



**TOWN OF SHADY SHORES
SHADY SHORES TOWN COUNCIL
REGULAR SESSION
MARCH 8, 2021; 7:00 PM
VIRTUAL MEETING
SHADY SHORES COMMUNITY CENTER
101 S. SHADY SHORES ROAD
SHADY SHORES, TX 76208**

MINUTES

In response to the coronavirus pandemic, effective March 16, 2020, Texas Governor Abbott suspended certain Open Meeting rules to allow meetings of government bodies that are accessible to the public to decrease large groups of people from assembling. The suspension temporarily removes the requirement that government officials and members of the public be physically present at a meeting location. The meeting was held via Zoom Teleconference Meeting 898 6228 1580.

MINUTES

Cindy Aughinbaugh	Mayor	Present (virtual)
Tom Newell	Mayor Pro-Tem	Present (virtual)
Matthew Haines	Councilmember	Present (virtual)
Charles Grimes	Councilmember	Present (virtual)
Jack Nelson	Councilmember	Present (virtual)
Mike Nowels	Councilmember	Present

STAFF PRESENT: Wendy Withers, Town administrator; Amber Schuler, Municipal Court Administrator, Jim Shepherd, Town Attorney (virtual); David Francis, Binkley & Barfield (virtual)

MEETING LOG IN DIRECTIONS

1. Topic: Shady Shores Town Council Meeting
Time: Mar 8, 2021 07:00 PM Central Time (US and Canada)

Join Zoom Meeting
<https://us02web.zoom.us/j/89862281580?pwd=US9SVUJJJaXNjQ0paODhwd0JBZEduZz09>

Meeting ID: 898 6228 1580
Passcode: 966760
One tap mobile
+13462487799,,89862281580#,,, *966760# US (Houston)
+12532158782,,89862281580#,,, *966760# US (Tacoma)

CALL TO ORDER

Mayor Aughinbaugh called the meeting to order at 7:00 pm.

ROLL CALL

Establish a quorum.

Mayor Aughinbaugh called the roll, and a quorum was established for the record.

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.)

Councilmember Mike Nowels led the Pledges of Allegiance to the US Flag and the Texas Flag.

PROCLAMATIONS, PRESENTATIONS AND AWARDS

COUNCILMEMBER/COMMITTEE/STAFF REPORTS:

1. Keep Shady Shores Beautiful

Keep Shady Shores Beautiful Chairman Nathan Abato was present to announce that Shady Shores has received its designation as a Tree City. In addition, the board has also received a grant that will pay for the plants that will be placed in the proposed Butterfly Garden.

2. Planning and Zoning Commission Report

Allen Lea gave the Planning and Zoning Commission report, stating that the board recommended approval of the two zoning change requests that would be coming for the council and had also worked on updates to the thoroughfare plan.

3. Animal Control

Councilmember Charles Grimes gave the Animal Control Report.

4. Code Enforcement

Councilmember Charles Grimes gave the Code Enforcement report.

5. Police Department

Councilmember Matthew Haines gave the January 2021 Police Report.

6. Fire Department

Mayor Pro Tem Tom Newell gave the February 2021 Fire Department Report.

7. Mayors Report

Mayor Aughinbaugh stated that she would be issuing an emergency order to allow temporary living quarters for a resident who had extreme damage to his home during the Winter Storm Event of February 15-19th 2021.

8. Staff Report

Town Administrator Wendy Withers gave the staff report as well as a debriefing about the Winter Storm Event. Councilmembers discussed ways to be better prepared in the event of loss of power occurs again for an extended time.

9. Roads, Drainage, Capital Improvements

Councilmember Mike Nowels gave a regarding roads, drainage, and other capital improvements in the Town topics of discussion included improvements to Dobbs Road, S. Shady Shores Bridge Project and a recent meeting with Commissioner Ryan Williams. David Francis with Brinkley & Barfield was present to

give updates relative to the Olive's branch drainage project, the Shahan drainage study and Adkisson Ranch.

10. Announcements

-Town Hall Closed 4/2

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.

Tom Newell made a motion to approve the items on the consent agenda with changes to the minutes (removing references to Councilmember Charles Grimes as he was unable to attend the meeting).

Charles Grimes seconded the motion.

Discussion: None

Ayes: Grimes, Haines, Nelson, Newell, Nowels

Nays: None

The motion passed unanimously.

1. Minutes- Consider and act on approval of the minutes of the February 8, 2021 Town Council meeting.

2. Election Contract- Consider and act on approval of a contract with Denton County Elections office to hold the 2021 General Election of City Officials.

CITIZENS COMMENTS

This is your opportunity to comment on an item on the agenda, or any other relevant topic. If the item on the agenda you wish to comment on is set for a public hearing, please give your remarks on that item when the public hearing is opened. Speakers will be limited to three (3) minutes.

Lynn Grimes 112 Lakeshore thanked the Mayor and staff for their communication efforts during the Winter Storm Event.

REGULAR AGENDA ITEMS

1. Public Hearing Borden- Conduct a public hearing relative to a request made by John Borden for a Zoning Change from R-2000 to H-1200-4300 and a replat, for the property more legally known as Lot 8 Block B, Lots 12 & 13 Block A in the JW Franck's Camp Addition in the B. Eaves Survey A-388, (547 and 548 Laura).

A) Open Public Hearing

B) Applicant

C) Those in Favor of the request

D) Those in Opposition to the request

E) Rebuttal if desired

Mayor Aughinbaugh opened the Public hearing at 7:38 pm

There was no one present to speak in favor, however Town Administrator stated that she had received an email from Luanne Monti supporting the request.

No one spoke in opposition to the request.

Mayor Aughinbaugh closed the public hearing at 7:39 pm

2. Action Regarding Public Hearing- Consider and act on recommendation of a request for a zoning change from R-2000 to H-1200-4300 for the property more legally known as Lot 8 Block B, Lots 12 & 13 Block A in the JW Franck's Camp Addition in the B. Eaves Survey A-388, (547 and 548 Laura).

Charles Grimes made a motion to approve the request for a zoning change from R-2000 to H-1200-

4300. Jack Nelson seconded the motion.

Discussed: None

Ayes: Grimes, Haines, Nelson, Newell, Nowels

Nays: None

The motion passed unanimously.

3. Public Hearing- conduct a public hearing relative to a request made by Chase and Kristen Folks for a Zoning Change from R-2000 to H-1200-4300, for the property more legally known as 301 E 7th Street.

A) Open Public Hearing

B) Applicant

C) Those in Favor of the Request

D) Those in Opposition to the Request

E) Rebuttal, if desired

F) Close Public Hearing

Mayor Aughinbaugh opened the Public Hearing at 7:41 pm

There was no one signed up to speak in favor of the request.

There was no one signed up to speak in opposition to the request.

Mayor Aughinbaugh closed the Public Hearing at 7:42 pm.

4. Action Regarding Public Hearing (301 E. 7th Street) - Consider and act on recommendation of a request for a zoning change from R-2000 to H-1200-4300 for the property more legally known as 301 E. 7th Street.

Tom Newell made a motion to approve the zoning change request from R-2000 to H-1200-4300. Mike Nowels seconded the motion.

Discussion: None

Ayes: Grimes, Haines, Newell, Nowels, Nelson

Nays: None

The motion passed unanimously.

5. Solid Waste Contract- Consider and act on approval of a contract with Republic Services for the collection of solid waste and recycling in the Town of Shady Shores.

Tom Newell made a motion to approve the contract for Solid Waste services with Republic Services. Jack Nelson seconded the motion.

Discussion: Councilmember Mike Nowels wanted the council to be aware that unless we actively terminated the contract, it would automatically renew at the end of five (5) years.

Ayes: Grimes, Haines, Nowels, Newell, Nelson

Nays: None

The motion passed unanimously.

6. Council Liaisons- Consider and act on appointing Councilmembers to serve as liaisons for services and committees.

Councilmember Matthew Haines stated he would need to step back from some of his duties due to time constraints. Councilmember Haines currently services as the Police Liaison and on the Investment Committee.

Councilmember Mike Nowels will serve on the Investment Committee

Mayor Pro Tem Tom Newell will serve as the Police Department liaison.

Councilmember Jack Nelson will serve as the Fire Department Liaison.

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.

1. Executive session. 552.071 Confidential legal advice regarding the development of 120 Garza Road and the legal options available.

Mike Nowels made a motion to adjourn to Executive Session at 7:55 pm. Tom Newell seconded the motion.

Discussion: None

Ayes: Grimes, Haines, Nowels, Newell, Nelson

Nays: None

The motion passed unanimously.

Mike Nowels made a motion to reconvene into Open Session. Tom Newell seconded the motion.

Discussion: None

Ayes: Grimes, Haines, Nelson, Nowels, Newell

Nays: None

The motion passed unanimously, and the Council reconvened into Open Session at 8:21 pm.

ACTION REGARDING EXECUTIVE SESSION

1. Consider and act on Executive Session items.

There was no action to take as a result of Executive Session.

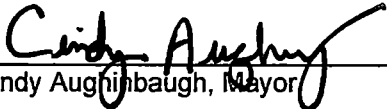
FUTURE AGENDA ITEMS AND STAFF DIRECTION

ADJOURN

Jack Nelson made a motion to adjourn. Tom Newell seconded the motion. The meeting was adjourned at 8:22 pm

PASSED AND APPROVED THIS THE 12th DAY OF April, 2021.

APPROVED:


Cindy Aughinbaugh, Mayor

ATTEST:


Wendy Withers, Town Administrator/Secretary

