

MINUTES
MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN SABA
July 14, 2015

Members in attendance were: Ken Jordan – Mayor
Mark Amthor – Mayor Pro-Tem
Oleta Behrens - Alderman
Charles Peeler - Alderman
Mark Amthor - Alderman
Stan Weik – City Manager

Alderman Shawn Oliver was absent.

Others present were: Sabrina Maulsby – City Secretary
Charlene Lindsay – City Treasurer
Scott Glaze – City Employee
Tony Guidroz – City Employee
Denver Daniel – City Employee
Paul Gast – City Employee
Sergeant Misty Maldonado – City Employee
Wayne Yarbrough – City Employee
Al Hamrick – City Employee
Alice Smith – San Saba News & Star
Sarah Huron – Citizen
Richard Huron – Citizen
Diana McKenna – Citizen
Mary Flores – Citizen
Danny Shaw – Citizen
Amy Shaw – Citizen

At 6:00 p.m. Mayor Jordan called the meeting to order, announced a quorum present, and Alderman Amthor led the invocation and pledges.

Mayor Jordan called the Public Hearing meeting to order at 6:02 p.m. to hear comments from the public on granting a zoning change for property located at 105 E. Pecan Street, San Saba, Texas owned by Harold and Aileen Roberts currently zoned residential (R-2) to commercial (C-2) in order to open a Bed and Breakfast and Event Center. The Planning & Zoning Commission met in Open Session on June 22, 2015 to consider this zoning change. The Planning and Zoning Commission recommended by 5 to 0 vote that the City Council of the City of San Saba approve to change the zoning from R-2 to C-2 for property located at 105 E. Pecan Street, San Saba, Texas. Barbara McAlister currently residing in Cypress, Texas potential owner of the property was the first person to address the Council and Citizens. She explained that when she was here before, she felt as though there was a little misunderstanding regarding the Bed and Breakfast and Wedding Venue. Ms. McAlister explained that she called the Depot that will be built on the property an event depot. She explained that they will host entertainers for small venues and will be once in a while not every night. A brief description was given regarding the plans for the property and Ms. McAlister said she is gearing the Bed and Breakfast and Event Center toward being a good neighbor. She grew up in a

small town and wants to work with the neighbors and if parking is a concern, no one will be allowed to park in front of the homes. They will hire someone to oversee the events, put up noise blocking fences and confine the noise to indoors. The Property will be manicured and they want to make it something San Saba will be proud of. Mae Claire Gonzales, currently residing in Austin, Texas and daughter of Barbara McAlister, was the second person to address the Council. She provided a small map of the property explaining that there is Commercial property surrounding the property, where parking would be located, the Depot in the back, and they plan to live on the property as well. Ms. Gonzales explained, if there is drinking, a shuttle service will be provided, valet service if needed, and local Security. She said they have been dreaming of this for a long time, driving around Texas, and after talking to the people, the location, this was their vision and what they had been looking for. Sarah Huron, Richard Huron, Diana McKenna, Mary Flores, Danny Shaw, and Amy Shaw attended the Public Hearing, but did not signed up to speak.

The Public hearing was closed at 6:12 p.m.

DISCUSSION/ACTION ITEM:

The first action item was to Discuss and Consider approval of Ordinance No. 2015-07 an Ordinance to grant a change in zoning for property located at 105 E. Pecan Street owned by Harold and Aileen Roberts currently zoned residential (R-2) to commercial (C-2). On a motion by Alderman Amthor, and seconded by Alderman Peeler, Ordinance No. 2015-07 was approved with a 2 to 1 vote.

ORDINANCE 2015-07

AN ORDINANCE AMENDING THE BOUNDARIES OF A ZONING DISTRICT WITHIN THE CITY OF SAN SABA, TEXAS

WHEREAS, Harold and Aileen Roberts applied to the Planning and Zoning Commission requesting that two lots, one lot being described as a TWO AND ONE-HALF (2-1/2) ACRES TRACT (Exhibit A) and one lot being described as 93/100 acres of land (Exhibit B) out of the O. Wilcox Survey No. 38, Abstract No. 1396 located at 105 E. Pecan Street be changed from R-2 "Residential" to C-2 "Commercial" to open a Bed and Breakfast and Event Center; and,

WHEREAS, the said Planning and Zoning Commission proceeded to hear said zone changes in accordance with the requirements of the Zoning Ordinance of the City of San Saba, Texas; and,

WHEREAS, the said Planning and Zoning Commission, after duly considering said zone changes in accordance with the provisions of said Ordinance, did recommend to the City Council of the City of San Saba that such requested zoning changes be granted; and,

WHEREAS, the City Council of the City of San Saba did give notice as required by said Zoning Ordinance for a public hearing to be held on same in accordance with the said Zoning Ordinance, which hearing was set for Thursday, June 22nd, 2015 at 5:30 p.m.; and,

WHEREAS, after deliberation on the facts involved in the zoning change, the City Council of the City of San Saba is of the opinion that such zoning changes should be made.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of San Saba that the property located at 105 E. Pecan Street be changed from R-2 to C-2 zoning classification.

PASSED AND APPROVED this the 14th day of July, 2015

INSTALLATION OF APPOINTED OFFICIAL

Item No. Six was the Appointment of Council Member Replacing City Council Position Martha Leigh Whitten and Installation of Newly Appointed Official. Robert Whitten was recommended for replacement of Council Member Martha Leigh Whitten. On a motion by Alderman Amthor, and seconded by Alderman Peeler, Robert Whitten was unanimously approved Newly Appointed Official replacing Council Member Martha Leigh Whitten. Mayor Ken Jordan issued the Statement of Appointed Official and Oath of Office to appoint Aldermen Robert Whitten.

PUBLIC COMMENTS: None

PRESENTATIONS:

Paul Gast, city employee working in Water Department, was selected as the Employee of the Month for July. Scott Glaze, Public Works Director, and Alderman Mark Amthor presented Paul with a plaque with his name on it and a gift certificate to a local restaurant.

CONSENT AGENDA

On a motion by Alderman Behrens, seconded by Alderman Amthor, Council unanimously approved the following: minutes from the June 9, 2015 Council Meeting and Budget Workshop, June 16, 2015 Budget Workshop, and June 23, 2015 Public Hearing and Budget Workshop; payment of bills; Resolution No. 2015-22 waiving noise ordinance on July 18, 2015 at Risien Park Pavilion; Resolution No. 2015-23 waiving noise ordinance on August 8, 2015 at Mill Pond Gazebo; Resolution No. 2015-24 which updates the contract with San Saba Central Appraisal District for tax years 2015-2016; Resolution No. 2015-25 authorizing the City of San Saba to participate in a Regional Emergency Communications District.

RESOLUTION 2015-22

**A RESOLUTION OF THE CITY OF SAN SABA TO WAIVE AN
ORDINANCE DEFINING NOISE NUISANCES**

WHEREAS, the City of San Saba desires to regulate and oversee any unreasonable loud, disturbing, unnecessary noise which causes material distress, discomfort or injury to persons of ordinary sensibilities in the immediate vicinity.

WHEREAS, the playing of any radio, phonograph or other musical instrument in such manner or with such volume, particularly during the hours between 10 p.m. and 7 a.m. as to annoy or disturb the quiet, comfort or repose of persons of ordinary sensibilities in any dwelling, hotel or other type of residence is prohibited.

WHEREAS, **Enedina Dias, 2105 FM 1480, San Saba, Texas**, has asked the City Council to waive Ordinance No. 1967-4 to allow music to be played at Risien Park Pavilion on July 18th, 2015 until 12:00 midnight.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of San Saba is hereby authorizing the playing of music from 10:00 to 12:00 midnight on July 18, 2015 at Risien Park Pavilion.

Passed and approved this 14th day of July, 2015.

RESOLUTION 2015-23

**A RESOLUTION OF THE CITY OF SAN SABA TO WAIVE AN
ORDINANCE DEFINING NOISE NUISANCES**

WHEREAS, the City of San Saba desires to regulate and oversee any unreasonable loud, disturbing, unnecessary noise which causes material distress, discomfort or injury to persons of ordinary sensibilities in the immediate vicinity.

WHEREAS, the playing of any radio, phonograph or other musical instrument in such manner or with such volume, particularly during the hours between 10 p.m. and 7 a.m. as to annoy or disturb the quiet, comfort or repose of persons of ordinary sensibilities in any dwelling, hotel or other type of residence is prohibited.

WHEREAS, **Ida Esquivel, 1007 W. Woodlawn, San Saba, Texas**, has asked the City Council to waive Ordinance No. 1967-4 to allow music to be played at the Gazebo at Mill Pond Park on August 8th, 2015 until 12:00 midnight.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of San Saba is hereby authorizing the playing of music from 10:00 to 12:00 midnight on August 8, 2015 at the Gazebo at Mill Pond Park.

Passed and approved this 14th day of July, 2015.

RESOLUTION NO. 2015-24

WHEREAS, The City of San Saba and the San Saba Central Appraisal District entered into an agreement; and the parties to this agreement wish to consolidate the assessment and collection of property taxes into one agency, the San Saba Central Appraisal District;

WHEREAS, the City of San Saba enters into this agreement to eliminate the duplication of the existing system and to promote governmental efficiency;

WHEREAS, the parties enter into this contract pursuant to the authority granted by Section 6.24, Property Tax Code, and TEX. REV. CIV.STAT.ANN. Art. 4413 (32c) (Vernon 1979);

WHEREAS, the San Saba Central Appraisal District shall collect the taxes for the City of San Saba for the tax years of 2015 and 2016 and deposit receipts into the tax account for the City of San Saba;

WHEREAS, the appraisal district shall prepare consolidated tax statements for each taxpayer and shall mail said tax statements to each taxpayer within the City of San Saba;

WHEREAS, the City of San Saba designates the chief appraiser as its tax assessor for purpose of compliance with Chapter 26 of the State Property Tax Code, as amended. In addition, the parties agree that the chief appraiser shall perform all the duties required by law of the tax assessor/collector for the City of San Saba and the San Saba Central Appraisal District agrees to obtain a surety bond for the chief appraiser acting in his capacity as assessor/collector for the City of San Saba.

WHEREAS, the City of San Saba agrees to transfer to the possession and control of the San Saba Central Appraisal District, without charge, copies of all records necessary for the performance of the duties and responsibility of the district to this contract.

WHEREAS, the City of San Saba approves the San Saba Central Appraisal District's contract of hiring the law firm of Linebarger, Goggan, Blair & Sampson L.L.P. to collect our delinquent taxes and ask that the appraisal district continue to work with this firm in the collection of our delinquent taxes.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and/or City Manager are authorized to execute the City of San Saba's contract with the San Saba Central Appraisal District.

PASSED AND APPROVED by the City of San Saba in a meeting held on July 14, 2015.

RESOLUTION 2015-26

A RESOLUTION OF THE CITY OF SAN SABA TO PARTICIPATE IN A REGIONAL EMERGENCY COMMUNICATIONS DISTRICT

WHEREAS, Section 772.503(3) of the Texas Health and Safety Code, as amended (Subchapter G), provides for the creation of a Regional Emergency Communications District using the telephone number 9-1-1 as the primary emergency telephone number within the boundaries of a state planning region with population under 1.5 million, and

WHEREAS, the City Council of the City of San Saba, Texas, believes that it would be in the best interest of the residents of the City of San Saba to participate in such a district in order to enhance its emergency response to the citizens seeking police, fire, medical, rescue and other emergency services;

NOW, THEREFORE, BE IT RESOLVED

1. That the above recitals are true, and
2. That the City of San Saba desires to initiate a Regional Emergency Communications District within the Central Texas Council of Governments, subject to its benefits and requirements, and
3. That the 9-1-1 emergency service fee authorized by the Board of Managers pursuant to Section 772.516 of the Texas Health and Safety Code shall be collected in the City of San Saba by the applicable telephone carriers and forwarded to the Central Texas Emergency Communications District (CTECD), as provided by law, and the district will have the responsibility of providing 9-1-1 emergency service to the City of San Saba, Texas.

Passed and approved this 14th day of July, 2015.

DISCUSSION/ACTION ITEMS:

The second action item was to Discuss and Consider authorizing Kay Howard, President of A&J Howco Services, Inc. to move forward with the preparation of a 2015 Downtown Revitalization Program Grant Application as sponsored by the Texas Department of Agriculture on behalf of the City of San Saba. On a motion by Alderman Peeler, and seconded by Alderman Behrens it was unanimously approved for Kay Howard, President of A&J Howco Services, Inc. to move forward

with the preparation of a 2015 Downtown Revitalization Program Grant Application as sponsored by the Texas Department of Agriculture on behalf of the City of San Saba.

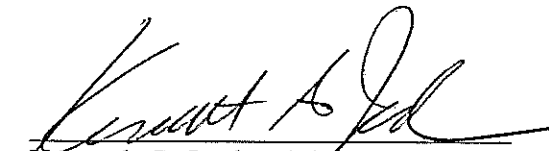
CITY MANAGER'S REPORT


City Manager Weik reported on the following activities in the City of San Saba: Great month, Tourism is at an all time high; last weekend all hotels in the City were full; the new Playground Equipment should be in soon; the South end of the Beach has a new water addition; and last month an incident of a rabid skunk, Animal Control Officer notified the radio and put an article in the newspaper.

OTHER REPORTS

Wayne Yarbrough, Water/Waste Water Supervisor reported: TCEQ Inspection with minor fixes; Al Hamrick reported: New Nursing Home kicking off acquiring permits; Scott Glaze, Public Works Supervisor reported: Water and Electric usage up; Tony Guidroz, EDC Director, reported: Several great events, Cook-off, Car Show, and Gene Watson; July 4th and Johnny Lee; New Nursing Home, Shady Shores will be adding about 12,000 square ft. for the Memory Care and Alzheimer's Unit and will be a jump in employment about 48-52 employees; Mark Mayfield with the Texas Housing Foundation to start Phase I of the Apartment Complex; San Saba will be featured in Texas Highways Magazine next month. Sergeant Misty Maldonado reported: there will be a National Night Out On Tuesday, August 4th from 6:00 p.m. to 9 p.m. at Risien Park with Jail Trailer, Dunking Booth, Music, Bounce Houses, and Educational Material. Denver Daniel reported: Electricity out over the weekend due to a squirrel in the transformer and called Austin about 8:15 Saturday night to check on electrical surge.

As there was no further discussion, the meeting adjourned at 6:43 p.m.


Kenneth G. Jordan, Mayor

ATTEST:

Sabrina Maultsby, City Secretary