

Minutes  
Regular Session  
Breckenridge City Commission

December 2, 2014 – 5:30 P.M.  
Breckenridge City Offices Commission Chambers  
105 North Rose Avenue  
Breckenridge, Texas 76424

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**Those Present:** Jimmy McKay, Mayor; Tom Cyprian, Commissioner; R. Kent Thompson, Commissioner; Andy McCuiston, City Manager; Heather Robertson-Caraway, City Secretary; Calvin Chaney, Fire Chief; Stacy Harrison, Public Service Director; Gabriel Rodriguez, Public Works Director; Cal Hoffman, First United Methodist; Lois Rockefeller, City Attorney; Scott Hibbs, e-HT; Colden Rich, e-HT; Virgil Moore, BEDC; Jake McAdams, Public Management, Inc.; Gordon Drake, Oncor; Stan Carstens; Paul Prater; Jim Eichelberger, Action Properties; Shawn Pitchford; Debbie Robinson; Donnie Ensey; Scott Bills; John Trigg; Stella Sanders; Kim Baggett; Gary Brockman; Burrell McKelvain

**Those Absent:** Sherry Strickland, Mayor Pro-Tem; David Wimberley, Commissioner

1. **Call to Order:** Jimmy McKay, Mayor, at 5:30pm a quorum was established
2. **Invocation Led By:** Pastor Cal Hoffman, First United Methodist
3. **Pledge of Allegiance:** Mayor McKay led the Pledge of Allegiance
4. **Consider approval of minutes of the November 4<sup>th</sup> & November 20<sup>th</sup>, 2014 meeting**

Mayor McKay made a motion, seconded by Commissioner Cyprian, for approval of minutes of the November 4th & November 20th, 2014 City Commission Meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

5. **City Service Pin Awards**

Andy presented City Service Pin Awards to:

- 20 Years: Shawn Pitchford, Public Works Operations Supervisor
- 20 Years: Debbie Robinson, Aging Services
- 20 Years: Stella Sanders, Municipal Court Judge
- 15 Years: John Trigg, Cemetaryian
- 5 Years: Donnie Ensey, Water Treatment Plant Operator
- 5 Years: Justin Read, Fire Fighter (Justin Read was not in attendance)

**6. Mayoral Proclamation: Proclamation of December as Fair Housing Month**

Jake McAdams with Public Management, explained having a Fair Housing Proclamation is a requirement for the CDBG Grant.

**7. Citizens Presentations: 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.**

**8. Request to approve Departmental Reports**

**9. Request to approve Appointment to the Aging Services Program Committee**

**10. Request to approve Annual Investment Report for 2013-2014 Fiscal Year**

Commissioner Thompson 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, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland.

**INDIVIDUAL CONSIDERATION**

**11. Request to approve Ordinance 14-26 to appoint a Municipal Judge**

City Manager McCuiston explained Stella Sanders will be retiring on December 31, 2014 and the staff would like to recommend Kim Baggett as the new Municipal Court Judge.

Commissioner Cyprian made a motion, seconded by Mayor McKay, to approve Ordinance 14-26 to appoint a Municipal Court Judge. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland.

**12. Request to approve Settlement and Release agreement for Oncor Street Light Audit**

City Manager McCuiston introduced Gordon Drake with Oncor. Gordon Drake explained the Audit is to make sure the billings are correct and they discovered wattage issues where the City was overbilled from 2002.

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, to approve Settlement and Release agreement for Oncor Street Light Audit. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

### 13. CDBG Project

- a. **Request to approve Resolution 14-30 authorizing the award of engineering service provider contract for the 2014 Texas Community Development Block Grant Award**

City Manager McCuiston stated Jake McAdams with Public Management will discuss this item. Jake McAdams explained e-HT were the only engineers to provide an engineering service plan. It is recommended to accept e-HT and award them the engineering service agreement.

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, to approve Resolution 14-30 authorizing the award of engineering service provider contract for the 2014 Texas Community Development Block Grant Award. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

- b. **Request to approve Resolution 14-31 adopting the attached policies in connection with the City of Breckenridge, Texas participation in Federally Funded Community Development Block Grant (CDBG) projects and adherence to the regulations described therein.**

Jake McAdams explained the different policies that are required by the CDBG to be accepted, adopted and enforced by the City.

Mayor McKay made a motion, seconded by Commissioner Thompson, to approve Resolution 14-31 adopting the attached policies in connection with the City of Breckenridge, Texas participation in Federally Funded Community Development Block Grant (CDBG) projects and adherence to the regulations described therein. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

- c. **Request to approve Resolution 14-32 authorizing designated signatures for contractual documents and on State of Texas documents for requesting funds.**

Jake McAdams reviewed the individuals who will be signatory for the City on the CDBG documents and the financial institution.

Commissioner Cyprian made a motion, seconded by Commissioner Thompson, to approve Resolution 14-32 authorizing designated signatures for contractual documents and on State of Texas documents for requesting funds. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

**14. Request to approve Resolution 14-33 establishing a Chapter 380 Economic Development Program for the City of Breckenridge**

Lois Rockefeller, City Attorney, stated the Chapter 380 Agreement for the City; policies, procedures and resolutions. This program allows the City to give incentives to businesses for Economic Development.

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, to approve Resolution 14-33 establishing a Chapter 380 Economic Development Program for the City of Breckenridge. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

**15. Consider and may take action on Chapter 380 Agreement with Action Properties.**

City Manager McCuiston introduces Jim Eichelberger with Action Properties. Jim Eichelberger stated they go around the country and purchase, remodel and repurpose old Wal-Mart buildings. Jim Eichelberger asked to have a Public Hearing for the 9<sup>th</sup> of December to make a motion. City Secretary Robertson-Caraway stated according to the laws, she needs to publish the Public Hearing 10 days in advance, scheduling the Public Hearing for the 16<sup>th</sup> at 8:30 a.m.

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, to call for a Public Hearing to take action on Chapter 380 Agreement with Action Properties. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Absent: Wimberley, Strickland

**16. Consider and may take action on a memorandum of understanding regarding Abilene and Water Treatment Plant on City property.**

City Manager McCuiston introduced Scott Hibbs with e-HT. Scott Hibbs explained Abilene will need a roughing facility located in Breckenridge. He explains the route and lines from PK to this roughing facility. Ultimately, Abilene will be doing \$30 million in waterline improvements that they will not own. E-HT have been working on getting water rights to PK from other cities for Abilene, Breckenridge, Albany and Anson. The summer of 2015 Abilene may no longer be taking water from Hubbard Creek. The infrastructure from PK to the roughing facility will be turned over to the Brazos River Authority (BRA) and West Central Texas Municipal Water District (WCTMWD) but will be at Abilene's cost. WCTMWD and Cities have spent right at a billion dollars towards infrastructure in response to this drought. The Memorandum of Understanding will be on the Public Hearing agenda that will be set for the 16<sup>th</sup> of December.

**17. Update, discuss and may take action on drought response strategies being pursued by the City of Abilene and the City of Breckenridge.**

City Manager McCuiston introduced Colden Rich with e-HT. Colden Rich explained they have reviewed the Water Conservation and Drought Contingency (WCDC) plan for Breckenridge, Albany, Anson and Abilene, their water level stage triggers and the consumption, violations and enforcements. There will need to be some Interlocal communication between Anson, Albany, Abilene and Breckenridge. Please review the information provided and we will discuss this further at your January meeting.

**18. City Manager Reports**

- a. **Open House Christmas Buffet** – City Secretary Robertson-Caraway stated the Open House Christmas Lunch Buffet is Friday, December 19<sup>th</sup>. Everyone is invited.

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

**20. Adjourn**

Commissioner Thompson 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, Cyprian. Nays: None. Absent: Wimberley, Strickland.

Meeting adjourned at 6:56 P.M.

ATTEST



  
Heather Robertson-Caraway, City Secretary

  
Jimmy McKay, Mayor

SEAL