

6/18/2013 - Minutes

**A. CALL TO ORDER**

**B. INVOCATION**

The invocation was provided by Pastor J.D. Elshoff of New Life Christian Church

**C. PLEDGE OF ALLEGIANCE**

**D. ROLL CALL**

Members of the Buda City Council:

Mayor Todd Ruge, Mayor Pro Tem Bobby Lane, and Councilmembers Ron Fletcher, Wiley Hopkins, Jose Montoya, George Haehn, and Eileen Altmiller

City Council Member Absent:

None

City Staff Present:

City Manager Kenneth Williams, City Attorney Scott Tschirhart, City Secretary Danny Batts, Assistant City Manager Brian LaBorde, Planning Director Chance Sparks, City Engineer Stanley Fees, Public Works Director Mike Beggs, Library Director Melinda Hodges, Parks and Recreation Director Andrew Czimskey, Sgt. Brandon Hale, Officer Jennifer Hall, Executive Assistant Isabel Fernandez

**E. PUBLIC COMMENTS**

**F. CONSENT AGENDA**

The items on the consent agenda were considered routine and were approved by one motion. Councilmember Montoya moved to approve the items on the consent agenda. Councilmember Altmiller seconded the motion, which passed unanimously.

**F.1. APPROVAL OF AN ORDINANCE ON SECOND READING AMENDING THE UNIFIED DEVELOPMENT CODE PERTAINING TO REGULATION OF ELECTRONIC READER BOARD SIGNS AND PROHIBITED SIGNS.**

*Approved by Consent*

**F.2. APPROVAL OF THE SECOND READING OF AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BUDA TO ESTABLISH THE INITIAL ZONING, PROPOSED AS INTERSTATE COMMERCIAL/OFFICE/RETAIL (C3/R3), ON APPROXIMATELY 34.19 ACRES OF LAND GENERALLY LOCATED EAST OF OLD SAN ANTONIO ROAD, NORTH MAIN STREET, WEST OF INTERSTATE HIGHWAY 35 AND SOUTH MANCHACA SPRINGS ROAD.**

*Approved by Consent*

**F.3. APPROVAL OF THE SECOND READING OF AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BUDA TO ESTABLISH THE INITIAL ZONING, PROPOSED AS LIGHT INDUSTRIAL & WAREHOUSING (I1), ON APPROXIMATELY 1.00 ACRES OF LAND LOCATED AT 830 SOUTH LOOP 4 (SOUTH FM 967).**

*Approved by Consent*

**F.4. APPROVAL OF THE SECOND READING OF AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BUDA TO ESTABLISH THE INITIAL ZONING, PROPOSED AS MANUFACTURING (I2), LIGHT INDUSTRIAL AND WAREHOUSING (I1), INTERSTATE COMMERCIAL/OFFICE/RETAIL (C3/R3) AND ARTERIAL COMMERCIAL/OFFICE/RETAIL (C2/R2), ON APPROXIMATELY 619.77 ACRES OF LAND GENERALLY LOCATED ON THE EAST SIDE OF TEXAS LEHIGH CEMENT COMPANY, NORTH OF THE CITY OF KYLE CITY LIMITS, WEST OF DACY LANE AND SOUTH OF WINDMILL WAY.**

*Approved by Consent*

**F.5. APPROVAL OF THE SECOND READING OF AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE SECTION 3.9 AND THE GLOSSARY PERTAINING TO CERTIFICATES OF DESIGN COMPLIANCE AND ADOPTION OF DESIGN STANDARDS & GUIDELINES.**

*Approved by Consent*

## **G. WORKSHOP**

### **G.1. HOLD A WORKSHOP REGARDING MEMBERSHIP AND QUALIFICATIONS TO SERVE ON CITY BOARDS AND COMMISSIONS, WITH DIRECTION TO STAFF.**

*Chance Sparks, Director of Planning and Engineering, presented the item.*

*The consensus of council was that term limits should be eliminated for all Commissions.*

## **H. PRESENTATION**

### **H.1. PRESENTATION AND DISCUSSION WITH DIRECTION TO STAFF REGARDING A PRESENTATION BY MR. BART FLETCHER, PRINCIPAL WITH ELECTRO PURIFICATION LLC., REGARDING WATER SUPPLY OPPORTUNITIES FOR THE CITY OF BUDA.**

*Brian LaBorde, Assistant City Manager, introduced Mr. Bart Fletcher and Mr. Tom Thiockmorton.*

*Mr. Bart Fletcher and Mr. Tom Thiockmorton gave a presentation on water supply opportunities for the City of Buda.*

*No action was taken by council.*

## **I. REGULAR AGENDA ITEMS**

### **I.1. DISCUSS AND CONSIDER APPROVAL OF THE MINUTES OF THE 06/04/2013 CITY COUNCIL MEETING.**

*This item was presented by City Secretary Danny Batts.*

*Councilmember Montoya moved to approve this item. Mayor Ruge seconded the motion which carried unanimously. Mayor Pro Tem Lane abstained from voting on this item.*

### **I.2. DELIBERATION AND POSSIBLE ACTION REGARDING APPROVAL OF THE CITY RESOLUTION FOR THE PERFORMANCE AGREEMENT BETWEEN THE BUDA EDC AND BUDA MILL & GRAIN.**

*Ann Miller with the Buda Economic Development Corporation presented this item.*

*Councilmember Fletcher moved to approve this item. Councilmember Altmiller seconded the motion, which carried unanimously.*

### **I.3. DELIBERATION AND POSSIBLE ACTION TO APPOINT MEMBERS TO VACANCIES ON THE HISTORIC PRESERVATION COMMISSION.**

*Chance Sparks presented this item.*

*Mayor Ruge moved to appoint Holly Glickler to the board. Councilmember Montoya seconded the motion, which carried unanimously.*

*Councilmember Montoya moved to appoint Leonard Diggs to the board. Councilmember Hopkins seconded the motion, which carried unanimously.*

### **I.4. DISCUSS AND CONSIDER APPROVAL OF THE FIRST READING OF AN ORDINANCE OF THE CITY OF BUDA, TEXAS, AMENDING CHAPTER 4 (ANIMALS), ARTICLE 4.01 (GENERAL PROVISIONS) OF THE CODE OF ORDINANCES OF THE CITY OF BUDA, TEXAS, BY ADDING REQUIREMENTS FOR THE CARE AND CONTROL OF ANIMALS WITHIN THE CITY; PROVIDING A PENALTY CLAUSE, REPEALER CLAUSE, SAVINGS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.**

*Sgt. Brandon Hale and Jennifer Hall presented this item. They explained that electric fences have been removed from the ordinance per council's request.*

*Councilmember Fletcher moved to approve the item. Mayor Pro Tem Lane seconded the motion, which carried unanimously.*

- I.5. DISCUSS AND CONSIDER APPROVAL OF THE FIRST READING OF AN ORDINANCE OF THE CITY OF BUDA, TEXAS, AMENDING CHAPTER 4 (ANIMALS), ARTICLE 4.04 (ANIMAL CARE AND CONTROL) OF THE CODE OF ORDINANCES OF THE CITY OF BUDA, TEXAS, BY ADDING REQUIREMENTS FOR THE CARE AND CONTROL OF ANIMALS WITHIN THE CITY; PROVIDING A PENALTY CLAUSE, REPEALER CLAUSE, SAVINGS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.**

*Sgt. Brandon Hale and Jennifer Hall presented this item.*

*Councilmember Haehn moved to approve the item. Mayor Pro Tem Lane seconded the motion, which carried unanimously.*

- I.6. DISCUSSION AND DIRECTION TO STAFF REGARDING UPDATES AND PROGRESS ON THE CITY OF BUDA'S GROWTH PLAN.**

*Chance Sparks presented this item.*

*The consensus of council was to continue following the approved plan.*

- I.7. DELIBERATION AND POSSIBLE ACTION ADOPTING A RESOLUTION NOMINATING A CITY OF BUDA REPRESENTATIVE TO THE HAYS COUNTY WATER AND SEWER AUTHORITY EXECUTIVE COMMITTEE.**

*Stanley Fees presented this item.*

*Mayor Pro Tem Lane moved to appoint Stanley Fees to the committee. Councilmember Montoya seconded the motion, which carried unanimously.*

- I.8. DELIBERATION AND POSSIBLE ACTION CONCERNING APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BUDA AND BUDA ECONOMIC DEVELOPMENT CORPORATION IN RELATION TO HUMAN RESOURCE SERVICES.**

*Ann Miller presented this item.*

*Councilmember Altmiller moved to approve this item. Mayor Ruge seconded the motion, which carried unanimously.*

- I.9. DELIBERATION AND POSSIBLE ACTION ON AWARDING THE BID FOR CONSTRUCTION OF THE JACKSON TYLER NORRIS MEMORIAL SKATE PARK PROJECT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT.**

*Stanley Fees presented this item. He explained that the project has been modified to meet the updated budget by scaling back the memorial portion of the park and by using internal resources.*

*Mayor Ruge moved to award the bid to Joe Brown Construction. Mayor Pro Tem Lane seconded the motion, which carried unanimously.*

## **J. STAFF REPORTS**

- J.1. STAFF REPORT - UPDATE ON THE BONITA VISTA SUBDIVISION PHASE 1 STREET RECONSTRUCTION.**

*Stanley Fees presented this item.*

*No action was taken.*

- J.2. STAFF REPORT, RED WHITE AND BUDA, PARKS AND RECREATION DEPARTMENT**

*Andrew Czimskey presented this item.*

*No action was taken.*

- J.3. CITY MANAGER'S REPORT**

*City Manager Kenneth Williams updated the Council on the following topics:*

- 1. Brian LaBorde gave a legislative update.*
- 2. Noted that Staff will be attending a TxDot Design Concept meeting for FM 967.*
- 3. Noted that there will be a groundbreaking ceremony for the skate park on June 27th.*
- 4. Noted that we will be having a 2nd budget workshop at 4:00 pm on June 25th.*
- 5. Thanked Sylvia Hernandez and Danny Batts for their contributions to the city and bid them farewell.*

#### **K. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS**

1. Councilmember Fletcher requested a Resolution of Thanks for legislators for their help during the legislative session.
2. Councilmember Altmiller requested a discussion on Council Rules of Procedure
3. Councilmember Haehn would like a report on amending the charter to allow vacancies to be filled by appointment.

#### **L. ADJOURNMENT**

There being no further business to come before the Council, Mayor Pro Tem moved to adjourn the meeting. Councilmember Haehn seconded the motion, wick carried unanimously.

I certify that the above minutes were approved by the City Council of the City of Buda on 7/2/2013.

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