

Minutes --- REGULAR MEETING

CITY OF NEW BERLIN
CITY HALL, 275 FM 2538
MONDAY, October 17, 2016 --- 7:30 P.M.

ROLL CALL

The City of New Berlin convened a regular meeting open to the public on October 17, 2016 at City Hall. The meeting was called to order by Mayor Nicholas Milanovich at 7:30 PM.

The following members of the Board were present: Mayor Nicholas Milanovich, Mayor Pro Tem Joyce Wolfe, Alderman Gilbert Merkle, Alderwoman Barbara Gerhart, and Alderwoman Claire Walters. Marshal Wayne Zwicke, Municipal Clerk Gilbert Offer, and City Treasurer Ruth Zwicke were also present. Alderman Chris Davenport and Records Manager Joan Milanovich were absent from the meeting.

Mayor Milanovich led the Pledge of Allegiance to the United States Flag and the Texas Flag. He then gave an invocation.

MAYOR'S REPORT

Great Thanks to Melvin and Joy for completing the basketball court.

Reasserted that New Berlin is part of Northeast Economic Improvement Council (NEP) as are many of the surrounding cities. At the next NEP meeting on November 3rd, there will be discussions of improvement to IH10. The mayor is planning to attend and will report back to the Board.

FIRE CHIEF'S REPORT

Melvin reported for Kurt. Call volume is up due to primarily grass fires. Kurt was to caution everyone that outdoor fires, welding, or grinding in a grassy area should be done with caution.

The communication system phase one upgrade is complete. The department is investigating grants and other funding from the state for additional equipment. The department is also working with the county to improve the reporting structure.

Kurt also thanked the Mayor for taking the time to attend the VFD meetings to stay in touch with what is happening. Without the cooperation of the City, Community Club, Volunteer Fire Department and others from the community, the community cannot be successful.

MINUTES OF PREVIOUS MEETING

Read and approve minutes for regular meeting August 15, 2016.

Motion to approve made by Gil Merkle. The motion was second by Joyce Wolfe. **Vote to approve was unanimous.**

Read and approve minutes for special meeting August 23, 2016.

Motion to approve made by Claire Walters. The motion was second by Gil Merkle. **Vote to approve was unanimous.**

Read and approve minutes for regular meeting September 19, 2016.

Motion to approve made by Gil Merkle. The motion was second by Claire Walters. **Vote to approve was unanimous.**

Municipal Clerk's Report:

A webinar presented by TML is occurring November 3rd and 4th. All City personnel are invited to attend. The office will be closed on November 3rd so we can attend the training.

FINANCIAL REPORT

Read and approve Treasurer's financial reports for August, 2016

Read and approve Treasurer's financial reports for September, 2016

Motion to approve made to approve both months reports by Gil Merkle. The motion was second by Joyce Wolfe. **Vote to approve was unanimous.**

Treasurer's Report

Ruth reported that the citizen donations budget is \$15,000 and as of September, we have received \$11,025. Donations in the last few months were September, \$200, August, \$600 July, \$1875. Largest donation was in March. Also, this is the highest year so far in City history for donations.

PUBLIC COMMENTS

Sallie Pierdolla commented on several items, taxes, request for newsletter explaining tax, requested town meeting.

Jessica Thompson reported that the Annual Barbecue festival will be held January 28th 2017. She requested that the City close Old School road to help with the event. Most of the proceeds will be given back to the community.

Mike Hale talked about the taxes and the fact the we gave them all the annexations. Talked about filing the documents and some of them were many years after being passed by the council. He stated he consulted with the County Attorney about LGC 43.64 which has a 90-day limit in it for filing with the county. The County Attorney indicated to him that the City had an issue that needed to be resolved.

COMMITTEE REPORTS

A. PLANNING & ZONING—Meets 2nd Thursday of the month. Joni Milanovich, Chairman

There was no Quorum present so no meeting and nothing to report.

PUBLIC INFORMATION (Office)

NEWSLETTER—Targeting 3rd newsletter in September 2016.

OTHER VOLUNTEERCOMMITTEES A.

LIBRARY—Chairman Needed

B. CRIME WATCH—Wayne Zwicke, Chairman

C. PARKS AND PLAYGROUNDS—

D. MAPPING AND WEBSITE—Gil Merkle—

E. ROADS ADMINISTRATOR—

F. FACILITIES ADMINISTRATOR—

G. ADMINISTRATION/BUDGET CHAIRMAN—

H. OTHER COMMITTEE REPORTS

BOARD AGENDA

DISCUSSION/ACTION REGARDING KUNDE ANNEXATION: To annex this property, the City will grant a variance for less than 250 feet road frontage. The variance is required since the property has a 30-foot lane from Linne Road to the bulk of the property. Due to size and location it will need to be done in two ordinances. The two ordinance numbers are 2016-003 and 2016-004.

Motion made by Gil Merkle to approve variance and both annexation ordinances. Motion was seconded by Joyce Walters. **Vote to approve unanimous**

DISCUSSION/ACTION REGARDING WALTERS ANNEXATION: To annex this property, the City will grant a variance for less than 250 feet road frontage. The variance is required since the property has a 20-foot lane from Linne Road to the bulk of the property. The ordinance number is 2016-005.

Motion made by Gil Merkle to approve variance and both annexation ordinances. Motion was seconded by Barbara Gerhart. **Vote to approve unanimous**

DISCUSSION/ACTION REGARDING SCHLICHTING ANNEXATION: To annex this property, the City grants a variance for less than 250 feet road frontage. The variance is required since the property has a 20-foot lane from Linne Road to the bulk of the property. The ordinance number is 2016-006

Motion made by Gil Merkle to approve variance and both annexation ordinances. Motion was seconded by Joyce Wolfe. **Vote to approve unanimous**

DISCUSSION/ACTION REGARDING THE P&Z COMMITTEE ORDINANCE: Ordinance 2016-007 revises the Planning and Zoning Committee. The most important of which is that the City Alderman each appoint a committee member that will serve the same term as the appointing Alderman. Gil Merkle requested that the caption of the ordinance be amended to add that it replaces ordinance 99-004.

Motion made by Gil Merkle to approve ordinance as amended. Motion was seconded by Claire Walters. **Vote to approve unanimous**

DISCUSSION/ACTION REGARDING THE ELECTION ORDINANCE: Ordinance 2016-008 moves the City Elections from May to the November General Election time. It formalizes the term of Marshal to two (2) years. The terms of the current elected City Officials are extended from May to November of the year the office would normally be up for election.

Motion made by Gil Merkle to approve ordinance. Motion was seconded by Claire Walters. **Vote to approve unanimous**

DISCUSSION/ACTION REGARDING LAUDERDALE VARIANCE REQUEST: The request is to subdivide 10 acres into 4.5 and 5.5 acres. The Lauderdale's wish to divide their property in such a manner that the tower will remain with one portion of the parcel. Given the placement of the tower, the property cannot be neatly divided, hence the request for variance. **Issue was tabled.**

DISCUSSION/ACTION REGARDING MISSILDINE BUILDING REQUEST: The building request from Missildine was to build a residence on Linne road. The proposed build site does abide by the keep out area from the sides and the property has more than 250 feet of road frontage. The actual proposed build site is not in the city so no permit needs to be issued. **Closed, no action required.**

DISCUSSION/ACTION REGARDING APPROVAL OF THE COMPREHENSIVE PLAN COMPLETED AND APPROVED BY THE P&Z COMMITTEE: Issue was tabled since P&Z has not had a meeting to complete the revisions. **Issue was tabled.**

DISCUSSION/ACTION REGARDING APPOINTMENT OF BUDGET COMMITTEE:

The Mayor selected himself, Ruth Zwicke, Gil Offer and Claire Walters to meet and work out a proposed budget. Meeting time tentatively set for October 25th 7:30 pm barring any unforeseen issues.

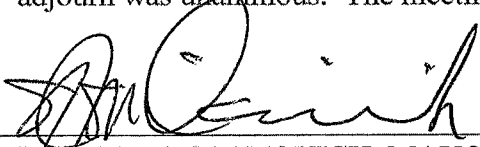
DISCUSSION/ACTION REGARDING 2017 TAX ROLL:

No new information. **Issued tabled.**

ANNOUNCEMENTS

ADJOURNMENT

A motion was made by Gil Merkle to adjourn. It was seconded by Joyce Walters. The vote to adjourn was unanimous. The meeting was adjourned by Mayor Nicholas Milanovich at 8:39 PM.



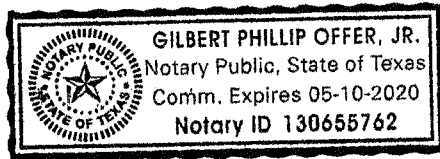
NICHOLAS J. MILANOVICH, MAYOR

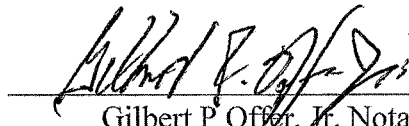
STATE OF TEXAS
GUADALUPE COUNTY

Before me, the undersigned, on this day personally the individual(s), known to me or proved to me to be the person(s) whose name(s) is/are subscribed to the foregoing instrument and each acknowledged to me that he/she/they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14th day of November, 2016.

(Notary Seal)





Gilbert P Offer, Jr. Notary Public