

City Council Meeting Minutes

A City Council Workshop of the City of Horseshoe Bay was held Tuesday, January 8, 2019, beginning at 9:00 AM in the City Hall, 1 Community Drive, Horseshoe Bay, Llano County, Texas.

1. Call the Meeting to Order and Establish a Quorum

Mayor and City Council Members

Mayor Steve Jordan

Mayor Pro Tem Jerry Gray

Council Member Cynthia Clinesmith

Council Member Kent Graham

Council Member Reagan Lambert

Council Member Elaine Waddill

Mayor Steve Jordan called the meeting to order at 9:00am and opened the meeting with a prayer. All present. Mayor Jordan stated that he began the tradition of having a January City Council workshop when he became Mayor back in 2013, to give Council and city staff a chance to kick off each year with discussions and planning on various topics.

2. Business

Discuss, Consider and Possible Action to be Taken Regarding:

- A. Methods to Influence and Monitor Desired Controlled Growth of Horseshoe Bay – Mayor Jordan discussed the importance of controlling growth in Horseshoe Bay by ensuring building codes are up to date with the highest recommended standards, preventing commercial and/or industrial growth within the city that doesn't enhance our citizen's quality of life, and ensuring the number of custom speculative homes are kept low. Clarification was made that there are no tract homes in Horseshoe Bay, nor are they allowed. When Council discusses "spec homes" they are referring to custom homes in waiting. Council discussed related topics such as the Land Use Map, adhering to existing ordinances, limiting approvals for variances, the re-permit process and associated fees, maintaining good communication between the city and the community regarding development and growth, traffic issues and utilities infrastructure. Mayor Pro Tem Jerry Gray suggested the Council codify the entire re-permit process and all associated fees to ensure requests are handled consistently. Mayor Jordan directed staff to prepare that document for consideration at the February 19, 2019 Council meeting.
- B. Growth of City Expenses and Staff – Mayor Pro Tem Jerry Gray stated he put this item on the agenda in order to raise the flag of awareness regarding city expenses and city staff. The Council's job of managing the budget has been easy because of the growth in the tax base each year, but we need to be prudent and mindful of what is added to the budget, particularly fixed costs, so that we don't have to make tough decisions regarding layoffs, etc. in years when revenues may be lower. Council discussed the various triggers or circumstances relating to staffing and program expenses.
- C. Rules of Procedure Review – Mayor Jordan provided an overview of the purpose of the Rules of Procedure. Council has determined some changes need to be made to the committee appointment process, the public speaking rules and the process for preparing agendas. City Secretary Kerri Craig provided an overview of the recommended changes to the Rules. Changes were recommended regarding the agenda preparation process, public comment during Council meetings, and the appointment process to City Boards, Commissions and Committees. Recommended changes made at today's meeting will be incorporated into a new

version of the Rules, which will be presented to Council for approval at the February 19, 2019 meeting.

D. Enforcement of Architectural Control Committees (ACC) and City's Approved Building Plans – Mayor Jordan provided an overview of this item including the feedback from the POA Presidents and their wish for the city to enforce via ordinance the rules and regulations in place by the ACCs in each POA. Mayor Pro Tem Jerry Gray stated it was unrealistic for the City to take on the job of enforcing the rules and regulations of each of these groups. Not only does the City not have enough staff or other resources to take on a job of this magnitude, but ACCs exist for a reason and they need to enforce their own rules and regulations. He suggested that the POA, with the exception of the main HSB POA, pool their resources to find a way to enforce their rules and regulations. The main HSB POA can't add a fee to their dues for adding this service due to the Declarant's regulations. Therefore, they are unable to participate in a POA group deal. He suggested the HSB POA work to get changes made to the declarant, with the City's support, to enable them to enforce their own rules and regulations established by their ACC. City Attorney Rex Baker stated that Texas law allows POAs to sue, and if they win the losing party pays the attorney fees. The POA can sue a member who is violating their rules and regulations, and if they win, they not only get the attorney fees paid to them, they can also collect up to a \$200/day penalty that is payable to the POA for the entire term of the violation. The POA can also go to the district court to get an injunctive relief to stop any violations in progress. General consensus among the Council was to agree with Mayor Pro Tem Gray's statement that the ACCs need to find ways to enforce their own rules and regulations that are outside of the City's rules and regulations.

3. **Adjourn** – Mayor Pro Tem Jerry Gray motioned to adjourn the meeting. Council Member Cynthia Clinesmith seconded. VOTE: 5-0 in favor, motion passed. Meeting adjourned at 11:33 pm.