



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

## MINUTES

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, April 5, 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:

**THE PUBLIC MAY PARTICIPATE BY LOGGING ON VIA ZOOM OR DIALING**

1 346 248 7799 US (Houston)

Meeting ID: 694 360 2773

**CALL TO ORDER-5:35pm**

**PLEDGE OF ALLEGIANCE/PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG**

"Honor the Texas Flag; I pledge allegiance to Thee, Texas, one state, under God, one and indivisible."

**INVOCATION-led by Pastor Ervin Light**

**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.

**Chamber Director, Briley Mitchell, invited Council and public to a ribbon cutting at MidCoast Healthcare on Saturday, April 10, at 12pm. Ervin Light updated Council regarding Llano County 2<sup>nd</sup> Amendment Sanctuary status. Sam Aleman thanked City employees for all that they do.**

**CONSENT AGENDA ITEMS**

1. Approval of the regular called meeting minutes from March 15, 2021 meeting of the Llano City Council.

2. Approval of the fourth quarter financial report from the Llano Chamber of Commerce.
3. Approval of a request for the exclusive use and the waiver of fees for Badu Park for the "Rock-N-Riverfest" on July 2 - 4 2021, July 4<sup>th</sup> weekend.

**Motion made by Alderman Sawyer, with a second by Alderwoman Almond, to approve the Consent Agenda Items. All in favor, none opposed. Motion carried.**

#### **PUBLIC HEARINGS-Opened 5:40pm**

1. City Council will receive written and/or oral comments regarding this request to consider closing, abandoning, vacating, and conveying an unimproved portion between LTS 1 through 16 in BLK 87 of the Llano Improvement and Furnace Company's Addition and LTS 1 through 16 in BLK 88 of the Llano Improvement and Furnace Company's Addition to the Town of Llano. In which this alley extends between Vernon Avenue to the West and Wells Ave to the East. The first street is East Taylor between BLK 80 LTS 9-16 of the Llano Improvement and Furnace Company's Addition, BLK 81 LTS 9-16 of the Llano Improvement and Furnace Company's Addition to the north, BLK 87 LTS 1-8 of the Llano Improvement and Furnace Company's Addition, and BLK 88 LTS 1-8 of the Llano Improvement and Furnace Company's Addition to the south. The portion of this street located between Vernon Avenue to the west and Wells Avenue to the east. The second street is Fargo between BLK 87 LTS 1-16 and BLK 88 LTS 1-16 This portion of the street is located between Taylor to the north and E. Leon to the south.

2. City Council will receive written and/or oral comments regarding this request to consider closing, abandoning, vacating, and conveying an unimproved portion of an alley. This alley is between East Hamilton Street to the North, East Young Street to the South, Hurley Avenue to the East, and Chattanooga Avenue to the West. The physical location of this property is between L I & F BLK 111 LTS 1-8 and L I & F BLK 111 LTS 9-16. The Board of Adjustments has received a request to reduce the required parking spaces from 53 to 46 for 10,500 Sq Ft proposed commercial building at 309 E Young.

**Closed- 5:46pm – No comments received.**

#### **REGULAR AGENDA**

1. Presentation, discussion, and possible action on accepting the Fiscal Year 2019-2020 annual audit as presented by independent audit firm Brockway, Gersbach, Franklin, & Niemeier, P.C. **Presentation made by Daniel Jones. Motion made by Alderwoman Almond, with a second by Alderman Decker, to accept the Fiscal Year 2019-2020 audit as presented. 4 members in favor, Alderwoman Tudyk opposed expressing a wish to address recurring issues. Motion carried.**

2. Discussion and possible action related to Change Order #2 for the Main Street Sewer Line Replacement and Sandstone AC Line Replacement contract with M&C Fonseca Construction Co., Inc.

**Motion made by Alderwoman Gilliland, with a second by Alderman Sawyer, to approve Change Order #2. All in favor, none opposed. Motion carried.**

3. Discussion and possible action regarding a request to close, abandon, vacate, and convey an unimproved portion is between LTS 1 through 16 in BLK 87 of the Llano Improvement and

Furnace Company's Addition and LTS 1 through 16 in BLK 88 of the Llano Improvement and Furnace Company's Addition to the Town of Llano. In which this alley extends between Vernon Avenue to the West and Wells Ave to the East. The first street is East Taylor between BLK 80 LTS 9-16 of the Llano Improvement and Furnace Company's Addition, BLK 81 LTS 9-16 of the Llano Improvement and Furnace Company's Addition to the north, BLK 87 LTS 1-8 of the Llano Improvement and Furnace Company's Addition, and BLK 88 LTS 1-8 of the Llano Improvement and Furnace Company's Addition to the south. The portion of this street located between Vernon Avenue to the west and Wells Avenue to the east. The second street is Fargo between BLK 87 LTS 1-16 and BLK 88 LTS 1-16 This portion of the street is located between Taylor to the north and E. Leon to the south.

**Motion made by Alderwoman Tudyk, with a second by Alderwoman Gilliland, to approve the closure, abandonment, vacation, and conveyance of the above referenced property. All in favor, none opposed. Motion carried.**

4. Discussion and possible action regarding a request to close, abandon, vacate, and convey an unimproved portion of an alley located between East Hamilton Street to the North, East Young Street to the South, Hurley Avenue to the East, and Chattanooga Avenue to the West. The physical location of this property is between L I & F BLK 111 LTS 1-8 and L I & F BLK 111 LTS 9-16. The Board of Adjustments has received a request to reduce the required parking spaces from 53 to 46 for 10,500 Sq Ft proposed commercial building at 309 E Young.

**Motion made by Alderwoman Tudyk, with a second by Alderwoman Gilliland, to approve the closure, abandonment, vacation, and conveyance of the above referenced property. All in favor, none opposed. Motion carried.**

5. Discussion, with direction to staff, regarding an amendment to Ordinance 1291 Sec. 26-33, regarding permits and fees for peddlers/vendors in the City of Llano.

**Direction to staff to make changes to Ordinance 1291, Sec. 26-33.**

6. Discussion and possible action regarding the adoption of resolution that requests financial assistance from the Texas Department of Transportation for airport improvements and designates the Mayor as the City's authorized signatory.

**Motion made by Alderwoman Tudyk, with a second by Alderman Sawyer, to approve the adoption of a resolution that requests financial assistance from TXDOT for airport improvements and designating the Mayor as the City's authorized signatory. All in favor, none opposed. Motion carried.**

7. Discussion and possible action regarding amending the Code of Ordinances of the City of Llano, Texas, Chapter 102, Article ii, Section 102-58 and Article vi, Section 102-236 regarding Distributed Power Generation.

**Motion made by Alderman Sawyer, with a second by Alderman Decker, to approve the amendment of the City's Code of Ordinances, Chapter 102, Article ii, Section 102-58 and Article vi, Section 102-236 regarding Distributed Power Generation. All in favor, none opposed. Motion carried.**

8. Discussion and possible action regarding an amendment to Ordinance 1418 regarding the 2020-2021 Budget.

**Motion made by Alderman Decker, with a second by Alderman Sawyer to approve an amendment to Ordinance 1418 regarding the 2020-2021 Budget. All in favor, none opposed. Motion carried.**

9. Discussion and possible action regarding the February 2021 Financials, as presented.  
**Motion made by Alderwoman Tudyk, with a second by Alderwoman Almond, to approve the February 2021 Financials, as presented. All in favor, none opposed. Motion carried.**

**EXECUTIVE SESSION-CLOSED-6:05pm**

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 2018 Citywide Paving Rehabilitation Project and contract with Cox Paving of Texas, Inc.

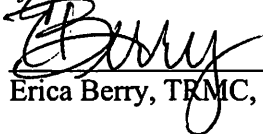
**EXECUTIVE SESSION-OPEN-6:53pm**

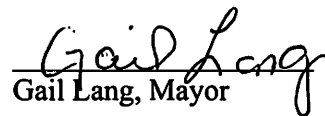
City Council will reconvene into Open Session for discussion and possible action concerning the 2018 Citywide Paving Rehabilitation Project and contract with Cox Paving of Texas, Inc., including, but not limited to possible termination of the contract.

**Motion made by Alderwoman Gilliland, with a second by Alderman Sawyer, to provide notice of termination for cause, under section 16.02, to the Contractor, Cox Paving of Texas, Inc. and any surety, and authorizing the City Attorney and the City Manager or Mayor to execute any necessary documents including performance bonds. All in favor, none opposed. Motion carried.**

**ADJOURNMENT-7:08pm**

*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.*

  
Erica Berry, TRMC, City Secretary

  
Gail Lang, Mayor