

7/16/2013 - Minutes

**A. CALL TO ORDER**

**B. INVOCATION**

**B.1. FATHER KIRBY GARNER, SANTA CRUZ CATHOLIC CHURCH**

*Father Kirby Garner from Santa Cruz Catholic Church delivered the invocation*

**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 Members Absent:

Bobby Lane and Wiley Hopkins

City Staff Present:

City Manager Kenneth Williams, Assistant City Manager Brian LaBorde, City Attorney George Hyde, Planning Director Chance Sparks, City Engineer Stanley Fees, Library Director Melinda Hodges, Parks & Recreation Director Andrew Czimskey, Police Chief Bo Kidd, Public Works Director Mike Beggs, Tourism Director Lysa Gonzalez, and Executive Assistant Isabel Fernandez

**E. PUBLIC COMMENTS**

There were no public comments

**F. CONSENT AGENDA**

The items on the consent agenda were considered routine and were approved by one motion. Council Member Altmiller moved to approve the items on the consent agenda. Mayor Ruge seconded the motion, which carried unanimously.

**F.1. APPROVAL OF A RESOLUTION AUTHORIZING PARTICIPATION IN THE TEXAS MAIN STREET PROGRAM AND DESIGNATING THE CITY MANAGER TO COORDINATE PROGRAM ACTIVITIES.**

*Approved by consent.*

**F.2. APPROVAL OF A REVISION TO THE PRELIMINARY PLAN FOR MEADOWS AT BUDA SUBDIVISION SECTION 4, GENERALLY LOCATED SOUTH OF ROBERT S. LIGHT BLVD.**

*Approved by consent.*

**G. PUBLIC HEARINGS**

**G.1. HOLD A PUBLIC HEARING TO RECEIVE WRITTEN AND ORAL COMMENTS REGARDING THE SERVICE PLAN AND ANNEXATION PROCEEDINGS ON APPROXIMATELY 14 ACRES OF LAND LOCATED ON THE WEST SIDE OF FM 1626 APPROXIMATELY 1,200 FEET NORTH OF ITS INTERSECTION WITH FM 967.**

*The public hearing was opened at 6:35 PM*

*Nobody spoke for or against this item.*

*The public hearing was closed at 6:35 PM*

- G.2. HOLD A PUBLIC HEARING TO RECEIVE WRITTEN AND ORAL COMMENTS REGARDING THE SERVICE PLAN AND ANNEXATION PROCEEDINGS ON APPROXIMATELY 5.05 ACRES OF LAND LOCATED AT 2122 GREEN MEADOWS LANE, BEING LOT 4 OF BLOCK A, GREEN CORNERS COMMERCIAL SUBDIVISION SECTION 1.**

*The public hearing was opened at 6:36 PM*

*Nobody spoke for or against this item.*

*The public hearing was closed at 6:36 PM*

## **H. REGULAR AGENDA ITEMS**

- H.1. APPROVAL OF THE MINUTES OF THE 07/2/2013 CITY COUNCIL MEETING.**

*This item was presented by Executive Assistant Isabel Fernandez.*

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

- H.2. CONSIDERATION AND POSSIBLE ACTION ON THE FIRST READING OF AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF CITY OF BUDA, TEXAS, COMBINATION TAX AND SURPLUS REVENUE CERTIFICATES OF OBLIGATION, SERIES 2013; LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.**

*City Engineer Stanley Fees presented this item.*

*Council Member Haehn asked why we would provide services to an area outside the city limits. Mr. Fees explained that Buda is the only service provider and can offer services to areas outside the city limits.*

*Council Member Fletcher moved to approve this item on the first and only reading. Council Member Altmiller seconded the motion, which carried unanimously.*

- H.3. CONSIDERATION AND POSSIBLE ACTION WITH RESPECT TO A RESOLUTION OF THE CITY OF BUDA, TEXAS APPROVING THE LOAN FORGIVENESS AGREEMENT BETWEEN THE TEXAS WATER DEVELOPMENT BOARD AND THE CITY OF BUDA AND OTHER MATTERS RELATING TO THE SUBJECT.**

*City Engineer Stanley Fees presented this item.*

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

- H.4. DELIBERATION AND POSSIBLE ACTION ADOPTING AN ORDINANCE OF THE CITY OF BUDA, TEXAS, ZONING FOR TRAFFIC AND RATE OF SPEED THEREIN, ON RM 967 IN THE CITY LIMITS OF THE CITY OF BUDA; DEFINING SPEEDING AND FIXING A PENALTY THEREFORE; DECLARING WHAT MAY BE A SUFFICIENT COMPLAINT IN PROSECUTIONS HEREUNDER; WITH A SAVING CLAUSE REPEALING CONFLICTING; CREATING AN IMMEDIATE EFFECTIVE DATE AFTER PASSAGE AND PUBLICATION.**

*City Engineer Stanley Fees presented this item.*

*He noted that there would be no cost to the city and it is a safety measure approved by TxDot.*

*Mayor Ruge moved to approve the motion on the first and only reading. Council Member Altmiller seconded the motion, which carried unanimously.*

- H.5. DELIBERATION AND POSSIBLE ACTION ON THE FIRST READING OF AN ORDINANCE AMENDING ARTICLE 14.03 OF THE CODE OF ORDINANCES REGARDING THE SALE AND USE OF FIREWORKS BY PROHIBITING THE SALE AND USE OF FIREWORKS WITHIN 5,000 FEET OF THE CITY LIMITS**

*Director of Planning Chance Sparks presented this item.*

*He noted that this item was being brought back at council's request.*

*Council Member Haehn stated that he does not agree with imposing an ordinance on citizens outside the city limits that cannot vote on the issue.*

*Council Member Altmiller moved to approve this item on first and only reading. Mayor Ruge seconded the motion. The motion failed to pass due to lack of votes.*

*Council Member Fletcher moved to approve the first reading of this ordinance. Council Member Altmiller seconded the motion. Motion was passed with a 4-1 vote*

#### **H.6. DISCUSSION AND DIRECTION TO STAFF ON THE ADOPTION OF RULES OF PROCEDURES FOR THE CITY COUNCIL, AND ON THE ESTABLISHMENT OF GUIDELINES FOR COUNCILMEMBER INTERACTION WITH MEDIA, SPECIAL INTEREST & ADVISORY GROUPS, AND INDIVIDUALS**

*City Manager Kenneth Williams presented this item.*

*He stated that staff is looking for direction on what council would like to have presented in regards to rules of procedure.*

*Council Members requested guidance on dealing with the media, quorums at social events, and non profit organization requests.*

*City Attorney George Hyde discussed the rules for the Texas Open Meeting Act and answered council's question regarding quorums at social events.*

*No Action was taken on this item.*

### **I. STAFF REPORTS**

#### **I.1. STAFF REPORT: DISCUSS NEW LEGISLATION- HOUSE JOINT RESOLUTION 87 PERTAINING TO FILLING OF CITY COUNCIL VACANCIES**

*City Attorney George Hyde presented this item.*

*He noted that the City of Buda amended its charter in 2012 and would be eligible to make changes in November 2014. At that time, council can amend the charter allowing council vacancies with 12 months or less left in the term to be filled by city council appointment.*

#### **I.2. STAFF REPORT: DISCUSS RESULTS REGARDING THE WHISPERING HOLLOW ON-STREET PARKING SURVEY**

*This item was presented by Assistant City Manager Brian LaBorde. He introduced intern Bryce Cox, who presented the result for the Whispering Hollow on-street parking survey.*

*Mr. Cox stated that the survey was very successful. There were 97 respondents to the survey, with the majority voting to have the curbs painted instead of adding signs. They also voted against one-sided street parking in the community. Staff will start painting the curbs in the new few weeks.*

### **J. CITY MANAGER'S REPORT**

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

He stated that TxDot had a meeting to discuss the upgrade to FM 967. The project will get funding from Hays County and should be completed in a year.

He introduced new City Secretary Joy Hart.

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

?1. Council Member Altmiller would like to see speed limits posted in the neighborhood.

2. Mayor Ruge wants a cost analysis for installing speed limit signs in the neighborhoods.

**L. ADJOURNMENT**

There being no further business to come before the Council, Council Member Haehn moved to adjourn the meeting. Council Member Montoya seconded the motion, which carried unanimously.

I certify that the above minutes were approved by the City Council on 8/6/2013,

Isabel Fernandez, Executive Assistant