

City of Meadowlakes
City Council Stated Meeting Minutes
February 10, 2009

I. CALL TO ORDER AND QUORUM DETERMINATION:

Mayor John Aaron called the meeting to order at 5:00 p.m. declaring that the required quorum was present at the Meadowlakes Municipal Building in Totten Hall, 177 Broadmoor, Meadowlakes, Texas. Members present were: Mayor John Aaron, and council members Christine Forsyth, Laird Landis, Bill Pickard, Joe Summers, and Camille Sweigart. Also present were City Administrator Johnnie Thompson, City Secretary Linda Wendling, and City Treasurer Eileen Harrison.

II. PLEDGE OF ALLEGIANCE & PRAYER:

Councilmember Summers led the meeting members and guests in the Pledge of Allegiance. Councilmember Sweigart led the meeting members and guests in prayer.

III. SPECIAL REPORT:

A. Presentation/summary: Fire Services Emergency Services District (ESD) formation – Terry White, Chief Marble Falls Area VFD –

Mayor Aaron introduced Mr. Terry White to the meeting members and guests. Mr. White, Fire Chief MFVFD, also introduced Fire Fighters George Tennison and Alex Dunavant, and Michael Phillips, Assistant Chief and President of the corporation side of the Fire Department. These gentlemen presented the below bulleted items and council discussion ensued throughout the presentation:

- ESD stands for Emergency Services District.
- It's a political subdivision that is recognized in the State of Texas.
- It's a taxation vehicle for funding of emergency services and its basis is off the ad valorem taxes which has a cap of up to .10 cents per \$100 valuation.
- At the passing of the ESD there is a formation of an ESD board which then in- turn sets that rate by utilization of the budget.
- Their current funds are obtained from set contracts such as Meadowlakes in addition to funds from the counties.
- Due to recent legislation changes, the counties have fewer funds to forward to these emergency service facilities.
- Recent increases in operational funds, brush fires, gas, repairs, etc. spurred them to make an ESD so they may continue their services without worrying about the legislation and its impact upon the county and their contributory funds.
- With these funds they could also steadily increase their training program; current roster at 26 individuals in the volunteer departments (EMS & Fire), in addition to repair ageing apparatus and equipment.
- They are currently co-housing with Marble Falls at 700 Avenue N and hope to begin construction in 3 to 4 months for a new facility which is also an increase in costs.
- Marble Falls has elected to take the ETJ for them selves and opt out of the program, which means they will take over their own fire services. The MFVFD has offered contracts back to Marble Falls that are not yet finalized but there is a mutual aid agreement that could be utilized.

- Discussion regarding comparisons of our current effective tax rate versus what it will be under the ETJ.
- Received confirmation that if we opt out and utilize the contract, they choose not to honor the contract, or upon termination of the contract, that we may join the ESD upon dual election at a later time.
- Received confirmation that the ESD board is not named at this time.
- Received confirmation that if Meadowlakes forms an ESD then we would contract with the MFVFD and it would take an election by both parties.
- Received confirmation that the ESD contracts with MFVFD.
- Received confirmation that to continue our relationship we would simply need to form an ESD and request services and see.
- Received confirmation that the council could provide that service in lieu of an ESD.
- Received confirmation that the difference between the council performing such service in lieu of an ESD would be if we were capped due to a tax cap.
- Discussion on the EMS and why they are not listed in this proposal.
- Discussion on Llano and Burnet County ESD in relation to EMS.

IV. STANDARD LIVE REPORTS (Progress & Status Reports only – Recommendations or action discussion now allowed)

A. POA Activity Report - Don Williams, President (Attachment A)

Mr. Williams provided his report; highlighting that the POA approved the maintenance contract and is happy with the working relationship, Steve Hatch requested an advertising sign for the restaurant and was redirected to the architectural committee for review, request of photo badges for employees, Lyn Fates' research on cameras in the RV park, building a T head and boat slip at the Lakeside Park, received calls regarding teenagers on carts, appreciation to Pricilla Walker for taking over the newsletter, and the next POA meeting is on February 17th at 7:00 p.m. Council and audience discussion ensued.

B. City Administrator Activity & Financial Summary Report – Thompson

(Attachment B) Mr. Thompson provided his written report and stated that due to time restraints and staff following him he will pass on his report and will respond to any questions when prompted.

C. Hidden Falls Activity & Financial Summary Report – Hatch, Director of Golf

(Attachment C) Mr. Hatch provided his report stating that he entered each line item as outlined by the proposed budget. Mayor Aaron stated that council will review and readdress later if necessary. Mr. Hatch continued his report highlighting January's P&L versus budget, TORO Irrigation control, successful silverware fund, new mantle for fireplace, website created by Bob Powers, new 50" plasma TV donation, movement started to obtain china, Super Bowl Sunday event, ongoing advertisements, granite sign replacements, visiting with Marble Falls regarding their grey water, and the restaurant did \$35,962 in January and made a profit. Mr. Hatch further reviewed the memberships by month, golfing rounds and revenue, golf shop changes, and propane. Council discussion ensued regarding an estimated timeframe for converting to a pure accrual basis, costs of goods, advertising issues, overhead allocation, and irrigation work being performed. Audience questions ensued.

D. Public Works Department Activity & Financial Summary Report – Williams

(Attachment D) Mr. Williams provided his report highlighting the annual inspection of the PWD which went well, two additional monitoring issues which will be required at the water plant, and highlighted bulleted items on Attachment D. Audience questions ensued.

V. CONSENT ITEMS:

- A. January 13, 2009 - Stated Meeting Minutes** (Attachment E)
- B. Ordinance Enforcement January Activity Report - Harvey Raschke, Officer** (Attachment F)
- C. Animal Control January Activity Report - Robbie Galaway, Officer** (Attachment G)
- D. City Building Committee January Activity Report - Blair Feller, Chairman** (Attachment H)
- E. General Fund January Financials Report- Eileen Harrison, Treasurer** (Attachment I)
- F. Utility & RCC January Financials Report- Johnnie Thompson, City Admin.** (Attachment J & K)

Councilmember Landis made a motion that we pull out the RCC financials and revisit for next month and adopt the remaining consent items. Councilmember Sweigart seconded the motion. The motion carried by unanimous vote.

VI. CITIZEN COMMENTS:

- A.** Resident Middlebrooks displayed a t-shirt he designed which advertises by the wearer the Meadowlakes speed limit of 25 MPH and to slow down. The t-shirts are for sale at cost of \$14.00 each.

VII. OLD BUSINESS:

- A. Action/discussion: Ordinance 2008-33, Hidden Falls Golf Club Blanket Irrigation and Utility Easement (second reading) – Aaron** (Attachment L) Mayor Aaron introduced this item by providing a history of its purpose and origination. Mayor Aaron stated that we need to attach the detailed meets and bounds document from the sales contract. Council discussion ensued in the positive. Councilmember Landis made a motion to adopt Ordinance 2008-33 as written with the meets and bounds addendum. Councilmember Sweigart seconded the motion. The motion carried by unanimous vote.

VIII. NEW BUSINESS:

- A. Action/discussion: City's Inclusion in Proposed Fire Services ESD ("OPT IN/OPT OUT") Decision - Aaron** (Attachment M & N) Mayor Aaron introduced this item by referring to the form letter and reviewing offline discussions with the MFVFD and ESD attorney in relation to same. Council discussion ensued including Mayor Aaron providing further explanation of the ESD and the election process. Mayor Aaron read the proposed letter into record and further explained a modification due our ETJ and possible lack thereof. Councilmember Pickard made a motion that Pursuant to Section 775.014 of the Texas Health & Safety Code, the City of Meadowlakes, Texas, hereby consents to the inclusion of its extraterritorial jurisdiction, but not its territorial limits, within the proposed ESD. Councilmember Summers seconded the motion. The motion carried by unanimous vote.
- B. Action/Discussion: Inclusion of City's ETJ in proposed Fire Services ESD – Aaron** (Attachment O) Mayor Aaron stated this item was taken care of via the above motion.
- C. Action/discussion: Order General Election for May 9, 2009 – Aaron** (Attachment P) Mayor Aaron introduced this item by reading the entire order of election into record.

- D. Action/discussion: General Fund Line Item Transfers - Eileen Harrison, Treasurer** Eileen Harrison had no line item transfers at this time.
- E. Action/discussion: Utility & RCC Line Item Transfers - Johnnie Thompson, City Administrator** (Attachment Q) Mr. Thompson had no line item transfers.
- F. Action/discussion: Office copier contract award – Forsyth** (Attachment R) Councilmember Forsyth introduced this item by reviewing her research, Attachment R. Council discussion ensued. Councilmember Summers made a motion to approve the recommendation to get the Barks WorkCenter 5030. Councilmember Pickard seconded the motion. The motion carried by 4 yeas, and one abstention by Councilmember Landis. Treasurer Harrison proposed we transfer \$1,000 from the contingency fund and rename the line item from “copier maintenance” to “copier lease”. Councilmember Summers made a motion to adopt the line item transfer. Councilmember Pickard seconded the motion. The motion carried by 4 yeas and one abstention vote from Councilmember Landis.
- G. Action/discussion: City of Meadowlakes 2007-2008 audit results – Thompson** (Attachment S & T) Mr. Thompson stated Mr. Neffendorf will be present at the next meeting so once the council has had an opportunity to review the audit questions may be answered either during the March 10th council meeting or off-line before then. Mr. Thompson stated we had positive cash flows with the exception of the golf fund, the golf fund did not do badly but lost approximately \$8,000 after depreciation, and the overall audit went extremely well, further stating that we had no material defects or weaknesses in our managerial controls. Council discussion ensued.
- H. Action/discussion: Ordinance 2009-03, Raw Water Rate for Golf Course – Aaron** (Attachment U) Mayor Aaron introduced this item by providing a history of its purpose and origination, highlighting the strategy and formula usage in Exhibit A of same. Council discussion ensued. Councilmember Landis made a motion to adopt Ordinance 2009-03 as written and waive the second reading. Councilmember Summers seconded the motion. The motion carried by unanimous vote.
- I. Action/discussion: Resolution 02-2009, POC Recommendation to Disband – Fixsen** (Attachment V) Mr. Fixsen introduced this item by stating that the POC unanimously agreed that they have fulfilled the POC’s original purpose, providing a history of the POC’s inception, and further stating that the general manager is totally capable of running the golf course at this time. Council discussion ensued, further clarifying that the subcommittees will report directly to the golf course management. Council and audience discussion ensued. Councilmember Landis made a motion to adopt Resolution 02-2009 as written. Councilmember Sweigart seconded the motion. The motion carried by unanimous vote.
- J. Action/discussion: Establish City Membership in CAPCOG with Blair Feller as Representative – Aaron** Mayor Aaron introduced this item by providing some history into this representative position and CAPCOG, further stating that Mr. Feller has volunteered to be Meadowlakes’ representative. Council discussion ensued. Councilmember Landis made a motion to accept Blair Feller as the CAPCOG representative for Meadowlakes. Councilmember Summers seconded the motion. The motion carried by unanimous vote.

K. Action/discussion: Ordinance 2009-02, TABC license update and Miscellaneous Ordinance Language Update – Aaron (Attachment W) Mayor Aaron introduced this item by providing a summary of its purpose and origination, further providing explanation of some TABC rules and regulations. Councilmember Pickard made a motion to adopt Ordinance 2009-02 as written and waive the second reading. Councilmember Summers seconded the motion. The motion carried by unanimous vote.

L. Action/discussion: Resolution 01-2009, Support of Texas Tech University – Aaron (Attachment X) Mayor Aaron introduced this item briefly. Councilmember Landis made a motion to adopt Resolution 01-2009 as written. Councilmember Sweigart seconded the motion. The motion carried by unanimous vote.

M. Action/discussion: Ballot for Marble Falls Replat Submission for a Public Works Yard located southeast of the corner of Avenue S and second street - Aaron (Attachment Y & Z) Mayor Aaron introduced this item by stating that Councilmember Summers and Mr. Feller reviewed the area in question. Council discussion ensued. Councilmember Landis made a motion to vote “for” on both ballots. Councilmember Pickard seconded the motion. The motion carried by unanimous vote.

IX. CITIZEN COMMENTS:

A. No further citizen comments.

X. COUNCIL & MAYOR ANNOUNCEMENTS:

A. February’s public forum on February 24th from 5:30 to 7:00 p.m. in Totten Hall – Aaron

B. Public meeting on Marble Falls Volunteer Fire Department’s ESD submission, February 26th at 7:00 p.m. in Colt Elementary Cafeteria - Aaron

XI. ADJOURNMENT:

The meeting adjourned at 7:35 p.m.

Approved:

/s/ John Aaron _____ **Date:** 2/10/09
Mayor

Attest:

/s/ Linda A. Wendling _____ **Date:** 2/10/09
City Secretary