

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

On this the 15th day of June 2021 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
	Bryan Walker	Councilmember

ABSENT: None

<u>STAFF:</u>	Mike Hodge	City Manager
	Caleb Kraenzel	Assistant City Manager
	Lisa Ward	Executive Assistant
	Patty Akers	City Attorney
	James Kennedy	Director of Public Works
	Erin Burks	Downtown Coordinator
	Glenn Hanson	Assistant Chief of Police
	Cheryl Pounds	Municipal Judge
	Christian Fletcher	EDC Executive Director
	Kacey Paul	City Engineer
	Lacey Dingman	Director of Parks and Recreation

VISITORS: Connie Swinney (The Highlander), Brigid Cooley (Daily Trib), Wade Morgan (Peloton Land Solutions), Rob Romo (Centurian American), Will Romo (Splyglass Partners), Sean P. Cook (TRC Engineer), Chris Allen (Superintendent MFISD)

- 1. CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Westerman called the regular meeting to order at 6:14 pm.
- 2. INVOCATION.** Councilmember Walker 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

- **Update from ATMOS Energy.** Leticia Saenz, Public Affairs Manager and Sonny Ruiz gave the update.
- **Update from Vyve Broadband.** Dave Harwood, General Manager provided the update.
- **Update from the Engineering Department.** Kacey Paul, City Engineer gave the update.

5. CITIZEN COMMENTS. Dave McGaugh addressed Council regarding honoring first responders during the month of July for First Responders Month for their effort during the February 2021 freeze.**6. CONSENT AGENDA.**

(a) Approval of the minutes of the June 1, 2021 regular meeting.

(b) Approval of Resolution 2021-R-06G accepting the 2021 Purple Pipe Master Plan for the City of Marble Falls.

(c) Approval of Resolution 2021-R-06H expressing intent to finance expenditures to be incurred by the City of Marble Falls.

(d) Approval of Resolution 2021-R-06I retroacting and continuing the Disaster Declaration issued by Mayor John Packer on February 15, 2021 in response to the February 2021 Winter Storm.

(e) Approval of an Omnibus Agreement between the Highland Lakes Creative Arts and the City of Marble Falls regarding the placement of art in approved public locations; and, the Sculpture on Main year-long event.

Councilmember Norman made a motion to approve the consent agenda. Councilmember Haddock seconded the motion. The consent agenda was approved by a vote of 7-0.

7. REGULAR AGENDA.

(a) Discussion and Action on the proposed project approaches and agreeing to enter into a Project Agreement with Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP) for the Nature Heights Drive Low Water Crossing upgrade and authorize the City Manager to enter into the agreement. Kacey Paul, City Engineer addressed Council. Councilmember Rosales made a motion to approve entering into the agreement. The motion was seconded by Councilmember Haddock and carried by a vote of 7-0.

(b) Discussion and Action on a Professional Services Agreement with TRC for grant management services associated with the Nature Heights Drive upgrade and authorize the City Manager to execute the agreement. Kacey Paul, City Engineer addressed

Council. Councilmember Walker made a motion to act favorably on the professional services agreement with TRC and authorize the City Manager to execute the agreement. Councilmember Rosales seconded the motion. The motion carried by a unanimous vote (7-0).

- (c) **Discussion and Action on a Professional Services Agreement with Langford Community Management Services, Inc. for grant management and environmental services associated with the Nature Heights Drive low water crossing upgrade and authorize the City Manager to execute the agreement.** Kacey Paul, City Engineer addressed Council. Councilmember Haddock made a motion to act favorably on the professional services agreement with Langford Community Management Services and authorize the City Manager to execute the agreement. Councilmember Rosales seconded the motion. The motion carried by a unanimous vote (7-0).
- (d) **Discussion and Action on Resolution 2021-R-06F expressing intent to finance expenditures to be incurred by the City for project costs associated with the Hazardous Mitigation Grant Program (HMGP), including engineering design, permitting, and construction for the Nature Heights Drive Low Water Crossing Upgrade at Whitman Branch Creek.** Kacey Paul, City Engineer addressed Council. Councilmember Haddock made a motion to act favorably on the Resolution 2021-R-06F. Councilmember Norman seconded the motion. The motion carried by a unanimous vote (7-0).
- (e) **Discussion and Action on a Resolution 2021-R-06J approving the Form and Authorizing the Distribution of a Preliminary Limited Offering Memorandum for City of Marble Falls, Texas Special Assessment Revenue Bonds, Series 2021 (Thunder Rock Public Improvement District Improvement Area #1 Project).** Caleb Kraenzel, Assistant City Manager addressed Council, followed by Tripp Davenport. Councilmember Norman made a motion to approve Resolution 2021-R-06J. Councilmember Haddock seconded the motion. The resolution was approved by a vote of 7-0.
- (f) **Discussion and Action on a Resolution 2021-R-06K approving the Form and Authorizing the Distribution of a Preliminary Limited Offering Memorandum for City of Marble Falls, Texas Special Assessment Revenue Bonds, Series 2021 (Thunder Rock Public Improvement District Major Improvement Area Project).** Tripp Davenport addressed Council. Councilmember Norman made a motion to approve Resolution 2021-R-06K. Councilmember Haddock seconded the motion. The resolution was approved by a vote of 7-0.
- (g) **Discussion and Action on Resolution 2021-R-06L of the City of Marble Falls, Texas determining the costs of certain authorized improvements to be financed by the Thunder Rock Public Improvement District; approving a preliminary service plan and assessment plan, including proposed assessment rolls; calling and noticing a public hearing for July 6, 2021 to consider an ordinance levying assessments on property located within the Thunder Rock Public Improvement District; directing the filing of**

the proposed assessment rolls with the City Secretary and making the same available for public inspection; directing the publication and mailing of notice of the public hearing, and resolving other matters relating to all of the foregoing. It was noted that the agenda item will be postponed until the July 6, 2021 City Council Meeting. Councilmember Walker made a motion to continue the item until July 6, 2021. Councilmember Haddock seconded the motion. The motion carried by a unanimous vote (7-0).

- (h) **Discussion and Action on an Interlocal Agreement with the Marble Falls Independent School District employment of a Juvenile Case Manager.** City Manager Mike Hodge presented the item. Councilmember Haddock made a motion to act favorably on the Interlocal Agreement with the Marble Falls Independent School District. Councilmember Norman seconded the motion.
- (i) **Discussion, and Action regarding a Preliminary Plat for Thunder Rock Phase 1 Subdivision, being 172.74 acres out of the J. Barton Survey No. 418, Abstract No. 135, W. Giesecke Survey No. 1508, Abstract No. 1551, and the Guadalupe Flores Survey No. 7. Abstract No. 304 Marble Falls, Burnet County, Texas, and a request for waivers Section 6.2.1.L- Street Length and Section 6.2.4.B.1- Block Length, of the Subdivision Design and Land Development Standards.** Scarlet Moreno, Planner presented the agenda item. Councilmember Haddock made a motion to approve the preliminary plat for Thunder Rock Phase 1 Subdivision as presented. Councilmember Walker seconded the motion. The motion carried by a vote of 7-0.

8. **CITY MANAGER'S REPORT.** City Manager Mike Hodge gave an update on commercial development.

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:

- **Annual Evaluation Mike Hodge, City Manager**

Council convened to Executive Session at 7:13 pm. Note that Councilmember Norman left the meeting prior to Executive Session.

Council returned to Open Session at 8:05 pm.


10. **RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.** Mayor Pro-Tem Rhodes made a motion to authorize the Mayor to execute the employment contract with City Manager Mike Hodge as discussed in

Executive Session. The motion was seconded by Councilmember Haddock and carried by a unanimous vote (6-0).

11. **ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** There were no announcements.
12. **ADJOURNMENT.** There being no further business to discuss, Mayor Pro-Tem Rhodes made a motion to adjourn. Councilmember Haddock seconded the motion. The meeting was adjourned at 8:09 pm.


Richard Westerman, Mayor

ATTEST:


Christina McDonald, TRMC
City Secretary