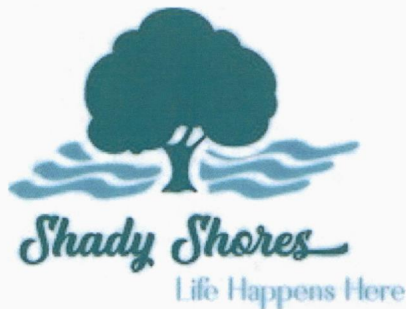




**TOWN OF SHADY SHORES
SHADY SHORES TOWN COUNCIL
REGULAR SESSION
OCTOBER 14, 2024; 7:00 PM
SHADY SHORES COMMUNITY CENTER
101 S. SHADY SHORES ROAD
SHADY SHORES, TX 76208**

MINUTES

CALL TO ORDER

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

ROLL CALL

Establish a quorum.

MEMBERS PRESENT

Mayor Cindy Aughinbaugh, Councilmember Place 5 Charles Grimes, Mayor Pro Tem, Place (3) Tom Newell, Councilmember, Place 2 Mike Nowels, Councilmember, Place 1 Jeff Belton, Councilmember Place 5 Josh Juve

STAFF PRESENT:

Wendy Withers, Town Administrator; Katie Klein, Community Relations Admin; Amber Schuler, Municipal Court Administrator; Kris Homyk, Staff Attorney; David Francis, Binkley and Barfield, Engineering

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

1. 1. Proclamation in Honor of Levi Owen Eagle Scout Achievement

Mayor Aughinbaugh will move this agenda item to the November Town Council meeting as the honoree could not be present.

COUNCILMEMBER/COMMITTEE/STAFF REPORTS:

1. Roads, Drainage, Capital Improvements (Engineering)

David Francis gave the Roads, Drainage, Capital Improvements Report

2. Community Relations Reports (Klein)

Community Relations Admin Katie Klein, gave the Community Relations report.

Ellie Grimes, a Shady Shores resident who is working on her Girl Scout Gold award, updated the council on the progress of her project and stated that the first cleanup day will be Saturday October 19th, 2024.

3. Animal Control/Code Enforcement (Belton)

Councilmember Jeff Belton gave the Animal Control and Code Enforcement Reports for

September 2024.

4. Municipal Court/Solid Waste Reports (Schuler)

Municipal Court Administrator Amber Schuler gave the following reports:

Solid Waste Accounts

825 regular 243 Sr. Rate,

7 new accounts, 4 disconnected. Mrs. Schuler also reminded residents that the cleanup date is November 16th; and a photo ID and a copy of their most recent invoice will be needed to access the services.

Municipal Court

32 warnings and 20 citations, 27 cases disposed, November 6, 2024 next court date.

5. Planning and Zoning Commission Report (Lea, Schuler, Nowels)

Planning Zoning Commission Meeting there was nothing to report as there had not been a meeting to date.

6. Public Safety Reports (Newell)

Mayor Pro Tem Tom Newell gave the Public Safety Reports. Mayor Pro Tem Newell reported that Chief Jerry Garner had retired and that the new Chief would be starting on November 4.

7. Town Administrators Report (Withers)

Town Administrator Wendy Withers gave the staff report for September 2024.

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.

Councilmember Jeff Belton asked to item #5 the Swimming Pool Ordinance from the consent agenda
A motion was made by Councilmember, Place 1 Jeff Belton to approve items 1-4 on the consent agenda, Tom Newell seconded the motion. The motion carried.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Jeff Belton, Josh Juve

No: 0 - None

Recused: 0 - None

A motion was made by Councilmember, Place 1 Jeff Belton to table item #5 on the Consent Agenda, Tom Newell seconded the motion. The motion carried.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Jeff Belton, Josh Juve

No: 0 - None

Recused: 0 - None

1. Resolution Establishing a Broadband Renewal and Repair Fund-Consider and act on approval of a resolution establishing a Broadband Renewal and Repair Fund.

RESOLUTION 2024-834-10

2. Minutes-Consider and act on approval of the following minutes:

TC Work session 09.09.2024

TC Regular Session 09.09.2024

TC Special Called Session 09.23.2024

APPROVED

3. Investment Committee Report- Consider and Act on Approval of the 4th Quarter Fiscal Year 23/24 Investment Committee Report.

APPROVED

4. Resolution Designating an Official Newspaper- Consider and act on a resolution authorizing an official newspaper for the Town of Shady Shores.

RESOLUTION 2024-835-10

5. Ordinance Amending the Swimming Pool Ordinance- Consider and act on approval of an Ordinance amending the regulations for the construction of swimming pools.

TABLED

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; made comments relative to the proposed Ordinance related to Excessive Public Information Requests. Mr. Krueger asked how much time was spent on each request and if it's that difficult maybe the Town needs to hire additional staff to help.

Chance Hatchel 104 Shahan Drive, stated that he would like to speak about the drainage project at the Shahan Addition, he has submitted some complaints. Mr. Hatchel stated he had questions as to whether or not the project was sloped correctly.

Lynn Grimes, 112 Lakeshore Road, stated that she was present to say that she has been paying attention and would like to thank the council for all the wonderful changes that she has seen over the last two years. Ms. Grimes complimented the Mayor's musings, web site changes have been amazing over the last five years, and wanted to thank code enforcement stating she felt it was important, and huge leap we have made over the last few years. The road improvements we have made so far have been great, and she's aware it's a lot of money and will be voting in favor of extra taxes to take care of the roads. Ms. Grimes acknowledged that the town has drainage problems and appreciated that we were looking forward to handle the difference for 20 years from today. Ms. Grimes stated that the council was appreciated by a lot of their fellow services and thanked them for their service.

Mike Hutchinson 112 Lakeshore Road, echoed Ms. Grimes sentiments, and stated he appreciated the dedication and leadership of this group, and what we are trying to say is keep it up, we are proud of this town and so should they be.

REGULAR AGENDA ITEMS

1. Ordinance regarding Excessive Public Information Requests -Consider and act on approval of an Ordinance establishing monthly and annual time limits spent by Town staff responding to a requester of public information.

A motion was made by Councilmember, Place 2 Mike Nowels, seconded by Councilmember, Place 1 Jeff Belton; to approve an Ordinance regarding Excessive Public Information Requests - establishing monthly and annual time limits spent by Town staff responding to a requester of public information. The motion carried. **ORDINANCE 392-10-2024**

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Jeff Belton, Josh Juve

No: 0 - None

Recused: 0 - None

2. Dangerous Structure Ordinance- Consider and act on approval of an Ordinance regulating Dangerous Structures.

A motion was made by Councilmember Place 2, Mike Nowels, seconded by Councilmember Place 4, Josh Juve to approve an Ordinance regulating Dangerous Structures. The motion carried.

ORDINANCE 393-10-2024

Yes: 5 - Charles Grimes, Jeff Belton, Josh Juve, Tom Newell, Mike Nowels

No: 0 - None

Recused: 0 - None

3. Board Member Appointments- Consider and act on the appointment or re-appointment of board members to serve on the following Town of Shady Shores Boards:
Keep Shady Shores Beautiful Board

A motion was made by Councilmember, Place 5 Charles Grimes, seconded Mayor Pro Tem Tom Newell to table the appointments to the Keep Shady Shores Beautiful Board. The motion carried.

Yes: 5 - Charles Grimes, Jeff Belton, Josh Juve, Tom Newell, Mike Nowels

No: 0 - None

Recused: 0 - None

4. Texas General Land Office ("GLO") Community Development Block Grant-Mitigation (CDBG-MIT) Resilient Communities Program (RCP)- Consider and act on approval of a resolution awarding a firm to perform planning and management services for the GLO - CDBG-MIT RCP grant.

A motion was made by Councilmember Charles Grimes, seconded by Councilmember Josh Juve; to approve a Resolution awarding Grantworks the contract to perform planning and management services for the Texas General Land Office ("GLO") Community Development Block Grant-Mitigation (CDBG-MIT) Resilient Communities Program (RCP). The motion carried.

RESOLUTION 2024-10-836

Yes: 5 – Charles Grimes, Jeff Belton, Josh Juve, Mike Nowels

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. 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 (3) Tom Newell, seconded by Councilmember, Place 1 Jeff Belton enter into Executive Session. The motion carried and the council recessed to Executive Session at 8:10 pm.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Jeff Belton, Josh Juve

No: 0 - None

Recused: 0 – None

A motion was made by Councilmember Place 1 Jeff Belton, seconded by Mayor Pro Tem Tom Newell to reconvene into Open Session. The motion carried and the council reconvened into Open Session at 8:48 pm.

Yes: 5 - Charles Grimes, Tom Newell, Mike Nowels, Jeff Belton, Josh Juve

No: 0 - None

Recused: 0 - None

ACTION REGARDING EXECUTIVE SESSION

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

FUTURE AGENDA ITEMS AND STAFF DIRECTION

Building Maintenance Garage

ADJOURN

Mayor Pro Tem Tom Newell made a motion to adjourn. Charles Grimes seconded the motion. The meeting was adjourned at 8:50 pm.

PASSED AND APPROVED THIS THE 11 DAY OF November, 2024

APPROVED:

Cindy Aughinbaugh
Cindy Aughinbaugh, Mayor

Attest:

Wendy Withers
Wendy Withers, Town Administrator/Secretary

