

**REGULAR MEETING OF THE CITY COUNCIL
CITY OF COTTONWOOD SHORES
THURSDAY, APRIL 17, 2008 AT 6:00 P.M.
PFEIFER CENTER (FORMERLY CIVIC CENTER)
4111 COTTONWOOD DRIVE**

MINUTES

1. Call to Order by Mayor Breen at 6 pm.
2. Roll Call by Asst. City Secretary Schwertner a quorum was present
Mayor Breen present
Councilmember Whitis present
Councilmember Ortiz present
Councilmember Adams not present
Councilmember Patschke present
Councilmember Orr present
3. Invocation no action
4. Pledge of Allegiance
Councilmember Patschke made the motion to move Items 5-8 to Special Meeting to be held Wednesday April 23, 2008. Councilmember Orr 2nd the motion. All approved. Motion carried.
5. Consent Agenda:
 - 5.1. Minutes – March 20th-Reg. mtg.; April 1st-Public Hearing; April 7th-Spcl. Mtg.
 - 5.2. Financial Statement (s) – March, 2008
6. Department Reports:
 - 6.1. City Administrator's Report:
 - 6.2. Water and Wastewater Report -
 - 6.3. Police Department Report
 - 6.4. Fire Department Report
 - 6.5. Animal Control Report
 - 6.6. Asst. City Secretary's Report
 - 6.7. Municipal Court Report
 - 6.8. Mayor's Report
 - 6.9. Special Committee Reports
7. Community Organization Reports
 - 7.1. Citizen Comments: *This is the opportunity for visitors and guests to address the City Council on any issue. City Council may not discuss any presented issue, nor may any action be taken on any issue at this time. (Attorney General Opinion – Jc-0169)*
8. Presentation:
9. New Business:
 - 9.1. Discuss and consider action on request to reschedule Cottonwood Pride's garage sale from June dates to use Pfeifer Center from July 27th, 2008 to August 3rd, 2008 as requested per resident Donna Levee/member Cottonwood Pride
Councilmember Patschke made the motion to approve the reschedule date.
Councilmember Ortiz 2nd the motion. All approved. Motion carried.
 - 9.2. Discuss and consider action of future plan of Aspen Park land as requested by Wendy Wayson Parks President
Resident and Parks President Wendy Wayson requested for City to do something with Aspen Park due to night time traffic. Some are driving over to their property, and leaving trash. Mrs. Wayson requested for City to close Park at 10 pm, close it permanently, or have it patrolled. Councilmember Whitis made the motion to close

- the 3 lots also known as Aspen Park. Councilmember Orr 2nd the motion. All approved. Motion carried.
- 9.3. Discuss and consider action for Resolution 04172008 for CWS Parks Committee for TPWD program to receive assistance under the Trails Grant program as requested by Charles Watkins/GDS Grant Writer
Mr. Watkins spoke that the Grant figures have changed from \$100,000.00 to \$200,000.00 that the Texas Parks Wildlife Department have made an increase in Grants for 2008. Councilmember Orr made the motion to table Item 9.3. and move to Wednesday, April 23rd Special meeting. Councilmember Patschke 2nd the motion. All approved. Motion carried.
➤ **Councilmember Ortiz left meeting at 6:45 pm.**
- 9.4. Discuss and consider action on Ordinance # 041708A for noise nuisances pertaining to loud noises deemed public nuisances as requested per CA Schneider
Councilmember Orr made the motion to approve Ordinance # 041708A for nuisance of noise Ordinance. Councilmember Patschke 2nd the motion. All approved. Motion carried.
- 9.5. Discuss and consider action for regulating burning; prohibiting the use or possession of fireworks; granting authority to restrict burning and/or declaring a fire emergency decision of two versions are offered for consideration for Ordinance #041708B1 or 041708B2 as requested by CA Schneider
- 9.5.1. Ordinance #041708B1 sets standards for local conditions
- 9.5.2. Ordinance #041708B2 sets standards same as Burnet style
Councilmember Orr made the motion for City Administrator Schneider to correct style of Ordinance 041708B. Councilmember Whitis 2nd the motion. All approved. Motion carried.
- 9.6. Discuss and consider action on amending the Animal Control Ordinance # 011504 to
- a.) withdraw the City from operating a kennel/shelter;
 - b.) clarify City policy with respect to "at large" pets;
 - c.) delete verbiage related to a "hearings" process that forces the City to shelter animals for long periods and
 - d.) to adopt a contract with Hill Country SPCA (Christ-Yoder Animal Shelter) to which stray pets are delivered after a 24 hour holding period during which owners can retrieve their pets for a fee and a fine as requested by CA Schneider
Resident Wendy Wayson assists with keeping the city kennel clean and helps with the animals. Mrs. Wayson requested if City can keep animal here for up to 3 days not the 24 hours. CA Schneider reported there is an annual fee, as of now there is a \$50.00 charge per animal fee. Councilmember Orr made the motion for CA Schneider to culminate Ordinance. Councilmember Whitis 2nd the motion. All approved. Motion carried.
- 9.7. Discuss and consider action on Interlocal Agreement with Burnet County for 2008 Roadwork as requested by CA Schneider
CA Schneider reported there have only been 2 quotes reported back from the 3 requests sent out, and Burnet County is fulfilling their summer schedule at this time. Councilmember Orr spoke of Pecan needing repaving before it gets worse. Pecan has many road cuts with more to come, it is showing cracking, and within 2 years will have many pot holes. Councilmember Orr reported the Development committee took on roads and they have met with Commissioner Joe Don Dockery. Councilmember Orr made the motion to accept the Interlocal Agreement to reseal Pecan Drive. Councilmember Whitis 2nd the motion. All approved. Motion carried.
- 9.8. Discuss and consider action for City Treasurer to change from Peachtree to QuickBooks program as requested by City Treasurer Copple
Mayor Breen reported Item 9.8. be moved to Wednesday, April 23rd Special meeting due to Councilmember Whitis leaving due to time conflict.

9.9. Executive Session for Legal Matters

- a.) Convene in Executive Session pursuant to Section 551.074 of the Texas Government Code: deliberate the appointment, employment, evaluation, reassignment, duties, or dismissal of, or for the evaluation of the following:

Applicant for the position of (permanent) City Administrator, for final decision Councilmember Orr made the motion to act on Item 9.9. a. No 2nd. Motion died for lack of a 2nd.

Mayor Breen reported Item 9.9. be moved to Wednesday, April 23rd Special meeting due to Councilmember Whitis leaving due to time conflict.

- b.) Reconvene into Open Session and take action on Item 9.9. a.)

- 9.10. *The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code including, but not limited to, Sections: 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code including, but not limited to, Section 321.3022 (Sales Tax Information).*

10. Future Agenda – Councilmember Orr requested for Budget Workshop for Amendments and 2008/2009 Budget to be set.

11. Adjournment made by Councilmember Orr. Mayor Breen adjourned meeting at 7:20 pm.


Sylvia H. Breen Mayor

ATTEST:

Cynthia Schwertner Asst. City Secretary



Our MISSION is to be a model of excellence as an Animal Care Agency in the community. We achieve this through the comprehensive humane treatment of unwanted, surrendered or unclaimed companion animals. Further we strive to be compassionate to both humans and animals, and support and practice humane education to help prevent animal neglect, abuse and overpopulation.

FACTS about the
Christ-Yoder Animal
Shelter/Adoption Center



The Christ-Yoder Animal Shelter/Adoption Center is an Open-Admission facility, a designation supported by the Humane Society of the United States. The shelter accepts ALL stray and owner surrender* dogs and cats, turning none away, from the Burnet and Llano County areas. The shelter also offers quarantine* facilities approved by the Texas Department of Health.

The staff (6) and volunteers of the Christ-Yoder Animal Shelter/Adoption Center actively work with legitimate local, state and national pure breed rescue groups, sanctuaries, limited adoption groups and humane organizations to find good homes for adoptable animals.

9150 Hwy 1431 West
Buchanan Dam TX 78609
512 793-5463
www.christ-yoder.org
Open to the Public: Sat - Wed 11:00 - 3:00
Closed Thurs and Fri and National Holidays

Printing made possible by the generous donation of:
PRINTWORKS, Marble Falls, Texas

The facility provides an air-conditioned and heated environment, exercise areas for both dogs and cats, and comfortable uncrowded kennels for dogs and condos for cats. Shelter and grounds are under quarterly contract with a pest control service. Staff and volunteers spend time socializing and petting the animals to make their stay at the shelter as pleasant and psychologically healthy as possible. The Shelter is staffed from 7:00 a.m. to 6:00 p.m., 7 days a week.



- The shelter takes in all strays from Burnet and Llano Counties at no charge, although donations are needed, encouraged and appreciated.
- Strays are kept a minimum of 5 days to give time for owners to come in and reclaim*. (Badly injured, critically sick or dangerous animals may be euthanized before the end of the 5-day period.)
- Adoptable animals are given every opportunity to become adopted.
- There is NO maximum stay for adoptable healthy animals with positive behaviors.
- Some Dogs and Cats MAY BE neutered prior to adoption using HCHS/SPCA Spay/Neuter Funds depending on circumstances and monies available.
- Adoptable animals are photographed and presented on www.petfinder.com and/or the local newspapers and the Austin American Statesman.
- Minor illnesses and injuries are treated depending on cost and duration of treatment required.
- Owners surrendering their own family pets must pay a surrender fee*.
- There is NO set time for holding owner-surrendered pets.
- Cremation services* are available for pets who have passed away

*See all fees on back.

TYPICAL DAY FOR OUR SHELTER ANIMALS

Dogs

Beginning at 7:00 a.m. dogs are allowed an early romp in the outside exercise yards each day while all the kennels are cleaned, disinfected and sanitized.

Dried kennels are refurnished with a blanket, toy, edible treat, fresh water and a bowl of Science Diet Canine formula and dogs are returned to their kennels.

Throughout the day, dog kennels are cleaned, water bowls refilled and blankets replaced as needed. During the day, volunteers and staff take time to socialize individual dogs by allowing them to visit and spend time in the reception area, grooming them, playing with them in the yard or working with leash training.

In the afternoon, after public hours, dogs are again allowed outside for exercise while kennels are cleaned as needed, water bowls filled and puppies and young dogs are given a second bowl of food. Dogs are then returned to their kennels for the night and provided a much anticipated doggie treat

prior to lights out at 6:45.

We are enrolled in the Hill's Science Diet Shelter Partner Program.

Shelter Animals eat Science Diet Food.

Cats

Cats also begin their day at 7:00 a.m. when volunteers and/or staff come in to clean the cattery. Each cat is allowed time to run about the cattery or bonding room and play with other cats and larger toys while the condos are being cleaned. Cats and kittens are examined daily for ringworm, ear mites and upper respiratory illness and treated appropriately. Condos are disinfected, sanitized, given clean litter boxes and litter, fresh water, a bowl of Science Diet Feline formula, and a box with a blanket and toys. No cats or kittens are given treats because they frequently cause intestinal upset.

Throughout the day volunteers bring out different cats to play on the climbing tree in the bonding room.

In the afternoon, litter boxes are cleaned as needed, food bowls refilled and fresh water provided.



Adopt A Pet



CITY OF COTTONWOOD SHORES
3808 COTTONWOOD DRIVE
COTTONWOOD SHORES, TX. 78657
PHONE # (830) 693-3830 FAX # (830) 693-6436



April 15, 2008

Mr. Howard Lyons
Texas Dept. of Transportation
3029 E. State Hwy. 29
Burnet, Texas 78611

Re: Speed limits along Hwy 2147.

Dear Mr. Lyons,

The speed limit along Hwy. 2147 between Hwy. 281 and Hwy 71 is generally posted as 50 MPH except for a stretch through Horseshoe Bay where it is reduced to 45 MPH. On the East end of this 45 MPH zone the Hwy narrows from the stretch through Horseshoe Bay that was widened with a turning lane just in recent months.

The entrance to the City of Cottonwood Shores lies along the narrow road stretch between that and Hwy 281, a 50 MPH speed zone. Within the Cottonwood Shores city limits the North side of this stretch is filled with commercial business, much denser than in the Horseshoe bay stretch that was widened recently. Traffic enter/exiting these businesses and the City obstructs a clear view of traffic moving along 2147 at 50 MPH and creates continual hazards as vehicles turn to enter businesses and/or attempt to merge into the flowing 2147 traffic. There are no shoulders. There is no turn lane.

The City Council, in its regular meeting of March 20, 2008, directed me to address you with an appeal to lower the posted speed limit in this area to 45 MPH urgently, before loss of life and/or property proves this point.

This City therefore respectfully request urgently the extension of the 45 MPH speed limit from Horseshoe Bay to the Eastern city limits of Cottonwood Shores.

Thank you for your early attention to this matter.

Sincerely,

Hans J. Schneider
City Administrator

Cc: CWS Council

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PFEIFER CENTER (FORMERLY CIVIC CENTER)
4111 COTTONWOOD DRIVE**

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4. Pledge of Allegiance
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 - 9.5.1. Ordinance #041708B1 sets standards for local conditions
 - 9.5.2. Ordinance #041708B2 sets standards same as Burnet style
 - 9.6. Discuss and consider action on amending the Animal Control Ord. # 011504 to
 - a.) withdraw the City from operating a kennel/shelter;
 - b.) clarify City policy with respect to "at large" pets;

City of Cottonwood Shores, Texas

- c.) delete verbiage related to a "hearings" process that forces the City to shelter animals for long periods and
- d.) to adopt a contract with Hill Country SPCA (Christ-Yoder Animal Shelter) to which stray pets are delivered after a 24 hour holding period during which owners can retrieve their pets for a fee and a fine as requested by CA Schneider
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- 9.8. Discuss and consider action for City Treasurer to change from Peachtree to QuickBooks program as requested by City Treasurer Copple
- 9.9. **Executive Session for Legal Matters**
 - a.) Convene in Executive Session pursuant to Section 551.074 of the Texas Government Code: deliberate the appointment, employment, evaluation, reassignment, duties, or dismissal of, or for the evaluation of the following:
 - Applicant for the position of (permanent) City Administrator, for final decision
 - b.) Reconvene into Open Session and take action on Item 9.9. a.)
- 9.10. *The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code including, but not limited to, Sections: 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code including, but not limited to, Section 321.3022 (Sales Tax Information).*

10. Future Agenda

11. Adjournment

I certify that the above notice was posted at City Hall, 3808 Cottonwood Drive, Cottonwood Shores, Texas on this the 14th day of April, 2008 at 5:20 p.m.


Sylvia H. Breen Mayor

ATTEST:

Cynthia Schwertner Asst. City Secretary



AGENDA REQUESTS

Date: 4/07/2008

For: Special Council Mtg. 4/17/08

By: City Administrator/Secretary

To: Asst. City Secretary

Please add the following items to the specified meeting's agenda:

1. Consider & act on proposed Noise Ordinance for city sections zoned Residential.
2. Consider & act on proposed revision of the Ordinance controlling Outdoor Burning (two versions are offered for consideration).
3. Consider & act on the proposed Local Code Enforcement procedures following expiration of Ordinance 122007 on April 18, 2008.
4. Consider & act on amending the Animal Control Ord. #011504 to
 - a. withdraw the City from operating a kennel/shelter;
 - b. clarify City policy with respect to "at large" pets;
 - c. delete verbiage related to a "hearings" process that forces the City to shelter animals for long periods and
 - d. to adopt a contract with Hill Country SPCA (Christ-Yoder Animal Shelter) to which stray pets are delivered after a 24 hour holding period during which owners can retrieve their pets for a fee and a fine.

5. Consider & act on Intentional Agreement w/ Burnet County for 2008 Roadwork

Thanks!

Hans Schneider

Handwritten signature and date: Hans Schneider 4/10/08

AGENDA REQUESTS

Date: 4/07/2008

REGULAR
For: ~~Special~~ Council Mtg. 4/17/08

By: City Administrator/Secretary

To: Asst. City Secretary

Please add the following items to the specified meeting's agenda:

1. Consider & act on proposed Noise Ordinance for city sections zoned Residential.
2. Consider & act on proposed revision of the Ordinance controlling Outdoor Burning
3. Consider & act on the proposed Local Code Enforcement procedures following expiration of Ordinance 122007 on April 18, 2008.

Thanks!


Hans Schneider



City of Cottonwood Shores
3808 Cottonwood Drive
Cottonwood Shores, Texas 78657
(830) 693-3830 FAX (830) 693-6436

AGENDA ITEM REQUEST

I hereby request the following subject be placed on the Agenda for the next Regular Meeting or Special Called Meeting of the City Council of the City of Cottonwood Shores, Texas:

Date of next Regular Meeting: 04/17/08

I would like for this to be on the Agenda if a Special Meeting is Called: Yes No

Subject to be Addressed:

To discuss & Consider Change from
Peachtree to Quickbooks Programs

Informational
Presentation: Yes No /

Required
By Council: Yes / No

Name(s) of Requester: Rick Copple

Address: _____

Phone No.: _____

Rick Copple 4-11-08
Requestor Date

Cynthia Schwertko 04/11/08 10:50 am
Received by City Employee Date Time

Cos
04/11/08



CITY OF COTTONWOOD SHORES
3808 COTTONWOOD DRIVE
COTTONWOOD SHORES, TX. 78657
PHONE # (830) 693-3830 FAX # (830) 693-6436



AGENDA ITEM REQUEST

I hereby request the following subject be placed on the agenda for the next Meeting of the City Council, Regular or Special Called Meeting, of the City of Cottonwood Shores, Texas:

Date of the next Regular Meeting: 04/17/, 2008

I would like for the subject following to be on the Agenda of the next following meeting of the Cottonwood Shores City Council:

Request for Cottonwood Prides' reschedule for Garage Sale July 27th - Aug. 3, 2008

A. I request the opportunity to address the City Council on that occasion in support of this request:

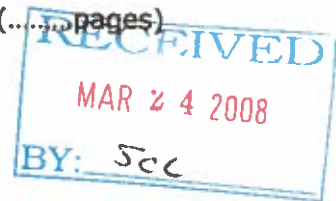
YES NO

B. Supplemental information is attached: (..... pages)

C. Informational Presentation: YES NO

D. This has been requested by Council: YES NO

E. Requested by the CWP Committee: YES NO



Name of the Requester: Donna Leue

Address: 613 Aspen Ln. Cottonwood Shores

Phone Contact No. (830) 265-4569

Donna Leue 3-24-08
 Requestor's Signature Date

Cynthia Schweitzer 03, 24, 08 3:30 pm
 Received by (name, title) date time

CWP



CITY OF COTTONWOOD SHORES
3808 Cottonwood Drive
Cottonwood Shores, Texas 78657
(830) 693-3830 FAX (830) 693-6436

AGENDA ITEM REQUEST

I hereby request the following subject be placed on the Agenda for the next Regular Meeting or Special Called Meeting of the City Council of the City of Cottonwood Shores, Texas:

Date of next Regular Meeting: 04/17/08

I would like for this to be on the Agenda if a Special Meeting is Called: Yes No

Subject to be Addressed:

Discuss & Consider future plans of Aspen Park

Informational Presentation:

Yes No

Required

By Council: Yes No

Name(s) of Requester: Wendy Wayson / Parks Committee President

Address: _____

Phone No.: _____



Parks Secretary

Cynthia Schweitzer for Wendy Wayson 04/10/08
Requestor Date

Sara Holt 4-10-08 8:30 am
Received by City Employee Date Time

Car
4/10/08



CITY OF COTTONWOOD SHORES
3808 Cottonwood Drive
Cottonwood Shores, Texas 78657
(830) 693-3830 FAX (830) 693-6436

RECEIVED
APR 10 2008
BY: SCL

AGENDA ITEM REQUEST

I hereby request the following subject be placed on the Agenda for the next Regular Meeting or Special Called Meeting of the City Council of the City of Cottonwood Shores, Texas:

Date of next Regular Meeting: 04/17/08

I would like for this to be on the Agenda if a Special Meeting is Called: Yes No

Subject to be Addressed:

Discuss & Consider action for
Resolution 04172008 for CWS Parks Committee
for TPWD program to receive assistance under
the Trails Grant program

Informational Presentation: Yes No

Required By Council: Yes No

Name(s) of Requester: Cynthia Schweitree, Parks Secretary
for Charles Watkins, Parks Grant Writer

Address: _____

Phone No.: _____

Cynthia Schweitree 04/10/08
Requestor Date

Steven C. Lening 4.10.08 11:50 a.m./pm
Received by City Employee Date Time

Car
04/10/08