

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

On this the 7<sup>th</sup> day of April 2020 the City Council convened in regular session at 6:00 pm by telephone conference in accordance with the Order of the Office of the Governor issued March 16, 2020, in response to COVID-19, 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
Richard Westerman	Mayor Pro-Tem
William (Dee) Haddock	Councilmember
Craig Magerkurth	Councilmember
Celia Merrill	Councilmember
Reed Norman	Councilmember
Dave Rhodes	Councilmember

**ABSENT:** None

**STAFF:**

Mike Hodge	City Manager
Caleb Kraenzel	Assistant City Manager
Christina McDonald	City Secretary
Christian Fletcher	Executive Director
Midge Dockery	EDC Business Development Coordinator
Baron Sauls	Director of Finance
Valerie Kreger	Director of Development Services
Russell Sander	Fire Chief
Mark Whitacre	Police Chief
Patty Akers	City Attorney
Angel Alvarado	Human Resources Coordinator
James Kennedy	Public Works Director
Tommy Crane	Fire Marshal
Kacey Paul	City Engineer

**VISITORS:** Connie Swinney (The Highlander), Rene Rosales (Councilmember Elect Place 3)

- 1. CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Packer called the meeting to order at 6:01 pm and announced the presence of a quorum.
- 2. INVOCATION.** Councilmember Merrill gave the invocation.

3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.**

Mayor Packer led the pledges.

4. **UPDATES, PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS.** There were no updates, presentations, proclamations or recognitions.

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

6. **CONSENT AGENDA.**

(a) Approval of the minutes of the March 17, 2020 special meeting and regular meeting and the March 26, 2020 special meeting and joint special meeting.

(b) Approval of Resolution 2020-R-04A, a Resolution responding to the application of ATMOS Energy Corporation – MidTex Division, to increase rates under the gas reliability infrastructure program, suspending the effective date of the application for forty-five days, authorizing the city to continue to participate in a coalition of cities known as the “ATMOS Texas Municipalities”.

Councilmember Merrill made a motion to approve the consent agenda. Councilmember Haddock seconded the motion. The motion carried by a vote of 7-0.

7. **REGULAR AGENDA.**

(a) Discussion and Action on Ordinance 2020-O-04B regarding acceptance of petitions to extend the City of Marble Falls’ Extra-Territorial Jurisdiction (ETJ) boundary to include an additional 88 acres, more or less, which is a portion of a 187.21-acre tract of land already located within the ETJ out of the F.S. Early Survey No. 15, and a 40.258-acre and a 9.824-acre tract of land out of the John Harper Survey No. 14, Abstract No. 393, and including certain adjacent right-of-way, being real property contiguous to the existing ETJ boundary; and accepting a right of way annexation agreement for future annexation into the city limits of certain right of way adjacent to the 187.21 acre tract, all of which property is generally located east of the city limits on FM 1431 on County Road 342. Valerie Kreger, Director of Development Services addressed Council. Mayor Pro-Tem Westerman made a motion to approve Ordinance 2020-O-04B. The motion was seconded by Councilmember Rhodes and carried by a vote of 7-0.

(b) Discussion and Action regarding a Development Agreement between the City of Marble Falls, the Jenkins Organization, Inc., and Leslie and Deana Holt and Dennis and Martha Sells (landowners) for development of two tracts of land with Conceptual Land Plan within the City’s Extra-Territorial (ETJ) east of the city limits located on County Road 342 and authorizing the City Manager to execute said agreement. Valerie Kreger, Director of Development Services addressed Council. Developer Kyle Jenkins gave a brief presentation and answered questions from Council. After some discussion, Mayor Pro-Tem Westerman made a motion to approve the Development Agreement as presented. The motion was seconded by Councilmember Norman and carried by a unanimous vote (7-0).

- (c) **Discussion and Action authorizing the Mayor to enter into an Economic Development Agreement between the City of Marble Falls, the Marble Falls Economic Development Corporation and R. Cockrell Enterprises LLC, providing financial support related to development costs associated with the Marble Falls Putters and Gutters location.** Caleb Kraenzel, Assistant City Manager addressed Council. Councilmember Rhodes made a motion to approve the Economic Development Agreement between the City of Marble Falls, the Marble Falls Economic Development Corporation and R. Cockrell Enterprises LLC. The motion was seconded by Councilmember Merrill and carried by a vote of 7-0.

**8. CITY MANAGER'S REPORT**

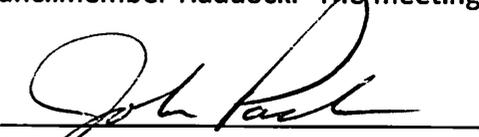
- **Update on COVID-19 response in Burnet County.** City Manager Mike Hodge and Fire Chief Russell Sander provided the update, followed by an update from Mayor Packer regarding business owners that are not considered essential still operating.
- **Update on EDC Small Business Loans in connection with Coronavirus Pandemic.** City Manager Mike Hodge provided the update.

- 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.** No action was taken.

- 11. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** There was no discussion regarding future agenda items.

- 12. ADJOURNMENT.** There being no further business to discuss, Councilmember Rhodes made a motion to adjourn. The motion was seconded by Councilmember Haddock. The meeting was adjourned at 7:21 pm.

  
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 John Packer, Mayor

ATTEST:

  
 Christina McDonald, TRMC  
 City Secretary