

PUBLIC NOTICE

AGENDA

LOCKHART CITY COUNCIL

TUESDAY, AUGUST 16, 2016

**CLARK LIBRARY ANNEX-COUNCIL CHAMBERS
217 SOUTH MAIN STREET, 3rd 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.

DISCUSSION ONLY

- A. Discuss minutes of the City Council meetings of July 28, 2016 and August 4, 2016. *13-23*
- B. Discuss Memorandum of Understanding Agreement between the City of Lockhart and Connections which is a non-profit individual and family counseling agency funded by the United Way and Texas Network of Youth Services and appointing the City Manager to sign the agreements if approved. *24-28*
- C. Discuss Ordinance 2016-19 amending Chapter 58, Article II, Division 2, Section 58-71 through 58-74 amending local electric rates effective the first billing cycle in October 2016 to provide appropriate funding for increased material, equipment, personnel, and professional service costs. *29-34*
- D. Discuss Resolution 2016-14 to reflect the recovery of 3.5% vendor increases approved recently for residential solid waste collection, disposal, recycling services, and commercial waste collection/disposal services establishing fees for other solid waste service to be effective with the first billing cycle in October 2016. *35-41*
- E. Discuss Ordinance 2016-20 amending portions of Chapter 48, Solid Waste, Article I.- In General, subsections 48-1.- Definitions, 48-3.- Authorized Use of Receptacles, 48-5.-City Disposal Site Rates, and Article II.-Municipal Collections subsections: 48-38.-Method of Collection, 48-39.-Receptacles Generally, 48-40.-Bulky/Bundle Waste and Collection and Brush Chipping Requirements, and 48-42.-Collection Fees to adding definitions, clarifying existing language, stating the types of containers accepted for trash pickup services, restricting the amount of brush to be chipped by City per visit at a location, and disallowing the placement of brush in streets for brush chipping services. *42-64*
- F. Discuss an Appeal by H.H. Doshi, P.E., R.P.L.S., on behalf of Umesh Patel, of the Planning and Zoning Commission's denial of a requested variance to Chapter 52 "Subdivision Regulations", Article III "Design Standards", Section 52-72 "Streets", Subsection (k), to reduce the minimum required right-of-way diameter and paved turn-around diameter for a public street cul-de-sac in a commercial area. *65-71*

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 to consider amending Chapter 64 "Zoning" of the Code of Ordinances, Article VII "Zoning Districts and Standards", Section 64-203 "Nonresidential Appearance Standards", Subsection (5) "Screening", to change the screening requirement for loading docks on properties abutting streets other than major thoroughfares. 6-12

B. Discussion and/or action to consider Ordinance 2016-18 amending Chapter 64 "Zoning" of the Code of Ordinances, Article VII "Zoning Districts and Standards", Section 64-203 "Nonresidential Appearance Standards" to add an exemption from screening of loading docks in Subsection (5); providing for severability; providing a repealer; providing for penalty; providing for publication; and establishing an effective date.

5. CONSENT AGENDA

A. Approve minutes of the City Council meetings of July 28, 2016 and August 4, 2016. 13-23

B. Approve Memorandum of Understanding Agreement between the City of Lockhart and Connections which is a non-profit individual and family counseling agency funded by the United Way and Texas Network of Youth Services and appointing the City Manager to sign the agreements if approved. 24-28

C. Approve Ordinance 2016-19 amending Chapter 58, Article II, Division 2; Section 58-71 through 58-74 amending local electric rates effective the first billing cycle in October 2016 to provide appropriate funding for increased material, equipment, personnel, and professional service costs. 29-34

D. Approve Resolution 2016-14 to reflect the recovery of 3.5% vendor increases approved recently for residential solid waste collection, disposal, recycling services, and commercial waste collection/disposal services establishing fees for other solid waste service to be effective with the first billing cycle in October 2016. 35-41

CONSENT AGENDA continued...

- E. Approve Ordinance 2016-20 amending portions of Chapter 48, Solid Waste, Article I.- In General, subsections 48-1.- Definitions, 48-3.- Authorized Use of Receptacles, 48-5.-City Disposal Site Rates, and Article II.-Municipal Collections subsections: 48-38.-Method of Collection, 48-39.-Receptacles Generally, 48-40.-Bulky/Bundle Waste and Collection and Brush Chipping Requirements, and 48-42.-Collection Fees to adding definitions, clarifying existing language, stating the types of containers accepted for trash pickup services, restricting the amount of brush to be chipped by City per visit at a location, and disallowing the placement of brush in streets for brush chipping services. 42-64

6. DISCUSSION/ACTION ITEMS

- A. Discussion and/or action to consider an Appeal by H.H. Doshi, P.E., R.P.L.S., on behalf of Umesh Patel, of the Planning and Zoning Commission's denial of a requested variance to Chapter 52 "Subdivision Regulations", Article III "Design Standards", Section 52-72 "Streets", Subsection (k), to reduce the minimum required right-of-way diameter and paved turn-around diameter for a public street cul-de-sac in a commercial area. 65-71
- B. Discussion and/or action regarding appointments to various boards, commissions or committees. 72-77
- C. Presentation, discussion and/or action regarding Fiscal Year 2016-2017 proposed budget and related information. -
- D. Discussion and/or action regarding maintenance, operational and capital budgets and funding possibilities. -
- E. Discussion and/or action regarding Budget and Tax Rate Adoption Calendar, if necessary. 78-79

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

- Update: US Hwy 183 expansion project, Hickory to Blackjack.
- Update: Contractor installing large wastewater line on Clearfork between Meadows at Clearfork and City Line Road.
- Update: City Street Crew has resurfaced City Line Road between SH 142 and Clearfork Streets to preserve the surface and prevent major failures.
- Update: City Street Crew remarking all school zones and checking signage in preparation for school starting.
- Update: City Water Crew has with assistance from the Street Department completed most of the pavement repairs on Church and Walnut Streets.
- Update: Major repairs to Water well # 11, a major supplier of water to Lockhart, will begin soon.
- Update: The siren system (5) poles and electric supplies are in place; the delay in installation and activation is due to a programming issue that is being addressed between American Signal Corporation and Motorola.

CITY MANAGER'S REPORT continued...

- Update: The Electric Distribution Department has been removing old electric transformers and lines in the Parkview Subdivision.
- Update: Arbor Experts, the contracted tree trimming company, started work yesterday trimming limbs away from electric primary lines; locations are the City website plus residents will be notified along each street before work begins.
- Update: Nighthawk Construction, a local company, has completed 95% of the 18" transmission water main project extension west of the Water Plant recently awarded by the Council; Sean Kelley, Water/Wastewater Supt, reports the company did a very good job.
- Update: The first layer of black base material on Richland Drive has been completed; curb and gutter will be the next phase of the project.
- Update: A preconstruction meeting for the drainage work to be performed in the Mesquite, Braden, Wichita, and Vega Street areas will be held on Tuesday, August 30, at 6 pm in the Glosserman Room at City Hall; letters were mailed to each area street resident about the meeting.
- Report: Seton Annual Taking Care of Tiny Tots Event- August 27 at Embassy Suites in San Marcos at 6 pm.
- Reminder: Diez y Seis de Septiembre to be held downtown this year on September 16 and 17, Friday and Saturday.
- Reminder: TML Region 10 meeting September 15 at Smitty's; details about event will be sent via email by Connie.
- Reminder: November 8 Election information: Last day to file for a place on the ballot is August 22 by 5:00 p.m. Early voting will be conducted October 24-November 4. Election will be canvassed on November 22.

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 discussion regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

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 12th day of August 2016 at 4:12 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



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY <input type="checkbox"/> Consent <input checked="" 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: August 16, 2016		<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Department: Planning		Initials	Date
Department Head: Dan Gibson	Asst. City Manager		
Dept. Signature: <i>Dan Gibson</i>	City Manager	<i>[Signature]</i>	<i>8-12-2016</i>
Agenda Coordinator/Contact (include phone #): Dan Gibson 398-3461, x236			
ACTION REQUESTED: <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"/> OTHER <input type="checkbox"/> NONE			
CAPTION			
Hold a PUBLIC HEARING, and discussion and/or action to consider Ordinance 2016-18 amending Chapter 64 "Zoning" of the Code of Ordinances, Article VII "Zoning Districts and Standards", Section 64-203 "Nonresidential Appearance Standards", Subsection (5) "Screening", to change the screening requirement for loading docks on properties abutting streets other than major thoroughfares.			
FINANCIAL SUMMARY			
<input checked="" 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			
SUMMARY OF ITEM			
<p>This zoning text amendment is the result of a request by architect Thom Earnest to the Council during the Citizen Comments period at your July 19 meeting. The Council asked the City Manager to bring back an ordinance for your consideration addressing Mr. Earnest's concerns. Mr. Earnest had suggested the wording for an amendment, but staff has altered it to say the same thing in a more concise manner. Prior to that, on behalf of a client, Mr. Earnest had requested a variance to the screening standards for loading docks in the nonresidential appearance standards of the Zoning Ordinance. The Zoning Board of Adjustment did not approve that variance, although they did approve a variance to reduce the number of required off-street parking spaces. Instead of appealing the decision in court, as provided by the Zoning Ordinance, Mr. Earnest chose to skip that step and approach the City Council directly to have the standards changed to meet his client's wishes. A memo explaining the history of this request in more detail is attached, as well as an annotated version of the paragraph in question using staff's substitute language, the original wording suggested by Mr. Earnest, and a summary of standards for screening of loading docks in 12 other cities in Lockhart's population range in Central Texas.</p>			
STAFF RECOMMENDATION			
Staff recommends DENIAL of Ordinance 2016-18.			
List of Supporting Documents:	Other Board or Commission Recommendation:		
Ordinance 2016-08, Memo, Annotated version of proposed amendments, Summary of other cities' standards	The Planning and Zoning Commission voted unanimously at their August 10 th meeting to recommend DENIAL.		

b

ORDINANCE 2016-18

AN ORDINANCE OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 64 "ZONING" OF THE CODE OF ORDINANCES, ARTICLE VII "ZONING DISTRICTS AND STANDARDS", SECTION 64-203 "NONRESIDENTIAL APPEARANCE STANDARDS" TO ADD AN EXEMPTION FROM SCREENING OF LOADING DOCKS IN SUBSECTION (5); PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, architect Thom Earnest applied for a variance from Section 64-203(5) to waive the requirement that the loading docks be screened for his client's proposed new commercial building; and,

WHEREAS, the Zoning Board of Adjustment held a public hearing on July 11, 2016, and did not approve the variance due to the lack of enough affirmative votes on a motion to approve; and,

WHEREAS, although Section 64-95(e) of the Zoning Ordinance provides a process for appeal of decisions of the Board through the judicial system, Mr. Earnest chose to approach the City Council directly during the Citizen Comments portion of the July 19, 2016 City Council meeting and request that the City amend Section 64-203(5) of the Nonresidential Appearance Standards in the Zoning Ordinance to add an exemption pertaining to the screening of loading docks under certain circumstances to suit the needs of his client; and,

WHEREAS, the City Council directed the city manager to initiate such an amendment for Council consideration at a future meeting; and,

WHEREAS, the Lockhart Planning and Zoning Commission held a public hearing on August 10, 2016, to consider an amendment accomplishing the intent of Mr. Earnest's request, and voted unanimously to recommend to the Council that the current standard not be changed; and,

WHEREAS, the City Council has determined that, despite the negative recommendations of the Planning Department staff and the Planning and Zoning Commission, such amendment serves a public purpose and the Council nevertheless desires to amend the Code of Ordinances as provided below;

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

- I. Chapter 64 "Zoning", Article "VII "Zoning Districts and Standards", Section 64-203, is hereby amended in its entirety as follows, with all existing text not shown remaining unchanged:

Sec. 64-203. Nonresidential appearance standards.

Except as otherwise noted, all new development sites and enclosed buildings, other than residential dwellings and residential or agricultural accessory buildings, are subject to the following standards for outdoor site development and exterior building design. If there are two or more buildings on the same site, their appearance should be consistent with regard to these features. Buildings 300 square feet or less in gross floor area are exempt from these standards. 7

(5) **Screening:** Any outdoor area used for ground-mounted mechanical equipment, refuse storage, long-term vehicle storage, storage of products or materials other than vehicles, or truck loading/unloading docks shall be screened from view as seen at an eye level of six feet above the property line from and along any abutting street or from any abutting property having a residential zoning classification. Screening shall consist of a minimum 90 percent opaque permanent fence or wall of a design and/or color that complements, or is consistent with, the appearance of the building that it serves. Screening is not required for loading docks on property that abuts only a street other than an arterial street if the loading dock is set back at least 75 feet from the right-of-way line.

III. **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.

IV. **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.

V. **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.

VI. **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.

VII. **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 16th DAY OF AUGUST, 2016.

CITY OF LOCKHART

Lew White
Mayor


ATTEST:

APPROVED AS TO FORM:

Connie A. Constancio, TRMC
City Secretary

Peter Gruning
City Attorney



TO: Mayor and City Council
FROM: Dan Gibson, City Planner 
SUBJECT: Zoning text amendment
DATE: August 11, 2016

City of Lockhart
MEMO

Architect Thom Earnest proposed a site plan for the proposed construction of a new building for a local produce distribution company that is moving from their current location in a residential area to a lot at 113 Bufkin Lane, which is zoned CHB Commercial Heavy Business District. The new building was proposed to be oriented such that the loading docks faced the street and, therefore, are required to be screened by Section 64-203 "Nonresidential Appearance Standards", Subsection (5) "Screening", in the Zoning Ordinance. The off-street parking lot was also shown in front of the building. Because the parking lot occupied the entire area between the building and the front property line, and had to driveway entrances, screening the loading docks from view from the street using a fence or wall would be impractical.

Staff suggested that the building be moved up to the front setback line and turned 180 degrees so that the loading docks would face the rear, and that the parking lot be relocated to the rear. There would be enough space on one side of the building for a two-way driveway leading from the street to the parking lot and truck loading docks. The advantage of this arrangement is that the area in front of the building could be landscaped instead of being a parking lot, and both the parking lot and loading docks would be screened by the building. This would greatly improve the appearance of the development while still providing for the necessary parking and loading functions. The back of the building would face the street, but it could be creatively embellished to meet the appearance standards in terms of design and exterior materials.

Because the proposed parking lot shown on the site plan had fewer parking spaces than the minimum required based on the square-footage of the building and number of employees, Mr. Earnest applied for a zoning variance to allow the substandard number of parking spaces. Also, because he and his client did not agree with staff's suggestion of reorienting the building and parking lot on the site to comply with the nonresidential appearance standards, he applied for a zoning variance to waive the requirement to screen the loading docks. His evidence in support of the loading dock screening variance was identical provisions from the standards in Bastrop and Luling, which do not require screening if the building is set back at least 75 feet from the right-of-way line and is on property that does not abut a major thoroughfare. The Zoning Board of Adjustment approved the variance to allow fewer parking spaces than required, but did not approve the variance to waive the loading dock screening requirement due to the lack of enough affirmative votes on a motion to approve.

According to Section 64-95(e), anyone aggrieved by a decision of the Board may appeal to district court. However, instead of appealing as provided in the Zoning Ordinance, Mr. Earnest went directly to the City Council and requested during the Citizen Comment period of your agenda on July 19 that the City amend the ordinance by adopting the language from the Bastrop and Luling standards. The Council then directed the staff to bring back such a zoning amendment for your consideration.

There are two attachments. The first is an annotated version of possible wording prepared by staff that accomplishes the same as what was proposed by Mr. Earnest, with the added text underlined. Below the ordinance text is the actual wording suggested by him to the Council, the first sentence of which is taken word-for-word from the standards in Bastrop and Luling.

The second attachment is the results of a survey conducted by staff of the loading dock screening standards of 13 cities, including Lockhart, Bastrop, and Luling. The cities are in alphabetical order and the Lockhart column is shaded in medium gray. The Bastrop and Luling columns are shaded in light gray. As can be seen, the footnotes, which are also highlighted in light gray, apply only to Bastrop and Luling. All other cities have standards at least as strict as the current standard in our ordinance, and many of them have more strict standards for screening of loading docks. It's important to note that the cities represented in the survey range from smaller than Lockhart (Luling, Dripping Springs, Elgin, Wimberley) to some that are larger but of a size that is within a reasonable range of Lockhart's potential future growth (San Marcos, Pflugerville, Seguin). It's clear from the results of this survey that Bastrop and Luling are the lone exceptions, and that Lockhart's current standard is in line with the current trends in a wide range of cities in central Texas.

This is the first time that the our loading dock screening standard has been challenged, and the nonresidential appearance standards have not been in place long enough to appreciate how this particular provision can positively impact the appearance of the city. The Planning and Zoning Commission expressed a concern that, although the proposed amendment would suit the desires of Mr. Earnest's client, it would also apply to all other new buildings with loading docks in the city, which the Commission determined to be contrary to the spirit of the nonresidential appearance standards. As previously stated, the proper way to obtain relief for the site in question without changing the rules for everyone else is for the owner to appeal the Zoning Board of Adjustments failure to approve the variance to district court.

At their August 10 meeting, the Planning and Zoning Commission voted unanimously to recommend that the proposed zoning text amendment be denied, and staff concurs.

CHAPTER 64. ZONING

ARTICLE VII. ZONING DISTRICTS AND STANDARDS

Sec. 64-203. Nonresidential Appearance Standards.

Except as otherwise noted, all new development sites and enclosed buildings, other than residential dwellings and residential or agricultural accessory buildings, are subject to the following standards for outdoor site development and exterior building design. If there are two or more buildings on the same site, their appearance should be consistent with regard to these features. Buildings 300 square feet or less in gross floor area are exempt from these standards.

- (5) *Screening*: Any outdoor area used for ground-mounted mechanical equipment, refuse storage, long-term vehicle storage, storage of products or materials other than vehicles, or truck loading/unloading docks shall be screened from view as seen at an eye level of six feet above the property line from and along any abutting street or from any abutting property having a residential zoning classification. Screening shall consist of a minimum 90 percent opaque permanent fence or wall of a design and/or color that complements, or is consistent with, the appearance of the building that it serves. Screening is not required for loading docks on property that abuts only a street other than an arterial street if the loading dock is set back at least 75 feet from the right-of-way line.

THOM EARNEST'S SUGGESTED AMENDMENT

Loading docks on streets other than major thoroughfares shall not be constructed facing the front of the lot, unless a minimum set back of seventy-five (75') feet is provided from the right-of-way line of the street or highway on which said loading dock fronts. No screening would be required if this set back is met.

LOADING DOCK SCREENING SURVEY 2016

	BASTROP	BUDA	DRIPPING SRPINGS	ELGIN	HUTTO	KYLE	LOCKHART	LULING	PFLUGERVILLE	SAN MARCOS	SEGUIN	TAYLOR	WIMBERLEY
Facing street prohibited	X ¹		X					X ¹					X
Must be visually screened from abutting street or public right-of-way		X	X		X	X	X		X	X	X	X	X
Must be screened from public view	X ²							X ²	X				
Must be screened from all public and private views				X									
Must be screened from all abutting properties		X									X		
Must be screened from abutting property having a residential zoning classification					X		X						
Must be enclosed on three sides for operation between 9:00am and 8:00am when adjacent to a residential district	X		X					X					X
Must be screened from pedestrian gathering areas, adjacent buildings, and primary entrances					X								

¹ Unless set back at least 75 feet from street right-of-way.

² Only if along a major thoroughfare.

**BUDGET WORKSHOP
SPECIAL MEETING
LOCKHART CITY COUNCIL**

JULY 28, 2016

6:30 P.M.

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

Council present:

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

Mayor Lew White
Councilmember John Castillo
Councilmember Benny Hilburn
Councilmember Brad Westmoreland

Staff present:

Vance Rodgers, City Manager
Peter Gruning, City Attorney
Sandra Mauldin, Economic Dev. Director
Sean Kelley, Water/Wastewater Superintendent

Connie Constancio, City Secretary
Jeff Hinson, Finance Director
Dan Gibson, City Planner

Citizens/Visitors Addressing the Council: Eduardo Montana, Juan Pena, John Smith and Oscar Fogle of the Guadalupe-Blanco River Authority.

ITEM 1. CALL TO ORDER..

Mayor Lew White called the budget workshop/special meeting to order on this date at 6:30 p.m.

ITEM 2. CITIZENS/VISITORS COMMENTS.

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

ITEM 3-A. DISCUSSION AND/OR ACTION TO CONSIDER NAMING AN INDIVIDUAL AS THE CITY OF LOCKHART'S NOMINEE TO FILL A VACANT POSITION TO THE BOARD OF DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT.

Councilmember Michelson made a motion to nominate Jimmy Bertram as the City of Lockhart's nominee to fill a vacant position to the Board of Directors of the Caldwell County Appraisal District. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 7-0.

ITEM 3-B. DISCUSSION AND/OR ACTION REGARDING PROPOSED FISCAL YEAR 2016-2017 BUDGET BY THE GUADALUPE-BLANCO RIVER AUTHORITY (GBRA) FOR THE LOCKHART WATER TREATMENT PLANT AND THE LOCKHART WASTEWATER TREATMENT PLANTS.

Mr. Rodgers announced that the following Representatives of GBRA were present to explain the budgets and to answer any questions: Eduardo Montana, Juan Pena, John Smith and Oscar Fogle.

Eduardo Montana, John Smith and Oscar Fogle provided information and there was discussion about the Water Treatment Plant and Wastewater Treatment Plant budgets.

ITEM 3-C. PRESENTATION AND DISCUSSION AND/OR ACTION REGARDING THE CALDWELL COUNTY APPRAISAL DISTRICT'S FISCAL YEAR 2017 BUDGET.

Mr. Hinson stated that Mary LaPoint, Chief Appraiser is ill and that she requested that the Caldwell County Appraisal District's budget be presented during the August 4, 2016 meeting.

ITEM 3-D. PRESENTATION, DISCUSSION AND/OR ACTION REGARDING FISCAL YEAR 2016-2017 PROPOSED BUDGET AND RELATED INFORMATION.

Staff provided information and there was discussion about the following in regards to the proposed budget:

Mayor/Council

- Funds added to Mayor/Council budget for downtown promotions (\$7,000)

Economic Development

- Transfer costs in the amount of \$169,139 to Lockhart Economic Development Corporation (LEDC) and LEDC to reimburse general fund for office space, utilities, staff time, etc. Staff proposes, as approved by LEDC Board on July 27, 2016, to move the Economic Development budget into the Lockhart Economic Development Corporation. The reason for this action is due to legal issues pertaining to the City of Lockhart not being able to continue to legally maintain operations of the LEDC free of charge. There was discussion.

Community Facility

- Building maintenance - \$1,888

Police

- Reduce budget in the amount of \$24,990. Cameras and software were removed from budget.

Fire

- Reduce budget in the amount of \$13,816. Additional equipment can hold off to be purchased in the FY 17-18 budget.

Library

- Increase budget in the amount of \$32,000 to hire a security guard/monitor that is contracted. Mr. Rodgers stated that he believed a security guard would assist the library staff in keeping order at the Library and for their safety.

Streets/Drainage

- Reduce budget by \$4,800 for equipment.
- Increase by \$35,000 for a grant through Texas Commission on Environmental Quality for Town Branch environmental work.

Non-Department

- Increase in TML general liability coverage in the amount of \$11,032.

Mr. Rodgers stated that a 3% pay increase is proposed to all non-civil service employees.

General Fund Revenue

- Less transfers: Electric \$26,947
- Less transfers: Solid Waste \$4,371
- Less transfers: Electric \$83,922
- Revenue from property taxes: \$83,922

Electric Distribution

- Increase budget in the amount of \$60,000 to build a structure for electric distribution materials.
- Increase budget in the amount of \$23,992 for contract services.
- Replace bad line on South Main - \$160,000.

Solid Waste

- Central Texas Refuse increased their garbage collection rate by 2.5% plus the Consumer Price Index (CPI) for June totals a 3.5% increase which is reflected in the budget.

Airport

- Budget increased in the amount of \$51,711 for repairs.

EMS

- Funds budgeted in the same amount as last year. Seton EMS expressed their desire to continue the EMS service as currently in place.

ELECTRIC RATE INCREASE

Mr. Rodgers stated that he proposes an electric rate increase which would be based upon the Kwh used each month. The higher the electric usage, the higher the percentage that will be added to the utility bill.

TAX RATE

Mr. Hinson provided information and there was discussion regarding the proposed tax rate.

There was discussion about setting the 2016 interest and sinking property tax rate at 13.00 cents per \$100 and the 2016 maintenance and operation property tax rate at 60.33 cents per \$100. These recommendations will result in a 2016 property tax rate of 73.33 cents per \$100 for the City of Lockhart.

The proposed 2016 property tax rate would increase the City of Lockhart's revenue by \$83,922.

If approved, two public hearings would be held on September 6, 2016 and September 20, 2016 at 7:30 p.m. at the Council Chambers, Clark Library Annex, 217 South Main Street, 3rd Floor, Lockhart, Texas.

There was discussion.

ITEM 3-E. DISCUSSION AND/OR ACTION REGARDING MAINTENANCE, OPERATIONAL AND CAPITAL BUDGETS AND FUNDING POSSIBILITIES.

There was no discussion.

ITEM 3-F. DISCUSSION AND/OR ACTION REGARDING BUDGET AND TAX RATE ADOPTION CALENDAR, IF NECESSARY.

CONSENSUS: After discussion, the consensus of the Council was to cancel the August 11 and August 18 budget workshops.

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 7:57 p.m.

PASSED and APPROVED this the 16th day of August 2016.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

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**LOCKHART CITY COUNCIL
REGULAR MEETING**

AUGUST 4, 2016

6:30 P.M.

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

Council present:

Mayor Pro-Tem Angie Gonzales-Sanchez
Councilmember Juan Mendoza
Councilmember Brad Westmoreland

Mayor Lew White
Councilmember John Castillo
Councilmember Jeffrey Michelson

Council absent:

Councilmember Benny Hilburn

Staff present:

Vance Rodgers, City Manager
Peter Gruning, City Attorney

Connie Constancio, City Secretary
Jeff Hinson, Finance Director

Citizens/Visitors Addressing the Council: Mary LaPoint, Chief Appraiser of the Caldwell County Appraisal District.

Work Session 6:30 p.m.

Mayor White announced that Councilmember Hilburn would not be at the meeting. He opened the work session and advised the Council, staff and the audience that staff would provide information and explanations about the following items:

PRESENTATION

Mayor White presented a proclamation to Representatives of the Women, Infants and Children (WIC) Program declaring August 2016 at National Breastfeeding Month.

DISCUSSION ONLY

A. PRESENTATION AND DISCUSSION REGARDING THE CALDWELL COUNTY APPRAISAL DISTRICT'S FISCAL YEAR 2017 BUDGET.

Mary LaPoint, Chief Appraiser of the Caldwell County Appraisal District, provided details and there was discussion about the Caldwell County Appraisal District's budget.

B. DISCUSS MINUTES OF THE CITY COUNCIL MEETINGS OF JULY 12, 2016 AND JULY 19, 2016.

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

C. DISCUSS RESOLUTION 2016-13 NAMING JAMES BERTRAM AS THE CITY OF LOCKHART'S NOMINEE TO FILL A VACANT POSITION TO THE BOARD OF DIRECTORS OF THE CALDWELL COUNTY APPRAISAL DISTRICT.

Mayor White stated that the Council voted on naming James Bertram as the City of Lockhart's nominee during the previous Council meeting. There was discussion.

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D. DISCUSS MEMORANDUM OF UNDERSTANDING BETWEEN THE LOCKHART POLICE DEPARTMENT AND LOCKHART INDEPENDENT SCHOOL DISTRICT FOR ONE SCHOOL RESOURCE OFFICER (SRO) FOR THE 2016-2017 SCHOOL YEAR.

Mr. Rodgers stated that the MOU submitted for approval outlines the role and responsibilities of the Lockhart Police Department and the Lockhart ISD with respect to one officer housed at the High School as a roving SRO assigned to the ISD. Mr. Rodgers recommended approval. There was discussion.

Mr. Rodgers clarified that the SRO would respond to situations at schools within the city limits and not to the new school outside the city. The Caldwell County Sheriff's office will respond to calls at the new school outside the city limits.

E. DISCUSS THE CITY MANAGER SIGNING A FEDERAL AVIATION ADMINISTRATION AGREEMENT FOR TRANSFER OF ENTITLEMENT FUNDS IN THE AMOUNT OF \$150,000 TO THE TEXAS DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION TO FACILITATE FUTURE AIRPORT IMPROVEMENTS.

Mr. Rodgers stated that the US Department of Transportation, Federal Aviation Administration, through the Texas Department of Transportation (TxDOT) has requested that the City of Lockhart waive receipt of funds apportioned to it in the amount of \$150,000 for the year 2012 so that the funds can be allocated to future airport improvements. The City of Lockhart did not have a qualifying project under 2012 nor as of today because of the 20% to 50% match requirements. If approved, funds do not go back to the Federal Government, but rather to TxDOT which can use the funds for design and engineering associated with other future airport projects. Additional allocations of the \$150,000 will be forthcoming for future airport projects in Lockhart. Mr. Rodgers recommended approval. There was discussion.

F. DISCUSS AGREEMENT WITH THE TRAVIS COUNTY EMS EDUCATION ACADEMY WHEREBY STUDENTS IN THE FIELD INTERNSHIP PROGRAM WOULD BE ALLOWED TO TRAIN WITH THE LOCKHART EMERGENCY MEDICAL SERVICE PARAMEDIC CREWS TO OBTAIN A CLINICAL EDUCATION AND APPOINTING THE CITY MANAGER TO SIGN THE AGREEMENT IF APPROVED.

Mr. Rodgers stated that this is an opportunity for individuals who want to pursue the EMS profession as a paramedic. Selected students would train with Lockhart EMS Paramedics. The academy will provide general liability coverage to the City of Lockhart with a minimum coverage per person of \$1,000,000 and each occurrence of \$3,000,000. There is no cost to the City of Lockhart. The Austin/Travis County EMS also participates in this program. Mr. Rodgers stated that he and Eric Olufs, EMS Director recommend approval with any suggested changes by the City Attorney. There was discussion.

G. DISCUSS APPLYING FOR A TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) GRANT FROM THE NONPOINT SOURCE PROGRAM UNDER THE CLEAN WATER ACTION SECTION 319 (H) WHICH HAS A 60/40 LOCAL MATCH REQUIREMENT IN CASH AND/OR IN-KIND LABOR.

Mr. Rodgers stated that TCEQ has classified North Town Branch as impaired due to E.coli and nitrate contaminants being higher than they should be at times. In order to improve water quality in the North Town Branch area between Stueve Lane and East Market St., invasive and detrimental plants need to be removed and replaced with eco-friendly plants and grasses to help achieve the goal of filtering out and reducing E.coli and nitrate contaminants. If the grant is approved, the help of local master gardener groups will be solicited. The grant will also focus on riparian zones to help achieve the goal. Nature trail related signage would also be added. Match local funding is estimated at \$15,000 to \$18,000 per year for three years all of which can be funded out of the Drainage Fund. The grant application must be submitted by September 1, 2016. Mr. Rodgers recommended approval. There was discussion.

H. DISCUSS PLANNING AND PREPARATIONS OF THE TEXAS MUNICIPAL LEAGUE (TML) REGION 10 MEETING HOSTED IN LOCKHART ON SEPTEMBER 15, 2016 AND THE BOOTH AT THE TML ANNUAL CONFERENCE IN AUSTIN ON OCTOBER 4-7, 2016.

There was discussion about the events.

I. DISCUSS ACCEPTING THE CITY OF LOCKHART'S 2016 CERTIFIED PROPERTY TAX ROLL.

Mr. Hinson provided information and there was discussion about the City of Lockhart's 2016 Certified Property Tax Roll. Mr. Hinson recommended acceptance of the roll.

J. DISCUSSION REGARDING ADOPTION OF THE 2016 COMBINED MAINTENANCE AND OPERATION AND INTEREST AND SINKING PROPOSED PROPERTY TAX RATE FOR THE CITY OF LOCKHART. IF PROPOSED TAX RATE EXCEEDS THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE (WHICHEVER IS LOWER), A RECORD VOTE MUST BE TAKEN TO PLACE A PROPOSAL TO ADOPT THE RATE ON THE AGENDA OF A FUTURE COUNCIL MEETING. IF MOTION PASSES, COUNCIL MUST SCHEDULE AND ANNOUNCE THE DATE, TIME AND PLACE OF TWO (2) PUBLIC HEARINGS REGARDING THE PROPOSED TAX RATE.

Mr. Hinson stated that the action taken by the Council is required by the State for adherence with the Truth-In-Taxation laws. As directed by Council, a record vote will need to be taken and the dates announced for the public hearings scheduled on September 6, 2016 at 7:30 p.m. and September 20, 2016 at 7:30 p.m. in the Council Chambers located at the Clark Library Annex-Council Chambers, 217 South Main Street, 3rd Floor, Lockhart, Texas.

There was discussion about setting the 2016 interest and sinking property tax rate at 13.00 cents per \$100 and the 2016 maintenance and operation property tax rate at 60.33 cents per \$100. These recommendations will result in a 2016 property tax rate of 73.33 cents per \$100 for the City of Lockhart.

Mayor White stated that the record vote would be made during the regular meeting.

K. DISCUSS SETTING UP A "GO FUND ME" WEBPAGE FOR PARKS IMPROVEMENTS.

Mayor White stated that the Lockhart Animal Shelter recently had a successful "Go Fund Me" webpage that raised enough funds to purchase air conditioning and other needed items at the Animal Shelter. He suggested that setting up a "Go Fund Me" webpage is also considered to assist with funding parks improvements.

Mr. Rodgers recommended that the list of park improvements is presented to the Parks Advisory Board to request that they prioritize it to recommend for Council's consideration at a future meeting.

There was discussion.

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 7:55 p.m.

ITEM 2. INVOCATION, PLEDGE OF ALLEGIANCE.

Invocation - Ministerial Alliance.

Pledge of Allegiance to the United States and Texas flags.

ITEM 3. CITIZENS/VISITORS COMMENTS.

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

ITEM 4. CONSENT AGENDA.

Mayor Pro-Tem Sanchez made a motion to approve consent agenda items 4A, 4B, 4C, 4D, 4E, and 4F. Councilmember Michelson seconded. The motion passed by a vote of 6-0.

The following are the consent agenda items that were approved:

- 4A: Approve minutes of the City Council meetings of July 12, 2016 and July 19, 2016.
- 4B: Approve Resolution 2016-13 naming James Bertram as the City of Lockhart's nominee to fill a vacant position to the Board of Directors of the Caldwell County Appraisal District.
- 4C: Approve Memorandum of Understanding between the Lockhart Police Department and Lockhart Independent School District for one School Resource Officer for the 2016-2017 School Year.
- 4D: Authorize the City Manager to sign a Federal Aviation Administration Agreement for Transfer of Entitlement Funds in the amount of \$150,000 to the Texas Department of Transportation, Aviation Division to facilitate future airport improvements.
- 4E: Approve agreement with the Travis County EMS Education Academy whereby students in the Field Internship Program would be allowed to train with the Lockhart Emergency Medical Service paramedic crews to obtain a clinical education and appointing the City Manager to sign the agreement if approved.
- 4F: Approve applying for a Texas Commission on Environmental Quality (TCEQ) grant from the Nonpoint Source Program under the Clean Water Action Section 319 (h) which has a 60/40 local match requirement in cash and/or in kind labor.

ITEM 5-A. DISCUSSION AND/OR ACTION REGARDING PLANNING AND PREPARATIONS OF THE TEXAS MUNICIPAL LEAGUE (TML) REGION 10 MEETING HOSTED IN LOCKHART ON SEPTEMBER 15, 2016 AND THE BOOTH AT THE TML ANNUAL CONFERENCE IN AUSTIN ON OCTOBER 4-7, 2016.

Mayor White stated that the item was discussed during the work session.

Councilmember Mendoza reminded the Council that each would be working on obtaining door prizes for the TML Region 10 meeting.

ITEM 5-B. PRESENTATION AND DISCUSSION AND/OR ACTION REGARDING THE CALDWELL COUNTY APPRAISAL DISTRICT'S FISCAL YEAR 2017 BUDGET.

Councilmember Michelson made a motion to approve the Caldwell County Appraisal District's FY 2017 budget. Councilmember Westmoreland seconded. The motion passed by a vote of 6-0.

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ITEM 5-C. DISCUSSION AND/OR ACTION TO CONSIDER ACCEPTING THE CITY OF LOCKHART'S 2016 CERTIFIED PROPERTY TAX ROLL.

Mayor Pro-Tem Sanchez made a motion to accept the City of Lockhart's certified property tax roll. Councilmember Michelson seconded. The motion passed by a vote of 6-0.

ITEM 5-D. DISCUSSION AND/OR ACTION REGARDING ADOPTION OF THE 2016 COMBINED MAINTENANCE AND OPERATION AND INTEREST AND SINKING PROPOSED PROPERTY TAX RATE FOR THE CITY OF LOCKHART. IF PROPOSED TAX RATE EXCEEDS THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE (WHICHEVER IS LOWER), A RECORD VOTE MUST BE TAKEN TO PLACE A PROPOSAL TO ADOPT THE RATE ON THE AGENDA OF A FUTURE COUNCIL MEETING. IF MOTION PASSES, COUNCIL MUST SCHEDULE AND ANNOUNCE THE DATE, TIME AND PLACE OF TWO (2) PUBLIC HEARINGS REGARDING THE PROPOSED TAX RATE.

Mayor White requested a record vote for setting the 2016 interest and sinking property tax rate at 13.00 cents/\$100 and the 2016 maintenance and operation property tax rate at 60.33 cents/\$100. The 2016 property tax rate will be 73.33 cents/\$100.

The record vote is as follows:

- Councilmember Brad Westmoreland – in favor
- Councilmember Juan Mendoza – in favor
- Mayor Pro-Tem Angie Gonzales- Sanchez – in favor
- Councilmember John Castillo – in favor
- Councilmember Jeffry Michelson – in favor
- Mayor Lew White – in favor

Mayor White announced that the Council would hold public hearings on the tax rate on September 6, 2016 at 7:30 p.m. and September 20, 2016 at 7:30 p.m. in the Council Chambers located at the Clark Library Annex – Council Chambers, 217 South Main Street, 3rd Floor, Lockhart, Texas.

ITEM 5-E. DISCUSSION AND/OR ACTION REGARDING SETTING UP A "GO FUND ME" WEBPAGE FOR PARKS IMPROVEMENTS.

Mr. Rodgers recommended that the list of park improvements is presented to the Parks Advisory Board to request that they prioritize it to recommend for Council's consideration at a future meeting.

Councilmember Michelson made a motion to refer the list of park improvements to the Parks Board to prioritize as a recommendation to the Council for consideration. Mayor Pro-Tem Sanchez seconded. The motion passed by a vote of 6-0.

ITEM 5-F. DISCUSSION AND/OR ACTION REGARDING APPOINTMENTS TO VARIOUS BOARDS, COMMISSIONS OR COMMITTEES.

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

Councilmember Castillo made a motion to appoint John Juarez to the Board of Adjustment. Councilmember Mendoza seconded. The motion passed by a vote of 6-0.

ITEM 5-G. PRESENTATION, DISCUSSION AND/OR ACTION REGARDING FISCAL YEAR 2016-2017 PROPOSED BUDGET AND RELATED INFORMATION.

There was no discussion.

ITEM 5-H. DISCUSSION AND/OR ACTION REGARDING MAINTENANCE, OPERATIONAL AND CAPITAL BUDGETS AND FUNDING POSSIBILITIES.

There was no discussion.

ITEM 5-I. DISCUSSION AND/OR ACTION REGARDING BUDGET AND TAX RATE ADOPTION CALENDAR, IF NECESSARY.

Mr. Hinson stated that the August 11 and August 18 budget workshops have been cancelled.

ITEM 6. CITY MANAGER'S REPORT, PRESENTATION AND POSSIBLE DISCUSSION.

- Update – US 183 widening project, Hickory to Blackjack: west side drainage trunk main near completion between White Oak and Blackjack; curbs and sidewalks being placed.
- Update: Contracts with Qro-Mex Construction on Richland Drive.
- Update: Will schedule residents meeting with City in August for those residents affected by the planned drainage improvements in the Wichita-Mesquite-Braden and Vega Street areas.
- Report: Citywide National Night Out event at City Park on August 2.
- Report: Movie in the Park “Zootopia” on Saturday, August 13 at City Park.
- Reminder: August 11 and August 18 budget workshop meetings have been cancelled.

ITEM 7. COUNCIL AND STAFF COMMENTS – ITEMS OF COMMUNITY INTEREST.

Councilmember Westmoreland thanked all that attended the citywide National Night Out event. He commended public safety, EMS, law enforcement and all involved in assisting during the hot air balloon tragedy on Saturday. He expressed condolences to the families that lost a family member.

Councilmember Mendoza thanked the first responders for assisting during the hot air balloon tragedy on Saturday. He thanked all for attending the citywide National Night Out event.

Mayor Pro-Tem Sanchez expressed prayers and condolences to the families that lost a loved one in the hot air balloon tragedy. She thanked all that attended the National Night Out event. She announced that Dollar Tree is open and thanked all that attended the successful 41st Annual St. Mary's Jamaica on Saturday.

Councilmember Castillo expressed condolences to the families that lost a loved one in the hot air balloon tragedy and thanked EMS personnel, fire responders, law enforcement and all involved in assisting during the tragedy. He thanked the Lockhart Bikers for sponsoring the balloon release honoring law enforcement at the National Night Out event. He welcomed Ronald Wicks as a new pastor at a local church in the community. He thanked staff for their work.

Councilmember Michelson also thanked all of the public safety personnel for their assistance during the hot air balloon tragedy. He announced that a memorial service to honor the lives of the victims in the hot air balloon tragedy will be held this Saturday on the Courthouse lawn at 7:30 a.m. He thanked all that attended the National Night Out event. High School football games will begin soon.

Mayor White also thanked all that assisted during the hot air balloon tragedy. He thanked all that attended and participated in the National Night Out event. He stated that school will begin soon and encouraged everyone to be safe.

ITEM 8. ADJOURNMENT.

Mayor Pro-Tem Sanchez made a motion to adjourn the meeting. Councilmember Mendoza seconded.
The motion passed by a vote of 6-0. The meeting was adjourned at 8:30 p.m.

PASSED and APPROVED this the 16th day of August 2016.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

Connie Constancio, TRMC
City Secretary

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Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

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 Dates: August 16, 2016				
Department: City Manager			Initials	Date
Department Head: Vance Rodgers	Asst. City Manager			
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i>	8-8-2016	
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers				
ACTION REQUESTED: <input type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input checked="" 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 regarding Memorandum of Understanding Agreement between the City of Lockhart and Connections which is a non-profit individual and family counseling agency funded by the United Way and Texas Network of Youth Services and appointing the City Manager to sign the agreements if approved				
FINANCIAL SUMMARY				
<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):				
SUMMARY OF ITEM				
This agency has been providing these counseling services especially for youth at the library for the past three years. Ms. Anita DeLeon, Specialist, will be present during the Council work session to explain their role in the Lockhart Community.				
STAFF RECOMMENDATION				
City Manager recommends approval of the agreements.				
List of Supporting Documents: Copies of agreements and letter of explanation.		Other Departments, Boards, Commissions or Agencies:		

Guidelines for completing Memorandum of Understanding

Thank you in advance for collaborating with our agency to assist youth and families in our communities.


Attached you will find two documents-one for EYPU (*Positive Actions*) and one for EYPS (CBSG).

Please sign both documents and return to Anita De Leon, Prevention Specialist, (512)-667-0663.

Upon receipt of these forms, our Executive Director, Kellie Stallings will provide her signature and a final copy will be mailed back to your agency or hand delivered.

Please contact our office as needed with questions or concerns at 512-398-6833, and thank you once again for working in partnership with our agency.

Thank You,


Anita De Leon, Prevention Specialist
1022 State Park Rd.
Lockhart, TX 78644
Phone: (512) 398-6833
Fax: (512) 398-5933
adeleon@connectionsnonprofit.org
24 Hour Crisis Hotline (800) 532-8192



TEXAS SALES AND USE TAX RESALE CERTIFICATE

Name of purchaser, firm or agency as shown on permit Connections Individual and Family Services, Inc.	Phone (Area code and number) 830-629-6571
Address (Street & number, P.O. Box or Route number) P.O. Box 311268	
City, State, ZIP code New Braunfels, Texas 78131-1268	
Texas Sales and Use Tax Permit Number (must contain 11 digits) 71412111791161911	
Out-of-state retailer's registration number or Federal Taxpayers Registry (RFC) number for retailers based in Mexico (Retailers based in Mexico must also provide a copy of their Mexico registration form to the seller.)	

I, the purchaser named above, claim the right to make a non-taxable purchase (for resale of the taxable items described below or on the attached order or invoice) from:

Seller: _____

Street address: _____

City, State, ZIP code: _____

Description of items to be purchased on the attached order or invoice:

Description of the type of business activity generally engaged in or type of items normally sold by the purchaser:
Since January 16, 1981, Connections(formerly Teen Connection) qualifies for an

exemption from th IRS under Section 501(c) (3) of the IRS code and continues to be recognized under the state sales tax statute as an exwmp organization (74-2179169)

The taxable items described above, or on the attached order or invoice, will be resold, rented or leased by me within the geographical limits of the United States of America, its territories and possessions or within the geographical limits of the United Mexican States, in their present form or attached to other taxable items to be sold.

I understand that if I make any use of the items other than retention, demonstration or display while holding them for sale, lease or rental, I must pay sales tax on the items at the time of use based upon either the purchase price or the fair market rental value for the period of time used.

I understand that it is a criminal offense to give a resale certificate to the seller for taxable items that I know, at the time of purchase, are purchased for use rather than for the purpose of resale, lease or rental, and depending on the amount of tax evaded, the offense may range from a Class C misdemeanor to a felony of the second degree.

sign here	Purchaser <i>Kelli Hall</i>	Title <i>Executive Director</i>	Date <i>4/13/10</i>
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Memorandum of Understanding

This Memorandum of Understanding is entered between Dr. Eugene Clark Library and the Selective Substance Abuse Prevention (YPS) Program, Curriculum Based Support Group (CBSG), provided by Connections Individual and Family Services, Inc., for the purpose of integrating Dr. Eugene Clark Library services with YPS services. The services provided by the YPS program will benefit eligible at-risk youth ages 6-17.

Connections' YPS Program will provide prevention activities focusing on reducing risk factors and increasing protective factors linked to substance abuse and related problem behaviors by the use of evidenced based curriculum and prevention related strategies. The activities include but are not limited to: Prevention Education/Skills Training in schools and community programs through the use of a curriculum; Alternative Activities focusing on teaching recreational alternatives to youth and families, (games such as bean bag toss, bowling, coloring pages, etc.); participation in community activities such as but not limited to: Fall Festival, Great American Smoke-Out; Red Ribbon Week and Tobacco Free Day; parent education and skills training; Prevention Presentations; Minors and Tobacco Education and Presentations (such as the Tar Jar, "Big Cigarette" which displays Chemicals, Poisons and Cancerous Agents in a Cigarette, etc.); and problem identification and referral services.

Dr. Eugene Clark Library will provide referrals for YPS services and assistance in obtaining consent forms Dr. Eugene Clark Library will facilitate the access of YPS services to individuals who meet YPS admission criteria. This agreement will benefit the community by enabling residents to obtain prevention services in a more effective manner and to assist at-risk youth and families to develop more positive skills for living.

Term and Termination:

The terms of this memorandum of understanding shall begin **September 1, 2016** and will end on **August 31, 2017**.

Amendment and Modification:

This agreement may be amended by the mutual agreement of the parties hereto in writing and to be attached and incorporated into this agreement.

In witness whereof, this memorandum of understanding has been executed by the authorized representative on the _____ day of _____ 2016.

Kellie Stallings, Executive Director
Connections Individual & Family Services, Inc.

Vance Rodgers,
City Manager

Date



Memorandum of Understanding

This Memorandum of Understanding is entered between Lockhart Parks and Recreation and the Selective Substance Abuse Prevention (YPS) Program, *Curriculum Based Support Group (CBSG)*, provided by Connections Individual and Family Services, Inc., for the purpose of integrating Lockhart Parks and Recreation services with YPS services. The services provided by the YPS program will benefit eligible at-risk youth ages 6-17.

Connections' YPS Program will provide prevention activities focusing on reducing risk factors and increasing protective factors linked to substance abuse and related problem behaviors by the use of evidenced based curriculum and prevention related strategies. The activities include but are not limited to: Prevention Education/Skills Training in schools and community programs through the use of a curriculum; Alternative Activities focusing on teaching recreational alternatives to youth and families, (games such as bean bag toss, bowling, coloring pages, etc.); participation in community activities such as but not limited to: Fall Festival, Great American Smoke-Out; Red Ribbon Week and Tobacco Free Day; parent education and skills training; Prevention Presentations; Minors and Tobacco Education and Presentations (such as the Tar Jar, "Big Cigarette" which displays Chemicals, Poisons and Cancerous Agents in a Cigarette, etc.); and problem identification and referral services.

Lockhart Parks and Recreation will provide referrals for YPS services and assistance in obtaining consent forms. Lockhart Parks and Recreation will facilitate the access of YPS services to individuals who meet YPS admission criteria. This agreement will benefit the community by enabling residents to obtain prevention services in a more effective manner and to assist at-risk youth and families to develop more positive skills for living.

Term and Termination:

The terms of this memorandum of understanding shall begin **September 1, 2016** and will end on **August 31, 2017**.

Amendment and Modification:

This agreement may be amended by the mutual agreement of the parties hereto in writing and to be attached and incorporated into this agreement.

In witness whereof, this memorandum of understanding has been executed by the authorized representative on the _____ day of _____ 2016.

Kellie Stallings, Executive Director
Connections Individual & Family Services, Inc.

Vance Rodgers,
City Manager

Date



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

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: August 16, 2016				
Department: Electric		Initials	Date	
Department Head: Vance Rodgers		Asst. City Manager		
Dept. Signature <i>Vance Rodgers</i>		City Manager <i>[Signature]</i>	8-10-2016	
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers				
ACTION REQUESTED: <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				
CAPTION				
Consider approval of Ordinance 2016-19 amending Chapter 58, Article II, Division 2, Section 58-71 through Section 58-74 amending local electric rates effective the first billing cycle in October, 2016, to provide appropriate funding for increased material, equipment, personnel, and professional service costs				
FINANCIAL SUMMARY				
<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):				
SUMMARY OF ITEM				
The ordinance amendment reflects new local electric rates as discussed during budget process to provide the revenues required to balance the budget which includes increased costs for materials, equipment, personnel, and professional services. In the last nine (9) years the local electric rate has increased less than 2% on the average total utility bill while the accumulative inflation has been over 16% (see chart). Please see example billing information attached. New rates would be effective the first billing cycle in October, 2016.				
STAFF RECOMMENDATION				
Staff respectfully recommends approval of Ordinance 2016-19 as presented.				
List of Supporting Documents: Ordinance, inflation chart, and example billing			Other Departments, Boards, Commissions or Agencies:	

ORDINANCE 2016-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 58 UTILITIES OF THE CODE OF ORDINANCES TO ESTABLISH NEW ELECTRIC UTILITY RATES FOR RESIDENTIAL, GENERAL SERVICE NON-DEMAND, GENERAL SERVICE DEMAND, AND CONTRACT PEAK DEMAND CUSTOMERS AND PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Lockhart City Council has the right to time adjust utility rates as it deems necessary to fund increased costs;

WHEREAS, the Lockhart City Council must from time to time adjust electric utility rates because of increased costs of materials, equipment, personnel, and professional services;

WHEREAS, the Lockhart City Council last raised local electric utility rates about ½ % of total bills in June, 2013 to pay for relocation of electric lines for the US 183 widening project, and prior to that in October 2007 to set up capital funds for major improvements;

WHEREAS, the Lockhart City Council has been provided sufficient information by City Staff that justified electric rates being raised to meet the financial requirements of City operations; and

THEREFORE, be it ordained by the Lockhart City Council that Chapter 58 Utilities is hereby amended as follows:

I. Sec.58-71.- Definitions and applications is hereby amended to add the following:

(13) *Local Cap Charge* is the amount charged for each kilowatt hour consumed by customers above the established electric caps in the current electric rates.

II. Sec.58-73.-Residential Rates is hereby amended to establish the following:

(1) A fixed charge of \$11.32 per month

(2) A system charge of \$0.01896 for zero to 1,200 kilowatt hours, and \$0.0325 for 1,201 and above kilowatt hours consumed per month.

**All other sections and subsections remain as adopted*

III. Sec.58-74.-General service nondemand and demand rates is hereby amended to establish the following:

(a) All general service non-demand customers as defined in this division shall have monthly electric rates as follows:

(1) A fixed charge of \$23.42 per month.

(2) A system charge of 0.03582 per kilowatt hour for the first 6,000 kilowatt hours per month.

- (3) A CIR charge of \$0.00225 for all kilowatt hours consumed and a Local Cap charge of \$0.00250 for all kilowatt hours consumed above the 6,000 kilowatt hour cap.

**All other sections and subsections remain as adopted*

- (b) All general service demand customers as defined in the division shall have monthly rates set as follows:
 - (1) A fixed charge of \$33.42 per month.
 - (2) A system charge of \$0.03288 per kilowatt hour for the first 20,000 kilowatt hours per month
 - (3) A CIR charge of \$0.00225 for all kilowatt hours consumed and a Local Cap Charge of \$0.00250 for all kilowatt hours consumed above the cap.
 - (6) Customers who consistently have maximum demand of 300 kilowatts or greater can sign up for a contract peak rate. The fixed monthly charge is \$44.32 to reflect the additional cost of metering (see subsection (c))
 - (7) Customers on the contract peak rate will incur a fixed monthly charge of \$44.32 to reflect the additional cost of metering (see subsection (c)) a system charge of \$0.02259 per kilowatt hour for the first 120,000 kilowatt hours, a PPC charge per kilowatt as determined in section 59-72 for all kilowatt hours consumed and a CIR charge of \$0.00225 for all kilowatt hours consumed and a Local Cap Charge of \$0.00250 for all kilowatt hours consumed above the 120,000 kilowatt hours cap.

**All other section and subsections remain as adopted*

IV. 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 or any other portion, provision or regulation.

V. 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.

VI. 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.

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 the first billing cycle in October, 2016 after passage.

Passed and approved this the _____ day of _____, 2016.

CITY OF LOCKHART

Lee White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TMRC
City Secretary

Peter Gruning
City Secretary

Examples of Monthly Utility Bills with Proposed Electric/Solid Waste Rates Increases

	Total Bill Now Including all charges	Proposed Electric Rates Increase Monthly	% of Total Bill with Electric Rate Increase Monthly	Solid Waste Contract Increase Monthly	% of Total Bill with Solid Waste Increase Monthly	Overall % Increase Total Bill Monthly
Actual Business by Kwh Used						
Large with demand (135,000 Kwh)	\$ 40,895.00	\$ 469.00	1.1%	\$ 7.33	0.02%	1.16%
Large without demand (123,300 Kwh)	\$ 14,619.00	\$ 325.00	2.2%	\$ 7.33	0.05%	2.27%
Medium with demand (32320 Kwh)	\$ 4,148.00	\$ 103.40	2.5%	\$ 7.33	0.18%	2.67%
Medium with demand (22560 Kwh) (HC)	\$ 3,353.00	\$ 79.00	2.4%	\$ 1.01	0.03%	2.39%
Small with no demand (1610 Kwh) (HC)	\$ 370.00	\$ 6.98	1.9%	\$ 1.01	0.27%	2.16%
Actual Residential Users by Kwh Used						
849 Kwh (small user)	\$ 179.00	\$ 1.36	0.8%	\$ 0.63	0.35%	1.11%
1136 Kwh (average or medium user)	\$ 202.00	\$ 2.02	1.0%	\$ 0.63	0.31%	1.31%
2660 Kwh (larger user)	\$ 407.00	\$ 9.96	2.4%	\$ 0.63	0.15%	2.60%
2861 Kwh (larger user)	\$ 505.00	\$ 11.10	2.2%	\$ 0.63	0.12%	2.32%
NOTE: The higher the total utility bill, the lower the % of increase in most cases. Some smaller businesses use much more solid waste services than some other larger industrial customers. Electric customers that use above the Cap Kwh Amounts have not been paying any Local Distribution rate. This is proposed to be 2.5 mills.						

INFLATION RATES HISTORY

	Jan	Feb	Mar	Apr	May	June	Jly	Aug	Sept	Oct	Nov	Dec	Avg
2007	2.1	2.4	2.8	2.6	2.7	2.7	2.4	2	2.8	3.5	4.3	4.1	2.8
2008	4.3	4	4	3.9	4.2	5	5.6	5.4	4.9	3.7	1.1	0.1	3.8
2009	0	0.2	-0.4	-0.7	-1.3	-1.4	-2.1	-1.5	-1.3	-0.2	1.8	2.7	-0.4
2010	2.6	2.1	2.3	2.2	2	1.1	1.2	1.1	1.1	1.2	1.1	1.5	1.6
2011	1.6	2.1	2.7	3.2	3.6	3.6	3.6	3.8	3.9	3.5	3.4	3	3.2
2012	2.9	2.9	2.7	2.3	1.7	1.7	1.4	1.7	2	2.2	1.8	1.7	2.1
2013	1.6	2	1.5	1.1	1.4	1.8	2	1.5	1.2	1	1.2	1.5	1.5
2014	1.6	1.1	1.5	2	2.1	2.1	2	1.7	1.7	1.7	1.3	0.8	1.6
2015	-0.1	0	-0.1	-0.2	0	0.1	0.2	0.2	0	0.2	0.5	0.7	0.1

Accumulative Avg

16.3

SOURCE: US HISTORY INFLATION RATES



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY	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: August 16, 2016			
Department: City Manager		Initials	Date
Department Head: Vance Rodgers	Asst. City Manager		
Dept. Signature: <i>[Signature]</i>	City Manager	<i>[Signature]</i>	8-10-2106
Agenda Item Coordinator/Contact (include phone #): Vance Rodgers			
ACTION REQUESTED: <input type="checkbox"/> ORDINANCE <input checked="" 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 regarding Resolution 2016-14 to reflect the recovery of 3.5% vendor increases approved recently for residential solid waste collection, disposal, recycling services, and commercial waste collection/disposal services establishing fees for other solid waste service to be effective with the first billing cycle in October, 2016			
FINANCIAL SUMMARY			
<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
Budget			\$0.00
Budget Amendment Amount			\$0.00
Encumbered/Expended Amount			\$0.00
This Item			\$0.00
BALANCE	\$0.00	\$0.00	\$0.00
FUND(S):			
SUMMARY OF ITEM			
This resolution increases sold waste service rates by 3.5% in accordance with the current contract for these services and as presented to Council during the budget process. This rate increase in most cases represents less than 1/2% of the total average utility bill. The rate increase would be effective in October, 2016. Please see attached chart.			
STAFF RECOMMENDATION			
Staff respectfully requests approval of Resolution 2016-14 as presented.			
List of Supporting Documents: Resolution and chart		Other Departments, Boards, Commissions or Agencies:	

RESOLUTION 2016-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, ESTABLISHING FEES TO REFLECT THE RECOVERY OF 3.5 % VENDOR RATE INCREASES APPROVED RECENTLY FOR RESIDENTIAL SOLID WASTE COLLECTION, DISPOSAL, RECYCLING SERVICES, AND COMMERCIAL WASTE COLLECTION/DISPOSAL SERVICES AND ESTABLISHING FEES FOR OTHER SOLID WASTE SERVICES

WHEREAS the Lockhart City Council recognizes the need for providing solid waste collection and disposal services for the citizens of Lockhart in the interest of public health and welfare; and

WHEREAS the Lockhart City Council recognizes that fees must be established and collected using City/Contactor supplied trash carts/bins to pay for the services to collect, transport, and dispose of solid waste for Lockhart residents;

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, THAT THE FOLLOWING RATES FOR SOLID WASTE COLLECTION, TRANSPORTING AND DISPOSAL ARE HEREBY ADOPTED AND SHALL BE EFFECTIVE THE 1ST BILLING CYCLE IN OCTOBER, 2016.

I.	Residential Hand Collection fee per month with 95 gallon cart (each dwelling unit)	\$ 18.63
II.	Residential Senior Hand Collection fee per month with 95 gallon cart (each dwelling unit) (\$6.50 discount)	\$ 12.13
	35 gallon cart	\$ 12.13
III.	Residential Disabled Hand Collection fee per month with 95 gallon cart (each dwelling unit) (\$6.50 discount)	\$ 12.13
	35 gallon cart	\$ 12.13
IV.	Residential, Senior, Disabled fee per month for <u>extra</u> 95 gallon cart	\$ 5.43
	<u>extra</u> 35 gallon cart	\$ 5.43
IV.	Commercial Hand Collection fee per month with 95 gallon cart (each commercial unit)	\$ 29.91
V.	Commercial Hand Collection fee per month extra 95 gallon cart (each commercial unit)	\$ 29.91
VI.	Residential Dwelling Unit with Trash Bin Collection-Minimum Charge (each dwelling unit)	\$ 18.63
VII.	Commercial Unit with Trash Bin Collections-Minimum Charge	\$ 29.91
VIII.	Residential solid waste requiring special handling	
	1. Rate for bundle waste:	
	i. Minimum one-fourth hour	\$ 4.00
	ii. One-half hour	\$ 8.00
	iii. Three-fourths hour	\$ 12.00
	iv. Hourly rate	\$ 16.00
	2. Rate for bulky waste:	
	i. Minimum (with refrigerant gases) each item	\$ 20.00
	ii. Minimum (without refrigerant gases) one-fourth hour	\$ 8.00
	iii. One-half hour	\$ 16.00

- iv. Three-fourths hour \$ 24.00
- v. Hourly rate \$ 32.00

IX. Public Works Site Disposal Fees

(Should the city for whatever reason elect not to collect this material, it is still the responsibility of the owner and/or occupant of the premises to properly collect and dispose of the waste material.)

- (1) For residential utility customers per cubic yard \$ 2.00
 - a. Maximum of up to three 35-gallon containers, per trip \$ 2.00
 - b. Pickup truck, per trip (max. four cubic yards) \$ 8.00
 - c. Two-wheel trailers, per trip (max. eight cubic yards) \$ 16.00
 - d. Pickup trucks with sideboards, per trip (max. eight cubic yards) \$ 16.00
 - e. Four-wheel trailers, per trip (max. 16 cubic yards) \$ 32.00
 - f. Single axle dump truck, per trip (max. six cubic yards) \$ 12.00
 - g. Tandem dump truck, per trip (max. 12 cubic yards) \$ 24.00
- (2) For nonresidential utility customers, per cubic yard \$ 3.50
 - a. Maximum of up to three 35-gallon containers, per trip \$ 3.50
 - b. Pickup truck, per trip (max. four cubic yards) \$ 14.00
 - c. Two-wheel trailers, per trip (max. eight cubic yards) \$ 28.00
 - d. Pickup trucks with sideboards, per trip (max. eight cubic yards) \$ 28.00
 - e. Four-wheel trailers, per trip (max. 16 cubic yards) \$ 56.00
 - f. Single axle dump truck, each trip (max. six cubic yards) \$ 21.00
 - g. Tandem dump truck, per trip (max 12 cubic yards) \$ 42.00

Note: Debris and waste from demolitions of structures with more than 120 square feet will not be accepted. The contractor or owner must transport or contract for transport the disposal of such material to an approved licensed landfill.

- (3) Tires will be accepted from city residents for disposal and will be subject to the following fees per rim size:
 - a. 15 inches or less, per tire with rim removed \$ 2.10
 - b. 15 inches or less, per tire mounted on rim \$ 3.10
 - c. More than 15 inches & less than 20 inches, per tire with rim removed \$ 6.00
 - d. More than 15 inches & less than 20 inches, per tire mounted on rim \$ 7.00
 - e. 20 inches or more, per tire with rim removed \$ 10.00
 - f. 20 inches or more, per tire mounted on rim \$ 12.50
- (4) White goods (stoves, refrigerators and freezers without refrigerant, washers, dryers, etc.), furniture items, and electronic items \$ 8.00
 Refrigerators, freezers, air conditioners with refrigerant \$ 20.00

X. Trash Bin Service Fees

See Attachment A

XI. Roll Off Trash Container Services

See Attachment B

Passed and approved this the _____ day of _____, 2016.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC
City Secretary

Peter Gruning
City Attorney

**ATTACHMENT A
CITY OF FLOCKHART
CUSTOMER TRASH BIN CHARGES
EFFECTIVE DATE
FIRST BILLING IN OCTOBER 2016**

CONTAINER SIZE CUBIC YARD	FREQUENCY	CUSTOMER BILLINGS AS OF OCT 1 2016
	TIMES PER WK	
2	EOW	\$ 61.09
2	1	\$ 73.08
2	2	\$ 101.26
2	3	\$ 120.04
EACH EXTRA DUMP		\$ 19.44
3	EOW	\$ 65.55
3	1	\$ 82.50
3	2	\$ 120.04
3	3	\$ 148.23
EACH EXTRA DUMP		\$ 22.04
4	EOW	\$ 71.85
4	1	\$ 91.85
4	2	\$ 129.44
4	3	\$ 176.36
EACH EXTRA DUMP		\$ 29.13
6	EOW	\$ 85.60
6	1	\$ 105.02
6	2	\$ 163.63
6	3	\$ 231.98
EACH EXTRA DUMP		\$ 38.88
8	EOW	\$ 98.37
8	1	\$ 124.55
8	2	\$ 192.90
8	3	\$ 261.26
EACH EXTRA DUMP		\$ 48.59
10	EOW	\$ 114.33
10	1	\$ 144.31
10	2	\$ 222.19
10	3	\$ 300.37
EACH EXTRA DUMP		\$ 58.32
*EOW=Every Other Week		
Trash bins with locks: Additional charge is \$ 10 per bin per month		
Minimum charge for each commercial account is \$ 29.91 for bin use		
Minimum charge for each residential dwelling unit is \$ 18.63 for bin use		
Hand collection: Residential \$ 18.63 Commercial \$ 29.91		
Senior Citizens may apply for discount of \$ 6.50		

ATTACHMENT B

CTR ROLL-OFF RATES EFFECTIVE OCT 2016

Service/ Size	Price	Description
Delivery Fee	\$ -	Included in roll-off price
Daily Rental Fee for all Sizes	\$ 3.26	per day if hauled twice monthly
20 CY	\$ 445.05	per haul
30 CY	\$ 489.04	per haul
40 CY	\$ 543.38	per haul

Above rates subject to be multiplied by 1.08 to result in rates charged by the Contractor sufficient to fund administrative charges and pay the franchise fees by the Contractor. A fuel surcharge as published on the FuelGauge.com website or comparable source as approved by the City Manager or designee shall also be applicable for the above rates.

Examples of Monthly Utility Bills with Proposed Electric/Solid Waste Rates Increases

	Total Bill Now Including all charges	Proposed Electric Rates Increase Monthly	% of Total Bill with Electric Rate Increase Monthly	Solid Waste Contract Increase Monthly	% of Total Bill with Solid Waste Increase Monthly	Overall % Increase Total Bill Monthly
Actual Business by Kwh Used						
Large with demand (135,000 Kwh)	\$ 40,895.00	\$ 469.00	1.1%	\$ 7.33	0.02%	1.16%
Large without demand (123,300 Kwh)	\$ 14,619.00	\$ 325.00	2.2%	\$ 7.33	0.05%	2.27%
Medium with demand (32320 Kwh)	\$ 4,148.00	\$ 103.40	2.5%	\$ 7.33	0.18%	2.67%
Medium with demand (22560 Kwh) (HC)	\$ 3,353.00	\$ 79.00	2.4%	\$ 1.01	0.03%	2.39%
Small with no demand (1610 Kwh) (HC)	\$ 370.00	\$ 6.98	1.9%	\$ 1.01	0.27%	2.16%
Actual Residential Users by Kwh Used						
849 Kwh (small user)	\$ 179.00	\$ 1.36	0.8%	\$ 0.63	0.35%	1.11%
1136 Kwh (average or medium user)	\$ 202.00	\$ 2.02	1.0%	\$ 0.63	0.31%	1.31%
2660 Kwh (larger user)	\$ 407.00	\$ 9.96	2.4%	\$ 0.63	0.15%	2.60%
2861 Kwh (larger user)	\$ 505.00	\$ 11.10	2.2%	\$ 0.63	0.12%	2.32%
NOTE: The higher the total utility bill, the lower the % of increase in most cases. Some smaller businesses use much more solid waste services than some other larger industrial customers.						
Electric customers that use above the Cap Kwh Amounts have not been paying any Local						
Distribution rate. This is proposed to be 2.5 mills.						



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

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 Dates: August 16, 2016

Department: City Manager	Initials	Date
Department Head: Vance Rodgers	Asst. City Manager	
Dept. Signature: <i>Vance Rodgers</i>	City Manager	<i>[Signature]</i> 8-12-2016

Agenda Item Coordinator/Contact (include phone #): Vance Rodgers

ACTION REQUESTED: ORDINANCE RESOLUTION CHANGE ORDER AGREEMENT
 APPROVAL OF BID AWARD OF CONTRACT CONSENSUS OTHER

CAPTION

Discussion and/or action regarding Ordinance 2016-20 amending portions of Chapter 48-Solid Waste, Article I.- In General subsections: 48-1.-Definitions, 48-3.- Authorized Use of Receptacles, 48-5.- City Disposal Site Rates, and Article II.-Municipal Collections subsections: 48-38.-Method of Collection, 48-39.- Receptacles Generally, 48-40.-Bulky/Bundle Waste and Collection and Brush Chipping Requirements, and 48-42.- Collection Fees to adding definitions, clarifying existing language, stating the types of containers accepted for trash pickup services, restricting the amount of brush to be chipped by City per visit at a location, and disallowing the placement of brush in streets for brush chipping services.

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				\$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):

SUMMARY OF ITEM

This ordinance amends portions of Chapter 48.-Solid Waste adding definitions, clarifying existing language, and stating the types of containers accepted for trash pickup services, restricting the amount of brush to be chipped by City per visit at a location, and disallowing the placement of brush in streets for brush chipping services for Solid Waste customers. Trash collection is a volume business. There are several residents that consistently put out one (1) City approved trash cart and 5 or 6 other types of containers for collection of household garbage; besides the additional volumes of trash, the other type of containers are very difficult to handle because most of the time they have no wheels and the automatic loader on the garbage truck cannot be used; this often causes back injuries for those employees loading the trash into the truck hopper. There are also several residents that allow relatives and/or friends to bring their garbage from outside the City to their City residence tremendously increasing trash volumes. This is not fair to all the other customers that are abiding by the rules of collection. Regarding brush chipping, residents often cut or have contractors cut down large trees which ties up the chipper too long (sometimes days) at one location. The contractor should be removing the brush they are paid to cut. The proposed ordinance amendment restricts the chipper from chipping more than 12 cubic yards per visit at any one location.

STAFF RECOMMENDATION

Staff respectfully recommends approval of the ordinance as presented

List of Supporting Documents: Proposed ordinance, existing ordinance, and a markups ordinance of proposed changes	Other Departments, Boards, Commissions or Agencies:
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42

ORDINANCE 2016-20

AN ORDINANCE OF CITY COUNCIL, LOCKHART, TEXAS AMENDING PORTIONS OF CHAPTER 48 – SOLID WASTE, ARTICLE I.-IN GENERAL SUBSECTIONS: 48-1.- DEFINITIONS, 48-3.-AUTHORIZED USE OF RECEPTACLES; 48-5.-CITY DISPOSAL SITE RATES, AND ARTICLE II.- MUNICIPAL COLLECTION SUBSECTIONS: 48-38.-METHOD OF COLLECTION, 48-39.- RECEPTACLES GENERALLY, 48-40.- BULKY/BUNDLE WASTE AND COLLECTION AND BRUSH CHIPPING REQUIREMENTS AND 48-42.- COLLECTION FEES; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Lockhart City Council has the authority to amend current ordinances from time to time;

WHEREAS, the City Council has considered and agrees with staff's recommended changes in the current ordinance that add definitions and clarifying language;

THEREFORE, be it ordained by the Lockhart City Council that portions of subsections in Chapter 48- SOLID WASTE, ARTICLE I, IN GENERAL and ARTICLE II.- MUNICIPAL COLLECTION are hereby amended to read as follows:

**I. Chapter 48-SOLID WASTE
ARTICLE I. – IN GENERAL**

Sec. 48-1. - Definitions.

Receptacle: A 95 gallon or 35 gallon trash cart or trash dumpsters/bins provided by the City or its agent, authorized according to the collection method chosen by the city to receive garbage, rubbish or bundle waste from premises within the city. Only receptacles provided by the City or its agent shall be eligible for collections.

****Other definitions remain as adopted.*

Sec. 48-3. - Authorized use of receptacles.

It shall be unlawful for any person to place solid waste that is not generated on their premises within the city in a city-provided trash receptacle or any other receptacle for collection by the city or its agent. Only those persons who live in the City Limits may place solid waste in a City approved receptacle for collection by the city or its agent.

****Replaces existing Section*

Sec. 48-5. - City disposal site rates.

(c)

Tires will be accepted from city residents at the Public Works facility for disposal and will be subject to disposal fees, per rim size, as established by city council resolution from time to time.

(e)

All construction waste in amounts greater than the capacity of the largest vehicle for which a disposal fee is established by city council resolution shall not be accepted at the city's disposal site. It is the sole responsibility of the property owner or contractor to properly dispose of such items by making arrangements with the City's collection agent or a private entity.

****Other subsections remain as adopted*

ARTICLE II. – MUNICIPAL COLLECTION

Sec. 48-38. - Method of collection.

(a)

Garbage and other solid waste as determined by the city shall be collected in 95 gallon or 35 gallon carts or trash bins of various sizes provided by the City or its agent . Determinations concerning who receives hand collection by garbage container versus bin collection shall be made solely by the city manager or his designee. Generally, those hand-collected duplex and triplex residential multifamily units or commercial units with a weekly solid waste volume of more than 285 gallons (equivalent to three, 95-gallon trash carts maximum) shall receive bin collection unless approved by the City Manager or designee.

(b)

If a residential or commercial/industrial unit produces 285 gallons or an equivalent to 3 each 95 gallon or more of solid waste weekly can reasonably be combined with another commercial/industrial unit so as to receive bin collection, the city may do so. If the city elects to do this, each residential unit or commercial unit shall be charged at least the minimum equivalent charge for hand collection service for each unit..

****Replaces existing subsections.*

Sec. 48-39. - Receptacles generally.

(a)

All premises receiving solid waste collection service must utilize the City or agent provided 95 or 35 gallon trash carts , or trash bins for placement of all their solid waste

as designated by and according to the method of collection utilized by the city. Hand collected premises shall utilize bags or garbage carts meeting the requirements set out in section 48-1 for placement of all their solid waste. Bin collected premises shall utilize the bin provided and designated by the city for placement of all their solid waste.

(d)

All owners and/or occupants of premises receiving hand collection shall place their receptacles at street side or curbside for collection except as otherwise provided for disabled customers. If street side hand collection is not feasible, the owner and/or occupant of such premises shall place the receptacle at a place most accessible for collection by the authorized collector. If receptacles are not reasonably accessible by the authorized collector, the contents thereof shall not be collected. However, the owner and/or occupant of the premises shall still be responsible for collection and disposal of the waste and shall pay the monthly collection fee.

****All other subsections remain as adopted.*

Sec. 48-40. – Bulky/bundle waste hand collection and Brush Chipping requirements.

Bundle waste shall be prepared in accordance with the requirements of section 48-1 and placed street side or curbside for collection. Bulky waste shall be placed street side or curbside for hand collection. Bundle and bulky waste hand collection service shall be provided only to residential units and hand collected commercial/industrial units. All loose materials that cannot be bundled must be containerized for pickup.

Brush and limb chipping services provided by the city shall be limited to 12 cubic yards or less per customer address according to the fees established in section 48-42. Tree trimming contractors are responsible for removal of limbs and/or trees they cut. Piles of brush and limbs generated at any one location will receive brush chipping services for up to 12 cubic yards for each visit to the location at the established fees. Limbs and brush shall not be placed in the street for chipping.

****Replaces existing subsections.*

Sec. 48-42. - Collection fees.

(1) *Residential units:*

a.

A residential living unit shall be charged a collection fee as established by city Council resolution from time to time, for collection of garbage, one time per week with city or agent provided cart and receive disposal site use as described in subsection 48-5(a). The fee shall apply to residential living units receiving either

hand or bin collection services. Senior citizen utility customers (65 years or older) that are billed by the city directly for this utility service may apply to the city for a monthly rate reduction for this service as established from time to time by council resolution. Qualified disabled customers may request "at the door" trash collection services at a fee established by city council resolution.

Garbage and waste collections exceeding 285 gallons per week or equivalent to 3 each 95 gallon cans are subject to additional pro-rated charges based on volumes of trash and/or debris. Fees for each City or agent issued cart are applicable. Up to one-fourth cubic yard of extra qualifying residential waste, not including garbage, may be placed with trash carts for pickup on the same day as regular service without additional special charges. Other special waste may be disposed of in the manner and at rates established from time to time by city council resolution.

****All other subsection remain as adopted.*

(2) *Commercial and/Industrial Units.*

a. *Bin collection, stand-alone.*

A stand-alone commercial/industrial unit used by a single customer with a weekly solid waste volume of more than 285 gallons shall receive solid waste bin service as determined by the city, and shall be charged a monthly collection fee established from time to time by city council resolution.

b. *Bin collection, combo users*

A commercial/industrial unit composed of multiple customers with a weekly solid waste volume of 285 gallons or less that is sharing usage of a bin for solid waste collection with other commercial/industrial units, shall be charged a minimum collection unit fee as from time to time established by city council resolution.

(3) *Commercial bin/single residential dwelling units.*

Stand-alone bin customers whose single residential dwelling unit is located on the same premises as their commercial business shall be charged unit fees as established by city council resolution from time to time.

****All other subsections remain as adopted*

Sec. 48-46. - Tires.

No tires shall be placed in bins from premises within the city assigned to receive bin collection service. Residential owners and/or occupants of these premises shall dispose of tires at the disposal site described in subsection 48-4(a), according to the schedule described in subsection 48-5(c). It is the sole responsibility of businesses to dispose of tires collected in compliance with State and/or Federal Law.

*****All other Sections and Subsections are remain as previously adopted.**

II. Repealer: All other ordinances, section, 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.

III. 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.

IV. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law.

V. 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 or any other portion, provision or regulation.

VII. Effective Date: This ordinance shall become effective and be in full force upon passage.

Passed and approved this the _____ day August, 2016.

CITY OF LOCKHART

Lew White
Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TMRC
City Secretary

Peter Gruning
City Attorney

- **Chapter 48 - SOLID WASTE⁽¹⁾**

- **ARTICLE I. - IN GENERAL**

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- **Sec. 48-1. - Definitions.**

For the purpose of this chapter, the following words and phrases shall have the meanings respectively ascribed to them:

Bags: Plastic sacks designed to store refuse with sufficient wall strength to maintain physical integrity when lifted by the top. Total weight of a bag and its contents shall not exceed 35 pounds.

Bin: Metal receptacle designed to be lifted and emptied mechanically for use only at commercial/industrial units; also known as a dumpster or container.

Bulky waste: Stoves, refrigerators, water heaters, washing machines, furniture and waste materials other than garbage, construction debris, dead animals, tires, rubbish, hazardous or special wastes, or stable matter, with weights or volumes greater than those allowed for bins, bags, or garbage containers, as the case may be.

Bundle waste: Tree, shrub and brush trimmings, cardboard, or newspapers and magazines securely tied together forming an easily handled package not exceeding five feet in length. Bundle waste also includes rubbish placed in an authorized receptacle (also see the definition for "rubbish").

City: City of Lockhart, Texas.

City council or council: The legislative and governing body of the City of Lockhart.

Commercial or industrial unit: Any premises, location or entity, public or private, requiring garbage and rubbish collection within the corporate limits of the city and not a residential unit.

Construction debris: Waste building materials resulting from construction, remodeling, repair or demolition operations of all types of buildings.

Dead animals: Domestic animals of 40 pounds or greater, or portions thereof, that have expired from any cause, except those slaughtered or killed for human use.

Disabled customer at the door service: Special service offered for collection of trash carts placed within 75 feet of street right-of-way with direct access for customers who have provided acceptable proof of disability.

Disposal site: A solid waste depository that has been officially designated by the city for receipt of solid waste as directed by the city. Disposal sites shall include, but not be limited to, sanitary landfills, processing/separation centers licensed, permitted or approved by all governmental bodies and agencies having jurisdiction over said site.

Electronic recycling: The collection of televisions, radios, computer items, monitors, cameras, telephones, cell phones, VCR or other recording devices, and related electronic items for recycling purposes.

Garbage: All household discarded food and trash except that waste that can be included in the definition of bulky waste, bundle waste, construction debris, dead animals, hazardous waste, rubbish, stable matter or electronic recycling.

Garbage container: City-provided garbage cart with a capacity of not greater than 95 gallons, and not less than 35 gallons, constructed of plastic or fiberglass.

Hazardous and special wastes: Any chemical, compound, mixture, substance or article which is designated by the United States Environmental Protection Agency or any appropriate agency of the state as "hazardous" or "special."

Junked vehicle: Any vehicle as defined in V.T.C.A., Transportation Code § 683.071, or as hereafter amended.

Premises: Any residential unit, commercial/industrial unit, vacant lot, and all other property within the city limits.

Receptacle: A garbage cart 95 gallon or 35 gallon trash cart or trash dumpsters/bins provided by the City or its agent, authorized according to the collection method chosen by the city to receive garbage, rubbish or bundle waste from premises within the city. Only receptacles provided by the City or its agent shall be eligible for collections.

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Recycling, curbside: Collection of designated recyclable items at the right-of-way at times determined by the city.

Residential unit: A dwelling within the corporate limits of the city occupied by a person or group of persons requiring solid waste collection. A residential unit shall be deemed occupied when either water or domestic light and power services are being supplied thereto. All single-family units or each of the units in a multifamily dwelling shall be considered residential dwelling units individually.

Rubbish: All waste wood, wood products, grass cuttings, dead plants, weeds, leaves, chips, shavings, sawdust, printed matter, paper, pasteboard, rags, straw, used and discarded shoes and boots, combustible waste pulp and other products such as are used for packaging, or wrapping crockery and glass; ashes, cinders, floor sweepings, glass, mineral or metallic substances, as well as any and all other waste materials not included in the definition of bulky waste, construction debris, dead animals, garbage, hazardous waste, or stable matter so long as such rubbish is placed in an authorized receptacle (also see the definition of "bundle waste").

Solid waste: All rubbish, garbage, bulky or bundled waste generated within the city.

Special events: Activities that include, but are not limited to, carnivals, fairs, festivals, sporting events, rodeos, special gatherings, rallies and parades which occur at infrequent intervals or only at certain times of the year.

Stable matter: All manure and other fecal waste matter normally accumulated in or about a stable, or any animal, livestock or poultry enclosure, and resulting from the keeping of animals, poultry or livestock.

(Code 1982, § 11-1; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 93-10, pt. 1, 6-15-93; Ord. No. 2015-01, § 2, 1-20-15)

Cross reference— Definitions generally, § 1-2.

- **Sec. 48-2. - Littering prohibited.**

It shall be unlawful for any person to throw, drop, cast, or deposit on any street, alley, sidewalk, or any yard or premises, public or private, any solid or hazardous waste of any type.

(Code 1982, § 11-2; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-17-92)

- **Sec. 48-3. - Authorized use of receptacles.**

It shall be unlawful for any person to place solid waste that is not generated on their premises within the city in a city-provided trash receptacle or any other receptacle for collection by the city. Only those persons who are city utility customers may place solid waste in a City approved receptacle for collection by the city or its agent.

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(Code 1982, § 11-3; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

- **Sec. 48-4. - Requirements of disposal site.**

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(a)

The city's directly operated disposal site shall operate in accordance with current state regulations. As such it will accept only those materials allowed for disposal under state regulations. All bundle waste brought to this site, as well as lumber (with nails removed), drywall and related construction debris must be cut into lengths of five feet or less. All trucks and trailer loads of material brought to this site must be tarped or covered. The public works director or designee is authorized to refuse acceptance when material does not meet these requirements and/or when quantities exceed available dump space.

(b)

Disposal of all other varieties of solid waste not permitted to be disposed of under state regulations shall be disposed of in a manner and at a state health department permitted disposal site designated by the city.

(c)

The city may change disposal site regulations in accordance with any requirements of state or federal disposal site regulations.

(d)

Solid waste considered by the city to be detrimental to the health, safety, or welfare of the general public, or which the city believes would be detrimental in any way to the disposal site shall not be accepted. All items to be disposed of in the city's or its agent's disposal site shall be inspected by site personnel. Items found to be prohibited by city, county, state or federal regulations, or which are determined to be outside the handling capabilities of the city's or its agent's equipment or personnel shall not be accepted.

(Code 1982, § 11-4; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 90-14, pt. 1, 10-16-90; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 98-5, § 1, 3-17-98)

• **Sec. 48-5. - City disposal site rates.**

(a)

Use of the city disposal site described in subsection 48-4(a) shall be governed by the rates established by city council resolution from time to time.

(b)

Debris and waste from the demolition of any structure greater than 120 square feet will not be accepted at the city disposal site. The demolition contractor or owner must transport or contract for the transport of such material to a licensed landfill approved by the state.

(c)

Tires will be accepted from city residents at the Public Works facility for disposal and will be subject to disposal fees, per rim size, as established by city council resolution from time to time.

(d)

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Fees for the disposal of white goods (stoves, refrigerators and freezers without refrigerant, washers, dryers, and related appliances), furniture items, and electronic items shall be established by city council resolution from time to time.

(e)

All construction waste in amounts greater than the capacity of the largest vehicle for which a disposal fee is established by city council resolution shall not be accepted at the city's disposal site. It is the sole responsibility of the property owner or contractor to properly dispose of such items by making arrangements with the City's collection agent or a private entity.

(f)

Current owners and/or occupants of residential and commercial/industrial units located in the city must present to the attendant at the city disposal site described in subsection 48-4(a), a current utility bill for those premises he owns or occupies as well as a valid driver's license before permission to unload at this site will be given. Failure to provide this identification to the attendant shall result in the city refusing the use of the disposal site.

(g)

Solid waste generated outside the city limits will not be accepted at the city's disposal site.

(h)

The city reserves the right to reject solid waste at the city disposal site, where city staff reasonably believes that the solid waste violates this ordinance, state or federal law, does not meet the descriptions or standards of this ordinance, or poses a threat to health and safety. A customer whose solid waste is rejected may request reconsideration by the city manager or her/his designee.

(Code 1982, § 11-5; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 90-14, pt. 1, 10-16-90; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 98-5, § 1, 3-17-98; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-6. - Solid waste on private premises.**

(a)

It shall be unlawful for the owner or occupant of premises within the city to permit garbage; hazardous, bundle or bulky waste; construction debris; stable matter; rubbish; junked vehicles; or other miscellaneous solid waste to remain or accumulate on such property or premises, whether or not such waste belongs to the owner and/or occupant of such premises. If the owner and/or occupant of such premises is a current utility customer of the city and the city manager or his designate has determined that the accumulation of solid waste on the premises is an immediate threat to the public's health, the city may collect or have collected the solid waste at the owner's and/or occupant's expense and recover the fees for collection of this waste on the owner's

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and/or occupant's city utility account. Failure to pay this fee will result in disconnection of utility service to the premises.

(b)

The city reserves the right to refuse collection of solid waste from those premises not currently paying solid waste collection fees.

(Code 1982, § 11-6; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 93-10, pt. 2, 6-15-93)

- **Secs. 48-7—48-35. - Reserved.**

- **ARTICLE II. - MUNICIPAL COLLECTION**

- **Sec. 48-36. - Mandatory.**

Collection of garbage and of other solid waste as determined by the city shall be compulsory for all users of utilities, and/or generators of solid waste within the city limits except as allowed herein. Fees shall be billed based upon availability of service, whether such service is actually used or not. Seasonal businesses are continuously closed for business six months or more per calendar year, may request disconnect of solid waste service in writing for that period of time they are closed when no solid waste is generated. The business representative must activate or connect solid waste service in writing through the city utility office when the business opens. Seasonal business structures under construction and/or rehabilitation shall not be eligible for this provision and normal solid waste rates shall apply.

(Code 1982, § 11-17; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2009-03, 1-6-09)

- **Sec. 48-37. - Authorized collector.**

Collection of garbage and of other solid waste as determined by the city shall be performed only by the city and/or its designated agent operating under contractual agreement with the city, unless otherwise excepted by state law.

(Code 1982, § 11-18; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

- **Sec. 48-38. - Method of collection.**

(a)

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Garbage and other solid waste as determined by the city shall be collected in - 95 gallon or 35 gallon carts or trash bins of various sizes provided by the City or its agent ~~by garbage container or bin~~. Determinations concerning who receives hand collection by garbage container versus bin collection shall be made solely by the city manager or his designee. Generally, those hand-collected duplex and triplex residential multifamily units or commercial units with a weekly solid waste volume of more than ~~2895~~ 95 gallons (equivalent to three, 95-gallon trash carts maximum) shall receive bin collection unless approved by the City Manager or designee ~~except as provided for in subsection (b) of this section~~.

(b)

If a residential or commercial/industrial unit produces ing 2895 gallons or an equivalent to 3 each 95 gallon or more of solid waste weekly or less of solid waste weekly can reasonably be combined with another commercial/industrial unit so as to receive bin collection, the city may do so. If the city elects to do this, each residential unit or commercial unit it shall not be chargeed such residential or commercial/industrial unit producing 295 gallons or less of solid waste weekly more than at least the minimum equivalent charge for hand collection service for each unit. for each cart.

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(Code 1982, § 11-19; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-39. - Receptacles generally.**

(a)

All premises receiving solid waste collection service must utilize the City or agent provided 95 or 35 gallon trash carts type of receptacle, or trash bins for placement of all their solid waste as designated by and according to the method of collection utilized by the city. Hand collected premises shall utilize bags or garbage carts ~~containers~~ meeting the requirements set out in section 48-1 for placement of all their solid waste. Bin collected premises shall utilize the bin provided and designated by the city for placement of all their solid waste.

(b)

All hand collection receptacles shall be maintained by the customer in a manner so as not to become a nuisance or health hazard on the premises or in the neighborhood where it is placed.

(c)

No person shall remove the cover of any bin or garbage container or open any bag, except when depositing or removing the contents, nor interfere in any manner with the receptacle or the contents thereof, except those authorized for such duty by the city.

(d)

All owners and/or occupants of premises receiving hand collection shall place their receptacles at street side or curbside for collection except as otherwise provided herein

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for disabled customers. If street side hand collection is not feasible, the owner and/or occupant of such premises shall place the receptacle at a place most accessible for collection by the authorized collector. If receptacles are not reasonably accessible by the authorized collector, the contents thereof shall not be collected. However, the owner and/or occupant of the premises shall still be responsible for collection and disposal of the waste and shall pay the monthly collection fee.

(e)

Bins set out for collection use shall not be overloaded, abused, or set on fire. Damage to bins is recoverable by the city or its authorized collector.

(f)

All owners and/or occupants of premises receiving bin solid waste collection service shall place all their solid waste designated for collection by the city's agent within the bin assigned to them by the city for their use in solid waste collection. Solid waste placed anywhere outside of the assigned bin shall not be collected. If the owner and/or occupant of the premises places his solid waste outside of the assigned bin, the city may increase the bin size and/or collection frequency at that owner's and/or occupant's expense so that adequate room is available in the bin for placement of the solid waste generated from those premises. Additionally, if the solid waste placed outside of the bin is not deposited inside the bin in a timely manner and represents a potential health hazard and/or litter source, the city or its agent may remove such solid waste at the expense of the owner and/or occupant of the premises as well as pursue enforcement of sections 48-3 and 48-6.

(Code 1982, § 11-20; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-40. - Bulky and bundle waste hand collection requirements.**

Bundle waste shall be prepared in accordance with the requirements of section 48-1 and placed street side or curbside for collection. Bulky waste shall be placed street side or curbside for hand collection. Bundle and bulky waste hand collection service shall be provided only to residential units and hand collected commercial/industrial units. Brush and limb chipping services provided by the city shall be limited to 12 cubic yards or less per customer address according to the fees established in section 48-42. Piles of brush and limbs larger than 12 cubic yards will not receive city chipping services.

(Code 1982, § 11-21; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 04-18, § 1, 7-20-04)

• **Sec. 48-41. - Collection frequency and bin size.**

(a)

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Residential units and commercial/industrial units receiving hand collection service shall receive weekly collection service according to pickup times, days and routes determined by the city, except as otherwise required herein.

(b)

Commercial/industrial and residential units receiving bin collection shall receive collection service based on a pickup frequency and bin size dictated by volume and type of solid waste determined solely by the city manager or his designate. Bin size, location and pickup frequency shall be adjusted only by the city manager or his designate, based on changes in volume and/or collection needs.

(c)

Food establishments shall pay for and receive collection services a minimum of three times per week in the interest of public health and sanitation if they are open more than three days per week.

(Code 1982, § 11-22; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-42. - Collection fees.**

Solid waste fees established by city council resolution shall be assessed and collected through the city billing department for each residential dwelling unit and commercial/industrial unit within the city limits as follows:

(1)

Residential units:

a.

A residential living unit shall be charged a collection fee as established by city council resolution from time to time, for collection of garbage, one time per week with city or agent-provided cart and receive disposal site use as described in subsection 48-5(a). The fee shall apply to residential living units receiving either hand or bin collection services. Senior citizen utility customers (65 years or older) that are billed by the city directly for this utility service may apply to the city for a monthly rate reduction for this service as established from time to time by council resolution. Qualified disabled customers may request "at the door" trash collection services at a fee established by city council resolution.

Garbage and waste collections exceeding 2895 gallons per week or equivalent to 3 each 95 gallon cans are subject to additional pro-rated charges based on volumes of trash and/or debris. Fees for each City or agent issued cart are applicable. Up to one half cubic yard of extra qualifying residential waste, not including garbage, may be placed with trash carts for pickup on the same day as regular service without additional special charges. Other special

waste may be disposed of in the manner and at rates established from time to time by city council resolution.

b.

Solid waste that consists of material that would otherwise be described as bundle waste (such as brush) that requires special handling or bulky waste, except that it is not properly prepared per the bundle and rubbish requirements of section 48-1, may be collected by the city and a fee charged to that premises' utility account. However, should the city, at its discretion, elect not to collect this material, it is still the responsibility of the ~~owner~~ ^{owner} and/or occupant of the premises to properly collect and dispose of said material. Charges for the city's provision of this service are as established by city council resolution from time to time.

(2)

Commercial/industrial units.

a.

Bin collection, stand-alone. A stand-alone commercial/industrial unit used by a single customer with a weekly solid waste volume of more than 2995 gallons shall receive solid waste bin collection service as determined by the city, and shall be charged a monthly collection fee by the city based on the current contract service fee charged by the authorized collector providing such bin collection services at fees established from time to time by city council resolution.

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b.

Bin collection, combo users.

1.

A commercial/industrial unit composed of multiple customers with a weekly solid waste volume of 2895 gallons or less that is sharing usage of a bin for solid waste collection with other commercial/industrial units, shall be charged a minimum collection unit fee as from time to time established by city council resolution.

2.

Collection fees for commercial/industrial units receiving shared bin solid waste service shall be based on the average volumes of trash and/or collection needs as determined by the city, with the minimum fee established by city council resolution from time to time.

3.

Collection fees for combo bin collection users shall be determined by the city based on the required size of the bin container and the required frequency of service per week. The monthly fees for such service shall be divided among the number of users being served by a particular bin based on volumes determined by the city, and such individual fees shall

be included in the monthly utility billing with applicable minimum rates. Such fees for residential solid waste collection shall not be less than the fees as established by city council resolution for each residential dwelling unit and for each business/industrial unit using the combo collection bin.

c.

Hand collection. Commercial/industrial units generating 295 gallons or less of containerized solid waste weekly that have been designated for hand collection by the city shall receive twice weekly garbage as designated by the city. The minimum collection fee for this service shall be as established by city council resolution. No chemical, pesticide, paints, oils or other hazardous materials shall be accepted. Materials dumpster trash bin units shall be required when volumes exceed 295 gallons per week on a regular basis, as determined by the city. No concrete or rocks will be collected.

(3)

Commercial bin/single residential dwelling units. Stand-alone bin customers whose single residential dwelling unit is located on the same premises as their commercial business shall be charged unit fees as established by city council resolution from time to time.

(Code 1982, § 11-23; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 93-18, pt. 1, 9-14-93; Ord. No. 95-13, pt. 1, 9-5-95; Ord. No. 98-26, § 1, 9-15-98; Ord. No. 99-30, § 1, 9-9-99; Ord. No. 01-14, § 1, 5-15-01; Ord. No. 01-26, § 1, 10-2-01; Ord. No. 02-35, § 1, 10-1-02; Ord. No. 06-34, § 1, 9-26-06; Ord. No. 07-34, § 1, 9-4-07; Ord. No. 07-56, § 1, 11-15-07; Ord. No. 08-14, § 1, 6-17-08; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-43. - Special events.**

Solid waste collection and disposal service for special events held within the city shall be performed in a manner established by the city manager or his/her designee, with the sponsor of the special event being responsible for payment of all fees for this service. Sponsors not having a current utility account with the city may be required to make payment for the service in advance. Fees for this service may not be waived except by approval of the city manager or his/her designee. Hand collection fees for special events shall be established by the city manager or his/her designee, while bin collection fees for special events will be assessed by the city according to its contract with its current agent performing this service.

(Code 1982, § 11-24; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

• **Sec. 48-44. - Fecal matter, dead animals and parts thereof.**

(a)

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It shall be unlawful for any property owner or occupant to place excessive amounts of fresh or untreated fecal matter in any household garbage containers for collection by the city. It shall be the sole responsibility of the owner or occupant of the property from which such matter is generated to properly treat and/or dispose of it.

(b)

It shall be the sole responsibility of the property owner or occupant to properly dispose of large dead animals such as horses, cattle, sheep, etc.

(c)

Dead domestic animals such as cats, dogs, etc., and/or wild animals and game, and/or parts thereof, shall not be collected with normal household garbage. It shall be responsibility of the owner or occupant to:

(1)

Securely wrap dead domestic animals, including wild animals and/or game in plastic and then notify the animal control officer for appropriate disposal; and

(2)

Securely wrap parts of domestic dead animals and/or parts of wild animals and/or game in plastic and then notify the public works sanitation department for appropriate disposal.

(Code 1982, § 11-25; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 98-5, § 1, 3-17-98)

- **Sec. 48-45. - Special and hazardous waste.**

Collection and disposal of special and/or hazardous wastes generated within the city shall be the sole responsibility of the owner and/or occupant of the premises generating such hazardous waste. Such wastes include all hazardous medical waste from doctor offices, clinics, hospitals, pharmacies or any other such medical related facility. All hazardous waste collections and disposals must be in compliance with the most recent applicable local, state and federal laws, rules and regulations.

Animal health related businesses and/or residential solid waste customers must dispose of all animal health and/or medical sharps, needles and syringes with protective caps attached and must be placed in hard plastic or metal containers sealed with lids to avoid piercing of trash bags and other trash receptacles.

(Code 1982, § 11-26; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 03-08, § 1, 4-15-03)

- **Sec. 48-46. - Tires.**

No tires shall be placed in bins from premises within the city assigned to receive bin collection service. Residential Owners and/or occupants of these premises shall dispose of tires at the disposal site described in subsection 48-4(a), according to the schedule described in subsection 48-5(c). It is the sole responsibility of businesses to dispose of tires collected in compliance with State and/or Federal Laws.

(Code 1982, § 11-27; Ord. No. 88-11, pt. 1, 9-6-88; Ord. No. 91-13, pt. 1, 8-20-91; Ord. No. 92-01, pt. 1, 1-7-92; Ord. No. 2015-01, § 2, 1-20-15)

- **Sec. 48-47. - Recycling, residential voluntary curbside collection service.**

On a voluntary or subscription sign-up basis, the city shall offer to all residential utility customers, who are not on trash bin collection service, a weekly curbside collection service for single stream recyclables. The minimum service period and the applicable fee for this service shall be for one year from the initial sign-up date. Items and conditions for this collection service shall be established in the solid waste service contract and may be amended from time to time with the approval of the city council and agreement by the authorized collector. A 95-gallon recycling cart shall be provided to each subscriber. Service shall be every other Wednesday as designated by the city. Items must be placed at the property's trash collection location by 8:00 a.m. Fees for this service shall be established by resolution as approved by and changed from time to time by the city council.

(Ord. No. 2009-24, § 1, 9-15-09; Ord. No. 2015-01, § 2, 1-20-15)

- **Sec. 48-48. - Prohibited disposal of natural yard wastes into streets and/or drainage facilities.**

The deliberate disposal, either by mechanical or other means, of natural yard waste such as grass, weeds, grass/weed clippings, leaves, plants, and any other natural yard plant/tree trimmings into streets and/or drainage facilities including, but not limited to, drainage ditches, pipes and stormwater inlets is hereby prohibited.

(Ord. No. 2010-02, § 1, 1-5-10)

- **Chapter 48 - SOLID WASTE¹¹**

- **ARTICLE I. - IN GENERAL**

PROPOSED SUBSECTION CHANGES

Formatted: Centered

- **Sec. 48-1. - Definitions.**

Receptacle: A 95 gallon or 35 gallon trash cart or trash dumpsters/bins provided by the City or its agent, authorized according to the collection method chosen by the city to receive garbage, rubbish or bundle waste from premises within the city. Only receptacles provided by the City or its agent shall be eligible for collections.

- **Sec. 48-3. - Authorized use of receptacles.**

It shall be unlawful for any person to place solid waste that is not generated on their premises within the city in a city-provided trash receptacle or any other receptacle for collection by the city or its agent. Only those persons who are city utility customers may place solid waste in a City approved receptacle for collection by the city or its agent

- **Sec. 48-5. - City disposal site rates.**

(c)

Tires will be accepted from city residents at the Public Works facility for disposal and will be subject to disposal fees, per rim size, as established by city council resolution from time to time.

(e)

All construction waste in amounts greater than the capacity of the largest vehicle for which a disposal fee is established by city council resolution shall not be accepted at the city's disposal site. It is the sole responsibility of the property owner or contractor to properly dispose of such items by making arrangements with the City's collection agent or a private entity.

- **Sec. 48-38. - Method of collection.**

(a)

Garbage and other solid waste as determined by the city shall be collected in 95 gallon or 35 gallon carts or trash bins of various sizes provided by the City or its agent .
Determinations concerning who receives hand collection by garbage container versus

bin collection shall be made solely by the city manager or his designee. Generally, those hand-collected duplex and triplex residential multifamily units or commercial units with a weekly solid waste volume of more than 285 gallons (equivalent to three, 95-gallon trash carts maximum) shall receive bin collection unless approved by the City Manager or designee.

(b)

If a residential or commercial/industrial unit produces 285 gallons or an equivalent to 3 each 95 gallon or more of solid waste weekly can reasonably be combined with another commercial/industrial unit so as to receive bin collection, the city may do so. If the city elects to do this, each residential unit or commercial unit shall be charged at least the minimum equivalent charge for hand collection service for each unit..

- **Sec. 48-39. - Receptacles generally.**

(a)

All premises receiving solid waste collection service must utilize the City or agent provided 95 or 35 gallon trash carts , or trash bins for placement of all their solid waste as designated by and according to the method of collection utilized by the city. Hand collected premises shall utilize bags or garbage carts meeting the requirements set out in section 48-1 for placement of all their solid waste. Bin collected premises shall utilize the bin provided and designated by the city for placement of all their solid waste.

(d)

All owners and/or occupants of premises receiving hand collection shall place their receptacles at street side or curbside for collection except as otherwise provided for disabled customers. If street side hand collection is not feasible, the owner and/or occupant of such premises shall place the receptacle at a place most accessible for collection by the authorized collector. If receptacles are not reasonably accessible by the authorized collector, the contents thereof shall not be collected. However, the owner and/or occupant of the premises shall still be responsible for collection and disposal of the waste and shall pay the monthly collection fee.

- **Sec. 48-40. -- Bulky/bundle waste hand collection and Brush Chipping requirements.**

Bundle waste shall be prepared in accordance with the requirements of section 48-1 and placed street side or curbside for collection. Bulky waste shall be placed street side or curbside for hand collection. Bundle and bulky waste hand collection service shall be provided only to residential units and hand collected commercial/industrial units. All loose materials that cannot be bundled must be containerized for pickup.

Brush and limb chipping services provided by the city shall be limited to 12 cubic yards or less per customer address according to the fees established in section 48-42. Tree trimming contractors are responsible for removal of limbs and/or trees they cut. Piles of brush and
1A Public Works/Solid Waste Services/Proposed Revised Current Ordinance Chapter 48

limbs generated at any one location will receive brush chipping services for up to 12 cubic yards for each visit to the location at the established fees.

- **Sec. 48-42. - Collection fees.**

(1)

Residential units:

a.

A residential living unit shall be charged a collection fee as established by city council resolution from time to time, for collection of garbage, one time per week with city or agent provided cart and receive disposal site use as described in subsection 48-5(a). The fee shall apply to residential living units receiving either hand or bin collection services. Senior citizen utility customers (65 years or older) that are billed by the city directly for this utility service may apply to the city for a monthly rate reduction for this service as established from time to time by council resolution. Qualified disabled customers may request "at the door" trash collection services at a fee established by city council resolution.

Garbage and waste collections exceeding 285 gallons per week or equivalent to 3 each 95 gallon cars are subject to additional pro-rated charges based on volumes of trash and/or debris. Fees for each City or agent issued cart are applicable. Up to one-fourth cubic yard of extra qualifying residential waste, not including garbage, may be placed with trash carts for pickup on the same day as regular service without additional special charges. Other special waste may be disposed of in the manner and at rates established from time to time by city council resolution.

b.

Bin collection, combo users.

1.

A commercial/industrial unit composed of multiple customers with a weekly solid waste volume of 285 gallons or less that is sharing usage of a bin for solid waste collection with other commercial/industrial units, shall be charged a minimum collection unit fee as from time to time established by city council resolution.

(2) *Commercial/Industrial units.*

a.

Bin collection, stand-alone. A stand-alone commercial/industrial unit used by a single customer with a weekly solid waste volume of more than 295 gallons shall receive solid waste bin collection service as determined by the city, and

shall be charged a monthly collection fee based on fees established from time to time by city council resolution

b.

Bin collection, combo users.

1.

A commercial/industrial unit composed of multiple customers with a weekly solid waste volume of 285 gallons or less that is sharing usage of a bin for solid waste collection with other commercial/industrial units, shall be charged a minimum collection unit fee as from time to time established by city council resolution.

(3)

Commercial bin/single residential dwelling units. Stand-alone bin customers whose single residential dwelling unit is located on the same premises as their commercial business shall be charged unit fees as established by city council resolution from time to time.

• **Sec. 48-46. - Tires.**

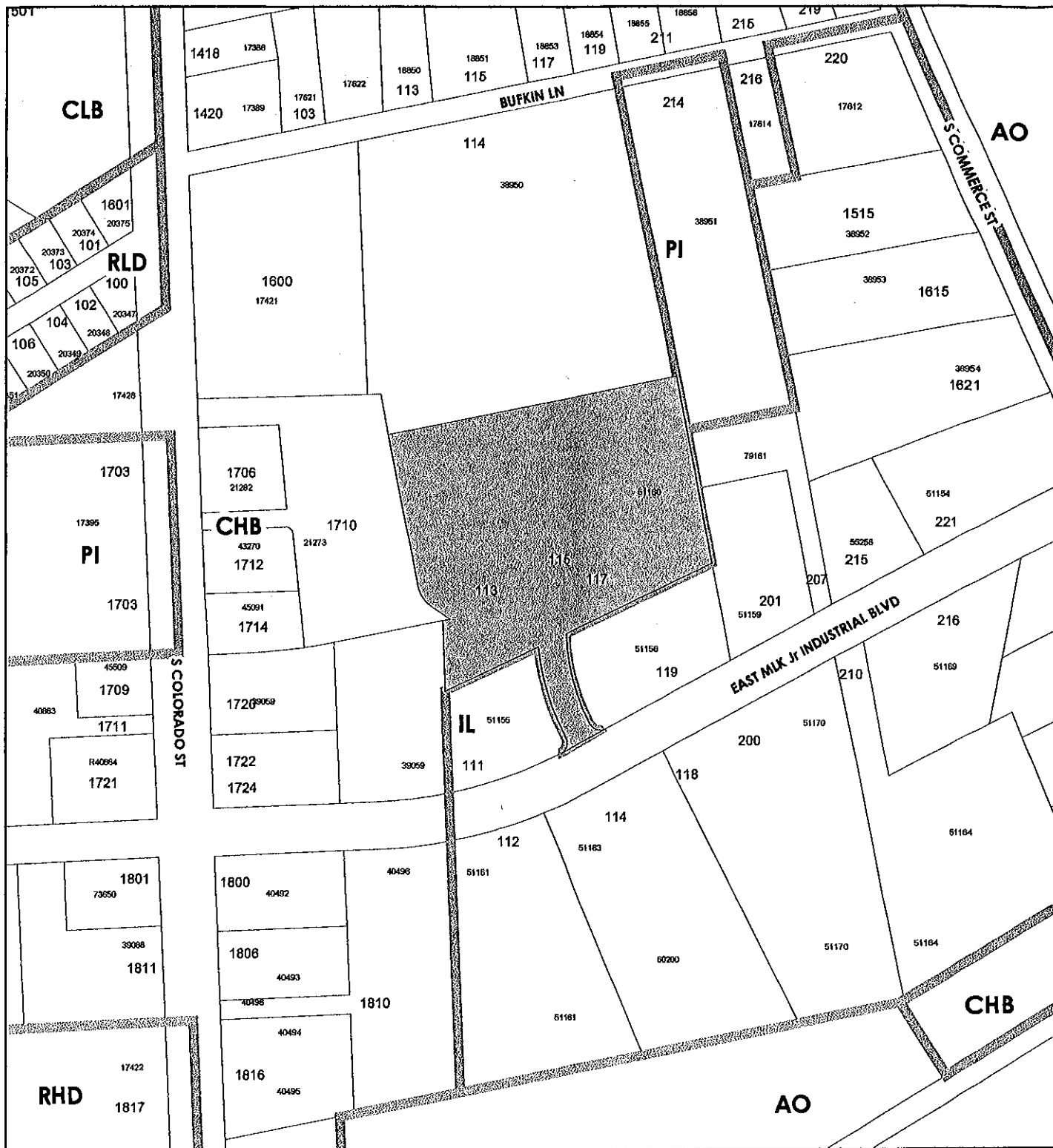
No tires shall be placed in bins from premises within the city assigned to receive bin collection service. Residential owners and/or occupants of these premises shall dispose of tires at the disposal site described in subsection 48-4(a), according to the schedule described in subsection 48-5(c). It is the sole responsibility of businesses to dispose of tires collected in compliance with State and/or Federal Laws.



**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY <input type="checkbox"/> Consent <input checked="" 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: August 16, 2016			<input type="checkbox"/> Yes	<input type="checkbox"/> Not Applicable
Department: Planning			Initials	Date
Department Head: Dan Gibson		Asst. City Manager		
Dept. Signature: <i>Dan Gibson</i>		City Manager		<i>8-12-2016</i>
Agenda Coordinator/Contact (include phone #): Dan Gibson 398-3461, x236				
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 checked="" type="checkbox"/> OTHER <input type="checkbox"/> NONE				
CAPTION				
Discussion and/or action to consider an Appeal by H. H. Doshi, P.E., R.P.L.S., on behalf of Umesth Patel, of the Planning and Zoning Commission's denial of a requested variance to Chapter 52 "Subdivision Regulations", Article III "Design Standards", Section 52-72 "Streets", Subsection (k), to reduce the minimum required right-of-way diameter and paved turn-around diameter for a public street cul-de-sac in a commercial area.				
FINANCIAL SUMMARY				
<input checked="" 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				
SUMMARY OF ITEM				
A replat was submitted for Lot 13, Block 1, in the Lockhart Industrial Park II, to divide the lot into four smaller lots served by a new public cul-de-sac street. One of the lots will be for a hotel, and the owner also has potential occupants for the other lots. The proposed plat showed a cul-de-sac right-of-way diameter of 120 feet, and the engineering plans showed a paved turn-around diameter of 100 feet, whereas the minimum standards in Section 52-72 require a 200-foot right-of-way diameter with 180-foot paved street diameter for cul-de-sacs in commercial and industrial areas. When staff reviewed the plat after it was submitted, it was discovered that although the dimensions exceeded the minimums for residential cul-de-sacs, it did not meet the standards for commercial areas. The surveyor/engineer then added a request for a variance to allow the substandard dimensions. The Planning and Zoning Commission approved the replat, but with the stipulation that the cul-de-sac right-of-way and paved turn-around diameters be enlarged to comply with the current City standards. Since then, the applicant has provided documentation that the proposed diameters will accommodate tractor-trailer trucks, and we also know that it exceeds the minimum for fire trucks. The proposed paved turn-around diameter is exactly the same as the cul-de-sac at the end of MLK Jr. Industrial Boulevard in the first industrial park.				
STAFF RECOMMENDATION				
Staff recommends that the Council REVERSE the decision of the Planning and Zoning Commission.				
List of Supporting Documents:		Other Board or Commission Recommendation:		
Map, Plat layout, Letter and documentation from the engineer, July 27 Planning and Zoning Commission Minutes		The Planning and Zoning Commission voted at their July 27 th meeting to approve the replat subject to compliance with the City standards.		

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RP-16-01



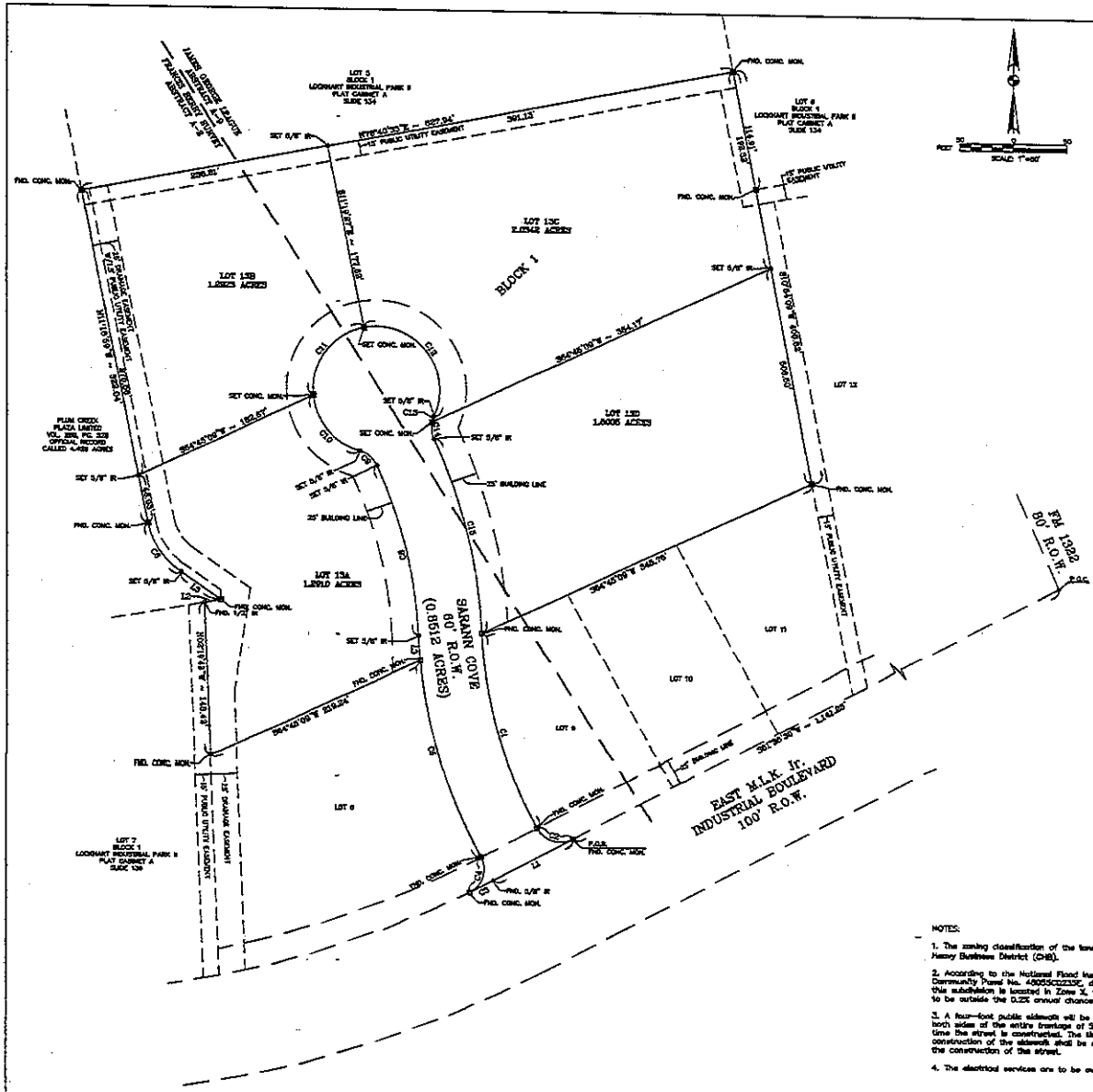
 **SUBJECT PROPERTY**

Appeal of cul-de-sac variance

Replat LOT 13, BLK 1 for
Lockhart Industrial Park II Revision 2

scale 1" = 300'

W6



LEND	LINE TAG	BEARING	DISTANCE
1	1A	S87°36'30"W	88.04'
2	2A	S77°02'00"W	132.00'
3	3A	S20°33'30"W	463.17'

CURVE TAG	LENGTH	RADIUS	DEG. C	CURVED BEARING	CHORD DISTANCE
C1	196.11'	443.54'	20°30'30"	S10°31'15"E	196.54'
C2	28.26'	60.00'	90°10'50"	S77°02'00"E	36.43'
C3	28.26'	60.00'	90°10'50"	S77°02'00"E	36.43'
C4	38.92'	85.00'	90°10'50"	S77°02'00"E	48.36'
C5	38.92'	85.00'	90°10'50"	S77°02'00"E	48.36'
C6	38.92'	85.00'	90°10'50"	S77°02'00"E	48.36'
C7	24.60'	50.00'	90°10'50"	S77°02'00"E	30.87'
C8	188.11'	443.54'	20°30'30"	S10°31'15"E	187.23'
C9	22.89'	50.00'	90°10'50"	S77°02'00"E	28.26'
C10	22.89'	50.00'	90°10'50"	S77°02'00"E	28.26'
C11	64.22'	60.00'	90°10'50"	S77°02'00"E	80.49'
C12	120.71'	60.00'	180°46'34"	S89°28'10"E	120.81'
C13	8.00'	25.00'	178°44'54"	S170°40'00"E	8.00'
C14	15.49'	30.00'	30°25'27"	S00°25'21"E	15.49'
C15	182.25'	500.00'	32°01'44"	S17°42'21"E	181.00'

TOTAL:
 TOTAL TOP OF RIM OF SANITARY SEWER MANHOLE LOCATED ALONG THE NORTH RIGHT-OF-WAY OF E. M.L.K. JR. INDUSTRIAL BLVD. AT THE INTERSECTION OF SARAH COVE. ELEV. = 325.05' (MAVD 2001 ADL)

LEGAL DESCRIPTION OF THE LAND:

NETED AND BOUND DESCRIPTION - REPLAT LOT 13, in Block 1, Re-subdivision Plat of LOCKHART INDUSTRIAL PARK II, REVISION NO. 2, in the CITY of LOCKHART, CALDWELL COUNTY, TEXAS, according to the map or plat thereof recorded in Plat Cabinet B, Slide 38 of the Plat Records of Caldwell County, Texas.

COMMENCING at the intersection of the north right-of-way line of E. M.L.K. JR. Industrial Blvd. having 100.00 feet width and west right-of-way line of the P.M. No. 1322 having 80.00 feet right-of-way width; THENCE South 81 degrees 30' 30" West, a distance of 141.23 feet along the north right-of-way line of said E. M.L.K. JR. Industrial Blvd to the Concrete Monument found for the POINT OF BEGINNING of herein described tract;

THENCE South 81 degrees 30' 30" West, a distance of 84.04 feet continuing along the north right-of-way line to the 5/8 inch iron rod found for the point of curve to the right;

THENCE 25.00 feet along a curve in the southwest direction, said curve having a central angle of 81 degrees 30' 30", a radius of 60.00 feet, and chord which bears South 02 degrees 20' 27" West, 23.00 feet, to a Concrete Monument found at the intersection of curve to the left;

THENCE 30.25 feet along a curve in the northeast direction, said curve having central angle of 80 degrees 00' 54", a radius of 23.00 feet, and chord which bears North 18 degrees 20' 20" East, 30.25 feet, to a concrete monument found at the intersection of curve to the right;

THENCE 200.12 feet along a curve in the northeast direction, said curve having central angle of 22 degrees 55' 57", a radius of 500.00 feet, and chord which bears North 18 degrees 37' 03" West, 198.79 feet, to a concrete monument found, some being a northwest corner of Lot 8, Block 1;

THENCE South 84 degrees 45' 00" West, a distance of 219.24 feet along the north line of said Lot 8, to the concrete monument found for the corner;

THENCE North 02 degrees 10' 42" West, a distance of 146.42 feet to 1/2" iron rod found for the corner;

THENCE North 79 degrees 33' 32" East, a distance of 15.65 feet to concrete monument found for the corner;

THENCE North 33 degrees 35' 37" West, a distance of 45.17 feet to 5/8" iron rod found for the point of tangency the curve to the right;

THENCE 57.25 feet along a curve in the northeast direction, said curve having central angle 48 degrees 00' 24", a radius of 72.00 feet, and chord which bears North 34 degrees 10' 24" West, 55.28 feet, to a concrete monument found for the corner;

THENCE North 11 degrees 16' 30" West, a distance of 222.04 feet to a stand concrete monument for a corner, some being a northwest corner of herein described tract;

THENCE North 79 degrees 40' 33" East along the south line of Lot 5, Block 1, Lockhart Industrial Park II, Plat Cabinet A, Slide 154, a distance of 627.54 feet to a concrete monument found for the corner, some being a northeast corner of Lot 71, Block 1, of said Lockhart Industrial Park II, Revision No. 2, sub-division;

THENCE South 84 degrees 45' 00" West 343.75 feet to a concrete monument found for the corner, some being a point of curve to the left;

THENCE 185.19 feet along a curve to the left in the southwest direction, said curve having central angle of 23 degrees 30' 30", a radius of 443.54 feet, and chord which bears South 03 degrees 34' 15" East, 185.04 feet to a concrete monument found for a corner, some being a point of curvature to the left;

THENCE 39.25 feet along a curve in the southeast direction, said curve having central angle of 80 degrees 10' 30", a radius of 23.00 feet, and chord which bears the South 75 degrees 24' 20" East, 33.41 feet to the POINT OF BEGINNING and containing 7.089 acres of land, more or less.

H. H. Dashi, P.E., S.P.L.S.

LOCKHART INDUSTRIAL PARK II REVISION NO. 2

REPLATING OF 7.089 ACRES OUT OF THE F. BERRY SURVEY, A-2 AND JAMES GEORGE LEAGUE, A-9 in the CITY of LOCKHART, CALDWELL COUNTY, TEXAS
 REPLATING OF LOT 13, BLOCK 1 OF LOCKHART INDUSTRIAL PARK II
 REVISED AS RECORDED IN PLAT CABINET B, SLIDE 36

REPLAT OF LOCKHART INDUSTRIAL PARK II REVISION NO. 2

AS RECORDED IN THE RECORDS OF CALDWELL COUNTY, TEXAS
 PLAT CABINET B, SLIDE 36

OWNER
 JAMES M. DASH
 1811 South Colorado St.
 Lockhart, Texas 78644

ENGINEER/SURVEYOR

DASH ENGINEERING AND SURVEYING COMPANY
 2019 Shannon Park Drive
 Katy, Texas 77624-2536
 281-362-0000

NOTES:

- The zoning classification of the land is Commercial Heavy Business District (CHB).
- According to the National Flood Insurance Rate Map Community Panel No. 400502220C, dated June 19, 2012, this subdivision is located in Zone X, which is determined to be outside the 0.2% annual chance floodplain.
- A four-foot public sidewalk will be constructed along both sides of the entire frontage of Sarah Cove at the time the street is constructed. The timing of the construction of the sidewalk shall be at the same time of the construction of the street.
- The electrical services are to be overhead.

DOSHI ENGINEERING & SURVEYING COMPANY
2019 SHADOW PARK DRIVE, KATY, TEXAS 77494-2135
TEL. NO. 281-395-9906 CELL NO. 832-868-9906
Email: doshiengsur@gmail.com

August 2, 2016

Respected Mayor and Council Members
City of Lockhart
308 W. San Antonio
Lockhart, Texas 78644

Re: Appealing the decision of P & Z Commission on requested variance of cul-de-sac to reduce the paved diameter of proposed Sarann Cove.

Dear Respected Mayor and Council Members:

On July 27, 2016, the City of Lockhart Planning and Zoning Commission, approved the replat of Lot 13, Block 1 for Lockhart Industrial Park II, Revision 2 (RP-16-01). We are grateful for this, however we were denied the requested variance to reduce the paved diameter of the cul-de-sac of Sarann Cove. On behalf of Mr. Umesh Patel, developer of the 7.069 acres of land (with four commercial lots and new public cul-de-sac street called Sarann Cove), I am respectfully appealing the decision of the P & Z commission.

By replating the 7.069 acres of Lot 13, Block 1, of Lockhart Industrial Park II, the Developer is creating four lots and a public street with Cul-De-Sac. See Replat drawing.

The lot sizes are as follows:

- Lot 13A – 1.2910 Acres
- Lot 13B – 1.2923 Acres
- Lot 13C – 2.0342 Acres
- Lot 13D – 1.6005 Acres – Proposed Hampton Inn

The above lots are suitable for commercial development for small to medium size businesses. The subject property was rezoned from Industrial Light to Commercial Heavy Business in 2012. Currently, the ordinance requires a 200' right-of-way diameter and a 180' paved street turnaround diameter in commercial and industrial development. The proposed cul-de-sac has a 120' right-of-way diameter and a 100' paved street turnaround diameter. The city engineer has approved the construction plans for water, wastewater, street and drainage infrastructures and the developer is very anxious to start construction of the same including a Hampton Inn Hotel. Those plans are also ready to be submitted for a building permit. The developer is proposing a cul-de-sac that is larger than the residential development minimal turning path for intermediate semi-trailers, fire trucks, or bus. Please see the attached AASHTO Turning Templates which require less than a 50' turning radius. Also, attached is the

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standard cul-de-sac design for street termination adopted by the City of Houston and proposed cul-de-Sac. The strict provision of the ordinance would deprive the developer of the reasonable use of his land, and would require additional paving and that would create excess drainage runoff in the area.

It is my opinion that the city of Lockhart's minimal standard is excessive for this type of commercial development and meeting the minimum requirement would significantly reduce the lot sizes, which would not serve the intended purpose.

Granting the variance will not be detrimental to the public's health, safety or welfare, nor would it be injurious to other property in the area. The proposed development is not anticipating the accommodation of any larger than intermediate semitrailer trucks. The lots sizes are large enough for the commercial development.

Finally, granting the variance will not prevent the orderly subdivisions of other land lots in the area, in accordance with the provision of this ordinance. We are requesting that the City of Lockhart consider adopting the City of Houston standard for cul-de-sac designs for street termination.

Thank you very much for the Mayor's and Council Members consideration to approve the requested variance by overturning P & Z Commission's decision.

Respectfully,
DOSHI ENGINEERING & SURVEYING COMPANY

H. H. Doshi

H. H. Doshi, P.E., R.P.L.S.

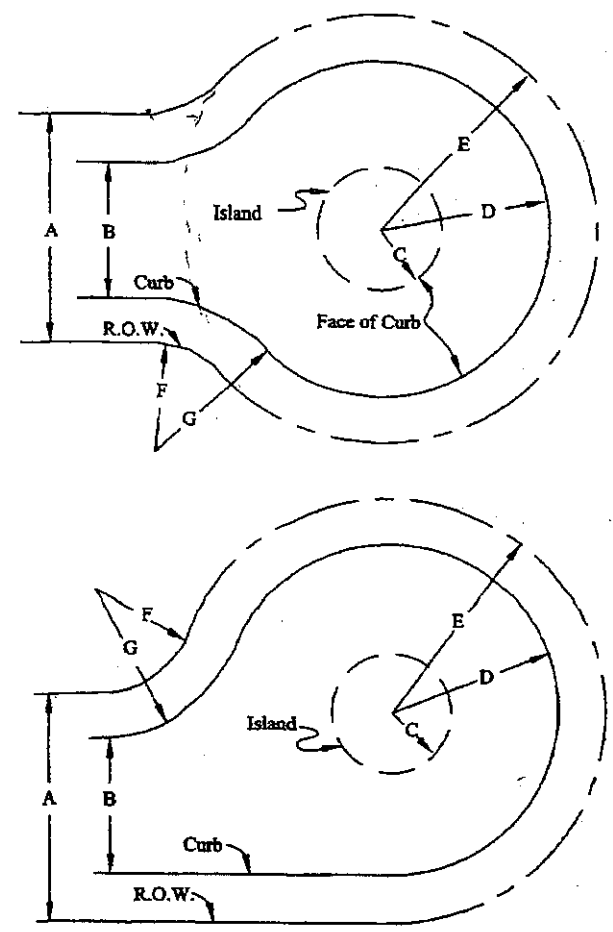
CC: Umesh M. Patel

FIGURE 10.6

CUL-DE-SAC DESIGN FOR STREET TERMININATION

	ABUTTING LAND USE	
	SINGLE FAMILY	ALL OTHER
A	All widths	60'
B	All widths	40'
C (Min)	0	0
C (Max)	20'	15'
D	42'	50'
E	50'	60'
F	25'	25'
G	35'	35'

All dimensions measured in feet to face of curb.



10-16
10/02

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AASHTO Turning Templates

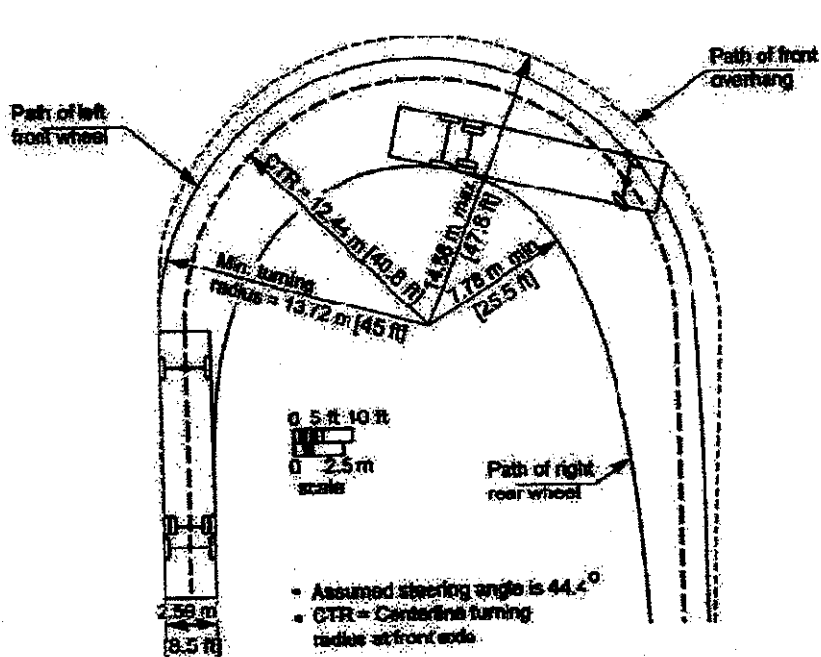


Exhibit 2-6. Minimum Turning Path for Intercity Bus (BUS-14 [BUS-45]) Design Vehicle

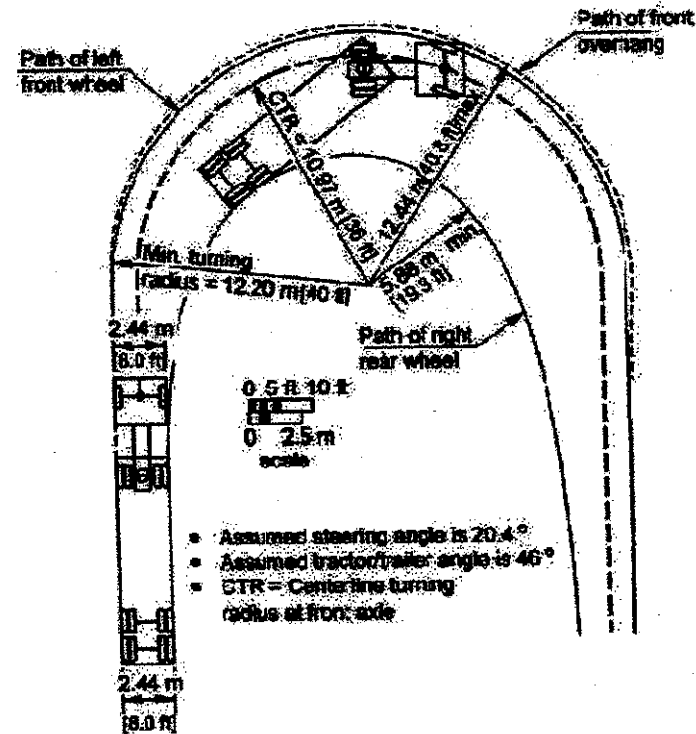


Exhibit 2-13. Minimum Turning Path for Intermediate Semitrailer (WB-12 [WB-40]) Design Vehicle

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LIST OF BOARD/COMMISSION VACANCIES

Updated: August 8, 2016

Board Name	Reappointments/Vacancies	Council member
Impact Fee Advisory Committee	VACANT / ETJ REPRESENTATIVE-(Kasi Miles moved inside city limits 10/9/2015)	Any Councilmember

APPLICATIONS RECEIVED TO BE ON A BOARD/COMMISSION

APPLICANT	BOARD REQUESTED	DATE RECEIVED	RESIDENCE DISTRICT
Ron Faulstich	Historical Preservation Commission	December 31, 2015	District 3
Paul Buckner	Parks & Recreation Advisory Board	April 1, 2016	District 2

<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>NOTES: AIRPORT ADVISORY BOARD</p>	<p>Sec. 4-26. Membership; appointments. 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>Sec. 4-28. Eligibility for board membership. 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>Sec. 4-32. Limitations of authority. 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>NOTES: CONSTRUCTION BOARD APPOINTMENTS</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>NOTES: ELECTRIC BOARD APPOINTMENTS</p>	<p>Sec. 12-132. Members. (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>Sec. 12-133. Officers and quorum. 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>NOTES: HISTORIC PRESERVATION COMMISSION</p>	<p>Sec. 28-3. Historical preservation commission. (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>NOTES: PARKS ADVISORY BOARD</p>	<p>Sec. 40-133. Members. (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>

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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

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COUNCILMEMBER BOARD/COMMISSION APPOINTMENTS

Councilmember	Board/Commission	Appointee	Date Appointed
Mayor – Lew White	Airport Board	John Hinnekamp	01/17/12
	Board of Adjustment	Mike Annas	01/17/12
	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 Planning & Zoning	Albert Villalpando, Chair Bill Faust	01/17/12 03/18/14
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 Planning & Zoning	Linda Thompson-Bennett Adam Rodriguez	08/19/08 12/04/12
District 2– John Castillo	Airport Board	Reed Coats	01/17/12
	Board of Adjustment	Juan Juarez	08/04/16
	Construction Board	Israel Zapien	01/17/12
	EcoDev. Revolving Loan	Rudy Ruiz	05/03/16
	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 Planning & Zoning	James Torres Rob Ortiz, Alternate Manuel Oliva	05/03/11 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) Kirk Smith (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 03/15/16 12/03/13 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 Rick Winnett Mary Beth Nickels Morris Alexander James Paul Denny, Vice-Chair Kathy McCormick Donaly Brice Russell Wheeler Steve Visage	07/01/08 01/20/15 04/19/16 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 Chris Schexnayder 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 06/07/16 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 & 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
FY 2016-2017 Budget
Preliminary Budget & Tax Rate Adoption Calendar**

Tuesday, July 5, 2016
Regular Council Meeting

Council Budget Workshop/Meeting 6:30 PM

1. Present and Discuss Budget
2. Set Public Hearing Date for Budget - Sept. 6, 2016

Tuesday, July 12, 2016

Council Budget Workshop 6:30 PM

1. Discuss Budget
2. Non-Profit Presentations

Tuesday, July 19, 2016
Regular Council Meeting

Council Budget Workshop/Meeting 6:30 PM

1. Discuss Budget

Thursday, July 28, 2016

Council Budget Workshop 6:30 PM

1. Discuss Budget
2. GBRA & CCAD Budgets

Thursday, August 4, 2016
Regular Council Meeting

Council Budget Workshop/Meeting 6:30 PM

1. Adopt certified tax property roles for the City of Lockhart
2. Discuss Tax Rate
3. Take record vote, if motion passes, schedule and announce date & time of public hearings on proposed tax rate.
4. Discuss Budget
5. Announce Budget Public Hearing Date - Sept. 6, 2016

Thursday, August 4, 2016

Publication of effective and rollback tax rate calculation in local newspaper and posted on website.

Monday, August 15, 2016

Send "Notice of Public Hearing" information to newspaper.

Tuesday, August 16, 2016
Regular Council Meeting

Council Budget Workshop/Meeting 6:30 PM

1. Discuss Budget

Thursday, August 18, 2016

*"Notice of Public Hearings on Tax Increase," if necessary and "Notice of Public Hearing" on budget appears in newspaper.
(At least ten days prior to public hearing.)*

**City of Lockhart
FY 2016-2017 Budget
Preliminary Budget & Tax Rate Adoption Calendar**

Friday, August 26, 2016

Send "Notice of Public Hearing" information to newspaper.

Tuesday, September 6, 2016
Regular Council Meeting

1st Public Hearing on Tax Rate/ Public Hearing on Budget (7:30 PM) and Council Meeting 6:30 PM

1. Hold Public Hearing on Tax Rate and Budget.
2. Budget Workshop - Discuss Budget
3. Budget Workshop - Discuss Tax Rate

Thursday, September 8, 2016

*"Notice of Public Hearings on Tax Increase," if necessary appears in newspaper.
(At least seven days prior to public hearing.)*

Monday, September 19, 2016

Send "Notice of Vote on Tax Rate" information to newspaper.

Tuesday, September 20, 2016
Regular Council Meeting

2nd Public Hearing on Tax Rate (7:30) / Budget Workshop and Council Meeting 6:30 PM

1. Public Hearing on Tax Rate. Schedule and announce date & time of meeting to adopt tax rate and budget, 3-14 days from this date.
2. Budget Workshop - Discuss Budget
3. Budget Workshop - Discuss Tax Rate

Thursday, September 22, 2016

"Notice of Vote on Tax Rate", appears in newspaper.

Tuesday, September 27, 2016

Special Council Meeting to Adopt Budget and Tax Rate 6:30 PM

1. Discuss and take appropriate action on Budget Adoption Resolution.
2. Discuss and take appropriate action on Tax Rate Adoption Resolution

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	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 assess 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 in the downtown area. Stronger platform with LEDC with methods to sell Lockhart and attract 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.

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	Council Person	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 different 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-Sanchez	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.

Lockhart City Council
FY 16-17 Goals
Revised 3-10-2016, 8:30 pm

Priority	Council Person	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-Sanchez	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.
10	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.

City of Lockhart
Future Debt Payments as of 9/30/15

Description		2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	TOTAL DEBT
General Government																						
Hotel Tax Fund																						
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								520,000
Total Hotel Tax Fund P & I		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								520,000
LEDC																						
2008 GO Refunding		300,000																				300,000
2015 Tax & Revenue		37,357	48,093	48,093	48,044	48,103	48,152	63,645	63,670	63,513	63,543	63,555	63,643	63,687	65,647	65,544	65,575	65,482	65,579	65,538	65,676	1,182,139
Total LEDC Fund P & I		337,357	48,093	48,093	48,044	48,103	48,152	63,645	63,670	63,513	63,543	63,555	63,643	63,687	65,647	65,544	65,575	65,482	65,579	65,538	65,676	1,482,139
2015 Capital Projects Fund																						
2015 Tax & Revenue		122,620																				122,620
Total 2015 Capital Projects Fund		122,620	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	122,620
Drainage																						
2008 GO Refunding	31.00%	100,000																				100,000
2015 Tax & Revenue		100,000	116,289	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	2,016,289
Total Drainage Fund P & I		200,000	116,289	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	2,116,289
General Fund																						
2008 GO Refunding		91,210																				91,210
2015 Tax & Revenue		-																				-
Total General Fund P & I		91,210	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	91,210
Debt Service Fund																						
2009 Tax & Rev CO's	100.00%	333,210	331,060	328,972	327,883	336,575	329,615	737,655	742,642	741,325	743,920	750,210	749,978	753,440								7,206,485
2006 Tax & Rev CO's	100.00%	50,455	48,815	47,175	50,535	48,690	46,845															292,515
2006-A Tax & Rev CO's	93.00%	266,916	267,594	267,890	267,803	267,332	271,128															1,608,664
2015 Tax & Revenue	12.00%	91,487	117,779	117,779	117,659	117,803	117,923	155,867	155,927	155,543	155,615	155,645	155,861	155,969	160,769	160,517	160,592	160,365	160,602	160,502	160,831	2,895,035
Total Debt Service Fund P & I		742,068	765,248	761,816	763,880	770,400	765,511	893,522	898,569	896,868	899,535	905,855	905,839	909,409	160,769	160,517	160,592	160,365	160,602	160,502	160,831	12,002,699
Total General Government		1,533,255	969,630	949,909	951,924	958,503	953,663	1,097,167	1,102,239	1,100,381	1,103,078	1,109,410	1,109,482	1,113,096	326,416	326,061	326,167	325,847	326,181	326,040	326,507	16,334,957

City of Lockhart
Future Debt Payments as of 9/30/15

Description		2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	TOTAL DEBT	
Proprietary																							
Electric Fund																							
2008 GO Refunding	3.59%	40,379																				40,379	
2013 SIB Loan	30.81%	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	71,152				1,280,721
Total Electric Fund P & I		111,530	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	71,152	-	-		1,321,100
Water Fund																							
2006A Tax & Rev CO's	7.00%	20,090	20,142	20,164	20,157	20,122	20,408																121,082
2008 GO Refunding	36.38%	409,192																					409,192
2009 GO Refunding	86.69%	165,829	165,775	165,656	165,477	169,357	168,625	167,709	170,852	169,384	171,937	174,082	171,534	177,194									2,203,410
2015 Tax & Revenue	49.60%	378,148	486,818	486,818	486,322	486,917	487,413	644,248	644,496	642,909	643,207	643,331	644,223	644,670	664,510	663,468	663,778	662,842	663,822	663,406	664,800		11,966,146
2013 SIB Loan	35.80%	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				1,488,169
Total Water Fund P & I		1,055,935	755,411	755,314	754,632	759,071	759,122	894,633	898,024	894,969	897,820	900,089	898,433	904,540	747,186	746,144	746,454	745,518	746,498	663,406	664,800		16,187,999
Sewer Fund																							
2008 GO Refunding	16.36%	183,990																					183,990
2009 GO Refunding	13.31%	25,461	25,452	25,434	25,407	26,002	25,890	25,749	26,232	26,006	26,398	26,728	26,336	27,206									338,302
2015 Tax & Revenue	4.30%	32,783	42,204	42,204	42,161	42,213	42,256	55,852	55,874	55,736	55,752	55,773	55,850	55,889	57,609	57,518	57,545	57,464	57,549	57,513	57,643		1,037,388
2015 Tax & Revenue	TRNSF		170,305	186,594	186,302	186,653	186,945	279,275	279,421	278,487	278,662	278,735	279,261	279,523	291,203	290,590	290,773	290,222	290,798	290,554	291,374		4,905,677
2013 SIB Loan	33.39%	77,102	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	77,102	77,103	77,102	77,102				1,387,844
Total Sewer Fund P & I		319,336	315,064	331,334	330,973	331,971	332,193	437,979	438,629	437,331	437,915	438,338	438,549	439,721	425,914	425,210	425,421	424,788	425,449	348,067	349,017		7,853,201
Airport Fund																							
2000 Airport	100.00%																						-
Total Airport Fund P & I		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Proprietary Fund P & I		1,486,801	1,141,626	1,157,799	1,156,757	1,162,193	1,162,466	1,403,764	1,407,804	1,403,451	1,406,887	1,409,579	1,408,133	1,415,412	1,244,252	1,242,505	1,243,026	1,241,458	1,243,099	1,011,473	1,013,817		25,362,300
Grand Total		3,020,056	2,111,256	2,107,708	2,108,681	2,120,696	2,116,129	2,500,931	2,510,043	2,503,832	2,509,965	2,518,989	2,517,615	2,528,508	1,570,668	1,568,566	1,569,193	1,567,305	1,569,280	1,337,513	1,340,324		41,697,257

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		TOTAL PROJECT COST																																							
\$2,068,024.00	1	DRAINING IMPROVEMENTS CONTRACT 1 - Mesquite/Wichita Street & Richland Drive																																							
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15																																				
		Survey	30 days	Mon 3/23/15	Tue 4/21/15																																				
		Acquisition	120 days	Wed 4/22/15	Wed 8/19/15																																				
		Engineering Design	90 days	Wed 4/22/15	Mon 7/20/15																																				
		Bid Ad/NTP	60 days	Tue 7/21/15	Fri 9/18/15																																				
		Construction	180 days	Sat 9/19/15	Wed 3/16/16																																				
\$1,999,200.00	2	DRAINAGE IMPROVEMENTS CONTRACT 2 - Century Oaks/Market Street, & Ash/Comal Streets																																							
		Surveying Proposal	17 days	Fri 3/6/15	Sun 3/22/15																																				
		Survey	30 days	Sat 4/25/15	Sun 5/24/15																																				
		Acquisition	150 days	Mon 5/25/15	Wed 10/21/15																																				
		Engineering Design	120 days	Mon 5/25/15	Mon 9/21/15																																				
		Bid Ad/NTP	60 days	Tue 9/22/15	Fri 11/20/15																																				
		Construction	180 days	Sat 11/21/15	Wed 5/18/16																																				
\$3,394,038.00	3	DRAINAGE IMPROVEMENTS CONTRACT 3 - Downtown Improvements Project																																							
		Surveying Proposal	15 days	Sun 8/2/15	Sun 8/16/15																																				
		Survey	45 days	Mon 8/17/15	Wed 9/30/15																																				
		Engineering Design	180 days	Thu 10/1/15	Mon 3/28/16																																				
		Bid Ad/NTP	60 days	Tue 3/29/16	Fri 5/27/16																																				
		Construction	365 days	Sat 5/28/16	Sat 5/27/17																																				
\$323,400.00	4	DRAINAGE IMPROVEMENTS CONTRACT 4 - Medina & US183 Project																																							
		Surveying Proposal	15 days	Sun 11/1/15	Sun 11/15/15																																				
		Survey	7 days	Mon 11/16/15	Sun 11/22/15																																				
		Acquisition	90 days	Mon 11/23/15	Sat 2/20/16																																				
		Engineering Design	60 days	Mon 11/23/15	Thu 1/21/16																																				
		Bid Ad/NTP	60 days	Fri 1/22/16	Mon 3/21/16																																				
		Construction	90 days	Tue 3/22/16	Sun 6/19/16																																				
\$1,764,000.00	5	FM 2001 ELEVATED TANK PROJECT																																							
		Surveying Proposal	15 days	Sat 1/2/16	Sat 1/16/16																																				
		Survey	15 days	Sun 1/17/16	Sun 1/31/16																																				
		Acquisition	120 days	Mon 2/1/16	Mon 5/30/16																																				
		Engineering Design	90 days	Mon 2/1/16	Sat 4/30/16																																				
		Bid Ad/NTP	60 days	Sun 5/1/16	Wed 6/29/16																																				

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
\$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	SH130/TOWN BRANCH SEWER PROJECT																																							
		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																																				
\$1,891,126.00	9	WATER TRANSMISSION MAIN PROJECT - Water Plant Transmission Main, MLK to FM 20 West Transmission Main																																							
		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																																				