

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 7, 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 6:02 p.m.

THE CITY OF COTTONWOOD SHORES CITY COUNCIL HELD A PUBLIC HEARING ON THE PROPOSED 2017-2018 AD VALOREM TAX RATE OF 0.5438 PER \$100 TAXABLE VALUE

Mayor Orr explained the proposed valorem tax rate.

Mayor Orr closed the public hearing at 6:05 p.m.

Mayor Orr opened the regular City Council meeting at 6:05 p.m.

Minutes of the Regular Meeting of the City Council held on September 7, 2017

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.

Citizen – Wendy Wayson, addressed some problems occurring in the parks. She advised that someone has been discarding empty containers and wrappers in the parks and alongside the city streets. She suggested the installation of cameras at the parks may help to locate the perpetrators.

She also showed a picture from *The Highlander* Newspaper of the new play scape swing that was installed at Community Park by the Parks and Recreation Committee along with multiple volunteers and commented on the good press coverage for the City.

Citizen – Jean Langendorf, addressed the council with her concerns towards the paving of the streets. She indicated that at the intersection of Birch and Brookwood there were dips or swales in the roadway making it very difficult to cross. She stated that this was extremely sloppy work on the streets. Stated there seemed to be no or very little base within the lower end or 800 block.

Citizen – Sylvia Breen, commented that some of the agenda items seemed to be backwards on the agenda and may need to be reversed.

6. Mayor’s and Park’s Reports:

Mayor Orr did not have a report.

Parks and Recreation Committee president Sylvia Breen presented a report on the new swing set that was installed in Community Park. She stated that there were already children utilizing the equipment.

She stated that on Labor Day weekend the parks committee had hotdogs, etc. for the opening of the new swing. Ms. Breen also stated that they have checked the tower play scape and it shows to be safe with no concerns.

7. Consent Agenda:

7.1. Minutes from a Regular Meeting of the City Council held on August 17, 2017.

Minutes from a Special Meeting of the City Council held on August 31, 2017.

7.1.1. Motion to approve the consent agenda.

7.1.1.1. Motion: Mayor Pro Tem Sherry

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: 5 Nay: 0 Abstain: 0

7.1.3. Motion: **Passed**

Motion to reorder of the numbering of agenda items under New Business to 8.2, 8.3, 8.6, 8.7, 8.8, 8.10, 8.1, 8.4, 8.5, 8.9.

Motion: Mayor Pro Tem Sherry

Second: Councilmember Trinidad

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

Councilmember Thomas	✓		
Councilmember Wayson	✓		

Vote: Yea: **5** Nay: **0** Abstain: **0**
 Motion: **Passed**

8. New Business:

8.2. Discussed and considered action on PUE Relinquishment Request between lots 64 and 65, Driftwood II Section, 809 Westwood Drive. *As requested by Nancy Rolff, 809 Westwood Drive*

Ms. Rolff was present.

The council questioned if the utilities had been located and was informed it was cleared by the water department.

8.2.1. Motion to approve the PUE Relinquishment Request between lots 64 and 65, Driftwood II Section, 809 Westwood Drive.

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: 5 Nay: 0 Abstain: 0
8.2.3. Motion: **Passed**

8.3. Discussed and considered action on PUE Relinquishment Request on the north easement of lot 30 and the south easement of lot 32, eliminating lot 31, Castle Terrace II Section. *As requested by Kirk and Pat Gumm, 109 Knights Row*

Mr. and Mrs. Gumm was present.

Councilmember Wayson questioned if they could split a lot and divide it between the others.

The council questioned if the utilities had been located and was informed it was cleared by the water department.

8.3.1. Motion to approve PUE Relinquishment Request on the north easement of lot 30 and the south easement of lot 32, Castle Terrace II Section.

8.3.1.1. Motion: Councilmember Wayson

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: 5 Nay: 0 Abstain: 0
8.3.3. Motion: **Passed**

8.6. Discussed and considered action on proclaiming September 2017 as Burnet County Hunger Awareness Month. *As requested by Councilmember Trinidad and Pam Rodgers*

ORIGINAL

Pam Rodgers and Councilmember Trinidad both addressed the reasoning behind the proclamation. Ms. Rodgers stated the group had been in existence for about 1 year now and they have been working with both Burnet and Marble Falls ISD's in support of the hunger awareness.

Councilmember Wayson suggested that Councilmember Trinidad could be a liaison between the Hunger Awareness program and the city.

Mayor Pro Tem Sherry made a motion to postpone and was seconded by Councilmember Satsky. They both withdrew the motion and second thus allowing Councilmember Wayson to make a motion adding Councilmember Trinidad as the liaison.

8.6.1. Motion to proclaim September 2017 as Burnet County Hunger Awareness Month and appoint Councilmember Trinidad as liaison between the City and BCHA.

8.6.1.1. Motion: Councilmember Wayson

8.6.1.2. Second: Mayor Pro Tem Sherry

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

8.6.2. Vote: Yea: 5 Nay: 0 Abstain: 0

8.6.3. Motion: Passed

8.7. 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*

Councilmember Wayson questioned whether or not the sale of the property was approved. Citizen – Rex Holloway questioned if a person wanted to purchase the lots from Burnet County if the owed taxes would have to be paid. Mayor Orr stated it was to the best of his knowledge they would be the case. Mayor Orr gave a brief example of the procedures or process of the bids taken. The amount of taxed owed on the lots were presented.

8.7.1. Motion to postpone until next meeting

8.7.1.1. Motion: Councilmember Wayson

8.7.1.2. Second: Councilmember Satsky

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

8.7.2. Vote: Yea: 4 Nay: 1 Abstain: 0

8.7.3. Motion: Passed

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

The taxes owed on these lots were also addressed along with the other lots. The taxes owed were presented.

8.8.1. Motion to postpone until next meeting

8.8.1.1. Motion: Councilmember Wayson

8.8.1.2. Second: Councilmember Trinidad

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

8.8.2. Vote: Yea: **5** Nay: **0** Abstain: **0**

8.8.3. Motion: **Passed**

8.10 Discussed Police Department K9 Unit Standard Operating Procedure. As requested by Staff.

Mayor Orr opened discussion explaining when Chief Liendo was being interviewed for the Chief position, it was found he is a Certified narcotic K9 handler.

Mayor Pro Tem Sherry stated the council would formulate.

Mayor Orr stated that the SOP he would implement was formulated.

Mayor Pro Tem Sherry stated that the mayor was in violation of policy by not allowing Council to vote on approval of the SOP.

Mayor Orr handed declared his position on the SOP in question.

Mayor Pro Tem Sherry questioned the duties of the Mayor in regards to ordinance 9011.

Councilmember Wayson asked if the Chief is an officer of the city and the mayor agreed that he was due to the City does not have a Marshall.

Mayor Pro Tem Sherry made a motion stating the Mayor was in violation and asked him to relinquish control of the gavel.

The motion was seconded by Councilmember Satsky.

Citizen – Jim Bristow commented on the issue at hand stating that the dog was indeed a tool and did the council vote on how the radar, body cams and firearms were to be used. He asked if the council approved those and was answered yes, in the Police Policy and Procedures.

Mayor Orr said the SOP is not a Personnel policy.

Councilmember Wayson stated that the definition of a SOP is a “standard” way of doing things or a common task and a common way to do it. He felt this was not a “common” task.

Mayor Orr stated that he would not ask the Council if the City can enforce the law and he was not going to allow the Council to discuss and vote on this.

Mayor Pro Tem Sherry then stated that was all he needed to hear and the Mayor now has his fiat fiefdom and walked out of the meeting at 7:05 p.m.

Citizen – Jean Langendorf commented on the SOP mentioning several new employee titles, which were personnel, so it could be called a personnel policy.

Mayor Orr stated that he would defer this to the next meeting. He said if the council wants to put an item on the next meeting’s agenda approving the policy, they had the right to do that, but if they did, it would be without him.

Citizen – Wendy Wayson asked if the city needed a narcotic dog.

Councilmember Satsky stated that the city should let someone else furnish the dog.

Citizen – John Marr commented the fire department had an SOP for everything that were not voted on, Councilmember Wayson stated the dog was actually not the topic.

Councilmember Wayson walked out of the meeting at 7:18 p.m.

Councilmember Satsky started to leave and was asked to stay to have a quorum for the approving of the proposed tax rate.

8.1. Discussed and considered action on approving Fiscal 2017-2018 Ad Valorem Tax Rate of 0.5438 per \$100 taxable value. As requested by Staff

8.1.1. Motion to approve the Fiscal 2017-2018 Ad Valorem Tax Rate of 0.5438 per \$100 taxable value. *As requested by Staff*

8.1.1.1. Motion: Councilmember Trinidad

8.1.1.2. Second: Councilmember Satsky

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: 0

8.2.3. Motion: **Passed**

Councilmember Satsky left the meeting at 7:21 p.m.

Due to lack of a quorum Mayor Orr adjourned the meeting at 7:21 p.m.

10. Future agenda items

10.1. Public Hearing on reading of Tax Rate and Budget Ordinances – September 21.

11. Adjournment: 7:21 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 7, 2017.

Attest:



Sheila C. Moore

Sheila C. Moore
City Administrator / City Secretary