

**City of Horseshoe Bay
City Council Meeting Agenda
January 17, 2023 at 3:00 PM
City Hall, 1 Community Drive, Horseshoe Bay, Texas 78657**

1. Call the Meeting to Order and Establish a Quorum

Mayor Cynthia Clinesmith
Mayor Pro Tem Elsie Thurman
Council Member Frank Hosea
Council Member Dwight King
Council Member Elaine Waddill

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

2. Invocation - Senior Pastor Rev. Dr. Malcolm McQueen, Church at Horseshoe Bay, gave the invocation.

3. Pledges to the Flags - Mayor Clinesmith led the pledges of allegiance to the United States flag and the Texas flag.

4. Announcements and Staff Recognition

- A. Introduction of New Employee: German Solis (Field Operator) – Utilities Director Rick Williams introduced German Solis and welcomed him to the city team.

City Manager Jeff Koska presented retiring Finance Director Margie Cardenas with a special gift and thanked her for her service to the city.

5. Public Comment – Llano County Emergency Management Coordinator Gilbert Bennett introduced Bobby Mims as the Texas Department of Emergency Management County Liaison Officer for Llano County.

6. Presentations

Informational only; no action to be taken.

- A. Fiscal Year 2023 First Quarter Financial Report – Finance Director Cardenas provided a report. No action taken.

7. Public Hearing Items

Public Hearing and possible action regarding:

- A. Ordinance 2023-06: Voluntarily Annexing Approximately 308.36 Acres of Land Adjacent and Contiguous Territory Into the Incorporated Municipal Boundaries of the City of Horseshoe Bay, Texas, Including the Following: Findings of Fact, Effective Date, Repealer, Severability, and Proper Notice and Meeting - Development Services Director Sally McFeron provided a report, which is on file. Mayor Clinesmith opened the public hearing at 3:29pm. No one spoke. Mayor Clinesmith closed the public hearing at 3:31pm. Council Member Hosea motioned to approve Ordinance 2023-06 and voluntarily annex approximately 308.36 acres of land adjacent and contiguous territory into the incorporated municipal boundaries of the City of Horseshoe Bay. Mayor Pro Tem Thurman seconded. VOTE: 4-0 in favor, motion passed.
- B. Ordinance 2023-07: Adopting a Temporary Zoning Classification After Annexation A-1, Recreational Use, Containing Approximately 308.36 Acres; Known As the Monarch Ridge Public Improvement District; and Authorizing the Notation of the Change on the Official Zoning Map of the City; Providing for the Following: Findings of Fact, Severability, Effective

Date, and Proper Notice and Meeting - Development Services Director McFeron provided a report, which is on file. Mayor Clinesmith opened the public hearing at 3:32pm. No one spoke. Mayor Clinesmith closed the public hearing at 3:36pm. Council Member Waddill motioned to approve Ordinance 2023-07 and adopt a temporary zoning classification after annexation of A-1 Recreational Use for the property containing approximately 308.36 acres, known as the Monarch Ridge PID. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.

8. Business

Discuss, Consider, and Possibly Take Action Regarding:

- A. Resolution 2023-06: Filling a Vacancy on the City Council by Appointment for the Unexpired Term of Randy Rives Which Ends November 7, 2023 – This item was considered under Executive Session (see below).
- B. Cooperative Agreement Addendum between the City and the HSB Nature Park – City Manager Koska provided a report, which is on file. Mayor Pro Tem Thurman motioned to approve the cooperative agreement addendum with the following modifications: 1) the city will use \$10,000 as the base figure for calculating the adjustment each year; 2) the adjustment will be based on that year's Consumer Price Index for All Urban Consumers (CPI-U) rate in the month of June; and 3) the minimum contribution from the City to the HSB Nature Park each year will be \$10,000. Council Member Waddill seconded. VOTE: 4-0 in favor, motion passed.
- C. Ordinance 2023-11: Amending City of Horseshoe Bay Ordinance No. 09-09-15D, Chapter 4 Business Regulations by Adding Article 4.08 Short Term Rentals; Defining Terms; Providing for Findings of Fact, Fees, Fines and Penalties, Repealer, Severability, Effective Date, and Proper Notice and Meeting - Development Services Director McFeron provided a report, which is on file. Council Member King motioned to table this ordinance until the next City Council meeting to have more time for Council and staff to review the numbers. Motion died due to a lack of a second. Council Member Hosea motioned to approve Ordinance 2023-11 with a permit application fee of \$600, a Permit Application Renewal Fee of \$600, a penalty schedule as presented by staff, and an effective date of March 1, 2023. Mayor Pro Tem Thurman seconded. VOTE: 4-0 in favor, motion passed.
- D. Ordinance 2023-12: Amending Appendix A Fee Schedule of the City of Horseshoe Bay's Code of Ordinances, Articles A3.01 Building and Development Fees and A4.01 Business Fees by Adding A4.01(e) Short-Term Rental Permit; Making Other Provisions Related and Incidental Thereto; Providing for Findings of Fact, Repealer, Severability, Effective Date, and Proper Notice and Meeting - Development Services Director McFeron provided a report, which is on file. Council Member Hosea motioned to approve Ordinance 2023-12 as presented. Mayor Pro Tem Thurman seconded. VOTE: 4-0 in favor, motion passed.
- E. Interlocal Agreement Between the City and the Lower Colorado River Authority (LCRA) for Erosion Control and Single Family Permitting – Development Services Director McFeron provided a report, which is on file. Council Member Waddill motioned to approve the interlocal agreement. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.
- F. Request for a Sixth Building Permit Extension for the Property Located at 100 Lighthouse Drive, *Randy Cate, Applicant* - Development Services Director McFeron provided a report, which is on file. Mayor Pro Tem Thurman motioned to approve the request for a sixth building permit extension for 180 days for a fee in the amount of \$40,000. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.

- G. Request for a Third Building Permit Extension for the Property Located at 100 Lucia Ct., *Legends Communities, Applicant* - Development Services Director McFeron provided a report, which is on file. Council Member King motioned to approve a third building permit extension for 60 days for a fee in the amount of \$5,000. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.
- H. Request for a Fourth Building Permit Extension for the Property Located at 304 Dalton Circle, *Living Architecture, Applicant* - Development Services Director McFeron provided a report, which is on file. Council Member Hosea motioned to approve a fourth building permit extension for 60 days for a fee in the amount of \$10,000. Council Member King seconded. VOTE: 4-0 in favor, motion passed.

9. Consent Agenda

All consent items are considered to be routine and will be enacted by one motion and vote.

- A. Approval of City Council Meeting Minutes: December 6, 2022
- B. Approval of Ordinance 2023-13: Repealing the Ordinance Creating the Parks Advisory Committee and Providing for the Dissolution Thereof
- C. Approval of Ordinance 2023-14: Repealing the Ordinance Creating the Broadband Advisory Committee and Providing for the Dissolution Thereof
- D. Approval of Ordinance 2023-15: Repealing the Ordinance Creating the Communications Advisory Committee and Providing for the Dissolution Thereof
- E. Approval of the Annual Summit Rock Public Improvement District Debt Payment Summary Report
- F. Approval of the Fiscal Year 2023 First Quarter Investment Report
- G. Approval of Ordinance 2023-16: Approving and Adopting an Amendment to the City of Horseshoe Bay Budget for the Fiscal Year Beginning October 1, 2022 and Ending on September 30, 2023
- H. Approval of Resolution 2023-07: Amending Depository Accounts Delegated Authority and Authorized Representatives for TexPool and Texas CLASS

Council Member Waddill motioned to approve all consent items except item G. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.

Council discussed item G. Mayor Pro Tem Thurman motioned to approve item G to amend/increase capital outlay budget by \$320,000 for purchase of two brush trucks. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed.

10. Monthly Reports

Informational reports only; no action to be taken.

- A. Finance, City Secretary, IT, Human Resources, Development Services, Fire, Police, Public Works, Utilities
- B. Planning and Zoning Commission, Board of Adjustment, Historic Preservation Advisory Committee, Transportation Advisory Committee

11. Executive Session

- A. Appointment of a New City Council Member (551.074)

Convened to Executive Session at 5:42pm to discuss Executive Session Item A. Present: Mayor Cynthia Clinesmith, Mayor Pro Tem Elsie Thurman, Council Member Dwight King, Council Member Elaine Waddill, Council Member Frank Hosea, and City Manager Jeff Koska. Reconvened to the regular meeting at 5:44pm. Council Member King motioned to approve Resolution 2023-06 appointing Jeff Jones to City Council to fill the unexpired term of Randy Rives which ends November 7, 2023. Mayor Pro Tem Thurman seconded. VOTE: 4-0 in favor, motion passed.

12. Adjourn - Mayor Pro Tem Thurman motioned to adjourn the meeting. Council Member Hosea seconded. VOTE: 4-0 in favor, motion passed. Meeting adjourned at 6:52pm.