

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: Brigitte Thomas
 Councilmember: Roger L. Wayson

People, Parks and Prosperity

REGULAR CITY COUNCIL MEETING MINUTES

**** NOTICE ****

The City Council held a regular meeting on Thursday, September 21, 2017 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: 6:00 p.m.
2. Roll Call:

NAME	PRESENT	ABSENT EXCUSED	ABSENT UNEXCUSED
Mayor Orr	✓		
Mayor Pro-Tem Sherry	✓		
Councilmember Satsky	✓		
Councilmember Trinidad		✓	
Councilmember Thomas	✓		
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. PUBLIC HEARING:

Mayor Orr opened the public hearing at 6:01 p.m.

THE CITY OF COTTONWOOD SHORES CITY COUNCIL WILL HOLD A PUBLIC HEARING ON THE NOTICE OF ADOPTION OF THE FISCAL 2017-2018 TAX RATE AND BUDGET

4.1. ORDINANCE 11096

AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS, LEVYING AN \$0.5438 AD VALOREM TAX FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF COTTONWOOD SHORES, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018; PROVIDING PENALTY AND INTEREST FOR DELINQUENT TAXES; PROVIDING FOR THE COLLECTION OF DELINQUENT TAXES; AND DECLARING AN EFFECTIVE DATE.

4.2. ORDINANCE 11097

AN ORDINANCE OF THE CITY OF COTTONWOOD SHORES, TEXAS ADOPTING THE BUDGET FOR THE CITY OF COTTONWOOD SHORES, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 AND DECLARING AN EFFECTIVE DATE.

Mayor Orr closed the public hearing at 6:02 p.m.

Mayor Orr opened the regular City Council meeting at 6:02 p.m.

5. **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.

Susan Montgomery spoke on native plants that are environmentally correct as she had been trained as a master gardener. She feels this is what should be planted at the City's parks. We need to make the grass grow without chemicals that run off into the lake and pollute drinking water. The sandburs need to be eradicated which is what the mulch is needed for. The soil is horrible in the park so we need to do what we can to improve it organically. It is not a fast process, will probably be 3 years before you see improvement.

Susan spoke to everyone in the room saying she was grateful to the staff and the volunteers who put so many hours in. She wished everyone could be nicer to each other and get along. Everyone is in this for the same thing – to make Cottonwood Shores the best it can be. Be understanding of each other.

6. **Administrative Reports:**

Mayor Orr commented on the 4-5 items on the agenda that had no back up. The City's decorum policy requires agenda items have backup. He felt it unfair to ask Council to make decisions on the fly when the backup was presented at the meeting instead of prior with the packet. He will start enforcing the policy and anyone requesting an agenda item must present backup in a timely manner or the item will not be placed on the agenda.

Jean Langendorf posed a question to the Mayor asking what he meant by backup in case she ever wanted to present an agenda item, she needed to know what he meant. The Mayor stated that it meant all the information that the requestor would present in order for the Council to make an informed decision at the Council meeting. They need some sort of supportive information in advance in order to research and make a better decision.

Jean then said she appreciated the staff uploading the backup to the website so everyone could see it.

John Marr presented the VFD report. Fundraiser and Cook Off on Saturday and National Night Out on October 3.

City Administrator Moore presented reports for the Court, Permitting, Code Enforcement and Public Works. She advised that the books in the Library that did not sell had been donated to the Texas victims of Hurricane Harvey.

Grant Administrator Cummings presented the Grant Report.

Mayor Orr stated he had received the final drawings and specifications on the water plant. Will set up a final design review in the next couple of weeks and go out for bids sometime in October. Will probably start construction by the first of the year.

Chief Liendo presented the Police Department report. He stated that the community has welcomed him warmly and he is very happy to be here.

7. **Consent Agenda:**

7.1. **Minutes from a Regular Meeting of the City Council held on September 7, 2017.**

Minutes of the Regular Meeting of the City Council held on September 21, 2017

7.1.1. Motion to approve the September 7, 2017 with 2 changes.

7.1.1.1. Motion: Councilmember Wayson

7.1.1.2. Second: Councilmember Satsky

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

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

7.1.3. Motion: **Passed**

8. Unfinished Business:

8.1. Discussed and considered action on approving \$35,945.00 five-year 3.90% loan through Government Capital Corp. for purchase of 2017 Caprice Police Vehicle as funded by CCPD. *As requested by Staff*

Councilmember Wayson asked if we had reviewed all the vehicles that we might purchase. Felt that if we purchased a less expensive vehicle we could use the money saved to buy security cameras which the City really needed. Chief said the inside dimensions of the vehicle were key due to all the equipment. Councilmember Wayson said he had done research on the Malibu. Mayor Orr said the CCPD Board was appointed to do the research on the vehicles and make the recommendation to Council. Councilmember Wayson said he felt it was important for the officers to be able to pull up footage from the cameras on their computers or phones whenever needed. The cost would be around \$10,000.00. He asked if anyone from CCPD were in attendance and there were 3 members. The 2 that were at the meeting in question felt this was the car the Chief recommended for the pricing approved by CCPD and it was the best option.

8.1.1. Motion to approve the loan agreement

8.1.1.1. Motion: Councilmember Thomas

8.1.1.2. Second: Mayor Pro Tem Sherry

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

8.1.2. Vote: Yea: 3 Nay: 0 Abstain: 1

8.1.3. Motion: **Passed**

8.2. Discussed and considered action on nominations for Burnet County Central Appraisal District Board of Directors. *As requested by BCAD*

Councilmember Wayson felt that it would be a waste of effort to nominate someone unless they had shown an interest in the Board and attended meetings previously.

8.2.1. Motion to postpone indefinitely

8.2.1.1. Motion: Mayor Pro Tem Sherry

8.2.1.2. Second: Councilmember Satsky

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	✓		

Councilmember Satsky	✓		
Councilmember Trinidad			
Councilmember Thomas	✓		
Councilmember Wayson	✓		

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

8.2.3. Motion: **Passed**

8.3. Discussed and considered action on adopting Resolution 703 (Sale of Property at Delinquent Tax Sale, Lots 60 and 61, Driftwood II Section). *As requested by Burnet County Central Appraisal District* Rex Holloway stated he had contacted BCAD regarding the properties and was told they do not discuss properties that had already closed. City Administrator Moore said she would send the list of properties to anyone who was interested as they were made available. Councilmember Sherry stated that it's good that the properties would go to someone who would pay the taxes.

8.3.1. Motion to adopt Resolution 703

8.3.1.1. Motion: Mayor Pro Tem Sherry

8.3.1.2. Second: Councilmember Thomas

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

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

8.3.3. Motion: **Passed**

8.4. Discussed and considered action on adopting Resolution 704 (Sale of Property at Delinquent Tax Sale, Lots 432-433, Yellowstone Section). *As requested by Burnet County Central Appraisal District*

8.4.1. Motion to adopt Resolution 704

8.4.1.1. Motion: Mayor Pro Tem Sherry

8.4.1.2. Second: Councilmember Satsky

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

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

8.4.3. Motion: **Passed**

8.5. Discussed and considered action on a Deer Education Program. *As requested by Councilmember Wayson*

Mayor Orr advised Jean Langendorf that this was one of the items that had no backup.

Councilmember Wayson advised the reason there was no backup is because he was going to ask for a postponement. He had found there was much more involved than just feeding the deer. He had requested information from Texas A&M and Texas Parks and Wildlife. He said that he had a volunteer to help put the

program together – Kathleen Simpson. He stated that he was accepting donations for prizes for the children’s poster contest to promote the deer education.

Susan Montgomery stated that there is a reason why State Parks post notices to not feed the wildlife. It does not behoove the wildlife to be fed by humans.

8.5.1. Motion to postpone

8.5.1.1. Motion: Councilmember Wayson

8.5.1.2. Second: Mayor Pro Tem Sherry

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

8.5.2. Vote: Yea: Nay: 0 Abstain: 0

8.5.3. Motion: **Passed**

Motion to move Agenda Items 9.3. and 9.6. ahead of 9.1.

Motion: Councilmember Wayson

Second: Mayor Pro Tem Sherry

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

Vote: Yea: Nay: 0 Abstain: 0

Motion: **Passed**

9. New Business

9.3 Discussed and considered action on PUE Relinquishment Request between Lots 243 and 244, Yellowstone Section, 866 Cypress Lane. *As requested by Mary Beth Glosson, Horseshoe Bay Corp.* Mary Beth Glosson stated she was here as proctor for the owner of the property. Councilmember Wayson wanted to be sure the relinquishment said between the lots only.

9.3.1. Motion to approve relinquishment of easement between Lots 243 and 244 Yellowstone Section

9.3.1.1. Motion: Mayor Pro Tem Sherry

9.3.1.2. Second: Councilmember Thomas

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

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

9.3.3. Motion: **Passed**

9.6. Discussed and considered action on water plant fence and signage. *As requested by Councilmember Wayson*

Councilmember Wayson suggested the City plant shrubs as screening around the cyclone fence to make it more aesthetically pleasing. He had asked Susan Montgomery to suggest different types of vegetation. He said we are currently throwing away 230,000 gallons of discharge water a day. Would only need to run a line and a drip hose using the excess water. He mentioned sage and lantana would only need to be watered until it was established and trim once a year. After that, just leave it alone.

Susan Montgomery said we are looking for a screen that stays green all year. Her recommendation would be to plant a native vine like cross vine. Plant one every 10 feet. She receives a 20% discount at Backbone Valley. Recommends 5 gallon pots

Councilmember Satsky suggested other alternate types of plants.

Mayor asked to interject and asked if the objective tonight was to decide what and how many plants were to be used or is it to put together a group to make a recommendation with costs and present that to Council. Councilmember Wayson said he wanted a vote to move forward with the planting before he did all the other documentation.

Mayor Pro Tem Sherry said what we really need is a plan and a price.

Councilmember Wayson asked to present 2 motions. The first would be that Council either accept or reject the planting. Mayor Orr stated he had an issue with that because there was no price associated with the motion. He said this is why we need backup. Council is being asked to make a decision on the fly without having the opportunity to research and maybe provide another option. How much is it going to be, who is going to put it in?

Susan Montgomery asked if she could present her numbers. Quote for \$24.00 per 5-gallon plant. Approx. 300 feet to cover. Plant approx. 30 vines times \$24.00 unless you wanted to plant sage as well. You would also need to provide compost. Already have mulch.

Jean Langendorf said she thought a plan like this was discussed 4 years ago when we put up the fence. She was glad someone was finally doing something.

City Administrator Moore said doing something at the plant had been discussed several times. We requested bids on several options including slats and panels. We chose a supplier to install slats. He took the money we paid him to purchase and install the slats and absconded with the City's \$5,000. The same person had also appropriated funds from Horseshoe Bay. Chief prepared a case against him and he was arrested.

Councilmember Wayson said he was very opposed to slats because they do not look good but he thinks planting shrubs would. He was glad Council was finally told about the theft of City funds. He wished they had been told as soon as it happened.

Mayor stated there was a criminal investigation going on and that was not a time to disclose the information.

Councilmember Thomas said she was all for the planting but was wondering how tall the plants would be. Tall enough to cover the whole fence? Susan stated they would but would take a couple of years to reach maturity.

Councilmember Wayson said he did not want to do all this work without knowing it would be approved.

9.6.1. Motion to come up with a comprehensive plan with costs for planting and equipment

9.6.1.1. Motion: Mayor Pro Tem Sherry

9.6.1.2. Second: Councilmember Satsky

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

9.6.2. Vote: Yea: 3 Nay: 1 Abstain: 0

9.6.3. Motion: **Passed**

After voting on Item 9.6, Councilmember Wayson reminded Council that the item had two parts, and needed to discuss signage for the water plant. He would like to name the water plant to honor someone. Mayor Orr said he didn't feel we needed a sign. Water plant is in a residential area and we need to be as innocuous as possible.

9.6.A. Motion to name the water plant and put up a sign using the same process we use to nominate and elect anyone else

9.6.B. Motion: Councilmember Wayson

9.6.C. Second: Councilmember Satsky

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry		✓	
Councilmember Satsky	✓		
Councilmember Trinidad			
Councilmember Thomas		✓	
Councilmember Wayson	✓		
<i>Mayor Orr due to a tie</i>		✓	

9.6.D. Vote: Yea: 2 Nay: 30 Abstain: 0

9.6.E. Motion: Failed

9.1. Discussed and considered action on adopting Ordinance 11096 (2017-2018 Ad Valorem Tax Rate). *As requested by Staff*

9.1.1. Motion to adopt Ordinance 11096

9.1.1.1. Motion: Mayor Pro Tem Sherry

9.1.1.2. Second: Councilmember Satsky

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

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

9.1.3. Motion: Passed

9.2. Discussed and considered action on adopting Ordinance 11097 (2017-2018 Budget). *As requested by Staff*

9.2.1. Motion to adopt Ordinance 11097

9.2.1.1. Motion: Councilmember Satsky

9.2.1.2. Second: Mayor Pro Tem Sherry

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

9.2.2. Vote: Yea: Nay: 0 Abstain: 0

9.2.3. Motion: Passed

9.4. Discussed and considered action on approving PUD Development Agreement between CWS and Brohart, LLC. *As requested by Staff*

Mayor Orr presented the agreement to Council for the Overflow Parking Lot for Julie's on Lot 24 which was previously CastleRock Park. The Park did not come to fruition so the property was returned to the donor and reverted back to its original zoning which was PUD. The property is being developed by Wayne Hartman. The lot is next to R1 property and the City must protect the resident's privacy. The developer has agreed to install a 6-foot fence around the lot and install a walkway across Cottonwood Drive.

Mayor Pro Tem Sherry asked who had prepared the contract. When the Mayor said he did, Mayor Pro Tem Sherry stated that the agreement was so incomplete it should never have been presented to Council and cited the typos, inconsistencies and conflicts.

The Mayor agreed and asked to take it off the agenda and he would bring it back corrected.

Rex Holloway stated that the City must protect the R1 residents at all costs and a 6-foot fence may not be enough. He was concerned that the headlights would shine through the fence.

It was asked if the parking lot would be ADA compliant and the Mayor said it had to be.

Councilmember Wayson asked that compliance with the Dark Sky Ordinance be included in the agreement.

Mayor Orr said he objected strongly to doing that as we have an Ordinance that says all lighting must be in compliance and it is redundant to include it in every contract that is written. Councilmember Wayson said he felt it should be included as he didn't want them to forget about it.

9.4.1. Motion to postpone until next meeting

9.4.1.1. Motion: Mayor Pro Tem Sherry

9.4.1.2. Second: Councilmember Thomas

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

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

9.4.3. Motion: **Passed**

9.5. Discussed and considered action on amending CWS Personnel Policy and Procedures Manual in regard to Health Care Benefits. *As requested by Staff*

Mayor Orr stated that the City pays for insurance for the employees. We have two employees who will be turning 65 and Medicare requires you to sign up when you turn 65 or you pay a penalty. We had contacted several cities and they pay a stipend to the employee for the Medicare and supplement policies and they drop the group insurance. He felt it was a benefit to the City as we would like to keep those employees. The change in the Personnel Policy is for the City to pay the employees Medicare policies if requested.

Councilmember Wayson asked that the Personnel Policy include paying the premiums up the cost of the group insurance.

Mayor Orr asked the council to consider paying the employee an additional 15% to cover the 1st tier of income tax the employee would have to pay as the stipend would be considered income.

City Administrator wanted Council to know that the employee did not have to drop the group insurance, but it would be considered a secondary policy and the City would be paying a considerable amount for a secondary.

9.5.1. Motion to amend Personnel Policy in regard to health care benefits plus 15%

9.5.1.1. Motion: Councilmember Satsky

9.5.1.2. Second: Councilmember Thomas

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	✓		

Councilmember Satsky	✓		
Councilmember Trinidad			
Councilmember Thomas	✓		
Councilmember Wayson	✓		

9.5.2. Vote: Yea: Nay: 0 Abstain: 0

9.5.3. Motion: **Passed**

9.7. Discussed and considered action on approving an expenditure to purchase and install a Community Information sign. *As requested by the Parks Committee*

Rex Holloway stated the Parks Committee had been working very hard in trying to communicate with the community. It had become very clear to him that there is very poor communication. There are a lot of things going on that the people just do not know. He felt the City needed a tool to increase communication with the City. The concept was a 2'x4' LED pixel sign that could have photos and videos and text. Recommended placing in front of the Police Department so when you turned into the City you could see it. It would be Wi-Fi connected with 110 electric plug. The cost for the sign he recommended would be \$5,299.00. This is an expensive sign, but should last forever. The frame for the sign would be \$999.95. He was hoping that the City would pick up part of the price as the park budget had a balance of \$3,764.48. The height would be 4-5 feet high for maximum pixel viewing.

Mayor Pro Tem Sherry said it could be lowered a foot or so and still be able to read it. It was his personal opinion that those types of signs are obnoxious and he would like to see it moved to the East of the Police Department instead of directly in front. He felt there was a value in the communication tool. He asked if it was Dark Sky compliant.

Mayor Orr said he felt there were a lot of things to spend this kind of money on in the City. One of them being a bus shelter for the kids waiting for the bus. They are currently sitting all over the road and in the ditches. He showed a cover with park benches that could go in the first parking spot in the boat ramp.

R. Holloway said there will always be things to spend the money on and there shouldn't be an either/or. Mayor Pro Tem Sherry said you are asking the City to spend \$2,500.00 on the last week of the fiscal year and there is no line item for it.

R. Holloway said if that is the burden, then the Parks would pay part now and then take the rest out of the next fiscal year's Park budget.

Chief Liendo said maybe there would be another location rather than in front of the Police Department. City Administrator Moore made everyone aware the City does not allow residents to put signs in front of the police department on City property and had been trying to make the first thing you see when you turn in to the City more pleasing to the community. We are trying to clean that area up and strongly recommend against placing the sign in front of the PD.

Jean Langendorf said the sign may need to have audio to be ADA compliant.

Councilmember Wayson asked if the sign could legally be in the City's right of way.

Mayor Orr said the flower bed is in the right of way.

9.7.1. Motion to postpone

9.7.1.1. Motion: Mayor Pro Tem Sherry

9.7.1.2. Second: Councilmember Satsky

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

9.7.2. Vote: Yea: 2 Nay: 0 Abstain: 2

9.7.3. Motion: **Passed**

9.8. Discuss and consider action on City Policy as it relates to Texas Local Government Code.

As requested by Councilmember Wayson

Mayor Orr stated that this was another item that had no backup.

Councilmember Wayson stated he did not provide backup because he was afraid of censorship.

Councilmember Wayson presented a power point presentation. His concern was that in 2 years there may be a new council so this council needed to ensure the staff go forward on solid ground. If we don't follow the TLGC the next council could make sweeping changes. Some examples he presented: As a Type A City we could not adopt ordinances inconsistent with state law. According to TLGC, a Type A City may have 2 forms of government – Mayoral or City Manager – City Administrator is not listed. We are a Mayoral form of government. Officers of the municipality are secretary, treasurer, assessor and collector, attorney, marshal, engineer and any other officers or agents authorized by the governing body. This is where the City Administrator comes in. Council appoints the other officers **and** appoint the power and duties as well. People cannot just assume and take duties.

Example where we can improve: The Mayor is the chief executive officer of the municipality. Mayor shall recommend to the governing body any measure that relates to improved finances, police, health, security, cleanliness, comfort, ornament, or good government of the municipality. He can't implement or approve things without coming through the council.

Quorums: not following exactly. Last meeting voted on a tax item and did not have a majority quorum.

Secretary: Council gives certain duties such as taking minutes and those duties cannot be given over to other people. The secretary has to be the one to review and sign the minutes. There is no such officer as a Deputy City Secretary.

If an ordinance is adopted that imposes a penalty, fine or forfeiture, the ordinance and the penalty shall be published in a newspaper. We have not been doing that. City Administrator Moore stated that did happen.

Officers: In our Ordinance it does not say the Chief is an Officer of the City. We can't do this, we need to look at this.

Marshall: The marshall of a Type A municipality is the ex officio chief of police and may appoint one or more deputies. The appointment of a deputy must be approved by the Council.

9.8.1. Motion to establish a task force to list suspected instances where we are not following the local Government Code, which will then be presented at a workshop of the general council for determination and possible amendments.

9.8.1.1. Motion: Councilmember Wayson

9.8.1.2. Second: Councilmember Satsky

After the second when asked if there was any further discussion.

Mayor Orr asked by what process are we going to put the task force together, who's going to be on it?

Neither of those were in the motion. He said he would like to see that motion voted down until such time we know how that will happen.

Councilmember Wayson said he thought the Council should have input in that.

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

9.8.2. Vote: Yea: Nay: 0 Abstain: 0

9.8.3. Motion: **Passed**

Second motion: Populate the task force with 2 Councilmembers and 2 volunteers

Motion: Mayor Pro Tem Sherry

Second: Councilmember Wayson

Councilmembers Wayson and Sherry volunteered to be on the task force. Donald Orr volunteered to be on the task force. Councilmember Wayson asked the chief of police to be on the task force.

Mayor Orr stated that the person who is most familiar with all the Ordinances and how staff operates is the

City Administrator. Are you going to exclude her from the task force? Mayor Pro Tem Sherry stated that the City Administrator didn't qualify for the task force as she doesn't live in the City, nor does the Chief. Jean Langendorf suggested the president of the CCPD or Jim Bristow.

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

Vote: Yea: 4 Nay: 0 Abstain: 0
Motion: **Passed**

- 9.9. Discuss and consider action on the addition of a drug dog to the City of Cottonwood Shores Police Department and the formulation of policy and procedures for use of a K-9.
As requested by Mayor Pro Tem Sherry

Mayor Pro Tem Sherry stated he would prefer a full council be present on this item.

- 9.9.1. Motion to postpone
 - 9.9.1.1. Motion: Mayor Pro Tem Sherry
 - 9.9.1.2. Second: Councilmember Satsky

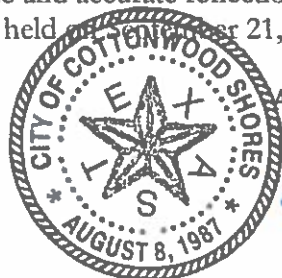
NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	✓		
Councilmember Satsky	✓		
Councilmember Trinidad			
Councilmember Thomas	✓		
Councilmember Wayson	✓		

9.9.2. Vote: Yea: 4 Nay: 0 Abstain: 0
9.9.3. Motion: **Passed**

- 10. Future agenda items
 - 10.1. Planting shrubs around water plant fence
 - 10.2. City Ordinance Task Force
 - 10.3. K-9
 - 10.4. PUD Development Agreement
 - 10.5. Deer Feeding Ordinance
 - 10.6. Deer Education Program

11. Adjournment: 8:41 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 September 21, 2017.



Attest:

Sheila C. Moore

 Sheila C. Moore
 City Administrator / City Secretary

Cottonwood Shores Volunteer Fire Department



Cottonwood Shores, TX

This report was generated on 9/19/2017 6:51:01 PM

Incident Type Count per Station for Date Range

Start Date: 08/01/2017 | End Date: 08/31/2017

INCIDENT TYPE	# INCIDENTS
Station: 1 - COTTONWOOD SHORES VFD	
160 - Special outside fire, other	2
311 - Medical assist, assist EMS crew	11
# Incidents for 1 - Cottonwood Shores VFD:	13

Only REVIEWED incidents included.

Cottonwood Shores Volunteer Fire Department



Cottonwood Shores, TX

This report was generated on 9/19/2017 6:50:11 PM

Incident Response Detail for Date Range

Start Date: 08/01/2017 | End Date: 08/31/2017

DATE	INCIDENT #	APPARATUS	ALARM	DISPATCH	ARRIVE	BACK IN SERVICE
08/03/2017	2017-68	5150	8/3/2017 01:10:58	8/3/2017 01:11:18	8/3/2017 01:18:23	
08/03/2017	2017-68	5161	8/3/2017 01:10:58	8/3/2017 01:11:18	8/3/2017 01:18:23	
08/07/2017	2017-69	0000	8/7/2017 17:05:18	8/7/2017 17:05:18	8/7/2017 17:10:02	
08/07/2017	2017-69	5150	8/7/2017 17:05:18	8/7/2017 17:05:18	8/7/2017 17:10:02	
08/09/2017	2017-70	0000	8/9/2017 12:52:43	8/9/2017 12:52:43	8/9/2017 12:55:12	
08/13/2017	2017-71	5150	8/13/2017 20:47:47	8/13/2017 20:47:47	8/13/2017 20:48:57	
08/13/2017	2017-71	5161	8/13/2017 20:47:47	8/13/2017 20:47:47	8/13/2017 20:48:57	
08/14/2017	2017-72	0000	8/14/2017 13:47:21	8/14/2017 13:47:21	8/14/2017 13:48:39	
08/17/2017	2017-73	0000	8/17/2017 22:30:25	8/17/2017 22:30:25	8/17/2017 22:36:01	
08/17/2017	2017-73	5150	8/17/2017 22:30:25	8/17/2017 22:30:25	8/17/2017 22:36:01	
08/17/2017	2017-73	5161	8/17/2017 22:30:25	8/17/2017 22:30:25	8/17/2017 22:36:01	
08/18/2017	2017-74	0000	8/18/2017 14:12:07	8/18/2017 14:12:47	8/18/2017 14:18:13	
08/23/2017	2017-75	0000	8/23/2017 12:28:33	8/23/2017 12:28:33	8/23/2017 12:31:20	
08/23/2017	2017-76	0000	8/23/2017 22:51:55	8/23/2017 22:51:55	8/23/2017 22:54:21	
08/23/2017	2017-76	5150	8/23/2017 22:51:55	8/23/2017 22:51:55	8/23/2017 22:54:21	
08/23/2017	2017-76	5161	8/23/2017 22:51:55	8/23/2017 22:51:55	8/23/2017 22:54:21	
08/25/2017	2017-77	0000	8/25/2017 08:39:19	8/25/2017 08:39:19	8/25/2017 08:44:49	
08/25/2017	2017-78	5150	8/25/2017 20:31:22	8/25/2017 20:31:22	8/25/2017 20:38:59	
08/25/2017	2017-78	5161	8/25/2017 20:31:22	8/25/2017 20:31:22	8/25/2017 20:38:59	
08/30/2017	2017-79	0000	8/30/2017 21:45:14	8/30/2017 21:45:14	8/30/2017 21:50:47	
08/30/2017	2017-79	0001	8/30/2017 21:45:14	8/30/2017 21:45:14	8/30/2017 21:50:47	
08/30/2017	2017-79	5150	8/30/2017 21:45:14	8/30/2017 21:45:14	8/30/2017 21:50:47	
08/31/2017	2017-80	0000	8/31/2017 20:47:11	8/31/2017 20:47:11	8/31/2017 20:49:10	
08/31/2017	2017-80	5150	8/31/2017 20:47:11	8/31/2017 20:47:11	8/31/2017 20:49:10	

Only REVIEWED incidents included

**City of Cottonwood Shores
Municipal Court Monthly Report
Additional Activity**

Court: 720270600	Number Given	Number Requests for Counsel
Month: 8 Year: 2017		
1. Magistrate Warnings		
a. Class C Misdemeanor	0	
b. Class A and B Misdemeanors	0	0
c. Felonies	0	0
		Total
2. Arrest Warrants Issued		
a. Class C Misdemeanor		0
b. Class A and B Misdemeanors		0
c. Felonies		0
3. Capiases Pro Fine Issued		0
4. Search Warrants Issued		0
5. Warrants For Fire, Health, and Code Inspections		0
6. Examining Trials Conducted		0
7. Emergency Mental Health Hearings Held		0
8. Magistrate's Orders for Emergency Protection		0
9. Magistrate's Orders for Ignition Interlock Device		0
10. Other Magistrate's Orders Issued		0
11. Driver's License Denial/Susp./Revocation Hearing		0
12. Disposition of Stolen Property Hearing		0
13. Peace Bond Hearings Held		0
14. Fine and Court Costs Satisfied by Community Service		
a. Partial Satisfaction		0
b. Full Satisfaction		0
15. Satisfied by Jail Credit		2
16. Waived for Indigency		0
17. Amount of Fines and Court Costs Waved for Indigency		\$0
18. Fines, Court Costs and Other Amounts Collected		
a. Kept by City		\$1603
b. Remitted to State		\$1143
c. Total		\$2745

Building Permits for August 2017

8/3/2017 Ron & Patti Burkhardt	722 Driftwood	New Mobile Home	\$750.00
8/3/2017 August Hirsch	804 Southwood	New Mobile Home	\$740.00

Total : \$1,490.00

Grant Report

July 2017

On September 1st Mayor Orr, Joey, Gandolf Burriss and I had a meeting with Carol Falkenberg with the Texas Department of Agriculture regarding the new CDGB Grant. We did a walk through of the water plant and discussed the new water plant project and then went back to city hall and reviewed the grant in its entirety to make sure everything was correct. We should be receiving contract approval papers for the grant very soon. This is very exciting because it is 275,000 dollars towards the cost of our new water plant.

The JAG Grant funds are available so that we can make the radio purchase for the police department, this will come before city council at the next meeting.

PUBLIC WORKS REPORT

Work Orders Completed

8/11/17 to 9/13/17

Water Department

Water leaks: 6

Sewer leak/Stoppages: 1

Connects: 8

Reconnects: 1

Disconnects: 5

Disconnects for non- payment of services: 16

Re-establishment of service: 16

Misc. calls for water dept.: 6 that work orders were made up for

Billing Problems/Water Audits: 3

Sewer Taps: 1

Water Taps: 1

Lift Stations: 0

Check/Replace cleanouts: 0

Meter Head Change outs: 1

Meter reading: 3 days

Utility locate: 3

Open Water dept. work orders: 12 (3 are sewer taps water tap already installed)

Public Works

Trim Trees: trees down birch (mulching at aspen park for parks committee at the end of the month)

Potholes: 0

Signs: 0

Misc. Calls: 4

Culverts cleaned –repaired-installed or replaced: 2

Road Work: birch and cypress chip sealed complete

We are still working on stockpiling granite gravel from lots on maple to put on roads to offset cost of material needed for roads as we can

Public works open work orders: 15

Animal Control

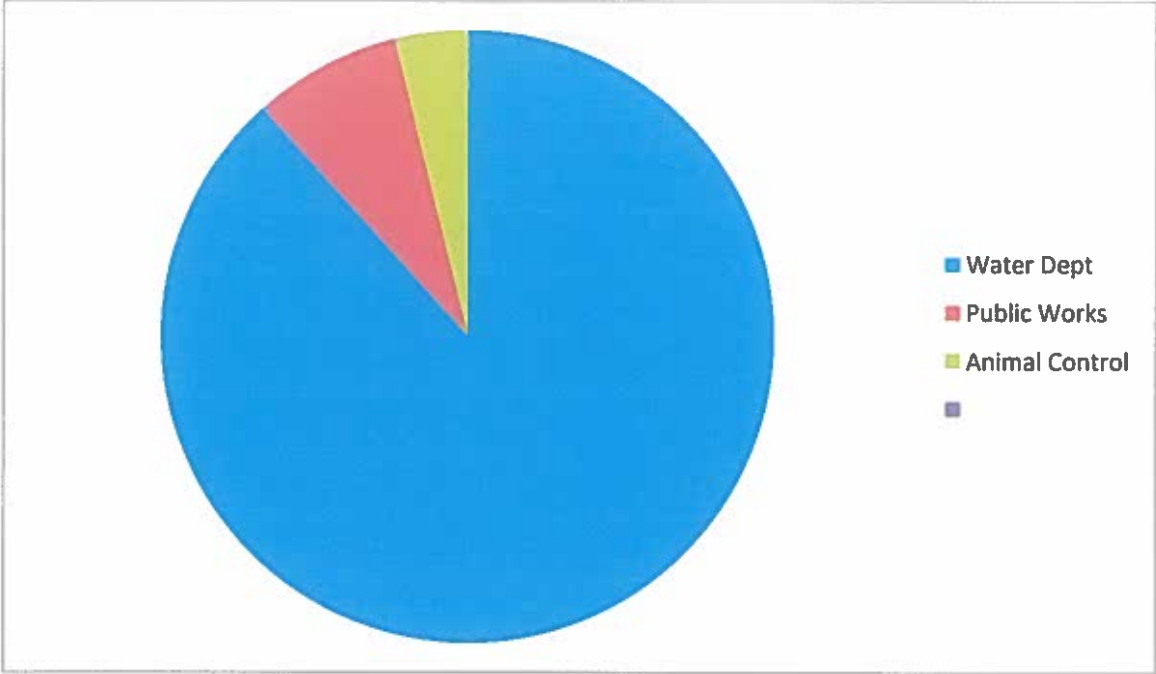
Dogs/Cats: 2

Dead Animals: 1

Misc.: 0

Animal Control open work orders: 0

Just a note about the chart even though public works area is small does not mean there is no work being done in that area it takes more time to complete those projects then in the other areas.



COTTONWOOD SHORES POLICE DEPARTMENT

Chief of Police Johnny Liendo
Chief.Liendo@cottonwoodshores.org

This is a listing on the calls for service ran by CWSPD in the month of AUGUST:

LT PALMER

VCO-burn ban (700 Aspen) warning issued
Theft (3700 Lakeview) (17CW00947) active inv-missing fishing gear
Traffic Violation (600 Aspen) Unable to locate speeding vehicle
Disturbance (4800 2147) civil dist
Disturbance (600 fir) all ok
VCO parking (splash pad/library) Looking for pokemon!
Disturbance (600 Driftwood) on-going civil issue
Warrant Service (700 Aspen) on going search for wanted person Chief assisted
Assist o/a (HSBPD) (CWSPD) alleged felony agg. Assault from HSB walk into CWPD
Assist O/A (700 Pecan) Assistance to Lampasass PD looking for missing person
Burglary of a storage unit (RR 2147)(17CW01021)
Citizen request assistance (600 Driftwood) on going civil issue-all ok
Harassment (600 Driftwood) Repeat callers-all ok
Susp vehicle (boat ramp Lakeview) all ok-warning given for parking violation (racial profile B/M)
Susp vehicle (600 Magnolia) attempt to locate vehicle wanted by MFPD-unable to locate
Traffic control (Dutch Leming/Cottonwood) Traffic control at Bobs Exxon
Medical Call (possible heart attack)(600 Driftwood) Transport by EMS

Traffic control:

Pecan 8 hours fixed position traffic monitor
2147 20 hours fixed position traffic monitor

Security checks:

Boat Ramp x20
Skate Park x20
City park x20
Splash Pad x 20
Marina x20

Traffic:

26 stops
14 citations

J. BARTHOLOMEW

Traffic violation (800 Fir) (4 wheeler on roadway-advised) (It assist)

COTTONWOOD SHORES POLICE DEPARTMENT

Chief of Police Johnny Liendo

Chief.Liendo@cottonwoodshores.org

Public Service (4800 Cottonwood) Child reportedly running on road-utl (lt assist)
Reckless Driver (Bobs Exxon P-lot) all found to be ok
VCO Parking complaint (boat ramp) warning given
Suspicious Vehicle (Donut Shop) all found to be ok
Susp. Person (city boat ramp) All ok
Susp. Noise-Activity (LBJ Marina) All ok
Traffic Violation (Birch/Brookwood) All ok
Assist OA/Locate relatives (600 Apsen) Assist MFPD
Citizen Contact (600 Driftwood) All ok
Citizen Assistance (600 Apsen) All ok
911 Call (200 Kings Way) All ok...phone issue
Carcass Removal (4800 2147)
Loose Dog (800 Oak) all ok
Suspicious Vehicle (Willow/Magnolia) All ok
Medical Assist (700 Pine) ems transport
Residential Alarm (4800 2147) cancelled by alarm co.
Suicidal Subject (600 Oak) transport by ems
Suspicious Vehicle (Dollar General) All ok
Reckless Driver (4400 blk FM 2147) unable to locate vehicle/driver
Suspicious Vehicle (Julies Parking lot) All ok
Susp vehicle/crash/accident (600 Cypress) (17CW01051) 3 arrested and taken to BCSO
Parking Violation (City boat ramp) warning given
Civil Issue (700 Driftwood) All found to be ok
VCO Fire (800 Southwood) All ok
Traffic control (RM 2147/Dutch Leming) (bobs exxon)
Medical Call (600 Driftwood) Transport by ems
VCO outside fire (4000 Oak Ridge) All ok

Security Checks:

Subway x12
City Parks x12
Dollar General x12
Boat Ramp x12
LBJ Marina x10
Julias/Century Oaks Plaza x8
Bobs Exxon X7
Hiccups x4

Traffic:

COTTONWOOD SHORES POLICE DEPARTMENT

Chief of Police Johnny Liendo
Chief.Liendo@cottonwoodshores.org

43 stops One DWI arrest from Traffic (17CW00945) Transport to BCSO
One arrested for DWLI and cited for PODP (17CW01027) Transport to BCSO
Three arrested and taken to BCSO. Two for Public Intox and one for DWLI
16 citation One arrested on traffic for misd. Warrant from MFPD (17cw01031) Lt assist

C. MOLLER

Follow up inv (All Clear Glass RM 2147) on going investigation
Civil Disturbance (700 Driftwood) civil problem with landlord
Harassment (600 Driftwood) all ok
Follow up (CWSPD) all ok
Fire (700 Magnolia) Unable to locate
Susp event (city hall) All ok...directions given to citizen
Abduction (700 Dogwood) Civil matter ref. to CPS Lt Assisted

Traffic control:
Radar 2147

Security Checks:
Bobs Exxon x1
Boat ramp x2
Noah Park x2
Aspen park x2
Nature preserve x1
Hiccups x1
On the rocks x1
Century oaks plaza x2
Dollar General x1
All Glass x1
Skate park x1
Community Park x1

Traffic:
1 stops
2 citations

RESERVE OFFICER CASTRO AND PEDRAZA

COTTONWOOD SHORES POLICE DEPARTMENT

Chief of Police Johnny Liendo
Chief.Liendo@cottonwoodshores.org

Injured deer (800 Driftwood) Dispatched
Suspicious event (600 Fir) Unable to locate incident
Suspicious event (700 Driftwood) Advised all ok

Traffic:

2 stops (2 Llano County warrants from one stop-w/f)
no citations

RACIAL PROFILE

64 white
5 hispanic
1 India/pacific islander
3 black

One arrest from traffic stop RACE KNOWN PRIOR TO STOP W/M (included in total)
One arrest for DWLI with drug para. Found during inventory search W/F (included in total)

DEPARMENT HIGHLIGHTS

Ofc Moller resigned from CWSPD on August 23rd

Chief Liendo investigated a Theft (classified as a State Jail Felony) which resulted in a warrant being filed for the arrest of the suspected thief who turned himself into authorities and a Grand Jury appearance will take place in September. This case is pending.

JP Pedraza (a veteran of Marble Falls PD and Johnson City PD) returned to law enforcement and will assume duties of a CWSPD officer on the 8th of September 2017

Total Traffic is:

70 total stops
31 citations 10 citations in July

One arrested for DWI
Two arrested for DWLI
One arrested for Violation of Order of Protection
One arrest for Possession of Drug Para.
Two arrested for Public Intoxication
One arrested for Outside agency warrants (Llano County)
8 arrests

All suspects taken to jail were taken to the Burnet County SO

185 Checks of City of Cottonwood Shores facilities and private businesses were conducted.

MONTHLY REPORT - CODE ENFORCEMENT DEPARTMENT

MID- AUGUST, 2017 - MID- SEPTEMBER, 2017

PREPARED FOR THE CITY ADMINISTRATOR : MS. SHEILA C. MOORE

SUMMARY OF MONTHLY DOCUMENTS:

	<u># of Documents</u>	<u># of Lots</u>
TOTAL SERVICE ORDERS RECIEVED TO BE INVESTAGATED:	01	01
TOTAL SERVICE ORDERS INVESTIGATED AND PENDING FINAL RESOLUTION (#1124)	01	01
TOTAL SERVICE ORDERS INVESTIGATED AND (RESOLVED)	03	03
TOTAL NUMBER OF " NEW WARNINGS" INVESTIGATED, WRITTEN & MAILED:	17	35
TOTAL NUMBER OF "CITATIONS" WRITTEN & MAILED:	05	06
TOTAL NUMBER OF "CITATION / NON-COMPLIANT" (going to court from my records)	05	06

By: Lewis S. Feder, Code Enforcement Official