

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

On this the 19th day of May 2020 the City Council convened in regular session at 6:00 pm at the Lakeside Pavilion located at 307 Buena Vista, 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>	John Packer	Mayor
	Richard Westerman	Mayor Pro-Tem
	Craig Magerkurth	Councilmember
	Celia Merrill	Councilmember
	Reed Norman	Councilmember
	Rene Rosales	Councilmember
	Dave Rhodes	Councilmember

ABSENT: None

<u>STAFF:</u>	Mike Hodge	City Manager
	Caleb Kraenzel	Assistant City Manager
	Christina McDonald	City Secretary
	Patty Akers	City Attorney
	Baron Sauls	Director of Finance
	Mark Whitacre	Chief of Police
	Angel Alvarado	Director of Human Resources
	Christian Fletcher	EDC Executive Director
	Midge Dockery	EDC Business Development Coordinator
	Russell Sander	Fire Chief
	Valerie Kreger	Director of Development Services
	James Kennedy	Public Works Director
	Erin Burks	Downtown Coordinator
	Lacey Dingman	Director of Parks and Recreation
	Kacey Paul	City Engineer
	Jeff Felps	Water Plant Superintendent
	Sean Schreiber	Water Plant Operator

VISITORS: Connie Swinney Ridgely (The Highlander), Alex Copeland (Daily Trib), Dee Haddock

- 1. CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Packer called the meeting to order at 6 pm.

2. **INVOCATION.** Councilmember Merrill gave the invocation.
3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.**
Mayor Pro-Tem Westerman led the pledges.
4. **UPDATES, PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS**
 - **Proclamation** – Mayor Packer proclaimed the week of May 3-9, 2020 Public Service Recognition Week and presented the proclamation to Director of Human Resources Angel Alvarado.
5. **CITIZEN COMMENTS.** There were no citizen comments.
6. **CONSENT AGENDA.**
 - (a) Approval of the minutes of the May 5, 2020 regular meeting.
 - (b) Approval of the appointments of Mark Mayfield, Ryan Nash and John Packer to the Marble Falls Economic Development Corporation.
 - (c) Approval of the appointment of William (Dee) Haddock to fill the unexpired term of Place 3 on the Planning and Zoning Commission.
 - (d) Approval of Resolution 2020-R-05A, a resolution allowing for the submission of an application to the Office of the Governor's Criminal Justice Division for a Coronavirus Emergency Supplemental Funding (CESF) Program Grant to obtain funds to prevent, prepare for and respond to the Coronavirus.
 - (e) Approval of the Impact Fee Advisory Committee's Semiannual Report for the period ending March 2020.

Councilmember Merrill made a motion to approve the consent agenda. The motion was seconded by Councilmember Rosales and carried by a unanimous vote (7-0).

7. **REGULAR AGENDA.**
 - (a) **Public Hearing, Discussion and Action on Ordinance 2020-O-05C regarding a Conditional Use Permit to allow for single family detached use within the Neighborhood Commercial (NC) District, Lot 1, Pleasant Valley Estates, City of Marble Falls, Burnet County, Texas.** Valerie Kreger, Director of Development Services addressed Council. Mayor Packer opened the public hearing. There was discussion regarding providing water service to the subject property. After much discussion, Mayor Packer closed the public hearing and read the caption of the ordinance.

Mayor Pro-Tem Westerman made a motion to continue action on Ordinance 2020-O-05C until the next regular City Council Meeting on June 2, 2020. Councilmember Merrill seconded the motion which was approved by a vote of 6-1, with Councilmember Rhodes voting against approval of the Ordinance.

- (b) **Discussion and Action on the Second Reading of Ordinance 2020-O-05B amending the 2019/2020 Budget of the General Fund, Special Revenue Fund, Parks Improvement Fund, Water Wastewater Fund, HOT Fund, Equip Replacement Fund, TIRZ #1 Fund, and the Economic Development Fund.** Baron Sauls, Director of Finance presented the amendment. Councilmember Rhodes made a motion to approve Ordinance 2020-O-05B. Mayor Pro-Tem Westerman seconded the motion. The motion carried by a vote of 7-0.
- (c) **Discussion regarding the presence of Zebra Mussels in Lake Marble Falls and how the City is protecting our critical infrastructure from this invasive species.** Kacey Paul, City Engineer gave a presentation on the presence of Zebra Mussels in Lake Marble Falls and led the discussion. Water Plant Supervisor Jeff Felps and Operator Sean Schreiber were also present. No action was taken.
- (d) **Discussion and Action on a License Agreement between the City of Marble Falls and Mitch McManus, allowing for the construction of a privately maintained patio within public right-of-way of the east side of the 300 block of Main Street.** Erin Burks, Downtown Coordinator addressed Council. There was some discussion regarding the license agreement as it relates to a future property owner and the consistency of the three types of railings at the location. Mayor Pro-Tem Westerman made a motion to approve the License Agreement contingent upon an agreement with staff and the land owner on design upgrades. Councilmember Norman seconded the motion. The motion carried by a vote of 7-0.

8. CITY MANAGER'S REPORT

- **Update on COVID-19 and Testing Site in City of Marble Falls.** Chief Sander provided the update.
- **Update on swimming pool/beach operations.** Mike Hodge, City Manager provided the update on the swimming pool and beach operations stating that a ribbon cutting is scheduled for Friday, May 22 at 4pm in Lakeside Park.
- **Transportation Alternative Fund Grant Award.** City Manager Hodge provided the update.

9. EXECUTIVE SESSION

CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION pursuant to §551.071 (*Private Consultation between the Council and its Attorney*) of the Open Meetings Act. Tex. Gov't. Code, Council will meet in Executive Session to discuss the following:

- **Consultation with City Attorney regarding legal rights and obligations associated with the Flatrock Development Agreement**

- Consultation with City Attorney regarding possible sale of portion of city water system located in Los Escondido

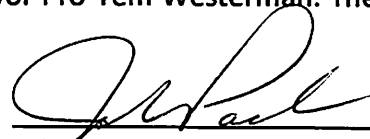
7:48 pm Council convened to Executive Session

8:50 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 June 2 regular meeting was reviewed.

12. ADJOURNMENT. There being no further business to discuss, Councilmember Merrill made a motion to adjourn. The motion was seconded by Mayor Pro-Tem Westerman. The meeting was adjourned at 8:52 pm.



John Packer, Mayor

ATTEST:



Christina McDonald, TRMC
City Secretary