

**NOTICE OF REGULAR COUNCIL MEETING**

**JANUARY 7, 2013 7:00PM**

**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  
Cindy Spencer, Mayor Pro-Tem  
Charles Grimes  
Cindy Aughinbaugh  
John Reedy  
Lance Sandmann**

**MEMBERS ABSENT**

**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:
  - a. Town Council Meeting Minutes December 3, 2012
  - b. Consider and take action relative to the November, 2012 Financial Reports.

**John Reedy made a motion to approve the consent agenda as written. Cindy Aughinbaugh made the second. Motion carried.**

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

1. Police Report (Reedy)

Reedy received the report for the month of November, not a lot of changes, with the exception of vacation watch calls. As far as criminal calls, there were 17 complaints.

2. Community Events Committee (Spencer)

The committee will have a meeting towards the end of January and would like to meet with the Keep Shady Shores Beautiful Committee to start the initial planning for the Earth Day event, which will be in April.

3. Election (Williams)

Our general election will be this year on May 11, from 7 am to 7 pm. Up for election are the Mayor, Place 2 Alderman and Place 3 Alderman. The packets for candidacy will begin on January 30<sup>th</sup> and will conclude on March 1 by 5 pm. You can see the Town Secretary to receive the candidacy packet and get them notarized.

4. Fire Report (Sandmann)

For the month of November, there were only six instances and five of these were rescue emergency medical services and the other a false alarm.

5. Animal Control Report (Grimes)

We had ten total calls this month, mainly barking dogs and a few loose animals.

6. Code Enforcement (Grimes)

On our code enforcement, there were 17 total calls. The Code Enforcement Officer has been very good with the residents and easy to work with. John Reedy asked if the coyote issue in the town will be addressed and Mayor said that he would relay the message to Mr. Matthews.

**5. 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.

**6. CONSIDER AND TAKE ACTION REGARDING THE RECOMMENDATIONS OF THE POLICE SERVICE COMMITTEE-**Consider and take action relative to the recommendations of the police service committee. Chairman Patty Durkin will make a presentation.

Chairman Patty Durkin made a presentation. Mayor Williams reminded the Council that while the committee did extensive research, the committee is still only advisory.

Patty Durkin reviewed the cost for the Town having their own police service for a one person staff, four person staff and seven person staff (full coverage), as well as looking into adjoining towns. The committee unanimously recommends that it is not cost effective for the Town to have their own department.

The committee was also tasked with addressing any possible issues with the Corinth Police Department. There were no tangible issues to address. In fact, there were a lot of people who came to the committee meetings to express their support for the Corinth Police Department. Even when soliciting complaints, there were none. Ms. Durkin explained to Mr. Grimes that she did receive his letter regarding Corinth Police Department, but there was still nothing tangible to address.

Ms. Durkin also explained the extensive research for contracting with another adjoining town for police service (Hickory Creek, Little Elm, Lake Dallas and Denton) which was not recommended or cost effective.

Ann Falkenberg - 311 Lakeshore

She explained that the committee is done with their research. If the council decides to contact a neighboring town, for a quote, then the council will be doing this, not the committee.

John Reedy stated that he sees no reason for this to go out to bid now if we already have a five year agreement with Corinth. If we are unhappy with them at the end of the contract, we can put out for bid at that time, but at the time we're pleased with their performance.

John Reedy made a motion to accept the recommendation of the committee and 1) not pursue an in house police department at this time and 2) not seek RFPs for other police departments at this time. Charles Grimes seconded. Motioned carried.

Cindy Spencer said that it is clear that the figures for other departments are extremely higher than our current contract. Charles Grimes thanked them for the current information, which gives a baseline for citizens that are unhappy.

**7. CONSIDER AND TAKE ACTION REGARDING APPOINTMENT OF A NEW PLANNING AND ZONING MEMBER-**Consider and take action relative to approving Ted Ross as a new member of the Planning and Zoning Commission.

Mayor Williams brought forth and recommended Ted Ross' application, who was the former P&Z Chairman for several years. Cindy Spencer asked to see the other applicants and also to have an alternate or two. Charles Grimes said that with Mr. Ross' past history, he has an issue. He does have the experience so he can step in and help, but it would be very wise to have an alternate. Mr. Grimes also said that as for Mr. Ross there were issues with work his company did in Mustang Estates. However, he believes that he is a good candidate.

Mr. Ross said he has lived in Shady Shores for about 13 years and has served on the board, as Chairman. The reason he resigned from the position is because of out-of-town work for a couple of years. No issues were ever brought to him regarding Mustang Estates work. He is willing to come back to the position at this point.

Lance Sandmann said he would like to see all the applications and made a motion to table approving Ted Ross. Cindy Spencer seconded. Motion carried.

**8. CONSIDER AND TAKE ACTION REGARDING A RECOMMENDATION FROM PLANNING AND ZONING TO ADOPT A NEW SIGN ORDINANCE-**Consider and take action relative to adopting a new sign ordinance as recommended by the Planning and Zoning members.

The Planning and Zoning members made a recommendation to council that they approve a new sign ordinance. They believe that this should be taken out of the zoning ordinance so they have restructured the sign ordinance to work better for Shady Shores.

The council reviewed and made modifications to Section 2-A, number 2; Section 2-B; Section 2-C 1,2,3 and 6. They asked town attorney, Jim Shepherd, to make these changes and bring the ordinance back to the February meeting.

Cindy Aughinbaugh made a motion to table the sign ordinance approval at this time. Lance Sandmann seconded. Agenda item was tabled by unanimous vote.

**9. CONSIDER AND TAKE ACTION REGARDING A SPECIAL COUNCIL MEETING IN JANUARY-**Consider and take action relative to establishing a special council meeting date to hear a presentation from the Town Road Engineer.

John Reedy made a motion to establish a special council meeting on January 21. Lance Sandmann 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.

**10. ADJOURN**

John Reedy made a motion to adjourn. Lance 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**

Planning and Zoning

January 10, 2013 7:00PM

**FILING DEADLINE FOR THE MAY 11, 2013 GENERAL ELECTION IS MARCH 1, 2013 BEFORE 5:00PM. PACKETS MAY BE PICKED UP FROM THE TOWN SECRETARY BEGINNING JANUARY 30, 2013.**

PASSED AND APPROVED THE \_\_\_\_ DAY OF FEBRUARY, 2013.

\_\_\_\_ JERRY WILLIAMS, MAYOR

ATTEST: \_\_\_\_\_ SARAH SWANSON, TOWN SECRETARY

