

MINUTES OF THE SPECIAL MEETING
OF THE CITY OF COTTONWOOD SHORES

MONDAY - JUNE 30, 1997

1. THE MAYOR CALLED THE MEETING TO ORDER AT 5:16 P.M. ROLL CALL: MAYOR DALE PICKENS, COMMISSIONER FRANK PFEIFER, COMMISSIONER MARY POPE.
2. THE MAYOR ADJOURNED THE MEETING AT 5:20 P.M. TO RETIRE INTO CLOSED EXECUTIVE SECTION PURSUANT TO CHAPTER 551, GOVT. CODE VERNON'S TEXAS CODES ANN. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074, TO DISCUSS MATTERS REGARDING PERSONNEL.
3. THE MAYOR RECONVENED THE OPEN SESSION AT 5:50 P.M. COMMISSIONER POPE MOTIONED TO PROMOTE ROY CAMPBELL TO THE POSITION OF WATER DEPARTMENT OPERATOR TRAINEE. COMMISSIONER PFEIFER SECONDED THE MOTION WHICH CARRIED ON VOTE.
4. THE COUNCIL DISCUSSED THE ONE BID RECEIVED FROM ECKLES CONSTRUCTION FOR THE WALL CONSTRUCTION IN THE WATER PLANT. COMMISSIONER PFEIFER STATED THAT HE WAS EXPECTING ONE OTHER BID. COMMISSIONER PFEIFER MOVED THAT IF NO SECOND BID WAS RECEIVED BY JULY 1, 1997, THE ECKLES BID BE ACCEPTED. IF A SECOND BID WAS RECEIVED, THE LOWEST PRACTICAL BID WOULD BE ACCEPTED BY THE MAYOR. THE MOTION WAS SECONDED BY COMMISSIONER POPE AND CARRIED ON VOTE.
5. THREE WAIVERS OF ENCROACHMENTS WERE DISCUSSED. ON THE CANTRELL PROPERTY, THE HOUSE IS BUILT OVER TWO LOTS AND HAS BEEN THERE SEVERAL YEARS. THE FRANK SMITH PROPERTY IS NEW CONSTRUCTION AND THIS WAIVER IS ALSO CONCERNING THE RESIDENCE COVERING TWO LOTS, THUS ENCROACHING OVER THE SIDE LINES AND EASEMENTS ON THE COMMON LOT LINES. THE SHAW PROPERTY HAS A CEMENT SLAB BUILT ON A COMMON SIDE LINE/EASEMENT AND HAS BEEN THERE SEVERAL YEARS. ON A MOTION OFFERED BY COMMISSIONER PFEIFER TO APPROVE THESE WAIVERS, SECONDED BY COMMISSIONER POPE, THE MOTION CARRIED ON VOTE.
6. THE MAYOR ADJOURNED THE MEETING AT 6:15 P.M.

ATTEST:

BY


SUE PORTER, CITY SECRETARY


DALE PICKENS, MAYOR

Facsimile Cover Sheet

To: *Kay*
Company: *Service Title*
Phone:
Fax:

From: *Sue*
Company: CITY OF COTTONWOOD SHORES
Phone: 210-693-3830
Fax: 210-693-6436

Date: *9-30-97*
Pages including this cover page: *3*

Re: *Frank & Linda Smith*

Closed

Sorry so delayed
Sue

WAIVER OF ENCROACHMENT OVER EASEMENT

THE STATE OF TEXAS |
COUNTY OF BURNET |

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, LINDA E SMITH is the owner of those certain lots described as follows:

Lots 193 and 194 in the Yellowstone Section, in the City of Cottonwood Shores, a subdivision in Burnet County, Texas, according to plat recorded in Volume 1, Page 184, Plat Records of Burnet County, Texas; and

WHEREAS, a Five (5) foot easement is reserved by the City of Cottonwood Shores along each of said contiguous lots, a total of Ten (10) feet easement, as set out in Volume 141, Page 434, in the Deed Records of Burnet County, Texas; and

WHEREAS, said owner desires to construct a residence building across said mutual lot lines of Lots 193 and 194, thus encroaching across said easements;

NOW, THEREFORE, the City of Cottonwood Shores, by its duly authorized officer whose signature is affixed below, does hereby WAIVE the encroachment across its easement of the residence being constructed by the owner of subject lots.

EFFECTIVE THIS THE 30th day of Sept. 1997.

ATTEST:

BY:

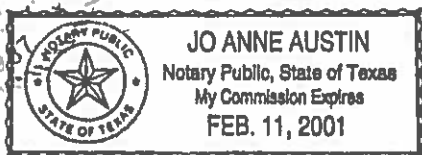
Sue Porter
Sue Porter, City Secretary

DALE PICKENS
DALE PICKENS, MAYOR
CITY OF COTTONWOOD SHORES

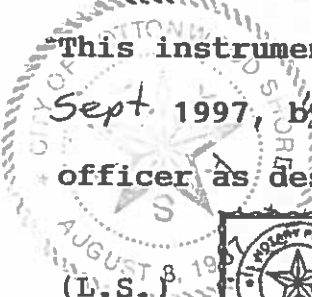
STATE OF TEXAS |
COUNTY OF BURNET |

Acknowledgement

This instrument was acknowledged before me on the 30th day of Sept. 1997, by DALE PICKENS, known to me to be the person and officer as described above.



Jo Anne Austin
Notary Public, State of Texas



11491A

CITY OF COTTONWOOD SHORES
3915 COTTONWOOD DRIVE
MARBLE FALLS, TEXAS 78654

TO WHOM IT MAY CONCERN:

Re: Lots 190 and 191, Yellowstone Section, Cottonwood Shores

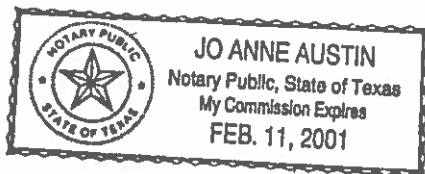
In connection with the above referenced property, this letter is to acknowledge that THE CITY OF COTTONWOOD SHORES is aware of the encroachment of improvements over and upon the setback and utility lines reserved in restrictions recorded in Volume 141, Page 434, Deed Records of Burnet County, Texas.

We hereby give our consent to the encroachment over and upon said setback lines and utility easements as shown on the attached survey dated September 18, 1997, prepared by D. L. Smith & Associates.

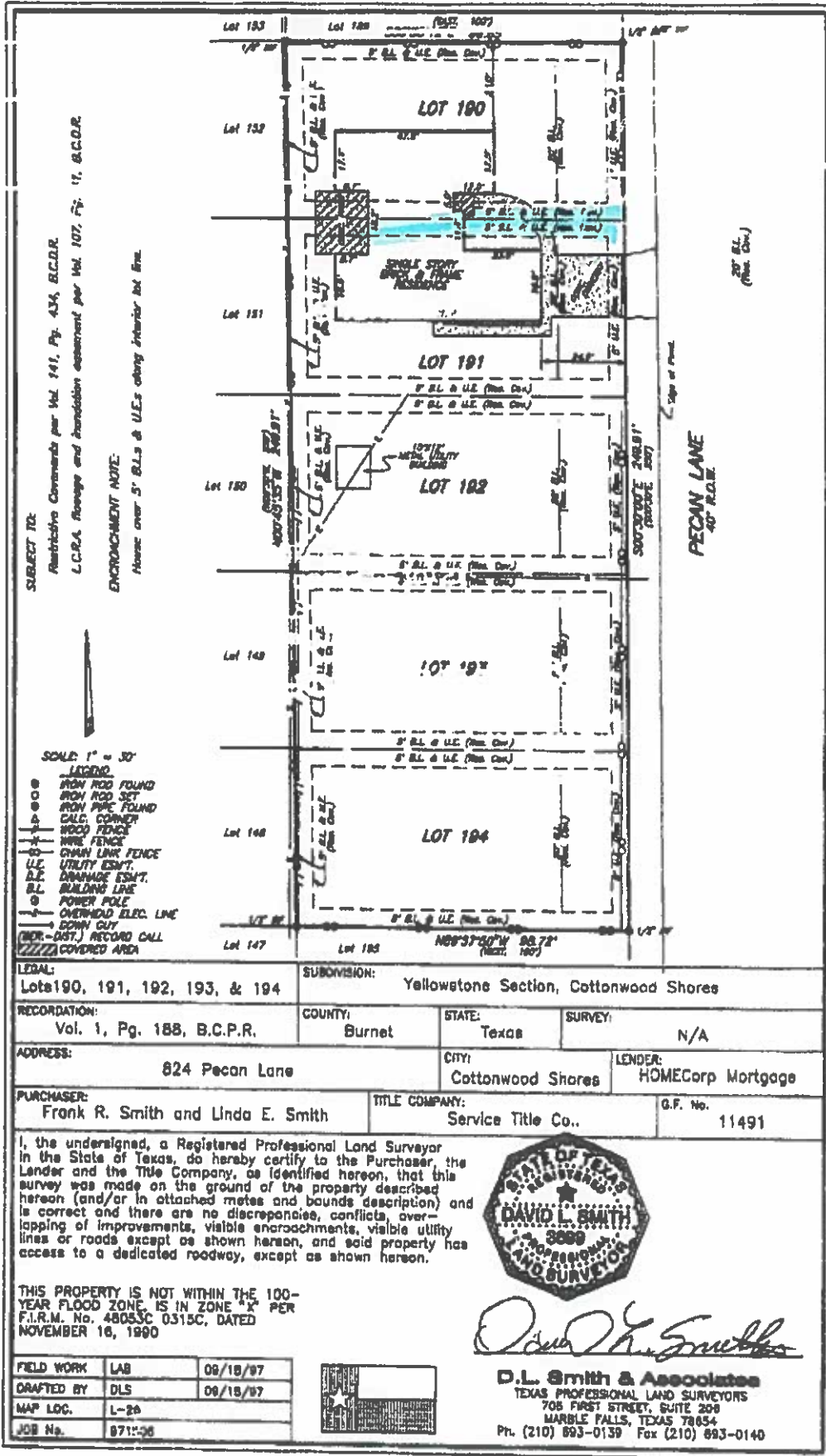
CITY OF COTTONWOOD SHORES

By: Dale Pickens MAYOR

This instrument was acknowledged before me on the 30th day of September, 1997 by Dale Pickens, Mayor of the City of Cottonwood on behalf of said City.



Jo Anne Austin
Notary Public, State of Texas



SERVICE TITLE

MARBLE FALLS, TEXAS

117 Main Street
Marble Falls,
Texas, 78654
210/693-3631
Fax 210/693-3633

TELECOPY MESSAGE

The following telecopy message consists of 3 pages including this page.

FOR: Sue

FAX NO: 693-6436

FROM: Kay

DATE: 9-19-97

Comments: Would you get this signed
& notarized for me, please?
If any questions, give me a
call.

OUR TELEPHONE NO. (210) 693-3631

OUR FAX NO. (210) 693-3633

SPECIAL MEETING

OF THE CITY OF COTTONWOOD SHORES
MONDAY - JUNE 30, 1997 5:00 P.M.
CITY HALL - 3915 COTTONWOOD DRIVE

A G E N D A

1. Mayor calls the meeting to order.
2. Roll Call.
3. The City Council will retire into Closed Executive Session in compliance with Chapter 551, Govt. Code, Vernon's Texas Codes Annotated (Open Meetings Law), in accordance with the authority contained in Section 551.074, to discuss matters regarding personnel. Upon conclusion of the Executive Session, the City Council will reconvene into open session.
4. Discussion and/or action on matters discussed in Executive Session.
5. Discussion/Action on bids for construction/remodeling of the Water Plant.
6. Discussion/Action on Waivers of Encroachments - 3.
7. Adjournment of the meeting.

I, _____, certify that the above Notice was posted at City Hall, 3915 Cottonwood Drive, Cottonwood Shores, Texas, on this the 19th day of JUNE, 1997 at 5:30 P.M.

ATTEST


Sue Porter, City Secretary


DALE PICKENS, MAYOR