

STATE OF TEXAS  
 COUNTY OF BURNET  
 CITY OF MARBLE FALLS

On this the 1<sup>st</sup> day of March, 2016 the Council of the City of Marble Falls convened in regular session at 6:00 pm at the City Hall Council Chambers located at 800 Third Street, Marble Falls, Texas, with notice of meeting giving time, place, date, and subject having been posted as described in Chapter 551 of the Texas Government Code.

**PRESENT:**

John Packer	Mayor
Jane Marie Hurst	Mayor Pro-Tem
Richard Lewis	Councilmember
Ryan Nash	Councilmember
Reed Norman	Councilmember
Richard Westerman	Councilmember

**ABSENT:** Rachel Austin-Cook Councilmember

**STAFF:**

Mike Hodge	City Manager
Patty Akers	City Attorney
Christina McDonald	City Secretary
Mark Whitacre	Police Chief
Caleb Kraenzel	Director of Development Services
Ted Young	Police Captain
Eric Belaj	City Engineer
Margie Cardenas	Finance Director
Christian Fletcher	EDC Executive Director
Midge Dockery	EDC Business Development Coordinator
James Kennedy	Asst. Public Works Director

**VISITORS:** Steve Dyer (LCRA), BJ Wagner (ATMOS Energy), Tony Plumlee (Willis Engineering), Jeff Ford (Ford and Crew True Value), Mary Ann Raesener (Mayor City of Meadowlakes), Glynis Smith (The Highlander), Bill Bray, Tom Martin (CIP Committee), Jim Weber, Noelle Bray (Estes-Bray LLC), Dr. Chris Allen (MFISD Superintendent), Dale Seabaugh, Chris Pruitt (Pattillo, Brown and Hill), Chris Ekrut (NewGen Strategies and Solutions)

1. **CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Packer called the meeting to order and announced the presence of a quorum.
2. **INVOCATION.** Councilmember Norman gave the invocation.
3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.** Councilmember Nash led the pledges.

**4. UPDATES, PRESENTATIONS AND RECOGNITIONS**

- **Update from ATMOS Energy.** BJ Wagner gave an update.
- **Update from the Marble Falls Independent School District.** Dr. Chris Allen gave the update regarding recent MFISD activities.
- **Presentation on LCRA Steps Forward Program.** Parks and Recreation Supervisor Lewis Fincher introduced LCRA representative Steve Dyer who gave the presentation. Mr. Fincher continued the presentation inviting Council to participate in the April 1 event.

**5. CITIZEN COMMENTS.** There were no citizen comments.

**6. CONSENT AGENDA.**

- (a) **Approval of the minutes of the February 16, 2016 regular meeting.**
- (b) **Approval of the First Quarter Investment Report for the period October 1, 2015 through December 31, 2015.**
- (c) **Approval of the Budget Calendar for Fiscal Year 2016/2017.**
- (d) **Approval of Resolution 2016-R-03B supporting Citizens for Scenic Highways 2016/2017 beautification project Central Texas-Gateway to the Hill Country Burnet County – Texas Highway 281 and 71 Intersection.**
- (e) **Approval of Resolution 2016-R-03A authorizing the submission of a grant application to the Office of the Governor for FY 2016 State Homeland Security Program Grant.**
- (f) **Approval of the cancellation of the March 15, 2016 regular meeting.**

Mayor Pro-Tem Hurst made a motion to approve the Consent Agenda. Councilmember Westerman seconded the motion. The motion carried by a unanimous vote (6-0).

**7. REGULAR AGENDA.**

- (a) **Discussion and Action on the acceptance of the FY 2014/15 Comprehensive Annual Financial Audit.** Margie Cardenas, Finance Director introduced Chris Pruitt with Pattillo, Brown and Hill. Mr. Pruitt presented the comprehensive annual financial audit for year ending September 30, 2015. After the presentation and some discussion, Councilmember Lewis made a motion to approve the audit as presented. Councilmember Norman seconded the motion. The motion carried by a vote of 6-0.
- (b) **Discussion and Action on the 2016 Hazard Mitigation Plan Update.** Eric Belaj, City Engineer addressed Council. Councilmember Nash made a motion to approve the 2016

Hazard Mitigation Plan Update. Mayor Pro-Tem Hurst seconded the motion. The motion carried by a vote of 6-0.

**6:53 pm - At the request of Council, Council convened to Executive Session Pursuant to §551.071 (Private Consultation between the Council and its Attorney) of the Open Meetings Act. Tex. Gov't Code to consult with the City Attorney regarding the authority of the City to manage the closure of Avenue N.**

**7:34 pm – Returned to Open Session**

- (c) **Discussion and update regarding the current Capital Improvement Plan.** Eric Belaj, City Engineer gave a presentation on the water and wastewater plant upgrades and the Avenue N realignment project. After the presentation Jeff Ford (Ford and Crew True Value) spoke regarding his concern about the Avenue N realignment project and the affect the road closure will have on his business. Mr. Ford requested that the City keep the current Avenue N open until the new Avenue N is complete. Mr. Bernie Sacs (owner of Mustang Lube located on FM 1431) stated he would not be directly affected by the Avenue N road closure, however he suffered loss of business and is still struggling on getting his customer base back when he relocated his business from the north side of FM 1431 to the current location on FM 1431. Mr. Sacs stated he concurred with Mr. Ford that his business will suffer losses if Avenue N is closed before the new Avenue N is opened. Mr. Sacs suggested that the City and the Developer should agree to cover Ford and Crews' losses and that the project should not cost the business any loss of revenues.
  - (d) **Discussion regarding a Transportation Utility Fund.** Chris Ekrot (NewGen Strategies and Solutions) gave a presentation on the concept of a transportation utility fund. No action was taken.
  - (e) **Receipt and Acceptance of the Certification of Unopposed Candidates for the May 7, 2016 General Election as certified by the City Secretary.** Christina McDonald, City Secretary addressed Council. Ms. McDonald stated that Place 1 (Craig Magerkurth), Place 3 (Reed Norman) and Place 5 (Richard Westerman) are all unopposed. Mayor Pro-Tem Hurst made a motion to accept the Certification of Unopposed Candidates as presented. Councilmember Nash seconded the motion. The motion carried by a unanimous vote (6-0).
  - (f) **Discussion and Action on Ordinance 2016-O-03A cancelling the May 7, 2016 General Election and declaring each unopposed candidate elected to office.** Christina McDonald, City Secretary addressed Council. Councilmember Nash made a motion to approve Ordinance 2016-O-03A. Mayor Pro-Tem Hurst seconded the motion. The motion carried by a vote of 6-0.
- 8. CITY MANAGER'S REPORT.** City Manager Mike Hodge gave an update on the CARTS building located on Highway 281, the new Public Safety building and the Wayfinding signs.

9. **EXECUTIVE SESSION**

Close Open Session and Convene Executive Session Pursuant to §551.071 (Private Consultation between the Council and its Attorney) and pursuant to §551.072 (Deliberation Regarding the Purchase, Exchange, Lease or Value of Real Property) of the Open Meetings Act. Tex. Gov't Code, Council will meet in Executive Session to discuss the following:

- Consultation with City Attorney regarding the authority of the City to manage the closure of Avenue N.
- Discuss economic development projects associated with development of EDC owned and City owned property.

8:50 pm Convened to Executive Session

9:53 pm Returned to Open Session

10. **RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.** No action was taken on items discussed in executive session.

11. **ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** Items for the April 7 agenda were reviewed.

12. **ADJOURNMENT.** There being no further business to discuss, Mayor Pro-Tem Hurst made a motion to adjourn. Councilmember Nash seconded the motion. The meeting was adjourned at 10:01 pm.



John Packer, Mayor

ATTEST:



Christina McDonald, TRMC  
City Secretary