



**TOWN OF SHADY SHORES
SHADY SHORES TOWN COUNCIL
SPECIAL CALLED SESSION
FEBRUARY 27, 2024; 7:30 PM
SHADY SHORES COMMUNITY CENTER
101 S. SHADY SHORES ROAD
SHADY SHORES, TX 76208**

MINUTES

CALL TO ORDER

Mayor Aughinbaugh called the meeting to order at 7:34 pm.

ROLL CALL

Establish a quorum.

MEMBERS PRESENT

Mayor, Cindy Aughinbaugh, Councilmember, Place 5 Charles Grimes, Mayor Pro Tem (3) Tom Newell, Councilmember, Place 2 Mike Nowels, Councilmember Place 4 Bill Emsoff, (virtual) Councilmember, Place 1 Jeff Belton

STAFF PRESENT:

Amber Schuler, Municipal Court Administrator/Deputy Town Secretary; Katie Klein, Community Relations Admin

ORDINANCE CANCELING THE MAY 4, 2024 GENERAL ELECTION OF CITY OFFICIALS

Consider and act on approval of an Ordinance canceling the May 4, 2024 Election of City Officials.

A motion was made by Mayor Pro Tem (3) Tom Newell, seconded by Councilmember, Place 5 Charles Grimes; to approve an Ordinance canceling the May 4, 2024 Election of City Officials. The motion carried. ORDINANCE 385-02-2024

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Bill Emsoff, Jeff Belton

No: 0 - None

Recused: 0 - None

TOWN ATTORNEY

Consider and act on the position of the Town Attorney to include; review of current services, interviews with current and potential candidates for Town Attorney, the appointment or reappointment of a Town Attorney.

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. Section 551.074 - Personnel Matters - (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Town Attorney.

A motion was made by Councilmember, Place 2 Mike Nowels, seconded by Mayor Pro Tem (3) Tom Newell, to recess into Executive Session. The motion carried and the council recessed into Executive Session at 7:35 pm.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Bill Emsoff, Jeff Belton

No: 0 - None

Recused: 0 - None

A motion was made by Councilmember, Place 5 Charles Grimes, seconded by Councilmember Place 1 Jeff Belton, to reconvene into Open Session. The motion carried and the Council reconvened into Open Session at 8:24 pm.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Bill Emsoff, Jeff Belton

No: 0 - None

Recused: 0 - None

ACTION REGARDING EXECUTIVE SESSION

Consider and take appropriate action on the appointment of an individual or legal firm to provide legal services for the Town of Shady Shores.

Appropriate action may include the following:

1. Reappointment of the current Town Attorney pending a new contract.
2. Approval of a Resolution to remove the current legal counsel (requires a 2/3 vote of the Town Council)
3. Direct staff to prepare a resolution to appoint new legal counsel
4. Direct the Mayor and or appropriate staff to enter into contract negotiations with a new firm
5. Staff direction relative to timelines, and other administrative tasks.

A motion was made by Mayor Pro Tem (3) Tom Newell, seconded by Councilmember, Place 2 Mike Nowels, to develop a contract (letter of engagement) with each of the two candidates. Mike Nowels seconded the motion.

The candidates were asked to submit their contracts/letters of engagement no later than March 15, 2024.

Kris Homyk of Peace and Associates will be assigned the following duties:

Municipal Court- Prosecutor Lead

Code Enforcement

Dangerous Structures

Open Records

Open Meetings

Agenda Review

Public Bidding

Ordinance Review

Contract Review

Legislative Changes

Jim Shepherd of Shepherd Law Firm will be assigned the following duties:

Zoning and Land Use

Economic Development

Special Finance Tools (TIRZ, PID, Sales TAX, Bonds)
Municipal Court- Alternate

The following tasks may be assigned to either attorney or an outside firm as deemed appropriate by staff and Town Council

Condemnation
Miscellaneous Tasks
Litigation
Contract Review

The goal is to have the contracts (letter of engagement) reviewed and approved at the March 25th, 2024 Town Council meeting. Contracts (letters of engagement) should include a 6 month review period, Detailed billing statements submitted no later than 30 days after the month's end. An out clause should be included in the contract (letter of engagement)

The motion carried.

Yes: 3 - Tom Newell, Mike Nowels, Bill Emsoff

No: 2 - Charles Grimes, Jeff Belton

Recused: 0 - None

FUTURE AGENDA ITEMS AND STAFF DIRECTION

ADJOURN

A motion was made by Councilmember, Place 5 Charles Grimes, seconded by Councilmember, Place 2 Mike Nowels, to Adjourn at 8:26 pm. The motion carried.

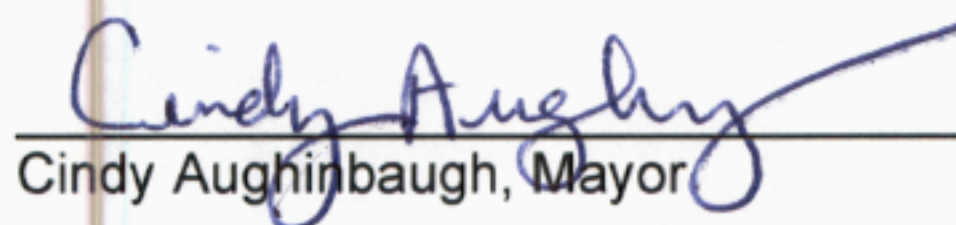
Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Bill Emsoff, Jeff Belton

No: 0 - None

Recused: 0 - None

PASSED AND APPROVED THIS THE 25th DAY OF March, 2024.

APPROVED:


Cindy Aughinbaugh, Mayor

ATTEST:


Wendy Withers, Town Secretary/Administrator



