



City of Cottonwood Shores

3915 Cottonwood Drive
Marble Falls, Texas 78654
Tel: (210) 693-3830

Regular Meeting
February 22, 1996
7:00 p.m.

Mayor Maugham called the Regular Meeting to order at 7:00 p.m.. Commissioner Gawlik and Commissioner Pfeifer were present and confirmed by roll call.

(a) Commissioner Gawlik made the motion to approve the January 18, 1996 Regular City Meeting Minutes as corrected. Commissioner Pfeifer seconded the motion. Motion was carried.

(b) Commissioner Gawlik motioned that the January, 1996 Financial Report be approved. Commissioner Pfeifer seconded the motion. Motion was carried.

(c) Will Martin of PEC presented a Franchise Fee check which represents 2% of total gross revenue collected within the city limits for the year in the amount of \$7,608.37. He also let the city know that tree trimming was still ongoing and that the power poles the city had requested would be delivered as they become available. Mr. Martin discussed the "Barrel Program" which helps households and businesses dispose of hazardous waste such as paint, chemicals, tires, etc., that the landfill will not legally take and said that last year, Burnet County had the best overall response to the program out of all the areas that PEC serves. Sarah Morganroth of LCRA is head of the cleanup of the hazardous waste and asked that the city consider sponsoring a barrel which cost \$225.00. Last year they had over 68 barrels picked for the area and the funds are very short this year for the program and the \$225.00 donation is tax deductible.

(d) Commissioner Gawlik made a motion to approve the re-plat of Lot 11, 10, and the west 1/2 of lot 9 of the Yellowstone Section, Cottonwood Shores as requested by Courtland L. Logue and his wife, Evelyne M. Logue and that it be known as 11-A, Yellowstone Section, Cottonwood Shores, Texas. Commissioner Pfeifer seconded the motion. Motion was carried.

(e) Mr. Malcolm, attorney for Mike and Linda Miller, addressed the City Commissioners with reasons why the city should allow Mr. Miller to operate a welding business on a part-time basis and that Mr. Miller would cease using a chop saw and use a band saw for the cutting of metal. He also referred to the limited motion the city made allowing Mr. Miller to weld if a fence was erected and then made reference to the cost of \$2,000.00 to put up the fence. Fred Hisey asked the city how many lots were the city going to zone commercial? Commissioner Pfeifer stated to Fred Hisey that a motion had been made at a previous meeting to stop all business activity at the Miller residence. Commissioner Pfeifer referred to Blacks Legal Dictionary on what constitutes a public nuisance and the complaints that had come from neighbors on the activity and noise coming from the Miller residence. Bryan Hicks asked Mr. Malcolm what the city should do with its ordinance if it does not enforce it. It cannot select and choose who may or may not run a business and that just from the activity this business entails, hasn't this given disturbance? Bryan Hicks stated that if the city doesn't enforce the ordinance, then the ordinance becomes unenforceable and suggested that if the city wants to allow this business, then he suggests that the city rewrite its ordinance. Commissioner Pfeifer stated that the fence wasn't completed until February which is after Mr. Miller knew the cities motion to cease business activity at 659 Cypress. The City Commissioners took no further action on this matter.

(f) Commissioner Pfeifer made a motion to allow the Cottonwood Bible Study use of the Civic Center every Tuesday beginning March 5, 1996 for three months with the rental fee waived if the group helps the city with activities such as mowing, volunteering, and in three months review the efforts of the Bible Study Group. Commissioner Gawlik seconded the motion. Motion was carried.

(g) Commissioner Pfeifer motioned to set a Public Hearing for Thursday, February 29, 1996 at 7:00 p.m. regarding the submission of an application to the Texas Department of Housing and Community Affairs for the 1996 TCDP grant. Commissioner Gawlik seconded the motion. Motion was carried.

(h) Commissioner Gawlik made the motion to conduct a TCDP survey for the 1996 grant application. Commissioner ~~Gawlik~~ seconded the motion. Motion was carried.

PFEIFER

- (i) Commissioner Pfeifer made a motion to adopt the Deferred Payment Resolution regarding utility bills. Commissioner Gawlik seconded the motion. Motion was carried.
- (j) Commissioner Gawlik made a motion that Frank Pfeifer head up the crew inspecting the mandrel test performed by Bay Maintenance on the wastewater system. Commissioner Gawlik seconded the motion. Motion was carried.
- (k) Commissioner Gawlik made a motion to waive the fee regarding the Meet The Candidates for Sheriff Forum. Commissioner Pfeifer seconded the motion. Motion was carried.
- (l) Mike Butler of the CWS Volunteer Fire Department introduced Barbara McBride, Treasurer. Marjorie Phipps suggested that a fish fry would be a good way to raise funds. Mayor Maugham suggested that the city go ahead with the donation and accept the contract that the fire department had drafted and to rehash it in the future. Bill Hennesy stated that the PEC Franchise checks were allocated for the fire department but Mayor Maugham informed him that this was not so. Leon Upshaw stated to agree on this contract for now and worry about the details later. Commissioner Gawlik asked the fire department if this financial document was the actual cash flow for 1995 and why it showed no expenditures for gas for the fire trucks for the latter part of 1995? Commissioner Gawlik made the motion to accept the contract as drafted and give the \$3,000.00 budgeted by the city to the CWS Volunteer Fire Department. Commissioner Pfeifer seconded the motion. Motion was carried.
- (m) Helen Griggs addressed the city with having 5 volunteers to help with the pool this year and that she wanted to locate 5 more persons. Commissioner Pfeifer made the motion to keep the pool open and to advertise for a certified lifeguard. Commissioner Gawlik seconded the motion. Motion was carried.
- (n) Commissioner Pfeifer motioned that the rental of the Civic Center to Charlie Shell for two weeks would be at full price. Commissioner Gawlik seconded the motion. Motion was carried.
- (o) Commissioner Pfeifer motioned to table filling the vacancy on the building Committee until further notice. Commissioner Gawlik seconded the motion.

(p) Commissioner Gawlik motioned that the park located at Dogwood and Lakeview be named Noah L. Thompson Memorial Park in honor of Noah Thompson. Commissioner Pfeifer seconded the motion. Motion was carried.

(q) Commissioner Pfeifer stated that there was no need to put a new roof on the tractor shed as we were going to need to expand due the amount of equipment we need to protect. Commissioner Pfeifer motioned that the tractor shed be repaired with rolled roofing and use shingles to repair pool shed. Commissioner Gawlik seconded the motion. Motion was carried.

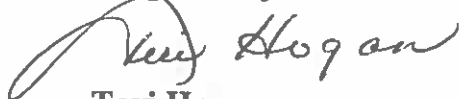
(r) Commissioner Pfeifer motioned that the Fireworks Ordinance be tabled until further notice. Commissioner Gawlik seconded the motion.

(s) Commissioner Pfeifer motioned that the building permit issued April 11, 1989 by the P.O.A. could not be honored. Commissioner Gawlik seconded the motion. Motion was carried.

(t) There was no open discussion.

Meeting was adjourned at 9:40 p.m.

Respectfully,



Teri Hogan
City Secretary



Mayor Patti Maugham

Attendance Record
City Commission Meeting
City of Cottonwood Shores
Date: 2-22-96

Bill Hennessy
Euclid Phipps
Marjorie Phipps
Marilyn Miller
Mike Miller
John Phipps
Tom Phipps
Jim Jurgen
Barbara McBride
ROBERT MALCOLM ATTY
C. L. Logue
Eve Logue
Will Mack
George Bird
SARA MORGENTHAU ICRA
Steve Webb
Alice Webb
Bentley Martin
Berri Pickens
Eugene Scott
Dale Paul
Connie Upshaw
Leon Upshaw

Mike Butler
Tony Plumlee
Fred Kasing



City of Cottonwood Shores

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Marble Falls, Texas 78654
Tel: (210) 693-3830

**REGULAR CITY MEETING
OF THE CITY COMMISSIONERS
FEBRUARY 22, 1996
7:00 P.M.
4111 COTTONWOOD DRIVE
COTTONWOOD SHORES, TEXAS**

AGENDA

Consent Agenda:

- (a) Approval of the January 18, 1996 Regular City Meeting.
- (b) Approval of the January, 1996 Financial Report.

Items for Individual Consideration:

- ✓ (c) Will Martin and George Bird of PEC will update the city on PEC activities in our area and answer any questions that anyone may have.
- ✓ (d) Discussion and/ or action regarding the re-plat of lots 11, 10, and the west 1/2 of lot 9 of the Yellowstone Section, Cottonwood Shores, of which is recorded in Volume 1, page 188 of Burnet County Records, owned by Courtland L. Logue and wife Evelyne M. Logue and to dedicate the attached re-plat to be known as 11-A, Yellowstone Section, Cottonwood Shores, Texas.
- (e) Discussion and/or action on an appeal from Mr. and Mrs. Mike Miller regarding action taken by the City Commissioners at the January 18, 1996 Regular Meeting on commercial welding activity at 659 Cypress Lane, Cottonwood Shores.
- (f) Discussion and/or action on the Cottonwood Bible Study Group requesting use of the Civic Center at a reduced rate for meetings.

(g) Discussion and/or action on setting a date for a Public Hearing to provide citizens information regarding the submission of an application to the Texas Department of Housing and Community Affairs for the 1996 TCDP grant.

(h) Discussion and/or action on conducting a survey with regards to the 1996 TCDP application requirements.

(i) Discussion and/or action on a resolution regarding a payment plan for past due accounts.

(j) Discussion and/or action on an inspector for the city while a mandrel test is being performed by Bay Maintenance.

(k) Discussion and/or action on waiving of the fees for the Meet The Candidates for Sheriff forum held at the Civic Center February 18, 1996.

(l) Discussion and/or action on a contract between the Cottonwood Shores Volunteer Fire Department and the City of Cottonwood Shores.

(m) Discussion and/or action on the opening of the swimming pool for 1996.

(n) Discussion and/or action on the rental of the Civic Center to Charlie Shell for two weeks and the cost for two weeks.

(o) Discussion and/or action on replacing the vacancy on the building committee.

(p) Discussion and/or action on naming the park located at Dogwood and Lakeview, Noah L. Thompson Park.

(q) Discussion and/or ~~and~~ action on repair to the roofs for the tractor and pool sheds.

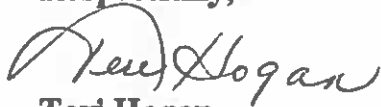
(r) Discussion and/or action on a Fireworks Ordinance.

(s) Discussion and/or action regarding a building permit issued to David B. Hernandez on April 11, 1989 by the P.O.A. of Cottonwood Shores and transferring it to the city.

(t) Open Discussion.

I certify that the above notice was posted at City Hall, 3915 Cottonwood Drive, Cottonwood Shores, Texas this 19th day of February, 1996 at 7:05 p.m..

Respectfully,

A handwritten signature in cursive script that reads "Teri Hogan". The signature is written in black ink and is positioned above the printed name and title.

**Teri Hogan
City Secretary**