

REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF COTTONWOOD SHORES, TEXAS  
4111 COTTONWOOD DRIVE - CIVIC CENTER  
THURSDAY, APRIL 17, 2003 AT 7:00 P.M.

**AGENDA**

1. CALL TO ORDER AND ROLL CALL.
2. CONSENT AGENDA:
  - A. MINUTES OF A REGULAR MEETING ON MARCH 20, 2003.
  - B. FINANCIAL STATEMENTS FOR THE MONTH OF MARCH 2003.
3. PROCLAMATION BY MAYOR PICKENS DECLARING APRIL AS FAIR HOUSING MONTH WITHIN THE CITY OF COTTONWOOD SHORES, TEXAS.
4. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MRS. SYLVIA BREEN TO CONTINUE THE ADULT SWIM NIGHT AT THE CITY POOL.
5. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. MARLEY PORTER FOR A VARIANCE TO ORDINANCE NO. 022003, AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS AMENDING ORDINANCE NO. 061898, THE BUILDING ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS, TO ALLOW FOR THE SITING OF MORE THAN ONE RESIDENTIAL STRUCTURE PER LOT ON LOT NO. 40, IN THE YELLOWSTONE SECTION, COTTONWOOD SHORES, TEXAS.
6. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. LEE HILDEBRAND TO ALLOW THE CITIZENS OF COTTONWOOD SHORES TO TAKE STEPS IN ORDER TO CONTROL DUST ON CITY STREETS AT THEIR OWN EXPENSE.
7. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. BOB WOMBLE IN REGARDS TO CITATIONS RECEIVED FOR VIOLATIONS OF CITY ORDINANCES AND FLOOD PLAIN COMPLIANCE.
8. MONTHLY ACTIVITY REPORTS:
  - A. POLICE DEPARTMENT:
    - (1) ACTIVITY LOG.
    - (2) ARREST.
  - B. PUBLIC WORKS:
    - (1) WATER & SEWER SYSTEM PERFORMANCE & USAGE.
    - (2) ANIMAL CONTROL.
  - C. CIVIC PRIDE:
    - (1) UPCOMING MEETING DATES.
    - (2) FUTURE PROJECTS.
  - D. VOLUNTEER FIRE DEPARTMENT.
9. MAYOR'S REPORT:
  - A. FUTURE GRANT APPLICATION FOR WATER DISTRIBUTION LINES.
10. CITIZEN COMMENTS.
11. ADJOURNMENT.

I CERTIFY THAT THE ABOVE NOTICE WAS POSTED AT CITY HALL, 3808 COTTONWOOD DRIVE, COTTONWOOD SHORES, TEXAS ON THIS 14<sup>TH</sup> DAY OF APRIL, 2003 AT 5:00 P.M.

ATTEST:

  
TENA COLLIER, CITY SECRETARY



  
DALE PICKENS, MAYOR

**MINUTES OF A REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF COTTONWOOD SHORES, TEXAS  
4111 COTTONWOOD DRIVE – CIVIC CENTER  
THURSDAY, APRIL 17, 2003 AT 7:00 P.M.**

1. **CALL TO ORDER AND ROLL CALL:** Mayor Pickens called this Regular Meeting to Order at 7:01 p.m. with both Commissioner Phipps and Commissioner Pfeifer in attendance a Quorum was Present.
2. **CONSENT AGENDA:**
  - A. **MINUTES OF A REGULAR MEETING ON MARCH 20, 2003:** Commissioner Pfeifer made a motion to accept the minutes of the Regular Meeting on March 20, 2003. Commissioner Phipps seconded his motion, which carried.
  - B. **FINANCIAL STATEMENTS FOR THE MONTH OF MARCH 2003:** Commissioner Phipps made a motion to accept the Financial Statements for March 2003. Commissioner Pfeifer seconded her motion, which carried.
3. **PROCLAMATION BY MAYOR PICKENS DECLARING APRIL AS FAIR HOUSING MONTH WITHIN THE CITY OF COTTONWOOD SHORES, TEXAS:** Mayor Pickens stated that there would be no action on this item tonight. He explained that the Council would consider this at a later date.
4. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MRS. SYLVIA BREEN TO CONTINUE THE ADULT SWIM NIGHT AT THE CITY POOL:** Ms. Breen stated that she appreciated the adult swim night and wished to continue doing so. She noted that they would like to see if another night would be available besides Wednesday. She added they would like to have more than one night available for the residents to swim. She wondered if the Council would consider a family day, on Saturday or Sunday, where children were allow if supervised by a parent or guardian. She noted that they could not come unsupervised like they do during the week. She noted that we might get more attendance if more than one night was available. Mayor Pickens stated that it was a little bit early to discuss the pool. He noted that he would talk to the lifeguard in May. He added that we could put this on the agenda in May and try to have her here. He noted that she knew that we wanted additional nights. Commissioner Pfeifer stated that if we added additional nights that we still had to have a lifeguard on duty. Mrs. Breen stated that there were other certified lifeguards available if Vicky was not. She added that she knew sometimes the Civic Center was rented on weekends. Mayor Pickens stated that we would address this at the next meeting.
5. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. MARLEY PORTER FOR A VARIANCE TO ORDINANCE NO. 022003, AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS AMENDING ORDINANCE NO. 061898, THE BUILDING ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS, TO ALLOW FOR THE SITING OF MORE THAN ONE RESIDENTIAL STRUCTURE PER LOT ON LOT NO. 40, IN THE YELLOWSTONE SECTION, COTTONWOOD SHORES, TEXAS:** Mr. Marley Porter stated that he and his wife, Lynn, had purchased lots 40, 41, 42, and 43 in hopes of retiring here in Cottonwood Shores. He added that they hoped to move in May or June. He explained that they were developers working on the fire department in Marble Falls as well as the property between HWY 281 and RR 2147. He explained that even though this was five different structures it was only one house, with one kitchen, one dinning room, one living room, two bedrooms, a separate bathroom, and a studio. He added the only difference is that it does not have any corridors connecting the houses. He explained that there would be a Japanese garden connecting the units. He stated that he started building these units about three years ago and they were all finished except Lynn's studio. He stated that they now have enough money saved up to complete all the units and put them in place. He then showed slides of various properties in Cottonwood Shores, which had more than one building. He noted that some of the buildings were air-conditioned, some had businesses in them, and some are occupied. He stated that throughout the community you could find examples of out buildings on the same lots as the houses.

Commissioner Pfeifer stated that Mr. Porter referred to those as being modular. He asked if they were already built. Mr. Porter replied yes, they had been building on them for over three years. Mrs. Porter stated that they had built them that they were not built and brought to their site. Mr. Porter stated that as they had cash they built. Commissioner Pfeifer stated that a modular home and a mobile home were two different things. He explained that a mobile home still has the axle under it and a modular home is built off site and then set on a permanent foundation. Mr. Porter agreed. He explained that these were not mobile or modular homes even though they could be moved. He added they were built on 12" steel I-beams with 12" joist on center. He noted that as a registered architect he could not build anything that was not to code. Commissioner Pfeifer asked if it would still have the metal frame underneath it to hold it. Mr. Porter stated it would have 12" frame. Commissioner Pfeifer stated so the only thing that comes off is the wheels. Mr. Porter stated that was correct. Mayor Pickens stated that the slide presentation brings to mind why we are so particular as to what we allow to be built in the City. He explained that Cottonwood Shores had only been a city since August 8, 1987 and they had been trying to clean up ever since then. He added that it may not be evident to Mr. Porter, but he felt the residents had seen some progress. He noted that ordinances are now stricter, we now require 25% brick or stone on residences in order to improve the overall appearance of the City. Mrs. Claudie Short asked if we still had an ordinance, which prohibited solid concrete fences. She explained that at one time there were some people who were into dope and they put up a solid fence so you couldn't see what they were up to. She thought that they passed an ordinance back then to keep it from happening. Mr. Porter stated that when they purchased the property it came with the codes, covenants and restrictions at the time. He added in his opinion they met those requirements and were as least as good if not superior to what exists, both in detail and architecture. He noted that in regards to the fence, they would be open to using cedar or something similar. He explained that they didn't do drugs, but didn't want to wake up to the junkyard across the street. Commissioner Pfeifer stated that he still had a problem with more than one residential structure. Mr. Porter stated that it was one residence, with five buildings. Mr. Porter stated that there were lots here that had five or six buildings on one lot. Commissioner Pfeifer stated that the ordinance allows one residential structure. Mr. Porter asked if the City was going to ask everybody who had more than one building per lot to take them out. Commissioner Pfeifer stated that some of the ones, which Mr. Porter showed, were storage buildings, not residential. Mrs. Short stated that she had a carport and storage building, but only one residence. Mrs. Joanne Austin stated that even though they may have more than one building they only have one residential structure. Mr. Porter stated that he could get around that by connecting the five buildings with a corridor. He noted that then he would meet the one residence requirement. Mr. Mike Butler asked if the problem was that the buildings were separated or does a single residential structure mean under single roof. Mayor Pickens stated that the ordinance allows for one residential structure per lot with a minimum of 1,200 square feet of living area. Commissioner Phipps stated that they may not be able to control what is already out here, but we can control what comes in now. Mr. Porter stated that they were asking for a variance because they didn't want the wasted space of a corridor. He added that they were quality professionals who want to make a difference in the community. He then stated that he would resubmit the drawings next week with a corridor connecting them. Mayor Pickens stated that he was not sure that would fix the problems with his request. Commissioner Pfeifer made a motion to take no action on the request at this time. Commissioner Phipps seconded his motion, which carried.

6. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. LEE HILDEBRAND TO ALLOW THE CITIZENS OF COTTONWOOD SHORES TO TAKE STEPS IN ORDER TO CONTROL DUST ON CITY STREETS AT THEIR OWN EXPENSE:** Mayor Pickens stated that he had given Mr. Hildebrand some information on dust abatement used in other cities. He explained that Mr. Hildebrand lived on a busy street and wanted to do an experiment. He added that it was worth a try. He noted that it would be at Mr. Hildebrand's expense. He noted that if it works and is reasonable we might try it on other streets. Commissioner Pfeifer asked if it was that tar-like substance they put down when they paved the street. Mayor Pickens stated that it was not. He added that it was a safe, water-soluble product. Commissioner Pfeifer made a motion to approve the request by Mr. Hildebrand. Commissioner Phipps seconded his motion, which carried.

**7. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MR. BOB WOMBLE IN REGARDS TO CITATIONS RECEIVED FOR VIOLATIONS OF CITY ORDINANCES AND FLOOD PLAIN COMPLIANCE:** Mayor Pickens stated that the Council could not discuss any citations given to residents. Mr. Bob Womble stated that Ms. Tena Collier had stated that his property was in the floodplain. Mayor Pickens stated that if the floodplain map shows that then she relayed that information to you. Mr. Womble stated that he would go to LCRA, they should know. Mayor Pickens stated that anything in the floodplain has to have a certificate of elevation. Mr. Womble stated that he would have to go back to the real estate person who sold him the land. He then said that he had put money down for the water and sewer and then it was given back to him. He added that then we wrote him a citation. Mayor Pickens stated that we had no agreement for excepting money on a payout basis. Mr. Womble stated that you should not have put out a letter then. Mayor Pickens stated that the City had not sent any letter to Mr. Womble. Mr. Womble said that was not what he was saying, it said to take the money to Tena and she would start a fund for the water and sewer. Mayor Pickens stated that the City didn't give him that information. Mr. Womble then stated that he had until June 9<sup>th</sup> and then he would have to take action...jury trial. Mrs. Joanne Austin stated that the matter that Mr. Womble brought before the Council should not be discussed. She noted that it was a matter for the court and he had indicated that he intended to pursue litigation and therefore it was not proper for Mr. Womble to be bringing it up for discussion. Mayor Pickens stated that he did make a request to be on the agenda and he felt that he must honor that request. He added that of course there would be no action taken by the Council.

**8. MONTHLY ACTIVITY REPORTS:**

**A. POLICE DEPARTMENT:**

(1) **ACTIVITY LOG:** Sergeant Hallman read the report for the Police Department. He noted that he had escorted the old water tanks out of Cottonwood Shores.

**B. PUBLIC WORKS:**

(1) **WATER & SEWER SYSTEM PERFORMANCE & USAGE:** Mayor Pickens stated that usage had been normal until last Sunday then we had close to double our daily usage. He added he was thankful for the new water tower.

(2) **ANIMAL CONTROL:** Mayor Pickens stated that there were still lose animals on the street.

**C. CIVIC PRIDE:**

(1) **UPCOMING MEETING DATES:** Mrs. Short stated that the last activity was the meet the candidates. She added that she thought we had good attendance.

(2) **FUTURE PROJECTS:** Mrs. Short stated that when she got back from her cruise she would set some dates to meet so we can elect new officers.

**D. VOLUNTEER FIRE DEPARTMENT:** Mr. Mike Butler stated that they had 44 calls last six months most of which were EMS assist. He stated that they had grant applications for an explanation on the fire station. He noted that the new tanker was about 80% complete. He stated that they did have some new volunteers but that they didn't have the equipment for them so it was a curse and a blessing at the same time.

**9. MAYOR'S REPORT:**

**A. FUTURE GRANT APPLICATION FOR WATER DISTRIBUTION LINES:** Mayor Pickens stated that the grant application had been approved and we were just waiting on a letter to start the bidding process and obligate funds. He noted that 36 post had been set and ready to start mounting street signs.

**10. CITIZEN COMMENTS:** Mr. Euclid Phipps asked if we were still getting rid of junk cars. Mayor Pickens stated that we got rid of two on Southwood last week. He added that the project was still on going. Ms. Tootsie Beyer asked about the plans for the marker at Noah Thompson Park. Mayor Pickens stated that we would contact the installer and see if we can reset it. Mrs. Short stated that could be a project for Civic Pride to put poles around the marker so they can't get to it.

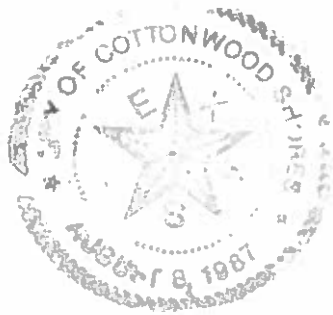
**11. ADJOURNMENT:** Mayor Pickens adjourned this Regular Meeting at 8:15 p.m.

DALE PICKENS, MAYOR

ATTEST:

TENA COLLIER, CITY SECRETARY

Laurel Kant  
Laurel Kant, City Secretary  
Replaces Original Minutes  
Dec. 21, 2005



## CITY OF COTTONWOOD SHORES

**APRIL, 2003:**

GALLONS METERED	1.608	
INDIRECT COST TOTAL		<u>\$3,592.91</u>
DIRECT COST:		
CWS GALLONS	1.608	
LBJ (Treated)	11.036	
PROCESS WATER	<u>0.305</u>	
TOTAL MG	11.341	
CWS %	14.179%	
PLANT:		
ELECTRICITY	\$4,774.24	
CHEMICALS	\$264.45	
POTABLE WATER	<u>\$97.60</u>	
	\$5,136.29	
TOTAL X CWS %	14.179%	\$728.26
HOLDING POND:		
ELECTRICITY	\$1,222.00	
CHEMICALS	<u>\$0.00</u>	
	\$1,222.00	
TOTAL X CWS %	14.179%	\$173.26
DIRECT COST TOTAL		<u>\$901.52</u>
INDIRECT	\$3,592.91	
DIRECT	\$901.52	
CAPITAL	<u>\$1,280.62</u>	
TOTAL	<u>\$5,775.05</u>	



# Lake LBJ Municipal Utility District

P. O. Box 7765 Horseshoe Bay, Texas 78657-7765 (830) 598-8741 Fax (830) 598-8744

May 8, 2003

City of Cottonwood Shores  
Attn: Mayor Dale Pickens  
3808 Cottonwood Drive  
Marble Falls, Texas 78654

## INVOICE

The following are the Charges for Wastewater Treatment for the month of **APRIL, 2003:**

Indirect Costs:	\$3,592.91
Direct Costs:	\$901.52
Capital:	<u>\$1,280.62</u>
<b>Total DECEMBER Charges:</b>	<b>\$5,775.05</b>
Monthly/Revised Billing Underpayment for 2002:	<u>\$389.22</u>
<b>Total Due:</b>	<b>\$6,164.27</b>

Thanks,

  
Toni Vandenburg  
Administration Manager







# City of Cottonwood Shores

Chartered 1987

3915 Cottonwood Drive  
Marble Falls, Texas 78654  
830/ 693-3830  
Fax 830/ 693-6436

Dale Pickens - Mayor

Tena Collier - City Secretary

## AGENDA ITEM REQUEST

I hereby request the following subject to be placed on the Agenda for the next Regular Meeting of the City Commissioners of the City of Cottonwood Shores, Texas:

Date of next Regular Meeting: 4/17/03

Subject to be addressed:

Adult use of pool in evenings

Informational Presentation: Yes  No

Requires Action by Commission: Yes  No

Name(s) of requester: SYLVIA BREEN

Address: 737 Magnolia Lane CWS

Phone No.: 693-5415

SYLVIA BREEN 4/11/03  
Requester Date

Tena Collier 4/11/03 3:20  
Received by City Employee Date Time a.m./p.m.



# City of Cottonwood Shores

Chartered 1987

3915 Cottonwood Drive  
Marble Falls, Texas 78654

830/ 693-3830

Fax 830/ 693-6436

Dale Pickens - Mayor

Tena Collier - City Secretary

## AGENDA ITEM REQUEST

I hereby request the following subject to be placed on the Agenda for the next Regular Meeting of the City Commissioners of the City of Cottonwood Shores, Texas:

Date of next Regular Meeting: 4-17-2003

Subject to be addressed: Dust control on City streets +  
whether citizens can do this at their own expense.

Informational Presentation: Yes  No

Requires Action by Commission: Yes  No

Name(s) of requester: Lee Hildebrand

Address: 650 Cypress Lane

Phone No.: 798-0892

[Signature] 4-4-03  
Requester Date

Received by City Employee \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ a.m./p.m.

# COTTONWOOD SHORES POLICE DEPARTMENT

3915 COTTONWOOD DRIVE  
COTTONWOOD SHORES, TEXAS 78654

MONTHLY REPORT FOR MARCH 2003

SUSPICIOUS PERSON/VEHICLES:	<u>      </u>
ABANDONED VEHICLE	<u>      </u>
ACCIDENTS	<u>  1  </u>
ASSAULTS/FAMILY VIOLENE	<u>  2  </u>
BURGLARIES	<u>  1  </u>
CRIMINAL MISCHIEF	<u>  3  </u>
DISTURBANCES	<u>  3  </u>
THEFT	<u>  1  </u>
MISSING PERSONS	<u>  1  </u>
OTHER AGENCY ASSISTS / EMS/FIRE	<u>  1  </u>
HARASSMENT	<u>      </u>
TRESPASS	<u>      </u>
WELFARE CONCERN	<u>  2  </u>
DEATHS	<u>      </u>
MISCELLANEOUS CALLS	<u> 11  </u>
TOTAL CALLS	<u> 26  </u>
MUNICIPAL COURT CITATIONS	<u>  8  </u>
ARRESTS	<u>  2  </u>
JUVENILE ARRESTS	<u>  2  </u>
HOURS WORKED	<u> 370 </u>
RES. HRS. WORKED	<u>  0  </u>
TOTAL HRS	<u> 370 </u>
TOTAL MILES DRIVEN	<u>2467</u>