

Minutes
Regular Session
Breckenridge City Commission

March 4, 2014 – 5:30 P.M.
Breckenridge City Offices Commission Chambers
105 North Rose Avenue
Breckenridge, Texas 76424

Those Present: Jimmy McKay, Mayor; Kody Knight, Mayor Pro-Tem; Tom Cyprian, Commissioner; Sherry Strickland, Commissioner; Andy McCuistion, City Manager; Heather Robertson, City Secretary; Danny Lee, Pastor of Crystal Falls Community Baptist Church; Calvin Chaney, Fire Chief; Gabriel Rodriguez, Public Works Director; Stacy Harrison, Public Services Director; Virgil Moore, BEDC; Sage Diller & Colden Rich, eHT; Mike Murray; Chelsea Houy, Kimley-Horn; Pieter Kessels; Dannie Lee

Those Absent: David Wimberley, Commissioner

1. **Call to Order:** Mayor Jimmy McKay at 5:30pm a quorum was established
2. **Invocation Led By:** Pastor Dannie Lee, Crystal Falls Community Baptist Church
3. **Pledge of Allegiance Led By:** Commissioner Cyprian
4. **Consider approval of minutes of the February 4th 2014 meeting**

Commissioner Strickland made a motion, seconded by Commissioner Cyprian for approval of minutes of the February 4th 2014 City Commission Meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Knight, Cyprian, Strickland. Nays: None. Absent: Wimberley

5. **Citizens Presentation**

None

CONSENT AGENDA

ALL ITEMS LISTED BELOW ARE CONSIDERED TO BE ROUTINE BY THE CITY COMMISSION AND WILL BE ENACTED WITH ONE MOTION, THERE WILL BE NO SEPARATE DISCUSSION OF ITEMS UNLESS A COMMISSION MEMBER OR CITIZEN SO REQUEST, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE.

6. **Request to approve Departmental Reports**
7. **Request to approve Electrical Board appointments**
8. **Request to approve the 2012-2013 Breckenridge Economic Development Corporation Audit**

- 9. Request to approve the Racial Profile Statistical Report**
- 10. Request to approve The Stephens County Child Welfare Board request to tie blue ribbons on both sides of Main Street in observance of April being Child Abuse Awareness month**

Mayor McKay stated he was told by City Manager McCuistion that there was a problem with item 9. So we are going to table it.

Commissioner Strickland made a motion, seconded by Commissioner Cyprian, to approve item 6, 7, 8, & 10 of the Consent Agenda. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Knight, Cyprian, Strickland. Nays: None. Absent: Wimberley

EXECUTIVE SESSION

- 11. The City Commission will enter into Executive Session Pursuant to Texas Government Code 551.087 for discussion of economic development project negotiations related to property adjacent to the City’s west boundary line.**
- 12. The City Commission will enter into Executive Session Pursuant to Texas Government Code 551.071 for consultation with attorney regarding economic development and annexation issues related to property adjacent to the City’s west boundary line.**

Mayor McKay stated the following:

At this time: 5:35 p.m.

The City Commission will enter into Executive Session Pursuant to Texas Government Code 551.087 for discussion of economic development project negotiations related to property adjacent to the City’s west boundary line & Texas Government Code 551.071 for consultation with attorney regarding economic development and annexation issues related to property adjacent to the City’s west boundary line.

Mayor McKay, City Commissioners: Knight, Cyprian and Strickland, City Manager McCuistion, City Secretary Robertson-Caraway held executive session. City Commissioner Wimberley was absent.

INDIVIDUAL CONSIDERATION

- 13. Discussion, consideration and possible action on a petition for annexation from Kimley-Horn and Associates, Inc. as agents for the current owners of 21.826 acres of land adjacent to the City and described as A1223 LAL, SEC 6, Tract SW/4, Acres 56.**

This discussion has been formerly withdrawn by Mike Murray, attorney working with Kimley-Horn.

14. Discussion, consideration and possible action on a petition for annexation from Kimley-Horn and Associates, Inc. as agents for the current owners of 22.995 acres of land adjacent to the City and described as A1223 LAL, SEC 6, Tract SW/4, Acres 56.

Mrs. Houy stated she wanted to clarify in case of press, that a petition has been made for annexation of the property and all that is being done here is we will go forward in the annexation process which will take some time.

Commissioner Strickland made a motion, seconded by Commissioner Knight, to approve action on a petition for annexation from Kimley-Horn and Associates, Inc. as agents for the current owners of 22.995 acres of land adjacent to the City and described as A1223 LAL, SEC 6, Tract SW/4, Acres 56. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Knight, Cyprian, Strickland. Nays: None. Absent: Wimberley

15. Request to consider engineer's recommendation for funding of an additional \$26,000 for flyover of the entire City for Aerial photo

City Manager McCuiston stated Sage Diller will address this item to the counsel.

Sage Diller stated as part of the Water Board project we are replacing over 4 miles of water lines throughout the city. With what we have budgeted, the flyover will cost an extra \$26,000 and it would benefit the city to have an updated photo of the entire city along with helping with the mapping of the water lines. This would be an overall tool for the City; surveys in the future could be done more cost effectively.

Andy stated we spoke with the Appraisal District about a program they use called pictometry. Sage added that the services provide a very detailed high definition photo, you can look at 5 different angles and more, but it doesn't provide the topographic information that we are looking for to do the design. I talked to that company and they can provide the topographic service. They are going to provide me with some quotes. We received three quotes for the flyover and in the packets is the best of the three with 2 different options.

Commissioner Strickland asked if there was a particular reason for the two different boundary lines within the two options. Sage replied that he wanted to encompass the proposed development area that has been under discussion, and the other was for possible commercial growth past that area.

Commissioner Strickland asked if this survey is something that all can use or if it was just a onetime use. Fire Chief Chaney stated it was a ground map for all. City Manager McCuiston added it would be a good base map.

City Manager McCuiston stated that this is an additional expense; however, we do have the funding for it. The benefit of this flyover is that the knowledge of the water lines, valves, etc. as of right now is held with Gabriel and Shawn; we can input that information into this map for anyone to access and get the correct information for where lines and valves are located.

Commissioner Knight made a motion, seconded by Commissioner Cyprian, to approve the engineer's recommendation for funding of an additional \$26,000 for flyover of the entire City for Aerial photo. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Knight, Cyprian, Strickland. Nays: None. Absent: Wimberley

16. Items from the City Commission not requiring formal action

17. City Manager Reports

- a. **Brush Chipping** – Fire Chief Chaney stated March 17th – 28th will be doing brush chipping. Must have brush out to the curb by March 14th. Can't be larger than 4 inches in diameter and no longer than 6 feet.
- b. **City Wide Cleanup** – Fire Chief Chaney stated they had completed all 6 batches of junk vehicles which was 331 cars total. Now we are just back into the managing mode. If we get a report about a junk car, we will go work it. Dangerous Buildings batch two had 22 structures that were identified as dangerous, 10 brought plans in to work on them and bring them up to full compliance, one was signed over before the meeting; 11 were discussed in a Public Hearing, 2 were signed over during the meeting, 2 structures were to be fixed up, and no response on 7 of them. The next step is giving them citations through the Municipal Court for not cleaning up their property. Four of the properties were Pichler properties that were signed over. We have about 30 more houses coming up, but we are trying to get rid of the other two batches first. 10 new code violations for February, 4 went through Municipal Court. 5 new certificates of occupancy issued for commercial buildings. Building inspection fees have gone up. Fire department is becoming fully staffed. Commissioner Knight stated that he has had a few customers come in and ask about the properties that the city is cleaning up, and wants to know how they could acquire the property. City Manager McCuiston stated that the properties have to be advertised and will do sealed bids on the properties. We can set a minimum price on the properties.
- c. **Swimming Pool** - City Manager McCuiston asked if we wanted to open the pool up this year. Stage 3 Drought states that there is no outdoor watering and no swimming pools, no unnecessary use of water. Do you want to make allowances to let the City pool become open? More than likely this summer we will hit the Stage 3 Drought mark. Commissioner Strickland asked if the pool is opened prior to going into the 3rd stage, does that mean we close the pool. City Manager McCuiston stated when we get to that stage, that is one of the options we have, we can either set the example or we can leave it open till the end of the season. Mayor McKay added that when at Stage 3 we are going to have to take a stand with the ball parks, golf course, and some of the other businesses.


City Manager McCuiston stated two people have come in to pull permits to build a pool and as of now we are no longer giving permits to build pools. We can move forward and open the pool now, when we reach stage 3 we can shut it down. Mayor McKay stated that we do not need to drain the pool to paint. We will save on water and money. City Manager McCuiston answered Commissioner Knight's question about how far we are from being in stage 3 drought by stating four and a half feet. This is anticipated to happen in July. City Secretary Robertson-Caraway stated that the pool opens the first of June and closes about the second week in August. Mayor McKay, Commissioner's Strickland, Cyprian, and Knight have decided to open the pool and close down when we reach the Stage 3 drought.

18. Adjourn

Commissioner Cyprian made a motion, seconded by Commissioner Knight to adjourn the meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Knight, Cyprian, Strickland. Nays: None. Absent: Wimberley.

Meeting adjourned at 7:19 P.M.

ATTEST


Heather Robertson-Caraway, City Secretary


Jimmy McKay, Mayor

SEAL

