



City of Granite Shoals
2221 N. Phillips Ranch Road
Granite Shoals, TX 78654
Phone (830) 598-2424 Fax (830) 598-6538
www.graniteshoals.org

**GRANITE SHOALS CITY COUNCIL
REGULAR CITY COUNCIL MEETING AGENDA
CITY HALL – COUNCIL CHAMBERS, 2ND FLOOR
2221 N. PHILLIPS RANCH ROAD
TUESDAY, AUGUST 9, 2016, 6:00 PM**

1. **Call meeting to order**

2. **Invocation**

3. **Pledge of Allegiance to the flag of the United States and to the Texas flag**

*Texas Flag: Honor the Texas flag; I pledge allegiance to thee,
Texas, one state under God, one and indivisible.*

4. **Public comment and announcements and Items of Interest** *p.4*

At this time, any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting. No discussion or deliberation can occur. Comments regarding specific agenda items should occur when the item is called. Anyone wishing to speak under this agenda item must complete a Comment Card and submit to the City Secretary prior to addressing the Council.

- Nomination Period for the 2017 John Rinehart Memorial Award for Outstanding Community Service, June 30th through September 30th, applications available at City Hall and on the city website at <http://www.graniteshoals.org/DocumentCenter/View/687>
- Special Called Meeting and Budget Workshop -- City Council to be held Monday, August 15th at 6:00 PM.
- Burnet County Citizens Emergency Management Training (CERT) Classes begin in September. *p.5*
- Texas Department of Transportation (TXDOT) agrees to install traffic light at Prairie Creek and RR 1431 within next 2 ½ years. (Mayor Carl Brugger) *p. 6-8*
- Prevent Theft by Locking up valuables – Reminder from Chief Boshears *p. 9*
- City Hall will be closed for staff training on Thursday, August 18, 2016 from 8:30 AM to 11:00 AM
- September 7, 2016 Bluebonnet Café in Marble Falls - Fish Fry for the benefit of the Marble Falls Area EMS. *p.10*

5. **Presentations, Recognitions and Reports:** *p. 11*

- Donation of Trailer from Granite Shoals Fire Auxiliary – Fire Chief Austin Stanphill
- Utility Department Update – Assistant City Manager Peggy Smith *p.12*

6. **MANAGEMENT REPORTS** *p.18 p.13-17*

a.) **City Manager**

- Fences / Fence Ordinance / Council feedback
- USDA – Rural Development: update on grant application for Road Improvements
- Annexation/development agreement(s) *p. 19 - p. 25*
- No Deer Feeding Ordinance#680 update

b.) Assistant City Manager

- Report on Youth Service Project Work Days

c.) City Secretary

- Human Resources Update

7. **SPECIAL PRESENTATION AND WORKSHOP:** *p. 26 - 27*

Presentation of the City of Granite Shoals, Texas, 2016-2017 Fiscal Year proposed budget by City Manager Ken Nickel. (*Director of Finance Wendy Gholson*)

- First Budget Workshop
- First Tax Rate 2016 Workshop

8. **CONSENT AGENDA ITEMS** *p. 28*

The items listed are considered to be routine and non-controversial by the City Council and will be approved by one motion, There will be no separate discussion of these items unless a Councilmember so requests, in which case the item will be removed from the Consent Agenda prior to a motion and vote. The item will be considered in its normal sequence of the regular agenda.

- Approve City Council minutes from July 26, 2016; Regular Meeting. *p. 29 - 56*
- Approve Ord. 695 to modify structure and size of the Beautification Advisory Group (BAG) – reducing the maximum size of the Committee from 15 members to 10 members.
- Accept new trailer from Granite Shoals Fire Auxiliary as gift to the City, for the Granite Shoals Fire Department, with appreciation of Council.
- Approve contract with Doug Ferguson, Burnet County Elections Administrator, for services to conduct city election(s) during the FY 2016-2017 budget year. *p. 60 - 71*

p. 57 - 59

9. **REGULAR AGENDA ITEMS**

- Discuss, consider and possibly take action to **conduct a record vote** of City Council to consider a proposed ‘Not To Exceed’ tax rate for Fiscal Year (FY) 2016. (*City Manager Ken Nickel, Director of Finance Wendy Gholson*) *p. 72*
- Review, discuss and consider scheduling the required Public Hearings to be held on the proposed FY 2016-2017 Budget and the proposed Tax Rate, respectively. (*City Manager Ken Nickel/Finance Director Wendy Gholson*) *p. 73 - 74*
- Discuss, consider and possibly take action related to the appointment of members to Boards and Committees. (*City Secretary Simpson*) *p. 75*
- Discuss, consider and possibly take action related to proposed Ordinance 688, amending Ordinance 191 and approving modifications and updates to the policy and procedures concerning the Granite Shoals Police Reserves. (*City Manager Ken Nickel/Interim Police Chief Gary Boshears*). *p. 76 - 82*

10. **Workshop Items**

- a.) **Review information, discuss and consider drainage issues related to Elm Creek:** *p. 83-85*
- issues related to plans for future public infrastructure projects
 - issues related to Federal Emergency Management Agency (FEMA) Floodplain area(s)
 - issues related to Lower Colorado River Authority (LCRA) regulations
 - issues related to access to creek: private property, rights-of-way, easements, etc.

b.) **Review information, discuss and consider possible options for a future Referendum Election:** Discuss original Ord. 680 No Deer Feeding Ordinance, Ord. 685 Pilot Program for Deer Management Ordinance, options for a proposed ordinance to call a future election, options for Council-Initiated referendum and related issues. *p. 86-93*

11. **Executive Session** *p. 94*

Executive (Closed) meeting as authorized by Texas Government Code. Executive session pursuant to section 551.071 of the Texas Open Meetings Act (Consultation with Attorney) to seek and receive legal advice from the city's legal counsel relating to SOAH DOCKET NO. 407-16-4527.F5, JP Wilson v. Granite Shoals Police Department, in the State Office of Administrative Hearings.

Any actions resulting from Executive Session.

12. **Future agenda Items** *p. 95-99*

- Review Agenda Calendar
- Identification of future agenda items

13. **Adjournment**

CERTIFICATION

I certify that the foregoing agenda has been posted at Granite Shoals City Hall, 2221 N. Phillips Ranch Road, both on the indoor bulletin board and the six panel Park Information and City Notice Outdoor Bulletin Board cases which are accessible to the public at all times, and the city website at www.graniteshoals.org on Friday, August 5, 2016 on or before 8:00 p.m. and shall remain there continuously from such time until after this meeting is adjourned on Tuesday, August 9, 2016. City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 8 hours prior to this meeting. Please contact the City Secretary at (830) 598-2424 for further information.



Elaine Simpson
 Elaine Simpson, TRMC/MMC, City Secretary

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by Texas Government Code Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), and/or 418.183 (homeland security).

V.T.C.A., Penal Code § 42.05, § 42.05. Disrupting Meeting or Procession

(a) A person commits an offense if, with intent to prevent or disrupt a lawful meeting, procession, or gathering, he obstructs or interferes with the meeting, procession, or gathering by physical action or verbal utterance.

(b) An offense under this section is a Class B misdemeanor. Credits: Acts 1973, 63rd Leg., p. 883, ch. 399, § 1, eff. Jan. 1, 1974. Amended by Acts 1993, 73rd Leg., ch. 900, § 1.01, eff. Sept. 1, 1994. V. T. C. A., Penal Code § 42.05, TX PENAL § 42.05

- Current through the end of the 2015 Regular Session of the 84th Legislature



**City of Granite Shoals, Texas
City Council Regular Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: Item 4 – Public Comment and Staff Announcements

AGENDA CAPTION

- **At this time, any person with business before the Council not scheduled on the agenda may speak to the Council.**
- **No formal action can be taken on these items at this meeting.**
- **No discussion or deliberation can occur.**
- **Comments regarding specific items should occur when the item is called on the agenda.**
- **Anyone wishing to speak under this agenda item must complete a “Comment Card” and submit it to the City Secretary prior to addressing the Council.**

Texas Government Code, Section 551.042. Sec. 551.042. INQUIRY MADE AT MEETING.

(a) If, at a meeting of a governmental body, a member of the public or of the governmental body inquires about a subject for which notice has not been given as required by this subchapter, the notice provisions of this subchapter do not apply to:

- (1) a statement of specific factual information given in response to the inquiry; or
- (2) a recitation of existing policy in response to the inquiry.

(b) Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

V.T.C.A., Penal Code § 42.05, § 42.05. Disrupting Meeting or Procession

(a) *A person commits an offense if, with intent to prevent or disrupt a lawful meeting, procession, or gathering, he obstructs or interferes with the meeting, procession, or gathering by physical action or verbal utterance.*

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Staff Announcements (announcements of community interest) :

The Texas Open Meetings Act effective September 1, 2009, provides that “a quorum of the city council may receive from municipal staff, and a member of the governing body may make, a report regarding items of community interest during a council meeting without having given notice of the subject of the report, provided no action is taken or discussed.”

The law provides that an “item of community interest” includes the following:

- expressions of thanks, congratulations, or condolence;**
- information regarding holiday schedules;**
- honorary recognitions of city officials, employees, or other citizens;**
- reminders about upcoming events sponsored by the city or other entity that is scheduled to be attended by a city official or city employee; and,**
- announcements involving imminent public health and safety threats to the city.**

The Open Meetings Act does not allow Council to discuss an item concerning pending City Council business unless it is specifically, appropriately posted on the agenda.

ARE YOU PREPARED FOR A DISASTER ?

BE PREPARED BY BECOMING A CERT TEAM MEMBER

SIGN UP NOW FOR OUR NEXT CLASS

In 95% of all emergencies, everyday citizens provide the first immediate assistance on the scene. Without the proper training, how would you know what to do?

On Thursday, September 15, 2016, the Burnet County Office of Emergency Management will begin our next class. This training is free of charge and will be held from 7-10 p.m. on Thursdays, the location to be determined. There is 7 weeks of training plus a live simulation and graduation. Your only commitment is approximately 26 hours of your time.

This program is made possible by a CAPCOG Citizens Corps Grant Program/CERT which provides the funds for training equipment and supplies.

To register for this class, get more information, and the training schedule, visit our website at www.burnetcountycert.org.



City of Granite Shoals

Office of the Mayor

2221 North Phillips Ranch Road

Granite Shoals, Texas 78654

(830) 598-2424 Fax: (830) 598-6538

www.graniteshoals.org mayor@graniteshoals.org

Carl Brugger
Mayor

Tom Dillard
Mayor Pro Tem
Council Member
Place 4

Shirley King
Council Member
Place 2

Anita Hisey
Council Member
Place 1

Eric Tanner
Council Member
Place 3

Todd Holland
Council Member
Place 5

Mark Morren
Council Member
Place 6

Ken Nickel
City Manager

Peggy Smith
Assistant City Manager

Cathy Kratz
Area Engineer
Texas Department of Transportation (TXDOT)
3029 E. SH 29
Burnet TX 78611
Cathy.kratz@txdot.gov

Tuesday, July 12, 2016

Dear Ms. Kratz:

As Mayor of the City of Granite Shoals, Texas, I request that a traffic count be conducted at the intersection of Prairie Creek Road and Ranch Road 1431 in Granite Shoals for the purpose of installing a traffic light.

Prairie Creek is one of three arterial roadways in Granite Shoals, and the only arterial without signal control. Traffic counts were conducted by the City last year, albeit very limited in scope. They showed Prairie Creek to have the highest volume of our three arterial roads. At peak times, our residents are cutting through neighborhood streets to avoid the traffic backlog caused by cars attempting to enter Ranch Road 1431. This situation may be exacerbated if the City goes through with plans to upgrade the three arterial roads.

I was told that this request should come to you, as the Area Engineer for TXDOT.

Thank you for your attention and anticipated assistance with this request. Please do not hesitate to contact me if you have any questions related to this letter, or you may contact our City Manager; Ken Nickel.

Sincerely,


Carl Brugger
Mayor

TxDOT

Austin District

RM 1431 at Prairie Creek Rd

Signal Warrants - Summary

Major Street Approaches

Eastbound: RM 1431

Number of Lanes: 2

85% Speed > 40 MPH.

Total Approach Volume: 5,088

Westbound: RM 1431

Number of Lanes: 2

85% Speed > 40 MPH.

Total Approach Volume: 5,511

Minor Street Approaches

Northbound: Prairie Creek Rd

Number of Lanes: 1

Total Approach Volume: 1,228

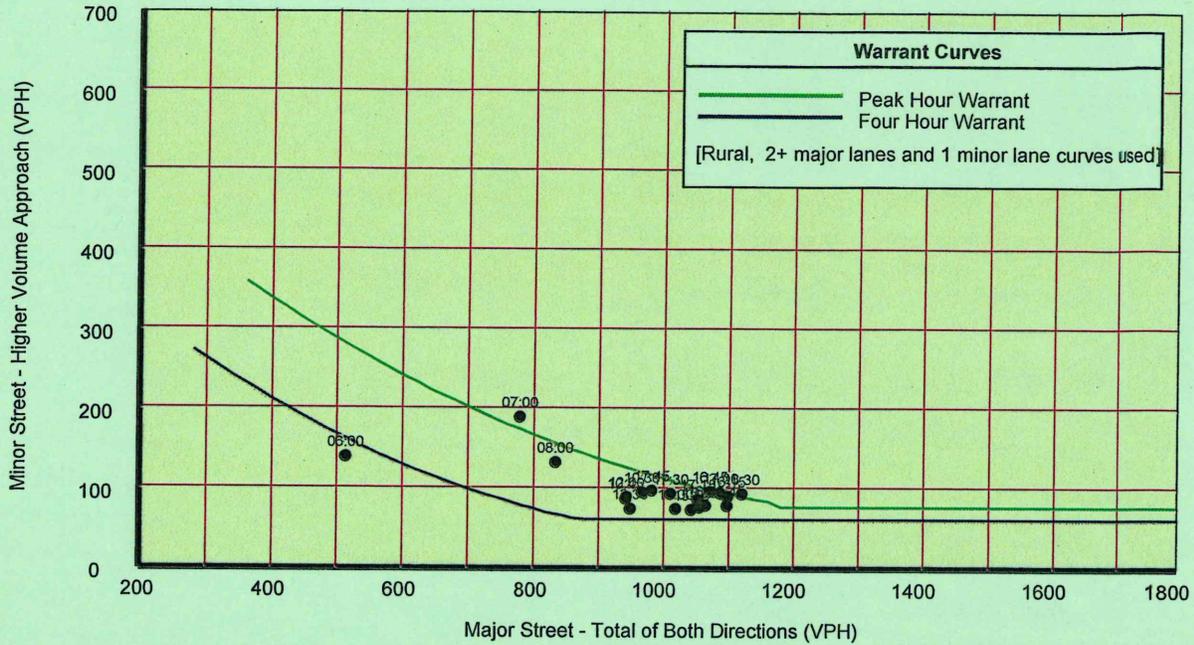
Warrant Summary (Rural values apply.)

Warrant 1 - Eight Hour Vehicular Volumes	Satisfied
Warrant 1A - Minimum Vehicular Volume	Not Satisfied
Required volumes reached for 3 hours, 8 are needed	
Warrant 1B - Interruption of Continuous Traffic	Satisfied
Required volumes reached for 11 hours, 8 are needed	
Warrant 1C - Combination of Warrants	Not Satisfied
Required 1A volumes reached for 7 hours, 8 are needed	
Required 1B volumes reached for 12 hours, 8 are needed	
Warrant 2 - Four Hour Volumes	Satisfied
Number of hours (11) volumes exceed minimum >= minimum required (4).	
Warrant 3 - Peak Hour	Satisfied
Warrant 3A - Peak Hour Delay	Satisfied
Number of hours (12) volumes exceed minimum >= required (1). Delay data not evaluated.	
Warrant 3B - Peak Hour Volumes	Satisfied
Volumes exceed minimums for at least one hour.	
Warrant 4 - Pedestrian Volumes	Not Evaluated
Warrant 5 - School Crossing	Not Evaluated
Warrant 6 - Coordinated Signal System	Not Evaluated
Warrant 7 - Crash Experience	Not Evaluated
Warrant 8 - Roadway Network	Not Evaluated
Warrant 9 - Intersection Near a Grade Crossing	Not Evaluated

TxDOT

Austin District
RM 1431 at Prairie Creek Rd

Signal Warrants - Summary



Analysis of 8-Hour Volume Warrants:

War 1A-Minimum Volume

War 1B-Interruption of Traffic

War 1C-Combination of Warrants

Hour Begin	Major Total	Minor Vol	Maj Dir	Min 420 105	Hour Begin	Major Total	Minor Vol	Maj Dir	Min 630 53	Hour Begin	Major Total	Minor Vol	Dir	1A Met	1B Met
08:00	835	133	NB	Yes Yes	15:45	1,099	79	NB	Yes Yes	16:15	1,100	91	NB	Yes	-
07:00	780	190	NB	Yes Yes	16:45	1,073	97	NB	Yes Yes	15:45	1,099	79	NB	No	Yes
06:00	515	140	NB	Yes Yes	17:45	983	98	NB	Yes Yes	16:45	1,073	97	NB	-	Yes
16:30	1,122	94	NB	Yes No	10:30	968	96	NB	Yes Yes	17:15	1,054	87	NB	Yes	-
16:15	1,100	91	NB	Yes No	12:30	950	75	NB	Yes Yes	17:45	983	98	NB	-	Yes
15:45	1,099	79	NB	Yes No	11:30	882	88	NB	Yes Yes	12:00	944	90	NB	-	Yes
17:00	1,089	95	NB	Yes No	09:30	846	71	NB	Yes Yes	10:00	920	98	NB	Yes	Yes
16:45	1,073	97	NB	Yes No	07:30	843	182	NB	Yes Yes	11:00	903	76	NB	No	Yes
16:00	1,066	79	NB	Yes No	08:30	761	104	NB	Yes Yes	11:30	882	88	NB	Yes	-
15:30	1,057	77	NB	Yes No	14:45	745	54	NB	Yes Yes	13:00	877	71	NB	No	Yes
17:15	1,054	87	NB	Yes No	06:30	635	172	NB	Yes Yes	08:00	835	133	NB	-	Yes
15:15	1,044	74	NB	Yes No	06:15	582	170	NB	No Yes	07:45	833	143	NB	Yes	-
15:00	1,020	75	NB	Yes No	06:00	515	140	NB	No Yes	07:00	780	190	NB	-	Yes
17:30	1,012	94	NB	Yes No	14:30	486	32	NB	No No	08:45	770	96	NB	Yes	-
17:45	983	98	NB	Yes No	13:30	405	35	NB	No No	09:00	747	80	NB	-	Yes
10:30	968	96	NB	Yes No	05:45	375	93	NB	No Yes	14:45	745	54	NB	No	Yes
12:30	950	75	NB	Yes No	14:15	238	17	NB	No No	06:45	701	199	NB	Yes	-
12:00	944	90	NB	Yes No	05:30	231	55	NB	No Yes	06:00	515	140	NB	-	Yes
10:45	943	88	NB	Yes No	13:45	199	16	NB	No No	05:45	375	93	NB	Yes	No
11:15	938	75	NB	Yes No	18:45	178	22	NB	No No	16:00	1,066	79	NB	No	-
12:15	934	85	NB	Yes No	05:15	85	13	NB	No No	15:30	1,057	77	NB	No	-
11:45	928	86	NB	Yes No	22:45	0	0	SB	No No	15:15	1,044	74	NB	No	-
10:15	921	95	NB	Yes No	22:30	0	0	SB	No No	15:00	1,020	75	NB	No	-
10:00	920	98	NB	Yes No	22:15	0	0	SB	No No	12:30	950	75	NB	No	-



GRANITE SHOALS POLICE DEPARTMENT

**410 N. Phillips Ranch Rd.
Granite Shoals, TX 78654**

Office: 830-598-4818

Chief Gary Boshears

FAX: 830-598-4354

August 5, 2016

Granite Shoals Police Department Citizen Action Reminder

The Granite Shoals Police Department would like to remind the citizens and residents of the City to take several actions to prevent themselves from becoming victims of crime. Recently, some residents have suffered minor property losses due to thieves. Be assured that we are actively investigating these losses and following several promising leads. Sadly, these losses could have been prevented by taking simple actions to prevent thefts.

The first and foremost action everyone can take is to simply lock your doors. Whether it be your house, car, or shed; locking doors will stop quite a few would be thieves. Residents can also prevent thefts by removing valuable items from plain sight in cars, boats, or open garages and sheds. If you have valuable items, put them up in a secure location. Remember to write down the serial number of expensive items and engrave your Texas Driver's License number on anything of value. This allows us to easily identify something of yours when it's in the possession of someone else. Don't forget about exterior lighting. Although this may take away from the night sky, it keeps away would be thieves too. These few simple actions can reduce the number of thefts that occur in the City and prevent more from occurring.

We know our citizens love the small town feel that this city offers but leaving doors unlocked attracts criminals that may otherwise choose to leave your property alone. We take pride in this community as we know our citizens do. Please help us to make this community as safe as possible.

Sincerely,

Gary A. Boshears
Interim Chief of Police

Marble Falls Area EMS

FISH



FRY

at the

Bluebonnet Cafe

Wednesday - Sept. 7, 2016

4:00 pm - 8:00 pm

\$10.00 per person

\$4.00 children 5 & under

Take out orders call

693-2444



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: Item 5. Presentations and Recognitions
Prepared by: Elaine Simpson, City Secretary
Department: Administration
Submitted by: Elaine Simpson, City Secretary

BACKGROUND

5. Presentations, Recognitions and Reports:

- Donation of Trailer from Granite Shoals Fire Auxiliary – *Fire Chief Austin Stanphill*

City Council will hear a short presentation about this trailer that the Fire Auxiliary is gifting to the City. On the Consent agenda, the Council will have the opportunity to formally accept this gift.

The GS Fire Auxiliary reliably provides support to the members of the Fire Department. Currently their officers are: Jonathan Curley; President of the Chapter, Brian McCarty; Vice President, Tim Campbell; Treasurer and Amber Campbell; Secretary.

They are always accepting donations for the Granite Shoals Fire Department Auxiliary. These donations are used to fund Fire Department additional equipment, training, and uniforms in addition to what is in the current City budget. In addition, the auxiliary also provides refreshments and meals to fire fighters at the scene of extended emergency responses.

- Utility Department Update – *Assistant City Manager Peggy Smith*

City Council requested that Assistant City Manager Smith present an update to City Council related to actives in the Utility Department and the status of the Automated Meter Reader (AMRs) Project.





City of Granite Shoals, Texas
City Council Regular Meeting
Agenda Item Cover Memo
Date: August 9, 2016

Agenda Item: 5. Presentations – Utility Department
Prepared/Submitted By: Peggy Smith, Assistant City Manager
Department: Utilities

AGENDA CAPTION

Presentation to update on Automated Meter Reading Project progress and impact on operations of Utilities Department. (Assistant City Manager Peggy Smith)

CORRESPONDING BUDGET YEAR PRIORITY(IES) (IF APPLICABLE)

2. Continue to provide a safe and efficient Water Supply to our citizens
11. Improve Communications to the citizens of Granite Shoals

BACKGROUND

Utilities Department implemented change out of utility meters beginning July 2015 with completion in October 2016 to automated read meters (AMRs). Goals of AMR program included increased accuracy of meter reads, decrease in meter reading time (manpower), and increase in customer service response.

OPTIONS

Council usually has several:

- 1.) *Adopt/Approve/Authorize agenda item, as requested or presented.*
- 2.) *Adopt/Approve/Authorize agenda item, with modifications.*
- 3.) *Deny approval of agenda item.*
- 4.) *Table the item.*
- 5.) *Other, as Council desires.*

RECOMMENDATION

N/A

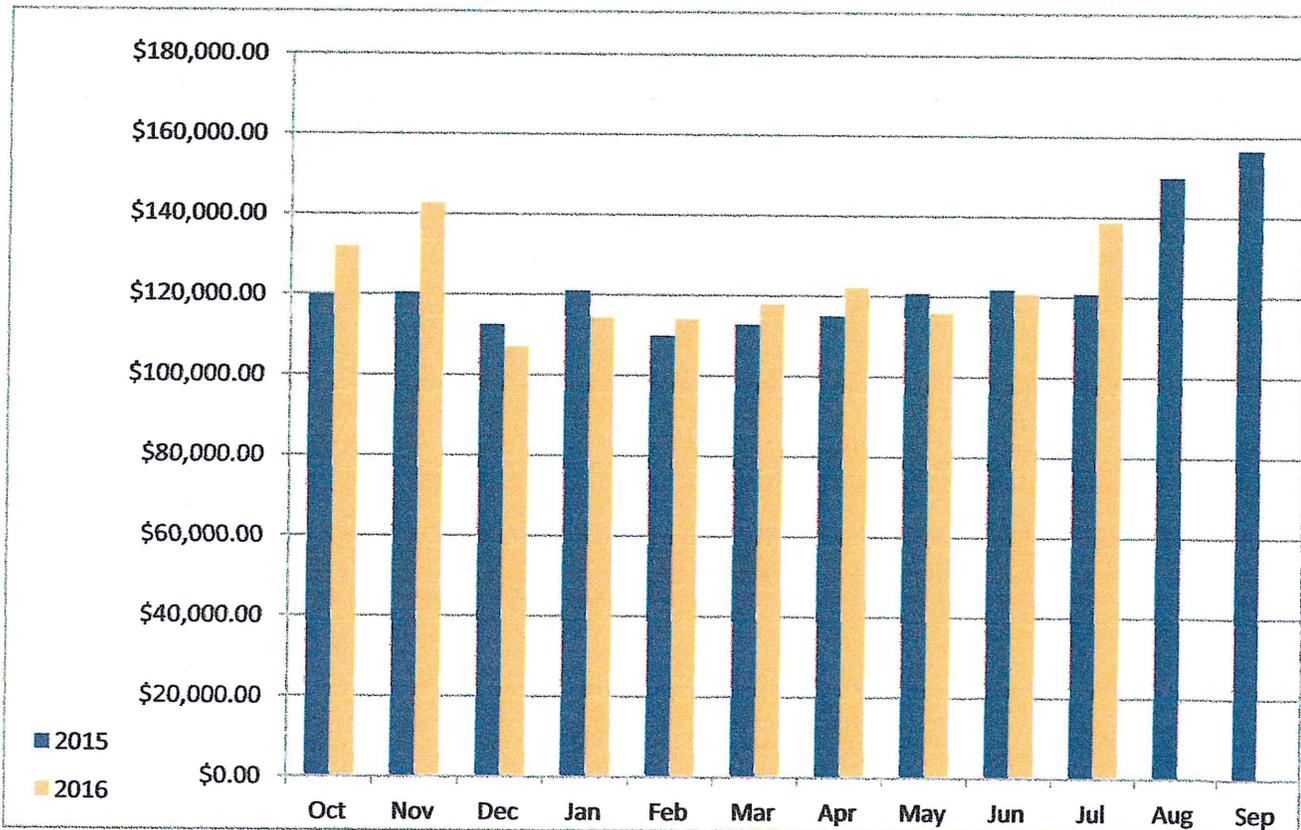
ATTACHMENT(S): (IF APPROPRIATE)

List of the items behind this cover sheet:

- *Water Revenue Comparison FY 2015 & FY 2016*
- *Utilities Work Orders Summary October 2015 to July 2016 with July 2016 Work Order Detail Summary*
- *LCRA – Water flow into Highland Lakes, current thru June 2016*
- *LCRA – Lake Buchanan Level Forecast*

**City of Granite Shoals - Utilities
Water Revenue**

	<u>2014-15</u>	<u>2015-16</u>
October	\$ 119,817.21	\$ 131,710.80
November	\$ 120,373.81	\$ 142,550.60
December	\$ 112,448.86	\$ 106,896.23
January	\$ 120,889.48	\$ 114,152.55
February	\$ 109,814.69	\$ 113,934.22
March	\$ 112,645.85	\$ 117,707.63
April	\$ 114,862.28	\$ 122,006.32
May	\$ 120,668.05	\$ 115,709.56
June	\$ 121,729.41	\$ 120,578.66
July	\$ 120,781.44	\$ 138,575.51
August	\$ 149,812.59	



**Utilites Work Orders
October 2015 to July 2016**

Year	Month	# Work Orders	
		In City	SS3
2015	October	228	26
2015	November	150	18
2015	December	145	24
2016	January	124	27
2016	February	134	23
2016	March	106	19
2016	April	101	20
2016	May	98	20
2016	June	113	19
2016	July	82	23

Total Work Orders

1281	219
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July 2016 Work Order Summary

	In City
Meter Info	1
Line Mark	1
New Tap	1
Data Log	1
Re-Read	1
Leak at Meter	2
Meter Swap	2
Routine Meter Repair	2
Leak Relief Request	2
CSI	2
Investigate Connection	7
Occupant change	8
Trouble Call	12
Reconnect	19
Disconnect	21

	SS3
Line Mark	1
3-Day 'ON'	1
3-Day 'OFF'	1
New Tap	1
Data Log	1
Trouble Call	2
Investigate Connection	3
Disconnect	4
Reconnect	4
Re-read	5

Total Work Orders

23

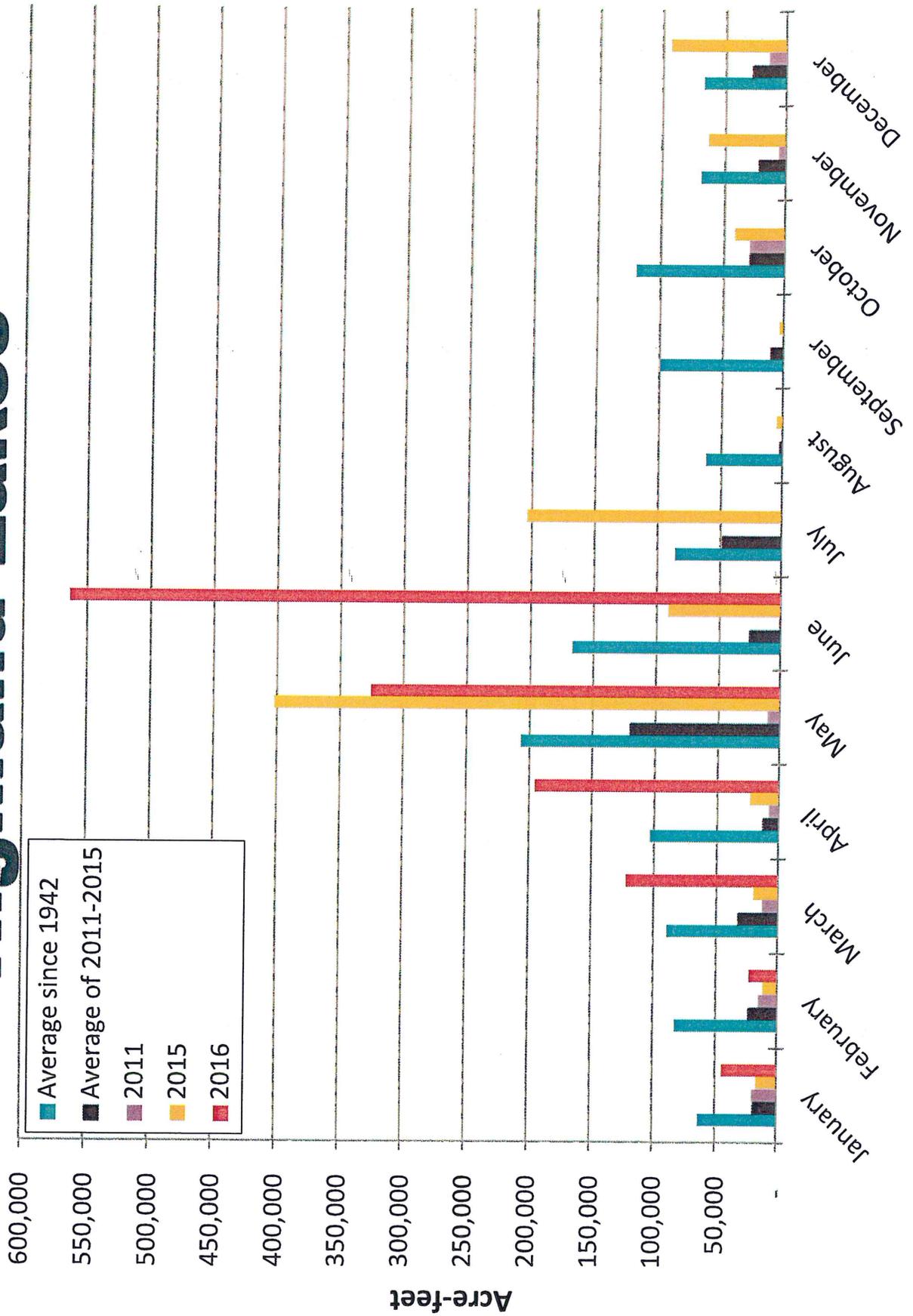
Total Work Orders

82

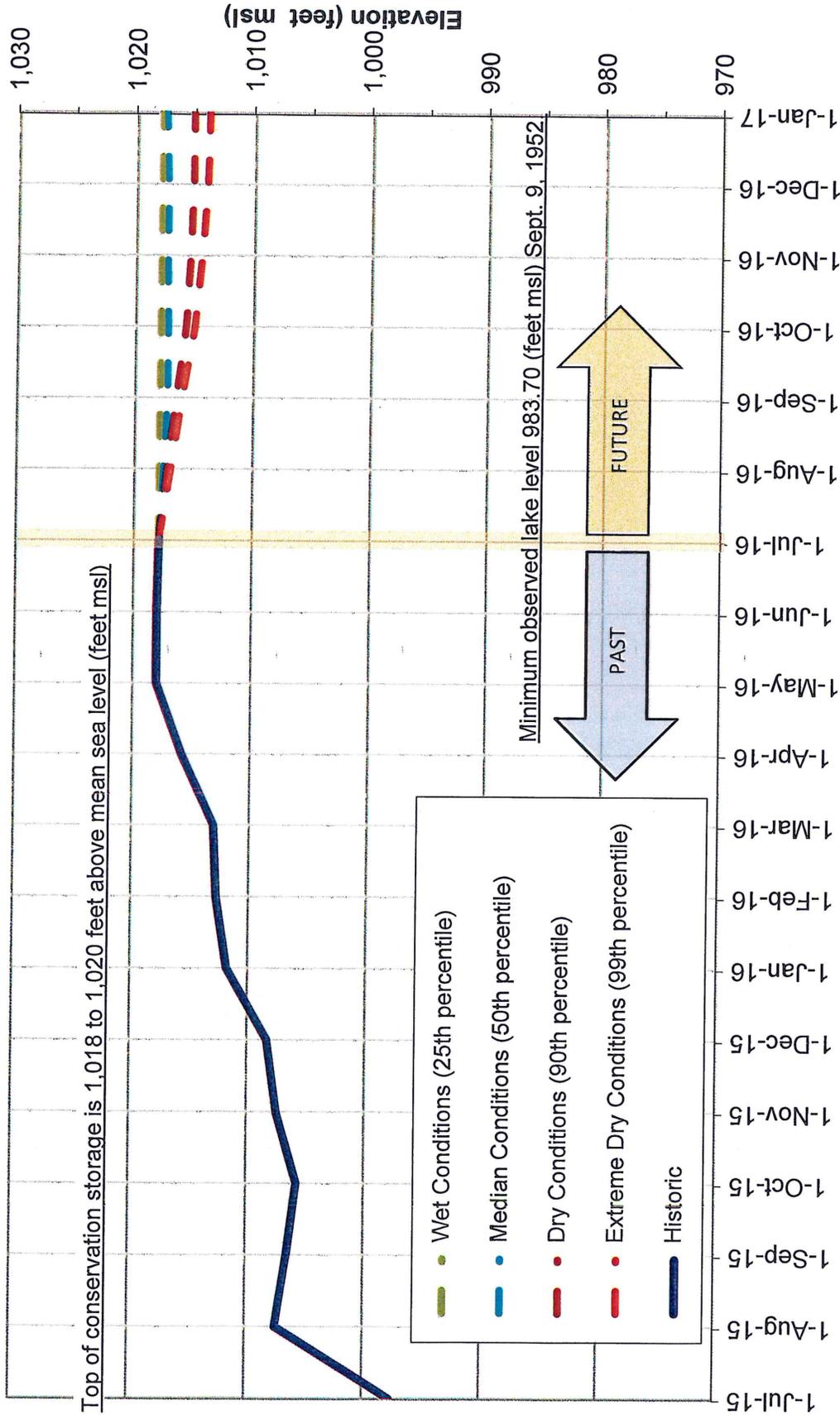
In City = Granite Shoals Surface Water System

SS3 = Granite Shoals Sherwood Shores III, Ground Water System

Water flowing into the Highland Lakes



Lake Buchanan Level Forecast*



* Based on results from the draft stochastic model under development to reflect provisions of the 2015 Water Management Plan.

7/5/2016
Subject to Revision
REA



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: 6. Management Reports
Prepared By: City Secretary
Department: Administration
Submitted By: City Secretary

AGENDA CAPTION

6. MANAGEMENT REPORTS

a.) City Manager

- Fences / Fence Ordinance / Council feedback (P&Z next meeting is 8-16-2016)
- USDA – Rural Development: update on grant application for Road Improvements
- Annexation/development agreement(s) – see information from City Attorney Young
- No Deer Feeding Ordinance#680 update

b.) Assistant City Manager

- Report on Youth Service Project Work Days

c.) City Secretary

- Human Resources Update - City Hall will close for 2.5 hours on the morning of August 18, 2016 for City Staff training and open enrollment for group insurance.

— CM Report —

PROPOSED 2016 Annexation Schedule Granite Shoals, Texas

Friday, October 7, 2016	Deadline to send Notice to Property Owners, Service Providers, and Railroads of Intent to Annex [30 days b/f 1 st public hearing; LGC 43.062]
	Deadline to send Proposed Development Agreements ¹ [LGC 43.035]
Tuesday, October 11, 2016	(Regular Council Meeting) / Consideration of “Intent to Annex” Ordinance
????	Submit Notice to Newspaper for Friday, October 28, 2016 publication
Friday, October 28, 2016	[20>x>10 days b/f hearing, LGC 43.063(c)] / Newspaper Publication of Notice of Both First and Second Public Hearings
	[>10 days b/f hearing, LGC 43.063(c)] / Publication of Notice of Public Hearings on City’s website (must stay posted through date of second public hearing)
	Provide written notice to School District of proposed annexation [20>x>10 days b/f first hearing LGC 43.905]
Tuesday, November 8, 2016	(Regular Meeting) [40>x>20 days b/f “institution of annexation proceedings” (LGC 43.063(a)) / First Public Hearing
Tuesday, November 15, 2016	(Special Called Meeting) [40>x>20 days b/f “institution of annexation proceedings” (LGC 43.063(a)) / Second Public Hearing
Tuesday, December 13, 2016	(Regular Meeting) / Consideration of Annexation Ordinance (<i>i.e.</i> , “institution of annexation proceedings”)

¹ The requirement that the City send a proposed development agreement to property owners in the area to be annexed applies to the following types of properties: (1) property appraised for ad valorem tax purposes as land for agricultural or wildlife management use under Subchapter C, or D, Chapter 23, Texas Tax Code; or (2) property appraised for ad valorem tax purposes as timber land under Subchapter E, Chapter 23, Texas Tax Code.

Monday, March 13, 2017

[90 days after initiation of annexation proceedings,
LGC 43.064(a)] / Deadline for Completion of
Annexation Proceedings

Vernon's Texas Statutes and Codes Annotated
Local Government Code (Refs & Annos)
Title 2. Organization of Municipal Government
Subtitle C. Municipal Boundaries and Annexation
Chapter 43. Municipal Annexation
Subchapter B. General Authority to Annex (Refs & Annos)

V.T.C.A., Local Government Code § 43.035

§ 43.035. Authority of Municipality to Annex Area Qualified for Agricultural or Wildlife Management Use or as Timber Land

Effective: September 1, 2009

Currentness

(a) This section applies only to an area:

(1) eligible to be the subject of a development agreement under Subchapter G, Chapter 212; and

(2) appraised for ad valorem tax purposes as land for agricultural or wildlife management use under Subchapter C¹ or D, Chapter 23, Tax Code, or as timber land under Subchapter E of that chapter.

(b) A municipality may not annex an area to which this section applies unless:

(1) the municipality offers to make a development agreement with the landowner under Section 212.172 that would:

(A) guarantee the continuation of the extraterritorial status of the area; and

(B) authorize the enforcement of all regulations and planning authority of the municipality that do not interfere with the use of the area for agriculture, wildlife management, or timber; and

(2) the landowner declines to make the agreement described by Subdivision (1).

§ 212.172. Development Agreement, TX LOCAL GOVT § 212.172

(c) For purposes of Section 43.021(2) or another law, including a municipal charter or ordinance, relating to municipal authority to annex an area adjacent to the municipality, **an area adjacent or contiguous to an area that is the subject of a development agreement described by Subsection (b)(1) is considered adjacent or contiguous to the municipality.**

(d) A provision of a development agreement described by Subsection (b)(1) that restricts or otherwise limits the annexation of all or part of the area that is the subject of the agreement is void if the landowner files any type of subdivision plat or related development document for the area with a governmental entity that has jurisdiction over the area, regardless of how the area is appraised for ad valorem tax purposes.

(e) A development agreement described by Subsection (b)(1) is not a permit for purposes of Chapter 245.

Credits

Added by Acts 2007, 80th Leg., ch. 225, § 1, eff. May 25, 2007.

Footnotes

1

V.T.C.A., Tax Code § 23.41 et seq.

V. T. C. A., Local Government Code § 43.035, TX LOCAL GOVT § 43.035
Current through the end of the 2015 Regular Session of the 84th Legislature

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Vernon's Texas Statutes and Codes Annotated
Local Government Code (Refs & Annos)
Title 7. Regulation of Land Use, Structures, Businesses, and Related Activities
Subtitle A. Municipal Regulatory Authority
Chapter 212. Municipal Regulation of Subdivisions and Property Development (Refs & Annos)
Subchapter G. Agreement Governing Certain Land in a Municipality's Extraterritorial Jurisdiction (Refs & Annos)

V.T.C.A., Local Government Code § 212.172

§ 212.172. Development Agreement

Effective: June 17, 2011

Currentness

(a) In this subchapter, "extraterritorial jurisdiction" means a municipality's extraterritorial jurisdiction as determined under Chapter 42.

(b) The governing body of a municipality may make a written contract with an owner of land that is located in the extraterritorial jurisdiction of the municipality to:

(1) guarantee the continuation of the extraterritorial status of the land and its immunity from annexation by the municipality;

(2) extend the municipality's planning authority over the land by providing for a development plan to be prepared by the landowner and approved by the municipality under which certain general uses and development of the land are authorized;

(3) authorize enforcement by the municipality of certain municipal land use and development regulations in the same manner the regulations are enforced within the municipality's boundaries;

(4) authorize enforcement by the municipality of land use and development regulations other than those that apply within the municipality's boundaries, as may be agreed to by the landowner and the municipality;

(5) provide for infrastructure for the land, including:

(A) streets and roads;

(B) street and road drainage;

(C) land drainage; and

(D) water, wastewater, and other utility systems;

(6) authorize enforcement of environmental regulations;

(7) provide for the annexation of the land as a whole or in parts and to provide for the terms of annexation, if annexation is agreed to by the parties;

(8) specify the uses and development of the land before and after annexation, if annexation is agreed to by the parties; or

(9) include other lawful terms and considerations the parties consider appropriate.

(c) An agreement under this subchapter must:

(1) be in writing;

(2) contain an adequate legal description of the land;

(3) be approved by the governing body of the municipality and the landowner; and

(4) be recorded in the real property records of each county in which any part of the land that is subject to the agreement is located.

(d) The total duration of the contract and any successive renewals or extensions may not exceed 45 years.

§ 212.172. Development Agreement, TX LOCAL GOVT § 212.172

(e) A municipality in an affected county, as defined by Section 16.341, Water Code, may not enter into an agreement under this subchapter that is inconsistent with the model rules adopted under Section 16.343, Water Code.

(f) The agreement between the governing body of the municipality and the landowner is binding on the municipality and the landowner and on their respective successors and assigns for the term of the agreement. The agreement is not binding on, and does not create any encumbrance to title as to, any end-buyer of a fully developed and improved lot within the development, except for land use and development regulations that may apply to a specific lot.

(g) An agreement under this subchapter constitutes a permit under Chapter 245.

(h) An agreement between a municipality and a landowner entered into prior to the effective date of this section and that complies with this section is validated.

Credits

Added by Acts 2003, 78th Leg., ch. 522, § 1, eff. June 20, 2003. Amended by Acts 2011, 82nd Leg., ch. 281 (H.B. 1643), § 1, eff. June 17, 2011.

V. T. C. A., Local Government Code § 212.172, TX LOCAL GOVT § 212.172
Current through the end of the 2015 Regular Session of the 84th Legislature

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**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: ITEM 7. Special Presentation and Workshop
Prepared by: Elaine Simpson, City Secretary, for City Manager Ken Nickel
Department: Administration
Submitted by: Elaine Simpson, City Secretary

BACKGROUND

7. SPECIAL PRESENTATION AND WORKSHOP:

Presentation of the City of Granite Shoals, Texas, 2016-2017 Fiscal Year proposed budget by City Manager Ken Nickel.

- a. First Budget Workshop
- b. First Tax Rate 2016 Workshop



SUMMARY OF ALL FUNDS

Fund	Proposed Revenue	Proposed Expenditures	Surplus/(Deficit)
General	\$3,015,201	\$2,991,398	\$23,803
Utility	1,700,055	1,697,607	2,448
Solid Waste	591,000	589,360	1,640
Restricted Parks	25,100	55,500	(30,400)
Hotel Tax	18,200	3,500	14,700
Street Maintenance Sales Tax	120,000	120,000	-0-
Police Seizure	-0-	-0-	-0-
Law Enforcement Education	-0-	-0-	-0-
City Wide Cleanup	29,365	23,130	6,235
Court Technology	1,750	-0-	1,750
Court Building Security	1,500	-0-	1,500
Debt Service	1,003,306	1,003,282	24
Government Equip Replacement	25,000	-0-	25,000
Utility Equipment Reserve	14,000	-0-	14,000
AMR Project	-0-	-0-	-0-
CDBG #2017 Grant	275,000	275,000	-0-
TOTAL ALL FUNDS	\$6,819,477	\$6,758,777	\$60,700



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: #8. Consent Agenda
Prepared By: City Secretary
Department: Administration
Submitted By: City Secretary

8. CONSENT AGENDA ITEMS

The items listed are considered to be routine and non-controversial by the City Council and will be approved by one motion, There will be no separate discussion of these items unless a Councilmember so requests, in which case the item will be removed from the Consent Agenda prior to a motion and vote. The item will be considered in its normal sequence of the regular agenda.

- a. Approve City Council minutes from July 26, 2016; Regular Meeting.
- b. Approve Ord. 695 to modify structure and size of the Beautification Advisory Group (BAG) – reducing the maximum size of the Committee from 15 members to 10 members.
- c. Accept new trailer from Granite Shoals Fire Auxiliary as gift to the City, for the Granite Shoals Fire Department, with appreciation of Council.
- d. Approve contract with Doug Ferguson, Burnet County Elections Administrator, for services to conduct city election(s) during the FY 2016-2017 budget year.

a.) self-explanatory

b.) Members of the Beautification Advisory Group (BAG) expressed concerns to Mayor Brugger last month related to the large number of allowable members on the BAG committee. Ord. 695, as proposed will reduce the allowable number of members on BAG from a maximum of 15 to a maximum of 10. Currently there are six members on the roster. Under current Ordinance (#604) the Group is considered at this time to have 9 vacancies. The Group members do not believe there will ever be that many members in the Group. This proposed Ordinance, if passed, will make the BAG membership size more in line with other city advisory groups such as the Parks Advisory Committee and the Wildlife Advisory Committee which allow 9 members, respectively.

c.) As discussed in Presentations, the Granite Shoals Fire Auxiliary group is a support group for the city's Fire Department. The Auxiliary gets some monetary support from the Voluntary donations given by city water customers, and the group holds regular fundraisers. They recently purchased a trailer from O'Connor Trailer Sales in Marble Falls. They purchased this 6.4' x 16' trailer, which is black in color, has a wood bed and has two axles, for \$1,650. This trailer was given to the city for the use of the Fire Department. Council authorizes the acceptance of this gift, and authorizes city staff to process the appropriate registrations and insurance coverage for this trailer. Council accepts this give from the Granite Shoals Fire Auxiliary group with appreciation, on behalf of all the citizens.

d.) This is the standard contract that Council approves with the Elections Administrator. This contract is valid for November 2016 and May 2017 Elections.



City Of Granite Shoals
2221 N. Phillips Ranch Road
Granite Shoals, TX 78654
Phone (830) 598-2424 fax (830) 598-6538
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MEETING MINUTES
CITY OF GRANITE SHOALS, TX
REGULAR CALLED CITY COUNCIL MEETING
CITY HALL, 2ND FLOOR COUNCIL CHAMBER, GRANITE SHOALS, TX
TUESDAY, JULY 26, 2016
6:00 PM

The numbering below tracks that of the agenda, whereas the actual order of consideration may have varied.

1. Mayor Brugger called the regular meeting of the City Council of the City Of Granite Shoals to order at 6:00 PM, Granite Shoals City Hall, Council Chamber, 2221 N. Phillips Ranch Road, Granite Shoals, Texas.

Present:

Carl Brugger, Mayor
Anita Hisey, Council Member, Plc. 1
Shirley King, Council Member, Plc. 2
Eric Tanner, Council Member, Plc. 3
Tom Dillard, Mayor Pro Tem
Todd Holland, Council Member, Plc. 5
Mark Morren, Council Member, Plc 6

Absent:

City Staff Present:

Ken Nickel, City Manager
Peggy Smith, Assistant City Manager
Brad Young, City Attorney
Elaine Simpson, City Secretary
Interim Chief of Police Gary Boshears

2. Randy Taylor of the First Baptist Church and the Granite Shoals Faith Alliance gave the invocation.

3. Pledge to the US and the Texas State Flags, respectively.

4. Presentations, Recognitions and Reports:

a.) Quarterly Report from Granite Shoals Municipal Court: Judge Frank Reilly:

MUNICIPAL COURT QUARTERLY REPORT

April - June 2016

Open Cases at beginning of Quarter: 600

New Cases Filed (opened):

Traffic	105
State Law	17
City Ordinance	24
Total	146

Disposition of cases closed:

Uncontested at Window	87	56%
Dismissed by Prosecutor	18	12%
Bench Trial / Jury Trial	1	1%
Community Service / Jail Credit	22	14%
Driver Safety Course	9	6%
Compliance	18	12%
Total	155	

TOTAL OPEN CASES:7/1/2016: 591

AJ Deferred Disposition 9

AP Appealed 17

AW Arrest Warrant 249

CD Driving Safety Due 12

CP Capias Pro Fine 113

CS Community Service 1

EA Code Arraignment 9

ED Extension Default 9

EX 30-Day Extension 12

FL Follow Up 9

IA Initial Arraignment 51

LN Late Notice 19

PP Payment Plan 41

PT Pre-Trial1 3

SC Show Cause 27

591

PENDING COMPLETION OF PAYMENT PLAN:10

WARRANTS:

Issued 69

Executed (served) 25

REVENUE:

TO CITY	\$	20,365.41
TO STATE	\$	7,044.52
NON-CASH CREDITS	\$	7,360.30

b.) Update/Report from the Airport Advisory Committee: Chair Neil Haverlah:

AIRPORT ADVISORY COMMITTEE REPORT TO CITY COUNCIL-JULY 26, 2016
PRESENTED BY NEIL HAVERLAH-COMMITTEE CHAIR

This committee was established by City Council to maintain operational data and gather information on the airport to develop plans for maintenance, improvements, and future sources of revenue and uses of the airport. Review planning and zoning to ensure compatibility with the City's Comprehensive Plan and report to the city Council per ORD 686. Our Council Liaison is Mayor Pro Tem Tom Dillard.

First meeting was held April 14, 2016. Nominations were made and passed to elect:
Neil Haverlah- Chair, David Dittmar-Vice chair, Sheryl Gardner-Secretary

In this organizing meeting we discussed and looked at zoning maps, airport map, airplane tie-down locations, possible sources of revenue and future items- Beacon, radio communication to coordinate with Sunrise Beach Airport, and need for signs.

May12 Meeting,

Reviewed Bob Sylvester's detailed drawing of the airport and discussed education and promotion of the airport, zoning issues.

The committee created a collection of priorities:

Education/Promotion of the Airport

Dispel misconceptions

Airport Directory listings / Naming Airport / Branding Airport

Zoning Regulations for Hangar Homes

Overlay District?

What restrictions exist that prevent Hangar Homes?

Cut Costs and Recoup Costs for Operation of the Airport

Improve facilities and processes

Generate Revenue

Fuel

Hangars / Tie-downs

Long-Term Planning

Longer Runway - 3200' ?

Committee Projects

Signage

Run Up Pad

Gravel to mitigate the standing water problem

'Whitewash' the lights
Sludge Dump?
Accurate survey / inventory (tools) Possibly GIS mapping?

Clarity on Public/Private
FAA / State money availability
Send recommendations to City Council

Record Keeping (improving operations)

Tasks- review codes concerning Hangar Houses and past budgets for the airport.

June 9 Meeting

Discussed physical needs of the airport- maintenance, improvements, mowing, fuel tank/pump, Federal rules to remove the "Private" airport designation to encourage use. Motion made and passed to recommend to City Council to change the designator to "publicly owned, no permission needed to land".

Discussed budget request for 2017. Passed the motion made by Jeff Hunt of the Budget Sub-Committee to submit a budget of \$3500.

Discussed Hangar Houses and the GS Zoning that applies to the airport adjacent properties and proposed a meeting with the code enforcement personnel to be coordinated with Ken Nichols before next committee meeting.

Discussed priorities and rankings-leaving record keeping as lowest for now.

July 14 Meeting

Open meeting with citizen input from Virgil Yanta Sr. and Jr. Re-iterated zoning requirements for building and tree height to be enforced, need to spruce up the airport and surrounding areas, and zone for hangar houses on both sides. His comments also included the need for run-up areas to have provision to keep gravel out of the prop during engine testing/run-up. His comments were duly noted as he has been a potential property buyer

Reviewed and renumbered the priorities. Discussed implementation of the top ones.

Discussion on meeting with zoning personnel about hangar houses. The revised rules allow the concept of hangar houses and / or large garages.

c.) Geographic Information Services (GIS) software demonstration: Assistant City Manager Peggy Smith

Assistant City Manager Smith presented, via internet link, Mr. Will Dugger from Jacob and Martin Engineering of Abilene, to discuss and demonstrate the GIS software. Mr. Dugger spoke via phone for the audio and remotely controlled the GIS software on the city's laptop for the 'video' portion of the presentation. He explained that the maps in GIS are layers which can focus on any particular item, there can be a map of the locations of water meters, of 2-inch water lines, of streets, of properties (tied-in to the Burnet Central Appraisal District to provide the information on owners of properties in the city) and there can be a layer created by the Police Department to map the homes of Sex Offenders from the registry.

Mr. Dugger explained that the maps are based on database information, so the maps can provide illustrations for City Council related to needs for the Capital Programs and Comprehensive Plans, to illustrate where new infrastructure is, or is needed. He explained how this GIS can be used for Economic Development purposes. He noted that City Secretaries often utilize this for zoning cases when notifications must be sent to residents the site of a re-zoning request.

The presentation ended with Ms. Smith explaining that at this point city staff is putting new data related to locations of water valves into the system. This information will be available on laptops or pad computers and will replace the outdated 'paper maps' currently used for this information. This will reduce 'pipe leak repair' time significantly.

5. Public comment and announcements and Items of Interest

- Nomination Period for the 2017 John Rinehart Memorial Award for Outstanding Community Service, June 30th through September 30th, applications available at City Hall and on the city website at <http://www.graniteshoals.org/DocumentCenter/View/687>
- Traffic Count requested from Texas Department of Transportation for Prairie Creek and RR 1431. (Mayor Brugger)

Mayor Brugger announced the above Items of Interest. He noted that TXDOT has responded to his request and have agreed to conduct the traffic count on RR 1431 to determine if there is need for a traffic control (red light) at this arterial.

1.) Roy Settlemyre, 1501 Ridge Valley: Spoke regarding concerns about the 2004 annexation of the 'Green Valley' area. He disagrees with the City Attorney's opinion that this annexation was done correctly. He brought a sign he made that says '43.033 GS – GV Annex Fraud'. He believes that Section 43.033 of State Law dealing with municipal annexation was not correctly followed in 2004, and there were not sufficient number of residents in this area to be eligible for annexation.

2.) Michael Steenbergen, 2208 Belaire Drive, Granite Shoals, TX:
Tuesday, July 26, 2016, Pursuant to Public Comments under Agenda Item (5),
Honorable Mayor Brugger and Honorable Council Members:

I speak once again on behalf of the Granite Shoals Citizens' Advisory Group. Please note that Lacy Mortenson Jr. was elected President of our organization on Saturday July 22, 2016 by a full quorum of founding membership. The vote was 4 to 0 and I, Michael Steenbergen, was also confirmed as Executive Secretary in the same resolution. Voting members were John Utley, Linda Mueller Utley, Lacy Mortenson Jr. and Michael Steenbergen. The group released the following statement: "The mission of the Granite Shoals Citizens' Advisory Group is to increase citizen participation in local government through awareness, education, and engagement."

The Granite Shoals Citizens' Advisory Group has organized a petition drive to call for a referendum by the voters on Ordinance No. 680 also known as the "No Deer Feeding Ordinance." We anticipate that the petition will be delivered to the City Secretary on or about Monday, August 1, 2016.

The Citizens' Advisory Group will again hold off on its review of the City staff responses to Citizen Action Requests for road and drainage repair until the next meeting. This is in deference to the current planned workshop on road project priorities and allocation. We will simply note there are signs of increased activity in road repair and preparation for future upgrades. We continue monitoring this progress and inspecting the repair sites and the new materials being used. Thank you. Michael L Steenbergen, Executive Secretary Granite Shoals Citizens' Advisory Group

6. MANAGEMENT REPORTS

a.) City Manager

- USDA Funding/Grant/Street Project status: Noted that the USDA Rural Development grant such as this is a 'long-term' project, and the grant requirements often necessitate the projects being multi-year. City staff has been working with Mr. Rick Flores at the USDA. The next item the city needs to get is an environmental study and preliminary engineering report. We have some bids already for the survey work. Staff has not yet reviewed these bids.
- Marble Falls ISD memorandum of agreement for soccer fields: We hope to have the school district signature on the agreement by the end of August. The soccer field will be built before September 2019. It is not expected to be constructed for this school year.
- Outdoor Recreation Grant Application for October 2016 / Quarry Park: Peal Engineering is working with city staff to evaluate different configurations for playing courts within the Granite processing outbuilding that we seek to repurpose. Peal Engineering is doing this for no charge. These drawings will go to Parks Committee and they will review them at their next meeting.

There was a brief discussion of the addition of bathrooms for Quarry Park being added to this grant request. Currently, Quarry Park is served by Porta Potties. City Staff estimates cost of a bathroom building to be approximately \$65,000.

- Budget Meetings: City Manager and Assistant City Manager have been meeting with Department Heads regarding their budget requests for the upcoming Fiscal Year.

There was a brief discussion of the 'Certified Appraisal Rolls, which were accompanied by a letter from Burnet Central Appraisal District Chief Appraiser Stan Hemphill and dated 7-23-2016. This letter is provided to all Council members at their place at the dais tonight, as it is the second item for the Consent Agenda to be considered tonight. There was a discussion that the certified rolls indicate that there is a 1.63% increase in the Taxable Value of property in the City Limits of Granite Shoals since 2015. This 1.63% increase is equal to \$7,488,012.00. (See Exhibit 'A' to these meeting minutes). At the next regular City Council meeting, the Council will receive the proposed budget from the City Manager.

- Volunteer Service – Church Youth project: There is a Service Project going on in the City of Granite Shoals at this time. The Youth from several churches, from Marble Falls, Granite Shoals, Llano and Burnet have combined and there are approximately 100 kids taking part in this service project. They plan to do some projects which benefit individuals in the community who are unable to do manual labor. They also plan to do some projects on the larger 'city' scale. They will paint at Veterans Park and at the Community Center. They will work on landscaping at some of the parks.

b.) Assistant City Manager

- Paving Project: Previously, the City Council approved the proposed Paving Plan for 2016. Burnet County Commissioners Court has approved the Interlocal agreement for the city to use their paving equipment. The proposed dates for the Paving Project are set for August 24-25th. The Street Department personnel have already been 'prepping' the streets included in the plan. The only thing which we plan to do differently is use banners to indicate to motorists when detours may be expected. Last year(s), city employees have gone door-to-door to hang 'door hangers' on the doors to let residents know when the paving would begin and end and which streets would be involved.

c.) City Secretary

- Upcoming City Council Training update: Council determined at the last meeting that they will rent a vehicle and not book rooms for the TML Annual Conference in October. Council Members who wish to attend the event can get registered at the 'Early Bird' price for online registration until August 30th; this is \$295 for Wed-Friday, or \$161.00 for a one-day registration. Please inform staff of your training plans if you have not already.
- Election Update:
 - Election Contract is already available for the City Council to adopt for the Burnet County Election Administrator to conduct elections in the 2016-2017 fiscal year. This contract will cover both Nov. 2016 and May 2017.
 - If a Referendum petition is received related to Ordinance 680 No Feeding of Deer, there is a possibility that a November Election will be required. As of today, the petition circulators have until August 25th to submit a petition. (The publication of the Ordinance caption in the Highlander is scheduled for July 22nd and July 26th. July 26th + 30 days = August 25th.) If a petition is received timely, there is a 21 day period for city staff to verify the petition, then two regular City Council meetings for the City Council to take action to call an election.

- Last day to call a bond election, or a referendum election, is Monday, August 22, 2016 for November 8, 2016 uniform election date.
- August 16, 2016 City meetings: The Planning and Zoning Commission recently moved their regularly scheduled meetings to the third Tuesday of each month. In August, there is a conflict between the P&Z Regular Meeting, and the City Council Budget Workshop. Council may, or may not, hold their August 16th Budget Workshop. There is nothing that must be done, statutorily, on this date.

Council determined by consensus that they would move the Budget Workshop to Monday, August 15th to be held at 6 PM.

7. CONSENT AGENDA ITEMS

The items listed are considered to be routine and non-controversial by the City Council and will be approved by one motion, There will be no separate discussion of these items unless a Councilmember so requests, in which case the item will be removed from the Consent Agenda prior to a motion and vote. The item will be considered in its normal sequence of the regular agenda.

- Approve City Council minutes from July 12, 2016; Regular Meeting.
- Accept the Certified tax appraisal rolls (See Exhibit 'A' to these meeting minutes)

Council Member Tanner motioned, and Mayor Pro Tem Dillard seconded, to approve, as presented, the items on the Consent Agenda. Motion carried unanimously with a 7-0 vote.

8. REGULAR AGENDA ITEMS

- Discuss, consider and possibly take action related to the appointment of members to Boards and Committees. (City Secretary Simpson)

As there were no applications received for the Beautification Advisory Group (BAG), and that is the only Board or Committee with vacancies at this time, this item was not needed. No action was taken.

- Discuss, and consider a recommendation received from the Planning and Zoning Commission regarding proposed modifications to Granite Shoals Zoning Ordinance (City Code, Chapter 40) related to fencing in residential zoning districts. (City Manager Ken Nickel)

There was an extended discussion of the recommended changes sent to City Council from the Planning and Zoning Commission related to fencing.

There were brief discussions related to many topics of concern, including, but not limited to:

Concern related to safety, specifically related to density of building materials, and height. City Council members expressed concerns for motorists and for emergency first responders if solid walls are allowed to be built all around a structure, especially near the front lot line.

Concerns related to materials used which may not have strength to withstand weather and will not age well. These type fences, especially if they are constructed up to 8' tall, will likely become 'saggy' looking and may collapse.

Concerns regarding waterfront property owners having sufficient room on their property to also have security/privacy fence.

There was a discussion regarding the role of the Board of Adjustments (BOA) when a fence is constructed in the city which is not in compliance with the Zoning Ordinance. If there is a unique characteristic of the lot, the BOA may be able to allow a variance. If the property owners just wish to build higher, or use un-approved materials, then the BOA would not be able to grant a variance. The BOA could not grant a variance for aesthetics related to 'architectural' reasons.

Susie Hardy, Vice Chair of the Planning and Zoning Commission: explained that P&Z wanted to be sensitive to the desires of weekend home owners. These property owners might desire to have a higher privacy fence and lock the gate when they are not in town, for security reasons.

The City Council discussed at length that they would like no more than 25% density on the front lot line, or in the front setback.

There was a discussion of the need for 'Deer Proof' fencing for protection of food gardens.

Mr. Roy Settlemyre: Spoke regarding the need for fencing to protect his garden.

Mr. Steven Dooley: Member, P&Z Commission: Spoke as the owner of the original 'offending' garden fence. He noted concerns regarding the deer coming into the garden. That is why his family built a 'Garden Fence' out of raw natural cedar (not 'milled cedar' as required by the ordinance) up to a height of eight feet.

Ms. Linda Utley, Hummingbird Dr.: Spoke regarding her concerns for residents who cannot afford to build or maintain some fences. These people do not have the means.

Mr. Jim Davant, 310 S. Shorewood: Explained that he had attended the previous few P&Z Commission meetings and had been following this issue. He noted that when the P&Z previously discussed fencing, (and City Council discussed fencing) culminating in the Amending Ordinance to the Zoning Chapter of the city code last summer, the focus was not on special enclosures such as Garden Fences, it was on regular 'Lot Line' or 'Perimeter' fencing.

Mayor Brugger called a recess from 8:35 PM to 8:50 PM.

After some more extended discussion, the City Council determined that this is not ready to go into ordinance format and go forward for Public Hearings. The Council determined to send this back to the P&Z Commissioners with a list of six concerns which they would like to see addressed, before this goes forward to Public Hearing.

List of concerns/ideas:

- 1.) Front fencing set at full visibility, or no more than 25% density, instead of no more than 50% density. Full visibility may be achieved by having no more than 25% density, or, by reducing the height of the fence to five feet.
- 2.) Maximum height for perimeter fencing set at six feet (6'), for interior fencing eight feet (8').
- 3.) Any fence constructed in the front yard setback must be full visibility.
- 4.) There should be better definitions of perimeter fence versus interior fence.
- 5.) The list of materials allowed for building a perimeter fence should remain as it is; however, a list of allowed building materials for interior fences should be specified/established.
- 6.) A perimeter fence, if set back from the front lot line by 20 feet (20'), will be allowed to a height of six feet all around.

There was no formal motion/action.

9. WORKSHOP:

Arterial road improvements (Mayor Carl Brugger, City Manager Nickel) which may include discussion of any of the following topics or other issues related to a city Arterial Road Infrastructure Improvement Project, as discussed at July 12, 2016 Regular City Council meeting.

- a. Bond rates
- b. Construction costs
- c. Continuation of discussion of Mayor Brugger's list of 'Options' for Road Arterial Project, as discussed at previous two City Council meetings and the June 30, 2016 Meet With Mayor event.
- d. Elm Creek Drainage – in general and as relates to proposed improvements to Prairie Creek Drive.
- e. Financing Options.
- f. Alternative projects related to arterial road improvements
- g. Engineer update from Greg Haley
- h. Election issues related to bond project

See Mayor Brugger's handouts, attached as Exhibit 'B' to these meeting minutes. These include: 1.) Brad Young's memo regarding the various methods of funding road maintenance and construction (flat fee on the water bills not allowed, to assess a fee, must be tied to a road use formula designed by an engineer). 2.) Mayor Brugger's Tax Rate Impact Analysis version 26-July-16 , 3 pages. 3.) Mayor Brugger's Arterial Roads 2016, Alternative proposal(s) version dated 7-26-2016 with Cost and Road measurements from Greg Haley, KC Engineering (4 pages.)

Mayor Brugger started the workshop by opening all the discussion items a.) – h.).

Mr. Greg Haley, Engineer with KC Engineering, was present at the meeting, per Council request, to field questions, with him, he brought his colleague Martin Stary, P.E., a Senior Engineer with the firm.

There was an extended discussion related to various topics.

The cost projection figure of '\$162.00 per linear foot' is appropriate to Phillips Ranch Road, but would not be appropriate to use for Valley View.

The cost estimate of '\$16.00 per linear foot' is probably appropriate for 'ribbon curbing' (Phillips Ranch Road). There are plans to do standard curb and gutter for Prairie Creek Road, due to drainage issues discussed at previous meetings.

There was a discussion of the cost of doing the Road Infrastructure project in sections. Mr. Haley explained that the more involved the traffic control is, the more expensive the project.

There was a very brief discussion of Phillips Ranch Road and the possibility of installing sidewalks later in the distant future. This idea was met with concern, as engineers do not customarily build sidewalks next to ribbon curbing. It is not considered safe.

There were some discussions of possible ways to reduce project costs which included doing the 'survey' work block to block, instead of lot by lot. There was a discussion of the importance of topographical survey to assure that projections are accurate. The topographical survey is done as part of the overall engineering services. Discussion of things that can cause cost overruns were noted to include: storm drains, market volatility, gas lines (possibly two major gas lines in the City of Granite Shoals), and other unknown utilities in the area.

City Manager Nickel explained that the city has received some bids to do the survey work on this project. The bids have not yet been evaluated. This may need to be delayed. This survey work will cost approximately \$21,000.

These topics were discussed:

- 1.) Roads and Sections. There was general agreement among City Council that the Road Infrastructure Project should address all three (3) arterials. It was noted that on the Mayor's Alternative sheet, the options #3 and #4 addressed options for doing all three arterial streets, 'all the way'.
- 2.) Mayor Brugger clarified that his 10% contingency figure was acceptable to Mr. Haley.
- 3.) The discussion of the 'Monthly Fee' idea was discussed briefly. This would have the benefit of including residents who have their taxes 'frozen' to contribute to the financing of this project. This also would potentially provide the ability of the bonds to be for only 10 year payback. The negatives of this plan would be the need for an engineering study to 'tie' the road use to the fee charged. (see City Attorney discussion of this in Exhibit B) This study would be

complicated. Another drawback might be the perception of the tax payers that they are taking on two burdens; one on the tax bill and one on the water bill. There was also concern that some Senior citizens or Disabled residents who have taxes 'frozen' also live on tight 'fixed' incomes. Adding a road use fee to their water bill might be burdensome at worst, at best could prove to be difficult to explain. A very straightforward bond might be the easiest for the voters to understand.

4.) When to hold the bond election; November 2016 or May 2017? The Council members discussed the pros and cons of each of these uniform tax dates for holding the proposed Road Project bond election. There was an extended discussion of costs which will accrue before a bond election might be held, these include \$18,000 for an environmental survey and a possible \$37,000 for the Preliminary Engineering Report. There was an extended discussion related to the USDA Rural Development grant, and the possibility that a loan might be given as well. If a bond election is held and fails, it will take 3 years before the bond election can be held again. If there is voter interest in this project, the Council will feel more confident ordering these studies. If this election was 'rushed' however, and the voters were not presented enough information, they might vote the project down. There was a discussion that there will probably be higher voter turnout at this November 2016 presidential election than at the May 2017 City election. Council Members determined that Council Members King, Holland, Dillard and Mayor Brugger favored waiting until May of 2017. The other three Council members favored going forward in November. The May Election was accepted.

Mr. Michael Steenbergen: suggested that the City Council consider a larger bond for this project.

10. EXEC. SESSIONS:

Executive session pursuant to sections 551.074 of the Texas Open Meetings Act (Personnel Matters): Discussion regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the following public employees: City Manager Ken Nickel, City Secretary Elaine Simpson and Fire Chief Austin Stanphill. .

Any action(s) resulting from Executive Session(s).

Mayor Brugger recessed the Regular (Open) Meeting at 10:50 PM and convened the Exec. Session.

Mayor Brugger adjourned the Executive Session and reconvened the Open Meeting at 12:09 PM

Mayor Brugger motioned, Council Member Tanner seconded, to approve a pay increase for the City Secretary from annual salary of \$65,200 to \$66,500. Motion carried unanimously by a 7-0 vote.

11. Written Reports
 - a. Code
 - b. Fire
 - c. Streets / Parks
 - d. Police

Reports were accepted.

12. Future Meetings and Agenda Items
 - Review Agenda Calendar
 - Identification of future agenda items
 - BAG Committee reduced in size from possible 15 to possible 10.
 - Holland / Morren presentation on August 23 related to properties on RR 1431 and Phillips Ranch
 - The Budget meeting previously scheduled for August 16th will be moved to Monday, August 15th, to accommodate Planning and Zoning Commission, who had previously scheduled a meeting on August 16th in Council Chamber.

13. Adjournment

With no further business, and no objections from Council, Mayor Brugger adjourned the meeting at 12:15 PM.

Approved by City Council on the 9th of August, 2016

By: _____
Carl Brugger, Mayor

Attest:

Elaine Simpson, City Secretary

July 26, 2016 Exhibit 'A' City Council Meeting minutes

BURNET CENTRAL APPRAISAL DISTRICT
 P. O. BOX 908 / 223 SOUTH PIERCE
 BURNET, TEXAS 78611
 PHONE (512) 756-8291 - FAX (512) 756-7873

CERTIFICATION OF
 2016 APPRAISAL ROLL
 CITY OF GRANITE SHOALS

I, Stan Hemphill, Chief Appraiser for the Burnet Central Appraisal District, do solemnly swear that the referenced below is that portion of the approved appraisal roll of the Burnet Central Appraisal District which lists property taxable by the City Of Granite Shoals.

2016 Appraisal Roll Information:	<u>2016</u>	<u>2015</u>	Δ
Market Value	\$494,020,047		
Taxable Value	\$467,185,455	459,697,443	7,488,012 <i>or 1.63% increase</i>
Taxable Value-Over-65:	\$85,740,382	88,845,731	3,105,349
Value Under Protest	\$1,817,709	958,612	859,097
Owner's Estimate of Value	\$1,454,167		
Adjusted Taxable Value	\$381,081,531	370,163,100	10,918,431
Freeze Levy	\$294,247	294,971	724

2016 Anticipated Collection Rate: 100%
 (Includes Current & Delinquent Tax, Penalty & Interest)

Stan Hemphill
 Stan Hemphill, Chief Appraiser

7/22/2016
 Date

Received By: _____

_____ Date

As soon as possible, please sign and return a copy to our office via fax (512-756-7873), email (stanad@nctv.com), or mail (P O Box 908, Burnet, TX 78611).

Exhibit 'B'

*July 26, 2016
City Council Mtg. minutes*

From: Brad Young BYoung@bickerstaff.com
Subject: PRIVILEGED COMMUNICATION - Transportation User Fees
Date: Today at 10:53 AM
To: Carl Brugger mayor@graniteshoals.org
Cc: Ken Nickel citymanager@graniteshoals.org, Peggy Smith gspw@graniteshoals.org

Mayor,

Here's an excerpt from a memo that a prepared for the City a few years ago that discusses various methods of funding road maintenance and construction:

Revenue Sources that Apply to Streets

1. Street assessments. The Texas Transportation Code provides a mechanism through which a home-rule municipality may require landowners to share in the costs of street improvements that abut the landowners' properties.^[1] Under the statute, the landowner's cost of the improvement may not exceed the amount by which the improvement specially benefits the owner's abutting land by enhancing the land's value.^[2] In addition, the statute permits a home-rule city to adopt its own procedures for imposing assessments.^[3] In October of 2006, the City adopted Ordinance No. 471 to specify the procedures through which the City would impose street assessments.

The state statute does not require the City to obtain the landowner's consent prior to imposing the assessment. Under Ordinance 471, however, the City only will impose an assessment if it receives the approval of 75% of the affected landowners. If the city were to decide to unilaterally impose street assessments, it would need to amend its ordinance.

2. Transportation user fees. A city may impose a "user fee" to recoup its expenses for providing city services.^[4] Some cities, including the City of Austin, charge utility customers a prorated "transportation user fee" to recoup some or all of the city's costs in establishing and maintaining municipal streets and roads.^[5] The Austin ordinance, for example, employs a calculation based on the average number of motor vehicle trips attributable to a particular property and the size and the use of the property in order to prorate the cost of the city's transportation infrastructure costs among users.^[6] Because it assumes that the property owner is actually using the transportation infrastructure, the Austin model only applies to developed acreage.^[7]

There are few reported cases or rulings regarding such user fees generally.^[8] Further, we did not find any authority regarding the legality of transportation user fees such as Austin's. At a minimum, however, it appears that a city would need to attempt (as Austin has) to reasonably tie the amount of the user fee to the actual benefit that the user receives from the particular service. Thus, for example, while the Granite Shoals City Council might be able to reasonably assume a certain number of motor vehicle trips for each utility customer, it probably would not be reasonable for the council to assume that owners of undeveloped lots make a similar number of motor vehicle trips. Further, the Council probably would also need to consider whether the owner of a weekend home makes a similar number of motor vehicle trips over city streets as a full-time resident. All of these considerations would make it difficult for the Council to justify a uniform "per lot" transportation user fee for all lots in the city limits.

3. Impact fees (new construction). An impact fee is a charge or assessment that a city imposes on *new* development in order to fund or recoup the costs of capital improvements or facility expansion necessitated by and attributable to the new development.

^[9] The statute only permits a city to use the revenue derived from impact fees for specific purposes, including the establishment of "roadway facilities" inside the city limits.^[10] In addition, the city may not impose fees to repair or maintain existing development.^[11] Before it can impose impact fees, the statute requires the city to complete a detailed process that includes; among other requirements, the preparation of a "capital improvements plan", the appointment of a capital improvements advisory committee, and notice and public hearing.^[12]

Thanks,
Brad

Bradley B. Young
Attorney

Bickerstaff Heath Delgado Acosta LLP

3711 S. MoPac Expy | Building One | Suite 300 | Austin, TX 78746
Phone 512.472.8021 | Fax 512.320.5638 | www.bickerstaff.com

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[1] *See, generally*, TEX. TRANSP. CODE §§ 311.091, *et seq.*

[2] *Id.* at § 311.091(a).

[3] *Id.* at § 311.094.

[4] *See Bexar County v. City of San Antonio*, 352 S.W.2d 905, 906-07 (Tex. Civ. App. – San Antonio 1961, writ dismissed) (sewer infrastructure fee).

[5] *See* CITY OF AUSTIN CODE OF ORDINANCES, Chap. 14-10 (“Transportation User Fee).

[6] *Id.*

[7] *Id.*

[8] *See* 22 DAVID B. BROOKS, MUNICIPAL LAW & PRACTICE § 9.23 (2d ed. 1999).

[9] TEX. LOC. GOV'T CODE § 391.001(4).

[10] *Id.* at §§ 395.001, 395.011, 395.012. The statute does not permit a city to impose impact fees for the dedication of land for public parks or payment in lieu of the dedication to serve park needs. *Id.* at § 395.001(4)(A).

[11] *Id.* at § 395.013.

[12] *See, generally, id.* at §§ 395.011 *et seq.*

Granite Shoals, Texas
\$2,600,000 Tax Rate Impact Analysis

26-Jul-16

Page 1

FYE	Assessed Valuation (1)	Existing Debt Serv. (2)	-----\$2,600,000 - 2017 Bonds ----- --- Delivered 2/1/17 - 4.00% (3) ---	Principal	Interest	Total	Aggregate Net Tax Supported Debt Service	Estimated I&S Tax Rate (4)	Tax Rate Increase Fm 2016	
2016	370,163,100	875,523					875,523	0.2278		
2017	373,864,731	877,767		165,000	52,000	217,000	1,094,767	0.2988	0.0710	
2018	377,603,378	880,035		230,000	97,400	327,400	1,207,435	0.3263	0.0985	
2019	381,379,412	880,370		240,000	88,200	328,200	1,208,570	0.3234	0.0956	
2020	385,193,206	880,728		250,000	78,600	328,600	1,209,328	0.3204	0.0926	
2021	389,045,138	880,152		260,000	68,600	328,600	1,208,752	0.3170	0.0892	
2022	389,045,138	878,568		270,000	58,200	328,200	1,206,768	0.3165	0.0887	
2023	389,045,138	881,050		280,000	47,400	327,400	1,208,450	0.3170	0.0892	
2024	389,045,138	878,298		290,000	36,200	326,200	1,204,498	0.3159	0.0881	
2025	389,045,138	879,581		300,000	24,600	324,600	1,204,181	0.3158	0.0880	
2026	389,045,138	879,597		315,000	12,600	327,600	1,207,197	0.3166	0.0888	
Totals							2,600,000	563,800	3,163,800	

Data from First Southwest, 7/1/16

- 1) Fiscal year 2015 assessed valuation provided from the City's Budget FY 2015-2016
- 2) Includes Series 2014, 2010 and 2008. Assumes 6.00% increase rate for Series 2010.
- 3) Assumes 4.000% interest rate.
- 4) Tax collection rate of 98%, Actual I&S tax rate for fiscal year 2016.

Granite Shoals, Texas
 \$2,843,500 Tax Rate Impact Analysis

26-Jul-16

Page 2

FYE	Assessed Valuation (1)	Existing Debt Serv. (2)	-----\$2,843,500 - 2017 Bonds ----- --- Delivered 2/1/17 - 4.00% (3) ----	Principal	Interest	Total	Aggregate Net Tax Supported Debt Servive	Estimated I&S Tax Rate (4)	Tax Rate Increase Fm 2016
2016	370,163,100	875,523					875,523	0.2278	
2017	373,864,731	877,767	180,453	56,870	237,323	1,115,090	1,115,090	0.3043	0.0765
2018	377,603,378	880,035	251,540	106,522	358,062	1,238,097	1,238,097	0.3346	0.1068
2019	381,379,412	880,370	262,477	96,460	358,937	1,239,307	1,239,307	0.3316	0.1038
2020	385,193,206	880,728	273,413	85,961	359,375	1,240,103	1,240,103	0.3285	0.1007
2021	389,045,138	880,152	284,350	75,025	359,375	1,239,527	1,239,527	0.3251	0.0973
2022	389,045,138	878,568	295,287	63,651	358,937	1,237,505	1,237,505	0.3246	0.0968
2023	389,045,138	881,050	306,223	51,839	358,062	1,239,112	1,239,112	0.3250	0.0972
2024	389,045,138	878,298	317,160	39,590	356,750	1,235,048	1,235,048	0.3239	0.0961
2025	389,045,138	879,581	328,096	26,904	355,000	1,234,581	1,234,581	0.3238	0.0960
2026	389,045,138	879,597	344,501	13,780	358,281	1,237,878	1,237,878	0.3247	0.0969
			2,843,500	616,602	3,460,102				

Data from First Southwest, 7/1/16

- 1) Fiscal year 2015 assessed valuation provided from the City's Budget FY 2015-2016
- 2) Includes Series 2014, 2010 and 2008. Assumes 6.00% increase rate for Series 2010.
- 3) Assumes 4.000% interest rate.
- 4) Tax collection rate of 98%, Actual I&S tax rate for fiscal year 2016.

Granite Shoals, Texas
\$2,843,500 Tax Rate Impact Analysis

26-Jul-16

Page 3

FYE	Assessed Valuation (1)	Existing Debt Serv. (2)	-----\$2,843,500 - 2017 Bonds -----		Total	Aggregate Net Tax Supported Debt Servive	Estimated I&S Tax Rate (4)	Tax Rate Increase Fm 2016	Tax Rate Change Compared To No Fee
			--- Delivered 2/1/17 - 4.00% (3) ---	Interest					
			Principal	Less Cash Fm \$3.50 (5)					
2016	370,163,100	875,523				875,523	0.2278		
2017	373,864,731	877,767	180,453	(34,094)	203,229	1,080,996	0.2950	0.0672	(0.0093)
2018	377,603,378	880,035	251,540	(102,283)	255,780	1,135,815	0.3069	0.0791	(0.0276)
2019	381,379,412	880,370	262,477	(102,283)	256,655	1,137,025	0.3042	0.0764	(0.0274)
2020	385,193,206	880,728	273,413	(102,283)	257,092	1,137,820	0.3014	0.0736	(0.0271)
2021	389,045,138	880,152	284,350	(102,283)	257,092	1,137,244	0.2983	0.0705	(0.0268)
2022	389,045,138	878,568	295,287	(102,283)	256,655	1,135,223	0.2978	0.0700	(0.0268)
2023	389,045,138	881,050	306,223	(102,283)	255,780	1,136,830	0.2982	0.0704	(0.0268)
2024	389,045,138	878,298	317,160	(102,283)	254,467	1,132,765	0.2971	0.0693	(0.0268)
2025	389,045,138	879,581	328,096	(102,283)	252,717	1,132,298	0.2970	0.0692	(0.0268)
2026	389,045,138	879,597	344,501	(102,283)	255,998	1,135,595	0.2978	0.0700	(0.0268)
			2,843,500	(954,638)	2,505,464				

Data from First Southwest, 7/1/16

- 1) Fiscal year 2015 assessed valuation provided from the City's Budget FY 2015-2016
- 2) Includes Series 2014, 2010 and 2008. Assumes 6.00% increase rate for Series 2010.
- 3) Assumes 4.000% interest rate.
- 4) Tax collection rate of 98%, Actual I&S tax rate for fiscal year 2016.
- 5) Fee collection rate of 98%.

CITY OF GRANITE SHOALS - ARTERIAL ROAD REPAYMENT OPTIONS - Rev 1

7/12/2016 BRUGGER

HOME VALUE RANGE	----- DEBT PAYMENT BASED ON TAX RATE INCREASE ONLY, SEE NOTES 1-5 -----				-- USE OF FEE AND TAX RATE INCREASE, NOTES 6-8 --		
	TOTAL APPRAISED VALUE	NUMBER OF PROPERTY OWNERS	% AVERAGE VALUE PER OWNER	TAX @ \$0.07881	EFFECTIVE TAX RATE @ \$0.06210	ADD \$3.50 PER MONTH FEE	TAX & FEE FOR RANGE
\$0 TO \$25,000	\$ 5,575,785	519	26%	\$ 8	\$7	\$49	\$ 25,261
\$25,000 TO \$50,000	\$ 9,463,094	256	13%	\$29	\$23	\$65	\$ 16,629
\$50,000 TO \$75,000	\$ 16,015,779	255	13%	\$49	\$39	\$81	\$ 20,656
\$75,000 TO \$100,000	\$ 14,977,086	173	9%	\$68	\$54	\$96	\$ 16,567
\$100,000 TO \$125,000	\$ 14,135,143	127	6%	\$88	\$69	\$111	\$ 14,112
\$125,000 TO \$150,000	\$ 13,153,208	96	5%	\$108	\$85	\$127	\$ 12,200
\$150,000 TO \$175,000	\$ 12,554,146	78	4%	\$127	\$100	\$142	\$ 11,072
\$175,000 TO \$200,000	\$ 6,773,274	36	2%	\$148	\$117	\$159	\$ 5,718
\$200,000 TO \$250,000	\$ 11,274,325	51	3%	\$174	\$137	\$179	\$ 9,143
\$250,000 TO \$300,000	\$ 10,170,067	37	2%	\$217	\$171	\$213	\$ 7,870
\$300,000 TO \$400,000	\$ 30,235,190	86	4%	\$277	\$218	\$260	\$ 22,388
\$400,000 TO \$500,000	\$ 49,418,501	110	5%	\$354	\$279	\$321	\$ 35,309
\$500,000 TO \$600,000	\$ 55,969,742	103	5%	\$428	\$337	\$379	\$ 39,083
\$600,000 TO \$1,000,000	\$ 65,366,372	90	4%	\$572	\$451	\$493	\$ 44,373
GREATER THAN \$1,000,000	\$ 18,218,823	15	1%	\$957	\$754	\$796	\$ 11,944
SUB-TOTAL	\$ 333,300,535	\$ 2,032	100%	\$ 164,026		\$ 292,324	94%
OV-DP	\$ 95,694,914	453		\$ 211,247		\$ 42	\$ 19,026
TOTALS	\$ 428,995,449	\$ 2,485		\$ 172,634		\$ 311,350	100%

NOTES

- 1) 61 PROPERTIES LESS THAN \$2,250 IN APPRAISED VALUE, 140 PROPERTIES LESS THAN \$5,000
- 2) 52% OF PROPERTY OWNERS HAVE A TAXABLE VALUE LESS THAN \$75,000 AND PAY LESS THAN 10% OF THE TAXES
- 3) 24% OF PROPERTY OWNERS HAVE A TAXABLE VALUE OVER \$200,000 AND PAY 72% OF THE TAXES
- 4) OV-DP WILL A TOTAL TAXABLE VALUE OF \$95,694,914 WOULD NOT PAY TOWARD ROAD IMPROVEMENTS WITHOUT A MONTHLY FEE
- 5) ANNUAL I&S FOR \$2,589,000 @ 4.5% & 15 YRS IS \$262,674, AS SHOWN ABOVE
- 6) BY ADDING A \$3.50 MONTHLY FEE, DEBT REPAYMENTS FROM PROERTY TAXES ARE REDUCED TO \$1,500,000 @ 4.0% & 10 YRS, WITH \$1,000,000 PAID WITH FEES. (DEBT REPAYMENT RATE ON \$2,500,000 FOR 10 YRS IS EQUIVALENT TO A TAX RATE OF \$0.0956 PER \$100)
- 7) ANNUAL I&S FOR \$2,500,000 @ 4.0% & 10 YRS IS \$318,635, AS COMPARED TO \$311,350, AS SHOWN ABOVE.
- 8) FOR THE 52% OF PROPERTY OWNERS WITH A TAXABLE VALUE LESS THAN \$75,000, WHEN SUBJECT TO A \$3.50 FEE, NOW PAY 20% OF THE ROAD IMPROVEMENTS, UP FROM 10%, AND EXEMPT TAXPAYERS NOW PAY 6%.

Costs & road measurements from KC Engineering, Inc., Greg Haley, P.E.
 Mayor - Carl Bruggen

8/30/2016 Revision #1

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #1		
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET
COST \$(W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ -	\$ -
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST	FORREST HILLS TO SHERWOOD FORREST	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST	FORREST HILLS TO SHERWOOD FORREST
LENGTH	4,963 FEET	1,954 FEET	1,954 FEET	4,963 FEET	1,954 FEET	1,954 FEET
COST \$(CURB & GUTTER & STORM SEWER)	\$ 2,038,000	\$ 268,000	\$ 268,000	\$ 2,038,000	\$ -	\$ -
COST \$(W/DITCHES)						
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY	
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET	
COST \$(W/DITCHES)	\$ -	\$ -	\$ -	\$ 625,000	\$ 667,500	\$ -
PROPOSED ROAD IMPROVEMENT COSTS						
DESIGN CONTINGENCY						
PRARIE CREEK WATER LINE						
TOTAL PROJECT COSTS						
FEET PAVED						
FINANCING						
USDA GRANT						
GRANITE SHOALS BONDS						
GRANITE SHOALS FUNDS						
TOTAL FINANCING						
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information)						
Estimated based on bonds of 4.5% for 15 years						

SECTIONS COST & FT. PAVED

ALL SECTIONS COST & FT. PAVED

SECTION 1: 4,800 FEET \$ 768,000

SECTION 2: 2,950 FEET \$ 472,000

SECTION 3: 3,440 FEET \$ 550,400

SECTION 1: 4,800 FEET \$ 768,000

SECTION 2: 2,950 FEET \$ -

SECTION 3: 3,440 FEET \$ -

SECTION 1: 4,963 FEET \$ 2,038,000

SECTION 2: 1,954 FEET \$ 268,000

SECTION 3: 1,954 FEET \$ 268,000

SECTION 1: 4,963 FEET \$ 2,038,000

SECTION 2: 1,954 FEET \$ -

SECTION 3: 1,954 FEET \$ -

SECTION 1: 3,907 FEET \$ 625,000

SECTION 2: 4,171 FEET \$ 667,500

SECTION 3: \$ -

SECTION 1: 3,907 FEET \$ 625,000

SECTION 2: 4,171 FEET \$ 667,500

SECTION 3: \$ -

SECTION 1: \$ 4,096,400

SECTION 2: \$ 250,000

SECTION 3: \$ 653,600

SECTION 1: \$ 5,000,000

SECTION 2: \$ 18,107 FEET

SECTION 3: \$ 2,750,000

SECTION 2: \$ 2,000,000

SECTION 3: \$ 250,000

SECTION 1: \$ 5,000,000

SECTION 2: \$ 0.0634 / \$100

SECTION 3: \$63.35 / Yr. Estimate

SECTION 1: \$1,500,000 @ 4% for 10 Years, I&S rate increase of \$0.0621 / \$100 evaluation, or \$62.10 for a \$100,000 home

SECTION 2: \$1,500,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0506 / \$100 evaluation, or \$50.60 for a \$100,000 home

SECTION 3: \$20,000 @ 4% for 10 Years, I&S rate increase of \$0.0956 / \$100 evaluation, or \$95.60 for a \$100,000 home

SECTION 4: \$20,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0761 / \$100 evaluation, or \$76.10 for a \$100,000 home

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #2		
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET
COST \$ (W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ 472,000	\$ -
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		FM 1431 TO FORREST HILLS	FORREST HILLS EAST 100 YARDS	
LENGTH	4,963 FEET	1,954 FEET		4,963 FEET	300 FEET	
COST \$ (CURB & GUTTER & STORM SEWER)	\$ 2,038,000			\$ 2,038,000		
COST \$ (W/DITCHES)		\$ 268,000			\$ 48,600	
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY	
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET	
COST \$ (W/DITCHES)	\$ -	\$ -		\$ 633,000	\$ 676,000	
PROPOSED ROAD IMPROVEMENT COSTS						
DESIGN CONTINGENCY						
PRAIRIE CREEK WATER LINE						
TOTAL PROJECT COSTS						
FEET PAVED						
FINANCING						
USDA GRANT						
GRANITE SHOALS BONDS						
GRANITE SHOALS FUNDS						
TOTAL FINANCING						
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information)						
Estimated based on bonds of 4.5% for 15 years						
FINANCING - TAXPAYER COSTS (SOURCE - FIRST SOUTHWEST 12-1-2015)						
\$1,500,000 @ 4% for 10 Years, I&S rate increase of \$0.0621 / \$100 evaluation, or \$62.10 for a \$100,000 home						
\$1,500,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0506 / \$100 evaluation, or \$50.60 for a \$100,000 home						
\$1,000,000 @ 4% for 10 Years, I&S rate increase of \$0.0956 / \$100 evaluation, or \$95.60 for a \$100,000 home						
\$1,000,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0761 / \$100 evaluation, or \$76.10 for a \$100,000 home						

\$0.07104 / \$100
 \$71.04 / Yr. Estimate

\$0.0634 / \$100
 \$63.35 / Yr. Estimate

ALL SECTIONS COST & FT. PAVED

8,078 FEET
 \$ 1,309,000

4,635,600
 \$ 250,000
 \$ 653,600

\$ 5,539,200
 21,091 FEET

\$ 3,046,560
 \$ 2,242,640
 \$ 250,000
 \$ 5,539,200

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #3		
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET
COST \$ (W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ 472,000	\$ 550,400
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST	
LENGTH	4,963 FEET	1,954 FEET		4,963 FEET	1,954 FEET	
COST \$ (CURB & GUTTER & STORM SEWER)	\$ 2,038,000	\$ 268,000		\$ 2,038,000	\$ 268,000	
COST \$ (W/DITCHES)						
VALLEY VEIV	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY	
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET	
COST \$ (W/DITCHES)	\$ -	\$ -		\$ 633,000	\$ 676,000	
PROPOSED ROAD IMPROVEMENT COSTS						
DESIGN CONTINGENCY						
PRARIE CREEK WATER LINE						
TOTAL PROJECT COSTS						
FEET PAVED						
FINANCING						
USDA GRANT						
GRANITE SHOALS BONDS						
GRANITE SHOALS FUNDS						
TOTAL FINANCING						
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information)						
Estimated based on bonds of \$4.5% for 15 years						
FINANCING - TAXPAYER COSTS (SOURCE - FIRST SOUTHWEST 12-1-2016)						
\$1,500,000 @ 4% for 10 Years, I&S rate increase of \$0.0621 / \$100 evaluation, or \$62.10 for a \$100,000 home						
\$1,500,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0506 / \$100 evaluation, or \$50.60 for a \$100,000 home						
\$1,000,000 @ 4% for 10 Years, I&S rate increase of \$0.0956 / \$100 evaluation, or \$95.60 for a \$100,000 home						
\$1,000,000 @ 4.5% for 15 Years, I&S rate increase of \$0.0761 / \$100 evaluation, or \$76.10 for a \$100,000 home						

\$0.07881 / \$100
 \$78.81 / Yr. Estimate

\$0.0634 / \$100
 \$63.35 / Yr. Estimate

\$ 3,470,000
 \$ 2,589,000
\$ 250,000
 \$ 6,309,000

\$ 2,750,000
 \$ 2,000,000
\$ 250,000
 \$ 5,000,000

\$ 5,000,000
18,107 FEET

\$ 4,096,400
 \$ 250,000
\$ 653,600
 \$ 5,000,000
18,107 FEET

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #1			
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3	ALL SECTIONS COST & FT. PAVED
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	ALL SECTIONS COST & FT. PAVED
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET
COST \$ (W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ -	\$ -	\$ 768,000
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST	FORREST HILLS TO SHERWOOD FORREST	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		
LENGTH	4,963 FEET	1,954 FEET	6,917 FEET	4,963 FEET	1,954 FEET		4,963 FEET
COST \$ (CURB & GUTTER & STORM SEWER)	\$ 2,038,000	\$ -	\$ 2,038,000	\$ 2,038,000	\$ -		\$ 2,038,000
COST \$ (W/DITCHES)		\$ 268,000			\$ -		\$ -
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET		8,078 FEET
COST \$ (W/DITCHES)	\$ -	\$ -		\$ 625,000	\$ 667,500		\$ 1,292,500
PROPOSED ROAD IMPROVEMENT COSTS							\$ 4,098,500
DESIGN CONTINGENCY							\$ 247,900
10% OVERALL CONTINGENCY							\$ -
PRARIE CREEK WATER LINE							\$ 653,600
TOTAL PROJECT COSTS							\$ 5,000,000
FEET PAVED							17,841 FEET
FINANCING							
USDA GRANT							\$ 2,750,000
GRANITE SHOALS BONDS							\$ 2,000,000
GRANITE SHOALS FUNDS							\$ 250,000
TOTAL FINANCING							\$ 5,000,000
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information dated 7/11/2016)							
Estimated additional tax based on bonds of 4.0% for 10 years							0.0775
Rate (2018) per \$100 evaluation							0.0684
Estimated additional tax based on bonds of 4.0% for 15 years							
Rate (2018) per \$100 evaluation							0.0566
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines							0.0509

Mayor - Carl Bruggger

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #2			
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3	ALL SECTIONS COST & FT. PAVED
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET	7,750 FEET
COST \$(W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ 472,000	\$ -	\$ 1,240,000
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		FM 1431 TO FORREST HILLS	FORREST HILLS EAST 100 YARDS		
LENGTH	4,963 FEET	1,954 FEET		4,963 FEET	300 FEET		5,263 FEET
COST \$(CURB & GUTTER & STORM SEWER)	\$ 2,038,000			\$ 2,038,000			\$ 2,038,000
COST \$(W/DITCHES)		\$ 268,000			\$ 48,600		\$ 48,600
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET		8,078 FEET
COST \$(W/DITCHES)	\$ -	\$ -		\$ 633,000	\$ 676,000		\$ 1,309,000
PROPOSED ROAD IMPROVEMENT COSTS							\$ 4,635,600
DESIGN CONTINGENCY							\$ 250,000
10% OVERALL CONTINGENCY							\$ -
PRARIE CREEK WATER LINE							\$ 653,600
TOTAL PROJECT COSTS							\$ 5,539,200
FEET PAVED							21,091 FEET
FINANCING							
USDA GRANT							\$ 3,046,560
GRANITE SHOALS BONDS							\$ 2,242,640
GRANITE SHOALS FUNDS							\$ 250,000
TOTAL FINANCING							\$ 5,539,200
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information dated 7/11/2016)							
Estimated additional tax based on bonds of \$4.0% for 10 years							0.0868
Rate (2018) per \$100 evaluation							0.0766
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines							0.0657
Estimated additional tax based on bonds of \$4.0% for 15 years							0.0560
Rate (2018) per \$100 evaluation							
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines							

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #3			
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3	ALL SECTIONS COST & FT. PAVED
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET	11,190 FEET
COST \$ (W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ 472,000	\$ 550,400	\$ 1,790,400
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		
LENGTH	4,963 FEET	1,954 FEET		4,963 FEET	1,954 FEET		6,917 FEET
COST \$ (CURB & GUTTER & STORM SEWER)	\$ 2,038,000	\$ 268,000		\$ 2,038,000	\$ 268,000		\$ 2,038,000
COST \$ (W/DITCHES)							\$ 268,000
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET		8,078 FEET
COST \$ (W/DITCHES)	\$ -	\$ -		\$ 633,000	\$ 676,000		\$ 1,309,000
PROPOSED ROAD IMPROVEMENT COSTS							
DESIGN CONTINGENCY							\$ 4,096,400
10% OVERALL CONTINGENCY							\$ 250,000
PRARIE CREEK WATER LINE							\$ -
TOTAL PROJECT COSTS							\$ 653,600
FEET PAVED							\$ 5,000,000
FINANCING							18,107 FEET
USDA GRANT							\$ 2,750,000
GRANITE SHOALS BONDS							\$ 2,000,000
GRANITE SHOALS FUNDS							\$ 250,000
TOTAL FINANCING							\$ 5,000,000
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information dated 7/11/2016)							
Estimated additional tax based on bonds of 4.0% for 10 years							
Rate (2018) per \$100 evaluation							0.0775
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines							0.0684
Estimated additional tax based on bonds of 4.0% for 15 years							
Rate (2018) per \$100 evaluation							0.0566
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines							0.0509

ROAD	CURRENT PROPOSAL			ALTERNATIVE PROPOSAL #3		
	SECTION 1	SECTION 2	SECTION 3	SECTION 1	SECTION 2	SECTION 3
PHILLIPS RANCH ROAD	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK	FM 1431 TO NEWCASTLE	NEWCASTLE TO BLUE-BRIAR DR	BLUEBRIAR TO LIVE OAK
LENGTH	4,800 FEET	2,950 FEET	3,440 FEET	4,800 FEET	2,950 FEET	3,440 FEET
COST \$ (W/DITCHES)	\$ 768,000	\$ 472,000	\$ 550,400	\$ 768,000	\$ 472,000	\$ 550,400
PRAIRIE CREEK	FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST		FM 1431 TO FORREST HILLS	FORREST HILLS TO SHERWOOD FORREST	
LENGTH	4,963 FEET	1,954 FEET		4,963 FEET	1,954 FEET	
COST \$ (CURB & GUTTER & STORM SEWER)	\$ 2,038,000			\$ 2,038,000		
COST \$ (W/DITCHES)		\$ 268,000			\$ 268,000	
VALLEY VEIW	FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY		FM 1431 TO KINGSOAK	KINGSOAK TO LEEWAY	
LENGTH	3,907 FEET	4,171 FEET		3,907 FEET	4,171 FEET	
COST \$ (W/DITCHES)	\$ -	\$ -		\$ 633,000	\$ 676,000	
PROPOSED ROAD IMPROVEMENT COSTS						
DESIGN CONTINGENCY						
10% OVERALL CONTINGENCY						
PRAIRIE CREEK WATER LINE						
TOTAL PROJECT COSTS						
FEET PAVED						
FINANCING						
USDA GRANT						
GRANITE SHOALS BONDS						
GRANITE SHOALS FUNDS						
TOTAL FINANCING						
FINANCING - TAXPAYER COSTS (Interpolation of First Southwest information dated 7/11/2016)						
Estimated additional tax based on bonds of 4.0% for 10 years						
Rate (2018) per \$100 evaluation						0.0775
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines						0.0684
Estimated additional tax based on bonds of 4.0% for 15 years						
Rate (2018) per \$100 evaluation						0.0566
Rate (2026) per \$100 evaluation, beyond 2026 other debt service declines						0.0509

ORDINANCE NO. 695

“Beautification Advisory Group membership amendment”

AN ORDINANCE OF THE CITY OF GRANITE SHOALS, TEXAS DECREASING THE MAXIMUM NUMBER OF MEMBERS OF THE BEAUTIFICATION ADVISORY GROUP FROM 15 TO 10; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; A SAVINGS CLAUSE; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING

WHEREAS, the City Council desires to provide for, protect and improve the health, safety and general welfare of the citizens of the City and to foster a sense of civic pride; and,

WHEREAS, section 8.01 of the City Charter provides the Council with the authority to create, establish, or appoint such boards, commissions and committees as it deems necessary to carry out the functions and obligations of the City; and

WHEREAS, the City Charter provides that the Council shall, by ordinance or resolution, prescribe the purpose, composition, function, duties, accountability and tenure of each board, commission and committee where such are not prescribed by law or the Charter;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS:

SECTION I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Granite Shoals and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

SECTION II. AMENDMENT

Chapter 16 (Environment), Article III (Beautification Advisory Group), Sec. 16-43 (Members, organization and meetings) subsection (a) of the City of Granite Shoals Code of Ordinances is hereby amended as follows:

“Sec. 16-43. - Members, organization and meetings.

(a) The beautification advisory group shall consist of no fewer than three and no more than ~~15~~ 10 property owners, residents or volunteers who are appointed by the city council. No more than one member of the city council and no more than one member of the planning and zoning commission may be appointed to the beautification advisory group.

.....“

SECTION III. SAVINGS

The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

SECTION IV. SEVERABILITY

If any provision, section, sentence, clause or phrase of this ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Granite Shoals in adopting, and of the Mayor in approving this ordinance, that no portion thereof or provision or regulation contained herein shall be come inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

SECTION V. REPEALER

The provisions of this ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinance or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance.

SECTION VI. EFFECTIVE DATE

This ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Passed and approved this 9th day of August, 2016.

APPROVED:

Carl Brugger, Mayor

ATTEST:

Elaine Simpson, City Secretary

APPROVED AS TO FORM:

Brad Young, City Attorney

CONTRACT FOR ELECTION SERVICES

THIS CONTRACT FOR ELECTION SERVICES (this "Contract") is made and entered into by and between the ELECTIONS ADMINISTRATOR OF BURNET COUNTY, TEXAS ("Contracting Officer") and the Local Political Subdivision set forth on the signature page of this Contract (the "LPS") pursuant to the authority under Section 31.092(a) of the Texas Election Code.

RECITALS

WHEREAS, the LPS expects to order an election during the term of this Contract and during any renewal term of this Contract (the "Election");

WHEREAS, the LPS desires that certain election services for the Election be provided by the Contracting Officer pursuant to Chapter 31, Subchapter D of the Texas Election Code and;

WHEREAS, the Contracting Officer and the LPS desire to enter into a contract setting out the respective responsibilities of the parties;

NOW, THEREFORE, the parties to this Contract agree as follows with respect to the coordination, supervision, and conduct of the Election.

I. GENERAL PROVISIONS.

- A. The purpose of this Contract is to maintain consistency and accessibility in voting practices, polling places, and election procedures to best assist the voters of the LPS. For purposes of this Contract the term "Election" will include any resulting recount or election contest. It will also apply to any election to resolve a tie.
- B. The Contracting Officer is hereby appointed to serve as the LPS's Election Officer and Early Voting Clerk to conduct the Election for those areas of the LPS located in Burnet County. As Election Officer and Early Voting Clerk, the Contracting Officer will coordinate, supervise and conduct all aspects of administering voting in connection with the Election in compliance with all applicable law except as otherwise provided in this Contract.
- C. The LPS agrees to commit the funds necessary to pay for election-related expenses for the LPS's election.
- D. The Contracting Officer has the right to enter into agreements with other entities at any time and may require that authorities of LPSs holding elections on the same day in all or part of the same territory to enter into a joint election agreement as authorized in Chapter 271 of the Texas Election Code. The LPS agrees to enter into a joint election agreement required by Burnet County.

II. **RESPONSIBILITIES OF CONTRACTING OFFICER.** The Contracting Officer shall be responsible for performing the following services and furnishing the following materials and equipment in connection with the election:

- A. ***Nomination of Presiding Judges and Alternate Judges.*** The Contracting Officer shall recruit and appoint Election Day presiding and alternate judges, central accumulation station

judges, and the Early Voting Ballot Board (EVBB) presiding judge, all of which shall meet the eligibility requirements in Subchapter C of Chapter 32 of the Texas Election Code.

B. Notification to LPS. The Contracting Officer shall provide the LPS with the most up-to-date list of presiding and alternate judges three weeks before the statutory deadline to order the election and again three weeks before Election Day. LPS acknowledges that the information provided may not be final or complete.

C. Notification to Presiding and Alternate Judges; Appointment of Clerks.

1. The Contracting Officer shall notify each presiding and alternate judge of his or her appointment. The notification will also include the assigned polling location, the date of the election training(s), the date and time of the election, the rate of compensation, the number of clerks the judge may appoint, the eligibility requirements for election workers, and the name of the presiding or alternate judge as appropriate.
2. The election judge will make the clerk appointments in consultation with the Contracting Officer. If a presiding judge or the alternate judge does not speak both English and Spanish, and the election precinct is one subject to Sections 272.002 and 272.009 of the Texas Election Code, the Contracting Officer shall ensure that a bilingual election clerk is appointed. The Contracting Officer shall notify the clerks of the same information that the judges receive under this section.

D. Election Training. The Contracting Officer shall be responsible for conducting election training for the presiding judges, alternate judges, clerks, and Early Voting deputies in the operation and troubleshooting of the direct record electronic (DRE) voting system and the conduct of elections, including qualifying voters, issuing ballot style codes, maintaining order at the polling location, conducting provisional voting and counting votes.

E. Logic and Accuracy Testing. In advance of Early Voting (including the sending out of any mail ballots), the Contracting Officer, the tabulation supervisor, and other members the Contracting Officer designates for the testing board shall conduct all logic and accuracy testing in accordance with the procedures set forth by the Texas Election Code and under guidelines provided by the Secretary of State's office. The Contracting Officer shall also be responsible for the publication of the required notice of such testing.

F. Election Supplies. The Contracting Officer shall procure, prepare, and distribute to the presiding judges for use at the polling locations on Election Day (and to the Early Voting clerks during Early Voting) the following election supplies: election and early voting kits (including the appropriate envelopes, lists, forms, name tags, posters, and signage described in Chapters 51, 61, and 62, and Subchapter B of Chapter 66 of the Texas Election Code) seals, sample ballots, thermal paper rolls for use in the Judge's Booth Controllers (JBCs), batteries for use in the JBCs and eSlates, labels for the electronic poll books, and all consumable-type office supplies necessary to hold an election.

G. Registered Voter List. The Contracting Officer shall provide lists of registered voters required by law for use on Election Day and for the Early Voting period.

H. Notice at Previous Polling Place. The Contracting Officer shall post notices of a change in a polling place at the entrance to the previous polling location. Section 43.062 of the Texas Election Code provides that the notice shall state the location has changed and give the location of the new polling place.

I. Election Equipment. The Contracting Officer shall prepare and distribute the Direct Record Electronic (DRE) voting system components from Hart InterCivic, Inc. ("Hart") for the election. This voting system includes the equipment referred to as "eSlates" and "Judge's Booth Controllers" (JBCs). Each polling location will have at least one voting machine that is accessible to disabled voters and provides a practical and effective means for voters with disabilities to cast a secret ballot.

J. Ballots. The Contracting Officer or designee shall be responsible for the preparation, printing, programming and distribution of English and Spanish ballots and sample ballots, including the mail ballots, based on the information provided by the LPS, including names of the candidates, names of the offices sought, order of names on the ballot, propositions on the ballot, and the Spanish translation of the offices and any propositions. The ballot will be prepared in these formats: DRE, paper and auditory.

K. Early Voting. In accordance with Sections 31.096 and 32.097(b) of the Texas Election Code, the Contracting Officer shall serve as Early Voting Clerk for the election.

1. The Contracting Officer shall supervise and conduct early voting by mail and by personal appearance and shall secure personnel to serve as Early Voting Deputies.
2. Early Voting by personal appearance for the election shall be conducted during the hours and time period and at the locations as determined by the Contracting Officer.
3. The Contracting Officer shall receive mail ballot applications on behalf of the LPS. All applications for mail ballots shall be processed in accordance with Title 7 of the Texas Election Code by the Contracting Officer or deputies at the Records Building, located behind the Burnet County Courthouse Annex at 1701 E. Polk St., Burnet, TX. Applications for mail ballots erroneously sent to the LPS shall be faxed promptly to the Contracting Officer for timely processing then the original application shall be forwarded to the Contracting Officer for proper retention.
4. Early voting ballots shall be secured and maintained at the Records Building at 1701 E. Polk St., Burnet, TX and in accordance with Chapter 87 of the Texas Election Code. The Early Voting Ballot Board shall meet at the same location unless posted differently.

L. Election Day Polling Locations. The Election Day polling locations are determined by the Contracting Officer in consultation with the LPS and in accordance with the Texas Election Code. The Contracting Officer shall arrange for the use of all Election Day polling places and shall arrange for the setting up of the polling location including tables, chairs and voting booths.

M. Election Day Activities.

1. The Contracting Officer and staff shall be available from 6:00 am until the completion of vote counting on Election Day to render technical support and assistance to voters and

election workers.

2. The Contracting Officer and staff shall prepare and conduct Election Night intake of election equipment, supplies and records.
3. The Contracting Officer and designee shall serve as central counting station manager and tabulation supervisor, counting the votes in conjunction with the Early Voting Ballot Board and the Central Counting Station judges.

N. *Election Night Reports.* The Contracting Officer shall prepare the unofficial and official tabulation of precinct results under Section 66.056(a) of the Texas Election Code. The unofficial tabulation of Early Voting precinct results and Election Day precinct results shall be made available to the LPS via e-mail as soon as they are prepared and may be released under law, but no earlier than 7:05 pm on Election Day. The tabulation reports may also be provided to other counties as necessary for the election.

O. *Provisional Votes/Determination of Mail Ballots Timely Received under Section 86.007(d) of the Texas Election Code.* The Contracting Officer, serving as voter registrar, shall retain the provisional voting affidavits and shall provide factual information on each of the provisional voters' status. The Contracting Officer shall reconvene the EVBB after the election within the time set forth in Section 65.051 of the Texas Election Code for the purpose of determining the disposition of the provisional votes. At the same time, the EVBB will review mail ballots timely received under Section 86.007(d) of the Texas Election Code to determine whether such will be counted and to resolve any issues with such ballots.

P. *Canvass Material Preparation.* Promptly after determination of the provisional votes and resolution of any mail ballots, the Contracting Officer shall work with the EVBB to tally the accepted provisional votes and resolved mail ballots, amend the unofficial tabulations, and submit new unofficial tabulations to the LPS. The reports will serve as the canvass materials for the LPS.

Q. *Custodian of Election Records.* The election records will be submitted to the LPS except for those records that must be maintained by the Contracting Officer as Voter Registrar in accordance with Section 66.051 of the Texas Election Code. The Contracting Officer is hereby appointed the custodian of voted ballots (which in the case of the ballots cast on the DRE voting system consists of the DVD backup) and shall preserve them in accordance with Chapter 66 of the Texas Election Code and other applicable law. The Contracting Officer shall also maintain custody of the records pertaining to the operation of the JBCs and eSlates.

R. *Recount.*

1. If required by law, the Contracting Officer shall perform a partial manual count of electronic voting system ballots in accordance with section 127.201 of the Texas Election Code. A recount may also be requested in accordance with Chapter 212 of the Texas Election Code.
2. The LPS shall advise the Contracting Officer if a recount is required by law or requested and the Contracting Officer and the LPS shall discuss how such recount is

to be conducted. The LPS shall reimburse the Contracting Officer for the cost of such count which is not included in the original invoice.

S. *Schedule for Performance of Services.* The Contracting Officer shall perform all election services in accordance and compliance with the time requirements set out in the Texas Election Code.

T. *Contracting with Third Parties.* In accordance with Section 31.098 of the Texas Election Code, the Contracting Officer is authorized to contract with third parties for election services and supplies. The cost of such third-party services and supplies will be paid by the Contracting Officer and reimbursed by the LPS.

U. *Department of Justice Preclearance for General Elections.* If required by law, any changes to the general conduct of voting in Burnet County will be pre-cleared through the United States Department of Justice by the Contracting Officer with copies of the submission and response e-mailed to the LPS.

III. RESPONSIBILITIES OF THE LPS. The LPS shall perform the following responsibilities:

A. *Applications for Mail Ballots.* The LPS shall date stamp and then as promptly as possible fax to the Contracting Officer all applications for mail ballots that it receives. Promptly thereafter, the LPS shall deliver or send by mail the original mail ballot applications to the Contracting Officer.

B. *Election Orders, Election Notices, and Canvass.* The LPS shall be responsible for preparing, adopting, publishing, and posting all required election orders, resolutions, notices and other documents, including bilingual materials, evidencing action by the governing authority of the LPS necessary to the conduct of the election. The LPS shall be responsible for conducting the official canvass of the election.

C. *Map/ Annexations.* The LPS shall provide the Contracting Officer with an updated map and street index of its jurisdiction in an electronic or printed format and shall advise the Contracting Officer of any annexations or de-annexations.

D. *Department of Justice Preclearance for Special Elections.* If required by law, the LPS shall be individually responsible for obtaining appropriate preclearance from the United States Department of Justice for any special elections.

E. *Ballot Information.* The LPS shall prepare the text for the LPS's official ballot in English and Spanish and provide to the Contracting Officer as soon as possible at the end of the period for ordering the election or filing for candidacy. The ballot information shall include a list of propositions showing the order and the exact manner in which the candidates' names and the propositions are to appear on the ballot. The LPS shall promptly review for correctness the ballot when requested by the Contracting Officer to do so prior to finalization and shall approve by e-mail or by signature in person.

F. *Precinct Reports to the Texas Secretary of State.* Based on information provided by the Contracting Officer, the LPS shall prepare and file all required precinct reports with the Texas Secretary of State.

G. **Annual Voting Report.** The LPS shall be responsible for filing its annual voting system report to the Texas Secretary of State as required under Chapter 123 *et seq.* of the Texas Election Code.

IV. SPECIAL PROVISIONS RELATING TO ELECTION WORKERS

A. **Number of Election Workers at Election Day Polling Locations.** It is agreed by the Contracting Officer and the LPS that there will be at least three election workers at each Election Day polling location: the presiding judge, an alternate judge, and at least one election clerk appointed by the presiding judge. The number of necessary clerks is derived from the number of elections at the poll and the number of registered voters for that poll.

B. **Compensation for Election Workers.** The Contracting Officer shall compensate all election workers in accordance with the Contracting Officer's established compensation policies, in accordance with the Texas Election Code and using the rates set by Burnet County Commissioners Court for county elections. The Contracting Officer shall pay the workers and be reimbursed by the entities sharing the polling location unless a polling place is open for only one LPS holding an election. In this case, the LPS shall pay the election workers directly.

V. PAYMENT

A. **Charges and Distribution of Costs.** In consideration of the joint election services provided by the Contracting Officer, the LPS will be charged a share of election costs and an administrative fee. The costs distribution is set forth in the Joint Election Agreement. The cost estimate is set forth in the Cost Estimate.

B. **Administrative Fee.** The Contracting Officer shall charge a fee equal to 10% of the LPS's share of the cost of the election or a minimum of \$75.00.

C. **Equipment Rental Fee.** Per Section 123.032(d) of the Texas Election Code, the Burnet County Commissioners Court has set the equipment rental fee at \$150 per JBC and per eSlate. There is no charge for Early Voting rental of equipment. If the County acquires additional equipment, different voting equipment, or upgrades existing equipment during the term of this Contract, the charge for the use of the equipment may be reset by the Burnet County Commissioners Court.

D. **Fixed Lump Sum Price for Districts other than Cities, School Districts and Central Texas Groundwater Conservation District.** A LPS that is not a city, school district or the Central Texas Groundwater Conservation District shall pay the Contracting Officer a fixed lump sum price to administer its election. The only item not included in the lump sum price is the cost of any recount.

E. **Payment.** The Contracting Officer's invoice shall be due and payable to the address set forth in the invoice within 30 days from the date of receipt by the LPS.

VI. TERM AND TERMINATION

A. **Initial Term.** The initial term of this Contract shall commence upon the last party's execution

hereof and shall continue thereafter in full force and effect for one year, subject to the termination rights set forth herein.

- B. **Renewal.** Subject to the termination rights set forth herein, this Contract shall automatically renew for a one-year term.
- C. **Termination.** If either party wishes to terminate this Contract for convenience or for cause the party must provide thirty (30) business days' written notice to the other party and allow for discussion of the desired outcome and options to reach the desired outcome. In the event of termination, it is understood and agreed that only the amounts due to the Contracting Officer for services provided and expenses incurred will be due and payable.

VII. MISCELLANEOUS PROVISIONS

A. **Nontransferable Functions.** In accordance with Section 31.096 of the Texas Election Code, nothing in this Contract shall authorize or permit a change in:

1. The authority with whom or the place at which any document or record relating to the election is to be filed;
2. The officers who conduct the official canvass of the election returns;
3. The authority to serve as custodian of voted ballots or other election records; or
4. Any other nontransferable function specified under Section 31.096 or other provisions of Texas law.

B. **Cancellation of Election.** If the LPS cancels its election pursuant to Section 2.053 of the Texas Election Code, the Contracting Officer shall be entitled to receive an administrative fee of \$75. The Contracting Officer shall submit an invoice for the administrative fee as soon as reasonably possible after the cancellation, and the LPS shall make payment therefore in a manner similar to that set forth in V. PAYMENT above.

C. **Contract Copies to Treasurer and Auditor.** In accordance with Section 31.099 of the Texas Election Code, the Contracting Officer agrees to file copies of this Contract with the County Treasurer and the County Auditor of Burnet County, Texas.

D. **Election to Resolve a Tie.** In the event that an election is necessary to resolve a tie vote, the terms of this Contract shall extend to the second election, except:

1. The LPS and the Contracting Officer will agree upon the date of the election and the early voting schedule subject to provisions of the Election Code and with regard to other elections conducted by the Contracting Officer.
2. The LPS will be responsible for any Department of Justice preclearance submission under Section 5 of the Federal Voting Rights Act.
3. An attempt will be made to use election workers that worked in the first election; those poll workers will not have additional training provided by the Contracting Officer.

4. The cost of the election will be borne by the LPS; the Contracting Officer will work with the LPS on cost management.

E. Amendment/ Modification. Except as otherwise provided, this Contract may not be amended, modified, or changed in any respect except in writing, duly executed by the parties hereto. Both the Contracting Officer and the LPS may propose necessary amendments or modifications to this Contract in writing in order to conduct the election smoothly and efficiently, except that any such proposals must be approved by the Contracting Officer and the governing body of the LPS or its authorized agent, respectively.

F. Severability. If any provision of this Contract is found to be invalid, illegal, or unenforceable a court of competent jurisdiction, such invalidity, illegality, or unenforceability shall not affect the remaining provisions of this Contract and parties to this Contract shall perform their obligations under this Contract in accordance with the intent of the parties to this Contract as expressed in the terms and provisions.

G. Representatives. For purposes of implementing this Contract and coordinating activities, the Contracting Officer and the LPS designate the following individuals for submission of information, documents and notice:

For the Contracting Officer:

Doug Ferguson
Elections Administrator, Burnet County
220 S. Pierce
Burnet, TX 78611
Tel: (512) 715-5288
Fax: (512) 715-5287
Email: electadmin@burnetcountytexas.org

For the LPS:

* * *

WITNESS BY MY HAND THIS THE _____ DAY OF _____, 20____.

CONTRACTING OFFICER:

Doug Ferguson, Elections Administrator
Burnet County, Texas

WITNESS BY MY HAND THIS THE _____ DAY OF _____, 20____.

THE LOCAL POLITICAL SUBDIVISION:

Name of Entity: _____

By: _____

Printed Name: _____

Official Capacity: _____

ATTEST: _____

JOINT ELECTION AGREEMENT 2016-2017

FOR BURNET COUNTY LOCAL POLITICAL SUBDIVISIONS

Whereas, the undersigned local political subdivisions, collectively referred to hereafter as the "LPSs", each anticipate holding election(s) from August 2016 to July 2017; and

Whereas, each of the LPSs is located partially or entirely within Burnet County, Texas (the "County"); and

Whereas, the County has contracted or is contracting with each LPS to conduct and provide election services for such LPS's election(s) from August 2016 to July 2017; and

Whereas, the LPSs all desire to enter into a joint election agreement for the purpose of sharing election equipment, costs, services of election officials, and sharing precinct polling locations and election ballots where appropriate.

NOW THEREFORE, the LPSs agree as follows:

- I. **Scope of Joint Election Agreement.** The LPSs enter this Joint Election Agreement ("Agreement") for the conduct of the elections to be held from August 2016 through July 2017.
- II. **Appoint Election Officer.** The LPSs appoint the Burnet County Elections Administrator to serve as the Election Officer for each LPS in order to perform and supervise the duties and responsibilities of the Election Officer for any election from August 2016 through July 2017.
- III. **Early Voting Polling Locations.** The Early Voting locations for the elections will be at the main Burnet Courthouse, 220 S. Pierce, Burnet, TX 78611 and the Courthouse South Annex in Marble Falls, 810 Steve Hawkins Pkwy., Marble Falls, TX 78654. The costs incurred in connection with the Burnet Courthouse Early Voting location will be shared only by the Burnet Consolidated Independent School District, the City of Burnet, the City of Bertram, the Central Texas Groundwater Conservation District (CTGCD) and Burnet County. The costs incurred in connection with the Courthouse South Annex Early Voting location will be shared only by the Marble Falls Independent School District, the City of Marble Falls, the City of Granite Shoals, the City of Cottonwood Shores, the City of Meadowlakes, the City of Highland Haven, the City of Horseshoe Bay, the CTGCD and Burnet County.
- IV. **Election Day Polling Locations.** Election Day voting shall be held in common precincts where appropriate at the dates, times, and locations recommended by the Election Officer and authorized and ordered by the governing body of each LPS. Those will be decided within one week after the last day to order an election.
- V. **Cost Sharing.** The LPSs agree to the cost sharing provisions below. This includes Burnet County, the school districts of the county, the cities of the county, and the Central Texas Groundwater Conservation District. Other entities pay a lump sum of \$1,000 for their election.
- VI. **Effective Date.** This Agreement becomes effective upon execution by the participating LPSs.
- VII. **Amendments.** This Agreement may not be amended or modified except in writing and executed by each LPS.

COST SHARING – NOVEMBER UNIFORM ELECTION DATE

- I. The following expenses will be shared equally by all LPSs holding an election including Burnet County: the newspaper notice for the Logic and Accuracy Test of the ballots, consumable election supplies, and ballot programming.
- II. The user fees for the voting equipment, election worker payroll, and mileage payments to poll workers will follow these cost sharing arrangements:
 - a. The county will bear at least 70% of these election costs at each voting location. The remaining 30% will be shared so that 20% is paid by the Independent School District (ISD) or CTGCD associated with the polling place and the remaining 10% is paid by any/all cities equally sharing the costs. If both the ISD and CTGCD are holding elections, they each pay 10%, with any/all cities equally sharing the remaining 10%.
 - b. If there is no city election, the ISD or CTGCD associated with the polling place pays 20% or 10% each and the county the remaining 80%. Subsequently, if there is no ISD or CTGCD election, any/all cities pay 10% of the costs associated with the polling place and the county pays 90%.
 - c. If there is no city, no ISD and no CTGCD election, the county pays 100% of the costs.
- III. It is acknowledged that cost sharing expenses will fluctuate depending upon the number of required polling locations and poll workers required as General Elections, held on even-numbered years, typically require more resources than Constitutional Amendment elections, held on odd-numbered years.

COST SHARING – MAY UNIFORM ELECTION DATE

- I. The following expenses will be shared equally by all LPSs holding an election including Burnet County: the newspaper notice for the Logic and Accuracy Test of the ballots, consumable election supplies, and ballot programming.
- II. The user fees for the voting equipment, election worker payroll, and mileage payments to poll workers will follow these cost sharing arrangements:
 - a. For polling locations conducting elections of the county: the county will bear 50% of the election costs at each voting location. The remaining 50% will be shared so that 40% is paid by the Independent School District (ISD) associated with the polling place and the remaining 10% is paid by any/all cities equally sharing the costs.
 - b. If there is no city election, the ISD associated with the polling place pays 50%. Subsequently, if there is no ISD election, any/all cities pay 50% of the costs equally.
 - c. If there is no city or ISD election the county pays 100%.
 - d. For polling locations NOT conducting elections of the county: the ISD pays 80% and any/all cities pay 20% equally.
 - e. If there is no city election, the ISD pays 100%.
 - f. If there is no ISD election, any/all cities pay 100% equally.

A cost estimate for the LPS election will be submitted separately.

APPROVED BY THE GOVERNING BODY OF _____ in its meeting held the _____ day of _____, 201_, and executed by its authorized representative.

By: _____
Name: _____
Title: _____

ACKNOWLEDGED BY:

Doug Ferguson
Elections Administrator, Burnet County, Texas

Date



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: 9.a.) Roll-Call Vote for Not To Exceed Rate
Prepared By: City Secretary
Department: Administration

BACKGROUND

At last year's special budget meeting August 4, 2015, this is the following verbiage was used to make the motion for setting the 'Not To Exceed' Tax Rate. I have updated the verbiage to reflect this year's proposed rates.

Council Member _____ motioned, and _____ seconded, to set a 'Not To Exceed' rate for consideration for the 2016 Granite Shoals ad valorem tax to be \$ 0.5572/\$100, of which \$0.3285/\$100 valuation represents the levy for Maintenance and Operations, and \$0.22870/\$100 valuation represents the levy for Interest and Sinking (Debt Fund).

A record vote was taken: Mayor Brugger - _____, Council Member King - _____ Council Member Hisey - _____, Council Member Tanner - _____, MPT Dillard - _____, Council Member Holland - _____, and Council Member Morren - _____.



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: 9~~2~~) Setting dates for Public Hearings
Prepared By: City Secretary
Department: Administration

BACKGROUND

Last Year, the motion to set the Budget and Tax Rate Public Hearings, and formalize the date that the Budget and Tax Rate would be considered, was handled with this motion verbiage:

Mayor Brugger made a motion, and Council Member Tanner seconded to set the following dates on the calendar:

- *Public Hearing on the Budget #1 - August 18, 2015 at Special Called City Council Meeting.*
- *Public Hearing on the Budget #2 - August 25, 2015 at Regular City Council Meeting.*
- *Public Hearing on the Proposed Tax Rate #1 - August 18, 2015 at Special Called City Council Meeting.*
- *Public Hearing on the Proposed Tax Rate #2 - August 25, 2015 at Regular City Council Meeting.*
- *Ordinances to adopt the budget and the tax rate, respectively, will be considered at the Regular City Council meeting of Tuesday, September 8, 2015.*

Vote on the motion, carried by a unanimous vote of 7-0.

Updated with this year's dates, the motion could be made as:

I move to set the following dates on the City Council calendar:

- Public Hearing on the Budget #1 - August 23, 2016 at the Regular City Council Meeting.
- Public Hearing on the Budget #2 - August 30, 2016 at a Special Called City Council Meeting.
- Public Hearing on the Tax Rate #1 - August 23, 2016 at the Regular City Council Meeting.
- Public Hearing on the Tax Rate #2 - August 30, 2016 at a Special Called City Council Meeting.
- Ordinances to adopt the budget and the tax rate, respectively, will be considered at the Regular City Council meeting of Tuesday, September 13, 2016.

City of Granite Shoals 2016-2017 Budget Calendar

JULY						
S	M	T	W	T	F	S
					1	2
3	4 CITY HOLIDAY	5 Dept Budget Requests Due	6	7	8	9
10	11	12	13	14 Budget Meetings w/Dept Heads	15	16
17	18	19	20	21	22	23
24	25 Receive Certified Tax Roll	26	27	28 Calculate & Publish Effective & Rollback Tax Rates	29	30
31						

AUGUST						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9 Proposed Budget/Discuss Tax Rate/Record Vote/Schedule PH	10	11	12	13
14	15 <i>Budget Workshop</i>	16 Budget Workshop (if needed)	17	18	19	20
21	22	23 Public Hearing #1	24	25	26	27
28	29	30 Public Hearing #2	31			

SEPTEMBER						
S	M	T	W	T	F	S
				1	2	3
4	5 CITY HOLIDAY	6	7	8	9	10
11	12	13 Adopt Tax Rate Adopt Budget	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

- Regular Council Meeting
- SPECIAL Council Meeting



City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016

Agenda Item: 9.c. Board and Committee Member Appointments
Prepared By: City Secretary
Department: Administration
Submitted By: City Secretary

AGENDA CAPTION

Discuss, consider and possibly take action regarding making appointments Boards and Committees, if appropriate. *(City Secretary Elaine Simpson)*

BACKGROUND

The following Boards and Committees have vacancies:

Beautification Advisory Group -	
1	Donna Maier-Chair
2	Carol Carter
3	Rick Mills
4	Merilyn Nations
5	Julie A. Brugger
6	Kitty Ann Gunn
7	
...	
15	
No fewer than 3 nor more than 15 members	
3 members, or 1/3 of the appointed membership is quorum, whichever is greater	

Beautification Advisory Group (BAG) has between 4 and 9 vacancies, depending upon City Council action taken on Consent Agenda item 8.b.. No applications have been received for BAG at this time.



City of Granite Shoals, Texas
City Council Regular Meeting
Agenda Item Cover Memo
Date: August 9, 2016

Agenda Item: 9d. Discuss, consider and possibly take action related to proposed Ordinance #688, amending and updating Ordinance #191 – Police Reserves. (Interim Police Chief Gary Boshears)
Prepared/Submitted By: Gary Boshears, Interim Police Chief
Department: Police Department

AGENDA CAPTION

9.d. Discuss, consider and possibly take action related to proposed Ordinance #688, amending and updating Ordinance #191 – Police Reserves. (Interim Police Chief Gary Boshears)

CORRESPONDING BUDGET YEAR PRIORITY(IES) (IF APPLICABLE)

1. Continue to provide a safe Community
7. Continue to focus on Customer Service and Teamwork

BACKGROUND

The current ordinance authorizing reserve officers for the police department is over 30 years old. This ordinance contains outdated language and many sections that are no longer applicable to the function of reserve officers. The revised ordinance as presented removes all outdated language and sections as well as providing an up to date ordinance authorizing reserve officers for the police department.

OPTIONS

Council usually has several:

- 1.) Adopt/Approve/Authorize agenda item, as requested or presented.
- 2.) Adopt/Approve/Authorize agenda item, with modifications.
- 3.) Deny approval of agenda item.
- 4.) Table the item.
- 5.) Other, as Council desires.

RECOMMENDATION

Approve Ordinance #688 as presented.

ATTACHMENT(S): (IF APPROPRIATE)

List of the items behind this cover sheet:

- Proposed Resolution/Ord. 688
- Applicable section of the Local Government Code

ORDINANCE NO. 688

“Police Reserve Force”

AN ORDINANCE OF THE CITY OF GRANITE SHOALS, TEXAS, AMENDING ORDINANCE NO. 191 ESTABLISHING A RESERVE POLICE FORCE; ESTABLISHING STANDARDS OF QUALIFICATIONS AND TRAINING; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; SEVERABILITY; REPEALER; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Granite Shoals, Texas (the “City”) seeks to provide for the public health, safety and welfare of its citizens; and

WHEREAS, by Ordinance No. 191, the City Council on June 25, 1984 created a reserve police force and established its size, method of appointment and operation, and the qualifications of its officers; and

WHEREAS, amendment is allowed and is necessary to conform such Ordinance to the terms of Texas Government Code section 341.012 which was enacted following adoption of Ordinance 191 and governs the establishment of municipal reserve police forces; and

WHEREAS, the City Council finds it to be in the best interest of the public to provide for the safety of its citizens and protection of their property by the amendment of Ordinance 191 to conform to current law regarding a municipal reserve police force; and

WHEREAS, the Council finds that the recommended amendments as enumerated herein are in the best interest of the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS:

SECTION I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION II. AMENDMENT

Chapter 22 (Law Enforcement) of the City of Granite Shoals Code of Ordinances is hereby amended by adding a new Article III (Reserve Police Force) as follows:

ARTICLE III.-RESERVE POLICE FORCE

“SECTION 22-24.-Reserve Police Force Established.

Pursuant to the provisions of Texas Local Government Code sec. 341.012,

there is hereby established a reserve police force consisting of such reserve police force shall be appointed at the discretion of the Chief of Police with approval of the City Council.

SECTION 22-25.-Qualifications and Standards.

Members of said reserve police force shall meet the qualifications and standards of training required for reserve officers as are established, or may hereafter be established, and currently in force and effect, by the Texas Commission on Law Enforcement (TCOLE). In the absence of specific qualifications and standards of training for reserve officers in force and effect promulgated by TCOLE, or any designated successor thereto, then such reserve officers shall meet the same qualifications and standards of training as are lawfully required for police officers of the City of Granite Shoals.

SECTION 22-26.- Appointment of Reserve Police Force Members.

The Chief of Police shall appoint the members of the reserve police force, subject to approval by the City Council. City Council approval is required before a person appointed to the reserve police force may carry a weapon or otherwise act as a peace officer. A duly appointed member of the reserve force who is not a peace officer as described by Code of Criminal Procedure art. 2.12 may act as a peace officer only during the actual discharge of official duties as a reserve officer for the City of Granite Shoals. A duly appointed member of the reserve police force who is not a peace officer as described by Code of Criminal Procedure art. 2.12 may carry a weapon only when authorized to do so by the Chief of Police and only when discharging official duties as a reserve police officer for the City of Granite Shoals. A duly appointed member of the reserve police force who is a peace officer as described by Code of Criminal Procedure art. 2.12 may be authorized by the Chief of Police to carry a weapon or act as a peace officer at all times, regardless of whether the person is engaged in the actual discharge of official duties, or may limit the authority of the person to carry a weapon or act as a peace officer to only those times during which the person is engaged in the actual discharge of official duties as a reserve officer for the City of Granite Shoals. Appointment approval by the City Council may be withdrawn at the pleasure of the Council.

SECTION 22-27.-Service.

That members of the police reserve force serve at the discretion of the Chief of Police and may be called into service at any time the Chief of Police considers it necessary to have additional officers to preserve the peace and to enforce the law..

SECTION 22-28.-Capacity of Reserve Police Force.

City of Granite Shoals reserve police officers may act only in a supplementary capacity to the regular police force and may not assume the

full-time duties of regular police officers without complying with the requirements for regular police officers.

SECTION 22-29.-Medical Assistance for Injuries.

That each reserve officer duly appointed by the Chief of Police and approved by the City Council may be provided hospital and medical assistance for injuries sustained in the course of performing official duties in the same manner as is now or may hereafter be provided for full time police officers.

SECTION 22-30.-Compensation.

Members of the Reserve Police Force serve without compensation. Members of the Reserve Police Force are not employees of the City of Granite Shoals, Texas, and receive no employment benefits.

SECTION III. SAVINGS

The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this Ordinance.

SECTION IV. SEVERABILITY

Should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjusted or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance in whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

SECTION V. REPEALER

The provisions of this Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This Ordinance shall not be construed to require or allow any act that is prohibited by any other ordinance.

SECTION VI. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as may be required by law.

SECTION VII. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at that this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED this 9th day of August, 2016.

Carl Brugger, Mayor

ATTEST:

Elaine Simpson, City Secretary

§ 341.012. Police Reserve Force, TX LOCAL GOVT § 341.012

Vernon's Texas Statutes and Codes Annotated

Local Government Code (Refs & Annos)

Title 11. Public Safety

Subtitle A. Municipal Public Safety

Chapter 341. Municipal Law Enforcement

Subchapter B. Other Police Forces

V.T.C.A., Local Government Code § 341.012

§ 341.012. Police Reserve Force

Effective: September 1, 2001

Currentness

- (a) The governing body of a municipality may provide for the establishment of a police reserve force.
- (b) The governing body shall establish qualifications and standards of training for members of the reserve force.
- (c) The governing body may limit the size of the reserve force.
- (d) The chief of police shall appoint the members of the reserve force. Members serve at the chief's discretion.
- (e) The chief of police may call the reserve force into service at any time the chief considers it necessary to have additional officers to preserve the peace and enforce the law.
- (f) A member of a reserve force who is not a peace officer as described by Article 2.12, Code of Criminal Procedure, may act as a peace officer only during the actual discharge of official duties.
- (g) An appointment to the reserve force must be approved by the governing body before the person appointed may carry a weapon or otherwise act as a peace officer. On approval of the appointment of a member who is not a peace officer as described by Article 2.12, Code of Criminal Procedure, the person appointed may carry a weapon only when authorized to do so by the chief of police and only when discharging official duties as a peace officer.
- (h) Reserve police officers may act only in a supplementary capacity to the regular police force and may not assume the full-time duties of regular police officers without complying with the requirements for regular police officers. On approval of

§ 341.012. Police Reserve Force, TX LOCAL GOVT § 341.012

the appointment of a member who is a peace officer as described by Article 2.12, Code of Criminal Procedure, the chief of police may authorize the person appointed to carry a weapon or act as a peace officer at all times, regardless of whether the person is engaged in the actual discharge of official duties, or may limit the authority of the person to carry a weapon or act as a peace officer to only those times during which the person is engaged in the actual discharge of official duties. A reserve police officer, regardless of whether the reserve police officer is a peace officer as described by Article 2.12, Code of Criminal Procedure, is not:

(1) eligible for participation in any program provided by the governing body that is normally considered a financial benefit of full-time employment or for any pension fund created by statute for the benefit of full-time paid peace officers; or

(2) exempt from Chapter 1702, Occupations Code.

(i) This section does not limit the authority of the mayor of a Type A general-law municipality to summon a special police force under Section 341.011.

Credits

Acts 1987, 70th Leg., ch. 149, § 1, eff. Sept. 1, 1987. Amended by Acts 1999, 76th Leg., ch. 90, § 4, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 1420, § 14.825, eff. Sept. 1, 2001.

Notes of Decisions (1)

V. T. C. A., Local Government Code § 341.012, TX LOCAL GOVT § 341.012

Current through Chapters effective immediately through Chapter 46 of the 2015 Regular Session of the 84th Legislature

End of Document

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**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: Item 10 Workshop Discussion – Elm Creek Drainage Issues –
Referendum Election(s) options / Ord. 680 and Ord. 685
Prepared By: City Secretary
Department: Administration

AGENDA CAPTION

10. Workshop Item

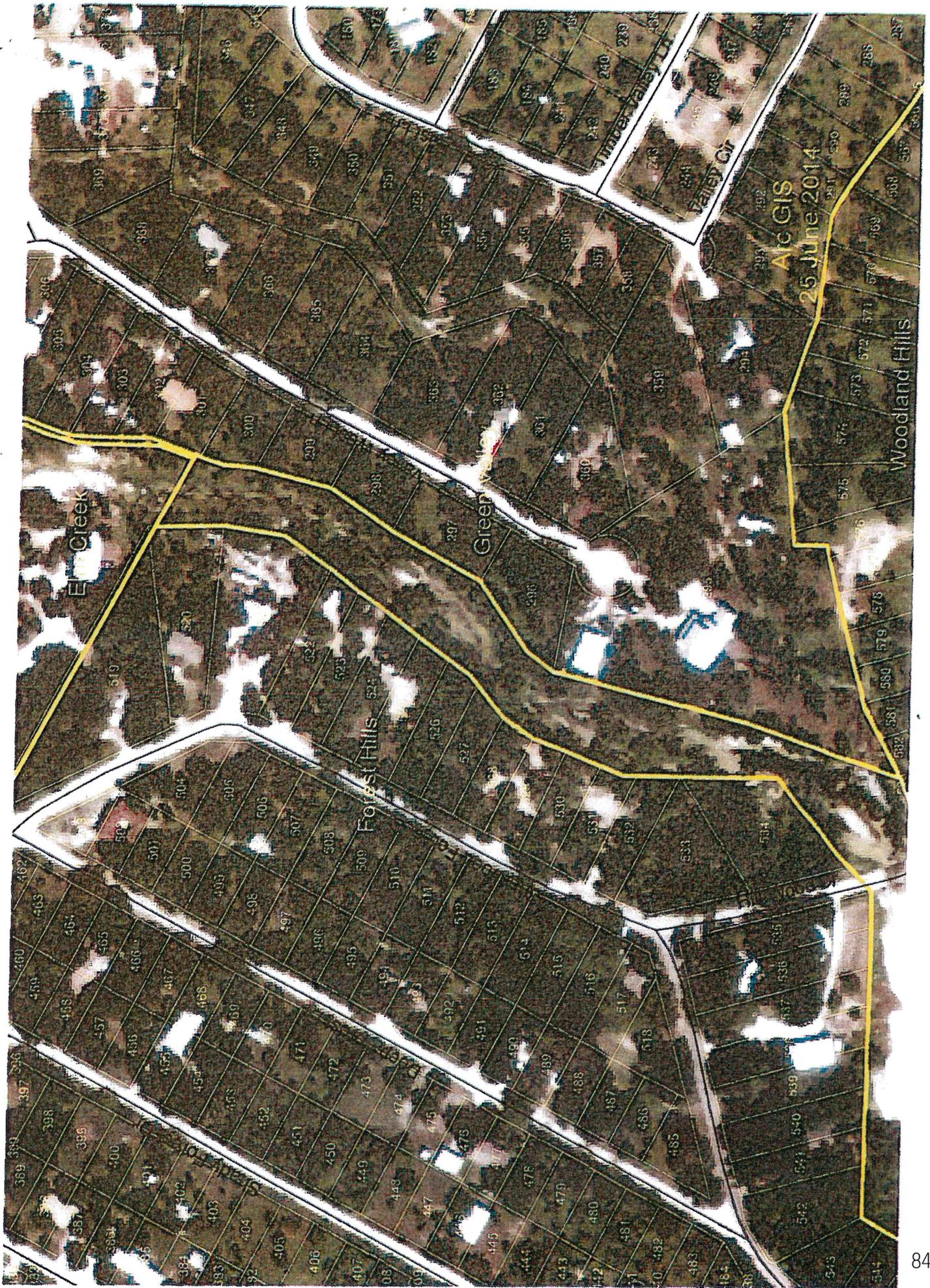
a. Review information, discuss and consider drainage issues related to Elm Creek:

- issues related to plans for future public infrastructure projects
- issues related to Federal Emergency Management Agency (FEMA) Floodplain area(s)
- issues related to Lower Colorado River Authority (LCRA) regulations
- issues related to access to creek: private property, rights-of-way, easements, etc.

b.) Review information, discuss and consider possible options for a future Referendum Election: Discuss original Ord. 680 No Deer Feeding Ordinance, Ord. 685 Pilot Program for Deer Management Ordinance, options for a proposed ordinance to call a future election, options for Council Initiated referendum and related issues.

a.) This information was provided by the City Attorney for review at the July 26, 2016 City Council meeting, but time constraints prevented Council from being able to review and discuss. Assistant City Manager Peggy Smith notes that FEMA floodplain areas exist in this area of Elm Creek.

b.) Enclosed is a copy of Jennifer Fierro's August 3rd article from the DailyTrib.com. The Council will discuss with City Attorney, options for a referendum election if anyone submits the appropriate petition signed by 50 registered voters before August 25th deadline. If submitted, the City Secretary has 21 days to validate the petition. The City Council has two regular meetings to take action. The last date that a Special Election may be called for the uniform November Election date (November 8th) is Monday, August 22nd.



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[Group petitioning against deer-feeding ban in Granite Shoals](#)

Posted on 03 August 2016. Tags: [deer](#), [Granite Shoals news](#)



JENNIFER FIERRO • STAFF WRITER



The Granite Shoals Citizens' Advisory Group is collecting signatures on a petition calling for a referendum by voters on the deer-feeding ban in Granite Shoals.

GRANITE SHOALS — A Granite Shoals group wants residents to have the final say in whether they can feed deer after the city council recently adopted a “no deer feeding” ordinance.

The Granite Shoals Citizens' Advisory Group has collected 81 signatures on a petition calling for a referendum by voters on the ordinance. The initiative could work its way onto the November ballot.

The group's executive secretary, Michael Steenbergen, said members have two issues with the ordinance.

The first is the amount of fines that will be issued after the grace period ends Sept. 12. During a 12-month period, residents who are in violation of the ban will receive a warning on the first offense; a \$50 fine on the second offense; a \$200 fine on the third, fourth and fifth offenses; and a \$1,000 fine on the sixth offense.

“They went too far,” Steenbergen said of the council's fines. “I was in support of the ban because I understand the issue. The penalty structure was punitive and unnecessary. It puts citizens in stocks.”

He noted several council members stated the ordinance had to have “teeth” to it so residents would

follow it.

That's why speed limits are set and enforced, he added.

But, he said, driving over the speed limit could lead to an accident and a much larger consequence than feeding deer.

The council adopted the deer-feeding ban as part of its overall plan to address the white-tailed deer population in the city. Officials pointed out that having a high concentration of deer in the city leads to poor health for the animals from disease and lack of quality food. Feeders, officials said, cause deer to congregate and allow for the easier transmission of diseases and parasites.

What Steenbergen's group wants instead is an annual fee system in place in which residents can feed deer at \$25 or pay \$75 to use a larger bin.

"We'll use all that money to educate people about urbanization," the secretary said.

The group's second issue with the ban, according to Steenbergen, is members aren't convinced the city exhausted all available solutions.

Steenbergen added that a large-property owner east of Granite Shoals told him he proposed constructing a deer fence on the east side of the city to leaders, and he and the city would split the cost. But the property owner told Steenbergen that city leaders haven't responded to the offer.

"You must control the perimeter in an area like ours," he said. "I don't have a solution for the west side."

Deer fencing is part of the maintenance phase suggested by the Texas Parks and Wildlife Department after an initial reduction phase is implemented. That reduction should be at least 50 percent of the current population, according to the organization, because anything less than that percentage "typically (doesn't) provide significant relief from density-related problems."

Granite Shoals is utilizing a bowhunting program this fall to try and bring down the number of white-tailed deer within city limits. Residents applied to be part of the program and must undergo written and field tests. Once chosen, bow hunters will be allowed to hunt deer in specific locations within the city when deer season begins this fall.

Deer fencing restricts the ingress of additional deer and gains more control over the deer herd, according to reports. But deer managers should have long-term deer management plans in place before initiating deer herd reduction operations, according to reports.

With at least 50 signatures on the petition, city staff told the council during its regular meeting July 26 there's a possibility a November ballot item will be required. The deadline to submit the petition is

Aug. 25. If the deadline is met, staff members have 21 days to verify the petition and two council meetings for members to take action.

The Granite Shoals Citizens' Advisory Group's mission "is to increase citizen participation in local government through awareness, education and engagement."

While the group agrees something needs to be done about the deer population, they don't believe a no-feeding ordinance will solve the issue, Steenbergen said.

Rather, the group would like to see deer fencing installed in parts of the city, he said.

Steenbergen noted that he saw 15 deer on his way home and another 10 deer on his way back to a neighbor's house for dinner recently.

"Something has to be done," he said. "They were healthy looking deer to me. They weren't running from cars. It's a tremendously high population for me to see that many deer."

jfierro@thepicayune.com

[← Hill Country Youth Football League adds towns, divisions](#)

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Name (required)

Mail (will not be published) (required)

Website

Time limit is exhausted. Please reload CAPTCHA.

Granite Shoals City Charter, Article VI – INITIATIVE, REFERENDUM, & RECALL

Section 6.11. - General Power of Initiative and Referendum.

The qualified voters of the City, in addition to the method of legislation herein before provided, shall have the power of direct legislation by the initiative and referendum.

- (1) Initiative: Such power shall not extend to the budget, or any capital program, or setting rates, fees or charges, or ordinance not subject to initiative, as provided by state law, relating to appropriation of money, issuing of bonds and levy of taxes or salaries of City officers or employees.
- (2) Referendum: Such power shall not extend to the budget or any capital program or emergency ordinance or ordinance not subject to referendum as provided by state law, relating to appropriation of money, issuing of bonds or levy of taxes.

....

Section 6.13. - Referendum.

Qualified voters of the City may require that any ordinance or resolution, with the exception of ordinances or resolutions appropriating money or levying taxes, passed by the City Council be submitted to the voters of the City for approval or disapproval, by submitting a petition for this purpose within thirty (30) days after final passage of said ordinance or resolution, or within thirty (30) days after its publication. Said petition shall be addressed, signed and verified as required for recall petitions in this Article and shall be submitted to the person performing the duties of City Secretary.

Within twenty-one (21) days after the filing of such petition, the person performing the duties of City Secretary shall present said petition to the City Council. Upon presentation to the City Council, it shall become the duty of the City Council, within two (2) regularly scheduled City Council meetings after the receipt thereof, to reconsider such ordinance or resolution and, if the City Council does not entirely repeal the same, shall submit it to popular vote as provided in Section 6.13 of this Charter.

Pending the holding of such election, each ordinance or resolution shall be suspended from taking effect and shall not later take effect unless a majority of the qualified voters voting thereon at such election shall vote in favor thereof. Unless otherwise provided by law, any election for a referendum under this Charter shall be held on the first authorized uniform election date that occurs after the sixty-fifth (65th) day after the petition was presented to the City Council.

Section 6.14. - Voluntary Submission of Legislation by the City Council.

The City Council, upon its own motion and by the affirmative vote of a majority of the full membership of the City Council, may submit to popular vote at any election for adoption or rejection any proposed ordinance or resolution or measure, or may submit for repeal any existing ordinance, or resolution, or measure, in the same manner and with the same force and effect as provided in this Article for submission of initiative and referendum petitions, and may, at its discretion, call a special election for this purpose.

Section 6.15. - Form of Ballots.

The ballots used when voting upon such proposed and referred ordinance, resolutions or measures, shall set forth their nature sufficiently to identify them and shall also set forth upon separate lines the words:

"For the Ordinance" or

"Against the Ordinance" or

"For the Resolution" or

"Against the Resolution"

Section 6.16. - Publication of Proposed and Referred Ordinances.

The person performing the duties of City Secretary of the City shall publish at least twice in the official newspaper of the City the proposed or referred ordinance or resolution within fifteen (15) days before the date of the election and shall give such other notices and do such other things relative to such election as are required by law in municipal elections and by the ordinance or resolution calling said election.

Section 6.17. - Adoption of Ordinances.

If a majority of the qualified voters voting on any proposed ordinance or resolution or measure shall vote in favor thereof, it shall thereupon, or at any time fixed therein, become effective as a law or as a mandatory order of the City Council.

Section 6.18. - Inconsistent Ordinances.

If the provisions of two (2) or more proposed ordinances or resolutions approved at the same election are inconsistent, the ordinance or resolution receiving the highest number of votes shall prevail.

Section 6.19. - Ordinances Passed by Popular Vote, Repeal or Amendment.

No ordinance or resolution which may have been passed by the City Council upon a petition or adopted by popular vote under the provisions of this Article shall be repealed or amended except by the City Council in response to a referendum petition or by submission as provided by Section 6.15 of this Charter.

Section 6.20. - Further Regulations by the City Council.

The City Council may pass ordinances or resolutions providing other and further regulations for carrying out the provisions of this Article consistent herewith.

....

Section 6.22. - Failure of the City Council to Call an Election-Initiative or Referendum.

If all of the requirements of this Charter have been met and the City Council fails or refuses to receive the initiative or referendum petition, or order such initiative or referendum election, or discharge any other duties imposed on the City Council by the provisions of this Charter with reference to such initiative or referendum, then the District Judge of Burnet County, Texas, shall discharge any of such duties herein provided to be discharged by the person performing the duties of City Secretary or by the City Council.

Vernon's Texas Statutes and Codes Annotated
Election Code (Refs & Annos)
Title 5. Election Supplies
Chapter 52. Ballot Form, Content, and Preparation (Refs & Annos)
Subchapter C. Form of Ballot



V.T.C.A., Election Code § 52.073



§ 52.073. Voting Square and Instruction for Propositions

Currentness

- (a) On a ballot on which a proposition is to appear, "FOR" and, below it, "AGAINST" shall be printed to the left of the proposition.
- (b) A brace or other suitable device shall be printed to indicate to which proposition each "FOR" and "AGAINST" applies.
- (c) A square for voting shall be printed to the left of each "FOR" and each "AGAINST."
- (d) Immediately above the propositions, the following instruction shall be printed: "Place an 'X' in the square beside the statement indicating the way you wish to vote."
- (e) The authority responsible for prescribing the wording of a proposition may substitute "YES" and "NO" on the ballot for "FOR" and "AGAINST" if the authority considers those words more appropriate.

Credits

Acts 1985, 69th Leg., ch. 211, § 1, eff. Jan. 1, 1986.

Notes of Decisions (7)

V. T. C. A., Election Code § 52.073, TX ELECTION § 52.073
 Current through the end of the 2015 Regular Session of the 84th Legislature

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City of Granite Shoals
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Granite Shoals, TX 78654
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www.graniteshoals.org

AGENDA
FOR A *Special* MEETING
OF THE WILDLIFE ADVISORY COMMITTEE (WAC)
GRANITE SHOALS CITY HALL, 2ND FLOOR COUNCIL CHAMBER
2221 N. PHILLIPS RANCH ROAD, GRANITE SHOALS, TX
WEDNESDAY, AUGUST 10, 2016 6:30 PM

The Committee may take action on any item listed on this agenda.

1. Call meeting to order / Welcome
2. Citizens Comments/Items of Interest:
3. Hear report regarding City Council Regular Meeting held August 9, 2016, related to the workshop agenda item 10.b. *Ord. 680 No Deer Feeding Referendum petition*, and possible election. (*Council Member Holland /Chair Brady*)
 - a.) Results of Mayor's meeting Thursday, August 4th regarding Ordinance #680.
 - b.) Review petition write-up from Daily Tribune, August 3, 2016.
 - c.) Review petition information, as available.
4. Discuss, consider and possibly take action in response to Council plans related to Ordinance #680 *No Feeding the Deer Ordinance* related to Pilot Plan for Deer Management Project (Ord. 685).
5. Schedule work days for harvest sites, make assignments to members of subcommittees for preparation of sites and communication with the public.
6. Discuss, consider and possibly take action for continued education of the residents related to the Pilot Plan for Deer Management, starting Oct. 3rd. (Ord. 685)
7. Discuss, consider and possibly take action to forward a recommendation to City Council requesting that Council declare vacancies on the Wildlife Advisory Committee for members with excessive absences.
8. Identify Future Agenda items
9. Adjournment.

CERTIFICATION

I certify that the foregoing agenda has been posted at Granite Shoals City Hall inside bulletin board and outside on the new Parks Information and City Notice Board, 2221 N. Phillips Ranch Road, a place assessable to the public at all times, and on the official city website at www.graniteshoals.org on Friday, August 5, 2016 on or before 5:00 PM and shall remain there continuously from such time until after adjournment of the meeting which begins 6:30 p.m. Wednesday, August 10, 2016. City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 8 hours prior to this meeting. Please contact the City Secretary at (830) 598-2424 for further information.



Elaine Simpson, TRMC/MMC - City Secretary



**City of Granite Shoals, Texas
City Council Regular Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: Item 11. Executive Session
Prepared By: City Secretary
Department: Administration
Submitted By: City Manager

AGENDA CAPTION

11. Executive Session

Executive (Closed) meeting as authorized by Texas Government Code. Executive session pursuant to section 551.071 of the Texas Open Meetings Act (Consultation with Attorney) to seek and receive legal advice from the city's legal counsel relating to SOAH DOCKET NO. 407-16-4527.F5, JP Wilson v. Granite Shoals Police Department, in the State Office of Administrative Hearings.

Any actions resulting from Executive Session.



**City of Granite Shoals, Texas
City Council Meeting
Agenda Item Cover Memo
August 9, 2016**

Agenda Item: Item 12– Future Agenda Items
Prepared By: City Secretary
Department: Administration

AGENDA CAPTION

12. Future Meetings and Agenda Items

- a.) Review Agenda Calendar
- b.) Identification of future agenda items

Future agenda items – a time where Mayor, Council members or City Manager may suggest items for future agendas and when the Agenda Calendar is reviewed.

Agenda Calendar

This is a planning tool only and all information is tentative until listed on an official agenda notice and posted in accordance with Texas Open Meeting law.

August 9, 2016

**City Council Regular Meeting –
35 days to budget adoption**

Item #	Action	Subject	Requestor	Staff	Status
1-3		CTO/Invocation/Pledge			
		Citizens Comments			
	Hear	Donation of Trailer from GS Fire Auxiliary		Stanphill	Members of the Fire Auxiliary
	Hear	Utility Department Update	Tanner	Smith	7/12/2016
	Hear	CM/ACM/CS Reports			
	Workshop	Budget- Presentation of Budget Proposal to City Council		Nickel/ Gholson	
	Workshop	Tax Rate		Nickel/ Gholson	
	Consent	Meeting Minutes July 26, 2016		Simpson	
	Consent	Ord. 695 to reduce size of the Beautification Advisory Group from max. 15 members to 10 members.	BAG committee		BAG Committee members asked for this change in the structure of their Committee.
	Consent	Formal acceptance of gift to City FD of Trailer from the FD Auxiliary			Per the presentation
	Consent	Contract for Election Services for FY 2016-2017.		Simpson	
	Consider	Record Vote – 2016 ‘Not to Exceed’ Tax Rate for consideration		Nickel	
	Consider	Setting required Public Hearings for Budget FY 16-17 and Tax Rate 2016		Nickel	
	Consider	Board and Commission Appointments		Simpson	
	Consider	Ord. 688, Modifications proposed to Ord. 191 – Revision to Police Reserves		Police Chief	?
	Wrkshp	Workshop related to Elm Creek Drainage as related to future public infrastructure improvements + Deer Feeding Ban Referendum Issues	Brugger	Nickel / Young	
	Exec. Session	Personnel		Young	
		Future Agenda Items/Adjournment			

Monday, August 15, 2016
Special Called Meeting
w/ Budget Workshop
29 days to budget adoption

Item #	Action	Subject	Requestor	Staff	Status
1-3		CTO/Invocation/Pledge			

		Citizens Comments			
	Workshop	Budget Workshop			
	Action	Consider a proposed Ordinance to call a Referendum Election		Simpson	If Council directs at 8/9/2016 Mtg.

Tuesday, August 23, 2016
City Council Regular Meeting –
21 days to budget adoption

Item #	Action	Subject	Requestor	Staff	Status
1-3		CTO/Invocation/Pledge			
		Citizens Comments			
	Hear	Land Acquisition presentation related to City properties on FM 1431	Holland / Morren	Nickel	Holland / Morren
	Hear	CM/ACM/CS Reports			
	Pub. Hear	2016-2017 FY City of Granite Shoals Budget			PH #1
	Pub Hear	2016 City of Granite Shoals proposed Tax Rate			PH #1
	Consent	Meeting Minutes August 9, 2016 Regular Meeting and August 15, 2016 Special Meeting/Budget Workshop		Simpson	
	Consent	Resolutions 510 and 511 to authorize BCAD to sell tax foreclosure properties for bids received.		Simpson	Under legal review
	Consider	Board and Commission Appointments		Simpson	
??	Consider	Airport Advisory Committee – recommendation for re-classification of Granite Shoals Airport		Nickel	Chair Haverlah
	Workshop	General Fee Ordinance?		Smith	
		Written Department Reports			
		Future Agenda Items/Adjournment			

Tuesday, August 30, 2016
Special Called Meeting
Budget and Tax Rate Public Hearings (2nd Public Hearings)
14 days to budget adoption

Item #	Action	Subject	Requestor	Staff	Status
1-3		CTO/Invocation/Pledge			
		Citizens Comments			
	Pub. Hear	2016-2017 FY City of Granite Shoals Budget			PH #2
	Pub Hear	2016 City of Granite Shoals proposed Tax Rate			PH #2

September 13, 2016
City Council Regular Meeting –

Budget adoption/Tax Rate adoption scheduled date

Item #	Action	Subject	Requestor	Staff	Status
1-3		CTO/Invocation/Pledge			
		Citizens Comments			
	Hear	CM/ACM/CS Reports			
	Consent	Meeting Minutes August 23, 2016; Regular Meeting and August 30, 2016 – Special Meeting		Simpson	
	Consider	Proposed Ordinance to adopt the 2016-2017 City Budget		Nickel	
	Consider	Proposed Ordinance to adopt the 2016 Tax Rate		Nickel	
	Consider	Board and Commission Appointments		Simpson	
	Consider	SWAG policy for trucks leaving debris	Morren	Young	As discussed by B.Young at 6-14-2016 meeting - SWAG Meeting 7/11/2016
	Consider	Res. To establish audit policy/financial controls related to Texas Municipal Retirement Service (TMRS)		Gholson	
	Consider	Annual review of the City Employees Personnel Manual.		Simpson	
		Future Agenda Items/Adjournment			

Future Agenda Items Not Scheduled: (for example – items tabled but not to a date certain)

Requestor	Date Requested	Subject	Status
		No Engine Brake signs	
		Review, Revise and Update Zoning Ordinance	Marvin Townsend, originator , P&Z considering it at their meetings starting October 2013
Council		ETJ Annexation – Nobles Area	FY 2015-2016 ?
		Capital Assets Management Policy	For Water / WW Grants
	Action	Discuss and Consider possible methodology for selling City owned real property.	Property List – City Owned Property Discussed 3/11 briefly – sellable properties??
Staff	Hear	Presentation by Dr. McBride related to Christ-Yoder Animal Shelter Services now known as Hill Country Humane Society	Council / Staff attend Open House 5/21/2016
Wrkshop		Procedure to evaluate City Property on 1431 for City to sell	Morren 7-28-2015 moved
	10/27/2015 Mayor	Annexation Plan – Scope of Plan	Annexation Discussion before giving P&Z Commissioners their charge for this project?

Year-Round Overview Summary

(for example: contacts which must be renewed annually, grant applications which must be made annually, statutory items which are done at a specific time of year, e.g. Election Canvass).

Month	Subject / Item
-------	----------------

January	1. Contract with Burnet County to Conduct May General Election – City Sec. 2. Call the City Election – Simpson 3. Quarterly Municipal Court report by Municipal Judge.
February	1. Annual Racial Profiling Prevention Report – PD 2. Airport issues (2016). 3. Associate Judge contracts 2018.
March	Audit report of previous budget year – Finance Director, Proclamation from Mayor naming April as Child Abuse Prevention and Awareness Month. Contract with Assoc. Judges (2018)
April	Quarterly report on Municipal Court from Municipal Judge
May	1. Canvass of City General Election – City Sec. 2. Appointment of Mayor Pro Tem. 3. Review of Meeting schedule? 4. Council Pictures? 5. Calling Runoff Election if needed. 6. Board and Commission Members appointments. 7. Board and Comm. Appreciation Reception 8. Annual review of Personnel Manual?
June	1. Proposed Budget Calendar – City Manager. 2. City Manager contract 2016
July	1. Budget Workshop(s)? - City Manager / Finance Director / City Council 2. Personnel evaluations – City Manager and City Secretary 3. Quarterly Municipal Court report by Municipal Judge. 4. Accept Appraisal Roll from Tax Appraiser. Judge contract 2017.
August	Public Hearings for Tax Rate/Budget – City Manager/ Fin. Dir / City Sec., 2. Budget Workshop(s) - City Manager / Finance Dir. / City Sec. 3. City Managers Annual Review of Personnel Manual – any recommended modifications.
September	1. Adoption of Budget 2. Adoption of Tax Rate
October	1. Official Newspaper of Record Resolution – City Sec. 2. Council Meeting schedule for holiday season 3. Annual Review of Investment Policy, Finance Policy, Finance Goals. 4.) Juvenile Curfew Ord. (2016) 5.) Quarterly Municipal Court report by Municipal Judge. 6.) Consideration of the nominees for the John Rinehart Award
November	Every 4 years re-authorize quarter cent sales tax for Streets prepare for May Election
December	