

§STATE OF TEXAS
§CALDWELL COUNTY
§CITY OF LULING

THE CITY COUNCIL OF THE CITY OF LULING, MET IN REGULAR SESSIONS ON THURSDAY, FEBRUARY 13, 2020 AT 6:00 P.M. IN CITY HALL, 509 EAST CROCKETT STREET.

The following members were present:

Mike Hendricks	Mayor
John Wells	Council Member
Jackie Campbell	Council Member
Wayne Tresner	Council Member
James Nickells	Council Member
C. J. Watts	Council Member

Staff Members present:

Mark Mayo	City Manager
Martha Velasquez	City Secretary
James Rougeou	Finance Director
William Sala	Police Chief
John Westbrook	Mapping System Operator

1. Call Meeting to Order.

Mayor Hendricks called the meeting to order and welcomed all our visitors.

2. Invocation and Pledge of Allegiance.

Pastor Perkins led us in our invocation and we said the pledge of allegiance to the United States flag and to the Texas flag.

3. Consent Agenda- *All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public view.*

a. Approval of Minutes of the January 9, 2020 regular City Council meeting.

b. Consider/Approval of Accounts Payable.

Council Member Jackie Campbell made a motion seconded by Council Member John Wells to approve the consent agenda. The motion carried with all members present voting unanimously in favor of the motion.

4. Citizen Comment Period with City Council.

Any person with business before the City Council may speak to the Council at this time. No formal action can be taken on these items at this meeting. Comments will be limited to three (3) to five (5) minutes per person.

Mayor Hendricks took a minute to honor Council Member John Wells on his last meeting tonight. Mayor Hendricks explained that Council Member John Wells had moved from his ward and therefore has left the Council as of tonight. He presented Council Member John Wells a plaque for being a valuable member.

Council Member John Wells stated that it has been a pleasure to serve the Council for 16 ½ years on the Council. He stated that he does not regret a single day of the entire time he served and he hopes that he has represented the citizens of Luling in a well manner.

5. City Secretary will administer the statement of elected officers and the Oath of Office to Council Member Melanie Doyle, filling the unexpired term of Ward 2.

City Secretary Martha Velasquez administered the statement of elected officer and the Oath of Office to Council Member Melanie Doyle, who will be filling the unexpired term of Ward 2.

Mayor Hendricks and all Council Members welcomed Melanie Doyle to the City of Luling City Council.

6. Consider/action appointing John Wells to the Planning and Zoning Commission for a 2 year term.

Council Member CJ Watts made a motion seconded by Council Member Wayne Tresner appointing John Wells to the Planning and Zoning Commission for a 2 year term. The motion carried with all members present voting unanimously in favor of the motion.

7. Consider/action approval of the Luling Area Chamber of Commerce Budget for 2020 Hotel/Motel tax proceeds.

Ashley Flores asked the Council if they had any questions for her, she stated that she had sent the budget packet to them about a week ago and hoped they had time to review it. She stated that Karen McCrary wanted to be here tonight but because of a mishap earlier this week she is unable to attend.

Council Member Jackie Campbell stated that it was a good budget, Ashley did well, and she had not gone over her budget.

Council Member Wayne Tresner asked Ashley if she knew when they were going to put up the awning at the Information Station. Ashley stated that they needed to have a meeting on the awning because at this time they have a lot of ideas and it will be a big expense. He stated that the budget looks good.

Council Member CJ Watts asked about the replacement of the sign out on Highway 183 and Ashley stated that they are planning on replacing the sign. Ashley stated that they had been working on getting all the legal forms in before they could actually go forward with replacing the sign and that has happened so they will start soon on replacing the sign.

Council Member Wayne Tresner made a motion seconded by Council Member C J Watts approving the Luling Area Chamber of Commerce Budget for 2020 Hotel/Motel. The motion carried with all members present voting unanimously in favor of the motion.

8. Consider/action a recommendation from Planning and Zoning regarding a Subdivision Application by Cain 5 Development LLC., requesting that a subdivision for a total of 16 lots and an extension for Plum St., in a RLD Single-Family and Duplex Dwelling (low density) Zoned District for future development single-family residential homes. Property is located at E. Nolan Street, on a tract of land with the legal description of A018 Morris, Spencer, Acres 4.09 (PID 24073) Luling, Caldwell County, Texas.

Code Enforcement Officer, Ryan DeCamp stated that he did want to mention that although it states future single family home they do have the right and opportunity to put up duplexes at this location because of the zoning in that area.

Ryan stated that the Planning and Zoning Commission recommended approval with the contingent on the drainage with the engineers, with the variance of a setback and the City accept the retention of the drainage pond.

City Manager, Mark Mayo, stated that he saw the letters going back and forth from the engineers on the drainage; and until the drainage is completely pushed and settled he could not recommend to the Council until that happened. The City Manager stated that all the wells would need to be plugged before City could take action and also the City has enough property to maintain without taking on another drainage pond.

The City Manager stated that his recommendation to the Council would be for the Council not to take action on this item until both engineers agreed on the drainage which he does not feel will be an issue and we get something in writing stating that all wells will be plugged. Mark stated that in his opinion the City does not need another retention pond.

Mr. Cain asked if it was a criteria to have the wells plugged, to which Mark responded that in this type of housing development it would be something we would request. Mr. Cain stated that the City of Luling had previously taken over retention ponds in the past. City Manager, Mark Mayo stated that was before he was City Manager and his stance and the recommendation to the Council would be not to take it, but that the City had taken one before and had set a precedent.

Council Member CJ Watts asked whether or not there were flow lines or a tank battery on that property.

Mayor Hendricks asked Ryan what the ordinance states on retention ponds, to which Ryan stated that the ordinance stated it would go to the property owner or the Home Owners Association.

Council Member Wayne Tresner made a motion seconded by Council Member Jackie Campbell to postpone this agenda item until next month to get everything straighten out with the engineer and give Council more time to review this item. The motion carried with all members present voting unanimously in favor of the motion.

9. Consider/action building, installing and maintaining a Little Free Library at one of our City parks from Delta Kappa Gamma from Caldwell County.

Mark Mayo, City Manager stated that at the last meeting he was present, there had been a presentation for this project and the Council had requested that an agreement be made between the City and Delta kappa Gamma. Mark stated that he has presented the Council with a copy of a Memorandum of Understanding in which it states that the City of Luling will provide a place for them to place a Little Free Library but that Delta Kappa Gamma will be responsible for the upkeep of the free library. This MOU is for one year and we will see how it works out. Council Member CJ Watts stated that the MOU looks good just one correction would be the year 2020 to 2021 instead of 2019 to 2020.

Council Member CJ Watts made a motion seconded by Council Member Wayne Tresner to approve the Little Free Library at one of our City Parks. The motion carried with all members present voting unanimously in favor of the motion.

John Westbrook stated that this will be at Blanche Square Park where the entire Kaboom project will be happening.

10. Consider/action on a Pay Request No. 10 from Austin Filter Systems on Zedler Mill Bank Reclamation in the amount of \$266,946.84.

Sonny Rougeou and Liz Mundine stated that they had reviewed it everything looks good, everyone has signed off on it.

Council Member Wayne Tresner made a motion seconded by Council Member Jackie Campbell approving Pay Request 10 from Austin Filter Systems on Zedler Mill Bank Reclamation in the amount of \$266,946.84. The motion carried with all members present voting unanimously in favor of the motion.

11. Consider/action awarding bid for the Sports Complex Renovations located at Edgar B. Davis Northside Park.

Liz Mundine stated that we had received funding from St. David's for Little League and had received some money from FEMA. We put the project out for bids and we had one sole bidder C.T. Fields Scape in the amount of \$215,050.00. This is the same company that we utilized for the courts at Longer Park. They did a great job and we are comfortable with them being the sole bidder. This project includes redoing all 3 infields and redoing the backstops and incorporates the safety netting to a taller height. There will be shading over the sitting.

Council Member Jackie Campbell made a motion seconded by Council Member Wayne Tresner to award the bid for the Sports Complex Renovations located at Edgar B. David Northside Park to CT Fields Scape. The motion carried with all members present voting unanimously in favor of the motion.

12. Chief of Police, Bill Sala, will give his report of Racial Profiling for 2020.

Chief Sala stated that it would be easier to answer question rather than to go through the report. He stated that he reported how some things are mandated by the state to report. Chief stated that before he could issue statics on traffic stops but now the law has changed and they have to report everything on traffic stops, even verbal warnings. Chief Sala stated that he discourages verbal warning he would rather see a written warning because it is easier to keep with the warning. He stated that Racial Profiling is divided into 5 divisions on race and ethnicity by state laws which are Black, Asian or Pacific Islander, White, Hispanic or Latino and Alaskan or Native American Indian. Based on last year's 629 total stops, the break down is 355 Black (13.5%) Asian/Pacific Islander 80 (3.1%) White 1192 (45.3%) Hispanic 996 (37.8%) and Alaskan or Native American Indian (.02%). There are no problems identified, and no racial profile complaints filed on the department again this year.

Chief Sala stated that there was a chart attached to the report for the Council's review. Chief Sala stated that every legislature year more and more things are added for them to report on the Racial Profile Report.

Mayor Hendricks thanked Chief Sala for the report and stated that it was very thorough.

13. Police Department Monthly Activity Report.

Chief Sala stated that he received additional (kudos) information on Officer Gage. He stated that he is quickly and very well respected.

14. Consider/action changing the date of the March Council Meeting.

Council Member CJ Watts made a motion seconded by Council Member Melanie Doyle to change the March 12th meeting to March 19th. The motion carried with all members present voting unanimously in favor of the motion.

15. Consider/action on the Luling Main Street's request to sell alcoholic beverages under a Texas Alcoholic Beverages Commission special 3 day Wine and Beer Permit downtown and to authorize the City Manager to issue an authorization letter in connection with their application.

Derek Hall stated that they were going to submit the packet for approval to Texas Alcoholic Beverage Commission this week. He stated that they need the letter from City Hall to submit with their packet. Council Member Jackie Campbell made a motion seconded by Council Member Wayne Tresner approving the Luling Main Street's request to sell alcoholic beverages under a Texas Alcoholic Beverages Commission special 3 day Wine and Beer Permit downtown and to authorize the City Manager to issue an authorization in connection with their application. The motion carried with all members present voting unanimously in favor of the motion.

16. Consider/action 2 revisions to the Zedler Pavilion contract.

Derek Hall stated that they are making a couple of changes on the contract. One being the option to rent propane heaters was added to the list of options they have at the Zedler and the other one being knocking down the price on the rental lights at the Zedler Mill.

Council Member Wayne Tresner made a motion seconded by Council Member CJ Watts approving the 2 revisions to the Zedler Pavilion Contract.

Council Member Jackie Campbell stated that the contract of the Zedler Mill was in the packet and she was looking at the prices and was wondering if the price of the pavilion could be lowered for citizens of the City of Luling, she feels that the price is too high. Mayor Hendricks and Council Member Tresner stated that this could cause a problem if we started having people from out of town asking our citizens to rent the property for them. The motion carried with all members present voting unanimously in favor of the motion.

17. City Council will issue the order for the City of Luling General Election to be held on May 2, 2020.

Mayor Hendricks read the order for the City of Luling General Election to be held on May 2, 2020 and ordered the General Election.

18. Consider/action passage of a resolution of the City Council of the City of Luling establishing procedures for the City of Luling's General Election of 2020.

Council Member Jackie Campbell made a motion seconded by Council Member Wayne Tresner approving a resolution of the City Council of the City of Luling establishing procedures for the City of Luling's General Election of 2020. The motion carried with all members present voting unanimously in favor of the motion.

19. Adjourn.

There was no other business and the meeting was adjourned.

Approved: _____

Mike Hendricks, Mayor
City of Luling

Martha C. Velasquez
City Secretary