

Minutes
Regular Session
Breckenridge City Commission

October 7, 2014 – 5:30 P.M.
Breckenridge City Offices Commission Chambers
105 North Rose Avenue
Breckenridge, Texas 76424

Those Present: Jimmy McKay, Mayor; Sherry Strickland, Mayor Pro-Tem; David Wimberley, Commissioner; R. Kent Thompson, Commissioner; Tom Cyprian, Commissioner; Andy McCuiston, City Manager; Diane Latham, Asst. City Secretary; Calvin Chaney, Fire Chief; Virgil Moore, BEDC; Sharon Mendoza, Chamber; Rob Durham, Breckenridge American; Stella Sanders, Municipal Court Judge; Kim Baggett, Municipal Court Clerk

Those Absent: Heather Robertson-Caraway, City Secretary

1. **Call to Order:** Mayor Jimmy McKay at 5:30pm a quorum was established
2. **Invocation Led By:** Andy McCuiston, City Manager
3. **Pledge of Allegiance Led By:** Commissioner Cyprian
4. **Consider approval of minutes of the September 2nd, 2014 City Commission Meetings**

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, for approval of minutes of the September 2nd, 2014 City Commission Meetings. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

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 REQUESTS, 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 Hotel/Motel Quarterly Financial Statements – 3rd Quarter 2014**
8. **Request to approve a Resolution 14-26 to enter into an Agreement with the State of Texas through the Texas Department of Transportation for the Temporary Closure of State Highway 180 for a Parade Associated with the Breckenridge Chamber of Commerce (Christmas Parade)**

- 9. Request to approve Resolution 14-24 to amend Resolution 13-29 due to an error in the expiration dates.**
- 10. Request to approve Resolution 14-25 the reappointment of Justin Read to the Plumbing Board of Appeals**
- 11. Request to approve Resolution 14-22 to reappointment members to the Stephens County Housing Finance Corporation Board of Directors**
- 12. Request to approve Resolution 14-23 to reappoint Lance Kitchens to the Board of Directors to the Housing Authority of the City of Breckenridge**

Commissioner Wimberley made a motion, seconded by Commissioner Strickland, for approval of items number 7 through 12. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

INDIVIDUAL CONSIDERATION

13. Request to approve Planning and Zoning Commission recommendations:

- a. PZ 14-06 – Harrison French & Associates, on behalf of CP Homes, requests change of zoning from C-2 Community Business District to C-2 Community Business District 22-6-402 (E) – *allow nursing home or residence home for the aged* at 115 S. Harding, West Walker Addition, Tracts 22, 23, 24, 3.04 acres in Breckenridge, Texas.**

Fire Chief Chaney explained they were changing the zoning. There were a few citizen concerns about traffic and fencing. The driveway is considered a private drive so there would only be one block of added traffic. We did bring these concerns to CP Homes about building a privacy fence on the southeast to the southwest of their property. CP Homes is not required to build a fence.

Commissioner Thompson asked what the square footage is of the building. Fire Chief Chaney replied it was about 7,500 square foot. Mayor McKay asked about the start date of the project. Fire Chief Chaney replied he was told construction would start in December and it should take about seven months to complete.

Commissioner Thompson made a motion, seconded by Commissioner Wimberley for approval of Planning and Zoning recommendations. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

14. Request to approve Environmental Consultants, Inc. proposal to serve as program coordinator to oversee the land application of Water Treatment Plant sludge on the MT7 Ranch.

City Manager McCuiston explained this was a reoccurring item that has to be approved annually and it is a TCEQ requirement.

Commissioner Cyprian made a motion, seconded by Commissioner Strickland, to approve Environmental Consultants, Inc. proposal to serve as program coordinator to oversee the land application of Water Treatment Plant sludge on the MT7 Ranch. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

15. Request to approve the first reading of a Resolution14-27 to approve City Walking Trail Project by the Breckenridge Economic Development Corporation

City Manager McCuiston noted the City was awarded the Walking Trail Grant which is an \$89,000 project. There is a 20% match on this and EDC has supported making that match toward the project. They have approved this match amount in their last meeting. Since the amount is over \$10,000, BEDC has to have our approval of a 2 reading resolution. This is our first reading and the second will be read at the next Commission meeting.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve the first reading of a Resolution14-27 to approve City Walking Trail Project by the Breckenridge Economic Development Corporation. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

16. Request to approve Ordinance 14-23 amending Section 5-31 of the Electrical Code of the City of Breckenridge to include additional requirements for commercial secondary services and establish an electrical meter base

Fire Chief Chaney stated this item affects item 17. He explained when a building has been abandoned for so long the electrical companies require us to do an inspection. Now they have required that we have an outside disconnect. We are changing our Ordinance to read that we also require an outside disconnect of a commercial building. He also explained how the fee works.

Commissioner Strickland made a motion, seconded by Commissioner Wimberley, to approve Ordinance 14-23 amending Section 5-31 of the Electrical Code of the City of Breckenridge to include additional requirements for commercial secondary services and establish an electrical meter base. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

17. Request to approve the first reading of Ordinance 14-24 establishing Permit Fees for Budget Year 2014-15

Mayor McKay stated this item was discussed with item 16 about the fee that was added for the outside disconnect on commercial buildings.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian to approve the first reading of Ordinance 14-24 establishing Permit Fees for Budget Year 2014-15. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Strickland, Cyprian, Wimberley. Nays: None. Absent: None

18. City Manager Reports:

- a. **CR 225 Waterline** – City Manager McCuiston explained the Water District had a meeting on the 29th of September and decided to extend the cutoff of the raw water line from Hubbard Creek for another 6 months. Due to their decision we have decided not to move forward on installing water lines on CR 225 depending on the water situation and options that may arise 6 months from now.
- b. **Drought Contingency Plan – Stage 3 will be declared on 11/01/14** – City Manager McCuiston stated the lake went below the 1155' elevation a few weeks back. We are trying to follow the Water District policy. They will be declaring their Stage II on November 1st, which means we will be declaring our Stage III on November 1st also. At that time there will be no outside watering and unnecessary use of water. We need to discuss what we are going to do about the customers who take water out of the frog pond and the fire hydrant by the fire station.
- c. **Municipal Judge – Stella Sanders retiring in December – Need to plan for replacement – Commission appoint Municipal Judge** – Judge Sanders introduced Court Clerk Kim Baggett stating that Kim has decided that she would like the Municipal Judge position, and they would like to hire a court clerk to train before Judge Sanders retires. City Manager McCuiston stated there is no motion to be made tonight. We just wanted the Commission to meet Kim and ask any questions they had. And to have permission to run an ad for a Municipal Court Clerk.
- d. **Parks Advisory Board** – City Manager McCuiston explained he put a board together to review new additions to the Park and updating the equipment. The first meeting of the Parks Advisory Board is scheduled for October the 20th.
- e. **14" water break** – City Manager McCuiston explained about the 14" water break that happened in the early morning hours of the 6th and about the boil water notice that we were in.

19. Items from the City Commission not requiring formal action: None

20. Adjourn

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

Meeting adjourned at 6:36 P.M.

ATTEST


Heather Robertson-Caraway, City Secretary


Jimmy McKay, Mayor

SEAL

