



CITY COUNCIL MEETING NOTICE

The City Council held a Regular meeting
April 7, 2011 at 6:30 pm
Cottonwood Shores City Hall, 3808 Cottonwood Dr.
Cottonwood Shores, TX 78657

MINUTES

1. **Call to Order** by Mayor Long at 6:30 pm.
2. **Roll Call** by City Secretary Schwertner.

Mayor Long	Present
Councilmember Chavez	Present
Councilmember Plumley	Present
Councilmember Hartline	Present
Councilmember Pace	Present
Councilmember Sherry	Present

City Secretary Schwertner announced a quorum was present.

3. **Pledge of Allegiance** led by Mayor Long.
4. **Invocation** led by Rick Copple.
5. **Presentation: Chris Kjar with IESI to speak about Bulk pickup flyer review.**
 - 5.1 Mr. Kjar spoke about the set bulk pickup days, some residents overboard with loads. Handed out a bulk pickup flyer schedule with list of acceptable and unacceptable items. IESI could place a sign at front entry to inform citizens Friday is bulk pickup day.
6. **Consent Agenda:**
 - 6.1 **Minutes; March 3, 10, 16, 17, 23 & 24 2011.**
 - 6.2 **Financial Report; January and February 2011**
 - 6.3 Councilmember Pace motioned to accept all minutes listed.
 - 6.4 Councilmember Plumley seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye

Councilmember Sherry	Vote - Aye
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6.5 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

6.6 Councilmember Pace motioned to accept January Financial report and table February report until next meeting for more review.

6.7 Councilmember Hartline seconded the motion.

Councilmember Chavez	Vote - Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote - Aye

6.8 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

7 . Reports And Updates:

7.1 Mayor Reports:

7.1.1 Proclamation for month of April - Child Abuse Prevention and Awareness Month.

7.1.1.1 Mayor Long read the proclamation. Announced water plant back in operation. Notice to proceed with P2 Park has began. Community Park is moving forward. Dog registration is coming along. Eric Madison is to start on 25th as our new water plant operator.

7.1.2 Councilmember Project Updates.

7.1.2.1 Don Orr commented that our 2008 audit is complete.

7.1.2.2 No other comments.

8 . Community Input, Citizen's Comments.

This is the opportunity for the public to address the City Council on any issue. Please sign up to speak and indicate the subject you intend to address. Speakers will be recognized in their order of sign-up. City Council may not discuss or act on any issue not posted on the agenda for this meeting. (Attorney General Opinion JC-0169)

* Preston Kirk of Spicewood with 2nd home here at Community Theatre spoke to invite Council and citizens for Cottonwood Shores Night on Tuesday April 19th for presentation of 'Steel Magnolia'.

* Sylvia Breen reported she had attended the Burnet County Water Project meeting. Spoke to Susan Roth. Ms. Roth reported she needed some representation from CWS.

9 . Public Hearing; To hear citizen comments concerning Ordinance 6001 (Solid Waste/Garbage Collection).

9.1 Public Hearing opened at 7:02 pm

9.2 Wendy Wayson spoke that some are leaving stuff out & its not getting picked up by the trash company.

9.3 Councilmember Sherry commented that 8.01 and 8.02 seems to be written

backwards. Maybe switched.

- 9.4 Jackie Semmler – Since attending classes, we are to write a written warning and then if the violator does not comply then a citation is written, but I have had cooperation with residents with verbal warnings. This would be up to Council to decide what they wish to do with that.
- 9.5 Councilmember Sherry asked if Jackie could get those two on Item 8 correctly rewritten.
- 9.6 Jackie Semmler – PD has so much work still to do, I could do that, but most citizens do comply with a verbal warning.
- 9.7 Frank Smith commented to send out newsletters to citizens to inform them.
- 9.8 Wendy Wayson spoke I would like to see something done.
- 9.9 Frank Smith reported this sometime back with pictures to all of Council. And can promise you even at (10) ten feet back this will be seen from street, and 24 hour placement is too long.
- 9.10 Councilmember Sherry requested Jackie Semmler to prepare an amendment correction so when we get to this item, Council can state this for a vote.
- 9.11 Jackie Semmler reported she is currently working on brochures to place at front desk lobby. Right now problem is weeds and grass and notice is to be placed on bottom of water bill.
- 9.12 Frank Smith – With the attempt to hide trash carts, may need further distance.
- 9.13 Don Orr – I am (200) two hundred feet from roadway.
- 9.14 Councilmember Sherry reported he has seen neighborhoods with enclosures for trash carts.
- 9.15 Roger Wayson – Some are right on street.
- 9.16 Mayor Long – Sometimes carts are left on roadside, maybe set it at (10) feet.
- 9.17 Preston Kirk – I am not a resident, but you may need to state placing cart by the house.
- 9.18 Councilmember Chavez – Up where I live my neighbor places his in front of his garage. I keep mine inside of garage.
- 9.19 Wendy Wayson – Yes, but not all have garages.
- 9.20 Councilmember Hartline commented how about keep it out of site.
- 9.21 Mayor Long retorted some places there is no way.
- 9.22 Councilmember Pace spoke that with the 1st draft she had first set it at (25) twenty five feet, but then was asked to set it at (10) ten feet, and brought in by (24) twenty four hours, but there are some that dont have (10) ten feet. So this also is to be changed to read. City Secretary could you please read this?
- 9.23 City Secretary Schwertner read that “Each cart and or recycling bin must be stored next to house or out of site, and returned back in by (24) twenty four hours after the 5 pm placement.
- 9.24 Public Hearing closed at 7:20 pm.

10 . City Commission Request:

10.1 Discuss & consider action to name and appoint Dustin Hayes as Crime Control & Prevention District Board member. Requested by City Secretary Schwertner

10.1.1 Councilmember Sherry motioned to accept appointment Of Dustin Hayes.

10.1.2 Councilmember Plumley seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Abstain
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote - Aye

10.1.3 Votes 4 ayes, 0 nays, 1 abstain. Motion carried.

10.2 Discuss & consider action to amend Ordinance No. 218 (Parks Use) and to repeal Ordinance No. 218 to new Ordinance No. 1011. Requested by Parks Commission

10.2.1 Councilmember Hartline motioned to send Ordinance back to parks for further details on Park hours.

10.2.2 Councilmember Chavez seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote – Aye

10.2.3 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

11 . New Business:

11.1 Discuss & consider action on request by new homeowner's William and Felicia Sivells for lot combination of Yellowstone Section, Lots 409 and 410 aka 852 Fir Lane. Requested by City Secretary Schwertner

11.1.1 Councilmember Sherry motioned to approve lot combination request.

11.1.2 Councilmember Pace seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote - Aye

11.1.3 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

11.2 Discuss & consider action on amending proposed Ordinance No. 6001 (Solid Waste/Garbage Collection). Requested by Councilmember Pace

11.2.1 Amendment for Item 7.04.2 to read, “Each cart(s) and (or) recycling bin must be stored next to house or out of site and returned back in within the (24) twenty four hours after the day of collection”.

11.2.2 Amendment for Item 8 to read, “The Code Enforcement Officer will determine if there is a violation of the Ordinance. If the Code Enforcement Officer determines there is a violation of the Ordinance the Code Enforcement Officer will issue a written warning to the property owner and/or tenant. Failure to comply within (10) ten days will result with the Code Enforcement Officer issuing a letter of Notice of Violation. Failure to comply within (10) ten days of receipt of said notice will result with the filing of a complaint to the municipal court by the Code Enforcement Officer. Notices may be hand delivered with a certificate of service attached or by certified mail”.

11.2.3 Councilmember Sherry motioned to accept 6001 as discussed and as amended to say.

11.2.4 Councilmember Hartline seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote - Aye

11.2.5 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

11.3 Discuss & consider action for amendment of Ordinance No. 211 (Animal Control) and to repeal to new Ordinance No. 2001. Requested by Councilmember Pace

11.3.1 Councilmember Chavez motioned to take no action on 211 at this time with exception to repeal 211 and accept Ordinance 2001.

11.3.2 Councilmember Plumley seconded the motion.

Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye
Councilmember Hartline	Vote – Aye
Councilmember Pace	Vote – Aye

Councilmember Sherry | Vote - Aye

11.3.3 Votes 5 ayes, 0 nays, 0 abstains. Motion carried.

12 . Future Agenda Items:

12.1 Councilmember Hartline commented to swear in Board of Adjustment members and provide new members with training.

12.2 Donald Orr requested for Council to accept FY 2008 audit and for Council to take action on FY 2009.

13 . Adjournment by Mayor Long at 7:48 pm.

City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on this agenda, as authorized by the Texas Government Code including, but not limited to Sections: 551.074 (Consultation with Attorneys), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts & Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues), and as authorized by the Texas Tax Code.

I, Cynthia Schwertner, City Secretary for the City of Cottonwood Shores, Texas do hereby certify that this meeting notice was posted on the Official Public Notices Board at City Hall, a place readily accessible to the general public at all times, on _____, 2011 at _____ p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Janelle Long, Mayor

Attest:

Cynthia Schwertner, City Secretary

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