

**STATE OF TEXAS  
COUNTY OF BURNET  
CITY OF MARBLE FALLS**

On this the 17<sup>th</sup> day of May, 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
Rachel Austin-Cook	Councilmember
Craig Magerkurth	Councilmember
Ryan Nash	Councilmember
Reed Norman	Councilmember
Richard Westerman	Councilmember

**ABSENT:**

Richard Lewis	Councilmember
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**STAFF:**

Mike Hodge	City Manager
Caleb Kraenzel	Assistant City Manager
Patty Akers	City Attorney
Christina McDonald	City Secretary
Mark Whitacre	Police Chief
Steve Eckstein	Patrol Lieutenant
Barry Greer	Patrol Sergeant
Kyle Ciolfi	Patrol Officer
Amanda Langley	PD Administrative Assistant
Russell Sander	Fire Chief
Elizabeth Jaimes	City Planner
Christian Fletcher	EDC Executive Director

**VISITORS:** Tessa Schmidtzinsky (PEC), BJ Wagner and Randy Hartford (ATMOS Energy), Glynis Smith (The Highlander), Fred Zagst, Darlene Oostermeyer, Calvin Boyd (Burnet County Sheriff Elect), Billy Wall, Cheryl Stacks, Kiley Magerkurth, Mary Magerkurth, Patricia Magerkurth, Russell Buster, Cathy Kratz (TxDOT), Lee Youngvall (Boy Scout Troop 284), Andi Ball (Congressman Roger William's Office), Rhiannon Youngvall, Lisa Youngvall

1. **CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Packer called the meeting to order at 6:00 pm.
2. **INVOCATION.** Councilmember Norman led the invocation.

3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.** Boy Scout Lee Youngvall (Troop 284) led the pledges.

4. **UPDATES, PRESENTATIONS AND RECOGNITIONS**

- **Update from the Texas Department of Transportation.** Cathy Kratz, P.E. TxDOT Area Engineer gave the update.

5. **CITIZEN COMMENTS.** Tesse Schmidtinsky (PEC) invited Council to the 2016 annual meeting on June 18.

Russell Buster, resident, addressed Council regarding the upcoming budget and police department staffing. Mr. Buster referred to a letter and research he presented Council in 2011.

6. **CONSENT AGENDA.**

(a) **Approval of the minutes of the May 3, 2016 regular meeting.**

(b) **Approval of Resolution 2016-R-05A authorizing acceptance of a grant from the Texas Department of Transportation (TxDOT) Impaired Driving Mobilization Incentive Grant, FY 2016, to purchase Portable Breath Tests (PBT) and still photography equipment (Cameras).**

Councilmember Norman made a motion to approve the consent agenda. Mayor Pro-Tem Hurst seconded the motion. The consent agenda was approved by a vote of 6-0.

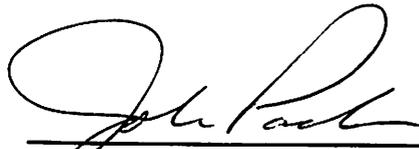
7. **REGULAR AGENDA.**

(a) **Administration of Oaths of Office.** Christina McDonald, City Secretary administered the Oaths of Offices to Craig Magerkurth Places 1, Reed Norman Place 3 and Richard Westerman Place 5.

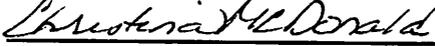
(b) **Discussion and Action on the election of a Mayor Pro-Tem by Council according to Section 3.05 of the City Charter.** Councilmember Norman made a motion to elect Jane Marie Hurst as Mayor Pro-Tem to serve until May 2017. Councilmember Westerman seconded the motion. The motion carried by a vote of 7-0.

(c) **Discussion and Action on Resolution 2016-R-05B approving a change in the rates of ATMOS Energy Corporation, Mid-Tex Division as a result of a settlement between ATMOS and the ATMOS Texas Municipalities under the rate review mechanism and finding the rates set by the attached tariffs to be just and reasonable.** Mike Hodge, City Manager addressed Council. ATMOS representative Randy Hartford answered questions from Council. Mayor Pro-Tem Hurst made a motion to act favorably on Resolution 2016-R-05B. Councilmember Westerman seconded the motion. The motion carried by a vote of 6-0, with Councilmember Norman voting in opposition.

- (d) Discussion regarding charter amendment ballot language for the November 8, 2016 Special Election. Patty Akers, City Attorney led the discussion. Approval of the Ordinance ordering the election is scheduled for the August 2 Council Meeting.
- (e) Discussion regarding a zoning text amendment to Sections 1030-1099 of the Landscape Ordinance, General Regulation, Appendix B Land Use Regulations, City of Marble Falls Code of Ordinances, to amend the Protected Trees regulations. Caleb Kraenzel, Assistant City Manager addressed Council. No Action was taken.
- (f) Presentation and discussion on Police Package Motor Vehicles. Patrol Sergeant Barry Greer gave the presentation. Sergeant Greer stated the department has four vehicles that need to be replaced. Estimated mileage on each vehicle will exceed 100,000 miles at the end of the FY 2015/2016 budget year. SUV's and Cars were discussed. The presentation continued with discussion and comparisons of the Chevrolet Tahoe and the Ford Interceptor Utility. No Action was taken.
- (g) Presentation and discussion on comparable staffing levels of the Marble Falls Police Department. Mark Whitacre, Chief of Police led the presentation on comparative staffing and analysis. No Action was taken.
8. **CITY MANAGER'S REPORT.** There was no city manager report.
9. **EXECUTIVE SESSION.** Council did not convene to executive session.
10. **RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.**
11. **ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** Items for the June 7 agenda were reviewed. Mr. Hodge reminded Council about the budget retreat on June 2.
12. **ADJOURNMENT.** There being no further business to discuss, Council adjourned the meeting at 8:29 pm.

  
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 John Packer, Mayor

ATTEST:

  
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 Christina McDonald, TRMC  
 City Secretary