



City of Horseshoe Bay

City Council

August 29, 2023
at 3:00 PM

Council Chambers
1 Community Drive
Horseshoe Bay, TX 78657

MINUTES

1. Call the Meeting to Order and Establish a Quorum

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

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

2. Invocation – City Manager Jeff Koska performed 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. Police Chief's Citation to Officer Linden Thorp – Police Chief Rocky Wardlow and Assistant Police Chief Jason Graham thanked Officer Thorp for his service and presented him with the citation.
- B. Carole Ann Keiffer Scholarship Awards from the Dallas Foundation – Police Chief Wardlow recognized the scholarship recipients Rode Ligon, Aspen Nelson, and Chase Thorpe.
- C. Applications being accepted for City Boards, Commissions, and Committees for appointments to be made in Dec 2023 - Deadline to apply is Nov 1, 2023 – Legislative Services Director Kerri Craig announced the upcoming application period and available positions.
- D. Recognizing Janet Stehling, Records and Information Manager, on Being Awarded a Texas Municipal Clerks Association Scholarship – Legislative Services Director Craig recognized Janet for her award.
- E. Mac Montoya - 5 Year Service Award – Utilities Director Rick Williams recognized Mac and thanked him for his service.
- F. Chris Carter - 30 Year Service Award - Utilities Director Williams recognized Chris and thanked him for his service.

5. Public Comment – Bill Gaylord spoke regarding the city's lot mowing program.

6. Presentations

Informational only; no action to be taken.

- A. Burnet County on Area Planning for the April 2024 Eclipse Event – Derek Marchio, Emergency Management Coordinator for Burnet County, provided a presentation.

7. Public Hearing Items

Public Hearing and possible action regarding:

- A. Public Hearing on the Adoption of the Proposed Fiscal Year 2023-2024 Budget for the City

of Horseshoe Bay, Texas – Mayor Clinesmith opened the public hearing at 3:44pm. No one spoke. Mayor Clinesmith closed the public hearing at 3:46pm. Mayor Clinesmith stated the action on the budget is being tabled until the next City Council meeting set for September 19, 2023. No action taken.

- B. Silver Rock Phased Preliminary Plat Consisting of 19 Lots Located at 24435 E. HWY 71 Between FM 2147 and CR 2831 in the City of Horseshoe Bay, *Modern Homestead LLC, Applicant* – Development Services Director Sally McFeron provided a report, which is on file. Mayor Clinesmith opened the public hearing at 3:48pm. No one spoke. Mayor Clinesmith closed the public hearing at 4:19pm. Council Member Jones motioned to approve the phased preliminary plat for Silver Rock as presented. Council Member Hosea seconded. VOTE: 5-0 in favor, motion passed.
- C. Pinnacle Reserve Preliminary Plat Consisting of 19 Single Family Lots and 2 Open Space Lots Located at the Intersection of Bay West Boulevard and Blister Gold in the City of Horseshoe Bay, *NFB Interests, Applicant* - Development Services Director McFeron provided a report, which is on file. Mayor Clinesmith opened the public hearing at 4:21pm. No one spoke. Mayor Clinesmith closed the public hearing at 4:27pm. Council Member Waddill motioned to approve the preliminary plat for Horseshoe Bay West Plat No. W1.33 also known as Pinnacle Reserve as presented. Mayor Pro Tem Thurman seconded. VOTE: 5-0 in favor, motion passed.

8. Business

Discuss, Consider, and Possibly Take Action Regarding:

- A. Ordinance 2023-37: Granting to Rio Broadband, LLC its Successors and Assigns, the Right to Use the Present and Future Streets, Alleys, Highways, Public Utility Easements, Public Ways and Other Public Property (Public Rights-of-Way) of Horseshoe Bay, Texas, Providing for Compensation Therefor, Providing for an Effective Date and a Term, Providing for Written Acceptance, and Finding that the Meeting at which this Ordinance is Passed is Open to the Public – City Manager Koska provided a report, which is on file. Council Member Hosea motioned to approve Ordinance 2023-37 and the right a way agreement as presented. Council Member Jones seconded. VOTE: 5-0 in favor, motion passed.
- B. Award Agreement for Expansion of Broadband Fiber Optic Project - City Manager Koska provided a report, which is on file. Council Member Hosea motioned to award the agreement for expansion of broadband fiber optic project to Rio Broadband, LLC for the sum of \$406,000. Council Member Jones seconded. VOTE: 5-0 in favor, motion passed.
- C. Request for a Third Building Permit Extension for the Property Located at 2808 Aurora, *Filed Construction, Inc., Applicant* - Development Services Director McFeron provided a report, which is on file. Mayor Pro Tem Thurman motioned to approve the third building permit extension request from Field Construction, Inc. for a 60-day period for a fee of \$5,000 for 2808 Aurora. Council Member Waddill seconded. VOTE: 5-0 in favor, motion passed.
- D. Request for a Third Building Permit Extension for the Property Located at 100 W. Up There, *CitiCon Construction, Inc., Applicant* - Development Services Director McFeron provided a report, which is on file. Council Member King motioned to approve the third building permit extension request from CitiCon Construction, Inc. for a 60-day period for a fee of \$5,000 for 100 W. Up There. Mayor Pro Tem Thurman seconded. VOTE: 5-0 in favor, motion passed.
- E. Request for a Third Building Permit Extension for the Property Located at 104 South Desert Rose, *CitiCon Construction, Inc., Applicant* - Development Services Director

McFeron provided a report, which is on file. Council Member Jones motioned to approve the third building permit extension request from CitiCon Construction, Inc. for a 60-day period for a fee of \$5,000 for 104 South Desert Rose. Council Member Waddill seconded. VOTE: 5-0 in favor, motion passed.

- F. Request for a One Year Building Permit Extension for the Property Located at 1505 Apache Tears, *Jeff Jackson Custom Homes, Applicant* – Development Services Director McFeron announced the applicant withdrew their request. No action taken.
- G. Ordinance 2023-35: Amending the Code of Ordinances Chapter 3 Building Regulations, Article 3.03 Building Permits, Section 3.03.010 Permit Applications and Section 3.03.008 No Construction Before Building Permit Approval Relating to 10,000 Square Foot Buildings and Permit Lengths; Providing for Findings of Fact, Repealer, Severability, Public Notice and Meeting, and Effective Date - Development Services Director McFeron provided a report, which is on file. Mayor Pro Tem Thurman motioned to approve Ordinance 2023-35 as presented. Council Member Hosea seconded. VOTE: 4-1 in favor, Council Member King voted No, 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: July 11, 2023
- B. Approval of City Council Meeting Minutes: July 18, 2023
- C. Approval of Ordinance 2023-36: Approving the 2023-24 Annual Update to the Service and Assessment Plan and Assessment Roll for the Escondido Public Improvement District in Accordance with Chapter 372, Texas Local Government Code, as Amended; Providing for Findings of Fact, Repealer, Severability, Public Notice and Meeting, and Effective Date
- D. Approval of a Letter of Agreement with Llano County Regarding the Annual Contract Fee for Tax Assessment and Collection Services
- E. Approval of Resolution 2023-14: Declaring Police Department Property and/or Equipment to be Surplus Property and Authorizing the City Manager to Delegate the Disposition of Such Property in a Manner Which is Beneficial to the City of Horseshoe Bay
- F. Approval of a Personnel Policy Revision: Article IX. Use of City Property

Council Member King motioned to approve all consent items as presented by staff. Council Member Jones seconded. VOTE: 5-0 in favor, motion passed.

10. Monthly Reports

Informational reports only; no action to be taken.

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

- 11. **Adjourn** - Mayor Pro Tem Thurman motioned to adjourn the meeting. Council Member King seconded. VOTE: 5-0 in favor, motion passed. Meeting adjourned at 5:19pm.