

§ STATE OF TEXAS
§ CALDWELL COUNTY
§ CITY OF LULING

THE CITY COUNCIL OF THE CITY OF LULING, MET IN REGULAR SESSION ON THURSDAY, FEBRUARY 14, 2019 AT 6:00 P.M. IN CITY HALL 509 EAST CROCKETT STREET.

The following members were present:

Mike Hendricks	Mayor
John Wells	Council Member
Wayne Tresner	Council Member
James Nickels	Council Member
CJ Watts	Council Member

Council Member Jackie Campbell was absent.

Staff Members present:

Mark Mayo	City Manager
Martha C. Velasquez	City Secretary
Bill Sala	Police Chief
Sonny Rougeou	Finance Director

1. Call Meeting to Order.

Mayor Hendricks opened the Council Meeting and welcomed all the visitors and wished everyone a Happy Valentine's Day.

2. **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 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 10, 2019 regular City Council meeting.**
- b. **Consider/Approval of Accounts Payable.**
- c. **Consider/action reappointing the current Luling Housing Authority Board Members, (Sam Shuler, Hipolito Lara, Felix Cortinas, Ada Kyle and Tommie Cooper) to another 2 year term.**

Council Member John Wells made a motion seconded by Council Member Wayne Tresner approving the consent agenda which included approving Council minutes of January 10th meeting, accounts payable and reappointing the current Luling Housing Authority Board Members. The motion carried with all members present voting unanimously in favor of the motion.

3. Citizen Comment Period with City Council.

Any person with business before the City Council, not scheduled on the agenda, may speak to the Council. 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.

There were no citizen comments.

4. Consider/action awarding bid for the construction of the Zedler Mill Dam Rehabilitation project.

City Manager, Mark Mayo, stated that we have the letter from Dustin, Freese and Nichols. We have a base bid, base bid plus alternate and base plus alternate 1 and 2. The sheet piling is the base bid, the next alternate is carrying the sheet piling to the city property line then the base plus 1 and 2 alternate this one had a cap concrete

cap. Mark Mayo, City Manager, recommended that we go with Base plus 1 alternate. Council Member CJ Watts said that she would rather we do base with Alt 1 and Alt 2.

Dustin Mortensen, with Freese and Nichols, stated that they have personally worked with Austin Filters and they have done a good job and worked well with cities that they have worked with on previous projects. He stated that he has not personally worked with Serco but they Serco has worked on Freese and Nichols projects and customers are very satisfied with their work; so either company that the City of Luling choses to go with will do a good job.

Following discussion, Council Member John Wells made a motion seconded by Council Member Wayne Tresner to go with base plus 1 alternate and to go with Austin Filter. The motion carried with all members present voting unanimously in favor of the motion with the exception of Council Member CJ Watts. Council Member CJ Watts opposed.

Mark Mayo asked the contractor when we would be able to do a pre-construction hearing ? The contractor stated that as soon as everything was checked and we get contracts back. Dustin Mortensen (Freese and Nickells) stated that they should be able to get the contracts back to us on Tuesday, February 19th. Mark Mayo stated that we have received the permit to get started on the project. Council Member James Nickells asked about how long for this project to be completed. Dustin Mortensen stated that the contract calls for the project to be completed within 210 calendar days.

5. Consider/action approving a Resolution authorizing City of Luling Officials to apply and execute documents related to said application assistance under the rules and regulations of the Economic Development Administration (EDA) to Public Works and Economic Adjustment Assistance Program.

Mark Mayo, City Manager, stated that we have been working for years to get gas extended to our Industrial Park; and we are going to try to reach that goal. Mark informed the Council that the resolution is listed up to 5 million. He stated that this does not mean that we are using \$5 million. Mark stated that South Texas Gas had not gotten with us on the exact cost to get gas out to Industrial Park, they stated between, 1.4 and 1.6 million. We used this wording because we needed to get the resolution on this agenda and we don't know the exact amount. The \$5 million dollars is the maximum amount that this grant can award. Some of this money will also be used for the infrastructure of sewer and water for further development

Council Member James Nickells made a motion seconded by Council Member CJ Watts approving a resolution authorizing City of Luling Officials to apply and execute documents related to said application assistance under the rules and regulations of the Economic Development Administration (EDA) to Public Works and Economic Adjustment Assistance Program. The motion carried with all members present voting unanimously in favor of the motion.

6. Consider/action approval of the Luling Area Chamber of Commerce Budget for 2019 Hotel/Motel tax proceeds.

Karen McCrary came before the Council and stated that everyone should have received a copy of the budget prior to the meeting. She stated that everything is the same with the exception of our expenditures that were over our budgeted amount for 2018. She state that we were up on \$1,200 in advertising and \$300 on printing on tourism. We were down in salaries about \$6,500 on salaries; we were up in shared expenses. Postage has gone up.

Karen McCrary stated that everything is about the same in this year budget with some added expenses on what we were down last year.

Main Street and Chamber of Commerce are working on a project for this year and hopefully that will be accomplished. (Way find signs). There are some sample pictures of painting that can be done on the electrical boxes downtown. Also there is a link that Ashley included on the forms given to you about Kid owned business and a fair that is put on for the children to sell their products. It is a really neat video for you to watch and this company helps Cities with the first fair they put together. The information station has 3 employees and 2 are paid employees, one volunteers on Friday from 8-3. Karen McCrary stated that they are getting a lot of visitors. We have visitors from Wisconsin, Canada and Australia. Karen stated that now that people can get direct flights to Texas, it gives them more time to explore and visit other areas.

Council Member Wayne Tresner made a motion seconded by Council Member CJ Watts to approve the Luling Area Chamber of Commerce Budget for 2019 Hotel/Motel tax proceeds. The motion carried with all members present voting unanimously in favor of the motion.

7. Chief of Police, Bill Sala, will give his report of Racial Profiling for 2018.

Bill Sala, Chief of Police, stated that the report he gave to us is a little more involved than it has been in past years because I wanted to provide the Council and our newest member the information that we have to deal with because it does get a little complicated.

Chief Sala stated that because the laws have changed we had to gather more information than in the past. The prior report was based on the number of traffic stops and citation that were issued only. We were exempt from the Carter report because all our vehicles have cameras, but that exemption no longer exists. Laws have changed and now they need more information. The break down for the context for the 2018 break down is 2003 stops made, racial breakdown was 250 black, 71 Asia/Pacific Islanders, 958 White and 723 Hispanic/Latino and 1 American Indian. Percentage wise going from top to bottom is 12%, 4%, 48%, 36% and 05%. The department has a racial profile policy and it is attached to this report. We have had no racial profile complaint on 2018. If there is a complaint we have procedures that we follow. A copy of the actual report that was submitted to the state is attached to this report.

Council Member Wayne Tresner said that this report was very thorough. He hasn't seen a report as thorough as this one. It is a good report.

8. Police Department Monthly Activity Report.

There were no comments or questions on the Police Department Monthly Activity Report.

Chief Sala did inform the Council that Officer Godbey had resigned; he has decided to seek employment outside of law enforcement. He decided this was not for him. Alyson Watts, dispatcher has also resigned from her position with the City of Luling Police Department.

9. Consider/action approving an ordinance of the City of Luling, Texas establishing the Juvenile Case Manager Fee; providing a severability clause; providing a savings clause; providing for publication; and establishing an effective date.

City Manager, Mark Mayo stated that the ordinance in our packet completely outlines basically states that there would be a \$5.00 fee and it would help cover the cost of juvenile cases as the laws have changed.

Bonnie is in training in Dallas or else she would have been here to address this agenda item.

Council Member Wayne Tresner made a motion seconded by Council Member CJ Watts approving the ordinance of the City of Luling, Texas establishing the Juvenile Case Manager Fee; providing a severability

clause; providing a savings clause; providing for publication and establishing an effective date. The motion carried with all members present voting unanimously in favor of the motion.

- 10. Consider/action approving a resolution adopting ethical and training standards for juvenile case managers employed by the City of Luling, providing for implementation of said standards, and providing for periodic review to ensure implementation of the requisite standards**

Mark Mayo stated that this is resolution for the training standards. Council Member James Nickells made a motion seconded by Council Member Wayne Tresner approving a resolution adopting ethical and training standards for juvenile case managers employed by the City of Luling, providing for implementation of said standards, and providing for periodic review to ensure implementation of the requisite standards. The motion carried with all members present voting unanimously in favor of the motion.

- 11. City Council will issue the order for the City of Luling General Election to be held on May 4, 2019.**

Mayor Hendricks issued the order for the City of Luling General Election to be held on May 4, 2019 and early voting starts April 22, 2019 and ends April 30, 2019.

- 12. 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 2019.**

Council Member John Wells made a motion seconded by Council Member CJ Watts approving a resolution of the City Council of the City of Luling establishing procedures for the City of Luling's General Election of 2019. The motion carried with all members present voting unanimously in favor of the motion.

- 13. Consider/action approving the City of Luling Emergency Management Plan.**

City Manager, Mark Mayo stated that the Council has the City of Luling Emergency Management Plan since November. Paul sent it out and we wanted to make sure we gave you ample time to review it, and now we are looking at adopting it.

Council Member James Nickells made a motion seconded by Council Member Wayne Tresner to approve the Emergency Management Plan. The motion carried with all members present voting unanimously in favor of the motion.

- 14. Adjourn.**

There was no other business and the meeting was adjourned at 6:56 p.m.

Mark stated that he wanted to address Mr. Dennis Engelke being here because as we move forward with the gas line with the EDA grant, they are looking at maps and they will be putting tents here and moving forward to getting gas put in. We also have a commitment from the Galvanized Company if we get the gas line put in.

Approved: _____

Mike Hendricks, Mayor
City of Luling

Martha C. Velasquez
City Secretary