

**ROCKDALE CITY COUNCIL
REGULAR MEETING**

Present:

Councilmembers:

John King, Mayor
Nathan Bland
Doug Calame
Denise Wallace
Willie Phillips
Joyce Dalley, Mayor Pro-Tem

City Staff:

Chris Whittaker, City Manager
Terry Blanchard, City Secretary
Sandra Ellis, City Treasurer
Thomas Harris, Chief of Police
Lon Williams, Code Enforcement Officer
Jerry Waggoner, Municipal Court Judge
Michelle Lehmkuhl, City Attorney

Absent:

Colby Fisher

Call to Order and announce a Quorum is Present

With a quorum of the Council members present, the Regular Meeting of the Rockdale City Council was called to order by Mayor King at 5:32 p.m., June 12, 2017, at City Hall, 505 W. Cameron Ave, Rockdale, Texas

Pledge of Allegiance

4A. Swearing in of elected officials (Councilmember Doug Calame representing the West Ward and Councilmember Denise Wallace representing the East Ward)

4B. Elect one Councilmember as Mayor Pro-Tem

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Phillips, the Council voted four (4) for and none (0) opposed with one (1) abstention to elect Joyce Dalley as Mayor Pro-Tem. Voting for the motion were Bland, Calame, Phillips, and Wallace. Dalley abstained from vote. Motion carried.

Citizen Communications

- Henry Miller invited everyone to attend the Juneteenth Celebration on Saturday, June 17th. Parade begins at 1:00 p.m. at Citizens Bank and ends at Sumuel Park.
- Pat Landrum spoke about the lack of decorations in Rockdale for special occasions.
- Mayor King presented Georgia Richards with a Certificate of Appreciation for her years of service on the Planning & Zoning Commission. Barkley Alford was also recognized, but was not able to attend.
- Royce Hudson spoke to Council regarding a conflict with the city manager over non-profit solicitation in a public roadway.

6A. Consent Agenda Approvals:

1. Minutes of regular meeting on May 8 and special meeting on May 15, 2017
2. City bills paid
3. Investment report
4. Tax collection report
5. Library Report
6. Municipal Court Report
7. Police Department Report
8. Code Enforcement Reports
9. Public Works Department Reports
10. Hotel Tax Fund Report

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Calame, the Council voted five (5) for and none (0) opposed to approve the consent agenda as presented. Motion carried.

7A. Department Reports – Cemetery Committee

Representative not present at meeting – no report.

7B. Department Reports – Municipal Court

Judge Waggoner gave a brief report to Council.

8A. Conduct a public hearing to receive comments regarding the proposed change to the curfew ordinance

Public hearing opened at 5:50 p.m. Mayor King gave a brief summary of the proposed change. The Rockdale Independent School District requested the change to reflect the "closed campus" lunch periods. Public hearing closed at 5:52 p.m.

9A. Consider and take any necessary action on the first reading of an ordinance providing for the regulation of commercial vacant structures within the City of Rockdale, Texas; providing for enforcement and penalty; providing open meetings and severability clause; establishing an effective date and other related matters

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Calame, the Council voted four (4) for and one (1) opposed to approve the ordinance as presented. Voting for the motion were Bland, Calame, Phillips, and Wallace. Voting against was Dalley. Motion carried.

9B. Consider and take any necessary action on the first reading of an ordinance amending Chapter 3: Building Regulations by adopting the 2012 edition of the International Building Code; adopting the 2012 International Residential Code for one- and two-family dwellings; adopting the 2012 International Mechanical Code; adopting the 2012 edition of the International Plumbing Code; adopting the 2011 National Electrical Code; adopting the 2012 International Fire Code; adopting the 2012 edition of the International Fuel Gas Code; adopting the 2012 International Energy Conservation Code; providing for permits, fees and inspection; providing for registration and license requirements for plumbing, mechanical, and electrical contractors; providing for a penalty for violation hereof; providing that this ordinance is cumulative of all ordinances; amending the City ordinance and the Code of Ordinances; repealing all parts of ordinances in conflict; providing a severability clause; providing a savings clause; providing severability, penalty, emergency and open meetings clauses; and providing for related matters

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Phillips, the Council voted five (5) for and none (0) opposed to approve the ordinance as presented. Motion carried.

9C. Consider and take any necessary action on the first reading of an ordinance modifying the Juvenile Curfew established by Ordinance 2007-06-11 (6A), making findings of fact; providing a severability clause, effective date, open meetings, and related matters

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to approve the ordinance as presented. Motion carried.

9D. Consider and take any necessary action on the first reading of an ordinance amending Section 12.04 by adding miscellaneous restrictions to prohibit the parking of certain vehicles for longer than four hours, parking of trailers, parking across from driveways, parking near a mailbox unit and providing for removal of vehicles; making findings of fact; providing a severability clause; providing for an effective date; and providing for related matters

Council discussed the ordinance. They felt it would be unreasonable to expect citizens to avoid parking across from driveways as mentioned in item c.

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to approve the ordinance with the amendment to withdraw item c (parking across from driveways). Motion carried.

- 9E. Consider and take any necessary action on the first reading of an ordinance granting to Oncor Electric Delivery Company LLC, its successors and assigns, an electric power franchise to use the present and future streets, alleys, highways, public utility easements, public ways and public property of the City of Rockdale, Texas, providing for compensation therefor, providing for an effective date and a term of said franchise, providing for written acceptance of this franchise, providing for the repeal of all existing franchise ordinances to Oncor Electric Delivery Company LLC, its predecessors and assigns, and finding that the meeting at which this ordinance is passed is open to the public**

Ordinance is still under review and will be added to the July Council meeting agenda.

- 10A. Consider and take any necessary action on a resolution approving a change in the rates of Atmos Energy Corporation, Mid-Tex Division ("Atmos") as a result of a settlement between Atmos and the Atmos Texas Municipalities ("ATM") under the rate review mechanism; finding the rates set by the attached tariffs to be just and reasonable; finding that the meeting complied with the Open Meetings Act; declaring an effective date; and requiring delivery of the resolution to the company and legal counsel**

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Bland, the Council voted five (5) for and none (0) opposed to approve the resolution as presented. Motion carried.

- 11A. Consider and take any necessary action on a recommendation from the Planning & Zoning Commission regarding a request submitted by Alberto Silva for a short form subdivision of Garner Wells Addition, Block 1, All of Lots 1 and 2, City of Rockdale, Milam County, Texas (property known as 402 Houston Street) into Lot 1A**

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to approve the request as presented. Motion carried.

- 11B. Consider and take any necessary action on a request submitted by Jesus Rodriguez regarding the replacement of an existing manufactured home on property located at 602 Ackerman Street (S16000 Original Town-RD, Block 24, Lot 2 SW part of, City of Rockdale, Milam County, Texas)**

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Phillips, the Council voted five (5) for and none (0) opposed to approve the request as presented. Motion carried.

- 11C. Receive an update and take any necessary action on a request from the Rockdale Fair Association to build an additional barn structure at Fair Park and to donate the structure to the City**

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to approve the request as presented. Motion carried.

- 11D. Receive an update from KSA Engineers regarding the new police station**

Brian Wyatt with KSA gave a brief presentation to Council. Project should go out for bids next week. Plan is to occupy building in August 2018.

- 11E. Consider and take any necessary action on funding alternate bid items from the Industrial Park Improvements 2016 Texas Capital Fund Infrastructure Project in the amount of \$127,953.70**

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Bland, the Council voted five (5) for and none (0) opposed to approve as presented with funds from the Enterprise Reserves. Motion carried.

11F. Consider and take any necessary action on changing the water rates to For Depreciation or CIP

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Bland, the Council voted two (2) for and three (3) opposed to go with the \$1,000,000 payback base rate to capture depreciation and plan workshops to address future rates and needs; also, motion amendment for zero usage with no averaging for sewer or water. Voting for the motion were Calame and Bland. Voting against were Dalley, Phillips, and Wallace. Motion failed.

11G. Consider and take any necessary action on a proposal for professional services related to annexation planning for the City of Rockdale, Texas

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to approve hiring Rojas Planning, LLC (to be paid out of General Reserves). Motion carried.

11H. Consider and take any necessary action on award of bid for Galbreath and Sheckles Bridge repairs

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Calame, the Council voted five (5) for and none (0) opposed to award bid to Gibson & Associates, Inc. using \$24,000 from HOT budget for Historical Preservation and the remainder from HOT Reserves. Motion carried.

11I. Consider and take any necessary action on an appointment to the Rockdale Municipal Development District Board of Directors

MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Bland, the Council voted four (4) for and one (1) opposed to appoint Denise Monzingo. Voting for the motion were Bland, Calame, Phillips, and Wallace. Voting against was Dalley. Motion carried.

11J. Consider and take any necessary action on auditor services and the current contract with Sandersen Knox & Company

MOTION: Upon a motion made by Councilmember Bland and a second by Councilmember Dalley, the Council voted five (5) for and none (0) opposed to authorize staff to go out for bids for auditing services. Motion carried.

11K. Receive an update from the city manager regarding the Rockdale Projects List

- City has been funded for Downtown Revitalization Project – Whittaker is trying to coordinate with TxDOT to get their project done prior to the DRP work
- Unfunded projects need to be reviewed prior to budget preparation
- Update on new voting system that Milam County may be purchasing and the impact on City/School/Hospital voting equipment at the local level

12A. At 7:55 p.m. Council convened into executive session under Section 551.074 of the Texas Government Code to:

1. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the city manager
2. Deliberate the duties of a public officer (Mayor and Council)

12B. At 9:50 p.m. Council reconvened in open session to take action if, and as deemed appropriate in the City Council's discretion regarding:

1. The appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the city manager
2. The duties of a public officer (Mayor and Council)

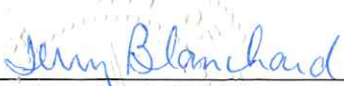
MOTION: Upon a motion made by Councilmember Calame and a second by Councilmember Bland, the Council voted five (5) for and none (0) opposed to increase the city manager salary to \$100,000 per year effective with current pay period and to offer a two year contract (plus the remainder of the current fiscal year) to be reviewed annually. Motion carried.

Adjourned at 9:53 p.m.

These minutes approved on the 10th day of July, 2017.

APPROVED:

ATTEST:



Terry Blanchard, TRMC
City Secretary



John E. King, Mayor