

**MINUTES OF THE SPECIAL MEETING
OF THE CITY COUNCIL
OF THE CITY OF COTTONWOOD SHORES, TEXAS
3808 COTTONWOOD DRIVE – CITY HALL
WEDNESDAY, JUNE 11, 2003 AT 3:00 P.M.**

1. **CALL TO ORDER AND ROLL CALL.** Mayor Pickens called the special meeting to order at 3:05 PM with Commissioners Pfeifer and Hildebrand in attendance, a quorum was present.
2. **CONSENT AGENDA:**
 - a) **MINUTES OF A REGULAR MEETING ON APRIL 17, 2003.**

A motion was made by Commissioner Pfeifer to approve the minutes of the regular meeting on April 17, 2003. The motion was seconded by Commissioner Hildebrand and was carried.

- b) **FINANCIAL STATEMENTS FOR THE MONTH OF APRIL 2003.**

Mayor Pickens stated that for the record the May council meeting had been cancelled and that is the reason that the financial statements were being approved late. Commissioner Hildebrand made the motion to approve the financial statements for the month of April, 2003. Commissioner Pfeifer seconded the motion and was passed.

3. **EXECUTIVE SESSION – THE COUNCIL MAY ENTER INTO CLOSED OR EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:**

- a) **CONSULTATION WITH CITY ATTORNEY PURSUANT TO §551.071, GOVERNMENT CODE REGARDING CAUSE NO. 22467, BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.**

The council closed the session.

4. **RETURN TO OPEN SESSION:** The council returned to open session at 4:31 PM.

- a) **CONSIDER AND POSSIBLY TAKE ACTION ON CAUSE NO. 22467, BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.**

There was no action to be taken on the above item at this time.

- b) **CONSIDER AND POSSIBLY TAKE ACTION ON APPOINTING ADDITIONAL ATTORNEY(S) TO REPRESENT THE CITY IN CAUSE NO. 22467, BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.**

Mayor Pickens advised the council that Texas Municipal League had advised that the city would be financially responsible for \$1,000 because there is a \$1,000 deductible. The law firm of Fletcher and Springer have been contacted by Texas Municipal League and will represent the city on this case. Mr. Christian J. Von Waperfeld and William Kruegar III, attorneys at law, will be the attorneys will be handling the case.

Commission Hildebrand made a motion to appoint additional attorneys to represent the city in Cause No. 22467, Bob and Phyllis Womble v. City of Cottonwood Shores, in the 33rd District Court, Burnet County, Texas. Commission Pfeifer seconded the motion and was passed.

5. **CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MS. JEAN RUDE, WITH TOWER LOCATORS, L.L.C. FOR A VARIANCE TO THE FIVE FOOT UTILITY EASEMENT AS RECORDED ON LOT B.W.D. (.153 ACRE TRACT) BLUFF VIEW SECTION, COTTONWOOD SHORES, BURNET COUNTY, TEXAS, AS RECORDED IN VOLUME 1, PAGE 200, BURNET COUNTY PLAT RECORDS TO ALLOW FOR THE CONSTRUCTION OF A COMMUNICATIONS TOWER AND EQUIPMENT SHELTERS OVER AND UPON SAID UTILITY EASEMENT.**

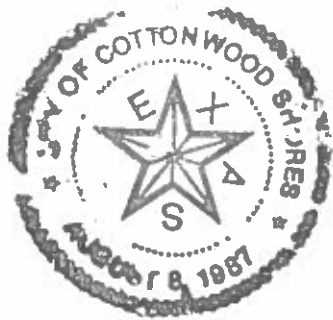
Commissioner Pfeifer made the motion to approve the request by Ms. Jean Rude, with tower locators, L.L.C. for a variance to the five foot utility easement as recorded on lot B.W.D. (.153 acre tract) bluff view section, Cottonwood Shores, Burnet County, Texas, as recorded in Volume 1, Page 100, Burnet County plat records to allow for the construction of a communications tower and equipment shelters to allow for the construction of a communications tower and equipment shelter over and upon said utility easement. Commission Pfeifer seconded the motion and was passed.

6. **CITIZEN COMMENTS.** None.
7. **ADJOURNMENT.** Mayor Pickens adjourned the meeting at 4:48 PM.

ATTEST:

TENA COLLIER, CITY SECRETARY

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



CITY OF COTTONWOOD SHORES

3808 COTTONWOOD DRIVE
COTTONWOOD SHORES, TX 78654
(830) 693-3830 FAX: (830) 693-6436



ATTENDANCE RECORD
CITY COMMISSIONERS MEETING
CITY OF COTTONWOOD SHORES, TEXAS

DATE: 6-11-03

PLEASE SIGN IN:

Chris J. ...

A series of horizontal lines for signing in, organized into two columns. The first line of the left column contains a handwritten signature.

**SPECIAL MEETING
OF THE CITY COUNCIL
OF THE CITY OF COTTONWOOD SHORES, TEXAS
3808 COTTONWOOD DRIVE – CITY HALL
WEDNESDAY, JUNE 11, 2003 AT 3:00 P.M.**

AGENDA

1. CALL TO ORDER AND ROLL CALL.
2. CONSENT AGENDA:
 - a) MINUTES OF A REGULAR MEETING ON APRIL 17, 2003.
 - b) FINANCIAL STATEMENTS FOR THE MONTH OF APRIL 2003.
3. EXECUTIVE SESSION – THE COUNCIL MAY ENTER INTO CLOSED OR EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:
 - a) CONSULTATION WITH CITY ATTORNEY PURSUANT TO §551.071, GOVERNMENT CODE REGARDING CAUSE NO. 22467, *BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES*, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.
4. RETURN TO OPEN SESSION:
 - a) CONSIDER AND POSSIBLY TAKE ACTION ON CAUSE NO. 22467, *BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES*, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.
 - b) CONSIDER AND POSSIBLY TAKE ACTION ON APPOINTING ADDITIONAL ATTORNEY(S) TO REPRESENT THE CITY IN CAUSE NO. 22467, *BOB AND PHYLLIS WOMBLE v. CITY OF COTTONWOOD SHORES*, IN THE 33RD DISTRICT COURT, BURNET COUNTY, TEXAS.
5. CONSIDER AND POSSIBLY TAKE ACTION ON A REQUEST BY MS. JEAN RUDE, WITH TOWER LOCATORS, L.L.C. FOR A VARIANCE TO THE FIVE FOOT UTILITY EASEMENT AS RECORDED ON LOT B.W.D. (.153 ACRE TRACT) BLUFF VIEW SECTION, COTTONWOOD SHORES, BURNET COUNTY, TEXAS, AS RECORDED IN VOLUME 1, PAGE 200, BURNET COUNTY PLAT RECORDS TO ALLOW FOR THE CONSTRUCTION OF A COMMUNICATIONS TOWER AND EQUIPMENT SHELTERS OVER AND UPON SAID UTILITY EASEMENT.
6. CITIZEN COMMENTS.
7. ADJOURNMENT.

I CERTIFY THAT THE ABOVE NOTICE WAS POSTED AT CITY HALL, 3808 COTTONWOOD DRIVE, COTTONWOOD SHORES, TEXAS ON THIS 6TH DAY OF JUNE, 2003 AT 5:00 P.M.




DALE PICKENS, MAYOR

ATTEST:


TENA COLLIER, CITY SECRETARY