

REGULAR COUNCIL MEETING – January 14, 2013

The City Council of the City of La Grange met in Regular Session on Monday, January 14, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Laura Tiedt and Steve Brothers.

The Pledge of Allegiance was recited and Rev. J Paul Bruhn gave the invocation.

The first item was a presentation on the County Branding Project. Laura Tiedt presented an overview of the State Tourism program and how the program we are working on for Fayette County and the City of La Grange aligns with the State program. Mr. Steve Brothers with Watershed 5 reviewed with council the proposed Fayette County Tourism Brand Guide. This presentation was given out last week to the Tourism Initiative Committee and others, and to the Fayette County Commissioners' Court earlier today. It was noted that a substantial amount of time and effort went into research for this project. However, after hearing comments after some of the presentations regarding the proposed tag line, it was felt that the tag line should be modified.

The next item was to discuss and or consider authorizing staff to proceed with the installation of a new parking area at the Recreation Center. As we move toward the completion of the renovation of the Randolph Recreation Center, we have identified the need to repave the parking area in front of the facility. The paving of the parking area will give the front of the facility a new and complete look. The improved parking area will also allow us to like the future parking area that we plan on adding to the west of the facility with the sidewalk that will bring users to the front of the facility. The estimated cost of the new parking area is \$35,000 to \$40,000 and will be paid for out of budgeted Recreation Center Capital Improvement funds. **MOTION** Mayor Pro tem James Zimmerhanel, **SECOND** Councilman Calvin Kuehn to approve the installation of a new parking area. Motion carried.

The next item was to discuss and or consider authorizing staff to proceed with improvements to Weikel Schiller Ditch. Staff reviewed with council improvement options to Weikel Schiller Ditch. We have been working with BEFCO Engineering to evaluation possible options to improve the drainage ditch. We are experiencing erosion issues along the ditch and are presenting to council two options to consider. The first option is to concrete the ditch and install a heal wall at the outfall of the current pipes. The estimated cost to concrete the ditch and make some improvements to the existing pipe is \$115,000. The second option would be to install an additional 380 feet of pipe and then concrete the remaining section at an estimated cost of \$290,000. Staff is presenting this item for discussion purposes and will bring back at a later meeting for formal consideration. After discussion the consensus of council is to proceed with this project before by completing approximately 100 feet per year. Staff will bring back information on this project at a later date.

The next item was to discuss and or consider approval of bid to install water line to loop feed the Riverside Addition. Staff is requesting council

approval of the low bidder Kieschnick Construction of Wellborn in the amount of \$1,384,214.50 to install a water pipeline along the bypass to loop feed the water distribution system. A letter recommending the low bidder from O'Malley Engineers was included with the council packet for review. The engineering estimate last August for the project was \$1,520,000. This project will be paid with a combination of bond proceeds, the La Grange EDC and as part of the development agreement with Wal-Mart. The project should be completed by July, 2013. **MOTION** Councilman Calvin Kuehn, **SECOND** Councilmember Kathy Weishuhn to approve staff's request. Motion carried.

The next item was to discuss and or consider on Second Reading An Ordinance Amending Chapter 13, Garbage And Trash, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified on January 8, 2007 By Amending Chapter 13, Section 13.05.014, By Increasing The Rates For Residences Utilizing Garbage Containers Of A Capacity Of 96 Gallons As Set Forth In Subsection (1) Of Section 13.05.014 And Establishing In Said Subsection (1) A Reduced Rate For Residences Utilizing Garbage Containers Of A Capacity Of 96 Gallons And Occupied By At Least One (1) Person Sixty-Five (65) Years Of Age Or Older And An Application Procedure For Qualifying For Such Rate; By Amending Chapter 13, Section 13.05.014, By Increasing The Rates For Premises Other Than Residences Utilizing Containers Of A Capacity Of 96 Gallons As Set Forth In Subsection (2);By Amending Section 13.05.014 By Increasing The Rates For Residences And Premises Other Than Residences For The Collection, Pick Up And Hauling Of Tree Limbs, Brush and Cuttings As Set Forth In Subsection (5) of Section 13.05.014; And By Amending Chapter 13, Sections 13.05.015, 13.05.016 and 13.05.017 By Repealing Same; And Providing For An Effective Date. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Violet Zbranek to approve this ordinance on second and final reading. A roll call vote was taken with the following results: Councilman Busch in favor; Councilman Cernosek in favor; Councilman Eilert in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; Councilmember Zbranek in favor; and Mayor Pro tem Zimmerhanel in favor. The motion carried by a vote of 8-0.

The next item was to discuss and or consider approval of minutes for December, 2012. **MOTION** Councilman John Cernosek, **SECOND** Councilman John Eilert to approve the minutes. Motion carried.

Chief of Police

There have recently been 2 cases of identity theft.

City Manager

The active project report was reviewed.

City Council Committee Reports

Yard of the month was awarded to Joyce Dippel at 309 E Pearl.

At 7:15 a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Mayor Pro tem Zimmerhanel that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – January 28, 2013

The City Council of the City of La Grange met in Regular Session on Monday, January 28, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanzel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Aileen Loehr.

The Pledge of Allegiance was recited and Rev. Ellis McKenzie gave the invocation.

The first item was a presentation of Racial Profiling data by La Grange Police Department as required by Article 2.132 Texas Code of Criminal Procedures. This data covers the time period of January 1, 2012 thru December 31, 2012. The La Grange Police Department does not have a problem regarding racial profiling practices. The continuing effort to collect police contact data will assure an on-going evaluation of the police department's practices. **INSERT #1**

The next item was to discuss and or consider authorizing staff to proceed with improvements to Weikel Schiller Ditch. Staff reviewed with council improvement options to Weikel Schiller Ditch at the last council meeting. Staff is now requesting council authorization to proceed with covering 200 feet of the ditch this year and cover an additional 100 feet next year. We had discussed 100 feet per year but staff is recommending 200 feet in order to have the project completed in 3 years. The estimated cost to complete the 200 feet of the project is \$100,000 and will be funded from budgeted capital improvement funds. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman John Eilert to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider an appointment to the Fireman's Pension Board. A representative from the City Council shall be appointed to the Fireman's Pension Board. Mayor Pro tem Zimmerhanzel is the current representative to the Fireman's Pension Board. **MOTION** Mayor Pro tem Zimmerhanzel, **SECOND** Councilmember Weishuhn to appoint Councilman John "Honza" Cernosek to the board. Motion carried. Mayor Moerbe expressed her thanks to Mayor Pro tem Zimmerhanzel for his many years of faithful service on the Fireman's Pension Board.

The next item was to discuss and or consider a request from the La Grange Baseball Association for funding to make improvements. Staff is requesting council authorization to participate in the replacement of the existing fence and improvements to the batting cages at the baseball field at the fairgrounds. The total cost to make the proposed improvements is currently estimated to be \$110,000. The La Grange Baseball Association has received a bid from Meyerson Custom Builders in the amount of \$109,475 and is currently in the process of obtaining additional bids to complete the improvements. The La Grange Baseball Association has already received \$40,000 from the La Grange EDC and is now requesting that the city consider matching the EDC request and the Association would contribute the remaining funds to complete the renovation of the facility. In addition to the improvements to the fence and batting cages the Association is currently making improvements to the meeting room and adding air conditioning to the restrooms. Funding for the project will come out of the Capital Improvement Fund Parks Account. **MOTION** Councilman Cernosek, **SECOND** Councilmember Violet Zbranek to approve staff's request. Motion carried.

The next item was to discuss and or consider an Order Calling for Election of City Officers. Discutir y/o considerer la autorizacion para La Orden de Eleccion de Representantes del Consejo Municipal. **MOTION** Councilmember Zbranek, **SECOND** Councilmember Weishuhn to approve an Order Calling for Election of City Officers. Discutir y/o considerer la autorizacion para La Orden de Eleccion de Representantes del Consejo Municipal. Motion carried. **INSERT #2**

City Manager Raborn reported on the Tourism Committee meeting. No action is needed on the allocation of Tourism Funds. He then reviewed the activities of the Fayette County Tourism Association with council. It is hoped that this will be another project where all entities and individuals will work together similar to the combined effort for the county airport, county wide recycling, and drug issues within the county. The Fayette County Commissioner's Court met earlier today and approved a resolution asking for the legislature to allow for HOT taxes to be collected in the unincorporated areas of Fayette County.

CHIEF OF POLICE

A case of identity theft of a family member was reported.

An arrest was made for possession of cocaine. There have also been 2 reports of prescription medicines being stolen.

CITY MANAGER

Permits have been pulled for the new Wal-Mart Super Center.

Construction has begun on the new Middle School on Eblin Street.

We are working with the Little League Association to move the fence for the new required field size for the Major Little League Field.

At 6:40 a **MOTION** was made by Councilmember Zbranek, with a **SECOND** by Mayor Pro tem Zimmerhanzel that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – February 11, 2013

The City Council of the City of La Grange met in Regular Session on Monday, February 11, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanzel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Bradley Loehr, Greg Trlicek, and Rev. Daryl Hay.

The first item was a presentation of the City of La Grange Annual Audit Report. Greg Trlicek, auditor for the City of La Grange presented the results of the 2011-2012 annual audit report. Mr. Trlicek reported that the city is in good financial standing. He also thanked the city staff for their assistance while the auditors were gathering information for the audit.

The next item was to discuss and or consider acceptance of the La Grange Audit Report. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman John Eilert to accept the La Grange Audit Report. Motion carried.

The next item was to discuss and or consider awarding of bid to install new water line on Horton Street. Staff is recommending that the Horton Street water line improvement project be awarded to Deen's Construction in the amount of \$70,632.02. The project will include replacing the existing 6" water line on Horton Street from Live Oak to Camp Street. Bradley Loehr with BEFCO Engineering reported to council that after reviewing the 3 bids which were received on February 6th, it is their recommendation that Deen's Construction, Inc. be awarded the contract. **MOTION** Councilmember Weishuhn, **SECOND** Councilman Arnold Romberg to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider appointment to the Fireman's Pension Board. A representative from the City Council shall be appointed to the Fireman's Pension Board. At the last meeting, council appointed John "Honza" Cernosek however; we were notified later that a retired fireman could not serve on the pension board. **MOTION** Councilman Calvin Kuehn, **SECOND** Councilman Romberg that Councilmember Violet Zbranek be appointed to the Fireman's Pension Board. Motion carried.

The next item was a report on the 2013 Street Paving Program. The street paving program is on a rotation basis within the city limits. This year we will be working on the northwest quadrant of the city. The estimated total for the chip seal paving is \$115,088.40. The total investment this year in street repair and maintenance is estimated to be approximately \$300,000. The funding for these projects was included in the FY 2012-2013 Capital Improvement Fund Budget. **MOTION** Mayor Pro tem James Zimmerhanel, **SECOND** Councilmember Zbranek to approve the 2013 Street Paving Program. Motion carried.
ATTACHMENT #1.

The next item was to discuss and or consider blocking off the square for La Grange Uncorked. La Grange uncorked will be held on Saturday, March 16, 2013. The event begins at 4PM and is expected to end by 8PM. La Grange Main Street is requesting permission for the closing of the following locations to accommodate the performers and for the safety of the public. The inner parking area by the north entrance of the courthouse which will be utilized for the tent set-up and band to perform. As well as the inner parking area by the east entrance of the courthouse this will be utilized as a seating area for participants. The chefs from the Chambers' Men Who Cook portion of the event will be under the tent serving food to the participants. The various wineries will be placed inside the merchant shops.

The next item was to discuss a request from the Belmont Development Company for city participation in the Garden Walk Competitive Housing Tax Credit application. We have been approached by Mr. Derrick Hamilton with Belmont Development Company seeking financial support in the amount of \$11,200 for the Competitive Housing Tax Credit grant he is working on to rehab the Garden Walk Apartments. The redevelopment project will also include properties owned by Belmont in Schulenburg and Weimar. The financial support is based on population size and the other communities are also considering financial support of the project. The funds can be pledged in a few different ways such as: 1) Building permit or inspection fee waivers. 2) Construction and/or permanent loan at interest no higher than 3% per annum and term of at least 5 years. 3) Grant or in-kind contribution to the project. 4) The city could pledge to do a certain dollar amount worth of landscaping. 5) The city could donate

employee hours to work on the project during construction. 6) Sanitation services during construction. The developer is requesting about \$285,000 in annual housing tax credits from TDHCA. Those are over a ten year period, so once they are sold to an investor for about \$.85 on the dollar, there will be about \$2.5 million to rehab all 3 properties. This item was for discussion purposes only. Council is requesting additional information including: 1) Is there an advantage for the city to participate. 2) What would staff's recommendation be for the most advantageous way for the city or participate. 3) Council would like to make sure that the crime rate would not increase in the area due to this type of development. Council did note that the property is being kept in better condition by the current owner than by the previous owner.

The next item was a report on the Northpointe Development Project. City Attorney Angela Beck sent her apologies for not being able to present a report on this item. Mrs. Beck is out of town and will present her report at the next council meeting. City Manager Raborn did note that work is being done with the 2nd building being rehabbed. The electrical work has been completed and work on the plumbing system being done on at this time. All items were identified which needed to be repaired and City Inspector Jeff Rost does inspect to make sure that all items are being taken care of.

The next item was to discuss and or consider approval of minutes for January, 2013. **MOTION** Councilmember Zbranek, **SECOND** Councilman Romberg that the minutes be approved. Motion carried.

City Council Committee Reports

Main Street is working on the La Grange Uncorked event and the Merchant's Meeting.

The Beautification Committee awarded Yard of the month to Bernard & Sandy Tomanec, Jr at 320 E Milam.

City Manager Update

The burned house at 624 E Guadalupe has been removed.

The Recreation Center is nearing completion.

It is anticipated that the Main Street office will be relocated to the Chamber office by the end of February.

Farmers Market will open on April 6th.

The firemen's training event held in La Grange this past weekend was attended by approximately 130 firefighters.

At 6:45 a **MOTION** was made by Councilmember Zbranek, with a **SECOND** by Mayor Pro tem Zimmerhanzel that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – February 25, 2013

The City Council of the City of La Grange met in Regular Session on Monday, February 25, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann, Troy Stevens, Brian Corb, and Glenda Munsch. Visitors: Keisha Smith, Cynthia Schwertner, Kathy Kay, Ken Taylor and Jeff Wick

The Pledge of Allegiance was recited and Rev. Marcia Kifer gave the invocation.

The first item was to discuss and or consider a request from Relay For Life planning committee to block off the square on October 12th for the 2013 Relay for Life event. A request was received from the Relay For Life Planning Committee to block off the square for the October 12th 2013 Relay for Life event. The square would be partially blocked off beginning at 7:00 PM on Friday evening but will leave access to the businesses. They are requesting that the entire square be closed beginning at 5:00 PM on Saturday. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Arnold Romberg to approve this request. Motion carried. **INSERT #1**

The next item was to discuss and or consider a resolution supporting the Belmont Development Corporation Garden Walk Apartment application under the Texas Department of Housing and Community Affairs Competitive Housing Tax Credit Program. Staff is presenting for council consideration the request from the Belmont Development Corporation for community support in the application to the Texas Department of Housing and Community Affairs under the Competitive Housing Tax Credit grant program. The project will receive community support points if the local community participated in the project. The application process is highly competitive. The proposal is to invest \$560,000 in construction cost into the La Grange Garden Walk Apartment property and also build a community room/office building on the side. The redevelopment project will also include properties owned by Belmont in Schulenburg and Weimar. The City of Weimar has passed a resolution of support and waived permit fees. The City of Schulenburg took no action on the request. Staff is proposing that we waive permit fees on the renovation up to a total of \$2,000. This would allow Belmont to receive 2 points on their application. **MOTION** Councilman Romberg, **SECOND** Mayor Pro tem James Zimmerhanel to approve this request. Motion carried.

The next item was to discuss and or consider possible annexation of property located along the North side of SH 71 and Old Plum Highway. Staff has been working with a local business that is anticipating relocating their facility just outside the city limits at the intersection of Old Plum Road and Highway 71 Bypass. The owner has been in contact with the La Grange EDC regarding partnering on the extension of wastewater to the site. The EDC at the January 14th meeting voted not to support the project as presented. The primary issue with the annexation of this area is the extension of wastewater. We will be able to provide fire protection to this area as the result of the new line we are installing along the Bypass. This item is being presented for discussing purposes only at this time. Staff is seeing council direction regarding the possible annexation of the area. If council is interested in pursuing possible annexation staff will bring back additional financial options to extend utility service to the area. After discussion

council would like for City Manager Raborn to gather additional information on this topic.

A Public Hearing on the City of La Grange Curfew Ordinance was opened at 6:18. Chief Skelton informed the council that the police department is pleased with the current ordinance and it seems to be working well. There being no additional comments, the Public Hearing was closed at 6:20.

The next item was to discuss and or consider adoption of the curfew ordinance. **MOTION** Councilman John Cernosek, **SECOND** Mayor Pro tem Zimmerhanel to approve this ordinance on first reading. A roll call vote was taken with the following results: Councilman Busch in favor; Councilman Cernosek in favor; Councilman Eilert in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; Councilmember Zbranek in favor; and Mayor Pro tem Zimmerhanel in favor. The motion carried by a vote of 8-0.

The next item was an update on the Northpointe Development Project. City Attorney Angela Flores Beck updated council on this project. A suit was filed in August 2012 regarding the Northpointe Development. As of today the electric work has been complete in the first 3 buildings. City Attorney Beck will contact their attorney to have an agreement prepared for the remainder of the required repairs which are necessary to bring the building up to code. City Attorney Beck informed the council that she will bring monthly updates to council on this project.

Tourism Committee

Councilman Harvey Busch reported on the Tourism Committee meeting which was held earlier. They reviewed one request from the Fayette County Record in the amount of \$15,000 to have the 2013 Fayette County Visitor's guide printed and distributed in the Austin American Statesman. This would be distributed to approximately 19,000 individuals in the top 12 wealthiest zip codes in the Austin area. The committee is recommending funding of this project. **MOTION** Councilman Busch, **SECOND** Councilmember Violet Zbranek to approve the committee's recommendation. Motion carried.

Chief of Police

The past few weeks there have been several drug related incidents. There have also been counterfeit bills being passed in town. Counterfeit bills in the denominations of \$50, \$20, \$10, & \$5 have all been received.

City Manager

The Main Street Office has moved to the Chamber at 171 S Main.

At 6:44 PM as pursuant to Section 551.071 Consultation with City Attorney about pending or potential litigation and claims, settlement offers, or attorney-client privileged matters council went into Executive Session.

At 7:07 PM Council went into Open Session. **MOTION** Councilmember John Eilert, **SECOND** Councilmember Weishuhn to cancel the contract with Kutcher Drilling. Motion carried.

At 7:08 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Weishuhn that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – March 11, 2013

The City Council of the City of La Grange met in Regular Session on Monday, March 11, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Quenten Gonzalez, Wade Blakey, Mr. Hill, Mrs. Grimes and Rev. Sid Roden.

The Pledge of Allegiance was recited and Rev. Sid Roden gave the invocation.

Under public petitions Mr. Hill spoke on behalf of All People For Justice. He noted that they had previously come to council regarding a property matter a little over a year ago. He would like to know when this will/would be resolved. He would like for this to be an agenda item. He was informed that a written request could be made to have this item on the agenda. However, it was noted that this matter is in litigation at this time. Mrs. Beatrice Grimes then spoke on her behalf regarding property dispute of house, fence, and trees being torn down several years ago.

The first agenda item was to discuss and or consider approval of the Certificate of Unopposed Candidates for Mayor, Councilmember Ward 2, Councilmember Ward 3, and Councilmember Ward 4. Discutir y/o considerar la aprobacion del Certificado de Candidatos Sin Oposicion. The following candidates are unopposed: Mayor/Alcalde-Janet Moerbe; Councilmember Ward 2/ Representante Municipal Distrito 2-John J. “Honza” Cernosek; Councilmember Ward 3/ Representante Municipal Distrito 3-Calvin Kuehn; Councilmember Ward 4/Representante Municipal Distrito 4-Pat Janca. **MOTION** Councilman John J Cernosek, **SECOND** Mayor Pro tem James Zimmerhanel to approve the Certificate of Unopposed Candidates. Motion Carried. **ATTACHMENT #1**

The next item was to discuss and or consider an order canceling the May 11, 2013 City Officers Election for Unopposed Candidates for Mayor, Councilmember Ward 2, Councilmember Ward 3, Councilmember Ward 4. Discutir y/o considerar Orden Cancelando Election del 11 de mayo de 2013 Para Oficiales Municipales de Candidatos Sin Oposicion. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman John Eilert to approve the order. Motion Carried. **ATTACHMENT #2.**

The next item was to discuss and or consider authorizing staff to enter into a management services agreement with Langford Community Management Services to administer the Texas Capital Fund Main Street Grant we received to replace sidewalks downtown. As part of the Texas Capital Fund Grant that we

recently received to replace sidewalk downtown we need to obtain the services of a management firm to administer the grant. The management fee is set at \$25,000 and is part of the local grant match and is budgeted in the FY 2012-13 Capital Improvement Fund. Staff is requesting council approval to enter into an agreement for management services with Langford Community Management Services. We have utilized the services of Langford Community Management Services for the many years on Texas Capital Fund and Community Development applications and have been satisfied with the services provided. Staff recommends approval of the management agreement with Langford Community Management Services. **MOTION** Councilmember Zbranek, **SECOND** Councilman Arnold Romberg to approve staff's recommendation. Motion Carried.

The next item was to discuss and or consider authorizing staff to enter into a professional services contract with BEFCO Engineering for engineering services associated with the Texas Capital Fund Main Street Grant we received to replace sidewalks downtown. As part of the Texas Capital Fund Grant that we recently received to replace sidewalks downtown we need to obtain the services of an engineering firm to design the project. The engineering services fee is set at \$30,000 and is part of the local project match. Staff is requesting council approval to enter into a professional services agreement with BEFCO Engineering. Staff recommends approval of the professional services agreement with BEFCO Engineering. **MOTION** Mayor Pro tem Zimmerhanel, **SECOND** Councilmember Kathy Weishuhn to approve staff's recommendation. Motion Carried.

The next item was to discuss and or consider authorizing signatories for the Texas Capital Fund Grant Project. Staff is requesting council authorization to designate the following individuals to sign documents related to the Texas Capital Fund Grants: Mayor Janet Moerbe, City Manager Shawn Raborn, Mayor Pro tem James Zimmerhanel, and City Secretary Lisa Oltmann. **MOTION** Councilman Cernosek, **SECOND** Councilmember Zbranek to approve staff's request. Motion Carried. **ATTACHMENT #3**

The next item was to discuss and or consider A Resolution Of The City Council Of La Grange, Texas Authorizing The City Manager Or His/Her Designee To Implement A Section 3 Program, Which To The Greatest Extent Feasible, Will Provide Job Training, Employment, And Contracting Opportunities For Section 3 Businesses Of The Area In Which The Texas Community Development Block Grant (TXCDBG) Program/Project Is Being Carried Out. Staff is requesting council approval of an updated policy that HUD is requiring to develop in order to implement the Section 3 policy. The purpose of the policy is to strive to attain goals for compliance to Section 3 regulations by increasing opportunities for employment and contracting for Section 3 residents and businesses. Section 3 residents are defined as individuals who reside in public housing or reside in the area where a federally assisted project is located and have low to very low income. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Zbranek to approve staff's recommendation. Motion Carried. **ATTACHMENT #4**

The next item was to discuss and or consider proclaiming April as Fair Housing Month in the City of La Grange. A requirement of the Texas Capital Fund Grant is that we undertake a Fair Housing Activity each year. The activity that we are undertaking this year is to proclaim April as Fair Housing Month. **MOTION** Councilman Kuehn, **SECOND** Mayor Pro tem Zimmerhanel to approve the proclamation of April as Fair Housing Month. Motion Carried. **Attachment #5**

The next item was to discuss and or consider on second reading the adoption of the curfew ordinance. Council approved on first reading at the last council meeting to continue the curfew ordinance as currently authorized. Texas Local Government Code Sec 372.002 requires the governing body of a home-rule municipality to review a juvenile curfew ordinance at least every three years; and to conduct a public hearing to review the juvenile curfew ordinance's effects on the community and on the problems of the juvenile curfew ordinance was intended to remedy. After conducting the public hearing required by Texas Local Government Code Section 370.002, the City Council should make a determination if it would be in the best interest of the community to readopt the juvenile ordinance. **MOTION** Councilman Romberg, **SECOND** Councilmember Zbranek to approve this ordinance on Second Reading. A roll call vote was taken with the following results: Councilman Busch in favor; Councilman Cernosek in favor; Councilman Eilert in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; Councilmember Zbranek in favor; and Mayor Pro tem Zimmerhanel in favor. The motion carried by a vote of 8-0.
ATTACHMENT #6

MOTION Councilmember Zbranek, **SECOND** Councilman Romberg to approve the minutes for February, 2013. **Motion Carried.**

CITY COUNCIL COMMITTEE REPORTS

Main Street will host the First Annual Wine & Food Festival "La Grange Uncorked" on Saturday, March 16 from 4-8PM. The annual merchants' meeting will be on April 25.

The Library Board met last Tuesday, high circulation continues for both E-book Library Circulation as well as Library Circulation. Ann Rogers has resigned from the Library Board.

The Beautification Committee met and awarded Yard of the Month to Chris & Dorothy Adams at 521 N Franklin.

CITY MANAGER REPORT

Spring Cleanup will be the week of March 18-23.

The water line project along the bypass is in progress.

Winter Water Averaging is complete.

The transformer for the new Junior High School has been ordered.

The La Grange Municipal Sign Review Board met for the 1st time to review a variance request. The request was denied as there would be no hardship if the CEVM sign was not installed.

At 6:35 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Mayor Pro tem Zimmerhanel that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – March 25, 2013

The City Council of the City of La Grange met in Regular Session on Monday, March 25, 2013 in the City Hall Council Chambers with the following members present: Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanzel. Mayor Janet Moerbe was absent. Staff present: City Manager Shawn Raborn and City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Quenten Gonzalez, and Marian Fenix.

The Pledge of Allegiance was recited and Councilmember Kathy Weishuhn gave the invocation.

Under Public Petitions, Marian Fenix spoke regarding concerns with the open court policy at the Randolph Recreation Center. City Manager Raborn advised that this would be looked into.

The first item was to discuss and or consider approval of a contract for Elections Services between Fayette County Elections Administrator and the City of La Grange, Texas, Relating to a General Election to be held on May 11, 2013. Staff recommends approval of the Elections Services Contract between the Fayette County Elections Administrator and the City of La Grange, Texas, relating to the General Election to be held on May 11, 2013. The Elections Administrator will order the ballots for the general election once approved by city staff. They will also conduct the various Election Day activities. City staff will continue to conduct all other aspects of the election including early voting. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilmember Violet Zbranek to approve staff's recommendation. Motion carried. **INSERT #1**

The next item was to discuss and or consider appointment of an Election Judge and an Alternate and setting the salary for the City Officer's election to be held on May 11, 2013. Discutir y/o considerar la designación de un Juez Electoral y un Jeuz Alternative y la determinación del sueldo de los ayudantes electorales para la elección citada para el día 11 de mayo de 2013. Dina Bell, the county Elections Administrator has contacted Denise Speckels and Pat Settle to inquire if they would be willing to be the presiding and alternate/associate judge of the City Election to be held on May 11, 2013. Mrs. Speckels, if approved would be willing to be the presiding judge. Ms. Settle, if approved would be willing to be the alternate/associate judge. It is staff's recommendation that these two individuals be approved for the presiding judge and the alternate/associate judge. In 2009 the City of La Grange paid \$10.00 per hour for all election workers with the election Judge receiving an additional \$50.00 for set up and delivery of election return information. It is my recommendation that the City of La Grange once again pay \$10.00 per hour for all election workers with the election Judge receiving an additional \$50.00 for set up and delivery of election return information. **MOTION** Councilmember Zbranek, **SECOND** Councilman John Eilert to approve staff's recommendations. Motion carried.

The next item was a review of the active project report. City Manager Raborn reviewed the active project report. Some of the major projects that city personnel are working on are bringing services to the new Wal-Mart and new middle school locations. Construction on the Horton Street Water line replacement project is set to begin the first week in April. There are a few minor details to finish at the Randolph Recreation Center. At this time we plan to have the rededication of the facility in May.

City Manager Report

The city wide cleanup was held last week. There were approximately 217 piles of brush picked up and 5 roll-off containers filled with additional rubbish. The “La Grange Uncorked” wine and food event was very successful. There were over 450 tickets sold for the event.

The next item was to discuss and or consider allocation of Tourism Grant Funds. Councilman Harvey Busch reported that the Tourism Committee met earlier and reviewed 2 funding requests. They were from the Texas Czech Heritage & Cultural Center for funds to be used to advertise the Slavnost/MayFest to be held on May 19th; and from the La Grange Main Street for funds to be used to develop a smartphone tourism app for the City of La Grange. It is the recommendation of the Tourism Committee that the request from the Texas Czech Heritage & Cultural Center be funded in the amount of \$1880 for advertising the Slavnost/MayFest; and that the request from the La Grange Main Street be funded in the amount of \$10,000 for development of the smartphone tourism app. **MOTION** Councilman Busch, **SECOND** Councilmember Zbranek to approve the committee’s recommendation. Motion Carried.

At 6:20 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Weishuhn that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

James V Zimmerhanel, Mayor Pro tem

REGULAR COUNCIL MEETING – April 8, 2013

The City Council of the City of La Grange met in Regular Session on Monday, April 8, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanel. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Wade Blakey, and Patrick Johnson.

The Pledge of Allegiance was recited and Father Joseph Varickamackal, of Sacred Heart, gave the invocation.

Under Public Petitions Wade Blakey spoke regarding a quiet zone in La Grange. There will be a public hearing on this subject at the May 13, 2013 council meeting.

The first item was to discuss and or consider a request from Mt. Calvary Lutheran Church to close the 800 block of N. Franklin on May 19th from 10:00 a.m. until 5:00 p.m. A request was received from Mt. Calvary Lutheran Church to close the 800 block of N. Franklin from 10:00 a.m. until 5:00 p.m. on Sunday, May 19th for their 20th Annual Homecoming Picnic. Staff recommends approval of this request. **MOTION** Mayor Pro tem James Zimmerhanel, **SECOND**

Councilmember Violet Zbranek to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider authorizing staff to auction items that are obsolete and are no longer being used. Duncan Auctioneers will be holding an area-wide auction on April 27, 2013 and they have invited the City of La Grange to participate again this year. We have had good luck in the past with getting top dollar for our used and obsolete equipment by selling them through Duncan and staff recommends that we do so again this year. Items that staff would like to include are a 1998 Ford ¾ ton pickup truck with dump bed insert with 61,980 miles, and possibly a Graco Line Laser II, Model 3900 airless walk-behind line striping machine which was purchased in April 1999. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman John Eilert to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider renewal of lease with Colorado Valley Communications for use of tower space. Our current agreement with Colorado Valley Communications to utilize space on the tower located behind the Fire Station and the Water Tower on North Jefferson will expire this month. Key provisions of the proposed agreement include that the purpose of it is for use of space on the Fire Station Tower and the Water Tower; it would be for 5 years and there would be twenty City Facilities receiving broadband wireless internet service at no cost to the city and the City Web page would be hosted at no cost. The estimated value of the services provided to the city in exchange for tower space is approximately \$1,500 per month. This item was presented for council review only at this time, and will be brought back at the next meeting for formal consideration.

The next item was to discuss and or consider approval of minutes for March, 2013. **MOTION** Councilman John Cernosek, **SECOND** Councilman Arnold Romberg to approve the minutes. Motion carried.

City Council Committee Reports

Main Street will host the Merchants' Meeting on Thursday, April 25th at the fire station.

The Beautification Committee awarded Yard of the Month to Lambert and Angela Heintschel at 621 E La Fayette.

Chief of Police Update

The BPMS 150 will be held the weekend of April 20-21.

There has been several dope arrests made recently.

Recently there have been 3 separate child abuse cases which the department has been working on. This week Wednesday is "Wear Blue for Kids" day to promote Child Abuse awareness.

City Manager Update

The Recreation Center dedication will be held on May 17th.

Frank Menefee has been working with the ISO on the insurance rating. The last time this was done was approximately 17 years ago. City Manager Raborn noted that Mr. Menefee has done a great job in getting all of the data together for this rating.

Mayor Moerbe, on behalf of the council also expressed her appreciation to Mr. Menefee for all that he has done regarding this rating process.

At 6:16 PM as pursuant to Section 551.071 Consultation with City Attorney about pending or potential litigation and claims, settlement offers, or attorney-

client privileged matters: 1) Northpointe Rule 11 Agreement; 2) Grimes et al vs. City of La Grange et al, council went into Executive Session.

At 6:40 PM Council went into Open Session. Mayor Moerbe stated that there was no action to be taken at this time.

The next item was a tour of the Randolph Recreation Center council recessed the meeting at City Hall at 6:42 and reconvened at the Randolph Recreation Center at 6:48. Recreation Director Janet Rangel then gave a tour of the facilities.

At 7:32 PM a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilman Eilert that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – April 22, 2013

The City Council of the City of La Grange met in Regular Session on Monday, April 22, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Violet Zbranek, Councilmember Kathy Weishuhn, and Mayor Pro tem James Zimmerhanel. Staff present: Assistant City Manager Frank D. Menefee Jr., Chief of Police Jackie Skelton, and Asst. City Secretary Mary Goerig. Visitors: Aileen Loehr, Pat Janca, Patrick Johnson, Cynthia Schwertner, and Wade Blakey.

The Pledge of Allegiance was recited and Rev. Dennis Hill gave the invocation.

The first item was to discuss and or consider Railroad Quiet Zone Implementation Project. This item is being presented as background information on the Railroad Quiet Zone issue prior to the public hearing that is scheduled for May 13th. Mr. Menefee has been working for the past several months on the issue of implementing a railroad quiet zone and briefed the council on this matter. According to Tim Saunders with BEFCO a quiet zone could be possible for the seven crossings from Main Street to Jackson Street. Based on calculations it does appear this zone would qualify without any improvements. However, the following should be noted: The Quiet Zone Risk Index (13197.2) is only slightly less than the Nationwide Significant Risk Threshold (13722). While this does qualify now, it may not qualify in the future if/when traffic counts are greater and you have to renew the quiet zone. If it wouldn't qualify, then the City would either have to close a crossing(s) or install supplementary safety measures to lower the Quiet Zone Risk enough to qualify. Given the existing physical configuration of each of the crossings, installing supplementary safety measures would likely not be feasible without altering existing access points of adjoining landowners. This week we received word from Tim Saunders that Union Pacific (UP) had recently

installed constant warning time (CWT) devices at the Colorado Street Crossing which would allow for the development of a Quiet Zone for all 10 ten crossings. We still have to clarify the exact cost of the project but it should be less than \$30,000. In the event that council wants to proceed with project after obtaining public input at the public hearing on May 13th it would take from 9 -12 months to implement a Quiet Zone. Mr. Menefee answered questions asked by council members and guests.

The next item was to discuss and or consider renewal of lease with Colorado Valley Communication for use of tower space. Our current agreement with Colorado Valley Communications to utilize space on the tower located behind the Fire Station, and the Water Tower on North Jefferson will expire this month. Key provisions of the proposed agreement are as follows: Purpose-use of space on the Fire Tower and Water Tower. Term-5 year agreement. Considerations include broadband wireless internet service to twenty City facilities at no cost. Hosting of City web page at no cost. The estimated value of the services provided to the city in exchange for tower space is approximately \$1,500 per month. **MOTION** Councilmember Violet Zbranek, **SECOND** Mayor Pro tem Zimmerhanzel to approve this agreement. Motion carried. ATTACHMENT #1

The next item was to discuss and or consider request from Fayette County Habitat to waive permit fees. We received a request from Fayette County Habitat for Humanity to waive the permit fees and connection charges associated with the construction of the third Habitat for Humanity house here in La Grange. The home will be located on Pearl Street across the street from the Randolph Recreation Center. Staff has estimated that the total cost of permit and connection charges to be \$1,185. Council waived the permit fees and connection fees for the first home that was constructed in 2007 and the second home that was constructed in 2011. Staff recommends approval of this request. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Arnold Romberg to approve this request. Motion carried.

UTILITY MANAGER REPORT

Reported on Wal-Mart Project & La Grange ISD Project

Chief of Police

Chief Skelton reported that everything went well for the MS 150 Bike-A-ton this past weekend.

COUNCIL REPORTS

Several members of council attended the funeral services for former Mayor L. W. "Sonny" Stolz Jr.

Main Street will hold their annual Merchants' Dinner on April 25th.

City Council Election will be held on May 11th to elect a councilmember Ward 1.

There will be a reception to honor Mayor Pro tem James Zimmerhanzel prior to the council meeting on May 13th.

There will be a dedication for Randolph Rec Center on May 17th.

At 6:25 a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilman Cernosek that the meeting be adjourned. Motion carried.

Mary Goerig, Assistant City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – May 13, 2013

The City Council of the City of La Grange met in Regular Session on Monday, May 13, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Councilman John Cernosek, Councilman John Eilert, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, Councilmember Violet Zbranek, and Mayor Pro tem James Zimmerhanel. Staff present: City Manager Shawn Raborn, Asst. City Manager Frank D. Menefee, Jr., Chief of Police Jackie Skelton, City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Pat Janca, Wade Blakey, Charlene Baker, Andrew Baker, David Vanek, Laurie Kensicki, Dave Kensicki, Mary Ann Butler, Anne Boyd, Neale Rabensburg, Jeff Cook, Paul & Jeanette Faist, Ginger Robinson and others.

The Pledge of Allegiance was recited and Rev. J. Paul Bruhn, of First United Methodist Church, gave the invocation.

The first item was a presentation of a plaque to Mayor Pro-tem James Zimmerhanel for being a councilman for the City of La Grange from 1973-2013. James Zimmerhanel was elected to city council in 1973 and decided to not seek re-election this year. Mayor Moerbe presented a plaque to Mayor Pro-tem Zimmerhanel and spoke of the assistance Mr. Zimmerhanel had provided when she was first elected as a councilmember. Mayor Moerbe on behalf of the city expressed thanks to Mr. Zimmerhanel for all the he has done for the City of La Grange and for being a member of the council.

The next item was a presentation of a plaque to Mayor Pro-tem Zimmerhanel for service as a member of the La Grange Volunteer Fire Department Pension Board from October 1981 till January 2013. Fire Chief Frank D. Menefee, Jr. presented the plaque to Mayor Pro-tem Zimmerhanel and also expressed thanks for Mr. Zimmerhanel being a part of the Pension Board from when it was formed till he stepped down this January.

The Mayor opened the public hearing at 6:04 PM on the Railroad Quiet Zone Implementation Project. This public hearing was held in order to obtain community input into the possible development of a railroad quiet zone. The Fayette County Record ran a front page article on this item and a formal notice ran in the May 3rd edition of the paper. Staff will bring back an action item at the next council meeting regarding the future development of the quiet zone. City Manager Raborn noted that should the council decide to implement this project that it would possibly be one year till it would be in effect. It would then need to be reviewed every 3 years. Also, if the train engineer did perceive any type of danger/ concern, he would still sound the train whistle. Several visitor spoke in favor of implementing a Railroad Quiet Zone. They included Wade Blakey, Dave Kensicki, Mary Ann Butler, Ann Boyd, Jeff Cook, Jeanette Faist, and Neale Rabensburg. Some individuals inquired to see if the whistle could just be sounded during the day and not at night. Others also inquired if the “excessive” whistle blowing could be minimized. David Vanek and Charlene Baker spoke in opposition of the quiet zone. Public Safety was their main concern if the zone was to be implemented. The Public Hearing was closed at 6:38 PM.

The next item was to discuss and or consider a preliminary request from Mr. Lambert and Doris Lidiak to replat property located at 455 E. Live Oak St. A request was received from Lambert & Doris Lidiak to replat the property at 455 E. Live Oak. The new lot will meet the minimum lot size of 8,000 square feet required for a corner lot. Staff is presenting this item for preliminary

consideration. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilmember Kathy Weishuhn to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider a preliminary request from Mr. Ed Weeren to replat property located at 433 S. Ellinger Road. A request was received from Mr. Ed Weeren the owner of two tracts at 433 and 435 S. Ellinger Road in the John Eblin League to replat the lots into a single tract. Mr. Weeren is working on selling the lots and the prospective buyer wants to build on both lots. The request for preliminary approval is to give the owner some assurance that before he invests additional time and money into the project that council will give positive consideration to the formal plat request. **MOTION** Councilmember Zbranek, **SECOND** Mayor Pro-tem Zimmerhanel to approve this preliminary request for replat. Motion carried.

The next item was to discuss and or consider a request from the Fayette County Fair Association to partner with them on the development of a Master Plan for the Fayette County Fairgrounds. Staff is requesting council authorization to be a financial partner with the Fayette County Fair Association on the development of the master plan for the Fayette County Fairgrounds. The Fair Association has engaged the services of Brad Cutright to assist them in the creation of the master plan. The fee for the master plan is \$6,000 and will serve as the building block for the long term redevelopment of the facility. As part of the master plan the Fair Association has also recently completed a site survey of the property. The Fayette County Fair Association is now requesting that the council consider splitting the cost of the master plan and related expenses. The city portion of the project is estimated to be \$6,000 and will be paid out of the Capital Improvement Fund Facility Improvement account if approved. Staff recommends approval. **MOTION** Mayor Pro-tem Zimmerhanel, **SECOND** John Cernosek to approve staff's recommendation. Councilman Calvin Kuehn abstained from voting as he is also a member of the Fair Association. Motion carried.

The next item was to discuss and or consider awarding bid for the 2013 Seal Coating Project to H&C Construction. Staff is recommending that the 2013 seal coating project be awarded to H&C Construction in the amount of \$112,757. **MOTION** Councilmember Zbranek, **SECOND** Mayor Pro-tem Zimmerhanel to approve this request. Motion carried.

The next item was to discuss and or consider rescheduling the May 27th City Council meeting. **MOTION** Councilman Kuehn, **SECOND** Mayor-Pro-tem Zimmerhanel to approve the resolution cancelling the Regular Meeting May 27, 2013 meeting and calling a Special Council meeting for May 28, 2013. Motion carried.

The next item was to discuss and or consider approval of minutes for April, 2013. **MOTION** Councilmember Weishuhn, **SECOND** Mayor Pro-tem Zimmerhanel to approve the minutes. Motion carried.

CITY COUNCIL COMMITTEE REPORTS

The Library Board met recently there will be a dedication of trees in Memory of former Board Member Beverley Blakeye on June 15th.

The Yard of the Month was awarded to Mr. & Mrs. Richard Irwin at 809 S. Franklin.

Main Street invited participants of the Farmers Market to the last meeting. The participants are pleased with how the Market going. The Flag Day Celebration will be held on June 14th. The time will be 9:00 AM instead of 11:00 AM.

CHIEF OF POLICE UPDATE

Wrecks and disturbances are up.

CITY MANAGER UPDATE

Utility usage is down.

Sales Tax is up.

The election results will be canvassed at 11:30 on Friday, May 17th.

The Randolph Recreation Center will hold a dedication on Friday May 17th from 2-4.

Mayor Pro-tem Zimmerhanel then spoke briefly. He noted that it has been a privilege and a please to be a member of the city council.

At 6:55 a **MOTION** was made by Mayor Pro tem Zimmerhanel, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

SPECIAL COUNCIL MEETING – May 17, 2013

The City Council of the City of La Grange met in Special Session at 11:30 A.M. on Friday, May 17, 2013 with Mayor Moerbe, Councilmember Violet Zbranek and Councilman Arnold Romberg present.

The only item on the agenda was to canvass the City Election held on May 11, 2013. This election was to elect Councilmember Ward 1. There were a total of 28 votes cast with Arnold Romberg receiving 17 and Patrick D. Johnson receiving 11. This canvass is made a part of these minutes. **MOTION** Councilmember Zbranek; **SECOND** Councilman Romberg to approve the canvass. Motion carried unanimously.

The meeting was adjourned at 11:35 A.M.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

SPECIAL COUNCIL MEETING – May 28, 2013

The City Council of the City of La Grange met in Special Session on Tuesday, May 28, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman John Cernosek, Councilman

Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Councilmembers Harvey Busch and John Eilert were absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr and Wade Blakey.

The Pledge of Allegiance was recited and Rev. Ellis McKinzie, of Second Baptist Church, gave the invocation.

The first item was to administer the Oath of Office to the newly elected Council Members. City Secretary Lisa Oltmann administered the Oath of Office to Mayor Janet Moerbe. Mayor Moerbe then administered the Oath of Office to Councilmembers Arnold Romberg-Councilman Ward 1; John J “Honza” Cernosek-Councilman Ward 2; Calvin Kuehn-Councilman Ward 3; and Pat Janca-Councilman Ward 4.

The next item was to discuss and or consider selection of Mayor Pro tem. At its first meeting after election each year, the City Council shall elect from among its members a Mayor Pro tem who shall serve at the pleasure of the City Council. In the absence or inability of the Mayor to perform the duties of office, the Mayor Pro tem shall perform the duties of office and in this capacity shall be vested with all of the powers conferred on the Mayor. **MOTION** Councilman Calvin Kuehn, **SECOND** Councilmember Kathy Weishuhn to nominate Councilman John J “Honza” Cernosek for Mayor Pro tem. Motion carried.

The next item was to discuss and or consider directing staff to proceed with the development of a Railroad Quiet Zone for the 10 railroad crossings located in the city limits of La Grange. Staff is requesting council direction regarding how to proceed with the development of the proposed Railroad Quiet Zone. The next step in the development process is to complete the design plans that will include safety improvements and signage and pavement marking modifications. After the design plans are complete we would then submit a formal Notice of Intent to create a Railroad Quiet Zone to Union Pacific Railroad (UPRR) and the Federal Railroad Administration. Staff anticipates that the process will take from 9-12 months to implement the Quiet Zone. **MOTION** Councilman Arnold Romberg, **SECOND** Mayor Pro tem Cernosek to authorize staff to proceed with the development of a Railroad Quiet Zone. Motion carried.

The next item was to discuss and or consider appointment to the Library Board. The Fayette Library Museum Archives Board of Directors is composed of nine members who are appointed by the City Council. The Board serves as an advisor to the library staff in the operation and maintenance of the library. The Board is recommending that Mrs. Kathy Carter be appointed to replace Ann Rogers who recently resigned from the Board. **MOTION** Mayor Pro tem Cernosek, **SECOND** Councilmember Violet Zbranek to approve the Board’s Recommendation. Motion Carried. Attachment #1

City Council Committee Reports

Main Street will host the annual Flag Day Celebration on June 14th at 9 AM. Beautification Committee wrote a letter to the TxDOT’s Yoakum Office expressing concerns over work that was recently done in La Grange. As of Tuesday, May 28th, a reply was not received back from TxDOT. Committee Chair Zbranek called their office and expressed concern that the City of La Grange was not contacted prior to work being done within the city limits.

Chief of Police Report

During the past few weeks, the department has worked one burglary of a business, 2 robberies, shop lifting case(s), as well as a credit card scam.

City Manager Report

Main Street will host the Main Street Summer Training in La Grange the Week of June 3-7. There will be approximately 70 Main Street Managers from various cities within the State of Texas, in La Grange for this training.

The Main Street office will be open on Saturday and Sunday for assisting visitors. The swimming pool will be open Thursday-Sunday this summer.

Mayor Moerbe then welcomed Councilman Pat Janca to the council.

At 6:30 a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – June 10, 2013

The City Council of the City of La Grange met in Regular Session on Monday, June 10, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr.

The Pledge of Allegiance was recited and Rev. Daryl Hay of St. James Episcopal Church gave the invocation.

Mayor Moerbe opened the meeting by recognizing the various teams from La Grange that qualified for the state meets/tournaments, and congratulated the baseball team on winning state. Proclamations will be presented to the members at a later date.

The first item was to discuss and or consider cancelling the July 22nd City Council Meeting. **MOTION** Mayor Pro tem John Cernosek, **SECOND** Councilman John Eilert to approve the resolution cancelling the July 22nd City Council Meeting. Motion carried. **INSERT #1**

The next item was to discuss and or consider City Council Committee appointments. Mayor Moerbe presented a proposed list of Council Committee Appointments for 2013-2014. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman Arnold Romberg to approve the appointments as presented. Motion carried. **INSERT #2**

The next item was to discuss and or consider a request from the Juneteenth Parade Committee to close Pearl Street to traffic for the annual Juneteenth Parade.

A request was received from the La Grange Juneteenth Committee to block off Pearl Street from 8 AM until 11 AM on Saturday, June 15th. Staff recommends approval of this request. **MOTION** Councilman Calvin Kuehn, **SECOND** Councilmember Zbranek to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider on first reading an Ordinance amending Chapter 2, Animal Control, Code of Ordinances, City of La Grange, Section 2.01.002, Running at Large by amending Section 2.01, General Provisions, Section 2.01.002, Running at Large, of the CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS by amending Section 2.01.002, Running at Large, to increase the penalty for the violation thereof, and providing for an effective date. We have currently experienced some issues with animals running at large and the current fine structure has not been an adequate deterrent to modify behavior. The current fine is \$45 regardless of the number of times we have had to deal with the owner. Staff is proposing that the fine be not less than \$50 and no more than \$500. The updated language will give staff and the court additional tools to change owner behavior. **MOTION** Councilman Romberg, **SECOND** Councilman Kuehn to approve this ordinance on First Reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on first reading by a vote of 8-0.

The next item was to discuss and or consider a request from La Grange ISD to waive permit fees associated with construction of the new tennis court and the new concession stand. A request was received from La Grange ISD requesting that the city waive the permit fees associated with the construction of the new tennis courts and the new concession stand. The building permit fees associated with the improvements would be \$2,500 based on the construction budget of \$800,000. The mechanical, electrical and plumbing permits are estimated to total \$1,500. The fee waiver request is estimated total \$4,000. City Manager Raborn recommends that this item also include any permit fees associated with the construction of a new security fence the school will build on the K-8 campus. **MOTION** Councilman Eilert, **SECOND** Councilmember Kathy Weishuhn to approve the request to waive permit fees for the construction of the new tennis court, new concession stand, and the new security fence at the K-8 campus. Motion carried.

The next item was to discuss and or consider approval of minutes for May, 2013. **MOTION** Mayor Pro tem Cernosek, **SECOND** Councilmember Zbranek to approve the minutes as presented. Motion carried.

Chief of Police Update

Chief Skelton reminded everyone not to leave valuables where they can be seen in vehicles, even if the car is locked.

City Manager Update

City Manager Raborn reviewed the active project report. It was noted that street repair from the Horton Street water line replacement project is scheduled to begin tomorrow, Tuesday, June 11. The show barn at the Fayette County Fair Grounds has been removed and the Fair Association is working on a facility master plan. The Texas Parks & Wildlife Grant for the Randolph Recreation Center is in the process of being closed out. City Attorney Beck continues to work on purchasing property by the center for additional parking. The Main Street Luncheon which was held last Friday to honor businesses which have been in business for 50 or more years was very well attended and well received. State Representative Lois

Kolkhorst and State Senator Glenn Hegar were in attendance for this event. There will be a budget workshop as part of the next council meeting.

City Council Committee Reports

The Beautification Committee awarded Yard of the Month to Kathy Prause at 412 S Ellinger Rd.

Main Street will host the Flag Day celebration on June 14th starting at 9 AM.

Tree planting in memory of Beverly Blakley will be held Saturday, June 15th at 4 PM at the Fayette Public Library.

At 6:20 a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilman Eilert that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – June 24, 2013

The City Council of the City of La Grange met in Regular Session on Monday, June 24, 2013 in the City Hall Council Chambers with the following members present: Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Mayor Janet Moerbe was absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Jeff Wick and Cynthia Schwertner.

The Pledge of Allegiance was recited and Rev. Marcia Kifer of Shared Lutheran Ministries gave the invocation.

The first item was to discuss and or consider a request from Nolan Meinardus to extend water service to his property located at 1410 E State Highway 71. A request was received from Mr. Nolan Meinardus requesting that city water service be extended to his property located outside the city limits. The extension of service outside of the corporate limits requires formal city council approval. Mr. Meinardus understands that he will be responsible for all costs associated with the line extension. Staff recommends approval of this request. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Arnold to approve staff's recommendation. Motion carried.

The next item was to discuss and or consider a preliminary request from Dr. Keilers to replat property located at 254 W. Milam. A request was received from Dr. Keilers to replat the property at 254 W. Milam. Staff is requesting council direction regarding the replatting of this tract. The lot as currently proposed is 6,000 square feet and therefore does not meet the minimum lot size of seven thousand square feet. The request for preliminary approval is to give Dr. Keilers some assurance that if he invests additional time and money into the project that council will give positive consideration to the formal plat request. After discussion, **MOTION** Councilman Calvin Kuehn, **SECOND** Councilman John Eilert to table this item till the next time it is on the agenda. Motion carried.

The next item was to discuss and or consider on second reading an Ordinance amending Chapter 2, Animal Control, Code of Ordinances, City of La Grange, Section 2.01.002, Running at Large by amending Section 2.01, General Provisions, Section 2.01.002, Running at Large, of the CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS by amending Section 2.01.002, Running at Large, to increase the penalty for the violation thereof, and providing for an effective date. We have currently experienced some issues with animals running at large and the current fine structure has not been an adequate deterrent to modify behavior. The current fine is \$45 regardless of the number of times we have had to deal with the owner. Staff is proposing that the fine be not less than \$50 and no more than \$500. The updated language will give staff and the court additional tools to change owner behavior. **MOTION** Councilmember Weishuhn, **SECOND** Councilman Romberg to approve this ordinance on Second and Final Reading. A roll call vote was taken with the following results: Councilman Busch in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on second reading by a vote of 7-0.

The next item was to discuss and or consider a resolution for authorized signed for the City of La Grange Bank Accounts. With the selection of a new Mayor Pro tem, it is necessary to update the signature cards for the various City of La Grange Bank Accounts. Previously, the authorized signed for the accounts have been the Mayor, Mayor Pro tem, City Manager, and the City Secretary. It is staff's recommendation that Mayor Pro tem John Cernosek replace former Mayor Pro tem James V Zimmerhanzel on the various signature cards. **MOTION** Councilman Kuehn, **SECOND** Councilmember Zbranek to approve staff's recommendation. Motion carried. **INSERT #1**

The next item was to discuss and or consider allocation of Tourism Funds. Councilman John Eilert reported on the Tourism Committee Meeting which was held earlier. The committee reviewed 3 requests and recommends council approve funding as follows:

1) Texas Quilt Museum in the amount of \$10,000 for a marketing and advertising program and membership in the Texas Independence Trail Association.

2) Friends of Monument Hill/Kreische Brewery in the amount of \$2,000 for advertising the Texas Heroes Day program.

3) La Grange Evening Lions Club in the amount of \$1,000 for advertising the Kanoe Klasika event.

MOTION Councilman Eilert, **SECOND** Councilman Romberg to approve the Tourism Committee's recommendations. Motion carried.

CITY COUNCIL COMMITTEE REPORTS

Main Street held the annual Flag Day Celebration on June 14th and it was one of the larger Flag Day celebrations we have held.

Mayor Pro tem Cernosek on behalf of the Library Board would like to thank the Fayette County Record for the write up regarding the event to honor Ms. Beverley Blakley which was held on June 15th.

CITY MANAGER UPDATE

The water line to the new Wal-Mart is proceeding on schedule.

H & C Construction is in town doing the yearly street work.

Sales Tax continues to do well.

The next item was the Budget Workshop. The purpose of this workshop was to review budget priorities and plans for the upcoming fiscal year. City Manager Raborn reviewed the draft budget priorities and plans with the council for their input regarding the upcoming fiscal year.

At 7:10 a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

John Cernosek, Mayor Pro tem

REGULAR COUNCIL MEETING – July 8, 2013

The City Council of the City of La Grange met in Regular Session on Monday, July 8, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr, Wade Blakey, members of the 2013 La Grange Leopard Baseball team and supporters.

The Pledge of Allegiance was recited and Rev. Sid Roden of St. Paul Lutheran Church gave the invocation.

The first item was to discuss and or consider a Resolution honoring the 2013 State Baseball Champion Team. **MOTION** Mayor Pro tem John Cernosek, **SECOND** Councilman Pat Janca to approve this Resolution. Motion Carried. Mayor Moerbe read the resolution and presented one to each coach and team member. Mayor Moerbe also noted how many positive comments were received regarding how well they represented the City of La Grange with their actions and attitude. **INSERT #1**

The next item was to discuss and or consider allocation of funding to social service agencies. In the FY 2012-2013 budget council allocated \$22,250 to local social service agencies. A summary of the funding request from the individual organizations is attached for your review. In FY 2011-2012 the City of La Grange provided a total of \$22,000 to local social service agencies. The funds were allocated as follows; Combined Community Action-\$6,000; Capital Area Rural Transportation-\$5,000; Family Crisis Center-\$4,500; Court Appointed Special Advocates-\$3,000; The Children’s Advocacy Center-\$3,500. All of the organizations that have requested funding provide needed and valuable services to the community. Staff recommends the funds be allocated as follows: Capital Area Rural Transportation-\$6,000, Family Crisis Center-\$4,600, Combined Community Action-\$6,000, Court Appointed Special Advocates-\$3,000, and The Children’s Advocacy Center-\$3,500 for a total funding of \$23,100. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilmember Violet Zbranek to approve staff’s recommendation. Motion Carried.

The next item was to discuss and or consider a request from Lambert & Doris Lidiak to replat property located at 455 E. Live Oak. In May, the council approved the preliminary request from Lambert & Doris Lidiak to replat the property at 455 E. Live Oak. Staff is presenting the request again for formal consideration. The new lot will meet the minimum lot size of 8,000 square feet required for a corner lot. Mayor Moerbe noted that the final plat from the surveyor was not received as anticipated and that staff recommends approval upon their review to verify that all requirements are met. **MOTION** Councilman John Eilert, **SECOND** Councilman Arnold Romberg to approve this request pending final review/approval from staff. Motion carried.

The next item was to discuss and or consider preliminary replat of property located at 254 W. Milam Street. An Updated request was received from Dr., Keilers to replat the property at 254 W. Milam. Staff is requesting council direction regarding the replatting of this tract. The lot as currently proposed is 6,780 square feet and therefore does not meet the minimum lot size of seven thousand square feet. The request for preliminary approval is to give Dr. Keilers some assurance that if he invests additional time and money into the project that council will give positive consideration to the formal plat request. After discussion regarding the dimensions of the lot especially the frontage only being 60' instead of the required 70', as well as the size of the back yard for the original lot, there was a **MOTION** by Councilman Calvin Kuehn and **SECOND** by Councilman Romberg to give preliminary approval to this replat request. Motion carried.

The next item was to discuss and or consider approval of the June 2013 minutes. **MOTION** Mayor Pro tem Cernosek, **SECOND** Councilmember Weishuhn to approve the minutes. Motion carried.

City Council Committee Reports

The Beautification Committee met and awarded yard of the month to Wade Blakey at 209 E Fannin.

Chief of Police Update

The department has been working on several cases including a fraud case involving an item listed on Craig's List, an arrest of a fugitive, and a theft at the McDonald's. Chief Skelton thanked the *Fayette County Record* for the series of articles they have been running on theft prevention.

At 6:25 a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilman Janca that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – August 12, 2013

The City Council of the City of La Grange met in Regular Session on Monday, August 12, 2013 in the City Hall Council Chambers with the following

members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr.

The Pledge of Allegiance was recited and Father Joseph Varickamackal, of Sacred Heart Catholic Church gave the invocation.

The first item was to discuss and or consider a request to install a Texas Ranger Monument adjacent to the Muster Oak. A request was received from Judge Ed Janecka to install a small cross and monument adjacent to the Muster Oak/ Treaty Oak in memory of the Texas Rangers who served in the Mier and Dawson Expeditions. **MOTION** Councilman Calvin Kuehn, **SECOND** Councilmember Kathy Weishuhn to approve this request. Motion carried.

The next item was to discuss and or consider a replat of property located at 254 W Milam Street. Staff presented for final approval a request from Dr. Keilers to replat the property at 254 W. Milam. The lot as currently proposed is 6,780 square feet. Council gave preliminary approval to this request at the July 8th city council meeting. **MOTION** Mayor Pro tem John Cernosek, **SECOND** Councilman Arnold Romberg to approve this replat as presented. Motion carried.

The next item was to discuss and or consider a replat of property located at 141 N. Madison. A request was received from Marc Fitzpatrick to replat his properties at 141 N. Madison, 240 E. Colorado & 250 E. Colorado. He intends to replat the 3 commercial properties from two to three separate lots. Mr. Fitzpatrick is in the process of selling two of the three commercially zoned houses and needs to have the property lines delineated in order to do this. Council questioned if the existing houses would meet the required setbacks with the proposed replat. They were informed that they do. **MOTION** Councilman Romberg, **SECOND** Councilman Pat Janca to approve the replat as presented. Motion carried.

The next item was to discuss and or consider a request from the Friends of the Railroad Depot to install an additional caboose on the site. The Friends of the La Grange Railroad Depot have received an offer of the donation of an M-K-T Railroad Caboose. The caboose is a wooden-sided top-cupola caboose built in 1937, and used by the M-K-T Railroad until 1964. Because of its historical authenticity and significance, the possibility of acquiring this caboose is particularly attractive to the Friends of the Depot. The offer comes from Bill Karisch and Bruce Blalock. **MOTION** Councilmember Weishuhn, **SECOND** Councilman Harvey Busch to approve the request to install an additional caboose at the La Grange Railroad Depot. Motion carried.

The next item was to discuss and or consider the appointment of Allyson Davis to the Main Street Advisory Board. The Main Street Board is requesting that Ms. Allyson Davis with Woodman of the World be appointed to fill a vacancy on the Board due to the passing of Ms. Sue Noblitt. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Violet Zbranek to approve this request. Motion carried.

The next item was to discuss and consider appointments to the Housing Authority of the City of La Grange. The Housing Authority of the City of La Grange is requesting that the following members be reappointed Linda August, Jerrial Brown, William Bill Asbill, Brenda Gilmore and Nicole Ramirez.

MOTION Councilmember Zbranek, **SECOND** Councilman Kuehn to approve this request. Motion carried.

The next item was to discuss and or consider a request from Johnny Oviedo to allow him to connect property located outside the city limits to the city waste water system. Staff has received a request from Mr. Johnny Oviedo that the city waste water service be extended to his property located outside the city limits. Mr. Oviedo has purchased property outside the city limits with the intention to construct a new car dealership. In order for the development of the facility the owner has determined that waste water service is needed for the project to proceed as desired. The extension of service outside of the corporate limits requires formal city council approval. The request is to allow the owner of property outside the city limits to bring the waste water to our system. The individual requesting the line extension will be responsible for all costs associated with the line extension and the line will be constructed to city standards. If the project proceeds, staff is recommending that we enter into a formal agreement with Mr. Oviedo that would allow him to recoup a portion of his investment if the city begins annexation of the property within 3 years of the date the line is installed. The agreement would be presented to council for formal consider at a future meeting. Staff recommends approval of this request. **MOTION** Councilman Kuehn, **SECOND** Councilmember Weishuhn to approve staff's recommendation to approve the request to allow Johnny Oviedo to connect property located outside the city limits to the city waste water system. Motion carried.

The next item was to discuss and or consider approval of minutes for July 2013. **MOTION** Councilman Kuehn, **SECOND** Councilman Romberg to approve the minutes. Motion carried.

CITY COUNCIL COMMITTEE REPORTS

Main Street has accepted the resignation of Board Member Robbie Gronewald. They are also reviewing their By-Laws. The Beautification Committee has awarded Yard of the Month to Donnie & Kathy Bertsch at 999 N. Horton.

CITY MANAGER REPORT

Sales tax was up for the previous 2 months. The water line going to the new Wal-Mart location is complete.

The next item was a review of the 2013-2014 FY Budget with the City Council. City Manager Shawn Raborn presented the proposed City of La Grange, Annual Operating Budget for the Fiscal Year of 2013-2014. The budget reflects the ongoing mission of the La Grange City Council to maintain cost effective programs while continually focusing on preserving and enhancing the quality of life that is enjoyed by all La Grange Citizens. The proposed budget is service driven and balanced. The proposed budget is 2.50 percent higher than the 2012-2013 adopted city budget. The majority of the increase is due to the recognition of the \$150,000 Texas Capital Fund grant the city has been awarded and will receive in FY 2013-14. Staff is proposing to set the tax rate at .2157, which is the effective tax rate plus three percent and slightly higher than the current rate of .2147. The proposed budget does make CPI adjustments to the current waste water rates and a three percent increase in the base water rate. The solid waste rate will increase three percent per contract. Financial overview of the FY2013-2014 Operating Budget:

	Budget 2012-2013	Budget 2013-2014
Total Budget	\$11,298,438	\$11,581,180

Utility Budget	\$8,505,224	\$8,515,172
General Fund	\$2,645,710	\$2,912,333
Debt Service Fund	\$ 147,504	\$ 153,675

The budget will be submitted for your review and consideration for first reading at the September 9, 2013 City Council meeting with final consideration and adoption on September 23, 2013. Councilman Kuehn adjourned from the meeting at 7:10 pm.

The next item was to discuss and or consider proposed tax rate and schedule public hearings. As included in the budget presentation, staff is proposing to set the tax rate at \$0.2157 per \$100 valuation. Of this rate \$0.1546 is for maintenance and operations and the balance of \$0.0611 is for debt service. The Fayette County Appraisal District has certified taxable values of \$248,313,040 for the 2013 Tax Year. This represents a 1.41% increase in the total taxable of \$3,504,376 over the 2012 values. In accordance with the Tax Code, Council must now take a Record Vote to place a proposal to adopt the property tax rate on the agendas of future meetings. At this time Council must also schedule two public hearings on the proposed tax rate. A separate public hearing on the proposed budget will be the September 9th Council Meeting. **MOTION** Councilmember Zbranek, "I move that the property tax rate be increased by the adoption of a tax rate of \$0.2157 per \$100 valuation, which is effectively a 2.13% increase in the tax rate, to be considered by the governing body on the agendas of the September 9, 2013 and September 23, 2013 meetings and to schedule public hearings on the proposed tax rate for August 26, 2013 and September 9, 2013 in accordance with state law." **SECOND** by Councilman Romberg. Motion carried 7-0.

At 7:25 a **MOTION** was made by Councilman Eilert, with a **SECOND** by Councilman Cernosek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – August 26, 2013

The City Council of the City of La Grange met in Regular Session on Monday, August 26, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Asst. City Manager Frank Menefee, Jr., Officer Troy Stevens, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr.

The Pledge of Allegiance was recited and Councilman Arnold Romberg gave the invocation.

The first item was a public hearing on the proposed tax rate. Mayor Moerbe opened the public hearing at 6:01 PM. As part of the annual budget

process council is required to hold two public hearings on setting the proposed tax rate. This is the first of the two public hearings. Staff is proposing to set the tax rate at .2157, which is 2.13% above the effective rate of .2112. There being no one present to comment, the public hearing was closed at 6:04PM.

Asst. City Manager then introduced Karl Burris to the council. Mr. Burris has been hired as the Water & Sewer Superintendent. He thanked the council for this opportunity and is very excited to be an employee of the City of La Grange.

The next item was to discuss and or consider charge off of delinquent utility accounts. Our charge off dollar amount for the period ending July 31, 2013 is \$9,872.85 and the number of uncollectible accounts has decreased from the prior period. Office staff collected \$8,326,656 out of total sales of \$8,336,529 which is a collection rate of 99.88%. A total of 36,648 bills were prepared and mailed for the period and 36,602 of these were collected and paid in full. Out of an average of 3,054 bills per month, there is an average of 356 which remain unpaid after the 15th of the month. On the 26th day of the month the Utilities office staff prepares a list of accounts which remain unpaid. Averages of 50 accounts are left unpaid and are dispatched to be disconnected. The office staff works diligently to collect all unpaid bills. They maintained an excellent and outstanding record by collecting 99.88% of all bills mailed for the twelve month period covered in this report. This has been made possible by their adhering to our established disconnect policy. Enforcement of this policy is not always a pleasant job and therefore the office staff and disconnect servicemen are to be highly commended for their hard work and dedication. Mayor Moerbe thanked the staff for all of their work in acquiring the outstanding collection rate. **MOTION** Councilman John Eilert, **SECOND** Councilmember Violet Zbranek to approve the charge off of delinquent accounts as presented. Motion carried. **INSERT #1**

The next item was to discuss and or consider a request to block off streets in conjunction the Dodranbicentennial (175th birthday of Fayette County). Fayette County is planning a special celebration on Saturday, September 21, 2013 to recognize the 175th birthday of the county. The celebration will be held on the Fayette County Courthouse grounds beginning around 3:00 PM. There will be bands, food booths and re-enactments filling the town square. In maintaining history and tradition, speeches will be presented from the second floor balcony of the courthouse. Fayette County Commissioner's Court is requesting permission for the closing of the following street sections to accommodate the celebration for the safety of the public 1) The entry to N. Washington Street and N. Main at W. Travis Street. 2) The 100 block of N. Washington Street. 3) The 200 block of W. Colorado Street. 4) The 100 block of N. Main Street. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Pat Janca to approve the request as presented. Motion carried.

The next item was to discuss and or consider a request for street closures for Trick or Treat on the Square and Schmeckenfest. The Advisory Board of La Grange Main Street is requesting permission for the closing of the following street sections to accommodate Trick or Treat on the Square (Thursday, October 31) and Schmeckenfest (Thursday, December 5) for the safety of the public. 1) The entry of North Washington Street at Travis. 2) 100 & 200 blocks of W. Colorado Street at Hwy 77 North to the intersection of N. Washington. 3) Travis Street (Highway 71 Business) from Highway 77 West to Water Street. Traffic will be detoured one block south to W. Crockett to S. Water, then back onto Travis. 4) One half of the 200 block of N. Washington to the Prosperity Bank parking lot entrance. They would like to begin blocking off the proposed streets at 4:00 PM for Trick or Treat on the Square and 5:00 PM for Schmeckenfest. City Manager Raborn stated that Officer Stevens with the Police Department has some minor modifications to the

proposed request such as having some streets become one-way to assist with traffic flow. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Zbranek to approve the request with modifications as necessary. Motion carried.

The next item was for a staff review of the 2013-2014 Annual Budget. City Manager briefly reviewed the budget with council. He noted that there are no changes from the previous presentation.

The next item was to discuss and or consider first reading of An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.02 Section 13.02.031, Subsection (1)(A) Establishing And Fixing The Charges And Fees For Water Service Furnished To Residential Locations Within The City Limits Based On Water Usage And/Or Conservation; By Amending Article 13.02 Section 13.02.031, Subsections (2)(A) and (2)(B) Establishing And Fixing The Charges And Fees For Water Service Furnished To Commercial Locations For Single Businesses And Multi-Business Buildings, Respectively, Within The City Limits Based On Water Usage And/Or Conservation; Authorizing The City To Collect Same; and Providing For An Effective Date. Staff is proposing to increase the base residential water rate from \$21.06 to \$21.69 per month. The change is based on a three percent increase to recognize the debt service required to develop the new water field development project. The volumetric rate for residential water service will increase five cents per thousand gallons based on the volume of water used. With the proposed rate modification we are still below the average rates for cities our size in the State of Texas according to the annual TML water survey. The average bill for cities our size with a monthly consumption of 5,000 gallons is \$30.62 compared to \$26.85 in La Grange.

The next item was to discuss and or consider first reading of An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.03 Section 13.03.001 Subsection (a) Establishing And Fixing The Charges And Fee For The Sewer Service Furnished To Certain Residential Locations; By Amending Chapter 13, Article 13.03, Section 13.03.001 (a)(1)(B) By Amending The Rate For The Use Of Standard Fixtures In A Single Dwelling Within The City Limits; By Amending Chapter 13, Article 13.03, Section 13.03.001 (a)(2)(B) By Amending The Rate For The Use Of Standard Fixtures In A Single Dwelling Outside The City Limits; And By Amending Chapter 13, Article 13.03, Section 13.03.001 (a)(3)(B), By Amending The Rate For The Use Of Water In Excess of 3,000 Gallons To Commercial Locations; And Authorizing The City To Collect Same; And Providing For An Effective Date. As part of the budget process this year staff is proposing to increase waste water rates by 1.8%. The change is based on the CPI index for the period June 2012 to June 2013 and is needed to keep pace with inflation and the overall cost of providing this service. Staff is proposing to increase the base residential waste water rate from \$10.35 to \$10.54 per month. The volumetric rate for residential wastewater service will also change by 1.8 percent or five cents per thousand. The current rate charged our commercial customers for waste water service is a base rate of \$10.84 for the first 3,000 gallons of water usage and \$1.75 fee per thousand gallons of water in excess of three thousand gallons per month. The proposal is to increase the base rate to \$11.04 and to increase the volumetric rate from the current \$1.75 to \$1.78 per thousand gallons in excess of the 3,000 minimum. With the proposed rate modification we are still below the average rates for cities our size in the State of Texas according to the annual TML waste water survey. The average bill for cities our size with an average consumption of 5,000 gallons is \$24.50 compared to \$16.74 in La Grange.

The next item was to discuss and or consider on first reading of Reading An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.04 Section 13.04.031, Subsection (1)(B) and (2)(B) Establishing And Fixing The Charges And Fees For Electric Service Furnished To Residential An Master Meter Dwelling Units; By Amending Article 13.04 Section 13.04.031, Subsections 3(C) Establishing And Fixing The Charges And Fees For Electric Service Furnished To Commercial Locations, Based On Electric Usage; Authorizing The City To Collect Same; And Providing For An Effective Date. As part of the budget process this year staff is proposing to modify the electric customer charge. The customer charge will increase from \$7.00 per month to \$7.50 per month. This is the fourth change in the electric customer charge in the last twenty-two years. The rate change is needed to keep pace with inflation and due to the overall cost increases in providing this service. **MOTION** Councilman Eilert, **SECOND** Councilman Romberg to approve these three ordinances on first reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on first reading by a vote of 8-0.

Utility Manager Report

Water usage is down the average consumption is 898,000 gallons per day this past week. Joe Medack is the new Electrical Supervisor.

Chief of Police Update

Officer Troy Stevens reported for Chief Skelton that all went well for the first day of school traffic concerns.

City Manager Update

Sales Tax continues to increase.

At 6:20 a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – September 9, 2013

The City Council of the City of La Grange met in Regular Session on Monday, September 9, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Aileen Loehr.

The Pledge of Allegiance was recited and Rev. J. Paul Bruhn of the First Methodist Church gave the invocation.

City Manager Raborn introduced Joe Medack to the council. Mr. Medack has been hired as the Electric Department Superintendent. He thanked the council for this opportunity and is very excited to be an employee of the City of La Grange.

The first item was a public hearing on the proposed tax rate. Mayor Moerbe opened the public hearing at 6:05 PM. As part of the annual budget process council is required to hold two public hearings on setting the proposed tax rate. This is the second of the two public hearings. Staff is proposing to set the tax rate at .2157, which is 2.13% above the effective rate of .2112. There being no one present to comment, the public hearing was closed at 6:06 PM.

The next item was to discuss and or consider a request from the La Grange ISD to waive permit fees. A request was received from the La Grange ISD requesting that the city waive the permit fees associated with the construction of the new Restroom and Concession facilities. The building permit fee associated with the improvements is \$1,500 based on a construction budget of \$630,000. The mechanical, electrical and plumbing permits are estimated to a total of \$1,000. The total amount of fees being requested to be waived is \$2,500. **MOTION** Councilman Arnold Romberg, **SECOND** Councilmember Kathy Weishuhn to waive all permit fees associated with the new restroom and concession facilities. Motion carried.

The next item was to discuss and or consider second reading of An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.02 Section 13.02.031, Subsection (1)(A) Establishing And Fixing The Charges And Fees For Water Service Furnished To Residential Locations Within The City Limits Based On Water Usage And/Or Conservation; By Amending Article 13.02 Section 13.02.031, Subsections (2)(A) and (2)(B) Establishing And Fixing The Charges And Fees For Water Service Furnished To Commercial Locations For Single Businesses And Multi-Business Buildings, Respectively, Within The City Limits Based On Water Usage And/Or Conservation; Authorizing The City To Collect Same; and Providing For An Effective Date. Staff is proposing to increase the base residential water rate from \$21.06 to \$21.69 per month. The change is based on a three percent increase to recognize the debt service required to develop the new water field development project. The volumetric rate for residential water service will increase five cents per thousand gallons based on the volume of water used. With the proposed rate modification we are still below the average rates for cities our size in the State of Texas according to the annual TML water survey. The average bill for cities our size with a monthly consumption of 5,000 gallons is \$30.62 compared to \$26.85 in La Grange. **INSERT #1**

The next item was to discuss and or consider second reading of An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.03 Section 13.03.001 Subsection (a) Establishing And Fixing The Charges And Fee For The Sewer Service Furnished To Certain Residential Locations; By Amending Chapter 13, Article 13.03, Section 13.03.001 (a)(1)(B) By Amending The Rate For The Use Of Standard Fixtures In A Single Dwelling Within The City Limits; By Amending Chapter 13, Article 13.03, Section 13.03.001 (a)(2)(B) By Amending The Rate For The Use Of Standard Fixtur4s In A Single Dwelling Outside The City Limits; And By Amending Chapter 13, Article 13.03, Section

13.03.001 (a)(3)(B), By Amending The Rate For The Use Of Water In Excess of 3,000 Gallons To Commercial Locations; And Authorizing The City To Collect Same; And Providing For An Effective Date. As part of the budget process this year staff is proposing to increase waste water rates by 1.8%. The change is based on the CPI index for the period June 2012 to June 2013 and is needed to keep pace with inflation and the overall cost of providing this service. Staff is proposing to increase the base residential waste water rate from \$10.35 to \$10.54 per month. The volumetric rate for residential wastewater service will also change by 1.8 percent or five cents per thousand. The current rate charged our commercial customers for waste water service is a base rate of \$10.84 for the first 3,000 gallons of water usage and \$1.75 fee per thousand gallons of water in excess of three thousand gallons per month. The proposal is to increase the base rate to \$11.04 and to increase the volumetric rate from the current \$1.75 to \$1.78 per thousand gallons in excess of the 3,000 minimum. With the proposed rate modification we are still below the average rates for cities our size in the State of Texas according to the annual TML waste water survey. The average bill for cities our size with an average consumption of 5,000 gallons is \$24.50 compared to \$16.74 in La Grange. **INSERT #2**

The next item was to discuss and or consider on second reading of Reading An Ordinance Amending Chapter 13, CODE OF ORDINANCES, CITY OF LA GRANGE, TEXAS, As Recodified On January 8, 2007, By Amending Article 13.04 Section 13.04.031, Subsection (1)(B) and (2)(B) Establishing And Fixing The Charges And Fees For Electric Service Furnished To Residential An Master Meter Dwelling Units; By Amending Article 13.04 Section 13.04.031, Subsections 3(C) Establishing And Fixing The Charges And Fees For Electric Service Furnished To Commercial Locations, Based On Electric Usage; Authorizing The City To Collect Same; And Providing For An Effective Date. As part of the budget process this year staff is proposing to modify the electric customer charge. The customer charge will increase from \$7.00 per month to \$7.50 per month. This is the fourth change in the electric customer charge in the last twenty-two years. The rate change is needed to keep pace with inflation and due to the overall cost increases in providing this service. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Violet Zbranek to approve these three ordinances on second and final reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on second reading by a vote of 8-0. **INSERT #3**

The next item was to discuss and or consider approval of minutes for August, 2013. **MOTION** Councilman John Eilert, **SECOND** Councilman Pat Janca to approve the minutes. Motion carried.

The next item was a review of the Active Project Report. City Manager reviewed the active projects with council. He noted that completed projects include the Riverside Water Line Loop Feed project, the Randolph Recreation Center Texas Parks & Wildlife Grant project, and the installation of underground for the La Grange Middle school. Active Projects include proceeding with the Casino Hall Restoration project, staff has a meeting with the architect this week, the Weikel Schiller Ditch Improvement project as well as property acquisition adjacent to the Randolph Recreation Center.

CITY MANAGER REPORT

Utility usage was up for the month. There are now cheer classes being offered at the Randolph Recreation center in addition to their established programs.

The next item was a public hearing on the budget. The Public Hearing was opened at 6:15 P.M. The proposed budget will raise more total property taxes than last year's budget by \$9,750 or 1.85%, and of that amount \$3,038 is tax revenue to be raised from new property values added to the tax roll this year. There being no one present to comment, the Public Hearing was closed at 6:17 P.M.

The next item was to discuss and or consider on First Reading of an Ordinance making appropriations for the support of the City of La Grange for the fiscal year beginning October 1, 2013 and ending September 30, 2014; appropriating money to a sinking fund to pay interest and principal due on the City's indebtedness; and adopting the annual budget of the City of La Grange for the 2013-2014 fiscal year which includes the General Fund, the Utility Enterprise Fund and the La Grange Economic Development Corporation Budget. **MOTION** Mayor Pro tem John Cernosek, **SECOND** Councilmember Violet Zbranek to approve this ordinance on first reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on first reading by a vote of 8-0.

The next item was to discuss and or consider ratification of Property Tax Increase. In compliance with the Tax Code, if a municipal budget raises more property taxes than in the previous year's budget, the City Council must formally ratify a property tax increase. The FY 2013-14 Budget will raise more total property taxes than last year's budget by \$9,750 and of that amount \$3,038 is tax revenue to be raised from new property added to the tax roll this year. **MOTION** Councilman Pat Janca, **SECOND** Councilman Romberg to move to ratify the property tax increase reflected in the proposed budget for fiscal year beginning October 1, 2013 and ending September 30, 2014, which raises more revenue from property taxes than the previous year's budget. Motion carried.

The next item was to discuss and or consider on First Reading of an Ordinance levying Ad Valorem taxes for use and support of the Municipal Government of the City of La Grange, Texas for the 2013-2014 Fiscal year; providing for apportioning each levy for specific purposes; providing when taxes shall become due and when same shall become delinquent if not paid; providing for the levy and collection of occupation taxes. Staff is presenting for council consideration an ordinance establishing the tax rate to support the FY 2013-2014 annual budget. A property tax rate of \$.2157 per \$100 valuation is proposed to fund the FY 2013-14 Budget. Of this rate, \$.1546 will be for maintenance and operations. The balance of \$.0611 is for debt service. **MOTION** Councilmember Zbranek, **SECOND** Councilman Romberg to approve this ordinance on first reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on first reading by a vote of 8-0.

City Council Committee Reports

The Library Board met this past week, circulation continues at a high rate with this being the 3rd highest for the month of August.

The Main Street Board met earlier this evening and reviewed and approved proposed changes in their by-laws. Their upcoming activities include Trick or Treat on the Square and Schmeckenfest.

The Beautification Committee met and awarded Yard of the Month to Gary & Barbara Anders at 609 E. Upperline.

Chief of Police Report

Lottery Winning Scams continue in the area. Please encourage individuals to not fall prey to these. Students cannot be dropped off at La Grange ISD prior to 7:45A.M. this year. There have been a few minor problems with this new change. There has recently been one case of child endangerment which was sent to CPS. There has been one case of animal cruelty resulting in the death of an animal. There has been an increase in family disturbances with 5 family disturbances being reported recently.

At 6:30 a **MOTION** was made by Councilman Eilert, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – September 23, 2013

The City Council of the City of La Grange met in Regular Session on Monday, September 23, 2013 in the City Hall Council Chambers with the following members present: Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Mayor Janet Moerbe and Councilman Harvey Busch were absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton and City Secretary Lisa Oltmann. Visitors: Joe & Linda Mihatsch.

The Pledge of Allegiance was recited and Rev. Ellis McKinzie of the Second Baptist Church gave the invocation.

The first item was a Public Hearing to re-zone 2519 N. Von Minden from Residential to R-2. Mayor Pro tem John J. Cernosek opened the public hearing at 6:02 PM. CP Homes is the owner of 2519 N. Von Minden, they are requesting a change in zoning at this location from residential to R-2 in order to allow the development, construction, operation, maintenance, management, rental and use of a proposed 24 unit Assisted Living Facility. The Zoning Commission of the City of La Grange held a public hearing on this request on Thursday, Sept., 12, 2013 and it is their recommendation that the zoning of this property be changed to R-2. There being no additional comments, the Public Hearing was closed at 6:04 PM.

The next item was to discuss and or consider a request to re-zone 2519 N. Von Minden from Residential to R-2. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman Arnold Romberg to approve this request and re-zone 2519 N. Von Minden from Residential to R-2. Motion Carried.

The next item was to discuss and or consider an agreement for administrative management services with Langford Management Services to implement the 2012 Community Development Block Grant. Staff is requesting council authorization to enter into an agreement with Langford Community Management Services to administer the \$275,000 CDBG grant received to replace

3,700 linear feet of water lines. The funds to administer the grant will be paid with local funds and will be counted toward our grant match of \$41,250. The city of La Grange has utilized the services of Langford Community Management Services for the past fifteen years on Community Development, HOME and Texas Capital Funds projects and has been very satisfied with the services provided. Staff recommends approval of the management agreement with Langford Community Management Services. **MOTION** Councilman John Eilert, **SECOND** Councilman Pat Janca to approve staff's recommendation. Motion Carried.

The next item was to discuss and or consider an agreement with BEFCO Engineering as the project engineer on the 2012 Community Development Block Grant water line improvement project. Staff is requesting that BEFCO Engineering be approved as project engineer for the current 2012 Community Development Block grant that the City received to replace water lines. The City of La Grange has utilized the services of BEFCO in the past on Community Development applications and has been satisfied with the services provided. Staff recommends the selection of BEFCO Engineering as the project engineer. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilmember Zbranek to approve staff's recommendation and selecting BEFCO Engineering as the project engineer. Motion Carried.

The next item was to discuss and or consider on Second Reading an Ordinance making appropriations for the support of the City of La Grange for the fiscal year beginning October 1, 2013 and ending September 30, 2014; appropriating money to a sinking fund to pay interest and principal due on the City's indebtedness; and adopting the annual budget of the City of La Grange for the 2013-2014 fiscal year which includes the General Fund, the Utility Enterprise Fund and the La Grange Economic Development Corporation Budget. **MOTION** Councilmember Zbranek, **SECOND** Councilman Romberg to approve this ordinance on second reading. A roll call vote was taken with the following results: Councilman Busch absent; Mayor Pro tem Cernosek presided over the meeting; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on second reading by a vote of 6-0. **INSERT #1**

The next item was to discuss and or consider on Second Reading an Ordinance levying Ad Valorem taxes for use and support of the Municipal Government of the City of La Grange, Texas for the 2013-2014 Fiscal year; providing for apportioning each levy for specific purposes; providing when taxes shall become due and when same shall become delinquent if not paid; providing for the levy and collection of occupation taxes. Staff is presenting for council consideration an ordinance establishing the tax rate to support the FY 2013-2014 annual budget. A property tax rate of \$.2157 per \$100 valuation is proposed to fund the FY 2013-14 Budget. Of this rate, \$.1546 will be for maintenance and operations. The balance of \$.0611 is for debt service. **MOTION** Councilman Romberg, **SECOND** Councilman Kuehn to approve this ordinance on second reading. A roll call vote was taken with the following results: Councilman Busch absent; Mayor Pro tem Cernosek presided over the meeting; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek in favor. The motion carried on second reading by a vote of 6-0. **INSERT #2**

The next item was to discuss and or consider updated Main Street Board Bylaws. Staff is requesting council approval of the updated Main Street Advisory Board Bylaws. The Bylaws outline the role and operation of the Main Street

Advisory Board. The Main Street Board has reviewed the bylaws and is submitting them to council for formal consideration. Staff recommends approval of the Main Street Advisory Board Bylaws. **MOTION** Councilmember Weishuhn, **SECOND** Councilman Pat Janca to approve staff's recommendation and approve the Main Street Advisory Board Bylaws. Motion Carried. **INSERT #3**

The next item was to discuss and or consider allocation of Tourism Grant Funds. Councilman John Eilert reported that the Tourism Grant Committee met earlier today and reviewed 5 funding requests as follows:

<u>Requests</u>	<u>Amount</u>	<u>Purpose</u>
Colorado Valley Quilt Guild	\$3,500	Advertising
Fayette Co. Sheriff's Posse	\$15,000	Advertising & Promotion
Polka Lovers Club of Texas Museum	\$2,215	Brochures & Advertising
TX Czech Heritage & Cultural Center	\$7,670	Advertising & Entertainment
La Grange Main Street-Uncorked	\$6,000	Advertising

It is the recommendation of the committee that the request be funded as follows:

<u>Requests</u>	<u>Amount</u>	<u>Purpose</u>
Colorado Valley Quilt Guild	\$3,500	Advertising
Fayette Co. Sheriff's Posse	\$8,500	Advertising
Polka Lovers Club of Texas Museum	\$1,000	Brochures & Advertising
TX Czech Heritage & Cultural Center	\$3,500	Advertising
La Grange Main Street-Uncorked	\$5,000	Advertising

MOTION Councilman Eilert, **SECOND** Councilmember Weishuhn to fund the requests as recommended by the Tourism Grant Committee. Motion Carried.

Chief of Police Update

Two aggravated robbery reports were made. One of these was a false report. There have been a few cases of theft involving weed eaters, fire arms, and fishing poles. National Night Out will be held on Tuesday, October 1st. There are 4 neighborhood parties being planned within the city limits.

City Manager Update

Thanks to everyone to working thru the budget process. Sales Tax continues on a positive note. Fall Clean Up will be October 14-19 with a "Shred Document Day" being held on October 19th. Relay for Life will be held October 12th. The 2 new signal lights on Hwy 71 will be activated on October 2 to flashing yellow on Hwy 71 and flashing red facing 609 and the entrance to the new Wal-Mart store at 1915 W. St. Hwy 71, and they will become fully activated on October 7.

At 6:20 PM as pursuant to Section 551.02 Real Property, council went into Executive Session to discuss and or consider the acquisition of real property.

At 6:25 PM Council went into Open Session. Mayor Pro tem Cernosek stated that there was no action to be taken at this time.

At 6:29 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Weishuhn that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

John J. Cernosek, Mayor Pro tem

REGULAR COUNCIL MEETING – October 14, 2013

The City Council of the City of La Grange met in Regular Session on Monday, October 14, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, and Councilmember Violet Zbranek. Councilman Arnold Romberg and Councilmember Kathy Weishuhn were absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton, and City Secretary Lisa Oltmann. Visitors: Alyson Svec.

The Pledge of Allegiance was recited and Councilman Calvin Kuehn gave the invocation.

The first item was to discuss and or consider a replat of property located at 2519 N. Von Minden Rd. A request was received from CP Homes to replat the property located at 2519 N. Von Minden. The new tract will total 2 acres and will be the site of the new Assisted Living Facility. Staff recommends approval. **MOTION** Councilman John Eilert, **SECOND** Councilmember Violet Zbranek to approve staff's request. Motion carried.

The next item was to discuss and or consider a replat of property located at 269 S. Lester and 261 S. Lester. A request was received from Ms. Ann Steinhauser to replat the property at 269 S. Lester. The adjacent property owner constructed a carport that was partially on the Steinhauser tract and the owners are requesting that the properties be replated to put the carport on the adjacent (Bunch) tract. If the replat is approved, both tracts will still be over 7,000 square feet. **MOTION** Mayor Pro tem John J. Cernosek, **SECOND** Councilmember Zbranek to approve this replat request. Motion carried.

The next item was to discuss and or consider a preliminary replat request at 542 S. Main St. A request was received from Mr. & Mrs. Terry Robertson along with Mr. & Mrs. Leon Humphreys to replat the property located at 542 S. Main St. As indicated in the request, the proposed lot will not meet the seventy foot width required for a residential lot. The request for preliminary approval is to give Mr. & Mrs. Robertson some assurance that if they invest additional time and money into the project that council will give positive consideration to the formal plat request. City Manager Raborn noted that this item was for discussion purpose only tonight. The Humphreys' and Robertson's request included what they see as benefits to the city which would be added value to the property and neighborhood. The Robertsons' would live close enough to the Humphreys' to take care of them in years to come. Added revenue would be generated to the city, county, and school districts. City Manager Raborn noted that some concerns to the City of La Grange were that this would create a "Flag" lot, it would not meet the required seventy (70) foot street frontage, and there would only be a thirty (30) foot street frontage. Councilmember Zbranek along with Councilman Pat Janca expressed concern with providing fire protection for the neighborhood, as well as concerns with the thirty (30) foot shared driveway. The concerns for the shared driveway were mainly future concerns for when one home would be sold. There was also concerns if 911 services were ever needed at this proposed new lot, would it be easily accessible and location easily seen. Mayor Pro tem Cernosek asked if they had talked with the adjacent property owners regarding this request. Mr. Robertson stated that they had not. It was the consensus of the council that they would like to know the opinion of the neighbors within a 200 foot radius of the property in question. This would be the same area which would receive information if there were to be a Zoning change request or if someone were

requesting a variance from the Board of Adjustments. This item will be brought back at a future meeting for consideration.

The next item was to discuss and or consider a lease of parking spaces to Calvin Mersiovsky at the parking lot located in the 100 block of South Washington. Staff is presenting for council review a draft lease of four parking spaces at the city parking lot located in the 100 block of South Washington to Calvin Mersiovsky. Mr. Mersiovsky is the local U-Haul dealer and from time to time his returning customers park U-Haul vehicles on the parking lot. The lease would allow the parking of the vehicles on the lot. The lease is being presented for discussion purposes only. The lease will be brought back for formal consideration in the event council wants to proceed. City Manager noted that this lease is a draft and proposed modifications would be that the number of spaces might change from 4 to 2. There would also be a stipulation that the spaces utilized be on the row closest to Crocket Street. It was noted that at times, there would still be large U-Haul vehicles parked along Crocket Street. All vehicles parked within the city street are moved within 72 hours to their facility in Riverside. This item will be brought back to council at a later date for formal consideration.

The next item was to discuss and or consider cancelling the Regular Called City Council Meeting for Monday, November 11, 2013 and calling a Special Called City Council Meeting for Tuesday, November 12, 2013. Monday, November 11, 2013 is Veterans Day and is a Holiday observed by the City of La Grange. Should council so desire, the Regular Called Meeting set for Monday, November 11, 2013 could be cancelled and a Special Called Meeting could be called for Tuesday, November, 12, 2013. **MOTION** Councilmember Zbranek, **SECOND** Councilman Pat Janca to approve a resolution cancelling the Regular Called City Council Meeting on Monday, November 11, 2013 and calling a Special Called City Council Meeting on Tuesday, November 12, 2013. Motion Carried. **INSERT #1**

The next item was to discuss and or consider approval of minutes for September, 2013. **MOTION** Councilman Harvey Busch, **SECOND** Councilmember Zbranek to approve the September, 2013 minutes as presented. Motion carried.

City Council Committee Reports

The Beautification Committee awarded Yard of the Month to Ruth Bordovsky at 1018 Sunset Lane.

The Library/Museum end of the fiscal year report noted that there was a circulation of over 80,000 items this past year which is the 3rd highest circulation in its history.

Councilmember Zbranek also noted that the library had outstanding programs this past summer.

The Randolph Recreation Center is being used for many educational classes by various organizations. All seem very pleased with the facilities.

Chief of Police

This past weekend there were a couple of break-ins where the back doors to the homes were smashed in. One had 2 items taken, one and no items taken.

Relay for Life this past Saturday went well. Due to the weather concerns however, camp sites were taken down around 11. Some council members noted that they had been contacted by several business owners that the parking spaces were marked off too early, some in front of their businesses had been closed on Friday already instead of later Saturday as they had be originally told.

The two new signal lights on Hwy 71 are now fully operational. One is at the intersection of Hwy 609 and the other is at the entrance to 1915 W. St. Hwy 71.

City Manager

The Fire Department Fish Fry Fundraiser is this Sunday.

City wide Fall Clean-up is this week. The “Shred Your Document” day is this Saturday at the City Police Station between 9 and noon.

At 6:30 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – October 28, 2013

The City Council of the City of La Grange met in Regular Session on Monday, October 28, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Councilman Harvey Busch was absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton and City Secretary Lisa Oltmann. Visitors: Alyson Svec.

The Pledge of Allegiance was recited and Pastor Marcia Kifer of the Shared Lutheran Ministries gave the invocation.

The first item was to discuss and or consider a lease of parking spaces to Calvin Mersiovsky at the parking lot located in the 100 block of South Washington. City Manager Raborn presented for council consideration a lease of two (2) parking spaces at the city parking lot located in the 100 block of South Washington to Calvin Mersiovsky. Mr. Mersiovsky is the local U-Haul dealer and from time to time his returning customers park U-Haul vehicles on the parking lot. The lease would allow the parking of the vehicles on the lot. This lease would be for one year in the amount of \$25.00 per month. The lease could be renewed for successive one (1) year terms at the same rental amount. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman John Eilert to approve the lease with Calvin Mersiovsky. Motion carried. **INSERT #1**

The next item was to consider designation of an Emergency Management Coordinator. Staff is requesting that council confirm the appointment of Corporal Travis Anderson as the Emergency Management Coordinator for the City of La Grange. Mr. Anderson has all of the required Emergency Management training and has already started developing the Emergency Management Operations Manual for the City of La Grange. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Pat Janca to approve staff’s request. Motion carried.

The next item was to discuss and or consider authorization of home storage of vehicle assigned to the Emergency Management Coordinator. Chief of Police Jackie Skelton is asking council authorization to allow an officer to store a patrol unit outside the city limits when off duty. Corporal Travis Anderson, the Emergency Management Coordinator for the City of La Grange is subject to call outs in the event of disasters or emergencies involving the police and fire departments within the City of La Grange. Corporal Anderson lives less than one mile outside the city limits. **MOTION** Councilmember Weishuhn, **SECOND** Councilman Arnold Romberg to allow Corporal Anderson, Emergency Management Coordinator to store his patrol unit at this residence when off duty. Motion carried.

The next item was to discuss and or consider approval of medical coverage with Humana. Staff has reviewed our insurance options and is recommending that council renew our health coverage with Humana. The plan proposed by staff is Humana Plan TX 100/70 National in the amount of \$533.37 for traditional coverage and Humana Health Savings Account TX 100/70 National in the amount of \$389.14 as the high deductible plan. The traditional and high deductible plans both experienced a 12.99 percent increase. The carrier attributed four percent of the increase in cost to the additional taxes and fees associated with the implementation of the federal Affordable Care Act. Under the HSA program the city would fund the employee account \$144.23 per month to offset the difference between the traditional plan and the HSA high deductible plan premiums. We will continue to use Fayette Savings as the provider of the Health Saving Accounts. City Manager Raborn will be challenging staff to assist in controlling our insurance cost by participating in the Humana Vitality wellness program which will allow the city to qualify for premium discounts. While the increase is greater than budgeted, staff will make the necessary budget adjustments in other areas to balance the budget. During discussion of this item, council noted that by approving this plan as presented, it would be a way to show its appreciation for the work the employees do. Employees would also be aware of the cost to the city and will hopefully do their part in keeping premiums as low as possible. **MOTION** Councilmember Zbranek, **SECOND** Councilman Romberg to approve the insurance plan proposed by staff. Motion carried.

The next item was to discuss and or consider a preliminary replat of property located at 143 N. Main Street. A request was received from Pioneer Bank to replat the property located at 143 N. Main Street. The request is to divide the existing 35,770 square foot tract into two (2) tracts. The first tract will be 16,549 square feet and the second tract will be 19,221 square feet. **MOTION** Councilman Romberg, **SECOND** Councilmember Zbranek to approve the preliminary replat request. Motion carried.

The next item was a review of the updated Casino Hall Plans. City Manager Raborn reviewed with council the updated design plans for the Casino Hall. Plans for the first floor were modified from those originally submitted in the previous grant request. Council recommends that staff proceed with this project. **INSERT #2.**

Chief of Police Update

There was a homicide this past Sunday morning. Individuals had a party at the local VFW Hall and at 2:56AM two individuals were shot, one of these individuals did pass away at the local hospital. The City Police Department was assisted with officers from Fayette County, State DPS officers, the Texas Rangers, as well as the city officers from Weimar, Columbus and Sealy. After the shooting there were multiple crime scenes in the various cities. The shooter was arrested

within 13 hours of the incident. Council expressed their appreciation and thanks for all of the work done by the police departments.

City Manager Update

Sales tax was up 9%.

During the fall clean up there were 4.5 roll-off containers filled with debris/trash, There were 161 loads of brush pick up around town, and there were also 16 containers of material shredded at the “Shred your Documents Day”.

Trick or Treat on the square will be held this Thursday. Travis Street will once again be blocked-off during this event.

wRECKing Night at the Randolph Recreation Center was held this past Sunday, there were an estimated 350-400 children participating in this event.

Bids are due on the sidewalk project on November 14th. These will be brought to council on November 25th.

The police department and municipal court software programs will be upgraded the first week in December. Tablets have been installed in the patrol units.

Painting of the fire hydrants indicating water pressure at the individual hydrant continues.

The State Highway Department will begin road work along Hwy 77 from Roitsch Ln. to the river bridge on November 4th. Work will be performed from 6 P.M. to 6 A.M.

At 6:45 PM a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilman Eilert that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

SPECIAL COUNCIL MEETING – November 12, 2013

The City Council of the City of La Grange met in Special Session on Tuesday, November 12, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Mayor Pro tem John Cernosek, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Councilman Harvey Busch and Councilman John Eilert were absent. Staff present: City Manager Shawn Raborn, Chief of Police Jackie Skelton and City Secretary Lisa Oltmann. Visitors: Terry Robertson.

The Pledge of Allegiance was recited and Jen Kindsvatter of St. Paul Lutheran Church gave the invocation.

The first item was to discuss and or consider a replat request of property located at 542 South Main Street. A request was received from Leon & Carmen Humphreys and Terry & Rynie Robertson asking to replat the property at 542 S. Main Street. At the City Council Meeting held on October 14, 2013 council had requested additional information on this item. Staff sent letters to all property

owners within 200 feet of 542 S. Main Street. There were a total of twelve (12) letters sent out. Of these twelve (12) there were four (4) returned which were in favor of the replat/subdivide request. Five (5) were opposed to the replat/subdivide request. One (1) wished to abstain from voting however they noted that they did not believe it would be in the best interest of the city to have lots subdivided in this manner. There were also two (2) owners which did not return their letters. City Manager Raborn explained to council that since there were at least 20% of the adjacent property owners opposed to this request, it would need to pass by a $\frac{3}{4}$ vote of council. **MOTION** Councilman Arnold Romberg to approve this replat request. Motion died for lack of a second. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman Pat Janca to deny the replat request. Motion carried to deny the replat request 4-1 with Councilman Calvin Kuehn abstaining.

The next item was to discuss and or consider a preliminary replat of property located at 1783 Old Plum Highway. A request was received from Mr. Juan Guajardo to replat the property located at 1783 Old Plum Highway. The request is to divide the existing 22,496 square foot tract into two tracts. Each of the new tracts would be approximately 11,248 square feet. The second tract will not face a city street and will be accessed by way of a proposed 20 foot access easement. Staff does not recommend approval of this request. **MOTION** Councilmember Zbranek, **SECOND** Councilman Calvin Kuehn to deny this replat request as per staff's recommendation. Motion carried.

The next item was to discuss and or consider appointment to the Fayette County Appraisal District Board of Directors. Mayor Moerbe is recommending to the council that Mr. Romberg be reappointed to the Fayette County Tax Appraisal District as the representative of the City of La Grange. **MOTION** Councilman Kuehn, **SECOND** Mayor Pro tem John Cernosek to approve a resolution reappointing Mr. Arnold Romberg to the Fayette County Tax Appraisal District. Motion carried 5-0 with Councilman Romberg abstaining. **INSERT #1**

The next item was to discuss and or consider an ordinance to update service credit and increase retirement annuities under the Texas Municipal Retirement System. As part of the budget process this year we included an update to the CPI adjustment for our retired employees. We currently provide a 30% of CPI annual adjustment to retiree benefits and are proposing to increase the adjustment to 50% of CPI for annuitants. Staff recommends updating the annuity contribution for retired employees at 50% of the consumer price index. The contribution rate will be 16.84% beginning January 2014 through December 2014 and was included in the FY 2013-14 Budget. **MOTION** Councilman Romberg, **SECOND** Councilman Kuehn to approve an ordinance providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of La Grange and establishing an effective date for the ordinance. Motion carried 5-0 with Councilmember Zbranek abstaining.

The next item was to discuss and or consider approval of minutes for October 2013. **MOTION** Councilman Janca, **SECOND** Councilmember Kathy Weishuhn to approve the minutes for October 2013. Motion carried.

City Council Committee Reports

Main Street continues to make plans for Schmeckenfest. This year in addition to the steins and shirts, they will also be selling ornaments.

The Beautification Committee awarded Yard of the Month to Mandy Anders at 237 E. Pecan.

City Manager Update

The sales tax report with was for sales during the month of September was very positive.

Electric and Water consumption was up for the month.

Trick or Treat on the Square we well. There will be a meeting on Wednesday morning to see if any modifications should be made with how the streets were blocked off.

The Faison House received a LCRA Community Partnership grant.

Councilman Kuehn noted that the cemetery/parks department is doing a very nice job of keeping our cemeteries in excellent shape.

At 6:20 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – November 25, 2013

The City Council of the City of La Grange met in Regular Session on Monday, November 25, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Steve Pohorelsky and City Secretary Lisa Oltmann. Visitors: Bradley Loehr w/BEFCO Engineering and Jeff Wick w/*Fayette County Record*.

The Pledge of Allegiance was recited and Rev. Jonathan Smith of the First Baptist Church gave the invocation.

The first item was to discuss and or consider approval of bid for the downtown sidewalk construction project. Staff is recommending that the downtown sidewalk construction project be awarded to Boettcher-Hlavinka Co. of East Bernard in the amount of \$150,151.53. The parking area in front of city hall will also be replaced as a separate project in the amount of \$38,474.07. The project will be funded by the Texas Capital Fund Main Street grant of \$150,000 and the project match provided by budgeted Capital Improvement funds. Bradley Loehr with BEFCO Engineering then reviewed the three bids which were received for these projects. Based upon favorable past experience BEFCO has had with Boettcher-Hlavinka, they are recommending the contract be awarded to Boettcher-Hlavinka Co. of East Bernard, Texas, as the lowest responsible bidder on this project. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman John Eilert to approve BEFCO's recommendation. Motion carried.

The next item was to discuss and or consider appointments to the Main Street Board. The Main Street Board is requesting that Krystal Kollaja, Phyllis

Fritsch, and Anissa Menefee be appointed to the Main Street Board. Anissa Menefee would replace the unexpired term of Robbie Gronewald. Phyllis Fritsch and Krystal Kollaja would fill the new board member position which was recently approved and the vacancy as Gary Niesner has completed his three two-year terms as a board member. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman Pat Janca to approve the appointment of these three individuals to the Main Street Board. Motion carried.

The next item was to discuss and or consider setting the 2014 City of La Grange Holiday schedule. The proposed holidays are as follows:

<u>DATE</u>	<u>DAY</u>	<u>HOLIDAY</u>
January 1	Wednesday	New Year's Day
January 20	Monday	Martin Luther King Jr. Day
April 18	Friday	Good Friday
May 26	Monday	Memorial Day
July 4	Friday	Independence Day
September 1	Monday	Labor Day
November 11	Tuesday	Veterans Day
November 27	Thursday	Thanksgiving Day
November 28	Friday	Day After Thanksgiving
December 25	Thursday	Christmas Day
December 26	Friday	Day After Christmas

All full time employees are eligible for one floating holiday to be taken during the calendar year. This day must be approved by the Supervisor of each Department before it is taken. If it is not taken during the calendar year, it will be lost.

Mayor Moerbe noted that due to Christmas Day being on a Thursday, the day after Christmas was added as an extra holiday for 2014. This is the same as it has been handled in the past. **MOTION** Councilman Arnold Romberg, **SECOND** Councilmember Zbranek to approve the 2014 Holiday Schedule as presented. Motion carried. **INSERT #1**

The next item was to discuss and or consider a resolution cancelling the December 23rd City Council Meeting. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilmember Zbranek to approve this resolution. Motion carried. **INSERT #2**

The next item was to discuss and or consider a resolution authorizing signatories on the Texas Community Development Block Grant Program Contract Number 713279. Staff is requesting council authorization to designate the following individuals to sign documents related to the Texas Community Development Block Grant Project: Mayor Janet Moerbe, City Manager Shawn Raborn, Mayor Pro-tem John J. Cernosek, and City Secretary Lisa Oltmann. **MOTION** Councilmember Weishuhn, **SECOND** Councilmember Zbranek to approve staff's recommendation. Motion carried. **INSERT #3**

The next item was to discuss and or consider on second reading an ordinance providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of La Grange, and establishing an effective date for the ordinance. Council approved this ordinance on first reading at the November 12th City Council meeting. As part of the budget process this year, we included an update to the CPI adjustment for our retired employees. We currently provide a 30% of CPI annual adjustment to retiree benefits and are proposing to increase the adjustment to 50% of CPI for annuitants. Staff recommends updating the annuity contribution for retired employees at 50 percent of the consumer price index. The contribution rate will be 16.84% beginning January 2014 through December 2014 and was included in the FY 2013-2014 budget. **MOTION** Councilman Janca,

SECOND Councilman Romberg to approve this ordinance on second reading. A roll call vote was taken with the following results: Councilman Busch in favor; Mayor Pro tem Cernosek in favor; Councilman Eilert in favor; Councilman Janca in favor; Councilman Kuehn in favor; Councilman Romberg in favor; Councilmember Weishuhn in favor; and Councilmember Zbranek abstaining. The motion carried on second reading by a vote of 7-0. **INSERT #4**

City Council Committee Reports

Main Street will host Schmeckenfest on Thursday, November 5th.

Police Department Report

There have been a few cases of criminal mischief as well as a small number of family violence cases during the past few weeks.

City Manager Report

The highway project through town is nearing completion.

The field work on the quiet zone is complete, council authorized at the May 28th, 2013 meeting.

There will be a ribbon cutting at the new La Grange Middle School, which is next to the High School, at the intersection of Vail Street & Eblin Street on Dec. 9th.

Every 5 years there are 20 water samples taken from inside homes within our water distribution system. During the most recent testing 4 of the 20 samples came back showing lead levels above the EPA action level of 15 parts per billion. While this testing does not show if the lead levels are a result of the water piping within the home(s) or the municipal water system, the City will implement a public education program and further lead and copper tests will be conducted.

At 6:25 PM a **MOTION** was made by Councilmember Weishuhn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor

REGULAR COUNCIL MEETING – December 9, 2013

The City Council of the City of La Grange met in Regular Session on Monday, December 9, 2013 in the City Hall Council Chambers with the following members present: Mayor Janet Moerbe, Councilman Harvey Busch, Mayor Pro tem John Cernosek, Councilman John Eilert, Councilman Pat Janca, Councilman Calvin Kuehn, Councilman Arnold Romberg, Councilmember Kathy Weishuhn, and Councilmember Violet Zbranek. Staff present: City Manager Shawn Raborn, Chief Skelton and City Secretary Lisa Oltmann. Visitors: Jeff Wick w/*Fayette County Record* and Sven Mesecke.

The Pledge of Allegiance was recited and Father Joseph Varickamackal of Sacred Heart Catholic Church gave the invocation.

Chief of Police Jackie Skelton introduced Officer Jeffrey Schultz to the Council. Officer Schultz began working with the City of La Grange Police Department approximately one month ago.

The first item was to discuss and or consider a Resolution relating to the dissolution of TMGC and approval of the TMGC Articles of Dissolution. The Board of Directors of the Texas Municipal Gas Corporation voted last week to dissolve the corporation. The Corporation was created by the council in 1997 but has not been active since 2007. **MOTION** Councilmember Violet Zbranek, **SECOND** Councilman Calvin Kuehn to approve the resolution relating to the dissolution of TMGC and approve the TMGC Articles of Dissolution. Motion Carried. **INSERT #1**

The next item was to discuss and or consider the appointment of Harvey Busch as a Director of Texas Municipal Gas Acquisition and Supply Corporation I for an additional term to expire on August 15, 2013.

The next item was to discuss and or consider the appointment of Mary Voss as Director of Texas Municipal Gas Acquisition and Supply Corporation II for an additional term to expire on August 15, 2018.

The next item was to discuss and or consider the appointment of Monette Taylor as a Director of Texas Municipal Gas Acquisition and Supply corporation II for an additional term to expire on August 15, 2018.

Staff is requesting that Mr. Harvey Busch be reappointed to the Tex Gas I Board of Directors with a term to expire on August 15, 2018 and that Ms. Mary Voss and Ms. Monette Taylor be reappointed to the Tex Gas II Board of Directors with a term to expire on August 15, 2018. **MOTION** Councilman John Eilert, **SECOND** Councilman Pat Janca to approve staff's recommendation of the three reappointments to Tex Gas I and Tex Gas II. Motion carried.

The next item was to discuss and or consider modifying platting fees. Under our current fee structure the cost to replat a tract of property in La Grange is \$50.00, the current fee has not been adjusted for over 20 years and the administrative time and cost to obtain the required backup information, public notification and mailing costs have increased. Staff conducted a survey of surrounding communities and their fees range from \$200 to \$950 and over to replat property. Staff has not yet developed the proposed fee structure but wanted council to be aware that staff is working on modifying the fee structure.

The next item was to discuss the 2014 City Officer's Election. The recommended period for Calling the Election and Posting Notice of Election is January 27 thru February 11. Councilpersons up for election in 2014 are Ward 1- Kathy Weishuhn; Ward 2-Violet Zbranek; Ward 3-Harvey Busch; and Ward 4- John Eilert.

The next item was to discuss and or consider approval of minutes for November, 2013. **MOTION** Councilmember Kathy Weishuhn, **SECOND** Councilman John Eilert to approve the minutes for November 2013 as presented. Motion carried.

The next item was to discuss and or consider allocation of Tourism Grant Funds. Tourism Committee chair John Eilert reported that their committee met earlier today and reviewed three requests. They recommend that council fund the request as follows: The Bugle Boy Foundation in the amount of \$10,000 for operating support for events to be held in 2014; The Best Little Cowboy Gathering

in Texas in the amount of \$10,000, provided they resubmit their request on the current funding request application form, to be used for advertising their event and Monument Hill & Kreishce Brewery State Historic Sites and the Texas Czech Heritage & Cultural Center in the amount of \$3,500 to update and print and distribute 10,000 rack cards. **MOTION** Councilman Eilert, **SECOND** Councilmember Weishuhn to approve committee's recommendation. Motion carried.

Committee Reports

The Library will hold their open house on Wednesday, December 18th from 10AM-3PM.

Main Street's Schmeckenfest event was still a success even with the bad weather. The Beautification Committee awarded Yard of the Month to Mike & Sarah Mabry at 1251 Laurie Lane.

Chief of Police Report

There were 14 wrecks in the City of La Grange last Saturday night, also the bypass & bridges were closed temporarily due to ice on the streets.

The City of La Grange Police Department has been approved as a training provider within the state of Texas for various police department related programs.

City Manager Report

The utility usage reports were reviewed. City Manager Raborn then reviewed the active project report with council. The Electric Department is combining several projects including the Bluff Project, the Horton Street Project, and the Guadalupe Street Project in order to try to make a larger project which will be more desirable to have contractors bid the project(s). They will also be working on replacing the underground in the Lynnwood Addition. Staff will have a meeting with the engineer on the railroad quiet zone project this week.

Councilmember Zbranek said she was notified by the tree trimming crew that work will be done in her area. She complimented the crew on informing the citizens on the work which will be done.

At 6:20 PM a **MOTION** was made by Councilman Kuehn, with a **SECOND** by Councilmember Zbranek that the meeting be adjourned. Motion carried.

Lisa Oltmann, City Secretary

These Minutes Approved by City Council on:

Janet Moerbe, Mayor