

Minutes
Regular Session
Breckenridge City Commission

December 6, 2016 – 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; R. Kent Thompson, Commissioner; Andy McCuistion, City Manager; Heather Robertson-Caraway, City Secretary; Calvin Chaney, Fire Chief; Stacy Harrison, Public Service Director; Larry Mahan, Police Chief; Genoa Goad; Colden Rich, e-HT; Tony Pilkington, Breckenridge American; Tommy Wimberley, High Mesa Water System; Thomas Gordon; Jay & Stephanie Walker; Bacel & Eva Cantrell and family; Candice Hitch

Those Absent: Rob Durham, Commissioner

1. **Call to Order:** Jimmy McKay, Mayor, at 5:35 pm a quorum was established
2. **Invocation Led By:** Genoa Goad
3. **Pledge of Allegiance:** Led by Mayor McKay
4. **Consider approval of minutes of the November 1, 2016 Public Hearing and City Commission Meeting**

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, for approval of minutes of the November 1, 2016 Public Hearing and City Commission Meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

5. **City Service Pin Awards**

City Manager McCuistion awarded a 15 year pin to Fire Chief Calvin Chaney. Public Services Director Stacy Harrison awarded a 25 year pin to Thomas "Gordy" Gordon. And Police Chief Larry Mahan awarded a 5 year pin to Jay Walker, Candice Hitch and Bacel Cantrell.

6. **Citizens Presentations:** Tommy Wimberley stated rumor has it that he doubled rent on Bealls. Rent has not increased since 2007. Three years ago he spent \$20,000 repairing the roof for them and recently moved the Oil Derrick to provide parking for them. Increases in taxes affects the businesses. For 18 months they were a breakeven situations. About 6 months ago they were in a loss situation. So, now you all know what I know about Bealls leaving.

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 Appointment of the Aging Services Program Committee
9. Request to approve Annual Investment Report for 2015-2016 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, Wimberley. Nays: None. Absent: Durham.

INDIVIDUAL CONSIDERATION

10. Consider approval of Change Order 2 to the Water Treatment Plant contract with ACP for the replacement of high service pump station piping

Colden Rich with e-HT stated in the High Service Pump Station underneath one of the valves the flange on one of the T's was corroded. This change order is to replace the piping and valve, which will cost an additional \$12,207.21, along with adding 60 days for the contractors to do this work. There will be no additional cost to the City. We have \$16,021 left in the contract for use of the construction of the Water Plant Project. The work will need to be done in the middle of the night to reduce impact to the City and citizens.

Commissioner Wimberley made a motion, seconded by Commissioner Thompson, to approve Change Order 2 to the Water Treatment Plant contract with ACP for the replacement of high service pump station piping. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

11. Request to approve the second and final reading of Ordinance 16-30, Repealing and Replacing Ordinance 16-18 and 16-23, Establishing a General Fee Schedule; Adding Fees for Late Payment of Water Bills and for Re-Reads of Water Meters

City Manager McCuiston stated this is the 2nd reading for the amended fee schedule.

Commissioner Cyprian made a motion, seconded by Commissioner Wimberley, to approve the second and final reading of Ordinance 16-30, Repealing and Replacing Ordinance 16-18 and 16-23, Establishing a General Fee Schedule; Adding Fees for Late Payment of Water Bills and for Re-Reads of Water Meters. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

12. Request to approve Ordinance 16-31 Reorganizing Articles I and II, of Chapter 10, Garbage, Trash, Weeds and Other Wastes

Fire Chief Chaney stated some items were removed from the Ordinance during a clean-up of the Ordinances. We didn't realize it until we tried to enforce them. We are simply adding them back.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve Ordinance 16-31 Reorganizing Articles I and II, of Chapter 10, Garbage, Trash, Weeds and Other Wastes. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

13. Request to approve Ordinance 16-32 Breck Trade Days Policies and Procedures

City Manager McCuiston explains the changes to Breck Trade Days. We are adding Breck Barnyard, fees and lot sizes. We changed the rates and lot sizes of other lots. We are changing the days to Friday and Saturday only, and changing June show to May to line-up with the Air Show.

Commissioner Cyprian made a motion, seconded by Commissioner Thompson, to approve to approve the first reading of Ordinance 16-32 Breck Trade Days Policies and Procedures. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

14. Request to approve Ordinance 16-33 to appoint a Municipal Judge

City Manager McCuiston stated the Agreement with the Judge is a 2 year agreement. Kim Baggett took over in 2014 and is doing a good job. Would like to renew her agreement.

Mayor McKay made a motion, seconded by Commissioner Thompson, to approve Ordinance 16-33 to appoint a Municipal Judge. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

15. Request to approve Ordinance 16-34 Animal Ordinance

Fire Chief Chaney stated we are adding tethering not being allowed back to the Ordinance. We are going to a mandatory spaying and neutering. The shelter is running about 50 to 60 dogs a week and that is with 20 to 40 being transferred out a month. The shelter is overcrowded and the backup facility we take them to is also overcrowded which in turn skyrockets the food and

vet bills the Humane Society pays along with the few donations received. The Humane Society are the ones asking us to do this. Effective 2018, residents have to bring proof of pet being spayed or neutered before city license will be issued.

Commissioner Wimberley made a motion, seconded by Commissioner Cyprian, to approve Ordinance 16-34 Animal Ordinance. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

16. Request to consider accepting High Mesa Water System

Tommy Wimberley stated based on the last meeting I called TCEQ about how to get out from under this system. They told me they will turn it into the Texas Rural Water Association to do a consolidation assessment and then either Rural Water or the City would have to take it. Discussion ensues on other water lines the City owns that is servicing outside City limits.

Mayor McKay made a motion, seconded by Commissioner Thompson, to decline the High Mesa Water System. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Abstain: Wimberley. Absent: Durham.

17. Request to approve High Mesa Water Company Contract

City Manager McCuiston stated High Mesa Water Company currently is at \$14.40 minimum for the 1st 2,000 gallons and \$5.90/m gallons over 2,001 gallons. There has not been an increase on minimum since 2012-13. We recommend \$45.50 minimum for the 1st 2,000 gallons and \$6.00/m gallons over 2,001 gallons.

Commissioner Thompson made a motion, seconded by Commissioner Cyprian, to approve High Mesa Water Company Contract. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian. Nays: None. Abstain: Wimberley. Absent: Durham.

18. City Manager Reports

- a. **Open House Christmas Buffet** – City Secretary Robertson-Caraway stated the Open House Christmas Buffet is scheduled for Thursday December 15. Please come and join us for the lunch about 11:30 and goes all afternoon.

19. Items from the City Commission not requiring formal action: Discussion about decorating at the Cemetery ensued. Having a lot of issues with people not following the policies.

City Manager McCuiston spoke about the contractors are going to do 5 tie-ins in the morning (December 7, 2016) on a 12 inch line from Gonsolous Creek to Dubois Street, it will take them nearly all day. We issued a Code Red and employees posted on Facebook trying to get the word out.

Bids will be advertised this week and next week in the newspaper for the street paving project. Opening bids at the end of the month and should be going to the January Agenda.

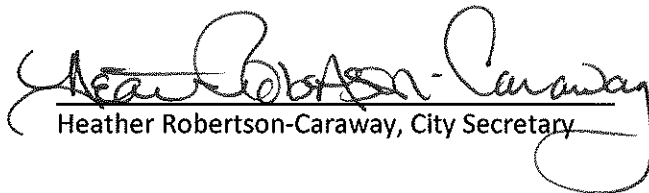
City Manager McCuiston also showed the Mayor and Commissioners two letters we had received this month from Jim and Geneva Cox about the streets around 1500 W Lindsey.

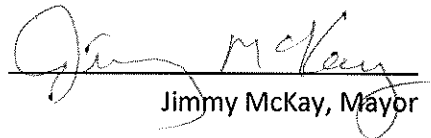
20. Adjourn

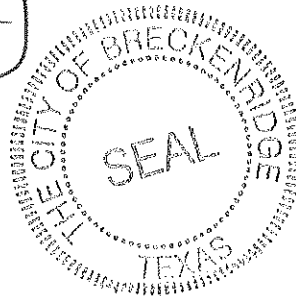
Commissioner Cyprian made a motion, seconded by Commissioner Wimberley, to adjourn the meeting. When the motion was put to vote, it prevailed as follows: Ayes: McKay, Thompson, Cyprian, Wimberley. Nays: None. Absent: Durham.

Meeting adjourned at 6:39 P.M.

ATTEST


Heather Robertson-Caraway, City Secretary


Jimmy McKay, Mayor



SEAL