

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: Travis Hockensmith



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, January 2, 2014 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. Regular Meeting Called to Order: 6:00 pm
2. Roll Call:

NAME	PRESENT	ABSENT EXCUSED	ABSENT UNEXCUSED
Mayor Orr	√		
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith		√	
Councilmember Trinidad		√	
Councilmember Porter	√		
Councilmember Wayson	√		

City Secretary Sheila Moore announced that a quorum was present.

3. Pledge of Allegiance to U.S. and Texas flags was led by Mayor Donald Orr
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.

New Resident Ann Kay was concerned about abandoned red trailer full of junk, 600 block of Driftwood. She felt it devalued property and invited crime.

Doris Bashum wanted to know if there was any way to separate the Castle Terrace entrance from the neighboring property. Would like a walking or jogging trail in the City.

Martha Goode spoke about her appreciation of the ongoing cleanup of the City.

5. **Mayor's Report:** *No report, but Mayor will present financial information next meeting.*

6. **Consent Agenda:**

6.1. **Minutes from a Regular Meeting of the City Council held on December 19, 2013**

6.1.1. **Motion to accept December 19 minutes**

6.1.1.1. **Motion:** Mayor Pro Tem Sherry

6.1.1.2. **Seconded:** Councilmember Porter

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

6.1.2. **Vote:** Yea: 3 Nay: 0 Abstain: 0

6.1.3. **Motion:** **Passed**

7. **Old Business:**

7.1. **Discussed and considered action on request for combination of lots 633/634 and 655/656 on Oak Lane, Scarlett Oaks section.** *As requested by Clifford Grubbs, HSB, Texas*

7.1.1. **Motion to approve lot combination and easement abandonment as requested provided Mr. Grubbs contact Northland Cable.**

7.1.1.1. **Motion:** Councilmember Porter

7.1.1.2. **Seconded:** Mayor Pro Tem Sherry

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

7.1.2. **Vote:** Yea: 3 Nay: 0 Abstain: 0

7.1.3. **Motion:** **Passed**

7.2. **Discussed and considered action on wastewater/variance alternatives for 205 Kings Way.**

As requested by Councilmember Porter

Councilmember Porter felt the original motion to grant the variance was black and white and that is why he had to vote against it. He felt this is a gray issue. 38% of the City's sewer income goes to pay for other things beside the sewer service. He felt every resident should be required to pay their portion of this.

Mayor Pro Tem Sherry felt that the variance was a personal property rights issue

Councilmember Wayson had concerns about the legality of granting a variance without specific criteria and charging fees for services not provided

Mayor Orr reminded Council that any variance granted by Council is a resolution and goes away when the current Council goes away.

7.2.1. **Motion to approve variance contingent on property owner paying a monthly sewer fee for city services (amount tbd) until the property is sold or the septic system fails**

7.2.1.1. **Motion:** Councilmember Porter

7.2.1.2. **Seconded:** Mayor Pro Tem Sherry

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		

Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson		√	

7.2.2. Vote: Yea: 2 Nay: 1 Abstain: 0

7.2.3. Motion: **Passed**

8. New Business:

8.1. Discussed and considered action on amending Ordinance 3003 (Development Permits).

As requested by Councilmember Porter

8.1.1. Motion to amend Ordinance 3003 as presented with additional changes

8.1.1.1. Motion: Councilmember Porter

8.1.1.2. Seconded: Mayor Pro Tem Sherry

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

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

8.1.3. Motion: **Passed**

8.2. Discussed and considered action on amending Ordinance 14000 (Zoning) as it pertains to minimum lot size and setbacks. *As requested by Councilmember Porter*

8.2.1. Motion to amend Ordinance 14000 as presented

8.2.1.1. Motion: Councilmember Porter

8.2.1.2. Seconded: Councilmember Wayson

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

8.2.2. Vote: Yea: 3 Nay: 0 Abstain: 0

8.2.3. Motion: **Passed**

8.3. Discussed and reviewed changes and innovations in speed control. *As requested by Councilmember Wayson*

Discussion included: In the City, drivers are being perceived as speeding. Real or perceived, it is still a problem. Awareness is what is needed to be worked on. The City would be better served with a 5mph speed limit tolerance rather than a 9mph tolerance. Consider speed control alternatives like rivets which make drivers aware they are going too fast. Consider placing on Pecan, Cottonwood, Brookwood and Hedges Drive. Councilmember Wayson to investigate costs.

8.4. Discussed and considered action on Traffic Control signs at the entrance to the City. *As requested by Councilmember Wayson*

To create more awareness of the speed limits, Councilmember Wayson suggested putting signs at the 2 entrances of the City that state something like "Speed limits radar controlled and strictly enforced." He also

asked that the Mayor contact the State and ask that they outline the Speed Limit signs on 2147 be outlined in red.

8.4.1. Motion to purchase signs for both entrances to the City

8.4.1.1. Motion: Councilmember Wayson

8.4.1.2. Seconded: Mayor Pro Tem Sherry

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

8.4.2. Vote: Yea: 3 Nay: 0 Abstain: 0

8.4.3. Motion: Passed

8.5. Discussed and considered action on Speed Limits in the City. *As requested by Councilmember Wayson*

Consider reducing speed limits on paved roads from 30mph to 25mph. Children at play signs on Driftwood are too small. Contact state and set signs regarding the school bus stops.

8.5.1. Motion to contact the State for signs regarding school bus stops and replace the Children at Play signs on Driftwood with larger signs

8.5.1.1. Motion: Councilmember Wayson

8.5.1.2. Seconded: Councilmember Porter

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

8.5.2. Vote: Yea: 3 Nay: 0 Abstain: 0

8.5.3. Motion: Passed

8.6. Board of Adjustments:

8.6.1. Discussed and considered action on reaffirming Richard Carusi and Larry Baggett as Boardmembers on the Board of Adjustments. *As requested by Staff*

8.6.1.1. Motion to reaffirm Richard Carusi and Larry Baggett

8.6.1.1.1. Motion: Mayor Pro Tem Sherry

8.6.1.1.2. Seconded: Councilmember Porter

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

8.6.1.3. Vote: Yea: 3 Nay: 0 Abstain: 0

8.6.1.4. Motion: Passed

8.6.2. Called for nominations to appoint a new alternate member to the Board of Adjustments due to Brad Logan's resignation. *As requested by Staff Council to bring their nominations to next meeting.*

8.7. Discussed and considered action on amending Ordinance 13001 (Water/Wastewater) in regard to non-payment and fees. *As requested by Staff Changes regarding cut off dates and re-establishment fees*

8.7.1. Motion to amend Ordinance 13001 as presented

8.7.1.1. Motion: Mayor Pro Tem Sherry

8.7.1.2. Seconded: Councilmember Porter

NAME	Yea	Nay	Abstain
Mayor Pro-Tem Sherry	√		
Councilmember Hockensmith			
Councilmember Trinidad			
Councilmember Porter	√		
Councilmember Wayson	√		

8.7.2. Vote: Yea: 3 Nay: 0 Abstain: 0

8.7.3. Motion: **Passed**

9. Future agenda items:

- 9.1. Fire Control Plan
- 9.2. Discussion on neighborhood associations
- 9.3. Discuss and take action on the minimum square footage of new homes in the City
- 9.4. Discuss walking/jogging/biking trails

10. Adjournment at 7:50 pm.

The 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.

The preceding document is a true and accurate reflection of the minutes of the Regular City Council Meeting of the City of Cottonwood Shores, held on January 2, 2014.



Sheila C. Moore

Sheila C. Moore
City Administrator/City Secretary