

GIDDINGS CITY COUNCIL-REGULAR MEETING MINUTES
MONDAY April 26, 2020 AT 7:00 P.M
GIDDINGS LIBRARY AND CULTURAL CENTER
276 N. ORANGE ST, GIDDINGS, TEXAS 78942

1. CALL TO ORDER

The meeting was called to order by Mayor John Dowell at 7:00 p.m. with the following present:

Members Present: Mayor John Dowell, Mayor Pro-Tem Joel Lopez, Council Members Frank Castro, Alan Casey, Jake Horne, Linda Pruitt.

Staff Present: City Secretary Andrea Ray, Director of Public Works Spencer Schneider, Municipal Court Clerk Rachel Grube, Human Resources Angie Stanfield.

2. PLEDGES TO THE US AND TEXAS FLAGS- Pledges were said.

3. INVOCATION AND WELCOME- Mayor Pro-Tem Joel Lopez gave the invocation and Mayor John Dowell welcomed all in attendance

4. ANNOUNCEMENTS-No Announcements.

5. PRESENTATIONS AND PROCLAMATIONS- Presentations to Jake Horne for severing on City Council.

6. CITIZENS' COMMENTS-Denice Harlan spoke about the City Council Candidates Forum Wednesday @ 6 p.m.

7. CONSENT AGENDA – All of the following items are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no discussion of these items unless a Council Member so requests.

a. Consider approval of Minutes for Regular Meeting held on, Monday April 12, 2021.

A motion was made by Mayor Pro-Tem Joel Lopez and seconded by City Council Member Frank Castro for approval of Minutes for Meeting held on Monday April 12, 2021. Correction on the date of April 12, 2021 Minutes.

Motion carried by the following vote:

Ayes: City Council Members Casey, Castro, Horne, Pruitt, Lopez

Nays: None

8. NEW BUSINESS

a. Discuss and take possible action regarding the GEDC Resolution No. 466-2021 by the Giddings City Council approving an Economic Development Program Expenditure to G2K Partners for the amount of \$40,000.00 grant for assistance with Project Value Retailer. The first reading of Resolution No 466-2021.

NO ACTION TAKEN ON THIS AGENDA ITEM

b. Presentation by Mark Kimball, FACHE, President and CEO with St. Mark's Medical Center.

Mark Kimball presented the he is the new permeant President and CEO with St. Mark's Medical Center. The mission he would like to accomplish is to bring the formation of St. Mark's Medical Center to the nearing communities. Mark stated he would like to be more involved with communities and attend meetings to provide information for St. Mark's Medical Center.

NO ACTION TAKEN ON THIS AGENDA ITEM

c. Discuss and take possible action regarding Sesquicentennial Celebration Block Party request for July 2nd and July 3rd, 2021 for the City of Giddings 150th birthday. Presented by Denice Harlan Director of Giddings Chamber of Commerce.

Giddings Sesquicentennial Weekend Celebration:

July 2-3, 2021 - infrastructure for event in downtown

§ Trash Carts - Texas Disposal Systems

§ Portapotties - K & H Portables

§ Security - City of Giddings and Lee County Sheriff's Department

§ Street closures - City of Giddings

July 2nd - Street Dance in Downtown Giddings - Evening event on Courthouse Square

Grimes Street Music Fest - TUB, The Lost Cause Band, Vendors, Food, Activities

July 3rd - Downtown activities - Daytime events around the Courthouse

Street vendors and local arts and crafts - AM, Farmers Market - AM

Patriotic Parade ending at the Courthouse - AM Local musicians - multiple venues - PM

July 4th - Giddings VFD - Firemen's Park, BBQ Drive thru fundraiser - AM Fireworks Display - PM

A motion was made by City Council Member Linda Pruitt and seconded by City Council Member Frank Castro for approval of Sesquicentennial Celebration Block Party request for July 2nd and July 3rd, 2021 for the City of Giddings 150th birthday

Motion carried by the following vote:

Ayes: City Council Members Casey, Castro, Horne, Pruitt, Lopez

Nays: None

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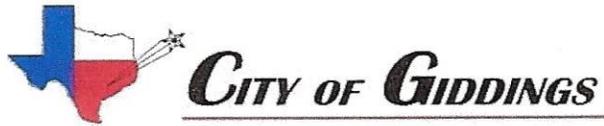
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A motion was made by City Council Member Linda Pruitt and seconded by City Council Member Frank Castro for approval of Sesquicentennial Celebration Block Party request for July 2nd and July 3rd, 2021 for the City of Giddings 150th birthday

Motion carried by the following vote:

Ayes: City Council Members Casey, Castro, Horne, Pruitt, Lopez

Nays: None



**d. Discuss and take possible action regarding the City of Giddings Comp Time Policy Section 6.04.01.
Will follow up with a Resolution if there are any changes made.**

Director of Public Works Spencer Schneider presented this agenda item to the City Council. This is in regards to the discussion from the previous council meeting regarding the large amount of comp time. I am presenting a recommendation that will be a fair way to handle the comp time issue. You have received an opinion from the city attorney regarding the question that was asked at the last meeting. I am recommending the City Council approve the Comp Time Policy as presented. I am also recommending the new Comp Time Policy be effective the date the resolution is approved.

04/26/2021

Exempt Employees

- City Manager
- Police Chief

An exempt employee is an employee who is exempt from overtime pay and/or minimum wage whose job duties must be executive, administrative, or professional in nature and must regularly exercise discretion and independent judgment. These regulations are created by the federal Fair Labor Standards Act (FLSA)

A non-exempt employee is an employee who is entitled to earn the federal minimum wage and qualifies for overtime pay, which is calculated as one-and-a-half times their hourly rate, for every hour they work, above and beyond a standard 40-hour workweek. These regulations are created by the federal Fair Labor Standards Act (FLSA)

Updates to Current Comp Time Policy

- Non-exempt employees shall not accumulate more than 40 hours of comp time at any time during the fiscal year.
- Any overtime worked over and above the accumulated 40 hours will be paid during the pay period in which the overtime was earned.
- Any and all comp time accumulated will be paid out to the employee annually during the last pay period of the fiscal year.
- Employees who currently have accumulated more than 40 hours of comp time will be paid for any overtime worked during the pay period in which the overtime was earned until the accumulated comp time has been used and falls below 40 hours. At that time, the employee will be subject to the normal comp time rules.

Statement from City Attorney:

It is my understanding that certain non-exempt employees have accumulated comp time in excess of 40 hours. These non-exempt employees accrued comp time in lieu of overtime with the expectation that the comp time hours would continue to accumulate and carry over from year to year if not used. Since overtime is required to be paid and the non-exempt employees opted for the comp time pursuant to previous policy, it is my legal opinion that these employees should be given the option to:

- 1) have the accrued comp time in excess of the 40 hours paid out incrementally in a manner determined by the City; or
- 2) be able to continue to roll over the amount of comp time accrued in excess of 40 hours.

Please let me know if you have additional questions.

Thank you,

Stephanie L. Sandre
Attorney
Sheets & Crossfield, PLLC
309 East Main Street
Round Rock, TX 78664
Phone: (512) 738-8728
stephanie@scrrlaw.com

Mayor Pro-Tem Joel Lopez asked that comp time cost and balance be reflected in the City of Giddings Budget.

A motion was made by City Council Member Alan Casey and seconded by City Council Member Linda Pruitt for approval of the changes to City of Giddings Comp Time Policy Section 6.04.01 Will follow up with a Resolution if there are any changes made.

Motion carried by the following vote:
Ayes: City Council Members Casey, Castro, Pruitt, Lopez
Nays: Horne

- e. **Discuss and take possible action regarding the GEDC Resolution No. 466-2021 by the Giddings City Council approving an Economic Development Program Expenditure to G2K Partners for the amount of \$40,000.00 grant for assistance with Project Value Retailer. The second and final reading of Resolution No. 466-2021.**

Alan Casey presented this agenda item to City Council, the use and purpose of the grant under consideration is for the installation of curb cuts, roads, water and sewer, and other infrastructure as determined for the development of property located on north Highway 290 at the corner of Highway 290 and CR 133, adjacent to Buc-ees, in Giddings city limits. The project will comprise a new 10,000 sq ft building, estimated annual retail sales of \$1.5 million, the addition of 5-7 new jobs, an increase in existing and adjacent property values, and the elimination of blight. The award will be distributed as follows: \$20,000 upon completion of entrance, curb-cuts and installation or expansion of water/ sewer lines to building; and the remaining \$20,000 upon tenant's receipt of Certificate of Occupancy.

A motion was made by City Council Member Alan Casey and seconded by City Council Member Linda Pruitt for approval of the GEDC Resolution No. 466-2021 by the Giddings City Council approving an Economic Development Program Expenditure to G2K Partners for the amount of \$40,000.00 grant for assistance with Project Value Retailer.

The second and final reading of Resolution No. 466-2021.

Motion carried by the following vote:

Ayes: City Council Members Casey, Castro, Pruitt, Lopez, Horne

Nays: None

9. CITY MANAGER'S REPORT, AND ANNOUNCEMENTS

- 1.) School zone on Middle School Road. We are adding the lunch time (11:45 a.m. - 1:15 p.m.) to the current school zone sign. I have discussed this item with the city attorney and he is OK with the change.
- 2.) Budget process. The budget process for the 2021-2022 fiscal year will be expedited Heather will be having her baby girl around the 1st of August. We will have a rough draft of the budget ready for the June 28, 2021 City Council meeting.
- 3.) Generator Service. We will be negotiating a contract with Clifford Power for a maintenance program for the nine large generators that the city has in the system. The contract will be roughly \$15,200 per year.
- 4.) ERCOT Rolling Black Outs. We are setting up a meeting with LCRA to discuss the possibility of doing our own switching in our power grid during an ERCOT Rolling Black Out situation.
- 5.) Emergency Generator. We are getting quotes to replace the portable generator that was stolen 10 years ago.

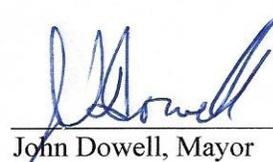
10. ADJOURNMENT

Meeting adjourned at Monday, April 26, 2021 at 8:18 p.m. by Mayor John Dowell

ATTEST:


Andrea Ray, City Secretary




John Dowell, Mayor