

**LOCKHART CITY COUNCIL
REGULAR MEETING**

NOVEMBER 22, 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 Jeffry Michelson

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

Staff present:

Vance Rodgers, City Manager
Peter Gruning, City Attorney

Connie Constancio, City Secretary
Jeff Hinson, Finance Director

Citizens/Visitors Addressing the Council: None.

Work Session 6:30 p.m.

Mayor White opened the work session and advised the Council, staff and the audience that staff would provide information and explanations about the following items:

DISCUSSION ONLY

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

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

B. DISCUSS FUEL BID AWARD TO SCHMIDT & SONS, INC. OF LOCKHART WITH A PROFIT MARGIN OF 4 CENTS PER GALLON FOR GASOLINE AND 5 CENTS PER GALLON FOR DIESEL OVER THE OIL PRICE INFORMATION SERVICES (OPIS) PRICE FROM AUSTIN, TEXAS, RACK, POSTED WEEKLY, AND APPOINTING THE MAYOR TO SIGN APPROVED DOCUMENTS. [FORM 1295=2016-11-22-20]

Mr. Rodgers stated that fuel bids were sought in compliance with State law. The City uses about 40,000 gallons of gasoline and 26,000 gallons of diesel per year. Bids were received from Johnson Oil of Gonzales, Texas, Southwestern Counties Oil Company of Camarillo, California, Gold Star Petroleum, Inc. of Spring, Texas, and Schmidt & Sons, Inc., of Lockhart, Texas. The overall best bid was submitted by Gold Star Petroleum, Inc. of Spring, Texas, at \$0.0396 per gallon for gasoline and \$0.0496 per gallon for diesel, but company bid on a daily OPIS which does not comply with the required specifications. Since local companies are also allowed an additional 5% consideration in their bid submittals, staff recommends that Schmidt & Sons, Inc. of Lockhart, Texas be awarded the bid at \$0.04 per gallon for gasoline and \$0.050 per gallon for diesel. Besides being a local company, Schmidt & Sons have a long history of timely deliveries when the fuel is needed by the City. The company also provides 24 hour emergency fuel supplies from their facility on Patton Road when the City fuel systems are down due to maintenance or repairs. There was discussion.

C. DISCUSS STAFF'S PROPOSAL TO PROVIDE FREE ADOPTIONS, RABIES SHOTS, AND SPAY/NEUTER SERVICES IN THE INTEREST OF A PUBLIC PURPOSE FOR ANIMALS IN THE SHELTER ADOPTED BEGINNING NOVEMBER 23, 2016 THROUGH JANUARY 31, 2017, USING DONATED FUNDS AND SAVINGS IN DOG FOOD COSTS.

Mr. Rodgers stated that there are sufficient donated funds to provide these services for animals in the shelter beginning November 23, 2016 through January 31, 2017. This would be done in the interest of a public purpose. This has been done for the last two years with some success. Mr. Rodgers recommended approval. There was discussion.

D. DISCUSS REGIONAL WASTEWATER TREATMENT CONTRACT WITH THE GUADALUPE-BLANCO RIVER AUTHORITY (GBRA) TO CONTINUE OPERATIONS AND MANAGEMENT OF LOCKHART'S TWO WASTEWATER TREATMENT PLANTS, AND APPOINTING THE MAYOR TO SIGN THE CONTRACT IF APPROVED.

Mr. Rodgers stated that Lockhart has an agreement with GBRA to operate and manage Lockhart's two wastewater treatment plants. The current agreement expires February 1, 2017. The new proposed contract agreement was reviewed by the City Manager and the City Attorney; appropriate revisions were made to the document and agreed to by GBRA's attorney. GBRA has performed commendably in the operations and management of both the Larremore and Blackjack Wastewater Treatment Plants. The proposed contract will expire August 31, 2027, or a date when any existing bond payments financed through GBRA would be paid in full. An automatic renewal provision is in the contract contingent upon either party providing appropriate notice. The City has the right to terminate the agreement with a year's notice. A provision in the agreement allows GBRA to expand its use of the plants and the City's system to other users but only with the approval of the Lockhart City Council. The total average use capacity at both plants is currently 50%. Mr. Rodgers recommended approval. There was discussion.

E. DISCUSS WHOLESALE METERING SERVICE AGREEMENT WITH THE LOWER COLORADO RIVER AUTHORITY (LCRA) TO COLLECT WHOLESALE METERING DATA AT THE BLACKJACK SUBSTATION AND AT THE NEW CLEAR FORK ELECTRIC SUBSTATION ON MAPLE STREET, AND APPOINTING THE CITY MANAGER TO SIGN THE AGREEMENT IF APPROVED.

Mr. Rodgers stated that the purpose of this agreement is to contract with LCRA to capture data by metering all the points of wholesale electric power delivered at the electric substations from which Lockhart receives its power. The metering and record keeping are required by comply with ERCOT and other federal agency requirements. Mr. Rodgers recommended approval. There was discussion.

F. DISCUSS INTERLOCAL AGREEMENT WITH CALDWELL COUNTY FOR STORAGE OF COUNTY RESCUE BOAT AND ASSOCIATED EQUIPMENT/ACCESSORIES AT 214 BUFKIN LANE, AND APPOINTING THE MAYOR TO SIGN THE AGREEMENT IF APPROVED.

Mr. Rodgers stated that Caldwell County Emergency Operations needs a place to store a swift water rescue boat and its associated equipment. The storage place needs to be centrally located in the County. Sufficient storage space is available at 214 Bufkin Lane. The boat would also be available for Lockhart Fire Fighters to use when needed. Mr. Rodgers recommended approval. There was discussion.

G. DISCUSS THE CITY OF LOCKHART EMERGENCY MEDICAL SERVICES WITH ASSISTANCE FROM THE LOCKHART FIRE DEPARTMENT ENTERING INTO A MEMORANDUM OF AGREEMENT FOR EMERGENCY MEDICAL CARE SERVICES WITH THE LOCKHART SECURE WORK PROGRAM FACILITY (MTC), AND APPOINTING THE CITY MANAGER TO SIGN THE DOCUMENT IF APPROVED.

Mr. Rodgers stated that MTC is requesting the City of Lockhart EMS to enter into a Memorandum of Agreement for emergency medical care services with assistance from the Lockhart Fire Department during any disaster/mass care incidents for response to their Lockhart Facility with certain assurances and conditions as specified in the agreement. Mr. Rodgers recommended approval. There was discussion.

H. DISCUSS MUTUAL ASSISTANCE AGREEMENT BETWEEN THE CITY OF LOCKHART FIRE DEPARTMENT AND THE MTC LOCKHART CORRECTIONAL FACILITY, A PRIVATE CORRECTIONAL FACILITY CONTRACTING WITH THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE TO PROVIDE PRISON FACILITIES AND SERVICES IN CALDWELL COUNTY, TO FACILITATE FIRE DRILLS, AND OTHER PUBLIC SAFETY EXERCISES IN THE INTEREST OF PUBLIC HEALTH, SAFETY, SECURITY, WELFARE, AND PEACE, AND APPOINTING THE CITY MANAGER TO SIGN THE AGREEMENT IF APPROVED.

Mr. Rodgers stated that the agreement will provide the mechanism and basis for public safety exercises and mock drills with the Lockhart Fire Department and MTC personnel in the interest of public safety. Mr. Rodgers recommended approval. There was discussion.

RECESS: Mayor White announced that the Council would recess for a break at 6:45 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 7:30 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, 4F, and 4G. Councilmember Michelson seconded. The motion passed by a vote of 7-0.

The following are the consent agenda items that were approved:

- 4A: Approve minutes of the City Council meeting of November 1, 2016.
- 4B: Approve fuel bid award to Schmidt & Sons, Inc. of Lockhart with a profit margin of 4 cents per gallon for gasoline and 5 cents per gallon for diesel over the Oil Price Information Services (OPIS) price from Austin, Texas, RACK, posted weekly, and appointing the Mayor to sign approved documents. [Form 1295=2016-11-22-20]
- 4C: Approve staff's proposal to provide free adoptions, rabies shots, and spay/neuter services in the interest of a public purpose for animals in the shelter adopted beginning November 23, 2016 through January 31, 2017, using donated funds and savings in dog food costs.
- 4D: Approve Regional Wastewater Treatment Contract with the Guadalupe-Blanco River Authority (GBRA) to continue operations and management of Lockhart's two wastewater treatment plants, and appointing the Mayor to sign the contract if approved.
- 4E: Approve Wholesale Metering Service Agreement with the Lower Colorado River Authority (LCRA) to collect wholesale metering data at the Blackjack Substation and at the new Clear Fork Electric Substation on Maple Street, and appointing the City Manager to sign the agreement if approved.
- 4F: Approve Interlocal Agreement with Caldwell County for storage of County rescue boat and associated equipment/accessories at 214 Bufkin Lane, and appointing the Mayor to sign the agreement if approved.
- 4G: Approve the City of Lockhart Emergency Medical Services with assistance from the Lockhart Fire Department entering into a Memorandum of Agreement for emergency medical care services with the Lockhart Secure Work Program Facility (MTC), and appointing the City Manager to sign the document if approved.
- 4H: Approve Mutual Assistance Agreement between the City of Lockhart Fire Department and the MTC Lockhart Correctional Facility, a private correctional facility contracting with the Texas Department of Criminal Justice to provide prison facilities and services in Caldwell County, to facilitate fire drills, and other public safety exercises in the interest of public health, safety, security, welfare, and peace, and appointing the City Manager to sign the agreement if approved.

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

Mayor White requested appointments to various boards, commissions or committees. There were none.

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

- Update: US Hwy 183 expansion project, Hickory to Blackjack.
- Update: Drainage work continues on Mesquite, Braden, Wichita, and Vega Street areas; detention ponds and other work about 60% complete.
- Update: East Walnut Street Neighborhood Drainage Project.
- Update: Still working on final designs for Ash, Comal and Pine Street about complete to address drainage issues; neighborhood meeting will be set up in January.
- Update: Economic Development Director position.
- Update: Police Chief position.
- Report: Annual Tastes and Treasures held on Saturday, Nov 12.
- Report: Crime Stoppers information meeting held Thurs, Nov 17.

- Report: Paw Festival held at the Animal Shelter on Sat, Nov 12 in recognition of shelter accomplishments and improvements; many volunteers involved including the Secure Animals From Euthanasia (SAFE) group; Ms. Jeanne Pendergrass reported that the shelter adopted out 7 large dogs, 2 cats, and 3 dogs went to rescue groups with 2 more being returned to owners that day.
- Reminder: Dickens Parade scheduled for Friday, Dec 2 and the downtown events the following day; Dickens dedicated in memory of Emma Lue Mohle this year.
- Reminder: Tree of Angels Ceremony will be held at 7:00 p.m. on Monday, December 5 at the First Lockhart Baptist Church.

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

Councilmember Westmoreland commented on the Christmas lights on Highway 183 and announced that his new granddaughter was recently welcomed into the family. He encouraged family values to continue.

Councilmember Mendoza thanked the Cross Country team for holding their event in Lockhart this weekend. He thanked the PAWS for Cause for their event at the Animal Shelter and the First Presbyterian Church for hosting a Thanksgiving feast for the community.

Mayor Pro-Tem Sanchez expressed condolences to Frank and Peggy Coggins for the loss of their son. She expressed statewide appreciation to public safety personnel and to all of the military veterans and active soldiers. Happy Thanksgiving to all!

Councilmember Hilburn wished everyone a Happy Thanksgiving.

Councilmember Castillo wished everyone a Happy Thanksgiving. He thanked citizens in City District 2 for their patience during the drainage improvement projects. He thanked staff for their work and expressed appreciation for the progress of the Highway 183 expansion project.

Councilmember Michelson congratulated Councilmembers on being re-elected. He wished everyone a Happy Thanksgiving and safe travels.

Mayor White thanked the volunteers that assisted at the PAW Festival last weekend. He expressed appreciation for the Highway 183 Christmas lightings and he thanked those involved with the Christmas decoration efforts downtown and on Highway 183. He announced that the Tree of Angels Ceremony will be held on Monday, December 5, 2016 and encouraged citizens to get involved in the community.

COUNCIL ACTION REGARDING NOVEMBER 8, 2016 GENERAL ELECTION.

ITEM 8-A. DISCUSSION AND/OR ACTION TO CONSIDER APPROVAL OF RESOLUTION 2016-18 CANVASSING THE GENERAL ELECTION HELD ON NOVEMBER 8, 2016 FOR THE ELECTION OF COUNCILMEMBER DISTRICT 1; COUNCILMEMBER DISTRICT 2; AND, TWO COUNCILMEMBERS AT-LARGE.

The results of the election were read as follows:

Early Voting – Mayor Pro-Tem Sanchez
 District 1 – Councilmember Hilburn
 District 2 – Councilmember Mendoza
 District 3 – Councilmember Castillo
 District 4 – Councilmember Westmoreland
 Totals – Councilmember Michelson

The votes cast for each candidate as canvassed is as follows:

		EARLY VOTING	CITY 1	CITY 2	CITY 3	CITY 4	TOTAL
DISTRICT 1	Juan Mendoza	190	85	-	-	-	275
	Timoteo "Tim" Juarez, Jr.	157	64	-	-	-	221
DISTRICT 2	Louis A. Cisneros	238	-	120	-	-	358
	John G. Castillo	228	-	143	-	-	371
AT-LARGE	Angie Gonzales-Sanchez	1,415	104	186	123	138	1,966
	Brad Westmoreland	1,539	45	101	132	126	1,943

Mayor Lew White read Resolution 2016-18 in its entirety canvassing the November 8, 2016 City of Lockhart General Election.

Mayor Pro-Tem Sanchez made a motion to approve Resolution 2016-18 canvassing the General Election held on November 8, 2016 for the election of Councilmember District 1, Councilmember District 2, and two Councilmembers At-Large. Councilmember Hilburn seconded. The motion passed by a vote of 7-0.

ITEM 8-B. ADMINISTER OATH OF OFFICE TO NEWLY ELECTED COUNCILMEMBERS AS FOLLOWS:

- Raymond DeLeon, Caldwell County Justice of the Peace, administered the Oath of Office to Juan Mendoza as Councilmember District 1.
- Raymond DeLeon, Caldwell County Justice of the Peace, administered the Oath of Office to John G. Castillo as Councilmember District 2.
- Maggie Hernandez Moreno, Hays County Justice of the Peace, administered the Oath of Office to Angie Gonzales-Sanchez as Councilmember At-Large.
- Todd Blomerth, 421st District Court Judge, administered the Oath of Office to Bradford Reese Westmoreland as Councilmember At-Large.

ITEM 9. ADJOURNMENT.

Mayor Pro-Tem Sanchez made a motion to adjourn the meeting. Councilmember Mendoza seconded. The motion passed by a vote of 7-0. The meeting was adjourned at 8:13 p.m.

PASSED and APPROVED this the 6th day of December 2016.

ATTEST:

Connie Constancio

 Connie Constancio, TRMC
 City Secretary



CITY OF LOCKHART

Lew White

 Lew White, Mayor