

NOTICE OF REGULAR COUNCIL MEETING
TOWN OF SHADY SHORES
7:00 P.M., MONDAY, MARCH 7th, 2011
SHADY SHORES COMMUNITY CENTER
101 SOUTH SHADY SHORES ROAD

MINUTES

1. **CALL TO ORDER-***The meetings was called to order at 7 p.m.*

Members Present

Mayor Olive Stephens
Mayor Pro-Tem Betty Brown
Cindy Spencer
Cindy Aughinbaugh
Polly Carter

Members Absent

Charles Grimes

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.
1. Consider and take action relative to the minutes of the 02/7/11 Council Meeting
 2. Consider and take action relative to the January 2011 Financial Reports

Councilmember Polly Carter asked that the financial reports be removed from the consent agenda for discussion. Ms. Carter asked the Mayor to explain who Shantell Ross was and why the council had not seen a resume or any information on her previously. Councilmember Carter stated that she felt the council needed to be made aware anytime someone was hired. Councilmember Carter also asked if the Mayor would be giving a report on the financials under reports.

Mayor Stephens replied that Shantell was a part-time employee who worked not more than 10 hours per week. She also stated that the financial reports had been included in the council packets for quite some time. She stated that although the information had been provided she had not previously given reports, but suggested that perhaps Councilmember Carter would like to give the report or that Wendy Withers should give the report.

Betty Brown made a motion to approve the minutes of February 7, 2011 and the January 2011 Financial Reports. Cindy Spencer seconded the motion. Motion carried, 3-0 (Polly Carter abstained from voting as she had not received a copy of the minutes prior to the meeting)

4. **POISON PREVENTION WEEK-**Mayor Stephens will read a proclamation, claiming March 20-26, 2011 as Poison Prevention Week.

Mayor Stephens read a proclamation claiming March 20-26th 2011 as Poison Prevention Week.

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

STATUTE: The governing body of 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.

There was no one signed up to speak on this item.

6. LAKE CITIES LIBRARY- Cecil Carter will be present to give an update on the Lake Cities Library and introduce the new Librarian Barbara Thompson to the town council.

Cecil Carter was present and gave a report about the status of the Lake Cities Library. A packet was handed out to the council highlighting some of this year's statistics. In addition Mr. Carter provided the council with a calendar that outlines all the programs provided by the library. (A copy of these reports are available at Town Hall for review) Mr. Carter introduced the new Lake Cities Librarian Barbara Thompson to the Council. Ms. Thompson has been with the library approximately 1 month and has moved to this area from Pennsylvania, although she was raised in Amarillo Texas.

Councilmember Cindy Aughinbaugh asked Mr. Carter if there were any plans to purchase electronic books. Mr. Carter stated at this time e-books were not available at the library due to the cost.

Councilmember Carter asked if this particular topic would be brought up again this year at budget time, to which Mr. Carter responded yes.

Mayor Pro-tem Betty Brown asked how the historical project was coming along and Mr. Carter replied the project was going really well and that they were gathering a lot of information, and would be looking for someone who would be expert in editing the information assembling the information in an easy to use format. Mayor Stephens asked if the project was completed and Mr. Carter responded that he felt this was on on-going project.

Councilmember Cindy Spencer asked if the number of computers available at the library was adequate and Mr. Carter responded it was not based on the amount of time they were being used.

A citizen asked the status on some of the cities combining to build a bigger library. Mr. Carter stated he did not think that was going to happen, but hoped that at some point, we would be able to expand.

7. TEXAS TRASH OFF (Keep Texas Beautiful)- Consideration and take action relative to a request made by Norma Barker for funds to participate with surrounding cities in trash removal day.

Norma Barker made a request to the council for funds to allow the Town of Shady Shores to participate in a trash clean up day. The "Texas Trash Off" will be held on April 2, 2011 from approximately 9 a.m. to 12 p.m. Prizes will be given during the day. Participants will meet at 9 a.m. at the Sonic in Lake Dallas for a small breakfast before the clean up begins. The requested funds (\$50) would help offset the cost of advertising and drinks. The clean up for Shady Shores is scheduled to take place at the boat ramp area. Cindy Aughinbaugh made a motion to appoint \$50 for participation in the Trash Off. Cindy Spencer seconded the motion. Motion carried 4-0.

- On a side note, Jim Tiller stated he would like to recognize Norma Barker for all her efforts to pick up trash and keep the town clean.

8. **BUILDING INSPECTOR/INSPECTIONS-** The building inspector Jim Stiggleman will make a presentation to the Council and answer questions regarding the building inspection process.

Mayor Stephens stated that Mr. Stiggleman would not be present at the meeting tonight, but that he had in fact turned in his resignation due to the increase in gas prices and the limited work that we had for him at this time. Mayor Stephens said that she would like to continue to work with Jim until he completes the inspections for the current houses that are being built.

Patty Durkin 441 Paradise Cove- wanted to remind the council of her personal experience with the building inspector. She did not feel he inspected her hot water heater correctly. She mentioned a home at 1001 Rio Bravo way where the inspector had signed off on the house, but the plumbing had to be replaced entirely. One of the bathrooms in the home was not vented. When the plumber returned to re-inspect the plumbing replacement, he failed to note that most of the pipes were not connected. Mrs. Durkin cautioned the council to not keep this building inspector on. Mrs. Durkin felt like the research had already been done and the council could look at previous meetings and find information about other building inspectors that the town had considered.

Mayor Stephens stated that Mr. Stiggleman has never told her he didn't have time to complete the inspections. The Mayor also stated that we had information from other citizens who were pleased with his performance.

Councilmember Carter asked if finding a new inspector would be on the April agenda.

Councilmember Aughinbaugh asked the mayor how long she thought it might take to get another inspector. The Mayor answered she didn't know how long, but felt it might be difficult because we don't have many inspections to be done.

Councilmember Cindy Spencer asked if Mr. Stiggleman knew about the complaints that had made against him. The Mayor stated that he knew about Patty Durkin's complaint, but she had no knowledge of these other complaints. However in his defense the plumber had not notified us that the hot water heater was moved from upstairs to downstairs.

Mayor Pro-Tem Brown asked what stage of completion the houses that were in progress were in. Cindy Aughinbaugh stated that she was concerned because she felt that one way or another he would be gone by May. The Mayor agreed and said she was trying to make sure we had a replacement by May 1.

Ann Falkenberg 311 Lakeshore- stated that she hoped the council would follow a process for selecting the new inspector and for performing inspections. She stated there was a swimming pool put in place last summer that still doesn't meet the five foot fence requirement. She stated that she hoped the town would make sure we had someone qualified for this job.

Councilmember Cindy Aughinbaugh asked that this be placed on the April Agenda for at least an update.

9. **ARBOR SHORES DRAINAGE PROJECT REPORT-**Thomas Hoover as well as representatives from Cole Construction Inc. will be present to discuss and answer questions relative to project specifications and procedures for Arbor Shores.

Mr. Thomas Hoover was present and gave an overall description of the project and the work to be

performed. Mr. Hoover answered the council's questions and stated that the contractor would have a representative onsite during the entire project. Information will be posted on the town's website and updated as information changes. The project is to be completed within 45 days weather permitting.

10. WATER WELL PERMIT- Consideration and take action relative to a request for a water well permit made by Sharon Hooks.

Mayor Stephens stated that LCMUA had approved the well permit based on the letter submitted. In addition, the engineer has approved the request pending the approval of the revised site plan.

Cindy Aughinbaugh made a motion to approve the water well permit subject to the engineer's approval of the site plan. Betty Brown seconded the motion. Motion carried. 4-0

11. EASEMENT ABANDONMENT- Consideration and take action relative to a request made by Hidden Valley Airpark for the closing the easement between Lots 140S and 141S.

JR Mosier was present from Hidden Valley Airpark to address the request for the easement abandonment between lots 140S and 141S. The Mayor stated that Town was waiting for approval from LCMUA on the abandonment of the easement. Mr. Mosier told the council that they were in receipt of the correspondence from the town's engineer and that they would be meeting with LCMUA on Wednesday. This easement was the only sewer easement for the sewer system. There were no other easements anywhere in the subdivision. Another meeting was scheduled for March 14th 2011, to further discuss this issue and any recommendations made by LCMUA. Betty Brown made a motion to table this agenda item. Cindy Spencer seconded the motion. Motion carried. 4-0

12. CIELO LANE PARKING ISSUES-discuss parking issues at the entrance of Cielo Lane as requested by Councilmember Polly Carter.

Councilmember Carter stated that residents had complained to her that cars were parking at the entrance to the Corps property trails and that it made it difficult and dangerous for the school buses and other vehicles to get by. Currently the town does not have an ordinance that addresses parking on the street, except for the zoning ordinance which addresses overnight parking only. There was discussion whether or not there needed to be a new ordinance passed regulating the parking on streets. Councilmember Aughinbaugh asked if this was a new problem.

Patty Durkin reported that the problem has arisen because the Corps has recently cleaned up the property and advertised the trails, and there doesn't seem to be a clear indication where the parking is for the walking trails.

A suggestion was made to try to add some natural barriers to keep people from parking on the property.

13. SPECIAL EVENTS-Consider and take action relative to a request made by Cindy Spencer for funds to cover the cost of the May 7th event in celebration of Mayor Stephens.

The Mayor excused herself for five minutes and asked Betty Brown to take over the meeting. Cindy Spencer asked for up to \$5,000 dollars to spend on the retirement event. Councilmember Spencer stated that we would be having the event at Olive Stephens Elementary school and that they had waived the fee for the building use. Expenses are to cover food, entertainment, photographer, creative gift for the Mayor. Cindy Aughinbaugh made a motion to approve up to \$5,000 for this event. Cindy Spencer

seconded the motion. Motion carried 4-0.

There is a worksession scheduled for March 21, 2011 at 7 p.m.

14. REQUEST FOR STREETLIGHT-Consider and take action relative to a request made by the Orchard Homeowner's association for the installation of a streetlight.

Jim McIntyre, 203 Moonlit path made a request for two streetlights. There has been a recent rash of thefts on Meadowlark Street and the residents feel that this may help deter crime in the area. There was some discussion relative to the price for street lights. Councilmember Aughinbaugh mentioned that Shady Shores was the main entrance into town and that there were not many street lights here and that it was pretty dark. Councilmember Polly Cater mentioned that she had previously passed out a list of persons who requested street lights and didn't think it would be fair to grant this request to the Orchards without considering the other street light requests first. The Mayor stated that she would check with the electric company and ask him to evaluate the situation to see what could be done about installing street lights there.

15. REPORTS AND COMMENTS FROM COUNCILMEMBERS

- a. Mayor Olive Stephens- Clean up of the Corps property north of the boat dock- Mayor Stephens reported that several individuals were working hard to do a clean up of the corps property and she really appreciated it.
- b. Councilmember Cindy Spencer –Website- Councilmember Spencer stated she had nothing to report at this time.
- c. Councilmember Polly Carter- Corps Committee, Road Committee – Councilmember Carter reminded everyone she was not on the Road Committee and longer and would no longer be reporting on this. Councilmember Carter reported she had been working with the master naturalist on the Corps property under the agreement that the Town of Shady Shores had with the Corps of Engineers. Councilmember Carter stated she had plans to get more volunteers enlisted to help them with the project.
- d. Councilmember Charles Grimes- Police Department (Most recent police report)- not present
- e. Discuss and take action relative to future agenda items

Betty Brown asked for information about the engineering firm giving a second opinion on the building.

Waste Management Contract

Councilmember Carter stated she has asked to have the reports and comments from the council members at the beginning of the agenda. She feels that leaving the reports at the bottom of the agenda is not fair to the citizens.

16. ADJOURN- Cindy Aughinbaugh made a motion to adjourn. Cindy Spencer seconded the motion. Motion carried 4-0.

As authorized by section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the city attorney on any agenda item listed herein.

Passed and approved this 4th day of April, 2011

_____/s/_____
Olive Stephens, Mayor

Attest:

_____/s/_____
Wendy Withers