

## REGULAR COUNCIL MEETING – December 10, 2018

The City Council of the City of La Grange met in Regular Session on Monday, December 10, 2018 in the City Hall Council Chambers at 155 E. Colorado St. with the following members present: Mayor Janet Moerbe, Councilmember Bonnie Busch, Mayor Pro tem John J. Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Ken Taylor, Councilmember Kathy Weishuhn and Councilmember Violet Zbranek. Councilmember Deborah Bradley was absent. Staff present: City Manager Shawn Raborn, Chief David Gilbreath, and Assistant City Secretary Mary Goerig. Visitors: Mike Mabry, DVM, Tom Hudson, Ken Dernehl, Larry Jackson, Harvey E. Busch, and others.

Mayor Moerbe called the meeting to order. Pastor Bruhn gave the invocation.

Under petitions, Mike Mabry, DVM addressed the council.

The first item is a report on the activities of the Fayette County Central Appraisal District to be given from Mr. Arnold Romberg but he was not present at the meeting.

The next item was to discuss and or consider on the First Reading an Ordinance Amending Chapter 13, Utilities. Code of Ordinances, City of La Grange, Texas, As Recodified on January 8, 2007, By Amending Article 13.02, Water Division 2. Rates and Charges, By Increasing Certain Fees, Rates and Chargers, Including Bulk Water Sales Charges, Disconnection and Reconnection of Service Fees, Connection Charges, Outlet Charges; By Amending Article 13.03, Sewers, Division1. Generally, By Increasing Rates and Charges, Including Outlet Charges and By Amending Division 2. Industrial Wastes, Increasing The Charges For Control of Admissible Wastes Charges; By Amending Article13.04, Electric Service, Division 2. Rates And Charges, By Clarifying When Re-Connections Will Occur, And By Increasing Rates And Charges, Including Disconnection and Reinstatement of Service Charges And Connection Charges; Authorizing the City To Collect Same; And Providing for An Effective Date. **MOTION** Councilman Janca, **SECOND** Councilmember Zbranek to approve this ordinance on first reading. A roll call vote was taken: Councilmember Busch for, Councilmember Bradley absent, Mayor Pro tem Cernosek for, Councilman Eilert for, Councilman Janca for, Councilman Taylor for, Councilmember Weishuhn for, Councilmember Zbranek for. Motion carried 7-0.  
Attachment #1

The next item was to discuss and or consider lease with South Central Tower Co. LLC dba SCT Broadband for space on the Von Minden Water Tower. Staff is requesting council to approve an agreement with SCT Broadband to utilize space on the water tower located on Von Minden Street. SCT Broadband purchased the assets of Live Air Networks and has taken over the operation of the facilities located on the city water tower located on Von Minden Street. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Busch to approve staff's request. Motion carried.

The next item was to discuss and or consider development of an ordinance that prohibits the unlawful restraint of dogs. Staff has been requested to review with council the development of an ordinance that would prohibit the unlawful restraint of dogs. Unlawful restraint is defined as means to keep dog outside and unattended under certain circumstances, including extreme weather conditions that unreasonably limits the dog's movement. A number of communities have enacted regulations that prohibit the unlawful restraint of dogs in order to improve the living conditions of the animal and the safety of the community. According to our Animal Control Officer, we have approximately 30 dogs that are currently unlawfully restrained in La Grange. If an ordinance is enacted we would work with the community to give adequate time to provide for proper enclosures and followed the Health and Safety Code, Chapter 821, Subchapter D: Unlawful Restraint of Dogs. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Busch to approve staff's request. Motion carried.

The next item was to discuss and or consider appointment of Ms. Melissa Petras, Ms. Kristen Denham and Ms. Myra Simmons to Main Street Board for 2-year term beginning in January. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Zbranek to approve appointments. Motion carried.

The next item is 2019 City Officer's Election Schedule that was presented to council. This item was for information purposes only to note dates for the 2019 city officer's election as relates to filing and voting.

The next item presented was to discuss and or consider approval of November 2018 Minutes. **MOTION** Councilman Janca, **SECOND** Councilmember Busch to approve the Minutes. Motion carried.

#### City Council Committee Reports

The library will have Christmas Open House on December 12<sup>th</sup> with Santa Claus.

#### Chief of Police Update

Chief Gilbreath informed the council that Schmeckenfest went well. Sgt Steven Pohorelsky has been an officer for 35 years last day to work is December 2018 and will be retiring in April 2019. Video cameras will in the police cars in late February 2019. A new officer Curtis Zwahr has been hired will start January 2019 and will be attending the Texas A & M Police Academy in College Station.

#### City Manager Update

Schmeckenfest was great success. Breakfast with Santa was held December 8, 2019 with about 350 attending at the Randolph Rec Center and a thanks to the staff for doing the event. Hope Hill plat was presented but not complete yet had some issues with the paving. Information was given about the Hurricane Harvey Infrastructure Grant. GLO Home Assistance Program intake information dates are Dec 29 & 30 but nothing is finalized. Waste Management trash cans and recycle cans will have a different color lids for pickup. Water usage has gone down about 20%.

At 6:21 PM as pursuant to Section 551.071 Consultation with City Attorney, council went into executive session to discuss the following matters: 1. Consultation with City Attorney regarding Tom Hudson, Individually and Jator, Inc. vs City of La Grange, Tx No.2017V-053. 2. Consultation with City Attorney regarding pending or contemplated litigation. Section (551.072 Real Property)

1. Discuss and or consider acquisition of real property on West Lower Line.

At 7:35 PM Council went into Open Session. **MOTION** by Councilman Eilert, **SECOND** by Councilman Taylor to approve purchase of 3.9-acre tract on Lower Line Street for the appraised value of \$16,555.00. Motion was approved 7-0.

At 7:36 PM a **MOTION** was made by Councilmember Zbranek, with a **SECOND** by Councilman Taylor that the meeting be adjourned. Motion carried.

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Mary Goerig, Assistant City Secretary  
These Minutes Approved by City Council on:

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Janet Moerbe, Mayor