



CITY COUNCIL MEETING NOTICE

The City Council held a regular meeting
May 19, 2011 at 6:30 pm
Cottonwood Shores City Hall, 3808 Cottonwood Dr.
Cottonwood Shores, TX 78657

MINUTES

1. **Call to Order** at 6:30 pm by Mayor Long.
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. **Consent Agenda:**

5.1 Minutes; April 20 and 21, May 5 and 11, 2011

5.1.1 Councilmember Pace motioned to accept minutes.

5.1.2 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

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

5.2 Financial Report; March, 2011

5.2.1 Councilmember Sherry moved to accept financial's.

5.2.2 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

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

6. Departmental Reports:

- 6.1 Municipal Court Report** read by Court Clerk Schwertner.
- 6.2 Police Department Report** read by Chief Johnson.
- 6.3 Fire Department Report** info given by City Secretary for Chief Atchley.
 - 6.3.1 EMS Report** – No report.
- 6.4 Mayor/Administration Report**

Mayor reported to thank everyone for voting.

The growth under the power lines across the city have been mowed.

Introduced to Council and residents Judge Don Adams.

6.4.1 Councilmember Project Updates – No reports.

6.5 Special Commission/Committee Reports

6.5.1 Parks and Recreation Commission

- 6.5.1.1** Community Park almost complete, with exception of a pole situation to be resolved.
- 6.5.1.2** Parthenon has come in and now starting on P Square.
- 6.5.1.3** The high school shop is continuing working on play scape.

7. Civic Organization Reports:

- 7.1** Friends of Library will have Crunch the Clown coming in June 10th at 4 pm.
- 7.2** Fire Department is wanting all to keep watch for fires, call and report if they see anyone with a fire going.
- 7.3** Cottonwood Pride completed work on Aspen for now.
- 7.4** Will be working on a Senior listing for contacts to be kept at Police Department in case of an emergency.

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)

- 8.1** Donald Orr – Made recommendation to Planning and Zoning years ago to rezone south side of Lakeview about modular homes, now have one coming in and will be parking an RV.
- 8.2** Janet Taylor-Carusi – If we are going to have an RV problem, then we will need to address this.

DRAFT

9. New Business:

9.1 Discuss & consider action on proposed Ordinance No. 1012 canvassing the returns of a General/Special election of Mayor and two (2) Council members for full term and one (1) Council member for 1 year term. Requested by City Secretary Schwertner

Councilmember Chavez motioned to approve Ordinance 1012.

Councilmember Sherry seconded the motion.

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

Votes 5 ayes, 0 nays, 0 abstains. Motion carries

9.1.1 Swearing in of new Councilmembers.

9.1.2 City Secretary Schwertner swore in Mayor Janelle Long, Councilmember Bill Plumley, new Councilmember Mary Ann Houser, and Councilmember Judy Pace.

9.2 Discuss & consider action for appointment of Mayor Pro-tem. Requested by City Secretary

9.2.1 Councilmember Sherry motioned to keep Councilmember Plumley seated as Mayor Pro-tem.

9.2.2 Councilmember Chavez seconded the motion.

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

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

9.3 Discuss & consider action to;

9.3.1 Authorize the Mayor to sign a letter requesting a feasibility site visit from the Texas Department of Rural Affairs' Small Town Environmental Program (STEP) to evaluate the City's capacity and eligibility to submit an application for STEP funding for water system construction;

9.3.1.1 Councilmember Chavez motioned to accept Mayor to sign.

Councilmember Plumley seconded the motion.

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

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

9.3.2 Authorize the Mayor to advertise for professional engineering and administrative services to assist in the development of a STEP grant application and, if STEP funding is awarded, provide professional services to implement the project.

9.3.2.1 Councilmember Plumley motioned to authorize Mayor to advertise for professional engineering and administrative services for STEP grant.

9.3.2.2 Councilmember Pace seconded the motion.

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

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

9.4 Discuss & consider action to decommission the 1999 white PD vehicle TX LP 842-256, 1999 black/white PD vehicle TX LP 858-648, 1988 Chevy 3500 Utility Pick up truck TxLP 893-229. Requested by Mayor Long

Councilmember Chavez motioned to approve the decommission.

Councilmember Sherry seconded the motion.

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

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

9.4.1 Discuss & consider action to authorize the City Secretary to advertise for auctioning items.

9.4.1.1 Councilmember Plumley motioned to take no action.

9.4.1.2 Councilmember Chavez seconded the motion.

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

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

9.5 Discuss & consider action on Ordinance No. 9001(Coordinated Administrative Management) *Requested by Councilmembers*

9.5.1 Councilmember Sherry motioned to accept with change correction to have Code Compliance Enforcement Officer under City Administrator.

9.5.2 Councilmember Pace seconded the motion.

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

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

9.5.4 Councilmember Sherry motioned to accept Ordinance 9001.

9.5.5 Councilmember Pace seconded the motion.

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

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

9.6 Discuss & consider action on amendments of Ordinance No. 1301 (Water/Wastewater). *Requested by Councilmembers*

9.6.1 Donald Orr spoke up that he disagreed with the grinder pump fees.

9.6.2 Councilmember Chavez motioned to approve 9.6 with the amendment to leave grinder pump fee at \$10.00. With the acceptance of attached changes and with exception of grinder pump fee.

9.6.3 Councilmember Pace seconded the motion.

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

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

Mayor Long called for a 5 minute break at 7:47 pm.

Mayor Long reconvened Council at 7:58 pm.

9.7 Discuss & consider action to repeal Ordinance No. 032488-1B (Discharge of Firearms) to new Ordinance No. 8002 (Discharge of Firearms). *Requested by City Secretary Schwertner*

9.7.1 Councilmember Pace motioned to accept 9.7.

9.7.2 Councilmember Houser seconded the motion.

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

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

9.8 Discuss & consider action to repeal Ordinance No. 100605-A (Regulations of Fireworks) to new Ordinance No. 5003 (Regulations of Fireworks). *Requested by City Secretary Schwertner*

9.8.1 Councilmember Plumley motioned to accept Item 9.8.

9.8.2 Councilmember Chavez seconded the motion.

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

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

9.9 Discuss & consider action to repeal Ordinance No. 233 (Curfews for Minors) to new Ordinance No. 8003 (Curfews for Minors) *Requested by City Secretary Schwertner*

9.9.1 Councilmember Pace motioned to accept 9.9.

9.9.2 Councilmember Plumley seconded the motion.

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

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

9.10 Discuss & consider action on amendments of Ordinance No. 1011 (Regulation of Parks). Requested by Parks & Recreation Commission

9.10.1 Councilmember Plumley motioned to accept Ordinance 1011 with amendment to Section 4 Paragraph 5 to include exception of motorized conveyance for handicap.

9.10.2 Councilmember Sherry seconded the motion.

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

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

9.11 Discuss & consider action to repeal the Crime Control & Prevention District Board and Ordinance No. 1008 effective immediately. Requested by Mayor Long

9.11.1 Councilmember Pace motioned to accept 9.11.

9.11.2 Councilmember Chavez seconded the motion.

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

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

9.12 Discuss & consider action to new Ordinance No. 1013 to have council act as Crime Control & Prevention District Board in lieu of commission. Requested by Mayor Long

9.12.1 Councilmember Pace motioned to accept Ordinance 1013.

9.12.2 Councilmember Plumley seconded the motion.

Councilmember Houser	Vote – Aye
Councilmember Pace	Vote – Aye
Councilmember Sherry	Vote – Aye
Councilmember Chavez	Vote - Aye

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

9.13 Discuss & consider action to set the date for a Crime Control & Prevention District meeting to consider projects for the upcoming budget year. *Requested by Mayor Long*

9.13.1 Councilmember Sherry set date to occur June 2nd, 2011 at 7 pm.

9.13.2 Councilmember Houser seconded the motion.

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

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

Councilmember Chavez motioned to move Item 9.14 after Item 10.

Councilmember Pace seconded the motion.

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

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

9.14 Discuss & consider action on appointment of a City Administrator for the City of Cottonwood Shores. *Requested by Mayor Long*

9.14.1 Councilmember Plumley motioned to offer employment to Mr. Jerral Wafer.

9.14.2 Councilmember Chavez seconded the motion.

Councilmember Sherry	Vote – Abstain
Councilmember Chavez	Vote – Aye
Councilmember Plumley	Vote – Aye

Councilmember Houser	Vote – Aye
Councilmember Pace	Vote - Aye

9.14.3 Votes 4 ayes, 0 nays, 1 abstain. Motion carried. Offer accepted.

10 . Executive Session: OPEN SESSION CLOSED AT 8:23 PM.

10.1 Convene in Executive Session pursuant to Section 551.074 of the Texas Government Code: deliberate the appointment, employment, evaluation, reassignment, duties, or dismissal of :

Jerrial Wafer

10.2 Reconvene into Open Session and take action on Item 10.1.

10.3 Mayor Long reconvened Council into Open Session at 9:01 pm.

10.4 See Item 9.14 for action taken.

11 . Future Agenda Items:

11.1 Janet Taylor-Carusi requested that LCRA was to make a presentation to be rescheduled for June 14, 2011 for Land Use Plan. Will need to set an agenda for Development Committee and City Council to attend.

11.2 Janet Taylor-Carusi requested for annexation to be moved forward on LCRA annexation petition.

11.3 Janet Taylor-Carusi remarked the moving forward with Corp of Engineer to get work on Boat Dock.

11.4 Councilmember Plumley commented for June 2nd meeting to have a budget schedule time table.

12 . Adjournment at 9:07 pm by Mayor Long.

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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