



**REGULAR CALLED MEETING
OF THE LLANO CITY COUNCIL
CITY HALL
301 WEST MAIN
LLANO, TEXAS
MONDAY
May 17, 2021
5:30 P.M.**

AGENDA

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a Regular Called City Council Meeting of the City of Llano, will be held on Monday, May 17, 2021 at 5:30PM in the City Council Chambers of City Hall at 301 W Main St., Llano, TX 78643, at which time the following subjects will be discussed:

CALL TO ORDER

PLEDGE OF ALLEGIANCE/PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

INVOCATION

PUBLIC COMMENTS CONCERNING MATTERS NOT ON THE AGENDA

(Visitors shall be limited to no more than (3) three minutes to address the Council or at the discretion of the Mayor

In accordance with Section 551.042 of the Texas Government Code, an inquiry made at a meeting shall be conducted as follows:

(a.) If at a meeting of a governmental body, a member of the public or the governmental body inquires about a subject for which notice has not been given as required by this subchapter, the notice provisions of this subchapter do not apply to:

1. A statement of a specific information given in response to the inquiry.
2. A recitation of existing policy in a response to the inquiry.

(b.) Any deliberation of or a decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

PROCLAMATION- 2ND AMMENDMENT SANCTUARY CITY PROCLAMATION-PASTORAL APPRECIATION WEEK

CONSENT AGENDA ITEMS

1. Approval of the minutes from the May 3, 2021 Regular Called Meeting.
2. Approval of the minutes from the May 10, 2021 Special Called Meeting.

REGULAR AGENDA ITEMS

1. Swearing in of newly elected council members.

Erica Berry, Interim City Manager/City Secretary

2. Discussion and possible action on the selection of Mayor Pro-Tem for the term ending May 2022.

Erica Berry, Interim City Manager/City Secretary

3. Discussion, with direction to staff, regarding the reconfiguration of the lanes and lighting sequences of TXDOT installed traffic lights.

Erica Berry, Interim City Manager/City Secretary

4. Discussion and possible action regarding a request from Collier Materials, Inc. to lower Robinson Lake for dredging.

Eugene Long, Public Works Director

5. Discussion and possible action regarding a request from Llano Parks Project to use two Additional days of the City's allocated time at the American Legion Hall, June 11-13, 2021.

Erica Berry, Interim City Manager/City Secretary

6. Discussion and possible action regarding the management and disbursement of Child Safety Funds.

Mike Scoggins, Police Chief

EXECUTIVE SESSION-Closed

City Council will convene into Executive Session in accordance with the Texas Government Code Chapter 551.071 to consult with the City Attorney regarding legal matters concerning the contract with Heartland Park & Recreation, LLC.

EXECUTIVE SESSION-Open

City Council will reconvene into Open Session for discussion and possible action concerning the contract with Heartland Park & Recreation, LLC., including, but not limited to possible termination of the contract.

J. ADJOURNMENT

EXECUTIVE SESSION: Under Chapter 551 of the Texas Government Code, the Council may recess into a closed meeting (an executive session) to deliberate any item on this agenda if the Mayor announces the item will be deliberated in executive session and identifies the section or sections of Chapter 551 that authorize meeting in executive session. A final action, decision, or vote on a matter deliberated in executive session will be made only after the Council reconvenes in an open meeting.

Although a quorum of the members of other Boards or Commissions, may or may not be in attendance, this notice is being posted to meet the requirements of the Texas Open Meetings Act and subsequent opinions of the Texas Attorney General's Office. I, the undersigned authority, do hereby certify that the above Notice of Meeting of the City Council of the City of Llano, was posted on the bulletin board in front of Llano City Hall, 301 W Main St., Llano, Texas by 5:30pm on Thursday, May 13, 2021, which is always readily accessible to the public. Said notice remained posted continuously for at least seventy-two (72) hours preceding the scheduled time of said Meeting.

Erica Berry, TRMC, City Secretary

Date Posted

Proclamation

Declaring City of Llano, a Second Amendment Sanctuary

Whereas, the Constitution of the United States is the supreme law of our nation.

The Second Amendment to the Constitution states “A well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed”; and

Whereas, the Texas Constitution, Article 1 Section 23 states “Every citizen shall have the right to keep and bear arms in the lawful defense of himself or the State”. Due to the dual sovereignty of the Constitution, the Federal government has no authority to enforce unconstitutional federal laws; and

Whereas, the last protectors of the U.S. Constitution are the City of Llano Police Department and “We the People of the United States of America” and our ability to fulfill that role successfully rests on our Second Amendment rights. We, the People of City of Llano, Texas, through this proclamation hereby declare our rights, our freedom and our liberty as guaranteed by the Constitution of the United States of America; and

Whereas, it is the desire of the City Council to declare its support of the Second Amendment to the United States Constitution and the Texas Constitution protecting citizens’ inalienable and individual right to keep and bear arms. The members of the City Council took an oath to support and defend the Constitution of the United States, the Constitution of the State of Texas, and the laws of the State of Texas insofar, as they are constitutional; and

Whereas, nothing in this resolution is intended to alter or abrogate previously enacted weapons or body armor restrictions imposed on convicted felons and/or persons adjudicated to be mentally incompetent,

including without limitation restrictions contained in the Texas Penal Code Chapter 46, et. seq.

NOW, THEREFORE, BE IT RESOLVED BY THE City Council of the City of Llano, by the authority granted to the City Council by the laws of the State of Texas and the people of City of Llano, Texas to stand and defend their rights and liberties, which are guaranteed by the United States and Texas Constitutions, we hereby declare:

City of Llano is a Second Amendment “Sanctuary City”

BE IT FURTHER RESOLVED that this City Council affirms its support for the Chief of Police of the City of Llano, Texas in the exercise of his/her sound discretion and affirms its resolve to support the decisions by our Chief to uphold the laws of the State of Texas and to uphold the Constitution of the United States.

BE IT FURTHER RESOLVED that this City Council will not authorize or appropriate government funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the purpose of enforcing law that have been found to unconstitutionally infringe on the rights of citizens in the City of Llano in the State of Texas to keep and bear arms.

Witness my hand this 10th day of May, 2021

Gail Lang, Mayor, City of Llano

PROCLAMATION

Pastor Appreciation Week

Whereas, the service provided by pastors and their families is a unique trait; they safeguard the spiritual well-being of the members of their congregations, preform above and beyond during disasters, and touch many lives in their community; and

Whereas, pastors invest themselves and the majority of their family’s lives in the ministry, facing the pressure of sometimes idealistic expectations to be the “perfect role model” for their congregation, to be available whenever a member needs assistance, to have all the answers, and to provide counseling, comfort, and instruction under intense pressure to “be correct”; and

Whereas, because a pastor represents many things to a congregation-leader, spiritual guide, visionary, shepherd, teacher, and preacher- the week of will be designated as Pastor Appreciation week; and

Whereas, it is appropriate for the City of Llano to set aside a special time to recognize and affirm the blessings the City of Llano area pastors are to their community:

NOW, THEREFORE, be it resolved that I, Gail Lang, Mayor, and the Llano City Council do hereby proclaim May 17th through May 23rd, 2021 as Pastor Appreciation Week in the City of Llano.

Signed on this the 17th Day of May, 2021

Gail Lang, Mayor

PUBLIC HEARINGS-Opened 6pm

1. The City of Llano City Council will receive written and/or oral comments regarding a request to consider closing, abandoning, vacating, and conveying Fargo St. This street is bordered by East Houston to the South, and East Leon to the North. The physical location of this property is between LI & F BLK 95 LTS1-2 & 15-16 and LI & F Blk 94 LTS 7-10.

2. The City of Llano City Council will receive written and/or oral comments regarding a request to consider closing, abandoning, vacating, and conveying an alley. This alley is bordered by W. Haynie to the South, Lauderdale to the East, Mine to the West and Luckenbach Street to the North. The physical location of this property is between Moore Addition BLK 29 LTS 1-2 & PT of LT 3 land acct (MH only acct 26931), Moore Addition BLK 29 PT of LT 11 & all of LT 12, and Central Park BLK 8 LT 10.

Closed 6:07pm

REGULAR AGENDA

1. Discussion and possible action regarding a request to close, abandon, vacate, and convey Fargo St, which is bordered by East Houston to the South, and East Leon to the North. The physical location of this property is between LI & F BLK 95 LTS1-2 & 15-16 and LI & F Blk 94 LTS 7-10, authorizing the Mayor to sign an ordinance to that effect.

Motion made by Alderwoman Almond, with a second by Alderman Sawyer, to approve the request to close, abandon, vacate, and convey Fargo St, which is bordered by East Houston to the South, and East Leon to the North and authorizing the Mayor to sign an ordinance. All in favor, none opposed. Motion carried.

2. Discussion and possible action regarding a request to close, abandon, vacate, and convey an alley is bordered by W. Haynie to the South, Lauderdale to the East, Mine to the West and Luckenbach Street to the North. The physical location of this property is between Moore Addition BLK 29 LTS 1-2 & PT of LT 3 land acct (MH only acct 26931), Moore Addition BLK 29 PT of LT 11 & all of LT 12, and Central Park BLK 8 LT 10, authorizing the Mayor to sign an ordinance to that effect.

Motion made by Alderman Sawyer, with a second by Alderman Decker, to approve the request to close, abandon, vacate, and convey an alley is bordered by W. Haynie to the South, Lauderdale to the East, Mine to the West and Luckenbach Street to the North and authorizing the Mayor to sign an ordinance. All in favor, none opposed. Motion carried.

3. Discussion and possible action regarding the approval of a quitclaim deed concerning alleged City Property located at E Grayson St.

Motion made by Alderman Decker, with a second by Alderwoman Tudyk to approve a quitclaim deed concerning alleged City Property located at E Grayson St. All in favor, none opposed. Motion carried.

4. Discussion and possible action regarding the March 2021 Financial Report, as presented.

Motion made by Alderwoman Tudyk, with a second by Alderwoman Almond, to approve the March 2021 Financial Report. All in favor, none opposed. Motion carried.

5. Discussion and possible action on awarding a depository banking contract.
Motion made by Alderwoman Almond, with a second by Alderwoman Gilliland, to award the depository banking contract to Bancorp South. All in favor, none opposed. Motion carried.

6. Discussion and possible action regarding the sale of City owned property in the form of a used firetruck, authorizing the Mayor or Interim City Manager to obtain Fair Market Value.
Motion made by Alderwoman Tudyk, with a second by Alderwoman Almond, to sell the firetruck to Tow VFD for \$25,000.00 and apply that amount to the new firetruck. All in favor, none opposed. Motion carried.

7. Discussion and possible action regarding an Interlocal Agreement with Llano ISD for the use of the old Police Station located in Robinson Park.
Motion made by Alderwoman Tudyk, with a second by Alderman Decker, to approve an Interlocal Agreement with Llano ISD for the use of the old Police Station located in Robinson Park. All in favor, none opposed. Motion carried.

EXECUTIVE SESSION-CLOSED-5:54pm

Pursuant to Texas Government Code §551.074, Personnel, the City Council will recess and meet in closed session to deliberate the appointment, employment, duties, compensation, and benefits of the Municipal Judge.

Gail Lang, Mayor

EXECUTIVE SESSION-OPEN-5:59pm

Discussion and possible action regarding the appointment, employment, duties, compensation, and benefits of the Municipal Judge.

Gail Lang, Mayor

ADJOURNMENT-6:29pm

EXECUTIVE SESSION: Under Chapter 551 of the Texas Government Code, the Council may recess into a closed meeting (an executive session) to deliberate any item on this agenda if the Mayor announces the item will be deliberated in executive session and identifies the section or sections of Chapter 551 that authorize meeting in executive session. A final action, decision, or vote on a matter deliberated in executive session will be made only after the Council reconvenes in an open meeting.

Although a quorum of the members of other Boards or Commissions, may or may not be in attendance, this notice is being posted to meet the requirements of the Texas Open Meetings Act and subsequent opinions of the Texas Attorney General's Office. I, the undersigned authority, do hereby certify that the above Notice of Meeting of the City Council of the City of Llano, was posted on the bulletin board in front of Llano City Hall, 301 W Main St., Llano, Texas by 5:30pm on Thursday, April 29, 2021, which is always readily accessible to the public. Said notice remained posted continuously for at least seventy-two (72) hours preceding the scheduled time of said Meeting.

Erica Berry, TRMC, City Secretary

Gail Lang, Mayor



**SPECIAL CALLED MEETING
OF THE LLANO CITY COUNCIL
CITY HALL
301 WEST MAIN
LLANO, TEXAS
MONDAY
May 10, 2021
5:30 P.M.**

MINUTES

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a Special Called City Council Meeting of the City of Llano, will be held on Monday, May 10, 2021 at 5:30PM in the City Council Chambers of City Hall at 301 W Main St., Llano, TX 78643, at which time the following subjects will be discussed:

CALL TO ORDER-5:28pm-No Quorum for Anything Other Than Canvas

PLEDGE OF ALLEGIANCE/PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

INVOCATION

PUBLIC COMMENTS CONCERNING MATTERS NOT ON THE AGENDA

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In accordance with Section 551.042 of the Texas Government Code, an inquiry made at a meeting shall be conducted as follows:

(a.) If at a meeting of a governmental body, a member of the public or the governmental body inquires about a subject for which notice has not been given as required by this subchapter, the notice provisions of this subchapter do not apply to:

1. A statement of a specific information given in response to the inquiry.
2. A recitation of existing policy in a response to the inquiry.

(b.) Any deliberation of or a decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

PROCLAMATION- 2ND AMMENDMENT SANCTUARY CITY

CONSENT AGENDA ITEMS-moved to 5-17-21 Meeting

1. Approval of the minutes from the May 3, 2021 Regular Called Meeting.

REGULAR AGENDA ITEMS

1. Discussion and possible action on the approval of Resolution No. R-2021-08 canvassing the returns and declaring the results of the General Election held on May 1, 2021.

Motion made by Alderwoman Gilliland, with a second by Alderman Decker to approve the resolution canvassing the returns and declaring the results of the General Election held on May 1, 2021. All in favor, none opposed. Motion carried.

All other agenda items will be moved to the 5-17-21 Meeting of the Llano City Council.

2. Swearing in of newly elected council members.

3. Discussion and possible action on the selection of Mayor Pro-Tem for the term ending May 2022.

J. ADJOURNMENT-5:29pm

Erica Berry, TRMC, City Secretary

Gail Lang, Mayor



City Council Agenda Item Report

May 17, 2021

Regular Agenda Item

Contact – Erica Berry, City Secretary - 247-4158 x 107
eberry@cityofllano.com

AGENDA TITLE: DISCUSSION, WITH DIRECTION TO STAFF, REGARDING THE RECONFIGURATION OF THE LANES AND LIGHTING SEQUENCES OF TXDOT INSTALLED TRAFFIC LIGHTS.

1. **BACKGROUND/HISTORY- CITY STAFF HAS RECEIVED MANY COMPLAINTS REGARDING THE TRAFFIC CONGESTION ON FORD/BESSEMER ST. ALDERWOMAN GILLILAND ASKED TO HAVE THIS ITEM ON THE AGENDA FOR DISCUSSION.**
2. **FINDINGS/CURRENT ACTIVITY – STAFF HAS SPOKEN TO TXDOT REPRESENTATIVES AND HAVE BEEN ADVISED THAT THE ENGINEER FOR THE LIGHT SEQUENCING WILL BE OBSERVING THE AREA ON FRIDAY, MAY 14, AND WILL BE REPORTING BACK TO THE CITY. CHIEF SCOGGINS AND SHERIFF BLACKBURN HAVE WRITTEN A LETTER TO TXDOT REQUESTING A RELIEF FOR THE CONGESTION IN THAT AREA.**
3. **FINANCIAL IMPACT –**
4. **ACTION OPTIONS/RECOMMENDATION – DIRECTION TO STAFF**



City Council Agenda Item Report

May 17, 2021

Regular Agenda Item

Contact – Eugene Long, Public Works Director (325) 247-4158 x115

elong@cityofllano.com

1. **AGENDA TITLE: DISCUSSION AND POSSIBLE ACTION REGARDING A REQUEST FROM COLLIER MATERIALS, INC. TO LOWER ROBINSON LAKE FOR DREDGING.**

1. **Background/History** – The city of Llano is in the 6th year of dredging the two City lakes that supply the Llano water system.
2. **Findings/Current Activity** – With the amounts of sand that have been removed from each lake, production for Collier has slowed considerably because of depths. Digging from the road has the following concerns: leaves lots of sand behind, hazard of losing equipment into the water, slows production/ depletes stockpile reserve.
3. **Financial Impact- TBD**
4. **Action Options/Recommendation-** Discussion with possible action to drain the lake that will assist Collier Materials to sustain production and continue to increase the city's holding capacity of water.



City Council Agenda Item Report

May 17, 2021

Regular Agenda Item

Contact – Erica Berry, City Secretary - 247-4158 x 107
eberry@cityofllano.com

AGENDA TITLE: DISCUSSION AND POSSIBLE ACTION REGARDING A REQUEST FROM LLANO PARKS PROJECT TO USE TWO ADDITIONAL DAYS OF THE CITY'S ALLOCATED TIME AT THE AMERICAN LEGION HALL, JUNE 11-13, 2021.

- 1. BACKGROUND/HISTORY- COUNCIL GRANTED THE LLANO PARKS PROJECT TWO DAYS OF THE CITY'S DESIGNATED USE DAYS AT THE AMERICAN LEGION IN MARCH 2021.**

- 2. FINDINGS/CURRENT ACTIVITY – THE LLANO PARKS PROJECT IS REQUESTING TWO MORE OF THE CITY'S ALLOCATED TIME. THIS WOULD BE FOR A TOTAL OF FOUR (4) DAYS OF THE CITY'S TIME.**

- 3. FINANCIAL IMPACT –**

- 4. ACTION OPTIONS/RECOMMENDATION –**



City Council Agenda Item Report

May 17, 2021

Regular Agenda Item

Contact – Mike Scoggins, Chief of Police (325) 247-4158

mscoggins@cityofllano.com

1. AGENDA TITLE: DISCUSSION AND POSSIBLE ACTION REGARDING THE MANAGEMENT AND DISBURSEMENT OF CHILD SAFETY FUNDS

2.

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1. **Background/History** –The City of Llano has two (2) different funds designated for use for Child Safety. One fund is generated through our City Municipal court services, while the second fund is generated through Llano County Commissioners Court authorized by Section 502.403 of the Texas Transportation Code. The use and or expenditures of these funds is designated by the Texas Code of Criminal Procedure Chapter 102.014.
 2. **Findings/Current Activity**-Historically the first fund is through the municipal court costs paid by traffic offenders. The balance in this fund is approximately \$7997. It normally increases by \$1,000. Annually. The second fund is an Optional County Fee for Child Safety. The fee is charged through the registration of a vehicle. The City is receiving approximately \$5,000 annually and its current balance is \$27,455. Both funds are regulated through the Texas Code of Criminal Procedures concerning how the funds are divided and spent. During the past couple of years, there has been very limited spending from these funds.
 3. **Financial Impact**- There are no negative impacts concerning these accounts as deposits are made annually. The funds are at a point and time where expenditures need to be made concerning Child Safety programs, equipment and or training.
 4. **Action Options/Recommendation**-It is recommended to the council who is the actual account manager and where the funds can be spent. The accounts are in a simple interest savings/checking account held by the City of Llano Chief Financial Officer. It is recommended the Chief of Police be the accounts manager and held accountable concerning the expenditures and maintenance of these accounts. It is also recommended that a donation from the second account to the following non-profits be made this budget year: The Family Crises Center in Marble Falls and the Hill Country Advocacy Center in Burnet. A donation of \$2500 to each non-profit for a total of \$5000. The Llano Police Department utilizes both agencies on a monthly basis.