

MINUTES
MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN SABA
September 8, 2020

Members in attendance were: Ken Jordan – Mayor
Robert Whitten – Mayor Pro-Tem
Shawn Oliver - Alderman
Marcus Amthor – Alderman
Michael Nelson - Alderman
Scott Glaze – Public Works Director-Sitting in for the City
Manager

Alderman Oleta Behrens was absent

Others present were: Sabrina Maultsby – City Secretary
Charlene Lindsay – Finance Director
Bridgett Macedo – Utility Billing Supervisor/Interpreter
Michael Wadsworth – Code Enforcement Officer
Michael Whitley – San Saba River Golf Course Supervisor
Sarah Saldivar – KSSB/EDC
Juan Montoya – Sanitation Supervisor
Alonzo Jimenez – City Employee
Djuana Payton – San Saba News and Star
Joel Estrada, Jr. – Citizen

At 6:00 p.m. Mayor Jordan called the meeting to order, announced a quorum present, and Alderman Michael Nelson gave the invocation and pledges.

PUBLIC HEARING:

The first public hearing was opened to consider adopting a proposed budget for FY 2020-2021 and tax rate for 2020 tax year. The proposed tax rate was increased to last year's effective tax rate, \$.344000 per \$100 evaluation. Property taxes collected in 2020 will be \$7,518. more than what was collected in 2019 due to an increase in the total tax roll. No citizens were present to express their views on either the budget or tax rate. Mayor Jordan explained that the City's tax rate did not increase, no new taxes, and the City has not had a tax rate increase in the last six years. However, the actual Tax Revenue did increase due to more people building new homes, etc.

The second public hearing was opened, Tony Jacobs, Jr. is requesting that the Planning and Zoning Commission and the San Saba City Council approve a Zoning Variance to the City of San Saba's zoning ordinance in regard to the minimum baseline yard requirements, for property located at 501 W. Lewis Street, San Saba, Texas, Block 12, lots 11 and 12 in the Riverside Addition, zoned Commercial-Local and Through Highway Business District (C-2).

The Planning and Zoning Commission met in Open Session on August 26, 2020 and voted with a 3 to 0 Vote in favor of approving this Zoning Variance. The City encourages citizens to make their views known at this public hearing. No citizens were present to express their views.

The third public hearing was opened, Tony Jacobs, Jr. is requesting that the Planning and Zoning Commission and the San Saba City Council approve a Zoning Variance to the zoning ordinance in regard to the City of San Saba's minimum baseline yard requirements, for the property located at 1204 West Brown Street, San Saba, Texas, Legal Description, Campbell & Martin, Block 3, Lots 3 and 4, 100x120 zoned Multi-family Residence District (R-4).

The Planning and Zoning Commission met in Open Session on August 26, 2020 and voted with a 3 to 0 Vote in favor of approving this Zoning Variance. The City encourages citizens to make their views known at this public hearing. No citizens were present to express their views.

The fourth public hearing was opened, Joel Estrada, Jr. is requesting that the Planning & Zoning Commission and the San Saba City Council approve a variance to the zoning ordinance in regard to the City of San Saba's minimum baseline yard requirements for property located at 1206 W. Sunset, San Saba, Texas, Legal Description, Highland Addition, Block 8, Lots 2 and 3, from twenty-five (25) ft. to fifteen (15) ft. in order to construct a new carport for the existing structure, zoned One-Family Residence District (R-2).

The Planning and Zoning Commission met in Open Session on August 26, 2020 and voted with a 3 to 0 Vote in favor of approving this Zoning Variance as presented from twenty-five (25) ft. to ten (10) ft. The City encourages citizens to make their views known at this public hearing. Joel Estrada, Jr. was present to answer questions and Bridgett Macedo, Interpreter was available. No citizens were present to express their views.

The public hearings were closed at 6:04 p.m.

PUBLIC COMMENTS: None

PRESENTATIONS:

Michael Whitley, Golf Supervisor for the San Saba River Golf Course was selected as Supervisor of the third Quarter. Scott Glaze, Public Works Director and Alderman Michael Nelson presented Michael with a plaque with his name on it and a gift certificate to a local restaurant.

Alonzo Jimenez, employee working in the Sanitation Department was selected as the Employee of the Month for September. Juan Montoya, Sanitation Department Supervisor and Alderman Michael Nelson presented Alonzo with a plaque with his name on it and a gift certificate to a local restaurant.

CONSENT AGENDA:

On a motion by Alderman Shawn Oliver, seconded by Alderman Robert Whitten, Council unanimously approved the following: minutes from the August 11, 2020 council meeting; payment of bills; Approved the Dispatcher Services Interlocal Agreement between the County of San Saba, Texas and the City of San Saba, Texas; Approved an Interlocal Agreement between City and County for the Emergency Management Coordinator Position; Approved updated Contract with appointed Municipal Judge Sharon Blossman.

DISPATCHER SERVICES INTERLOCAL AGREEMENT

This Agreement is made and entered into by and between the **COUNTY OF SAN SABA**, a Texas political subdivision, hereinafter referred to as “**COUNTY**”, and the **CITY OF SAN SABA**, a Texas municipal corporation, hereinafter referred to as “**CITY**”.

WHEREAS, City and County desire to enter an interlocal agreement for Dispatcher services within City pursuant to Chapter 791, Tex. Gov’t Code; and

WHEREAS, City desires to obtain advanced Dispatcher services from County and County is willing and ready to furnish such service upon the terms and conditions hereinafter more particularly set forth;

NOW, THEREFORE, in consideration of the terms, conditions, covenants and performance contained herein, the parties hereto agree as follows:

- 1. PURPOSE OF AGREEMENT.** The purpose of this Agreement is to set forth the terms under which County will provide Dispatcher services within the incorporated limits of City and to provide consideration for such services.
- 2. TERM.** The term of this Agreement is effective October 1, 2020, and ending September 30, 2021 (the “Term”). From and after the Term, this Agreement shall renew automatically for an annual term, under the terms and for the consideration as indicated in this Agreement, unless the Agreement is terminated as provided herein.
- 3. SERVICES.** During the term of this Agreement, County Dispatch services shall respond to calls for emergency and non-emergency services and shall generally provide Dispatcher services within the corporate limits of City, subject to the availability of personnel and equipment. County shall provide the number of Dispatchers as it deems appropriate seven days per week, twenty-four hours per day at the sole discretion of the County. County shall perform all actions in a reasonable manner and according to the minimum acceptable level of Dispatchers to be provided.
- 4. POLICY MAKING AUTHORITY.** County shall be solely responsible for setting policy for, managing and supervising the provision of services provided under this Agreement. County shall have the sole obligation to employ, direct, control, supervise, manage, discharge, and compensate all of its employees, and City shall have no control of or supervision over the employees of County.
- 5. COMPLIANCE WITH LAWS.** County, in performance of this Agreement, agrees to comply with all applicable Federal, State, and local laws or ordinances, including standards for licensing, certification, and operation of facilities, programs, and individuals to assure quality of services.

6. CONSIDERATION. City agrees to pay to County for the City's portion for dispatch services and to be shown as a dedicated budget line item for the sole purpose of salary and salary increases only. Such amounts are not to be included and/or used for or in any way any portion of costs to be borne by the County, including but not limited to Healthcare, Benefits, etc. the sum of Eighty-nine Thousand, Five Hundred Eight Dollars (\$89,508.00) per annum or Seven Thousand, Four Hundred, Fifty-nine Dollars and no/100 (\$7,459.00) monthly effective October 1, 2020 for the upcoming fiscal year ending September 30, 2021. The County shall pay all utilities, including cable and internet services, for said Building where the Dispatchers are located.

7. HOLD HARMLESS AND INDEMNIFICATION

A. As permitted by, and intended to be consistent with, sections 791.006(a) and 791.006(b) of the Act, the Parties to this Agreement agree that any civil liability arising from or related to the services provided under this Agreement shall be solely the responsibility of, and shall lie exclusively with, the Party that actually incurred the liability. Further, nothing in this Agreement is intended to or shall have the effect of adding to or changing the liability limits and immunities for a governmental unit provided by the Texas Tort Claims Act, Texas Civil Practice and Remedies Code Chapter 101, or other applicable law.

B. To the extent permitted by law, each Party agrees to indemnify and hold harmless the other Party, including its officers, employees, agents and representatives, from and against any and all third party claims of any kind arising from or related to each Party's own conduct performed in accordance with this agreement, including, without limitation, costs of court, awards of damages, fines or penalties, reasonable attorneys' fees and other costs of defense or of settlement, attempted settlement or alternative dispute resolution.

C. Each party to this agreement shall immediately notify the other of any and all claims, actions, losses or damages that arise or are brought against that party relating to or pertaining to this Agreement.

8. TERMINATION. Either party to this Agreement shall have the right, in such party's sole discretion and at such party's sole option, to terminate this Agreement by notifying the other party in writing thirty (30) days prior to termination.

9. NOTICE AND CONTRACT ADMINISTRATION. Any official notice that either party hereto desires to give the other shall be deemed delivered upon deposit thereof in the United States mail by certified mail, return receipt requested, with postage thereon fully prepaid, addressed as follows:

COUNTY OF SAN SABA
Attn: Judge Byron Theodosis
San Saba County Courthouse
San Saba, Texas 76877

CITY OF SAN SABA
Attn: Mayor Ken Jordan
303 South Clear Street
San Saba, TX 76877

provided that the addresses hereinabove specified may be changed by either party hereto by giving written notice thereof to the other pursuant to this paragraph.

10. ENTIRE AGREEMENT. This Agreement is the complete expression of the terms of hereto and any oral representations or understandings not incorporated herein are excluded. Further, any modification of this Agreement shall be in writing and signed by both parties.

11. CURRENT REVENUES. Each party shall satisfy the party's respective financial obligations under this Agreement from current revenue funds.

12. APPROPRIATIONS. Notwithstanding any provision contained herein, the financial obligations of County contained herein are subject to and contingent upon appropriations by the San Saba County Commissioners Court of such funds or other revenues being available, received, and appropriated by County in amounts sufficient to satisfy said obligations. In no event shall this instrument be construed to be a debt of County. Notwithstanding any provision contained herein, the financial obligations of City contained herein are subject to and contingent upon appropriations by the San Saba City Council of such funds or other revenues being available, received, and appropriated by City in amounts sufficient to satisfy said obligations. In no event shall this instrument be construed to be a debt of City.

13. GOVERNMENTAL IMMUNITY. Nothing in this Agreement shall be deemed to waive, modify or amend any legal defense available at law or in equity to any party nor to create any legal rights or claim on behalf of any third party. No party hereto waives, modifies, or alters to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas.

14. THIRD PARTY BENEFICIARIES. Nothing in this Agreement shall be deemed create any legal rights or claims, contractual or otherwise, on behalf of any third party.

15. NO JOINT VENTURE, AGENCY, JOINT ENTERPRISE. This Agreement shall not be construed to establish a partnership, joint venture, agency, (except as expressly stated herein) or joint enterprise, express or implied, nor any employer-employee or borrowed servant relationship by and among the parties hereto. Nor shall this Agreement be construed to create or grant rights, contractual or otherwise, to any other person or entity not a party to this contract.

Each party shall remain solely responsible for the proper direction of its employees and an employee of one shall not be deemed an employee or borrowed servant of the other for any reason.

16. QUALITY OF SERVICE. Except as specifically provided herein for and with respect to any contracted service, nothing in this Agreement is intended to nor shall be deemed to establish any requirement for, or any specific or implied standard or quality for, any level of service to be provided pursuant to this Agreement. To the extent not inconsistent with the specific terms hereof, and subject to the rights of each party, the level and quality of services to be provided by each party pursuant to this Agreement shall be established by the budgets adopted by County and City.

17. AMENDMENTS AND MODIFICATIONS. This Agreement may not be amended or modified except by written amendment executed by County and City and authorized by their respective governing bodies.

18. ASSIGNMENT. No party shall assign this Agreement without the written consent of the other party.

19. SEVERABILITY. In the event any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof, but rather this entire Agreement will be construed as if not containing the particular invalid or unenforceable provision or provisions, and the rights and obligations of the parties hereto shall be construed and enforced in accordance therewith. The parties hereto acknowledge that if any provision of this Agreement is determined to be invalid or unenforceable, it is their desire and intention that such provision be reformed and construed on such a manner that it will, to the maximum extent practicable, be deemed to be validated and enforceable.

20. TEXAS LAW. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas and shall performable in San Saba County, Texas. Venue shall like exclusively in San Saba County, Texas.

IN WITNESS WHEREOF, the parties have executed and attested this Agreement by their officers thereunto duly authorized.

ATTEST:

COUNTY OF SAN SABA, TEXAS

**EMERGENCY MANAGEMENT COORDINATOR
INTERLOCAL AGREEMENT**

WHEREAS, San Saba County, Texas (hereinafter COUNTY), represented by its Commissioners Court (represented by San Saba County Judge Byron Theodosis), and the City of San Saba, Texas (hereinafter CITY), represented by its Mayor and City Council, desire to facilitate an efficient and cost-effective operation of government.

WHEREAS, THE OFFICE OF Emergency Management requires that an Emergency Management Coordinator serve as the staff advisor to our County Judge, Mayor, and City Manager on emergency management matters and keep the County Judge and City Manager apprised of our preparedness status and emergency management needs.

WHEREAS, the COUNTY and CITY feel that the joint operation of the office of Emergency Management, with duties and salary be split between the COUNTY and CITY:

NOW, THEREFORE, this agreement is made and entered into this the 8th day of September, 2020, between COUNTY and CITY, for the purpose of maintaining the position of Emergency Management Coordinator, and that the COUNTY offices will be used for said position, for a term beginning October 1, 2020, and extending until September 30, 2021.

For and in consideration of the sum of Three Thousand, Eight Hundred Sixty-four dollars and no/100 (\$3,864.00) per annum or Three Hundred Twenty-two Dollars and 00/100 (\$322.00) monthly, payable to COUNTY for the salary of the CITY’s portion of the Emergency Management Coordinator and to be shown as a dedicated budget line item for the sole purpose of salary and salary increases only. Such amounts are not to be included and/or used for or in any way any portion of costs to be borne by the County, including but, not limited to Healthcare, Benefits, etc. and mutual covenants hereinafter promised or agreed to be undertaken, the COUNTY, on behalf of both entities, shall maintain the position of Emergency Management Coordinator who shall administer all office duties and be housed in the San Saba County Courthouse or with other County Offices during the Courthouse restoration in San Saba, Texas, while performing said duties.

Executed this the 8th day of September, 2020.

THE STATE OF TEXAS §

COUNTY OF SAN SABA §

WHEREAS, the City of San Saba, Texas (hereinafter CITY), represented by its Mayor and City Council, and San Saba County, Texas (hereinafter COUNTY), represented by its Commissioners Court, desire to facilitate an efficient and cost-effective operation of government.

WHEREAS, the office of Justice of the Peace, in addition to various civil jurisdictional duties, requires that a magistrate be trained in the proper administration of criminal justice relating to enforcement of traffic offenses, Class C misdemeanors, and county ordinances;

WHEREAS, the office of Municipal Judge also requires that a magistrate be trained in the proper administration of criminal justice relating to enforcement of traffic offenses, Class C misdemeanors and municipal ordinances;

WHEREAS, due to a relatively low volume of cases, the CITY and COUNTY feel that the joint operation of the office of Justice of the Peace and that of Municipal Judge is a responsible and cost-effective plan which has worked adequately for the past several years; and

WHEREAS, SHARON BLOSSMAN, JUSTICE OF THE PEACE, SAN SABA COUNTY, TEXAS, agrees to continue to perform the duties of Municipal Judge for CITY:

NOW, THEREFORE, this agreement is made and entered into this 8th day of September, 2020 between CITY, COUNTY, and SHARON BLOSSMAN, for the purpose of filling the position of Municipal Judge of the City of San Saba, Texas, the parties agree that said position may be filled by SHARON BLOSSMAN and that the COUNTY offices

and employees of the Justice of the Peace may be jointly employed for purposes of municipal business, for a term beginning October 1, 2020 and extending until September 30, 2021.

For and in consideration of the sum of Twenty-seven Thousand, Five Hundred, Seventy-six Dollars and no/100 (\$27,576.00) per annum or Twenty-two Hundred, Ninety-eight Dollars and no/100 (\$2,298.00) per month, payable to COUNTY for the salary of SHARON BLOSSMAN, JUSTICE OF THE PEACE, and to be shown as a dedicated budget line item for the sole purpose of salary and salary increases only. Such amounts are not to be included and/or for or in any way any portion of costs to be borne by the County including but, not limited to Healthcare, Benefits, etc. and the mutual covenants hereinafter promised or agreed to be undertaken, SHARON BLOSSMAN, CITY and COUNTY agree that SHARON BLOSSMAN shall assume the duties of Municipal Judge of San Saba, Texas; administer the filing, hearing, collection, and reporting of cases relating thereto; provide an accounting of receipts and disbursements relating to the operation of said office; and be housed in the San Saba Police Department in San Saba, Texas, while performing said duties.

Executed this the 8th day of September, 2020.

DISCUSSION/ACTION ITEMS:

The first item for discussion/action was to Discuss and Consider approval of Resolution No. 2020-32 approving the proposed budget for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021. Alderman Shawn Oliver made the motion to approve Resolution No. 2020-32 approving the proposed budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021 be passed. Alderman Michael Nelson seconded the motion.

A record vote was taken: Mayor Pro-Tem Robert Whitten - Aye
Alderman Marcus Amthor – Aye
Alderman Shawn Oliver – Aye
Alderman Michael Nelson – Aye
Alderman Oleta Behrens-Absent

with council members unanimously approving Resolution No. 2020-32 to approve the proposed budget for FY 2020-2021.

RESOLUTION 2020-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS, APPROVING THE PROPOSED BUDGET FOR THE 2020-2021 FISCAL YEAR.

WHEREAS, an annual budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021, has been duly created by the budget officer of the City of San Saba, Texas, in accordance with Chapter 102 of the Texas Local Government Code; and

WHEREAS, the budget officer for the City has filed the proposed budget in the office of the City Secretary and the proposed budget was made available for public inspection in accordance with Chapter 102 of the Local Government Code; and

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WHEREAS, a public hearing was held by the City in accordance with Chapter 102 of the Local Government Code, following due publication of notice thereof, at which time all citizens and parties in interest were given the opportunity to be heard regarding the proposed budget; and

WHEREAS, after full and final consideration, it is the opinion of the City Council that the 2020-2021 fiscal year budget as hereinafter set forth should be approved and adopted. Now, Therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS:

SECTION 1. That the proposed budget of the revenue and expenditures necessary for conducting the affairs of the City of San Saba, Texas for the fiscal year beginning October 1, 2020, and ending September 30, 2021, as submitted to the City Council, attached hereto as Exhibit "A", be and the same is hereby adopted and approved as the budget of the City of San Saba, Texas for the fiscal year beginning October 1, 2020, and ending September 30, 2021.

SECTION 2. That the expenditures during the fiscal year beginning October 1, 2020, and ending September 30, 2021, shall be made in accordance with the budget by departmental allocation approved by this resolution unless otherwise authorized by a duly enacted resolution of the City of San Saba, Texas.

SECTION 3. Upon approval of the budget, the budget officer shall file a true and certified copy thereof with the County Clerk of San Saba County, Texas.

SECTION 4. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this Resolution be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Resolution as a whole, or any part or provision hereof other than the part so decided to be invalid, illegal or unconstitutional.

SECTION 5. That this Resolution shall take effect immediately from and after its passage as the law in such cases provides.

DULY PASSED by the City Council of the City of San Saba, Texas on the 8th day of September, 2020.

The second discussion/action item was to approve Resolution 2020-33 ratifying the increase in property tax revenues reflected in the budget. Adoption of a budget that requires raising more revenue from property taxes than in the previous year also requires a separate vote of the governing body of a city to ratify the property tax increase reflected in the budget. Alderman Marcus Amthor made a motion to approve Resolution No. 2020-33 ratifying the increase in property tax revenues reflected in the budget. Alderman Michael Nelson seconded the motion and was unanimously approved.

RESOLUTION NO. 2020-33

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN SABA RATIFYING INCREASE IN BUDGET FOR THE FISCAL YEAR 2020-2021

WHEREAS, Section 26 of the Texas Property Tax Code provides that a separate vote must be taken on the portion of the budget that proposes to raise more in property taxes than last year; and

WHEREAS, the proposed tax rate will increase to last year’s effective tax rate, \$.344000 per \$100 evaluation. Property taxes collected for 2020 will be \$7,518.00 more than what was collected in 2019 due to an increase in the total tax roll.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS

- 1. That the increase in property taxes is ratified as reflected in the budget.

PASSED, APPROVED AND ADOPTED this the 8th day of September 2020.

The third discussion/action item was to approve Ordinance No. 2020-08 levying a tax rate of \$.344000 for the City of San Saba for 2020. This rate will raise more taxes for maintenance and operations than this rate raised last year. The property tax will increase to last year’s effective tax rate, \$.344000 which is effectively .01% increase in the tax rate based on the increase in property values. Alderman Robert Whitten made the motion to approve Ordinance No. 2020-08 to adopt the tax rate be adopted as presented. The property tax will increase to last year’s effective tax rate of \$.344000 which is effectively .01% increase in the tax rate based on property values. Alderman Shawn Oliver seconded the motion.

A record vote was taken: Mayor Pro-Tem Robert Whitten - Aye
Alderman Marcus Amthor – Aye
Alderman Shawn Oliver – Aye
Alderman Michael Nelson – Aye
Alderman Oleta Behrens – Absent

with Council members unanimously approving Ordinance No. 2020-08 adopting the tax rate for 2020.

**ORDINANCE NO. 2020-08
AN ORDINANCE LEVYING A TAX RATE
FOR THE CITY OF SAN SABA
FOR THE TAX YEAR 2020**

WHEREAS, Section 26.05 of the Texas Property Tax Code provides that by September 30, or the 60th day after the date the certified appraisal roll is received by the City, whichever is later, the governing body of each taxing unit shall adopt a tax rate for the current tax year; and

WHEREAS, the proposed tax rate for the current tax year of the City of San Saba, Texas consists of two such components (\$0.080865 needed for the purpose of maintenance/operations and (\$0.263135) needed for the purpose of debt service.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS

- Section 1. We, the Council of the City of San Saba, do hereby levy or adopt the tax rate of \$.344000 on \$100 valuation for the City for tax year 2020 as follows:
- Section 2. \$ 0.080865 is for the purpose of maintenance/operation, and
\$ 0.263135 is for the purpose of debt service
- Section 3. The tax assessor-collector is hereby authorized to assess and collect the taxes of the City of San Saba effective the 1st day of October 2020.
- Section 4. All ad valorem taxes levied hereby, in the total amount of \$.344000 on each one hundred dollars (\$100) of assessed valuation, shall be due and payable on or before January 31, 2021. All ad valorem taxes due the City of San Saba, Texas, and not paid on or before January 31, 2021 shall bear penalty and interest as prescribed in the Property Tax Code of the State of Texas.

PASSED, APPROVED AND ADOPTED this the 8th day of September 2020.

The fourth discussion/action item was to Discuss and Consider approving Ordinance No. 2020-09, an Ordinance Granting a Variance to the Existing Zoning Boundaries within the City of San Saba Texas in regard to the minimum baseline yard requirements, for property located on Block 12, lots 11 and 12 in the Riverside Addition, zoned Commercial-Local and Through Highway Business District (C-2). After lengthy discussion, Alderman Michael Nelson made a motion to approve Ordinance No. 2020-09, an Ordinance Granting a Variance to the Existing Zoning Boundaries within the City of San Saba Texas in regard to the minimum baseline yard requirements, for property located on Block 12, lots 11 and 12 in the Riverside Addition, zoned Commercial-Local and Through Highway Business District (C-2), seconded by Alderman Shawn Oliver and was unanimously approved by all.

ORDINANCE 2020-09

AN ORDINANCE GRANTING A VARIANCE TO EXISTING ZONING BOUNDARIES WITHIN THE CITY OF SAN SABA, TEXAS

WHEREAS, Tony Jacobs, Jr. applied to the Planning and Zoning Commission requesting a Variance to the existing zoning boundaries for C-2 "Local and Through Highway District" is thirty (30) ft. from the front property line and Mr. Jacobs is asking for a Variance to change the requirement for property located at 501 W. Lewis, Legal Description, Block 12, Lots 11 and 12, in the Riverside Addition, from thirty (30) ft. to ten (10) ft. in order to construct Storage Units per C-2 Zoning Requirement; and,

WHEREAS, the said Planning and Zoning Commission proceeded to hear said zone variance in accordance with the requirements of the Zoning Ordinance of the City of San Saba, Texas; and,

WHEREAS, the said Planning and Zoning Commission, after duly considering said zone variance in accordance with the provisions of said Ordinance, did recommend to the City Council of the City of San Saba that such requested zoning variance be granted; and,

WHEREAS, the City Council of the City of San Saba did give notice as required by said Zoning Ordinance for a public hearing to be held on same in accordance with the said Zoning Ordinance, which hearing was set for Tuesday, September 8th, 2020 at 6:00 p.m.; and,

WHEREAS, after deliberation on the facts involved in the zoning variance, the City Council of the City of San Saba is of the opinion that such zoning changes should be made.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of San Saba that the property located at 501 West Lewis be granted a Variance from thirty (30) ft. from the front property line to ten (10) ft.

PASSED AND APPROVED this the 8th day of September, 2020.

The fifth discussion/action item was to Discuss and Consider approving Ordinance No. 2020-10, an Ordinance Granting a Variance to the Existing Zoning Boundaries within the City of San Saba, Texas in regard to the City of San Saba’s minimum baseline yard requirements, for the property located at 1204 West Brown Street, San Saba, Texas, Legal Description, Campbell & Martin, Block 3, Lots 3 and 4, 100x120 zoned Multi-family Residence District (R-4). After lengthy discussion and receiving input from Code Enforcement Officer, Michael Wadsworth, Mayor Pro-Tem Robert Whitten made a motion to approve Ordinance No. 2020-10, an Ordinance Granting a Variance to the Existing Zoning Boundaries within the City of San Saba, Texas in regard to the City of San Saba’s minimum baseline yard requirements, for the property located at 1204 West Brown Street, San Saba, Texas, Legal Description, Campbell & Martin, Block 3, Lots 3 and 4, 100x120 zoned Multi-family Residence District (R-4), seconded by Alderman Shawn Oliver and was unanimously approved.

ORDINANCE 2020-10

AN ORDINANCE GRANTING A VARIANCE TO EXISTING ZONING BOUNDARIES WITHIN THE CITY OF SAN SABA, TEXAS

WHEREAS, Tony Jacobs, Jr. applied to the Planning and Zoning Commission requesting a Variance to the existing zoning boundaries for R-4 “Multi-Family Residence District” is fifteen (15) ft. from the side property line and Mr. Jacobs is asking for a Variance to change the Existing Zoning Boundaries within the City of San Saba, Texas in regard to the minimum baseline yard requirements, for property located at 1204 W. Brown Street, San Saba, Texas, Legal Description, Campbell and Martin, Block 3, Lots 3 and 4, 100X120 zoned Multi-family Residence District (R-4), from fifteen (15) ft. to ten (10) ft. in order to construct Covered Parking; and,

WHEREAS, the said Planning and Zoning Commission proceeded to hear said zone variance in accordance with the requirements of the Zoning Ordinance of the City of San Saba, Texas; and,

WHEREAS, the said Planning and Zoning Commission, after duly considering said zone variance in accordance with the provisions of said Ordinance, did recommend to the City Council of the City of San Saba that such requested zoning variance be granted; and,

WHEREAS, the City Council of the City of San Saba did give notice as required by said Zoning Ordinance for a public hearing to be held on same in accordance with the said Zoning Ordinance, which hearing was set for Tuesday, September 8th, 2020 at 6:00 p.m.; and,

WHEREAS, after deliberation on the facts involved in the zoning variance, the City Council of the City of San Saba is of the opinion that such zoning changes should be made.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of San Saba that the property located at 1204 West Brown Street be granted a Variance from fifteen (15) ft. from the side property line to ten (10) ft.

PASSED AND APPROVED this the 8th day of September, 2020.

The sixth discussion/action item was to Discuss and Consider approving Ordinance No. 2020-11, an Ordinance Granting a Variance to the Existing Zoning Boundaries within the City of San Saba, Texas in regard to the City of San Saba’s minimum baseline yard requirements for property located at 1206 W. Sunset, San Saba, Texas, Legal Description, Highland Addition, Block 8, Lots 2 and 3, from twenty-five (25) ft. to ten (10) ft. in order to construct a new carport for the existing structure, zoned One-Family Residence District (R-2). Joel Estrada, Jr. was present with interpreter Bridgett Macedo and explained that the carport would be an open carport like the picture he provided. Alderman Michael Nelson asked if the boundary set back was ten (10) ft. or fifteen (15) ft. Code Enforcement Officer, Michael Wadsworth explained that due to the language barrier, it should have been ten (10) ft. instead of fifteen (15) ft. and the ten (10) ft. set back was what the Planning and Zoning approved with their motion. Alderman Shawn Oliver made a motion to approve Ordinance No. 2020-11 as presented Granting a Variance to the Existing Zoning Boundaries within the City of San Saba, Texas in regard to the City of San Saba’s minimum baseline yard requirements for property located at 1206 W. Sunset, San Saba, Texas, Legal Description, Highland Addition, Block 8, Lots 2 and 3, from twenty-five (25) ft. to ten (10) ft. in order to construct a new carport for the existing structure, zoned One-Family Residence District (R-2), seconded by Alderman Michael Nelson, and was unanimously approved.

ORDINANCE 2020-11

AN ORDINANCE GRANTING A VARIANCE TO EXISTING ZONING BOUNDARIES WITHIN THE CITY OF SAN SABA, TEXAS

WHEREAS, Joel Estrada, Jr. applied to the Planning and Zoning Commission requesting a Variance to the City of San Saba’s minimum yard requirement for One-Family Residence District (R-2) Zoning. The Zoning Variance is for Property located at 1206 W. Sunset, San Saba, Texas, Legal Description, Highland Addition, Block 8, Lots 2 and 3, from twenty-five (25) ft. to ten (10) ft. in order to construct a new carport for the existing structure; and,

WHEREAS, the said Planning and Zoning Commission proceeded to hear said zone variance in accordance with the requirements of the Zoning Ordinance of the City of San Saba, Texas; and,

WHEREAS, the said Planning and Zoning Commission, after duly considering said zone changes in accordance with the provisions of said Ordinance, did recommend to the City Council of the City of San Saba that such requested zoning variance be granted; and,

WHEREAS, the City Council of the City of San Saba did give notice as required by said Zoning Ordinance for a public hearing to be held on same in accordance with the said Zoning Ordinance, which hearing was set for Tuesday, August 8th, 2020 at 6:00 p.m.; and,

WHEREAS, after deliberation on the facts involved in the zoning variance, the City Council of the City of San Saba is of the opinion that such zoning changes should be made.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of San Saba that the property located at 1206 W. Sunset Street be granted a Variance from twenty-five (25) ft. wide to ten (10) ft. to the City of San Saba's minimum yard requirement for R-2 Zoning.

PASSED AND APPROVED this the 8th day of August, 2020.

The seventh discussion/action item was to Discuss and Consider approving Ordinance No. 2020-12, an Ordinance of the City of San Saba, Texas, Amending/Adding Curfews to all the City Parks as set out in Article 1.08, Parks and Recreation, Section 1.08.003, Risien Park Curfew; Providing an Effective Date; Providing for Open Meetings; and Provided for Related Matters. Scott Glaze, Public Works Director explained to the Council that there has been a lot of traffic in the Park with a lot of illegal activity and finding drug paraphernalia. He also explained that the Police Department has no control of this unless we have a curfew in place for all parks in the City. Mayor Jordan explained that during the Summer months it doesn't get dark until at least 9:00 p.m. and that he feels we need to change the Ordinance to state that during Daylight Savings Time, the curfew should be 10:00 p.m. to 5:00 a.m. and during Central Standard Time, the curfew should be 9:00 p.m. to 5:00 a.m. unless they have prior approval. All Council Members were in agreement with this change and the change to Ordinance No. 2020-12 was noted by City Secretary Sabrina Maulsby. Alderman Michael Nelson made a motion to approve Ordinance No. 2020-12 with changes 10:00 p.m. to 5:00 a.m. during Daylight Savings Time and 9:00 p.m. to 5:00 a.m. during Central Standard Time unless they have prior approval as agreed by Council, Amending/Adding Curfews to all the City Parks as set out in Article 1.08, Parks and Recreation, Section 1.08.003, Risien Park Curfew; Providing an Effective Date; Providing for Open Meetings; and Provided for Related Matters, seconded by Alderman Marcus Amthor, and was unanimously passed.

ORDINANCE NO. 2020-12

AN ORDINANCE OF THE CITY OF SAN SABA, TEXAS, AMENDING/ADDING CURFEWS TO ALL THE CITY PARKS AS SET OUT IN ARTICLE 1.08, PARKS AND RECREATION, SECTION 1.08.003, RISIEN PARK CURFEW; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR OPEN MEETINGS; AND PROVIDING FOR RELATED MATTERS.

Whereas, the City Council of the City of San Saba considered and adopted Ordinance No. Ordinance 1980-4, codified in Article 1.08, Parks and Recreation, Section 1.08.003, Risien Park Curfew; and

Whereas, the City Manager and other members of the City staff, having reviewed the merits of having a curfew to maintain the safety of all citizens, desires to expand and update the curfew to all public parks within the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS THAT:

Section 1. Findings of Fact. All of the above premises and recitations are found to be true and correct and are incorporated into the body of this Ordinance as findings of fact, as if copied herein in their entirety.

Section 2. Revision of Article 1.08, Parks and Recreation, Section 1.08.003 Risien Park Curfew. The City Council hereby revises and amends to Section 1.08.003, to all City Parks and modifies the hours of the curfew for all the City Parks, as follows:

Sec. 1.08.003 City Park curfew

It shall be unlawful for any person to enter any City Park (Mill Pond, LCRA Nature, Risien and West Side Parks) between the hours of 9:00 o'clock p.m. and 5:00 o'clock a.m. Central Standard Time and 10:00 o'clock p.m. and 5:00 o'clock a.m. Daylight Savings Time without specific permission from the City. (Ordinance 1980-4 adopted 10/14/80)

Section 3. Effective Date. This ordinance shall take effect immediately from and after its passage and publication in accordance with State law.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED this the 8th day of September, 2020.

The eighth discussion/action item was to Discuss and Consider approving Ordinance No. 2020-13, an Ordinance of the City of San Saba, Texas, Repealing the Term Limits Set out in Article 1.04, Boards, Commissions and Committees, Division 2, Keep San Saba Beautiful Commission; Providing an Effective Date; Providing for Open Meetings; and Providing for Related Matters. Sarah Saldivar, KSSB Executive Director explained to the Council that it is difficult to find replacement Board Members and with the area that states Members cannot serve more that ‘Three Consecutive Terms’, there would be several dedicated members unable to continue to serve that have been on the Board since the beginning. Mayor Pro-Tem Robert Whitten made a motion to approve Ordinance No. 2020-13 an Ordinance of the City of San Saba, Texas, Repealing the Term Limits Set out in Article 1.04, Boards, Commissions and Committees, Division 2, Keep San Saba Beautiful Commission; Providing an Effective Date; Providing for Open Meetings; and Providing for Related Matters, seconded by Alderman Shawn Oliver, and was unanimously passed.

ORDINANCE NO. 2020-13

AN ORDINANCE OF THE CITY OF SAN SABA, TEXAS, REPEALING THE TERM LIMITS SET OUT IN ARTICLE 1.04, BOARDS, COMMISSIONS AND COMMITTEES, DIVISION 2, KEEP SAN SABA BEAUTIFUL COMMISSION; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR OPEN MEETINGS; AND PROVIDING FOR RELATED MATTERS.

Whereas, the City Council of the City of San Saba considered and adopted Ordinance No. Ordinance 2009-04, and codified in Article 1.04, Boards, Commissions and Committees, Division 2, Keep San Saba Beautiful Commission, San Saba Code of Ordinances; and

Whereas, the Executive Director of the Commission and the City Manager, having reviewed the merits of having this board, the difficulty at times of filling the Commission as well as the desire to retain those members who are knowledgeable and diligent in their services hereby desire to remove the successive term limits for the Commission.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS THAT:

Section 1. Findings of Fact. All of the above premises and recitations are found to be true and correct and are incorporated into the body of this Ordinance as findings of fact, as if copied herein in their entirety.

Section 2. Repeal of Ordinance. The City Council hereby repeals the last sentence of Section 1.04.032(b), Members; terms; such that a Commission Member may serve three or more successive terms.

Section 3. Effective Date. This ordinance shall take effect immediately from and after its passage and publication in accordance with State law.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED this the 8th day of September, 2020.

The ninth discussion/action item was to Discuss and Consider approving Ordinance No. 2020-14, an Ordinance of the City of San Saba, Texas, Finding the Need to Amend the Municipal Fees and Fee Schedule to Modify Fees Associated with Construction and Development Related Fees, Miscellaneous Fees, Zoning Fees, and Utility Fees; Providing an Effective Date and Open Meetings Clauses; and Providing for Related Matters. Scott Glaze explained to the Council that numerous fees needed to be updated for services and equipment costs the City provides such as after hour call-outs and trips made for the lift station issues. Code Enforcement Officer, Michael Wadsworth also explained to the Council, after reviewing the costs incurred for the time it takes to prepare the paperwork for Variances, Road and Alley Closures, etc., he and Stan agreed that the increase would be more cost effective. He also explained that the last mail-outs for the Variances at this meeting, were about three hundred dollars (\$300.00) in postage alone. Alderman Shawn Oliver made a motion to approve Ordinance No. 2020-14, an Ordinance of the City of San Saba, Texas, Finding the Need to Amend the Municipal Fees and Fee Schedule to Modify Fees Associated with Construction and Development Related Fees, Miscellaneous Fees, Zoning Fees, and Utility Fees; Providing an Effective Date and Open Meetings Clauses; and Providing for Related Matters, seconded by Alderman Marcus Amthor, and was unanimously approved.

ORDINANCE NO. 2020-14

AN ORDINANCE OF THE CITY OF SAN SABA, TEXAS, FINDING THE NEED TO AMEND THE MUNICIPAL FEES AND FEE SCHEDULE TO MODIFY FEES ASSOCIATED WITH CONSTRUCTION AND DEVELOPMENT RELATED FEES, MISCELLANEOUS FEES, ZONING FEES, AND UTILITY FEES; PROVIDING EFFECTIVE DATE AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the City Council of the City of San Saba is allowed to implement various fees as part of adopting various ordinances and agreements; and

WHEREAS, the City Council has reviewed the various fees set forth in the current Fee Schedule for FY20-21 and has determined that some of the Construction and Development Related Fees, Miscellaneous Fees, Zoning Fees and Utility Fees need to be further modified based upon the charges that it incurs by the City itself or through its contractors who will perform the services and/or charges for the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN SABA, TEXAS, THAT:

Section 1. Findings of Fact. All of the above premises and recitations are found to be true and correct and are incorporated into the body of this Ordinance as findings of fact, as if copied herein in their entirety.

Section 2. Amendment to Article 3.05, Streets and Sidewalks, to provide for a permit fee. The following Section 3.05.071, Application, shall be amended as follows:

Sec. 3.05.071 Application

a) When a permit is required, the permit application shall, unless otherwise authorized by the responsible person for good cause shown, be filed with the responsible person at least five (5) days prior to the day the applicant seeks to first close or block any part of the roadway and shall contain the following information:

- (1) The name, telephone number, local address and principal place of business of the applicant;
- (2) The name and day and night telephone number of the engineer, foreman or other person who will be in charge of the construction or repairs for which the application is requested;
- (3) The times of the day and total number of calendar days the applicant seeks to block the roadway;
- (4) A statement signed by the applicant, or a person authorized to bind the applicant, that the applicant will indemnify and forever hold the city harmless against each and every claim, demand or cause of action that may be made or come against it by reason of or in any arising out of the closing or blocking of the roadway by the applicant under a permit from the city, if such permit is granted;
- (5) A standard barricading layout showing placement of barricades, cones and informational signs used on the project;
- (6) An explanation as to the nature or type of work that is to be performed, along with its location;
- (7) Any other information deemed necessary by the responsible person.

b) All permits shall, upon approval, require the fee set out in Appendix A, Fee Schedule, be paid to the responsible person. Such Fee shall include a flat fee plus actual costs incurred by the City for providing such street/alley closures.

Section 3. Amendment to Section 13.02.512, Hazardous Materials, to provide for a disposal fee. The following Section 13.02.512, Hazardous Materials, shall be amended as follows:

Sec. 13.02.512 Hazardous materials

- a) No person shall deposit in a solid waste container or otherwise offer for collection any hazardous garbage, refuse, or waste. Hazardous material shall include:
 - (1) Explosive materials.
 - (2) Rags or other waste soaked in volatile and flammable materials.
 - (3) Chemicals.
 - (4) Poisons.
 - (5) Radioactive materials.
 - (6) Highly combustible materials.
 - (7) Soiled dressings, clothing, bedding and/or other wastes, contaminated by infection or contagious disease.
 - (8) Any other materials which may present a special hazard to collection or disposal personnel or equipment, or to the public.
- b) A hazardous material disposal fee as set out in Appendix A, Fee Schedule shall assessed by the City and applies to any waste that requires special or additional attention due to potential public health or personal safety.

Section 4. Fee Schedule. The Fee Schedule for FY 20-21 previously adopted shall be further amended to reflect additional charges that will be incurred for Construction and Development Related Fees, Zoning Fees, Miscellaneous Fees and Utility fees through any contracted individual who will perform such services or any charges that the City may incur if required to perform services. A true copy of the Fee Schedule for FY 20-21, Version 08272020 is attached hereto as Exhibit "A," and made a part hereof for all purposes, the same as if fully copied herein.

Section 5. Repeal. All prior Resolutions or Ordinances amending and/or adopting a Fee Schedule are hereby repealed to the extent that they address a fee outlined herein.

Section 6. Effective Date. This Ordinance shall become effective on October 1, 2020, subject to publication, and it is accordingly so resolved.

Section 7. Open Meetings. It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, as required by the Open Meetings Act, Chapter 551, Texas Government Code.

PASSED AND APPROVED AND ADOPTED this the 8th day of September, 2020.

APPENDIX A

FEE SCHEDULE

ARTICLE A1.000 GENERAL PROVISIONS

Sec. A1.001 Collection fee

Collection fee for returned checks: \$30.00. (Ordinance adopting Code)

ARTICLE A2.000 MISCELLANEOUS FEES

Sec. A2.001 Equipment rental and labor fees

(a) Equipment.

- (1) Backhoe: \$100.00/hr. + \$25.00/hr. with Hoe Ram.
- (2) Bucket/Digger/Winch truck: \$200.00/hr.
- (3) Dump truck:
 - (A) 6 yard: \$50.00/hr.
 - (B) 12 yard: \$75.00/hr.
- (4) Skid loader: \$125.00/hr.
- (5) Vactor truck: \$200.00/hr.
- (6) Road maintainer: \$100.00/hr.
- (7) Water truck: \$75.00/hr.
- (8) Service truck: \$50.00/hr.
- (9) End dump trailer: \$100.00/hr.
- (10) Track loader: \$150.00/hr.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

- (11) Street sweeper: \$75.00/hr. (Ordinance adopting Code)
- (12) Trash Pump: \$30.00/hr
- (13) Lawn Mower: \$35.00/hr
- (14) Chainsaw/Pole saw: \$25.00/hr

- (b) Labor cost. \$37.00/hr./per man during normal business hours
\$55.50/hr/per man after hours, holidays, weekends

ARTICLE A3.000 ANIMAL CONTROL FEES

Sec. A3.001 Standard licensing

Dog or cat annual tag: \$10.00 with proof of vaccinations.

Sec. A3.002 Impoundment, adoption or relinquishment of dog or cat

- (a) Impoundment fee. Dog or cat impounded for 14 days: \$15.00/per day.
- (b) Adoption fee. Animals may be adopted at no charge; however, those animals must get all their vaccinations and tags the day they are adopted.
- (c) Relinquish fee. Dog or cat: \$30.00/each.

ARTICLE A4.000 CONSTRUCTION AND DEVELOPMENT RELATED FEES

Sec. A4.001 Building and development permits

- (a) Single-family and duplex residences: \$0.10/sq. ft., \$15.00 minimum.
- (b) Apartments: \$0.10/sq. ft., \$15.00 minimum.
- (c) Commercial and institutional: \$0.10/sq. ft., \$15.00 minimum.
- (d) Additions and remodeling: \$0.10/sq. ft., \$15.00 minimum.
- (e) Alterations, repairs and renovations: \$0.10/sq. ft., \$15.00 minimum.
- (f) Demolition: \$25.00.
- (g) House moving: \$100.00 plus any police/utility cost.
- (h) Storage sheds over 120 sq. ft.: \$15.00.
- (i) Greenhouse over 120 sq. ft.: \$15.00.
- (j) Fire alarm systems: \$100.00.
- (k) Lot clearing: \$20.00.
- (l) Plan review: \$100.00.
- (m) Plan review, building department: \$100.00.

(n) Plan review, electrical department, interconnection and parallel operation of distributed generation: \$100.00.

(o) Plan review, fire marshal: \$100.00.

(p) Carport, accessory buildings, detached garage: \$0.05/sq. ft., \$10.00 minimum.

(q) Signs (illuminated and nonilluminated): \$1.00/sq. ft., \$10.00 minimum.

(r) Moving a manufactured, modular, mobile home in or out: \$15.00.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

(s) Fence construction: \$15.00.

(t) Roofing (commercial): \$0.10 per square foot.

(u) Street and Alley Closing Permit: \$250 plus actual costs incurred

(Ordinance adopting Code)

Sec. A4.002 Electrical permit fees

(a) New construction, single family: \$0.04/sq. ft., \$15.00 minimum.

(b) Commercial and institutional: \$0.04/sq. ft., \$15.00 minimum.

(c) Remodel: \$10.00.

(d) Construction meter loop: \$10.00.

Sec. A4.003 Mechanical permit fees

(a) Residential: \$0.02 sq. ft., \$15.00 minimum.

(b) Commercial: \$0.04 sq. ft., \$20.00 minimum.

Sec. A4.004 Plumbing permit fees

(a) New construction:

(1) Residential: \$0.04/sq. ft., \$15.00 minimum.

(2) Commercial and institutional: \$0.04/sq. ft., \$15.00 minimum.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

(3) Wastewater discharge permit: \$50.00 for 2 years. (Ordinance adopting Code)

(b) Lawn sprinkler systems: \$15.00.

Sec. A4.005 Utility inspection fees

All reinspections: \$35.00.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

Sec. A4.006 Zoning

Zoning/Rezoning/Variance fee change: \$250.00 plus actual costs for newspaper publications, mail costs. (Ordinance 1991-16 adopted 12/17/91; Ordinance adopting Code)

Sec. A4.007 Condemnation fees

Properties condemned by the city will have a fee of \$250.00 to cover the cost of the newspaper ads, preparation and presentation of the documentation before the planning and zoning board as well as the city council, and to cover the cost of filing a lien against the property at the county courthouse. (Ordinance 2019-05, ex. A, adopted 8/13/19)

ARTICLE A5.000 UTILITY RATES AND CHARGES

Division 1. Generally

Sec. A5.001 Electric and water deposit

Deposit for both: \$250.00. (Ordinance 2010-17, ex. A, adopted 10/12/10)

Secs. A5.002–A5.030 Reserved

Division 2. Electrical Service

Sec. A5.031 Service charges

(a) Security deposit: \$250.00. (Ordinance 2019-05, ex. A, adopted 8/13/19)

(b) Commercial electrical deposit: 2 x estimated monthly bill. Refund of deposit may be requested after three years of service provided the customer has not been delinquent on any monthly payments. (Ordinance 2010-17, ex. A, adopted 10/12/10)

(c) Connect/transfer fee: \$20.00. (Ordinance adopting Code)

(d) New account charges: \$20.00.

(e) New service charge: \$30.00.

(f) Nonpay reconnect charge: \$20.00.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

(g) Reconnecting on weekends, holidays and after hours: \$40.00. (Ordinance adopting Code)

(h) Temporary overhead connection charge: \$35.00.

(i) Short-term service charge (Mon–Fri): \$40.00.

(j) Request meter test: \$50.00.

(k) Delinquent bill collection charge: 10% of outstanding bill.

(l) Theft of service: \$200.00.

(m) Returned check or bank draft charge: \$30.00.

(n) Emergency Call Out Fee: \$150.00

Sec. A5.032 Electrical usage fees

(a) Residential.

(1) Customer charge: \$16.55.

(2) Distribution energy charge per kWh: \$0.0455/per kWh.

(3) Plus power cost recovery factor.

(b) Small general service.

(1) Customer charge: \$17.05.

(2) Distribution energy charge per kWh: \$0.0417.

(3) Plus power cost recovery factor.

(c) Medium general service.

(1) Customer charge: \$49.55.

(2) Plus a demand charge: \$6.76.

(3) Plus an energy charge: \$0.028.

(4) Plus power cost recovery factor.

(d) Large general service.

(1) Customer charge: \$85.55.

(2) Plus a demand charge: \$8.06.

(3) Plus an energy charge: \$0.022.

(4) Plus power cost recovery factor.

(e) Park service.

(1) Replacement charge: Bulbs as used.

(2) Customer charge: \$7.50.

(3) Energy charge: \$0.03230.

(4) Plus power cost recovery factor.

(f) Municipal pumping service.

(1) Energy charge: \$0.05304.

(2) Plus power cost recovery factor.

(g) Irrigation service.

(1) Customer charge: \$14.55.

(2) Energy charge: \$0.03419.

(3) Plus power cost recovery factor.

(h) Area lighting.

(1) Power under this schedule is available for service to one hundred seventy-five (175) watt maximum security light installed and maintained by the city for customers at their request.

(2) Monthly rate:

(A) Customer charge: 175 watt mercury vapor: \$6.22.

(B) Customer charge: 100 watt high pressure sodium: \$5.86.

(i) Street lighting and traffic signals.

Lamp Type and Wattage	Nominal Lumen Output	Estimated KWH Per Lamp Per Month	Unmetered Charge Per Lamp Per Month
Mercury vapor			
175 watt	7,900	70	\$6.22
400 watt	21,000	155	N/A
High pressure sodium vapor			
400 and 1,000 watt		180	\$12.00
100 watt	9,500	40	\$5.86
250 watt	22,500	102	N/A
Incandescent (existing)			
All	N/A	100	\$5.34
Traffic signals			
All	0.04718 per KWH for all energy used		

Secs. A5.033–A5.060 Reserved

Division 3. Sanitation Service

Sec. A5.061 Waste disposal

	County Resident	Noncounty Resident
Bag	\$3.75 each	\$6.00 each
Loose	\$13.00/cubic yard	\$18.00/cubic yard
Compacted	\$25.00/cubic yard	\$33.00/cubic yard
Construction/brush	\$25.00/cubic yard	\$33.00/cubic yard
Passenger tires	\$3.00/tire less than 17.5	
Truck tires	\$7.00/tire	
Oil filters	\$1.00 each	
Oil	\$.25/gallon	
Removal of freon	\$15.00/unit	
Used lumber not stacked	\$30.00/hour for labor	
Shingles (no asbestos shingles accepted)	\$40.00/yard	\$50.00/yard

Sec. A5.062 Residential sanitation service

(a) Monthly rate inside city: \$22.54.

(b) Monthly rate outside city: \$33.81.

(c) Extra polycart: \$6.00/month.

Sec. A5.063 Commercial sanitation service

(a) Commercial hand collection cost per container.

(1) Inside city:
1 X per week: \$29.32.

2 X per week: \$43.99.

3 X per week: \$58.25.

(2) Outside city:
1 X per week: \$43.99.

2 X per week: \$65.98.

3 X per week: \$87.38.

(b) Dumpsters.

(1) 3-yard dumpster:

Days/Week pu 3-Yard Dump	Inside City	Outside City
1	\$80.66	\$121.00
2	\$161.33	\$242.00
3	\$242.00	\$363.00
4	\$322.68	\$484.00
5	\$403.40	\$605.10
6	\$484.00	\$726.00

(2) 6-yard dumpster:

Days/Week pu 6-Yard Dump	Inside City	Outside City
1	\$160.09	\$240.12
2	\$320.17	\$480.25
3	\$480.25	\$720.37
4	\$640.33	\$960.50
5	\$800.41	\$1,200.62
6	\$960.50	\$1,483.67

(3) Dumpsters that are for temporary use (construction debris, house cleaning, etc.) will be charged as follows:

- (A) \$30.00 delivery fee.
- (B) \$2.00 per day rent; \$25.00/month.
- (C) \$30.00 per dump per 3-yard dumpster.
- (D) \$60.00 per dump per 6-yard dumpster.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

No 36" boards or dry wall permitted. (Ordinance adopting Code)

Sec. A5.064 Recycling

(a) Commercial recycling collection cost per trailer.

(1) Inside city:

1 X per week: \$151.00.

2 X per week: \$302.00.

3 X per week: \$453.00.

4 X per week: \$604.00.

5 X per week: \$755.00.

6 X per week: \$906.00.

(Extra pickup \$40.00 each.)

(2) Outside city:

1 X per week: \$226.50.

2 X per week: \$453.00.

3 X per week: \$679.50.

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4 X per week: \$906.00.

5 X per week: \$1,132.50.

6 X per week: \$1,359.00.

(Extra pickup \$40.00 each.)

(b) Commercial recycling hand collection for up to 3 cubic yards.

(1) Inside city:

1 X per week: \$45.00.

2 X per week: \$90.00.

3 X per week: \$135.00.

4 X per week: \$180.00.

5 X per week: \$225.00.

6 X per week: \$270.00.

(Extra pickup \$20.00 each.)

(2) Outside city:

1 X per week: \$67.50.

2 X per week: \$135.00.

3 X per week: \$202.50.

4 X per week: \$270.00.

5 X per week: \$337.50.

6 X per week: \$405.00.

(Extra pickup \$20.00 each.)

(c) Commercial recycling cart collection.

1 X per week: \$15.00.

2 X per week: \$25.00.

Sec. A5.065 Hazardous Material Disposal Fee: \$100

Secs A5.066–A5.100 Reserved

Division 4. Water and Wastewater Service

Sec. A5.101 Water rates

	Inside City	Outside City
Residential		
Base rate	\$28.11 first 2,000 gal.	\$42.16 first 2,000 gal.
	\$2.50 per 1,000 from 2,001–6,000 gal.	\$3.75 per 1,000 from 2,001–6,000 gal.
	\$3.10 per 1,000 from 6,001–10,000 gal.	\$4.65 per 1,000 from 6,001–10,000 gal.
	\$3.86 per 1,000 over 10,000 gal.	\$5.70 per 1,000 over 10,000 gal.
Commercial		
Base rate	\$31.11 first 2,000 gal.	\$46.67 first 2,000 gal.
	\$2.50 per 1,000 from 2,001–6,000 gal.	\$3.75 per 1,000 from 2,001–6,000 gal.
	\$3.10 per 1,000 from 6,001–10,000 gal.	\$4.65 per 1,000 from 6,001–10,000 gal.
	\$3.86 per 1,000 over 10,000 gal.	\$5.70 per 1,000 over 10,000 gal.

Sec. A5.102 Wastewater rates

(a) Residential and commercial rates:

	Inside City	Outside City
Residential	\$35.11 first 6,000 gal.	\$52.67 first 6,000 gal.
	\$2.00 per 1,000 gal.	\$3.00 per 1,000 gal.
	With a max. of \$40.00	With a max. of \$60.00
	(Customer with sprinkler system may request December usage rate)	
Commercial	\$35.11 base rate first 2,000 gal.	\$52.67 base rate first 2,000 gal.
	\$1.00 per 1,000 after first 2,000 gal.	\$1.50 per 1,000 after first 2,000 gal.

(b) Industrial rates (based on water consumption):

	Inside City	Outside City
Category XL1	\$59.34 base first 10,000 gal.	\$89.00 base first 10,000 gal.
	\$1.00 per 1,000 from 10,001–200,000 gal.	\$1.50 per 1,000 from 10,001–200,000 gal.
Category XL2	\$72.72 base first 10,000 gal.	\$109.10 base first 10,000 gal.
	\$1.00 per 1,000 from 10,001–500,000 gal.	\$1.50 per 1,000 from 10,001–500,000 gal.
Category XL3	\$130.41 base first 10,000 gal.	\$195.61 base first 10,000 gal.
	\$1.25 per 1,000 from 10,001–500,000+ gal.	\$1.88 per 1,000 from 10,001–500,000+ gal.

(c) Fee to dump raw sewage into the wastewater plant: \$0.15 per gallon.

Sec. A5.103 Water tap fees

(a) Fees:

	Inside City	Outside City	Cut Asphalt	Cut Concrete
3/4" water tap	\$750.00	\$1,050.00	+ \$200.00	+ \$300.00
1" water tap	\$800.00	\$1,100.00	+ \$200.00	+ \$300.00
1-1/2" water tap	\$1,100.00	\$1,550.00	+ \$200.00	+ \$300.00
2" water tap	\$1,700.00	\$2,450.00	+ \$200.00	+ \$300.00

(b) Any water tap over 2 inches will be done at cost + 15%.

(c) Tap fees are from the city utility lines to the customer property line. Additional cost may be added for man-hours and equipment used if rock or any other obstacles are encountered.

Sec. A5.104 Wastewater tap fees

	Inside City	Outside City	Cut Asphalt	Cut Concrete
4" sewer tap	\$600.00	\$800.00	+ \$200.00	+ \$300.00
6" sewer tap	\$800.00	\$1,000.00	+ \$200.00	+ \$300.00

Note: Tap fees are from the city utility lines to the customer property line. Additional cost may be added for man-hours and equipment used if rock or any other obstacles are encountered.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

Sec. A5.105 Service charges

(a) Security deposit: \$100.00.

(b) Commercial customer deposit: 2x the estimated monthly utility bill. Refund of deposit may be requested after three years of service provided the customer has not been delinquent on any monthly payments.

(c) Fire hydrant water/metered: Outside commercial rate with \$250.00 deposit.

(d) Bulk water from water plant: \$0.50 per 100 gallons.

(e) Water meter testing fee: \$50.00.

(f) Connection/reconnection fees.

(1) Connect/transfer fee, Monday–Friday 7:30–4:30: \$20.00.

(Ordinance 2009-13, ex. A, adopted 8/25/09; Ordinance adopting Code; Ordinance 2010-17, ex. A, adopted 10/12/10)

- (2) Reconnect water fees on weekend, holidays, and after hours: \$75.00.
- (3) Reconnect water fees after water has been disconnected for nonpayment between 7:30 a.m. and 4:30 p.m., Monday through Friday will be: \$50.00.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

- (g) Delinquent accounts: 10% of outstanding bill.
- (h) Theft of service: \$200.00 if case does not go to court.

(Ordinance 2009-13, ex. A, adopted 8/25/09; Ordinance adopting Code; Ordinance 2010-17, ex. A, adopted 10/12/10)

- (i) Emergency water cut-off.
 - (1) Emergency water cut-off between 7:30 a.m. and 4:30 p.m.: \$50.00.
 - (2) Emergency water cut-off on holidays, weekends and after hours: \$75.00.
- (j) Meter replacement. Any damage caused by tampering with the city water meters and all attachments will cost that customer a \$75.00 replacement fee.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

(k) Temporary service charge: \$35.00. (Ordinance 2009-13, ex. A, adopted 8/25/09; Ordinance adopting Code; Ordinance 2010-17, ex. A, adopted 10/12/10)

- (l) Emergency Call Out Fee: \$150

Sec. A5.106 Industrial Pretreatment Penalty Fee

- (a) 1st Violation: \$250.00
- (b) 2nd and Subsequent Violation: Increases by 50% with each reoccurring violation.

ARTICLE A6.000 BUSINESS FEES

Sec. A6.001 Peddler and solicitor fees

- (a) Permit fee.
 - (1) Per day: \$5.00.

- (2) Per week: \$10.00.
- (3) Per month: \$25.00.
- (4) Per three months: \$50.00.
- (5) Per six months: \$75.00.
- (6) Per 12 months: \$100.00.

(Ordinance 2014-06 adopted 5/13/14)

(b) Background check: \$50.00. (Ordinance 2009-08 adopted 5/19/09)

ARTICLE A7.000 PARKS AND RECREATION

Sec. A7.001 Rental fees - outside

Facility	Deposit	Rent
Mill Pond Gazebo	\$150.00	\$150.00
Risien Park Pavilion	\$150.00	\$150.00
Risien Park (whole park)	\$1,000.00	\$1,500.00
Joe Ragsdale Pavilion	\$100.00	\$75.00
Risien Park West Slab	\$150.00	\$150.00
SS River RV Park		\$21.00 (M–Th); \$25.00 (F–Su); \$125.00 (weekly); \$350.00 (mo.)

Sec. A7.002 Alcohol permit

Alcohol permit: \$25.00.

Sec. A7.003 Rental fees - inside (civic center)

Auditorium	8:00 a.m. to 5:00 p.m.	\$25.00/hr.
Auditorium	5:00 p.m. to 1:00 a.m.	\$30.00/hr.
Meeting room	8:00 a.m. to 5:00 p.m.	\$20.00/hr.
Meeting room	5:00 p.m. to 1:00 a.m.	\$25.00/hr.
Kitchen flat fee		\$50.00
Stage flat fee		\$50.00
Deposit w/o alcohol		\$100.00
Deposit with alcohol		\$500.00

Sec. A7.004 Rental fees - pool

Size of party	Resident	Nonresident	Additional guards
20 or less	\$60.00/hr./2 hr. min.	\$100.00/hr./2 hr. min.	0**
21-40	\$70.00/hr./2 hr. min.	\$110.00/hr./2 hr. min.	1*
41-60	\$80.00/hr./2 hr. min.	\$120.00/hr./2 hr. min.	2*
61-80	\$90.00/hr./2 hr. min.	\$130.00/hr./2 hr. min.	3*
81+	\$100.00/hr./2 hr. min.	\$140.00/hr./2 hr. min.	4*

* \$10.00/hr. for each additional lifeguard needed according to size.

** Basic rate of \$60.00 hr. includes a manager and two lifeguards. A \$50.00 returnable deposit is required to hold reservation.

(Ordinance 2019-05, ex. A, adopted 8/13/19)

CITY MANAGER’S REPORT

Scott Glaze, Public Works Director, sitting in for City Manager Weik gave a brief report on the following activities in the City of San Saba: City Manager, Stan Weik was out due to attending a Funeral of Joanne’s (wife) nephew; Golf Course improvements are astonishing thanks to Michael Whitley, digging holes and putting sprinklers.

OTHER REPORTS

Sarah Saldivar, KSSB Executive Director reported: Fall Cleanup will be on October 10th, will be done a little different, will provide to-go food, and try to sign online; KSSB will be hosting a 9/11 Tribute to Local First Responders; EDC Project-Stan asked Jason Phillips for assistance to maximize Found Media.

Mayor Ken Jordan reported that from reviewing the reports provided by Hamilton County EMS, it seems as though they are doing a great job.

As there was no further discussion, the meeting adjourned at 7:10 p.m. and the Council took a short break before Convening into Executive Session.

At 7:28 p.m., the City Council convened into Executive Session pursuant to Section 551.074, Texas Government Code, to evaluate the City Manager’s Performance.

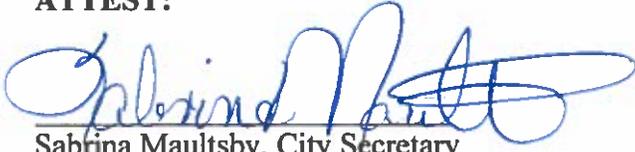
At 7:34 p.m., the City Council adjourned from Executive Session back into open session. No action was taken.

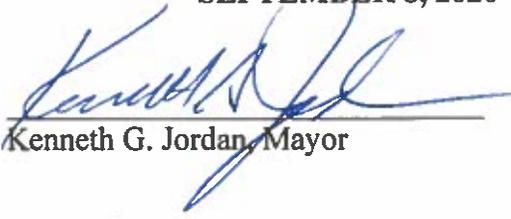
The meeting adjourned at 7:34 p.m.

CITY COUNCIL MINUTES

SEPTEMBER 8, 2020

ATTEST:


Sabrina Maulsby, City Secretary


Kenneth G. Jordan, Mayor