



**NOTICE OF REGULAR MEETING AGENDA
LANCASTER CITY COUNCIL
MUNICIPAL CENTER CITY COUNCIL CHAMBERS
211 N. HENRY STREET, LANCASTER, TEXAS**



Monday, May 13, 2019 - 7:00 PM

5:30 P.M. DINNER:

(There may or may not be a quorum of City Council members present for dinner. No City business will be transacted.)

7:00 P.M. REGULAR MEETING:

CALL TO ORDER

INVOCATION: Ministerial Alliance

PLEDGE OF ALLEGIANCE: Councilmember Derrick D. Robinson

CITIZENS' COMMENTS:

At this time citizens who have pre-registered before the call to order will be allowed to speak on any matter other than personnel matters or matters under litigation, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until such matter has been placed on an agenda and posted in accordance with law.

ACTION:

1. Consider a resolution canvassing the returns and declaring the results of the General Election for the office of Councilmember District 1 and Councilmember District 5 held on May 4, 2019.

Considere una resolución para presentar los resultados y declarar los resultados de las Elecciones Generales para la oficina de Concejal Distrito 1 y Distrito 5 celebrada el 4 de mayo de 2019.

2. Administer oaths of office, present Certificates of Election, and seat newly elected council members.

CONSENT AGENDA:

Items listed under the consent agenda are considered routine and are generally enacted in one motion. The exception to this rule is that a Council Member may request one or more items to be removed from the consent agenda for separate discussion and action.

3. Consider approval of minutes from the City Council Regular Meeting held on February 11, 2019 and March 25, 2019.
4. Consider a resolution denying Oncor's application for approval to amend its distribution cost recovery factor (DCRF) to increase distribution rates with each of the cities in their service area, including the City of Lancaster.

ACTION:

5. Discuss and consider election of a Mayor Pro Tempore.
6. Discuss and consider election of a Deputy Mayor Pro Tempore.
7. Discuss and consider appointment of council liaisons to City Boards and Commissions.

ADJOURNMENT

EXECUTIVE SESSION: The City Council reserve the right to convene into executive session on any posted agenda item pursuant to Section 551.071(2) of the Texas Government Code to seek legal advice concerning such subject.

ACCESSIBILITY STATEMENT: Meetings of the City Council are held in municipal facilities are wheelchair-accessible. For sign interpretive services, call the City Secretary's office, 972-218-1311, or TDD 1-800-735-2989, at least 72 hours prior to the meeting. Reasonable accommodation will be made to assist your needs.

PURSUANT TO SECTION 30.06 PENAL CODE (TRESPASS BY HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

CONFORME A LA SECCION 30.06 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO 411, CODIGO DEL GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO OCULTADA.

PURSUANT TO SECTION 30.07 PENAL CODE (TRESPASS BY HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCION 30.07 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO AL AIRE LIBRE CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO H, CAPITULO 411, CODIGO DE GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO AL AIRE LIBRE.

Certificate

I hereby certify the above Notice of Meeting was posted at the Lancaster City Hall on May 10, 2019 @ 5:00 p.m. and copies thereof were provided to the Mayor, Mayor Pro-Tempore, Deputy Mayor Pro-Tempore and Council members.



Sorangel O. Arenas
City Secretary

LANCASTER CITY COUNCIL

City Council Regular Meeting

1.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Consider a resolution canvassing the returns and declaring the results of the General Election for the office of Councilmember District 1 and Councilmember District 5 held on May 4, 2019.

Considere una resolución para presentar los resultados y declarar los resultados de las Elecciones Generales para la oficina de Concejal Distrito 1 y Distrito 5 celebrada el 4 de mayo de 2019.

Background:

At a time posted in accordance with the Open Meetings Act and as required by the Texas Election Code § 67.004(a), the canvass of the returns is read and results declared. The Mayor asks for a motion and vote from the City Council approving the canvass and results of the general election held May 4, 2019. Two members of the authority constitute a quorum for the purpose of canvassing an election. Election results must be canvassed not later than the 11th day (May 15), following the election.

Attachments

Resolution

Resolution-Spanish

Dallas County Joint Election Canvass

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS,
CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL
ELECTION FOR THE OFFICE OF COUNCILMEMBER DISTRICT 1 AND DISTRICT 5
HELD ON MAY 4, 2019.**

GENERAL ELECTION

LANCASTER, TEXAS

MAY 4, 2019

**CANVASS OF RETURNS AND DECLARATION OF
RESULTS OF ELECTION**

BE IT REMEMBERED THAT, on this the 13th day of May, 2019, at a meeting of the City Council of the City of Lancaster, Texas, a quorum being present, the meeting was called to order and the following business was transacted.

Upon motion it was unanimously ordered that the City Council consider the official returns of a General Election held in the City of Lancaster on May 4, 2019, for the election of District 1 and District 5 for a three-year term.

WHEREUPON, said official returns were opened, examined, canvassed and the results declared as follows:

CANVASS OF RETURNS AND DECLARATION OF RESULTS

WHEREAS, heretofore, the City Council of the City of Lancaster, Texas, called a General Election to be held in the City on May 4, 2019, to elect a Councilmember for District 1 and District 5 for a three-year term; and

WHEREAS, immediately after said election the Presiding Judge and other officials holding said election made their returns of the results thereof to the City Council as follows, and said returns being made according to law, and duly authenticated, and it being shown that written notice of said election was posted for the time and in the manner provided by law, and all other proceedings pertaining to said election having been shown to have been done and performed at and within the manner provided by law, and all papers pertaining thereto having been returned and filed with the City Council and no protest or objection being made to or regarding any matter pertaining to said election.

WHEREAS, on March 25, 2019, City Council approved Resolution No. 2019-03-19 which declared the unopposed candidates in District 3 (Marco Mejia) to be elected to said office.

NOW, THEREFORE, be it resolved by the City Council of the City of Lancaster, Texas, after examining said returns and opening and canvassing the votes of said election, that the results of said election are as follows:

That the following number of votes was cast for the following named candidates for the office of Councilmember, District 1, to-wit:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Larry Walsted	97	9	54	0	160	27.26 %
Alan Beavers	33	6	9	0	48	8.18 %
Carol Strain Burk	252	50	76	1	379	64.57 %

It appearing that Carol Strain-Burk received a majority of all votes cast for the office of Councilmember, District 1, Carol Strain-Burk is hereby declared to be elected to the office of Councilmember, District 1, to serve a three-year term after qualifying.

That the following number of votes was cast for the following named candidates for the office of Councilmember, District 5, to-wit:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Katherine Hail	31	1	16	0	48	15.53 %
Racheal Hill	180	1	80	0	261	84.47 %

It appearing that Racheal Hill received a majority of all votes cast for the office of Councilmember, District 5, Racheal Hill is hereby declared to be elected to the office of Councilmember, District 5, to serve a three-year term after qualifying.

IT IS FURTHER ORDERED that this canvass and declaration of results of said election be entered in the Minutes of the City Council.

This Resolution, declaring the results of the general election, shall become effective immediately after its passage.

DULY PASSED by the City Council of the City of Lancaster, Texas, on this the 13th day of May, 2019.

ATTEST:

Sorangel O. Arenas, City Secretary

APPROVED:

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

RESOLUCIÓN NO.

RESOLUCIÓN DEL CONSEJO MUNICIPAL DE LA CIUDAD DE LANCASTER, TEXAS, EL ESCRUTINIO DE LOS DEVOLUCIONES Y LA DECLARACIÓN DE LOS RESULTADOS DE LAS ELECCIONES GENERALES PARA LA OFICINA DE CONCEJAL DISTRITO 1 Y DISTRITO 5 CELEBRADA EL 4 DE MAYO 2019.

**ELECCIÓN GENERAL
LANCASTER, TEXAS
4 DE MAYO 2019**

SONDEO DE LOS RESULTADOS Y LA DECLARACIÓN DE RESULTADOS DE LA ELECCIÓN

Debe recordarse que, en este día 13 de mayo de 2019, en una reunión del Consejo Municipal de la Ciudad de Lancaster, Texas, habiendo quórum, la reunión fue llamada al orden y el siguiente negocio fue tramitado.

Tras moción se ordenó por unanimidad que el Ayuntamiento considere los resultados oficiales de las elecciones generales celebrada en la ciudad el 4 de mayo de 2019, para la elección de Concejales de Distrito 1 y Distrito 5, por un período de tres años.

LO CUAL, fueron abiertos los resultados oficiales, examinados, escrutados y los resultados declaran como sigue:

ESCRUTINAR LOS RESULTADOS Y DECLARACIÓN DE RESULTADOS

VISTO QUE, antes, el Consejo de la ciudad de Lancaster, Texas, la ciudad ordenar una elección general que se celebrará en la ciudad el 4 de mayo de 2019, para elegir a los concejales de Distrito 1 y Distrito 5 por un período de tres años ; y

VISTO QUE, inmediatamente después de dicha elección, el Juez Presidente y otros funcionarios de la celebración de dicha elección hizo sus declaraciones sobre los resultados de la misma al Ayuntamiento de la siguiente manera, y dijeron retornos se hacen de acuerdo a la ley, y debidamente legalizados, y se muestra que la notificación por escrito de dicha elección fue publicada por el tiempo y en la forma prevista por la ley, y todos los demás procedimientos relativos a dicho que se ha demostrado que las elecciones se han realizado y realiza en y dentro de la forma prevista por la ley, y todos los documentos relativos a la misma hayan sido devueltos y presentar ante el Ayuntamiento y no protesta u objeción que se realizan para o con respecto a cualquier cuestión relacionada con dicha elección .

Visto Que que, el 25 de marzo de 2019, Concejo Municipal aprobó la Resolución No. 2019-03-19 que declaró los candidatos sin oposición en el Distrito 3 (Marco Mejia) y por lo tanto ser declarados para ser elegidos para dicho cargo.

AHORA, POR LO TANTO, se resuelto por el Consejo Municipal de la Ciudad de Lancaster, Texas, después de examinar dicho resultados y la apertura y el escrutinio de los votos de dicha elección, los resultados de dicha elección son los siguientes:

Que el siguiente número de votos fueron emitidos por los siguientes candidatos nombrados para el cargo de concejal del Distrito 1, a saber:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Larry Walsted	97	9	54	0	160	27.26 %
Alan Beavers	33	6	9	0	48	8.18 %
Carol Strain Burk	252	50	76	1	379	64.57 %

Apareciendo que Carol Strain-Burk recibió la mayoría de los votos emitidos para el cargo de concejal del Distrito 1, Carol Strain-Burk se declara electo para el cargo de Concejal, Distrito 1, para cumplir un mandato de tres años después de la calificación.

Que el siguiente número de votos fueron emitidos por los siguientes candidatos nombrados para el cargo de concejal del Distrito 5, a saber:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Katherine Hail	31	1	16	0	48	15.53 %
Racheal Hill	180	1	80	0	261	84.47 %

Apareciendo que Racheal Hill recibió la mayoría de los votos emitidos para el cargo de concejal del Distrito 5, Racheal Hill se declara electo para el cargo de Concejal, Distrito 5, para cumplir un mandato de tres años después de la calificación.

ADEMÁS SE ORDENA que este escrutinio y la declaración de resultados de dicha elección se consignará en el acta del Concejo Municipal. Esta Resolución, declarando los resultados de las elecciones generales, entrará en vigencia inmediatamente después de su aprobación.

DEBIDAMENTE APROBADA por el Consejo Municipal de la Ciudad de Lancaster, Texas, en este día 13 de mayo de 2019.

DAR FE:

APROBADO:

Sorangel O. Arenas, Secretaria de la Ciudad

Clyde C. Hairston, Alcalde

APROBADA EN FORMA:

David T. Ritter, Abogado de la Ciudad

City of Lancaster

2019 Joint Election
May 4, 2019
Dallas County, Texas

UNOFFICIAL RESULTS

Run Date:05/08/19 02:09 PM

Report EL45A Page 001

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Prov	ED_ADA
PRECINCTS COUNTED (OF 11)	11	100.00					
REGISTERED VOTERS - TOTALS.	8,461						
BALLOTS CAST - TOTALS	899		595	67	236	1	0
VOTER TURNOUT - TOTALS		10.63					
City of Lancaster District 01							
VOTE FOR 1							
(WITH 8 OF 8 PRECINCTS COUNTED)							
Larry Walsted	160	27.26	97	9	54	0	0
Alan Beavers	48	8.18	33	6	9	0	0
Carol Strain Burk.	379	64.57	252	50	76	1	0
Total	587		382	65	139	1	0
City of Lancaster District 05							
VOTE FOR 1							
(WITH 3 OF 3 PRECINCTS COUNTED)							
Katherine Hail.	48	15.53	31	1	16	0	0
Racheal Hill	261	84.47	180	1	80	0	0
Total	309		211	2	96	0	0

LANCASTER CITY COUNCIL

City Council Regular Meeting

2.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Financially Sound City Government
Sound Infrastructure
Quality Development
Professional and Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Administer oaths of office, present Certificates of Election, and seat newly elected council members.

Background:

The newly elected councilmembers will be given the Oath of Office and presented with a Certificate of Election.

LANCASTER CITY COUNCIL

City Council Regular Meeting

3.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Professional and Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Consider approval of minutes from the City Council Regular Meeting held on February 11, 2019 and March 25, 2019.

Background:

Attached for your review and consideration are minutes from the City Council Regular Meeting held on February 11, 2019 and March 25, 2019.

Attachments

February 11, 2019 Minutes

March 25, 2019 Minutes

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF FEBRUARY 11, 2019

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on February 11, 2019 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Clyde C. Hairston
Carol Strain-Burk
Deputy Mayor Pro Tem Stanley Jaglowski
Mayor Pro Tem Marco Mejia
Derrick D. Robinson
Racheal Hill
Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Rona Stringfellow, Deputy City Manager
Fabrice Kabona, Assistant City Manager
Dori Lee, Director of Human Resources
Sam Urbanski, Police Chief
Charley Miller, Assistant Police Chief
Doris Brown, Police Lieutenant
Jermaine Sapp, Director of Equipment Services and Facilities
Andrew Waits, Interim Assistant Public Works Director
Katherine Hail, Animal Control Officer
Jasmine Carr, Community Programs Coordinator
Delajer Walker, E.C. & E.M. Superintendent
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Hairston called the meeting to order at 7:24 p.m. on February 11, 2019.

Invocation:

Pastor Urban Brown gave the invocation.

Pledge of Allegiance:

Councilmember Carol Strain-Burk led the pledge of allegiance.

Recognition:

2018 TMLI Award Recipients Mayor Clyde C. Hairston, Deputy Mayor Pro Tem Stanley Jaglowski, Councilmember Carol Strain-Burk, Councilmember Derrick Robinson, Racheal Hill and Councilmember Nina Morris.

Citizens' Comments:

Kevin Pendleton, 112 Norwood, expressed his concerns with the Lancaster Police Department.

Glenn Coleman, 1561 Marsalis Rd., expressed his concern with Dart.

Consent Agenda:

City Secretary Arenas read the consent agenda.

- 1. Consider approval of minutes from the City Council Regular Meeting held on December 10, 2018.**

2. **Consider a resolution ordering a General Election to be held on Saturday, May 4, 2019, for the election of one councilmember for District 1, one councilmember for District 3, and one councilmember for District 5 for a three year term; providing for the publication and posting of notice; and providing for early voting dates, times and locations.**

Considerar una resolución pidiendo una elección general que se celebrará el Sábado 4 de Mayo de 2019, por la elección de un concejal para el Distrito 1, un concejal para el Distrito 3, y un concejal del Distrito 5 para un período de tres años; se dispone la publicación y la publicación de la notificación; y modo de fechas de votación anticipada, horas y lugares.

3. **Consider a resolution approving the terms and conditions of a Joint Election Contract and Election Services Agreement with Dallas County Elections to conduct a municipal General Election for the election of one councilmember for District 1, one councilmember for District 3, and one councilmember for District 5 to be held on Saturday, May 4, 2019.**

Considere una resolución aprobando los términos y condiciones del Contrato Elección Conjunta y servicios de la elección con las elecciones del condado de Dallas para llevar a cabo una elección general municipal para la elección de los distritos 1, 3 y 5 que se celebrará el Sábado, 4 de mayo 2019.

4. **Consider a resolution authorizing Dallas County to resell 870 Truman Circle, tax foreclosed property, by public or private sell, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code.**
5. **Consider a resolution approving the terms and conditions of an interlocal agreement by and between the City of Lancaster and the City of Garland.**
6. **Consider amending Chapter 6 – Building Regulations, Article 6.04 – Technical Construction Codes and Standards, Division 5 – Plumbing Code, Section 6.04.202 – exceptions and amendments being local amendments to the 2015 International Plumbing Code of the City of Lancaster Code of Ordinances.**

MOTION: Councilmember Morris made a motion, seconded by Councilmember Hill to approve consent items 1 through 6. The vote was cast 7 for, 0 against.

7. **M18-06 Discuss and consider an ordinance abandoning rights-of-way on portions of Patman Drive, Brantley Drive and Eaton Drive located in the Daniieldale Subdivision, (and formerly underlying a slope and grading easement), to the underlying land owner, Lancaster Homes & Farms, LLC; providing for recording of a certified copy of this ordinance in the real property records of Dallas County, Texas and as a quitclaim deed.**

City Manager Mauldin-Jones shared at the November 12, 2019 Council approved the abandonment of slope and grading easement and a portion of Eaton Avenue within the Daniieldale Resubdivision. Item 7 is a request for an ordinance abandoning the right-of-way on portions of Patman Drive, Brantley Drive, and Eaton Drive. Staff recommended approval of the ordinance.

MOTION: Mayor Pro Tem Mejia made a motion, seconded by Councilmember Morris to approve item 7. The vote was cast 7 for, 0 against.

8. **Consider confirmation of Civil Service Commission appointment as designated by the City Manager.**

City Manager Mauldin-Jones spoke on item 8 and shared that Civil Service Commission serves under Texas Local Government Code Chapter 143. State law requires the City to have a three (3)

member Commission. Commissioner Keith Whitley has a term expiring in 2018. He has submitted his application seeking to be reappointed to the Civil Service Commission. The City Manager respectfully requests the re-appointment of Keith Whitley, to the Civil Service Commission.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 8. The vote was cast 7 for, 0 against.

9. Consider confirmation of nominations made by the Mayor for appointments to the City of Lancaster's Zoning Board of Adjustment.

Mayor Hairston nominated to re-appoint the current members. Syrinithnia Mann and John G. Thomas for the regular positions with term expiring 2020. Lawrence Smith for the alternate member with term expiring 2019.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 9. The vote was cast 7 for, 0 against.

10. Discuss and consider annual appointments to City of Lancaster Boards and Commissions.

MOTION: Mayor Pro Tem Mejia made a motion, seconded by Councilmember Strain-Burk to reappoint Andy Mungenast and Barbara J. Thomas for the regular positions with terms expiring 2020 and Kurtis Sample for the alternate position with term expiring 2019 to the Airport Advisory Board.

MOTION: Deputy Mayor Pro Tem Jaglowski made a motion, seconded by Councilmember Strain-Burk to reappoint Dr. Jean Eye and Katherine Hail for the regular positions with terms expiring 2020 and Jonas Houston (City of Hutchins) for the alternate position with term expiring 2019 to the Animal Shelter Advisory Board.

Nominated for the regular position on the Lancaster Economic Development Corporation Board (4A) with a term expiring in 2019, was Temika Whitfield and Adrienne Davis.

The roll call vote was cast 4 for, 3 against [Strain-Burk, Jaglowski and Robinson] to appoint Adrienne Davis to the Lancaster Economic Development Corporation Board (4A) to fill an unexpired term in 2019.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jaglowski to appoint Angela McCowan and Kyshia Gibbons for the regular positions with terms expiring 2020 to the Library Advisory Board.

Nominated for the alternate position on the Library Advisory Board with a term expiring in 2019, was David Birge and Bren Anderson.

The roll call vote was cast 5 for, 2 against [Strain-Burk and Jaglowski] to appoint Bren Anderson to the alternate position with a term expiring 2019 to the Library Advisory Board.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill, to reappoint to the regular position Clara Butler for terms expiring 2020 Museum Advisory Board.

Nominated for the regular position on the Museum Advisory Board with a term expiring in 2020, was Rachel Green and Cindy Bullard.

The roll call vote was cast 5 for, 2 against [Hill and Morris] to appoint Rachel Green to the regular position with a term expiring 2020 to the Library Advisory Board.

Nominated for the alternate position on the Museum Advisory Board a term expiring 2019, was Cindy Bullard and Mathonican Knijinski.

The roll call vote was cast 5 for, 2 against [Strain-Burk and Jaglowski] to appoint Cindy Bullard to the alternate position with a term expiring 2019 to the Museum Advisory Board.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill, to appoint Abe Cooper, Darwin Isham and Petra Covington to the regular positions with terms expiring 2019, Jerry W. Giles and Joe Smith to the regular positions with terms expiring 2020 and Frances Allen for the alternate position with a term expiring 2019 to the Park and Recreation Advisory Board.

MOTION: Deputy Mayor Pro Tem Jaglowski made a motion, seconded by Councilmember Strain-Burk to appoint Mary Sykes to the regular position with term expiring 2019 and Don McCoo to the regular position with term expiring 2020 to the Lancaster Recreational Development Corporation (4B).

Nominated for the regular position on Lancaster Recreational Development Corporation (4B) with a term expiring in 2019, was Harmonica Mays and Zaychiana Mixon.

Nominated for the regular position on Lancaster Recreational Development Corporation (4B) with a term expiring in 2020, was Erikka Cullums, William Freeman, Carolyn Morris and Sharmetra Lewis.

The roll call vote was cast 7 for, 0 against to appoint William Freeman to the Lancaster Recreational Development Corporation (4B) for a term expiring 2019.

The roll call vote was cast 7 for, 0 against to appoint Harmonica Mays to the Lancaster Recreational Development Corporation (4B) for a term expiring 2019.

The roll call vote was cast 7 for, 0 against to appoint Erikka Cullums to the Lancaster Recreational Development Corporation (4B) for a term expiring 2020.

The roll call vote was cast 7 for, 0 against to appoint Sharmetra Lewis to the Lancaster Recreational Development Corporation (4B) for a term expiring 2020.

The roll call vote was cast 6 for, 1 against [Robinson] to appoint Zaychiana Mixon to the Lancaster Recreational Development Corporation (4B) for a term expiring 2020.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill, to reappoint Ty G. Jones and Ernest Casey to the regular positions with terms expiring 2020 to the Planning and Zoning Commission.

Nominated for the regular positions on Planning and Zoning Commission to fill unexpired terms in 2019, was Lawrence Prothro, Isabel Aguilar and Tedrick Woods.

The roll call vote was cast 6 for, 1 against [Mejia and Morris] to appoint Isabel Aguilar to the regular position to fill an unexpired term in 2019 to the Planning and Zoning Commission.

The roll call vote was cast 7 for, 0 against to appoint Lawrence Prothro the regular position to fill an unexpired term in 2019 to the Planning and Zoning Commission.

Nominated for the alternate position on Planning and Zoning Commission with a term expiring in 2019, was Temika Whitfield and Tedrick Woods.

The roll call vote was cast 6 for, 2 against [Morris] to appoint Temika Whitfield to the regular position with term expiring 2019 to the Planning and Zoning Commission.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jaglowski, to reappoint Alan Beavers for a term expiring 2020 to the Property Standards and Appeals Board.

Nominated for the regular position on Property Standards and Appeals Board with a term expiring in 2020, was Carolyn Morris, Brenda Davis and Sharonda Peppers.

The roll call vote was cast 6 for, 1 against [Morris] to appoint Brenda Davis to the regular position with term expiring 2020 to the Property Standards and appeals Board.

MOTION: Councilmember Strain-Burk made a motion, seconded by Mayor Pro Tem Mejia, to appoint Sharonda Peppers to the alternate position with term expiring 2019 to the Property Standards and Appeals Board.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jaglowski to appoint Judith Osegueda to the regular position with term expiring 2020 and Ronay Suber for the regular position with term expiring 2019 to the Youth Advisory Committee.

Below is a recap of the 2018 appointments.

<u>Term Expires</u>		
<u>Airport Advisory Board</u>		
Andy Mungenast	2020	Reappointment, regular position
Barbara J. Thomas	2020	Reappointment, regular position
Kurtis Sample	2019	Reappointment, alternate position
<u>Animal Shelter Advisory Committee</u>		
Dr. Jean Eye	2020	Reappointment, regular position (Veterinarian)
Katherine Hail	2020	Reappointment, regular position (involved in operations of shelter)
Jonas Houston	2019	Appointment, alternate position (City of Hutchins)
<u>Economic Development Corp.</u>		
Adrienne Davis	2019	Appointment, regular position (fill an unexpired term)
<u>Library Advisory Board</u>		
Angela McCowan	2020	Reappointment, regular position
Kyshia Gibbons	2020	Reappointment, regular position
Bren Anderson	2019	Appointment, alternate position
<u>Museum Advisory Board</u>		
Clara Butler	2020	Reappointment, regular position
Rachel Green	2020	Appointment, regular position
Cindy Bullard	2019	Appointment, alternate position
<u>Park and Recreation Advisory Board</u>		
Abe Cooper	2019	Appointment, regular position
Darwin Isham	2019	Appointment, regular position
Petra Covington	2019	Appointment, regular position
Jerry W. Giles	2019	Appointment, regular position
Joe Smith	2020	Appointment, regular position
Frances Allen	2019	Appointment, alternate position

Lancaster Recreation
Development Corporation (4B)

Mary Sykes	2019	Appointment, regular position
Don McCoo	2019	Appointment, regular position
Harmonica Mays	2019	Appointment, regular position
Erikka Cullums	2019	Appointment, regular position
William Freeman	2020	Appointment, regular position
Sharmetra Lewis	2020	Appointment, regular position
Zaychiana Mixon	2020	Appointment, regular position

Planning & Zoning Commission

Isabel Aguilar	2019	Appointment, regular position
Lawrence Prothro	2019	Appointment, regular position
Ty G. Jones	2020	Reappointment, regular position
Ernest Casey	2020	Reappointment, regular position
Temika Whitfield	2019	Appointment, alternate position

Property Standards and Appeals
Board

Alan Beavers	2020	Reappointment, regular position
Brenda Davis	2020	Appointment, regular position
Sharonda Peppers	2019	Appointment, alternate position

Youth Advisory Committee

Judith Osegueda	2020	Appointment, regular position
Ronay Suber	2019	Appointment, regular position

Zoning Board of Adjustment

John G. Thomas	2020	Reappointment, regular position
Syrinithnia Mann	2020	Reappointment, regular position
Lawrence E. Smith	2019	Reappointment, alternate position

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Jaglowski to adjourn.
The vote was cast 7 for, 0 against.

The meeting was adjourned at 8:24 p.m.

ATTEST:

Sorangel O. Arenas, City Secretary

APPROVED:

Clyde C. Hairston, Mayor

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF MARCH 25, 2019

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on March 25, 2019 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Clyde C. Hairston
Carol Strain-Burk
Deputy Mayor Pro Tem Stanley Jaglowski
Mayor Pro Tem Marco Mejia
Derrick D. Robinson
Racheal Hill
Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Rona Stringfellow, Deputy City Manager
Fabrice Kabona, Assistant City Manager
Dori Lee, Director of Human Resources
Sean Johnson, Director of Quality of Life and Cultural Services
Shane Shepard, Director of Economic Development
Sam Urbanski, Police Chief
Jason Boulton, Assistant Police Chief
Kenneth Johnson, Fire Chief
Chris Youngman, Assistant Fire Chief
Jermaine Sapp, Director of Equipment Services and Facilities
Andrew Waits, Interim Assistant Public Works Director
Sharon Jungman, Assistant Finance Director
Katherine Hail, Animal Control Officer
Jasmine Carr, Community Programs Coordinator
Delajer Walker, E.C. & E.M. Superintendent
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Hairston called the meeting to order at 7:00 p.m. on March 25, 2019.

Invocation:

Pastor Urban Brown gave the invocation.

Pledge of Allegiance:

Deputy Mayor Pro Tem Stanley Jaglowski led the pledge of allegiance

Recognition:

Lancaster Independent School District - The Lady Tigers Varsity Basketball Team, Lady Tigers Varsity Volleyball Team, The Lady Tigers Junior Varsity Basketball Team and Shakiya Scott of Lady Tiger Wrestling Team.

Proclamation:

Mayor Hairston read proclamation for "Kidney Awareness Day" and encourage all citizens to raise awareness concerning crucial health issues, such as chronic kidney disease, and to seek early screening.

Mayor Hairston read proclamation for "National Public Safety Telecommunications' Week" and urges everyone in our community to celebrate and honor the men and women whose diligence and professionalism keep our city and citizens safe.

Citizens' Comments:

Miracle Bennett, 162 Southwood, expressed her concerns on the conditions of the Animal Shelter Facility.

Carolyn Morris, 887 Wintergreen, expressed her support for Kidney Awareness. She shared her gratitude to Councilmember Morris.

Executive Session:

1. City Council shall convene into closed executive session pursuant to:

- 1. Section §551.071 of the Texas Government Code to seek legal advice from the City Attorney concerning pending or contemplated litigation: White Rock Commercial LLC v. City of Lancaster, Cause No. DC-14-06471 and**
- 2. Sections §552.071(1) and (2) and 552.076(1) of the Texas Government Code.**

2. Reconvene into open session. Consider and take appropriate action(s), if any, on closed/executive session matters.

The City Council recessed for Executive Session at 7:30 p.m. and reconvened into open session at 8:11p.m.

Consent Agenda:

City Secretary Arenas read the consent agenda.

- 3. Consider approval of minutes from the City Council Special Meeting held on December 17, 2018.**
- 4. Consider a resolution approving the terms and conditions of an agreement by and between the City of Lancaster and American Signal Corporation for the provision of emergency mass notification solutions.**
- 5. Consider an ordinance amending Article 13.00 Emergency Water System Situations Section 13.06 Water Conservation and Drought Contingency and Emergency Response Plan.**
- 6. Consider a resolution approving the terms and conditions of a professional services agreement with Lockwood, Andrews & Newman, Inc. (LAN) to perform services in connection with the extension of Millbrook Drive & Bridle Path Drive.**
- 7. Consider a resolution approving the terms and conditions of a lease agreement with TCF Equipment Finance for the lease of equipment from Professional Turf Products, L.P. for golf course equipment through an Interlocal Agreement with BuyBoard.**
- 8. Consider a resolution approving the terms and conditions of an agreement between the City of Lancaster and iChoosr, LLC for the provision of energy group purchasing services to the citizens of the City.**
- 9. Consider an ordinance approving a continuing disclosure agreement between the City of Lancaster and the Trinity River Authority of Texas, entering into contracts relating to the provision of facilities and/or services by the Issuer supported by payments to be made by the City of Lancaster pursuant to such contracts.**

10. **Consider a resolution amending the Master Fee Schedule, Article 17.000 – Development Fees to provide for an inspection and annual registration fees for “Short-term Rentals” (such as a Bed and Breakfast Inn).**
11. **Consider a resolution declaring an unopposed candidate in District 3 in the May 4, 2019 general municipal election elected to office; canceling the election in single member District 3; providing for all other provisions of Resolution No. 2019-02-10, as amended, ordering the election to remain in full force and effect.**

Councilmember Morris pulled item 8.

Mayor Pro Tem Mejia pulled item 11.

MOTION: Councilmember Morris made a motion, seconded by Councilmember Strain-Burk to approve items 1 through 11 excluding item 8 and 11. The vote was cast 7 for, 0 against.

8. **Consider a resolution approving the terms and conditions of an agreement between the City of Lancaster and iChoosr, LLC for the provision of energy group purchasing services to the citizens of the City.**

Councilmember Morris shared that iChoosr, LLC and how it is a free service which assists citizens in choosing an electricity company based upon certain criteria which is part of the IChoosr program.

11. **Consider a resolution declaring an unopposed candidate in District 3 in the May 4, 2019 general municipal election elected to office; canceling the election in single member District 3; providing for all other provisions of Resolution No. 2019-02-10, as amended, ordering the election to remain in full force and effect.**

Mayor Pro Tem Mejia shared his gratitude to the constituents of District 3 for allowing him to serve three (3) more years.

MOTION: Councilmember Morris made a motion, seconded by Councilmember Strain-Burk to approve item 8 and 11. The vote was cast 6 for, 1 against [Mejia].

12. **Z19-01 Conduct a public hearing and consider a Specific Use Permit (SUP) request for Lancaster Park 5th Subdivision. The property is located within the Bledsoe Survey, Abstract 113 City of Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones explained this was a request for a rezoning for an in-home daycare for up to twelve children between the ages of 1 and 12. She advised the Council this type of use is only available via an SUP. City Manager Maudlin-Jones detailed the procedural steps required in chapter 211 of the Texas Zoning and Enabling Act which were followed and complied with in terms of notice, posting and the planning and zoning commission.

Mayor Hairston opened the public hearing.

There were no speakers.

MOTION: Councilmember Morris made a motion, seconded by Deputy Mayor Pro Tem to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill to approve item 12. The vote was cast 7 for, 0 against.

- 13. Z19-02 Conduct a public hearing and consider a Specific Use Permit (SUP) request for in-home daycare at a property addressed as 1265 Spring Water Drive; Lot 13 Block G in Meadowview Phase Three Subdivision. The property is located within the J.L. Samson Survey, Abstract No. 1311 City of Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones explained this was a request for a rezoning for an in-home daycare for up to twelve children between the ages of three months to and 13. She advised the Council this type of use is only available via an SUP. Further, the home was inspected for compliance with home occupation regulations, incidental uses and traffic effect. City Manager Mauldin-Jones detailed the recommendations of the planning and zoning conditions. Staff received two letter in favor and no letter in opposition of item 13.

Mayor Hairston opened the public hearing.

There were no speakers.

MOTION: Councilmember Morris made a motion, seconded by Deputy Mayor Pro Tem Jaglowski to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jaglowski to approve item 13. The vote was cast 7 for, 0 against.

- 14. Z19-04 Conduct a public hearing and consider a Specific Use Permit (SUP) request for in-home daycare at a property addressed as 1848 Apollo Lane; Lot 25, Block F in Pleasant Run Estates Phase 1A Subdivision. The property is located within the William Fleming Survey, Abstract 466 City of Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones explained item 14 is a request for a rezoning for an in-home daycare for up to twelve children between the ages 11 months of age to 4 and has 11 children in the home. Further, the home was inspected for compliance with home occupation regulations, incidental uses and traffic effect. She advised the Council this type of use is only available via an SUP. City Manager Mauldin-Jones detailed the recommendations of the planning and zoning commission.

Mayor Hairston opened the public hearing.

Rebecca Jones, 1407 Pegasus Street, spoke in opposition of the zoning change. She based her opposition on the deed restrictions contained in her deed. She stated a use allowing for a day care can reduce her property values between 5-11%. She also conveyed a concern about the noise created/caused by the children, as well as how the parking created by a day care causes a problem.

Angela Van, 1848 Apollo Lane, spoke in favor of the zoning change. She is the operator of the day care business. She has been in operation of the business for 5 years. Ms. Van detailed the intricacies of her business such as parking, pick up/drop off times. She discussed traffic as a concern from several others in the neighborhood, her hours of operation and her licensure.

Donell Evans, 907 Greenridge Dr. spoke in opposition to the zoning change request due to the heavy traffic.

Carolyn Morris, 887 Wintergreen, spoke to the dangers inherent to a day care. She was especially concerned about the potential danger to children.

Belinda Tucker, 1827 Athena Drive, spoke in opposition to the day care. Her biggest concern was how bad traffic was in her neighborhood as a result of the day care.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Councilmember Strain-Burk made a motion, seconded by Mayor Pro Tem Mejia to table item 14 to bring back at the next regular meeting in April. No vote was cast.

MOTION: Councilmember Strain-Burk made a motion, seconded by Mayor Pro Tem Mejia to call the question. The vote was cast 6 for, 1 against [Robinson].

MOTION: Councilmember Strain-Burk made a motion, seconded by Mayor Pro Tem Mejia to table item 14 to bring back at the next Regular Meeting in April. The vote was cast 2 for, 5 against [Jagowski, Robinson, Hill, Morris, Hairston]. Motion Failed.

MOTION: DMPT Jagowski made a motion, seconded by Councilmember Strain-Burk to approve item 14. The vote was cast 6 for, 1 against [Mejia].

15. **Z19-06 Conduct a public hearing and consider a rezoning request from Agricultural Open (AO) to SF-4 Single Family Residential. The property is located north of East Reindeer Road and east of Dasher Drive and is addressed as 3315 Prancer Street. It is further described as Lot 10, Block 2 in Abstract 1554 Survey Money Weatherford, Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones explained this was a request for a rezoning for allowing the owner to build a dwelling on the premises. Maudlin-Jones detailed the procedural steps required in chapter 211 of the Texas Zoning and Enabling Act which were followed and complied with in terms of notice, posting and the planning and zoning commission. She further informed Council the planning and zoning commission had no recommendations other than approval as presented to allow the property to construct a dwelling on the premises. Staff received one letter in favor and one letter in opposition of item 15.

Mayor Hairston opened the public hearing.

There were no speakers.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jagowski to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill to approve item 15. The vote was cast 7 for, 0 against.

16. **Z19-07 Conduct a public hearing and consider a rezoning request from Agricultural Open (AO) to SF-4 Single Family Residential. The property is located north of East Reindeer Road and east of Dasher Drive and is addressed as 3223 Prancer Street. It is further described as Lot 8, Block 2 in Abstract 1554 Survey Money Weatherford, Lancaster, Dallas County, Texas.**

City Manager Mauldin-Jones ask to postpone due to the need to re-notice pursuant to State law.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to table item 16. The vote was cast 7 for, 0 against.

17. **Z19-03 Conduct a public hearing and consider an amendment to an existing Planned Development District No. 26 (PD-26) and as amended to allow modifications to the design**

criteria for Phase 3 of the Rolling Meadows subdivision. The property is located north of Belt Line Road and east of Rolling Hills Place and is approximately 21.14 acres in size. The property is more particularly described as property located in the Valentine Wampler Survey, Abstract No. 1546, G.K. Sneed Survey, Abstract No. 1278 and J.M. Rawlins Survey, Abstract No. 1208 in the City of Lancaster, Dallas County, Texas.

City Manager Mauldin-Jones advised Council item 17 is a request to amend PD-26, which is beginning Phase 3. The comprehensive plan recognizes this use as compatible with, and to, the overall plan. The applicant wants to reduce the density by 30% to align with the SF-4 zoning. They are requesting a minimum lot size change from 5000 sf to a minimum of 6500 as a change of setbacks on the front and rear, as well as a waiver of the 20' parking garage. Mauldin-Jones also detailed all the steps taken by the City to comply with the Texas Zoning and Enabling Act in regards to notice, mailings and hearings. She further advised Council of the planning and zoning commission's recommendation and amendments. Staff received three letter in favor and four letter in opposition of item 17.

Mayor Hairston opened the public hearing.

Jim Brown, 750 Hillcrest Plaza Drive, requested Council to make exceptions. There was discussion regarding the exception.

City Attorney Ritter, suggested to Council to receive the exceptions in writing.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Hill to close the public hearing. The vote was cast 6 for, 1 against. [Jaglowski]

MOTION: Councilmember Morris made a motion, seconded by Councilmember Hill to table item 17. The vote was cast 5 for, 2 against. [Strain-Burk, Jaglowski]

18. Discuss and consider a resolution accepting the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2018.

David Coleman, BKD advised they are still in the process of completing the audit which would hopefully be completed soon.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 18. The vote was cast 7 for, 0 against.

19. Discuss and consider a resolution accepting the 2018 Racial Profiling Analysis Annual Report.

Police Chief Urbanski advised the racial profiling report showed the City is in compliance with all Racial profiling laws and was performed by UNT.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 19. The vote was cast 7 for, 0 against.

20. Discuss and consider an ordinance, establishing Civil Service classifications within Police and Fire Departments; prescribing the number of positions in each classification.

City Manager Mauldin-Jones advised this is a request to amend the civil service classification to remove the position of Fire Marshal as the City has no one to meet the requirements or desire to meet the requirements of Fire Marshal.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 20. The vote was cast 7 for, 0 against.

21. Discuss and consider confirmation of nominations made by the Planning and Zoning Commission for appointment to the Lancaster Historic Landmark Preservation Committee.

City Manager Mauldin-Jones stated staff is requesting reappointment Dee Hinkle, Patricia Siegfried-Giles and Mary Gwen to the Lancaster Historic Landmark Preservation Committee. Mauldin-Jones further advised Council the nominations are all qualified.

MOTION: Councilmember Strain-Burk made a motion, seconded by Councilmember Morris to approve item 21. The vote was cast 7 for, 0 against.

22. Discuss and consider declaring a certain board, commission or committee position(s) vacant due to excessive absences.

City Secretary Arenas advised Council there was a violation due to excessive absences and in compliance with the City ordinance and brought forth item 22 for City Council attention.

MOTION: Councilmember Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Jaglowski to approve item 22. The vote was cast 7 for, 0 against.

23. Discuss and consider appointment(s) to the Animal Shelter Advisory Board and Property Standards and Appeals Board.

City Secretary Arenas advised Council there are two (2) vacancies due to resignations. City Secretary Arenas advised Jonathan Harris is qualified to serve on the Animal Shelter Advisory Board.

MOTION: Deputy Mayor Pro Tem Jaglowski made a motion, seconded by Councilmember Strain-Burk to appoint Jonathan Harris to the Animal Shelter Advisory Board. The vote was cast 7 for, 0 against.

Council discussed nominations for the Property Standards and Appeals Board.

MOTION: Deputy Mayor Pro Tem Jaglowski made a motion, seconded by Councilmember Strain-Burk to appoint Tedrick Woods to Property Standards and Appeals Board. The vote was cast 7 for, 0 against.

MOTION: Councilmember Morris made a motion, seconded by Councilmember Strain-Burk to adjourn. The vote was cast 7 for, 0 against.

The meeting was adjourned at 11:01 p.m.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

LANCASTER CITY COUNCIL

City Council Regular Meeting

4.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Financially Sound City Government

Submitted by: Fabrice Kabona, Assistant City Manager

Agenda Caption:

Consider a resolution denying Oncor's application for approval to amend its distribution cost recovery factor (DCRF) to increase distribution rates with each of the cities in their service area, including the City of Lancaster.

Background:

The purpose of the Resolution is to deny the DCRF application proposed by Oncor as recommended by the Steering Committee of Cities Served by Oncor.

On April 8, 2019, Oncor Electric Delivery Company LLC ("Oncor" or "Company") filed an Application for Approval to Amend its DCRF in the Public Utility Commission of Texas ("Commission") Docket No. 49427. In the filing, the Company is seeking an increase in distribution revenues of \$29,433,804. This is Oncor's second DCRF filing under a law adopted in 2011 allowing electric utilities to file limited issue, limited review cases.

The resolution authorizes the City of Lancaster to join with the Steering Committee of Cities Served by Oncor ("OCSC") to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue. The Commission's rules allow cities 60 days to act on this application. That deadline is June 7, 2019.

The City of Lancaster is a member of a 156-city coalition known as the Steering Committee of Cities Served by Oncor ("Steering Committee"). The Steering Committee has been the primary public interest advocate before the Public Utility Commission, the Courts, and the Legislature on electric utility regulation matters on our behalf.

Legal Considerations:

The resolution was provided by the legal counsel that represents Steering Committee of Cities served by Oncor, of which the City of Lancaster is a member.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Options/Alternatives:

1. City Council may approve the resolution, as presented.
2. City Council may deny the resolution.

Recommendation:

Staff recommends approval of the resolution, as presented.

Attachments

Resolution

RESOLUTION NO.

A RESOLUTION OF THE CITY OF LANCASTER, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO TEXAS ADMINISTRATIVE CODE TITLE 16, PART 2, CHAPTER 25, SUBCHAPTER J, DIVISION 1, §25.243 TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

WHEREAS, the City of Lancaster, Texas ("City") is an electric utility customer of Oncor Electric Delivery Company LLC ("Oncor" or "Company"), and a regulatory authority with an interest in the rates and charges of Oncor; and

WHEREAS, the City is a member of the Steering Committee of Cities Served by Oncor ("OCSC" or "Cities"), a membership of similarly situated cities served by Oncor that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in Oncor's service area; and

WHEREAS, on or about April 8, 2019 Oncor filed with the City an Application for Approval to Amend its Distribution Cost Recovery Factor ("DCRF"), PUC Docket No. 49427, seeking to increase electric distribution rates by approximately \$29,433,804; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if it is granted; and

WHEREAS, Cities' members and attorneys recommend that members deny the DCRF.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS:

SECTION 1. That the City is authorized to participate with OCSC in PUC Docket No. 49427.

SECTION 2. That subject to the right to terminate employment at any time, the City of Lancaster hereby authorizes the hiring of the law firm of Lloyd Gosselink Rochelle & Townsend, P.C. and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the PUC.

SECTION 3. That the rates proposed by Oncor to be recovered through its DCRF charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

SECTION 4. That the Company shall continue to charge its existing rates to customers within the City.

SECTION 5. That the City's reasonable rate case expenses shall be reimbursed in full by Oncor within 30 days of presentation of an invoice to Oncor.

SECTION 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 7. That a copy of this Resolution shall be sent to Matthew C. Henry, 1616 Woodall Rodgers Freeway, Dallas, Texas 75202 and to Thomas Brocato, Legal Counsel to OCSC, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, Texas 78767-1725.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 13th May, 2019.

ATTEST:

Sorangel O. Arenas, City Secretary

APPROVED:

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

LANCASTER CITY COUNCIL

City Council Regular Meeting

5.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Financially Sound City Government
Sound Infrastructure
Quality Development
Professional and Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider election of a Mayor Pro Tempore.

Background:

Section 3.05 (b) of the City Charter provides for the election of a Mayor Pro Tem and a Deputy Mayor Pro Tem. Section 3.05 (c) of the City Charter provides that the Mayor Pro Tem shall act as Mayor during the disability or absence of the Mayor and in this capacity shall have the rights conferred upon the Mayor.

Options/Alternatives:

Council may elect a Mayor Pro Tem at this time or defer the action until the next regular meeting.

Recommendation:

No staff recommendation. This matter is at Council's discretion.

Attachments

Section 3.05, Mayor, Mayor Pro Tem and Deputy Mayor Pro Tem from the City's Home Rule Charter

- (2) have resided in their district for a minimum of one (1) year prior to the date of the election and shall reside in that district during the term of office.

In the event that a citizen's residence is changed solely as a result of an approved redistricting plan in accordance with law, the one (1) year district residency requirement shall not apply.

SECTION 3.03 Compensation

The City Council shall serve without compensation. The City Council shall be entitled to reimbursement for actual expenses incurred in the performance of official duties.

SECTION 3.04 Mayor and the City Councilmember; Qualifications; How Nominated and Elected; Official Ballot.

(A) The names of candidates for City Councilmember and Mayor shall be placed on the official ballot upon the filing of a petition, in accordance with the TEXAS ELECTION CODE, with the City Secretary stating the candidate has resided in the City of Lancaster for a period of at least one year prior to such election. If filing for a Council district, the candidate must have also resided within the district for which the candidate is filing for a period of at least one (1) year prior to such election, except as provided herein. The petition shall be signed, in addition to the candidate, by twenty-five (25) qualified voters residing within the district for which the candidate is seeking election, or in the case of the Mayor, twenty-five (25) qualified voters of the City. Upon filing, such name shall be printed upon the official ballot. The order in which the names of the candidates for City Council shall appear on the ballot shall be determined by lot, in a drawing held under the supervision of the City Secretary.

(B) If a member of the Council shall file as a candidate for nomination or election to any public office other than his current office on the City Council, such candidacy shall constitute an automatic resignation.

SECTION 3.05 Mayor, Mayor Pro-Tem and Deputy Mayor Pro-Tem

(A) The Mayor shall preside at all meetings of the City Council, and shall be recognized as head of the City government for all ceremonial purposes, and by the Governor for purposes of military law, but shall have no regular administrative duties. The Mayor may participate in the discussion of all matters coming before the City Council. The Mayor shall be entitled to vote as a member thereof on all legislative or other matters. He shall sign resolutions/ordinances and conveyances made or entered into by the City and all bonds issued under the provisions of this Charter; and such other documents that he/she may be authorized by Council or by law. The Mayor shall not have power to veto any legislative or other matter.

(B) The City Council shall elect a Mayor Pro Tem and a Deputy Mayor Pro Tem at the first meeting as provided herein.

(C) The Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor, and in this capacity shall have the rights conferred upon the Mayor.

(D) The Deputy Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Deputy Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor and Mayor Pro-Tem, and in this capacity shall have the rights conferred upon the Mayor.

SECTION 3.06 Vacancies, Forfeiture and Filling of Vacancies

(A) The office of a Councilmember or the Mayor shall become vacant upon his/her death, resignation, forfeiture of, or removal from office by any manner authorized by law.

(B) Any person on the City Council who ceases to possess the required qualifications for office or who is convicted of a felony or is convicted of violating any State laws regulating conflicts of interest of municipal officers shall forfeit his/her office. Every forfeiture shall be declared and enforced by the City Council.

(C) If there is a vacancy in the office of Mayor, a new Mayor shall be elected as provided by state law.

(D) A vacancy in the office of any Councilmember shall be filled by special election in accordance with the TEXAS ELECTION CODE. If the vacated office is that of Mayor Pro-Tem (or Deputy Mayor Pro-Tem), the City Council shall elect a new Mayor Pro-Tem (or Deputy Mayor Pro-Tem) at the next regular meeting.

(E) Vacancies filled by special election shall be for the remainder of the term that was vacated.

SECTION 3.07 Duties and Powers of the City Council

(A) The City Council shall have all powers necessary and incident to the proper discharge of the duties imposed upon it and is hereby invested with all powers necessary to carry out the terms of this Charter; it being intended that the City Council and Mayor shall have and exercise all powers enumerated in this Charter or implied thereby and all powers that are or hereafter may be granted to municipalities by this Charter, the Constitution or laws of the State of Texas.

(B) Any member of the City Council shall have the unabridged right to place an item on the agenda of a duly convened meeting of the Council; nothing contained in this Charter shall be construed to limit or circumscribe such right.

(C) During each calendar year, the City Council shall undertake one (1) annual review of the performance of the City Manager in writing. The City Manager shall be responsible for

LANCASTER CITY COUNCIL

City Council Regular Meeting

6.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider election of a Deputy Mayor Pro Tempore.

Background:

Section 3.05 (b) of the City Charter provides for the election of a Mayor Pro Tem and a Deputy Mayor Pro Tem. Section 3.05 (d) of the City Charter provides that the Deputy Mayor Pro Tem shall act as Mayor during the disability or absence of the Mayor and Mayor Pro Tem and in this capacity shall have the rights conferred upon the Mayor.

Options/Alternatives:

Council may elect a Deputy Mayor Pro Tem at this time or defer the action until the next regular meeting.

Recommendation:

No staff recommendation. This matter is at Council's discretion.

Attachments

Section 3.05 Mayor, Mayor Pro Tem, and Deputy Mayor Pro Tem from the City's Home Rule Charter

- (2) have resided in their district for a minimum of one (1) year prior to the date of the election and shall reside in that district during the term of office.

In the event that a citizen's residence is changed solely as a result of an approved redistricting plan in accordance with law, the one (1) year district residency requirement shall not apply.

SECTION 3.03 Compensation

The City Council shall serve without compensation. The City Council shall be entitled to reimbursement for actual expenses incurred in the performance of official duties.

SECTION 3.04 Mayor and the City Councilmember; Qualifications; How Nominated and Elected; Official Ballot.

(A) The names of candidates for City Councilmember and Mayor shall be placed on the official ballot upon the filing of a petition, in accordance with the TEXAS ELECTION CODE, with the City Secretary stating the candidate has resided in the City of Lancaster for a period of at least one year prior to such election. If filing for a Council district, the candidate must have also resided within the district for which the candidate is filing for a period of at least one (1) year prior to such election, except as provided herein. The petition shall be signed, in addition to the candidate, by twenty-five (25) qualified voters residing within the district for which the candidate is seeking election, or in the case of the Mayor, twenty-five (25) qualified voters of the City. Upon filing, such name shall be printed upon the official ballot. The order in which the names of the candidates for City Council shall appear on the ballot shall be determined by lot, in a drawing held under the supervision of the City Secretary.

(B) If a member of the Council shall file as a candidate for nomination or election to any public office other than his current office on the City Council, such candidacy shall constitute an automatic resignation.

SECTION 3.05 Mayor, Mayor Pro-Tem and Deputy Mayor Pro-Tem

(A) The Mayor shall preside at all meetings of the City Council, and shall be recognized as head of the City government for all ceremonial purposes, and by the Governor for purposes of military law, but shall have no regular administrative duties. The Mayor may participate in the discussion of all matters coming before the City Council. The Mayor shall be entitled to vote as a member thereof on all legislative or other matters. He shall sign resolutions/ordinances and conveyances made or entered into by the City and all bonds issued under the provisions of this Charter; and such other documents that he/she may be authorized by Council or by law. The Mayor shall not have power to veto any legislative or other matter.

(B) The City Council shall elect a Mayor Pro Tem and a Deputy Mayor Pro Tem at the first meeting as provided herein.

(C) The Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor, and in this capacity shall have the rights conferred upon the Mayor.

(D) The Deputy Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Deputy Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor and Mayor Pro-Tem, and in this capacity shall have the rights conferred upon the Mayor.

SECTION 3.06 Vacancies, Forfeiture and Filling of Vacancies

(A) The office of a Councilmember or the Mayor shall become vacant upon his/her death, resignation, forfeiture of, or removal from office by any manner authorized by law.

(B) Any person on the City Council who ceases to possess the required qualifications for office or who is convicted of a felony or is convicted of violating any State laws regulating conflicts of interest of municipal officers shall forfeit his/her office. Every forfeiture shall be declared and enforced by the City Council.

(C) If there is a vacancy in the office of Mayor, a new Mayor shall be elected as provided by state law.

(D) A vacancy in the office of any Councilmember shall be filled by special election in accordance with the TEXAS ELECTION CODE. If the vacated office is that of Mayor Pro-Tem (or Deputy Mayor Pro-Tem), the City Council shall elect a new Mayor Pro-Tem (or Deputy Mayor Pro-Tem) at the next regular meeting.

(E) Vacancies filled by special election shall be for the remainder of the term that was vacated.

SECTION 3.07 Duties and Powers of the City Council

(A) The City Council shall have all powers necessary and incident to the proper discharge of the duties imposed upon it and is hereby invested with all powers necessary to carry out the terms of this Charter; it being intended that the City Council and Mayor shall have and exercise all powers enumerated in this Charter or implied thereby and all powers that are or hereafter may be granted to municipalities by this Charter, the Constitution or laws of the State of Texas.

(B) Any member of the City Council shall have the unabridged right to place an item on the agenda of a duly convened meeting of the Council; nothing contained in this Charter shall be construed to limit or circumscribe such right.

(C) During each calendar year, the City Council shall undertake one (1) annual review of the performance of the City Manager in writing. The City Manager shall be responsible for

LANCASTER CITY COUNCIL

City Council Regular Meeting

7.

Meeting Date: 05/13/2019

Policy Statement: This request supports the City Council 2018-2019 Policy Agenda

Goal(s): Civic Engagement

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider appointment of council liaisons to City Boards and Commissions.

Background:

At the February 11, 2019 Regular Meeting, City Council made appointments to City Boards, Commissions, and Committees. Annually, Councilmembers select the boards/commissions that they would like to serve as Council liaison.

In accordance with Ordinance 2018-12-53, Section 5.01.001, Sub-section (h), "All City Councilmembers, with the exception of the Mayor, may serve as the Council liaison to the boards and commissions of the City for a period of one year. A Council liaison for each board or commissions shall be selected by the City Council by order of seniority..."

Operational Considerations:

Currently serving as liaisons are the following:

<u>Board/Commission:</u>	<u>Councilmember:</u>
Airport Board	Robinson
Animal Shelter Advisory Committee	Jaglowski
Civil Service Commission	Hill
Economic Development Corp.	Mejia
Historic Landmark Preservation Committee	Strain-Burk
Library Advisory Board	Hill
Museum Advisory Board	Jaglowski
Parks and Recreation Advisory Board	Morris
Recreational Development Corp.(4B)	Morris
Planning & Zoning Commission	Strain-Burk
Property Standards & Appeals Board	Morris
Youth Advisory Committee	Morris
Zoning Board of Adjustment	Jaglowski

Options/Alternatives:

1. City Council may make selections for council liaisons to boards and commissions.
2. Council may postpone selection of council liaisons and direct staff.

Recommendation:

Selection of council liaisons is solely at Council's pleasure.