

NOTICE OF REGULAR COUNCIL MEETING

NOVEMBER 5TH, 2012 7:00 PM

SHADY SHORES COMMUNITY CENTER

101 S. SHADY SHORES ROAD

SHADY SHORES, TX 76208

AGENDA

1. CALL TO ORDER - The meeting was called to order at 7:00 p.m.

MEMBERS PRESENT

Jerry Williams, Mayor

MEMBERS ABSENT

Charles Grimes

John Reedy

Cindy Spencer, Mayor Pro-Tem

Cindy Aughinbaugh

Lance Sandmann

Also Present: Sarah Swanson, Town Secretary

Jim Shepherd, Town Attorney

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 following minutes:
 - a. Town Council Meeting Minutes October 1, 2012, October 22, 2012 and BOA Hearing October 22, 2012.

- b. Consider and take action relative to the September 2012 Financial Reports.

Cindy Spencer made a motion to approve the consent agenda. Cindy Aughinbaugh seconded. Motion carried.

4. COUNCILMEMBER/COMMITTEE REPORTS-Consider and take action relative to the following Councilmember/Committee member reports:

1. Roads (Williams)

Mayor Williams met with Denton County to discuss the County doing the road work.

They will perform the work at material cost only for the road improvements. The downside to this is that inmates will be doing the work. This may concern some of the residents. Also, once a contract is signed with the County, they will be doing the work at their convenience.

Mayor Williams also thanked Tom Spencer for completing 11 years with the Denton County Transportation Authority. He worked very hard getting the rail system implemented.

2. Police Report (Reedy)

The majority of the report is standard complaints. There were 301 calls in September.

3. TML Convention (Williams)

Mayor Williams reminded the council that the TML convention is November 14-16.

4. Community Events Committee (Spencer)

Spencer said that there were two events in October: the Community Garage Sale and the Halloween festival, both which were successful. There will be another garage sale in the spring. The Community Events Committee will be meeting on Wednesday November 7th to discuss "A Shady Shores Christmas."

5. New website (Aughinbaugh)

Shantell Ross is working hard on completing the website and is moving the last of the documents onto the site.

6. Fire Report (Sandmann)

There were 25 calls for July, August and September.

7. Animal Control Report (Grimes)

The main issues are barking and stray dogs.

8. Code Enforcement (Grimes)

The code enforcement officer begins tomorrow, November 6th, 2012.

9. Police Committee (Williams)

The next meeting is on the 12th. The committee brought forth information from seven towns with their own police stations that are similar in size to Shady Shores. The Committee is also looking into the possibility of using other town's police departments. They will be getting RFPs and presenting this to council.

10. Library Drop Box (Williams)

Better World Books formed a partnership with the Lake Cities Library to receive donated books at two drop locations: Lake Dallas Elementary and the Library. A portion of the sales from the collected books will go to the Library. They are looking for two more drop sites. Hopefully, one will be in the Shady Shores area.

1. CITIZENS COMMENTS-PURSUANT TO THE STATE OF TEXAS OPEN

MEETINGS STATUTE: The governing body of the 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 nobody signed up for the citizen's comments.

2. ROAD COMMITTEE REPORT: Road Committee Chairman Judith Halaszyn will make a presentation to council regarding their recommendations.

Judith Halaszyn said that the committee had met three times and the consensus seemed to be that overall the roads are in fairly good condition.

The Road/Drainage committee recommends the following to the Council member of Shady Shores:

Priority #1 – Maintenance of all the roads

The road committee recommends staying on top of road repairs and cracks. While the overall condition of the roads in Shady Shores are good, the committee recommends the

town begin allocating a specific amount in the budget each year specifically for this maintenance. The committee members agree that comprehensive crack repair is the most important concern at this time.

The committee further recommends that the council study the feasibility of an inter-local agreement with one of our neighboring towns, or use the Denton County Road Maintenance for comprehensive repair of all cracks. Another option is for the town to purchase/lease the equipment to apply a rubberized sealant to cracks to be done the current public works crew.

Priority #2 – Systematic correction of drainage issues

The committee recommends the Town obtain a complete Hydrology survey of the town prior to any drainage work. The committee recommends the council produce a Master Drainage Plan with input from the town engineer. The plan would identify specific sections of the Town with priority drainage concerns. The Town would then correct drainage problems section by section. The committee recommends that the council budget at least one major area per year until completed.

Additional Road and Drainage Concerns for Council Consideration

- Revisit the economy of using chip seal on our less traveled road
- Revisit the Oliver's Garden area for traffic concerns
- Walk as much of Fritz Creek as possible to determine if there are any fallen trees, etc. that can be removed which will be impacting the drainage along the creek. Council would need to get COE okay to clear.
- Recommend increasing the number and size of safety reflectors around the current Fritz Road bridge. Consider the feasibility of raising the height of the road/bridge over the creek.
- Shahan area drainage and bar ditches – Council would need to determine any drainage easements that may be required to correct the problem areas.
- All bar ditches to be deepened and cleared – this should be part of the master drainage plan.
- Repair, replace culverts that are crushed, too small, buried by soil and other debris. Public works has already started this.
- Complete the additional chip seal coats on Oakwood and Shahan Lane and Road.

3. NEW WEBSITE START UP DATE: Consider and take action regarding implementation of the new town website with a start date of November 12, 2012.

Cindy Spencer made a motion to implement the new town website with a start date of November 12, 2012. Cindy Aughinbaugh seconded. Motion carried.

- 4. STREET LIGHT REQUEST:** Consider and take action relative to a request by Luanne Monti that a street light be placed prior to the “S” curve on Lakeshore Road. (500 block, approximately)

Luanne Monti – 540 Lakeshore

Monti asked to table the request until they get more information.

Mayor Williams said that he had contacted Encore and they provided two quotes to install the street lights on existing poles in the area, but the residents feel that these two locations proposed by Encore would be ineffective, so the Mayor is going to attempt to walk with Encore one more time to secure a better location and put in a new pole and light at that designated spot.

Aughinbaugh made a motion to table the street light request. Sandmann seconded. Motion carried.

- 5. RECOMMENDATION FROM PLANNING AND ZONING REGARDING CUL-DE-SAC ON HARRISON COURT:** Consider and take action regarding a recommendation from the Planning and Zoning members to allow access at the Harrison Court Cul-de-Sac for a driveway to the property adjacent to it.

Mayor explained that the plat, as filed, does allow for future construction.

Anita Reoh 303 W 6th

Reoh wrote a letter to the Planning and Zoning Committee requesting their help in determining if she may be granted access to her property thru the cul-de-sac. The current homestead is to be divided in half for the purpose of selling the back half. If access is granted, she will have a surveyor plat both the property to be sold as well as the remaining property which encompasses her home. The cul- de- sac on Harrison Ct. butts up to her property line and shows that it is “dedicated for future construction”. She would like to utilize access to this property.

Jackie Riggs – 217 Harrison Ct.

Mr. Riggs said that he would rather not have the cul de sac disturbed. He has noticed drainage problems on the street so anything done west of it would make it worse.

Michael Young – 219 Harrison Ct.

Mr. Young's concern is that if a driveway is placed there, the field may not end up being used. He wants all other steps to be completed first.

Rusty Williams – 212 Harrison Ct.

Williams does not want this either as he bought this house specifically to be on the cul de sac.

Lisa Knavel – 218 Harrison Ct.

She says that she is taxed all the way to the middle of the circle and takes care of the land. She questions allowing a new home at the location because of the drainage issues. The driveway can cause more issues. She does not want to add more misery to the drainage issues because of the driveway being placed there.

Tom Spencer – 203 W 6th

Mr. Spencer says that Ms. Reoh, just like other residents, has the right to do what she can with that property.

Jim Shepherd, Town Attorney

The property that the applicant owns is zoned 2000, so it is simply a master thoroughfare plan and a drainage issue. It is clearly NOT the case where the council could grant access to the side of the home from the cul de sac, and then file with the county to sell her land. That leaves out some huge, major, important steps. First, if you believe that the cul de sac was left in the condition it was left on the plat so that it could be extended to a whole new subdivision, this is clearly not what is before us tonight. Secondly, there was obviously contemplation in extending the cul de sac at least to her lot. Third, the driveway is a small amount of the issue. This is still a subdivision under the rules. The replat is the major issue here. So they need to quickly decide:

- 1) If 6th street is the goal of one end of the cul de sac
- 2) Determine if you are comfortable subdividing for one additional residential lot in that location
- 3) Would not want to grant a provision to do anything without being properly plated.

Lance Sandmann made a motion to approve the request contingent on the plat approval, and also contingent that it will be a driveway. Cindy Spencer seconded. Motion carried.

6. ODINANCE 251-9-2012 ANNEXING APPROXIMATELY 63.0 ACRES OF LAND

IN HIDDEN VALLEY AIRPARK: Consider and take action relative to annexing approximately 63.0 acres of land in the W. Durham Survey, Abstract No. 330 and the M.E.P. & P.R.R. Co. Survey, Abstract No. 911, Denton County, Texas.

Sandmann made a motion to annex approximately 63.0 acres of land in the W. Durham Survey, Abstract No. 330 and the M.E.P. & P.R.R. Co. Survey, Abstract No. 911, Denton County, Texas. Cindy Aughinbaugh seconded. Motion carried.

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 town attorney on any agenda item listed herein.

7. ADJOURN

Aughinbaugh made a motion to adjourn. Sandmann seconded. Motion carried.

I, Jerry Williams, Mayor of the Town of Shady Shores do hereby certify that the above notice of the Regular Council Meeting was posted on the bulletin board at the Community Center, 101 S. Shady Shores Road, Shady Shores, Texas on _____ DAY OF _____, AT _____ P.M.

_____ Jerry Williams

IN ADDITION, A QUORUM OF PLANNING AND ZONING MEMBERS MAY CHOOSE TO ATTEND THE COUNCIL MEETING POSTED ABOVE. THEREFORE, THIS IS A NOTICE OF A PLANNING AND ZONING MEETING AT THE SAME TIME AND PLACE, WITH THE SAME AGENDA AS THE COUNCIL. IN THE EVENT A QUORUM OF P&Z MEMBERS IS PRESENT AT THIS MEETING, NO ACTION OF THE MEMBERS WILL BE TAKEN. THIS NOTICE IS POSTED AT THE TIME STATED ABOVE.

Upcoming events and meetings

Election Day	11/06/2012
Community Events	11/07/2012 7 PM
Police Service Meeting	11/12/2012 7 PM
KSSB Meeting	11/14/2012 7 PM
Office Closed	11/22/2012 and 11/23/2012
A Shady Shores Christmas	12/01/2012 All Day

PASSED AND APPROVED THIS THE __3rd DAY OF DECEMBER, 2012

JERRY WILLIAMS, MAYOR

SARAH SWANSON, TOWN SECRETARY