



CITY OF KEMPNER

REGULAR MEETING AGENDA TUESDAY, January 11, 2021, AT 6:00 PM

Notice is hereby given:

THE CITY COUNCIL WILL CONVENE IN A REGULAR MEETING IN COUNCIL CHAMBERS, LOCATED AT 12288 E. Hwy 190 Kempner, Texas 76539.

1. CALL TO ORDER, INVOCATION, AND PLEDGES TO FLAGS

2. NON-ACTION ITEMS

Citizen Comments. Any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.

This is an opportunity for members of the public to suggest the addition of topics for the discussion or to address topics of interest, with the presentation limited to three (3) minutes. All speakers will conduct themselves in an orderly and lawful manner. No profane or threatening language will be tolerated. All speakers will be recognized prior to speaking and will announce their name for the minutes' purpose.

Reports

- Police Report- Presented by the Police Chief or designee
- Fire Report- Presented by the Fire Chief or designee
- Annual Financial Report - Presented by the City Manager
- Mayor

Upcoming Events: Household Hazardous Waste on February 26, 2022.

Presentations: Gary Franklin LTC. (R) Candidate for HD 68.

3. ACTION ITEMS

The Council will discuss and MAY take actions on the following:

- A. Approval of the minutes from the Council Meeting held on November 9, 2021.
- B. Approval of the minutes from the Special Call Council Meeting held on November 12, 2021.
- C. Approval of Accounts Payable for the month of November 2021

- D. Approval of Accounts Payable for the month of December 2021
- E. Amending the Sylvia Tucker Memorial Park ordinance to permit leashed animals on City Park grounds.
- F. Approval for the disposal of unused and outdated police equipment items listed on addendum "A".
- G. Authorizing City Manager to draft language that will add an addendum to Ordinance # 2006-10-24-002 (An Ordinance of the City of Kempner, Texas, Prohibiting Burning within the City of Kempner; Providing for Exceptions for Burning; Requiring Clean-up and Removal of Damaged Property; Providing for Enforcement and Penalty; Providing Open Meetings and Severability Clauses; Establishing an Effective Date and Other Related Matters) which will allow for an annual permit to be issued.

4. **NON-ACTION ITEMS**

- A. Staff Comments
- B. Mayor/Council Comments
- C. Next Regularly Scheduled Meeting –January 25th, 2022 @ 7 pm.

5. **ADJOURNMENT**

All items on the agenda are for discussion and/or action. The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.086 (Economic Development).

The City of Kempner is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary at (512)932-2180 at least 48 hours in advance.

Agenda Posted on Friday, January 7, 2022, on or before 5:00 pm.

Posted by: Hayleigh Talasek, City Secretary

STATE OF TEXAS *

COUNTY OF LAMPASAS *

CITY OF KEMPNER *

BE IT REMEMBERED that on January 11, 2022, the City Council met in City Hall with the following members present: Mayor John (JW) Wilkerson, Council Members: David Richardson, Rob Green, Dan Long, Tom Combs and Melba Vandever.

The meeting was called to order at 6:00 P.M. and the following business was conducted:

1) Call to Order

Roll Call conducted by Mayor John (JW) Wilkerson and the following members are present: Place 1 (David Richardson), Place 2 (Tom Combs), Place 3 (Rob Green), Place 4 (Dan Long) and Place 5 (Melba Vandever).

Invocation led by Place 1 David Richardson

Pledge of Allegiance/Pledge to Texas Flag.

2) Non- Action Items

A. Citizen Comments. Any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.

This is an opportunity for members of the public to suggest the addition of topics for the discussion or to address topics of interest, with presentation limited to three (3) minutes. All speakers will conduct themselves in an orderly and lawful manner. No profane or threatening language will be tolerated. All speakers will be recognized prior to speaking and will announce their name for the minutes purpose.

Wayland Allen: Spoke about the stop sign visibility at FM 2313 and CR 3300.

B. Presentation by Gary Franklin LTC (ret) candidate for HD 68

C. Reports

- Police Chief

1. November and December 107 violations 51 calls for service
2021- 421 Violation 1222 calls for service

Vehicles: PC Wrap design ordered and will be installed by Friday. New

vehicles almost complete, waiting on small stuff should be on the road within the week.

2. Jose Velazquez was presented Life Saving Award for his efforts on November 8, 2021.

-Fire Chief

1. November: 53 calls 12 in city
December: 42 calls 9 in city
2021: 469 calls 97 in city: 48 medical, 15 accidents, 1 structure fire, 1 mobile home fire.
2. Thank you to Police Department for your support.
3. Invites the city to help with the Christmas event, 24 families were supported.

-Dan Hause introduced himself as running for JP precinct 4

- City Manager

1. Annual Financial Report: See report below

-Mayor

1. City is turning 25 this year. Gene Isenhour heading Birthday Committee. Melba Vandever volunteered to be council member on committee.
2. Radios and cameras for police vehicles purchased through DPS surplus.
3. With influx of COVID cases, precautions may be put in place.

- City Manager

1. City events all went well: Veterans Day, fence building in the park with Habitat for Humanity, animal microchip at City Hall, Mayors Merry Christmas, Police Department assisting in Tri County Toy Run, clean up of citizen property.
2. Future Events: Household Hazardous Waste February 26, 2022 9:00am-1:00pm

- Matilde Uvalle-Werlinger introduced herself as running for JP precinct 4

3) Action Items

The Council will discuss and MAY take possible actions on the following:

- A. Consider approval of the minutes from the Council Meeting held on November 9, 2021
 - Place 3 (Rob Green) makes a motion to approve the minutes held on November 9, 2021.
 - Place 2 (Tom Combs) seconds the motion.
 - All in favor, motion carries.

B. Approval of the minutes from the Special Call Council Meeting held on November 12, 2021.

- Place 4 (Dan Long) makes a motion to approve the minutes from the Special Call Council Meeting held on November 12, 2021.
- Place 5 (Melba Vandever) seconds the motion.
- All in favor, motion carries.

C. Approval of Accounts Payable for the month of November 2021.

- Place 3 (Rob Green) makes a motion to approve accounts payable for the month of November 2021
- Place 2 (Tom Combs) seconds the motion
- All in favor, motion carries

D. Approval of Accounts Payable for the month of December 2021

- Place 5 (Melba Vandever) makes motion to approve accounts payable for the month of December 2021
- Place 3 (Rob Green) seconds the motion
- All in favor, motion carries

E. Amending the Sylvia Tucker Memorial Park ordinance to permit leashed animals on City Park grounds.

- Place 4 (Dan Long) introduced a motion to discuss allowing leashed pets for a 60 day probation period.
- Place 2 (Tom Combs) suggested a designated area during the 60 day probation and to start in Spring.
- Place 5 (Melba Vandever) park is a place for kids, not dogs.
- Place 1 (David Richardson) why do people need to take dogs to park?
- Place 3 (Rob Green) concerned about enforcement, agrees to probation period and specific area. Most traffic in park not Kempner citizens, concerned about unsafe breeds.
- City Manager (David Williams): 4 Bag Disposal stations - \$999.96 Bags - \$59.50 Animal Waste Disposal - \$50/mo Ordinance revision by attorney - \$300.
- Place 3 (Rob Green) only allow on one side of berm
- Police Chief (Eddie Rodriguez) no opinion, PD will enforce whatever council decides.
- Place 1 (David Richardson) questioned how the ordinance will be enforced.
- Citizen (Matilde Uvalle-Werlinger) suggested a fenced off portion for leashed animals.
- Place 1 (David Richardson) City can still be sued

- Citizen (Wayland Allen) agreed with a probationary period.
- Citizen (Dan Hause) agreed with probationary period.
- Place 2 (Tom Combs) will not bring city revenue only add to expenditures. If probationary period works, plan to look for new permanent dog park area that is not in the Sylvia Tucker Memorial Park.
- City Manager (David Williams) may cost but may increase revenue via sales tax to local businesses, unable to track that.
- Mayor (JW Wilkerson) test run is still investment, would rather invest money on city employee salaries. Not the cities job to entertain its citizens.
- Place 4 (Dan Long) offered to provide trash cans for the probationary period.
- City Manager (David Williams) probationary period will still incur Attorney fee, publishing fee, \$50/mo for waste removal and \$50 for the sign.
- Citizen (Wayland Allen) suggested no waste removal during probationary period.
- Place 5 (Melba Vandever) concerned park is too small for animals and children.
- Police Chief (Eddie Rodriguez) agreed size is concern
- City Manager (David Williams) suggested walking trail only allowed area.
- Place 2 (Tom Combs) agreed with walking trail being only allowed area.
- Place 4 (Dan Long) no further comments
- Place 2 (Tom Combs) introduced motion to postpone further discussion until January 25, 2022 during workshop, prior to regular meeting.
- Place 4 (Dan Long) seconds motion.
- In favor: Place 1 (David Richardson), Place 2 (Tom Combs), Place 4 (Dan Long), Place 5 (Melba Vandever). Abstained: Place 3 (Rob Green)

F. Approval for the disposal of unused and outdated police equipment items listed on addendum "A".

- Place 2 (Tom Combs) discussed any items not sold to be donated to Fire Department
- Citizen (Steve Martin) can city donate weapons to Fire Department auction?
- Citizen (Dan Hause) explained weapon auction
- Place 5 (Melba Vandever) introduces motion to donate hand guns to Fire Department for annual auction.
- Place 4 (Dan Long) seconds motion
- In favor: Place 5 (Melba Vandever), Place 4 (Dan Long) Against: Place 1 (David Richardson), Place 2 (Tom Combs), Place 3 (Rob Green) motion does not pass.
- Citizen (Matilda Uvalle-Werlinger) use weapon money for police department.
- Police officer (Jose Velazquez) would like non lethal option
- Place 3 (Rob Green) introduces motion to sell weapons and use money for police department, donate everything else to Fire Department for auction.
- Place 2 (Tom Combs) seconds motion.

- All in favor, motion carries.

G. Authorizing City Manager to draft language that will add an addendum to Ordinance 2006-10-24-002 (An Ordinance of the City of Kempner, Texas, Prohibiting Burning within the City of Kempner; Providing for Exceptions for Burning; Requiring Clean-up and Removal of Damaged Property; Providing for Enforcement and Penalty; Providing Open Meetings and Severability Clauses; Establishing an Effective Date and Other Related Matters) which will allow for an annual permit to be issued.

- Place 1 (David Richardson) introduced motion to extend Burn Permits to 12 months.
- Place 5 (Melba Vandever) second motion
- In Favor: Place 1 (David Richardson), Place 3 (Rob Green), Place 4 (Dan Long), Place 5 (Melba Vandever). Abstained: Place 2 (Tom Combs). Motion passes.

- All in favor, motion carries

4) Non-Action Items

A. Staff Comments

B. Mayor/Council Comments

- Mayor (JW Wilkerson) can change meeting times to 6:00 pm.
Speed up meetings by creating consent agenda.

C. Next Regularly Scheduled Meeting – January 25, 2022 at 7:00 pm

D. Work Shop to discuss animals in City Park – January 25, 2022 at 6:00 pm

4) Adjournment

- Place 4 (Dan Long) moves to Adjourn.
- Place 5 (Melba Vandever) seconds the adjournment.
- All in favor, the meeting is adjourned at 8:24 pm.

APPROVED: _____

John (JW) Wilkerson- Mayor

ATTEST: _____

Tracie Martin- Court Clerk/Assistant City Secretary