

NOTICE OF REGULAR COUNCIL MEETING

MARCH 3, 2014 7:00 PM

SHADY SHORES COMMUNITY CENTER

101 S. SHADY SHORES ROAD

SHADY SHORES, TX 76208

MINUTES

1. CALL TO ORDER

Meeting was called to order at 7:00PM

MEMBERS PRESENT

Cindy Spencer, Mayor

Cindy Aughinbaugh, Mayor Pro-Tem

Paula Woolworth

Patty Durkin

Charles Grimes

Matthew Haines

Also Present: Amber Chaudoir, Acting Town Secretary

Jim Shepherd, Town Attorney

MEMBERS ABSENT

2. PLEDGE ALLEGIANCE TO THE UNITED STATES FLAG AND THE TEXAS FLAG.

(HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE.)

3. CONSENT AGENDA- Each item listed on the consent agenda is considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items is available for public review.

A. Consider and take action relative to the following minutes:

1. Town Council Meeting Minutes February 3, 2014.

2. Approval of the January, 2014 Financial Reports.

The financial reports were not available and were removed from this item. Patty Durkin made a motion to approve the minutes and it was seconded by Paula Woolworth. The motion carried.

4. COUNCILMEMBER/COMMITTEE REPORTS-Consider and take action relative to the following Councilmember/Committee member reports:

1. Community Events (Spencer)

Mindy Grimes (CEC Chairperson) spoke on this item. She said that the committee inventoried the kitchen and placed tags and locks on items. She wanted to thank all of those that helped with the inventory task. Shady Shores will be holding its first annual flea market on April 5th from 9-3:30. Spaces are free but this event is only for Shady Shores residents to be vendors. This event will be held 2 times a year in spring/fall.

2. Telephone and Internet (Aughinbaugh)

Cindy Aughinbaugh said that the telephone and internet items have been upgraded and the next step is obtaining a laptop computer for court.

3. Animal Control (Grimes)

Charles Grimes had not received the monthly report from animal control therefore he had nothing to report.

4. Code Enforcement (Grimes)

Charles Grimes had not received the monthly report from code enforcement therefore he had nothing to report.

5. Police Report (Durkin)

Patty Durkin said the police department had less activity in January than December. The police department responded to 1 theft report and a total of 201 various calls.

6. Fire Report (Woolworth)

Paula Woolworth said the fire department responded to a total of 12 calls through the end of February. She also talked about the wash down event that she and Mayor Spencer attended. In regards to the new truck "Quint", some areas of Shady Shores will need have some overhanging trees cut in order for the larger truck to be able to pass through some of the roads in town. She also discussed the events of the pilot CPR/First Aid class which was held on February 22nd and Mayor Spencer discussed the Fire Department Banquet she attended which was also on February 22nd.

7. P & Z Report (Elizabeth Nugent)

Allen Lea gave the P & Z report. The committee made a motion to recommend the tower ordinance be sent to council. He also made the announcement that there is an open position for the P & Z committee and that council will be accepting applications for the position and possibly make a decision of appointment at the May 7th meeting.

8. Investment Committee (Cindy Aughinbaugh)

The Investment Committee has not yet taken action to move accounts around within the banks.

5. CITIZENS COMMENTS-PURSUANT TO THE STATE OF TEXAS OPEN MEETINGS

STATUTE: The governing body of the Town of Shady Shores may not take action on items not posted on the agenda. Those items mentioned by citizens may be placed on a future agenda.

No citizens signed up to speak.

6. ORDINANCE 93: RIGHT TO KEEP ANIMALS: Consider and take appropriate action on the request to exclude pot belly pigs from being considered livestock, under the terms and requirements of Ordinance 93.

Steve Hortsman gave a presentation on his pot bellied pigs which are pets and not livestock. He asked the council to change the language of Ordinance 93 to exclude pot belly pigs from being considered livestock. He also asked that the council give him a waiver until the ordinance can be revised.

Bill Kruger signed up to speak on this agenda item and said that he was in favor of revising the ordinance.

Keith Perry signed up to speak on this agenda item and said that he was in favor of revising the ordinance.

Ann Faulkenberg signed up to speak on this agenda item and said that she was in favor of revising the ordinance. She also gave a copy of proposed language to use to revise the ordinance.

Patty Durkin made a motion to send the ordinance to P & Z to look at the proposed changes and to look at the wording. Matthew Haines seconded the motion. The motion carried.

7. BURN PERMIT APPLICATION PROCESS: Deliberate and take possible action on the creation of an online process for residents to apply for a burn permit via the internet.

Patty Durkin said that P & Z needs some direction from council as to how the procedure to obtain a burn permit should be. Some things to consider are that not all residents are available during business hours and the fire department would prefer the permits to be online.

Tom Spencer signed up to speak on this agenda item and he said that he would like to see the permit extended to a week long term, thinks residents should be required to obtain the permit in person and thinks it is still important to have an ordinance ensuring the town still has the authority since the fire department is contracted.

Keith Perry signed up to speak and he wanted to commend the council in taking on this issue.

Norma Barker signed up to speak and she said that she is in favor of maximizing technology and would like to see the capability to do it online but wants to know what the online process would be in the event of a burn ban.

Ann Faulkenberg signed up to speak and she said that she would like for the town to keep an ordinance but she wants the burn days to be limited to weekends, would like the internet process to obtain the permit and wants fines for illegal burning.

Charles Grimes made a motion to have P & Z move forward with the ordinance and to include the option of obtaining the burn permit online. Matthew Haines seconded. The motion carried.

8. MINIMUM SQUARE FOOT REQUIREMENT FOR LOTS IN SHADY SHORES:

Discussion regarding the minimum square foot requirement for lots in Shady Shores. Refer to P&Z after direction from council for recommendation on revision of the zoning ordinance.

Patty Durkin wanted the council to have a discussion about changing the minimum lot size.

Town Attorney Jim Shepherd gave a brief description about the conflicts the town could be presented with if changes were made to the zoning ordinance.

Keith Perry signed up to speak and he thinks it's good to increase revenues but doesn't think the town should decrease the lot size because it would increase the traffic and number of vehicles wearing down the roads.

Tom Spencer signed up to speak and he thinks this is good to look at and see what the pros and cons are for the town if the lot size was decreased. He also said there are other ways to increase revenues for the town.

Ann Faulkenberg signed up to speak and addressed the council.

Norma Baker signed up to speak and she is in favor of doing a cost/benefit analysis.

Bill Krueger signed up to speak and he said that the more people in the area, the more problems there will be. Any revenues generated from adding homes by decreasing lot sizes would be used because of the problems brought in. This would decrease the quality of life in the town.

Nick Augustine said he moved to the town because of the country setting. If he wanted to live in a city setting, he would have moved to Denton or Sanger and he doesn't want Shady Shores to turn in to a cookie cutter town.

9. RESTRUCTURING OFFICE: Consider and take action on the restructuring of the office to be the most efficient at the least amount of cost to taxpayers.

Patty Durkin made the suggestion to contract with someone to be administrator then have a full time clerk for clerical duties such as minutes, filing, phones etc. The contract person would be part time to handle the more certified higher level duties.

Keith Perry signed up to speak but he had nothing to add.

Tom Spencer signed up to speak and he disagrees with Patty. He said the town secretary is the go to person that makes things happen and a certified town secretary with commitment to the town and will bond with the citizens is what the town needs.

Ann Faulkenberg signed up to speak and she advised the council to be cautious to rush to a decision and take volunteers to help and for the council to do some homework in the meantime.

Norma Barker signed up to speak and she likes the idea of exploring options.

Nick Augustine made a suggestion of looking in to cost effective software that would transcribe meeting minutes and minimize man hours.

Bill Krueger signed up to speak and he said the town needs an anchor. The secretary needs to be a special person and the town needs to offer a competitive salary with benefits and an assistant should be trained to handle the office in the absence of the secretary.

No action was taken on this item.

10. EXECUTIVE SESSION: Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated, the Town Council may hold a closed meeting.

- A. Government code 551.071-Confidential legal advice regarding pending or contemplated litigation.
- B. Government code 551.074-Personnel-to deliberate the appointment, employment, evaluation, reassignment or duties of office staff and applicants for staff positions.

Cindy Aughinbaugh made a motion to move to executive session. Charles Grimes seconded. The motion passed and council went to executive session at 8:35PM.

Paula Woolworth made a motion to move out of executive session. Matthew Haines seconded. The motion passed and regular session resumed at 10:12 PM.

Paula Woolworth made a motion to adjourn. Cindy Aughinbaugh seconded. Motion passed and meeting adjourned at 10:13 PM

PASSED AND APPROVED THIS _____ DAY OF _____, 2014.

APPROVED _____

MAYOR