



City of Cottonwood Shores

3915 Cottonwood Drive
Marble Falls, Texas 78654
Tel: 512/693-3830

REGULAR MEETING

January 14, 1993
6:30 p.m.

The meeting was called to order by Mayor Joseph Beyer at 6:33 p.m. at the Community Center located at 4111 Cottonwood Drive, Cottonwood Shores, Texas. All members of the City Council were present. The meeting was then adjourned to Closed Executive Session.

The Regular Meeting re-convened at 7:56 p.m.

Mayor Beyer asked if any action should be taken on the complaint filed by Jim Robertson against Mayor Beyer.

Guilty - None

Not Guilty - Councilman Wilson, Schwing, Butler, Smyrl, Gawlik.

Mayor Beyer was found not guilty of the charges and no action was taken.

Mayor Beyer asked if any action should be taken on the complaint filed by Jim Robertson against Councilman Jim Smyrl.

Jim Robertson asked that the complaint be withdrawn. No action was to be taken.

Mayor Beyer asked if any action should be taken against the complaint filed by Jim Robertson against Councilman Smyrl and Wilson.

The Mayor called for a vote for the complaint against Councilman Smyrl.

Guilty - Councilman Butler, Gawlik

Not Guilty - Councilman Wilson, Schwing

Mayor Beyer said that the vote was a tie and there is no action to be taken.

The Mayor called for a vote for the complaint against Councilman Wilson.

Guilty - Councilman Gawlik

Not Guilty - Councilman Smyrl, Schwing

Abstain - Councilman Butler

Mayor Beyer said there was no action to be taken.

The Financial report for the month of December, 1992 was read. Councilman Butler made a motion to accept the report as read. Councilman Gawlik seconded the motion. All - Ayes, 0 - Noes. Motion carried.

The Minutes of the December 10, 1992 meeting were read. Councilman Wilson made a motion to accept the Minutes as read. Councilman Schwing seconded the motion. All - Ayes, 0 - Noes. Motion carried.

There was discussion of replacing or appointing a Code Enforcement Officer. Mayor Beyer said he did not have a recommendation to make at this time. The suggestion was made to contact Tony Satsky and see if he would resume working as Code Enforcement Officer. The question was then posed to Mr. Satsky. He said he would be interested, but it would have to be under different guidelines. Mayor Beyer suggested that they get together and discuss the matter. Councilman Schwing made a motion to table Item 4. Councilman Wilson seconded the motion. All - Ayes, 0 - Noes. Motion carried.



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Kathy Griffith addressed the Council and made the request for \$25.00 of her rental fee back because the Community Center was rented to another individual for half of the normal rental fee. She said if you do it for one, you should do it for everyone. Pearl Vasterling said the rental was for a party for the foster children in the area. Councilman Smyrl stated that the POA Clubhouse was not turned over to the City yet. It was rented to a non-profit organization. Alice Dilworth said you should make a rule and stick to it. Mayor Beyer said that both rentals occurred prior to the City owning the property and requests for a refund should be directed to the POA. The property is now owned by the City and any rentals will be governed by whatever rates and policies the City establishes. Councilman Butler made the suggestion to put discussion of rental fees and a rental policy for the Community Center on the agenda for the next meeting. Councilman Wilson made the motion to reflect this suggestion. Councilman Butler seconded the motion. All - Ayes, 0 - Noes. Motion carried. No action was taken on the requests from Kathy Griffith and Alice Dilworth for a refund.

Burt Burton stated that if this is a public building, you have to make it accessible for the handicapped. Councilman Butler suggested to put discussion of making the building handicap accessible on the agenda for the next meeting.

Kathy Griffith stated that she felt there was a violation of the Open Meetings Act when the Council met with Mike Tomme, the engineer with LCRA. Mayor Beyer said to the best of his knowledge, there was no violation. Patti Maugham said she felt there was a violation, because the Council did not let recording devices or cameras record the meeting. Mayor Beyer made the suggestion to table any action on determining if there was a violation until further information could be obtained. Councilman Smyrl made a motion to table this item until there is evidence that there is a violation. Councilman Schwing seconded the motion. All - Ayes, 0 - Noes. Motion carried.

Mayor Beyer stated that Maple Lane does not go all the way through to Lakeview Drive. The City does not have any plans to cut the street all the way through. A request had been received from Charlotte Simpson, that the City provide street access and utilities to Maple Lane, because she was interested in purchasing some lots on Maple. Councilman Smyrl said there was no money in the budget to do this. Mayor Beyer recommended the Council take no action. Councilman Smyrl made a motion to notify Charlotte Simpson that we have no money in the budget at this time to pursue the matter. Councilman Wilson seconded the motion. All - Ayes, 0 - Noes. Motion carried.

Kelly Smith asked the Council if there was a junk car ordinance and if not, can the Council pass one and then enforce it. Mayor Beyer stated that we do not have a junk car ordinance. Mr. Smith had made a valid recommendation to have a junk car ordinance. Mayor Beyer appointed Mr. Smith to head a committee to draft an ordinance for junk cars and then present it for further discussion at a Council Meeting.

Discussion ensued on the handling of the \$10,000.00 received from the POA in November, 1992 and the additional funds the City will be receiving upon the dissolution of the POA. An additional \$8,654.13 is to be turned over to the City. Mayor Beyer stated that he felt we should not earmark the money for any specific purpose. Councilman Smyrl made a motion to put the money into the General Fund. Councilman Butler seconded the motion. All - Ayes, 0 - Noes. Motion carried.



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Alice Webb requested that the City give \$1000.00 to the Volunteer Fire Department. The POA gave this amount to the Fire Department every year. Now that the POA is dissolved the Fire Department will no longer be receiving these funds. Mayor Beyer said she must request it to be put on the agenda for possible Council action.

Mayor Beyer read the Resolution approving the garbage rate increase. Councilman Smyrl made a motion to pass the Resolution. Councilman Wilson seconded the motion. 4 - Ayes, 0 - Noes. Abstention - Councilman Butler. Motion carried.

During Open Discussion Mayor Beyer made the announcement about the CAPCO meeting on January 15, 1993 regarding the Water Grant

Mayor Beyer stated there was a need for a Workshop Meeting to draft a Dog Ordinance.

The Mayor also said that we had mailed the letters to all parties concerned that the Council has decided to terminate the sewer project.

The meeting adjourned at 9:57 p.m..

Respectfully,

Shirley Pitts, City Secretary

Joseph F. Beyer, Mayor

Attendance Record
City Commission Meeting
City of Cottonwood Shores

Date: 1-14-93

Kathy Griffith
Katie McHughen
Bob V. Brown
Dan Schweitzer
Tony Satchel
Ed Nock
Richard Griffin
Noah Thompson
Bill Martin
Evelyn Martin
Alvin Tull
Rock Ramelbrant
Sandra S. Tompkins
Claudia Lee Short
Ericka Huggins
Wanda Pannell
Al Danko
Melvin Lewis
Paul Haskins
Eugene Thompson
Leon Tushaw



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**REGULAR MEETING
OF THE CITY COUNCIL
JANUARY 14, 1993
6:30 P.M.**

AGENDA

1. Executive Session as authorized by Article 6252-17 Vernon's Texas Civil Statutes (Open Meetings Law) Sec. 2.g to consider possible action on complaints filed by James A. Robertson against Mayor Joseph Beyer, Mayor Pro-Tem/Councilman Jim Smyrl and Councilman Jim Wilson.
2. Approval of the Financial Report for the month of December, 1992.
3. Approval of the Minutes of the December 10, 1992 meeting.
4. Discussion and/or action on the replacement or appointment of the Code Enforcement Officer.
5. Discussion and/or action on request by Kathy Griffith and Alice Dilworth for a refund of part of rental fees paid for POA Clubhouse.
6. Request by Kathy Griffith to address Council for a possible violation of the Open Meetings Act.
7. Discussion and/or action on a request by Charlotte Simpson to provide street access and utilities to lots on Maple Lane in Rollingwood Section.
8. Request by Kelly Smith to address Council regarding a possible adoption of a Junk Car Ordinance.
9. Discussion and/or action on handling of \$10,000 received from the POA in November, 1992 and any additional funds to be received upon dissolution of POA.
10. Discussion and/or action on a Resolution on garbage rate change approved at the December 10, 1992 meeting.
11. Open Discussion.

I certify that the above notice was posted on the bulletin board located at 3915 Cottonwood Drive, Cottonwood Shores, Texas this 11th day of January, 1993.

Respectfully,

Shirley Pitts
City Secretary/Clerk