

City Council Meeting Minutes

A Regular City Council Meeting of the City of Horseshoe Bay was held Tuesday, August 28, 2018, beginning at 3:00 PM 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 Craig Haydon
Council Member Cynthia Clinesmith
Council Member Kent Graham
Council Member Jerry Gray
Council Member Reagan Lambert

Mayor Steve Jordan called the meeting to order at 3:00pm. All present.

2. **Invocation** - Rev. Dr. John Duncan from the Church at Horseshoe Bay gave the invocation.
3. **Pledges to the Flags** - Mayor Steve Jordan led the pledges of allegiance to the United States flag and the Texas flag.
4. **Announcements and Staff Recognition**
 - A. Texas Commission on Law Enforcement Agency Audit Report – Police Chief Rocky Wardlow announced the audit reported no deficiencies in the HSB Police Department.
5. **Public Comment** – Don Hunt spoke regarding traffic issues near Bay West Boulevard, Broken Hills, and Fault Line, including speed and visibility issues.
6. **Consent Agenda**
 - A. Approval of Budget Workshop Minutes, July 16, 2018
 - B. Approval of Regular Meeting Minutes, July 17, 2018
 - C. Approval of Special Meeting Minutes, August 13, 2018
 - D. Approval of Request to Cancel the Council-Approved Variance for Edge Builders Which Allowed Them to Have Up to Five Speculative Home Permits at One Time
 - E. Approval of the Public Funds for Public Purposes Subcommittee Recommendation Regarding a Funding Request from the Highland Lakes Legacy Fund

Mayor Jordan asked to have Item E removed from the consent agenda and considered separately. Council Member Jerry Gray motioned to approve consent items A through D. Mayor Pro Tem Craig Haydon seconded. VOTE: 5-0 in favor, motion passed. Mayor Jordan stated that the request from the Highland Lakes Legacy Fund should be considered favorably, even though the Public Funds for Public Purposes Subcommittee recommended denial of the request, because it benefits the Horseshoe Bay community. Council Member Reagan Lambert stated the subcommittee denied the request because it did not serve a public purpose in the manner in which state law requires. Mayor Pro Tem Craig Haydon motioned to support the subcommittee's recommendation to deny the request. Council Member Kent Graham seconded. VOTE: 5-0 in favor, motion passed.

7. **Public Hearing Items**

- A. First Public Hearing on the Proposed Fiscal Year 2018-2019 Ad Valorem Tax Rate not to exceed \$0.2700 per \$100 Assessed Valuation of All Taxable Property Within the Corporate

Limits of the City of Horseshoe Bay – Finance Director Kristen Woolley provided a report, which is on file. Mayor Jordan opened the public hearing at 3:22pm. No one spoke. Mayor Jordan closed the public hearing at 3:23pm. No action taken.

- B. First Public Hearing for the Proposed Annexation of the Following Property Into the City of Horseshoe Bay Corporate City Limits: 17.0 Acres of Land Out of the Eli Mercer Survey No. 4, Abstract 563, Llano County, Texas (Horseshoe Bay Investments, LLC, Bryan Barrows) - Development Services Director Eric Winter provided a report, which is on file. Mayor Jordan opened the public hearing at 3:24pm. No one spoke. Mayor Jordan closed the public hearing at 3:25pm. No action taken.
- C. Second Public Hearing for the Proposed Annexation of the Following Property Into the City of Horseshoe Bay Corporate City Limits: 17.0 Acres of Land Out of the Eli Mercer Survey No. 4, Abstract 563, Llano County, Texas (Horseshoe Bay Investments, LLC, Bryan Barrows) – Mayor Jordan opened the public hearing at 3:26pm. No one spoke. Mayor Jordan closed the public hearing at 3:27pm. No action taken.

8. Monthly Statistical Departmental Reports

- A. City Manager
- B. Finance Department
- C. Community Services
- D. Development Services
- E. Fire Department
- F. Police Department
- G. Animal Control

9. Business

- A. Ordinance 2018-13: An Ordinance Approving and Adopting an Amendment to the General Fund Budget, Capital Improvements Fund Budget, and Utility Fund Budget for the Fiscal Year Beginning October 1, 2017 and Ending on September 30, 2018 – Finance Director Kristen Woolley provided a report, which is on file. Council Member Kent Graham motioned to approve Ordinance 2018-13. Mayor Pro Tem Craig Haydon seconded. VOTE: 5-0 in favor, motion passed.
- B. Ordinance 2018-20: Amending Chapter 3 Building Regulations, Article 3.06 Signs, Section 3.06.016 Signs Exempt From Regulation by Adding Section 3.03.016(7) Open/Closed Signs; Providing for Severability; Repealer; Effective Date; and Proper Notice and Meeting - Development Services Director Eric Winter provided a report, which is on file. Mayor Pro Tem Craig Haydon motioned to approve Ordinance 2018-20. Council Member Reagan Lambert seconded. VOTE: 5-0 in favor, motion passed.

Council Member Kent Graham and Mayor Jordan directed city staff to prepare a plan for performing a comprehensive review of all city ordinances.

- C. Ordinance 2018-21: Amending Chapter 3 Building Regulations, Article 3.03 Building Permits, Section 3.03.010 Permit Applications by Adding a New Section 3.03.010(a)(8) Drainage Note and Renumbering Existing Sections (8) Through (12); Providing for Severability; Repealer; Effective Date; and Proper Notice and Meeting - Development Services Director Eric Winter provided a report, which is on file. Council Member Cynthia Clinesmith motioned to approve Ordinance 2018-21. Council Member Jerry Gray seconded. VOTE: 5-0 in favor, motion passed.

- D. Ordinance 2018-22: Amendment to Article 3.03 Building Permits adding new Section 3.03.010(a)(12) Demolition Permits - Development Services Director Eric Winter provided a report, which is on file. Mayor Pro Tem Craig Haydon motioned to approve Ordinance 2018-22. Council Member Cynthia Clinesmith seconded. VOTE: 5-0 in favor, motion passed.
- E. Replat of Lot No. W20062 of Horseshoe Bay Plat No. 20.1, to be Known as Horseshoe Bay West Plat No. W20.10, Dividing the R-4 Multi-Family Zoned Lot Into Four (4) Single-Family Residential Lots and One Common Area Lot (2500 Block of Diagonal), *Joycelyn Garrett, Applicant* - Development Services Director Eric Winter provided a report, which is on file. Mayor Jordan opened the public hearing at 3:27pm. No one spoke. Mayor Jordan closed the public hearing at 3:28pm. Council Member Kent Graham motioned to approve the replat. Mayor Pro Tem Craig Haydon seconded. VOTE: 5-0 in favor, motion passed.
- F. Ordinance 2018-23: Amending Chapter 6 Health and Sanitation, Article 6.02 Property Maintenance, Section 6.02.008 Tall Weeds and Grass By Amending Section 6.02.008(b) Through (d) and Renumbering Section 6.02.008(a) Through Section 6.02.008(d); Providing for Severability; Repealer; Effective Date; and Proper Notice and Meeting - Development Services Director Eric Winter provided a report, which is on file. Council Member Kent Graham motioned to approve Ordinance 2018-23. Mayor Pro Tem Craig Haydon seconded. VOTE: 5-0 in favor, motion passed.
- G. Progress Report by Contractor on Construction and Issuing 3rd Building Re-Permit for 133 La Serena Loop, *Larry Walker, Applicant* - Development Services Director Eric Winter provided a report, which is on file. Applicant was not present at the meeting. Mayor Pro Tem Craig Haydon motioned to approve the third re-permit for a period of 90 days and for a fee of \$5,000. Council Member Kent Graham seconded. VOTE: 5-0 in favor, motion passed.
- H. Progress Report by Contractor on Construction and Issuing 3rd Building Re-Permit for 1310 Hi Circle South, *Jan Cupit, Applicant* - Development Services Director Eric Winter provided a report, which is on file. Applicant was not present at the meeting. Council Member Jerry Gray motioned to approve the third re-permit for a period of 60 days and for a fee of \$10,000, with the condition that if the Certificate of Occupancy is issued within the 60 days the City will issue a refund of \$5,000. Council Member Reagan Lambert seconded. VOTE: 5-0 in favor, motion passed.

10. Executive Session

- A. Potential Acquisition of Property (*Deliberations Regarding Real Property 551.072*)

Convened to Executive Session at 4:15pm to discuss Executive Session Item A. Present: Mayor Steve Jordan, Mayor Pro Tem Craig Haydon, Council Member Cynthia Clinesmith, Council Member Kent Graham, Council Member Jerry Gray, Council Member Reagan Lambert, City Manager Stan Farmer, and City Attorney Rex Baker. Reconvened to the regular meeting at 4:40pm. No action was taken.

- 11. **Adjourn** – Mayor Pro Tem Craig Haydon motioned to adjourn the meeting. Council Member Reagan Lambert seconded. VOTE: 5-0 in favor, motion passed. Meeting adjourned at 4:41pm.