



City Of Granite Shoals
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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, SEPTEMBER 13, 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
Tom Dillard, Mayor Pro Tem

Absent:

Todd Holland, Council Member, Plc. 5
Mark Morren, Council Member, Plc 6
Eric Tanner, Council Member, Plc. 3

City Staff Present:

Ken Nickel, City Manager
Peggy Smith, Assistant City Manager
Brad Young, City Attorney
Elaine Simpson, City Secretary

2. Reverend Donna Shaw of the Grace United Methodist Church and the Granite Shoals Faith Alliance gave the invocation.

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

4. Public comment and announcements and Items of Interest

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.

- Council Member Eric Tanner submits letter of resignation effective Sept. 17, 2016
- 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>
- Fall City-Wide Clean Up Day – Saturday, October 15, 2016, City Hall campus 8 AM to 12 noon.
- Veterans Celebration – November 5, 2016; Saturday, Veterans Park at 11:00 AM
- November 8, 2016 City of Granite Shoals Special Elections – Election Day polling places will be open 7 AM to 7 PM.
- December 2, 2016 Friday, Christmas By The Highway ‘Lighting Ceremony’ 6 PM

Mayor Brugger read Council Member Eric Tanner’s letter of Resignation into the record (see Exhibit ‘A’ to these meeting minutes). There will be a reception in Mr. Tanner’s honor at a future meeting to be announced.

5. MANAGEMENT REPORTS

a.) City Manager

- Wirtz Dam Bridge Road Project
Recently a meeting was held for Mayors, County officials, members of CAMPO and CAPCOG planning agencies, respectively, and law enforcement representatives to discuss the proposed Bridge Road at Wirtz Dam. This was just an organizational meeting of stakeholders. The project is estimated at between \$15 to \$20 million dollars to build. This road would bring about great benefit for commerce and especially for Emergency Services. This road would save valuable time in an emergency. The County Judge is very much in support.
- MFISD approval for potential soccer fields project: Two weeks ago the School Board Trustees agreed to the project to bring city soccer fields to the Highland Lakes Elementary School campus. No exact location for the soccer fields has yet been determined. This project is not in the 2016-2017 budget, nor is it a priority. But we are encouraged by the ISD personnel and their willingness to work on this project with us.

b.) Assistant City Manager

- Update to Water Lines repair

On 9-9-16 there was a water line break. This happened not far from the raw water intake near the water plant. It turned out to be the chemical injector. We will replace this and install a vault for its protection.

Luckily, water service was not interrupted during this line break.

c.) City Secretary

- Elections Update –
 - a. Ballot Proofs are in the agenda packet this evening.
 - b. Also, the Highlander News issue for today has the Public Notice printed for the County Elections Office to do the public test of the voting equipment. This public test will be held on Tuesday, September 20, 2016 starting at 9 AM. Test will be held at County Clerks Records Building, 1701 E. Polk.

6. 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 Resolution #512 authorizing the submission of a Texas Parks and Wildlife Department Non-Urban Outdoor Grant Application for the Granite Shoals Multipurpose Center and Open Space Project.

City Manager Ken Nickel explained that he had disseminated the latest concept drawings from PEAL engineering regarding the park features that are being considered for this grant.

The City Council did pass Res. 488 previously authorizing the application of this type grant; however, this Resolution proposed tonight contains required verbiage for the Texas Parks and Wildlife Department.

This grant application is also sometimes called ‘City of Granite Shoals/Granite Shoals Multipurpose Sports Facility Project’. It refers to the sports courts and fields to be constructed as part of the grant.

Mayor Pro Tem Dillard made a motion, and Council Member King seconded, to approve, as presented, Resolution #512 authorizing the submission of a Texas Parks and Wildlife Department Non-Urban Outdoor Grant Application for the Granite Shoals Multi-purpose Center and Open Space project. Motion carried unanimously by a 4-0 vote.

7. WORKSHOP ITEMS

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

Issues related to: plans for future public infrastructure projects, Federal Emergency Management Agency (FEMA) Floodplain area(s), Lower Colorado River Authority (LCRA) regulations and to access to creek: private property, rights-of-way, easements, etc. This item was postponed from the August 23, 2016 City Council Reg. Meeting.

Mayor Brugger gave some background on this item. During this time that the Council has been discussing Road Infrastructure Improvements, especially near Prairie Creek, city officials have been aware of the flooding problems in nearby Elm Creek.

The city's Engineer, Mr. Haley, recommends not designing the improved Prairie Creek to drain into Elm Creek, but rather to be diverted south and routed to Lake LBJ directly.

City Attorney Young explained that the real estate specialist at his firm had reviewed this information. It is difficult from the available information to get a good idea of the presence, and absence, of easements to Elm Creek. Perhaps copies of the plats could be secured and some additional research done.

There was a discussion that as the city starts to acquire easements (if this proceeds); the Engineer should walk the properties with the City Manager. The city doesn't need to acquire any more or any less than needed.

If needed, the city would have condemnation rights available to secure this easement. Often, however, if property owners know that their property will be improved by a project, they will voluntarily donate easement interests. The city will want an easement all the way down.

There was a brief discussion that this is not a priority in this, or the next budget year.

There was a brief discussion of the property maintenance code and whether or not a property owner could be required to clear out Elm Creek on his/her property?

City Attorney Young agreed to continue reviewing some plats. A title company may be willing to run a search for a nominal fee.

Council Member King volunteered to assist with getting needed copies of plats.

This item will be discussed at a later meeting.

8. REGULAR AGENDA ITEMS

- a. Review and consider acceptance of resignation letter submitted by Eric Tanner, Council Member Place #3; effective September 17, 2016. *(Mayor Carl Brugger)*

Mayor Brugger opened both items 8.a. and 8.b.

Mayor Pro Tem Dillard motioned to accept, with regret, the letter of resignation from Council Member Tanner, Place #3, dated 8-23-2016 and effective September 17, 2016. Motion carried unanimously by a 4-0 vote.

b. Discuss, consider and possibly take action related to setting a process and time-line to fill the open position of City Council, Place #3. (Mayor Carl Brugger)

City Council members and city staff discussed a proposed time line and procedure plan as submitted by Mayor and City Manager:

1. *At the September 13th Council meeting, Mayor Brugger will announce that Mr. Tanner has resigned and that the Council will be selecting a Granite Shoals resident to serve for the remainder of Eric's term which ends in May 2017.*
2. *Elaine will post the opening on the city website, city Facebook page and forward a message from Elaine's email address to all Committee members and other residents that receive updates about Council meetings. A Press Release will be composed to notify the public.*
3. *Anyone who is interested will complete the application form (Name, Address, etc.). They may also include a resume or other information relevant to the appointment. Anyone who is interested in the City Council Seat 3, should return the form with any additional information to Elaine by Friday, September 30th at 3pm. This will give time for staff to verify that the candidates meet the qualification to be selected to City Council in Granite Shoals. The Charter establishes qualifications for a member of City Council. A copy of the form and other documents would be provided to Council for review by Monday, October 3rd. THIS MATERIAL WILL BE SUBJECT TO PUBLIC INFORMATION REQUESTS.*
4. *During City Council meeting on October 11th, all qualified candidate will be interviewed during the Council meeting.*
5. *At the end of the interviews, each council person will select their top two candidates by paper ballot. After all of the ballots are received, Elaine will read each ballot. The candidate with the highest score, will be first to be considered for the council position. The score will be calculated by giving 2 points for the top candidate and one point for the second choice.*
6. *Per our city charter, a vacancy in City Council, other than that of the Mayor, shall be filled within 30 days of the existence of the vacancy. This date is October 17, 2016. The Council must achieve an eighty (80%) percent vote of the remaining Council members to appoint a person for the position. Therefore, another vote from Council would be required. There must be 5 out of the 6 Council members vote to approve the appointment. If the top candidate cannot obtain the five votes, Council can consider other candidates. Any candidate must obtain 5 votes from Council to be selected for Mr. Tanner's Council position.*
7. *If a candidate is approved on October 11th, Elaine will administer the oath and required paperwork and the new Council Member will be seated at the dais on that date.*

The Council members reviewed a draft of the Press Release composed by the City Secretary for release immediately after Council approval.

Vacancy on the Granite Shoals City Council to be filled by appointment

Council Member Eric Tanner, Place #3, submitted his letter of resignation on August 23, 2016 to Mayor Carl Brugger. The effective date of the resignation is Saturday, September 17, 2016. Councilman Tanner explained in his letter that he wishes to 'campaign enthusiastically for the passage of the street improvement bond' [on the November 8, 2016 ballot]. He is only able to do this as a private citizen. His term expires in May 2017.

The Mayor and City Council will be accepting applications for consideration of appointment of a citizen to serve the unexpired term in Place #3. These applications are available from the City Secretary, or on the City website at www.graniteshoals.org . Deadline for submission of the applications will be 3 PM on Friday, September 30th.

Applications will be considered at the City Council meeting October 11, 2016.

Applicants must be qualified to serve on City Council, meeting all criteria from Article V of the City Charter. They must be a qualified voter, a resident of Granite Shoals for more than 12 months, be up to date on all accounts with the City, and have a clean criminal history.

The city website has the application form or you can get one from City Secretary Elaine Simpson at citysecretary@graniteshoals.org.

Thank you!

City Council discussed the proposed application form designed by City Secretary Simpson.

Mr. Dennis Maier, 545 Contour Drive, Granite Shoals, TX: asked if the 'hold-over' provision of the State constitution will prevent Mr. Tanner from campaigning for the passage of the Road Bond at the election 11-8-2016. Per city attorney, Mr. Tanner may proceed with his advocacy, but may not utilize any city property or resources.

The consensus of the City Council was that they like the process, as proposed. Staff will proceed.

9. FUTURE AGENDA ITEMS
 - o Review Agenda Calendar
 - o Identification of future agenda items

Next meeting is to adopt budget and accept new tax rate. It will be held Friday, September 16, 2016 at 6 PM.

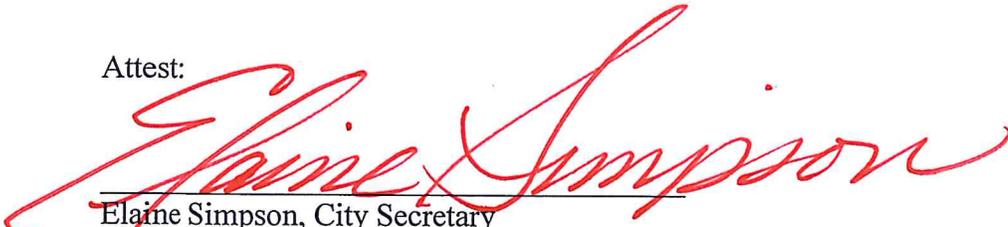
10. ADJOURNMENT

With no further business, and no objections from Council, Mayor Brugger adjourned the meeting at 7:11 PM.

Approved by City Council on the 27th of September, 2016

By: 
Tom Dillard, Mayor Pro Tem

Attest:


Elaine Simpson, City Secretary