



City of La Vernia
REGULAR CITY COUNCIL MEETING
City Council Chambers of La Vernia City Hall
102 E. Chihuahua Street, La Vernia, Texas 78121

October 11, 2018
6:30 PM

AGENDA

1. Call to Order

2. Invocation, Pledge of Allegiance, and Texas Pledge (*Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible*).

3. Citizens to be Heard

(At this time, citizens who have filled out a registration form prior to the start of the meeting may speak on any topic they wish to bring to the attention of the governing body so long as that topic is not on the agenda for this meeting. Citizens may speak on specific agenda items when that item is called for discussion. During the Citizens to be Heard section no council action may take place and no council discussion or response is required to the speaker. A time limit of three minutes per speaker is permitted; the council may extend this time at their discretion)

4. Consent Agenda

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.)

- A. Minutes from the September 13, 2018 Regular City Council Meeting
- B. La Vernia Police Department – Reports, Traffic Violations & Arrests; and Number of Occurrences by Offense for the month of September 2018;
- C. Check Register and financial report for the month of September 2018

5. Discussion/Action

- A. Discuss and consider appointing two members of City Council to the Personnel Policy Committee
- B. Discuss and consider awarding a bid for the Woodcreek 500,000 gallon elevated storage tank #2 and site work.
- C. Discuss and consider action on approving remaining balance of TPWD funds on being spent on shade covers in City Park
- D. Discuss and consider action on selection of engineering firm to propose a Comprehensive Plan and Unified Development Code.
- E. Discuss and consider action on proposed billing rate increase effective January 2019 with City Engineer, Civil Engineering Consultants (CEC)

6. Ordinances

- A. Discuss and consider Ord. No. 101118-01 amending Chapter 34 Article II by adding Section 34-202 prohibiting the stopping, standing or parking of vehicles in designated places.
- B. Discuss and consider Ord. No. 101118-02 approving annual garbage rate increase with Waste Connections, Inc.

7. Resolutions

- A. Discuss and consider action on resolution approving water fee schedule increase.
- B. Discuss and consider action on resolution approving water rate increase amending base & steps.
- C. Discuss and consider action on resolution approving the amended wastewater fee schedule.

8. Items Specific to Future Line Items on the Agenda

9. Adjourn

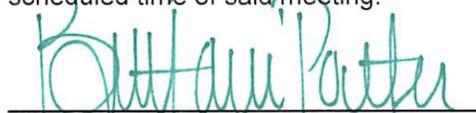
DECORUM REQUIRED

Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

The City Council for the City of La Vernia reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act, Texas Governmental Code §551.071 (Consultation with Attorney), §551.072 (Deliberations about Real Property), §551.073 (Deliberations about Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations about Security Devices), and §551.086 (Economic Development), and any other provisions under Texas law that permits a governmental body to discuss a matter in closed executive session.

The City of La Vernia City Council meetings are available to all persons regardless of disability. This facility is wheelchair accessible parking spaces are available. Requests for accommodations, should you require special assistance, must be made 48 hours prior to this meeting. Braille is not available. Please contact the City Secretary at (830) 779-4541 or email bporter@lavernia-tx.gov.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the above named La Vernia City Council is a true and correct copy of said Notice and that I posted true and correct copy of said Notice on the bulletin boards, of the City Hall of said City of La Vernia, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on **October 5, 2018 at 4:30 P.M.** and remained so posted continuously for at least 72 hours proceeding the scheduled time of said meeting.



Brittani Porter, City Secretary

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City of La Vernia
REGULAR CITY COUNCIL MEETING
City Council Chambers of La Vernia City Hall
102 E. Chihuahua Street, La Vernia, Texas 78121

September 13, 2018
6:30 PM

Minutes

1. Call to Order – Mayor Gregory called the meeting to order at 6:30 PM and declared a quorum. Members absent: Councilman Doege

2. Invocation, Pledge of Allegiance, and Texas Pledge – *Invocation was given by Councilwoman Recker and all in attendance recited the pledges.*

3. Citizens to be Heard: There were no citizens to be heard.

4. Consent Agenda

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.)

- A. Minutes from the August 9, 2018 Joint Budget Workshop
- B. Minutes from the August 9, 2018 Regular City Council Meeting
- C. Minutes from the August 29, 2018 Joint Budget Workshop
- D. Minutes from the August 29, 2018 Special City Council Meeting
- E. La Vernia Police Department – Reports, Traffic Violations & Arrests; and Number of Occurrences by Offense for the month of August 2018;
- F. Check Register and financial report for the month of August 2018

MOTION: Councilwoman Recker made a motion to accept the consent agenda as presented, seconded by Councilman Cormier. Motion passed: 3-0.

5. Proclamations

A. Present a proclamation for the 35th annual National Night Out on October 2nd 2018
Mayor Gregory read the proclamation out loud for all to hear recognizing the 35th annual National Night Out. Chief Ritchey.

B. Present a proclamation declaring October as Domestic Violence Awareness month

Heather Fisher, Community Specialist with the Family Violence Shelter stated that after the Sutherland Springs shooting they wanted to have more community involvement and get into a partnership with the local areas. She stated that they are meeting with other city councils around requesting to proclaim certain months with awareness. Mayor Gregory read the proclamation out loud for all to hear recognizing April as the month for Domestic Violence Awareness

6. Public Hearing & Adoption of Budget & Tax Rate

A. Public hearing regarding the 2018-2019 Fiscal Year Budget

The public hearing was opened at 6:41 PM for comments. No comments were made or addressed and the public hearing was closed at 6:43 PM

B. Discuss and consider approval of an ordinance adopting the 2018-2019 Fiscal Year Budget

MOTION: Councilman Cormier made a motion to approve an ordinance adopting the 2018-2019 Fiscal Year Budget, seconded by Councilwoman Recker. Motion passed: 4-0

C. Discuss and consider a resolution to ratify the property tax increase reflected in the budget as required by Local Government Code Section 102.007.

MOTION: Councilman Poore made a motion to ratify the property tax increase reflected in the budget as required by Local Government Code Section 102.007, seconded by Councilman Hennette. Motion passed: 4-0.

D. Public hearing regarding the 2018 Property Tax Rate

The public hearing was opened at 6:44 PM for comments. No comments were made or addressed and the public hearing was closed at 6:45 PM

E. Discuss and consider approval of an ordinance adopting the 2018 O & M Tax Rate.

MOTION: Councilman Hennette made a motion to approve an ordinance adopting the 2018 O & M Tax Rate, seconded by Councilman Cormier. Motion passed: 4-0

F. Discuss and consider approval of an ordinance adopting the 2017 I & S (Debt Service) Tax Rate

MOTION: Councilman Poore made a motion to approve an ordinance adopting the 2017 I & S (Debt Service) Tax Rate, seconded by Councilwoman Recker. Motion passed: 4-0

7. Discussion/Action

A. Discuss and consider action on No Parking Signs along the 100 block of DL Vest
Mayor Gregory stated this would be moved to Octobers meeting with an ordinance ready to review and possibly approve.

B. Discuss and consider approving Southwest Engineers to advertise requests for proposals on the Elevated Water Tank.

Clarence Littlefield, Southwest Engineers, stated they would prepare to advertise and by the next meeting we would have a bid opening and award the contractor.

MOTION: Councilman Poore made a motion to approve Southwest Engineers to advertise requests for proposals on the Elevated Tank, seconded by Councilman Hennette. Motion passed: 4-0

C. Discuss and consider action on approving purchase of a generator for Wastewater Treatment Plant

MOTION: Councilman Poore made a motion to approve the purchase of a generator from Holt Cat for the Wastewater Treatment Plant, seconded by Councilwoman Recker. Motion passed: 4-0.

8. Ordinances

A. Discuss and consider approval of an ordinance designating Reinvestment Zone No 1, named La Vernia Crossing.

City Administrator advised that we had to register the tax abatement with the State Office. In the steps you have to declare reinvestment zone which would be the Hotel property. This is specifically for the Hotel property not for the entire La Vernia Crossing.

MOTION: Councilwoman Recker made a motion to approve an ordinance designating the reinvestment zone No. 1 named La Vernia Crossing, seconded by Councilman Hennette.

9. Closed Session

A. Pursuant to Local Government Code §551.074 of the Open Meeting Act. Tex. Gov't Code, council will meet in closed session to deliberate annual job performance of the City Administrator.

The La Vernia City Council entered into Executive Session at 6:59 PM to discuss the job performance of the City Administrator and Police Chief.

B. Pursuant to Local Government Code §551.074 of the Open Meeting Act. Tex. Gov't Code, council will meet in closed session to deliberate annual job performance of the Police Chief.

The La Vernia City Council entered into Executive Session at 6:59 PM to discuss the job performance of the City Administrator and Police Chief.

C. Reconvene into Regular Session and take action/or give direction, if necessary on items discussed in Executive Session.

La Vernia City Council reconvened into open session at 8:07 PM.

10. Items Specific to Future Line Items on the Agenda

- Comprehensive Plan
- Personnel Policy Committee

11. Adjourn – Councilman Hennette made a motion to adjourn the meeting, seconded by Councilman Poore. Meeting was adjourned at 8:12 PM.

Robert Gregory, Mayor

Brittani Porter, City Secretary

La Vernia Police Department
Enforcement Statistics
September 2018

Case Type		
Criminal Complaints	16	25.00%
Incidents	46	75.00%
	<hr/>	
Total	62	100.00%

CRIMINAL COMPLAINT - Offense Code

DISORDERLY CONDUCT	1	10.0%
THEFT	6	40.0%
PARAPHERNALIA	1	10.0%
EVADING ARREST/VEHICLE	1	10.0%
POSS MARIJUANA	1	10.0%
UUMV	1	10.0%
INJURY TO CHILD	1	10.0%
FORGERY	1	10.0%
FICTICIOUS LICENSE PLATE	1	10.0%
CRIMINAL TRESPASS	1	10.0%
RECKLESS DRIVING	1	10.0%
	<hr/>	
Total	16	100.00%

INCIDENT - Offense Code

INFO	12	35%
IMPOUND VEHICLE	5	7%
ACCIDENT	9	28%
DISTURBANCE	6	8%
ALARM	5	7%
WARRANT	1	2%
ASSIST OTHER AGENCY	3	5%
FUNERAL ESCORT	1	2%
ASSIST OTHER AGENCY	4	6%
	<hr/>	
Total	46	100.00%

Citations

VIOLATIONS	178	70.00%
WARNINGS	98	30.00%
	<hr/>	
Total	276	100.00%



Bruce Ritchey
Chief of Police



AGENDA REQUEST FORM

Requestor:

Yvonne Griffin/Bruce Ritchey	Police Department	5-Oct-18
Name	Department	Date

Agenda Item information:

Date of Meeting	10/11/18
Concise statement of the matter to be addressed:	
Discuss and consider shade covers in the City Park	

Summary, Attachments & Supporting Documents:

There is currently a balance of \$13,569.13 from the Park Grant that needs to be spent. The City is proposing putting shade covers near the splash pad and some at the baseball fields. Looking for approval to more forward with project.

REQUEST DEADLINES:

All requests are to be submitted to City Secretary on Wednesday the week before the meeting by 4:00 p.m. Agenda is posted 72 hours before time of the meeting for which discussion of the matter is requested. Packets are delivered Monday before the Thursday Night Regular scheduled City Council Meeting.

Office Use Only

Received by	Date	Time
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SUN COVER



Quote Contact:

Alfredo Cano
 suncoveralfredo@gmail.com
 210-649-4400

Quote Number 1478

Quote Date: **9/20/2018**

Quote Expires: _____

Quotes valid for 60 days, unless otherwise noted.

SOLD TO:		PROJECT / INSTALLATION ADDRESS:	
Name:	City La Vernia	Job Site Name:	Alfredo
Contact:	City La Vernia	Job Site Contact:	on site
Address:	La Vernia	Address:	
City, State, Zip:	City Park	City, State, Zip:	San Antonio, Texas, 78201
Phone:	830-581-8326	Contact Phone:	210-542-0815
Email:	bporter@lavernia-tx.gov	Contact email:	suncoveralfredo@gmail.com

Option	Scope of Project	Qty	Unit Price	Total
1	4 post structures 14x18 x 12' height	2	\$2,660.00	\$5,320.00
Fabric Color:	Aqua Blue	Frame Color:	Blue	Access to Equip: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
Fabric Type:	Commercial 95	Frame Type:	4 post	New Construction: <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
				Soil Type: Dirt
				Equipment: Standard

Option	Scope of Project	Qty	Unit Price	Total
2	4 post structure 14x36 x 10' height	1	\$4,268.00	\$4,268.00
Fabric Color:	Aqua Blue	Frame Color:	Blue	Access to Equip: <input type="checkbox"/> Y <input type="checkbox"/> N
Fabric Type:	Commercial 95	Frame Type:	4 post	New Construction: <input type="checkbox"/> Y <input type="checkbox"/> N
				Soil Type: Dirt
				Equipment: Standard

Option	Scope of Project	Qty	Unit Price	Total
3		1		
Fabric Color:		Frame Color:		Access to Equip: <input type="checkbox"/> Y <input type="checkbox"/> N
Fabric Type:		Frame Type:		New Construction: <input type="checkbox"/> Y <input type="checkbox"/> N
				Soil Type: _____
				Equipment: _____

Other Charges:

Out of Town Install - Region	_____
Equipment Fees	_____
Custom Production Fees	_____
Premium Concrete Fees	_____
Safety Pole Pads	_____
Drawings/Renderings	_____
Total Other Charges	_____

Project Totals:	
Option 1	_____
Option 2	_____
Option 3	_____
Other Charges	_____
Project Total	_____
Approved By:	Alfredo Cano
<p><i>***Prices do not include permit fees, engineer drawings, etc.</i></p> <p><i>***Plus Tax where applicable</i></p> <p>Price Includes manufacture, installation and warranty.</p>	
Deposit	50% down

Notes: Price does not includes any costs for obtaining permits.
Sun Cover not liable for stop work orders.

****Any deviations and change orders from this quote will incur additional charges. All changes must be submitted in writing.*

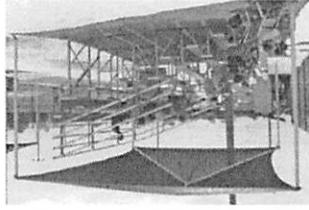
Acceptance of Proposal:	
Signature	_____
Date	_____
PO / Contract Number:	

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Home / Apollo Bleacher Shade Cover, 24' x 10' x 8' (covers 3 row, 21' bleachers)

Apollo Bleacher Shade Cover, 24' x 10' x 8' (covers 3 row, 21' bleachers)

Retail \$5,219.95
You Save \$800.00
Qty: 1
\$4,419.95 (ea)

[ADD TO CART](#)

Antthem Part # A78-511

Typically ships in 1-2 weeks.
[Add to Quote](#)
[Calculate Shipping Cost](#)

Contact us with a question about this product

Required fields

\$2,859.00

W/out-Glide-Elbow-intended-for-use-to-cover-a-3-row-x-21' Bleacher

Hanging-Cantilever-26x12x9-Embedded-mount-Shade-Structure-

Mounting Type: Embedded Mount

Shade Size: 26L x 12W

Height: 9ft

Glide: No Glide Elbow

Frame Color: Black

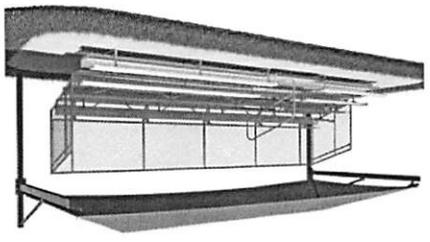
Fabric Color: Aquatic Blue

CLASS

- Provides protection from the elements
- Available in a variety of sizes and mounting options to fit your specific needs
- Available in many different colors for maximum customization
- Allows spectators to comfortably view activities
- Fits perfectly over bleachers

\$2,211.00 - \$4,903.00

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Amendment To
Professional Services Agreement For Engineering Services
Agreement For City Engineering Services

As of January 1, 2018, the contract entitled Professional Services Agreement For Engineering Services between the following parties:

City of La Vernia

Civil Engineering Consultants (CEC)

“Attachment “B” (Rate Schedule)” in the original contract will be deleted in its entirety and amended to read as follows:

Attachment “B” (2018 Standard Billing Rates)

These changes are the only changes to the original contract. The entire remainder of the original contract remains in full force. This Amendment shall be effective once signed by both parties and beginning January 1, 2018.

This Amendment shall be signed by the following:

Representative of City of La Vernia

Date: _____

Name: Robert Gregory

Title: City of La Vernia Mayor

Representative of Civil Engineering Consultants (CEC):

Date: _____

Name: John T. Mooneyham, P.E.

Title: Principal – Senior Project Manager

	City Rates since 2007	CEC Current 2017-2018	Difference
Principal Engineer	\$ 175.00	\$ 230.00	(55.00)
Division Manager		\$ 200.00	(200.00)
Senior Project Manager	\$ 145.00	\$ 180.00	(35.00)
Project manager II	\$ 125.00	\$ 150.00	(25.00)
Project manager I	\$ 110.00	\$ 140.00	(30.00)
Project Engineer III	\$ 110.00	\$ 150.00	(40.00)
Project Engineer II	\$ 100.00	\$ 135.00	(35.00)
Project Engineer I	\$ 90.00	\$ 120.00	(30.00)
Engineer in Training III	\$ 90.00	\$ 115.00	(25.00)
Engineer in Training II	\$ 80.00	\$ 105.00	(25.00)
Engineer in Training I	\$ 70.00	\$ 88.00	(18.00)
Senior Engineer		\$ 165.00	(165.00)
Senior Traffic Engineer	\$ 175.00	\$ 175.00	0.00
Traffic Engineer I	\$ 125.00	\$ 130.00	(5.00)
CADD Operator III		\$ 95.00	(95.00)
CADD Operator II		\$ 80.00	(80.00)
CADD Operator I		\$ 55.00	(55.00)
CADD Draftsperson	\$ 64.00		64.00
Engineering Technician II	\$ 75.00		75.00
Engineering Technician I	\$ 58.00		58.00
Computer Technician	\$ 75.00	\$ 110.00	(35.00)
Clerical	\$ 45.00	\$ 60.00	(15.00)
Senior R.P.L.S.	\$ 140.00	\$ 165.00	(25.00)
Project Surveyor	\$ 119.00	\$ 140.00	(21.00)
Survey Coordinator/Chief of Party	\$ 90.00	\$ 95.00	(5.00)
Surveyor in Training	\$ 95.00	\$ 100.00	(5.00)
Survey Technician	\$ 77.00	\$ 90.00	(13.00)
2 Person Crew	\$ 110.00	\$ 143.00	(33.00)
3 Person Crew	\$ 137.00	\$ 178.00	(41.00)
4 Person Crew	\$ 161.00	\$ 200.00	(39.00)
Abstractor	\$ 60.00	\$ 85.00	(25.00)
2 Person GPS Crew	\$ 135.00		135.00
3 Person GPS Crew	\$ 162.00		162.00
4 Person GPS Crew	\$ 186.00		186.00
Construction Inspection III (Field)		\$ 95.00	(95.00)
Construction Inspection II (Field)		\$ 76.00	(76.00)
Construction Inspection I (Field)		\$ 64.00	(64.00)

Yvonne Griffin

From: John T. Mooneyham, P.E. <jmooneyham@cectexas.com>
Sent: Friday, September 28, 2018 5:38 PM
To: Yvonne Griffin
Subject: RE: Engineer Charge Sheet.xlsx
Attachments: Attachment B - 2017-2018 Rate Table.doc; La Vernia - CEC Contract Amendment_DRAFT.docx

Yvonne,

Sorry for not getting back to you sooner regarding CEC's requested rate updates. Below is an update of where CEC is currently at with our Wilson County Agreement.

CEC recently met with the Wilson County Administrator and Judge to discuss our request and they were agreeable to presenting our 2018 Standard Rates to the Commissioners Court for their review and approval with a caveat that the Commissioners Court will have to put it to vote and they could potentially choose to terminate our agreement and issue an RFQ for a new engineering consultant. CEC is moving forward with this process and is hoping for a favorable outcome.

Regarding the City of La Vernia, you had provided a spreadsheet with escalating rates over the next three years. I presented the spreadsheet and variations of to our department supervisor and he is concerned that by the time we catch up to our 2018 rates that we will be behind again. He also noted that a lot of our classifications have changed and we have since added several new classifications which are currently not included in the current La Vernia Rate Table which could benefit the City. Unfortunately in order for our business to stay profitable we are going to have to pursue our Standard 2018 rates and respectfully request amending the contract accordingly. I have attached a draft contract amendment and our 2018 Standard Billing Rates for your review and comment. CEC hopes that we can get the new rates approved and effective beginning January 2019 if possible.

We greatly appreciate your business and hope to continue serving the City. We would be happy to present our request to the City Council if you think it would be helpful or assist in any way can. I can provide an analysis of how much additional costs can be expected on an annual basis based on prior annual billings if you like. Hope you have a great weekend and I will follow up with a phone call next week for further discussion.

John Mooneyham, P.E.
CEC

From: Yvonne Griffin <yvonne.griffin@lavernia-tx.gov>
Sent: Friday, April 27, 2018 10:21 AM
To: John T. Mooneyham, P.E. <jmooneyham@cectexas.com>
Subject: Engineer Charge Sheet.xlsx

John,

I have come up with some increases over the next three years, can you let me know what you think do I need to change some of them.

Thanks
Yvonne

Texas Firm Registration Numbers Engineering F-2214 & Surveying 100410-00 This e-mail and any attachments may contain confidential and privileged information. If you are not the intended recipient, please notify the sender immediately by return e-mail, delete this e-mail and destroy any copies. Any dissemination or use of this information by a person other than the intended recipient is unauthorized and may be illegal.

ATTACHMENT B
2018 Standard Billing Rates

___001	Principal Engineer	230.0000
___002	Engineer in Training II	105.0000
___003	Project Surveyor	140.0000
___004	Design Technician I	85.0000
___005	Surveyor In Training	100.0000
___006	Computer Technician	95.0000
___007	CADD Operator II	80.0000
___008	CADD Operator I	55.0000
___009	Clerical	60.0000
___010	Division Manager	200.0000
___011	Survey Helper II	55.0000
___012	Survey Helper I	40.0000
___013	2 Person Crew	143.0000
___014	3 Person Crew	178.0000
___015	4 Person Crew	200.0000
___016	1 Person Crew	100.0000
___017	Project Manager II	150.0000
___020	Engineer in Training I	88.0000
___022	Project Manager I	140.0000
___023	Design Technician II	100.0000
___027	Senior Traffic Engineer	175.0000
___028	Traffic Engineer I	130.0000
___029	Senior RPLS	165.0000
___030	UAS Pilot	180.0000
___032	Senior Project Manager	180.0000
___033	Abstractor	85.0000
___036	Oil & Gas Manager	135.0000
___042	Engineer in Training III	115.0000
___044	Administrative Assistant	65.0000
___045	Design Technician III	115.0000
___046	Senior Design Technician	140.0000
___049	Survey Coordinator / Chief of Parties	95.0000
___050	Survey Technician	90.0000
___051	Project Engineer I	120.0000
___052	Project Engineer II	135.0000
___053	Project Engineer III	150.0000
___055	Project Engineer - Expert Witness	230.0000
___056	Senior Survey Technician	110.0000
___060	Crew Chief	95.0000
___061	Senior Construction Engineer	180.0000
___062	Construction Engineer (Field)	125.0000
___063	Construction EIT (Field)	95.0000
___064	Senior Engineer	165.0000

___066	Senior Construction Auditor	110.0000
___067	Bookkeeper	85.0000
___070	Computer Scanning Technician	110.0000
___071	2 Person Static Scan Crew	300.0000
___072	2 Person Mobile Scan Crew	500.0000
___082	CADD Operator III	95.0000
___083	Construction Superintendent (Field)	136.0000
___085	Construction Inspector I (Field)	64.0000
___086	Construction Inspector II (Field)	76.0000
___087	Construction Inspector III (Field)	95.0000
___136	Engineer Graduate	80.0000
___137	Traffic Technician	100.0000
___138	Senior Construction Inspector	108.0000

ORDINANCE NO. 101118-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA VERNIA TEXAS AMENDING CHAPTER 34 ARTICLE II STOPPING, STANDING AND PARKING BY ADDING SECTION 34-202; PROVIDING A PENALTY CLAUSE; PROVIDING SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, Texas Transportation Code Section 545.302 provides that stopping, standing or parking may be prohibited in areas where a sign prohibiting such has been installed; and,

WHEREAS, the City Council hereby finds that there are portions of certain streets within the City where the stopping, standing or parking of vehicles should be prohibited and a sign installed to provide notice to motor vehicle operators of such prohibition; and,

WHEREAS, the City Council has found it necessary after study of the matter to prohibit on street parking on certain streets within the City's corporate limits to protect the health, safety, morals and general welfare of the general populace.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA VERNIA, TEXAS;

SECTION 1. Amendment of City Code

That Chapter 345 Article II Stopping, Standing and Parking is hereby amended by adding Section 34-202 as stated in Exhibit A

SECTION 2. Installation of No Parking Signs

The Chief of Police is directed to erect the no parking signs designated herein as soon as such signs can be reasonably procured and installed.

SECTION 3. Penalties for Violation of Article

Any person found in violation of this article shall be deemed guilty of a Class C misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed \$500.00 and each day during such violations continue shall constitute a separate and distinct offense.

SECTION 4. Severability Clause

Should any section, or part of any section, or paragraph of this ordinance be declared invalid or unconstitutional for any reason, it shall not be held to invalidate or impair the validity, force or effect of any other section or sections, or part of a section or paragraph of this ordinance.

SECTION 5. Repealer

All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the

provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

SECTION 6. Open Meeting

It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 7. Effective Date and Publication

This Ordinance shall be effective upon the date of final adoption hereof and any publication required by law.

PASSED AND ADOPTED this the 11th day of October, 2018.

Robert Gregory, Mayor

ATTEST:

Brittani Porter, City Secretary

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

Chapter 345 Article II Stopping, Standing and Parking is hereby amended by adding Section 34-202 as follows:

Sec. 34-202. No Parking Zones.

It shall be unlawful for any person to park vehicles at any time on the right of way on either side of the following roadways:

- a) North side of US Highway 87 W. from Hillcrest Drive to approximately five hundred feet east on US Hwy 87 W. (13800 block US Hwy 87 W.)
- b) South side of US Highway 87 W. from Silverado Street to approximately five hundred feet east on US Hwy 87 W. (13800 block US Hwy 87 W.)
- c) North side of US Highway 87 W. at the intersection with FM 1346 to the west driveway entrance into the HEB retail center (14200 block to 14400 block US Hwy 87 W.)
- d) South side of FM 1346 from the intersection of FM 1346 and US Hwy 87 W. to the 300 block of FM 1346. (100 block to 300 block FM 1346)
- e) Right-of-way on the south side of the 200 block of San Antonio Street (from the corner of Warren St. to the north east property line of the City Park and the La Vernia Independent School District Property)
- f) Right-of-way on the north side of the 300 block of Seguin St. (from the east property line of 313 Seguin St. to the east property line of 321 Seguin St.)
- g) North side of the 12900 block of US Hwy 87 West (from the property line between 12968 US Hwy 87 West and 12992 US Hwy 87 West south to the driveway entrance for 12968 US Highway 87 West)
- h) East side of the 100 block of North Crews Street
- i) East side of 100 blk of D L Vest (east property line from the entrance to the La Vernia Junior High to San Antonio Rd.)

ORDINANCE NO. 101118-02

AN ORDINANCE OF THE CITY OF LA VERNIA, TEXAS, AMENDING ORDINANCE NO. 051216-02; PROVIDING FOR AN INCREASE IN SOLID WASTE COLLECTION AND DISPOSAL FEES FOR RESIDENTIAL, HOUSEHOLD, COMMERCIAL AND INDUSTRIAL REFUSE BASED ON THE 2.9% CPI –U ADJUSTMENT WITH WASTE CONNECTIONS, INC, (FORMALLY KNOW AS PROGRESSIVE WASTE SOLUTION OF TX, INC., F/K/A IESI TX CORPORATION); PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of La Vernia hereby finds and determines that all collection, conveyance, transportation and disposal of residential, household, commercial and industrial refuse and solid wastes within the city limits of La Vernia should be franchised by the City to an exclusive provider.

WHEREAS, the La Vernia City Council entered into an Exclusive Franchise Agreement by and between Waste connections, Inc., formally known as Progressive Water Solutions of TX, Inc. and the City of La Vernia beginning November 1, 2014 and concluding October 31, 2019; and

WHEREAS, the La Vernia City Council agreed to CPI price adjustments, per criteria outlined on page 8 in section 10, rate adjustment of original agreement, dated November 1, 2006.

WHEREAS, the Agreement established rates for collection of solid waste for Single Family Residential Units, Handicapped Residential Units, Commercial, Multifamily, and Multifamily Residential Unit Collections, Special Collections and Services; and Construction and Demolition Waste; and

WHEREAS, the rates charged to residential and commercial customers for Solid Waste Disposal fees are adjusted annually by the Consumer Price Index for all Urban Consumers (CPI-U); and

WHEREAS, Waste Connections, Inc. requested rate increase to include recycling for residential and commercial handheld customers, to take effect on November 1, 2018; and

WHEREAS, any increase in rates must be approved by City Council; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LA VERNIA, TEXAS, THAT:

I.

SOLID WASTE COLLECTION AND DISPOSAL RATES AND CHARGES

The following rates shall apply for solid waste handling services within the City of La Vernia. Effective November 1, 2018.

Single Family Residential:

For the Services provided to Single-Family Residential Units under Section 4 hereof, the Service Provider shall charge (i)(A) \$16.97 per month for each Single-Family Residential Unit utilizing one (1)

Roll-Out and one (1) Recycling Container, or (B) \$13.72 per month for each Single-Family Residential Unit receiving the senior citizen rate (head of the household is 65 years of age or older), plus (ii) \$8.58 per month for each additional Roll-Out utilized by such Single-Family Residential Unit, plus (iii) \$3.42 per month for each additional Recycling Container utilized by such Single Family Residential Unit. These rates apply to Single-Family Residential Units that are located within the City's corporate limits and billed by the City for water and sewer services."

Commercial:

<u>Container Size</u>	<u>One Collection Per Week</u>	<u>Two Collections Per Week</u>	<u>Three Collections Per Week</u>
One (1) Roll-Out	\$19.01*	N/A	
Two (2) Roll-Outs	\$26.20*	N/A	
2 Cubic Yards	\$65.84	\$131.65	
3 Cubic Yards	\$80.10	\$156.51	
4 Cubic Yards	\$90.67	\$165.20	
6 Cubic Yards	\$104.95	\$214.89	\$383.64
8 Cubic Yards	\$135.39	\$252.15	\$450.27
10 Cubic Yards	\$161.47	\$298.10	\$532.33

For any collection that the Service Provider is required to make in excess of the above weekly figure, the Service Provider shall charge an additional \$48.84 per Container, per additional collection. The foregoing rates apply to all Commercial, Industrial and Multi-Family Residential Units that are located within the City's corporate limits and billed by the City for water and sewer services. *Recycling is included in commercial handheld customers.

Roll-Off Services.

“Delivery Fee: \$97.20 per Roll-Off
 Rental Fee: \$3.73, per Roll-Off, per day
 Disposal Fee: \$31.04 per ton

Haul Fees:
 20 Yard Roll-Off \$372.63 per haul
 30 Yard Roll-Off \$440.96 per haul
 40 Yard Roll-Off \$503.11 per haul

Extra Roll-Offs
 Delivery/Exchange Fee: \$68.20 per Roll-Off delivery or exchange
 Rental Fee: \$3.73 per Roll-Off, per day
 Disposal Fee: \$31.04 per ton

Haul Fees:
 20 Yard Roll-Off \$372.63 per haul
 30 Yard Roll-Off \$440.96 per haul
 40 Yard Roll-Off \$503.11 per haul

**II.
 CUMULATIVE**

This Ordinance shall be cumulative of all provisions of ordinances of the City of La Vernia, Texas, except where the provisions of the Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed. Any and all previous versions of this Ordinance to the extent that they are in conflict herewith are repealed.

**III.
SEVERABILITY**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**IV.
EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage, approval and publication as provided by law.

PASSED AND ADOPTED this 11th day of October 2018.

Robert Gregory, Mayor
City of La Vernia

ATTEST:

Brittani Porter, City Secretary
City of La Vernia

APPROVED AS TO FORM:

City Attorney
City of La Vernia



AGENDA REQUEST FORM

Requestor:

Yvonne Griffin
Name

Administration
Department

5-Oct-18
Date

Agenda Item information:

Date of Meeting 10/11/18

Concise statement of the matter to be addressed:

Discuss and consider annual garbage rate increase for Waste Cojnnection

Summary, Attachments & Supporting Documents:

Per contract with Waste Connection every November 1st there is an CPI price adjustment. The attached will show the new rates that will be effective November 1st.

REQUEST DEADLINES:

All requests are to be submitted to City Secretary on Wednesday the week before the meeting by 4:00 p.m. Agenda is posted 72 hours before time of the meeting for which discussion of the matter is requested. Packets are delivered Monday before the Thursday Night Regular scheduled City Council Meeting.

Office Use Only

Received by

Date

Time

SOLID WASTE COLLECTION AND DISPOSAL RATES AND CHARGES

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6 Cubic Yards	\$104.95	\$214.89	\$383.64
8 Cubic Yards	\$135.39	\$252.15	\$450.27
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Roll-Off Services.

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20 Yard Roll-Off \$372.63 per haul
 30 Yard Roll-Off \$440.96 per haul
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Extra Roll-Offs

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 30 Yard Roll-Off \$440.96 per haul
 40 Yard Roll-Off \$503.11 per haul



WASTE CONNECTIONS, INC.
Connect with the Future®

August 22, 2018

Mayor Robert Gregory
City of La Vernia
102 Chihuahua Street
La Vernia, TX 78121

Dear Mayor Gregory:

As your partner in providing solid waste services to the City of La Vernia, Waste Connections Lone Star, Inc. d/b/a WC of Texas always strives to provide this quality service at the lowest possible price. As you know, our costs of labor, health insurance, disposal and fuel increase every year.

In light of these increases, we respectfully request the CPI price adjustment per our agreement. The criteria are outlined on page 8 in Section 10. Rate Adjustment (A) CPI-U Adjustment of our current agreement, dated November 1, 2006. The CPI percentage for the time frame detailed is 2.9% (based on July 1, 2017 to July 1, 2018) and is based upon the revised Consumer Price Index for All Urban Consumers (All Items).

Whereas: $a - b = c$; and $(1 + c/b) \times d =$ adjusted price for service, where

a is the CPI computed by the Bureau for the month of the Year in Question

b is the Base CPI

c is the index point change

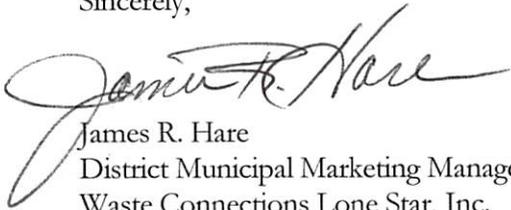
d is the price for service specified in subparagraph B, Base Period Rate

$252.006 - 244.786 = 7.220$, and $(1 + 7.220/244.786) \times \$14.50 = (1 + 0.0294) \times \$14.50 = 2.9\% \times \$14.50 = \0.42 increase per residential unit per month. The new residential rate will be **\$14.92** per residential unit per month plus taxes and fees.

We are requesting that this rate increase will be scheduled to take effect on November 1, 2018.

If you have any questions do not hesitate to contact me at 512-672-9354. We truly appreciate the opportunity to be your solid waste service provider and look forward to continuing our public-private partnership.

Sincerely,


James R. Hare
District Municipal Marketing Manager
Waste Connections Lone Star, Inc.

Attachments



2010 IH 10 W., Seguin, TX 78155

Tel (877) 307-4374

EXHIBIT "A"
City of La Vernia Rate Schedule
Residential and Commercial Rate Schedule Effective November 1, 2018
2.9% CPI –U Adjustment

Residential and Commercial Hand Pick-Up

	<u>Current Rate</u>	<u>New Rate</u>
Residential Service Once Per Week:	\$14.50 Per Month	\$14.92 Per Month
Senior Residential Service Once Per Week	\$12.84 Per Month	\$13.21 Per Month
Commercial Hand Pick-Up Once Per Week:	\$16.79 Per Month	\$17.28 Per Month
Commercial Hand Pick-Up Two Carts:	\$23.15 Per Month	\$23.82 Per Month
Extra Trash Carts	\$ 7.58 Per Cart	\$ 7.80 Per Cart
Extra Recycling Carts	\$ 3.02 Per Month	\$ 3.11 Per Month

Commercial Container Service : (New Rates)

<u>Size</u>	<u>Once Per Week</u>	<u>Twice Per Week</u>	<u>Three Times Per Week</u>
2 cubic yard	\$ 59.85	\$119.68	NA
3 cubic yard	\$ 72.82	\$142.28	NA
4 cubic yard	\$ 82.43	\$150.18	NA
6 cubic yard	\$ 95.41	\$195.35	\$348.77
8 cubic yard	\$123.08	\$229.23	\$409.34
10 cubic yard	\$146.79	\$271.00	\$483.94
Extra Pick Ups	\$ 44.40		

Waste Connections would provide construction container (Roll Off) services to the City of La Vernia at the following rates:

Roll-Off Services: (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 88.20	\$338.75	\$3.39	\$28.22 Per Ton
30 Cubic Yard	\$ 88.20	\$400.87	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 88.20	\$457.37	\$3.39	\$28.22 Per Ton

Extra Roll Offs (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 62.10	\$338.75	\$3.39	\$28.22 Per Ton
30 Cubic Yard	\$ 62.10	\$400.87	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 62.10	\$457.37	\$3.39	\$28.22 Per Ton



Databases, Tables & Calculators by Subject

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Data extracted on: August 23, 2018 (10:54:50 AM)

CPI-All Urban Consumers (Current Series)

Series Id: CUUR000SA0

Not Seasonally Adjusted

Series Title: All items in U.S. city average, all urban consumers, not seasonally adjusted

Area: U.S. city average

Item: All items

Base Period: 1982-84=100

Download: [xls](#) [xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2008	211.080	211.693	213.528	214.823	216.632	218.815	219.964	219.086	218.783	216.573	212.425	210.228	214.429	216.177
2009	211.143	212.193	212.709	213.240	213.856	215.693	215.351	215.834	215.969	216.177	216.330	215.949	213.139	215.935
2010	216.687	216.741	217.631	218.009	218.178	217.965	218.011	218.312	218.439	218.711	218.803	219.179	217.535	218.576
2011	220.223	221.309	223.467	224.906	225.964	225.722	225.922	226.545	226.889	226.421	226.230	225.672	223.598	226.280
2012	226.665	227.663	229.392	230.085	229.815	229.478	229.104	230.379	231.407	231.317	230.221	229.601	228.850	230.338
2013	230.280	232.166	232.773	232.531	232.945	233.504	233.596	233.877	234.149	233.546	233.069	233.049	232.366	233.548
2014	233.916	234.781	236.293	237.072	237.900	238.343	238.250	237.852	238.031	237.433	236.151	234.812	236.384	237.088
2015	233.707	234.722	236.119	236.599	237.805	238.638	238.654	238.316	237.945	237.838	237.336	236.525	236.265	237.769
2016	236.916	237.111	238.132	239.261	240.229	241.018	240.628	240.849	241.428	241.729	241.353	241.432	238.778	241.237
2017	242.839	243.603	243.801	244.524	244.733	244.955	244.786	245.519	246.819	246.663	246.669	246.524	244.076	246.163
2018	247.867	248.991	249.554	250.546	251.588	251.989	252.006						250.089	

TOOLS

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NEWS RELEASE

BUREAU OF LABOR STATISTICS
U.S. DEPARTMENT OF LABOR



Transmission of material in this release is embargoed until
8:30 a.m. (EDT) August 10, 2018

USDL-18-1278

Technical information: (202) 691-7000 • cpi_info@bls.gov • www.bls.gov/cpi
Media Contact: (202) 691-5902 • PressOffice@bls.gov

CONSUMER PRICE INDEX – JULY 2018

The Consumer Price Index for All Urban Consumers (CPI-U) increased 0.2 percent in July on a seasonally adjusted basis after rising 0.1 percent in June, the U.S. Bureau of Labor Statistics reported today. Over the last 12 months, the all items index rose 2.9 percent before seasonal adjustment.

The index for shelter rose 0.3 percent in July and accounted for nearly 60 percent of the seasonally adjusted monthly increase in the all items index. The food index rose slightly in July, with major grocery store food group indexes mixed. The energy index fell 0.5 percent, as all the major component indexes declined.

The index for all items less food and energy rose 0.2 percent in July, the same increase as in May and June. Along with the shelter index, the indexes for used cars and trucks, airline fares, new vehicles, household furnishings and operations, and recreation all increased. The indexes for medical care and for apparel both declined in July.

The all items index rose 2.9 percent for the 12 months ending July, the same increase as for the period ending June. The index for all items less food and energy rose 2.4 percent for the 12 months ending July; this was the largest 12-month increase since the period ending September 2008. The food index increased 1.4 percent over the last 12 months, and the energy index rose 12.1 percent.

Chart 1. One-month percent change in CPI for All Urban Consumers (CPI-U), seasonally adjusted, July 2017 - July 2018
Percent change

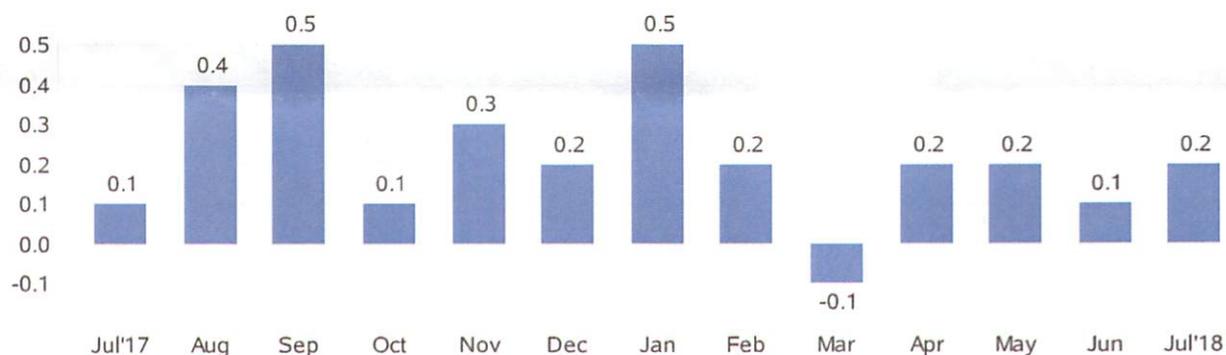


Chart 2. 12-month percent change in CPI for All Urban Consumers (CPI-U), not seasonally adjusted, July 2017 - July 2018

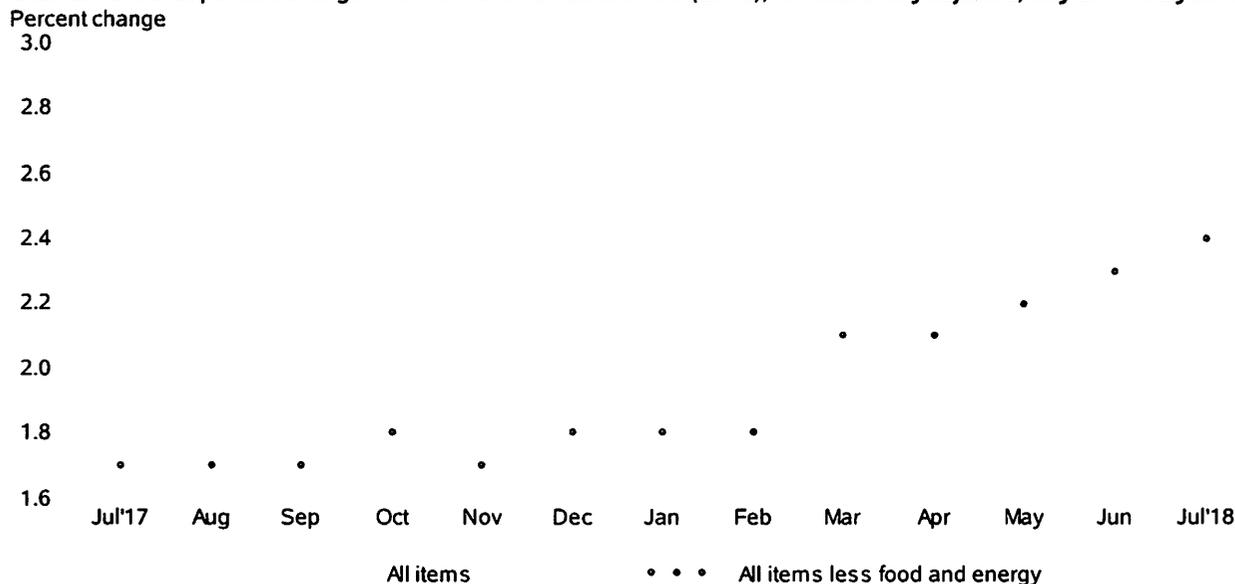


Table A. Percent changes in CPI for All Urban Consumers (CPI-U): U.S. city average

	Seasonally adjusted changes from preceding month							Unadjusted 12-mos. ended July 2018
	Jan. 2018	Feb. 2018	Mar. 2018	Apr. 2018	May 2018	June 2018	July 2018	
All items .....	.5	.2	-.1	.2	.2	.1	.2	2.9
Food .....	.2	.0	.1	.3	.0	.2	.1	1.4
Food at home .....	.1	-.2	.1	.3	-.2	.2	.2	.4
Food away from home ¹ .....	.4	.2	.1	.2	.3	.2	.1	2.8
Energy	3.0	.1	-2.8	1.4	.9	-.3	-.5	12.1
Energy commodities	5.8	-.9	-4.7	3.0	1.6	.6	-.6	25.4
Gasoline (all types)	5.7	-.9	-4.9	3.0	1.7	.5	-.6	25.4
Fuel oil	9.5	-3.6	-.7	2.7	-.7	2.9	1.2	34.7
Energy services	-.8	1.4	-.2	-.5	-.1	-1.5	-.4	-1.0
Electricity	-.2	.4	.0	-.6	.1	-1.4	-.4	-.8
Utility (piped) gas service	-2.6	4.7	-1.2	-.4	-.6	-1.7	-.5	-1.3
All items less food and energy .....	.3	.2	.2	.1	.2	.2	.2	2.4
Commodities less food and energy commodities .....	.4	.1	-.1	-.1	-.1	.0	.1	.0
New vehicles	-.1	-.5	.0	-.5	.3	.4	.3	.2
Used cars and trucks .....	.4	-.3	-.3	-1.6	-.9	.7	1.3	.8
Apparel	1.7	1.5	-.6	.3	.0	-.9	-.3	.3
Medical care commodities	-.1	-.3	.1	-.2	1.3	.2	-1.1	.4
Services less energy services .....	.3	.2	.3	.2	.3	.2	.3	3.1
Shelter .....	.2	.2	.4	.3	.3	.1	.3	3.5
Transportation services .....	.8	1.0	.2	-.4	.0	.2	.5	4.0
Medical care services .....	.6	.0	.5	.2	-.1	.5	.1	2.3

¹ Not seasonally adjusted.

Food

The food index rose 0.1 percent in July after increasing 0.2 percent in June. The index for food away from home rose 0.1 percent, while the index for food at home rose 0.2 percent in July, the same increase as the prior month. Three of the six major grocery store food group indexes increased, with the index for fruits and vegetables rising 1.0 percent as the index for fresh vegetables rose 1.9 percent. The index for meats, poultry, fish, and eggs increased 0.3 percent and the index for other food at home advanced 0.1 percent.

In contrast, the index for dairy and related products fell 0.6 percent in July after rising 0.7 percent in June. The index for cereals and bakery products also declined in July, falling 0.2 percent after rising in June. The index for nonalcoholic beverages was unchanged in July.

The food at home index increased 0.4 percent over the past year. Four of the six major grocery store food group indexes rose over the span; the index for meats, poultry, fish, and eggs and the fruits and vegetables index both rose 0.9 percent over the last 12 months, the largest increases among the groups. The indexes for dairy and related products and nonalcoholic beverages both declined over the past year. The index for food away from home increased 2.8 percent over the past 12 months.

Energy

The energy index fell 0.5 percent in July after declining 0.3 percent in June. The indexes for gasoline, natural gas, and electricity all declined modestly in July. The gasoline index fell 0.6 percent in July after rising 0.5 percent in June. (Before seasonal adjustment, gasoline prices decreased 1.4 percent in July.) The electricity index fell 0.4 percent, and the index for natural gas fell 0.5 percent, its fifth consecutive decline.

The energy index increased 12.1 percent over the past year, as the gasoline index increased 25.4 percent. The index for fuel oil increased 34.7 percent over the last year. In contrast, the electricity index fell 0.8 percent, and the natural gas index declined 1.3 percent.

All items less food and energy

The index for all items less food and energy increased 0.2 percent in July. The shelter index rose 0.3 percent in July following a 0.1-percent increase in June. The indexes for rent and owners' equivalent rent both rose 0.3 percent, the same increase as in June. The index for lodging away from home increased 0.4 percent in July after falling in June. The index for used cars and trucks increased 1.3 percent in July, and the index for airline fares increased 2.7 percent after falling in each of the prior 3 months. The new vehicles index rose 0.3 percent, its third consecutive increase. The index for household furnishings and operations also rose in July, advancing 0.3 percent, and the recreation index rose 0.2 percent.

The medical care index declined in July, falling 0.2 percent. The index for prescription drugs fell 1.0 percent in July after rising in each of the last 3 months, and the physicians' services index fell 0.2 percent. In contrast, the hospital services index rose 0.4 percent in July. The apparel index declined in July, falling 0.3 percent, and the index for personal care was unchanged.

The index for all items less food and energy rose 2.4 percent over the past 12 months, the largest 12-month increase since the period ending September 2008. The shelter index rose 3.5 percent over the last

12 months, and the medical care index rose 1.9 percent. The indexes for used cars and trucks, apparel, recreation, and new vehicles all posted increases of less than 1.0 percent over the past year.

Not seasonally adjusted CPI measures

The Consumer Price Index for All Urban Consumers (CPI-U) increased 2.9 percent over the last 12 months to an index level of 252.006 (1982-84=100). For the month, the index was unchanged prior to seasonal adjustment.

The Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) increased 3.2 percent over the last 12 months to an index level of 246.155 (1982-84=100). For the month, the index was unchanged prior to seasonal adjustment.

The Chained Consumer Price Index for All Urban Consumers (C-CPI-U) increased 2.7 percent over the last 12 months. For the month, the index was unchanged on a not seasonally adjusted basis. Please note that the indexes for the past 10 to 12 months are subject to revision.

The Consumer Price Index for August 2018 is scheduled to be released on Thursday, September 13, 2018, at 8:30 a.m. (EDT).

Table 1. Consumer Price Index for All Urban Consumers (CPI-U): U.S. city average, by expenditure category, July 2018

[1982-84=100, unless otherwise noted]

Expenditure category	Relative importance Jun. 2018	Unadjusted indexes			Unadjusted percent change		Seasonally adjusted percent change		
		Jul. 2017	Jun. 2018	Jul. 2018	Jul. 2017-Jul. 2018	Jun. 2018-Jul. 2018	Apr. 2018-May 2018	May 2018-Jun. 2018	Jun. 2018-Jul. 2018
All items.....	100.000	244.786	251.989	252.006	2.9	0.0	0.2	0.1	0.2
Food.....	13.198	250.214	253.231	253.746	1.4	0.2	0.0	0.2	0.1
Food at home.....	7.239	238.953	239.158	239.820	0.4	0.3	-0.2	0.2	0.2
Cereals and bakery products.....	0.957	271.950	273.682	273.258	0.5	-0.2	0.0	0.6	-0.2
Meats, poultry, fish, and eggs.....	1.601	247.761	248.609	250.042	0.9	0.6	-0.7	-0.6	0.3
Dairy and related products.....	0.725	216.434	216.126	215.622	-0.4	-0.2	-0.1	0.7	-0.6
Fruits and vegetables.....	1.270	294.935	295.523	297.632	0.9	0.7	-0.3	0.5	1.0
Nonalcoholic beverages and beverage materials.....	0.856	167.085	166.431	166.577	-0.3	0.1	0.4	0.3	0.0
Other food at home.....	1.831	210.624	210.259	210.736	0.1	0.2	-0.2	0.1	0.1
Food away from home ¹	5.959	268.649	275.808	276.125	2.8	0.1	0.3	0.2	0.1
Energy.....	8.151	202.554	229.137	227.107	12.1	-0.9	0.9	-0.3	-0.5
Energy commodities.....	4.697	205.222	260.848	257.338	25.4	-1.3	1.6	0.6	-0.6
Fuel oil.....	0.116	220.152	293.685	296.602	34.7	1.0	-0.7	2.9	1.2
Motor fuel.....	4.509	202.051	257.041	253.424	25.4	-1.4	1.7	0.6	-0.6
Gasoline (all types).....	4.415	201.173	255.885	252.232	25.4	-1.4	1.7	0.5	-0.6
Energy services.....	3.454	209.084	207.631	207.091	-1.0	-0.3	-0.1	-1.5	-0.4
Electricity.....	2.697	219.696	218.591	217.900	-0.8	-0.3	0.1	-1.4	-0.4
Utility (piped) gas service.....	0.757	174.301	172.167	172.062	-1.3	-0.1	-0.6	-1.7	-0.5
All items less food and energy.....	78.651	251.936	257.697	257.867	2.4	0.1	0.2	0.2	0.2
Commodities less food and energy commodities.....	19.635	143.915	144.237	143.861	0.0	-0.3	-0.1	0.0	0.1
Apparel.....	3.069	122.485	125.382	122.831	0.3	-2.0	0.0	-0.9	-0.3
New vehicles.....	3.723	146.190	146.562	146.526	0.2	0.0	0.3	0.4	0.3
Used cars and trucks.....	2.401	139.519	139.090	140.687	0.8	1.1	-0.9	0.7	1.3
Medical care commodities.....	1.733	380.302	385.121	381.954	0.4	-0.8	1.3	0.2	-1.1
Alcoholic beverages.....	0.961	244.706	248.844	248.469	1.5	-0.2	-0.2	0.5	-0.1
Tobacco and smoking products.....	0.645	1,030.729	1,060.067	1,062.895	3.1	0.3	0.4	-0.4	0.1
Services less energy services.....	59.016	318.674	328.068	328.641	3.1	0.2	0.3	0.2	0.3
Shelter.....	32.720	297.919	307.521	308.393	3.5	0.3	0.3	0.1	0.3
Rent of primary residence.....	7.761	308.173	318.318	319.351	3.6	0.3	0.3	0.3	0.3
Owners' equivalent rent of residences ²	23.564	305.037	314.472	315.391	3.4	0.3	0.2	0.3	0.3
Medical care services.....	6.898	506.681	518.307	518.277	2.3	0.0	-0.1	0.5	0.1
Physicians' services.....	1.732	377.989	380.991	380.404	0.6	-0.2	0.1	0.0	-0.2
Hospital services ³	2.322	319.387	333.408	334.033	4.6	0.2	0.5	0.8	0.4
Transportation services.....	5.982	310.567	323.646	322.842	4.0	-0.2	0.0	0.2	0.5
Motor vehicle maintenance and repair ¹	1.109	279.605	285.753	286.067	2.3	0.1	0.2	0.3	0.1
Motor vehicle insurance.....	2.376	526.394	565.284	565.547	7.4	0.0	0.4	0.3	0.2
Airline fares.....	0.739	276.308	278.937	264.994	-4.1	-5.0	-1.9	-0.9	2.7

¹ Not seasonally adjusted.

² Indexes on a December 1982=100 base.

³ Indexes on a December 1996=100 base.



WASTE CONNECTIONS
Connect with the Future

August 22, 2018

Mayor Robert Gregory
City of La Vernia
102 Chihuahua Street
La Vernia, TX 78121

Dear Mayor Gregory:

As your partner in providing solid waste services to the City of La Vernia, Waste Connections Lone Star, Inc. d/b/a WC of Texas always strives to provide this quality service at the lowest possible price. As you know, our costs of labor, health insurance, disposal and fuel increase every year.

In light of these increases, we respectfully request the CPI price adjustment per our agreement. The criteria are outlined on page 8 in Section 10. Rate Adjustment (A) CPI-U Adjustment of our current agreement, dated November 1, 2006. The CPI percentage for the time frame detailed is 2.9% (based on July 1, 2017 to July 1, 2018) and is based upon the revised Consumer Price Index for All Urban Consumers (All Items).

Whereas: $a - b = c$; and $(1 + c/b) \times d =$ adjusted price for service, where

a is the CPI computed by the Bureau for the month of the Year in Question

b is the Base CPI

c is the index point change

d is the price for service specified in subparagraph B, Base Period Rate

$252.006 - 244.786 = 7.220$, and $(1 + 7.220/244.786) \times \$14.50 = (1 + 0.0294) \times \$14.50 = 2.9\% \times \$14.50 = \0.42 increase per residential unit per month. The residential rate adjustment will be to **\$14.92** per residential unit per month plus taxes.

However, since November 2017 we have received a significant increase in our recycling processing cost due to the recycling market conditions created with the new laws in China prohibiting export of enormous volumes of recyclable materials and elimination of contamination within recyclable materials received within their processing facilities. The processing facilities in which we currently transport the municipal recycling materials collected from your community has also reduced the level of the contamination they will receive and have increased their processing costs by 250%. We are actually paying more to process recycling materials than we are paying to dispose of the municipal solid waste collected from your community. Therefore, we are requesting a processing cost adjustment as provided in our agreement as outlined on page 8, in Section 10, Rate Adjustment. Item B. Operating Cost Adjustment. The processing adjustment is an additional \$0.51/month for residential recycling accounts based on the increase in the processing rate implemented September 1, 2018. The processing cost adjustment formula to determine the processing cost adjustments to the recycling rates are calculated as follows:

	<u>Prior to 2018</u>	<u>September 1, 2018</u>
<u>Residential Recycling</u>		
Contract Price /Home	\$ 14.50	\$ 14.50

Processing Cost /Home	\$ 0.21	\$ 0.72
Cost % of Rate	<u>1.45%</u>	<u>4.97%</u>
% Change		3.52%

<u>Current Rate</u>	<u>Processing Cost % Increase</u>	<u>Rate Adjustment</u>
\$14.50	3.52%	\$0.51

The total residential rate adjustment will be $\$14.92 + \$0.51 = \$15.43$ per residential unit per month plus taxes.

We are requesting that this rate increase will be scheduled to take effect on November 1, 2018.

If you have any questions do not hesitate to contact me at 512-672-9354. We truly appreciate the opportunity to be your solid waste service provider and look forward to continuing our public-private partnership.

Sincerely,

James R. Hare

James R. Hare
 District Municipal Marketing Manager
 Waste Connections Lone Star, Inc.

Attachments

EXHIBIT "A"
City of La Vernia Rate Schedule
Residential and Commercial Rate Schedule Effective November 1, 2018
2.9% CPI –U Adjustment
\$0.51/Month Residential Recycling Processing Cost Adjustment

Residential Trash and Recycling

	<u>Current Rate</u>	<u>New Rate</u>
Residential Service Once Per Week:	\$14.50 Per Month	\$15.43 Per Month
Senior Residential Service Once Per Week	\$12.84 Per Month	\$13.72 Per Month

Commercial Hand Pick-Up

Commercial Hand Pick-Up Once Per Week:	\$16.79 Per Month	\$17.28 Per Month
Commercial Hand Pick-Up Two Carts:	\$23.15 Per Month	\$23.82 Per Month
Extra Trash Carts	\$ 7.58 Per Cart	\$ 7.80 Per Cart
Extra Recycling Carts	\$ 3.02 Per Month	\$ 3.11 Per Month

Commercial Container Service : (New Rates)

<u>Size</u>	<u>Once Per Week</u>	<u>Twice Per Week</u>	<u>Three Times Per Week</u>
2 cubic yard	\$ 59.85	\$119.68	NA
3 cubic yard	\$ 72.82	\$142.28	NA
4 cubic yard	\$ 82.43	\$150.18	NA
6 cubic yard	\$ 95.41	\$195.35	\$348.77
8 cubic yard	\$123.08	\$229.23	\$409.34
10 cubic yard	\$146.79	\$271.00	\$483.94
Extra Pick Ups	\$ 44.40		

Waste Connections would provide construction container (Roll Off) services to the City of La Vernia at the following rates:

Roll-Off Services: (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 88.20	\$338.75	\$3.39	\$28.22 Per Ton
30 Cubic Yard	\$ 88.20	\$400.87	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 88.20	\$457.37	\$3.39	\$28.22 Per Ton

Extra Roll Offs (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 62.10	\$338.75	\$3.39	\$28.22 Per Ton
30 Cubic Yard	\$ 62.10	\$400.87	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 62.10	\$457.37	\$3.39	\$28.22 Per Ton



September 25, 2018

Ms. Yvonne Griffin City Manager
City of La Vernia
102 Chihuahua Street
La Vernia, TX 78121

Ms: Griffin

As we discussed in our recent meeting, due to the economic crash of the global recycling market, we find it to be necessary to request an adjustment in the rates we charge for recycling service. This crash has been caused by the following dynamics:

- Overreliance on unstable foreign markets
- Lack of development of domestic end-use markets for recyclables
- Complete lack of price support for recyclables by either the federal or state government; unlike the support provided for virgin resources
- Failure of the State of Texas to develop end-use markets for recyclables as required by statute

This market crash has caused recycling to be more expensive than landfill disposal. Recyclables in California, Oregon and Washington State, for example, are now being deposited in landfills. This downward turn in the value of recyclables has been a tremendous surprise and shock to our industry.

Fortunately, due to our agreement with Waste Management for local recycling processing and marketing, and because they have excellent relationships with end-user manufacturing facilities for the use of their recyclables as industrial feedstock, we are not landfilling recyclables at this time. However, the value of the recyclables that we collect from residences, including those in La Vernia, has dropped to the degree that we now have to pay Waste Management to receive the recyclables. At the time our agreement with La Vernia began we were receiving a reasonable market payment, which was consistent with the market values for the previous few years. In the past year, that value has dropped to the degree that recyclables now have a negative market. As we discussed in our meeting, due to the confidentiality clauses contained in our contract with Waste Management, we are not able to publically reveal the revenue per ton that we were receiving or the receiving fee that we are now paying. However, we invite and welcome representatives from the City of La Vernia to visit our office and examine these records to verify the validity of our request for a rate adjustment.

In order to return to the level of financial stability we experienced when our agreement with La Vernia that was renewed in 2014 and through 2017, and recognizing the recent landfill disposal cost

adjustment as having a financially neutral affect, we must increase the recycling rates we charge for each residence by fifty-one cents (\$0.51) per month. We request that this adjustment be applied effective November 1, 2018. We request that this request be placed on a City Council Agenda at the earliest possible date so that we may present this matter to the Council.

We have actively attempted to mitigate the reduction in the value of recyclables to the extent we are able to do so in the role of a collector of recyclables. In that regard we apply clear instructions to the lids of the recycling containers to encourage that the proper materials are included and improper materials are excluded; contamination is a quality and value reducer. We can provide statistics regarding the tonnage and environmental impacts to the City to share with the citizens to encourage recycling. We have also contracted with one of the most reliable processors in the industry; Waste Management.

Additionally, Waste Connections has been very supportive of the activities of the State of Texas Alliance for Recycling (STAR); the largest recycling advocacy group in Texas. As it happens our Austin Municipal Marketing Manager Steve Shannon served on the Board of Directors of STAR for several years and has recently been elected to Chair the STAR Business Council. STAR and the Business Council have actively pushed for action by the Texas Legislature to support the recycling industry and to perform many activities required by Texas Statutes, though to date ignored, that are designed to promote the financial and institutional health of the recycling industry. STAR has aligned with other agencies and organizations to push forward the efforts for action by the Texas Legislature to support perform Texas Statutes on recycling. Organizations such as National Waste and Recycling Association (NWRA), Solid Waste Association of North America (SWANA), Institute of Scrap Recycling Industries (ISRI), Texas Commission on Environmental Quality (TCEQ) and major solid waste companies such as Waste Connections, Waste Management and Republic Services are uniting to address this issue.

We submit this request for rate adjustment in good faith and, we believe, in conformance with the requirements of Section 10. Rate Adjustment B. Operating Cost Adjustment on page 8 of the Recycling and Solid Waste Disposal Services Agreement.

We appreciate the consideration of the City in regard to this matter. If you have any questions or comments or need to schedule an appointment to visit our Accounting Department please let me know.

Respectfully,

James Hare

Jim Hare
District Municipal Marketing Manager
Waste Connections
Seguin, Texas

2014-
2010- .08%

EXHIBIT "A"

City of La Vernia Rate Schedule

Residential and Commercial Rate Schedule Effective November 1, 2018

2.9% CPI -U Adjustment

* 151 Recycling

Residential and Commercial Hand Pick-Up

	<u>Current Rate</u>	<u>New Rate</u>
Residential Service Once Per Week:	\$14.50 Per Month 15.95	\$14.92 Per Month 16.97
Senior Residential Service Once Per Week	\$12.84 Per Month	*13.43 \$13.21 Per Month 13.72
Commercial Hand Pick-Up Once Per Week:	\$16.79 Per Month 18.47	*13.72 \$17.28 Per Month 19.01
Commercial Hand Pick-Up Two Carts:	\$23.15 Per Month 25.47	\$23.82 Per Month 26.20
Extra Trash Carts	\$ 7.58 Per Cart 8.34	\$ 7.80 Per Cart 8.58
Extra Recycling Carts	\$ 3.02 Per Month 3.32	\$ 3.11 Per Month 3.42

Commercial Container Service : (New Rates)

<u>Size</u>	<u>Once Per Week</u>	<u>Twice Per Week</u>	<u>Three Times Per Week</u>
2 cubic yard	\$ 59.85 65.84	\$119.68 131.65	NA
3 cubic yard	\$ 72.82 80.10	\$142.28 156.51	NA
4 cubic yard	\$ 82.43 90.67	\$150.18 165.20	NA
6 cubic yard	\$ 95.41 104.95	\$195.35 214.89	\$348.77 383.04
8 cubic yard	\$123.08 135.39	\$229.23 252.15	\$409.34 450.27
10 cubic yard	\$146.79 161.47	\$271.00 298.10	\$483.94 532.33
Extra Pick Ups	\$ 44.40 48.84		

Waste Connections would provide construction container (Roll Off) services to the City of La Vernia at the following rates:

Roll-Off Services: (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 88.20 97.02	\$338.75 372.63	\$3.39 3.73	\$28.22 Per Ton 31.04
30 Cubic Yard	\$ 88.20	\$400.87 440.96	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 88.20	\$457.37 503.11	\$3.39	\$28.22 Per Ton

Extra Roll Offs (New Rates)

<u>Size</u>	<u>Delivery Charge</u>	<u>Haul Fee</u>	<u>Daily Rental</u>	<u>Disposal</u>
20 Cubic Yard	\$ 62.10 68.20	\$338.75 372.63	\$3.39 3.73	\$28.22 Per Ton 31.04
30 Cubic Yard	\$ 62.10	\$400.87 440.96	\$3.39	\$28.22 Per Ton
40 Cubic Yard	\$ 62.10	\$457.37 503.11	\$3.39	\$28.22 Per Ton

RESOLUTION NO. R101118-01

A RESOLUTION OF THE CITY OF LA VERNIA, TEXAS AMENDING RESOLUTION 061813-01 ESTABLISHING THE FEE SCHEDULE RELATED TO WATER RATES.

WHEREAS, the City of La Vernia has exclusive jurisdiction over all water and sewer utility rates, operations, and services provided by a water or sewer utility pursuant to the Texas Water Code, §13.042;

WHEREAS, The City is authorized to operate a water and sewer utility system and to prescribe rates for said system pursuant to , the Texas Local Government Code, §552.906; and

WHEREAS, the City of La Vernia is in compliance with the Texas Water Code §13.042 by regulating rates and services so that those rates may be fair, just, and reasonable and the services adequate and efficient; and

WHEREAS, the City of La Vernia has experienced an increase in residential rental property and commercial property that has caused the need to increase the amount of the water deposits on these types of accounts; and

WHEREAS, the City Council of the City of La Vernia establishes the following Water Rate Schedule regulating rates for residential rental and commercial water deposits.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA VERNIA, TEXAS:

ARTICLE I. AMENDING RESOLUTION NO. 030812-01 – WATER FEE SCHEDULE

Resolution 030812-01 shall be amended as follows:

Section 1. ADMINISTRATIVE FEES

<i>Water Deposit (residential)</i>	<i>\$125.00 (\$25.00 Non-refundable admin. fee)</i>
<i>Water Deposit (residential rental)</i>	<i>\$225.00 (\$25.00 Non-refundable admin. fee)</i>
<i>Water Deposit (commercial)</i>	<i>\$275.00 (\$25.00 Non-refundable admin. fee)</i>
Late Penalties	Ten percent (10%) penalty of the accrued utility bill
<i>Reconnect Fee for Non-payment</i>	<i>\$ 50.00</i>

Meter Reinstallation Fee – Meter Tampering -

**Customer/Plumber restoring services after disconnection due to nonpayment is considered tampering with meter.*

1 st Offense	\$75.00
2 nd Offense	\$150.00
3 rd Offense	\$200.00 & removal of meter
Returned Check Charge	\$ 25.00
Fire Hydrant Meter Deposit	\$525.00 (\$25.00 Non-refundable fee)
Loss or Damage to Fire Hydrant Meter	\$1000.00 (forfeit \$525.00 deposit)

ARTICLE II. AMENDMENT OF RATES AND CHARGES

The City Council may change the rates and charges at any time. Following the approval by City Council of the amended rates and charges and the effective date, the City shall post the changes in rates and charges at City Hall, and publish the rates and charges in the local newspaper.

ARTICLE III. EFFECTIVE DATE

The rates and charges shall be effective upon approval of the City Council and publication of this resolution in a newspaper of general circulation.

ARTICLE IV. SAVINGS CLAUSE

The repeal or amendment of any resolution or part of resolutions effectuated by the enactment of this resolution shall not be construed as abandoning any action now pending under or by virtue of such resolution or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City of La Vernia under any section or provisions of any resolutions in effect at the time of passage of this resolution.

ARTICLE V. CUMULATIVE

The provisions of this resolution shall be cumulative of all resolutions not repealed by this resolution and resolutions governing or regulating the same subject matter as that covered herein. This resolution shall not be construed to require or allow any act which is prohibited by any other resolution.

ARTICLE VI. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and section of this resolution be severable, and, if any phrase, clause, sentence, paragraph, or section of this resolution shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this resolution and the remainder of this resolution shall be enforced as written.

ARTICLE VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public 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. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED, this, the 11th day of October, 2018.

Robert Gregory, Mayor

ATTEST:

Brittani Porter, City Secretary

APPROVED AS TO FORM:

City Attorney's Office

RESOLUTION NO. R101118-02

A RESOLUTION OF THE CITY OF LA VERNIA, TEXAS AMENDING RESOLUTION 011513-01 ESTABLISHING THE FEE SCHEDULE RELATED TO WATER RATES

WHEREAS, the City of La Vernia has exclusive jurisdiction over all water and sewer utility rates, operations, and services provided by a water or sewer utility pursuant to the Texas Water Code, §13.042;

WHEREAS, the City is authorized to operate a water and sewer utility system and to prescribe rates for said system pursuant to, the Texas Local Government Code, §552.906; and

WHEREAS, the City of La Vernia is in compliance with the Texas Water Code §13.042 by regulating rates and services so that those rates may be fair, just, and reasonable and the services adequate and efficient; and

WHEREAS, the City of La Vernia has experienced increases in energy costs, expenses related to treating water, and the need to make continued repairs and upgrades to the water system; and

WHEREAS, the City of La Vernia has experienced an increase in the cost of purchase water from Canyon Regional Water Authority; and

WHEREAS, the City Council of the City of La Vernia finds that the following Water Rate Schedule are reasonable rates for water service.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA VERNIA, TEXAS:

ARTICLE I. AMENDING RESOLUTION 011513-01

Resolution 011513-01 shall be amended as follows:

Section 5. Water Rates

Water rates are based on the real costs associated with planning, building and maintaining the infrastructure needed to provide reliable quality water to the water customers. Rates and are as follows:

Base Water Rates

Meter Size	Minimum Gallon Usage	Inside the City	Outside the City
5/8" Meter (Standard Size)	0	\$20.75	\$30.08
1" Meter	0	\$50.24	\$72.85
1.5" Meter	0	\$99.95	\$144.93
2" Meter	0	\$159.55	\$231.35
** 3" Meter and larger	0	\$239.33	\$347.03

****NOTE:** Fire Hydrant Water Rates to be billed at 3" meter size inside the city rates.

Bulk Water Rates (Non-treated/Non-potable) \$.06/gallon

Section 6. Step Water Rate Charges

Number of Gallons	Inside the City	Outside the City
0-10,000	\$3.98	\$5.10
10,001-15,000	\$4.37	\$5.53
15,001-20,000	\$4.81	\$6.05
20,001-30,000	\$5.30	\$7.00
30,001-40,000	\$5.82	\$7.85
40,001-50,000	\$6.41	\$8.71
50,001-65,000	\$7.04	\$9.56
Over 65,000	\$7.76	\$10.00

Minimum gallon usage starts at zero.

ARTICLE II. AMENDMENT OF RATES AND CHARGES

The City Council may change the rates and charges at any time. Following the approval by City Council of the amended rates and charges and the effective date, the City shall post the changes in rates and charges at City Hall, and publish the rates and charges in the local newspaper.

ARTICLE III. EFFECTIVE DATE

The rates and charges shall be effective upon approval of the City Council and publication of this resolution in a newspaper of general circulation.

ARTICLE IV. SAVINGS CLAUSE

The repeal or amendment of any resolution or part of resolutions effectuated by the enactment of this resolution shall not be construed as abandoning any action now pending under or by virtue of such resolution or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City of La Vernia under any section or provisions of any resolutions in effect at the time of passage of this resolution.

ARTICLE V. CUMULATIVE

The provisions of this resolution shall be cumulative of all resolutions not repealed by this resolution and resolutions governing or regulating the same subject matter as that covered herein. This resolution shall not be construed to require or allow any act which is prohibited by any other resolution.

ARTICLE VI. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and section of this resolution be severable, and, if any phrase, clause, sentence, paragraph, or section of this resolution shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this resolution and the remainder of this resolution shall be enforced as written.

ARTICLE VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public 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. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED, this, the 11th day of October, 2018.

Robert Gregory,
Mayor – City of La Vernia

ATTEST:

Brittani Porter,
City Secretary – City of La Vernia

APPROVED AS TO FORM:

City Attorney's Office – City of La Vernia

RESOLUTION NO. 101118-03

A RESOLUTION OF THE CITY OF LA VERNIA, AMENDING RESOLUTION 111308-03 ESTABLISHING THE FEE SCHEDULED RELATED TO SEWER RATES

WHEREAS, the City of La Vernia has exclusive jurisdiction over all water and sewer utility rates, operations, and services provided by a water or sewer utility, pursuant to the Texas Water Code, §13.042; and

WHEREAS, the City of La Vernia has the authority to operate water and sewer utility system and to prescribe rates, pursuant to the Texas Local Government Code, §552.906; and

WHEREAS, the City of La Vernia is in compliance with Water Code §13.042 by regulating rates and services so that those rates may be fair, just, and reasonable and the services adequate and efficient; and

WHEREAS, the City Council of the City of La Vernia experienced increases in energy costs, expenses related to treated the wastewater, and the need to make continued repairs and upgrades to the wastewater system; and

WHEREAS, the City Council of the City of La Vernia finds the following the Wastewater Rate Schedule are reasonable rates for wastewater service.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA VERNIA, TEXAS:

ARTICLE I. AMENDING RESOLUTION 111308-03

Resolution 111308-03 shall be amended as follows:

Section 1. Sewer Rates

	Service Availability (Up to 3,000 gal.)	Per 1,000 gallons over 3,000 gallons
Residential Inside City	\$15.00 base rate	Base rate plus \$2.00 per 1,000 gal.
Residential Outside City	\$30.00 base rate	Base rate plus \$2.25 per 1,000 gal.
Commercial Inside City	\$30.00 base rate	Base rate plus \$1.50 per 1,000 gal.
Commercial Outside City	\$40.00 base rate	Base rate plus \$2.50 per 1,000 gal.

* Base rate is equal to minimum fee

Apartment rates based on Residential sewer rates

Industrial waste charges shall be calculated by the following formula:

I.S.S.	=	$V [0.12(\text{B.O.D.} - 250) + 0.08(55 - 250)]$
Where:		
I.S.S.	=	Industrial waste surcharge in dollars
V	=	Volume discharge in million gallons
B.O.D.	=	Five days at 20°C. B.O.D. of the industrial waste (mg/l)
S.S.	=	Suspended solids of the industrial waste (mg/l)

Section 2. Amendment of rates and charges

The City Council may change the rates and charges at any time. Following the approval by City Council of the amended rates and charges and the effective date, the City shall post the changes in rates and charges at City Hall, and publish the rates and charges in the local newspaper.

Section 3. Effective Date

The rates and charges shall be effective upon approval of the City Council and publication of this Ordinance in a newspaper of general circulation

PASSED AND APPROVED, this, the 11th day of October 2018.

Robert Gregory
Mayor – City of La Vernia

ATTEST:

Brittani Porter
City Secretary – City of La Vernia

APPROVED AS TO FORM:

City Attorney's Office

