

**CALL TO ORDER**

Mayor Ruge called the meeting to order at 6:30 p.m.

**ROLL CALL**

Alicia Ramirez, City Secretary, certified a quorum with the following Council Members present:

Mayor Todd Ruge  
Mayor Pro Tem Bobby Lane  
Council Member Angela Kennedy  
Council Member Wiley Hopkins  
Council Member Jose Montoya  
Council Member George Haehn  
Council Member Eileen Altmiller  
  
Kenneth Williams, City Manager

Council Member George Haehn was absent and excused from the meeting.

City Staff in attendance: Assistant City Manager Brian La Borde, City Secretary Alicia Ramirez, City Engineer Stanley Fees, Planning Director Chance Sparks, Chief of Police Bo Kidd, Library Director Melinda Hodges, Tourism Director Lysa Gonzalez, Parks & Recreation Director Drew Wells, Water Specialist Brian Lillibridge, and Economic Development Director Ann Miller.

**PUBLIC COMMENTS**

None.

**CONSENT AGENDA**

**APPROVAL OF THE JUNE 16, 2015 AND JUNE 25, 2015 CITY COUNCIL MEETING MINUTES**

**APPROVAL OF A PRELIMINARY PLAN FOR GREEN CORNERS, LOCATED ON THE SOUTHEAST CORNER OF GREEN MEADOWS LANE AND OLD GOFORTH ROAD (PP 15-02)**

**APPROVAL OF A FINAL PLAT FOR FAITH BUILDERS WORSHIP CENTER, LOCATED ON ROBERT S. LIGHT BOULEVARD IMMEDIATELY NORTH AND WEST OF THE TRAILS AT BUDA RANCH APARTMENTS (FP 15-07)**

Motion, to approve the Consent Agenda, as presented with the exception of the minutes, was made by Mayor Pro Tem Lane and seconded Council Member Montoya. Motion carried unanimously.

Motion, to approve the June 16, 2015 minutes, as presented, was made by Mayor Ruge and seconded Mayor Pro Tem Lane. Motion carried unanimously. Council Member Kennedy abstained from the vote.

Motion, to approve the June 25, 2015 minutes, as presented, was made by Mayor Ruge and seconded Council Member Altmiller. Motion carried unanimously. Council Member Kennedy abstained from the vote.

## **PRESENTATIONS**

### **PRESENTATION BY JACK ANDERSEN, TROOP 1913, REGARDING HIS BOY SCOUT EAGLE SERVICE PROJECT OF DISTANCE MARKERS FOR STAGECOACH PARK TRAIL**

Parks & Recreation Director Drew Wells introduced Mr. Anderson. Mr. Anderson presented background information. He announced the project should be installed and completed by June 25<sup>th</sup>.

Mayor Pro Tem Bobby Lane commended Mr. Anderson for all of his efforts and the multiple benefits for the community, specifically from a health perspective as well as reference points along the trail. Council concurred.

### **PRESENTATION BY DR. DONALD TAYLOR, IMMEDIATE PAST PRESIDENT OF CAPITAL AREA DENTAL SOCIETY, REGARDING FLUORIDATION OF WATER AND ADOPTION OF A RESOLUTION IN SUPPORT OF FLUORIDATION OF WATER (#2015-R-10)**

City Manager Kenneth Williams presented background information. He introduced Dr. Taylor. Dr. Taylor reviewed and referenced an article from the National Geographic Magazine. *A copy of the article is part of the permanent supplemental record.*

Motion, to adopt the Resolution, as presented, was made by Council Member Altmiller and seconded by Council Member Kennedy. Motion carried unanimously.

## **REGULAR AGENDA ITEMS**

### **ADOPTION OF A RESOLUTION IN SUPPORT OF CULTURAL DIVERSITY (#2015-R-11)**

City Manager Kenneth Williams presented background information. He informed Council Member Kennedy suggested the City consider the resolution of support. Mayor Pro Tem Bobby Lane read the resolution into the record.

Motion, to adopt the Resolution, as presented, was made by Council Member Montoya and seconded by Council Member Kennedy. Motion carried unanimously.

### **ADOPTION OF A RESOLUTION IN RESPONSE TO A REQUEST FOR INTERIM RATE INCREASE BY CENTERPOINT ENERGY RESOURCES CORP., SOUTH TEXAS DIVISION (“CENTERPOINT”); FINDING THAT RATES COULD NOT BE SET; RECOMMENDING THAT THE STATUTE AUTHORIZING INTERIM RATE RELIEF KNOWN AS THE “GAS RELIABILITY INFRASTRUCTURE PROGRAM” BE AMENDED DURING THE 85TH SESSION OF THE TEXAS LEGISLATURE SO THAT COSTS OF THE PROGRAM CAN BE REVIEWED IN A TIMELY AND MEANINGFUL MANNER IN ORDER FOR JUST AND REASONABLE RATES TO BE ESTABLISHED BY THE CITY COUNCIL; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE (#2015-R-12)**

Planning Director Chance Sparks presented background information. He introduced Alliance of CenterPoint Municipalities (ACM) Coalition Attorney Jim Boy of Herrera & Boyle, PLLC. Mr. Boyle explained the city’s original jurisdiction to assist and set rates has been taken away by the courts’ interpretation of the law. He noted the following: 1) Expenditures made having nothing to do with safety or reliability; 2) Reduced expenses not taken into account; 3) Customer growth not taken into account; 4) South Texas customers charged for capital expenditures in other divisions; 5) Unable to

review allocation of costs; 6) Unable to update rate of return; and 7) Excessive time between general rate cases. Mr. Boyle noted the sunset review change submitted by CenterPoint to the legislature remained at 2017.

General discussion was held on the holding company's financial statement and the difficulty to extract information from those statements due to the numerous umbrella companies created under CenterPoint Energy.

Motion, to adopt the Resolution, as presented, was made by Council Member Altmiller and seconded by Mayor Pro Tem Bobby Lane. Motion carried unanimously.

**ADOPTION OF AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF BUDA BY PROHIBITING THE USE OF A PORTABLE ELECTRONIC DEVICE TO ENGAGE IN A CALL, OR SEND, READ OR WRITE A TEXT MESSAGE, OR ENGAGE IN ANY OTHER USE OF THE DEVICE WHILE OPERATING A MOVING MOTOR VEHICLE OR BICYCLE WITHIN THE CITY LIMITS OF BUDA, TEXAS; PROVIDING DEFINITIONS, DEFENSES, AND A PENALTY; CONTAINING A SEVERABILITY CLAUSE AND EFFECTIVE DATE (#2015-08)**

Chief of Police Bo Kidd presented background information.

General discussion was held on the phrase "complete stop" meaning the cessation of movement, e.g. stopped at a traffic light or stop sign.

Motion, to adopt the Ordinance, as presented, was made by Mayor Ruge and seconded Council Member Hopkins. Motion carried unanimously.

Chief Kidd further reviewed the sample signage to be used to implement the marketing of the ordinance and changes within the law. In conclusion, Council preferred the yellow sign and suggested staff add the codified section number to the sign.

Council Member Kennedy also suggested staff allow the public sufficient time to become aware of the ordinance, the effective date, and to advertise the ordinance utilizing various media.

**APPROVAL OF APPOINTMENTS TO THE PARKS AND RECREATION COMMISSION**

Parks & Recreation Director Drew Wells presented background information.

Motion, to appoint Luis Calvo, was made by Mayor Ruge and seconded by Mayor Pro Tem Lane. Motion carried unanimously.

Motion, to appoint Vincent Villaflor, was made by Council Member Montoya and seconded by Mayor Pro Tem Lane. Motion carried unanimously.

Motion, to appoint Jeremy S. de Alcala, was made by Council Member Altmiller and seconded by Mayor Ruge. Motion carried unanimously.

### **APPROVAL OF APPOINTMENTS TO THE CERTIFIED RETIREMENT COMMUNITY BOARD**

BEDC Executive Director Ann Miller presented background information.

Motion, to appoint John Lemmerman, Lisa Saucedo, Jessica Shelton, and Amanda Rickman, was made by Council Member Altmiller and seconded by Council Member Kennedy. Motion carried unanimously.

Motion, to appoint Mayor Pro Tem Bobby Lane and Normal Williams, was made by Mayor Ruge and seconded by Council Member Altmiller. Motion carried unanimously.

Motion, to appoint City Planner Meredith Johnson, was made by Mayor Pro Tem Lane and seconded by Mayor Ruge. Motion carried unanimously.

### **APPROVAL OF A MEMORANDUM OF UNDERSTANDING RENEWAL BETWEEN THE CITY OF BUDA AND BUDA ECONOMIC DEVELOPMENT CORPORATION IN RELATION TO HUMAN RESOURCE SERVICES**

BEDC Executive Director Ann Miller presented background information.

Motion, to authorize the renewal, as presented, was made by Mayor Pro Tem Bobby Lane and seconded by Mayor Ruge. Motion carried unanimously.

### **STAFF REPORT**

Parks and Recreation Director Drew Wells provided an update on the Red, White, and Buda event and activities on July 4<sup>th</sup>. He recognized the various sponsors: Texas Lehigh Cement Co., The Jumpy Place, Pinballz Kingdom, Dance Unlimited, Buda HEB, Ellis & Salazar Body Shop, Long Orthodontics, CrossFit Hays, University Federal Credit Union, Silverado Crossing, Cabelas, Connection Church, and Chamber of Commerce. Mr. Williams added several prizes were awarded to the parade participants.

### **CITY MANAGER'S REPORT**

City Manager Kenneth Williams

- 2014 Bond Program
- Capital Improvement projects
- Developments
- Drainage projects
- Engineering Department
- Finance Department
- Grant related projects
- Law Enforcement
- Legislative Update
- Library Projects
- Parks & Recreation Department
- Planning Department
- Road projects
- Special projects
- Tourism Projects
- Wastewater projects
- Water projects

City Manager Kenneth Williams commented on the following:

- Tuesday, July 28<sup>th</sup> – Tentative Special Council Workshop to discuss Water/Wastewater
- Non-profit requests review – Mr. Williams suggested considering other methods to hear and make recommendations for the allocations, e.g. committee. Council concurred with the committee concept and suggested Mr. Williams assign members to the committee.

- PEC elections are complete - Staff will schedule a meeting with CEO John Hewa to consider revising the franchise agreement

**ITEMS OF COMMUNITY INTEREST**

None.

**CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS**

Council Member Altmiller requested the following:

- consider sign ordinance in light of a recent Supreme Court decision
- Under state law, we are required to have appropriate zoning for legal businesses within the various zones, e.g. faith builders in the industrial zone. Planning Director Chance Sparks stated staff annually reviews the zoning for such compliance.

**ADJOURNMENT**

Motion, to adjourn the meeting, was made by Mayor Ruge and seconded by Mayor Pro Tem Lane. Motion carried unanimously.

There being no further business, the meeting was adjourned at 7:29 p.m.

**THE CITY OF BUDA, TEXAS**

\_\_\_\_\_  
Todd Ruge, Mayor

ATTEST:

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Alicia Ramirez, TRMC  
City Secretary

**In accordance with Article III, Section 3.10, of the Official Code of the City of Buda, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details on Council meetings may be obtained from the City Secretary's Office, or video of the entire meeting may be downloaded from the website. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)**