



City of Lorena
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Lorena, Texas 76655
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**NOTICE OF PUBLIC MEETING
LORENA CITY COUNCIL
MONDAY, SEPTEMBER 16, 2019 6:30 P.M.
LORENA CITY HALL
107-A S FRONTAGE RD., LORENA, TEXAS**

MINUTES

1. Call to order.

Mayor Roper called the meeting to order at 6:35 p.m. Council members present were Mayor Chuck Roper, J. Fagner, Jeff Linnstaedter and Kelly Yarbrough.

Members absent were Mayor Protem Bill Coleman and Tommy Ross.

City Staff present were Police Chief Tom Dickson, City Secretary Monica Hendrix, Finance Director Linda Klump, City Manager Joseph Pace and Public Works Director Kevin Neal. City Engineer John Simcik was also present.

a. Pledge of Allegiance

b. Texas Pledge

c. Moment of silence

Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

2. Visitors and Citizens Forum

At this time any person with business before the Council not scheduled on the agenda may speak. Comments are limited to three (3) minutes, and this time is not transferable. No formal action may be taken on any of these items at the meeting. This forum is limited to a total of 30 minutes.

No visitors spoke.

3. Approval of Minutes:

a. August 19, 2019

J. Fagner motioned to approve the minutes as submitted. Jeff Linnstaedter seconded the motion. All in favor, motion carried.

4. Commission and Corporation reports:

a. Planning and Zoning Commission

P&Z met and discussed a subdivision variance request. P&Z recommended unanimously to grant the variance to the sidewalk standards to the City Council.

b. Economic Development Corporation

Kelly Yarbrough reported EDC is reviewing potential design for the Gateway monument sign, searching for a location for the splash park and working on the annual report.

5. Discussion and possible action on an Ordinance 2019-0916-01 of the City Council of the City of Lorena, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corporation, Mid-Tex Division, regarding the company's 2019 Rate Review Mechanism filings.

Tammie Bowman with Atmos explained the RRM agreement. There will be an increase of \$2.05 a month for residential customers and \$6.18 a month for commercial customers. Kelly Yarbrough asked what the increase is for and was told for infrastructure improvements.

J. Fagner motioned to approve the ordinance approving the negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corporation, Mid-Tex Division, regarding the company's 2019 Rate Review Mechanism filings. Jeff Linnstaedter seconded the motion. All in favor, motion carried.

6. Discussion and possible action on approval of a variance request to the Lorena Subdivision Ordinance Section 7.08A and Section 106 of the Lorena Design Criteria Improvements for the construction of sidewalks on the Pilgrim Ridge Subdivision as recommended by the Planning and Zoning Commission.

City Engineer John Simcik was present and explained the request for the variance of the sidewalk construction for the Pilgrim Ridge Subdivision. There are existing topography and drainage conditions on the property and along Old Lorena Road that would cause drainage issues for the areas downstream from the subdivision. There is also an existing 20-foot utility easement with an existing 12-inch waterline. Any required maintenance and/or repairs to the waterline would require additional time and expense to remove the sidewalk to access the waterline as well as additional time and expense to replace the sidewalk afterwards. Based on the aforementioned site conditions, KPA Engineering is recommending granting the variance request.

Mayor Roper questioned future connectivity and possible regrets for granting this variance. Simcik feels that surface drainage as it sits now would hinder installation. Kelly Yarbrough asked Kevin Neal if he concurs with the city engineer and he does. Kelly Yarbrough motioned to approve the variance request. J. Fagner seconded the motion. All in favor, motion carried.

7. Discussion and possible action on an Ordinance 2019-0916-02 entering into a Wholesale Wastewater Contract by and between the City of Waco, Texas, a home-rule municipality ("Waco" or "Owner"), and the City of Lorena, ("Customer"), with the terms to go into effect on the 1st day of October, 2019.

Joseph Pace explained this contract came to council last month as a resolution and was approved. This should have been approved as an ordinance so this is a housekeeping measure.

J. Fagner motion to approve the ordinance. Kelly Yarbrough seconded the motion. All in favor, motion carried.

8. Discussion and possible action on Ordinance 2019-0916-03 adjusting Basic and Incremental Water and Sewer Rates.

Linda Klump explained that council approved the FY 2019-2020 budget last month and the budget was based on an increase in the sewer rate to cover operating expenses. These rates will support the budget and will go into effect on 10/1/2019. Klump has given council options for base rate increases versus volumetric increases and also increases in both the base rate and the volumetric rate. Klump explained the past sewer rate structures and how they have affected the budget.

J. Fagner gave his thoughts and feels that the option of "middle of the road increase" is the better option for all sewer customers. After discussion, J. Fagner motioned to increase the base rate to \$45.50 and the volumetric rate to \$4.27. Jeff Linnstaedter seconded the motion. All in favor, motion carried.