

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

On this the 18th day of January 2022 the City Council convened in regular session at 6:00 pm at the Lakeside Pavilion located at 307 Buena Vista Drive, Marble Falls with notice of meeting giving time, place, date, and subject having been posted as described in Chapter 551 of the Texas Government Code.

PRESENT:

Richard Westerman	Mayor
Dave Rhodes	Mayor Pro-Tem
William (Dee) Haddock	Councilmember
Craig Magerkurth	Councilmember
Rene Rosales	Councilmember
Bryan Walker	Councilmember

ABSENT:

Reed Norman	Councilmember
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STAFF:

Mike Hodge	City Manager
Caleb Kraenzel	Assistant City Manager
Christina McDonald	City Secretary
Lisa Ward	Executive Assistant
Patty Akers	City Attorney
Jeff Lazenby	Director of Finance
Mike Ingalsbe	Building Official
James Kennedy	Director of Public Works
Christian Fletcher	EDC Executive Director
Russell Sander	Fire Chief
Tommy Crane	Fire Marshal
Glenn Hanson	Police Chief
Trisha Ratliff	CID Captain

VISITORS: Brian Shirley, Vicinta Stafford (Candidate for Burnet County Clerk), Russ Roper, Jane Marie Hurst (Brokers Realty/Hurst Law Firm), Tom Martin, Ron Lynn Mitchell (HSB Resort), Paul Hahn (Aguirre and Fields), Connie Swinney (The Highlander), Kerby (Kerby Ventures), Dan Brouillette (DR Horton), Leticia Saenez and Sonny Ruiz (ATMOS), Robert Linder, Cody Henson (Candidate Burnet County Court at Law)

- 1. CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Westerman called the meeting to order at 6:00 pm and announced the presence of a quorum.
- 2. INVOCATION.** Councilmember Haddock gave the invocation.

3. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.
Councilmember Walker led the pledges.

4. UPDATES, PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

- **Update from ATMOS.** Leticia Saenz, Public Affairs Manager and Sonny Ruiz provided the update.
- **Update from the Marble Falls Police Department.** No updated was given.
- **Presentation: End of Fiscal Year 2020-2021 Financial Report.** Jeff Lazenby, Director of Finance presented the end of FY 2020-2021 financial report.

5. CITIZEN COMMENTS. There were no comments. Tom Martin (900 Canyon Oak Circle) addressed Council stating that the_utility customer portal is not easily located on the website. Vicinta Stafford addressed Council to introduce herself as candidate for Burnet County Clerk, Cody Henson addressed Council to introduce himself as candidate for Burnet County Court at Law

6. CONSENT AGENDA.

- (a) Approval of the minutes of the January 4, 2022 regular meeting.**
- (b) Appointment to the Zoning Board of Adjustment.**
- (c) Appointment of a citizen representative to the Capital Improvement Plan Committee.**
- (d) Appointments to the TRIZ No. 1 Board and the appointment of a Chair.**
- (e) Appointments to the TIRZ No. 2 Board.**
- (f) Appointments to Place 2, 4 and 6 of the Parks and Recreation Commission.**

Councilmember Haddock made a motion to approve the consent agenda. Mayor Pro-Tem Rhodes seconded the motion. The motion carried by a unanimous vote (6-0).

7. REGULAR AGENDA.

- (a) Public Hearing, Discussion and Action regarding Resolution 2022-R-01C of the City of Marble Falls, Texas dissolving the Roper Ranch Public Improvement District in accordance with Chapter 372 of the Texas Local Government Code; providing for related matters; and providing an effective date.** Caleb Kraenzel, Assistant City Manager presented the item. Mayor Westerman opened the public hearing. There being no discussion, Mayor Westerman closed the public hearing and read the caption of the resolution. Mayor Pro-Tem Rhodes made a motion to act favorably on Resolution 2022-R-01DC. Councilmember Rosales seconded the motion. The motion carried by a vote of 6-0.

- (b) Public Hearing, Discussion and Action regarding Resolution 2022-R-01D of the City of Marble Falls, Texas authorizing and creating the Roper Ranch Public Improvement District in accordance with Chapter 372 of the Texas Local Government Code; providing for related matters; and providing an effective date.** Caleb Kraenzel, Assistant City Manager addressed Council. Mayor Westerman opened the public hearing. There being no discussion, Mayor Westerman closed the public hearing and read the caption of the resolution. Councilmember Walker made a motion to act favorably on Resolution 2022-R-01D Mayor Pro-Tem Rhodes seconded the motion. The motion carried by a vote of 6-0.
- (c) Public Hearing, Discussion and Action on the Ordinance 2022-O-01A amending Chapter 7 (Buildings and Building Regulations) and Chapter 10 (Fire Prevention and Protection); adopting the 2018 Editions of the International Building, Plumbing, Mechanical, Residential, Fuel Gas, and Fire Codes and including the Life Safety Code, International Energy Conservation Code, International Swimming Pool and Spa Code and the 2017 National Electric Code; providing for specific amendments of the International Fire Code; repealing all other ordinances in conflict therewith; providing for severability; penalties; and providing for an effective date.** Mike Ingalsbe, Building Official and Tommy Crane, Fire Marshal addressed Council. Mayor Westerman opened the public hearing. There being no discussion, Mayor Westerman closed the public hearing and read the caption of the ordinance. Mayor Pro-Tem Rhodes made a motion to act favorably on Ordinance 2022-O-01A. Councilmember Rosales seconded the motion. The motion carried by a vote of 6-0.
- (d) Discussion regarding the Code of Ordinance as it relates to accessory buildings and structures.** Mayor Pro-Tem Dave Rhodes presented the item. No action was taken.
- (e) Discussion and Action on citizen appointments to the Hotel Motel Tax Advisory Committee.** Christina McDonald, City Secretary addressed Council. Mayor Pro-Tem Rhodes made a motion to appoint Darlene Oostermeyer to serve as citizen representative on the Hotel Motel Tax Advisory Committee. Councilmember Rosales seconded the motion. The motion carried by a vote of 6-0.
- (f) Discussion and Action on appointments to Places 2, 4 and 6 of the Planning and Zoning Commission.** Christina McDonald, City Secretary addressed Council. Councilmember Haddock made a motion to consider appointments at the February 1 Council Meeting. Mayor Pro-Tem Rhodes seconded the motion. The motion carried by a vote of 6-0.
- (g) Discussion and Action on a Professional Services Agreement for engineering services with Aguirre & Fields Engineering for engineering, bid, and construction phase services for the Nature Heights Drive Extension project as identified in the 2021 CIP plan and authorize the City Manager to execute the agreement.** Caleb Kraenzel, Assistant City Manager introduced Paul Hahn of Aguirre and Fields who presented the item. Councilmember Haddock made a

motion to approve the professional services agreement as presented and authorize the City Manager to execute the agreement. The motion was seconded by Councilmember Rosales and carried by a unanimous vote (6-0).

- (h) Discussion and update regarding the Lake Marble Falls Subdivision water line as requested by the City Council. Mike Hodge, City Manager provided the history and an update on the Lake Marble Falls Subdivision water line at the request of Councilmember Norman. No action was taken.

8. CITY MANAGER'S REPORT

- **Development Update.** City Manager Mike Hodge provided an update on development within the city.

- 9. EXECUTIVE SESSION. CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION Pursuant to §551.074 (Deliberation Regarding the Appointment, Employment, Employment Evaluation, Reassignment, Duties, discipline or Dismissal of a Public Officer or Employee or to Hear a Complaint or Charge Against an Officer or Employee)) of the Open Meetings Act. Tex. Gov't Code, Council will meet in Executive Session to discuss the following:**

- **Municipal Judge Cheryl Pounds Annual Evaluation**

7:21 pm Council convened to Executive Session

7:50 pm Council returned to Open Session

- 10. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.** Councilmember Walker made a motion to award Judge Cheryl Pounds a 4.5% merit increase. The motion was seconded by Councilmember Rosales and carried by a unanimous vote (6-0).

- 11. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** Agenda items for the February 1 regular meeting were reviewed.

- 12. ADJOURNMENT.** There being no further business to discuss, the meeting was adjourned at 7:55 pm.


Richard Westerman, Mayor

ATTEST:


Christina McDonald, TRMC
City Secretary