

**REGULAR MEETING OF THE CITY COUNCIL
CITY OF COTTONWOOD SHORES
THURSDAY, NOVEMBER 16, 2006 AT 7:00 P.M.
CWS CIVIC CENTER, 4111 COTTONWOOD DRIVE**

MINUTES

1. Call to Order by Mayor Sylvia Breen at 6:58 p.m.
2. Invocation was lead by Marjorie Phipps
3. Pledge of Allegiance was lead by Mayor Breen
4. Roll Call by City Secretary Capps. He reported the following members present and constituting a quorum: Sylvia Breen, Mayor; Lee Hildebrand, Mayor Pro Tem; Frank Pfeifer, Councilmember; Ray Whitis, Councilmember; Shirley Adams. Councilmember; and Keith Paschke, Councilmember.
5. Consent Agenda:
 - A. Minutes of the meeting of October 19, 2006 (Regular) October 19, 2006 at 5:30 (Special), October 24, 2006 (Special), November 3, 2006 (Special)
 - B. Financial Statement (s) for October, 2006
 - C. Budget Amendment (s) of September 2006 dated 09-30-2006 for the General and Utility Fund
 - D. Motion by Councilmember Adams, seconded Pfeifer that we accept the Consent Agenda with minutes as amended; monthly Financial Statements; Budget Amendments of September, 2006; Local Government Records Control Schedule for Electronic Data Processing Records. The Vote: Ayes—All, Nays—None; Motion carried.
6. Department Reports:
 - A. Water and Wastewater Report—Tim McClain, Director, reported on the ORCA funded water construction improvements that they are about finished; everybody is connected to the line. The grant only covered two of the seven originally planned fire hydrants. Ferguson donated four hydrants and Housley installed them free of charge. The Water Treatment Plant is in bad shape and requires

needed repairs. The TQCE reported high TTH levels requiring notice to the ratepayers.

- B. Police Department Report—None. The Chief will submit a written report to the council at a latter date.
 - C. Fire Department Report—None
 - D. Fire Marshall Report—Office is currently vacant.
 - E. Animal Control Report—ACO Belinda Gonzalez submitted a written report
 - F. City Secretary's Report—This office along with the City Engineer received the Krumm Ranch Development Construction Plans, but no Preliminary or Final Plat filed so far; finishing up revisions to the Personnel Policy; Liquor by the Drink passed the General Election; The last record retention control schedule on the list to finish will be the Police Department. The City Office was broken in on Sunday, Nov. 12th and Mr. Capps reported the damage to our Insurance Carrier, TML Lose Prevention, and they came out on Wednesday to document the damage.
 - G. City Attorney's Report—Mayor Breen introduced Frank Orion, III to the public as our newly appointed City Attorney in all matters except Development, replacing Alan Petrov, who will remain as legal counsel for Development.
 - H. Mayor's Report—spoke about the upcoming Christmas Lighting contest and currently working on the Castle Rock Development Agreement.
 - I. Special Committee Reports— Both the Ordinance and Park Committees have added a couple of new members.
 - J. Community Organizations Report—Cottonwood Pride will be having their annual Christmas for Kids on December 16th.
7. Presentations:
- A. George Bird of Pedernales Electric Cooperative spoke about the latest coop activities. Contractors will be out in sixty or ninety days to perform work. Power cost have gone down due to change in seasons and will see an 8 mills decrease per thousand this season. He also

reminded us about safety in holiday lighting and they offer special talks to community group on the subject.

- B. Ryder Warren, Marble Falls I.S.D. reported on the success of the \$ 62 Million Schools Bond Issue in the General Election which will fund seven different projects for a 4,000 student body. Bonds will be sold in Mid-February. He will look into the bus stop at Bob's Drive-in moving to a new location due to the intersection congestion.

8. Citizen Comments—None

10. Old Business—None at his time. Matters still on the table will be brought up at a latter date.

11. New Business

Motion by Councilmember Adams, seconded by Councilmember Paschke that we move Item H up the agenda before Item A. The Vote: Ayes—All, Nays—None; Motion carried.

H. Discussion and possible action on Water and Wastewater Improvement Options, requested by Tim McClain and Mayor Breen. Mr. McClain urged funding for repairs to the Water Treatment Plant if a new plant does not materialize. He stated winter is the ideal time for repairs when demand is low. Cost estaments range as high as \$150,000. Motion by Councilmember Paschke seconded by Councilmember Hildebrand that we set a Work Session for Thursday, December 7th at 5:00 p.m. to discuss these options for the Water and Waste Water. The Vote: Ayes—All, Nays—None; Motion carried. City Engineer Steve Kallman should be contacted about this meeting. He has offered to prepare three plant options "free of charge".

A. Re-Plat Application by New Castle Rock Development, LLC:

1) Public Hearing on application—No one from the public spoke; 2) Discussion and possible action on a Re-plat Application by New Castle Rock Development, LLC combining four plated lots into one lot, located in the ETJ, property described as Lots 36-39, Castle Acres Subdivision, requested by Bret Burton, Surveyor. Motion by Councilmember Paschke, seconded by Councilmember Whitis that we accept the re-plat. The Vote: Ayes—Four, Nays—None, Abstained—One (Pfeifer); Motion carried.

B. Garbage Contractors Presentations from Texas Disposal System and IESI, requested by Councilmember Whitis. Both firms made a formal presentation...

C. Discussion and possible action on Sales Tax rising from \$0.075 to \$0.0825 schedule for next election, requested by Councilmember Adams. Motion by Councilmember Hildebrand, seconded by Councilmember Whitis we put sale tax issue on the next election. The vote: Ayes—All, Nays—None; Motion carried.

D. Discussion and possible action to write off overdue accounts as assets but maintain records of amount due, requested by Councilmember Adams. On recommendation of the City Auditor and City Treasurer, Councilmember Adams submitted this for approval. Motion by Councilmember Hildebrand, seconded by Councilmember Paschke that we move off assets off our books as assets, but maintain records of amount due. The Vote: Ayes—All; Nays—None; Motion carried.

E. Discussion and possible action on raising rates of Water (LCRA raised 10%) and rising outside city limits rates, requested by Councilmember Adams. Mayor put forth graduated rates. Motion by Councilmember Adams, Seconded by Councilmember Hildebrand that we place water rates on the December 7th workshop. The Vote: Ayes—All, Nays—None; Motion carried.

F. Discussion and possible action to raise water deposits from \$ 100 to \$ 200, requested by Councilmember Adams. Motion by Councilmember Hildebrand, seconded by Councilmember Adams that we amend the utility ordinance and raise the deposits from \$ 100 to \$ 200. The Vote: Ayes—Four, Nays—One (Whitis); Motion carried.

G. Discussion and possible action on amendments to the Personnel Policy regarding Funeral Leave and Leave without Pay Section, requested by City Secretary Capps. Motion by Councilmember Adams, that we add grandparents to the Personnel Policy for paid leave with verifiable documentation. Motion died for lack of a second.

I. Discussion and possible action on changing December's Regular meeting date to second Thursday due to the holidays.

Motion by Councilmember Hildebrand, seconded by Councilmember Adams that we approve changing the Council meeting from December 21st to December 14th. The Vote: Ayes—All, Nays—None; Motion carried.

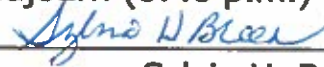
J. Discussion and possible action for approval of Mediated Settlement Agreement. Take no action at this time.

12. Future Agenda Items:

- 1) Contact Burnet County Sheriff Office about conducting extra patrols for the city;
- 2) Revise Alcoholic Beverages Ordinance
- 3) Repair of City Office Canapé

13. Adjournment

Motion by Councilmember Hildebrand, seconded by Councilmember Adams that we adjourn (8:46 p.m.)



Sylvia H. Breen, Mayor

ATTEST:


Larry Joe Capps, City Secretary