

REGULAR COUNCIL MEETING – October 14, 2019

The City Council of the City of La Grange met in Regular Session on Monday, October 14, 2019 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, Councilmember Jan Dockery, Councilman John Eilert, Councilman Ken Taylor, and Councilmember Kathy Weishuhn. Councilman Pat Janca and Councilmember Violet Zbranek were absent. Staff present: City Manager Shawn Raborn, Chief of Police David Gilbreath, City Secretary Janet Bayer. Visitors: Rhonda Kaltwasser, Tom Hudson, Sarah Mabry, Mike Mabry DVM, Rachel Steele with CAPCOG, Martha Langford, Shirley Hudson, Neale Rabensburg, Candy O'Meara, Kellie Smith, Stacey Norris, Randy Rodriguez, and others.

Mayor Moerbe called the meeting to order. Next were pledges to the US and Texas Flags. Pastor Martha Langford of First Presbyterian Church gave the invocation.

Under petitions, Rhonda Kaltwasser, Ken Dernehl of La Grange Citizens Alliance, and Brandon Schielack spoke.

CONSENT AGENDA

Discuss and or Consider request to close streets for Trick or Treat on the Square on Thursday, October 31st, and Schmeckenfest on Thursday, December 5th, for the safety of the public.

The next item was to Discuss and or Consider Agreement with Fayette County Office of 911 Addressing for Addressing Services. Staff is requesting council approval to update the agreement we have with Fayette County Office of 911 Addressing for addressing services. We have a great relationship with Ms. Moore and the Office of 911 Addressing.

The next item was to Discuss and or Consider a Resolution cancelling the December 23rd City Council Meeting. **Attachment #1**

The next item was to Discuss and or Consider approval of September Minutes.

A motion was made by Councilman Taylor, second Councilmember Weishuhn to approve the Consent Agenda Items as presented. Motion carried 6-0.

REGULAR AGENDA

Discuss and or Consider final approval of replat request for property located at 245 W Travis by Cornerstone Building La Grange, LLC. A request was received from Cornerstone Building La Grange, LLC to subdivide the property located at 245 W. Travis Street. Their plan is to combine the 2 existing tracts and reconfigure the division lines to facilitate the sale of the warehouse building and a portion of the paved area in back to adjacent land owner, La Grange Motor Company. Cornerstone Building La Grange, LLC plans to retain ownership of Lot 1. Also included on the plat are 3 access easements for ingress/egress and utility construction. There are no planned improvements for this subdivision. There were 22 letters sent to property owners within a 200' radius of this address asking if owners are in favor of or opposed to the subdivision request. There were eight letters returned in favor of granting this request, thirteen letters not returned, and one letter returned but not marked either way. Motion Mayor Pro tem Cernosek, second Councilmember Busch to approve this replat. Motion carried.

Discuss and or Consider request from Samaritan's Purse the owner's representative of property located at 808 North Horton to connect to the city sanitary sewer system. We have received a letter requesting that the city allow for connection of waste water service for a customer located outside the city

limits. Samaritan's Purse is the authorized agent for the owner of the property located at 808 North Horton Street and part of the tract is located inside city limits and part is located outside the city limits. I have attached a letter from Samaritan's Purse requesting the line extension with the understanding that they will be responsible for all costs associated with the line extension. All construction will be designed to city standards so in the event the property is annexed into the city limits in the future, it will be to city standards. The projected daily sewer flow generated by the development at buildout is 17,400 gallons per day based on 3 residents per developed tract. The rule of thumb is that each resident generates 100 gallons of waste water per day. The current flow rate at the wastewater plant is 400,000 gallons per day and we are permitted for 900,000 gallons per day with a current design capacity of 1.34 million gallons per day. The council has approved a number of line extensions over the years and we currently serve the Frisch Auf! Subdivision and a portion of the Cedar Creek subdivision which are located outside the city limits. The extension of sewer service outside the city limits requires formal council approval. Motion Mayor Pro tem Cernosek, second Councilmember Weishuhn to approve this request. Motion carried 5-1 with Councilman Taylor voting against.

Discuss cemetery policy regarding one burial per cemetery space. Staff has been approached by a citizen regarding the city cemetery ordinance that stipulates that only one interment is permitted per space. The concern is that some plots may include more than one interment in violation of the city ordinance. Staff has reviewed a few of the lots in question and it appears that the owner has more than one space but included 2 remains on one headstone. We will continue to review this issue to make sure that the current policy is enforced. The question for council discussion is should the city policy be modified to allow for more than one set of remains to be interred on a single space? Staff has contacted city owned cemeteries in the area and the policies vary greatly. Some cities allow 2 interments on a single space while others allow only one and some don't have policies regarding the number of interments. Mayor Moerbe wants to put together a committee to further discuss interment plans from here forward. Councilman Taylor stated that current sections in the ordinance need to be enforced namely regarding Sec.1.10.014 Certain objects prohibited on lots. This cemetery policy regarding one burial per cemetery space is for review only at this time.

Discuss and or Consider authorizing the City Manager to enter into an Interlocal Agreement for Management Services with CAPCOG to administer Economic Development Administration Grant. Staff is requesting council authorization to enter into an Interlocal Agreement with CAPCOG to administer our recently awarded Economic Development Administration Grant. In April, council authorized the submission of a grant application to the Economic Development Administration (EDA) Disaster Assistance to extend waste water service out Highway 71 West approximately 3 miles. The EDA grant will pay for 80% of the cost to extend service to the area. The extension of wastewater service to this area will allow for future business expansion. Our grant application has been approved for funding in the amount of \$1.8 million. The extension of wastewater west is a long-term investment that will allow for future economic development in an established growth corridor. This project aligns with Goal 4.1 in the Comprehensive Plan in that we are encouraging prosperous commercial and industrial development to the City's periphery. CAPCOG has administered a number of EDA grants in the CAPCOG region with success. The fee to administer the grant is \$55,000 and is included as part of the grant match of \$450,000. Staff recommends approval of the management agreement with CAPCOG to administer our recently awarded Economic Development Administration Grant. Motion Councilman Eilert, second Councilman Taylor. Motion carried.

Discuss and or Consider approval of TML Health for Employee Medical Insurance. Staff is bringing back for council consideration of our 2020 TML Health Program. We will continue to utilize the Consumer Centered Pool Plans (CCPP) offered by the TML Health to provide health care coverage for our employees. The intent of the CCPP plans is to allow the City to select a "defined contribution" amount and allow the employee to then select one of the five plans available in the CCPP. An advantage of the CCPP

is that we don't have to pick a plan (the employee does that), we only need to pick the City Contribution amount. Staff is recommending that we allocate \$650 towards the cost of insurance, which is the same rate we currently provide. Our renewal rate will go in effect on January 1st of 2020. The proposed allocation will allow the employee to select an HAS plan with a \$2,500 deductible with no pocket amount expense. We will continue to use Fayette Savings as the provider of the Health Saving Accounts, if the employee selects that option. We continue to provide wellness opportunities for our employees and will be hosting an onsite biometric screening event on December 4th. We are partnering with City of Schulenburg on the event which will be held at the Randolph Recreation Center. Motion Councilmember Dockery, second Councilmember Weishuhn. Motion carried.

Informational Report on Parklets. The Main Street Advisory Board has been working with a local business on the development of a Parklet downtown. A Parklet is a way to convert a parking space into an attractive outdoor gathering spot. The installation of a Parklet would not be allowed in the State Right of Way. We have modeled the local Parklet Pilot Program after a successful program in Brenham. Pictures of the Parklet in Brenham are in the council packet for your information. Also included is a draft lease agreement for the use of a parking space for the Parklet and also design standards. The Main Street Advisory Board voted to present the concept to council for additional consideration. This item is for informational purposes only. Staff will bring back at a future meeting for consideration. Concerns presented by Councilman Taylor are taking away parking spots from downtown and also that ALL downtown businesses and property owners should be questioned on their interests/concerns regarding this project.

Discuss and or Consider a Resolution to change the date of the November 11th City Council Meeting. A Special City Council Meeting will be held on Tuesday, November 12th. Motion Mayor Pro tem Cernosek, second Councilmember Busch to approve the resolution. Motion carried. **Attachment #2**

Chief of Police Update

Chief of Police David Gilbreath reported that Officer Currington is in training. 4 officers are attending a training on sexual assault, family violence. Gilbreath is attending a mandatory training this month. Gilbreath reminded everyone of Shred It Day this Saturday, October 19th, at the Police Station.

City Manager Update

Electric sales were flat for the month of September while water sales picked up. The fall brush pick up is this week of October 14-18. The next Shred It day will be on Saturday, October 19; this is also the date for the next quarterly bulk pickup. Mr. Raborn thanked Rotary Club for a successful Oktoberfest. White Rock Park restroom build start is slated for Wednesday, October 16th. KABOOM build date is set for Saturday, December 7th.

At 6:50 PM a motion was made by Councilman Taylor, with a second by Councilmember Weishuhn that the meeting be adjourned. Motion carried.

Janet Bayer, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – October 28, 2019

The City Council of the City of La Grange met in Regular Session on Monday, October 28, 2019 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, Councilmember Jan Dockery, Councilman John Eilert, Councilman Pat Janca, Councilman Ken Taylor, Councilmember Violet Zbranek, and Councilmember Kathy Weishuhn. Staff present: City Manager Shawn Raborn, Chief of Police David Gilbreath, City Secretary Janet Bayer. Visitors: Heather Barthelme, Kristen Denham, Tiffany Denham, Loretta Denham, Sarah Mabry, Stacey Norris, Mike Mabry DVM, Tom Hudson, Candy O'Meara, Shirley Hudson, Jesse McDaniel, MaryAnn Powell, Quenten Gonzalez, Neale Rabensburg, Andy Smith, and others.

Mayor Moerbe called the meeting to order. Next were pledges to the US and Texas Flags. Pastor Andy Smith of First United Methodist Church gave the invocation.

Under petitions, Tiffany & Kristen Denham with Bodega and Ken Dernehl of La Grange Citizens Alliance spoke.

CONSENT AGENDA

REGULAR AGENDA

Discuss and or Consider authorizing staff to develop a Pilot Parklets development project. Staff brought back for council consideration the development of a Pilot Parklets project with the owner of Bodega. Mrs. Kristen Denham has been working on the Parklet concept and is requesting that her business be the Pilot project for this concept. The Main Street Advisory Board and city staff have been working with Ms. Denham on the development of a Parklet downtown. Council reviewed at the last meeting that a Parklet is a way to convert a parking space into an attractive outdoor gathering spot. The installation of a Parklet would not be allowed in the State Right of Way. It was noted at the last meeting, the local Parklet Pilot Program is modeled after a successful program in Brenham. The lease agreement for the use of a parking space for the Parklet and also design standards were attached for review. It was asked by Councilmembers if Bodega reached out to the other neighboring businesses? Mrs. Denham emailed the other merchants, put a notice in the Fayette County Record, and they did Facebook posts. All were positively responded to. The space will be appx 10' x 20' and will accommodate 2 tables and a side bar area with stools. It will be ADA compliant as it will be built up to meet the sidewalk. There will be sun shades and lighting for evening hours to allow for multi-seasonal use. A motion was made by Councilmember Weishuhn, second Councilman Taylor to proceed with the Pilot Parklets development project. Motion carried 8-0.

Discuss and or Consider first reading of an ordinance adding Article 6.05, to Chapter 6, of the City of La Grange Code of Ordinances, to prohibit camping in designated places, repealing all conflicting ordinances, providing for enforcement, publication, codification and savings, and declaring an effective date. Staff is bringing back for council discussion a first reading of an ordinance that would prohibit camping in designated public places which would include commercial areas, the historic district, parks and streets and public parking lots. We would still allow camping in city parks if the individual has received prior authorization from the City Manager or his designee. This provision would allow for the continued use of our parks by groups that are traveling the river like the Colorado 100 and other organized groups. Motion Mayor Pro tem Cernosek, second Councilman Janca to accept this ordinance as presented on First Reading. A roll call vote was taken: Councilmember Busch for, Mayor Pro tem Cernosek for, Councilmember Dockery for, Councilman Eilert for, Councilman Janca for, Councilman Taylor for, Councilmember Weishuhn for, Councilmember Zbranek for. Motion carried 8-0.

Discuss and or Consider a resolution for Municipal Court Week. City Manager Raborn noted that this resolution is a way to recognize staff for the work they do. The week of November 4th-8th will be recognized as Municipal Court Week in recognition of the fair and impartial justice offered to our citizens by the Municipal Court of La Grange. Motion Councilmember Zbranek, second Councilman Taylor to approve the resolution. Motion carried. **Attachment #1**

Discuss and or Consider setting 2020 City of La Grange Holiday schedule. Council looked over the holiday list; Mayor Moerbe mentioned the County will have off on Thursday, December 24th, 2020. Council discussed this as an additional holiday off. Motion Councilman Janca, second Councilmember Dockery to add December 24th holiday. A motion to accept the entire 2020 Holiday Schedule was made to include December 24th by Councilman Taylor, second by Councilmember Weishuhn. Motion carried 8-0.

Chief of Police Update

Chief of Police David Gilbreath reported that Shred It Day on Saturday, October 19th, was a success. Over 3.5 tons were shredded. Ford has stated that the new patrol cars should arrive by middle part of November.

City Manager Update

Sales Tax Collections are up 4.6% for the start of the fiscal year. City Manager Raborn went over active grant projects as of October 14, 2019. Trick or Treat on the square will be held this Thursday, October 31st, with over 60 businesses participating. Fall clean-up/brush pick up was held October 14th-18th with 240 brush piles picked up and 3 roll-off dumpsters filled. The quarterly bulk pickup was held on Saturday, October 19th. The few addresses that were missed were retrieved by the following Tuesday. The City really is trying to provide opportunity for utility customers to properly get rid of hard to dispose of items and keep the town clean. KABOOM build date is set for Saturday, December 7th. The design has been approved and a press release is set to go out this week.

At 6:27 PM as pursuant to Section 551.071 Consultation with City Attorney, 1. Consultation with City Attorney regarding Tom Hudson, Individually and Jator, Inc. vs. City of La Grange, TX No. 2017V-053, **and** Section 551.072 Real Property 2. Discuss and or Consider acquisition of real property, council went into Closed Executive Session.

At 6:58 PM Council went into Open Session. No action was needed.

At 6:59 PM a motion was made by Councilmember Weishuhn, with a second by Councilmember Busch that the meeting be adjourned. Motion carried.

Janet Bayer, City Secretary
These Minutes Approved by City Council on:

Janet Moerbe, Mayor