

**MINUTES OF A
REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS
4111 COTTONWOOD DRIVE – CIVIC CENTER
THURSDAY, MARCH 16, 2000 AT 7:00 P.M.**

1. **CALL TO ORDER AND ROLL CALL:** Mayor Pickens opened this Regular Meeting at 7:05 p.m., with Commissioner Phipps and Commissioner Pfeifer both in attendance, a Quorum was present.
2. **CONSENT AGENDA:**
 - A. **MINUTES OF A SPECIAL CITY MEETING ON FEBRUARY 24, 2000:** Commissioner Pfeifer made a motion to approve the minutes of the Special Meeting on February 24, 2000 as recorded. Commissioner Phipps seconded the motion, which carried.
 - B. **FINANCIAL STATEMENTS FOR DECEMBER 1999 AND JANUARY 2000:** Commissioner Phipps made a motion to approve the Financial Statements for both December 1999 and January 2000. Commissioner Pfeifer seconded the motion, which carried.
3. **FIRST READING OF ORDINANCE NO. 030800, AN ORDINANCE ANNEXING CASTLE TERRACE SUBDIVISION, SECTION I AND CASTLE TERRACE SUBDIVISION, SECTION II INCLUDING THE WATER RESERVOIR AND WATER TREATMENT SITE LOCATED WITHIN THE CASTLE TERRANCE SUBDIVISION BEING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY; APPROVING A SERVICE PLAN FOR THE ANNEXED AREA; MAKING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:** Mayor Pickens read Ordinance No. 030800, including Exhibit "B" and the Heading of Exhibit "A". Commissioner Pfeifer made a motion to approve the First Reading of Ordinance No. 030800. Mr. Bryan Hicks asked which statue this annexation was done under. Mayor Pickens stated he didn't have that information in front of him. Mayor Pickens added he was not prepared for his question since this one not one of the public hearings. Mr. Hicks then asked on what date was the Petition for Annexation filed. Mayor Pickens stated January 5, 2000. Mr. Hicks then asked if the Council had taken any action within thirty (30) days from January 5, 2000. Mayor Pickens stated on January 20, 2000 the Council had accepted the Petition for Annexation by Resolution and set dates for the public hearings. He added this was not one of those public hearings. There were several unrecognized comments made by some of those in attendance. Mayor Pickens tried to restore Order. He recognized Ms. Mary Gumm who asked if this annexation included Castle Acres. Mayor Pickens replied no, only Castle Terrace. At this time, the majority in attendance proceeded to the exit. However, they did not exit. Instead they were talking which made it difficult to continue with the meeting. Ms. Joann Austin asked them to be quite since the Council was trying to conduct a meeting. Mayor Pickens asked for Chief Ellis to ask them to take their conversation outside or to be quite. Mayor Pickens stated he still had a motion on the table and asked for a second. Then Commissioner Phipps seconded the motion, which carried.
4. **PUBLIC HEARING: A PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENTS ON THE PROPOSED REZONING OF CERTAIN LOTS FROM SINGLE FAMILY RESIDENTIAL OR AS UNRECORDED LOT 103, BLUFF VIEW SECTION TO COMMERCIAL C-3 A PROPOSED BUT NOT YET APPROVED RESTRICTED, LIGHT RETAIL ZONE:** Mayor Pickens opened the Public Hearing at 7:35 p.m. He then explained which lot it was the Council was considering to change from residential to commercial. With no additional comments Mayor Pickens closed the Public Hearing at 7:45 p.m.
5. **CONSIDER AND POSSIBLY TAKE ACTION ON ADOPTING ORDINANCE NO. 031600 AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS TO AMEND ORDINANCE NO. 032488-1C ESTABLISHING LATE HOURS AUTHORIZED FOR THE SALE OF ALCOHOL BEVERAGES BY A PRIVATE CLUB LATE HOURS PERMIT HOLDER; PROVIDING FOR PERMIT**

FEES; PROVIDING FOR REPEAL OF PRIOR AND INCONSISTENT ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE: Commissioner Pfeifer stated he had read the proposed ordinance and didn't have any questions. Mr. Frank Smith asked why this ordinance didn't name the business. Mayor Pickens stated it was not necessary to name each individual business. He stated the City already had a Late Hours Ordinance in force. The only difference was the new ordinance allowed the City to charge a Permit Fee. Commissioner Pfeifer made a motion to approve Ordinance No. 031600 amending Ordinance No. 032488-1C. Commissioner Phipps seconded the motion, which passed.

6. **CONSIDER AND POSSIBLY TAKE ACTION ON ADOPTING AN INTERLOCAL AGREEMENT WITH THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL TO PROVIDE CERTAIN HEALTH BENEFITS AND RELATED SERVICES:** Mayor Pickens explained Texas Municipal League (TML) provides the City's health insurance as well as property damage insurance. It is time for the City to renew the agreement. Commissioner Phipps made a motion to approve the agreement with TML to provide health benefits and services. Commissioner Pfeifer seconded the motion, which carried.
7. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MS. LINDA BENNISON FOR A VARIANCE TO ORDINANCE NO. 031899 AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS PROVIDING RULES, REGULATIONS AND REQUIREMENTS FOR WATER, WASTEWATER AND SOLID WASTE SERVICES PROVIDED BY THE CITY:** Mayor Pickens explained Ms. Bennison had moved, and was requesting not to pay for garbage service since no one lived in her house. Commissioner Pfeifer noted this had been brought up before and denied. Mayor Pickens stated that Ordinance No. 031899 required mandatory participation to utilize garbage collection by any residence which had electric or water services supplied. Commissioner Phipps asked if the Council would have to amend Ordinance No. 031899. Commissioner Pfeifer stated since other requested had been denied he would not recommend doing so. He would decline her request. With no further discussion, this item was tabled.
 - A. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY JULIE YENZER FOR A VARIANCE TO ORDINANCE NO. 061898 AN ORDINANCE ON THE CITY OF COTTONWOOD SHORES, TEXAS REQUIRING UNIFORM APPLICATION AND ENFORCEMENT OF DULY RECORDED RESTRICTIONS AFFECTING THE USE OF REAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF COTTONWOOD SHORES, TEXAS:** Mayor Pickens stated her request was for a variance on the twenty (20) foot setback requirement. The Yenzers were purchasing a new mobile home and needed a variance for one (1) foot in order to fit it on their lot. Commissioner Pfeifer stated he had looked at her request and the mobile home met the square footage required. He then recommended the Council approve her request. Commissioner Phipps made a motion to approve the request for a variance to Ordinance No. 061898. Commissioner Pfeifer seconded the motion, which carried.
8. **CONSIDER AND POSSIBLY TAKE ACTION ON ACCEPTING THE RESIGNATION OF POLICE CHIEF WALTER ELLIS AND ADVERTISING FOR HIS POSITION AS REQUIRED:** Mayor Pickens stated Chief Walter Ellis had presented his resignation effective as of April 30, 2000. He noted that Chief Ellis had built the Police Department up to what it is today. Several people in attendance thanked the Chief for all his efforts and noted he would surely be missed. Chief Ellis noted it was a hard decision to make, but his health was going down. He added he would be coming back to visit from time to time. He then thanked the Mayor and Council for the opportunity to build Cottonwood Shores Police Department.
9. **CONSIDER AND POSSIBLY TAKE ACTION ON THE ACCEPTANCE OF RELEASES FOR THE CITY FROM DOTTIE STUECKROTH AND EAST TEXAS SIGN COMPANY AND ISSUANCE OF A SIGN PERMIT AS REQUESTED BY DOTTIE STUECKROTH AND EAST TEXAS SIGN COMPANY:** With no one present and no releases made available, this item was tabled.

10. **CONSIDER AND POSSIBLY TAKE ACTION ON SETTING A DATE FOR A CITY WIDE CLEAN UP:** Mayor Pickens stated in the past, B.F.I. had provided extra trucks for a City wide clean up. All the City had to do was give B.F.I. a date. After discussing the best date, Commissioner Pfeifer made a motion to set the first Thursday in May as the date for a City Wide Clean Up. Commissioner Phipps seconded the motion, which carried.

11. **MONTHLY ACTIVITY REPORTS:**

- A. **POLICE DEPARTMENT:** Chief Ellis read monthly report. He noted Shelton Thibodeaux had agreed to fix the Taurus so it wouldn't be long and it should be running. He added when he first came to the City everyone complained about fights, drugs and break-ins. Now it is cats, he must be doing something right.
- B. **PUBLIC WORKS – WATER & SEWER DEPARTMENTS, ANIMAL CONTROL:** Robert Pope read the monthly report for the Water Department. He noted water loss was down, but there were still some leaks to be found. He stated he had two grinder pumps go down. He noted with out a maintainer streets were on hold, but if had a bad pothole to let City Hall know. Then the guys would try and get it filled. Connie was not present to give a report on animal control, but Robert noted she had written a couple of citations for ordinance violations.
- C. **V.F.D.:** No one present from the V.F.D.

12. **MAYOR'S REPORT:** Mayor Pickens stated TNRCC was approving the plans for the new water facility in Castle Terrace. Then the City would go out for bids. He added the plans called for a one hundred (100) foot tall tank with lights on top. He stated it should provide adequate water to the City now and in the future. He noted when the water tower project was complete the City would apply for monies to extend water lines in the City and fire hydrants which would reduce insurance costs for everyone. He noted the work at the new City Hall was almost complete. He would be contacting GTE to move phone lines soon. He asked Civic Pride to get some ideas on an Open House.

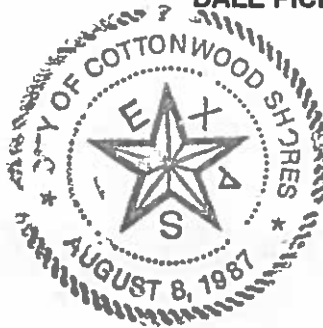
13. **OPEN DISCUSSION:** Jo Ann Austin recommended the City send a newsletter periodically to everyone to give facts and encourage attendance at City Meetings. She noted several people in attendance tonight had the *Cottonwood Community Chronicle*, which was full of wrong information or not complete. She felt the City should put out information about the City. Mr. Euclid Phipps asked about the donation to the VFD/EMS. Mayor Pickens stated response had been good. Last month the City collected \$995.00 with the first \$2.00 going to the EMS and the rest (\$1.00) going to the VFD. Mr. Phipps then noted the City Limit signs were up, and asked when the City could get the speed reduced. Commissioner Pfeifer stated he had been trying already. It was his next project. Mr. Don Roberts asked about clean up the house on Pecan Lane. Mayor Pickens stated he had taken pictures and was planning to send letters to the property owner telling them to clean up or the City would do the clean up and put a lean on their property. Mr. Frank Smith noted that County Officers treated speeding within City Limits different than speeding on the roads in the county. He added that 17% of the registered voters in Cottonwood Shores voted in the Primary Election on March 14, 2000. Mr. Euclid Phipps asked for everyone to keep an eye out around the swimming pool. Someone keeps throwing things, including frying pans and rocks, into the pool.

14. **ADJOURNMENT:** Mayor Pickens adjourned this Regular Meeting at 8:37 p.m.

ATTEST:


TENA COLLIER, CITY SECRETARY


DALE PICKENS, MAYOR



**Frank and Linda Smith
824 Pecan Lane
Cottonwood Shores, Texas 78654-9472**

March 14, 2000

Mayor,
City of Cottonwood Shores
Cottonwood Shores, Texas 78654

1. On behalf of the Cottonwood Community Church, request the following support for their 7th Annual Egg & Community Picnic:

Date: Saturday, April 15, 2000

Time: 1:00PM to 5:00PM

Street Closure: Lakeview Drive from Cypress to Fir Lane.

2. Over 174 individuals enjoyed last year's egg hunt and community picnic. To ensure safety, further request the City provide a manned baracade at each end of the street closure. Those attending the afternoon's events should be allowed to pass thru to park.

3. We are the points of contact for this part of the egg hunt and community picnic.

Sincerely,

FR Smith

COUNCIL MEETING
WATER TREATMENT PLANT
MONTHLY REPORT
FOR MONTH OF MARCH 2000

RAW WATER USAGE
3,317,000 GALLONS TOTAL
107,000 GALLONS AVG.
138,000 GALLONS MAX.
92,000 GALLONS MIN.

TREATED WATER USAGE
3,110,000 GALLONS TOTAL
100,000 GALLONS AVG.
140,000 GALLONS MAX.
85,000 GALLONS MIN.

**3,800 GALLONS OF UNACCOUNTED
WATER LOSS**

**180,000 GALLONS OF WASTEWATER
PUMPED TO L B J MUD FOR
TREATMENT**



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

ATTENDANCE RECORD CITY COMMISSIONERS MEETING CITY OF COTTONWOOD SHORES, TEXAS

DATE: MARCH 16, 2000

Please sign in:

| | |
|--------------------------|-----------------------------|
| <u>Jim Weil</u> | <u>R. Howard</u> |
| <u>Bonnie Cozby</u> | <u>E. Phelps</u> |
| <u>Larrell Cozby</u> | <u>Jim Thurpin</u> |
| <u>Claudia Shant</u> | <u>JK Smith</u> |
| <u>Jane Mitchell</u> | <u>[Signature]</u> |
| <u>[Signature]</u> | <u>Norothy Ferguson</u> |
| <u>[Signature]</u> | <u>Sharon Nash Beaudoin</u> |
| <u>[Signature]</u> | <u>Robert Lyle</u> |
| <u>Jim Dilks</u> | <u>[Signature]</u> |
| <u>Patty Gillis</u> | <u>J. Anne Austin</u> |
| <u>Leann Rains</u> | |
| <u>Cloude Rains</u> | |
| <u>Bryan Hula</u> | |
| <u>[Signature]</u> | |
| <u>Nancy Duxson</u> | |
| <u>Dorothy W. Duxson</u> | |
| <u>Soledad Shultz</u> | |
| <u>Bill Shultz</u> | |



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: March 16 / 00

Subject to be addressed:

Garbage Charges
We have moved and no longer
use it. But we want to keep water on

Informational
Presentation:

Yes No

Requires Action
by Commission:

Yes No

Name(s) of requester: Rues / Linda Benmison

Address: 650 Cypress Ave

Phone No.: 596-7476
3201 Pacesaddle Dr.
Blue Lake

Linda Benmison
Requester Date

Tena Collier 3-2-00 1:30 pm
Received by City Employee Date Time a.m./p.m.

**REQUEST TO BE PLACED ON AGENDA OF THE NEXT REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES**

DATE OF REQUEST: March 3, 2000

DATE OF MEETING: March 16, 2000

NAME(S), ADDRESS 1040 Fir Lane Cottonwood Marble Falls
PHONE OF REQUESTER: 756-6228

SUBJECT TO BE
ADDRESSED: land easement of trailer

INFORMATIONAL
PRESENTATION: YES _____ NO

REQUIRES ACTION
BY COUNCIL: YES _____ NO _____

SIGNED BY Ms. Julia [Signature] DATE: 3-14-00
REQUESTER:

RECEIVED BY: Ana Cooper DATE: 3.14.00
NAME/TITLE OF CITY EMPLOYEE

REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS
4111 COTTONWOOD DRIVE – CIVIC CENTER
THURSDAY, MARCH 16, 2000 AT 7:00 P.M.

SUPPLEMENTAL
AGENDA

7. DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY JULIE YENZER FOR A VARIANCE TO ORDINANCE NO. 061898 AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS REQUIRING UNIFORM APPLICATION AND ENFORCEMENT OF DULY RECORDED RESTRICTIONS AFFECTING THE USE OF REAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF COTTONWOOD SHORES, TEXAS.

I CERTIFY THAT THE ABOVE NOTICE WAS POSTED AT CITY HALL, 3915 COTTONWOOD DRIVE, COTTONWOOD SHORES, TEXAS ON THIS 14TH DAY OF MARCH 2000 AT 5:00 PM.

ATTEST:


TENA COLLIER, CITY SECRETARY


DALE PICKENS, MAYOR




REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF COTTONWOOD SHORES, TEXAS
4111 COTTONWOOD DRIVE – CIVIC CENTER
THURSDAY, MARCH 16, 2000 AT 7:00 P.M.

A G E N D A

1. CALL TO ORDER AND ROLL CALL.
2. CONSENT AGENDA:
 - A. MINUTES OF A SPECIAL CITY MEETING ON FEBRUARY 24, 2000.
 - B. FINANCIAL STATEMENTS FOR DECEMBER 1999 AND JANUARY 2000.
3. FIRST READING OF ORDINANCE NO. 030800, AN ORDINANCE ANNEXING CASTLE TERRACE SUBDIVISION, SECTION I AND CASTLE TERRACE SUBDIVISION, SECTION II INCLUDING THE WATER RESERVOIR AND WATER TREATMENT SITE LOCATED WITHIN THE CASTLE TERRACE SUBDIVISION BEING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY; APPROVING A SERVICE PLAN FOR THE ANNEXED AREA; MAKING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.
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10. CONSIDER AND POSSIBLY TAKE ACTION ON SETTING A DATE FOR A CITY WIDE CLEAN UP.
11. MONTHLY ACTIVITY REPORTS:
 - A. POLICE DEPARTMENT.
 - B. PUBLIC WORKS – WATER & SEWER DEPARTMENTS, ANIMAL CONTROL.
 - C. V.F.D.
12. MAYOR'S REPORT.
13. OPEN DISCUSSION.
14. ADJOURNMENT.

I CERTIFY THAT THE ABOVE NOTICE WAS POSTED AT CITY HALL, 3915 COTTONWOOD DRIVE, COTTONWOOD SHORES, TEXAS ON THIS 13TH DAY OF MARCH 2000 AT 5:00 PM.

ATTEST:


TENA COLLIER, CITY SECRETARY


DALE PICKENS, MAYOR

