



REGULAR MEETING OF THE BRECKENRIDGE CITY COMMISSION

Tuesday, December 03, 2024, at 5:30 PM
Breckenridge City Offices Commission Chambers
105 North Rose Avenue
Breckenridge, Texas 76424

MINUTES

REGULAR CITY COMMISSION MEETING OF THE CITY OF BRECKENRIDGE, TEXAS, HELD ON THIS DATE
WITH THE FOLLOWING MEMBERS PRESENT.

PRESENT

MAYOR
COMMISSIONER, PLACE 1
MAYOR PRO TEM, PLACE 3
COMMISSIONER, PLACE 4

BOB SIMS
BLAKE HAMILTON
VINCE MOORE
ROB DURHAM

CITY MANAGER
CITY SECRETARY
POLICE CHIEF
PUBLIC SERVICES DIRECTOR
CODE ENFORCEMENT/FIRE CHIEF
FINANCE DIRECTOR
CODE ENFORCEMENT OFFICER

CYNTHIA NORTHROP
JESSICA SUTTER
BLAKE JOHNSON
STACY HARRISON
MALCOLM BUFKIN
DIANE LATHAM
J. POTTS

NOT PRESENT

COMMISSIONER, PLACE 2

GREG AKERS

CALL TO ORDER

Mayor Sims called the meeting to order at 5:31 p.m.

Invocation led by Andy Rodgers of First Baptist Church

PLEDGE OF ALLEGIANCE

OPEN FORUM

No speakers

No Action Taken

EXECUTIVE SESSION

Consultation with Attorney

§551.071(1),(2): Consultation with attorney regarding pending or anticipated litigation, or a settlement offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter:

27. Citizen complaint

Mayor Bob Sims reconvened the meeting into open session at 5:58 p.m. with no action taken.

STAFF REPORT

City Manager

Fire Chief

1. Employee of the month presentation-Wesley Turner

City Manager

2. City Business

Substandard homes update

TMCN Legacy Award

Citizens Academy

3. Upcoming events

12/14 Christmas Parade

12/19 Bulk Pickup

12/24 City offices closed Christmas Eve Eve

12/25 City offices closed Christmas Day Day

01/01 City offices closed-New Years Day

No Action Taken

CONSENT AGENDA.

4. Consider approval of the November 5, 2024, regular commission meeting minutes as recorded.

5. Consider approval of department head reports and monthly investment reports for October 2024.

Mayor Pro Tem Moore made a motion to approve consent agenda items 4-5 as presented. Commissioner Hamilton seconded the motion. The motion passed 4-0.

ACTION ITEMS

6. Discussion and any necessary action regarding approval of BEDC recommendation to purchase 1304 E. Connell.

BEDC Director David Miller presented a recommendation to commissioners to approve the purchase of land at 1304 E. Connell for \$45,000.0 plus closing costs to complement other BEDC properties on the Industrial loop. This will help to increase future job recruitment efforts.

Mayor Pro Tem Moore made a motion to approve BEDC recommendation to purchase 1304 E. Connell for \$45,000 plus closing costs. Commissioner Hamilton seconded the motion. The motion passed 4-0.

7. Discussion and any necessary action regarding BEDC recommendation for additional incentives.

David Miller explained that Neri's is expected to employ thirty to forty employees and based on that information and the discovery of several defects during the repurpose and remodel of 223 W. Walker the BEDC Board of Directors approved a \$10,000.00 incentive to Neri's at the opening and a forgivable loan of \$60,000.00. The loan will have annual bulk payments beginning 12 months after opening.

Commissioner Hamilton made a motion to approve BEDC recommendation for additional incentives for Neri's as presented. Commissioner Durham seconded the motion. The motion passed 4-0.

8. Discussion and any necessary action regarding renewal of contract with Chamber of Commerce for HOT Funds.

City Manager Cynthia Northrop explained that the city has contracted with the Chamber of Commerce over the past several years to transfer hotel/motel occupancy funds received to the Chamber for them to manage and promote tourism. This is a renewal of the existing contract.

Commissioner Durham made a motion to approve the Chamber of Commerce HOT Funds contract and authorize the City manager to execute the documents. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0.

9. Discussion and any necessary action regarding the first reading of Ordinance 2025-01; Texas Gas Service franchise agreement renewal.

Northrop stated that the city has a franchise agreement with Texas Gas Service to use streets, alleys, and thoroughfares to operate and maintain a natural gas distribution system in the City of Breckenridge. The last agreement was in 2009 for 15 years. This ordinance updates that agreement. This will be the first reading of the required three readings for the agreement to be effective.

Commissioner Hamilton made a motion to approve the first reading of Ordinance 2024-01; Texas Gas Service franchise agreement renewal as presented. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0.

EXECUTIVE SESSION

Real Property

§551.072: Deliberate the purchase, exchange, lease, or value of real property:

10. 202 W. 2nd - Roselawn Addition, Block 5, Lot 1
11. 205 W. 3rd - Roselawn Addition, Block 5, Lot 16
12. 409 N. Court - Original Addition, Block 50, Lot N/50 of E/109
13. 415 N. Court - Roselawn Addition, Block 1, Lot 2
14. 701 N. Court - Roselawn Addition, Block 5, Lot S/50 of 17 & 18
15. N. Court - Roselawn Addition, Block 5, Lot S/50 of 17 & 18
16. N. Court - Roselawn Addition, Block 6, Lot 10, 11, 12
17. 404 N. Court - Abst 69 LAL, Sec 4, Tract S/80 of TR4
18. 504 N. Court - Abst 69 LAL, Sec 4, Tract S/112 of N/329 of TR 1
19. 806 S. Cutting - Stoker Addition, Block 7, Lot S/57 of 6 & 44.6' of 7 & 8
20. 901 S. Cutting - Stoker Addition, Block 4, Lot 1
21. 909 S. Cutting - Stoker Addition, Block 4, Lot S/32.2 of 3, N/45.8 of 4
22. 1005 S. Cutting - Stoker Addition, Block 5 Lot 2
23. 904 S. Breckenridge Ave. - Stoker Addition, Block 4, Lot 8 & N/45.8 of 7
24. 1000 S. Breckenridge Ave. - Stoker Addition, Block 5, Lot 10 & N/25 of 9
25. 1006 S. Breckenridge Ave. - Stoker Addition, Block 5, Lot N/50 of 7, all of 8 & S/50 of 9
26. 109 W. 7th - Roselawn Addition, Block 18, Lot 7

RECONVENE INTO OPEN SESSION

Mayor Bob Sims Reconvened the meeting into open session at 6:45 p.m.

Commissioner Durham made a motion to approve Luke Grider bid for the property located at 701 N. Court – Roselawn Addition, Block 8, Lot 1 & 2 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Mayor Pro Tem Moore Seconded the motion. Commissioner Hamilton abstained from voting due to the possible appearance of a conflict of interest that may be perceived as impairing judgment. Affidavit is included. The motion passed with a vote of 3 yay and 1 abstention.

Mayor Pro Tem Moore made a motion to approve Felipe Palacios bid for the property located at 109 W. 7th -Roselawn Addition, Block 18 Lot 7 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Commissioner Hamilton seconded the motion. The motion passed 4-0.

Commissioner Durham made a motion to approve Cesar Martinez bid for the property located at 202 W. 2nd -Roselawn addition, Block 5 Lot 1 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0

Commissioner Durham made a motion to approve Altus Investments and Acquisitions, LLC/Ken Taylor bid for the property located at 205 W. 3rd – Roselawn Addition, Block 5, Lot 16 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0.

Commissioner Durham made a motion to approve Altus Investments and Acquisitions, LLC/Ken Taylor bid for the property located at N. Court – Roselawn Addition, Block 5, Lot S/50 of 17 & 18 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0.

Mayor Pro Tem Moore made a motion to approve Cesar Martinez's bid for the property located at N. Court – Roselawn Addition, Block 6, Lot 10, 11, 12 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Commissioner Hamilton seconded the motion. The motion passed 4-0.

Mayor Pro Tem Moore made a motion to approve Cesar Martinez bid for the property located at 904 S. Breckenridge Ave – Stoker Addition, Block 4, Lot 8 and N/45.8 of 7 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Commissioner Hamilton seconded the motion. The motion passed 4-0.

Mayor Pro Tem Moore made a motion to approve Cesar Martinez bid for the property located at 1000 S. Breckenridge Ave. – Stoker Addition, Block 5, Lot 10 & N/25 of 9 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Commissioner Durham seconded the motion. The motion passed 4-0.

Commissioner Durham made a motion to approve Katrida Reynolds bid for the property located at 1006 S. Breckenridge Ave. – Stoker Addition, Block 5, Lot N/50 of 7, all of 8 & S/50 of 9 and authorize the City Manager to finalize and sign all documents necessary to finalize the sale of the property. Mayor Pro Tem Moore seconded the motion. The motion passed 4-0.

RECEIVE REQUESTS FROM COMMISSION MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA

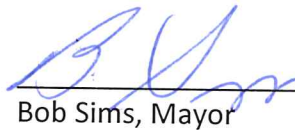
No requests.

ADJOURN

There being no further business, Mayor Sims adjourned the regular session at 6:50 p.m.



Jessica Sutter, City Secretary


Bob Sims, Mayor

THE STATE OF TEXAS §

CITY OF BRECKENRIDGE §

AFFIDAVIT ON ABSTENTION FROM VOTING

I, Blake Hamilton, as a City Commissioner of the City of Breckenridge, Texas, make this affidavit and hereby on oath state the following:

I have a Conflicting Interest that would be specially affected by a vote or decision of Item #14 listed under the Executive Session section of the Tuesday, December 3, 2024 Agenda, as those terms are defined in Section 2-12 of the Breckenridge, Texas Code of Ordinances.

Agenda Item:

701 N Court - rosekawn addition, Block 8, Lot 1+2

I have a Conflicting Interest for the following reason(s): (check all which are applicable)

- ☐ Ownership of 5% or more of the voting stock or shares of the business entity.
- ☐ Ownership or receipt of \$600.00 or more of the fair market value of the business entity.
- ☐ Funds received from the business entity exceed \$600.00 gross income for the previous year.
- ☐ Ownership of an interest in real property with a fair market value of more than \$600.00.
- ☐ A relative of mine related in the third degree by either affinity or consanguinity has a Conflicting Interest in one or more of the four categories listed above that would be affected by a decision of the public body of which I am a member.
- ☐ I have a Conflicting Interest because I serve on a Board of Directors or an Officer of the business entity or non-profit corporation that the above Agenda Item relates to.
- ☒ Other: Per the City's Ethics Policy, I have an appearance of a conflict of interest that may be perceived as impairing my independence of judgment.

Comments: _____

Upon the filing of this affidavit with the City Secretary, I affirm that I will abstain from voting or deliberating on any decision involving this Conflicting Interest and from any further participation in this matter whatsoever.

Signed this 4th day of December, 2024

Blake Hamilton
Signature of Public Official

City Commissioner Place 1
Title

Jessica Sutter

Jessica Sutter, City Secretary

