provides for review of the effects of such ordinance on the community, and review of the problems the ordinance is intended to remedy, at least every third year after adopting a curfew ordinance, and to conduct a public hearing on the need to continue the ordinance; and

**WHEREAS**, the Lockhart City Council has determined that expanding the City's curfew ordinance will help to curb violence and crimes against or involving minors in the City; and

**WHEREAS**, when minors are unsupervised, they can be susceptible, by their lack of experience, to participate in activities that might harm themselves, others, or property; and

**WHEREAS**, curfews help to protect minors, promote parental control, and provide better school and law enforcement supervision of minors; and

**WHEREAS**, the Lockhart City Council finds that amending the City's current curfew ordinance to provide a more comprehensive curfew ordinance for minors serves a public purpose and is in the interest of public health, safety and general welfare by protecting minors, allowing better supervision of minors by school officials, law enforcement officers, and parents, and reducing injurious or criminal activity by and against minors.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Lockhart, Texas, that Chapter 36 of the Code of Ordinances, City of Lockhart Texas is hereby amended as follows:

1. Pursuant to this ordinance, **Article 1. In General** is hereby created, and current Secs. 36-1 through 36-10 are placed in Article 1.

2. Pursuant to this ordinance, **Article II. Curfew for Minors** is hereby created. The current Sec. 36-11 is hereby replaced in its entirety with a new Sec. 36-11 as provided below, and new sections are added to be numbered Sections 36-12 through 36-16, and such new article and replaced and new sections read as follows:

**Article II. Curfew for Minors**

**Sec. 36-11. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:



*Establishment* means any privately owned place of business carried on for a profit or any place of amusement or entertainment to which the public is invited.

*Minor* means any person under the age of 18 years of age or, an equivalent phrasing, any person of the age of 17 years old or younger.

*Official city time* means the prevailing local standard of time at the date in question, whether central standard time or Central Daylight Savings Time, as observed by the public. The time maintained by the police department shall be prima facie evidence of the time of day for continued implementation of this article.

*Operator* means any individual, firm, association, partnership or corporation operating, managing or conducting any establishment; whenever used in any section prescribing a penalty, the term as applied to associations or partnerships includes the members or partners thereof and as applied to corporations includes the officers thereof.

*Parent* means any natural or adoptive parent of a minor, a legal conservator or guardian, or any adult person 18 years of age or older in whose care the minor has been placed by the natural parent or legal guardian or conservator.

*Public place* means any public street, highway, road, alley, park, playground, sidewalk, public building, parkway or vacant lot.

*Remain* means to stay behind, to tarry and stay unnecessarily upon a public place, in which any minor included would not be using the public place for an ordinary or serious purpose such as passage or going home. To implement this definition with more precision and precaution, numerous exceptions will be provided in this article to indicate that this is not a mere prohibitory or presence-type curfew article. More exceptions become available to minors with increasing years and advancing maturity as appropriate in the interest of reasonable regulation.

#### **Sec. 36-12. Curfew imposed.**

(a) Daytime Curfew: It shall be unlawful for any minor to purposefully remain, walk, run, stand, drive or ride about in or upon any public place or establishment in the city between the hours of 9:00 a.m. and 2:30 p.m. on a Monday, Tuesday, Wednesday, Thursday or Friday.

(b) Nighttime Curfew: It shall be unlawful for any minor 16 years of age or younger to be in or upon any public place or establishment within the city between the hours of 11:00 p.m. and 6:00 a.m. of the following day.

#### **Sec. 36-13. Exceptions.**

(b) With respect to the Daytime Curfew in Sec. 36-12(a), a minor shall not be deemed in violation of such subsection when the alleged offense occurred during the scheduled vacation of or on a holiday observed by the school in which the minor is enrolled; or when the minor has graduated from high school or received a high school equivalency certificate; or when the minor has permission to be absent from school or be in a public place from an authorized school official. In the case of a minor being educated in a home school, a parent shall be deemed a school official.

(a) With respect to the Nighttime Curfew in Sec. 36-12(b), in the following exceptional cases, a minor 16 years of age or younger in or upon any public place or establishment shall not be deemed in violation of such subsection; this section is intended as a ~~clear~~ general guide for minors, their parents, and enforcement officials.

(1) When accompanied by her/his parent, as defined herein.

(2) When exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech and the rights of assembly. It shall be deemed a bona fide exercise of such rights if the assembly, whether parade, march, demonstration, or other bona fide religious, social or school activities involving the right to assemble has been permitted by the city pursuant to this code.

(3) When engaged in performing an errand or other legitimate business at the direction of a parent, guardian, conservator, or supervisory adult, including travel to and from such location by a direct route.

(4) When on the sidewalks at the place where such minor resides or on the sidewalk of either next-door neighbor, when the neighbors do not object to such presence.

(5) When engaged in employment activities, such as but not restricted to newspaper delivery.

(6) All of the above-cited exceptions to Sec. 36-12(b) include travel to and from activity by a direct route, and this article, is in no way to be construed as a limitation upon normal travel by a minor engaged in interstate movement.

#### **Sec. 36-14. Parental responsibility.**

(a) It shall be unlawful for a parent knowingly to permit a minor 16 years of age or younger who is in his care to be or remain in any public place or establishment other than for excepted activities, as described in Sec. 36-13, during the curfew hours established by this article.

(b) It shall be unlawful for a parent knowingly to permit a minor to remain, walk, run, stand, drive or ride about in or upon any public place or establishment in the city between the hours of 9:00 a.m. and 2:30 p.m. on a Monday, Tuesday, Wednesday, Thursday or Friday.

(c) The term "knowingly" includes knowledge which a parent, as defined herein, should reasonably be expected to have concerning the whereabouts of a person 16 years old or younger for purposes of Sec. 36-12(a), and concerning the whereabouts of a minor for purposes of Sec. 36-12(b), in such parent's custody.

(d) It shall be prima facie evidence of a violation of this article if a parent has no knowledge of the whereabouts of a minor as described herein during the hours of curfew established by this article. The purpose of this section is to require neglectful or careless parents to meet the community standard of parental responsibility. A parent in whose care the minor has been placed commits an offense if s/he knowingly permits or by insufficient control allows the minor to remain in any public place or establishment within the city during curfew hours.

#### **Sec. 36-15. Enforcement.**

(a) A police officer, upon finding a minor in violation of curfew hours, may enforce this article by use of warnings, citations, summons, or custody or a combination of these methods which, in his/her judgment, would be most practical and effective under the circumstances existing at the time.

(b) The officer shall take into consideration such factors as previous offenses, other suspected criminal activity, difficulty of locating the parents, and mitigating or extenuating circumstances in enforcing this article.

**Sec. 36-16. Penalty.**

(a) A person who violates a provision of this ordinance is guilty of a misdemeanor. Each day or part of a day during which the violation is committed, continued, or permitted is a separate offense. Each offense, upon conviction, is punishable by a fine not to exceed \$500.00 pursuant to Sec. 1-8 of the Lockhart Code of Ordinances.

(b) When required by V.T.C.A., Texas Family Code § 51.08, as amended, the Lockhart Municipal Court shall waive original jurisdiction over a minor who violates Sec. 36-12(a) of this article and shall refer the minor to juvenile court.

**3. Severability:** If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or un-enforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by any reasons of any unconstitutionality or invalidity of any other portion, provision, or regulation.

**4. Repealer:** All other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

**5. Publication:** The City Secretary is directed to cause the caption of this ordinance to be published in a newspaper of general circulation according to law.

**6. Effective Date:** This ordinance shall become effective ten days from the date of its passage.

**PASSED, APPROVED, AND ADOPTED ON THIS \_\_\_\_ DAY OF APRIL, 2016.**

**CITY OF LOCKHART, TEXAS**

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

ATTEST:

APPROVED AS TO FORM:

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Connie Constancio, TRMC  
City Secretary

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Peter Gruning  
City Attorney

**SPECIAL MEETING  
GOALS WORKSHOP  
LOCKHART CITY COUNCIL**

**MARCH 12, 2016**

**8:00 A.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 John Castillo  
Councilmember Benny Hilburn  
Councilmember Brad Westmoreland

**Staff present:**

Vance Rodgers, City Manager  
Jeff Hinson, Finance Director

Connie Constancio, City Secretary

**ITEM 1. CALL TO ORDER.**

Mayor Lew White called the goals workshop of the Lockhart City Council to order on this date at 8:00 a.m.

**ITEM 2. CITIZENS/VISITORS COMMENTS.**

Mayor White requested citizens to address the Council. There were no citizens present at 8:00 a.m.

**ITEM 3-A. DISCUSSION AND/OR ACTION REGARDING CITY COUNCIL GOALS FOR THE  
FISCAL YEAR 2016-2017 BUDGET AND POSSIBLY BEYOND.**

There was discussion about the City Council goals as listed on the attached document marked as "Exhibit A".

RECESS: Mayor White announced that the Council would recess for a break at 9:10 a.m.

Mayor White reconvened the meeting at 9:15 a.m.

**ITEM 2. CITIZENS/VISITORS COMMENTS.**

Mayor White requested the following citizens to address the Council:

Beverly Hill, 1620 Old Kelly Road, requested that the Council consider building an indoor community pool. She stated that many citizens currently travel to nearby cities for necessary therapeutic water aerobic exercises. She also stated that several citizens have signed a petition requesting the indoor community pool.

Martha Thompson, 1602 Century Oaks Drive, requested that an indoor community pool is built in Lockhart.

Clair Brice, 731 S. Commerce, also requested an indoor community pool and provided a list of various entities and types of activities that the community would benefit from an indoor pool.

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

**ITEM 3-A. DISCUSSION AND/OR ACTION REGARDING CITY COUNCIL GOALS FOR THE FISCAL YEAR 2016-2017 BUDGET AND POSSIBLY BEYOND.**

Discussion continued about the City Council goals as listed on the attached document marked as "Exhibit A".

There was discussion about the fund balance analysis of major funds and future debt payments.

There was also discussion about how to use the unrestricted fund balance as suggested by the City Manager as listed below:

Unrestricted Fund Balance	\$473,871	
	Fund Amount	Notes
Proposed Use for Part of these funds in Fiscal Year 2015-2016:		
Two patrol cars	\$80,000	\$40,000 each, 1 replacement and 1 for new officers
Two pickups	\$40,000	1993 and 1994 pickups each with over 160,000 miles – Street Department
One time payment for Full Time Employees	\$120,600	\$1,500 each (Civil Service not included)
One time payment for Part Time Employees	\$7,200	\$750 each (Civil Service not included)
Proposed Total Use of Unrestricted Fund Balance	\$247,800	
Projected remaining balance	\$226,071	For emergencies and unknown

Councilmember Michelson made a motion to approve the City Manager's suggested use of unrestricted fund balance as listed above. Mayor Pro-Tem Sanchez seconded.

Councilmember Hilburn suggested that the vote about the use of the unrestricted fund balance be considered during a regularly scheduled meeting. There was discussion.

Councilmember Michelson withdrew the motion and Mayor Pro-Tem Sanchez withdrew the second to the motion.

CONSENSUS: After discussion, the consensus of the Council was to place an item about the City Manager's suggested use of unrestricted fund balance on the April 5, 2016 Council meeting agenda.

Mayor White stated that the goals discussed today will be reorganized into categories and discussed at a future meeting.

**ITEM 4. 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 12:03 p.m.

PASSED and APPROVED this the 5<sup>th</sup> day of April 2016.

**CITY OF LOCKHART**

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

ATTEST:

\_\_\_\_\_  
Connie Constancio, TRMC  
City Secretary

**“EXHIBIT A”**  
**Lockhart City Council**  
**FY 2016-2017 Goals**

Prl.	Council Person	Goals Submitted	City Manager Comments
1	Castillo	Infrastructure	Complete 2015 CO projects and need budget of \$250,000 per year for streets, continue water and sewer main replacements; continue electric distribution maintenance plan-get new substation on line. Replace bad water raw water mains and find additional water for the future.
1	Gonzales-Sanchez	Department Heads to Budget Salary Increases for city employees so that we can keep our current city employees.	Est Cost Per % Increase Annually: Gen Fund (Not Civil Serv) \$ 29,000; Gen Fund Civil Serv \$ 24,000; Other/Utilities: \$ 15,000- Add'l
1	Hilburn	Improve City Cemetery with GF Expiring debt saving and/or Cemetery Tax	Cemetery Tax up to 5 cents allowed by State Law. Expiring GF debt committed to Police and Fire increased pay rates. (\$132,000)
1	Mendoza	Find ways to use activity center for multi-purpose use. (basketball, volleyball). Funding source: Different companies in town	If approved by Council staff would approach local businesses
1	Michelson	Continue to improve infrastructure (drainage, street repairs) throughout the city	Complete 2015 CO and budget \$250,000 per year for street materials
1	Westmoreland	Enforce ordinances that pertain to unsightly properties all over town. Make homeowners/residents (because some may be renters) take pride in their environment. It is an eyesore to drive around town and see overgrown properties, junked cars, and stacks of trash on porches, in yards and driveways. All levels of socio-economic residents in this town have shown evidence of being disrespectful to their environment.	City has no esthetics ordinance currently. The term "unsightly" is subjective and is difficult to prove in court.
1	White	Economic Development-expanding budget to get staff qualified to help Sandra with recruitment, working with LEDC to either build Spec building or invest in more property, Main St program to relieve Sandra of a lot of those duties	Main Street Program would require another person and funding to work with local businesses while Economic Development would concentrate on new businesses and new jobs
2	Castillo	Economic Development	Need 12-15,000 sf of retail spaces with reasonable lease per sf and buildings that are 20 to 50,000 sf for industrial and manufacturing
2	Gonzales-Sanchez	Infrastructure: Continue City Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in Neighborhoods	Complete 2015 CO projects and need budget of \$250,000 per year for streets, continue water and sewer main replacements; continue electric distribution maintenance plan-get new substation on line. Replace bad water raw water mains and find additional water for the future. Most streets that lack curbing will need to be totally reconstructed. Brighter LED lights being experimented with since costs have come down.
2	Hilburn	Implement City Signage	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
2	Mendoza	New Park equipment. Funding Source: Each Councilmember responsible for a park and finding funding sources	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
2	Michelson	Continue to improve ways to attract businesses to Lockhart	Need more 12-15,000 sf of retail spaces with reasonable lease per sf and buildings that are 20 to 50,000 sf for industrial and manufacturing
2	Westmoreland	Create a policy for the residency of future administrative positions to live within the Lockhart city limits. If an administrator wants to be employed by the City of Lockhart, they need to reside here. Sharing in the daily lives of our citizens seems crucial to making decisions about Lockhart. They are paid by city taxes.	It is not legal to require all department heads to live in the City limits; only the City Manager is required to do so. All non-24 emergency response employees must live within 25 minutes of City Limits
2	White	Continue street rehab	Need \$ 250,000 annually minimum for street work materials
3	Castillo	City Facilities	Not sure what this includes; can asses all departments for physical needs
3	Gonzales-Sanchez	Economic Development: Recruit more businesses especially retail and continue efforts ; contact existing and vacant bldg owners to see if they are willing to work with City to bring these small retail businesses, as well as industrial; possibly purchasing two downtown county buildings when on the market for possible new businesses	LEDC could fund another report but the company says our numbers still should be good. Costs estimated \$22,500 for updating data and recruitment. Prime softgood companies constantly want to be on Highway 183 in 12-15,000 sf and at a reasonable cost per sf plus higher traffic counts.



**“EXHIBIT A”**  
**Lockhart City Council**  
**FY 2016-2017 Goals**

Priority	Council	Goals Submitted	City Manager Comments
3	Hilburn	Continue improving city streets: Increase Transportation Fund	Current transportation monthly rate is \$ 4 for residential and others; \$260,000 annual which helps fund labor and equipment, but is not sufficient for materials. Another \$250,000 for materials is needed annually.
3	Mendoza	Wi-Fi Free Zones Downtown Square. Funding source City Budget, School District, Downtown sponsors	Rough estimate is about \$12,000
3	Michelson	Refurbish City Hall	If atrium removed, add more offices estimated at \$45,000 and more outside landscaping estimated at \$ 5,000; elevator going in with improvements to restrooms and offices
3	Westmoreland	Approach interested and future businesses cordially. Stringent ordinances (and the way they are approached), scare off some businesses. Let's be friendly in a positive way.	City Mgr respectfully requests names of such businesses. He has met with 18 business representatives over past 15 months that were looking at Lockhart but did not come. Except for the non-residential exterior building esthetics ordinance, none of them indicated a problem with the current ordinances or with staff. The main problems were high land prices and the lack of "ready built retail and industrial buildings", and traffic counts were not high enough. Most thought the impact fee schedules were very reasonable compared to other cities. Will continue to work toward friendlier customer service with simplified ordinances.
3	White	Park master plan to consider park bond issue, recreation dept and staff issues	Master Plan estimate: \$ 45,000, recreation dept est at least \$ 60,000 for a recreational professional with another \$30,000 for equipment and materials
4	Castillo	Employees Wages	Est Cost Per % Increase Annually: Gen Fund (Not Civil Serv) \$ 29,000; Gen Fund Civil Serv \$ 24,000; Other/Utilities: \$ 15,000- Add'l Cost FY 16-17 due to Civil Serv Pay Plan Expansions already approved: \$ 132,000
4	Gonzales-Sanchez	Police Task Force: Budget extra funds to bring back a much needed Police Task Force to address any drug and gang related problems this city is being faced with especially on the East side of our city. Possibly ask the County to assist with funding.	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
4	Hilburn	Continue working on bringing industry to Lockhart: Continue supporting Ms. Mauldin	LEDC is will have sufficient funding to be more aggressive starting FY 16- 17
4	Mendoza	Training Start up: Neighborhood Watch Training and Program: Police Budget	Have tried Neighborhood Watch Program in past but was not sustained because of lack of participation. Willing to try again.
4	Michelson	Improve signage on HWY 183 as well as SH130 = directing people to Lockhart	Possibly use of some of the KTB grant money
4	Westmoreland	Evaluate and/or change the degree of the angled parking along the 4 blocks off of the square. This would be: Main Street from Market to Prairie Lea Street; Main Street from San Antonio Street to Walnut Street; Commerce Street from Market Street to Prairie Lea Street, and Commerce Street from San Antonio Street to Walnut Street. These parking spaces were made before long vehicles were made! If there are cars parked on both sides of the streets, only one car can pass through at a time. Then it becomes a one lane street. I have witnessed a difference angled parking arrangement, and it provides more room and is much safer for the drivers and pedestrians.	Estimate to black out existing thermoplastic markings, redefine layout, and apply new thermoplastic markings with angle parking = \$ 12,000; will probably lose 4 spaces per block. 2 on each side
4	White	Branding and wayfinding—may be included in #1	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000
5	Castillo	Parks	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
5	Gonzales-	Subdivision development to attract more businesses to Lockhart	Working with 6 more subdivisions, either new or expanding, and possibly one more very large one northwest.
5	Hilburn	Improve tourism in Lockhart - City Council continue to work with and encourage Chambers of Commerce to be more involved	Council can make this directive to Chambers when dividing out HOT funds
5	Mendoza	Finding more funding for Retail Market Study. Zip code demographics with reports. Funding LEDC	LEDC could fund another report but the company says our numbers still should be good. Costs estimated \$22,500 for updating data and recruitment.

**“EXHIBIT A”**  
**Lockhart City Council**  
**FY 2016-2017 Goals**

Priority	Council	Goals Submitted	City Manager Comments
5	Michelson	Work with LEDC or someone equivalent to build a building to help attract business	Need more 12-15,000 sf of retail spaces with reasonable lease per sf. Most softgood retailers want 12-15,000 on Hwy 183 at a reasonable price and increased traffic volumes
5	White	Sidewalks to include lighting	Funding required; for example San Jacinto to Jr High estimate is \$130,000 just for materials along Maple walkway
6	Gonzales-Sanchez	More Events to Attract Tourism in Lockhart and Include Way Finding Signage (Hotels and Restaurants)	Initial required funds up to \$40,000 if City Crew does the work; total cost could be more than \$70,000. Chambers could use HOT for more tourism.
6	Michelson	Continue to work on City Park improvements	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
6	White	Pursue possible ESD-EMS district	Legal issue with participation by County and City of Luling preferable
7	Gonzales-	Parks Improvemens: Purchase more park equipment to provide safe and fun filled parks for all to use.	Estimate: \$ 400,000 annually over next 4 years based on input from Parks Board Advisory Board
7	Mendoza	Start Talks With YMCA Austin again. Seek sponsors funding if necessary	Our population hurt in previous discussions, Will pursue again. They usually want commitment for a minimum number of individuals, and families depending on population of not only City but its metro area
7	Michelson	Work on building a civic center/ recreation center	\$ 9 million plus land \$ 2.5 million for about 20,000 sf plus about \$240,000 annual maintenance costs and minimum of \$60,000 for utilities; estimated revenues offset is about \$60,000; take out recreation center and cost go down about 20%. It has been reported that Bastrop is spending over \$500,000 per year to operate its civic center. Revenues not covering costs.
7	White	Cemetery maintenance	Cemetery Tax up to 5 cents allowed by State Law
8	Gonzales-Sanchez	City Hall: Refurbish with Improvements and/or Upgrades	Elevator and improvements to restrooms planned; better offices for Connie and Sandra planned also.
9	Gonzales-Sanchez	Convention Center	\$ 9 million plus land \$ 2.5 million for about 20,000 sf plus about \$240,000 annual maintenance costs and minimum of \$60,000 for utilities; estimated revenues offset is about \$60,000; take out recreation center and cost go down about 20%. It has been reported that Bastrop is spending over \$500,000 per year to operate its civic center. Revenues not covering costs.
	Gonzales-Sanchez	Employee: Possible additional Employee Holiday Time off-Alternating system	City employees now have 12 holidays and 1 personal holiday; time off is granted by seniority with department head responsible for keeping sufficient personnel to serve the public needs. Employees also receive at least 2 weeks of vacation time. Those employees required to work on holidays receive their normal pay plus holiday pay.

**LOCKHART CITY COUNCIL  
REGULAR MEETING**

**MARCH 15, 2016**

**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 John Castillo  
Councilmember Benny Hilburn  
Councilmember Brad Westmoreland

**Staff present:**

Vance Rodgers, City Manager  
Peter Gruning, City Attorney  
Dan Gibson, City Planner

Connie Constancio, City Secretary  
Jeff Hinson, Finance Director

**Citizens/Visitors Addressing the Council:** None.

**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**

**A. DISCUSS MINUTES OF THE CITY COUNCIL MEETING OF MARCH 1, 2016.**

Mayor White requested corrections to the minutes. There were none.

**B. DISCUSS WATER AND SEWER EXTENSIONS AND OVERSIZING OF LINES, AND ASSOCIATED COSTS FOR THE MAPLE PARK PHASE I DEVELOPMENT.**

Mr. Rodgers provided information regarding costs involved with water, sewer, and electric utility line extensions and oversizing lines for the Maple Park Phase I Development and other adjoining properties.

Costs are estimated as follows:

- Water mains = \$2,500 extension at Clearfork across Lincoln Lane and Maple Street bore = \$7,400.
- Wastewater oversizing from 8" to 12" lines = \$55,832 + \$11,000 Maple Street bore.
- Extension of 3-phase electric lines on Clearfork from City Line Road to Lincoln Lane = not to exceed \$82,715.

Mr. Rodgers recommended approval. There was discussion.

**C. DISCUSS POSSIBLE FUTURE ORDINANCE ADDRESSING POSSIBLE OFFENSIVE CONDITIONS IN RESIDENTIAL YARDS AND FRONT PORCHES THAT ARE USED FOR STORAGE OF ITEMS THAT ARE OFFENSIVE TO NEIGHBORS.**

Mr. Rodgers stated that city staff and elected officials receive complaints from citizens regarding neighboring properties where the owner or renter stores items such as boxes, furniture, clothing, rusted metal parts, fabrication materials, lumber, accumulation of inoperable lawn maintenance equipment, etc. in their yard and/or on porches of the residence that can be clearly seen from the public right of way and/or other adjacent properties which in their mind is unsightly or an eyesore, a health hazard, a fire

hazard, and reduces property values. There was discussion about ordinances pertaining to this issue from Lockhart, San Marcos and Kyle. Mr. Rodgers requested the Council's input and direction from Council about revising the ordinance in regards to offensive and unhealthy conditions of a citizen's property.

Mr. Gruning gave an explanation about what the term "unsightly" meant and stated that he would prepare an ordinance with amendments to add other types of offenses as directed by the Council.

There was discussion about the code enforcement process, various ways to address or assist residents with cleaning their property, and possible ordinance amendments.

After discussion, the consensus of the Council was to direct staff to prepare an ordinance with amendments in regards to regulations of outdoor storage and debris at a future meeting.

**D. DISCUSS POSSIBLE FUTURE ORDINANCE ADDRESSING THE KEEPING OF LARGE ANIMALS SUCH AS, BUT NOT LIMITED TO, EMUS, LLAMAS, SHEEP, GOATS, HORSES, AND CATTLE ON PROPERTIES THAT ARE NOT AT LEAST TWO ACRES OR MORE IN SIZE AND PROHIBITING MORE THAN TWO SUCH LARGE ANIMALS PER ACRE.**

Mr. Rodgers stated that staff and sometimes Councilmembers receive complaints about a resident keeping large animals within the city limits and especially in and near residential areas where they become nuisances because of noise, smell, and/or unsightly and unsanitary conditions. Sometimes owners of such large animals try to keep them in their small back yard which can be considered cruelty. Some consideration should be given to 4-H and Junior Livestock animals.

There was discussion about possibly restricting large animals in established neighborhoods with properties that are less than two acres.

**E. DISCUSS APPOINTMENT OF AN ELECTED CITY OFFICIAL TO CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG) REGIONAL REVIEW COMMITTEE (RRC) WHICH REVIEWS AND SCORES GRANT APPLICATIONS.**

Mayor White stated that CAPCOG requested appointments to the Regional Review Committee. The committee meets at least once a quarter at the CAPCOG office. The appointee is required to be an elected official.

Mayor Pro-Tem Sanchez volunteered to be nominated during the regular meeting.

**F. DISCUSSION AFTER REPORT BY CITY MANAGER REGARDING THE CALDWELL COUNTY COMMISSIONERS' COURT DECISION REGARDING PURCHASE OF A NEW AMBULANCE.**

Mr. Rodgers stated that the Commissioners Court tabled the item during their March 14, 2016 meeting and provided an update about the purchase of a new ambulance.

There was discussion.

**G. DISCUSS RESCHEDULING THE DATE TO HOST THE TEXAS MUNICIPAL LEAGUE REGION 10 MEETING IN LOCKHART IN SEPTEMBER 2016 AND DISCUSS ANY OTHER ASPECTS PERTAINING TO THE MEETING.**

Ms. Constancio stated that during the March 1, 2016 meeting, Council voted to host the TML Region 10 meeting on Thursday, September 22, 2016.

Staff notified Sherry Mashburn, Region 10 Secretary, about the Council's decision. Ms. Mashburn thereafter requested that the Council reconsider the September 22 date because the College Station City Council holds their meetings on the 2<sup>nd</sup> and 4<sup>th</sup> Thursday of each month. Ms. Mashburn requested that the Council consider rescheduling to a Wednesday or a 1<sup>st</sup> or 3<sup>rd</sup> Thursday in September.

RECESS: Mayor White announced that the Council would recess for a break at 7:35 p.m.

**REGULAR MEETING**

**ITEM 1. CALL TO ORDER.**

Mayor Lew White called the regular meeting of the Lockhart City Council to order on this date at 7:49 p.m.

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

Invocation – Mayor Lew White.

Pledge of Allegiance to the United States and Texas flags.

**ITEM 3. CITIZENS/VISITORS COMMENTS.**

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

**ITEM 4-A. HOLD A PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 64 "ZONING" OF THE CODE OF ORDINANCES, SECTION 64-2 "DEFINITIONS", TO ADD A DEFINITION OF "LIMITED INDUSTRIAL MANUFACTURING"; SECTIONS 64-196(I) "COMMERCIAL MEDIUM BUSINESS DISTRICT (CMB) AND 64-196(J) "COMMERCIAL HEAVY BUSINESS DISTRICT (CHB), TO ADD USES ALLOWED BY-RIGHT OR AS A SPECIFIC USE; AND TO RENAME SECTION 64-204 FROM "RESERVED" TO "TRANSPORT CONTAINERS", AND ADD APPROPRIATE STANDARDS.**

Mayor White opened the public hearing at 7:51 p.m. and requested the staff's report.

Mr. Gibson stated that the zoning text amendment defines a new use classification "Limited industrial manufacturing", and adds it as a specific use in the CMB and CHB districts. An existing use classification "Light assembly/fabrication or custom handicraft manufacturing", which is already allowed as a specific use in the CCB district, is added as a use allowed by-right in the CMB and CHB districts. A new section "Transport containers" is added to define and provide standards for the adaptive use of shipping and cargo containers as a principal use, accessory use, or temporary use.

There was discussion.

Mayor White requested citizens in favor of the zoning text amendments to address the Council. There were none.

Mayor White requested citizens against the zoning text amendments to address the Council. There were none. He closed the public hearing at 8:20 p.m.

**ITEM 4-B. DISCUSSION AND/OR ACTION TO CONSIDER ORDINANCE 2016-08 AMENDING CHAPTER 64 "ZONING" OF THE CODE OF ORDINANCES, SECTION 64-2 "DEFINITIONS", TO ADD A DEFINITION OF "LIMITED INDUSTRIAL MANUFACTURING"; SECTIONS 64-196(I) "COMMERCIAL MEDIUM BUSINESS DISTRICT (CMB) AND 64-196(J) "COMMERCIAL HEAVY BUSINESS DISTRICT (CHB), TO ADD USES ALLOWED BY-RIGHT OR AS A SPECIFIC USE; AND TO RENAME SECTION 64-204 FROM "RESERVED" TO "TRANSPORT CONTAINERS", AND ADD APPROPRIATE STANDARDS.**

Councilmember Michelson made a motion to approve Ordinance 2016-08, as presented. Councilmember Hilburn seconded. The motion passed by a vote of 7-0.

**ITEM 5. CONSENT AGENDA**

Councilmember Castillo made a motion to approve consent agenda items 5A and 5B. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

The following are the consent agenda items that were approved:

5A: Approve minutes of the City Council meeting of March 1, 2016.

5B: Approve water and sewer extensions and oversizing of lines, and associated costs for the Maple Park Phase I Development.

**ITEM 6-A. DISCUSSION AND/OR ACTION REGARDING POSSIBLE FUTURE ORDINANCE ADDRESSING POSSIBLE OFFENSIVE CONDITIONS IN RESIDENTIAL YARDS AND FRONT PORCHES THAT ARE USED FOR STORAGE OF ITEMS THAT ARE OFFENSIVE TO NEIGHBORS.**

Mayor Pro-Tem Sanchez made a motion to direct staff to present a proposed Ordinance amending offensive condition in residential yards and front porches. Councilmember Westmoreland seconded. The motion passed by a vote of 7-0.

**ITEM 6-B. DISCUSSION AND/OR ACTION REGARDING POSSIBLE FUTURE ORDINANCE ADDRESSING THE KEEPING OF LARGE ANIMALS SUCH AS, BUT NOT LIMITED TO, EMUS, LLAMAS, SHEEP, GOATS, HORSES, AND CATTLE ON PROPERTIES THAT ARE NOT AT LEAST TWO ACRES OR MORE IN SIZE AND PROHIBITING MORE THAN TWO SUCH LARGE ANIMALS PER ACRE.**

Mayor Pro-Tem Sanchez made a motion to direct the City Attorney to review the ordinance to determine whether it should be rewritten or amended. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

**ITEM 6-C. DISCUSSION AND/OR ACTION REGARDING APPOINTMENT OF AN ELECTED CITY OFFICIAL TO CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG) REGIONAL REVIEW COMMITTEE (RRC) WHICH REVIEWS AND SCORES GRANT APPLICATIONS.**

Councilmember Castillo made a motion to appoint Mayor Pro-Tem Angie Gonzales-Sanchez to the CAPCOG Regional Review Committee. Councilmember Mendoza seconded. The motion passed by a vote of 7-0.

**ITEM 6-D. DISCUSSION AND/OR ACTION AFTER REPORT BY CITY MANAGER REGARDING THE CALDWELL COUNTY COMMISSIONERS' COURT DECISION REGARDING PURCHASE OF A NEW AMBULANCE.**

Mayor White announced that the report was made during the work session.

**ITEM 6-E. DISCUSSION AND/OR ACTION TO CONSIDER RESCHEDULING THE DATE TO HOST THE TEXAS MUNICIPAL LEAGUE (TML) REGION 10 MEETING IN LOCKHART IN SEPTEMBER 2016 AND DISCUSS ANY OTHER ASPECTS PERTAINING TO THE MEETING.**

Mayor Pro-Tem Sanchez made a motion to reschedule the date to host the TML Region 10 meeting to September 15, 2016. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

**ITEM 6-F. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES, INCLUDING CHARTER REVIEW COMMISSION.**

Mayor White requested appointments to various boards, commission or committees.

Councilmember Hilburn made a motion to appoint Kirk Smith as an Alternate to the Zoning Board of Adjustment. Councilmember Castillo seconded. The motion passed by a vote of 7-0.

Mayor Pro-Tem Sanchez made a motion to appoint Rudy Ruiz to the Charter Review Commission. Councilmember Castillo seconded. The motion failed by a vote of 3-4, with Mayor White and Councilmembers Hilburn, Westmoreland, and Michelson opposing.

Councilmember Hilburn made a motion to appoint Alan Fielder to the Charter Review Commission. Councilmember Michelson seconded. The motion passed by a vote of 4-3, with Mayor Pro-Tem Sanchez, Councilmember Mendoza and Councilmember Castillo opposing.

**ITEM 7. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE DISCUSSION.**

- Update- US 183 widening project, Hickory to Blackjack: east side drainage truck main complete; inlet tops, slotted drains, and curbing being installed; will start on west side within same limits next week; rain delays; first two sections look great...compliments continue to come in!
- Update: Water-Wastewater crews replacing bad clay sewer main lines on Frio Street and on E Market east of railroad track.
- Update: Contracts with Qro-Mex Construction should be signed within next 10 days and a pre-construction meeting to follow to start the Wichita-Braden-Mesquite and Richland Drive drainage projects. Meetings with neighborhoods will be set up once we have the working schedule.
- Update: Electric Crew installed 400 watt equivalent LED street lights on the north portion of the US 183 widening project; others on the project will be replaced as timing permits.
- Update: City Manager has been contact by another kart racing group promotor to begin talks about another possible street kart race in Lockhart in 2017.
- Update: The Planning Department and utility departments are working with 6 possible developments much of which will be single family residences and multi-family units.
- Update: Public bids should go out within the next 30-45 days for the CDBG Grant Project placing a new 18" water transmission main from Water Plant to near Serta.
- Update: FY 16-17 Budget preparations will begin in April.
- Update: Warrant Round Up- Preliminary data: 95 warrants, + \$ 25,000 collected of which about \$12,000 is local funds; final information will be available next week.
- Report: Friday, March 11, a Texas Workforce Center job fair will held at the Dr. Eugene Clark Library between 1 and 4 pm.

- Reminder: Annual Welcome Spring Event and Lockhart Chamber's Tolbert Chili Cook Off Competition event in City Park on Saturday, March 19, with Kid Fish, free hot dogs, kite flying, horseshoes, pitching washers, etc....
- Reminder: Semi-Annual City Cemetery Clean Up scheduled week of March 28.
- Reminder: 5th Annual Sip and Stroll event, Saturday, April 2.
- Reminder: Don't Mess with Texas Annual Trash Off Event to be held in City Park at main pavilion on Saturday, April 9; volunteers needs to help Keep Lockhart Beautiful.
- Reminder: Annual Residential Spring Clean Up Event each Wednesday in April.
- Reminder: Special Residential Household Hazardous Waste Collection event to be held Saturday, May 14, at City Park from 9 am until noon for Lockhart residents only.

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

Councilmember Mendoza thanked staff for their work on Lovers Lane. He also inquired about the prizes being offered during the KidFish this Saturday.

Mayor Pro-Tem Sanchez expressed condolences to family of Ester Peralez for their loss. She invited everyone to attend the Cesar Chavez event on April 2 at the City Park.

Councilmember Hilburn stated that he served on the Lockhart Municipal Court jury and encouraged citizens to participate when called for duty.

Councilmember Castillo invited everyone to a "Day of Service" in honor of Cesar Chavez on April 2 at the City Park.

Mayor White invited everyone to attend Welcome Spring Day and KidFish at the City Park this Saturday, March 19. He announced several events being held on April 2 as follows: Sip n Stroll in downtown square, Kiwanis 5K Run downtown, Cesar Chavez clean up event at City Park and Little League kick-off day at the Sports Complex.

**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 8:40 p.m.

PASSED and APPROVED this the 5<sup>th</sup> day of April 2016.

**CITY OF LOCKHART**

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

ATTEST:

\_\_\_\_\_  
Connie Constancio, TRMC  
City Secretary



# FAIR HOUSING MONTH



## 2016 PROCLAMATION City of Lockhart

**WHEREAS**, Title VIII of the Civil Rights Act of 1968, as amended, prohibits discrimination in housing and declares it a national policy to provide, within constitutional limits, for fair housing in the United States; and

**WHEREAS**, The principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans; and

**WHEREAS**, The National Fair Housing Law, during the month of **APRIL**, provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

**WHEREAS**, the City of Lockhart affirmatively supports federal objectives related to Fair Housing and Equal Opportunity.

**NOW, THEREFORE**, I, Lew White, Mayor of the City of Lockhart, Texas, do hereby proclaim the month of April, 2016 as:

### "FAIR HOUSING MONTH"

and urge all local officials and public and private organizations to give full and requisite consideration to this timely and important policy component.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of the City of Lockhart, Texas to be affixed this \_\_\_\_\_ day of April, 2016.

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

**ATTEST:**

\_\_\_\_\_  
Connie Constancio, City Secretary



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<b>Council Meeting Date:</b> April 5, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i>	4-1-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input checked="" type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER			
<b>CAPTION</b>			
Discussion and/or action regarding annual services agreement with Motorola, Inc., in the amount of \$128,611.92 of which \$53,588.30 is for the 215 City of Lockhart radios to cover maintenance, repairs, and replacement of the 700/800 mhz radio infrastructure system which supports radio communications for the City of Lockhart, Concessions Group, Caldwell County, City of Luling, and the City of Martindale from October 1, 2016, through September 30, 2017 with each entity paying its share of the costs based on the number of radios using the system according to the existing interlocal agreement, and appointing the Mayor to sign contract agreement			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>
Budget			\$0.00
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S): In the FY 16-17 Budget and other Govt Entity Participation</b>			
<b>SUMMARY OF ITEM</b>			
The City of Lockhart and Caldwell County have more than \$1 million dollars in radio communications equipment. This system provides radio communication capabilities for the City of Lockhart, Caldwell County, City of Luling, and the City of Martindale. The Concession Group (SH 130) now has 6 radios in the system as approved by the Lockhart City Council and will pay its fair share. The warranty for this Motorola equipment ended in February of 2012. The proposed agreement covers maintenance, repairs, and replacements for the radio system from October 1, 2016 through September 30, 2017. The cost of \$ 128,611.92 will be shared by all entities who benefit from the radio system based on the number of radio units in service. The cost under this agreement for Lockhart's 215 radios is \$53,588.30 for the FY 16-17 Budget period.			
<b>STAFF RECOMMENDATION</b>			
City Manager respectfully recommends approval of the agreement as presented			
List of Supporting Documents: Motorola Services Agreement covering Oct 1, 2016 through Sept of 2017, Breakdown Cost Sheet, Entity costs sharing document, History		Other Departments, Boards, Commissions or Agencies:	

**CALDWELL COUNTY, LOCKHART, LULING AND MARTINDALE  
700/800 MHz Trunking Radio System**

**ATTACHMENT "B"**

**ANNAUL SYSTEM MAINTENANCE and OPERATING NEEDS**

**EXISTING EQUIPMENT**

700/800 MHz Trunked Radio System

04/05/2016

OCT 2016 THROUGH SEPT 2017

Update 4-4-2016 VIR

Expense Description	QTY	EACH/MO	COST/YR		
Annual Radio System Maint. Contract	12	\$10,717.66	\$128,611.92	→	Firm Contract with Motorola: See Attachment for FY 16-17 Agreement  <b>TOWER LEASE INFORMATION:</b> \$1235, \$1390, \$1590 and \$297.50 per month for tower leases. Total of \$4,512.50 per month for Broussard Tower Rentals, Inc. See example invoices attached. \$210 per month to LCRA for micro wave begin 10-1-2013  (\$375.00 for XTS/XTL, \$265.00 for APX)
T-1 Lease lines (2)	12	\$812.92	\$9,755.04		
Tower lease (Lockhart & Iron Mountain)	12	\$4,512.50	\$54,150.00		
Tower lease (LCRA Micro Wave)	12	\$210.00	\$2,520.00	→	
Generator maint. (Lockhart Tower)	12	\$12.50	\$150.00	(Estimated)	
Generator maint. (Iron Mountain Tower)	12	\$12.50	\$150.00	(Estimated)	
Electricity (Lockhart Tower)	12	\$1,192.00	\$14,304.00	Lockhart Pays	
Electricity (Iron Mountain Tower)	12	\$450.00	\$5,400.00		
Software subscription (3yr subscription)	12	\$17.78	\$213.36	→	
Radio system Manager	12	\$250.00	\$3,000.00		
Insurance-Lockhart Tower only	1	\$2,500.00	\$2,500.00	Lockhart coverage	
Insurance-Iron Mountain Tower only	1	\$1,000.00	\$1,000.00	Est County Coverage	
<b>Total Estimated Annual Costs</b>			<b>\$221,754.32</b>		
<b>Annual Cost Per 516 Users</b>			<b>\$429.76</b>		

**Annual System Maintenance and Operating Needs by Entity**

AGENCIES	No. Radios	Total/Yr/Radio	Total/Mo/Radio	Total/Qtly/Radio	
<b>AGENCIES</b>		<b>\$429.76</b>	<b>\$35.81</b>	<b>\$107.44</b>	
City of Lockhart	215	\$92,397.63	\$7,699.80	\$23,099.41	Due quarterly
Concession Group, Inc	6	\$2,578.54	\$214.88	\$644.63	Due quarterly
<b>COUNTY :</b>					
Sheriff	67	\$28,793.68	\$2,399.47	\$7,198.42	Due quarterly
Fire Marshal/Emergency Mgmt	22	\$9,454.64	\$787.89	\$2,363.66	Due quarterly
Constable	25	\$10,743.91	\$895.33	\$2,685.98	Due quarterly
Juvenile Probation	5	\$2,148.78	\$179.07	\$537.20	Due quarterly
County VFD's	75	\$32,231.73	\$2,685.98	\$8,057.93	Due quarterly
Unit Road System	28	\$12,033.18	\$1,002.77	\$3,008.30	Due quarterly
<b>County Total</b>	<b>222</b>	<b>\$95,405.93</b>	<b>\$7,950.49</b>	<b>\$23,851.48</b>	Due quarterly
Martindale	9	\$3,867.81	\$322.32	\$966.95	Due quarterly
Luling	64	\$27,504.41	\$2,292.03	\$6,876.10	Due quarterly
TPWD - Lkht State Park (Interop only)					
Seton E.B. Davis Hosp (Interop only)					
<b>Total Annual Maint Costs</b>	<b>516</b>	<b>\$221,754.32</b>	<b>\$18,479.53</b>	<b>\$55,438.58</b>	Due quarterly all entities



# SERVICES AGREEMENT

Attn: National Service Support/4th fl  
 1301 East Algonquin Road  
 (800) 247-2346

Contract Number: S00001017254  
 Contract Modifier: RN16-FEB-16 15:23:33

Date: 03/15/2016

Company Name:	Lockhart, City Of
Attn:	
Billing Address:	P O Box 239
City, State, Zip:	Lockhart, TX, 78644
Customer Contact:	Chief Joseph Gorman
Phone:	(512)398-2321

Required P.O.: Yes  
 Customer #: 1012875136  
 Bill to Tag #: 0001  
 Contract Start Date: 10/01/2016  
 Contract End Date: 09/30/2017  
 Anniversary Day: Sep 30th  
 Payment Cycle: MONTHLY  
 PO #: 28183

QTY	MODEL/OPTION	SERVICES DESCRIPTION	MONTHLY EXT	EXTENDED AMT
		***** Recurring Services *****		
2	SVC01SVC0032C SVC153AD	ASTRO NETWORK MONITORING-CTD ASTRO25 REMOTE SITE	\$0.00	\$0.00
2	SVC01SVC0033A SVC828AE	SECURITY MONITORING DISPATCH SITE	\$123.66	\$1,483.92
6	SVC01SVC1101C SVC055AD	ASTRO INFRASTRUCTURE REPAIR WADV REPL ASTRO25 REMOTE SITE	\$1,340.43	\$16,085.16
2	SVC059AH	ENH: DISPATCH SITE		
11	SVC061AD	ASTRO25 STATIONS		
4	SVC062AD	ASTRO25 OPERATOR POSITIONS		
4	SVC01SVC1102C SVC079AD	ASTRO DISPATCH SERVICE ASTRO25 REMOTE SITE	\$154.76	\$1,857.12
2	SVC229AG	ASTRO25 M DISPATCH SITE		
4	SVC01SVC1103C SVC044AD	ASTRO NETWORK MONITORING ASTRO25 REMOTE SITE	\$869.76	\$10,437.12
1	SVC160AD	ASTRO25 MOSCAD RTU		
2	SVC173AG	ASTRO25 M DISPATCH SITE		
2	SVC01SVC1105C SVC132AD	ASTRO CUSTOMER TECHNICIAN DISPATCH ASTRO25 REMOTE SITE	\$0.00	\$0.00
6	SVC01SVC1405C SVC121AD	NETWORK PREVENTATIVE MAINTENANCE A ASTRO25 REMOTE SITE	\$312.16	\$3,745.92
2	SVC126AD	ASTRO25 DISPATCH SITE		
11	SVC127AD	ASTRO25 STATIONS		
5	SVC128AD	ASTRO25 OPERATOR POSITIONS		
8	SVC01SVC1413C SVC110AD	ONSITE INFRASTRUCTURE RESPONSE-PREMIER ASTRO25 REMOTE SITE	\$4,259.90	\$51,118.80
22	SVC116AD	ASTRO25 STATIONS		
4	SVC495AG	ASTRO25 M1 DISPATCH CTR SITES		
10	SVC589AG	ASTRO25 M1 OPERATOR POSITION		
1	SVC02SVC0201A	ASTRO SUA II UO IMPLEMENTATION SERVICES NETWORK(S)	\$432.82	\$5,193.84

1	SVC04SVC0016C	SECURITY UPDATE SERVICE	\$88.33	\$1,059.96
	SVC335AH	WINDOWS CLIENT		
2	SVC336AH	DISPATCH SITE		
	SVC04SVC0178A	SYS UPGRADE AGRMT II-SITE	\$3,135.84	\$37,630.08
1	SVC032AG	SMA DISPATCH SITES		
5	SVC033AG	SMA CONSOLE OPS		
2	SVC035AG	SMA MOSCAD NFM RTU		
11	SVC053AG	TRUNKING RF STATIONS		
1	SVC056AG	MOSCAD NFM CLIENTS		
8	SVC076AG	HARDWARE REFRESH		
1	SVC163AG	REGIONAL PARTNER OPTION		
1	SVC545AG	CONV RF STATIONS/RECEIVERS		

SPECIAL INSTRUCTIONS - ATTACH STATEMENT OF WORK FOR PERFORMANCE DESCRIPTIONS	Subtotal - Recurring Services	\$10,717.66	\$128,611.92
	Subtotal - One-Time Event Services	\$ .00	\$ .00
	<b>Total</b>	<b>\$10,717.66</b>	<b>\$128,611.92</b>
	Taxes	-	-
	<b>Grand Total</b>	<b>\$10,717.66</b>	<b>\$128,611.92</b>
THIS SERVICE AMOUNT IS SUBJECT TO STATE AND LOCAL TAXING JURISDICTIONS WHERE APPLICABLE, TO BE VERIFIED BY MOTOROLA.			

Subcontractor(s)	City	State
MOTOROLA-CITY OF AUSTIN DO314	SAN DIEGO	CA
MOTOROLA SYSTEM SUPPORT CENTER	ELGIN	IL
MOTOROLA NIO SSA TEAM	SCHAUMBURG	IL
MOTOROLA SSC NETWORK SECURITY DO298	SCHAUMBURG	IL
MOTOROLA SYSTEM SUPPORT CENTER-NETWORK MGMT DO067	SCHAUMBURG	IL
MOTOROLA SYSTEM SUPPORT CTR-CALL CENTER DO066	SCHAUMBURG	IL
MSI- T6 SUA UPGRADE OPERATIONS (CB706)	AUSTIN	TX
RZ & ASSOCIATES RZ COMMUNICATIONS	AUSTIN	TX

I received Statements of Work that describe the services provided on this Agreement. Motorola's Service Terms and Conditions, a copy of which is attached to this Service Agreement, is incorporated herein by this reference.

AUTHORIZED CUSTOMER SIGNATURE \_\_\_\_\_ TITLE \_\_\_\_\_ DATE \_\_\_\_\_

CUSTOMER (PRINT NAME)

MOTOROLA REPRESENTATIVE(SIGNATURE) \_\_\_\_\_ TITLE \_\_\_\_\_ DATE \_\_\_\_\_

NICK CASSIOPPI 815-543-6915

MOTOROLA REPRESENTATIVE(PRINT NAME) \_\_\_\_\_ PHONE \_\_\_\_\_

Company Name: Lockhart, City Of  
Contract Number: S00001017254

Contract Modifier: RN16-FEB-16 15:23:33  
Contract Start Date: 10/01/2016  
Contract End Date: 09/30/2017

## Service Terms and Conditions

Motorola Solutions Inc. ("Motorola") and the customer named in this Agreement ("Customer") hereby agree as follows:

### Section 1. APPLICABILITY

These Maintenance Service Terms and Conditions apply to service contracts whereby Motorola will provide to Customer either (1) maintenance, support, or other services under a Motorola Service Agreement, or (2) installation services under a Motorola Installation Agreement.

### Section 2. DEFINITIONS AND INTERPRETATION

2.1. "Agreement" means these Maintenance Service Terms and Conditions; the cover page for the Service Agreement or the Installation Agreement, as applicable; and any other attachments, all of which are incorporated herein by this reference. In interpreting this Agreement and resolving any ambiguities, these Maintenance Service Terms and Conditions take precedence over any cover page, and the cover page takes precedence over any attachments, unless the cover page or attachment states otherwise.

2.2. "Equipment" means the equipment that is specified in the attachments or is subsequently added to this Agreement.

2.3. "Services" means those installation, maintenance, support, training, and other services described in this Agreement.

### Section 3. ACCEPTANCE

Customer accepts these Maintenance Service Terms and Conditions and agrees to pay the prices set forth in the Agreement. This Agreement becomes binding only when accepted in writing by Motorola. The term of this Agreement begins on the "Start Date" indicated in this Agreement.

### Section 4. SCOPE OF SERVICES

4.1. Motorola will provide the Services described in this Agreement or in a more detailed statement of work or other document attached to this Agreement. At Customer's request, Motorola may also provide additional services at Motorola's then-applicable rates for the services.

4.2. If Motorola is providing Services for Equipment, Motorola parts or parts of equal quality will be used; the Equipment will be serviced at levels set forth in the manufacturer's product manuals; and routine service procedures that are prescribed by Motorola will be followed.

4.3. If Customer purchases from Motorola additional equipment that becomes part of the same system as the initial Equipment, the additional equipment may be added to this Agreement and will be billed at the applicable rates after the warranty for that additional equipment expires.

4.4. All Equipment must be in good working order on the Start Date or when additional equipment is added to the Agreement. Upon reasonable request by Motorola, Customer will provide a complete serial and model number list of the Equipment. Customer must promptly notify Motorola in writing when any Equipment is lost, damaged, stolen or taken out of service. Customer's obligation to pay Service fees for this Equipment will terminate at the end of the month in which Motorola receives the written notice.

4.5. Customer must specifically identify any Equipment that is labeled intrinsically safe for use in hazardous environments.

4.6. If Equipment cannot, in Motorola's reasonable opinion, be properly or economically serviced for any reason, Motorola may modify the scope of Services related to that Equipment; remove that Equipment from the Agreement; or increase the price to Service that Equipment.

4.7. Customer must promptly notify Motorola of any Equipment failure. Motorola will respond to Customer's notification in a manner consistent with the level of Service purchased as indicated in this Agreement.

### Section 5. EXCLUDED SERVICES

5.1. Service excludes the repair or replacement of Equipment that has become defective or damaged from use in other than the normal, customary, intended, and authorized manner; use not in compliance with applicable industry

standards; excessive wear and tear; or accident, liquids, power surges, neglect, acts of God or other force majeure events.

5.2. Unless specifically included in this Agreement, Service excludes items that are consumed in the normal operation of the Equipment, such as batteries or magnetic tapes.; upgrading or reprogramming Equipment; accessories, belt clips, battery chargers, custom or special products, modified units, or software; and repair or maintenance of any transmission line, antenna, microwave equipment, tower or tower lighting, duplexer, combiner, or multicoupler. Motorola has no obligations for any transmission medium, such as telephone lines, computer networks, the internet or the worldwide web, or for Equipment malfunction caused by the transmission medium.

#### **Section 6. TIME AND PLACE OF SERVICE**

Service will be provided at the location specified in this Agreement. When Motorola performs service at Customers location, Customer will provide Motorola, at no charge, a non-hazardous work environment with adequate shelter, heat, light, and power and with full and free access to the Equipment. Waivers of liability from Motorola or its subcontractors will not be imposed as a site access requirement. Customer will provide all information pertaining to the hardware and software elements of any system with which the Equipment is interfacing so that Motorola may perform its Services. Unless otherwise stated in this Agreement, the hours of Service will be 8:30 a.m. to 4:30 p.m., local time, excluding weekends and holidays. Unless otherwise stated in this Agreement, the price for the Services exclude any charges or expenses associated with helicopter or other unusual access requirements; if these charges or expenses are reasonably incurred by Motorola in rendering the Services, Customer agrees to reimburse Motorola for those charges and expenses.

#### **Section 7. CUSTOMER CONTACT**

Customer will provide Motorola with designated points of contact (list of names and phone numbers) that will be available twenty-four (24) hours per day, seven (7) days per week, and an escalation procedure to enable Customer's personnel to maintain contact, as needed, with Motorola.

#### **Section 8. PAYMENT**

Unless alternative payment terms are stated in this Agreement, Motorola will invoice Customer in advance for each payment period. All other charges will be billed monthly, and Customer must pay each invoice in U.S. dollars within twenty (20) days of the invoice date. Customer will reimburse Motorola for all property taxes, sales and use taxes, excise taxes, and other taxes or assessments that are levied as a result of Services rendered under this Agreement (except income, profit, and franchise taxes of Motorola) by any governmental entity.

#### **Section 9. WARRANTY**

Motorola warrants that its Services under this Agreement will be free of defects in materials and workmanship for a period of ninety (90) days from the date the performance of the Services are completed. In the event of a breach of this warranty, Customers sole remedy is to require Motorola to re-perform the non-conforming Service or to refund, on a pro-rata basis, the fees paid for the non-conforming Service. **MOTOROLA DISCLAIMS ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.**

#### **Section 10. DEFAULT/TERMINATION**

10.1. If either party defaults in the performance of this Agreement, the other party will give to the non-performing party a written and detailed notice of the default. The non-performing party will have thirty (30) days thereafter to provide a written plan to cure the default that is acceptable to the other party and begin implementing the cure plan immediately after plan approval. If the non-performing party fails to provide or implement the cure plan, then the injured party, in addition to any other rights available to it under law, may immediately terminate this Agreement effective upon giving a written notice of termination to the defaulting party.

10.2. Any termination of this Agreement will not relieve either party of obligations previously incurred pursuant to this Agreement, including payments which may be due and owing at the time of termination. All sums owed by Customer to Motorola will become due and payable immediately upon termination of this Agreement. Upon the effective date of termination, Motorola will have no further obligation to provide Services.

#### **Section 11. LIMITATION OF LIABILITY**

Except for personal injury or death, Motorola's total liability, whether for breach of contract, warranty, negligence, strict liability in tort, or otherwise, will be limited to the direct damages recoverable under law, but not to exceed the price of twelve (12) months of Service provided under this Agreement. **ALTHOUGH THE PARTIES ACKNOWLEDGE THE POSSIBILITY OF SUCH LOSSES OR DAMAGES, THEY AGREE THAT MOTOROLA WILL NOT BE LIABLE FOR ANY COMMERCIAL LOSS; INCONVENIENCE; LOSS OF USE, TIME, DATA, GOOD WILL, REVENUES, PROFITS OR SAVINGS; OR OTHER SPECIAL, INCIDENTAL, INDIRECT, OR CONSEQUENTIAL DAMAGES IN ANY WAY RELATED**



TO OR ARISING FROM THIS AGREEMENT OR THE PERFORMANCE OF SERVICES BY MOTOROLA PURSUANT TO THIS AGREEMENT. No action for contract breach or otherwise relating to the transactions contemplated by this Agreement may be brought more than one (1) year after the accrual of the cause of action, except for money due upon an open account. This limitation of liability will survive the expiration or termination of this Agreement and applies notwithstanding any contrary provision.

#### **Section 12. EXCLUSIVE TERMS AND CONDITIONS**

12.1. This Agreement supersedes all prior and concurrent agreements and understandings between the parties, whether written or oral, related to the Services, and there are no agreements or representations concerning the subject matter of this Agreement except for those expressed herein. The Agreement may not be amended or modified except by a written agreement signed by authorized representatives of both parties.

12.2. Customer agrees to reference this Agreement on any purchase order issued in furtherance of this Agreement, however, an omission of the reference to this Agreement will not affect its applicability. In no event will either party be bound by any terms contained in a Customer purchase order, acknowledgement, or other writings unless: the purchase order, acknowledgement, or other writing specifically refers to this Agreement; clearly indicate the intention of both parties to override and modify this Agreement; and the purchase order, acknowledgement, or other writing is signed by authorized representatives of both parties.

#### **Section 13. PROPRIETARY INFORMATION; CONFIDENTIALITY; INTELLECTUAL PROPERTY RIGHTS**

13.1. Any information or data in the form of specifications, drawings, reprints, technical information or otherwise furnished to Customer under this Agreement will remain Motorolas property, will be deemed proprietary, will be kept confidential, and will be promptly returned at Motorola's request. Customer may not disclose, without Motorola's written permission or as required by law, any confidential information or data to any person, or use confidential information or data for any purpose other than performing its obligations under this Agreement. The obligations set forth in this Section survive the expiration or termination of this Agreement.

13.2. Unless otherwise agreed in writing, no commercial or technical information disclosed in any manner or at any time by Customer to Motorola will be deemed secret or confidential. Motorola will have no obligation to provide Customer with access to its confidential and proprietary information, including cost and pricing data.

13.3. This Agreement does not grant directly or by implication, estoppel, or otherwise, any ownership right or license under any Motorola patent, copyright, trade secret, or other intellectual property, including any intellectual property created as a result of or related to the Equipment sold or Services performed under this Agreement.

#### **Section 14. FCC LICENSES AND OTHER AUTHORIZATIONS**

Customer is solely responsible for obtaining licenses or other authorizations required by the Federal Communications Commission or any other federal, state, or local government agency and for complying with all rules and regulations required by governmental agencies. Neither Motorola nor any of its employees is an agent or representative of Customer in any governmental matters.

#### **Section 15. COVENANT NOT TO EMPLOY**

During the term of this Agreement and continuing for a period of two (2) years thereafter, Customer will not hire, engage on contract, solicit the employment of, or recommend employment to any third party of any employee of Motorola or its subcontractors without the prior written authorization of Motorola. This provision applies only to those employees of Motorola or its subcontractors who are responsible for rendering services under this Agreement. If this provision is found to be overly broad under applicable law, it will be modified as necessary to conform to applicable law.

#### **Section 16. MATERIALS, TOOLS AND EQUIPMENT**

All tools, equipment, dies, gauges, models, drawings or other materials paid for or furnished by Motorola for the purpose of this Agreement will be and remain the sole property of Motorola. Customer will safeguard all such property while it is in Customers custody or control, be liable for any loss or damage to this property, and return it to Motorola upon request. This property will be held by Customer for Motorola's use without charge and may be removed from Customers premises by Motorola at any time without restriction.

#### **Section 17. GENERAL TERMS**

17.1. If any court renders any portion of this Agreement unenforceable, the remaining terms will continue in full force and effect.

17.2. This Agreement and the rights and duties of the parties will be interpreted in accordance with the laws of the State

in which the Services are performed.

17.3. Failure to exercise any right will not operate as a waiver of that right, power, or privilege.

17.4. Neither party is liable for delays or lack of performance resulting from any causes that are beyond that party's reasonable control, such as strikes, material shortages, or acts of God.

17.5. Motorola may subcontract any of the work, but subcontracting will not relieve Motorola of its duties under this Agreement.

17.6. Except as provided herein, neither Party may assign this Agreement or any of its rights or obligations hereunder without the prior written consent of the other Party, which consent will not be unreasonably withheld. Any attempted assignment, delegation, or transfer without the necessary consent will be void. Notwithstanding the foregoing, Motorola may assign this Agreement to any of its affiliates or its right to receive payment without the prior consent of Customer. In addition, in the event Motorola separates one or more of its businesses (each a "Separated Business"), whether by way of a sale, establishment of a joint venture, spin-off or otherwise (each a "Separation Event"), Motorola may, without the prior written consent of the other Party and at no additional cost to Motorola, assign this Agreement such that it will continue to benefit the Separated Business and its affiliates (and Motorola and its affiliates, to the extent applicable) following the Separation Event.

17.7. THIS AGREEMENT WILL RENEW, FOR AN ADDITIONAL ONE (1) YEAR TERM, ON EVERY ANNIVERSARY OF THE START DATE UNLESS EITHER THE COVER PAGE SPECIFICALLY STATES A TERMINATION DATE OR ONE PARTY NOTIFIES THE OTHER IN WRITING OF ITS INTENTION TO DISCONTINUE THE AGREEMENT NOT LESS THAN THIRTY (30) DAYS OF THAT ANNIVERSARY DATE. At the anniversary date, Motorola may adjust the price of the Services to reflect its current rates.

17.8. If Motorola provides Services after the termination or expiration of this Agreement, the terms and conditions in effect at the time of the termination or expiration will apply to those Services and Customer agrees to pay for those services on a time and materials basis at Motorolas then effective hourly rates.

17.9 This Agreement may be executed in one or more counterparts, all of which shall be considered part of the Agreement. The parties may execute this Agreement in writing, or by electronic signature, and any such electronic signature shall have the same legal effect as a handwritten signature for the purposes of validity, enforceability and admissibility. In addition, an electronic signature, a true and correct facsimile copy or computer image of this Agreement shall be treated as and shall have the same effect as an original signed copy of this document.

Revised Oct 15, 2015



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable		
	Reviewed by Legal <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable		
<b>Council Meeting Dates:</b> April 5, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>[Signature]</i>	City Manager	<i>[Signature]</i>	3-21-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER			
<b>CAPTION</b>			
Discussion and/or action regarding major repairs to water well number 11 costing an estimated \$120,000 which will extend the life and productivity of the well using 2015 Certificates of Obligation Funds			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>
Budget			\$0.00
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S):\$100,000 2015 CO Funds</b>			
<b>SUMMARY OF ITEM</b>			
Well number 11 normally has a capacity to pump about 864,000 gallons of water per day; the pumping capacity of the well has dropped significantly over the past two months to around 200,000 gallons per day and is at times pumping a lot of water sand. This is one of Lockhart's best water wells. A major overhaul of the well by the Guadalupe-Blanco River Authority engineers is strongly recommended to recover the desired well productivity and to extend the life of the well. The estimated cost is \$120,000.			
<b>STAFF RECOMMENDATION</b>			
City Manager and Water Superintendent respectfully request approval to authorize GBRA to proceed with the major repairs as soon as possible.			
List of Supporting Documents: Pumping record and current problems.		Other Departments, Boards, Commissions or Agencies:	



ALSAYWATER.COM

February 16, 2016

GBRA  
4435 FM 20 East  
Lockhart, TX. 78644

Attn: Eduardo Montana

Re: Water Well No.11

Eduardo,

This letter is confirming our discussions and recommendations concerning the above referenced water well and the proposed installation of a new screened liner in an attempt to reduce the sand production and return the well to operation.

Recommendations are to install 630' of liner including 228' of rod-base screen inside the existing 12" casing and screen. With this liner installation we feel we can reduce the sand production, however, this will require changing the pump from a line-shaft turbine application to a submersible application. The following equipment and options are for your consideration;

1. Furnish and install 228' of 8" rod-base screen and 402' of stainless steel casing.
2. Furnish and install gravel pack in annular space between new and existing casing.
3. Develop well to settle gravel and insure proper installation.
4. Test pump to determine new pumping conditions.

**Total Estimated Cost: \$80,852.00**

We can only estimate the conditions for the new pump, after the liner installation. That is why we have added the costs to install a test pump so that after the liner installation we can determine the exact conditions for the new pumping equipment to ensure we do not draw the water levels too low during the operation of the permanent pump. Estimates for a new submersible pump and equipment would be \$30,000.00-\$35,000.00.

If you have any questions concerning the above recommendations please give me a call to discuss.

Sincerely

Steve Bell  
General Manager

HOUSTON | 6615 GANT ROAD | HOUSTON, TEXAS 77066 | 281.444.6960 | SAN ANTONIO | 3359 SE LOOP #10 | SAN ANTONIO, TEXAS 78222 | 210.628.1090

## Vance Rodgers

---

**From:** Edward Montana <emontana@gbra.org>  
**Sent:** Monday, February 01, 2016 3:34 PM  
**To:** Vance Rodgers  
**Subject:** RE: INFORMAITON NEEDED PLEASE Pumping Capacity by Well 2-1-2016

**Importance:** High

3B – 450 gpm  
4B - 350 gpm  
5A – 250 gpm  
9A – 600 gpm  
10A - 650 gpm  
11 - 580 gpm  
12 - 600 gpm

We will be visiting with you all about well 11 soon. It has been giving us problems with pumping sand.

Let me know if you need any other information. Thx em

---

**From:** Vance Rodgers [<mailto:vrodgers@lockhart-tx.org>]  
**Sent:** Monday, February 01, 2016 9:04 AM  
**To:** Edward Montana  
**Subject:** INFORMAITON NEEDED PLEASE

Edward:

WATER WELL PUMPING CAPABILITIES BY WELL

Thanks

Vance Rodgers  
City Manager  
(512) 398-3461, ext 224  
Cell (512) 376-8149  
Fax (512) 398-5103

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# *Agenda*

Date: March 7, 2016

Time: 9:00AM to 11:00AM

Place: Lockhart City Hall

To: Eduardo Montana, Vance Rodgers, Sean Kelley, John Smith, Juan Pena, Jim Wyatt

0900-0905 Review Agenda

0905-0930 Discuss System Updates to meet the Revised Total Coliform Rule

0930-1000 Repairs to the City of Lockhart Well pump Station

1000-1030 Discuss #11 Ground water well and Pump Repair

1030-1100 SCADA upgrade Discussion

# Action Items:

- Discuss System Updates to meet the Revised Total Coliform Rule.

- 1) Sean Kelly and Eduardo Montana- City will review the information packet and work with GBRA to finalize sample sites and submit documents to the state by March 31, 2016.

- Repairs to the City of Lockhart Well Pump Station.

- 2) Sean Kelly Obtain scope and pricing to install a valve on the header downstream of #18 valve. Determine if the valve can be installed with the system online and in service or offline.

- 3) Eduardo and Sean Following valve installation it needs to be determined how and when to facilitate the replacement of the remaining system valves and who will conduct the work.

- Discuss #11 Ground water well and Pump Repair: Well is pumping a lot of sand and productivity is less than 1/3.

- 4) Eduardo and Juan Pena obtain scope and pricing for Preventative Maintenance program for Lockhart Ground water wells and present to the City for review

Continued on next page

• SCADA upgrade Discussion

- 5) Jim Wyatt to determine if the upgrade can be implemented during this fiscal year and if so, provide the Scope to the City for Council review and possible budget amendment.
- 6) Jim Wyatt make improvements to the RF system as described during the meeting to improve performance

• Miscellaneous

- 7) GBRA Obtain pricing for Filter media replacement for budget planning.
- 8) GBRA Revisit Electrical upgrade project, obtain pricing for consultant to provide a preliminary Engineering Design
- 9) GBRA Determine if Bacteria tests can be taken on the pump discharge piping
- 10) Lockhart Research re-lining on #11 well and provide GBRA an answer on moving forward on the project



**Lockhart Division**  
**Lockhart Water Treatment Plant System**  
**Operating Plan for Fiscal Year ending 8/31/16**

**BACKGROUND**

The following Work Plan and Budget is based on operating and maintaining the Lockhart Water Treatment Plant, booster station and seven water wells. The projected water production for FY 2016 is 155.57 MG or 0.426 MGD. This is 8.59 MG greater than the FY 2015 estimate. Total water needs for the City is estimated to be approximately 579.82 MG. Additional water required by the City of Lockhart will be supplied by the GBRA surface water treatment plant located in Luling and delivered through the Luling/Lockhart Treated Water Delivery System.

*1580 million gals yrly*

Three operators from the Lockhart Water Treatment Plant System are responsible for operating and maintaining the plant and ground water production facilities. Personnel from the Lockhart Wastewater Reclamation System assist in the operations and maintenance of the ground water system. All water and wastewater treatment activities are supervised by the Lockhart Operations Manager. Serving as facilitators to the Lockhart Operations team are the Division Manager-Hays and Caldwell Counties and the Operations Manager-Upper Basin, both located at GBRA's Seguin office. Additional support will be received from the Seguin office in the form of engineering, electrical, purchasing and administrative functions.

**REVENUE SOURCES AND TRENDS**

After signing a contract with the City of Lockhart in September 2000, GBRA assumed the operation of the City's 4.0 million gallon per day (MGD) groundwater treatment plant and water wells on October 1, 2000. This contract provides that GBRA does not over-recover nor under-recover the costs of operating the System.

The budget is based on a total estimated annual water treatment of 155,568,000 gallons. The budgeted FY 2016 revenue for the Lockhart Water Treatment Plant System is \$693,597 which is \$32,592 or 4.93% more than last year's budget. Some of this increased revenue budget simply relates to a slightly higher volume of water being produced by the system and the associated higher operating costs to produce the water. Another perhaps more significant reason for the higher revenue budget is the costs and related reimbursement by the City of Lockhart for substantive upgrades to the communication system (SCADA) that assists in the operation of the plant and wells.

**CAPITAL ADDITIONS AND OPERATING EXPENDITURES**

Due to the nature of the GBRA and City of Lockhart contract, the capital additions and operating expenditure budget for FY 2016 also amounts to \$693,597, which is \$32,592 more than FY 2015. Two of the major operating expenses for the ensuing fiscal year are for power and chemicals. Chlorine, orthophosphate, and fluoride are the primary chemicals required at the water treatment plant in order to properly treat and maintain the water quality in accordance with Texas Commission on Environmental Quality (TCEQ) requirements. Chlorine is a disinfectant for the water. Orthophosphate is used as a corrosion inhibitor and as such, protects the City's distribution system and assures the delivery of high quality water. Fluoride is added pursuant to Texas Department of State Health Services Fluoridation Program recommendations. The total chemical budget for FY 2016 is \$39,794. Power will also be a major expense for the upcoming year amounting to \$61,262, or \$3,383 more than FY 2015.



## CITY OF LOCKHART COUNCIL AGENDA ITEM

<b>CITY SECRETARY'S USE ONLY</b>	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<b>Council Meeting Date: April 5, 2016</b>			
Department: Administration		Initials	Date
Department Head: Connie Constancio	Asst. City Manager		
Dept. Signature: <i>Connie Constancio</i>	City Manager	<i>[Signature]</i>	<i>4.1.2016</i>
Agenda Item Coordinator/Contact (include phone #): Connie Constancio, 398-3461 ext. 235			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER			
<b>CAPTION</b>			
Demonstration by ezTask and discussion about website redesign for the City of Lockhart, and discussion and/or action to consider awarding a website redesign contract to ezTask of Richmond, Texas in the amount of \$7,990.			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input checked="" type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
FISCAL YEAR:	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS
Budget		\$14,000	\$2,000
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item		\$7,990	\$2,000
<b>BALANCE</b>	\$0.00	\$6,010	\$2,000
<b>FUND(S): \$14,000 budgeted in FY 2015-2016 for website redesign to be paid out of Cable Education Fund</b>			
<b>SUMMARY OF ITEM</b>			
ezTask will provide an on-line demonstration of their website software as directed by Council during the March 1, 2016 meeting.			
Council also directed staff to survey cities to determine why they chose CivicPlus instead of ezTask. (A list of questions and answers is attached.) The survey reflects that most cities that use CivicPlus did not obtain a quote from ezTask therefore they were not aware of the services offered by ezTask.			
Staff also surveyed three cities that use ezTask and asked why they chose ezTask instead of CivicPlus. (A list of questions and answers is attached) The survey reflects that ezTask customers did obtain a quote from CivicPlus and chose ezTask because they offer the same features at a lower cost.			
<b>STAFF RECOMMENDATION</b>			
Staff recommends that a website redesign contract is awarded to ezTask in the amount of \$7,990.			
List of Supporting Documents:		Other Departments, Boards, Commissions or Agencies:	
<ul style="list-style-type: none"> <li>• Quotes from all vendors</li> <li>• Survey – “Why CivicPlus”?</li> <li>• Survey – “Why ezTask”?</li> </ul>		<ul style="list-style-type: none"> <li>• ezTask</li> </ul>	

**WEBSITE REDESIGN  
FOLLOW-UP WITH OTHER CITIES**

**MARCH 8, 2016**

**WHY CIVICPLUS?**

<b>CITY</b>	<b>When was your last website redesign/quote process?</b>	<b>Did you seek a quote from both ezTask and CivicPlus?</b>	<b>If so, why did you choose CivicPlus instead of ezTask?</b>	<b>Any complaints about your current website by CivicPlus?</b>	<b>Daily or monthly hits?</b>
<b>LaMarque (Pop. 15,154)</b> <i>Kyle Hunter</i>	Several years ago.	No quote from ezTask.	N/A	Very Pleased with CivicPlus.	350/day – uses Google Analytics program.
<b>Elgin (Pop. 9,916)</b> <i>Sherry</i>	Not sure. Quotes were received prior to her employment.	Not sure.	Not sure.	No complaints. Staff and citizens happy with CivicPlus.	Unsure. Do not use that feature.
<b>Sinton (Pop. 6,625)</b> <i>Kathy</i>	A few years ago.	No quote from ezTask.	N/A	No complaints. Staff and citizens happy with CivicPlus.	Uses Google Analytics program.
<b>Taylor (Pop. 16,233)</b> <i>Susan</i>	10 years ago.	No quote from ezTask.	N/A	No complaints. Staff and citizens happy with CivicPlus. CivicPlus also recently created a mobile app for city as requested by citizens.	Uses Google Analytics program.
<b>Luling (Pop. 5,659)</b> <i>Jessica</i>	Several years ago and it took one year to go Live.	Yes.	CivicPlus offers: <ul style="list-style-type: none"> <li>• Portal Page</li> <li>• Web Page had a better look</li> <li>• More user friendly (background work)</li> </ul>	No complaints or feedback from citizens.  Staff happy and finds CivicPlus user friendly.	Do not use that feature.

**WEBSITE REDESIGN  
FOLLOW-UP WITH OTHER CITIES**

**MARCH 8, 2016**

**WHY ezTASK?**

<b>QUESTION</b>	<b>Bastrop (Pop. 8,438) Andres Rosales</b>	<b>Pasadena (Pop. 152,735) Wayne Holt</b>	<b>Sweetwater (Pop. 10,943) Lisa</b>
<b>How long have you used ezTask?</b>	5 plus years	We have used ezTask for at least eight years, through an initial website setup and a complete design redo about three years ago.	Since Feb 2016
<b>When seeking quotes for website redesign, did you also receive quote from CivicPlus? If so, why did you choose ezTask over CivicPlus?</b>	Yes we did ask for CivicPlus. Cost was a big deal. Get the same features for 20—30% less.	Yes. CivicPlus is a very comprehensive website package and they do offer features that ezTask doesn't at this point. But the cost differential was so great we decided to use a few less bells and whistles and have a significantly more economical website that still was very functional and attractive. CivicPlus was several times the total cost of the ezTask fully developed site.	Yes. Used to use CivicPlus for website services. Changed to ezTask because they offer the same features as CivicPlus at a lower cost.
<b>Is staff satisfied with the website editing methods and it's features?</b>	Yes we are in the process of upgrading to the latest version.	Yes.	Yes. Very user friendly. Currently only have two individuals posting information on website.
<b>Do citizens/visitors believe your website is user friendly and informative?</b>	Yes we get people that say it's easy to move around in. We send out a survey every 3 years when we do a website redesign.	Yes, we have had numerous comments that finding information on the site is very easy using the Mega Menus at the top of most pages. We have three or four ways to find specific information besides the Search function. ezTask can design that into any site.	Have not had feedback from citizens.
<b>Can citizens report a complaint on your website?</b>	Yes we use PublicStuff for our mobile app and for citizen request tracker. It interfaces with Call Center from Incode.	We use a web-based email form that sends to our city services tracking group, Pasadena ActionLine. CivicPlus has the ability to do other types of tracking, again significantly more expensive.	No. They currently do not use the complaint portal offered by ezTask.
<b>If your city explores another website redesign, will your city continue to utilize ezTask's services?</b>	Yes we are in that process right now. We just went out for comparison from CivicPlus, Ez-Task, and Vision Internet.	I am sure we would narrow our search down to just a couple of possibilities, ezTask being right at the top of the list. They do outstanding work, great design and have a user interface for entering content that is friendly and easy on the eyes.	Lisa is not sure. Too soon to tell.
<b>Other comments about ezTask, if any?</b>	Great company. Fast support and very friendly team. We have been very pleased with everything thus far. They have been able to accomplish anything we have asked.	After sale communication and service has been outstanding. ezTask, in all the years we've worked together, has never slackened in prompt, professional and effective communication and assistance. The best website in the world can still be frustrating if the developers do not have a customer response plan in place. ezTask has always been there for us the entire time, and it would be a good idea to make sure any website developers you engage has this part down. There are issues that come up years down the road that you will need good advice on; that's an area that ezTask excels at. If you think your folks will need ongoing support, make that a big part of your decision.	ezTask is very user friendly and it was easy for staff to learn the editing process.



CITY OF LOCKHART COUNCIL AGENDA ITEM

HISTORY

CITY SECRETARY'S USE ONLY <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Council Meeting Date: March 1, 2016			
Department: Administration		Initials	Date
Department Head: Connie Constancio	Asst. City Manager		
Dept. Signature: <i>Connie Constancio</i>	City Manager	<i>PC</i>	<i>2/26-26/15</i>
Agenda Item Coordinator/Contact (include phone #): Connie Constancio, 398-3461 ext. 235			
ACTION REQUESTED: <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER			

CAPTION

Discussion and/or action to consider awarding contract to ezTask of Richmond, Texas in the amount of \$7,990 for a website redesign for the City of Lockhart, Texas.

FINANCIAL SUMMARY

N/A    GRANT FUNDS    OPERATING EXPENSE    REVENUE    CIP    BUDGETED    NON-BUDGETED

FISCAL YEAR:	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS	TOTALS
Budget		\$14,000	\$2,000	\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item		\$7,990	\$2,000	\$0.00
BALANCE	\$0.00	\$7,990	\$2,000	\$0.00

FUND(S): \$14,000 budgeted in FY 2015-2016 for website redesign to be paid out of Cable Education Fund

SUMMARY OF ITEM

In the past couple of years, staff has noticed that the public does not find the City of Lockhart's website to be user friendly and some Councilmembers have asked that a redesign be explored. This is the result of the redesign exploration.

In December 2015, staff received quotes and conducted on-line demonstrations from four vendors, DotCommand Center (City's current website service), ezTask, Civic Plus, and Vision Internet to redesign the City of Lockhart's website. The lowest bid is by DotCommand Center in the amount of \$6,000 plus. ezTask is the second-lowest bid in the amount of \$7,990. Attached is the synopsis of the quotes received by city staff and a list of features that each company offers.

Connie Constancio and Julie Bowermon are currently the only two employees that have the knowledge to maintain the website that is hosted by DotCommand Center(DCC). DCC has been great to work with and Ms. Vickie Finney is always helpful with troubleshooting or fixing website update errors.

Staff is seeking a company to redesign and host the City of Lockhart's website that is welcoming and user friendly for citizens and also user friendly for staff. Staff's goal is to enable departments to maintain pages that pertain to their department after the initial web content migration that is user friendly in a drag and drop or almost MS Word type of software. After viewing demonstrations from all four website vendors, staff has determined that both ezTask and CivicPlus offer these options and both are user friendly to website visitors and staff. Vision Internet also has a great product yet the cost of \$24,000 is over the budgeted amount of \$14,000. DCC will provide website visitors with an easier user capability, upgraded website software that has improved in regards to features involving fonts, uploading photos/PDFs yet the software is limited to templates created by DCC and still requires some knowledge of HTML. For this reason, staff recommends awarding the website redesign service to ezTask of Richmond, Texas.

STAFF RECOMMENDATION

Staff recommends that the website redesign is awarded to ezTask in the amount of \$7,990.

List of Supporting Documents:

- Quotes from all vendors & sample pages

Other Departments, Boards, Commissions or Agencies:

# CITY OF LOCKHART WEBSITE REDESIGN

## QUOTES

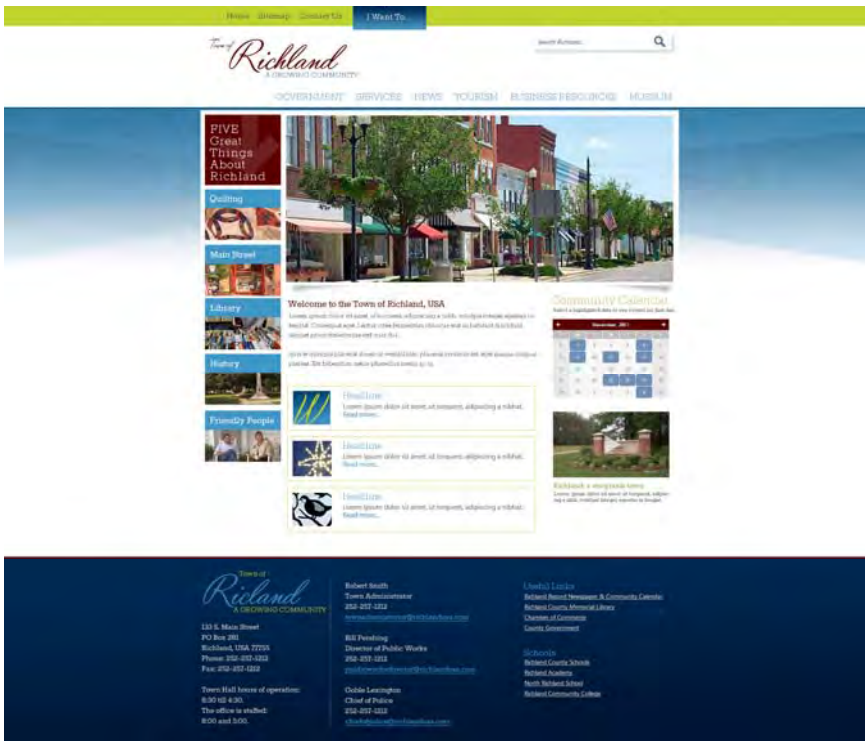
COMPANY	CONTACT INFO	COST: OPTION 1- (DESIGN ONLY)	COST: OPTION 2- (DESIGN & CONDUCT DATA TRANSFER	OTHER CITIES THAT USE THEIR SERVICES	DATE QUOTE RECEIVED
ezTask	Glenn Schalles 281/239-3227 <a href="mailto:glenn@eztask.com">glenn@eztask.com</a>	\$6,955 – initial \$2,388 – annual web hosting begins year 2	ONE homepage design <del>\$9,075</del> \$7,990– initial \$2,144 – \$2,000 annual web hosting begins year 2	<ul style="list-style-type: none"> <li>• Alvin, TX</li> <li>• Pasadena, TX</li> <li>• TX Assoc of Counties</li> <li>• Bastrop, TX</li> </ul>	May 22, 2015  Updated quote: October 5, 2015
CivicPlus	Andrew Dame 785/370-5445 <a href="mailto:dame@civicplus.com">dame@civicplus.com</a>	\$9,949 – initial cost \$2,399 - annual web hosting begins year 2	ONE homepage design  \$13,734 <del>\$14,000</del> – initial cost 20 140 pg content migration <del>\$2,399</del> – \$3,892 annual web hosting begins year 2  A 3 <sup>rd</sup> option at a higher price	<ul style="list-style-type: none"> <li>• La Marque, TX</li> <li>• Sinton, TX</li> <li>• Taylor, TX</li> <li>• Elgin, TX</li> <li>• Luling, TX</li> </ul>	May 22, 2015  Updated quote: Nov 3, 2015
Vision Internet	Greg Lombard 817/857-1126 <a href="mailto:glombard@visioninternet.com">glombard@visioninternet.com</a>		ONE homepage design  \$23,975 – initial * 50 pg content migration ** Add \$1,445 per 50 pg content migration  \$2,400-annual web hosting fee W/O maint & support begins year 2  \$6,600-annual web hosting fee WITH maint. & hosting	Cedar Park, TX Bee Cave, TX Keller, TX San Angelo, TX	May 22, 2015
Dot Command	Vickie Finney <a href="mailto:vfinney@dotcommand.net">vfinney@dotcommand.net</a>		ONE homepage design  Redesign estimate: \$6,000 Includes Content migration estimate: \$500	McMullen County, TX	December 10, 2015

**COMPARISON CHART  
WEB REDESIGN OPTIONS**

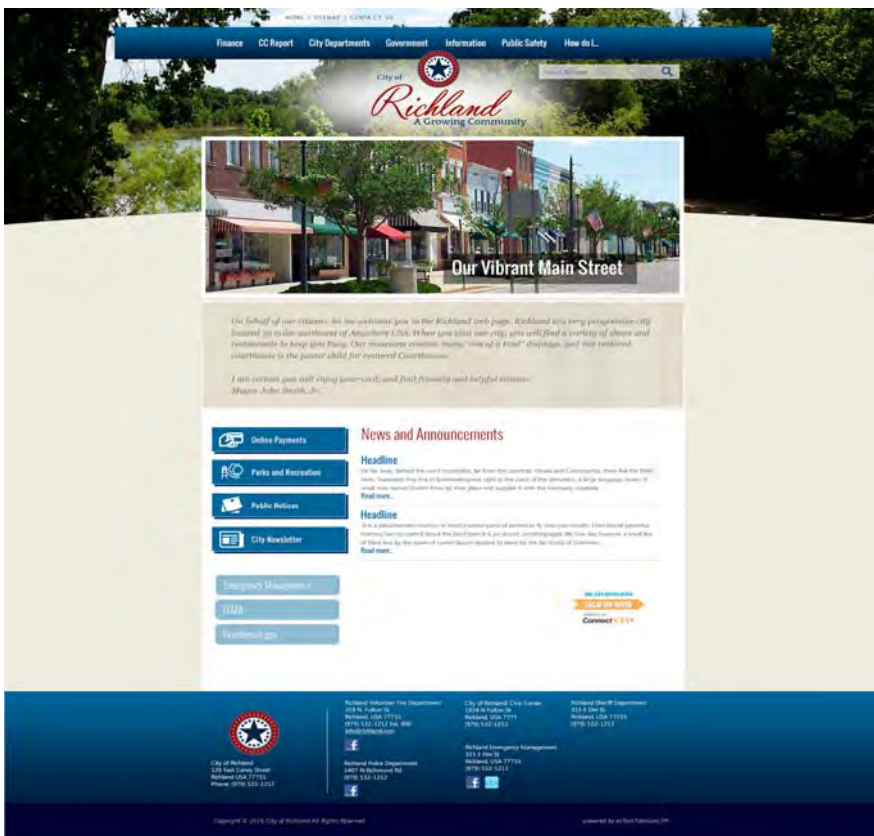
December 2015

FEATURE	EZ-TASK	CIVICPLUS	DOT COMMAND	VISION INTERNET
One time initial fee	Premium Plus Website & Module Pkg (Document Mgr, Communicates Suite, Database Module) \$7,990	\$10,108 Plus \$3,892 (ongoing protections svcs) TOTAL: \$14,000	\$6,000	\$23,975
Annual web hosting/protection svc fee (after 1 <sup>st</sup> year)	\$2,000	\$3,892	\$960	\$2,400-\$6,600
On-line training for staff	Included (unlimited)	Included	Included	Included
On-site training for staff	\$750 per day	3 days Additional \$10,000	Verbal acknowledgement - One day could be included	\$3,290-one day
User friendly to website viewer	Yes	Yes	Yes	Yes
User friendly for city staff	Yes Drag & Drop edit method	Yes Drag & Drop edit method	No Template & HTML edit method	Yes
On-line "contact us" <i>(citizen comment directed to the specific departmental e-mail as we assign)</i>	Yes	Yes	Yes	Yes
On-line Calendar to show events, etc.	Yes	Yes	Yes	Yes
Translates Website to any language for the viewer <i>(Google translate)</i>	Yes	Yes	Yes	Yes
Unlimited media, file storage, bandwidth, web pages, and users/accounts	Yes	Yes	Yes	Yes
Support available 24/7/365	Yes	Yes	Yes	Yes
On-line payments	Yes	Yes	Yes	Yes
Website responsive design (PC to Cell phone)	Yes	Yes	Yes	Yes
Control panel (Assigned "webmaster" approves edits from other depts prior to posting live)	Yes	Yes	Yes	Yes
Emergency alert <i>(Alert shows on the top of each page)</i>	Yes	Yes	Unsure	Yes
Secure site	Yes	Yes	Yes	Yes
Supports Social Media	Yes	Yes	Yes	Yes

# ezTASK FRAMEWORK SAMPLES



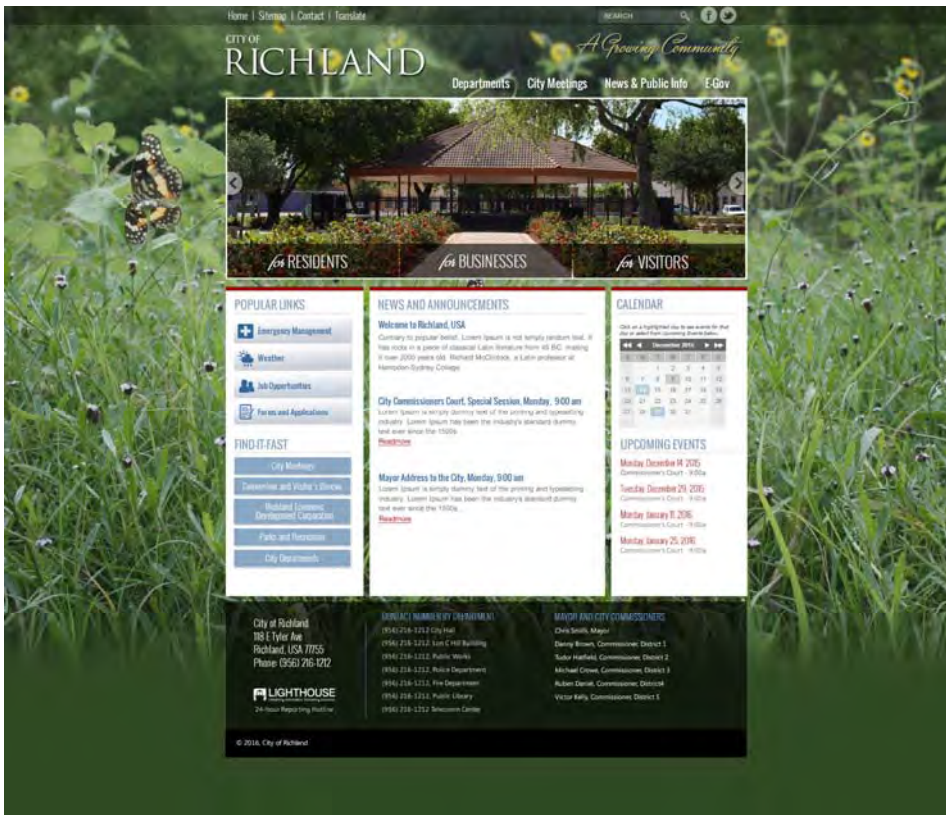
FRAMEWORK 1



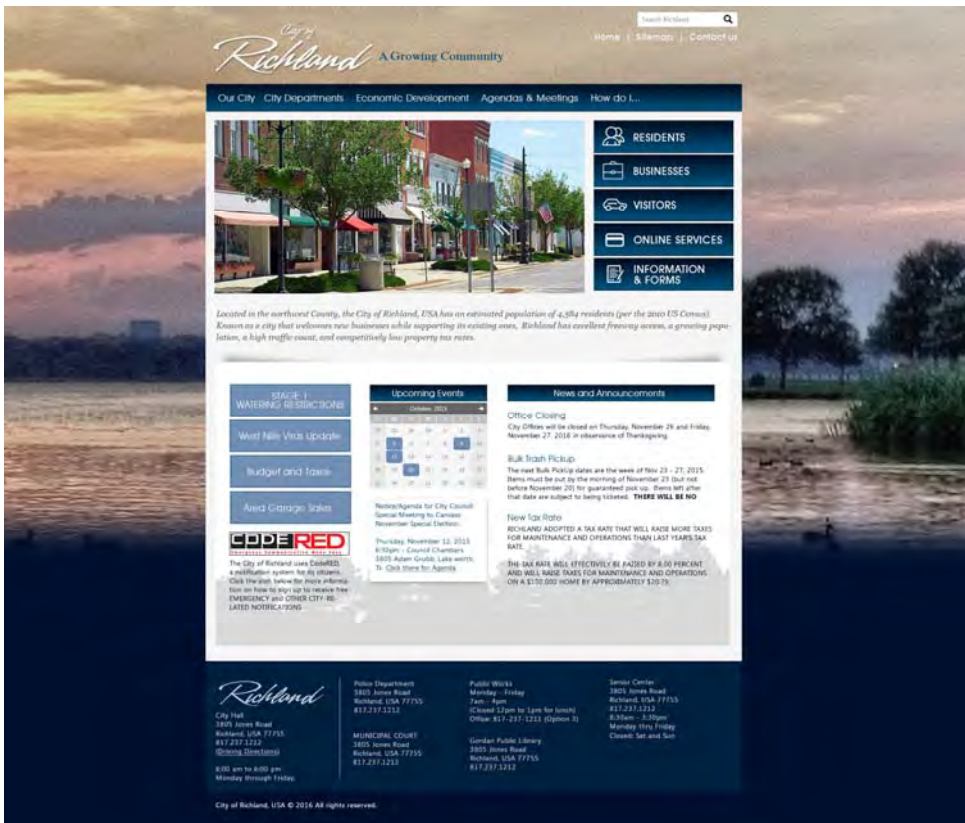
FRAMEWORK 2



# ezTASK FRAMEWORK SAMPLES

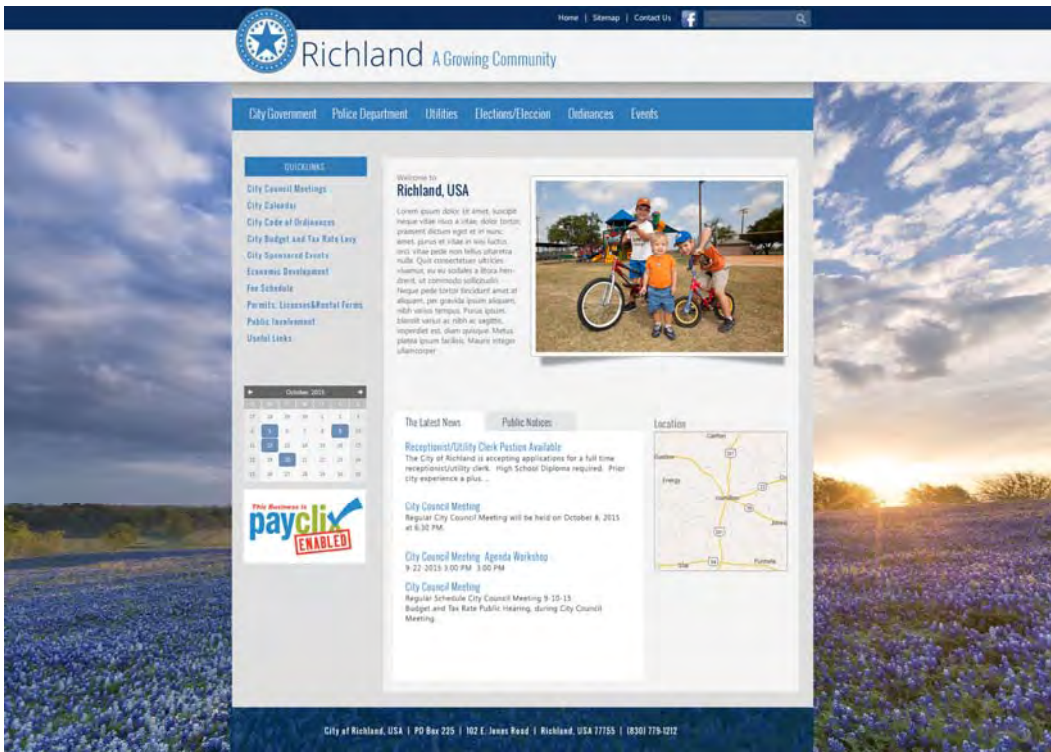


FRAMEWORK 3



FRAMEWORK 4

# ezTASK FRAMEWORK SAMPLES

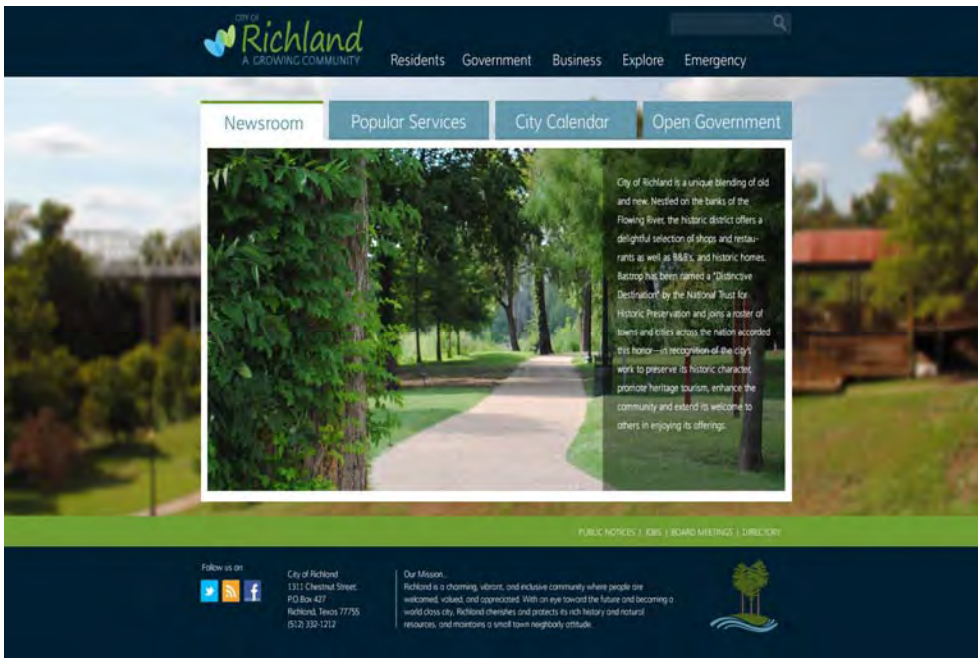


FRAMEWORK 5

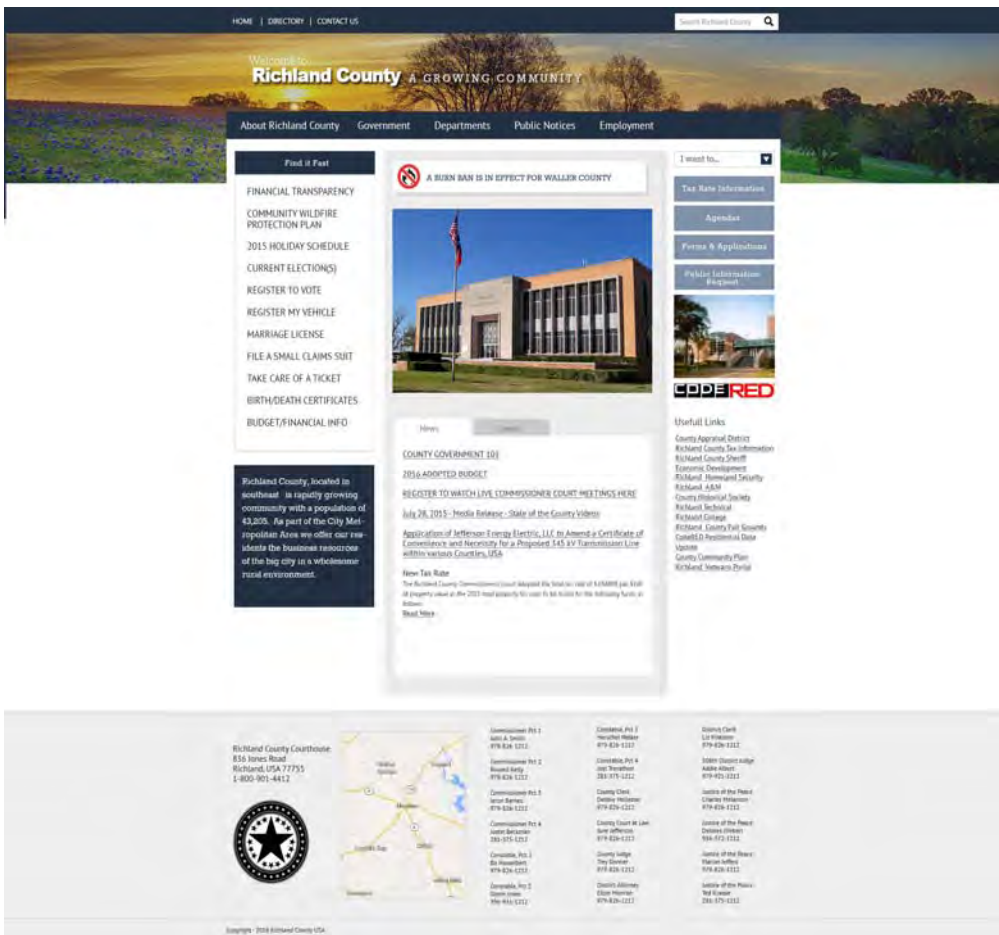


FRAMEWORK 6

# ezTASK FRAMEWORK SAMPLES



FRAMEWORK 7



FRAMEWORK 8



ezTask.com, Inc.  
 210-A Morton Street  
 Richmond, TX 77469  
 1-800-921-6764  
 Fax: 281-239-7095

## Price Quote

Proposal to:  
 Connie Constancio  
 City of Lockhart, TX  
 308 W. San Antonio Street  
 Lockhart, TX 78644

Date:	10/5/2015
Quote #:	05050915

Prepared by:  
 Glenn Schalles  
 (281) 239-3227  
 glenn@eztask.com

Products and Services	Subtotal
Premium Plus Website	\$3,995
Premium Plus Module Package (Document Manager, Communications Suite, Database Module)	\$995
Content Migration (20% Discount)	\$3,000
<b>Total Costs (First Year)</b>	<b>\$7,990</b>

The above total includes initial setup fees as well as Web Hosting services for the first year. The following recurring fee (based on product selections and options) includes unlimited support and maintenance services and is billed annually.

Web Hosting (Recurring)	\$2,000
-------------------------	---------

### Optional Features and Specialized Services

ezTask offers additional modules, upgrades, and services to customize and enhance the use and management of your website. Please see included Price List for scope details and pricing.



Scope of Services

ezTask.com, Inc. has years of experience providing quality websites and web services that transform communication between residents, citizens, and local government entities. We stand behind all of our products and services with a 100% satisfaction, money-back guarantee.

Web Hosting Services	Fully-managed web hosting services, including nightly data backup, required software updates, server maintenance, and allocation of sufficient bandwidth and storage space for City of Lockhart, TX websites and web content for the duration of the contract period.
Setup and Installation	Includes setup and installation of website and web services, as well as installation and/or fulfillment of additional products, product options, and/or services as outlined in this document.
Customer Support	World-class technical service and support available 24/7/365. Includes unlimited access to ezTask's online support site ( <a href="http://support.eztask.com">http://support.eztask.com</a> ), which houses a comprehensive software knowledgebase and documentation, community forums, video tutorials, and a support case ticketing system.
Training and Materials	Live, online training for content managers will be conducted by ezTask staff, and supplemental materials will be provided to City of Lockhart, TX as a resource for subsequently training additional staff.
Website Analysis	ezTask will conduct a review of existing City of Lockhart, TX website(s) to assess current authoring processes, content publishing needs, navigation requirements, media content needs, and/or application usage.
Premium Plus Website	Creation of a fully-custom, Premium website, managed with ezTaskTitanium™ Content Management System (CMS). Includes one-on-one design development with an ezTask Design Expert, as well as unlimited software access and user accounts.
Premium Plus Module Package (Document Manager, Communications Suite, Database Module)	ezTask will install Premium Plus Module Pack to include Document Mqanager, Database Module and Communications suite into new Titanium Premium PLus website project
Content Migration	Full service migration of existing web content to new website (based on quantity of hours purchased).



Additional Information

Optional Features and Services (Price List)		
Communications Package	Full-featured blogging with effortless automation, RSS aggregator, widgets, and more.	\$1,500
Content Migration	All-inclusive migration of your existing web content to your new ezTask website.	By Quote
Custom Search	Custom search engine for your website - replaces third party utilities.	\$1,100
Database Module	Generate content in a spreadsheet application and simply import the file or connect to an existing data source using an LDAP connection. Automatically update database resources, such as staff directories, archives, menus, and more.	\$1,100
Employment Module	Post job opportunities and receive applications and resumes automatically by email.	\$1,500
LDAP Authentication	Connect to Active Directory or any source with LDAP connectivity. Dynamically updated when user accounts are created, suspended, or deleted.	\$2,500
MegaMenu Upgrade	Clear navigation layout - ideal for large websites with an extensive menu structure.	\$1,100
Mobile Websites	Optimization of content and design to suit mobile web access.	\$1,100
Onsite Training	Hands-on training at your facility by an expert ezTask Instructor.	By Quote
Website Management	Complete website maintenance – content management, updating, and more.	By Quote

Customer References

Texas Association of Counties (TAC)  
 County Information Resources Agency (CIRA)  
 1201 San Antonio Street  
 Austin, Texas 78707

Contact: Brittany Lane  
 Title: CIRA Coordinator  
 Phone: (512) 478-8753  
 Email: brittany.lane@cira.state.tx.us

City of Alvin, Texas  
 216 West Sealy  
 Alvin, Texas 77511

Contact: Mary Dearing  
 Title: Assistant City Manager  
 Phone: (281) 388-4230  
 Email: mdearing@cityhall.cityofalvin.com  
 Website: http://www.alvin-tx.gov

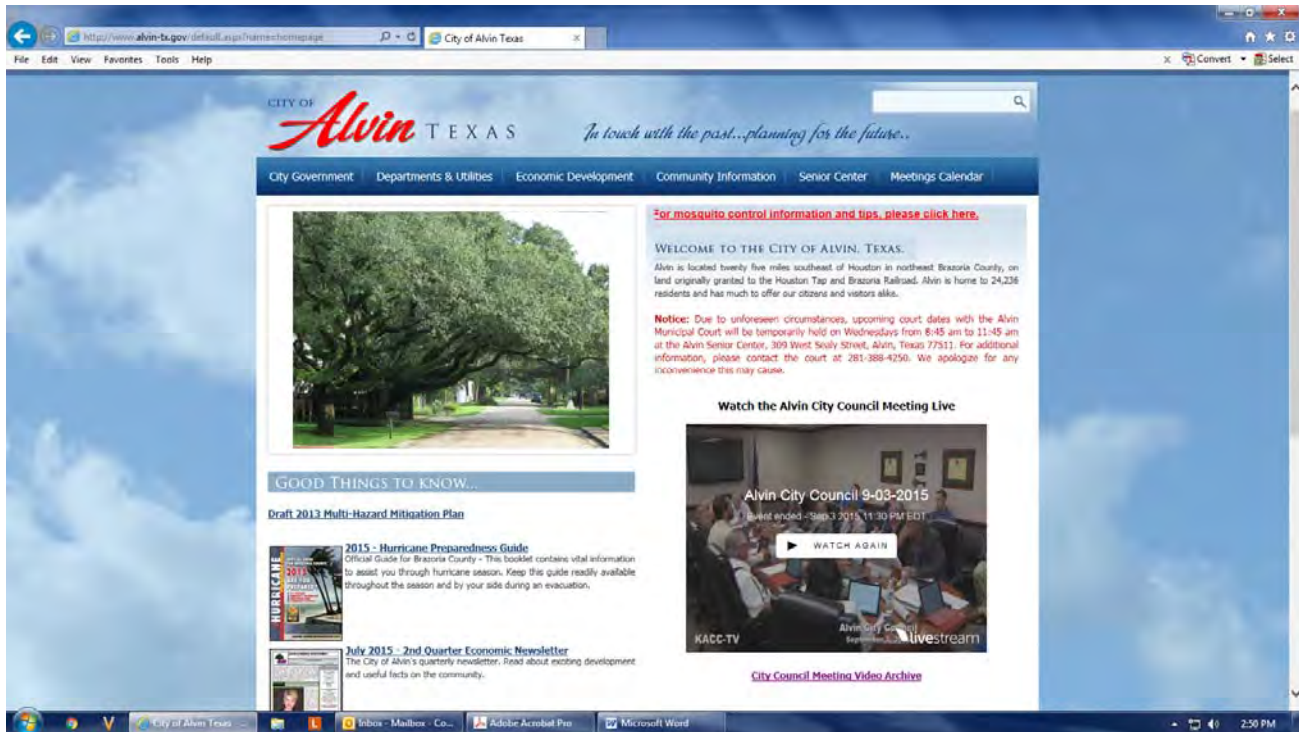
City of Pasadena, Texas  
 1211 Southmore  
 Pasadena, Texas 77502

Contact: Wayne Holt  
 Title: Publications Manager  
 Phone: (713) 475-5511  
 Email: wholt@ci.pasadena.tx.us  
 Website: http://www.ci.pasadena.tx.us

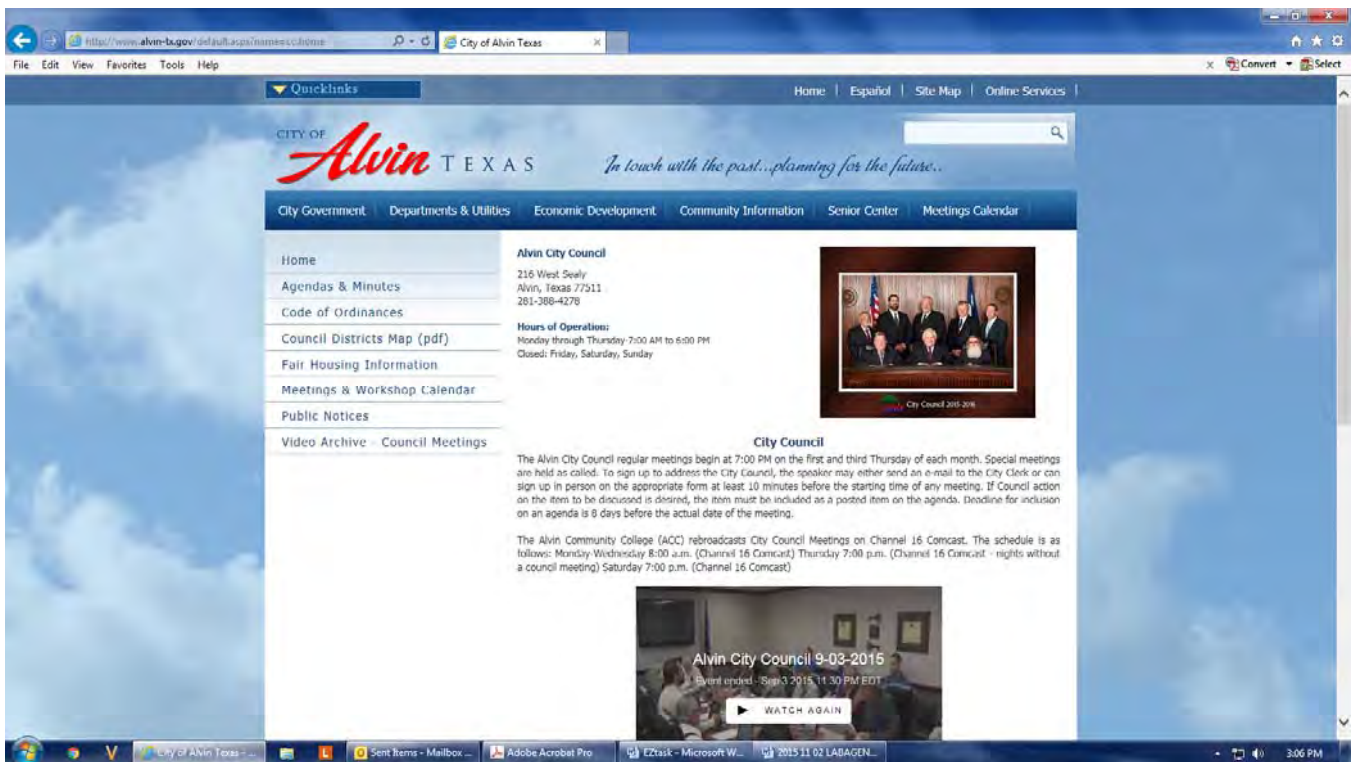
Sealy Economic Development Corp.  
 415 Main Street  
 Sealy, Texas 77474

Contact: Kim Meloneck  
 Title: EDC Director  
 Phone: (979) 885-3511  
 Email: kmeloneck@ci.sealy.tx.us  
 Website: http://www.sealyedc.com

# EZtask

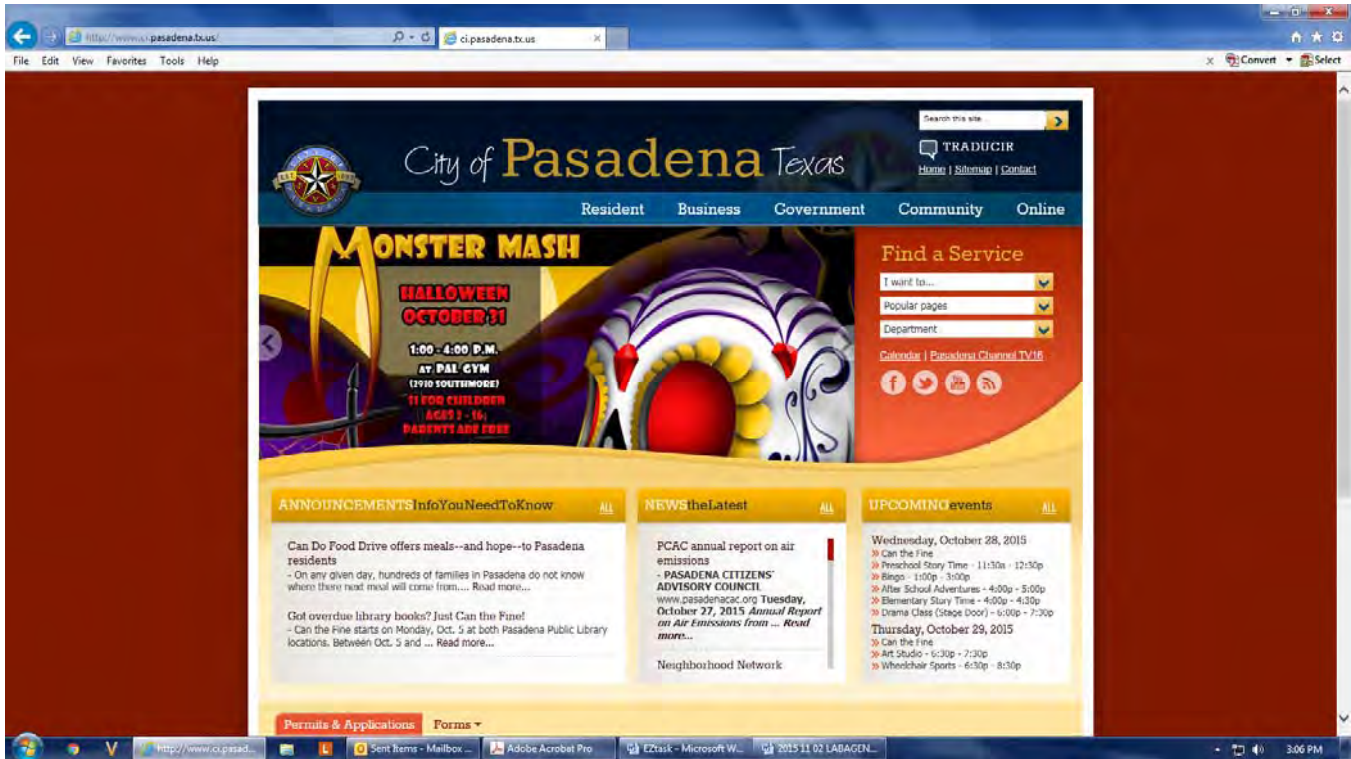


Scrolls pictures  
Forms PDF, not fillable and not on-line forms

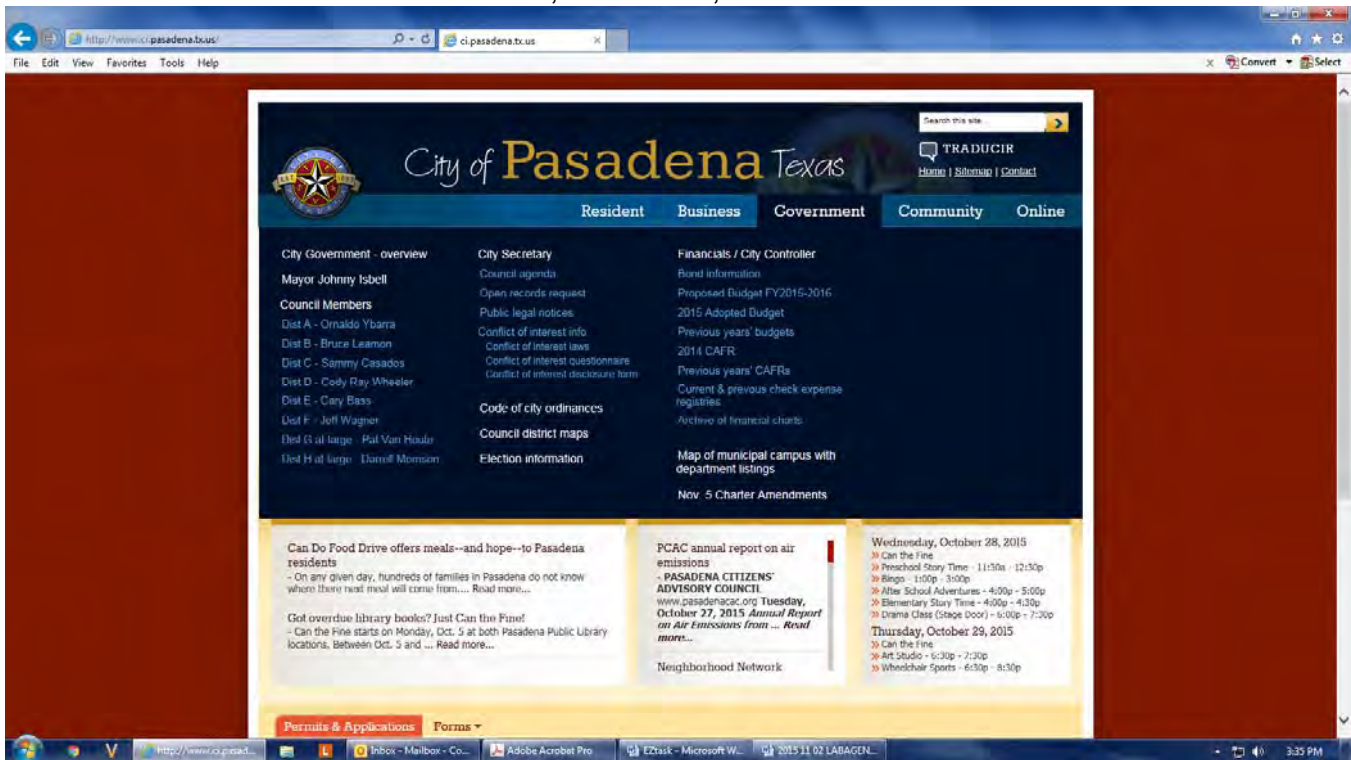


Same format for each page.  
Menu options to the left are created to be specific to the topic of each page.

# EZtask



Scrolls on HOME page reflecting different events  
Forms PDF, not fillable, not on-line forms



Hovering over the tab bring up the entire menu options





ACHIEVING YOUR VISION

**Lockhart, TX**

*November 13, 2015*

*Pricing Valid to December 30, 2015*





# HOSTING AND SECURITY

CivicPlus protects your investment and takes hosting and security of our client sites seriously. Redundant power sources and internet access ensures consistent and stable connections. We invest over \$1.0m annually in to ensure we adapt to the ever-changing security landscape while providing maximum availability. To help ensure your site is protected at the level you need, CivicPlus offers two options for coverage.

### Included Hosting & Security Package

Your system is monitored 24/7/365. CivicPlus’ extensive, industry-leading process and procedures for protecting and hosting your site is unparalleled. From our secure data center facilities to constant and vigilant monitoring and updating of your system, including 99.7% guaranteed up-time. We’ve got you covered.

### Platinum Hosting & Security Package

Ensuring your visitors can access your site and that it continues to be business as usual with least amount of interruption is attainable through the CivicPlus Platinum hosting and security. Cyber security is a high profile topic that makes the news almost daily. Every industry is a target, including local government. Our Platinum package protects your site through all of our included hosting and security features, but also adds the peace of mind of comprehensive and continuous DDoS protection. Our team has been pressure tested by high-profile events and has the experience and expertise to handle any situation. We’ve got you covered.

### Ongoing Protection Services

If you choose the Included Package and experience a DDoS attack or threat, CivicPlus has mitigation and DDoS Advanced Security options that are available to you at the time of event. Whatever your needs are we have an option that will be a fit for your community.



DID YOU KNOW?

Our Network Operations Center, based in Kansas City, MO, is set up specifically for website hosting and administration.

Hosting & Security Features	Included Hosting & Security	Platinum Upgrade Hosting & Security
Data Center		
Highly reliable data center	☑	☑
Managed network infrastructure	☑	☑
On-site power backup & generators	☑	☑
Multiple telecom/network providers	☑	☑
Fully redundant network	☑	☑
Highly secure facility	☑	☑
System monitoring	24/7/365	24/7/365
Hosting		
Automated GCMS software updates	☑	☑

Server management & monitoring	☑	☑
Multi-tiered software architecture	☑	☑
Server software updates & security patches	☑	☑
Database server updates & security patches	☑	☑
Antivirus management & updates	☑	☑
Server-class hardware from nationally recognized provider	☑	☑
Redundant firewall solutions	☑	☑
High performance SAN with N+2 reliability	☑	☑
<b>Bandwidth</b>		
Multiple network providers in place	☑	☑
Unlimited bandwidth usage for normal business operations (does not apply in the event of a cyber attack)	☑	☑
Burst bandwidth	22 Gb/s	45 Gb/s
<b>Disaster Recovery</b>		
Emergency after-hours support, live agent (24/7)	☑	☑
On-line status monitor by Data Center	☑	☑
Event notification emails	☑	☑
Guaranteed recovery TIME objective (RTO)	8 hours	4 hours
Guaranteed recovery POINT objective (RPO)	24 hours	4 hours
Pre-emptive monitoring for disaster situations	☑	☑
Multiple data centers	☑	☑
Geographically diverse data centers	☑	☑
<b>DDoS Mitigation</b>		
<b>Defined DDoS Attack Process</b>		
Identify attack source	☑	☑
Identify type of attack	☑	☑
Monitor attack for threshold engagement	☑	☑
<b>DDoS Advanced Security Coverage</b>		
Continuous DDoS mitigation coverage	<b>Not Included</b> Additional coverage available at time of event. (Additional fees apply)	☑
Content Distribution Network support		☑
Proxy server support		☑
Live User Detection service		☑



# PROJECT DEVELOPMENT ESTIMATE

PRICING VALID THROUGH DECEMBER 30, 2015



DID YOU KNOW

Find out below how our CivicPlus Advantage alternative payment plan can assist you.



## CIVICPLUS REDESIGN GUARANTEE

At the end of your fourth year of continuous service with us, you are eligible to receive a basic website redesign with no further out-of-pocket expense. Your website stays current and doesn't need to be rebuilt from the ground up again!

Project Development & Deployment	Initial GCMS® upgrades, maintenance, support migration of <b>140</b> pages of existing content	<b>\$15,294</b> <b>\$10,108</b>
Project Enhancements & Functionality	<b>3 Days Web Based Training</b> <b>1 Day Content and Navigation Consulting (via phone or web)</b>	Included
Hosting & Security	Hosting server storage not to exceed 10 GB	Included

### Project Development Investment

(Find out below how our CivicPlus Advantage alternative payment plan can assist

### Ongoing Protection Services

### Total First Year Investment

**\$15,294**

**\$10,108**

**\$3,892**

**\$18,294**

**\$14,000**



**Ongoing Protection Services** allows you to receive maximum benefit at minimal cost and Protecting your investment is important. You'll receive system enhancements, maintenance and optimization and have full access to our support staff so your site stays up to date with our latest features and functionality. Includes redundant hosting services, daily backups, extensive disaster recovery plans, 24/7 support, software maintenance, system enhancements, recurring training, and access to the CivicPlus community. *Subject to annual 5% increase beginning year 2*



**CivicPlus Advantage** eases the budgetary impact of your new site and provides a **level payment plan** option which will dramatically lower your Year 1 Investment, project development and start-up costs. Through a minimum four-year contract, this **zero interest plan** spreads your investment costs over the life of the contract.

CivicPlus Advantage	1st year	2nd year	3rd year
Annual Investment Payments	<b>\$8,597</b> \$7,262	<b>\$8,597</b> \$7,262	<b>\$8,597</b> \$7,262

OPTIONAL PROJECT ENHANCEMENTS	One-Time Fee
<b>Pre-Implementation</b> On-Site Kick-Off Meeting Three days on-site.	Optional - <b>\$10,000</b> Add up to six departments per additional day for <b>\$2,200</b>
<b>Phase 1: Content Consultation</b> Three days on-site, up to six departments per day.	Optional - <b>\$10,000</b>
<b>Phase 1: Process Roadmap Consultation</b> Three days on-site.	Optional - <b>\$10,000</b>
<b>Phase 1: Public Engagement Evaluation</b> Two days on-site.	Optional - <b>\$7,800</b>
<b>Phase 1: Website Design Consultation</b> Two days off-site – conducted remotely.	Optional - <b>\$3,600</b>
<b>Phase 1: Intranet Consultation</b> Three days on-site.	Optional - <b>\$10,000</b>
<b>Phase 4: Training/Consulting</b> Two days on-site website review website with department administrators	Optional - <b>\$7,800</b>
<b>Phase 5: Consolidation of Identified External Site</b> Full Content, less than 100 pages	Optional - <b>\$2,450</b>
<b>Phase 5: Consolidation of Identified External Site</b> Full Content, more than 100 pages, 50 page block	Optional - <b>\$1,400 per block</b>
<b>Post-Training: Website Presentation</b> Two days of on-site meetings to present website to stakeholders.	Optional - <b>\$7,800</b>
<b>Post-Training: Three-Month Checkup</b> Held three months after go-live, includes <b>two</b> days on-site of additional consultation/ training.	Optional - <b>\$7,800</b>
<b>Post-Training: Three Day Annual Refresher</b> One day on-site consultation, <b>two</b> days on-site refresher/advanced training.	Optional - <b>\$10,000</b>
<b>Post Go-Live</b> 50 Pages of Additional Content	\$1,450
<b>Virtual Webmaster</b> Five Hours of Content Updates per month.	Optional - \$5,700 /Annual Minimum
<b>Annual Recurring Training</b> Training on new functionality and services	Optional - \$2,000 / Annually



<b>FUNCTIONALITY OPTIONS</b>	<b>One-Time</b>	<b>Annual</b>
<b>CivicMobile App (iOS &amp; Android)</b>	\$5,500	\$1,950
<b>Department Header Package</b> includes up to 20 pages of content migration <i>(No annual fee in the first year; annual fees starts in second year)</i>	\$3,500	\$650
<b>Department Header THEME Package</b> includes up to <b>XX</b> pages of content migration <i>(No annual fee in the first year; annual fees starts in second year)</i>	\$5,000	\$650
<b>CivicSend</b>	TBD	TBD
<b>CivicReady</b>	TBD	TBD
<b>CivicHR - Applicant Tracking</b> <i>(Annual subscription fee is subject to an annual 5% increase year 3 and beyond)</i>	n/a	\$4,495
<b>CivicHR – Onboarding</b> <i>(Annual subscription fee is subject to an annual 5% increase year 3 and beyond)</i>	TBD	TBD
<b>CivicHR – Performance Management</b> <i>(Annual subscription fee is subject to an annual 5% increase year 3 and beyond)</i>	TBD	TBD
<b>CivicHR – HRIS</b> <i>(Annual subscription fee is subject to an annual 5% increase year 3 and beyond)</i>	TBD	TBD
<b>LDAP Integration</b>	\$1,200	\$300
<b>Media Center</b> with Live Streaming Video ( <b>10</b> GB of server storage included)	\$1,000	\$1,000
<b>New Logo Development</b>	\$5,000	n/a
<b>New Logo Development with Branding &amp; Graphics Development</b>	\$7,000	n/a
<b>Subsite</b> includes up to 20 pages of content migration <i>(No annual fee in the first year; annual fees starts in second year)</i>	\$8,000	\$1,575



# CIVIC PLUS

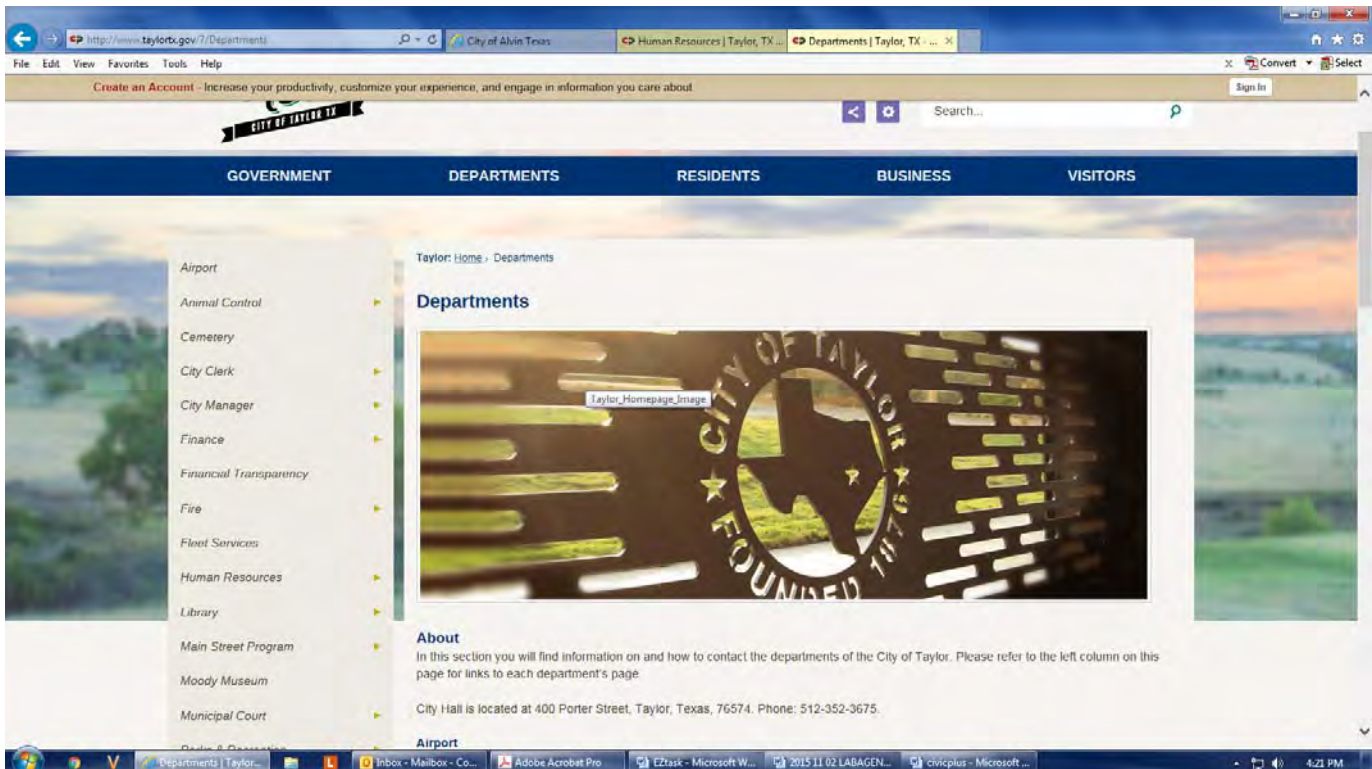


Slide show for event info

Page layouts the same on each page

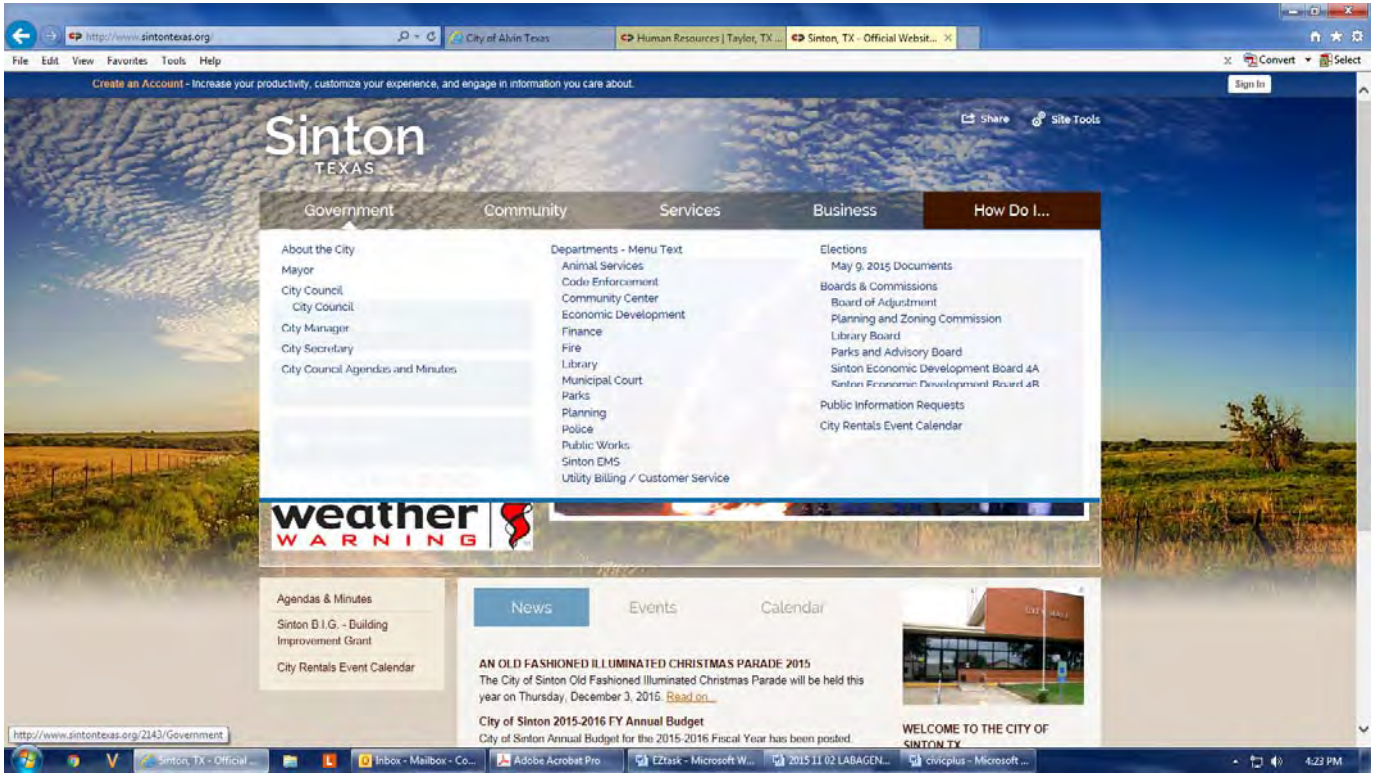
Hover over tab gets full menu options

Left menu options specific to each department

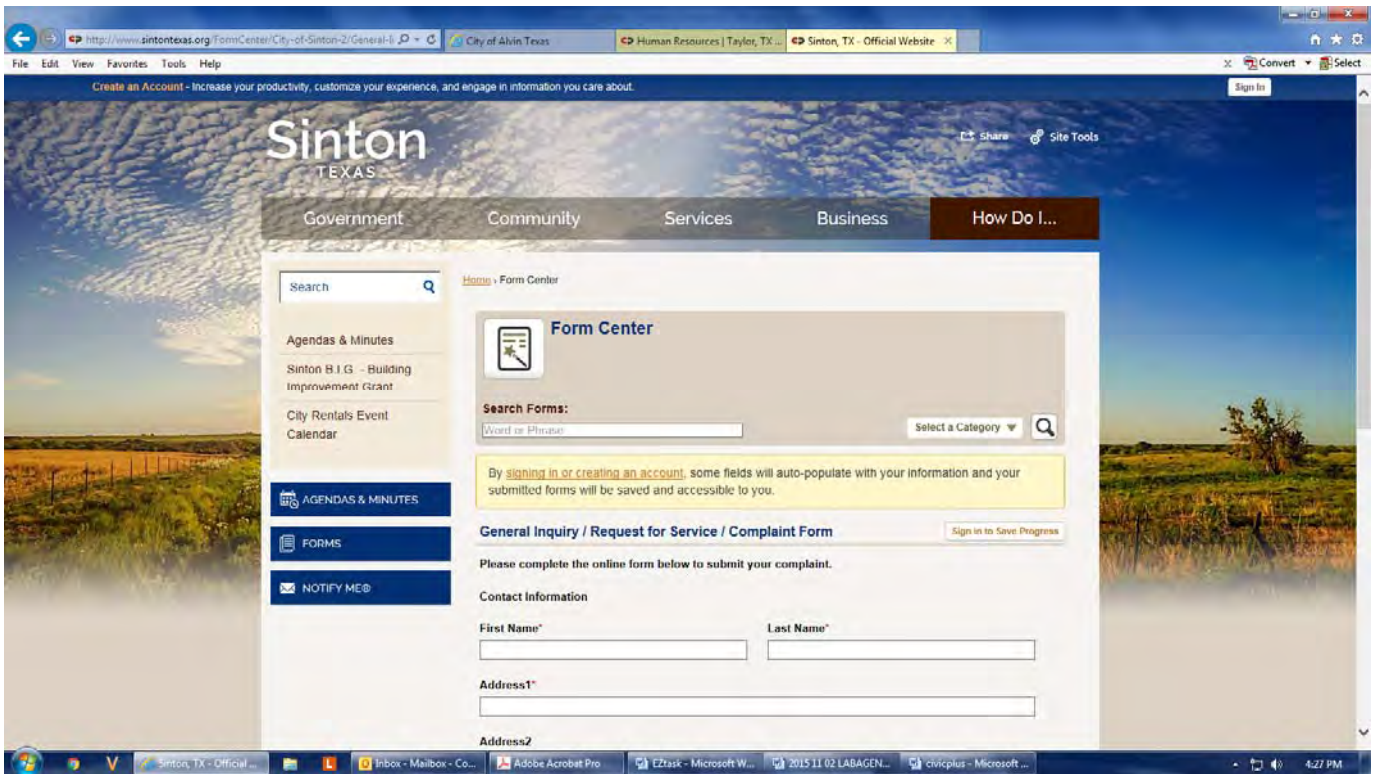


PDF fillable forms – no on-line forms

# CIVIC PLUS



Sinton – hover over tabs opens entire menu.  
Pictures on HOME are slide show



On-line form center! At extra cost



# CIVIC PLUS

The screenshot shows a web browser window with the URL <http://www.sintonexas.org/FormCenter/City-of-Sinton-2/Fix-It-Form>. The page title is "Fix It Form" and includes a "Sign In to Save Progress" link. The main content area contains the following text: "The City of Sinton FixIt Form will help us identify a problem in your area -- and fix it fast. Should a problem require urgent attention, please call us immediately, please call us immediately. For a police emergency, dial 911. Otherwise, call (361) 364 2381. Thank you for your assistance!". Below this is a "Contact Information" section with input fields for "First Name\*", "Last Name\*", "Address1\*", "Address2", "City\*", "State\*", "Zip\*", "Phone Number\*", and "Email Address\*". A section titled "Please indicate the nature of your problem by checking the appropriate box(es) below:" contains a grid of checkboxes for various issues: Pothole, Litter, Noise nuisance, Damaged curb, Road striping, Hazardous parking, Traffic signals, ADA Complaint, Storm sewer leaking/blockage, Weeds, Blocked drainage channel, Water leaking on roadway, Dogs barking, Street Lights, Loose/protruding manhole cover, Abandoned vehicles, Damaged sidewalk, Chemical discharge, Traffic/Road signs, Discrimination Complaint, and Water leaking, Overhanging trees/shrubs.

The screenshot shows a web browser window with the URL <http://www.ci.la-marque.tx.us/FormCenter>. The page header features the "City Of LA MARQUE, TX GATEWAY TO THE GULF" logo and a search bar. A navigation menu includes "Government", "Departments", "Services", "Business", "Community", and "How Do I...". The main content area is titled "Form Center" and includes a "Search Forms:" section with a "Word or Phrase" input field and a "Select a Category" dropdown menu. A yellow box contains the text: "By signing in or creating an account, some fields will auto-populate with your information and your submitted forms will be saved and accessible to you." Below this are sections for "Economic Development" (with a link to "Economic Development Building Information Request"), "Human Resources" (with a link to "Job Application"), and "Police Department".

Online form center

# CIVIC PLUS



Same layout and background on all pages. Menu on left set to specific departments



All translates to different languages



# PROPOSAL

## CITY OF LOCKHART WEBSITE REDESIGN

The following document outlines the proposal from Dot Command Center, Inc to move the current City of Lockhart website to an easier, more robust content management system while providing a new custom design that will make the site easy to navigate and responsive to all media devices.

# PROPOSAL

## CITY OF LOCKHART WEBSITE REDESIGN

### SCOPE OF WORK

Dot Command Center, Inc (DCC) proposes to take the existing content of the City of Lockhart website (located at [www.lockhart-tx.org](http://www.lockhart-tx.org)) and redesign and reorganize the navigation into a new content management system, Kentico CMS. This process will involve a custom design approved by the City of Lockhart, search engine optimization improvements, and training of staff to update the content.

### Design & Navigation

#### INITIAL DESIGN MEETING

The first phase of the project is to come up with a new look and feel for the website. DCC will meet with COL to discuss design requirements, including social media, rotating images, and any other special formatting that is desired. In this meeting we will also discuss the overall navigation and determine the main sub sections.

City of Lockhart will be expected to provide:

- Official logo in high resolution
- Any photos or graphics desired on the website
- Changes to current website content
- Additional information for new website

#### HOME PAGE MOCKUPS

After this meeting, DCC will provide City of Lockhart with 2 different mockups of a new home page for staff to choose from. Each design will include the layout of the home page in responsive views for mobile devices. The parties will meet and discuss revisions. DCC will provide up to 2 revisions until both parties approve the new home page design.

DCC will provide:

- 2 distinct home page mockups in JPG format
  - Including responsive layout

## RESPONSIVE DESIGN

A responsive website automatically adjusts and provides optimal layouts depending on the device that a site is being viewed on.

Often the layout on a mobile device will be displayed in one long column, while a desktop version may be in 3 or 4 columns.

DCC follows the standard grid of Bootstrap.

- 2 revisions

### **SUB SECTION TEMPLATES**

Once the home page is approved, DCC will provide additional mockups for the main sub sections. Another meeting will determine any revisions to these pages.

DCC will provide

- Up to 6 additional sub section mockups in .jpg format.

Examples include a generic sub section page, calendar page, phone directory page, city department page, or a form download page. Exactly which sub sections will have unique templates will be determined in prior meeting.

Once these are approved, the production phase can begin.

### Production Phase

In the production phase, the HTML and CSS are produced and tested. This includes creation of graphical elements and special features such as fading or rotating images, photo tours, and form layouts. Text and photos do not have to be the final content at this point.

### Content Management System

Once the HTML is finalized, it is inserted into the content management system for easy editing by the editors. In this phase, DCC will move over all desired content from the current website and any additional content provided by COL. The majority of content will be put in editable fields that COL will be able to manage on an ongoing basis.

This phase will also include the implementation of any automated forms and defining any specified structured data that will make the website easier to manage.

When all pages are input into the system, DCC and COL will each review the site. COL editors will be trained on how to change and add content.

The content managed system DCC will use is called Kentico CMS

(<http://www.kentico.com/product/web-content-management> ). Features of Kentico include a WYSIWYG editor (which makes editing as easy as formatting in Microsoft Word), blogs, multiple language support, enhanced mobile device support, and an expandable architecture. DCC has at least one certified Kentico developer and is a Kentico hosting partner.

### Search Engine Optimization

During the production phase DCC will include basic search engine optimization elements, including basic meta and title tags, logical URLs, google rich text snippets for locations, Google sitemap, HTML Code Optimization, and Web Standard Compliance.

See <http://www.kentico.com/product/all-features/web-content-management/search-engine-optimization-seo>

## ESTIMATES & TIMELINES

Week 1 – Initial Meeting

Week 2 – Provide Home Mockups

Week 3 – Home Page revisions

Week 4 – Sub Section Mockups

Week 5 - Production

Week 6 – CMS and training

Week 7 – Testing/ Final Content

Week 8 – Launch

### Cost Estimates

Design - \$3.5K

Production -\$1.5K

CMS – \$500

Testing and Training - \$500

Ongoing Hosting: 33/month

(Or \$80/month with up to 2 hours a month of maintenance or customization)

Additional support , updates, and customization available at \$125/hr.

# DOT COMMAND

The screenshot shows the McMullen County website homepage. The browser address bar displays <http://www.mcmullencounty.org/>. The navigation menu includes Home, Calendar, Directories, Government, Justice, Emergency and Community Services, and How Do I... The Government menu is expanded, showing options: Commissioner's Court, County Clerk, County Treasurer, County Tax Assessor/Collector, County Appraisal District, Human Resources, Elections, and Financial Transparency. A map of McMullen County Courthouse is visible, with the address 501 River St, Tilden, TX 78072. The page also features a search bar, news and public notices, and contact information.

The screenshot shows the McMullen County website calendar page. The browser address bar displays <http://www.mcmullencounty.org/Calendar/>. The page title is "Calendar - McMullen County". The calendar is for February 2016. The calendar grid shows the following events:

Day	Event
Feb 7	Item Commissioner
Feb 14	Presidents Day
Feb 15	Item Early Voting
Feb 16	Item Early Voting
Feb 17	Item Early Voting
Feb 18	Item Early Voting
Feb 19	Item Early Voting
Feb 21	Item Early Voting
Feb 22	Item Early Voting
Feb 23	Item Early Voting
Feb 24	Item Early Voting
Feb 25	Item Early Voting
Feb 26	Item Early Voting
Feb 27	Item Early Voting
Feb 28	Item Commissioner

The page also features a search bar, news and public notices, and contact information.



vision internet

2530 wilshire blvd. 2<sup>nd</sup> fl  
santa monica ca 90403

888.263.8847 / 310.656.3100  
310.656.3103 fax  
info@visioninternet.com  
www.visioninternet.com

May 22, 2015

Connie Constancio, City Secretary  
City of Lockhart  
308 W. San Antonio St.  
Lockhart, TX 78644

Re: Quote for Services

Dear Connie,

Thank you for the opportunity to submit a quote for services to the City of Lockhart. I enjoyed the chance to speak with you about your goals for the project and, based on our discussions so far, the Vision Team already sees a lot of potential for your website. With over 600 successful government, public agency, and non-profit agency clients in 44 states, including several projects in Texas, we are very excited about applying our technical skills and knowledgeable experience to your website redesign.

Below is a brief summary of the services we can provide to Lockhart. Please note that this is only an overview of a website package based on our initial discussions with you, and that we can discuss additional work as required by the City. We can also prepare a full, official proposal for you further detailing our many interactive components and features.

If you have any questions about this quote, please feel free to contact me. I look forward to speaking with you further about your website!

Respectfully submitted,

A handwritten signature in blue ink that reads "Greg Lombard". The signature is written in a cursive, flowing style.

Greg Lombard  
Regional Sales Manager  
Vision Internet Providers





## SCOPE OF WORK

### *Website Development*

With Vision Internet, you are sure to receive a website that delivers on its potential. Through our thorough consultation process, we create unique solutions tailored to our government clients' most pressing concerns. We will build your website from the ground up with your needs and objectives in mind. To fulfill these objectives and reach your target audiences, we recommend:

#### Attractive Design

Design is important. Today, many people judge the quality of an organization largely based upon the quality of its website. These opinions are especially influenced by the initial impression of the website's graphic design. Design ensures that users will use the website as a resource; if the website is not attractive and inviting, people assume it is of little value and do not spend the time necessary to find the information they need.

With Vision Internet, your website will have a design that makes it stand out on both a regional and national basis. Your website will be inviting, easy to use, and will reflect your unique identity.

#### Intuitive Navigation

For your website, we recommend organizing information by department topic, and/or target users. Keep in mind that the average user does not know the organizational structure of your organization, nor needs to. Our approach allows users to find information in the variety of ways that are most important to them. This is a solution we use on many of our government websites making it easy for visitors to find information. This is because content is available through multiple "paths" making it simple for users to search the site regardless of their preferred method. We often implement Action Based Navigation which allows users to easily find a particular service or page on your website through an easy-to-use drill down menu, such as "I Want To...view an event, fill out a form, etc."

#### Vision Content Management System™

As a part of your project, we are offering the Vision Content Management System™ which allows non-technical staff to add, edit, and delete content as well as control who has access to managing different areas of the website. This means that your staff can update announcements, press releases, news, documents, and other pages without knowing how to program. This is done through simple and easy to use administration screens.

Because staff can update and maintain their website directly through browser-based forms, you can effectively cut your maintenance costs and redirect existing technical resources toward more important areas.



## Included Interactive Components and Features

Interactive components provide a higher level of interactivity for your website visitors. Included in your project estimate are the following components and functionality:

### Site Administration and Security

- › Audit Trail Log
- › Backend Content Title Search
- › Backend Dashboard
- › Broken Link Reporter
- › Content Review and Publishing
- › Component Manager
- › Content Scheduling
- › Context Sensitive Online Help
- › Departmental Page Restrictions
- › Document Central
- › Drag and Drop Multiple File and Image Uploading
- › Email Address Masking
- › Enhanced User Interface
- › Flexible Site Variable Settings
- › Image Library
- › Page Template Library
- › Personal Toolbar
- › Role-Based Security
- › Scheduled Content Review
- › SiteMaster™ Template Builder
- › Submission Validation (reCAPTCHA)
- › Recycle Bin
- › Updated and Expired Content Reporting
- › Web Traffic Statistics
- › Widget-based Layout Options
- › Workspace

### Content Editing

- › Advanced WYSIWYG Editor
- › Search and Replace
- › Spell Checker
- › Style Gallery
- › Table Wizard
- › Undo/Redo
- › User Commenting
- › Version Control

### Advanced Navigation Management

- › Automatic Breadcrumbs
- › Connected Pages
- › Content Categories
- › Dynamic Drop Down Menus
- › Error 404 (Page Not Found) Handling
- › External Link Splash Page
- › Friendly URL Redirect
- › Navigation Control
- › Navigation Redirect
- › Page Linking
- › Quick Links
- › Single-Source Publishing
- › Site Search (Google CSE)
- › Sitemap Generator

### User Experience and Interactivity

- › Business Directory
- › Business Submissions
- › Community Spotlight
- › Dynamic Calendar System
- › In-page Content Editing
- › Job Application Manager
- › Job Posts
- › News



- › Dynamic Homepage
- › Event Registrations
- › Event Submissions
- › Facilities Directory
- › Facilities Reservations
- › Feedback Form
- › Form Builder
- › Frequently Asked Questions
- › Online Polls
- › RFP Posts
- › Rotating Homepage Banners
- › Service Directory
- › Single Sign On
- › Staff Directory
- › Sticky News
- › Weather Update

### Department Management

- › Department-Level Administration
- › Department-Level Navigation
- › Department-Level Sitemap

### Outreach, Media, and Social Networking

- › Audio and Video Embedding
- › Bookmark and Share
- › eNotification
- › Emergency Alert (site wide)
- › Facebook FeedReader™
- › Forward to a Friend
- › GovTrack CRM™
- › OneClick Social Networking™
- › Photo Gallery & Slideshow
- › RSS FeedReader™
- › Social Media Feed Reader
- › Twitter FeedReader™

### Accessibility

- › Automatic Alt-Tags
- › Dynamic Font Resizing
- › Dynamic Reader Download Links
- › Printer Friendly Pages
- › Table Accessibility Tools

### Additional Interactive Components and Features

- › Extranet (Members Only)
- › Google Translation Integration
- › Responsive Design with visionMobile™
- › Streaming Video Center

Implementing a website with Vision Internet means you will receive a comprehensive toolset developed specifically to address the needs of local government agencies online. Below are details on key included features for your website.

## DYNAMIC CALENDAR SYSTEM

Interactive calendars are a staple of local government websites and are an essential tool for your site's success. The Dynamic Calendar System can be used to improve attendance at your events and meetings by making it easier for users to find the types of events important to them. The Dynamic Calendar System allows staff to create calendars for any department or category your staff chooses. These calendars can share events, preventing duplication of effort.

Calendars can be implemented in a user-friendly monthly or yearly format. To assist users further, your website's Calendars will have filtering tools that allow them to find information by month, category, or even departments. This makes it quite easy to locate specific information.

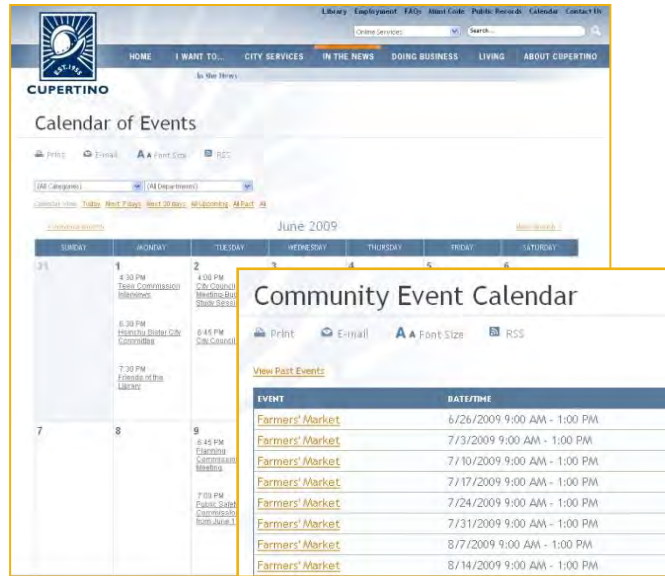


Figure 1: Use the Dynamic Calendar System to find meetings and events quickly.

Our Dynamic Calendar System contains a number of advanced functions including:

- Recurring events function
- Automatic archiving
- Integration with eNotification component
- Ability to create and assign filtering categories to events
- Ability to restrict use of categories by specific staff
- Ability to control which events to include on the homepage of the site
- Ability to insert calendar pages anywhere in the site navigation
- Ability to apply different calendar formats including standard monthly calendar and a listing of events
- Add to my Outlook, Google, and Yahoo calendars link
- Automatic event address link to Google Maps for driving directions
- Automatic RSS feeds

*NOTE: With the eNotification component, calendar events may also be broadcast to subscribers via email.*

## EXTRANET (MEMBERS ONLY)

Vision Internet can implement an Extranet where restricted content is integrated into the main city website. The restricted content is not viewable by users until they log into the website (i.e. designated staff or elected officials). Once they log in, they will see the additional content within the menus or as an additional section to the main website.

When implementing the Extranet, you may want to have different levels of information access. With our Extranet tool, you can define an unlimited number of groups such as designated staff, executive management, and elected officials. Registered users can belong to any number of groups and any number of groups can be associated with most pages in the Extranet. Once implemented, the website visitors will need to log into the website using a username and password to view the secure pages.

The Extranet functionality is included as part of the following components: Business Directory, Calendar, Document Central, Facility Directory, FAQs, Forms Builder, Job Postings, News, Pages, Photo Gallery, RFP Postings, Service Directory, and Staff Directory.

### FORM BUILDER

Interactive forms are the staple of an effective government website. They allow users to communicate and interact with their government at convenient times. Vision Internet's Form Builder can be used to develop online forms for asking questions, getting feedback, or submitting applications. **Keep in mind that these online forms can be used for replicating many paper forms the City uses, including service requests.**

The Form Builder also provides you with the ability to easily create your own online surveys and track the results in real-time. In contrast to the traditional paper survey approach, online surveys are more convenient because they eliminate the time and expense of mailing back responses. Furthermore, you can display the results in several formats, including graphical representations. This allows your staff to aggregate the responses and view them in report format.

Along with the ability to create your own online forms, we will also include a set of 12 form templates. You can customize these forms to be used for employment applications, service requests, business license applications, gathering feedback, submitting events to the website's online calendar, and satisfaction surveys. Additionally, your staff can customize these forms for more specific functions.

The tool supports fill in the blank, multiple choice, multiple select, and ranking type questions. It also has an export function so you can analyze the results using Excel or any other program capable of importing CSV files.

### GOOGLE TRANSLATION INTEGRATION

It is important to reach non-English speaking residents; they are a major audience that may require your services. As part of your project, we can implement the free Google translation link in your website. This link will direct website visitors to the Google translation website.

We will provide links at the top of your homepage that allow for easy navigation between the different language sites. We are one of very few vendors that have specific experience developing foreign language websites. We have created websites in Spanish, Chinese, Haitian Creole, and Danish.

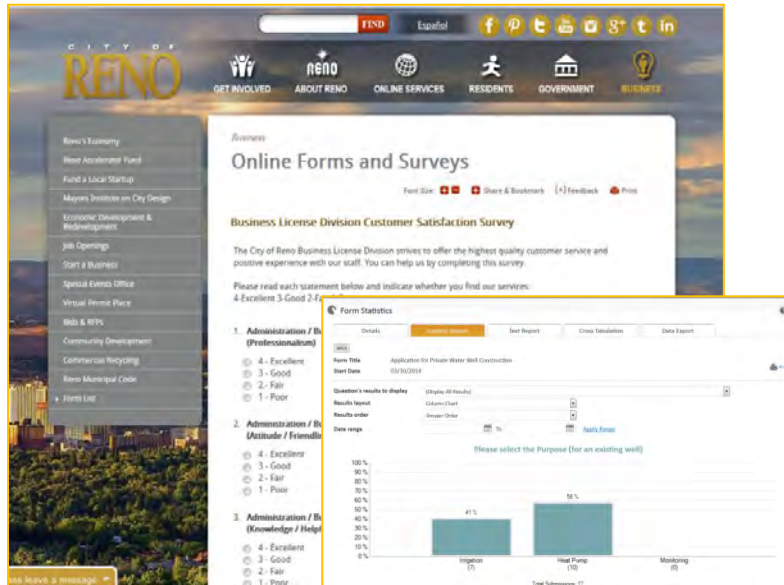


Figure 2: The Form Builder lets you create forms and surveys where the results are stored in a central database and interactive reporting tools let you create graphical representations of the responses.

NOTE: Please note that without multilingual support components, you can still add your non-English content directly into the Vision Content Management System. This can simply be treated as a department. While the graphics would not be changed in the navigation and headers, the alternate language text could be added directly by your staff. This approach is beneficial when you only need a few non-English pages.

### RESPONSIVE DESIGN WITH VISIONMOBILE™

Your site visitors utilize a wide variety of devices to access your website, including mobile phones, tablets, and computers with large and small monitors. Fortunately, with visionMobile™ your website will detect the screen resolution of the user's device and automatically respond, producing a view of the site optimized specifically for that screen. This ensures your site visitors will be able to easily use the site, no matter what device they are using.



Figure 3: Responsive Design with visionMobile™ will make your website compatible with all major smart phones including iPhone, Blackberry, Android, Windows Mobile phones and more.

Understanding that Responsive Design is key for the City, our experience and innovation in this area makes us the clear leader for mobile technology. See our listing of websites below that currently utilize this technology. Since launching our first responsive site in January 2013, we have built quality Responsive websites and continue to be a leader in this innovative technology.

- [www.ci.manhattan-beach.ca.us](http://www.ci.manhattan-beach.ca.us)
- [www.sheboygancounty.com](http://www.sheboygancounty.com)
- [www.burbankfire.us](http://www.burbankfire.us)
- [www.tdpud.org](http://www.tdpud.org)
- [www.lvmwd.com](http://www.lvmwd.com)
- [www.cofairhope.com](http://www.cofairhope.com)
- [www.mbplannedprogress.com](http://www.mbplannedprogress.com)
- [www.fcva.us](http://www.fcva.us)
- [www.shoreviewmn.gov](http://www.shoreviewmn.gov)
- [www.shoreviewcommunitycenter.com](http://www.shoreviewcommunitycenter.com)
- [www.fairfaxva.gov](http://www.fairfaxva.gov)
- [www.ci.moorhead.mn.us](http://www.ci.moorhead.mn.us)
- [www.oaklawn-il.gov](http://www.oaklawn-il.gov)
- [www.reno.gov](http://www.reno.gov)
- [www.westbrookmaine.com](http://www.westbrookmaine.com)
- [www.co.chippewa.wi.us](http://www.co.chippewa.wi.us)
- [www.chippewafalls-wi.gov](http://www.chippewafalls-wi.gov)
- [www.gilbertaz.gov](http://www.gilbertaz.gov)
- [www.pmfcu.org](http://www.pmfcu.org)
- [www.marioncountyfl.org](http://www.marioncountyfl.org)
- [www.hoffmanestates.com](http://www.hoffmanestates.com)
- [www.shakopeemn.gov](http://www.shakopeemn.gov)



- [www.ci.agoura-hills.ca.us](http://www.ci.agoura-hills.ca.us)
- [www.waterone.org](http://www.waterone.org)
- [www.lacombe.ca](http://www.lacombe.ca)
- [www.fairfaxva.gov](http://www.fairfaxva.gov)
- [www.franklinohio.org](http://www.franklinohio.org)
- [www.footsask.ca](http://www.footsask.ca)
- [www.cityofpearland.com](http://www.cityofpearland.com)
- [www.ci.tumwater.wa.us](http://www.ci.tumwater.wa.us)
- [www.victoriatx.org](http://www.victoriatx.org)
- [www.richmondtx.gov](http://www.richmondtx.gov)
- [www.cityofmarion.org](http://www.cityofmarion.org)
- [www.cityofyonkers.com](http://www.cityofyonkers.com)
- [www.henderson-county.com](http://www.henderson-county.com)
- [www.ci.tumwater.wa.us](http://www.ci.tumwater.wa.us)
- [www.lauderhill-fl.gov](http://www.lauderhill-fl.gov)
- [www.cosatx.us](http://www.cosatx.us)
- [www.redmond.or.us](http://www.redmond.or.us)
- [www.lafourchegov.org](http://www.lafourchegov.org)
- [www.belmont.gov](http://www.belmont.gov)
- [www.glendaleca.gov](http://www.glendaleca.gov)
- [www.yolocounty.org](http://www.yolocounty.org)
- [www.cityofkalama.com](http://www.cityofkalama.com)
- [www.co.newton.ga.us](http://www.co.newton.ga.us)

#### STREAMING VIDEO CENTER

Included with your project is a Streaming Video Center, which includes video streaming for up to 25 meetings per year, with an average of 4 hours per meeting. Also included is up to 120 hours of specialty content per year.

#### *Optional Advanced Design Theme for the Library*

Advanced Design Themes provide an even more customized presence for your department's sub sections, including the section for the City's Library. Included with this option are specific widgets or custom content settings. This means that if your main website has a changeable background, we can customize it so that pages using an Advanced Design Theme can also change their background. Additionally, if the main website has its logo or social icon buttons in the footer or header of its webpages, we can customize pages using the Advanced Design Theme to have different links.



## PROJECT EXAMPLES

### References

#### CITY OF BEE CAVE, TEXAS

Contact name: Amy Kelly, CIO  
Address: 4000 Galleria Parkway  
Bee Cave, TX 78738  
Phone number: 512-579-2928  
E-mail: [akelley@beecavetexas.gov](mailto:akelley@beecavetexas.gov)  
URL: [www.beecavetexas.com](http://www.beecavetexas.com)

#### CITY OF CEDAR PARK, TEXAS

Contact name: Jennie Huerta, Media and Communications Manager  
Address: 450 Cypress Creek Road  
Cedar Park, TX 78613  
Phone number: 512-258-4121  
E-mail: [jennie.huerta@cedarparktx.us](mailto:jennie.huerta@cedarparktx.us)  
URL: [www.ci.cedar-park.tx.us](http://www.ci.cedar-park.tx.us)

#### CITY OF KELLER, TEXAS

Contact name: Keith Macedo, Information Service Manager  
Address: 1100 Bear Creek Parkway  
Keller, TX 76248  
Phone number: 817-743-4136  
E-mail: [kmacedo@cityofkeller.com](mailto:kmacedo@cityofkeller.com)  
URL: [www.cityofkeller.com](http://www.cityofkeller.com)

#### CITY OF SAN ANGELO, TEXAS

Contact name: Anthony Wilson, Public Information Officer  
Address: 72 W. College Avenue  
San Angelo, TX 76903  
Phone number: 325-481-2727  
E-mail: [anthony.wilson@cosatx.us](mailto:anthony.wilson@cosatx.us)  
URL: [www.cosatx.us](http://www.cosatx.us)

### Sample Client Websites

Vision Internet, the Government Website Experts, has over 600 clients in 44 states, including Texas. Samples include:

- City of Victoria, TX ([www.victoriatx.org](http://www.victoriatx.org))
- City of San Angelo, TX ([www.cosatx.us](http://www.cosatx.us))
- Fort Bend County, TX ([www.fortbendcountytexas.gov](http://www.fortbendcountytexas.gov))
- City of Hurst, TX ([www.hursttx.gov](http://www.hursttx.gov))
- City of Keller, TX ([www.cityofkeller.com](http://www.cityofkeller.com))

For a complete list of our projects, please visit our website at [www.visioninternet.com](http://www.visioninternet.com).



### *Website Redesign Package*

Service	Budget
Website Redesign Package	\$23,975

Our website development package is comprehensive and includes:

- The Vision Content Management System™, including the above-listed interactive components
- Web-based consultation meetings
- A web-based training session
- Basic Design Package
  - One homepage design concept with revisions
- 50 pages of content migration

### *Optional Advanced Design Theme for the Library*

In addition to the included components listed on page 8, we can also provide you with an Advanced Design Theme for the City Library's subsection. Below is the price for implementing this.

Optional Component	Budget
Advanced Design Theme for the Library	\$5,000

### *Optional Services*

Please note that we are already including web-based consultation and training as well as up to 50 pages of migration with your project. Depending upon your needs and available resources, you may opt for these additional services.

Optional Services	Budget
Onsite consulting <ul style="list-style-type: none"> <li>➤ Onsite consulting and brainstorming sessions</li> <li>➤ Requirements gathering from project team</li> <li>➤ Creation of survey</li> <li>➤ All travel expenses</li> </ul>	\$4,860
Content migration – per 50 pages <ul style="list-style-type: none"> <li>➤ Content formatting</li> <li>➤ Uploading related documents and images</li> <li>➤ Reduced pricing for quantities over 250 pages</li> </ul>	\$1,445



Optional Services	Budget
Onsite training program <ul style="list-style-type: none"> <li>➤ One day onsite training</li> <li>➤ Classroom style content editor training</li> <li>➤ Advanced administrator training</li> <li>➤ All travel expenses</li> </ul>	\$3,290
Premium design services <ul style="list-style-type: none"> <li>➤ Up to three homepage design concepts total (the City will select one for implementation)</li> </ul>	\$4,840

### *visionLive™ Subscription Maintenance*

As an option to paying monthly fees for hosting and maintenance services, Vision Internet is offering your organization our new subscription version of the Vision Content Management System™. This new offering allows us to provide maintenance services and hosting for a flat annual fee of \$6,600<sup>1</sup>. Additionally, we will also provide CMS upgrades at no extra cost. This allows you to affordably keep current with new technology, enhancements, and improvements.

visionLive™ takes the guess-work out of future budgeting by including all essential post-launch services into a flat annual subscription. The service includes:

- Hosting
- Unlimited technical support<sup>2</sup>
- CMS system upgrades
- Newly developed CMS components<sup>3</sup>
- Free redesign after 4 years of visionLive™ service

Please note that we can also provide hosting without additional support services for an annual rate of \$2,400<sup>4</sup>.

Not sure if a hosted, subscription-based plan is a good fit for you? We are flexible and offer a wide range of alternatives for clients who have other hosting and maintenance needs. Contact us to discuss a plan that will work for you.

### *Terms and Conditions*

Vision Internet agrees to perform the services at the prices quoted in this document. This quote is valid for 90 days.

<sup>1</sup> Subject to a 5% annual increase. visionLive™ subscription rates listed are based on the cost of your project as proposed. Please note this cost may vary should the scope of your project change.

<sup>2</sup> Does not include updates to configuration, content, or formatting among other restrictions.

<sup>3</sup> Does not include new features that require design customization to implement.

<sup>4</sup> Subject to a 5% annual increase. In the event that Vision Internet is not hosting your website, a flat rate of \$475 will be charged for assistance in setting up the website.



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<b>Council Meeting Dates:</b> April 5, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i>	3-21-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER			
<b>CAPTION</b>			
Discussion and/or action after report by City Manager regarding treated water capacities and wastewater treatment capacities			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>
Budget			\$0.00
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>			
<b>SUMMARY OF ITEM</b>			
City Manager will supply general information regarding Lockhart's treated water capacities and wastewater treatment capacities			
<b>STAFF RECOMMENDATION</b>			
None : For Information Only			
List of Supporting Documents: Water Well Information; Wastewater Treatment Plant Capacities		Other Departments, Boards, Commissions or Agencies:	

<b>Texas Commission on Environmental Quality</b>	<b>Office of Water</b>	<b>Public Drinking Water Section</b>
<b>County Map of TX</b>	<b>Water System Search</b>	<b>Office of Compliance and Enforcement</b>

<b>Water System Detail</b>			
Water System Facilities Source Water Assessment Results	Violations Enforcement Actions	TCR Sample Results	TTHM HAA5 Summaries
Sample Points	Assistance Actions	Recent Positive TCR Results	PBCU Summaries
Sample Schedules / FANLs / Plans	Compliance Schedules	Other Chemical Results	Chlorine Summaries
Site Visits Milestones	TOC/Alkalinity Results	Chemical Results: Sort by: Name Code	Turbidity Summaries
Operators All POC	LRAA (TTHM/HAA5)	Recent Non-TCR Sample Results	TCR Sample Summaries
<b>Glossary</b>			

<b>Water System Detail Information</b>			
Water System No.:	TX0280001	System Type:	C
Water System Name:	CITY OF LOCKHART	Primary Source Type:	SWP
Principal County Served:	CALDWELL	System Status:	A
Principal City Served:		Activity Date:	01-01-1913
Population:	13305	System Recognition:	SUPERIOR

<b>Water System Contacts</b>		
Type	Contact	Communication
	WHITE, LEW	084

City of Lockhart Water Supplies		
Water Well #	Gallons Per Minute (GPM)	
3B	450	
4A	350	
5A	250	
9A	600	
10A	650	
11		Major Repair Needed
12	600	
	2900	Total GPM
	70%	Sustainability Factor
	2030	Sustainable GPM
	2.92	Lockhart Wells MGD
	1.75	Luling Water MGD
	4.67	MGD Both Sources
	2.11	Peak day last year MGD
	1.81	Mean Avg last year MGD
	<u>Legend:</u>	
	MGD = Million Gallons Per Day	
	GPM = Gallons Per Minute	

Date	Luling/Lockhart Water Delivery System FY 14-15					Lockhart Supplies				
	Luling Usage	Pipeline Usage	Total Production	% Luling	% Pipeline	Lockhart Pipeline	Total Supplies	% Lockhart	% Pipeline	
Sept	19.248	26.301	45.549	42.26	57.74	21.714	26.301	48.015	45.22	54.78
Oct	17.416	34.217	51.633	33.73	66.27	12.742	34.217	46.959	27.13	72.87
Nov	16.357	36.152	52.509	31.15	68.85	5.555	36.152	41.707	13.32	86.68
Dec	15.900	38.332	54.232	29.32	70.68	2.579	38.332	40.911	6.30	93.70
Jan	16.248	37.203	53.451	30.40	69.60	3.943	37.203	41.146	9.58	90.42
Feb	14.649	33.071	47.720	30.70	69.30	1.457	33.071	34.528	4.22	95.78
Mar	15.301	36.372	51.673	29.61	70.39	3.510	36.372	39.882	8.80	91.20
Apr	17.013	31.520	48.533	35.05	64.95	7.449	31.520	38.969	19.12	80.88
May	18.729	32.884	51.613	36.29	63.71	7.550	32.884	40.434	18.67	81.33
Jun	20.383	34.861	55.244	36.90	63.10	5.602	34.861	40.463	13.84	86.16
Jul	27.112	33.456	60.568	44.76	55.24	22.491	33.456	55.947	40.20	59.80
Aug	29.856	35.493	65.349	45.69	54.31	21.172	35.493	56.665	37.36	62.64
Total	228.212	409.862	638.074	35.77	64.23	115.764	409.862	525.626	22.02	77.98
Average	19.018	34.155	53.173			9.647	34.155	43.802		
Max	29.856	38.332	65.349			22.491	38.332	56.665		
Min	14.649	26.301	45.549			1.457	26.301	34.528		

## INTRODUCTION

The Water and Wastewater Element of Lockhart's 2020 Comprehensive Plan provides information for the orderly growth of the water and wastewater system that includes the water supply, treatment, storage and distribution system and the wastewater collection and treatment system. This element includes a review of previous water and wastewater studies, an overview of historical water use and existing facilities, projections of future water use and wastewater demands, and recommendations for future growth of the systems.

The City's water system provides potable water service to customers within the City's certificated area that is established by the Certificate of Convenience and Necessity (CCN) issued by the Texas Natural Resource Conservation Commission (TNRCC). The City also sells water to Polonia Water Supply Corporation (Polonia's water use is less than 500,000 gal/yr.).

To properly plan a water system capable of providing the requirements of the community, it is necessary to evaluate the present system, including the water supply and distribution system network and its capability of providing supply and service for the present and future demand. The existing and planned system must meet the requirements of the Texas Administrative Code (TAC) Chapter 290, Rules and Regulations for Public Water Systems, administered by the Texas Natural Resource Conservation Commission (TNRCC). The Insurance Service Office (ISO) criteria must also be considered in planning system improvements to minimize insurance premiums. The City must have a dependable water supply to protect the health of the community and to take care of domestic and industrial water supply demands. This supply must provide for all water demands, including domestic, industrial, and commercial, as well as an allowance for distribution system leakage, fire fighting and other un-metered uses.

Most cities maintain pressure in the water distribution system by providing elevated water storage, preferably at some elevated topographical location in the city. Water is pumped from ground storage reservoirs into the system to maintain a high level of water in the elevated tank and thus a high pressure in the system. A balanced system should provide pumps with capacity to supply the average daily consumption and additional pumps to meet the maximum daily demands and maintain the system pressure. To satisfy the peak hourly demands, water can be used from the elevated storage along with that provided by the additional pumps. A minimum 35-psi residual pressure is required by TNRCC during normal system operation and 20-psi residual pressure during fire flow conditions.

It is desirable to maintain a ground storage capacity equal to the average daily water consumption, and TNRCC requires an elevated storage capacity of 200 gallons per connection. TNRCC also requires the supply capacity be 0.6 gallons per minute per connection. This requirement is not adequate for most cities. Typical systems with ground water supplies must have a well capacity that is equal to the peak day demand with the largest well out of service.

*LUE = Living Unit Equivalent*

	Design	12 Month AVG	%Flows/Design
<b>FM 20</b>	1.5 MGD	.85 MGD	*56%
<b>Larremore</b>	1.1 MGD	.5 MGD	*45%

The table above was created based on approved design parameters and current 12 month AVG flows.

1. \*% indicates the Current Hydraulic Loading based on a 12 month rolling average.
2. Organic Loading can have a limiting capacity on the system independent of hydraulic loading, based on influent stream composition.
3. Given: 2 approximated Flows based on General LUE criteria
  - (500LUE) X (210GPD)= 105,000 or .1MGD  
The increase in Hydraulic Loading at FM 20 would result in an increase of 7%
  - (500LUE) X (300GPD)=150,000 or .15MGD  
The increase in Hydraulic Loading at FM 20 would result in an increase of 10%

ONE LUE produces: 1.5 GPM (Peak Hour) of water flow  
 0.556 GPM (Peak Day) of water flow  
 400 GPD (0.278 GPM) Average dry weather demand for water  
 210 GPD average dry weather flow for sewer

Figure: 30 TAC §217.32(a)(3)

**Table B.1. - Design Organic Loadings and Flows for a New Wastewater Treatment Facility**

Source	Remarks	Daily Wastewater Flow (gallons/person)	Wastewater Strength (mg/l BOD <sub>5</sub> )	Wastewater Strength (mg/l NH <sub>3</sub> -N)
Municipality	Residential	75-100	250-400	15-75
Subdivision	Residential	75-100	250-400	15-75
Trailer Park (Transient)	2½ Individuals per Trailer	50-60	250-350	15-75
Mobile Home Park	3 Individuals per Trailer	50-75	300	15-75
School	Cafeteria &	20	300	15-75



Here is a snip from the active permit, it is important to note the steps required when Hydraulic loading thresholds are met (75% and 90%). This condition applies to both Larremore and FM20.



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
P.O. Box 13087  
Austin, Texas 78711-3087

TPDES PERMIT NO. WQ0010210002  
[For TCEQ office use only - EPA I.D.  
No. TX0113565]

This is a renewal that replaces TPDES  
Permit No. WQ0010210002 issued on  
February 4, 2010.

PERMIT TO DISCHARGE WASTES  
under provisions of  
Section 402 of the Clean Water Act  
and Chapter 26 of the Texas Water Code

Guadalupe-Blanco River Authority

whose mailing address is

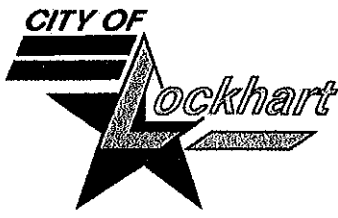
933 East Court Street  
Seguin, Texas 78155

is authorized to treat and discharge wastes from the Lockhart Wastewater Treatment Plant No. 2, SIC Code 4952

located at 4435 Farm-to-Market Road 20 East, on the south side of Farm-to-Market Road 20, approximately 2.5 miles east of the intersection of Farm-to-Market Road 20 and U.S. Highway 183, in Caldwell County, Texas 78644

directly to Plum Creek in Segment No. 1810 of the Guadalupe River Basin

8. Facilities that generate domestic wastewater shall comply with the following provisions; domestic wastewater treatment facilities at permitted industrial sites are excluded.
  - a. Whenever flow measurements for any domestic sewage treatment facility reach 75% of the permitted daily average or annual average flow for three consecutive months, the permittee must initiate engineering and financial planning for expansion and/or upgrading of the domestic wastewater treatment and/or collection facilities. Whenever the flow reaches 90% of the permitted daily average or annual average flow for three consecutive months, the permittee shall obtain necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities. In the case of a domestic wastewater treatment facility which reaches 75% of the permitted daily average or annual average flow for three consecutive months, and the planned population to be served or the quantity of waste produced is not expected to exceed the design limitations of the treatment facility, the permittee shall submit an engineering report supporting this claim to the Executive Director of the Commission.



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<b>Council Meeting Dates:</b> April 5, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>VR</i>	3-21-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER			
<b>CAPTION</b>			
DISCUSSION AND/OR ACTION TO CONSIDER USE OF UNRESTRICTED FUND BALANCES AS RECOMMENDED BY THE CITY MANAGER DURING THE GOALS MEETING FOR THE PURCHASE OF 2 POLICE CARS, 2 PICKUP TRUCKS IN PUBLIC WORKS, AND A ONE TIME PAYMENT OF \$1,500 TO EACH FULL TIME NON-CIVIL SERVICE EMPLOYEE AND A \$750 ONE TIME PAYMENT TO EACH PART-TIME NON-CIVIL SERVICE EMPLOYEE THAT IS EMPLOYED BY THE CITY ON APRIL 22, 2016.			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS
Budget			TOTALS
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>			
<b>SUMMARY OF ITEM</b>			
Included with this item is information showing the unrestricted fund balances and the proposed use. The consensus of Council was to bring item back the first meeting in April for consideration. When Council granted pay increase for civil service employees earlier in the year, a commitment by the City Manager was made to come back to Council after the FY 14-15 Audit with a plan that would consider additional compensation for non-civil service employees. Data was also to be provided regarding non-civil service employee turn-over for the past 2 years.			
<b>STAFF RECOMMENDATION</b>			
City Manager respectfully requests approval of the proposals as presented.			
List of Supporting Documents: Proposed Unrestricted Fund Balance Use, Turn-over of non-civil service employees for the past 2 years		Other Departments, Boards, Commissions or Agencies:	

CITY OF LOCKHART  
MARCH 2016  
FUND BALANCE USE  
SUGGESTED BY CITY MANAGER

	Fund Amount	Notes
Unrestricted Fund Balance	\$ 473,871	
<i>Proposed Use for Part of these funds this FY:</i>		
2 Patrol Cars	\$ 80,000	\$40,000 each, 1 replacement and 1 for new officers
2 Pickups	\$ 40,000	1993 and 1994 pickups each with over 160,000 miles- Street Department
One time payment for Full Time Employees	\$ 120,600	\$1,500 each (Civil Service not included)
One time payment for Part-Time Employees	\$ 7,200	\$750 each (Civil Service not included)
Proposed Total Use of Restricted Fund Balance	\$ 247,800	
Projected remaining balance	\$226,071	For emergencies and unknown

**Non-Civil Service Turnover  
01/2013 - 12/2015**

**100-GENERAL FUND**

CITY MANAGER	0
ECONOMIC DEVELOPMENT	1
FINANCE	0
COMMUNICATIONS	4
ANIMAL CONTROL	4
MUNICIPAL COURT	0
POLICE	0
FIRE	1
LIBRARY	1
PARKS & RECREATION	5
PLANNING & DEVELOPMENT	2
BLDG INSP & ENFORCEMENT	0
PUBLIC WORKS	0
GARAGE MAINTENANCE	0
STREETS AND ROW	5

**500-ELECTRIC UTILITY**

BILLING	1
DISTRIBUTION	6

**520-WATER UTILITY**

WATER DISTRIBUTION	6
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**540-WASTEWATER UTILITY**

WASTEWATER COLLECTION	1
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**560-SOLID WASTE UTILITY**

HAND COLLECTIONS	1
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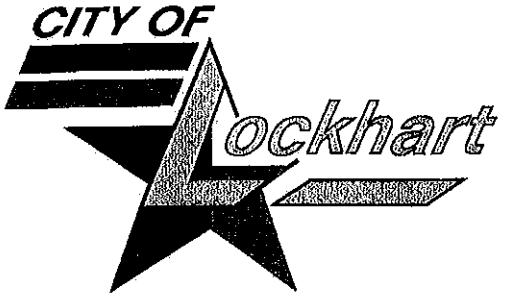
Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory		Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
		Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Council Meeting Dates: April 5, 2016				
Department: City Manager			Initials	Date
Department Head: Vance Rodgers		Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>		City Manager		<i>VR</i> <i>4-1-2016</i>
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers				
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER				
<b>CAPTION</b>				
Discussion and/or possible action regarding letter from the Lockhart Historical Preservation Committee (LHPC) requesting a change in the current ordinance to allow their review and/or participation in changes or improvements in the public street right of way and to other public property in the Historic District				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED				
FISCAL YEAR:	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS	TOTALS
Budget				\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item				\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>				
<b>SUMMARY OF ITEM</b>				
LHPC sent the attached letter requesting a change in the current ordinance to allow their review and/or participation in changes or improvements in the public street right of way and to other public property in the Historic District.				
<b>STAFF RECOMMENDATION</b>				
City Manager recommends that LPHC examine the current ordinance and provide suggested amendments in detail to be considered by the Council				
List of Supporting Documents: LHPC Letter, Historical Ordinance			Other Departments, Boards, Commissions or Agencies: LHPC	

3/31/2016



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(512) 398-3461 • FAX (512) 398-5103  
P. O. Box 239 • Lockhart, Texas 78644  
308 West San Antonio Street

Dear Mayor White and Members of the City Council:

At the most recent Lockhart Historical Preservation Commission (LHPC) meeting held on March 30, 2016, discussion ensued regarding the need for cohesion and a sharing of information between the different entities that regulate the Courthouse Square Historic District in Lockhart.

Currently the LHPC has oversight of the Courthouse Square Historic District and numerous landmark buildings outside that area that have been identified as having particular historic or cultural value. The Historic Districts and Landmarks ordinance provides a means of ensuring that the exterior appearance of regulated construction or alteration of buildings, or other structures, maintains the historic and cultural value of the district, site, or structure. The LHPC responsibility is primarily relevant to private property, as it does not include public street right-of-way or other public property in the Historic District.

It is the goal of the LHPC to find a level of cohesion and communication between all entities involved in our Historic District planning to ensure the vision for the Historic District is compatible, consistent, and well thought out. It is the request of the LHPC that Chapter 28 in the Code of Ordinances be amended to include LHPC participation in changes or improvements in the public street right-of-way or to other public property within the Historic District.

Respectfully,

Richard Mendez  
Chair, Historical Preservation Commission



## Chapter 28 - HISTORIC DISTRICTS AND LANDMARKS<sup>[1]</sup>

### Footnotes:

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**Cross reference**— *Buildings and building regulations, ch. 12; treatment of special historic buildings in districts with regard to unsafe building abatement, § 12-438; environment, ch. 18; housing, ch. 30; streets, sidewalks and other public places, ch. 50; subdivision regulations, ch. 52; zoning, ch. 64.*

### Sec. 28-1. - Purpose.

The city council of Lockhart hereby declares that as a matter of public policy the enhancement, protection, and perpetuation of landmarks or districts of historical and cultural importance and significance is necessary to promote the economic, cultural, educational, and general welfare of the public. It is recognized that the City of Lockhart represents the unique confluence of time and place that shaped the identity of generations of citizens, collectively and individually, and produced significant historic, architectural, and cultural resources that constitute their heritage. This chapter is intended to:

- (1) Encourage and/or assist the property owners to rehabilitate, enhance, improve, maintain, protect and preserve landmarks and districts, which represent distinctive elements of Lockhart's architectural, cultural, social, economic, ethnic, and political heritage, by establishing an historical preservation commission to provide assistance in applying for state, federal, or private grants and funds, and to provide a resource for information and recommendations concerning such activities;
- (2) Foster civic pride and communitywide respect in the remaining testaments to the accomplishments and heritage of Lockhart, as reflected in its historic buildings, by establishing a formal process of inventory, recognition, education and recommendation for designation of historic landmarks and districts;
- (3) Enhance and preserve Lockhart's unique architectural attractiveness to visitors and tourists, and thereby provide support and stimulus to Lockhart businesses and economy by city council establishing and approving uniform and equitable design guidelines forthwith for the sensible rehabilitation and use of existing landmarks;
- (4) Encourage and ensure the harmonious, orderly, and efficient growth and development of the city by establishing an historical preservation plan to be reviewed and adopted by the city council forthwith as part of the comprehensive master plan;
- (5) Promote economic welfare of the community by encouraging the beneficial use and occupancy of such property by adopting nationally accepted, abridged minimum code standards for occupancy and use of historic structures, to help reduce the financial burden of ownership and continued preservation; and
- (6) Strengthen the property values and economy of the city by encouraging stabilization, restoration, and improvements of historic properties through a process for review and recommendation concerning building permits for exterior construction, with copious regard for individual property rights.

(Ord. No. 93-19, pt. 1, 9-21-93; Code 1982, § 12.5-1)

### Sec. 28-2. - Definitions.

[As used in this chapter the following words and terms shall have the meaning ascribed thereto:]

**Alteration.** A physical change in or to the appearance of a building, district, structure, object or site.

*Architectural control.* Regulations governing the appearance or architectural style of buildings or structures. Architectural control is an accepted form of aesthetic zoning.

*Building.* A building is a house, barn, church, hotel, commercial structure or similar construction which is created to shelter any form of human activity. Building also may be used to refer to an historically and functionally related unit.

*Comprehensive historical preservation plan.* A document that integrates the various preservation activities and gives coherence and direction, as well as relates the community's preservation efforts to community development planning as a whole.

*Comprehensive master plan.* A statement of public policy containing the goals and objectives of the community which may be a document or series of documents which may include:

- (1) Capital improvements program;
- (2) Land use plan;
- (3) Thoroughfare plan;
- (4) Community facilities plan;
- (5) Subdivision and zoning regulations and other development codes, ordinances, policies, and plans promulgated by the council for the quality and orderly growth of the community.

*Construction.* The activities related to making or remaking, creating or recreating, erecting, manufacturing or fabricating a part, parts or whole structure, building or object. For this chapter and purposes herein, construction shall include activities related to new construction, reconstruction, repair, remodeling, relocation, moving, enlargement, alteration, addition, restoration, rehabilitation and preservation.

*Contemporary design.* Elements of style, layout, arrangement, scheme, construction, materials and/or technique which are generally recognized and considered as relatively modern, current and up to date.

*Design guidelines.* These are a set of guidelines adopted by the historical preservation commission that details acceptable alterations of designated properties. They are usually generously illustrated and written in a manner that would be understood by most property owners.

*Design review.* The decision-making process conducted by an established review commission of a local government that is guided by the terms set out in an historical preservation ordinance.

*District.* A district possesses a significant concentration, linkage, or continuity of contiguous sites, buildings, structures, or objects united historically or aesthetically by plan or physical development.

*Finishes.* The final surface conditions of a completed construction project or assembly. Paint, varnish, stain, oil, tar, chemical etch, etc., are finishes. Brick, stone, tile, terracotta, metal, stucco, concrete, wood, etc., are also finishes when left in a natural (uncovered, unadorned or "unfinished") state as the final surface condition of a completed construction or assembly.

*Historic property.* A district, site, building, structure, or object significant in history, architecture, engineering, archaeology or culture at the national, state or local level.

*Historic resource.* This generally is the same as an historic property. It includes architectural, historical



and archaeological properties as well as landscape features.

*Integrity.* The authenticity of a property's historic identity, evidenced by survival of physical characteristics that existed during the property's historic or prehistoric period.

*Intensive survey.* A systematic detailed examination of an area designed to gather information about historic properties sufficient to evaluate them against predetermined criteria of significance.

*Inventory.* A list of historic properties that have been identified and evaluated as meeting specified criteria of significance.

*Landmark.* Any individual building, structure, or object that is significant for historical, architectural, or archaeological reasons.

*Object.* A term used to distinguish from buildings and structures those constructions that are primarily artistic in nature or are relatively small in scale and simply constructed. Although it may be, by nature or design, movable, an object is associated with a specific setting or environment, such as statuary in a designed landscape.

*Ordinary maintenance.* (See [section 28-10](#) for guidance.)

*Overlay zones.* A set of zoning requirements that do not affect the land use restrictions set by the comprehensive land use plan and city zoning code. The overlay zone is described in the ordinance text, is mapped, and is imposed as an augmentation to those of the underlying district. The applicable requirements shall govern.

*Preservation.* The act or process of applying measures to obtain or sustain the historic form, integrity, and material of a building, structure or a site. It may include initial stabilization work, where necessary, as well as ongoing maintenance of the historic building.

*Preservation planning.* This refers to the planning for the continued, identification and evaluation of historic properties and for their protection and enhancement.

*Property.* A property is a site or area which generally corresponds to a City of Lockhart subdivision lot, or zoning use district, which may include any combination of one or more buildings, structures, or objects.

*Refinishing.* The act of applying a new finish to a surface using the same type of material previously applied to the surface (e.g., paint over paint, varnish over varnish, oil over oil).

*Rehabilitation.* The act or process of returning a property to a state of utility through repair or alteration which makes possible an efficient contemporary use while preserving those portions or features of the property which are significant to its historical, architectural and cultural values.

*Repainting.* The act of putting a new coat of any colored paint on a previously painted surface. The previous paint may be removed for better appearance or bonding.

*Restoration.* The act or process of accurately recovering the form and details of a property and its setting as it appeared at a particular period of time by means of the removal of later work or by the replacement of missing earlier work.

*Site.* The location of a significant event, a prehistoric or historic occupation or activity, or a building or structure, whether standing, ruined, or vanished, where the location itself possesses historical, cultural, or archaeological value regardless of the value of any existing structure.

*Special district.* A district established to accommodate a narrow or special set of uses or for special purposes. The term can signify any district beyond the conventional residential, commercial, industrial, and agricultural district. (Examples include open space districts, hotel/motel districts, or historical preservation districts.)

*Structure.* The term "structure" is used to distinguish from buildings those functional constructions made usually for purposes other than creating shelter.

*Temporary.* A condition not to be considered permanent and/or not to exist in excess of 90 days.

*Zoning.* A measure, enacted primarily by general purpose units of local government, in which the community is divided into districts or zones within which permitted and special uses are established as are regulations governing lot size, building bulk, placement, and other development standards.

(Ord. No. 93-19, pt. 2, 9-21-93; Code 1982, § 12.5-2)

**Cross reference**— Definitions generally, § 1-2.

Sec. 28-3. - Historical preservation commission.

- (a) There is hereby created a commission to be known as the Lockhart Historical Preservation Commission, hereafter referred to as the "commission."
- (b) The commission shall consist of seven members, appointed by the city council in accordance with chapter 2, article IV of the Code of Ordinances, who shall whenever possible meet one or more of the following qualifications:
  - (1) A registered architect, planner or representative of a design profession,
  - (2) A registered professional engineer in the State of Texas,
  - (3) A member of a nonprofit historical organization of Caldwell County,
  - (4) A local licensed real estate broker or member of the financial community,
  - (5) An owner of an historic landmark residential building,
  - (6) An owner or tenant of a business property that is an historic landmark or in an historic district,
  - (7) A member of the Caldwell County Historical Commission.
- (c) Commission members shall serve terms of three years each, such terms to coincide with the council position making the appointment.
- (d) The chairman and vice-chairman of the commission shall be elected by and from the members of the commission.
- (e) The legislative functions of the city council shall in no way be delegated to the historical preservation commission. The commission, with review and approval by the city council, shall be empowered to:
  - (1) Assist in applying for preservation and rehabilitation grants and by making recommendations to the city government concerning the utilization of state, federal, or private funds to promote the preservation of historic landmarks and historic districts within the city.
  - (2) Prepare rules and procedures as necessary to carry out the business of the commission which shall be reviewed and ratified by the council.

- (3) Adopt detailed criteria forthwith for the designation of historic, architectural, and cultural landmarks and the delineation of historic districts which shall be reviewed and ratified by the council.
  - (4) Assist individual property owners to preserve and enhance historic landmark and historic district property by review of applications for alteration and demolition pursuant to this chapter.
  - (5) Recommend the designation of resources as historic landmarks and historic districts.
  - (6) Create committees from among its membership and delegate to these committees responsibilities to carry out the purposes of this chapter.
  - (7) Maintain written minutes which record all actions taken by the commission and the reasons for taking such actions.
  - (8) Establish a formal process of commendation and recommend conferral of recognition upon the owners of historic landmarks or properties within the historic districts by means of certificates, plaques, or markers.
  - (9) Increase public awareness of the value of historic, cultural, and architectural preservation by developing and participating in public education programs.
  - (10) Conduct surveys and maintain an inventory of significant historic, architectural, and cultural landmarks and all properties located in historic districts within the city.
  - (11) Prepare and submit annually to the council a report summarizing the work completed during the previous year.
  - (12) Prepare an historic preservation plan which shall be reviewed and adopted by the city council forthwith as part of the comprehensive master plan.
  - (13) Recommend the acquisition of a landmark structure by the city government or other organization where its preservation is essential to the purpose of this chapter and where private preservation is not feasible.
  - (14) Review and propose tax abatement for qualified historic landmarks or historic districts.
  - (15) Recommend action to the city government regarding the donation of preservation easements and development rights as well as any other gift of value for the purpose of historical preservation, subject to the approval of the city council.
  - (16) Formulate detailed design review guidelines and procedures addressing alterations of designated properties which shall be reviewed and ratified by the city council forthwith. The design guidelines shall be formulated such that the historic preservation officer may approve certain routine certificate for alteration and certificate for demolition applications prior to review by the commission to reduce delays in obtaining a building permit.
  - (17) Prepare a detailed tax abatement program following the guidelines and criteria set by the city council to be reviewed and ratified by the council forthwith.
  - (18) Prepare a detailed list of activities which qualify as ordinary maintenance and do not require prior review by the commission.
- (f) Members of the commission shall serve without compensation.
- (g) Vacancies on the commission shall be filled by the city council within 30 days of vacancy for the unexpired term of the vacancy.
- (h) The commission shall meet at least monthly, if there is a case to be heard or if other commission business is at hand. Special meetings may be called at any time by the mayor, the chairman, or on the written request of any two commission members. All meetings shall be held in conformance with

the Texas Open Meetings Act (V.T.C.A., Government Code ch. 551).

- (i) A quorum for the transaction of business shall consist of not less than a majority of the full voting membership. All issues shall be decided by a simple majority vote of the commission members present.
- (j) The historical preservation officer shall be a nonvoting, ex officio member of the commission and shall attend all commission meetings.

(Ord. No. 93-19, pt. 3, 9-21-93; Code 1982, § 12.5-3; Ord. No. 97-12, § I(C), 6-18-97; Ord. No. 98-36, § 2, 12-15-98; Ord. No. 2012-17, § II, 9-4-12)

**Cross reference—** Boards, commissions and committees, § 2-206 et seq.

Sec. 28-4. - Appointment of historical preservation officer.

The city manager or his designee shall be the historical preservation officer. This officer shall administer this chapter and advise the commission on matters submitted to it.

(Ord. No. 93-19, pt. 4, 9-21-93; Code 1982, § 12.5-4)

Sec. 28-5. - Historic zoning plan.

- (a) The Lockhart City Code provides in the zoning code, chapter 64 of the Lockhart Code, a zoning classification of "Historic (H and HL)," as overlay zones for historic districts and historic landmarks. Historic districts shall be overlay zoned "Historic (H)" and historic landmarks shall be overlay zoned "Historic (HL)" (as amended by Ordinance Number 93-20). The zoning code designates the historical preservation commission as the city commission which will act independent of the Lockhart Planning and Zoning Commission to review and recommend action to the city council for designation of all historic districts and historic landmarks and the "Historic (H and HL)" overlay zoning classifications.
- (b) Nothing contained in this chapter or in the designation of a property as being historic (H or HL) shall affect the legal use of the property. Historic (H and HL) overlay zones are special districts established for historic zoning only and do not affect the land use restrictions set by the Lockhart Zoning Code. Use classifications of property shall continue to be governed by the general zoning provisions of the Lockhart Code and the procedures therein established. The Lockhart Planning and Zoning Commission shall continue to review and take action on uses, specific requirements, and specific use permits allowed for buildings and areas within historic (H and HL) overlay zones of property or districts.
- (c) The historical preservation commission shall be guided by the expertise and wisdom of state and national organizations which evaluate, recognize, and support preservation of properties which have local, regional, state or national historical significance. Buildings, structures, objects, sites, areas or districts which are recognized as historically significant by the Texas Historical Commission, or by the U.S. Department of the Interior, National Register of Historic Places, shall be considered by the city council, in cooperation with the historical preservation commission, for designation as historic landmarks or historic districts.
- (d) Upon designation of a building, object, site, structure or area as an historic landmark or historic district by the city council, the property shall have the proper historic (H) or historic landmark (HL) zoning designation added to any other use zoning designation established by the city zoning ordinances. The city council shall cause the designation, with suffix "H" or "HL," to be recorded on the official zoning maps of Lockhart. The existing use zoning designation, with the suffix "H" or "HL," shall indicate the zoning designation of those areas, sites, districts, landmarks, buildings or structures as being property designated as in an historic district or an historic landmark by the city. The city council

shall also cause the city secretary to immediately file in the real property records of the office of county clerk of Caldwell County a verified written instrument identifying and listing each historic structure or property as designated historic district (H) or historic landmark (HL), and by: (i) the street address; (ii) the legal description of the real property on which the structure or property is located; and (iii) the name of the owner of the real property.

(Ord. No. 93-19, pt. 5, 9-21-93; Code 1982, § 12.5-5)

Sec. 28-6. - Designation procedure for historic landmarks.

- (a) An historic landmark is a property (building, structure, object, or site) determined to be historically significant by the city council upon recommendation by the commission. If so determined, the historic landmark shall be designated and zoned as historic (HL).
- (b) These provisions pertaining to the designation of historic landmarks shall constitute a part of the comprehensive master plan of the City of Lockhart.
- (c) An historic landmark designation may be requested by any person or entity for property owned by said person or entity by submitting an historic landmark application to the historical preservation officer stating the following:
  - (1) Name and permanent mailing address of applicant,
  - (2) Location of proposed property, and
  - (3) The reasons for requesting the historic landmark or site designation.
- (d) Upon receipt of an historic landmark application the historical preservation officer shall immediately submit one copy of such application to the city manager, city zoning commission chairman and each member of the historical preservation commission. The city manager shall provide the required notifications and place the application request on the agenda of the next regularly scheduled meeting of the commission and the appropriate meeting agenda of the city council.
- (e) The commission shall give notice and conduct its hearing on any proposed designation at its next regularly scheduled meeting or within 45 days of the proposed designation, whichever is less. At the commission's public hearing, owners, interested parties and technical experts may present testimony or documentary evidence which will become part of a record regarding the historic, architectural or cultural importance of the proposed historic landmark.
- (f) The commission shall make its decision at the hearing, if possible, and shall make its recommendation to the city council as expeditiously as possible, but within 30 days subsequent to the hearing on a proposed designation.
- (g) The city council shall schedule a hearing on any commission recommendation at the next regularly scheduled council meeting following the commission's recommendation or within 45 days of the receipt of a recommendation of the commission, whichever is less.
- (h) The city council shall approve or deny the application at the hearing, if possible.
- (i) If the council approves the designation of a property as an historic landmark, the city council shall cause the designation and overlay zoning historic (HL) to be recorded in the city and county records as detailed in section 28-5.
- (j) The designation of an historic landmark and overlay zoning of historic (HL) may be amended or removed by the person or entity, or appointed agent, for property owned by said person or entity, by using the same procedure provided in this section for the original designation. A request for an amendment or removal of a designation shall not be withheld or unreasonably delayed.

(Ord. No. 93-19, pt. 6, 9-21-93; Code 1982, § 12.5-6)

Sec. 28-7. - Designation procedure for historic districts.

- (a) An historic district is an area or site containing contiguous properties, buildings, structures, objects and/or sites united historically or by other consequence which is determined to be significant by the city council, upon recommendation by the commission. If so determined, each individual property located in the historic district shall be designated and overlay zoned as historic (H).
- (b) These provisions pertaining to the designation of historic districts shall constitute a part of the comprehensive master plan of the city.
- (c) The commission shall initiate consideration of establishing a designation for an historic district by giving notice and conducting a public hearing. The city shall follow the public hearing general publication procedures. At the commission's public hearing, owners, interested parties, and technical experts may present testimony or documentary evidence which will become part of a record regarding the historic, architectural or cultural importance of the proposed historic district.
- (d) The commission may recommend the designation of an historic district to the city council if it:
  - (1) Contains properties and an environmental setting which meet one or more of the criteria for designation of an historic landmark; and
  - (2) Constitutes a distinct section of the city which is united historically.
- (e) The commission shall give notice and conduct its hearing at its next regularly scheduled meeting or within 45 days of any proposed designation, whichever is less. The commission shall make its recommendation to the city council within 30 days subsequent to the hearing on the proposed designation.
- (f) The city council shall schedule a public hearing by legal public notice on the commission's recommendation to be held within 45 days of receipt of a recommendation of the commission.
- (g) The council decision regarding the designation of buildings, objects, structures and/or sites as an historic district and overlay zoning "Historic (H)" shall be recorded in the city and county records as detailed in section 28-5.

(Ord. No. 93-19, pt. 7, 9-21-93; Code 1982, § 12.5-7)

Sec. 28-8. - Criteria for the designation of historic landmarks and historic districts.

The city council may, subject to this chapter and in cooperation with the historical preservation commission, designate any property within the city limits as an historic landmark or historic district, if within the discretion of the city council such property is deemed to have historical, cultural, archaeological or educational value which reflects the heritage of the community. The proposed historic landmark or historic district may be designated, if it:

- (1) Possesses significance in history, architecture, archaeology and culture; or
- (2) Is associated with events that have made a significant contribution to the broad patterns of local, regional, state or national history; or
- (3) Is associated with the lives of persons significant in our past; or
- (4) Embodies the distinctive characteristics of a type, period or method of construction; or
- (5) Represents the work of a master designer, builder or craftsman; or
- (6) Is recognized by the Texas Historical Commission or U.S. Department of the Interior as historically significant.

(Ord. No. 93-19, pt. 8, 9-21-93; Code 1982, § 12.5-8)

Sec. 28-9. - Building code relief for historic structures.

- (a) All buildings, structures, objects and sites which are historic (H or HL), as designated by the city, shall be granted a measure of relief from compliance with the current building code, as may be amended or adopted from time to time, and with the Americans With Disabilities Act Plan adopted by the city. The ADA provisions of the codes related to buildings and building regulations for the construction, alteration, repair, enlargement, restoration, remodeling, relocation or moving buildings or structures which are so designated by the city, shall not be mandatory when the buildings or structures meet current minimum standards and any proposed construction is in the public interest of health, safety and welfare. This section shall in no way exempt a property from the provisions of this chapter.
- (b) The building official shall refer to, and be guided by, the current adopted building code and subsequent revisions, for property designated historic (H and HL). This Code allows the city a means of preserving existing buildings that might otherwise be destroyed, and at the same time satisfies the structural, fire and occupant safety needs of the public.
- (c) The Americans With Disabilities Act (ADA) plan and/or program for the City of Lockhart shall refer to and adopt the provisions of the Americans With Disabilities Act of 1990 and subsequent amendments, which grant relief to properties designated by the city as historic. These provisions include, but are not limited to:
  - (1) Paragraph 35.151: Alterations: Historic Preservation, ADA, Title 11, State and Local Governments, and
  - (2) Paragraph 36.405: Alterations: Historic Preservation, ADA, Title 111, Public Accommodations (private business).

The city shall develop and adopt an ADA plan and/or program specifically for the historic buildings, structures, objects, and areas of the city covered under title 11, which affords the full protection to historic features of historic properties allowed for historical preservation which includes, but is not limited to, paragraph 35.151.

- (d) To allow relief and possible deviation from the building codes for new construction as provided for in this section, the building official and/or the historical preservation officer shall inspect the building or structure prior to construction and at any other times deemed necessary, and may require architectural and engineering plans and specifications bearing the seal of a registered professional engineer or architect.

(Ord. No. 93-19, pt. 9, 9-21-93; Code 1982, § 12.5-9; Ord. No. 2010-09, § 1, 2-16-10)

**Cross reference**— Building code, § 12-26 et seq.

Sec. 28-10. - Ordinary maintenance.

- (a) The intent and purpose of this chapter is to encourage and assist the property owners to maintain, rehabilitate, enhance and preserve landmarks and districts. Nothing in this chapter shall be construed to prevent ordinary maintenance and repair of any interior or exterior architectural feature of an historic landmark or property within an historic district which does not involve a change in the architecture, design, finishes or outward overall appearance.
- (b) Ordinary maintenance is considered necessary and generally refers to activities that would be considered customary or common for maintaining the property without a change of overall appearance.
- (c) Ordinary maintenance is an activity which is generally unrestricted and is encouraged by this chapter. In-kind replacement or repair of any interior or exterior building element is included as ordinary maintenance. Interior repairs or construction which do not change the appearance or

structure of the building are considered ordinary maintenance for the purposes of this chapter. This includes all activities which do not change the architecture, appearance, finishes or design of the building, structure or object as viewed from its exterior.

- (d) Repainting shall be considered ordinary maintenance and may include a change in color of painted surfaces.
- (e) Ordinary maintenance does not include the following and will require a certificate for alteration and a city building permit prior to beginning work, except as exempted in subsection 28-11(b):
  - (1) A physical change in exterior elements, design and finishes visible from grade level which affect the appearance and cohesiveness of a building, structure, site or area (e.g., a physical change in the design, finishes, size, shape, etc., of facades, windows, doors, light fixtures, awnings, signs, sidewalks, fences, steps, paving, etc.).
  - (2) Repainting or otherwise covering or altering a faded historic painted sign (ghost sign), even if the sign does not pertain to the current use of the building or is on a previously painted surface.
  - (3) Painting a previously unpainted surface (e.g., masonry wall, etc.).

(Ord. No. 93-19, pt. 10, 9-21-93; Code 1982, § 12.5-10; Ord. No. 2010-16, § 1, 6-15-10)

Sec. 28-11. - Certificate for alteration for historic landmarks or historic districts.

- (a) A certificate for alteration is required to carry out construction or relocation on property designated as historic (H and HL) if such construction will change the exterior architecture, design, finishes or outward appearance of a building, structure, object, site, area or district.
- (b) A certificate for alteration (CFA) is not required for the following construction activities and work. However, no exempted construction shall involve the drilling, cutting, covering or painting of virgin or unpainted masonry and/or removal of same:
  - (1) Any interior or exterior construction activities, which do not make a physical change to the exterior elements, design features, finishes or appearance of the property designated historic.
  - (2) In-kind replacement or repair of any exterior element or for the ordinary maintenance of an historic landmark or property within an historic district as provided in section 28-10.
  - (3) Exterior wood. Replacement of existing painted wood on the exterior of a building with a durable cementitious wood material is exempt if the material is painted and does not make a physical change to the exterior elements, design features, finishes or appearance of the property.
  - (4) Roofs. Replacement of existing roofing material with like or similar material and same design, slope and elevation is exempted. However, if the roof structure is clearly visible from a public street, replacement of existing roofing material with a different design, slope, elevation or material, such as replacing wood or slate roofing with metal roofing, does require a CFA approval by the commission, as provided in section 28-12.
  - (5) Utility installations on the rear and/or alley side of buildings which do not abut or are not clearly visible from a public street and do not alter, damage or obscure the architectural design, fabric (composition) or appearance, as provided in subsection 28-11(a) are exempted. Any such exempted utility work shall not involve the drilling, cutting, covering or painting of virgin or unpainted masonry or removal of same.
- (c) A certificate for alteration (CFA) may be "pre-approved" for the following construction activities and work. Any qualifying activities and work pre-approved by the commission shall be listed and described in a "Pre-Approved Certificate for Alteration Guideline" developed by the commission, maintained and published by the city. An application for a CFA for any construction or activity that is determined "pre-approved" shall be made by the owner as provided in subsection 28-12(a) prior to



conducting the work. The historical preservation officer (HPO) shall promptly review the application and determine if the construction or activity complies with the "pre-approved" criteria. The HPO has the authority to approve the CFA only for construction or activities, which qualify as "pre-approved". Any construction activity that qualifies as pre-approved as determined by the HPO does not require any further approval of the commission, but may proceed according to normal city policies and procedures. After acceptance and approval of a "pre-approved" CFA, the HPO shall place the pre-approved CFA on the next agenda of the commission for discussion. Any "pre-approved" construction or activity shall not involve the drilling, cutting, covering or painting of virgin or unpainted masonry or removal of same. Types of alterations included in the Pre-Approved Certificate for Alteration Guideline follow:

- (1) Signs as provided for in "Pre-Approved Certificate for Alteration Guideline", signs that do not alter, damage or obscure a building's architectural design, historic fabric or appearance as otherwise provided in subsection 28-11(a) are "pre-approved". No sign may be painted on a previously unpainted masonry wall. Business signs suspended from canopies over the public sidewalk or attached to the exterior of buildings may be "pre-approved", as provided in "Pre-Approved Certificate for Alteration Guideline". All signs shall comply with chapter 46 "Signs". Signs that are exempt and do not require a CFA include: Temporary banners suspended over streets and temporary signs on public rights-of-way or public property advertising noncommercial special events and festivities as provided in chapter 46, subsection 46-7(15); and banner signs on private property as provided in chapter 46, subsection 46-10(g).
- (2) Window replacement may be "pre-approved" only as provided in the "Pre-Approved Certificate for Alteration Guideline". Generally, the replacement of existing windows with historically appropriate designed painted wood single or 2-over-2 divided-light windows matched to the size of the historic window openings may be "pre-approved". Any other type of window replacement or closure of windows requires CFA approval by the commission as provided in section 28-12.
- (3) Door replacement may be "pre-approved" only as provided in "Pre-Approved Certificate for Alteration Guideline". Generally, the replacement of an existing front entry door with a historically appropriate designed wood door is "pre-approved". Replacement of a side or rear door with exterior grade, solid core, smooth slab doors is "pre-approved". Any other type of entry door replacement requires CFA approval by the commission as provided in section 28-12.
- (4) Awnings and suspended canopies that do not alter, damage or obscure the architectural design, fabric (composition) or appearance as provided in subsection 28-11(a) may be "pre-approved" only as provided in "Pre-Approved Certificate for Alteration Guideline". Generally, a new awning or canopy or the replacement of an awning or canopy qualifies as "pre-approved" when constructed of an aluminum framework with a flame-retardant canvas covering or light-gauge metal tubing with standing seam metal roofing, installed without drilling or alteration to the existing formed masonry (e.g., brick). All CFA applications shall include a detailed design and attachment plan sealed by a professional engineer describing and attesting to all means of attachment and alteration to the building, masonry wall and/or surface. Any other type of new or replacement awning or canopy requires CFA approval by the commission as provided in section 28-12.
- (5) Exterior fire-safety stairs constructed to meet city codes which do not alter or damage the architectural design, fabric (composition) or appearance as provided in subsection 28-11(a), may be "pre-approved" if located on the rear or nonstreet side of a building. The owner, designer and/or contractor are encouraged to meet with the Lockhart Historical Preservation Commission

to discuss alternatives in location, placement and design prior to requesting an opinion or directive from the city fire marshal. Installation of exterior fire-safety stairs shall not alter or damage the architectural design, fabric (composition) or appearance as provided in subsection 28-11(a).

- (d) A certificate for alteration is not required for banners suspended over streets and temporary signs on public rights-of-way or public property advertising noncommercial special events and festivities as provided in chapter 46, subsection 46-7(15), and for banner signs on private property as provided in chapter 46, subsection 46-10(g).
- (e) The commission and historical preservation officer shall process each application for a certificate for alteration as expeditiously as possible.
- (f) Special considerations and provisions shall be made for emergency repair of sudden, accidental, and unforeseen damage to buildings by acts of God or man which shall endanger a building, business, owner or the public. Immediate temporary repair of damage shall be encouraged with only notification of the historical preservation officer that such work is taking place. If a certificate for alteration is required for permanent repairs of damage which will change the exterior appearance of the building or structure, a special rapid review and approval may be requested. The historical preservation officer shall immediately contact the commission chairman for action.
- (g) Special consideration and provisions shall be made for temporary alteration of the appearance of historic landmarks or property located in an historic district for a special event or occurrence (e.g., a movie, fundraiser, etc.). The commission may grant one certificate for alteration to the responsible organization to approve all of the temporary work anticipated, conditional upon the organization returning the property to its original condition. The commission shall require photographic documentation of existing conditions prior to issuance of the certificate for (temporary) alteration. An individual "permanent" certificate for alteration is required for each property which wishes to retain the "temporary" alterations after the special event.
- (h) The commission and/or the historical preservation officer shall not unreasonably withhold any certificate for alteration.
- (i) A certificate for alteration shall be obtained prior to the issuance of a city building permit, if such permit is required. A certificate shall not be issued in lieu of a required city building permit. Approval and issuance of a certificate for alteration by the commission qualifies as "other zoning action required to effect the issuance of a city building permit" as specified in the Lockhart Code, subsection 64-126(b)(3), or as may be hereafter amended.

(Ord. No. 93-19, pt. 11, 9-21-93; Code 1982, § 12.5-11; Ord. No. 00-30, § I, 10-3-00; Ord. No. 2010-16, § II, 6-15-10)

#### Sec. 28-12. - Certificate for alteration application procedure.

- (a) Prior to the commencement of any work requiring a certificate for alteration, the owner shall file an application for such a certificate with the historical preservation officer. The city shall not issue a city building permit prior to approval of a certificate for alteration. Demolition of any part of a property designated as historic (H or HL) that will occur as a part of the construction or relocation requiring a certificate for alteration which is not replaced by the construction or relocation shall also require a certificate for demolition. The certificate for demolition application shall be filed with and be reviewed with the certificate for alteration application.
- (b) The historical preservation officer shall immediately forward copies of the applications to each member of the commission. The application shall contain:

- (1) Name, address, telephone number of applicant, detailed description of proposed work.
  - (2) Location and photograph of the property and adjacent properties.
  - (3) If the proposal includes signs or lettering, a scale drawing showing the type of lettering to be used, all dimensions and colors, a description of materials to be used, method of illumination (if any), and a plan showing the sign's location on the property.
  - (4) Any other information which the commission may deem necessary in order to visualize the proposed work.
- (c) The certificate for alteration required by this chapter shall be in addition to and not in lieu of any city building permit that may be required by any other ordinance of the City of Lockhart. The certificate for alteration shall be issued by the commission prior to the issuance of a city building permit for such proposed work.
- (d) The historical preservation officer shall schedule review of the application at the next regularly scheduled meeting of the commission or set a special meeting, in cooperation with the commission chairman, if so requested by the applicant. The commission shall review the application within no more than 45 days from the date the application is received. At the meeting for review of the application an opportunity will be provided for the applicant to be heard.
- (e) The action taken by the commission shall be as expeditious as possible. The commission shall approve, deny, or approve with modifications the certificate for alteration at the meeting of review, if possible. In the event the commission does not act within 75 days of the receipt of the application, a city building permit shall be granted without the certificate for alteration.
- (f) All decisions of the commission shall be in writing. The commission's decision shall state its findings pertaining to the approval, denial, or modification of the application. A copy shall be sent to the applicant. Additional copies shall be filed as part of the public record on that property and dispersed to appropriate city departments, (e.g., building official).
- (g) An applicant for a certificate for alteration dissatisfied with the action of the commission relating to the issuance or denial of a certificate for alteration, on grounds other than economic hardship, shall have the right to appeal to the city council within 30 days after receipt of notification of such action. The decision of the city council is final.

(Ord. No. 93-19, pt. 12, 9-21-93; Code 1982, § 12.5-12)

#### Sec. 28-13. - Criteria for approval of certificate for alteration.

In considering an application for a certificate for alteration, the commission shall be guided by the design criteria and guidelines developed by the commission and adopted by the city council. The criteria and guidelines shall be adopted forthwith and shall follow, where applicable, "The Secretary of the Interior's Standards for the Rehabilitation of Historic Buildings," as revised 1990, or as may be hereafter amended. The design guidelines adopted by the council and the "Secretary of the Interior's Standards" shall be made available to the property owners of historic landmarks or within historic districts. If requested, the commission and/or the historical preservation officer shall assist property owners with advice, guidance, resource lists and other information regarding construction techniques, materials, means and methods which are acceptable and recommended for the construction included in the proposed certificate for alteration. The following shall be the minimum criteria for approval:

- (1) The predominate criteria for approval of a certificate for alteration shall be to support proposed construction activities which will enhance an area, site, building, structure or object which is zoned historic, and thereby encourage continued maintenance and preservation of historical

- buildings, structures, objects and sites.
- (2) Contemporary design for alterations and new additions to existing properties shall not be discouraged when such alterations and additions do not destroy significant historical, architectural or cultural material; or such design is compatible with the size, scale, color, material, finishes and character of the property, neighborhood, or environment.
  - (3) Wherever possible, new additions or alterations to buildings, structures, objects, or sites shall be done in such a manner that, if such additions or alterations were to be removed in the future, the essential form and integrity of the original building, structure, object, or site would be unimpaired.
  - (4) Changes which may have taken place in the course of time are evidence of the history and development of a building, structure, object or site and its environment. These changes may or may not have acquired significance in their own right. If these changes have acquired significance in their own right, this significance shall be recognized and respected.
  - (5) Every reasonable effort shall be made to adapt the property in a manner which requires minimal alteration of the basic building, structure, object or site and its environment.
  - (6) The distinguishing original qualities or character of a building, structure, object or site and its environment should not be destroyed. The removal or alteration of any historic material, finish or distinctive architectural features should be avoided when possible.
  - (7) Distinctive stylistic features, finishes and construction techniques or examples of craftsmanship that characterize a building, structure, object or site should be kept and preserved, where possible.
  - (8) Deteriorated architectural features shall be repaired rather than replaced, wherever possible. In the event replacement is necessary, the new material should reflect the material being replaced in composition, design, finish, texture, and other visual qualities. Repair or replacement of missing architectural features should be based on accurate duplications of features, substantiated by historical, physical or pictorial evidence rather than on conjectural designs or the availability of different architectural elements from other buildings or structures.
  - (9) The surface cleaning of structures shall be undertaken with the gentlest means possible. Sandblasting and other cleaning methods that will damage the historic building materials shall not be undertaken. Painting of original unfinished masonry surfaces shall be discouraged.
  - (10) Every reasonable effort shall be made to protect and preserve archaeological resources affected by, or adjacent to, any project.
  - (11) The owner of property for which a city building permit is issued shall be responsible for maintaining a safe construction and/or demolition site at all times by providing proper barricades, signage, walkways, erosion control, etc., and following all structural and safety recommendations and requirements of city, state, and federal governmental agencies.

(Ord. No. 93-19, pt. 13, 9-21-93; Code 1982, § 12.5-13)

Sec. 28-14. - Certificate for demolition and other demolition requirements.

- (a) A certificate for demolition is required to carry out demolition on any property or in any district designated as historic (H or HL). A city permit for the demolition of an historic landmark property or property within an historic district, including secondary buildings and objects, shall not be granted by the building official or other city official without the review of a completed application for a certificate for demolition and approval by the commission. Demolition of any part of a property designated as historic (H or HL) that will occur as a part the construction or relocation requiring a certificate for

alteration which is not replaced by the construction or relocation shall also require a certificate for demolition. The certificate for demolition application shall be filed with and be reviewed with any certificate for alteration application related to the property. The certificate for demolition shall follow the application procedure provided for a certificate for alteration in this chapter. The owner of property shall be responsible for maintaining and protecting the life and safety of the general public and workers on or near the site of any demolition that is carried out as the result of the granting of a city building permit.

- (b) The commission and historical preservation officer shall process each application for a certificate for demolition as expeditiously as possible.
- (c) If requested, the commission and/or the historical preservation officer shall assist property owners with advice, guidance, resource lists and other information regarding construction techniques, materials, means and methods which are acceptable alternatives to the proposed demolition.
- (d) A certificate for demolition shall not be issued in lieu of a city building permit for demolition, and shall be obtained prior to the issuance of a city demolition permit, if such permit is required. Approval and issuance of a certificate for alteration by the commission qualifies as "other zoning action required to effect the issuance of a city building permit" as specified in the Lockhart Code, section 64-126(b), or as may be hereafter amended.
- (e) The commission and/or the historical preservation officer shall not unreasonably withhold a certificate for demolition.
- (f) To obtain a certificate for demolition, the applicant shall demonstrate that the criteria set out for a certificate for alteration is inapplicable.
- (g) Special considerations and provisions shall be made for emergency repair of sudden and unforeseen damage to buildings by acts of God or man which shall endanger a building, business, owner, or the public. Immediate temporary repairing, shoring, barricading, etc., shall be encouraged with only notification of the historical preservation officer that such work is taking place. A certificate for demolition is required for partial or complete removal of damage which will change the exterior appearance of the building or structure. A special rapid review and approval may be requested by the applicant. The historical preservation officer shall immediately contact the commission chairman for action.
- (h) The property owner of any property on which demolition is carried out as the result of the granting of a city building permit shall be responsible for protecting the life and safety of the general public and workers on or near the property. The structural and site integrity of the property being demolished, the remainder and adjacent property shall be maintained at all times during demolition, at the expense of the property owner engaged in the demolition. An inspection and certified report by an independent registered engineer shall be required prior to issuance of a certificate for demolition or a city building permit for the demolition of any building or structure which shares common walls, foundations, roofs and/or utilities with adjacent property. The independent engineer's report shall be provided by the property owner and may be required prior to issuance of any building permit by the city. The owner of property for which a city building permit is issued shall be responsible for maintaining a safe construction site at all times by providing proper barricades, signage, walkways and erosion control, etc., and following all structural and safety recommendations and requirements of the independent engineers report, city, state, and federal governmental agencies.

(Ord. No. 93-19, pt. 14, 9-21-93; Code 1982, § 12.5-14)

Sec. 28-15. - Economic hardship application procedure.

- (a) A property owner applicant who has been denied a certificate for alteration or a certificate for demolition by the commission may appeal such ruling to the commission and reverse such a ruling by showing the commission that an economic hardship exists for the owner as a result of the denial.
- (b) The applicant shall file an economic hardship application as a written appeal of the denial ruling to the historical preservation officer within one year of the date of the denial of certificate by the commission.
- (c) The commission shall give the applicant written notice and hold a public hearing on the economic hardship application at the next regularly scheduled meeting or within 45 days from the date the application is received by the historical preservation commission, whichever is less. The applicant may request a special meeting be called by the mayor, commission chairman or two commission members.
- (d) No city building permit or city demolition permit shall be issued unless the commission makes a finding that hardship exists and the city staff receives written authorization to grant the permit.
- (e) The applicant shall consult in good faith with the commission, local preservation groups and interested parties in a diligent effort to seek an alternative that will result in preservation of the property. Such efforts must be shown to the commission.
- (f) When a claim of economic hardship is made due to the effect of this chapter, the owner must demonstrate that:
  - (1) The property is incapable of earning a reasonable return, for its current use; where a reasonable return is not necessarily the most profitable return possible; and
  - (2) The property cannot be adapted profitably for any other use by the current owner, which would result in a reasonable return; and
  - (3) The owner has, for a period of six months, made a bona fide offer to sell the property to any person, group, corporation, political subdivision or agency thereof which gives reasonable assurance that it is willing to preserve and restore the property; and
  - (4) No bona fide contract, binding upon all parties thereto, shall have been executed for the sale of any such property prior to the expiration of the applicable six-month period; and
  - (5) The offer to sell shall officially begin within 90 days after the final decision of the commission and shall continue for the aforesaid six-month period; and
  - (6) The offering price shall be for the fair market value. (For the purpose of this chapter "fair market value" shall be considered as the value as rendered or established for ad valorem tax purposes); and
  - (7) The offer to sell shall officially begin only after a notice and offer to sell has appeared in the newspaper having general circulation in the city and a certified copy of this offer has been filed with the historical preservation officer of Lockhart.
- (g) Following the hearing, the commission shall prepare a written decision and recommendation in an expedient manner. The written decision and recommendation shall be provided to the historical preservation officer and the applicant in a reasonable time period, not to exceed 30 days.
- (h) All decisions of the commission shall be in writing. A copy shall be sent to the applicant by registered mail and a copy filed with the city secretary's office for public inspection. The commission's decision shall state the reasons for granting or denying the economic hardship application.
- (i) The commission shall not unreasonably withhold action. The commission shall not unreasonably deny approval of the certificate. In the event that the commission does not act within 75 days of the

receipt of the application, a permit shall be granted.

- (j) An applicant dissatisfied with a finding of the commission relating to an economic hardship application shall have the right to appeal to the city council within 30 days after the receipt of notification of such action. Receipt shall be deemed as when the notice is placed in the U.S. mail.

(Ord. No. 93-19, pt. 15, 9-21-93; Code 1982, § 12.5-15)

#### Sec. 28-16. - Enforcement.

All work performed pursuant to a certificate for alteration or a certificate for demolition issued under this chapter shall conform to any requirements included therein. Additionally, the City of Lockhart adopts, by this chapter, V.T.C.A., Local Government Code § 315.006, as amended, for final determination of enforcement and liability damages related to historic property. It shall be the duty of the historical preservation officer in cooperation with the building official to inspect periodically any such work to assure compliance. In the event work is being performed without an appropriate certificate or work is not being performed in accordance with the certificate which was issued, the historical preservation officer in cooperation with the building official shall issue a stop work order and all work shall immediately cease. No further work shall be undertaken on the project as long as a stop work order is in effect. The stop work order may be removed only after verification by the historical preservation officer that the requirements of this chapter are being satisfied. The building official or historical preservation officer may request review by experts prior to the verification.

(Ord. No. 93-19, pt. 16, 9-21-93; Code 1982, § 12.5-16)

#### Sec. 28-17. - Prevention of demolition by neglect.

- (a) All historic landmarks and all buildings, objects, sites, and structures found to be significant or located in an historic district shall be maintained in a safe and sanitary condition. The owner thereof or such other person or persons who may have legal custody and control thereof shall be responsible for the maintenance of the property. Whenever any condition or conditions described below have occurred or are occurring, the owner or other person having legal custody and control shall be notified and the condition shall be corrected in a lawful manner, in accordance with the Lockhart Code.
- (b) Any building, object, site, or structure described above shall be deemed an unsafe building if it has any of the following conditions, such that life, health, property or safety of its occupants or the general public are endangered:
- (1) The stress in any material, member or portion thereof, due to all imposed loads including dead load exceeds the stresses allowed in the Standard Building Code.
  - (2) Any exterior appendage or portion of the building or structure is not securely fastened or anchored such that it is capable of resisting wind, seismic or similar loads as required by the Standard Building Code.
  - (3) If for any reason the building, structure or portion thereof is manifestly unsafe or unsanitary for the designated purposes for which it is to be used.
  - (4) The building, structure or portion thereof as a result of decay, deterioration or dilapidation is likely to fully or partially collapse.
  - (5) The building, structure or portion thereof has been constructed or maintained in violation of specific requirements of the standard codes of the City of Lockhart or State of Texas Law.
  - (6) Any building, structure or portion thereof that is in such condition as to constitute a public nuisance.

(7) Any building, structure or portion thereof that is unsafe, unsanitary or not provided with adequate egress, or which constitutes a fire hazard, or is otherwise dangerous to human life, or which in relation to existing designated use constitutes a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence or abandonment.

(c) If any property, building, object or structure covered by this section shall have to be demolished as a public safety hazard as determined by the City of Lockhart, the owner of the structure shall be in violation of this chapter and shall be subject to a fine equal to the maximum allowed under this chapter for each offense. If the property owner fails to act in accordance with a notice of neglect, each notice issued from the city for neglect in violation of this chapter or other city ordinances shall be considered an offense subject to a fine equal to the maximum allowed under this chapter.

(Ord. No. 93-19, pt. 17, 9-21-93; Code 1982, § 12.5-17)

#### Sec. 28-18. - Treatment of site following demolition.

Following the demolition or removal of an historic landmark, a building, object or structure found to have significance, or a building, object, or structure located in an historic district, the owner or other person having legal custody and control thereof shall within 90 days:

- (1) Remove all traces of previous construction, including foundation.
- (2) Grade, smooth, sod and seed the lot to prevent erosion and improve drainage.
- (3) Repair at his own expense any damage to adjacent property and/or public rights-of-way, including sidewalks, curbs and streets, that may have occurred in the course of removing the building, object or structure and its appurtenances.

(Ord. No. 93-19, pt. 18, 9-21-93; Code 1982, § 12.5-18)

#### Sec. 28-19. - Public safety hazards and emergency securing measures.

- (a) All buildings, structures, objects and sites which are designated as historic landmarks or located in an historic district shall comply with the provisions of the Lockhart Code for unsafe buildings, save and except the relief provided by this chapter. Such properties shall be granted a measure of relief from compliance with the Standard Building Code as provided in section 28-9. The building official shall refer to, and be guided by, the Standard Existing Building Code, 1988 edition, and subsequent revisions, which allows a greater degree of freedom, and responsibility, in evaluating possible means of achieving a minimum level of occupant safety in such designated property. If necessary for interpretation, this building code is to be used in conjunction with the Standard Building Code, 1990 edition, with 1991 amendments, as adopted and amended by the city from time to time.
- (b) Special considerations and provisions shall be made by the historical preservation commission for emergency repair of sudden and unforeseen damage to buildings by acts of God or man which shall endanger a building, business, owner, or the public. Immediate temporary repairing, shoring, barricading, etc., shall be encouraged with only notification of the historical preservation officer that such work is taking place. A certificate for demolition is required for partial or complete removal of damage which will change the exterior appearance or destroy the building or structure. A special rapid review and approval may be requested by the applicant. The historical preservation officer shall immediately contact the commission chairman for action.
- (c) No structure designated an historic landmark or located within an historic district may be demolished in whole or in part as a hazard to public safety until the historical preservation officer has been notified by the appropriate municipal official that an order for such demolition is being prepared, and the commission chairman has had an opportunity to discuss with city officials the



feasibility of emergency measures to secure this structure in such a manner as to preclude the possibility of injury to the public.

- (d) After emergency measures are undertaken, the historical preservation officer shall meet with the municipal officials wishing to issue the order for demolition to review the condition of the structure and the development of plans for the rehabilitation. If after one month no feasible scheme for the further protection of the structure has been developed, the commission shall make a recommendation for an order for demolition. When applicable, a recommendation about the feasibility of rehabilitation shall be made by the commission based upon a report from the historical preservation officer and after consultation with the city legal staff.

(Ord. No. 93-19, pt. 19, 9-21-93; Code 1982, § 12.5-19)

Sec. 28-20. - Tax abatement for preservation of historic properties.

The historical preservation commission shall recommend and the city council review and adopt a tax abatement program forthwith to encourage the improvement and preservation of historic landmarks and property in historic districts for the economic development of the city. Historical preservation is a proven contributor to the economic development, growth and expansion of a community. The program shall have guidelines, criteria and procedures which shall be consistent with stated policy and incorporate the components, requirements and criteria included in sections 28-21 through 28-24.

(Ord. No. 93-19, pt. 20, 9-21-93; Code 1982, § 12.5-20)

Sec. 28-21. - General criteria and guidelines of tax abatement program.

- (a) An historic landmark or a property in an historic district in need of tax relief to encourage improvement and preservation in accordance with the provisions of this chapter and which is improved, enhanced, rehabilitated, restored and/or preserved as certified by the commission may have a tax abatement granted, subject to the approval and conditions of the city.
- (b) The enhancement qualifying for a tax abatement shall be either interior or exterior, or both, but shall require a review and certificate for alteration by the commission.
- (c) Eligibility for a tax abatement shall not be limited as to zoning classification or use, but shall be subject to the property owner(s), tenant(s), and the city entering into a tax abatement agreement.
- (d) A minimum threshold for qualification to participate shall be established based on a minimum cost of qualifying enhancement which equals or exceeds the minimum tax abatement allowed.
- (e) The minimum tax abatement allowed shall be an amount equal to the previous two years of city taxes actually paid on the property. The city council may set a different minimum abatement.
- (f) The total tax abatement shall not exceed the owner's and/or tenant's total out-of-pocket cost of the enhancement certified by the commission.
- (g) The maximum tax abatement allowed shall be one of the following effected for a maximum term of ten years:
- (1) The qualified property may have no assessed value for City of Lockhart ad valorem taxation for a period of five tax years after the completion of the certified enhancement. Thereafter, the qualified property shall be reappraised and assessed at a 50 percent rate for an additional consecutive five-year period.
  - (2) The property may receive an abatement of the city ad valorem taxation of the added value in the eligible property as determined by the increase in the assessed value in the property as a result of the improvements and preservation.
- (h) Any tax abatement granted shall begin on the first day of the first tax year after verification of

completion of the rehabilitation and/or preservation required for certification, provided that the building shall comply with the applicable zoning regulations for its use and location.

- (i) Any property which receives a tax abatement shall be designated and zoned historic (H or HL) by the city council prior to verification. To qualify and receive the tax relief as specified in this section, the property must be zoned historic (H or HL) and be maintained in a minimal condition equal to the condition at the time of verification.
- (j) The historical preservation officer shall inspect and verify to the tax authorities annually that the property qualifies for the scheduled tax abatement.
- (k) The work which is certified for tax abatement must be completed within one year after certification and agreement. The certified and/or verified tax abatement shall carry with the property. A property may be certified and verified for additional work and receive more than one tax abatement concurrently, but not to exceed the limits allowed by the tax abatement program.

(Ord. No. 93-19, pt. 21, 9-21-93; Code 1982, § 12.5-21)

Sec. 28-22. - Application for tax abatement.

- (a) Application for an historic property preservation tax abatement pursuant to this section shall be filed with the city manager for review by the commission which will make a recommendation to the city council. Each application shall be signed and sworn to by the owner of the property and shall:
  - (1) State the legal description and a map of the property proposed for certification;
  - (2) Include an affidavit by the owner describing the historic significance of the structure in need of tax relief;
  - (3) Include a plan and detailed written description of the improvements, enhancement, rehabilitation and/or preservation ("work") for which tax abatement is requested;
  - (4) A list of the kind, number and location of all improvements to the property;
  - (5) A copy of the last paid tax receipt and itemized statement of the current assessed property value;
  - (6) Include an itemized statement of costs for the proposed work and estimated property value upon completion;
  - (7) Include a schedule of the estimated construction time with start and completion dates of the proposed work;
  - (8) Authorize the members of the commission, the city tax assessor-collector and city officials to visit and inspect the property proposed for certification;
  - (9) Include a detailed statement of the current and proposed use and zoning for the property;
  - (10) Provide any additional information to the commission which the owner deems relevant or useful, such as the history of the structure; and
  - (11) Processing and appraisal fees may be required by the city at the time of application.
- (b) Each application shall contain sufficient documentation confirming or supporting the information submitted therein. The approval of tax abatement will depend upon the quality of the information provided by the applicant.

(Ord. No. 93-19, pt. 22, 9-21-93; Code 1982, § 12.5-22)

Sec. 28-23. - Certification for tax abatement.

Upon receipt of the sworn application, the commission shall make an investigation of the property and shall certify the facts to the city within 30 days along with the commission's documentation for

approval or disapproval of the application for abatement. Upon receipt of the certified application for tax abatement as well as the recommendation of the commission, the city council shall within 30 days approve or disapprove eligibility of the property for tax relief pursuant to sections 28-21 through 28-24. In determining eligibility, the City of Lockhart shall first determine that the applicant is in compliance with all the requirements of these sections and the city Code. The certification for tax abatement for specified work shall be valid for one year. The city shall require the property owners, tenants and city enter into a tax abatement agreement prior to start of work which may set further conditions on the tax abatement authorized. The verification and subsequent tax abatement may carry with the property provided the conditions of the abatement are met and the city is in agreement.

(Ord. No. 93-19, pt. 23, 9-21-93; Code 1982, § 12.5-23)

Sec. 28-24. - Verification for tax abatement.

Upon completion of the preservation and/or rehabilitation, the certified applicant shall submit a sworn statement of completion acknowledging that the enhancement and preservation work as certified by the commission is complete. The commission, upon receipt of the sworn statement of completion, but no later than 30 days thereafter, shall make an investigation of the property and shall approve or disapprove the fact that the property has been substantially completed as required for certification. If verification or completion shall be deemed unfavorable, the certified applicant shall be notified in writing, listing the work required to complete the preservation and/or rehabilitation in order to secure the tax abatement provided herein. If the verification of completion is favorable, the commission shall notify the City of Lockhart in writing of compliance. The city shall notify the tax authorities, and thereafter the tax assessor-collector shall provide the property with the tax abatement authorized by the agreement and program, provided the property is maintained in a minimal condition equal to the condition at the time of verification.

(Ord. No. 93-19, pt. 24, 9-21-93; Code 1982, § 12.5-24)

Sec. 28-25. - Penalties and damages.

- (a) A person commits an offense if the person violates this chapter or the terms of a regulation issued under this chapter and is liable for penalties and damages. An offense under this section is a misdemeanor punishable by fine. A fine shall be not more than \$500.00 for each day the violation continues. The city, upon request of the commission and the concurrence of the city council, may institute appropriate action to:
- (1) Prevent violations under this chapter; or
  - (2) Restrain, correct, or abate the violation.
- (b) The penalties and damages hereunder are cumulative of other rights and/or causes of action available to the city and/or the public where a violation of this chapter occurs. For the purpose of this chapter, each day during which there exists any violation of any provision herein shall constitute a separate violation of such provisions. The City of Lockhart adopts, by this section, V.T.C.A., Local Government Code § 315.006, as amended, for the final determination of liability for certain damages for adversely affecting historic property.

(Ord. No. 93-19, pt. 25, 9-21-93; Code 1982, § 12.5-25)

Sec. 28-26. - Biennial review process.

In January, 1996, and even-numbered years thereafter, the city council shall evaluate the performance, accomplishments and success of the historic districts and landmarks ordinance, historical

preservation commission and the historical preservation officer. The impact of the ordinance on property owners of designated historic districts and historic landmarks shall also be reviewed. The review shall be based upon the statement of purpose in section 28-1. The commission shall prepare a report summarizing the previous two years' work, current status and projected activities. If the council determines that the ordinance should be amended to better respond to the city's needs, the council shall hold a public hearing, take formal citizen comment and amend the ordinance as needed.

(Ord. No. 93-19, pt. 26, 9-21-93; Code 1982, § 12.5-26)



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
	Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<b>Council Meeting Dates:</b> APRIL 5, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i>	3-21-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
<b>ACTION REQUESTED:</b> <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER			
<b>CAPTION</b>			
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 10 OF THE LOCKHART CODE OF ORDINANCES, CAPTIONED "ANIMALS AND BEEKEEPING", TO PROVIDE FOR RESTRICTIONS ON TYPE, SIZE AND LOCATIONS FOR KEEPING CERTAIN LIVESTOCK AND FOWL			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>
Budget			\$0.00
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>			
<b>SUMMARY OF ITEM</b>			
This item was discussed at the last Council meeting. It was the consensus of Council to ask the City Attorney to prepare an ordinance to address the nuisance issues discussed regarding large animals and fowl kept in the City limits.			
<b>STAFF RECOMMENDATION</b>			
City Manager and City Attorney recommend approval of the ordinance as presented with any changes Council may want to include.			
List of Supporting Documents: Ordinance 2016-11		Other Departments, Boards, Commissions or Agencies:	



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

*History*

<b>CITY SECRETARY'S USE ONLY</b>		Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory		Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Council Meeting Dates: March 15, 2016				
Department: City Manager			Initials	Date
Department Head: Vance Rodgers		Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>		City Manager		<i>[Signature]</i> 3-10-2016
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers				
ACTION REQUESTED: <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER				
<b>CAPTION</b>				
Discussion and/or action regarding possible future ordinance addressing the keeping of large animals such as, but not limited to, emus, llamas, sheep, goats, horses, and cattle on properties that are not at least 2 acres or more in size and prohibiting more than 2 such large animals per acre.				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED				
FISCAL YEAR:	PRIOR YEAR (CIP ONLY)	CURRENT YEAR	FUTURE YEARS	TOTALS
Budget				\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item				\$0.00
BALANCE	\$0.00	\$0.00	\$0.00	\$0.00
FUND(S):				
<b>SUMMARY OF ITEM</b>				
City Manager, staff, and sometimes Councilmembers receive complaints about the keeping of such large animals within the City limits and especially in and near residential areas where they become nuisances because of noise, smell, and/or unsightly and unsanitary conditions. Sometimes owners of such large animals try to keep them in their small back yard which can be considered cruelty. Some consideration should be given to 4-H and Junior Livestock animals.				
<b>STAFF RECOMMENDATION</b>				
City Manager seeks input and/or direction regarding this matter.				
List of Supporting Documents: Unsanitary Conditions Ordinance		Other Departments, Boards, Commissions or Agencies:		

**ORDINANCE NO. 2016-11**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 10 OF THE LOCKHART CODE OF ORDINANCES, CAPTIONED "ANIMALS AND BEEKEEPING", TO PROVIDE FOR RESTRICTIONS ON TYPE, SIZE AND LOCATIONS FOR KEEPING CERTAIN LIVESTOCK AND FOWL; PROVIDING FOR PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE,**

**WHEREAS**, the City of Lockhart, Texas provides for the regulation of animals and animal care within the city limits in Chapter 10 of the Lockhart Code of Ordinances; and

**WHEREAS**, the Lockhart City Council has determined that keeping large livestock within the city limits on parcels that are of inadequate size to provide for proper exercise, maintenance, safe-keeping, and sanitation is detrimental to the welfare of the animals and the community; and

**WHEREAS**, the Lockhart City Council has determined that keeping of certain fowl within the city limits requires regulation for the peace, health, safety and welfare of the community; and

**WHEREAS**, the City Council has determined that amending Chapter 10 as provided herein serves a public purpose by better providing for the care and welfare of animals within the city limits and protecting the health, welfare and safety of the public.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS**, that Chapter 10 of the Code of Ordinances, City of Lockhart, Texas, is hereby amended to read as follows:

**I. The definition of "livestock" in Sec. 10-1 is amended to read as follows:**

*Livestock* shall mean domestic animals typically used or raise on a farm or ranch, especially those kept for a profit, including but not limited to horses, ponies, mules, donkeys, burros, cattle, goats, sheep, swine, hogs, pigs, rabbits, llamas, and emus.

**II. Section 10-10 is amended** by deleting the current subsection (c), which reads, "The keeping of pigs, hogs, swine, or any member of the Suidae family in the city limits by any person shall be prohibited." Current subsection (d) will be relettered subsection (c).

**III. New Sections 10-16 through 10-18 are hereby added to read as follows:**

**Sec. 10-16. Keeping of livestock.**

(a) The keeping of pigs, hogs, swine or any member of the Suidae family in the city limits is prohibited.

(b) The keeping of livestock other than those described in subsection (a) is permitted but cannot exceed one head of livestock for the first two acres, and one head of livestock for each additional acre over two acres, of a single tract of land. Any person who has livestock on a

parcel of land on the date of the passage of this ordinance may keep those same livestock on the parcel of land, but may not bring or keep any new livestock onto the parcel of land. This subsection does not apply to livestock kept on tracts of land zoned Agricultural--Open Space (AO).

(c) Keeping livestock in any lot, pasture, structure or enclosure within two hundred (200) feet of a private residence or dwelling place other than that of the owner or keeper of the livestock, or within five hundred (500) feet of any building or establishment open to the public, is prohibited.

(d) Fences, enclosures and other restrictive areas for livestock must be of sufficient strength and construction to safely keep the livestock confined.

(e) Subsections (a), (b) and (c) do not apply to veterinary medicine businesses, animal hospitals operated by a state licensed veterinarian, local school district agricultural facilities, commercial animal establishments located on property zoned for such purpose, animal shelters, or currently-existing livestock auction facilities.

(f) It is unlawful for any livestock to be running at large, as defined in Sec. 10-1 of this chapter. Livestock are subject to impoundment pursuant to Sec. 10-5, adoption pursuant to Sec. 10-6, animal care pursuant to Sec. 10-8, nuisance prohibition pursuant to Sec. 10-9, keeping of wild or vicious animal pursuant to Sec. 10-10, control of vicious animal pursuant to Sec. 10-11, sanitary conditions pursuant to Sec. 10-13, and reports of contagious disease, exposure to rabies and quarantine procedures pursuant to Sec. 10-14 of this chapter.

#### **Sec. 10-17. Keeping of fowl.**

No person may keep more than eight hens, or two gander or two ducks on a lot in a residential district in the city. Such fowl must be kept in a secure pen or coop, which must be located at least thirty (30) feet from any residence and at least ten (10) feet from any property line. Such fowl must be contained within the owner's back yard, and the back yard must be fenced in compliance with the city's fence ordinance. Such fowl are subject impoundment pursuant to Sec. 10-5, adoption pursuant to Sec. 10-6, animal care pursuant to Sec. 10-8, nuisance prohibition pursuant to Sec. 10-9, sanitary conditions pursuant to Sec. 10-13, and reports of contagious disease, exposure to rabies and quarantine procedures pursuant to Sec. 10-14 of this chapter. Roosters, ganders and drakes are prohibited.

#### **Sec. 10-18. Permit for FFA and 4H projects; rodeos, livestock shows, and other outdoor entertainment.**

(a) Livestock or fowl that are otherwise prohibited by this ordinance but that are used as part of a sanctioned FFA or 4H project may be kept within the city limits upon the issuance of a city permit. Such permit shall be considered by the city for a sanctioned FFA or 4H project upon receipt of a written application from the person desiring to keep such livestock or fowl and signed by the county agricultural agent or the vocational agriculture teacher. Such application shall include the name and address of the applicant, the size of the animal pen, the distance from dwellings, the names of abutting property owners, and such other information as the city requires. The city may approve or deny the permit at its sole discretion.



(b) The temporary use of livestock and/or fowl for a rodeo, livestock show, or other public outdoor entertainment that is otherwise prohibited by this ordinance is allowed within the city limits, subject to the Lockhart Code of Ordinances, county ordinances, and state law.

**IV. Penalty:** Any person who violates a provision of Chapter 10 of the Lockhart Code of Ordinances is deemed guilty of a misdemeanor and is subject to penalty as provided in Sec. 10-15, and upon conviction, including fine in the sum of not less than \$50.00 nor more than \$250.00, and each and every day's violation shall constitute a separate and distinct offense. Subsequent convictions for the any violation of Chapter 10 within a 12-month period shall be fined an amount not more than \$500.00, and each day's violation shall constitute a separate and distinct offense.

**V. Severability:** If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remainder of this ordinance or it's application shall not be affected, it being the intent of the City Council in adopting and of the mayor in approving this ordinance that no portion, provision, or regulation contained herein shall be inoperative or fail by reason of unconstitutionality or invalidity of any other portion, provision, or regulation.

**VI. Repealer:** All other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

**VII Publication:** That the City Secretary is directed to cause this ordinance caption to be published in a newspaper of general circulation according to law.

**VIII. Effective Date:** That this ordinance shall become effective 10 days after the date of its passage.

**PASSED, APPROVED, AND ADOPTED** this the \_\_\_\_ day of \_\_\_\_\_, 2016.

**CITY OF LOCKHART**

\_\_\_\_\_  
**LEW WHITE, MAYOR**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Connie Constancio, City Secretary**

\_\_\_\_\_  
**Peter Gruning, City Attorney**



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable			
	Reviewed by Legal <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable			
<b>Council Meeting Dates:</b> April 5, 2016				
Department: City Manager			Initials	Date
Department Head: Vance Rodgers	Asst. City Manager			
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i>	3-21-2016	
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers				
<b>ACTION REQUESTED:</b> <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER				
<b>CAPTION</b>				
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 18, ARTICLE III, CAPTIONED "NUISANCES", OF THE LOCKHART CODE OF ORDINANCES, ADDING A DIVISION ENTITLED "RESIDENTIAL OUTDOOR STORAGE"; PROHIBITING THE STORAGE OF UNSCREENED ITEMS AND MATERIAL IN RESIDENTIAL DISTRICTS WITHIN THE CITY				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED				
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>	<b>TOTALS</b>
Budget				\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item				\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>				
<b>SUMMARY OF ITEM</b>				
This item was discussed by Council at its last meeting. It was the consensus of Council to the City Attorney to prepare an ordinance addressing such nuisance concerns as were discussed.				
<b>STAFF RECOMMENDATION</b>				
City Manager and City Attorney respectfully seek approval if a majority of the Council agrees with ordinance as presented or with recommended Council changes.				
List of Supporting Documents: Ordinance 2016-10			Other Departments, Boards, Commissions or Agencies:	



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

*History*

<b>CITY SECRETARY'S USE ONLY</b>		Reviewed by Finance	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory		Reviewed by Legal	<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Council Meeting Dates: March 15, 2016				
Department: City Manager		Initials	Date	
Department Head: Vance Rodgers		Asst. City Manager		
Dept. Signature: <i>Vance Rodgers</i>		City Manager		<i>[Signature]</i> 3-10-2016
Agenda Item Coordinator/Contact (Include phone #): Vance Rodgers				
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER				
<b>CAPTION</b>				
Discussion and/or action regarding possible future ordinance addressing possible offensive conditions in residential yards and front porches that are used for storage of items that are offensive to neighbors				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED				
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>	<b>TOTALS</b>
Budget				\$0.00
Budget Amendment Amount				\$0.00
Encumbered/Expended Amount				\$0.00
This Item				\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>				
<b>SUMMARY OF ITEM</b>				
City staff and elected officials receive complaints from citizens regarding neighboring properties where the owner or renter stores items such as boxes, furniture, clothing, rusting metal parts, fabrication materials, lumber, accumulation of inoperable lawn maintenance equipment, etc... in their yard and/or on porches of the residence that can be clearly seen from the public right of way and/or other adjacent properties which in their mind is unsightly or an eyesore, a health hazard, a fire hazard, and reduces property values. Attached are City of Lockhart, City of San Marcos, and City of Kyle ordinances pertaining to this issue.				
<b>STAFF RECOMMENDATION</b>				
City Manager and staff respectfully request Council input and/or direction regarding this issue				
List of Supporting Documents: City of Lockhart, City of San Marcos, City of Kyle		Other Departments, Boards, Commissions or Agencies:		

## ORDINANCE 2016-10

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS AMENDING CHAPTER 18, ARTICLE III, CAPTIONED “NUISANCES”, OF THE LOCKHART CODE OF ORDINANCES, ADDING A DIVISION ENTITLED “RESIDENTIAL OUTDOOR STORAGE”; PROHIBITING THE STORAGE OF UNSCREENED ITEMS AND MATERIAL IN RESIDENTIAL DISTRICTS WITHIN THE CITY; PROVIDING FOR PENALTY; PROVIDING A REPEALER, PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council has determined that the storage of certain items/materials that are clearly visible from public streets, sidewalks, or other public areas, and from adjacent property, in residential districts within the City causes unsightly, unsafe, unsanitary, and unhealthy conditions in City neighborhoods and often causes conflicts between neighbors; and

**WHEREAS**, the City Council has determined that residential outdoor storage of items/materials creates a public nuisance because it is detrimental to the safety and welfare of the public, tends to reduce the value of private property, invites vandalism, creates fire hazards, provides an attractive nuisance creating a hazard to the health and safety of minors, and produces urban blight adverse to the maintenance and continuing development of the City; and

**WHEREAS**, pursuant to Texas Local Government Code Sec. 217.042, home rule municipalities are permitted to define any nuisance within the limits of the municipality and have the authority to both prevent and abate such nuisances; and

**WHEREAS**, the City Council has determined that amending the Nuisance Article regarding residential outdoor storage is necessary to protect the health, safety, and welfare of citizens in the community and serves a public purpose by alleviating the injurious conditions described herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS**, that Chapter 18, Article III of the Code of Ordinances, City of Lockhart, Texas, is hereby amended by adding Division 5, entitled “Residential Outdoor Storage”, which said Division reads as follows:

**I.**

### **DIVISION 5. – RESIDENTIAL OUTDOOR STORAGE**

#### **Sec. 18-158. Definitions.**

*Items/materials* includes, but is not limited to, iron, steel, aluminum, scrap iron or other metal, machinery or equipment, automobile parts, wood or lumber, bricks, cement blocks, broken concrete, broken asphalt, piping, pallets, and other materials used in building or manufacturing, commodities, raw materials, semi-finished materials, scrap materials, worn out,

used and/or discarded materials, furniture or other items, appliances intended for indoor use, working or nonworking, used, stored, or abandoned, debris, and similar items.

*Residential outdoor storage* means the placement in an unenclosed area on residential property of items/materials which are (a) not customarily used or stored, and/or (b) which are not made of a material that is resistant to damage or deterioration from exposure to the outside environment, for a continuous period in excess of twenty-four (24) hours.

*Residential property* means any real property that is zoned for residential use or where residential use has been authorized by the city.

**Sec. 18-159. Prohibited.**

Residential outdoor storage shall be prohibited on any residential property in front of the primary structure, under a carport, on a front porch, balcony, driveway or any open and unenclosed area visible from any public right of way and from adjacent property.

**Sec. 18-160. Screening.**

(a) Residential outdoor storage shall be screened from adjacent properties by a fence not less than six (6) feet nor greater than eight (8) feet in height, and otherwise in conformity with Chapter 12, Article VIII of the Lockhart Code of Ordinances.

(b) Firewood stored in rear or side yards is exempt from the screen requirements where the firewood is stored solely for use at the primary structure of the residential property.

(c) Coverage by a tarp or similar covering is not a defense to prohibited residential outdoor storage if the items to be covered otherwise meet the definition of residential outdoor storage.

(d) Items/materials that are no greater than reasonably necessary for the lawful use of the residential property, of an object that is of minor nature, and of a type which is traditionally or commonly associated with the principal use of the residential property are not residential outdoor storage.

**Sec. 18-161. Notice to owner and/or occupant to remedy or remove.**

(c) Whenever a violation of this division is found to exist on a residential property, the owner and/or occupant of such premises shall be notified by the city, in writing, to correct, remedy or remove the condition within ten (10) days after such notice, and it shall be unlawful for any person to fail to comply with such notice.

(d) Notice to the owner and/or occupant of the premises shall comply with V.T.C.A., Health and Safety Code, Sec. 342.006, as amended from time to time.

**II. Penalty:** Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Section 1-8 of the City Code.

**III. Findings and Recitations:** The findings and recitations set out in the preamble to this ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes

**IV. Repealer:** All other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

**V. Severability:** If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid or unenforceable, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall be inoperative or fail by way of reason of unconstitutionality or invalidity of any other portion, provision, or regulation.

**VI. Publication:** The City Secretary is directed to cause this ordinance to be published in a newspaper of general circulation according to law.

**VII. Effective Date:** This ordinance shall become effective 10 days after the date of its passage.

**PASSED, APPROVED, AND ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**CITY OF LOCKHART**

\_\_\_\_\_  
**LEW WHITE, MAYOR**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Connie Constancio, City Secretary

\_\_\_\_\_  
Peter Gruning, City Attorney



Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory	Reviewed by Finance <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable		Reviewed by Legal <input type="checkbox"/> Yes <input type="checkbox"/> Not Applicable
<b>Council Meeting Dates:</b> April 5, 2016			
<b>Department:</b> City Manager		<b>Initials</b>	<b>Date</b>
<b>Department Head:</b> Vance Rodgers		<b>Asst. City Manager</b>	
<b>Dept. Signature:</b> <i>[Signature]</i>		<i>[Signature]</i>	4-1-2016
<b>Agenda Item Coordinator/Contact (include phone #):</b> Vance Rodgers			
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER			
<b>CAPTION</b>			
Discussion and/or action regarding letter from Ms. Mary Burrier in which she wants changes to Ordinance 2015-20 which amended Chapter 46, Signs, placing restrictions on inflatable signs, tethered balloons, pennants and streamers, and strings of lights and flags.			
<b>FINANCIAL SUMMARY</b>			
<input type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED			
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>
<b>Budget</b>			<b>TOTALS</b> \$0.00
<b>Budget Amendment Amount</b>			\$0.00
<b>Encumbered/Expended Amount</b>			\$0.00
<b>This Item</b>			\$0.00
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00
<b>FUND(S):</b>			
<b>SUMMARY OF ITEM</b>			
The contents of the ordinance was a product of the Council's appointments to an ad-hoc committee made of six business owners to review possible changes to the City's regulation of certain temporary signs. The changes as determined by that committee were submitted to the Council in September of 2015, and the Council passed the ordinance. Ms. Burrier, who is in the business of supplying pennants, banners, and streamers, approached Council at the February 2, 2016, meeting to express her concerns about the ordinance. She was asked to submit to the City Manager suggested changes to the ordinance. The City Manager and City Planner have reviewed her comments and see no reason to recommend to Council any changes to the ordinance as passed by the Council especially since an ad-hoc committee appointed by the Council came up with the contents of the ordinance after eight (8) meetings.			
<b>STAFF RECOMMENDATION</b>			
City Manager requests direction from the Council regarding this issue			
List of Supporting Documents: Backup information		Other Departments, Boards, Commissions or Agencies:	

**ITEM 3. CITIZENS/VISITORS COMMENTS.**

Mayor White requested the following citizens to address the Council:

Heidi Burton, spoke in favor of the variance to serve alcohol at 119 W. San Antonio Street as long as the establishment was not a "bar".

Doug Phelan, Austin, spoke in favor of the variance to serve alcohol at 119 W. San Antonio Street.

Randy Frye, 810 Vogel and Pastor of First Christian Church, spoke in favor of the variance to serve alcohol at 119 W. San Antonio Street.

Mary Burrier, Dale, spoke against the sign ordinance and requested that the Council consider revisiting it to amend several sections, such as banners, that would accommodate all businesses. Mayor White requested that Ms. Burrier present the recommended amendments to the City Manager.

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

**ITEM 5-B. DISCUSSION AND/OR ACTION REGARDING VARIANCE REQUEST FROM A BUSINESS PROPERTY OWNER'S REPRESENTATIVE AT 119 W. SAN ANTONIO STREET THAT DESIRES TO HAVE THE RIGHT TO HAVE "ON PREMISE CONSUMPTION OF ALCOHOL" AT A POSSIBLE RESTAURANT THAT WOULD BE WITHIN 300' OF CHURCHES OR PUBLIC OR PRIVATE SCHOOLS; A BAR WOULD NOT BE ALLOWED AT THIS LOCATION WITHOUT AN APPROVED SPECIFIC USE PERMIT.**

There was brief discussion.

Mayor Pro-Tem Sanchez made a motion to approve the variance request from a business property owner's Representatives at 119 W. San Antonio Street that desires to have the right to have "on premise consumption of alcohol" at a possible restaurant that would be within 300' of churches or public or private schools; a bar would not be allowed at this location without an approved specific use permit. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

**ITEM 4. CONSENT AGENDA.**

Councilmember Michelson made a motion to approve consent agenda items 4A, 4B, 4C, 4D, and 4E. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

The following are the consent agenda items that were approved:

- 4A: Approve minutes of the City Council meeting of January 19, 2016.
- 4B: Approve Lockhart Police Department - 2015 Racial Profiling Report.
- 4C: Approve agreement with Germer Electronics, Lic., Christopher Germer of Kyle, to provide mobile and hand radio repairs, maintenance, removals, programming, and installations for the City of Lockhart, and assigning the City Manager to sign the agreement if approved.
- 4D: Approve Resolution 2016-02 increasing the existing drainage utility fees to provide street sweeping services to improve rain run-off water quality that ends up in area creeks and eventually in local aquifers, and at the same time make Lockhart a cleaner City; it is proposed that the residential per unit drainage fee of \$2.00 be raised 50 cents and the non-residential per unit drainage fee of \$4.00 be raised \$1.25 per month.
- 4E: Approve agreement with Sweep Across Texas of Austin, Texas, to provide monthly sweeping services for up to 100 miles of curbed streets for \$3,120 per month including workers' compensation and general liability insurance and allowing the City Manager to sign the agreement.



RECEIVED  
CITY OF LOCKHART

MAR 17 2016

RCVD. BY: Jan  
TIME RECVD: 10:33am

March 16, 2016

Honorable Vance Rodgers, City Manager and Councilmen:

Regarding Ordinance 2015-20

I have spent a lot of time talking to business owners and Car dealers that I felt would have valid opinions on this ordinance.

I have some questions and some suggestions.

#### FLAGS AND STREAMERS:

When they are put up correctly and maintained properly – they look great and add appeal to a business. Not installed properly or left up worn out, quickly becomes a negative. Not too many things are capable of swinging a pendulum to such extremes. I feel like it is wrong for government to step in and make rules for everyone to follow because of a few irresponsible people. A small business like mine is virtually shut down by these rules, which in turn affects other businesses – I buy hardware, conduit, screws, etc., which puts money back into the local economy. I feel that if a business chooses not to maintain his lot by replacing his pennants and flags in a timely manner – thus becoming an eyesore, number 1 – he will probably suffer some loss of business because of his poor appearance. Perhaps issue him a warning or give him X amount of days or receive a citation. Perhaps a permit required yearly for a nominal fee - \$50.00 or \$100.00. The lot could then be subject to code inspection – not number of flags or pennants, but the “condition” of the ones they have – No pennants falling off or shredded flags. Make the business aware that they will be expected to maintain the lot in a timely fashion – replace it as it wears out or pay someone to take it down. This seems a lot more fair than expecting a business to spend money for a 30 day interval.

**SAIL BANNERS OR FEATHER FLAGS:** These flags add to decoration and bring attention to businesses. They are most commonly placed in groups of 2 or 3. To state that a business is limited to One sail banner per 50 feet of Road frontage or 4 per lot completely defeats the look they are trying to achieve. Business in the down town locations should be able to choose if they want a flag for decoration or attention. They are supporting the city with their tax dollars. Other cities, such as Bastrop have similar flags – particularly in sections where the store owners try to be a part of an association or group desiring special attention. Why is that a problem? What if I was to get a petition with signatures from store owners? Would that be an appropriate way to approach this issue: How much will the permit cost?

**LIGHT POLE BANNERS:** The ordinance reads “two” light pole banners per 50 feet of Street frontage. Does this mean 2 poles – 2 banners or 1 pole with 2 double sided bracket flags? How will you charge for the permit?

I am also curious if you are going to regulate putting up patriotic bunting or fans for CTR. This is a short term promotion to make the town look united and patriotic to the outside world. I am hoping you will support me and the businesses who choose to participate.

Thank you for giving me the opportunity to respond to your ordinance.

Sincerely,



Mary Burrier



Mary Burrier  
512-764-2319  
512-376-1197

BANNERS  
FLAGS  
PENNANTS

P.O. Box 842  
Lockhart, Texas 78644

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**C. DISCUSS STAFF'S PROPOSAL TO PROVIDE FREE ADOPTIONS, RABIES SHOTS, AND SPAY/NEUTER SERVICES FOR ANIMALS IN THE SHELTER ADOPTED DURING THE MONTHS OF NOVEMBER AND DECEMBER 2015, USING DONATED FUNDS IN THE INTEREST OF A PUBLIC PURPOSE.**

Mr. Rodgers stated that there are sufficient donated funds to provide these services for animals in the shelter during the months of November and December 2015. This would be done in the interest of a public purpose. If approved by Council tonight, that would allow sufficient time to promote and advertise. Mr. Rodgers recommended approval.

Ms. Pendergrass reported that the free adoption and spay and neuter program offered in January 2015 was a success. She stated that she believed that this subsequent free animal adoption opportunity would also be a success.

**D. DISCUSS ORDINANCE 2015-20 AMENDING CHAPTER 46 "SIGNS" OF THE CODE OF ORDINANCES WITH REGARD TO (1) INFLATABLE SIGNS AND TETHERED BALLOONS, PENNANTS AND STREAMERS, STRINGS OF LIGHTS, AND FLAGS IN SECTION 46-6 "PROHIBITED SIGNS AND LOCATIONS"; (2) FLAGS, STRINGS OF LIGHTS, AND TETHERED BALLOONS IN SECTION 46-7 "SIGNS EXEMPT FROM SECTION 46-11(B)"; (3) REFORMATTING AND EXPANSION OF SUBSECTION (G) FOR BANNERS OF ALL TYPES, AND REFORMATTING AND EXPANSION OF SUBSECTION (I) FOR FLAGS AND FLAG POLES, IN SECTION 46-10 "SIGN-TYPE STANDARDS"; (4) REFORMATTING AND EXPANSION OF SECTION 46-11 "ZONING STANDARDS" TO CLARIFY THE REGULATION OF SIGNS BY ZONING DISTRICT AND IN THE EXTRATERRITORIAL JURISDICTION; (5) ADDITION OF A NEW SECTION 46-13 "MAINTENANCE"; AND, (6) RENUMBERING OF THE CURRENT SECTION 46-13 "PENALTIES AND ENFORCEMENT" TO SECTION 46-14.**

Mr. Gibson stated that on March 17, 2015, the Council appointed an ad-hoc committee to review possible changes to the City's regulation of certain temporary signs, to be determined by the city manager as the types for which enforcement has been difficult or about which he had received the most complaints from business owners. The six-member committee met with staff a total of eight times beginning on May 14 and ending on August 13. The committee reviewed the City's current sign standards and the results of their research into comparable sign standards in other cities in the regions, and discussed possible changes to the Lockhart sign ordinance. A consensus was reached on all items, and the committee voted at their August 13, 2015 meeting to recommend the amendments as presented in Ordinance 2015-20. The remaining text of Chapter 46 will remain unchanged. Mr. Gibson recommended approval.

There was discussion.

Mr. Gibson stated that if the Sign ordinance amendments are approved, a copy of the amendments will be provided to each of the business owners within the city.

RECESS: Mayor White announced that the Council would recess for a break at 7:28 p.m.

**REGULAR MEETING**

**ITEM 1. CALL TO ORDER.**

Mayor Lew White called the regular meeting of the Lockhart City Council to order on this date at 7:45 p.m.

5C: Approve staff's proposal to provide free adoptions, rabies shots, and spay/neuter services for animals in the shelter adopted during the months of November and December 2015, using donated funds in the interest of a public purpose.

**ITEM 6-A. DISCUSSION AND/OR ACTION TO CONSIDER ORDINANCE 2015-20 AMENDING CHAPTER 46 "SIGNS" OF THE CODE OF ORDINANCES WITH REGARD TO (1) INFLATABLE SIGNS AND TETHERED BALLOONS, PENNANTS AND STREAMERS, STRINGS OF LIGHTS, AND FLAGS IN SECTION 46-6 "PROHIBITED SIGNS AND LOCATIONS"; (2) FLAGS, STRINGS OF LIGHTS, AND TETHERED BALLOONS IN SECTION 46-7 "SIGNS EXEMPT FROM SECTION 46-11(B)"; (3) REFORMATTING AND EXPANSION OF SUBSECTION (G) FOR BANNERS OF ALL TYPES, AND REFORMATTING AND EXPANSION OF SUBSECTION (I) FOR FLAGS AND FLAG POLES, IN SECTION 46-10 "SIGN-TYPE STANDARDS"; (4) REFORMATTING AND EXPANSION OF SECTION 46-11 "ZONING STANDARDS" TO CLARIFY THE REGULATION OF SIGNS BY ZONING DISTRICT AND IN THE EXTRATERRITORIAL JURISDICTION; (5) ADDITION OF A NEW SECTION 46-13 "MAINTENANCE"; AND, (6) RENUMBERING OF THE CURRENT SECTION 46-13 "PENALTIES AND ENFORCEMENT" TO SECTION 46-14.**

Mayor Pro-Tem Sanchez made a motion to approve Ordinance 2015-20, as presented. Councilmember Michelson seconded. The Council thanked members of the committee for taking time to work with staff on the sign ordinance amendments. Mayor White requested that a thank you letter be sent to the committee members.

The motion passed by a vote of 6-0.

**ITEM 6-B. DISCUSSION REGARDING SECURITY ISSUES AT MUNICIPAL COURT, CITY HALL, AND AT CITY COUNCIL MEETINGS AND POSSIBLE DIRECTION TO THE CITY MANAGER.**

Mayor White stated that several citizens and councilmembers have expressed concern about the lack of security at those locations. Mr. Rodgers provided information about several security measures taken at each location and that improved security measures would be taken.

Mr. Rodgers will return with a list of recommendations to enhance security at each of the locations.

**ITEM 6-C. DISCUSSION AND/OR ACTION REGARDING THE CITY COUNCIL'S SELECTION WITH UP TO 425 VOTES OF A NOMINEE OR NOMINEES TO THE CALDWELL COUNTY APPRAISAL DISTRICT (CCAD) BOARD OF DIRECTORS FOR THE FISCAL YEAR 2016-2017 PERIOD TO BE APPROVED BY A COUNCIL RESOLUTION AT THE SEPTEMBER 15, 2015 MEETING.**

Mr. Rodgers stated that a nominee or nominees must be submitted by Resolution to the Chief Appraiser by October 15, 2015. Requirements and the procedures were submitted in the council packet information. The City of Lockhart has a voting entitlement of 425 votes. A Resolution providing the nominated name(s) will be presented to the Council during the September 15, 2015 meeting.

There was discussion.

Mayor Pro-Tem Sanchez made a motion to nominate Miguel Islas to continue as the City's nominee on the Caldwell Council Appraisal District Board of Directors. Councilmember Mendoza seconded. The motion passed by a vote of 4-2, with Mayor White and Councilmember Michelson opposing.

ORDINANCE 2015-20

History

AN ORDINANCE OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 46 "SIGNS" OF THE CODE OF ORDINANCES WITH REGARD TO: (1) INFLATABLE SIGNS AND TETHERED BALLOONS, PENNANTS AND STREAMERS, STRINGS OF LIGHTS, AND FLAGS IN SECTION 46-6 "PROHIBITED SIGNS AND LOCATIONS"; (2) FLAGS, STRINGS OF LIGHTS, AND TETHERED BALLOONS IN SECTION 46-7 "SIGNS EXEMPT FROM SECTION 46-11(b)"; (3) REFORMATTING AND EXPANSION OF SUBSECTION (g) FOR BANNERS OF ALL TYPES, AND REFORMATTING AND EXPANSION OF SUBSECTION (i) FOR FLAGS AND FLAG POLES, IN SECTION 46-10 "SIGN-TYPE STANDARDS"; (4) REFORMATTING AND EXPANSION OF SECTION 46-11 "ZONING STANDARDS" TO CLARIFY THE REGULATION OF SIGNS BY ZONING DISTRICT AND IN THE EXTRATERRITORIAL JURISDICTION; (5) ADDITION OF A NEW SECTION 46-13 "MAINTENANCE"; AND, (6) RENUMBERING OF THE CURRENT SECTION 46-13 "PENALTIES AND ENFORCEMENT" TO SECTION 46-14; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the city council appointed an ad hoc committee of six members to study chapter 46 "Signs" and make recommendations with regard to certain types of temporary signs, as determined by the city manager; and,

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WHEREAS, the committee met with the city staff in a total of eight meetings from May 14 to August 13, 2015, to review the current ordinance standards, research comparable sign standards in other cities in the region, and discuss possible changes as appropriate; and,

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WHEREAS, the committee voted to recommend amendments pertaining to inflatable signs and balloons, pennants and streamers, strings of lights, various types of banners, and flags and flag poles in Sections 46-6, 46-7, and 46-10; and,

WHEREAS, the committee also voted to recommend the reformatting of Section 46-11 to add a subsection clarifying the regulation of signs by zoning district and in the extraterritorial jurisdiction, the addition of a new Section 46-13 requiring maintenance of signs, and the renumbering of Section 46-13 to 46-14; and,

WHEREAS, the City Council has determined that such amendments serve a public purpose by updating and clarifying the sign regulations in cooperation with the business community, and desires to amend the Code of Ordinances accordingly;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, THAT:

I. Chapter 46, "Signs", is hereby amended as follows, with all sections, subsections, and paragraphs not shown remaining unchanged:

Sec. 46-6. Prohibited signs and locations.

(a) Prohibited signs.

(2) Inflatable signs or objects intended to attract attention, except as provided in subsection 46-7(27).

(3) Flashing, fluttering, undulating, swinging, rotating or otherwise moving sign or sign surfaces, or electronic visual representation of motion or animation by intermittent or variable illumination, except for the following:

- c. Pennants or streamers when displayed in association with the grand opening or grand reopening of a business. Such displays shall require advance written notification of the proposed starting and ending date to the building official, and shall be allowed for a maximum of 30 days per calendar year.

(4) Strings of lights except as exempted in subsection 46-7(15).

**Sec. 46-11. Signs exempt from section 46-11(b).**

The following signs shall be exempt from the requirements of section 46-11, except as otherwise noted:

- (10) Reserved.
- (15) Temporary lights and decorations containing no commercial message and customarily associated with any national, state, local or religious holiday, and strings of lights affixed or suspended from a building or other structural support that eliminates load stresses from any electrical element.
- (27) Tethered balloons without any electrical connection and not more than 36 inches in diameter, and having an anchor point such that no part of the tether or object shall cross a property line or utility easement when laid horizontally. Balloon height shall be limited to the maximum height allowed by right for permanent freestanding signs in each respective zoning district, as provided by sign-type in subsection 64-11(b).

**Sec. 46-10. Sign-type standards.**

(g) *Banner signs.* A banner sign is a temporary on-premise sign made of non-rigid material with no enclosing framework that is attached to a permanent structure or authorized mounting device. A banner with enclosing framework is regulated as a permanent sign and is subject to the zoning standards in section 46-11. Banner signs are allowed as follows:

- (1) Except as exempted in section 46-7(16), banner signs shall be located on private property and shall be attached to a building, wall, fence, light pole, permanent freestanding sign, or a freestanding banner pole structure, as authorized in paragraph (4), below. Sail banners, as authorized in paragraph (5), below, shall be installed in accordance with the manufacturers specifications.
- (2) Banner signs, not including sail banners or light-pole banners as provided in paragraphs (5) and (6), below, are allowed in the PI, CLB, CMB, CHB, IL, IH, and AO districts for advertising special promotions, grand openings, or other events of a specific duration, only, and except for freestanding banner pole structures, do not require a sign permit. Banner signs in the CCB and H districts are allowed for a maximum of 30 days for the purpose of advertising grand openings and business anniversaries, only, and always require a sign permit.
- (3) One or more banner signs, not including sail banners or light-pole banners, are allowed per street frontage provided that the total square footage of all banner signs does not exceed 48 square feet per street frontage of each business or agency occupancy. Flags that display a business logo, name, or other message related specifically to a business are considered a banner sign with respect to this limit.
- (4) One freestanding banner pole structure, not including sail banners or light-pole banners, consisting of two posts or poles specifically intended for displaying a banner sign, is allowed per lot or parcel in the PI, CLB, CMB, CHB, IL, IH, and AO districts subject to the following standards:

- a. Freestanding banner pole structures shall be setback at least five feet from any property line.
  - b. Poles or posts shall not be more than six feet in height, and shall be structurally equal to or better than four-inch by four-inch treated lumber.
  - c. Poles or posts shall be centered in holes one-foot in diameter, two feet deep, and filled with 2,500 psi concrete, or may be inserted into subsurface receptacles consisting of schedule 40 PVC pipe or material of similar strength and durability extending at least 18 inches below the ground surface, such that the poles or posts may be easily removed when not needed.
  - d. A permit is required for each freestanding banner pole structure.
- (5) Sail banners, consisting of a self-supported wing, feather, blade, cone, or rectangular shaped material mounted on a flexible pole designed to be inserted into the ground or other anchoring device, are allowed in the CLB, CMB, CHB, and AO districts subject to the following standards:
- a. One sail banner is allowed per 50 feet of street frontage, up to a maximum of four per lot or parcel.
  - b. Sail banners shall not exceed 14 feet in height and three feet in width, shall not be less than ten feet apart from one another, and shall be setback at least five feet from any property line.
  - c. Sail banners and light-pole banners are not permitted to be displayed at the same time on the same property.
  - d. A permit is required for each sail banner.
- (6) Light-pole banners, consisting of a banner attached on at least two edges to brackets mounted on a light pole such that the banner projects from the side of the pole, are allowed in the CMB and CHB districts subject to the following standards:
- a. Two light-pole banners are allowed per 50 feet of street frontage.
  - b. Light-pole banners shall not hang over any property line, or be mounted such that the bottom of the banner is less than seven feet above any underlying pedestrian area or less than nine feet above any underlying vehicle maneuvering or parking area.
  - c. Light-pole banners and sail banners are not permitted to be displayed at the same time on the same property.
  - d. A permit is required for the installation of banners on one or more light poles.
- (i) *Flags and flag poles.*
- (1) A flag consists of a non-rigid material attached on one edge to a staff or other structure, with or without a cord, such that it can wave in the wind. Official flags of the city, county, state, or federal government, armed forces, or local school district or non-profit agency, not exceeding 24 square feet per side are allowed in the AO, RLD, RMD, and MH zoning districts, and such flags not exceeding 48 square feet per side are allowed in all other zoning districts. Flags that display a business logo, name, or other message related specifically to a business are regulated as banner signs with respect to the maximum total sign area allowed per street frontage as provided for banner signs in subsection (g)(3) of this section.

- (2) There shall be no more than three flag poles per lot or parcel, except on the premises of a city, county, state or federal facility, where there is no limit. In the AO, RLD, RMD and MH zoning districts, the maximum pole height is 20 feet and the minimum pole setback from any property line is five feet. In all other districts the maximum pole height is 30 feet and the minimum pole setback from any property line is ten feet. A permit is required for each freestanding flag pole.

**Sec.46-11. Zoning standards.**

(a) Except as otherwise provided in subsection (b) below, signs specifically listed in any provision of this chapter as being allowed in the AO zoning district shall also be allowed in the extraterritorial jurisdiction (ETJ), and shall comply with the applicable standards of the AO district. If one or more zoning districts are not listed in a particular provision, the provision shall apply to all zoning districts and the extraterritorial jurisdiction.

(b) Permanent signs shall comply with the limits provided in the table below according to the zoning district where each sign is located:

*[Remainder of section, including table, is unchanged.]*

**Sec. 46-13. Maintenance.**

All signs shall be maintained in good repair, and in a safe and attractive condition, including replacement of defective or missing parts, painting and cleaning, and replacement or repair of sign faces that exhibit damage or deterioration. Nondurable material, such as used for banners and flags, shall be removed or replaced when faded, tattered, or torn. The building official shall have the authority to order the painting, repair, or removal of a sign that is in violation of this section.

**Sec. 46-14. Penalties and enforcement.**

*[Remainder of section is unchanged.]*

II. Severability: If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or un-enforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity of any other portion, provision or regulation.

III. Repealer: That all other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

IV. Penalty: Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Section 1-8 of the City Code.

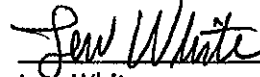
V. Publication: That the City Secretary is directed to cause the caption of this ordinance to be published in a newspaper of general circulation according to law.

VI. Effective Date. That this ordinance shall become effective and be in full force ten days from the date of its passage.



**PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, ON THIS THE FIRST DAY OF SEPTEMBER, 2015.**

CITY OF LOCKHART



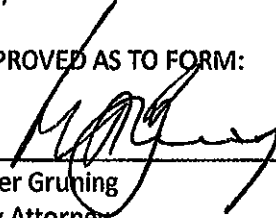
Lew White  
Mayor

ATTEST:

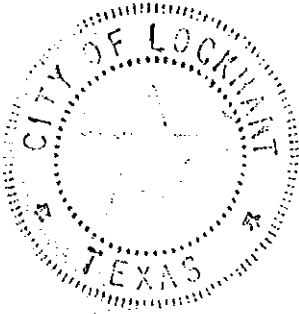


Connie Constancio, TRMC  
City Secretary

APPROVED AS TO FORM:



Peter Gruning  
City Attorney





Work Session Item # \_\_\_\_\_

Reg. Mtg. Item # \_\_\_\_\_

**CITY OF LOCKHART  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b> <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory		Reviewed by Finance	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable	
		Reviewed by Legal	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Not Applicable	
<b>Council Meeting Date: April 5, 2016</b>					
Department: Finance			Initials	Date	
Department Head: Jeff Hinson		Asst. City Manager			
Dept. Signature: <i>Jeff Hinson</i>		City Manager		<i>JH</i>	<i>4.1.2016</i>
Agenda Item Coordinator/Contact (include phone #): Jeff Hinson 398-3461 x232					
<b>ACTION REQUESTED:</b> <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input checked="" type="checkbox"/> OTHER					
<b>CAPTION</b>					
<b>DISCUSSION AND/OR ACTION FOR CITY COUNCIL TO CONSIDER PRESENTATION OF THE GENERAL, UTILITIES AND AIRPORT FUNDS' SIX MONTHS REVENUES, EXPENDITURES AND FUND BALANCE ANALYSIS FOR THE 2015-2016 FISCAL YEAR.</b>					
<b>FINANCIAL SUMMARY</b>					
x N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED					
<b>FISCAL YEAR:</b>	<b>PRIOR YEAR (CIP ONLY)</b>	<b>CURRENT YEAR</b>	<b>FUTURE YEARS</b>	<b>TOTALS</b>	
Budget				\$0.00	
Budget Amendment Amount				\$0.00	
Encumbered/Expended Amount				\$0.00	
This Item				\$0.00	
<b>BALANCE</b>	\$0.00	\$0.00	\$0.00	\$0.00	
<b>FUND(S):</b>					
<b>SUMMARY OF ITEM</b>					
Finance Director will review the 6 months' revenues, expenditures and fund balance analysis for the General Fund, Utilities Funds, and the Airport Fund for FY 2015-2016.					
<b>STAFF RECOMMENDATION</b>					
N/A					
List of Supporting Documents: Financial Statement Summary Fund Balance Analysis			Other Departments, Boards, Commissions or Agencies:		

**100-GENERAL FUND  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
PROPERTY TAXES	2,983,849	2,881,924	(101,925)	96.58%
OTHER TAXES	1,750,018	886,465	(863,553)	50.65%
LICENSES & PERMITS	120,155	95,480	(24,675)	79.46%
INTERGOVERNMENTAL	147,064	35,637	(111,427)	24.23%
FINES & FEES	339,182	159,333	(179,849)	46.98%
LEASES & RENTS	2,011	-	(2,011)	0.00%
INTEREST	8,175	4,482	(3,693)	54.83%
MISCELLANEOUS	56,360	21,071	(35,289)	37.39%
OP TRANSFERS & OTHER REV	3,035,621	1,518,599	(1,517,022)	50.03%
<b>TOTAL REVENUES</b>	<b>8,442,435</b>	<b>5,602,991</b>	<b>(2,839,444)</b>	<b>66.37%</b>
<b>EXPENDITURE SUMMARY</b>				
<b>GENERAL ADMINISTRATION</b>				
MAYOR/COUNCIL	211,858	79,847	132,011	37.69%
TAX	104,987	57,132	47,855	54.42%
CITY MANAGER	335,106	168,731	166,375	50.35%
ECONOMIC DEVELOPMENT	170,517	85,198	85,319	49.96%
FINANCE	266,401	141,452	124,949	53.10%
INFORMATION SYSTEMS	105,210	32,619	72,591	31.00%
CIVIL SERVICE	54,071	18,792	35,279	34.75%
<b>TOTAL GENERAL ADMINISTRATION</b>	<b>1,248,150</b>	<b>583,771</b>	<b>664,379</b>	<b>46.77%</b>
<b>HEALTH</b>				
COMMUNITY FACILITY	8,794	4,835	3,959	54.98%
<b>TOTAL HEALTH</b>	<b>8,794</b>	<b>4,835</b>	<b>3,959</b>	<b>54.98%</b>

**100-GENERAL FUND  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>PUBLIC SAFETY</b>				
COMMUNICATIONS	513,824	253,458	260,366	49.33%
ANIMAL CONTROL	284,819	135,225	149,594	47.48%
MUNICIPAL COURT	214,082	100,385	113,697	46.89%
POLICE	2,207,614	995,521	1,212,093	45.09%
FIRE	1,212,788	555,089	657,699	45.77%
<b>TOTAL PUBLIC SAFETY</b>	<b>4,433,127</b>	<b>2,039,678</b>	<b>2,393,449</b>	<b>46.01%</b>
<b>CULTURE &amp; RECREATION</b>				
LIBRARY	430,777	210,277	220,500	48.81%
TECHNOLOGY CENTER	-	-	-	N/A
PARKS & RECREATION	385,150	150,245	234,905	39.01%
<b>TOTAL CULTURE &amp; RECREATION</b>	<b>815,927</b>	<b>360,522</b>	<b>455,405</b>	<b>44.19%</b>
<b>BUILDING &amp; DEVELOPMENT</b>				
PLANNING & DEVELOPMENT	302,025	124,759	177,266	41.31%
BLDG INSP & ENFORCEMENT	272,196	102,230	169,966	37.56%
<b>TOTAL BUILDING &amp; DEVELOPMENT</b>	<b>574,221</b>	<b>226,989</b>	<b>347,232</b>	<b>39.53%</b>
<b>PUBLIC WORKS</b>				
PUBLIC WORKS	167,961	79,865	88,096	47.55%
GARAGE MAINTENANCE	177,346	89,724	87,622	50.59%
CEMETERY	96,303	44,045	52,258	45.74%
STREETS AND ROW	672,875	265,526	407,349	39.46%
<b>TOTAL PUBLIC WORKS</b>	<b>1,114,485</b>	<b>479,160</b>	<b>635,325</b>	<b>42.99%</b>
<b>NON-DEPARTMENTAL</b>				
NON-DEPARTMENTAL	247,731	396,081	(148,350)	159.88%
<b>TOTAL NON-DEPARTMENTAL</b>	<b>247,731</b>	<b>396,081</b>	<b>(148,350)</b>	<b>159.88%</b>
<b>TOTAL EXPENDITURES</b>	<b>8,442,435</b>	<b>4,091,036</b>	<b>4,351,399</b>	<b>48.46%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>-</b>	<b>1,511,955</b>	<b>1,511,955</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			

**500-ELECTRIC UTILITY  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
FINES & FEES	48,723	26,809	(21,914)	55.02%
SERVICES & FEES	11,524,234	5,261,187	(6,263,047)	45.65%
INTEREST	2,339	183	(2,156)	N/A
MISCELLANEOUS	4,485	24,950	20,465	556.30%
OP TRANSFERS & OTHER REV	290,000	-	(290,000)	0.00%
<b>TOTAL REVENUES</b>	<b>11,869,781</b>	<b>5,313,129</b>	<b>(6,556,652)</b>	<b>44.76%</b>
<b>EXPENDITURE SUMMARY</b>				
BILLING	689,344	318,979	370,365	46.27%
DISTRIBUTION	1,234,705	387,065	847,640	31.35%
NON DEPARTMENTAL	9,945,732	4,307,765	5,637,967	43.31%
<b>TOTAL EXPENDITURES</b>	<b>11,869,781</b>	<b>5,013,809</b>	<b>6,855,972</b>	<b>42.24%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>-</b>	<b>299,320</b>	<b>299,320</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			

**520-WATER UTILITY  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
INTERGOVERNMENTAL	-	-	-	N/A
SERVICES & FEES	3,155,329	1,547,617	(1,607,712)	49.05%
INTEREST	5,285	1,665	(3,620)	31.50%
MISCELLANEOUS	246,086	246,086	-	100.00%
OP TRANSFERS & OTHER REV	-	-	-	N/A
<b>TOTAL REVENUES</b>	<b>3,406,700</b>	<b>1,795,368</b>	<b>(1,611,332)</b>	<b>52.70%</b>
<b>EXPENDITURE SUMMARY</b>				
WATER DISTRIBUTION	1,207,184	542,507	664,677	44.94%
WATER TREATMENT	693,817	346,799	347,018	49.98%
NON DEPARTMENTAL	2,038,997	952,000	1,086,997	46.69%
<b>TOTAL EXPENDITURES</b>	<b>3,939,998</b>	<b>1,841,306</b>	<b>2,098,692</b>	<b>46.73%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>(533,298)</b>	<b>(45,938)</b>	<b>487,360</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			

**540-WASTEWATER UTILITY  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
INTERGOVERNMENTAL SERVICES & FEES	2,200,530	1,109,351	(1,091,179)	50.41%
INTEREST	1,650	930	(720)	56.36%
MISCELLANEOUS	-	-	-	N/A
<b>TOTAL REVENUES</b>	<b>2,202,180</b>	<b>1,110,281</b>	<b>(1,091,899)</b>	<b>50.42%</b>
<b>EXPENDITURE SUMMARY</b>				
WASTEWATER COLLECTION	402,689	166,361	236,328	41.31%
WASTEWATER TREATMENT	815,786	403,863	411,923	49.51%
NON DEPARTMENTAL	1,210,005	487,620	722,385	40.30%
<b>TOTAL EXPENDITURES</b>	<b>2,428,480</b>	<b>1,057,844</b>	<b>1,370,636</b>	<b>43.56%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>(226,300)</b>	<b>52,437</b>	<b>278,737</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			

**560-SOLID WASTE UTILITY  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
SERVICES & FEES	1,416,220	715,677	(700,543)	50.53%
INTEREST	1,242	483	(759)	38.89%
MISCELLANEOUS	13,161	394	(12,767)	2.99%
<b>TOTAL REVENUES</b>	<b>1,430,623</b>	<b>716,554</b>	<b>(714,069)</b>	<b>50.09%</b>
<b>EXPENDITURE SUMMARY</b>				
HAND COLLECTIONS	795,121	428,896	366,225	53.94%
BIN COLLECTIONS	341,795	174,527	167,268	51.06%
RECYCLING	47,671	17,110	30,561	35.89%
LANDFILL	15,750	26,345	(10,595)	167.27%
NON DEPARTMENTAL	230,286	115,285	115,001	50.06%
<b>TOTAL EXPENDITURES</b>	<b>1,430,623</b>	<b>762,163</b>	<b>668,460</b>	<b>53.27%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>-</b>	<b>(45,609)</b>	<b>(45,609)</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			



**580-AIRPORT  
FINANCIAL SUMMARY  
YTD MARCH 31, 2016**

	<b>CURRENT BUDGET</b>	<b>YEAR TO DATE ACTUAL</b>	<b>BUDGET VARIANCE</b>	<b>% YTD BUDGET</b>
<b>REVENUE SUMMARY</b>				
INTERGOVERNMENTAL	-	-	-	N/A
FINES & FEES	73,234	39,463	(33,771)	53.89%
INTEREST	50	16	(34)	32.00%
MISCELLANEOUS	-	-	-	N/A
OP TRANSFERS & OTHER REV	-	-	-	N/A
<b>TOTAL REVENUES</b>	<b>73,284</b>	<b>39,479</b>	<b>(33,805)</b>	<b>53.87%</b>
<b>EXPENDITURE SUMMARY</b>				
AIRPORT OPERATIONS	21,573	9,719	11,854	45.05%
NON DEPARTMENTAL	-	-	-	N/A
<b>TOTAL EXPENDITURES</b>	<b>21,573</b>	<b>9,719</b>	<b>11,854</b>	<b>45.05%</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>51,711</b>	<b>29,760</b>	<b>(21,951)</b>	<b>N/A</b>
<b>PROJECTED SAVINGS:</b>	<b>N/A</b>			

**LIST OF BOARD/COMMISSION VACANCIES**

*Updated: April 1., 2016*

<b>Board Name</b>	<b>Reappointments/Vacancies</b>	<b>Council member</b>
Board of Adjustment	VACANT-(Stephanie Ramirez verbal/e-mail resignation 08/5/2015)	Councilmember Castillo
Construction Board	VACANT-(John Lairsen resigned 12/22/2015-requested appointment to Historical Preservation Comm)	Councilmember Michelson
Economic Development Revolving Loan Committee	VACANT-(Dr. Philip Wales resigned 02/10/2016)	Councilmember Castillo
Impact Fee Advisory Committee	VACANT / ETJ REPRESENTATIVE-(Kasi Miles moved inside city limits 10/9/2015)	Any Councilmember
Parks Advisory Board	VACANT-(Jeff Johnson resigned 01/15/2016)	Mayor Pro-Tem Sanchez

**APPLICATIONS RECEIVED TO BE ON A BOARD/COMMISSION**

<b>APPLICANT</b>	<b>BOARD REQUESTED</b>	<b>DATE RECEIVED</b>	<b>RESIDENCE DISTRICT</b>
Ron Faulstich	Historical Preservation Commission	December 31, 2015	District 3
Rudy Ruiz	Charter Review Commission	March 9, 2016	District 4
Paul Buckner	Parks & Recreation Advisory Board	April 1, 2016	District 2

↖ New Application attached

CITY OF LOCKHART

ADVISORY BOARD/COMMISSION QUESTIONNAIRE/APPLICATION

NAME: Paul Buckner E-mail: N/A

ADDRESS: 144 Tonkawa Rd HOME#: N/A

WORK#: 512-432-1623

OCCUPATION: Pebbasus Schools Inc CELL#: 512-227-6452

EDUCATION (optional): N/A

How long have you been a resident of Lockhart? 28 Years

Are you a qualified voter of the City? Yes  No  VOTER REG. #: \_\_\_\_\_

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: Herman Sons Fraternal Insurance Lodge

ADDITIONAL PERTINENT INFORMATION/REFERENCES: Jerald Reynolds -512-799-9249

Logan Howell -512-227-1337 Robert Ellis -512-738-0207

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARDS, COMMISSIONS, OR COMMITTEES:  
(Please limit your selection to no more than three. List in order of preference: 1,2,3)

- |   |   |
|---|---|
| <input type="checkbox"/> Airport Advisory Board                         | <input type="checkbox"/> Electric Board                               |
| <input type="checkbox"/> Board of Adjustments & Appeals                 | <input type="checkbox"/> Historic Preservation Commission             |
| <input type="checkbox"/> Charter Review Commission                      | <input type="checkbox"/> Library Advisory Board                       |
| <input type="checkbox"/> Construction Board of Appeals                  | <input checked="" type="checkbox"/> Parks and Recreation Advisory Bd. |
| <input type="checkbox"/> Economic Development Revolving Loan            | <input type="checkbox"/> Planning & Zoning Commission                 |
| <input type="checkbox"/> Economic Development Corp (1/2 Cent Sales Tax) |   |

Do you serve on any other board/commission/committee at this time? If so, please list:  
No

Do you have any relative working for the City of Lockhart? Yes  No

Do you receive any direct compensation or gain from the City of Lockhart? Yes  No

Do you receive any direct compensation or gain from any other governmental body?  
Yes  No  If yes, what type? \_\_\_\_\_

Paul Buckner  
(Signature of Applicant)

3-31-16  
(Date)

Return application to:  
City of Lockhart  
City Secretary's Office  
PO Box 239  
Lockhart, TX 78644

RECEIVED

APR - 1 2016

<p>The following are NOTES regarding appointments to several boards that have certain criteria that should be met, such as qualifications or number to serve on the board. Boards that are not listed below have a seven member board and are open to any citizen without qualifications.</p>	
<p><b>NOTES: AIRPORT ADVISORY BOARD</b></p>	<p><b>Sec. 4-26. Membership; appointments.</b> The Lockhart Airport Advisory Board shall be composed of seven members to be appointed in accordance with section 2-210. At least five members must currently be or have been flight rated, and two members may be appointed as at-large members. Members shall serve three-year terms, such terms coinciding with the council position making the appointment.</p> <p><b>Sec. 4-28. Eligibility for board membership.</b> No person having a financial interest in any commercial carrier by air, or in any concession, right or privilege to conduct any business or render any service for compensation upon the premises of the Lockhart Municipal Airport shall be eligible for membership on the Lockhart Airport Advisory Board.</p> <p><b>Sec. 4-32. Limitations of authority.</b> The Lockhart Municipal Airport Advisory Board shall not have authority to incur or create any debt in connection with airport operations; nor shall the board be empowered to enter into any contract, leases, or other legal obligations binding upon the City of Lockhart; nor shall the board have authority to hire airport personnel or direct airport personnel in the execution of their duties.</p>
<p><b>NOTES: CONSTRUCTION BOARD APPOINTMENTS</b></p>	<p><i>Section B101.4, Board Decision,</i> is amended to read as follows: The construction board of adjustments and appeals shall have the power, as further defined in Appendix B, to hear appeals of decisions and interpretations of the building official and consider variances of the technical codes; and to conduct hearings on determinations of the building official regarding unsafe or dangerous buildings, structures and/or service systems, and to issue orders in accordance with the procedures beginning with section 12-442 of this Code [of Ordinances].</p> <p><i>Section B101.2, Membership of Board,</i> is amended to read as follows: Each District Council member and the Mayor shall appoint one member to the Construction Board of Appeals making it a five (5) member board and each Councilmember at Large shall appoint an alternate. The term of office of the board members shall be three (3) years, such terms coinciding with the council position making the appointment. The two (2) alternates shall also serve the term coinciding with the council position making the appointments. Vacancies shall be filled for an unexpired term in the manner in which the original appointments are required to be made. Board members shall consist of members who are qualified by experience and/or training to pass on matters pertaining to building construction and are not employees of the City of Lockhart.</p>
<p><b>NOTES: ELECTRIC BOARD APPOINTMENTS</b></p>	<p><b>Sec. 12-132. Members.</b> (a) Appointments to the examining and supervisory board of electricians and appeals shall conform to section 2-210 except that the board shall consist of five persons with one being appointed by each district council member and one by the mayor. Each member shall serve three-year terms with such terms to coincide with the council position making the appointment. (b) Each board member shall reside within the county and such board shall include one member who shall be a building contractor; one layman; two members shall be master electricians who are currently licensed by the city; and one member shall be either a building contractor or master electrician licensed by the city. There shall be two ex-officio members, one who shall be the city electrical inspector, and one shall be the fire marshal.</p> <p><b>Sec. 12-133. Officers and quorum.</b> The members of the examining and supervising board of electricians and appeals shall select a chairman and secretary. A quorum shall consist of three members.</p>
<p><b>NOTES: HISTORIC PRESERVATION COMMISSION</b></p>	<p><b>Sec. 28-3. Historical preservation commission.</b> (b) The commission shall consist of seven members, appointed by the city council in accordance with section 2-210, who shall whenever possible meet one or more of the following qualities: (1) A registered architect, planner or representative of a design profession, (2) A registered professional engineer in the State of Texas, (3) A member of a nonprofit historical organization of Caldwell County, (4) A local licensed real estate broker or member of the financial community, (5) An owner of an historic landmark residential building, (6) An owner or tenant of a business property that is an historic landmark or in an historic district, (7) A member of the Caldwell County Historical Commission.</p>
<p><b>NOTES: PARKS ADVISORY BOARD</b></p>	<p><b>Sec. 40-133. Members.</b> (a) The board shall consist of seven members appointed in accordance with section 2-210 to serve three years terms, such terms to coincide with the council position making the appointment and two alternates shall also be appointed by the mayor and mayor pro-tem, one each. The two alternates shall also serve the term coinciding with the council position making the appointments. Vacancies shall be filled for an unexpired term in the manner in which the original appointments are required to be made. (Ordinance 06-08, adopted February 7, 2006)</p>

Sec. 2-209. - Rules for appointment.

The city council hereby sets the following rules:

- (1) Except as may be established by existing city ordinances/resolutions the process for selecting members shall be open to all Lockhart citizens, who must apply for appointment, to include those applying for reappointment. Reappointment shall not be deemed automatic.
- (2) Council shall seek to appoint the most qualified or best persons available, while also respecting the need for diverse community opinions.
- (3) No member of any appointed body shall serve on more than one quasi-judicial or advisory board or commission.
- (4) No appointed body shall deviate from its charge, deliberate items not on its agendas, or speak for the council or City of Lockhart without council authorization.
- (5) Subject to other qualifications as specifically required for membership on the below boards and commissions, the city council shall have the right (but not the duty) to appoint up to two members who are not Lockhart citizens but who are residents of Caldwell County to the Lockhart Airport Advisory Board, the Eugene Clark Library Board, and the construction board of appeals.
- (6) Subject to other qualifications as specifically required for membership on the below boards and commissions, the city council shall have the right (but not the duty) to appoint up to two members who are not Lockhart citizens but who are residents of Caldwell County, to the Lockhart Airport Advisory Board, the Eugene Clark Library Board, and the construction board of appeals.

Section 2-210. Method of selection; number of members; terms.

- (a) The mayor and city councilmembers shall nominate individuals to serve on boards and commissions. Each nomination shall then be confirmed by a simple majority of the entire city council.
- (b) Except as provided herein, there shall be seven members appointed to each board or commission corresponding with the seven members or places of the city council. Each city councilmember, except as provided herein, shall nominate a qualified person to serve in a place on an appointed body corresponding to their place on the council. At-large councilmembers shall be designated as places 5 and 6, and the mayor's position as place 7, for the purpose of this section. Nominations shall be made to fill vacant positions and/or positions whose terms have expired within 90 days of the event, such as a resignation or an election. Should any city councilmember fail to name an appointee to one of his/her corresponding places on any body within the above described 90 days, another councilmember shall then have the privilege to nominate a person to fill that same position, as described in subsection (a). However, once that position becomes vacant again for any reason, the appointment shall revert to the place corresponding with the original city council seat/place number for nominations.
- (c) Beginning with the election in May, 1998, the council shall nominate and confirm four members to serve in places 1, 2, 5, 6 on each board and commission in accordance with subsections (a) and (b) above, and with the standards set in Ordinance Number 97-09, Governance Policies. With the election of May, 1999, the remaining three places shall be filled following the same procedure as above.
- (d) Terms of service on appointed bodies shall be the same three-year terms as the councilmember who nominates a person to serve. However, a person may be appointed to complete the unexpired term of a vacant position, due to a resignation, for example.
- (e) When a person has completed a term, or terms, of service and will be vacating a place, that person may continue to serve until a replacement is nominated and confirmed by the city council.
- (f) At the discretion of the majority of the city council, one Caldwell County resident who is also an owner of real property within any local historic district may be appointed as a full member to the historical preservation commission.
- (g) Exceptions to the above regulations shall be all volunteer/special purpose/ad hoc committees appointed from time to time by the city council and the zoning board of adjustments, whose members shall serve two-year terms in accordance with V.T.C.A., Local Government Code § 211.008. All other provisions of this section, and ordinance number 97-09 which do not conflict with the chapters establishing these bodies shall be applicable.

Sec. 2-212. Removal and resignation of members.

- (a) All board, commission and committee members serve at the pleasure of the city council and may be removed from office with or without cause at the discretion of the city council.
- (b) Board, commission and committee members may resign from office at any time by filing a written resignation, dated and signed by the member, with the City Secretary. Such resignation shall take effect upon receipt by the City Secretary without further action by the city council. If the city council appoints a new member to replace the resigned member, the new member shall be appointed to serve out the remainder of the resigned member's term.

NOTES:  
ORDINANCE  
RE: ALL  
BOARD,  
COMMISSION  
APPOINTMENTS

**COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS**

Councilmember	Board/Commission	Appointee	Date Appointed
Mayor – Lew White	Airport Board	John Hinnnekamp	01/17/12
	Board of Adjustment	Mike Annas	01/17/12
		VACANT-Alternate	04/03/12
	Construction Board	Ralph Gerald	01/17/12
	Ec Dev. Revolving Loan	W.R. Cline	01/17/12
	Ec Dev. Corp. ½ Cent Sales Tax	Alan Fielder, Vice-Chair	01/17/12
	Electric Board	Joe Colley, Chair	01/17/12
	Historical Preservation	John Lairsen	01/05/16
	Library Board	Stephanie Riggins	01/17/12
	Parks and Recreation	Albert Villalpando, Chair	01/17/12
District 1 – Juan Mendoza	Airport Board	Larry Burrier	06/19/12
	Board of Adjustment	Lori Rangel	05/01/12
	Construction Board	Aaron Snider	09/06/11
	Eco Dev. Revolving Loan	Ryan Lozano	08/15/06
	Eco Dev. Corp, ½ Cent Sales Tax	Dyral Thomas	04/05/11
	Electric Board	Thomas Herrera	07/17/12
	Historical Preservation	Victor Corpus	06/04/13
	Library Board	Shirley Williams	01/17/12
	Parks and Recreation	Linda Thompson-Bennett	08/19/08
	Planning & Zoning	Adam Rodriguez	12/04/12
District 2– John Castillo	Airport Board	Reed Coats	01/17/12
	Board of Adjustment	VACANT-(S.Ramirez resigned 8/5/2015)	
	Construction Board	Israel Zapien	01/17/12
	EcoDev. Revolving Loan	VACANT-(Dr.Wales resigned 2/10/2016)	
	Eco Dev. Corp. ½ Cent Sales Tax	Fermin Islas, Chair	01/04/11
	Electric Board	James Briceno	05/03/11
	Historical Preservation	Richard Mendez, Chair	02/01/11
	Library Board	Donnie Wilson	01/04/11
	Parks and Recreation	James Torres	05/03/11
	Planning & Zoning	Rob Ortiz, Alternate Manuel Oliva	05/06/08 05/03/11

# COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS

District 3 – Benny Hilburn	Airport Board Board of Adjustment  Construction Board Eco Dev. Revolving Loan Eco Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Ray Chandler Anne Clark, Vice-Chair Nic Irwin (Alternate) Jerry West, Vice-Chair Lew White, Chair Ken Doran Thomas Stephens Ronda Reagan Jean Clark Fox, Chair William Burnett Philip McBride, Chair	12/03/13 12/03/13 12/15/15 12/03/13 12/03/13 12/03/13 12/03/13 12/03/13 12/03/13 12/03/13
District 4 - Jeffry Michelson	Airport Board Board of Adjustment Construction Board Eco Dev. Revolving Loan Eco Dev. Corp. ½ Cent Sales Tax Electric Board Historical Preservation Library Board Parks and Recreation Planning & Zoning	Mark Brown, Vice-Chair Wayne Reeder VACANT-J. Lairsen resigned 12/22/15 Mary Beth Nickels Morris Alexander James Paul Denny, Vice-Chair Kathy McCormick Donaly Brice Russell Wheeler Steve Visage	07/01/08 01/20/15  09/15/15 01/20/15 01/20/15 01/20/15 01/20/15 01/20/15 01/20/15
Mayor Pro-Tem (At-Large) – Angie Gonzales-Sanchez	Airport Board Board of Adjustment Construction Board Eco Dev. Revolving Loan Eco Dev. Corp. ½ Cent Sales Tax Historical Preservation Library Board Parks and Recreation Planning & Zoning	Andrew Reyes Laura Cline, Chair Walter Stephens, Alternate Irene Yanez Bernie Rangel Juan Alvarez, Jr. Jodi King VACANT-J. Johnson resigned 01/05/16 Philip Ruiz, Vice-Chair	12/21/10 02/19/08 05/06/08 06/17/08 07/07/15 03/01/11 01/04/11 01/04/11

**COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS**

<p>At-Large - Brad Westmoreland</p>	<p>Airport Board Board of Adjustment Construction Board (Alternate) Eco Dev. Revolving Loan Eco Dev. Corp. ½ Cent Sales Tax Historical Preservation Library Board Parks and Recreation Planning &amp; Zoning</p>	<p>Jayson "Tex" Cordova Severo Castillo Gary Shafter Edward Strayer Frank Estrada Terrance Gahan Rebecca Lockhart Dennis Placke Christina Black</p>	<p>12/01/15 12/01/15 08/18/15 12/01/15 12/01/15 12/01/15 12/01/15 11/03/15 09/15/15</p>
	<p>Charter Review Commission (Five member commission) Term - 24 months after appointment</p>	<p>Ray Sanders Bill Hernandez Roland Velvin Elizabeth Raxter Alan Fielder</p>	<p>03/01/16 - Michelson 03/01/16 - Michelson 03/01/16 - Michelson 03/01/16 - Hilburn 03/15/16 - Hilburn</p>
	<p>Sign Review Committee</p>	<p>Gabe Medina Neto Madrigal Terry Black Kenneth Sneed Johnny Barron, Jr. Tim Clark</p>	<p>03/17/15 - Mayor Pro-Tem Sanchez 04/21/15 - Councilmember Mendoza 03/17/15 - Councilmember Hilburn 03/17/15 - Mayor White 03/17/15 - Councilmember Castillo 03/17/15 - Councilmember Michelson</p>

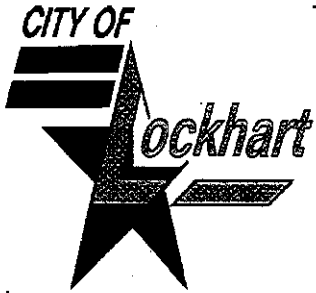




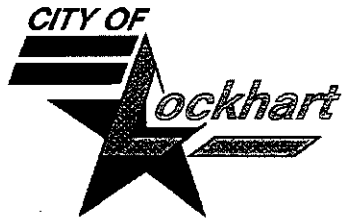
**City of Lockhart 2016 Board of Adjustment  
Attendance for a 12-Month Period**

	Chair Cline	Vice-Chair Clark	Annas	Castillo	Reeder	Rangel	Irwin
<b>Meeting Date:</b>							
January 4, 2016 - No Meeting							
February 1, 2016 - No Meeting							
March 7, 2016	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>
April 4, 2016							

<b>Number of meetings:</b>	1	1	1	1	1	1	1
<b>Present:</b>	1	1	1	1	1	1	1
<b>Excused\Unexcused</b>	0	0	0	0	0	0	0
<b>% Absent:</b>	100%	100%	100%	100%	100%	100%	100%

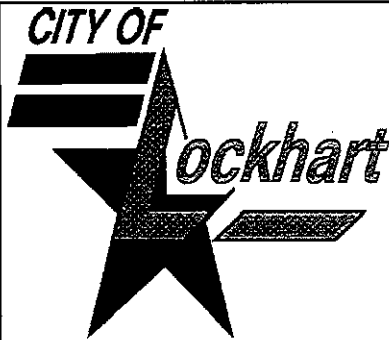


CITY OF LOCKHART							
CONSTRUCTION BOARD OF APPEALS							
BOARD ATTENDANCE REPORT - 2016							
APPOINTING COUNCIL MEMBER							
	JERRY WEST (6/17/08) VICE CHAIR	RALPH GERALD	JOHN LAIRSEN CHAIR	WALTER STEPHENS (5/06/08)	GARY SHAFER (08/18/15)	AARON SNIDER 09/07/2011	ISRAEL ZAPIEN (01/17/12)
Member Title:	County Resident		Resigned 12/22/2015	County Resident Alternate	Alternate		
<b>Meeting Date:</b>							
January-16	NO MTG	NO MTG		NO MTG	NO MTG	NO MTG	NO MTG
February-16	NO MTG	NO MTG		NO MTG	NO MTG	NO MTG	NO MTG
March-16	P	P		A	P	A	A
April-16							
May-16							
June-16							
July-16							
August-16							
September-16							
October-16							
November-16							
December-16							
<b>Total # Meetings:</b>	3	3	0	3	3	3	3
<b>Present:</b>	1	1	0	0	1	0	0
<b>Absent:</b>	0	0	0	1	0	1	1
<b>Absenteeism %:</b>	0%	0%	#DIV/0!	33%	0%	33%	33%
<b>LEGEND:</b>	<b>PRESENT:</b>			P	<b>UNEXCUSED ABSENCE:</b>		U
	<b>EXCUSED ABSENCE:</b>			E	<b>NO MEETING HELD:</b>		NO MTG
<b>COMMENTS:</b>							



CITY OF LOCKHART  
 LOCKHART ECONOMIC DEVELOPMENT CORPORATION  
 ATTENDANCE REPORT - 2016  
 APPOINTING COUNCIL MEMBER

	ANGIE GONZALES-SANCHEZ	BRAD WESTMORELAND	BENNY HILBURN	JUAN MENDOZA	JOHN CASTILLO	MAYOR WHITE	Jeffry Michelson
Meeting Date:	Bernie Rangel Appt - July 2015	Frank Estrada Appt - Dec. 2015	Ken Doran Appt - Dec. 2013	Dyral Thomas Appt - Apr. 2011	Fermin Islas Appt - Jan. 2011	Alan Fielder Appt - Jan. 2012	Morris Alexander Appt - Jan. 2012
January 4, 2016	P	P	P	P	P	P	P
February - No Meeting							
March - No Meeting							
<b>LEGEND:</b>	PRESENT:		P	UNEXCUSED ABSENCE:		U	
	EXCUSED ABSENCE:		A	NO MEETING HELD:		No Meeting	
				APPOINTMENT MODIFICATION:			
<b>COMMENTS:</b>							



**CITY OF LOCKHART  
ELECTRIC BOARD OF REVIEW  
BOARD ATTENDANCE REPORT - 2016  
APPOINTING COUNCIL MEMBER**

	<b>Joe Colley (6/17/08)</b>	<b>James Paul Denny (01/20/15)</b>	<b>Thomas Herrera (07/17/12)</b>	<b>Tom Stephens (12/03/13)</b>	<b>James Briceno (05/03/11)</b>
	<b>Chair</b>	<b>Vice-Chair</b>			
<b>Meeting Date:</b>					
January-16	no mtg	no mtg	no mtg	no mtg	no mtg
February-16	no mtg	no mtg	no mtg	no mtg	no mtg
March-16	no mtg	no mtg	no mtg	no mtg	no mtg
April-16					
May-16					
June-16					
July-16					
August-16					
September-16					
October-16					
November-16					
December-16					
<b>Total # Meetings:</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>
<b>Present:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Absent:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Absenteeism %:</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>
<b>LEGEND:</b>	<b>PRESENT:</b>	<b>P</b>			
	<b>ABSENCE:</b>	<b>A</b>	<b>NO MEETING HELD:</b>		<b>no mtg</b>
<b>COMMENTS:</b>					



**City of Lockhart 2016 -LHPC  
Attendance for a 12-Month Period**

	<b>CORPUS</b>	<b>LAIRSEN</b>	<b>ALVAREZ</b>	<b>MENDEZ</b>	<b>REAGAN</b>	<b>GAHAN</b>	<b>McCORMICK</b>
<b>Meeting Date:</b>				Chair	Vice-Chair		
January-16	A	P	P	P	A	A	P
February-16	P	P	A	A	A	A	P
March-16	A	P	A	A	A	A	P
April-16							
May-16							
June-16							
July-16							
August-16							
September-16							
October-16							
November-16							
December-16							
<b>Number of meetings:</b>	3	3	3	3	3	3	3
<b>Present:</b>	1	3	1	1	0	0	3
<b>Absent:</b>	1	0	2	2	3	3	0
<b>% Absent:</b>	33%	0%	67%	67%	100%	100%	0%



**CITY OF LOCKHART  
PARKS & RECREATION ADVISORY BOARD**

APPOINTING COUNCIL MEMBER

	ANGIE SANCHEZ	KENNY ROLAND	BENNY HILBURN	JUAN MENDOZA	JOHN CASTILLO	LEW WHITE	Jeffry Michelson	ALTERNATE (Mayor Pro-Tem)
	VACANT	Frankie Estrada (12/17/13)/ Denise Placke	Warren Burnett (12/04/12)	Linda Thompson- Bennett (12/07/04)	James Torres (12/18/07)	Albert Villalpando (09/05/06)	Linda Barron (11/14/13)/ Russell Wheeler	Rob Ortiz (05/06/08)
<b>Meeting Date:</b>								
January 28, 2016			P	P	P	P	P	
February 25, 2016		P	P	P	P	P	E	
<b>LEGEND:</b>	<b>PRESENT:</b>		P	<b>UNEXCUSED ABSENCE:</b>			U	
	<b>EXCUSED ABSENCE:</b>		E	<b>NO MEETING HELD:</b>				
<b>COMMENTS:</b>	* Ordinance 06-08 adopted February 7, 2006 allow two alternate position to be appointed by Mayor and Mayor Pro-Tem							
	* Board meets on the 4th Thursday of each month							



**City of Lockhart 2015 Planning and Zoning Commission  
Attendance for a 12-Month Period**

	Ruiz	McBride	Oliva	Rodriguez	Faust	Visage	Black
<b>Meeting Date:</b>							
January 13, 2016	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>
January 27, 2016	<i>Present</i>	<i>Present</i>	<i>Absent</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>
February 10, 2016 - No Meeting							
February 24, 2016	<i>Present</i>	<i>Absent</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>
March 9, 2016	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Absent</i>	<i>Present</i>
March 23, 2016	<i>Present</i>	<i>Present</i>	<i>Absent</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>	<i>Present</i>

<b>Number of meetings:</b>	5	5	5	5	5	5	5
<b>Present:</b>	5	4	3	5	5	4	5
<b>Excused:</b>	0	0	0	0	0	0	0
<b>% Absent:</b>	100%	80%	60%	100%	100%	80%	100%

\*Members absences are not excused until the next meeting.





**CITY OF LOCKHART  
CITY COUNCIL GOALS: FEB 2015**

<b>Priority</b>	<b>Councilmember</b>	<b>Goals</b>
1	Gonzales-Sanchez, Angie	Infrastructure: Drainage, Street Repairs, Completion of Curbing, Brighter Lighting in neighborhoods
1	Hilburn, Benny	Continue to improve City infrastructure
1	Mendoza, Juan	Work with or Hire Retail Recruiting Agency to help attract more retail to Lockhart
1	Michelson, Jeffry	Improve streets all over town: curbs and overlays
1	Roland, Kenny	Drainage projects to give relief to residents
1	White, Lew	Drainage projects
1	Castillo, John	Improve streets and drainage
2	Gonzales-Sanchez, Angie	Economic Development: Recruit more businesses especially retail; contact existing and vacant bldg owners to see if they are willing to work with City to bring these small retail businesses, as well as industrial; possibly purchasing two downtown county buildings when on the market for possible new businesses in the downtown area
2	Hilburn, Benny	Continue to look for ways to attract businesses to Lockhart
2	Mendoza, Juan	Start strategizing a plan with LEDC on ways to sell Lockhart
2	Michelson, Jeffry	Continue to improve city parks
2	Roland, Kenny	Fix bad curbs causing drainage problems and street damages in existing neighborhoods
2	White, Lew	Partner with LEDC for land, utility extensions, and more economic development staffing
2	Castillo, John	Eco Dev: Look into purchasing more property to development another Industrial Park
3	Gonzales-Sanchez, Angie	Police Task Force: Budget extra funds to bring back a much needed Police Task Force to address any drug and gang related problems this city is being faced with especially on the East side of our city. Possibly ask the County to assist with funding.
3	Hilburn, Benny	Improve City Park for better interest and usage by citizens
3	Mendoza, Juan	Work with City Engineer and Planning Dept for new sidewalks within District 1 and other Districts
3	Michelson, Jeffry	Improve Economic Development to draw more businesses to town
3	Roland, Kenny	Work on TxDOT to fix drainage on Blackjack
3	White, Lew	Park Improvements
3	Castillo, John	Research recruiting a 24-hour emergency clinic
4	Gonzales-Sanchez, Angie	Parks Improvemens: Purchase more park equipment to provide safe and fun filled parks for all to use.
4	Hilburn, Benny	Continue to work on retaining City employees
4	Mendoza, Juan	Start to work with GBRA and finding funds to take part in the mid-basin water project
4	Michelson, Jeffry	Convention Center of some type
4	Roland, Kenny	More subdivision developemnt so more businesses will come to Lockhart
4	White, Lew	Streets
4	Castillo, John	Replace or upgrade park equipment
5	Gonzales-Sanchez, Angie	Employee: Possible additional Employee Holiday Time off-Alternating system. Possibly implementing a bad weather policy
5	Hilburn, Benny	Continue to look for ways to attract tourism
5	Mendoza, Juan	Updated Parks Equipment in all parks; plan fundraisers for more parks equipment
5	Michelson, Jeffry	City Hall: Refurbish
5	Roland, Kenny	Work with LEDC and Lockhart Industrial Foundation to get more land for big job employers
5	White, Lew	Branding and Way Finding Signage
5	Castillo, John	Expansion of Lockhart's extraterritorial jurisdiction

**DEBT  
SERVICE  
INFORMATION**

*Presented to Council  
on January 11, 2014*

City of Lockhart  
Future Debt Payments as of 9/30/13

Description	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	TOTAL DEBT		
<b>General Government</b>																							
<b>Hotel Tax Fund</b>																							
2009 Tax & Revenue	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000							600,000	
<b>Total Hotel Tax Fund P &amp; I</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>	<b>40,000</b>							<b>600,000</b>	
<b>LEDC</b>																							
2008 GO Refunding	300,000	300,000	300,000																			900,000	
<b>Total LEDC Fund P &amp; I</b>	<b>300,000</b>	<b>300,000</b>	<b>300,000</b>																			<b>900,000</b>	
<b>Drainage</b>																							
2008 GO Refunding	100,000	100,000	100,000																			300,000	
<b>Total Drainage Fund P &amp; I</b>	<b>100,000</b>	<b>100,000</b>	<b>100,000</b>																			<b>300,000</b>	
<b>General Fund</b>																							
2008 GO Refunding	89,548	90,622	101,003																			281,173	
<b>Total General Fund P &amp; I</b>	<b>89,548</b>	<b>90,622</b>	<b>101,003</b>																			<b>281,173</b>	
<b>Debt Service Fund</b>																							
2009 Tax & Rev CO's	336,665	335,065	333,210	331,060	328,972	327,863	326,675	329,615	737,655	742,642	741,325	743,920	750,210	749,976	753,440							7,878,255	
2008 Tax & Rev CO's	48,325	48,890	50,455	48,815	47,175	50,535	48,690	46,845														387,730	
2005-A Tax & Rev CO's	289,441	270,895	286,916	287,594	287,990	287,803	287,332	271,128														2,148,800	
<b>Total Debt Service Fund</b>	<b>654,451</b>	<b>652,870</b>	<b>650,581</b>	<b>647,469</b>	<b>644,037</b>	<b>646,221</b>	<b>652,597</b>	<b>647,588</b>	<b>737,655</b>	<b>742,642</b>	<b>741,325</b>	<b>743,920</b>	<b>750,210</b>	<b>749,976</b>	<b>753,440</b>							<b>10,414,785</b>	
<b>Total General Government</b>	<b>1,183,999</b>	<b>1,183,292</b>	<b>1,191,584</b>	<b>687,469</b>	<b>684,037</b>	<b>686,221</b>	<b>692,587</b>	<b>687,588</b>	<b>777,655</b>	<b>782,642</b>	<b>781,325</b>	<b>783,920</b>	<b>790,210</b>	<b>789,976</b>	<b>793,440</b>							<b>12,495,958</b>	
<b>Proprietary</b>																							
<b>Electric Fund</b>																							
2008 GO Refunding	40,243	40,331	38,755																			120,329	
2013 SIB Loan	71,151	71,151	71,151	71,151	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,152	71,151	71,151	71,151	71,151	71,151	71,151	71,151	71,151	71,151	71,152	1,423,023
<b>Total Electric Fund P &amp; I</b>	<b>111,394</b>	<b>111,482</b>	<b>110,906</b>	<b>71,151</b>	<b>71,151</b>	<b>71,152</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,152</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,151</b>	<b>71,152</b>	<b>1,543,352</b>
<b>Water Fund</b>																							
2006A Tax & Rev CO's	20,281	20,376	20,090	20,142	20,164	20,157	20,122	20,408														161,738	
2008 GO Refunding	407,807	408,702	402,867																			1,219,376	
2009 GO Refunding	165,353	165,888	185,825	185,775	165,656	165,477	169,357	168,625	167,709	170,852	169,384	171,937	174,082	171,534	177,194							2,534,452	
2013 SIB Loan	82,677	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	82,676	1,653,521
<b>Total Water Fund P &amp; I</b>	<b>676,118</b>	<b>677,441</b>	<b>671,463</b>	<b>268,593</b>	<b>268,496</b>	<b>268,310</b>	<b>272,154</b>	<b>271,709</b>	<b>250,385</b>	<b>253,528</b>	<b>252,060</b>	<b>254,613</b>	<b>256,758</b>	<b>254,210</b>	<b>259,870</b>	<b>82,676</b>	<b>82,676</b>	<b>82,676</b>	<b>82,676</b>	<b>82,676</b>	<b>82,676</b>	<b>82,676</b>	<b>5,589,096</b>

City of Lockhart  
Future Debt Payments as of 9/30/13

Description	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	TOTAL DEBT	
<b>Sewer Fund</b>																						
2008 GO Refunding	183,367	183,770	181,148																		548,283	
2008 GO Refunding	25,367	25,439	25,461	25,452	25,434	25,407	26,002	25,890	25,749	26,232	26,006	26,398	26,728	26,336	27,208							369,128
2013 SIB Loan	77,102	77,302	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,102	77,103	77,102	77,103	77,102	77,102	77,102	77,102	1,542,049
<b>Total Sewer Fund P &amp; I</b>	<b>285,837</b>	<b>286,511</b>	<b>283,710</b>	<b>102,556</b>	<b>102,536</b>	<b>102,510</b>	<b>103,105</b>	<b>102,992</b>	<b>102,852</b>	<b>103,334</b>	<b>103,108</b>	<b>103,501</b>	<b>103,830</b>	<b>103,438</b>	<b>104,309</b>	<b>77,102</b>	<b>77,102</b>	<b>77,103</b>	<b>77,102</b>	<b>77,102</b>	<b>77,102</b>	<b>1,542,049</b>
<b>Airport Fund</b>																						
2000 Airport	61,900	63,800																				125,500
<b>Total Airport Fund P &amp; I</b>	<b>61,900</b>	<b>63,800</b>																				<b>125,500</b>
<b>Total Proprietary Fund</b>	<b>1,135,288</b>	<b>1,138,834</b>	<b>1,086,078</b>	<b>442,289</b>	<b>442,183</b>	<b>441,972</b>	<b>446,410</b>	<b>445,852</b>	<b>424,389</b>	<b>428,013</b>	<b>426,319</b>	<b>428,266</b>										<b>125,500</b>
<b>Grand Total</b>	<b>2,319,266</b>	<b>2,322,127</b>	<b>2,257,662</b>	<b>1,129,768</b>	<b>1,126,220</b>	<b>1,128,193</b>	<b>1,139,007</b>	<b>1,133,440</b>	<b>1,202,044</b>	<b>1,210,655</b>	<b>1,207,644</b>	<b>1,213,186</b>	<b>1,221,950</b>	<b>1,218,777</b>	<b>1,228,770</b>							<b>9,717,398</b>
																						<b>22,213,356</b>
<b>Summary of all bond issues:</b>																						
2008 Tax & Rev CO's	48,325	48,890	50,455	48,815	47,175	50,535	48,890	46,845														
2008-A Tax & Rev CO's	289,722	291,070	287,008	287,736	288,054	287,960	287,454	291,538														387,730
2008 GO Refunding	1,120,964	1,123,425	1,124,771																			2,310,938
2000 Airport	61,900	63,600																				3,369,160
2008 GO Refunding	190,740	191,128	191,290	191,228	191,090	190,684	185,359	194,515	193,459	197,084	195,390	198,335	200,810	197,870	204,400							125,500
2009 Tax & Rev CO's	376,685	375,085	373,210	371,060	368,872	367,863	376,575	369,815	777,555	782,842	781,325	783,920	790,210	789,978	793,440							2,923,580
2013 SIB Loan	230,930	230,929	230,930	230,930	230,929	230,931	230,930	230,929	230,930	230,930	230,929	230,931	230,930	230,929	230,930	230,930	230,930	230,930	230,930	230,930	230,930	8,478,255
<b>Total Debt</b>	<b>2,319,266</b>	<b>2,322,127</b>	<b>2,257,662</b>	<b>1,129,768</b>	<b>1,126,220</b>	<b>1,128,193</b>	<b>1,139,007</b>	<b>1,133,440</b>	<b>1,202,044</b>	<b>1,210,655</b>	<b>1,207,644</b>	<b>1,213,186</b>	<b>1,221,950</b>	<b>1,218,777</b>	<b>1,228,770</b>	<b>230,930</b>	<b>230,929</b>	<b>230,930</b>	<b>230,930</b>	<b>230,930</b>	<b>230,930</b>	<b>4,618,593</b>
																						<b>22,213,356</b>

City of Lockhart  
2015 BOND PROGRAM

Cost	Notes	Task Name	Duration	Start	Finish	2015												2016												2017											
						Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan
\$14,124,890.00		<b>TOTAL PROJECT COST</b>				[Gantt Chart Summary]																																			
\$2,068,024.00	1	<b>DRAINAGE IMPROVEMENTS CONTRACT 1 - Mesquite/Wichita Street &amp; Richland Drive</b>				[Gantt Chart Summary]																																			
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15	[Gantt Chart Summary]																																			
		Survey	30 days	Mon 3/23/15	Tue 4/21/15	[Gantt Chart Summary]																																			
		Acquisition	120 days	Wed 4/22/15	Wed 8/19/15	[Gantt Chart Summary]																																			
		Engineering Design	90 days	Wed 4/22/15	Mon 7/20/15	[Gantt Chart Summary]																																			
		Bid Ad/NTP	60 days	Tue 7/21/15	Fri 9/18/15	[Gantt Chart Summary]																																			
		Construction	180 days	Sat 9/19/15	Wed 3/16/16	[Gantt Chart Summary]																																			
\$1,999,200.00	2	<b>DRAINAGE IMPROVEMENTS CONTRACT 2 - Century Oaks/Market Street, &amp; Ash/Comal Streets</b>				[Gantt Chart Summary]																																			
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15	[Gantt Chart Summary]																																			
		Survey	30 days	Sat 4/25/15	Sun 5/24/15	[Gantt Chart Summary]																																			
		Acquisition	150 days	Mon 5/25/15	Wed 10/21/15	[Gantt Chart Summary]																																			
		Engineering Design	120 days	Mon 5/25/15	Mon 9/21/15	[Gantt Chart Summary]																																			
		Bid Ad/NTP	60 days	Tue 9/22/15	Fri 11/20/15	[Gantt Chart Summary]																																			
		Construction	180 days	Sat 11/21/15	Wed 5/18/16	[Gantt Chart Summary]																																			
\$3,394,038.00	3	<b>DRAINAGE IMPROVEMENTS CONTRACT 3 - Downtown Improvements Project</b>				[Gantt Chart Summary]																																			
		Surveying Proposal	15 days	Sun 8/2/15	Sun 8/16/15	[Gantt Chart Summary]																																			
		Survey	45 days	Mon 8/17/15	Wed 9/30/15	[Gantt Chart Summary]																																			
		Engineering Design	180 days	Thu 10/1/15	Mon 3/28/16	[Gantt Chart Summary]																																			
		Bid Ad/NTP	60 days	Tue 3/29/16	Fri 5/27/16	[Gantt Chart Summary]																																			
		Construction	365 days	Sat 5/28/16	Sat 5/27/17	[Gantt Chart Summary]																																			
\$323,400.00	4	<b>DRAINAGE IMPROVEMENTS CONTRACT 4 - Medina &amp; US183 Project</b>				[Gantt Chart Summary]																																			
		Surveying Proposal	15 days	Sun 11/1/15	Sun 11/15/15	[Gantt Chart Summary]																																			
		Survey	7 days	Mon 11/16/15	Sun 11/22/15	[Gantt Chart Summary]																																			
		Acquisition	90 days	Mon 11/23/15	Sat 2/20/16	[Gantt Chart Summary]																																			
		Engineering Design	60 days	Mon 11/23/15	Thu 1/21/16	[Gantt Chart Summary]																																			
		Bid Ad/NTP	60 days	Fri 1/22/16	Mon 3/21/16	[Gantt Chart Summary]																																			
		Construction	90 days	Tue 3/22/16	Sun 6/19/16	[Gantt Chart Summary]																																			
\$1,764,000.00	5	<b>FM 2001 ELEVATED TANK PROJECT</b>				[Gantt Chart Summary]																																			
		Surveying Proposal	15 days	Sat 1/2/16	Sat 1/16/16	[Gantt Chart Summary]																																			
		Survey	15 days	Sun 1/17/16	Sun 1/31/16	[Gantt Chart Summary]																																			
		Acquisition	120 days	Mon 2/1/16	Mon 5/30/16	[Gantt Chart Summary]																																			
		Engineering Design	90 days	Mon 2/1/16	Sat 4/30/16	[Gantt Chart Summary]																																			
		Bid Ad/NTP	60 days	Sun 5/1/16	Wed 6/29/16	[Gantt Chart Summary]																																			

City of Lockhart  
 2015 BOND PROGRAM

Cost	Notes	Task Name	Duration	Start	Finish	2015			2016			2017																														
						Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan													
\$1,355,516.00	6	Construction	365 days	Thu 6/30/16	Thu 6/29/17																																					
		Surveying Proposal	15 days	Mon 1/18/16	Mon 2/1/16																																					
		Survey	30 days	Tue 2/2/16	Wed 3/2/16																																					
		Acquisition	150 days	Thu 3/3/16	Sat 7/30/16																																					
		Engineering Design	120 days	Thu 3/3/16	Thu 6/30/16																																					
		Bid Ad/NTP	60 days	Fri 7/1/16	Mon 8/29/16																																					
		Construction	300 days	Fri 9/2/16	Wed 6/28/17																																					
		\$470,400.00	7	SH130 PUMP STATION PROJECT																																						
Survey	7 days			Mon 4/25/16	Sun 5/1/16																																					
Engineering Design	90 days			Mon 5/2/16	Sat 7/30/16																																					
Bid Ad/NTP	60 days			Sun 7/31/16	Wed 9/28/16																																					
\$859,186.00	8	Construction	270 days	Sun 10/2/16	Wed 6/28/17																																					
		Surveying Proposal	15 days	Fri 5/20/16	Fri 6/3/16																																					
		Survey	30 days	Sat 6/4/16	Sun 7/3/16																																					
		Acquisition	120 days	Mon 7/4/16	Mon 10/31/16																																					
		Engineering Design	90 days	Mon 7/4/16	Sat 10/1/16																																					
		Bid Ad/NTP	60 days	Sun 10/2/16	Wed 11/30/16																																					
		Construction	240 days	Mon 12/5/16	Tue 8/1/17																																					
\$1,891,126.00	9	WATER TRANSMISSION MAIN PROJECT																																								
		Surveying Proposal	17 days	Wed 11/16/16	Fri 12/2/16																																					
		Survey	30 days	Sat 12/3/16	Sun 1/1/17																																					
		Acquisition	120 days	Mon 1/2/17	Mon 5/1/17																																					
		Engineering Design	90 days	Mon 1/2/17	Sat 4/1/17																																					
		Bid Ad/NTP	60 days	Sun 4/2/17	Wed 5/31/17																																					
		Construction	180 days	Mon 6/5/17	Fri 12/1/17																																					