

Minutes
Regular Session
Breckenridge City Commission
February 7, 2017 – 5:30 P.M.
Breckenridge City Offices Commission Chambers
105 North Rose Avenue
Breckenridge, Texas 76424

Those Present: Jimmy McKay, Mayor; Tom Cyprian, Commissioner; David Wimberley, Commissioner; ; Andy McCuiston, City Manager; Heather Robertson-Caraway, City Secretary; Calvin Chaney, Fire Chief; Stacy Harrison, Public Service Director; Houston Satterwhite, Public Works Director; Cal Hoffman; Eileen Hayman, Texas Municipal Law; Colden Rich, e-HT; Peter Morgan, George, Morgan & Sneed; Jean Hayworth, Breckenridge American; Roy Miller; Mitzi Miller; Robert Alvarez; Candy Burns; Jeanne Reynolds; David Beauchamp

Those Absent: Rob Durham, Commissioner

1. **Call to Order:** Jimmy McKay, Mayor, at 5:30 pm a quorum was established
2. **Invocation Led By:** Pastor Cal Hoffman
3. **Pledge of Allegiance:** Led by Commissioner Wimberley
4. **Request to approve the resignation of R. Kent Thompson, City Commissioner, Place 1**

Mayor McKay explains that Commissioner Thompson has sold his house and has moved outside of the City limits and has submitted his resignation. Hate to lose Kent, he was an asset to the City Commission.

Mayor McKay made a motion, seconded by Commissioner Cyprian, to approve the Resignation of R. Kent Thompson, City Commissioner, Place 1. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

5. **Consider approval of minutes of the January 3, 2017 City Commission Meetings**

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, for approval of minutes of the January 3, 2017 City Commission Meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

6. **Citizens Presentations:** Roy Miller of Glenwood Circle provides a signed petition regarding the condition of the street. Mr. Miller describes the street location, street condition, how the street condition is causing damage (wear and tear) to vehicles, and possible health conditions.

City Manager McCuiston responds we have selected numerous streets for repaving that will be starting soon. We picked the worst streets and the streets where waterlines have been replaced. Glenwood Circle is on the next list of streets that will be repaired.

David Beauchamp of West 6th Street states this area is zoned non-commercial. We have 2 car washes and a junkyard operating up there. Junkyard has rats, cats and snakes; it is a real problem. Mr. Beauchamp mentions 312 & 405 west 6th as the Junkyard and one of the car washes; and 308 West 5th Street as the other car wash.

Mayor McKay and City Manager McCuistion stated they will look into it with Code and Fire.

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.

- 7. Request to approve Departmental Reports**
- 8. Request to approve City Funds Quarterly Investment Report – 1st Quarter 2016-17**
- 9. Request to approve the 4th Quarter 2016 Financial Statements for Hotel/Motel Funds**
- 10. Request to approve the 2017 Hotel/Motel Budget**
- 11. Request to approve the 2015-16 Worker's Compensation Payroll Audit**
- 12. Request to approve the Racial Profiling Statistical Report**
- 13. Request to approve Planning & Zoning Commission appointments resolution**
- 14. Request to approve Appointment of the Aging Services Program Advisory Committee**

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve the Consent Agenda. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

INDIVIDUAL CONSIDERATION

- 15. Request to approve an Ordinance of Order & Notice to set the General Election for May 6, 2017, as well as appoint Election Judge and an Alternate Judge**

City Secretary Robertson-Caraway explains City Commission Places 3 & 4 are up for election and the Election Judge will be Anita Lockhart and the Alternate Judge will be Leslie Gomez.

Commissioner Cyprian made a motion, seconded by Commissioner Wimberley, to approve an Ordinance of Order & Notice to set the General Election for May 6, 2017, as well as appoint Election Judge and an Alternate Judge. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

16. Request to approve an Ordinance of Order & Notice to set a Special Election for May 6, 2017 for the ¼% Sales Tax for Ad Valorem Tax

City Secretary Robertson-Caraway explains the special election is for ¼% Sales Tax for Ad Valorem Tax. This is already in effect, we have to bring it to the citizens by election every 4 years for reauthorization to maintain the reduction of property tax.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve an Ordinance of Order & Notice to set a Special Election for May 6, 2017 for the ¼% Sales Tax for Ad Valorem Tax. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

17. Request to approve an Ordinance of Order & Notice to set a Special Election for May 6, 2017 for the Charter Amendments (32 Propositions)

Attorney Eileen Hayman explains the special election is for the Charter Amendments and all propositions. City Secretary Robertson-Caraway states that there are 32 total propositions that Eileen has been able to condense into 7 propositions. The majority of the propositions are updating State Law from the old Vernon's Law to the Local Government Code.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve an Ordinance of Order & Notice to set a Special Election for May 6, 2017 for the Charter Amendments (32 Propositions). When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

18. Request to approve the second & final reading of Ordinance 17-01 Fee Schedule

City Manager McCuiston explains that the first reading was on the last agenda and that it must be read twice.

Commissioner Cyprian made a motion, seconded by Commissioner Wimberley, to approve the second & final reading of Ordinance 17-01 Fee Schedule. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

19. Request to consider & take action on Wastewater Treatment Plant bid(s)

Colden Rich, e-HT explains that this was the second bidding process and bids were opened on January 30, 2017. Only one bid was received from a contractor out of Athens, TN. This bid was higher than the previous bids. We would like to go out for a competitive bid process rather than the hard bid process. A competitive bid process requires a different procurement process. We think that we hit a bad time with contractors as far as the timing of the bid process. Colden proceeds to describe the bids and pricing from the first bid process and then the second. Discussion ensues regarding the issues with pricing, timing, scale of work and project scope. We recommend rejecting the bid.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to reject Wastewater Treatment Plant bid. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Cyprian, Wimberley. Nays: None. Absent: Durham.

20. Request to approve Skateboard Park contract

City Manager McCuistion explains that we have been working on this for some time and have received a 50/50 Grant. Grant is \$75,000 and we will need to contribute \$75,000. The quote we have received from ARC Ramp Company is for \$115,000. The remaining funds will go to the Ropes and Rocks Playground area. City Manager McCuistion recommends awarding the project to ARC Ramp Company.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve Awarding the Skateboard Park contract to ARC Ramp Company. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

21. Request to approve the City's Audit for Fiscal Year 2015-16

Peter Morgan, GMS reviews and summarizes the audit for the Commission.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve the City's Audit for Fiscal Year 2015-16. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

22. Items from the City Commission not requiring formal action

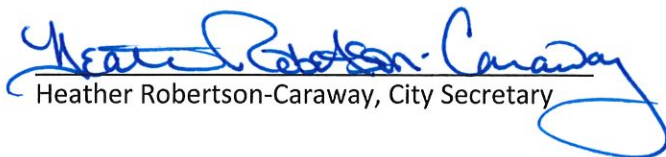
City Manager McCuistion explains that the Finance Department has once again received the GFOA Budget Award.

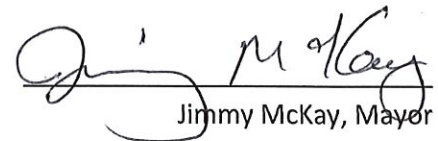
23. Adjourn

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

Meeting adjourned at 6:30 P.M.

ATTEST


Heather Robertson-Caraway, City Secretary


Jimmy McKay, Mayor

