

CITY OF COTTONWOOD SHORES

3808 Cottonwood Drive, Cottonwood Shores, Texas 78657

Office: (830) 693-3830 www.cottonwoodshores.org Fax: (830) 693-6436

Mayor: Donald Orr

Mayor Pro-Tem: Stephen Sherry

Councilmember: Tony Satsky



Councilmember: Cheri Trinidad

Councilmember: Marley Porter

Councilmember: Roger L. Wayson

People, Parks and Prosperity

REGULAR CITY COUNCIL MEETING MINUTES

**** NOTICE ****

The City Council held a regular meeting on Thursday, December 01, 2016 at 6:00 p.m.

The meeting was held at the Cottonwood Shores City Hall,
located at: 3808 Cottonwood Drive in Cottonwood Shores, TX 78657

AGENDA

1. Call to Order: 6:01 p.m.

2. Roll Call:

| NAME | PRESENT | ABSENT EXCUSED | ABSENT UNEXCUSED |
|------------------------|---------|-------------------|---------------------|
| Mayor Orr | ✓ | | |
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | ✓ | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

City Administrator/City Secretary Sheila C. Moore announced that a quorum was present.

3. Pledge of Allegiance to U.S. Flag and Texas Flag: Led by Mayor Donald Orr

Texas Flag Pledge: Honor the Texas Flag. I pledge allegiance to Thee, Texas, one state under God, one and indivisible.

4. Citizen's Comments:

This is the opportunity for the public to address the City Council. 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). Citizen's comments will be limited to 3 minutes after they have been acknowledged to speak by the chair of the meeting. If the Citizen wishes to make comments about an item that is already on the agenda, discussion will be deferred until the item comes up.

No Citizen Comments

5. Mayor's Reports:

Mayor Orr stated that most of his report was covered in the workshop. We are here tonight to primary pass some agreements with or for the water development board. The Texas Water Development Board has approved the City's loan application, basically meaning that the paperwork can start.

Minutes of the Regular Meeting of the City Council held on December 01, 2016

City Administrator / City Secretary Sheila C. Moore stated that Chief Bieze’s wife is scheduled to have twins at any time and was taken to the hospital with some other issues. She is home now but the complications are very painful.

Staff Christmas Lunch is going to be held on December 15th, from 12:00 to 2:00 p.m.

6. Consent Agenda:

6.1. Minutes from a Regular Meeting of the City Council held on November 17, 2016.

6.1.1. Motion to approve the November 17, 2016 minutes

6.1.1.1. Motion: Mayor Pro Tem Sherry

6.1.1.2. Second: Councilmember Satsky

| NAME | Yea | Nay | Abstain |
|------------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

6.1.2. Vote: Yea: 4 Nay: 0 Abstain: 0

6.1.3. Motion: Passed

7. New Business:

7.1 Discuss and consider action on approving an Ordinance Authorizing the Issuance of City of Cottonwood Shores, Texas \$1,395,000 Combination Tax and Revenue Certificates of Obligation, Series 2017; Authorizing the Execution of a Paying Agent/Registrar Agreement, Escrow Agreement; Levying Ad Valorem Tax; Pledging Surplus Revenues; and Other Matters in Connection Therewith. *As requested by City Attorney Elliott Barner*

Mayor Orr addressed both council and audience reaffirming that the funding of the TWDB Certificates of Obligation would not raise property taxes to accomplish this task.

Mayor Orr stated that the funds would be obtained and paid from the city’s current taxing rates. He also mentioned that the pledging of these types of Certificates of Obligations is a standard practice of most cities. He also emphasized that these should not be considered a bond issue or process.

City Attorney Elliott Barner addressed the council informing them of the need and process for the ordinance as required by the Texas Water Development Board. . He stated this ordinance will be forwarded to the Texas Attorney General for review. If approved it may be completed in or around January 12th, 2017 which at that time the funds would be available

Mayor Orr pointed out how some of the construction process including procurement of contractors, etc. would work.

He also stated that if the paperwork and grants go as scheduled that maybe the plant could be completed by the second half of 2018.

Mayor Orr reaffirmed that this was for a new microfiltration water system which has been utilized by other cities in the area for approximately 5 years.

7.1.1. Motion to adopt Ordinance 11092 authorizing the issuance of \$1,395,000 Certificates of Obligation.

7.1.1.1. Motion: Mayor Pro Tem Sherry

7.1.1.2. Second: Councilmember Porter

| NAME | Yea | Nay | Abstain |
|----------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |

| | | | |
|------------------------|---|--|--|
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

7.1.2. Vote: Yea: 4 Nay: 0 Abstain: 0

7.1.3. Motion: **Passed**

7.2 Discuss and consider action on approving check payable to Attorney General for transcript review fee. *As requested by City Attorney Elliott Barner.*

Attorney Elliott Barner presented information in reference to the check and that the fee for the transcript review by the Texas Attorney General would be 1/10 of 1 percent of the amount funded or \$1,395.00.

7.2.1. Motion to approve check for \$1,395.00 payable to the Texas Attorney General

7.2.1.1. Motion: Councilmember Porter

7.2.1.2. Second: Councilmember Satsky

| NAME | Yea | Nay | Abstain |
|------------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

7.2.2. Vote: Yea: 4 Nay: 0 Abstain: 0

7.2.3. Motion: **Passed**

7.3. Discuss and consider action on approving CWSVFD Invoice for \$2,500.00 contract goal 12.f, 2 new intro-level firefighters and invoice for \$2,500.00 contract goal 13g 2 personnel from intro to FF1. *As requested by CWSVFD*

City Liaison Stephen Sherry stated that the Cottonwood Shores Volunteer Fire Department had fulfilled the goals for new and more qualified firemen. He advised the council that he agreed with the invoices and signed off on them.

Councilmember Wayson showed some concern as to the firemen mentioned being “new” members or people.

7.3.1. Motion to approve CWSVFD Invoice for \$2,500.00 contract goal 12.f, 2 new intro-level firefighters and invoice for \$2,500.00 contract goal 13g 2 personnel from intro to FF1.

7.3.1.1. Motion: Mayor Pro Tem Sherry

7.3.1.2. Second: Councilmember Porter

| NAME | Yea | Nay | Abstain |
|------------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

7.3.2. Vote: Yea: 4 Nay: 0 Abstain: 0

7.3.3. Motion: Passed

7.4. Discussed and considered action on relinquishment of easements between lots104 -105 and between lots 106 – 107 on Lakeview Drive, Yellowstone Section. *As requested by Evan and Kristen Wolfe.*

Councilmember Wayson stated that the utility locate and review was checked by the water department and the only lines located appeared to be in the easement that Mr. Wolfe did not want to combine.
It was also mentioned that Mr. Wolfe had already had the property re-platted pending the approval of the council.

7.4.1. Motion to approve the relinquishment of easements between lots104 -105 and between lots 106 – 107 on Lakeview Drive, Yellowstone Section.

7.4.1.1. Motion: Councilmember Wayson

7.4.1.2. Second: Mayor Pro Tem Sherry

| NAME | Yea | Nay | Abstain |
|------------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

7.4.2. Vote: Yea: 4 Nay: 0 Abstain: 0

7.4.3. Motion: Passed

8. Unfinished Business

8.1. Discuss and consider action on a Community Garden. *As requested by Councilmember Wayson*

Councilmember Porter presented a sketch of the proposed community garden and its location within Aspen Park.
Councilmember Wayson addressed the council and pointed out some of the highlights as to what could be done. He stated he would like the Parks and Recreation Commission to review in regard to any ADA compliance issues, etc.
Mayor Pro Tem Sherry questioned if it were to be installed below the soccer field what were the requirements, pros and cons of the fence in regards to flood plain?
Councilmember Wayson stated that it could also be placed above the soccer field but as far as the requirement of flooding a fence could be placed as long as it did not stop the water flow.
Councilmember Porter showed concerns that if it was in the center of the park it would obscure the other areas.

8.1.1. Motion to submit to the Parks and Recreation Commission as preliminary plan with details to be worked out.

8.1.1.1. Motion: Councilmember Wayson

8.1.1.2. Second: Mayor Pro Tem Sherry

| NAME | Yea | Nay | Abstain |
|------------------------|-----|-----|---------|
| Mayor Pro-Tem Sherry | ✓ | | |
| Councilmember Satsky | ✓ | | |
| Councilmember Trinidad | | | |
| Councilmember Porter | ✓ | | |
| Councilmember Wayson | ✓ | | |

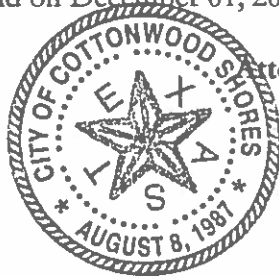
8.1.2. Vote: Yea: 4 Nay: 0 Abstain: 0
8.1.3. Motion: **Passed**

9. Future agenda items

- 9.1 Library – January
- 9.2 Right-Of-Way – Ordinance or SOP – January
- 9.3 Plan Check and Fast Track – January
- 9.4 Engineering of Streets – January
- 9.5 Heavy Equipment – December 15
- 9.6 Workshop – Police Policy – January 19
- 9.7 Dark Sky – December 13, with Dark Sky Rep
- 9.8 Dark Sky – December 15

10. Adjournment: 6:37 p.m.

The preceding document is a true and accurate reflection of the minutes of the Regular Council Meeting of the City of Cottonwood Shores, held on December 01, 2016.



Attest:

Bobby Herrin
Deputy City Secretary