

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

On this the 1st day of February 2022 the City Council convened in regular session at 6:00 pm in the City Hall Council Chambers located at 800 third Street, 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.

<u>PRESENT:</u>	Richard Westerman	Mayor
	Dave Rhodes	Mayor Pro-Tem
	William (Dee) Haddock	Councilmember
	Craig Magerkurth	Councilmember
	Reed Norman	Councilmember
	Rene Rosales	Councilmember
<u>ABSENT:</u>	Bryan Walker	Councilmember
<u>STAFF:</u>	Mike Hodge	City Manager
	Caleb Kraenzel	Assistant City Manager
	Christina McDonald	City Secretary
	Patty Akers	City Attorney
	Jeff Lazenby	Director of Finance
	Kacey Paul	City Engineer
	Erin Burks	Downtown and Marketing Manager
	Lacey Dingman	Director of Parks and Recreation
	James Kennedy	Director of Public Works
	Jay Everett	Assistant Director of Public Works
	Christian Fletcher	EDC Executive Director
	Midge Dockery	EDC Business Development Coordinator
	Russell Sander	Fire Chief
	Tommy Crane	Fire Marshal
	Glenn Hanson	Police Chief
	Trisha Ratliff	CID Captain
	Scarlet Moreno	City Planner

VISITORS: Tom Oostermeyer, Darlene Oostermeyer, Angela Taylor, Jason Coleman and Tom Martin (Planning & Zoning Commissioners), Brigid Cooley (Daily Trib), Jim Postelle (Council Place 1 Candidate), Vicinta Stafford (Burnet County Clerk Candidate), Reverend George Perry (St. Frederick Baptist Church), Cody Henson (Burnet County Court at Law Judge Candidate), Chance Kutac, Justin Madding (LJA Engineering), Israel Pantoja (Planning and Zoning Commissioner Applicant), Laura Langliam (501 Sixth Street)

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.** Mayor Pro-Tem Rhodes gave the invocation.
3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.** Councilmember Magerkurth led the pledges.
4. **UPDATES, PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS**
 - **Proclamation.** Mayor Westerman proclaimed February Black History Month and presented the proclamation to Reverend George Perry (St. Frederick Baptist Church)
 - **Update – Christmas 2021 event and marketing.** Lacey Dingman, Director of Parks and Recreation and Erin Burks, Downtown and Marketing Manager provided the updates.
 - **Update – Lakeside Park Phase 1b.** Christian Fletcher, MFEDC Executive Director provided the update.
5. **CITIZEN COMMENTS.** Tom Martin (900 Canyon Oak Circle) addressed Council regarding water billing dates on water bills, usage calculations and the online payment website. Cody Henson (Burnet County Court at Law Judge Candidate) introduced himself. Vicinta Stafford (Candidate Burnet County Clerk) introduced herself.
6. **CONSENT AGENDA.**
 - (a) Approval of the minutes of the January 18, 2022 regular meeting.
 - (b) Approval of Ordinance 2022-O-02A, an ordinance ordering a General Election to be held on May 7, 2022 for the purpose of electing three Councilmembers to serve for a term of two years.
 - (c) Approval of Resolution 2022-R-02A awarding the contract for the construction of three (3) HOME program single family residences to RM Quality Construction, LLC dba Randy Malouf Builder.
 - (d) Approval of a License Agreement between the City of Marble Falls and 99 Main, LLC. allowing for the construction of a privately maintained patio within public right-of-way of the east side of the 100 block of Main Street.

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

7. **REGULAR AGENDA.**
 - (a) Discussion and Action on appointments to Places 2, 4, and 6 of the Planning and Zoning Commission. City Secretary Christina McDonald presented the item. Commissioner Jason

Coleman addressing Council regarding his stance on Short-Term Rentals and his service on the Planning and Zoning Commission. Mayor Westerman introduced applicant Israel Pantoja who in turn addressed Council regarding his desire to serve on the commission. Councilmember Norman made a motion to appoint Darlene Oostermeyer, Israel Pantoja, and Angela Taylor to Places 2, 4 and 6, respectively. Councilmember Rosales seconded the motion. The motion carried by a vote of 5-1 with Councilmember Magerkurth voting opposed.

- (b) **Discussion and Action regarding a Preliminary Plat establishing Panther Hollow Commercial Development being 9.74 acres out of the A. Schroeter Survey No. 4, the Charles C. Marsh Survey No. 1053, and the Robert D. Moore Survey No. 603, City of Marble Falls, Burnet County.** Scarlet Moreno, City Planner presented the item. Mayor Pro-Tem Rhodes made a motion to approve the preliminary plat contingent upon Panther Hollow egress be right turn only onto Hwy. 281. Councilmember Norman seconded the motion. The motion carried by a unanimous vote (6-0).
 - (c) **Discussion and Action regarding a Preliminary Plat for Arrive Marble Falls being 24.78 acres out of the Robert D. Moore Survey No. 603, Abstract No. 614, Robert D. Moore Survey No. 604, Abstract No. 621; Lot 1, The Cottages at Gateway Park Phase II; and Lot 1, Block 6 Gateway Park Section One, City of Marble Falls, Burnet County, Texas, and approval of subdivision waivers for the extension and continuation of Gateway Central.** Scarlet Moreno, City Planner presented the item. Mayor Pro-Tem Rhodes made a motion to approve the preliminary plat as presented and the subdivision waivers for the extension and continuation of Gateway Central. Councilmember Haddock seconded the motion. The motion carried by a unanimous vote (6-0).
 - (d) **Discussion and Action on award of Professional Services Agreement for Third-Party services for Short-Term Rentals Administration and Hotel Occupancy Tax Collections and authorize the City Manager to execute the agreement.** Jeff Lazenby, Director of Finance addressed Council. Mayor Pro-Tem Rhodes made a motion to approve the professional services agreement with Granicus for short-term rental administration and collection of hotel occupancy tax for an amount not to exceed \$12,717.80. Councilmember Haddock seconded the motion. The motion carried by a vote of 6-0.
8. **CITY MANAGER'S REPORT.** City Manager Mike Hodge provide an update on the TRIZ No. 1 Board Meeting and the Texas Tech Local Government Leadership Program the City is participating in.
 9. **EXECUTIVE SESSION. CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION Pursuant to §551.071 (Private Consultation between the Council and its Attorney), Pursuant to §551.072 (Deliberation Regarding the Purchase, Exchange, Lease or Value of Real Property) and 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:

- Mid-Year Evaluation – City Manager
- Consultation with City Attorney regarding utility system coordination and development prospect

7:30 pm Council convened to Executive Session

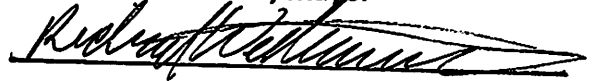
8:52 pm Council returned to Open Session

10. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION. No action was taken.

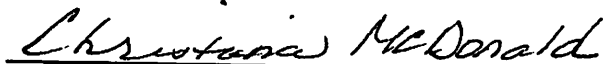
11. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS. The draft agenda for the February 15, 2022 meeting was reviewed.

12. ADJOURNMENT. There being no further business to discuss, Councilmember Norman made a motion to adjourn. Councilmember Haddock seconded the motion. The motion carried by a vote of 6-0 and the meeting was adjourned at 8:56 pm.

Richard Westerman, Mayor



ATTEST:



Christina McDonald, TRMC
City Secretary