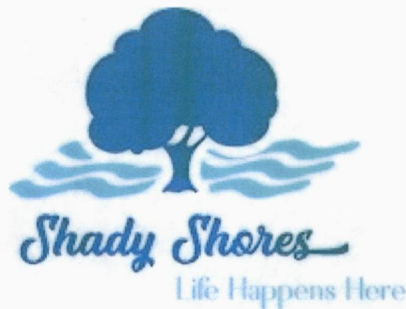




**TOWN OF SHADY SHORES
SHADY SHORES TOWN COUNCIL
REGULAR SESSION
FEBRUARY 12, 2024; 6:00 PM
SHADY SHORES COMMUNITY CENTER
101 S. SHADY SHORES ROAD
SHADY SHORES, TX 76208**

MINUTES

CALL TO ORDER

Mayor Aughinbaugh called the meeting to order at 6:00 pm.

ROLL CALL

Establish a quorum.

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

MEMBERS PRESENT

Councilmember, Place 5 Charles Grimes, Mayor Pro Tem Tom Newell, Councilmember, Place 2 Mike Nowels, Councilmember Place 4 Bill Emsoff, Councilmember, Place 1 Jeff Belton

STAFF PRESENT:

Wendy Withers, Town Administrator; Amber Schuler, Municipal Court Administrator; Katie Klein, Community Relations Admin; Jim Shepherd Town Attorney; Richard Arvizu, Town Engineer

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.)

PROCLAMATIONS, PRESENTATIONS AND AWARDS

WORK SESSION

1. Conduct a work session relative to the purchase of land for municipal improvements.

A motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 2 Mike Nowels, to recess into Executive Session. The motion carried and the Council recessed into Executive Session at 6:01 pm.

Yes: 5 - None

No: 0 - None

Recused: 0 - None

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. 1. Consultation with Town Attorney 551.072 (real estate) and 551.071 (legal)- Deliberation regarding real property - discussion relative to future purchase of land.

A motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 5 Charles Grimes, to reconvene into Open Session. The motion carried and the Council reconvened into open session at 7:06 pm.

Yes: 5 - None

No: 0 - None

Recused: 0 - None

There was no action taken as a result of Executive Session.

COUNCILMEMBER/COMMITTEE/STAFF REPORTS:

1. Community Relations Reports (Klein)

Community Relations Admin Katie Klein gave the Community Relations Report.

2. Animal Control/Code Enforcement (Belton)

Councilmember Jeff Belton gave the animal control report and the Code Enforcement Report for January 2024.

3. Planning and Zoning Commission (Emsoff, Juve, Schuler)

Councilmember Bill Emsoff gave the Planning and Zoning Commission Report. The board had a presentation from Fred Gibbs from Little Elm regarding future Land Use and Development. The Board continues to work on the comprehensive plan.

4. Municipal Court/Solid Waste Account

Municipal Court Administrator Amber Schuler gave the Municipal Court and Solid Waste Reports.

31 citations

19 Warnings

16 settled out of court

3 new accounts, 0 disconnections for the month of January. Ms. Schuler reported that the solid waste invoices were to go out this week. This will be the first invoicing performed through the new system.

5. Public Safety Reports (Newell)

Mayor ProTem Tom Newell gave the Fire Department report for January 2024 and the Police Report for December 2023.

6. Roads, Drainage, Capital Improvements (Engineering)

David Francis from Binkley & Barfield was present to give an update on road improvements and capital improvements.

Fritz Lane @ W. Shady Safety Improvements have been completed.

Oberman Lane Paving and Drainage Improvements project has been completed and a formed punch list, and items have been completed. Cielo Lane pavement has been completed.

Shahan Lane Road Addition and Improvements, bonds are in place, contract documents should arrive no later than Wednesday. That should get wrapped up this week.

Lakeshore Bluffs was on hold for a variety of issues, but things have been going very well so far, and that subdivision is progressing very well. The majority of the roads have been cut in and they are prepared to begin paving the roads.

Capital Projects Improvements List, if there are questions, he'll be happy to answer them at that time.

7. Town Administrators Report (Withers)

Town Administrator Wendy Withers gave the Town Administrators report.

8. Announcements

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 motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 2 Mike Nowels; to approve the items on the consent agenda. The motion carried.

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

No: 0 - None

Recused: 0 - None

1. Ordinance Calling the 2024 General Election of City Officials-Consider and act on approval of an Ordinance calling the May 4, 2024, General Election of City Officials.
Ordenanza que convoca la elección general de funcionarios municipales de 2024- Considerar y actuar sobre la aprobación de una ordenanza que convoca la elección general de funcionarios municipales del 4 de mayo de 2024.

APPROVED ORDINANCE 384-02-2024

2. Interlocal Agreement Dobbs Road

APPROVED

3. Interlocal Agreement W. Shady Shores Road

APPROVED

4. Minutes- Consider and act on approval of the minutes from the January 8, 2024 Town Council Worksession and the January 8, 2024 Town Council meeting.

APPROVED

5. Agreement for Use of Landfill- Consider and act on approval of an agreement for the Use of the Landfill known as Camelot.

APPROVED

6. Interlocal Agreement Failure to Appear Program-Consider and act on approval of an interlocal agreement for participation in the Failure to Appear Program.

APPROVED

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.

Bill Krueger, 103 Cielo Lane, 3 boiler points, upcoming election, hopes that any alderman would be helpful to the community.

Had a neighbor call him, talking about service fees, being charged by the Town of Shady Shores, he installed new air conditioning. Fees are too high. David made a comment that we should increase the width of the streets, and that we are going to have more traffic in the future.

David Yoakum, 414 Jones. If, back here complaining about the roads. We came out and sprinkled some gravel and didn't repair the potholes. All you did was come and sprinkle some gravel, how can you be called the infrastructure team if you can fix a pothole. You guys didn't do anything, if this was acceptable for, why wasn't it acceptable for Cielo, why do we have to accept broken roads which in another 15-20 days we are back to square one, it is just not right that you expect them to be quiet about.

REGULAR AGENDA ITEMS

1. 2022/2023 FY Audit- Receive a report from Carl Deaton of Deaton,Hankins, Tonn and Seay regarding the 2022/2023 Fiscal Year Audit. Consider and act on approval of the audit.

Mayor Aughinbaugh moved to this agenda item at 7:15 pm. Carl Deaton, of Deaton, Hankins, Tonn and Seay gave the 2022-23 Fiscal Year Audit Report.

2. Infrastructure Discussion

The Council conducted a worksession relative to the proposed infrastructure plan; Ideas generated for further investigation include:

Maintenance Program
Different Tiers of Roads
Interest Rates for Bond Issues
Equipment to grade and gravel
Contracts for service

3. Public Hearing -Conduct a Public Hearing relative to a request made by Quest Trust Company FBO Rudy Susantio IRA 33776-11 for a Zoning Change of the property legally known as Keating Kove Acres Lot 4. The total acreage is 0.1446 and the proposed zoning change contains one, single family homesite. The zoning request is to change the zoning of the lot to the H-1200-4300 Historical District.

A) Staff Report
B) Open Public Hearing
C) Applicant
D) Those in Favor
E) Those Opposed
F) Rebuttal if Desired
G) Close Public Hearing

Mayor Aughinbaugh opened the public hearing at 8:25 pm

The applicant was not present

No one spoke in favor of the request

No one spoke in opposition to the request.

Mayor Aughinbaugh closed the public hearing at 8:25 pm.

4. Action Regarding Public Hearing - Consider and act on a request made by by Quest Trust Company FBO Rudy Susantio IRA 33776-11 for a Zoning Change of the property legally known as Keating Kove Acres Lot 4. The total acreage is 0.1446 and the proposed zoning change contains one, single family homesite. The zoning request is to change the zoning of the lot to the H-1200-4300 Historical District.

A motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 1 Jeff Belton, to table this agenda item. The motion carried.

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

No: 0 - None

Recused: 0 - None

5. Public Hearing -Conduct a Public Hearing relative to a request made by Quest Trust Company FBO Rudy Susantio IRA 33776-11 for a replat of the property legally known as Keating Kove Acres Lot 4. The total acreage is 0.1446 and the proposed zoning change contains one, single family homesite.

A) Staff Report
B) Open Public Hearing
C) Applicant
D) Those in Favor
E) Those Opposed
F) Rebuttal if Desired
G) Close Public Hearing

Mayor Aughinbaugh opened the public hearing at 8:26 pm

The applicant was not present

No one spoke in favor of the request

No one spoke in opposition to the request.

Mayor Aughinbaugh closed the public hearing at 8:26 pm

6. Action Regarding Public Hearing -Consider and act on a request made by Quest Trust Company FBO Rudy Susantio IRA 33776-11 for a replat of the property legally known as Keating Kove Acres Lot 4.
A motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 1 Jeff Belton, to table this agenda item The motion carried.

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

No: 0 - None

Recused: 0 - None

7. Keep Shady Shores Beautiful Appointments- Consider and act on accepting the resignation of Karen Thomas from the Keep Shady Shores Beautiful Committee. Consider and act on appointing an individual or individuals to fill the vacant positions.

A motion was made by Mayor Pro Tem Tom Newell, seconded by Councilmember, Place 1 Jeff Belton; to appoint Juan Hernandez Herrera to fill the space for Keep Shady Shores Beautiful Place 1 that was vacated by Karen Thomas.

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

No: 0 - None

Recused: 0 - None

8. Request to abandon Alley or Roadway-Consider and discuss a request made by Kent Taylor to close the unimproved roadway located to the north of Block 15, Lots 1-6 in the B. Eaves Survey, AB 388. (The map shows this road as Christi Lane)

The Town Council took no action on this agenda item. Mr. Kent Taylor, 403 Spring Park Road, requested that the Town Council consider the sale or release of the unimproved right of way that is located adjacent to the north end of his property, where he currently parks his trailer.

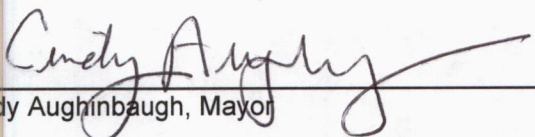
FUTURE AGENDA ITEMS AND STAFF DIRECTION

Infrastructure Discussion

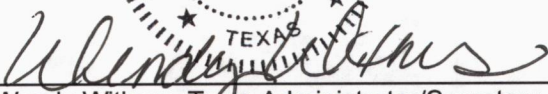
ADJOURN

PASSED AND APPROVED THIS THE 8th DAY OF April, 2024

APPROVED:


Cindy Aughinbaugh, Mayor

ATTEST:



Wendy Withers, Town Administrator/Secretary