

Providing fiscally responsible public services and public safety in support of quality of life, community character and economic opportunity for all residents.

MEETING NOTICE

CITY COUNCIL - REGULAR MEETING

City of El Campo

315 East Jackson Street, El Campo, TX 77437

City Hall - Council Chambers 6:30 PM - October 22, 2018

NOTICE is hereby given that a meeting of the City Council of El Campo will be held at City Hall - Council Chambers 315 East Jackson Street, El Campo, TX 77437 at 6:30 PM on October 22, 2018. The purpose of the meeting will be to review and consider taking official action on the following agenda items:

Agenda

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE AND INVOCATION

4. PROCLAMATION

1. Municipal Court Week November 5th - 9th, 2018.

5. PUBLIC COMMENTS

At this time, any person with city-related business, not scheduled on the agenda, may speak to the City Council. In compliance with the Texas Open Meetings Act, the City Council is limited to making a statement of specific factual information in response to the inquiry, or reciting existing policy, but may not discuss, deliberate, or take any action on any item. Each speaker will be limited to 3 minutes. The issue may be placed on a future agenda for consideration.

6. CONSIDERATION OF AND ACTION ON MINUTES

1. City Council - Regular Meeting - Oct 8, 2018 6:30 PM

7. CONSIDERATION OF AND ACTION ON

1. Ordinance No. 2018-24 Commercial Vehicles - Designated Routes
2. Ordinance No. 2018-25 On-Street Parking
3. Records Management Plan Annual Review
4. Schedule for Future Regular City Council meetings

8. CLOSED EXECUTIVE SESSION

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Title 5, Chapter 551 of the Texas Government Code. Notice is hereby given that the City Council may go into Executive Session in accordance with the following provision of the Government Code: **551.071** Consultation with Attorney, **551.072** Deliberation Regarding Real Property, **551.073** Deliberation about gifts and donations, **551.074** Personnel Matters, **551.076** Deliberations about Security Devices or Security Audits and **551.087** Economic Development. No final action will be taken in Closed Executive Session.

1. Closed Session pursuant to Section 551.073 Deliberation about gifts and donations; prospective gift of real property.

9. RECONVENE AND TAKE ACTION

10. ADJOURN

Agenda Approved By: Mindi Snyder, City Manager
Published By: Lori Hollingsworth, City Secretary

In compliance with the Americans with Disabilities Act, the City of El Campo will provide reasonable accommodations for disabled person attending City Council meetings. Requests should be received at least 24 hours prior to the scheduled meeting, by contacting City Hall at 979-541-5000, or by FAX at 979-543-0027.

This meeting is posted and conducted in accordance with Chapter 551 of the Texas Government Code. I certify that a copy of this agenda of the City Council – Regular Meeting, City of El Campo was posted at City Hall 315 East Jackson Street, El Campo, TX 77437 on the public bulletin board and on the City of El Campo website; and remained posted continuously for at least 72 hours before the scheduled meeting time.

City Council
City Hall - Council Chambers
El Campo, TX 77437

Meeting: 10/22/18 06:30 PM
Department: Administration
Category: Proclamation
Prepared By: Lori Hollingsworth
Initiator: Admin Manager
Sponsors:
DOC ID: 2105

SCHEDULED

PROCLAMATION (ID # 2105)

Municipal Court Week November 5th - 9th, 2018.

In the light of the increased media focus on indigence issues, now is the time for cities across the Lone Star State to reflect and rededicate themselves to the fundamental ideals which make up the proper foundation of local courts in Texas. This proclamation recognizes the important work of The City of El Campo Municipal Court and the selfless people who work tirelessly to administer fair and impartial justice to all our citizens. This is an opportunity for the City Council to demonstrate their recognition of procedural safeguards for all defendants, including indigent defendants, and to show support of the Municipal Court in independently applying all laws in a way that promotes public confidence in the integrity and impartiality of the judiciary.

The City proclaims the week of November 5th - 9th, 2018, as Municipal Court Week.



City of El Campo PROCLAMATION

WHEREAS, municipal courts play a significant role in preserving public safety and promoting quality of life in Texas; and

WHEREAS, more people come in contact with municipal courts than all other Texas courts combined, and public impression of the Texas judicial system is largely dependent upon the public's experience in municipal court; and

WHEREAS, state law authorizes a municipality to either appoint or elect a municipal judge for a term of office, the City of El Campo Municipal Court is a state court and its judge is a member of the state judiciary; and

WHEREAS, the procedures for the City of El Campo Municipal Court operations are set forth in the Texas Code of Criminal Procedure and other laws of the State of Texas; and

WHEREAS, the City of El Campo Municipal Court is committed to the notion that our legal system is based on the principle that an independent, fair, and competent judiciary will interpret and apply the laws that govern us and that judges and court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of the judiciary; and

WHEREAS, the Municipal Judge is not policy a maker for the City of El Campo but are bound by the law and the Canons of Judicial Conduct and are required to make decisions independent of the governing body of the City Council, city officials, and employees; and

WHEREAS, the City Council recognizes that the Constitution and laws of the State of Texas contain procedural safeguards in criminal cases for all defendants, including indigent defendants, and supports the City of El Campo Municipal Court in complying with such legal requirements.

NOW, THEREFORE BE IT PROCLAIMED, that Mayor Randy Collins and the City Council of the City of El Campo proclaim November 5th – 9th, 2018, to be:

MUNICIPAL COURT WEEK

**“Recognizing the Importance of Municipal Courts, the Rule of the Law,
And the Fair and Impartial Administration of Justice Offered to All Our Citizens.”**

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of El Campo to be affixed this the 22nd day of October 2018.

CITY OF EL CAMPO

Randy Collins, Mayor

ATTEST:

Lori Hollingsworth, City Secretary

CITY COUNCIL - REGULAR MEETING

City of El Campo

315 EAST JACKSON STREET, EL CAMPO, TX 77437
City Hall - Council Chambers 6:30 PM - October 8, 2018

Meeting Minutes

1. CALL TO ORDER

2. ROLL CALL

Attendee Name	Title	Status	Arrived
Randy Collins	Mayor	Present	
Tommy Hitzfeld	Mayor Pro-Tem	Present	
Chris Barbee	Council Member	Present	
Philip Miller	Council Member	Present	
Jeff Allgayer	Council Member	Absent	
Gloria Harris	Council Member	Present	
John Hancock	Council Member	Present	

City Staff Present: City Manager Mindi Snyder, Deputy City Manager Courtney Sladek, Police Chief Terry Stanphill, City Secretary Lori Hollingsworth, EMS Director Weston Davis, ECVFD Chief Jimmy George, ECVFD President Kenneth Socha, ECVFD Fire Prevention Chairman Frank Olsovsky Jr., Public Works Director Kevin Thompson, Personnel Director Rene Garcia, Utilities Director Jerry Lewis, Building Official Liz Staff, Judge Michelle Roy, Assistant Finance Director Brittni Staff and City Attorney Ronald Collins.

City Development Corporation: Executive Director Carolyn Gibson.

Media Present: Publisher Shannon Crabtree, El Campo Leader-News.

Guests Present: Leeanna Shimek, Diane White, Dan Hunter, Scott Sroufe, Vee Strauss, Kelly Waters and Beverly Escobar.

3. PLEDGE OF ALLEGIANCE AND INVOCATION

Mayor Collins led the Pledge of Allegiance and followed with the Invocation.

4. PUBLIC HEARING

1. Northside Final Plat

A request has been made by applicant Northside Health Center, Inc., DBA Northside Center, Inc. for the approval of a replat of Lots 8-14, Block 13, and El Campo High School Block of the Duson Addition, of land located between Fahrenthold and Depot Streets, City of El Campo, Wharton County, Texas.

Mayor Collins opened the public hearing at 6:36 p.m.

Mayor Collins affirmed that there was no one present to speak for or against Northside Final Plat.

Mayor Collins closed the public hearing at 6:37 p.m.

RESULT:	NO ACTION REQUIRED
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5. PROCLAMATION

1. Domestic Violence Awareness Month - October 2018

Minutes Acceptance: Minutes of Oct 8, 2018 6:30 PM (Consideration of and Action on Minutes)

October is National Domestic Violence Awareness Month.

Domestic violence thrives when we are silent; It is prevalent in every community and affects all people regardless of age, socioeconomic status, gender, race or religion. Throughout the month of October, help raise awareness and join in our efforts to end domestic violence. Take a stand - Be a voice - Show your support - Wear purple - Send a strong message. Domestic Violence is NEVER OK and will not be tolerated in our communities.

Wear purple on October 18 to show support for survivors and victims of domestic violence.

Also, The Crisis Center is hosting a Community Candle Light Vigil at Evans Park on Wednesday October 24, 2018, starting at 6:00 p.m.

This proclamation will be presented to the Crisis Center.

Mayor Collins read aloud the Domestic Violence Awareness Month Proclamation, then presented the signed Proclamation to Beverly Escobar of the Crisis Center.

2. El Campo Volunteer Fire Department

This week is Nation Fire Prevention Week and has been recognized by the National Fire Protection Association (NFPA) since 1925 when President Calvin Coolidge proclaimed Fire Prevention Week a national observance. During Fire Prevention Week, children, adults, and teachers learn how to stay safe in case of a fire. Firefighters provide lifesaving public education in an effort to drastically decrease casualties caused by fires.

The 2018 Campaign, "Look. Listen. Learn. Be aware fire can happen anywhere", works to educate people about three basic essential steps to take to reduce the likelihood of having a fire and how to escape safely in the event of a fire.

Leading this effort for our community is our El Campo Volunteer Fire Department, they began to educate children, adults and staff at our local schools on Friday October 5, 2018.

The City proclaims the week of October 7 - 13, 2018, as El Campo Volunteer Fire Department Week.

Mayor Collins read aloud the El Campo Volunteer Fire Department Proclamation, then presented the signed Proclamation to El Campo Volunteer Fire Department Chief Jimmy George, President Kenneth Socha and Fire Prevention Chairman Frank Olsovsky, Jr.

6. SPECIAL RECOGNITION

1. GO TEXAN Certified Retirement Community - Texas Department of Agriculture

Texas Department of Agriculture Assistant Commissioner Dan Hunter took to the podium to present the City of El Campo with a Proclamation recognizing the City of El Campo as a designated Certified Retirement Community. Also, stating this is not easy to achieve there are only sixteen (16) Certified Retirement Communities in the state of Texas.

7. PUBLIC COMMENTS

At this time, any person with city-related business, not scheduled on the agenda, may speak to the City Council. In compliance with the Texas Open Meetings Act, the City Council is limited to making a statement of specific factual information in response to the inquiry, or reciting existing policy, but may not discuss, deliberate, or take any action on any item. Each speaker will be limited to 3 minutes. The issue may be placed on a future agenda for consideration.

City Development Corporation Executive Director Carolyn Gibson took to the podium stating that they distributed nearly two thousand (2,000) promotional items branded El Campo Texas at the 2018 Texas State Fair.

8. CONSIDERATION OF AND ACTION ON MINUTES

1. City Council, City Development Corporation and Chamber of Commerce - Joint Workshop - Sep 24, 2018
5:30 PM

Council Member Miller made the MOTION to approve the City Council, City Development Corporation and Chamber of Commerce Joint Workshop minutes from September 24, 2018, as presented and Council Member Harris Seconded.

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Philip Miller, Council Member
SECONDER:	Gloria Harris, Council Member
AYES:	Collins, Hitzfeld, Barbee, Miller, Harris, Hancock
ABSENT:	Allgayer

2. City Council - Regular Meeting - Sep 24, 2018 6:30 PM

Mayor Pro-Tem Hitzfeld made the MOTION to approve the City Council Regular Meeting minutes from September 24, 2018, as presented and Council Member Hancock Seconded.

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Tommy Hitzfeld, Mayor Pro-Tem
SECONDER:	John Hancock, Council Member
AYES:	Collins, Hitzfeld, Barbee, Miller, Harris, Hancock
ABSENT:	Allgayer

9. CONSIDERATION OF AND ACTION ON

1. DOC-2018-86 Northside Final Plat Approval

This entire block was the original school property and has been re-purposed very successfully for various civic purposes including a multi-purpose educational facility with meeting rooms, computer lab, and City Development Corporation offices. Northside Center Inc. is a quasi-governmental board with City and School control.

The need for replat is due to the request from the Boys & Girls Club to deed the property they use to them so that Boys & Girls Club could continue to get grant funding for the facilities. Currently the property has been deeded to different entities and in different configurations. The property was previously deeded to the Heritage Center and prior to that to the County for a library, while the school still retains some of it. The city has been working on the plat configuration with the surveyor and the attorney. This replat will ensure that the subdivision regulations are followed, and parcels are separated as per individual deeds by a replat. To address shared parking and utilities, parking and utility easement agreements have been drafted. Since the approved replat needs to be referenced in these agreements, the agreements will be finalized once the replat is approved.

Since the plat boundaries are dictated by existing buildings, some variances are required to be approved during the platting process by the Planning and Zoning Commission and the City Council. For example, the proposed lot lines do not show 10' parking setback for parking lots. A variance for reduced setback would be needed to approve the plat as shown for lots 2A, 4A,5A,7A,8A. Additionally, one of the parcels would need access from an alley. Approval of variances for setbacks and access for the proposed replat application of Northside Health Center Inc., DBA Northside Center Inc. to replat 3.2158 acres of land described as Lots 8-14, Block 13 and El Campo High School Block of Duson Addition, generally located north of Church Street, east of Depot Street, south of W. Norris Street, and west of Fahrenthold Street.

Staff recommends that the required variances for setbacks, access, and number of parking spaces be approved as shown with the following condition:

- Add a note on the replat that variances for setbacks, access, and parking spaces are approved as shown on

the replat.

Planning and Zoning approved the plat at their September 27, 2018 meeting.

Mayor Pro-Tem Hitzfeld made the MOTION to approve the final Northside plat with staff recommendations to add a note that variances for setbacks, access, and parking spaces are approved as shown on the final plat and Council Member Hancock Seconded.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tommy Hitzfeld, Mayor Pro-Tem
AYES:	Collins, Hitzfeld, Barbee, Miller, Harris, Hancock
ABSENT:	Allgayer

2. The Basics Community Campaign Presentation by ECISD Superintendent Kelly Waters

A presentation will be presented by Mrs. Waters to share the following message:

The Basics are five evidence-based parenting and caregiving principles that encompass much of what experts find is important for children from birth to age three. Every child from every background can benefit from routinely experiencing the Basics learning experiences. Therefore, I would like to start a community campaign by working through the city, hospital, churches, and daycares to ensure that every parent and caregiver is fully supported by family and friends to use the Basics practices in everyday life.

El Campo Independent School District Superintendent Kelly Waters gave a brief presentation and stated that her goal is to get the information on The Basics Partner Orientation and Training out to the people. She has tool kits that includes videos, posters and flyers. Superintendent Waters is seeking additional organizations to share this information with, if there is a church, service organization or a day care that someone has a connection with that could help her share this program information with them and implement this program at their facility.

RESULT:	NO ACTION REQUIRED
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3. Resolution No. R2018-14 AEP LED Pilot Program

Included in the packet is Resolution No. R2018-14, providing support to AEP's LED Pilot Program. The Pilot Program is only available to cities, government agencies, colleges, universities and certain institutions for LED street lighting fixtures installed upon request for the purpose of illuminating public streets, highways and parking lots. Existing lights will be retrofitted, in phases to LED lighting. Staff recommends retrofitting the lighting on the main corridors (Jackson Street and Mechanic Street) first, then phasing in remaining street lights.

The City currently has 853 lights, of which 835 are high pressure sodium lights and 18 are mercury vapor lamps. Almost half of the inventory are 100 watts, and will after this program is complete, be 41 watts. The first phase includes 111 lamps on Jackson and Mechanic, the cost to replace these is \$137.70 a lamp or \$15,284.70, which will take multiple fiscal years to complete. This phase will save the City \$2,000 annually. The total project, when complete, is projected to offer a savings of over \$7,500 annually for these lamps.

Also included in the packet is an image of the proposed lighting.

Vee Strauss, with AEP, will be present to answer any questions regarding lighting, the Resolution or other concerns.

This Resolution allows AEP to amend their tariffs to support the rates in Exhibit A. Staff recommends approval of Resolution No. R2018-14.

Council Member Miller made the MOTION to approve Resolution No. R2018-14 Supporting AEP Texas LED Pilot Program as presented and Mayor Pro-Tem Hitzfeld Seconded.

CITY OF EL CAMPO
RESOLUTION NO. R2018-14

A RESOLUTION OF THE CITY OF EL CAMPO SUPPORTING AEP TEXAS - CENTRAL DIVISION (AEP) "LED PILOT PROGRAM" TO PROVIDE LED STREET LIGHTING SERVICE TO THE CITY OF EL CAMPO; AND SUPPORTING ANY AMENDMENTS TO AEP'S TARIFF NECESSARY TO MAKE THE SERVICE AVAILABLE.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Philip Miller, Council Member
SECONDER:	Tommy Hitzfeld, Mayor Pro-Tem
AYES:	Collins, Hitzfeld, Barbee, Miller, Harris, Hancock
ABSENT:	Allgayer

4. DOC-2018-87 Contract with Public Admin Consulting

Included in the packet is a proposal from Diane White, former Assistant City Manager and Public Works Director of Bellaire, with Public Admin Consulting to evaluate the processes and procedures in Public Works. Diane will complete the self-assessment of the American Public Works Association accreditation, by interviewing our staff and pulling our documents. This will identify areas of focus for improvement in Public Works. The total proposal cost is \$26,500 and will be supported with funds included in the Adopted Budget for FY19.

Mayor Pro-Tem Hitzfeld made the MOTION to approve the contract with Public Admin Consulting for twenty-six thousand five hundred dollars (\$26,500.00) as presented and Mayor Collins Seconded.

RESULT:	APPROVED [5 TO 1]
MOVER:	Tommy Hitzfeld, Mayor Pro-Tem
SECONDER:	Randy Collins, Mayor
AYES:	Collins, Hitzfeld, Miller, Harris, Hancock
NAYS:	Barbee
ABSENT:	Allgayer

10. CLOSED EXECUTIVE SESSION

- 1. Closed Session pursuant to Section 551.073 of the Texas Government Code for deliberation regarding prospective gift of property

Council entered Closed Executive Session at 7:47 p.m.

11. RECONVENE AND TAKE ACTION

Council exited Closed Executive Session at 8:07 p.m.
Mayor Collins affirmed that there is no action to be taken at this time.

12. ADJOURN

There being no further business to discuss, Council Member Miller made the MOTION to adjourn and Mayor Pro-Tem Seconded.

Minutes Acceptance: Minutes of Oct 8, 2018 6:30 PM (Consideration of and Action on Minutes)

Mayor Collins adjourned the meeting at 8:09 p.m.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Philip Miller, Council Member
SECONDER:	Tommy Hitzfeld, Mayor Pro-Tem
AYES:	Collins, Hitzfeld, Barbee, Miller, Harris, Hancock
ABSENT:	Allgayer

Attest:

Lori Hollingsworth, City Secretary

Randy Collins, Mayor

Minutes Acceptance: Minutes of Oct 8, 2018 6:30 PM (Consideration of and Action on Minutes)

City Council
City Hall - Council Chambers
El Campo, TX 77437

Meeting: 10/22/18 06:30 PM
Department: City Council
Category: Ordinance
Prepared By: Courtney Sladek
Initiator: Courtney Sladek
Sponsors:
DOC ID: 2108

SCHEDULED

MEETING TOPIC (ID # 2108)

Ordinance No. 2018-24 Commercial Vehicles - Designated Routes

Ordinance No. 2018-24 amends Chapter 12, Section 12.04 "Commercial Vehicles," replacing it with a new section 12.04. This Ordinance designates truck routes and exceptions inside the city limits and has been in the works internally for a while now as it needed to be updated.

The current ordinance was evaluated by Chief Terry Stanphill, City Manager Mindi Snyder, Deputy City Manager Courtney Sladek and City Attorney Ronny Collins. The proposed Ordinance has been reviewed and is recommended by staff for an initial discussion and can be modified if desired or proceed to adoption.

**CITY OF EL CAMPO, TEXAS
ORDINANCE NO. 2018-24**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EL CAMPO, TEXAS, CHAPTER 12, SECTION 12.04 "COMMERCIAL VEHICLES", BY REPEALING ALL OF THE EXISTING SECTION 12.04 AND REPLACING IT WITH A NEW SECTION 12.04, PROVIDING FOR DEFINITIONS, DESIGNATED ROUTES, COMPLIANCE, AND EXCEPTIONS FOR COMMERCIAL VEHICLES; PROVIDING FOR A PENALTY IN AN AMOUNT OF NOT MORE THAN TWO HUNDRED DOLLARS (\$200.00) FOR VIOLATION OF ANY PROVISIONS HEREOF BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR NOTICE BY PUBLICATION.

PREAMBLE

WHEREAS, the City Council for the City of El Campo, Texas ("the City") finds that streets are designed and built to handle specific types of vehicular traffic; and

WHEREAS, the City finds that commercial vehicles, due to their size and weight can cause damage to streets that are not designed for commercial traffic; and

WHEREAS, the City further finds that the operation of commercial vehicles in certain areas of the City not designed for commercial vehicle traffic pose additional risks to the health, safety and welfare of the public; and

WHEREAS, the City Council of the City of El Campo, Texas has determined that in the interest of safety and in the interest of protecting tax revenue investments in city streets, it is necessary to regulate and establish designated truck routes on public streets and highways in the corporate limits of El Campo, Texas pursuant to the rules, regulations and limitations imposed by law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL CAMPO, TEXAS, THAT:

SECTION 1. FINDINGS OF FACT.

The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2. AMENDMENT TO THE CODE.

The El Campo City Code of Ordinances, Chapter 12, "Traffic and Vehicles", is hereby amended by replacing the existing Article 12.04, entitled "Commercial Vehicles" with the following in its place, to wit:

Article 12.04 - Commercial Vehicles

Sec. 12.04.01. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

City means the all areas included within the corporate city limits of the City of El Campo, Texas.

Commercial vehicle means any vehicle, with a manufacturers gross vehicle weight rating in excess of 10,000 pounds or carrying capacity exceeding one ton and used for the delivery of passengers, tools, materials, or livestock. A "Recreational vehicle", herein, is not considered a commercial vehicle.

Recreation vehicle means personal vehicles such as boats and boat trailers, watercraft and watercraft trailers, travel trailers, pickup campers or coaches (designed to be mounted on automotive vehicles), motorized dwellings, tent trailers and the like, and all-terrain vehicles.

Trailer means a device without motive power designed for carrying persons, animals, or property on its own structure and to be drawn by a vehicle with motive power. The term shall include, but not be limited to, semitrailer, utility trailer, travel trailer and boat trailer.

Truck means a "commercial vehicle."

Truck routes mean those routes which are designated in this article for the use of truck traffic.

Truck traffic means the operation of any commercial vehicle including but not limited to truck, truck tractor or combination of any truck, truck tractor, trailer, or semitrailer that are considered commercial vehicles. The operations of "recreational vehicles" are not considered to be truck traffic.

Vehicle means every device in, upon, or by which any person or property is or may be transported or drawn upon a street or road including devices moved by an engine, a motor, a motor vehicle or by human or animal power. Vehicle includes a trailer. Devices used exclusively upon stationary rails or tracks are not considered vehicles.

Sec. 12.04.02. Compliance.

No person shall operate truck traffic upon any roads, avenues, streets or thoroughfares within the city, except on those which are designated as truck routes in section 12.04.03, with the exceptions as set forth in sections 12.04.04 and 12.04.05.

Sec. 12.04.03. Designated Routes.

For the purposes of this article, the following streets and thoroughfares within the city are designated as truck routes:

U.S. Highway 59; U.S. Highway Business 59; State Highway 71; Farm to Market Roads Numbers 2765, 1162, 1163 & 653.

Sec. 12.04.04. Proceeding Directly to Routes.

If any truck traffic originating within the city shall have, as its point of origin, a point located off a designated truck route, it shall proceed to the nearest point on a designated truck route by the most direct route as possible. If such traffic shall originate outside the city and enter the city at a point which is not on a designated truck route, it shall proceed to the nearest point on a designated truck route by the most direct route possible.

Sect.12.04.05. Departing from Routes.

(1) Truck traffic restricted to the streets designated as truck routes may depart from such truck routes, where it is necessary for the immediate loading or unloading of property at locations situated off designated truck routes. However, such truck traffic shall not leave any designated truck route until it has reached a point on some designated truck route which is nearest the applicable place of loading or unloading by the most direct route possible. After leaving a designated truck route to load or unload, truck traffic may continue off truck routes to as many points of destination as necessary. However, if in the course of making necessary stops for loading and unloading the truck traffic shall cross a designated truck route, the truck traffic shall not again leave any designated truck route until it has reached a point on some designated truck route which is nearest to the next place of loading and unloading by the most direct route possible.

(2) When, under section 12.04.04, truck traffic originates off a designated truck route, whether inside or outside the city, and the destination of the truck traffic is nearer the origin or point of entering the city, as the case may be, than is the nearest point on a designated truck route by the most direct route possible, it shall not be necessary to proceed to the nearest designated truck route.

(3) Driving to a place of business in a commercially zoned area shall be a defense for driving on a non- truck route.

(4) The City Manager may cause to be erected signs upon the streets which are not truck routes, which signs shall be the type to conform to the Manual on Uniform Traffic Control Devices.

(5) The City Manager may cause to be erected signs upon the streets to direct trucks to truck routes, which signs shall be the type to conform to the Manual on Uniform Traffic Control Devices.

(6) When a street or roadway designated as a truck route is under repair or otherwise temporarily out of use, the City Manager is authorized to designate alternate truck routes.

Sec. 12.04.06. Justification of departure.

A person operating any commercial vehicle including but not limited to truck, truck tractor or combination of any truck, truck tractor, trailer, or which is not designated as a truck route by this article shall have in his possession for the inspection of police officers or other law enforcement personnel his log book, delivery slips or other evidence of his destination and point of origin to justify the presence of the vehicle on a street or roadway other than a designated truck route.

Sec. 12.04.07. Exceptions to Section 12.04.05.

(l) Emergency vehicles.

- (2) Vehicles operated by a public utility while operating in an assigned area for the purpose of inspecting the facilities of the public utility and/or providing maintenance service to such facilities.
- (3) Municipal and county vehicles and/or their duly authorized contractors performing city and county business and services, school buses and church buses.

SECTION 3. PENALTY CLAUSE; INCLUSION INTO THE CODE.

This Ordinance is hereby incorporated into and made a part of the City of El Campo Code of Ordinances. Any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not more than Two Hundred Dollars (\$200.00) per offense or the maximum amount permitted by law. Each day of violation shall constitute a separate offense.

SECTION 4. REPEAL OF CONFLICTING ORDINANCES.

All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

SECTION 5. SEVERABILITY.

In the event any clause, phrase, provision, sentence, or any part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City Of El Campo, Texas, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

SECTION 6. NOTICE BY PUBLICATION

The City Secretary shall give notice of the enactment of this Ordinance by promptly publishing it or its descriptive caption and penalty after final passage in the official newspaper of the City. This Ordinance shall take effect ten day after the date of such publication.

SECTION 7. OPEN MEETING COMPLIANCE

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required by the Texas Open Meetings Act, Texas Government Code, Chapter 551.

PASSED AND APPROVED with a quorum present, by an affirmative vote of a majority of Councilmembers present, in accordance with the El Campo City Charter on the 22nd day of October 2018.

Signed this 22nd day of October 2018.

CITY OF EL CAMPO, TEXAS

Randy Collins, Mayor

ATTEST:

Lori Hollingsworth, City Secretary

APPROVED AS TO FORM:

Ronald B. Collins, City Attorney

CERTIFICATION OF PUBLICATION

I hereby certify that the caption and penalty of the foregoing Ordinance was published on **Saturday October 27th, 2018** and on **Wednesday October 31st, 2018**.

Lori Hollingsworth, City Secretary

Attachment: Ordinance No. 2018-24 Commercial Vehicle and Route.pdf (Ordinance No. 2018-24 Commercial Vehicles - Designated Routes)

City Council
City Hall - Council Chambers
El Campo, TX 77437

Meeting: 10/22/18 06:30 PM
Department: City Council
Category: Ordinance
Prepared By: Courtney Sladek
Initiator: Courtney Sladek
Sponsors:
DOC ID: 2109

SCHEDULED

MEETING TOPIC (ID # 2109)

Ordinance No. 2018-25 On-Street Parking

Included in the packet is Ordinance No. 2018-25 which adds additional sections to the Code of Ordinances to prohibit on-street parking of oversized and commercial vehicles in residential districts. This includes all oversized vehicles, trailers, boats and boat trailers which create traffic hazards and safety issues when parked on streets and roadways in residential neighborhoods and was prompted through the process of reviewing the truck ordinance.

Staff recommends approval of Ordinance No.2018-25. The proposed Ordinance has been reviewed and is recommended by staff for an initial discussion and can be modified if desired or proceed to adoption.

**CITY OF EL CAMPO, TEXAS
ORDINANCE NO. 2018-25**

AN ORDINANCE AMENDING “TRAFFIC AND VEHICLES”, ARTICLE 12.03 "PARKING" BY ADDING SECTIONS TO THE CODE OF ORDINANCES OF THE CITY OF EL CAMPO, TEXAS TO PROHIBIT ON-STREET PARKING OF OVERSIZE AND COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY; AND PROVIDING FOR NOTICE BY PUBLICATION.

PREAMBLE

WHEREAS, the City Council of the City of El Campo, Texas (“the City”) finds that certain commercial and oversized vehicles, trailers, boats and boat trailers create traffic hazards and safety issues when parked on streets and roadways in residential neighborhoods; and

WHEREAS, the City finds that such commercial and oversized vehicles, boats and boat trailers due to their size can also create obstacles to pedestrian and bicycle traffic in such residential neighborhoods thereby damaging the quality of life of its citizens as well as causing unsightly and unwanted visual detractions to such neighborhoods; and

WHEREAS, the City Council of the City of El Campo, Texas has determined that in the interest of safety and in the interest of protecting the residential citizens use and enjoyment of city streets and roadways and preserving and protecting the visual enjoyment of such neighborhoods, it is necessary to regulate and prohibit certain vehicles and trailers from parking on public streets and roadways within the corporate limits of El Campo, Texas pursuant to the rules, regulations and limitations imposed by law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF EL CAMPO, TEXAS THAT:

Section 1. Findings of Fact.

The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. Amendment to the Code. That Chapter 12, Article 12.03 "Parking" of the Code of Ordinances of the City of El Campo, Texas is amended to add the following sections to read as follows:

Sec. 12.003.03. Definitions.

For the purposes of this Article 12.03 the following words and phrases shall have the meanings respectively ascribed to them by this section:

Alley shall mean land dedicated to public use and devoted to secondary access to lots.

Boat trailer shall mean a trailer and/or semi-trailer which is designed and constructed to carry a sailboat, motorboat or other vessel used upon any body of water.

Bus shall mean every motor vehicle designed for carrying more than ten (10) passengers and used for the transportation of persons and every motor vehicle other than a taxicab designed and used for the transportation of persons for compensation.

Commercial Vehicle shall mean a bus, semi-trailer, truck, truck tractor, house trailer, farm tractor or implement of husbandry.

Driveway, private, shall mean any entrance or exit over the sidewalk or sidewalk area of any street affording a means of ingress or egress for vehicles to or from any private property.

House trailer, travel trailer shall mean a trailer or semi-trailer which is designed, constructed and equipped as a dwelling place living abode or sleeping place (either permanently or temporarily) and is equipped for use as a conveyance on streets and highways, and shall include those vehicles commonly known as recreational vehicles.

Implement of husbandry shall mean every vehicle designed and adapted for use as a farm implement machinery or tool as used in tilling the soil but shall not include any passenger car or truck.

Loading zone shall mean that portion of any roadway set apart, marked and numbered for the sole use or the public as a place for loading or unloading passengers, merchandise or other cargo.

Motor home shall mean every vehicle designed and constructed as a dwelling place, living abode or sleeping place (either permanently or temporarily) and equipped for use as a conveyance on streets and highways.

Motor vehicle shall mean every vehicle which is self-propelled.

Oversize Vehicle shall mean a motor home, any motor vehicle or trailer that exceeds twenty (20) linear feet, or any commercial motor vehicle with a rated gross weighted capacity of in excess of one and one-half (1 ½) tons according to the manufacturer's classification.

Park, parking shall mean the standing of a vehicle, whether occupied or not, other than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

Semitrailer shall mean every vehicle without motor power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

Street, roadway and highway shall mean the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purpose of vehicular and pedestrian travel.

Trailer shall mean every vehicle without motor power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

Truck tractor shall mean every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

Whenever any words and phrases used in this chapter are not defined in this chapter, but are defined in the state laws regulating the operation of vehicle, any such definition therein shall be deemed to apply to such words and phrases used in this chapter.

Sec. 12.03.004. Parking of Oversize and Commercial Vehicles, Trailers, Boats, or Boat Trailers Prohibited on Streets in Residential Districts.

(a) It shall be unlawful for any person to park or stand a commercial vehicle, oversize vehicle, trailer, semi-trailer, boat, or boat trailer or to allow such to park or stand upon any public street, highway, alley, sidewalk or public right-of-way between any street and alley, within any part of the city classified by the zoning ordinance of the city as a Single-family residence district, two-family and attached single-family residence district, multiple-family district, or multiple-family residence district (being zoning designations R-1E, R-1, R-1S, R-1M, R-2 and R-3).

(b) It is an affirmative defense to this section that the vehicles or trailers defined in Section (a) herein are:

1. In the act of loading, or unloading passengers, freight, or merchandise;
2. Publicly owned or franchised emergency or utility vehicles carrying out official duties;
3. Being used for street construction, maintenance, or repair;

4. Suffering with a mechanical defect, making it unsafe to proceed further, in which event it shall be lawful to stand or park the vehicle during the time necessary to make emergency repairs;
5. Any motor home, boat, boat trailer, trailer or house trailer being loaded, unloaded, or otherwise prepared for use or storage during a period of time that does not exceed five (5) hours; or
6. Owned or operated by a contractor who has parked the vehicle in front of a residence or residential lot for which the person is contracted to do work, provided that the vehicle is parked only between the hours of 7:00 a.m. and 8:00 p.m. and only while the work is being performed.
7. Vehicles defined herein as recreational travel trailers, motor homes, boats and boat trailers that are parked for less than a twelve (12) hour period in anticipation of immediate use and being move therefrom within such time period.

Section 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. That if any provision of this ordinance shall be held to be invalid or unconstitutional, the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.

Section 4. That it is the intention of the City Council and is hereby ordained that the provisions of this ordinance shall become and be a part of the Code of Ordinances of the City of El Campo, Texas and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

Section 5. That a violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be as provided for in Sec.1.01.009 of the Code of Ordinances of the City of El Campo, which shall be a fine of not less than one dollar (\$1.00) and no more than five hundred dollars (\$500.00), and each day a violation exists shall be a separate offense.

Section 6. That this ordinance shall take effect on November 1st, 2018.

Section 7. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public, notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED by the City Council of the City of El Campo, Texas, on this 22nd day of October 2018.

CITY OF EL CAMPO, TEXAS

Randy Collins, Mayor

ATTEST:

Lori Hollingsworth, City Secretary

APPROVED AS TO FORM:

Ronald B. Collins, City Attorney

CERTIFICATION OF PUBLICATION

I hereby certify that the caption and penalty of the foregoing Ordinance was published on **Saturday October 27th, 2018** and **Wednesday October 31, 2018**.

Lori Hollingsworth, City Secretary

Attachment: Ordinance No. 2018-25 On-Street Parking.pdf (Ordinance No. 2018-25 On-Street Parking)

City Council
City Hall - Council Chambers
El Campo, TX 77437

Meeting: 10/22/18 06:30 PM
Department: Administration
Category: Presentation
Prepared By: Lori Hollingsworth
Initiator: Admin Manager
Sponsors:
DOC ID: 2111

SCHEDULED

MEETING TOPIC (ID # 2111)

Records Management Plan Annual Review

The plan was adopted in May 2017, to provide efficient, economical, and effective controls over the creation, distribution, organization, maintenance, use and disposition of all municipal records through a comprehensive records management plan from their creation to their ultimate disposition, in compliance with the requirements of the Texas Local Government Records Act, and the Texas State Library and Archives Commission (TSLAC). Over the last year we have had one Records Management Committee meeting and are planning the next to review the plan and implement a records disposition day. Lori Hollingsworth will give a brief presentation. Staff is seeking feedback from Council.

City Council
City Hall - Council Chambers
El Campo, TX 77437

Meeting: 10/22/18 06:30 PM
Department: Administration
Category: Meeting Schedule
Prepared By: Mindi Snyder
Initiator: Admin Manager
Sponsors:
DOC ID: 2110

SCHEDULED

MEETING TOPIC (ID # 2110)

Schedule for Future Regular City Council meetings

Per the City of El Campo Charter Section 3.06, the City Council shall hold at least two regular meetings in each month but may at its discretion cancel one regular meeting in any one month but no more than two per year. At this point no meetings have been cancelled but since the City will observe Veterans Day on November 12th which is the regular scheduled meeting day, this item is presented for your consideration on possibly cancelling the meeting or moving the date. At this point we have been working toward a final development agreement draft on the Southwest International Gatewayr project to present to the City Council and could potentially have that so a meeting on November 5th would accommodate that if it is ready.

For December, the regular meeting falls on December 24th and the City offices will again be closed and that meeting has traditionally been cancelled.