CITY OF HORSESHOE BAY

NOTICE OF PUBLIC MEETING

AGENDA

October 18, 2016

Notice is hereby given to all interested members of the public that the Horseshoe Bay City Council will hold a Public Meeting October 18, 2016 at 3:00 p.m., at City Hall, #1 Community Drive, Horseshoe Bay, Llano County, Texas. The agenda for the Public Meeting is to discuss and/or act on the following:

1. Call the Meeting to Order and Establish a Quorum
2. Invocation
3. Pledges to the Flags
4. Public Comments: *(Anyone wishing to address the Council please sign in at the podium. When called upon by the Mayor speakers are asked to go to the podium and state your name and address and will be limited to 3 minutes. This is an opportunity for the public to address the City Council on any subject. In accordance with the Texas Open Meetings Act, the Council may not discuss issues raised or make a decision at this time. Issues raised may be referred to staff for research and possible future action.)*
5. Staff Recognition:
   a. Service Awards:
      i. Bobbi Havins – 10 Year Service Award
6. State of the City of Horseshoe Bay
7. Presentation by Johnny Campbell with Marble Falls Area Ambulance Service
8. Items to be Removed from the Consent Agenda:
9. Consent Agenda Items: *(All items under the Consent Agenda are considered to be routine by the Council and will be enacted by one motion and vote. There will be no separate discussion of items unless a request by a Councilmember is made prior to the time of the Council voting on the motion. In such event, the item will be removed, without debate, from the general order of business and considered in its normal sequence.)*
   a. Approve Minutes of the September 20, 2016 Regular Meeting
   b. Approve Renewal of Interlocal Agreement with Llano County for Jail Services
   c. Approve Proclamation Blazing Star Masonic Lodge #413
   d. Approve Contract for Impact Fee Update with HDR Engineering
10. Monthly Statistical Departmental Data Reports
    a. City Manager; Finance; Community Services; Development Services; Fire Dept.; and Police Dept.
11. Discuss, Consider and Take Action on Establishment of a Minimum Balance of $300,000 to be Maintained in a Segregated Rate Stabilization Account and the Requirements of Council Approval to Drop Below This Balance and That it be Used Exclusively for the Purpose of Rate Stabilization When Needed
12. Discuss, Consider and Take Action Regarding the Approval of Renewal of Annual Contract to Provide Firefighting Services Between the City of Horseshoe Bay and Llano County ESD #4, Llano County MUD#1, and Deerhaven Water Control and Improvement District
13. Public Hearing, Discuss, Consider and Take Action Regarding Adoption of Comprehensive Long Range Plan

14. The City Council, Meeting as the Board of Adjustment, Will Conduct a Public Hearing, Discuss, Consider and Take Action Regarding:
    a. Request for a 10 Foot Variance in the 35 Foot Front Yard Setback Requirement for Lot 90 of Escondido Plat 1.1 to Allow Construction of a Single Family Residence Outside of the 100 Year Floodplain of Pecan Creek (100 Block of Encantada)
15. Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9009 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.009. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)
16. Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9013 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.013. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)
17. Request for Three Variances From the Sign Ordinance to Allow Replacement of Sign Faces on an Existing Legal Non-Conforming Monument Sign requested by First United Bank. The Variances are to:
    a. Allow new Signage on the Existing Legal Non-Conforming Sign;
    b. For a 2 Foot Variance in the 6 Foot Maximum Height Requirement; and
    c. For a 7 Foot Variance in the 5 ½ Foot Maximum Width Requirement for a Permanent Commercial Monument Sign at American Bank (6905 FM 2147)
18. Discuss, Consider and Take Action Regarding Resolution to Direct City Prosecutor to File Petition with Municipal Court for an Order for Repair, Demolition and/or Removal of Substandard Structures at 312 Nattie Woods and 316 Nattie Woods
19. Recognition of Departing Council Member David Pope
20. Discuss, Consider and Take Action Regarding Hiring City Secretary
21. Adjournment

CITY OF HORSESHOE BAY ★ TEXAS ★ 2005 ★

Sheryl G. Pollard
Interim City Secretary

The Council may go into Executive Session, if necessary and appropriate, pursuant to the applicable section of the Texas Open Meetings Act, Texas Government Code, Chapter 551, Subchapter D, on any matter that may come before the Council that is listed on the Agenda and for which an Executive Session is authorized. No final action, decision, or vote will be taken by the Council on any subject or matter while in Executive Session. Any action, decision or vote will be taken by the Council only in open meeting.

Certificate of Posting

I, Sheryl G. Pollard, Interim City Secretary for the City of Horseshoe Bay, Texas do certify that this Notice of Meeting was posted at City Hall, in a place readily accessible to the general public continuously 72 hours prior to the meeting.

Sheryl G. Pollard, Interim City Secretary

State of the City of Horseshoe Bay
Steve Jordan, Mayor
October 2016

Transparency and accountability are the foundation of a well-managed and open government. The Mayor and Council members of Horseshoe Bay have made these two issues our top priorities.

Controlled growth is our goal to preserve the life style our citizens have chosen. We have approximately 6800 full and part time residents following the construction of 64 new homes and the annexation of the Hills, Golfview Estates and the Quail Ridge subdivisions. Horseshoe Bay now consists of 10,500 acres or approximately 16.4 square miles. In addition, a successful effort was completed to protect our borders obtaining Development Agreements and Conservation Easements to assure control on both sides of Hwy 71. Property tax valuations reached $1.8 billion, an increase of $111,005,056 or 6.57%. Our budget for 2017 will raise more total property taxes than last year's budget by $464,250 which is a 11.11% increase and of that amount $87,805 is tax revenue to be raised from new property added to the tax role this year.

The tax rate has been held at $25 cents per $100 in valuation since 2010. However, the Council chose to raise the tax rate a penny to 26 cents per $100 in valuation for 2017 to meet the growing infrastructure needs. The City's bond rating is the very favorable AA+, a rating which places us among the very top cities across the country and affords us favorable interest rates as needed. In September we issued $3,770,000 Combination Tax and Revenue Certificates of Obligation at an interest rate of 1.96% which will be used to purchase two new fire trucks and the expansion of our West Water Treatment Plant. As of September 30, 2016 the General Fund had the required reserve for six months operating expenses or $2.6 million, an expectation for the most fiscally sound municipalities.

Our city continues to replace and expand our utility infrastructure. In a few years we will be required to expand the capacity of our Waste Water Treatment Plant. We are pleased to announce the completion of the Golf Course Irrigation Agreement, a waste water (effluent) distribution agreement with the Horseshoe Bay Resort for irrigation of their four golf courses at no cost to the city which

virtually eliminates the need to build another lined holding pond at a cost estimated at $2 million.

The City of Horseshoe Bay has a commitment to its Mission Statement "To serve and protect our citizens while preserving our heritage and planning for its future" As a part of its preparation for the future, in 2015 the City Council began the process of developing an update to our comprehensive long range plan to guide actions and decisions for the city which align to this mission. In September, 2016 the City of Horseshoe Bay's Long Range Plan emerged from extensive review of external and internal functions and input from all stakeholders. At its core lies the work from the 2015 -2016 nine member Long Range Planning Advisory Committee (LRPAC).The recommendations of the LRPAC report reflect direct interviews, surveys and focus group input from the varied communities within Horseshoe Bay. The City of Horseshoe Bay's Long Range Plan and the Implementation Guide was adopted by the City Council in October 2016 and are posted on our website. Also posted are the extensive survey and analysis data provided by the LRPAC report that informed the plan. The adopted Long Range Plan will serve as the compass and will assist this and future Councils in fulfilling the City's Mission Statement.

In January we completed our 57 mile Street Improvement project which began in October 2010 at a cost of $24.7 million with an average cost of $431,000 per mile without a tax increase. Of the 24.7 million, $11.21 million came from the "street portion" of the 2011 and 2014 Certificates of Obligation. The remaining balance of $13.49 million came from other sources of cash on hand. This project has proven to be the catalyst that has reinvigorated our community.

Last year we introduced the city's new website www.horseshoe-bay-tx.gov which is now not only a useful method to stay informed using "Notify Me" but provides the posting of all agendas, packets and minutes for Council and Planning & Zoning Commission meetings in advance of the scheduled meetings.

Our drought conditions have dramatically improved with the rain earlier this year to fill our lakes and bring our water supply back to normal, however we caution all residents to continue to be responsible. While the LCRA has lifted the drought restrictions, our Council voted to remain in Stage 2 which permits watering twice a week to stay proactive in our water conservation effort.

The Property Owners Association/POA Presidents Forum representing the now 12 POAs with the addition of the Hills, continues to be an excellent conduit to reach all residents with the notes distributed to POA members following the quarterly meeting. The suggestions and ideas brought forth serve as a sounding board for POA Presidents, our staff and the Mayor.

As part of our efforts to increase communication and transparency, the city instigated a new outreach program to provide deeper knowledge into city functions. The first group of the Citizen's Academy HSB 101 began in October 2016. Nine weekly sessions will be held to share understandings of each department within the city. At the end of the program, graduates will be valuable resources to their neighbors in clarifying city activities. Hopefully, this will also grow a cadre of citizens interested in future service roles in the city. This program will be repeated in the Spring (twice annually) for future interested participants.

Good News!
As I am sure we will all agree, residents of Horseshoe Bay are fortunate to enjoy the amenities provided by the Horseshoe Bay Resort. On August first of this year, The Horseshoe Bay Resort retained the services of Crescent Hotels and Resorts, a nationally recognized award-winning operator to oversee the daily destinations and amenity facilities operations. Horseshoe Bay Development will be planning and overseeing the upcoming renovation, expansion, reopening and construction of new amenities based on ownership's ability to raise additional equity. The major improvements and projects will begin late 2016 and continue over the next 36 months. Included will be two new clubhouses at Cap Rock and Summit Rock, outdoor climate controlled pavilions, and the reopening of the former Waterfront Pub and Eatery.

Another sign of prosperity is the continued development of need specific businesses. We welcome the addition of The First Capital Bank of Texas headquartered in Midland which opened its doors in a beautifully restructured building on Hwy 2147 across from the entrance of Bay West Blvd. We are fortunate to have an active Horseshoe Bay Business Alliance to support existing and new businesses aligned to the lifestyle goals of our community. In addition, they work to enhance the quality of life through community activities such as the summer Boogie at the Bay series, holiday events and monthly open coffee conversations.

It has been my privilege to serve as Mayor with five outstanding Council members and staff: Mayor-Pro Tem Craig Haydon, David Pope, Jerry Gray, Cynthia Clinesmith and Reagan Lambert. After serving two terms David Pope has chosen not to stand for reelection. He made significant contribution and his financial prowess will be missed. Our dedicated staff of 78 employees is led by City Manager, Stan Farmer. After 12 years with the city and serving as City Secretary since 2008 Teresa Moore chose to retire effective 9/30/16.

As your Mayor, my guiding principal has been to preserve the quality of life we enjoy with a minimum of expenses and taxes. Horseshoe Bay's future is bright. The challenge that lies ahead is to manage and control the development to protect our current lifestyle and the character of the community that brought us all here.

Item # __7___

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: **Mayor and City Council**

From: **Stan R. Farmer, City Manager**

RE: **Presentation by Johnny Campbell with Marble Falls Area Ambulance Service**

Marble Falls Area EMS Inc. is the current emergency medical provider for the City of Horseshoe Bay. Executive Director Johnny Campbell will present an overview of the organization and a summary of responses.

Enclosures: FY 16 Statistical Data

MARBLE FALLS AREA EMS, INC.

CITY OF HORSESHOE BAY UPDATE

OCTOBER 18, 2016

We are governed by a volunteer board of directors that meets on the third Wednesday of every month at our central station in Marble Falls. Pre-hospital emergency service is provided by 7 volunteers, 37 full-time employees and 5 part-time employees. Our fleet consists of 6 ambulances, 2 SUV command vehicles and 1 staff vehicle that are housed at stations in Marble Falls, Granite Shoals and Horseshoe Bay. We provide emergency medical care to our community as well as to work with the local area fire departments in rescue/haz-mat situations and law enforcement in tactical situations.

Board of Directors:

Robyn Richter, President
Heidi Braun, Vice-President
Cecilia Phillips, Secretary/Treasurer
Kathy Fletcher, Community Liaison
Mike Williams, At Large
Jeff Bingham, At Large
Carlton Brady, At Large

Medical Director:

Jeffery Jarvis, MD, MS, EMT-P, FACEP

Command Team:

Johnny Campbell, Executive Director
Kevin Naumann, Operations Director
Cindy Robertson, HR Director
Rena MacDonald, Finance Director
Darlene Parker, Captain
Zack Norred, Captain
Michelle Schwake, Captain
Vaughn Hamilton, Sergeant
Sarah Paige, Sergeant
Kelly Nielson, Sergeant

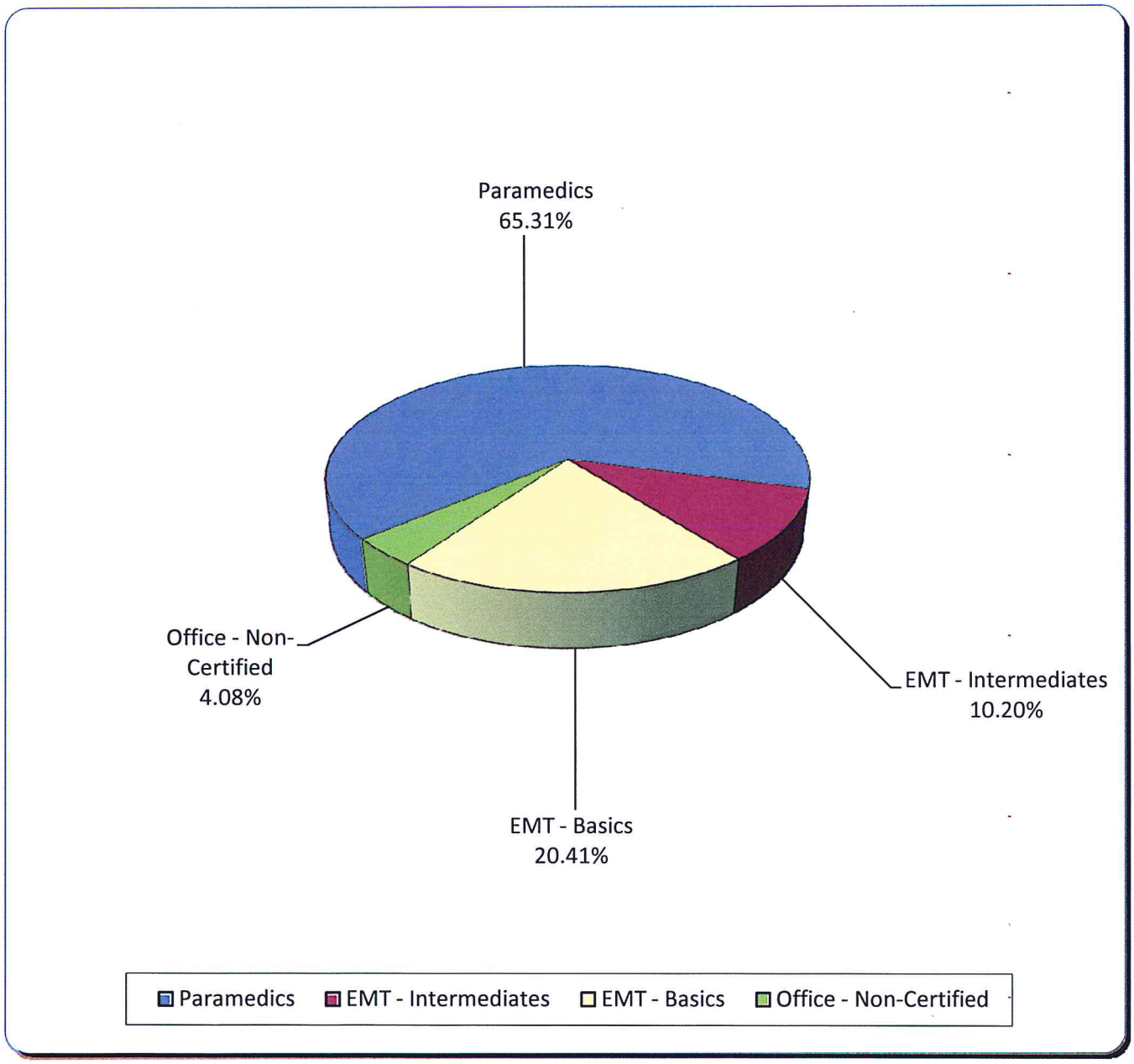
Marble Falls Area EMS
Mission Statement

"To Love, Serve, and Care"

Burnet Co. Everyone Always Rides Safe

Marble Falls Area EMS
System Data

Paramedics	32	65.31%
EMT - Intermediates	5	10.20%
EMT - Basics	10	20.41%
Office - Non-Certified	2	4.08%
Total Staffing	**49**	**100.00%**

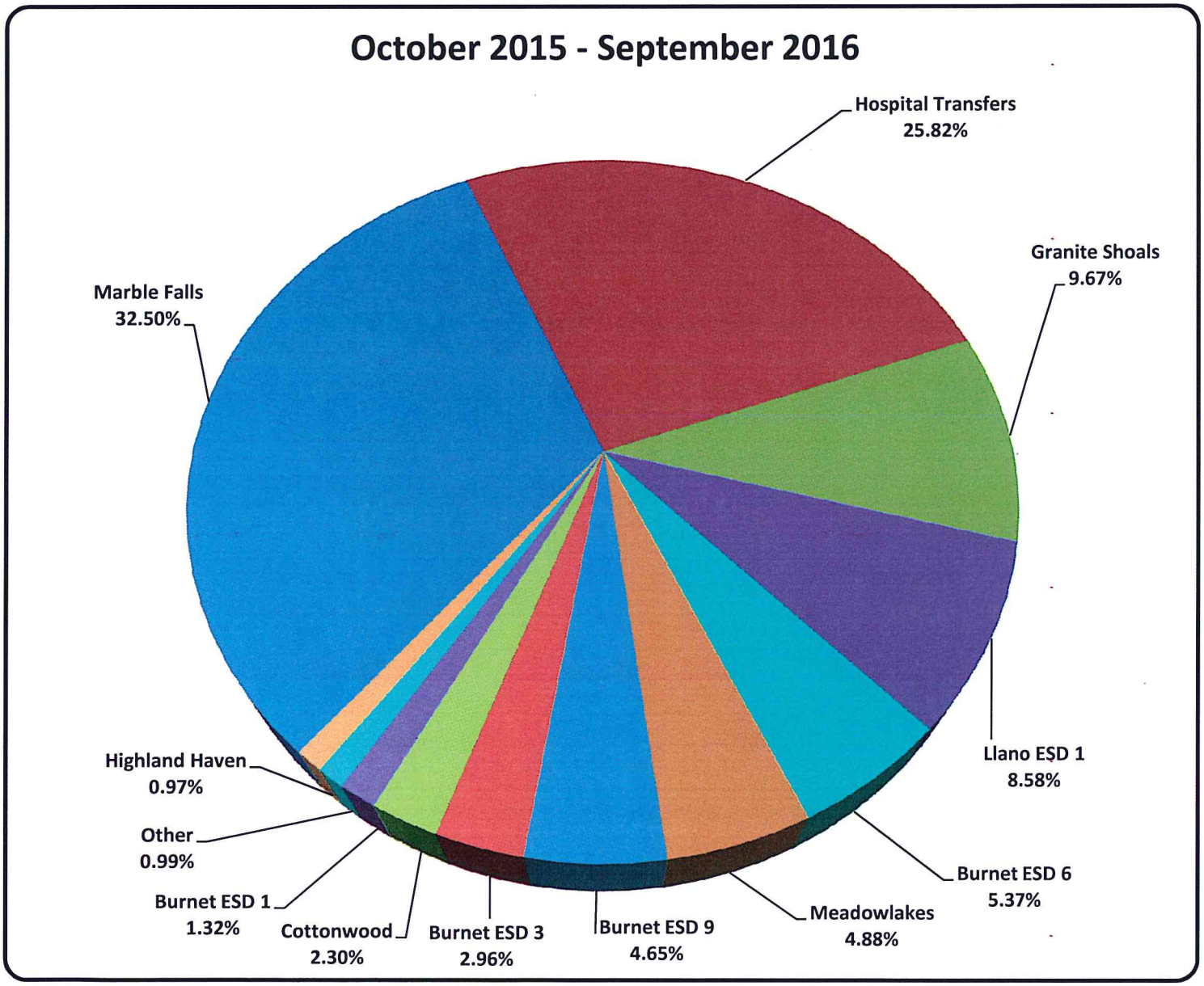


Marble Falls Area EMS

Call Volume Location

FY - 2016

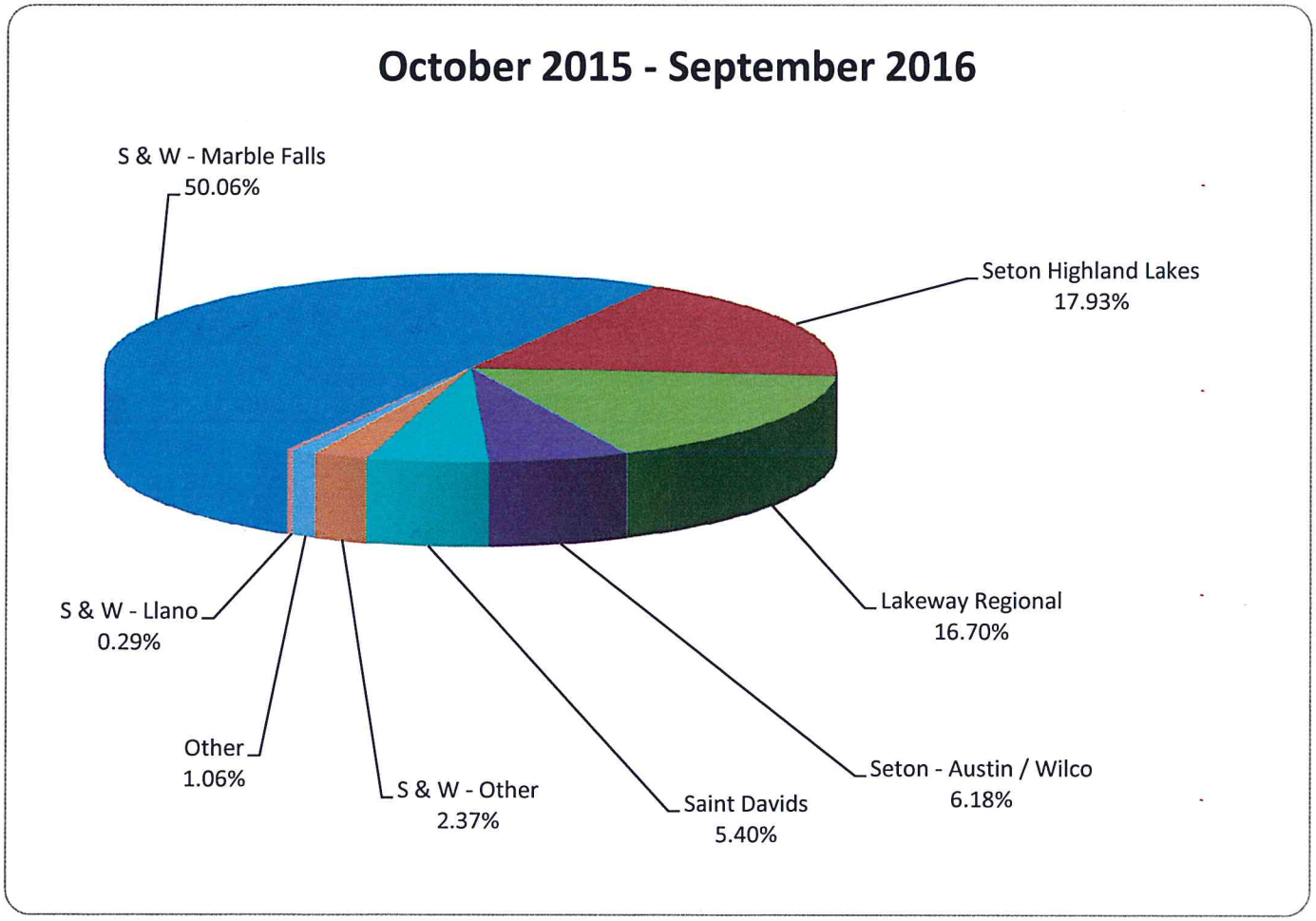
Marble Falls	1580	32.50%	City of Marble Falls
Hospital Transfers	1255	25.82%	Baylor Scott & White / Seton Highland Lakes
Granite Shoals	470	9.67%	City of Granite Shoals
Llano ESD 1	417	8.58%	Horseshoe Bay Area
Burnet ESD 6	261	5.37%	Marble Falls VFD Area
Meadowlakes	237	4.88%	City of Meadowlakes
Burnet ESD 9	226	4.65%	Spicewood VFD Area
Burnet ESD 3	144	2.96%	Granite Shoals / Hoover Valley Area
Cottonwood	112	2.30%	City of Cottonwood Shores
Burnet ESD 1	64	1.32%	Horseshoe Bay South Area
Other	48	0.99%	Mutual Aid Responses
Highland Haven	47	0.97%	City of Highland Haven
Total	**4861**	**100.00%**	



EMS Service PS4450-02

MARBLE FALLS AREA EMS
911 Patient Destinations
Fy-2016

S & W - Marble Falls	1223	50.06%
Seton Highland Lakes	438	17.93%
Lakeway Regional	408	16.70%
Seton - Austin / Wilco	151	6.18%
Saint Davids	132	5.40%
S & W - Other	58	2.37%
Other	26	1.06%
S & W - Llano	7	0.29%
Total	2443	100.00%



Marble Falls Area EMS
911 Transport Destinations
By Month - FY 16

	October	November	December	January	February	March	April	May	June	July	August	September	Total	Percent	Average / Month
Scott and White MF	103	95	109	108	112	122	108	87	91	100	97	91	**1223**	**50.06%**	**101.92**
Seton Highland Lakes	39	44	30	43	32	33	27	40	37	27	37	49	**438**	**17.93%**	**36.50**
Lakeway Regional	30	25	26	26	26	31	28	39	55	41	45	36	**408**	**16.70%**	**34.00**
Seton Austin	14	11	13	15	15	12	16	12	4	17	11	11	**151**	**6.18%**	**12.58**
Saint Davids Austin	10	11	6	5	7	10	7	17	19	16	11	13	**132**	**5.40%**	**11.00**
Scott and White Other	6	4	7	4	2	3	7	5	7	8	3	2	**58**	**2.37%**	**4.83**
Other	3	3	1	2	3	1	1	3	5	1	1	2	**26**	**1.06%**	**2.17**
Scott and White Llano	2	1	0	0	0	0	0	0	1	0	0	3	**7**	**0.29%**	**0.58**
Total	**207**	**194**	**192**	**203**	**197**	**212**	**194**	**203**	**219**	**210**	**205**	**207**	**2443**	**100.00%**	**-**

Seton Austin = All Seton Network hospitals in the Ausitn and Williamson County area

Saint Davids Austin = All Saint Davids Network hospitals in the Austin and Williamson County area

Scott and White Austin = All Scott and White Network hospitals in the Austin, Williamson County and Temple area

Other = San Antonio Hospitals, Hill Country Memorial, Westlake Medical Center and Austin State Hospita

Marble Falls Area EMS
FY - 2016 Summary

Burnet County ESD 1 / Llano County ESD 1	Oct-15	%	Nov-15	%	Dec-15	%	Jan-16	%	Feb-16	%	Mar-16	%	Totals	%
Calls - Horseshoe Bay Proper	19	50.00%	20	51.28%	22	61.11%	18	58.06%	18	60.00%	28	45.16%	125	52.97%
Calls - Horseshoe Bay West	7	18.42%	9	23.08%	6	16.67%	4	12.90%	5	16.67%	13	20.97%	44	18.64%
Calls - Western ESD Area	7	18.42%	3	7.69%	3	8.33%	6	19.35%	3	10.00%	7	11.29%	29	12.29%
Calls - Total for Llano ESD 1	**33**	**86.84%**	**32**	**82.05%**	**31**	**86.11%**	**28**	**90.32%**	**26**	**86.67%**	**48**	**77.42%**	**198**	**83.90%**
Calls - Burnet ESD 1 / HSB South Calls	5	13.16%	7	17.95%	5	13.89%	3	9.68%	4	13.33%	14	22.58%	38	16.10%
Calls - Total	**38**	**100.00%**	**39**	**100.00%**	**36**	**100.00%**	**31**	**100.00%**	**30**	**100.00%**	**62**	**100.00%**	**236**	**100.00%**
Calls - Initial Response	33	86.84%	36	92.31%	33	91.67%	30	96.77%	30	100.00%	56	90.32%	218	92.37%
Calls - Initial Response Average	6.42	-	6.23	-	6.27	-	6.59	-	6.03	-	6.74	-	-	-
Calls - Second Response	5	13.16%	3	7.69%	3	8.33%	1	3.23%	0	0.00%	6	9.68%	18	7.63%
Calls - Second Response Average	11.40	-	13.67	-	8.00	-	14.00	-	-	-	9.00	-	-	-
Calls - Total Average Response	7.11	-	6.82	-	6.42	-	6.83	-	6.03	-	6.93	-	-	-
Calls - Initial Response > 8 Minutes	10	30.30%	6	16.67%	6	18.18%	7	23.33%	5	16.67%	16	28.57%	50	22.94%
Calls - Average On-Scene Time	25.38	-	24.66	-	27.65	-	28.75	-	23.54	-	27.34	-	-	-
Calls Resulting In Transports	28	73.68%	31	79.49%	22	61.11%	16	51.61%	17	56.67%	38	61.29%	152	64.41%
Calls Resulting In No-Transport	10	26.32%	8	20.51%	14	38.89%	13	41.94%	11	36.67%	27	43.55%	83	35.17%
Calls Resulting In Multiple Unit Response	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%	2	3.23%	2	0.85%
Number of Calls to Cottonwood	9	23.68%	9	23.08%	5	13.89%	8	25.81%	9	30.00%	9	14.52%	49	20.76%
Number of Calls to Marble Falls	3	7.89%	3	7.69%	2	5.56%	2	6.45%	1	3.33%	1	1.61%	12	5.08%
Number of Calls Mutual Aid	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%
Total Responses for ESD Truck	**50**	**-**	**51**	**-**	**43**	**-**	**41**	**-**	**40**	**-**	**72**	**-**	**297**	**-**
Patients - Male	9	27.27%	17	43.59%	16	44.44%	13	52.00%	11	39.29%	28	50.00%	94	43.32%
Patients - Female	24	72.73%	22	56.41%	20	55.56%	12	48.00%	17	60.71%	28	50.00%	123	56.68%
Total Patient Contacts	**33**	**100.00%**	**39**	**100.00%**	**36**	**100.00%**	**25**	**100.00%**	**28**	**100.00%**	**56**	**100.00%**	**217**	**100.00%**
Patients <10 Years Old	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%	1	1.79%	1	0.46%
Patients 11 - 20 Years Old	2	6.06%	2	5.13%	3	8.33%	0	0.00%	0	0.00%	2	3.57%	9	4.15%
Patients 21 - 40 Years Old	2	6.06%	2	5.13%	1	2.78%	0	0.00%	1	3.57%	6	10.71%	12	5.53%
Patients 41 - 60 Years Old	5	15.15%	6	15.38%	3	8.33%	4	16.00%	3	10.71%	11	19.64%	32	14.75%
Patients >60 Years Old	24	72.73%	29	74.36%	29	80.56%	21	84.00%	24	85.71%	36	64.29%	163	75.12%
Patients Transported To Seton Highland Lakes	0	0.00%	5	16.13%	1	4.55%	0	0.00%	0	0.00%	1	2.63%	7	4.61%
Patients Transported To S & W Marble Falls	23	82.14%	18	58.06%	15	68.18%	13	81.25%	14	82.35%	26	68.42%	109	71.71%
Patients Transported Out Of Area	5	17.86%	8	25.81%	6	27.27%	3	18.75%	3	17.65%	10	26.32%	35	23.03%
Patients Transported By Air Medical	0	0.00%	0	0.00%	0	0.00%	0	0.00%	0	0.00%	1	2.63%	1	0.66%
Total Patients Transported	**28**	**100.00%**	**31**	**100.00%**	**22**	**100.00%**	**16**	**100.00%**	**17**	**100.00%**	**38**	**100.00%**	**152**	**100.00%**
Total Patients Not Transported	5	15.15%	8	20.51%	14	38.89%	9	36.00%	11	39.29%		0.00%	47	21.66%

Marble Falls Area EMS
FY - 2016 Summary

Burnet County ESD 1 / Llano County ESD 1	Apr-16	%	May-16	%	Jun-16	%	Jul-16	%	Aug-16	%	Sep-16	%	Totals	%
Calls - Horseshoe Bay Proper	25	55.56%	18	54.55%	18	38.30%	28	57.14%	31	81.58%	25	75.76%	270	56.13%
Calls - Horseshoe Bay West	9	20.00%	8	24.24%	12	25.53%	12	24.49%	3	7.89%	3	9.09%	91	18.92%
Calls - Western ESD Area	6	13.33%	4	12.12%	6	12.77%	6	12.24%	2	5.26%	3	9.09%	56	11.64%
Calls - Total for Llano ESD 1	**40**	**88.89%**	**30**	**90.91%**	**36**	**76.60%**	**46**	**93.88%**	**36**	**94.74%**	**31**	**93.94%**	**417**	**86.69%**
Calls - Burnet ESD 1 / HSB South Calls	5	11.11%	3	9.09%	11	23.40%	3	6.12%	2	5.26%	2	6.06%	64	13.31%
Calls - Total	**45**	**100.00%**	**33**	**100.00%**	**47**	**100.00%**	**49**	**100.00%**	**38**	**100.00%**	**33**	**100.00%**	**481**	**100.00%**
Calls - Initial Response	44	97.78%	31	93.94%	39	82.98%	47	95.92%	36	94.74%	29	87.88%	444	92.31%
Calls - Initial Response Average	6.12	-	6.26	-	6.95	-	5.87	-	5.75	-	5.10	-	-	-
Calls - Second Response	1	2.22%	2	6.06%	8	17.02%	2	4.08%	2	5.26%	4	12.12%	37	7.69%
Calls - Second Response Average	3.00	-	13.50	-	9.50	-	17.00	-	8	-	8.00	-	-	-
Calls - Total Average Response	6.05	-	6.70	-	7.38	-	6.33	-	5.87	-	5.38	-	-	-
Initial Calls > 8 Minute Response	10	22.73%	7	22.58%	10	25.64%	7	14.89%	5	13.89%	3	10.34%	92	20.72%
Calls - Average On-Scene Time	23.72	-	25.51	-	19.61	-	22.07	-	21.64	-	23.19	-	-	-
Calls Resulting In Transports	29	64.44%	25	75.76%	32	68.09%	33	67.35%	26	68.42%	20	60.61%	317	65.90%
Calls Resulting In No-Transport	14	31.11%	8	24.24%	15	31.91%	18	36.73%	12	31.58%	11	33.33%	161	33.47%
Calls Resulting In Multiple Unit Response	1	2.22%	0	0.00%	0	0.00%	1	2.04%	0	0.00%	0	0.00%	4	0.83%
Number of Calls to Cottonwood	10	22.22%	10	30.30%	14	29.79%	5	10.20%	4	10.53%	6	18.18%	98	20.37%
Number of Calls to Marble Falls	2	4.44%	2	6.06%	4	8.51%	2	4.08%	0	0.00%	6	18.18%	28	5.82%
Number of Calls Mutual Aid	0	0.00%	1	3.03%	0	0.00%	1	2.04%	2	5.26%	0	0.00%	4	0.83%
Total Responses for ESD Truck	**57**	**-**	**46**	**-**	**65**	**-**	**57**	**-**	**44**	**-**	**45**	**-**	**611**	**-**
Patients - Male	15	34.88%	16	53.33%	23	53.49%	32	62.75%	21	56.76%	12	40.00%	213	47.23%
Patients - Female	28	65.12%	14	46.67%	20	46.51%	19	37.25%	16	43.24%	18	60.00%	238	52.77%
Total Patient Contacts	**43**	**100.00%**	**30**	**100.00%**	**43**	**100.00%**	**51**	**100.00%**	**37**	**100.00%**	**30**	**100.00%**	451	**100.00%**
Patients <10 Years Old	1	2.33%	0	0.00%	1	2.33%	0	0.00%	1	2.70%	0	0.00%	4	0.89%
Patients 11 - 20 Years Old	1	2.33%	2	6.67%	0	0.00%	3	5.88%	3	8.11%	0	0.00%	18	3.99%
Patients 21 - 40 Years Old	5	11.63%	1	3.33%	10	23.26%	13	25.49%	4	10.81%	2	6.67%	47	10.42%
Patients 41 - 60 Years Old	5	11.63%	4	13.33%	3	6.98%	6	11.76%	6	16.22%	6	20.00%	62	13.75%
Patients >60 Years Old	31	72.09%	23	76.67%	29	67.44%	28	54.90%	23	62.16%	22	73.33%	319	70.73%
Patients Transported To Seton Highland Lakes	2	6.90%	2	8.00%	2	6.25%	4	12.12%	1	3.85%	3	15.00%	21	6.62%
Patients Transported To S & W Marble Falls	17	58.62%	16	64.00%	22	68.75%	15	45.45%	15	57.69%	14	70.00%	208	65.62%
Total Patiens Transported Out Of Area	10	34.48%	7	28.00%	8	25.00%	13	39.39%	10	38.46%	3	15.00%	86	27.13%
Total Patients Transported By Air Medical	0	0.00%	0	0.00%	0	0.00%	1	3.03%	0	0.00%	0	0.00%	2	0.63%
Total Patients Transported	**29**	**100.00%**	**25**	**100.00%**	**32**	**100.00%**	**33**	**100.00%**	**26**	**100.00%**	**20**	**100.00%**	317	**100.00%**
Total Patients Not Transported	14	32.56%	5	16.67%	11	25.58%	18	35.29%	11	29.73%	10	33.33%	116	25.72%

Item # 9a

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Sheri Pollard, Interim City Secretary

RE: Approve Minutes of the September 20, 2016 Regular Meeting

CITY OF HORSESHOE BAY

CITY COUNCIL MEETING

MINUTES

The City Council of the City of Horseshoe Bay held a Public Meeting at City Hall September 20, 2016, beginning at 3:00 p.m. in accordance with duly posted notice of said meeting with the following members present:

Stephen T. Jordan, Mayor
Craig Haydon, Mayor Pro Tem
Cynthia Clinesmith, Council Member
Jerry Gray, Council Member
Reagan Lambert, Council Member
David Pope, Council Member

The posted agenda for this meeting is made a part of these minutes by attachment and the minutes are herewith recorded in the order the agenda items were considered, with the agenda item number and subject shown preceding the applicable paragraph.

1. Call the Meeting to Order and Establish a Quorum: Mayor Jordan called the meeting to order at 3:00 p.m. stating a quorum was present. The Mayor said copies of the agenda were available on the podium and asked that anyone who would like to make comments please sign the sheet on the podium and go to one of the podium microphones when it was their turn to speak.

2. Invocation: Garry Kesler, Music Minister of the Church at Horseshoe Bay gave the invocation.

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

4. Public Comments: Mayor Jordan presented retiring City Secretary Teresa Moore with a proclamation declaring Teresa L. Moore Week September 26 through September 30. Next, he presented her with a plaque commemorating her 12 years of service to the City. Teresa received a standing ovation from the attendees. She said she appreciated the acknowledgement and she had loved working for the City. Mayor Jordan requested the citizens come by City Hall and visit with Teresa during her "week".

5. Discuss, Consider and Take Action Regarding Approval of an Ordinance of the City Council of the City of Horseshoe Bay, Texas, Authorizing the Issuance and Sale of City of Horseshoe Bay, Texas Combination Tax and Revenue Certificates of Obligation, Series 2016; Levying a Tax in Payment Thereof; Authorizing the Execution and Delivery of a Purchase Agreement and a Paying Agent/Registrar Agreement; Approving the Official Statement; Finding and Determining that the Meeting at Which this Ordinance is Passed is Open to the Public as Required by Law; and Enacting Other Provisions Relating Thereto: Finance Director Larry Anderson introduced Glen Opel as Bond Counsel and Jennifer Douglas as Financial Advisor.

Ms. Douglas reported the City's updated bond rating from Standard and Poor's which affirmed the AA+ rating the City was upgraded to a couple of years ago. She then gave details of the transaction. Glen Opel with Bracewell and Giuliani, LLP explained the action item before the Council was the adoption of the ordinance authorizing the issuance of the certificates of obligation, it approved the issuance, sale to the underwriters on the terms as Jennifer explained, it authorizes the execution of a purchase agreement and then paying the registrar agreement. He said it also approved the offering document. Mayor Pro Tem Haydon made the motion approve the ordinance as presented, seconded by Council Member Pope. Motion passed unanimously (5-0).

6. Discuss, Consider And Take Action Regarding General Fund Budget Amendment For Fire Department All-Terrain Vehicle, Fire Department Radios, Police Department Hand Held Radios And Development Services Scanner: City Manager Stan Farmer reviewed this request for the Council reporting the all-terrain vehicle was necessary for any rescues on the new Horseshoe Trail and could also be used on the golf courses if necessary. The radios were needed due to the current radios not being compatible with the new systems used by other entities in the area. The scanner was requested to replace one that was not compatible with larger documents. He said the net request for these items was $72,250. Mayor Jordan said staff had reviewed these items with the Council at earlier budget meetings and there were excess funds in the FY 2016 budget and not have to be added to the FY 2017 budget if approved. Council Member Clinesmith asked about the status of the request that the ESD pay a portion of the cost of the radios for the Fire Department since they respond to medical calls also. Mr. Farmer said he believed they were considering adding it to the FY 2017 budget to pay half of the cost. Council Member Gray asked Fire Chief Morris to review why he thought it was important to purchase the all-terrain vehicle at this time since the trail was not completed yet. Chief Morris said they are working on the trail at this time and if there were an injured worker, depending on the extent of injuries they would either have to hand carry them down in a Stokes basket, which would be treacherous for his staff, or use a helicopter to lift them out. He said there are other areas where the vehicle could be used. Mr. Farmer said the Trail should be completed within the next two to four weeks. Council Member Clinesmith made the motion to approve the budget amendment ordinance as presented, seconded by Mayor Pro Tem Haydon. Motion passed unanimously (5-0).

7. Discuss, Consider and Take Action Regarding Utility Fund Budget Amendment for Improvements to the Recycle Center: Community Services Director Jeff Koska reviewed this request for the Council. He reported there were funds in the Capital Funds that were not used this year and use of these for improvements at the Recycle Center had been discussed at the earlier budget meetings. Council Member Gray said he also had concerns regarding using a ramp for residents to drive up and over in order to dispose of recyclable materials causing additional safety issues. Council Member Gray asked if these excess funds could be used instead to lower the proposed utility rate increase. Mr. Koska said this was possible but these improvements were proposed due to the safety factor. Council Member Gray asked Mr. Koska to rate the importance of this on a one to ten scale and Jeff said a five, with it not being critical but he thought sooner or later it needed to be done. Council Member Gray said he did not dispute the need for these improvements, but was this the best way to use these funds at this time or should they be applied toward the deficient in the Utility Fund? Council Member Gray requested that this item be deferred for further discussion later on the agenda.

The consensus of the Council was to do so. The Council asked Mr. Koska to determine what affect the $65,000 would have on the proposed rate increase.

8. Conduct a Public Hearing Regarding Proposed Budget: Finance Director Larry Anderson reported there had been several budget workshops and the proposed budget had been available on the City's website and at City Hall for review, there were minor revisions as requested by the Council at the last workshop and he thought it was ready to be discussed. Mayor Jordan convened the public hearing at 3:41 p.m. and asked if there were any comments. There were none and he adjourned the public hearing at 3:42 p.m.

9. Discuss, Consider and Take Action Regarding Approval of an Ordinance to Adopt Budget for Fiscal Year October 1, 2016 through September 30, 2017: Council Member Gray asked about some of the expenses that are in the budget that had not been discussed in the budget meetings. The first was the $20,000 in Capital Budget for parks. Mr. Farmer reported this was for any improvements the Council might want to make in the future such as restrooms, add another portion to the trail, more benches, etc. and the money was there in case the Council chose to use it. Council Member Gray questioned the increase in the cost of the dispatching. Mr. Farmer explained the City has a contract with Marble Falls for dispatch and this was the first time they had asked for an increase since they took over about five years ago. Police Chief Rocky Wardlow added that another factor it increased was they had gone to the Spillman recording system last year and there was no maintenance charge for the first year but that had started now and would continue each year. Council Member Gray said his "antenna was up" regarding how the City would replenish the rate stabilization fund and so any of these expenses that are in the budget that might any way shape or form be lowered to always be vigilant to replenish the rate stabilization fund by determining if they are critical or just nice to have and would it be conceivable to be reduced. Council Member Pope made the motion that the fiscal year 2017 budget, as presented by the City Manager in ordinance ORD 16-09-20D, be adopted, seconded by Mayor Pro Tem Haydon. City Secretary Teresa Moore called roll as follows: Mayor Pro Tem Haydon – yes, Council Member Gray – yes, Council Member Clinesmith – yes, Council Member Pope – yes, and Council Member Lambert – yes. The motion passed unanimously (5-0).

10. Discuss, Consider and Take Action to Ratify Property Tax Revenue Increase: Finance Director Anderson stated Local Government Code 102.007(c) required a separate vote to ratify the tax increase if the budget adopted raises more revenue from property taxes than the previous year. Council Member Gray made the motion to approve ratifying the property tax revenue increase, seconded by Council Member Clinesmith. Motion passed unanimously (5-0).

11. Discuss, Consider and Take Action Regarding Approval of an Ordinance to Adopt Tax Rate for 2016 Tax Year: Finance Director Anderson reported the budget the Council had just approved was for the same tax rate as last year or $0.25/$100 evaluation. He said the Council had the option to approve a $0.26/$100 or anywhere in between. Council Member Gray asked should the Council choose to approve the $0.26/$100 rate would that reduce or eliminate the proposed utility rate increase. Mr. Anderson said the addition revenue raised by the one cent increase could be transferred back to the rate stabilization account and be used to offset a possible utility rate increase. The additional funds raised would be $178,000.

Gray said this was a step in the right direction and it seemed reasonable to him. He said during a discussion last month that utility rates impacts users of utilities and the general fund impacts all citizens and to the extent the Council can do the cost assignment where the broader base of population would be footing the bill that are serving the entire population such as the water treatment plant that it would be reasonable to consider using the tax increase and not implementing the proposed rate increase or at least lowering the proposed increase in the utility rate. Council Member Gray made the motion to utilize a tax rate of $0.26/$100 valuation on the premise that by so doing the City could eliminate or significantly reduce the proposed increase in utility rates for this year only by reimbursing the rate stabilization fund, seconded by Council Member Lambert. Council Member Lambert said he was in favor. Council Member Clinesmith said she would like clarification regarding if the City used this money to offset the utility rate increase that it would be for one year only as the money would be needed to run the City for other things next year. Community Services Director Koska said the $65,000 from item 7 on this agenda would lower the increase from 9% to 7.8%. If the $178,000 were added to that then it would lower the rate increase to less than 5%. Council Member Pope said if the Council looked at the $178,000 with the commitment that it would be used to reimburse the funds advanced out of the rate stabilization fund he saw some logic to that. Council Member Gray said that was what the Council discussed doing when the money was used. City Attorney said there was no problem in taking this action. Council Member Gray said the majority of the money had been spent on Capital Improvement projects and these were used by everyone whether they lived here full time or not and he thought that would justify this decision. Council Member Clinesmith for clarification stated that next year the Council would come back and review the utility rates again because this penny would need to be spent elsewhere. Mayor Pro Tem Haydon said he was not sure he agreed with this idea. Mayor Jordan explained that if these funds had not been drawn from the rate stabilization fund then there would be no need to increase the utility rates. Council Member Gray said because the funds were used for non-Utility Fund items he believes they could be reimbursed from non-utility funds. Council Member Gray restated the motion to move to adopt a tax rate for 2016 of $0.26 and that the excess funds that the penny tax increase generates which was estimated to be approximately $178,000 be used exclusively for the purpose of reimbursing the rate stabilization fund, seconded by Council Member Lambert. Motion passed unanimously (4-0-1 Haydon abstained). Council Member Gray made the motion state I move that the property tax rate be increased by the adoption of a tax rate of 26 cents per one hundred dollars of valuation, which is effectively a 9.547 percent tax increase and to amend ORD 16-09-20D to include additional revenue, seconded by Council Member Clinesmith. City Secretary Teresa Moore called roll as follows: Council Member Pope – yes, Mayor Pro Tem Haydon – no, Council Member Clinesmith – yes, Council Member Lambert – yes and Council Member Gray – yes. The motion passed (4-1). Finance Director Anderson reviewed the Council's action stating the tax rate had been increased to $0.26, the proposed rate that the Council approved during the budget process and the Council had effectively dedicated the additional revenue from that one cent increase in the tax rate to be used to repay the rate stabilization account and use that money to offset any increase in the utility rates.

7. <u>Discuss, Consider and Take Action Regarding Utility Fund Budget Amendment for Improvements to the Recycle Center:</u> Mayor Jordan stated the Council would now continue this item. Council Member Gray stated for the same purpose as the increase in the tax rate,

given the fact that Mr. Koska rated it as a five on a one to ten scale, he personally believed that the reimbursement of the rate stabilization fund is more important at this time than the construction of this facility at the Recycle Center and he would prefer this project be deferred until a later time. Council Member Pope stated he had a concern regarding the safety at the Recycle Center and has experienced firsthand that when he takes recyclables to the Center he feels the stairs are unstable and due to the age of the residents feels this is a safety concern. Council Member Gray said he agreed but that a ramp could be constructed instead of the stairs and make it considerably safer for not a lot of money. Community Services Director Koska said he would look at the FY 2017 budget and see what funds he might have and then bring it back to the Council for consideration but in the meantime he would take the Council's recommendations into consideration. He said he thought they were already working on some replacement stairs and ramps. This item failed for lack of a motion.

12. Discuss, Consider and Take Action Regarding Approval of an Ordinance to Adopt Amended Services and Rates Article A8.00 Utility Fees to be Effective October 1, 2016: Community Services Director Koska explained after what he has learned at this meeting and his working on the model during the meeting it appeared a 4.9% increase in the rates would cover the water and wastewater operations. The garbage rates would still be 8% because that is based on the vendor cost. Council Member Lambert made the motion to lower rate increase to 4.9% based on Mr. Koska's recommendation and action taken by the Council at this meeting, seconded by Council Member Gray. Finance Director Anderson stated with Council taking this action that the budget adopted today would have to be amended because it would be changing the amount of revenue the Utility Fund would be taking in. Council Member Lambert amended his motion to reflect the reduction in the revenue side of the budget to show the $65,000 and $178,000, Council Member Gray agreed with the amended motion. Council Member Clinesmith asked Mr. Koska if he was confident that the increase of 4.9% was sufficient and he confirmed he was. Motion passed unanimously (5-0).

13. Discuss, Consider and Take Action Regarding Approval of Five-Year Capital Plan: City Manager Farmer reviewed the plan and asked Council to approve as a planning document only that did not bind future Councils to the projects or timeline listed. Council Member Pope made the motion to approve this item as presented, seconded by Mayor Pro Tem Haydon. Motion passed unanimously (5-0).

14. Discuss, Consider and Take Action Regarding Approval of Resolution Conducting the Annual Review of the City's Investment Policy and Strategy: City Manager Farmer reported that section 2256.005 of the Texas Government Code requires that each governing body of an investing entity adopt an investment policy and an investment strategy and review the same annually. The City's investment policy was last reviewed and amended on September 15, 2015 and on June 10, 2014 the Council approved a broker/deal list per the City's investment policy and an amendment was adopted September 13, 2015 to include the new training requirements as revised in the Texas Government Code 2256.008 as amended. Mr. Farmer and Finance Director Larry Anderson serve as Investment Officers and have reviewed the investment policy and strategy and the City's financial conditions and recommended the Council adopt the resolution and the attached investment policy and strategy as presented with no changes. Council Member Clinesmith made the motion to

approve as presented, seconded by Council Member Pope. Motion passed unanimously (5-0).

15. Discuss, Consider and Take Action Regarding Approval of Personnel Policy Revisions: Article XIII, Appendix B: Salary Tables and Appendix C: Merit Tables: City Manager Farmer said this was another item done on an annual basis. Article 5 of the Compensation Plan, Section 3 of the Personnel Policy requires the City Manager to make a recommendation for changes to the Salary Tables to the Mayor in August each year and then the Mayor to make recommendations to the Council at the September Council meeting. He reported the proposed salary table and incentive pay had been revised to reflect the salary ranges recommended in the recent Public Sector Personnel Consultants salary survey which was reviewed by Council at the June 28, 2016 Workshop. Mr. Farmer stated staff also recommended the addition of the three positions GIS Administrator, IT Administrator and Assistant Planner, as well as changing Human Resources Administrator position to Human Resource Director and Project Manager to Public Works Director. He said the Mayor recommended the Council approve the attached salary table and incentive pay with the recommended changes red-lined and the omitted positions removed. Mr. Farmer added that part two of this item was the Appendix C Merit Tables. Section 3 of the Compensation Plan also requires that the City Manager make recommendations to the merit table to the Mayor by November of each year and then the Mayor make recommendations to the Council; however, staff recommended approving the merit table at this time along with the recommended changes to the salary tables and incentive pay. The merit table is a guideline in administrating the merit increases for City personnel based on their performance evaluations. Mr. Farmer said at the June 28, 2016 Budget Workshop the City Council recommended an annual allocation of 125,000 to be distributed among all the staff for merit increases. Utilizing the actual evaluation score of each person from the previous year's performance evaluation staff prepares an estimated merit increase analysis based on a proposed merit table that will result in the amount as close as possible to the total annual allotment of dollars recommended by Council. The following is the outcome of the analysis prepared for the FY 2017 budget based on the recommended positions and salary ranges in the attached appendix and utilizing the current merit table the attached Appendix C resulting in an annual merit total of $125,632. Mr. Farmer reported the Mayor recommended the Council approve the attached Appendix C and also requested the authority consistent with prior years to make minor adjustments to the merit table based on final achievement levels after performance reviews are conducted in December. Mr. Farmer told the Council there were a couple of typographical errors on Appendix B that needed to be brought to their attention prior to a vote. He said Police Specialist listed as a 58 salary range is supposed to be 60 and under Utilities on the same page there are three technicians and each is shown as a 48 salary range but should be 55. Council Member Lambert requested Mr. Farmer explain Comp Ratio which he did. Mayor Pro Tem Haydon made a motion to approve this item as presented with the needed corrections, seconded by Council Member Pope. Motion passed unanimously (5-0).

16. Items to be removed from the Consent Agenda: Council Member Gray requested Item f. be removed from the Consent Agenda for further discussion.

17. Consent Agenda Items:
    a. Approval of Minutes of the August 30, 2016 Workshop Meeting, the August 30, 2016 Regular Meeting, the August 31, 2016 Special Meeting, the September 6, 2016 Regular Meeting and the September 6, 2016 Special Meeting
    b. Approval of Updated Summit Rock Public Improvement District Assessment Roll for 2016
    c. Approval of Ordinance Updating the Escondido Public Improvement District of the City of Horseshoe Bay Service and Assessment Plan and Assessment Roll for 2016
    d. Approval of FY 2017 Agreement with Hill Country Animal Shelter
    e. Approval of Renewal of Agreement with Corix Utilities to Provide Sandy Harbor Wholesale Diversion, Treatment and Potable Water Service
    f. Approval of Professional Services Agreement for Presiding Municipal Court Judge
    g. Approval of Professional Services Agreement for Municipal Court Prosecutor
    h. Approval of Appointment of Sheri Pollard as Interim City Secretary

    Mayor Pro Tem Haydon made the motion to approve all items on the Consent Agenda with the exception of Item f., seconded by Council Member Pope. Motion passed unanimously (5-0).

    Council Member Gray reported he felt that the Municipal Judge Kevin Madison had requested a $200 per month increase in his contract renewal only 30 days after the review of the Municipal Judge appointment and in the course of the evaluation one of the issues mention was the potential cost savings in making a different decision in regards to the appointment. He said he was not saying he would have changed is vote with regards to the item last month; however, he felt very strongly that if MC Judge Kevin Madison intended to make this request for increase that he should have informed the Council at the time they were making a decision last month. Council Member Gray stated he felt it was quite inappropriate and he was inclined to not support the increase for that reason. Council Member Gray said he thought City Manager Farmer should go back to Judge Madison and discuss the possibility he might delay the increase for some period of time. Council Member Pope said when he listened comments by staff regarding Judge Madison he researched the rate he was receiving it was much less than he had seen in any professional organization over his work career. He said he had some anxiety about the timing but thought the request was reasonable. Council Member Gray stated for the record he did not disagree with the request but is the way it was done which he disagreed with. Council Member Clinesmith made the motion to approve renewal of the agreement but felt the timing was uncomfortable but without an increase and come back to review at his annual review, seconded by Council Member Gray. The motion passed (3-2 Haydon and Pope voted against the motion).

18. Monthly Statistical Departmental Data Reports:
    a. City Manager; Administration; Community Services; Development Services; Fire Dept.; and Police Dept.

    City Manager Farmer reported a portion of the Horseshoe Trail is complete but not yet open. He said he went out on the lake about 10 days ago and where the milfoil had been treated it had not come back; however, they did see a lot of aquatic weeds that according to LCRA was hydrilla and they would be treating that at their expense. Mr. Farmer said that fall

mowing would begin in early October and would be completed by Thanksgiving. He said on behalf of senior staff and he would like to recognize City Secretary Teresa Moore and say they had enjoyed working with her over all the years and enjoyed her keeping them out of trouble and staying on top of things and they would miss her. Council Member Clinesmith asked if there was a channel where a conversation might take place with Llano County regarding them paying a portion of the milfoil treatment. Mr. Farmer said Council could make a request to the Llano County Commissioners' Court to allocate funds. Mayor Jordan said they had just completed their budget so it might have to wait until the next budget year. He added he had hopes that the LCRA might be voting in November to lower the lake in February of next year which might possibly take care of the need for milfoil treatment for an amount of time.

19. Discuss, Consider and Take Action Regarding Capital Area Council of Government General Assembly Representation for the City of Horseshoe Bay: Mayor Jordan reported he had sent out information regarding this item to each of the Council Members and only Council Member Lambert expressed interest. Council Member Gray made the motion to appoint Council Member Lambert to represent the City with CAPCOG, seconded by Mayor Pro Tem Haydon. Motion passed unanimously (5-0).

20. Public Hearing, Discuss, Consider and Take Action Regarding a Zoning Ordinance Amendment to Chapter 14 Zoning, Article 14.02 Zoning Ordinance, Division 3 Zones and Classifications, Section 14.02.401 Zones and Classifications Established to Update Both the Zones and Classifications Information; to Change Secs. 14.02.420-14.02.460 Reserved to Section 14.02.420 Zone 17 The Hills to Rezone All Annexed Properties in The Hills Sections I – III, Golfview Estates and Quail Ridge from A-1 Recreational and R-1 Single Family Residential in Zone 3 Horseshoe Bay West to RR Rural Residential; and to Renumber Secs. 14.02.420-14.02.460 Reserved to Secs. 14.02.421-14.02.460 Reserved: Development Services Director Eric Winter reviewed this item for the Council. Mayor Jordan convened a public hearing at 5:00 p.m. and asked if anyone would like to comment. Bill Knox of 526 RR 2831 said he was representing BT&T which owns three parcels of land at the northwest corner of 71 and RR 2831 and how the recent annexation of Quail Ridge and the rezoning of those areas to RR Rural Residential would have on property he would like to market. He said the property on the east corner of that same intersection was zoned Commercial C3 and the property to the north of his property was also commercial. Mr. Knox said there were covenants prepared for Quail Ridge; however, they were never recorded, specified certain areas could be used as commercial. He explained the area he was talking about was surrounded on three sides by property zoned commercial and would have no value as a residential property and if the Council were to do this it would impede their ability to sell this property. He also told the Council that Quail Ridge was very different from The Hills in many ways. He requested that the Council take no action on this and send it back to P & Z so they could go back and at least look at the CCR's to see if it applied to them. Mayor Jordan adjourned the public hearing at 5:11 p.m. Mr. Winter confirmed that he would be meeting with Mr. Knox and assist getting his request for rezoning to the Planning and Zoning Commission. Mr. Knox told the Council the property owned by BT&T was not currently on the market. Council Member Clinesmith made the motion to approve the item as presented, seconded by Council Member Pope. Council Member Gray told Mr. Knox that the Council would be very receptive to rezoning this area as commercial provided careful attention is

given to what uses would be allowed with the change to commercial zoning. Motion passed unanimously (5-0).

21. Public Hearing, Discuss, Consider and Take Action Regarding an Ordinance Amendment to Chapter 14 Zoning, Article 14.02 Zoning Ordinance, Division 3 Zones and Classifications, Section 14.02.419 Zone 16 Lake Area to Provide Regulations for Boat Houses and Boat Slips on Vacant Properties: Development Services Director Eric Winter reviewed this item for the Council. Mayor Jordan convened a public hearing at 5:19 p.m. and asked if anyone would like to comment. Rick Clark stated he had no objection to this item; however, he asked for clarification regarding what he could do as a homeowner to assure there was compliance of the setback requirements. The public hearing was adjourned at 5:25 p.m. It was determined that this was addressed in the Hidden Coves Planned Development Concept Plan. Council Member Gray made the motion to approve this item as presented, seconded by Council Member Lambert. Motion passed unanimously (5-0).

22. Public Hearing, Discuss, Consider and Take Action Regarding an Ordinance Amendment to Chapter 14 Zoning, Article 14.02 Zoning Ordinance, Division 4 Planned Developments, Sections 14.02.461 through 14.02.467 to Provide Consistent and Streamlined Regulations: Development Services Director Eric Winter reviewed this item for the Council. Mayor Jordan convened a public hearing at 5:32 p.m. and asked if there were any comments. There were none and he adjourned the public hearing. Mayor Pro Tem Haydon made the motion to approve the item as presented, seconded by Council Member Pope. Motion passed unanimously (5-0).

23. Public Hearing, Discuss, Consider and Take Action Regarding an Ordinance Amendment to Chapter 10 Subdivision Regulations, Article 10.03 Subdivision Ordinance, Division 9 Planned Development Zones, Sections 10.03.311 and 10.03.312 to Provide Consistent and Streamlined Regulations: Development Services Director Eric Winter reviewed this item for the Council. Mayor Jordan convened a public hearing at 5:34 p.m. and asked if there were any comments. There were none and he adjourned the public hearing. Mayor Pro Tem Haydon made the motion to approve the item as presented, seconded by Council Member Gray. Motion passed unanimously (5-0).

24. Adjournment: Mayor Pro Tem Haydon made the motion to adjourn the meeting at 5:35 p.m., seconded by Council Member Pope. Motion passed unanimously (5-0).

APPROVED this 18th day of October, 2016.

CITY OF HORSESHOE BAY, TEXAS

Stephen T. Jordan, Mayor

ATTEST:

Sheryl G. Pollard, Interim City Secretary

Item # 9b

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Rocky Wardlow, Chief of Police

RE: Approve Renewal of Interlocal Agreement with Llano County for Jail Services

Enclosed is the annual contract renewal with Llano County for the housing of prisoners. Currently, the agreement allows for a $40.00 per day charge per prisoner. There is no change to the current agreement.

Staff is of the opinion the requested amount is in line with current prisoner housing rates at other facilities.

The fee for housing of prisoners only applies to charges filed by the Horseshoe Bay Police Department for offenses in violation of City ordinances and scheduled for appearance or trial before the City's Municipal judge. All other charges are considered 'state charges' and not subject to a prisoner housing fee.

The Police Department budgets $500 annually and has never expended the entire amount.

Staff recommends approval of the contract.

Enclosures: Interlocal Agreement with Llano for Jail Services

Item # _9c_

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: **Mayor and City Council**

Thru: **Stan R. Farmer, City Manager**

From: **Mayor Steve Jordan**

RE: **Approve Proclamation Blazing Star Masonic Lodge #413**

The Blazing Star Masonic Lodge #413, since 1874, has supported the greater Marble Falls, Horseshoe Bay, and Meadowlakes community, more notable being providing annual scholarships to deserving graduating high school seniors.

The City of Horseshoe Bay wishes to acknowledge the many ways the Masonic Lodge and its members have helped out community.

Steve Jordan, Mayor of the City of Horseshoe Bay, hereby proclaims Sunday, October 23, 2016 as Blazing Star Masonic Lodge #413 Day in the City of Horseshoe Bay.

Enclosures: Proclaimation

OFFICE OF THE MAYOR
STATE OF TEXAS
CITY OF HORSESHOE BAY

P R O C L A M A T I O N

BLAZING STAR MASONIC LODGE #413
October 23, 2016

WHEREAS, The Grand Lodge of Texas has established a Statewide Open House to be held in every Texas Masonic Lodge at 2:00-4:00pm Sunday, October 23, 2016; and

WHEREAS, the said purpose of the Open House is to better acquaint the citizens of the great State of Texas with Texas Masonry, its philosophy, many charities and community service activities; and

WHEREAS, Blazing Star Masonic Lodge #413, since 1874, has supported the greater Marble Falls, Horseshoe Bay and Meadowlakes community, more notable being providing annual scholarships to deserving graduating high school seniors; and

WHEREAS, the City of Horseshoe Bay wishes to acknowledge the many ways the Masonic Lodge and its members have helped our community.

NOW THEREFORE, I, Steve Jordan, Mayor of the City of Horseshoe Bay do hereby proclaim Sunday, October 23, 2016 as Blazing Star Masonic Lodge #413 Day in the City of Horseshoe Bay.

IN WITNESS WHEREOF I have affixed my signature and seal on this the 23rd day of October, 2016.

_____
Stephen T. Jordan, Mayor
Horseshoe Bay, Texas

Item # 9d

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

From: Stan Farmer, City Manager

Re: Approve Contract for Impact Fee Update with HDR Engineering

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At the request of City staff, HDR Engineering has been asked to develop a proposal to perform a water and wastewater impact fee update for City Council consideration. HDR efforts will be compliant with Chapter 395 of the Local Government Code regulating the development and use of impact fees in Texas. The requested efforts will encompass developing the underlying information behind the fees, calculating the maximum fee amounts, preparing material for and facilitating meetings of a required Advisory Committee, preparing the Committee's report and a draft notice, and providing support in the required public hearings and Council consideration.

As reflected in Attachment A, HDR proposes this effort for an amount of $23,540 proposed on a time and materials basis, not to be exceeded without advanced written approval from the City. This update was budgeted for in the current FY 2017 budget. This budget assumes that the City will provide the necessary data for input on the 10-year Water and Wastewater CIP, including costs for projects considered as part of this update. The impact fee update effort will occur in an approximate four-month period following the notice to proceed.

In the fall of 2013 an Impact Fee Ordinance was approved by Council after a similar process over several months by HDR. The State requires that these be updated every three to five years. Staff recommends approval of the attached contract.

Enclosures: Proposed Contract

February 16, 2016

Mr. Stan Farmer
City Manager
1 Community Drive
Horseshoe Bay, TX 78657

RE: Water and Wastewater Impact Fee Update

Dear Mr. Farmer,

At the request of City staff, HDR Engineering has been asked to develop a proposal to perform a water and wastewater impact fee update for City Council consideration. Our efforts will be compliant with Chapter 395 of the Local Government Code regulating the development and use of impact fees in Texas. The requested efforts will encompass developing the underlying information behind the fees, calculating the maximum fee amounts, preparing material for and facilitating meetings of a required Advisory Committee, preparing the Committee's report and a draft notice, and providing support in the required public hearings and Council consideration.

As reflected in Attachment A, HDR proposes this effort for an amount of $23,540 proposed on a time and materials basis, not to be exceeded without advanced written approval from the City. This budget assumes that the City will provide the necessary data for input on the 10-year Water and Wastewater CIP, including costs for projects considered as part of this update. Billing will be made monthly with payment due net 45 days from the date of the invoice. Other standard terms and conditions (shown in Attachment B) will also apply. The impact fee update effort will occur in an approximate four-month period following the notice to proceed.

If you concur with this proposal, please sign all originals in the space indicated and return one to us for our files. Your signature will serve as our notice to proceed.

Sincerely,
HDR Engineering, Inc.

Grady Reed
Project Manager

Kelly J. Kaatz, PE
Senior Vice President

Accepted with Notice to Proceed:

By: _____
Authorized City of Horseshoe Bay Representative

Date: _____

ATTACHMENT A

PROPOSED SCOPE OF PROFESSIONAL SERVICES FOR AN

UPDATE OF WATER AND WASTEWATER IMPACT FEES FOR THE CITY OF HORSESHOE BAY, TEXAS

Prepared for:

City of Horseshoe Bay
1 Community Drive
Horseshoe Bay, Texas 78657

Prepared by:

HDR Engineering, Inc.
4401 West Gate Blvd., Suite 400
Austin, Texas 78745

ATTACHMENT A

Proposed Scope of Professional Service for the

UPDATE OF WATER AND WASTEWATER IMPACT FEES FOR THE CITY OF HORSESHOE BAY, TEXAS

1.0 SCOPE OF SERVICES

Task 1 – Develop Land Use, Capacity & New CIP Data for Impact Fee Update

HDR will develop the land use assumptions and update the Capital Improvements Plan (with information provided by the City) underlying the calculation of the impact fees in compliance with Chapter 395 of the Texas Local Government Code. In particular, these issues will be reviewed:

- Where will the City likely charge the fees, i.e. its impact fee service area?
- What is the current and prospective land use mix, densities, or land use/equivalent service unit assumptions?
- What is the current available utility capacity, if any, in the existing utility system?
- What capital projects (with excess capacity) have already been funded?
- What new capital projects are needed in the 5 to 10 year time frame?

Each of the existing capital projects with excess capacity or new capital project items discussed above needs to be identified or quantified in terms of:

- ✓ type of facility

Water	Wastewater
▪ water supply, ▪ treatment, ▪ ground storage ▪ elevated storage ▪ pumping & transmission.	▪ wastewater treatment, ▪ pumping & interceptors.

- ✓ cost to construct,
- ✓ used/available capacity, and
- ✓ cost per Living Unit Equivalent for new capacity.

Neighborhood water distribution and wastewater collection facilities will not be assessed as part of the fee basis as either (a) these facilities are developer contributed, or (b) City-spending on these facilities is for rehabilitation or replacement benefit for existing customers (both of which are fee ineligible items).

HDR will develop existing (2016) and projected (2025) land use and population data for the City and its ETJ service areas in order to be used as a consistent basis for defining facility demand in the separate water and wastewater service areas. It will be the City's responsibility to provide information relating to any outstanding debt associated with existing water and wastewater facilities.

Data to be supplied, developed or compiled by the parties to this agreement are listed in Table 1.

Task 2 - Impact Fee Calculation and Application

HDR would use the land use and capital improvements program information previously developed to calculate maximum fee amounts. The first step is to develop a weighted average cost of capital per service unit for each type of utility facility. The fee calculation will consider capital payments through the rates or the 50% deduction allowed in Chapter 395. The calculations and fee design will also be divided into component parts of the water and wastewater utilities to allow for credits or offsets against a full fee amount should the entity paying the fee provide for an acceptable portion of eligible capital at their own expense. It should be noted that HDR's ability to develop component fees is dependent upon the City being able to segregate its outstanding debt into facility types.

The full cost of capital for these utility components will be calculated and then be pro-rated to a lesser amount should the Committee and/or Council decide to recommend a fee less than the maximum allowable. Data will also be provided to scale the base fee per standard service unit to allow for appropriate fee levies for larger service requirements.

HDR will provide technical and production support for the preparation of an Advisory Committee report.

Task 3 - Review Impact Fee Ordinance

Based on Committee, Council, and public input, HDR will review the City's existing ordinance for needed changes and provide that feedback to City staff and the City attorney.

Task 4 – Impact Fee Coordination with Committee, Council, and Public & Reporting

HDR will develop support materials and coordinate with various interested stakeholders in the fee development process to assure that provisions of Chapter 395 of the Local Government Code are met and that all key parties are adequately informed.

The proposed formal coordination effort includes the following activities:

City Staff – Two Meetings. The first meeting would be to review and update the project list and costs for those projects to be included in the CIP. At this meeting the land use assumptions would also be reviewed. The second meeting would be to review the draft results of the fee study and suggested ordinance revisions.

Impact Fee Advisory Committee – Two Meetings. The first meeting would be to coordinate the draft impact fee calculation and seek Committee concurrence with any revised fee proposal that would be presented at the public hearing. The second meeting with the Committee would be to review the Committee feedback, make any

revisions to the fee calculations, review the draft Committee report, and seek Committee adoption for filing with Council.

Public Hearings – One Meeting. Chapter 395 calls for a one-hearing process for update of the existing water and wastewater impact fees. These public hearings must be preceded by a 30-day advance published public notice. HDR would prepare the necessary information required under Chapter 395 for the public notices for public hearing(s). It is understood that the City will provide for the cost of publication and any certified mailings that may be required.

2nd Reading Ordinance – One Meeting. Assuming that Council will take action on 1st reading of the impact fee ordinance after the closing of the public hearing that same evening, HDR has budgeted for one subsequent meeting with Council to provide any needed support at the second reading of the ordinance, if required.

HDR would prepare 10 draft and 10 final copies of the Technical Advisory Committee report to the City Council outlining the Committee's recommendations on land use assumptions, 10-year capital improvements plan, fee design and calculation, offset credits, and any policy or fee issues that may affect the pending ordinance provisions.

HDR would also work with the City Attorney to prepare a draft ordinance for City consideration.

TABLE 1

INFORMATION TO BE SUPPLIED BY THE PARTIES

IMPACT FEES

City of Horseshoe Bay

- Water and wastewater service area delineation;
- Electronic file of map of intended impact fee service area;
- A recent month meter size inventory of (a) water customers and (b) sewer customers.
- A fixed assets model listing of existing water and wastewater infrastructure and original cost, grouped by type of facility and subtotaled by:
  - water supply
  - water treatment
  - pumping
  - elevated storage
  - ground storage
  - water transmission (not distribution)
  - wastewater treatment
  - lift stations
  - interceptors (not collection)
- Capacity of existing water and sewer facilities aggregated by type of facility listed above.
- Outstanding water and wastewater debt by type of facility listed above;
- Placing of public notices and payment of advertising costs; and
- Coordination with City Attorney, as needed.

HDR Engineering

- Calculation of unit capital costs, rate credits and maximum fee amounts.
- Water and sewer utility service area population growth and land use data for the "snapshot" years 2016 and 2025 (this will be developed with input from the City).
- An updated 10-year Capital Improvements Plan (for spending expected to occur between 2016-2025) listing type of facility, project name, projected installed costs, and anticipated service capacities for future projects underlying the proposed fees (developed with input from City staff);
- If new projects provide for service to existing customers, what percent of new project capacity is available for growth;
- Paper or electronic file mock-ups of the public notices;
- Presentation on the fee assumptions and proposal;
- An Advisory Committee Report;
- A draft revised municipal ordinance; and
- A copy of the electronic spreadsheet used to model and calculate the fees.

STUDY TEAM

Mr. Grady Reed will serve as the Project Manager. Mr. Shawn Koorn will provide Quality Control and Quality Assurance for the project.

SCHEDULE

The schedule below represents an efficient effort to accomplish the water and wastewater impact fee update. The schedule of the impact fee update is dependent upon the date of notice to proceed, appointment of an Advisory Committee, provision of needed data by the City, and actions by the Advisory Committee, City staff, and City Council. HDR has developed an *anticipated* schedule that may be subject to change. Our past experience indicates that it normally takes about four months to complete the process.

ANTICIPATED SCHEDULE
WATER AND WASTEWATER IMPACT FEE UPDATE

Activities	November				December				January				February			
Notice to Proceed	X															
Task 1 - Update Land Use, Capacity, and CIP Data																
Task 2 - Impact Fee Calculation and Application							cmt. report									
Task 3 - Revise Ordinance																
Task 4 - Coordination																
Meet with City Staff			S1			S2										
Meet with Advisory Committee							A1		A2							
Public Hearing												H1				H2
City Council Meeting										C1						C2

S1 - Staff review CIP, unit cost information, and demand allocations to facilities.
S2 - Staff review draft impact fee calculations.
A1 - Review draft CIAC report and seek comments.
A2 - Consider any changes and seek adoption and filing of Committee report to Council.
H1 - After C1, provide public notice 30 days before hearing.
H2 - Public Hearing on amended data and fee.
C1 - Council adopts order for public hearing and provides for publication 30-day advance public notice..
C2 - Possible council action to adopt.

FEE

HDR proposes to develop the impact fee study for $23,540, proposed on a time and materials basis, not to be exceeded without advance written approval from the City. This level of effort assumes that the City will identify the needed CIP information for the impact fee study. Extra coordination meetings, beyond that identified in the scope above would be additional services at the appropriate hourly rate.

PROPOSED PROJECT FEE
WATER/WASTEWATER IMPACT FEE UPDATE

A. LABOR EXPENSES	Hourly Effort					
Activity	Project Manager	Project Principle	QA/QC	Clerical	Total Hours	Total Cost
Task 1 - Gather/Develop Consistent Planning Data	20.0	1.0	-	-	21.0	$ 3,536
Task 2 - Derive Maximum Impact Fees	64.0	1.0	4.0	-	69.0	$ 11,661
Task 3 - Review/Revise Ordinance	8.0	1.0	-	-	9.0	$ 1,530
Task 4 - Reporting and Coordination	30.0	1.0	2.0	4.0	37.0	$ 5,840
Total Hours	122.0	4.0	6.0	4.0	136.0	
Total Salary-related Expenses	$ 20,398	$ 768	$ 1,152	$ 248		**$ 22,566**

B. NON-LABOR EXPENSES	Unit					Total
Item	Quantity		Price			Cost
Mileage - Round-trip Austin/Horseshoe Bay	6	round-trips	$	70	per trip	$ 420
Technology Charge	136	hours	$	3.70	per hour	$ 503
Reproduction	10	copies	$	5.00	ea.	$ 50
Total Non-Labor Expenses						**$ 973**

C. TOTAL PROJECT BUDGET	**$ 23,540**

ATTACHMENT B

STANDARD TERMS AND CONDITIONS

HDR Engineering, Inc.
Terms and Conditions for Professional Services

1. **STANDARD OF PERFORMANCE**
The standard of care for all professional engineering, consulting and related services performed or furnished by ENGINEER and its employees under this Agreement will be the care and skill ordinarily used by members of ENGINEER's profession practicing under the same or similar circumstances at the same time and in the same locality. ENGINEER makes no warranties, express or implied, under this Agreement or otherwise, in connection with ENGINEER's services.

2. **INSURANCE/INDEMNITY**
ENGINEER agrees to procure and maintain, at its expense, Workers' Compensation insurance as required by statute; Employer's Liability of $250,000; Automobile Liability insurance of $1,000,000 combined single limit for bodily injury and property damage covering all vehicles, including hired vehicles, owned and non-owned vehicles; Commercial General Liability insurance of $1,000,000 combined single limit for personal injury and property damage; and Professional Liability insurance of $1,000,000 per claim for protection against claims arising out of the performance of services under this Agreement caused by negligent acts, errors, or omissions for which ENGINEER is legally liable. OWNER shall be made an additional insured on Commercial General and Automobile Liability insurance policies and certificates of insurance will be furnished to the OWNER. ENGINEER agrees to indemnify OWNER for claims to the extent caused by ENGINEER's negligent acts, errors or omissions. However, neither Party to this Agreement shall be liable to the other Party for any special, incidental, indirect, or consequential damages (including but not limited to loss of profits or revenue; loss of use or opportunity; loss of good will; cost of substitute facilities, goods, or services; and/or cost of capital) arising out of, resulting from, or in any way related to the Project or the Agreement from any cause or causes, including but not limited to any such damages caused by the negligence, errors or omissions, strict liability or breach of contract.

3. **OPINIONS OF PROBABLE COST (COST ESTIMATES)**
Any opinions of probable project cost or probable construction cost provided by ENGINEER are made on the basis of information available to ENGINEER and on the basis of ENGINEER's experience and qualifications, and represents its judgment as an experienced and qualified professional engineer. However, since ENGINEER has no control over the cost of labor, materials, equipment or services furnished by others, or over the contractor(s') methods of determining prices, or over competitive bidding or market conditions, ENGINEER does not guarantee that proposals, bids or actual project or construction cost will not vary from opinions of probable cost ENGINEER prepares.

4. **CONSTRUCTION PROCEDURES**
ENGINEER's observation or monitoring portions of the work performed under construction contracts shall not relieve the contractor from its responsibility for performing work in accordance with applicable contract documents. ENGINEER shall not control or have charge of, and shall not be responsible for, construction means, methods, techniques, sequences, procedures of construction, health or safety programs or precautions connected with the work and shall not manage, supervise, control or have charge of construction. ENGINEER shall not be responsible for the acts or omissions of the contractor or other parties on the project. ENGINEER shall be entitled to review all construction contract documents and to require that no provisions extend the duties or liabilities of ENGINEER beyond those set forth in this Agreement. OWNER agrees to include ENGINEER as an indemnified party in OWNER's construction contracts for the work, which shall protect ENGINEER to the same degree as OWNER. Further, OWNER agrees that ENGINEER shall be listed as an additional insured under the construction contractor's liability insurance policies.

5. **CONTROLLING LAW**
This Agreement is to be governed by the law of the state where ENGINEER's services are performed.

6. **SERVICES AND INFORMATION**
OWNER will provide all criteria and information pertaining to OWNER's requirements for the project, including design objectives and constraints, space, capacity and performance requirements, flexibility and expandability, and any budgetary limitations. OWNER will also provide copies of any OWNER-furnished Standard Details, Standard Specifications, or Standard Bidding Documents which are to be incorporated into the project.

OWNER will furnish the services of soils/geotechnical engineers or other consultants that include reports and appropriate professional recommendations when such services are deemed necessary by ENGINEER. The OWNER agrees to bear full responsibility for the technical accuracy and content of OWNER-furnished documents and services.

In performing professional engineering and related services hereunder, it is understood by OWNER that ENGINEER is not engaged in rendering any type of legal, insurance or accounting services, opinions or advice. Further, it is the OWNER's sole responsibility to obtain the advice of an attorney, insurance counselor or accountant to protect the OWNER's legal and financial interests. To that end, the OWNER agrees that OWNER or the OWNER's representative will examine all studies, reports, sketches, drawings, specifications, proposals and other documents, opinions or advice prepared or provided by ENGINEER, and will obtain the advice of an attorney, insurance counselor or other consultant as the OWNER deems necessary to protect the OWNER's interests before OWNER takes action or forebears to take action based upon or relying upon the services provided by ENGINEER.

7. **SUCCESSORS, ASSIGNS AND BENEFICIARIES**
OWNER and ENGINEER, respectively, bind themselves, their partners, successors, assigns, and legal representatives to the covenants of this Agreement. Neither OWNER nor ENGINEER will assign, sublet, or transfer any interest in this Agreement or claims arising therefrom without the written consent of the other. No third party beneficiaries are intended under this Agreement.

8. **RE-USE OF DOCUMENTS**
All documents, including all reports, drawings, specifications, computer software or other items prepared or furnished by ENGINEER pursuant to this Agreement, are instruments of service with respect to the project. ENGINEER retains ownership of all such documents. OWNER may retain copies of the documents for its information and reference in connection with the project; however, none of the documents are intended or represented to be suitable for reuse by OWNER or others on extensions of the project or on any other project. Any reuse without written verification or adaptation by ENGINEER for the specific purpose intended will be at OWNER's sole risk and without liability or legal exposure to ENGINEER, and OWNER will defend, indemnify and hold harmless ENGINEER from all claims, damages, losses and expenses, including attorney's fees, arising or resulting therefrom. Any such verification or adaptation will entitle ENGINEER to further compensation at rates to be agreed upon by OWNER and ENGINEER.

9. **TERMINATION OF AGREEMENT**
OWNER or ENGINEER may terminate the Agreement, in whole or in part, by giving seven (7) days written notice to the other party. Where the method of payment is "lump sum," or cost reimbursement, the final invoice will include all services and expenses associated with the project up to the effective date of termination. An equitable adjustment shall also be made to provide for termination settlement costs ENGINEER incurs as a result of commitments that had become firm before termination, and for a reasonable profit for services performed.

10. **SEVERABILITY**
If any provision of this agreement is held invalid or unenforceable, the remaining provisions shall be valid and binding upon the parties. One or more waivers by either party of any provision, term or condition shall not be construed by the other party as a waiver of any subsequent breach of the same provision, term or condition.

11. **INVOICES**
ENGINEER will submit monthly invoices for services rendered and OWNER will make payments to ENGINEER within thirty (30) days of OWNER's receipt of ENGINEER's invoice.

ENGINEER will retain receipts for reimbursable expenses in general accordance with Internal Revenue Service rules pertaining to the support of expenditures for income tax purposes. Receipts will be available for inspection by OWNER's auditors upon request.

If OWNER disputes any items in ENGINEER's invoice for any reason, including the lack of supporting documentation, OWNER may temporarily delete the disputed item and pay the remaining amount of the invoice. OWNER will promptly notify ENGINEER of the dispute and request clarification and/or correction. After any dispute has been settled, ENGINEER will include the disputed item on a subsequent, regularly scheduled invoice, or on a special invoice for the disputed item only.

OWNER recognizes that late payment of invoices results in extra expenses for ENGINEER. ENGINEER retains the right to assess OWNER interest at the rate of one percent (1%) per month, but not to exceed the maximum rate allowed by law, on invoices which are not paid within thirty (30) days from the date OWNER receives ENGINEER's invoice. In the event undisputed portions of ENGINEER's invoices are not paid when due, ENGINEER also reserves the right, after seven (7) days prior written notice, to suspend the performance of its services under this Agreement until all past due amounts have been paid in full.

12. CHANGES

The parties agree that no change or modification to this Agreement, or any attachments hereto, shall have any force or effect unless the change is reduced to writing, dated, and made part of this Agreement. The execution of the change shall be authorized and signed in the same manner as this Agreement. Adjustments in the period of services and in compensation shall be in accordance with applicable paragraphs and sections of this Agreement. Any proposed fees by ENGINEER are estimates to perform the services required to complete the project as ENGINEER understands it to be defined. For those projects involving conceptual or process development services, activities often are not fully definable in the initial planning. In any event, as the project progresses, the facts developed may dictate a change in the services to be performed, which may alter the scope. ENGINEER will inform OWNER of such situations so that changes in scope and adjustments to the time of performance and compensation can be made as required. If such change, additional services, or suspension of services results in an increase or decrease in the cost of or time required for performance of the services, an equitable adjustment shall be made, and the Agreement modified accordingly.

13. CONTROLLING AGREEMENT

These Terms and Conditions shall take precedence over any inconsistent or contradictory provisions contained in any proposal, contract, purchase order, requisition, notice-to-proceed, or like document.

14. EQUAL EMPLOYMENT AND NONDISCRIMINATION

In connection with the services under this Agreement, ENGINEER agrees to comply with the applicable provisions of federal and state Equal Employment Opportunity for individuals based on color, religion, sex, or national origin, or disabled veteran, recently separated veteran, other protected veteran and armed forces service medal veteran status, disabilities under provisions of executive order 11246, and other employment, statutes and regulations, as stated in Title 41 Part 60 of the Code of Federal Regulations § 60-1.4 (a-f), § 60-300.5 (a-e), § 60-741 (a-e).

15. HAZARDOUS MATERIALS

OWNER represents to ENGINEER that, to the best of its knowledge, no hazardous materials are present at the project site. However, in the event hazardous materials are known to be present, OWNER represents that to the best of its knowledge it has disclosed to ENGINEER the existence of all such hazardous materials, including but not limited to asbestos, PCB's, petroleum, hazardous waste, or radioactive material located at or near the project site, including type, quantity and location of such hazardous materials. It is acknowledged by both parties that ENGINEER's scope of services do not include services related in any way to hazardous materials. In the event ENGINEER or any other party encounters undisclosed hazardous materials, ENGINEER shall have the obligation to notify OWNER and, to the extent required by law or regulation, the appropriate governmental officials, and ENGINEER may, at its option and without liability for delay, consequential or any other damages to OWNER, suspend performance of services on that portion of the project affected by hazardous materials until OWNER: (i) retains appropriate specialist consultant(s) or contractor(s) to identify and, as appropriate, abate, remediate, or remove the hazardous materials; and (ii) warrants that the project site is in full compliance with all applicable laws and regulations. OWNER acknowledges that ENGINEER is performing professional services for OWNER and that ENGINEER is not and shall not be required to become an "arranger," "operator," "generator," or "transporter" of hazardous materials, as defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1990 (CERCLA), which are or may be encountered at or near the project site in connection with ENGINEER's services under this Agreement. If ENGINEER's services hereunder cannot be performed because of the existence of hazardous materials, ENGINEER shall be entitled to terminate this Agreement for cause on 30 days written notice. To the fullest extent permitted by law, OWNER shall indemnify and hold harmless ENGINEER, its officers, directors, partners, employees, and subconsultants from and against all costs, losses, and damages (including but not limited to all fees and charges of engineers, architects, attorneys, and other professionals, and all court or arbitration or other dispute resolution costs) caused by, arising out of or resulting from hazardous materials, provided that (i) any such cost, loss, or damage is attributable to bodily injury, sickness, disease, or death, or injury to or destruction of tangible property (other than completed Work), including the loss of use resulting therefrom, and (ii) nothing in this paragraph shall obligate OWNER to indemnify any individual or entity from and against the consequences of that individual's or entity's sole negligence or willful misconduct.

16. EXECUTION

This Agreement, including the exhibits and schedules made part hereof, constitute the entire Agreement between ENGINEER and OWNER, supersedes and controls over all prior written or oral understandings. This Agreement may be amended, supplemented or modified only by a written instrument duly executed by the parties.

17. ALLOCATION OF RISK

OWNER AND ENGINEER HAVE EVALUATED THE RISKS AND REWARDS ASSOCIATED WITH THIS PROJECT, INCLUDING ENGINEER'S FEE RELATIVE TO THE RISKS ASSUMED, AND AGREE TO ALLOCATE CERTAIN OF THE RISKS, SO, TO THE FULLEST EXTENT PERMITTED BY LAW, THE TOTAL AGGREGATE LIABILITY OF ENGINEER (AND ITS RELATED CORPORATIONS, SUBCONSULTANTS AND EMPLOYEES) TO OWNER AND THIRD PARTIES GRANTED RELIANCE IS LIMITED TO THE GREATER OF $100,000 OR ITS FEE, FOR ANY AND ALL INJURIES, DAMAGES, CLAIMS, LOSSES, OR EXPENSES (INCLUDING ATTORNEY AND EXPERT FEES) ARISING OUT OF ENGINEER'S SERVICES OR THIS AGREEMENT REGARDLESS OF CAUSE(S) OR THE THEORY OF LIABILITY, INCLUDING NEGLIGENCE, INDEMNITY, OR OTHER RECOVERY. THIS LIMITATION SHALL NOT APPLY TO THE EXTENT THE DAMAGE IS PAID UNDER ENGINEER'S COMMERCIAL GENERAL LIABILITY INSURANCE POLICY.

18. LITIGATION SUPPORT

In the event ENGINEER is required to respond to a subpoena, government inquiry or other legal process related to the services in connection with a legal or dispute resolution proceeding to which ENGINEER is not a party, OWNER shall reimburse ENGINEER for reasonable costs in responding and compensate ENGINEER at its then standard rates for reasonable time incurred in gathering information and documents and attending depositions, hearings, and trial.

19. UTILITY LOCATION

If underground sampling/testing is to be performed, a local utility locating service shall be contacted to make arrangements for all utilities to determine the location of underground utilities. In addition, OWNER shall notify ENGINEER of the presence and location of any underground utilities located on the OWNER's property which are not the responsibility of private/public utilities. ENGINEER shall take reasonable precautions to avoid damaging underground utilities that are properly marked. The OWNER agrees to waive any claim against ENGINEER and will indemnify and hold ENGINEER harmless from any claim of liability, injury or loss caused by or allegedly caused by ENGINEER's damaging of underground utilities that are not properly marked or are not called to ENGINEER's attention prior to beginning the underground sampling/testing.

Item # 10

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Department Heads

Re: Monthly Statistical Departmental Data Reports

1. City Manager Monthly Statistical Data
2. Administration Department Monthly Statistical Data
3. Community Services Department Monthly Statistical Data
4. Development Services Department Monthly Statistical Data
5. Fire Department Monthly Statistical Data
6. Police Department Monthly Statistical Data

Enclosures: Monthly Reports

CITY OF HORSESHOE BAY

CITY MANAGER

2015/2016 Activity Report

September

1. Conducted Monthly Employee Safety Meeting
2. Attend MBTI meeting with Vicki Briggs and consultant
3. Attend Budget Workshop meeting
4. Attend Joint Meeting with P & Z and City Council for Long Range Plan
5. Conducted Several Leadership Meetings with Senior Staff
6. Attend P & Z meeting
7. Attended Bob Sewell Fish Fry for Police Department officers
8. Conference Call with Underwriter's for Debt Issuance
9. Attended two Long Range Planning Council Subcommittee meetings
10. Lunch with Sandra Morovitz the new General Manager of HSBPOA
11. Met with Mike Widler regarding Trail Park progress
12. Onboarding Meeting for new employee
13. Attend Crescent Reception at Yacht Club
14. Attend Terrorism Class with Fire Chief
15. Conducted four interviews for City Secretary position
16. Attended HSB Sports Club Meeting
17. Attended POA Presidents' Meeting
18. Conducted Staff Meeting
19. Attended HC100 Golf Tournament at Escondido as Team Member
20. Lunch with Police Chief and Sheriff Blackburn
21. Conducted two interviews for Assistant Planner position with Eric Winter
22. Attended First Citizens Bank of TX Grand Opening
23. Conducted Staff Luncheon for Teresa Moore
24. Met with Joe Morris and Jeff Koska about emergency Notifications
25. Met with Larry Anderson and Mayor regarding next Fire Contract
26. Attend LCRA Annual Report meeting with Mayor Jordan at Wirtz Dam Complex
27. Attended City Council Meeting

August

1. Conducted Monthly Employee Safety Meeting
2. Conference Call with contract Attorney regarding military pay
3. Conducted several Leadership Meetings with senior staff
4. Met with Haythem Dawlett in HSB
5. Met with Larry Buxton
6. Conducted several budget & benefits meetings
7. Gave a presentation request to ESD Board

8. Hosted Mike Hodge of Marble Falls for lunch
9. Conducted Onboarding Interview
10. Travelled to Killeen to inspect a pickleball court
11. First Capital Bank of Texas held a luncheon for police, fire and utility workers
12. Travelled to SATX for Rudy Davalos's induction into Texas Sports HOF
13. Conducted P&Z Meeting
14. Met with Haythem Dawlett in Lakeway
15. Attended Budget Workshop
16. Attended City Council Meeting
17. Attended Special Council Meeting

July

1. Conducted Monthly Employee Safety Meeting
2. Conducted several Leadership Meetings with senior staff
3. Met with Texas Conservation Corps staff regarding the Hiking Trail
4. Conducted Several Meetings with Employees
5. Met with Carolyn Bates regarding The Arts in Hill Country and HSB
6. Conducted Bid Opening for Solid Waste Contractor
7. Met with Ron Mitchell with Fire Chief
8. Attended City Council Meeting
9. Met with Low Bidder from Solid Waste Bid opening
10. Met with The Hills POA Board with Eric Winter
11. Met with Llano County Library Staff with Councilman Lambert in Llano
12. Lunch with local Attorney Don Crow
13. Met with Fred Clinginsmith of the Church at Horseshoe Bay regarding Hiking Trail Path Near Church
14. Attended the HSBBA breakfast monthly meeting at the Grand Bank
15. Met with Mike Widler Parks Committee Chairman
16. Conducted a Staff Meeting
17. Met with Mayor and Councilman Gray with LRPC Chairman on Saturday

June

1. Conducted several Leadership Meetings with senior staff
2. Met with Council Member Cynthia Clinesmith
3. Conducted Monthly Employee Safety Meeting
4. Attended P& Z Workshop
5. Attended P& Z Meeting
6. Attended 2 Long Range Planning Committee Meetings
7. Met with Possible developers regarding Planned Development Ordinance
8. Met with Field Operation Employees
9. Met with Progressive Waste Collection representatives regarding poor customer service
10. Lunch with Corey Skahill – Local Edward Jones Representative
11. 30 day Onboarding Follow Up Interview
12. Met with Sound Design staff regarding new audio visual equipment for Council Chambers & Conference Room
13. Presented and introduced the meeting of TWCA at the Resort Banquet Room
14. Lunch with Jay Bauman retiring HSB Investigator
15. Attended Annual Seton Care-o-Van Auction in Burnet
16. Attended City Council Meeting
17. Met with Police Chief regarding short-term rentals
18. Attended POA Presidents Forum
19. Attended Retirement Party for 3 Police Personnel
20. Met with Auditors with Mayor, Council Member Pope, and Finance Director
21. Another Meeting with Progressive Waste Collection representatives regarding poor customer service
22. Attended the Budget Workshop
23. Conducted an Employee meeting with Police and Fire Dept. Personnel

May

1. Attended Annual Sports Club Banquet
2. Conducted Employee Safety Meeting
3. Attended and assisted with two Long Range Planning Committee Town Hall Meetings
4. Conducted an Employee breakfast with Fire Dept. Personnel
5. Met with Bill Smyrl regarding potential development
6. Met with Mike Riley of HSB regarding recycling
7. Met with Northland Cable representative regarding service in HSB
8. Met with Councilman Gray
9. Attended City Council Meeting
10. Conducted several Leadership Meetings with senior staff
11. Attended Sports Club Meeting
12. Met with Lynnette Morrison and Eric Winter
13. Attended HSB Business Alliance meeting
14. Took Teresa Moore to lunch for Birthday
15. Attended Long Range Planning Committee meeting
16. Gave a presentation to the Noon Club Rotary Club of Marble Falls
17. Conducted a Deer Study Group Meeting
18. Met with Ray Gill and Joe Morris regarding local Project
19. Other Various meetings with staff and misc. activities

April

1. Attended Senior Executive Institute of Leadership in Virginia
2. Conducted Employee Safety Meeting
3. Lunch with Mike Walsh
4. Attended NRA Event for City and received Grant
5. Conducted several Leadership Meetings with senior staff
6. Met with Patty Gillian
7. Lunch with rep from Progressive Waste
8. Attended City Council Meeting
9. Employee breakfast with Development Services
10. Attended STAR Women Fundraiser
11. Employee breakfast with Police Dept
12. Lunch Meeting with Dr. Craig and Partner
13. Met with Cottonwood Shores Mayor and HSB Mayor and staff
14. Met with Walker Partners Engineers
15. Lunch with Kent O'Brien local engineer
16. Attended TXDOT Rural TIP meeting in Mason
17. Attended Llano Co Code Enforcement meeting at Llano Annex
18. Other Various meetings with staff and misc activities

March

1. Met with Assistant Police Chief and Detective Ramos
2. Attended HSB Sports Club
3. Met with Jerry Gray
4. Conducted four Staff Meetings
5. Breakfast with Field Staff
6. Attended Several Long Range Planning Committee
7. Attended American Planning Association Big Six Meeting at State Capital
8. Conducted Employee Safety Meeting
9. Met with VGI representative
10. Met with Cottonwood Shores representatives
11. Attended Meet & Greet Event at Fire Station 2
12. Conference Call with Matt Weatherly
13. Three breakfast meetings with Fire Dept Shifts
14. Conference Call with Eric Winter & Map Maker Rep
15. Conducted Deer Study Group Meeting
16. Met with Judge Cunningham & Commissioner Jones
17. Met with David Pope, Mayor and Larry Anderson
18. Attended TXDOT meeting with Mayor and District and Area Representatives
19. Breakfast with Plant operators
20. Attended Police Dept and Finance/Administration lunch hosted by PD
21. Conducted Plan review meeting for Free Reign Condo project
22. Conducted Interview for Accounting Supervisor
23. Attended Council Workshop
24. Attended Land Use Workshop
25. Met with new resident about internet subject
26. Met with Mike Walsh & Eric Winter

February

1. Conducted Employee Safety Meeting
2. Conference Call with City Attorney
3. Attended P&Z Mtg
4. Toured Lake LBJ with LCRA rep regarding Milfoil
5. Conference Call with PEC regarding Internet Project
6. Attended Long Range Planning Committee
7. Conducted Deer Study Group Meeting
8. Met with Trails POA members regarding roads
9. Attended Dinner with former State Representative & Mayor Jordan
10. Conducted a Staff Meeting
11. Met with Jason Caraway of Spanish Trails
12. Lunch with Fire Chief
13. Conference Call with Impact Fee Consultant
14. Conference Call with Survey Consultant
15. Attended City Council Meeting
16. Met with Ted Burget, Diana Wright, Jeff K, Eric W, and Mayor
17. Conducted a Staff Meeting
18. Met with Councilman Gray regarding Draft of Sign Ordinance Amendment
19. Attended HSB Business Alliance mtg at Fire Station
20. Met with Councilman Gray regarding Draft of Sign Ordinance Amendment
21. Met with Bob Rapp and Dick Heilman of Oak Ridge
22. Met with Lori Brix regarding learning about library opportunities
23. Conducted Deer Study Group Meeting
24. Lunch with Mike Hodge Marble Falls City Manager
25. Attended Marble Falls Chamber of Commerce Annual Banquet as guest of First Capital Bank of Texas
26. Met with Reagan Lambert

January

1. Met with Fire Chief
2. Conducted Employee Safety Meeting
3. Conducted a Staff Meeting
4. Conducted a Development Review Committee Mtg with Senior Staff
5. Attended P&Z Mtg
6. Conducted Conference Call with City Attorney for Annexation
7. Attended Long Range Planning Committee
8. Met with Jayne Mortenson of HC Builders Assoc for Breakfast mtg
9. Hosted Mike Hodge City Manager of MFs for lunch in HSB
10. Met with a representative for a rancher to answer questions on Dev Agreement
11. Attended City Council Workshop
12. Met with rancher to answer questions on Dev Agreement
13. Conducted a Stakeholder Interview for the Long Range Planning Committee (Mike Widler)
14. Conducted a Tour of City Utility facilities for 2 new Councilmembers
15. Wife and I hosted Mike Hodge City Manager of MFs & Wife for dinner at Yacht Club
16. Met with a Consultant with Eric Winter for Long Range Planning Committee
17. Met with Sue Breland a Survey Consultant for Long Range Planning Committee
18. Attended City Council Meeting
19. Met with Councilman Gray

20. Attended and entered the Chili cook-off dinner at Church at HSB
21. Attended Meeting with US Representative Mike Conoway
22. Attended Long Range Planning Committee
23. Conducted Conference Call with Eric Winter with Consultant for Long Range Planning Committee
24. Met with a representative of local wireless internet provider VGI
25. Met with a property owner of land along 311 & 2831
26. Rode around with an owner of several mobile homes in HSB South seeing improvements
27. Conducted a Stakeholder Interview for the Long Range Planning Committee (Ray Gill)
28. Met with Councilman Lambert and a local resident that has insight for Internet discussion
29. Attended ESD Meeting and spoke in support of ESD offer to purchase AEDs for PDs Patrol cars
30. Wife & I attended/invited to a dinner with First Capital Bank of Texas representatives at Yacht Club
31. Met with Jayne Mortenson of HC Builders Assoc. & Justin MacDonald a Regional Builder and Builder Representative for Texas nation-wide
32. Attended 2nd Annual HC Home Builders event at La Quinta
33. Met with Jan and Roy Busse regarding the Gynergy Project

December

1. Conducted Employee Safety Meeting
2. Attended Advisory Mtg
3. Attended POA Presidents' Meeting
4. Attended Long Range Planning Committee
5. Conducted a Staff Meeting
6. Met with Commissioner Peter Jones regarding Transportation Matters
7. Conducted Annexation Meeting with Senior Staff
8. Conducted Stakeholder Interview of Randal Dahl for Long Range Planning Committee
9. Met with Mayor Orr, and Councilman from Cottonwood Shores with Jeff Koska regarding utility matters
10. Attended City Council Meeting
11. Attended City Employee Christmas Lunch
12. Attended Long Range Planning Committee
13. Met with City Attorney regarding Annexation
14. Interviewed by Jodi Lehman regarding Annexation
15. Introductory meeting of Pat Bouchard new P&Z member to Eric Winter
16. Met with Bill Smyrl regarding possible development
17. Met with Lot Clearing Contractor

November

1. Attended City Anniversary Event at Yacht Club
2. Conducted Employee Safety Meeting
3. Attended P & Z meeting
4. Attended Developer Meeting
5. Attended Burnet Co Precinct 4 Annual Luncheon
6. Met with Sam Martin regarding annexation of Hills III
7. Met with Morrisons
8. Attended City Anniversary Event
9. Conducted Annexation Meeting with Rex and Eric
10. Attended City Council mtg

11. Conducted meeting for Employee Appreciation Event
12. Attended Spanish Trails Open House
13. Attended Hill Country Builders Association Banquet Dinner
14. Interviewed by two Long Range Planning Committee members
15. Lunch with Sonny Mobley
16. Master of Ceremony for Rocky Wardlow Roast at Trails
17. Met with TML appointed Attorneys
18. Lunch with Larson Lloyd of Northland Cable

October

1. Attended Ribbon cutting for Bill Lane Safety Center
2. Met with HDR Engineers
3. Conducted Monthly Safety Meeting with Employees
4. Attended TX American Planning Association Conference in Galveston
5. Met with Jim Long of Long Range Planning Committee
6. Met with Todd Still of Zeecon
7. Attended Trails event for Joe Morris & wife
8. Conducted Staff Meeting
9. Attended City Council Meeting
10. Attended Long Range Planning Committee
11. Conducted an Annexation Conference Call with City Attorney
12. Attended Training Session for Regional Notification System
13. Met with Jeff Koska
14. Attended Monthly HSB Business Alliance Coffee at Grand Bank
15. Planned a wedding too….

CITY OF HORSESHOE BAY

INVESTMENT REPORT
AS OF SEPTEMBER 30, 2016

ACCOUNT	INTEREST RATE	8/31/2016	INTEREST	OTHER DEBITS/ CREDITS	9/30/2016
UTILITY FUND INVESTMENTS					
AMERICAN BANK					
DISBURSEMENT ACCOUNT	0.10%	$ 106,421	$ 41	$ (68,577)	$ 37,885
UTILITY FUND OPERATING	0.30%	$ 381,825	$ 92	$ 19,104	$ 401,021
TOTAL - AMERICAN BANK		$ 488,247	$ 133	$ (49,474)	$ 438,906
TEXPOOL					
LCMUD#1 CAPITAL RECOVERY	0.38%	$ 31,506	$ 10	$ (924)	$ 30,592
RATE STABILIZATION FUND	0.38%	$ 6,381	$ 23	$ 188,724	$ 195,128
TOTAL - TEXPOOL		$ 37,886	$ 33	$ 187,800	$ 225,719
TOTAL UF ACCOUNTS		$ 526,133	$ 166	$ 138,326	$ 664,625
GENERAL FUND INVESTMENTS					
AMERICAN BANK					
DISBURSEMENT ACCOUNT	0.10%	$ 77,993	$ -	$ 41	$ 78,035
GENERAL FUND OPERATING	0.30%	$ 52,871	$ 23	$ 163,373	$ 216,267
GENERAL FUND LOT MOWING	0.05%	$ 3,268	$ 1	$ (237)	$ 3,032
PD ACCOUNT	0.10%	$ 5,634	$ 1	$ 3,263	$ 8,897
TOTAL - AMERICAN BANK		$ 139,766	$ 25	$ 166,440	$ 306,231
TEXPOOL					
GENERAL FUND OPERATING	0.38%	$ 2,557,576	$ 730	$ (676,520)	$ 1,881,786
GENERAL FUND RESERVE	0.38%	$ 2,600,825	$ 812	$ (825)	$ 2,600,812
TOTAL - TEXPOOL		$ 5,158,402	$ 1,542	$ (677,345)	$ 4,482,598
TOTAL GF ACCOUNTS		$ 5,298,168	$ 1,566	$ (510,906)	$ 4,788,829
CAPITAL PROJECTS FUND INVESTMENTS					
AMERICAN BANK					
DISBURSEMENT ACCOUNT	0.10%	$ 28,130	$ -	$ -	$ 28,130
TEXPOOL					
CAPITAL PROJECTS FUND 7	0.38%	$ 1,028	$ 1	$ 3,085	$ 4,114
HORSESHOE CREEK TR FUND 9	0.38%	$ 22,934	$ 7	$ (2,156)	$ 20,785
TOTAL CAPITAL PROJECTS		$ 52,092	$ 8	$ 929	$ 53,030
INTEREST & SINKING FUND					
TEXPOOL					
INTEREST & SINKING	0.38%	$ 133,920	$ 42	$ 683	$ 134,645
TOTAL I&S ACCOUNTS		$ 133,920	$ 42	$ 683	$ 134,645
TOTAL CITY ACCOUNTS		**$ 6,010,313**	**$ 1,782**	**$ (370,967)**	**$ 5,641,129**
AGENCY FUND INVESTMENTS					
ESCONDIDO PID					
AMERICAN BANK	0.05%	$ 2,592	$ 1	$ 764	$ 3,356
SUMMIT ROCK PID					
TEXPOOL	0.38%	$ 1,562,498	$ 382	$ (462,073)	$ 1,100,807
TOTAL - SUMMIT ROCK		$ 1,562,498	$ 382	$ (462,073)	$ 1,100,807
TOTAL AGENCY FUND ACCOUNTS		**$ 1,565,090**	**$ 382**	**$ (461,309)**	**$ 1,104,164**

TAX COLLECTIONS			
2015 TAXES COLLECTED TO DATE	9/30/2016	$ 4,193,590	99.25%
2014 TAXES COLLECTED TO DATE	9/30/2015	$ 4,056,871	99.73%

The City of Horseshoe Bay Investment Portfolio is in compliance with the investment strategy of its Investment Policy and the relevant provisions of Chapter 2256 of the Public Funds Investment Act.

Stan R. Farmer
City Manager/Investment Officer

Larry O. Anderson
Larry O. Anderson
Finance Director/Investment Officer

CITY OF HORSESHOE BAY

ADMINISTRATION DEPARTMENT
MONTHLY FINANCIAL REPORT
AS OF SEPTEMBER 30, 2016

Investment Report:

All account balances reflected are as of SEPTEMBER 30, 2016. The total of all City accounts was $5,641,129. Interest earned on all accounts totaled $1,782. The TexPool average interest rate for the month of SEPTEMBER was .38% as compared to .08% for the month of SEPTEMBER last year.

Utility Fund:
The total of the Utility Fund accounts was $664,625 comprised of $438,906 in the operating accounts at American Bank of Texas, and $225,719 in TexPool.

General Fund:
The total of the General Fund accounts was $4,788,829 comprised of $306,231 in the operating accounts at American Bank of Texas, and $4,482,598 in TexPool.

Capital Projects Fund:
The account balance of the Capital Projects Fund at TexPool was $24,899 and $28,130 at American Bank.

Interest and Sinking Fund:
The account balance of the Interest and Sinking Fund at TexPool was $134,645.

Agency Funds:
The Escondido PID account balance at American Bank of Texas was $3,356. The account balance of the Summit Rock PID account at TexPool was $1,100,807.

Tax Collections:
The 2015 taxes collected as of SEPTEMBER 30, 2016 total $4,193,590. At a collection rate of 99.25%, as compared to 99.73% collected at this same time last year.

A copy of the SEPTEMBER 30, 2016 Investment Report is attached for your review.

Operating Budget Reports:

All Budget Reports are as of SEPTEMBER 30, 2016.

Utility Fund:
The budget reflects that the Utility Fund YTD revenues were $569.26 less than budgeted and the Utility Fund YTD expenses are under budget by $195,559.66.

General Fund:
The General Fund YTD revenues were $18,990.67 less than budgeted and the General Fund YTD expenses were under budgeted by $120,354.92.

Capital Projects Fund:
The Capital Projects Fund YTD revenues were $75.83 less than budgeted and the Capital Projects Fund YTD expenses were under budget by $1,827.40.

Debt Service Fund:
The Debt Service Fund YTD revenues were $754.62 more than budgeted and the Debt Service YTD Expenses were zero.

A copy of the Budget Summary for Utility & General Fund is attached for your review.

Larry O. Anderson
Finance Director

Human Resources Report:

SEPTEMBER 2016

Job Openings as of SEPTEMBER 30, 2016:

- Plant Operator – 1
- Police Officer – 1
- Field Operator – 2
- Field Operations Foreman – 1
- City Secretary (offer extended/pending Council approval) – 1
- GIS Administrator - 1
- IT Administrator – 1
- Assistant Planner - 1

September New Hires:

- Darla Ferguson, Part-Time Animal Control Officer – 09/22

Internal Transfers/Promotions:

- Rick Williams, Interim Field Operations Foreman (Field Operations)
- Don Johnson, promoted to Police Detective – 09/18

Turnover:
SEPTEMBER: 1
Total 2016: 14
Total FY 2015 - 2016: 18

Active Headcount as of September 30, 2016:

- Full Time Employees: 73
- Part Time Employees: 12
- **Total Number of Employees: 85**

The following employees observed City anniversaries in SEPTEMBER:

Dept.	Name	Date	Yrs		Dept.	Name	Date	Yrs
Field	David Taylor	09/08/14	2		Plant	Josh Hisey	09/10/2007	9
Police	Tom Kingery	09/10/2008	8		Plant	Chris Carter	09/12/1993	23
Police	David Vaughn	09/15/2014	2					

Miscellaneous:

- Completed Open Enrollment for all full time employees and implemented new medical and dental carriers
- Initiated Amendment to Nationwide Retirement Plan to include Loan Provision
- Began migration to new HR Module and Employee Web Services (web-based timekeeping system)

Safety:

Accident Totals for Fiscal Year:	FY 2016:	FY 2015:
Accidents Reported in SEPTEMBER:	3	0
Total Accidents YTD:	20	6
Lost-Time Accidents YTD:	1	1

August Safety Meeting:

Lee Cameron from Frost Insurance gave a presentation of the benefits for FY2017, effective 10/1/16. Lee's presentation provided details of new benefits plans, including those that are changing. He informed the group that we will no longer utilize Blue Cross Blue Shield for medical and dental. Our medical plan will be with United Healthcare, and our dental plan will be with Principal.

City of Horseshoe Bay

Summary Budget Comparison - Unposted Transactions Included In Report

1 - Utility Fund

From 9/1/2016 Through 9/30/2016

Acco... Type	Account Code	Account Title	Current Period Budget $ - Original	Current Period Actual $	Current Period Budget $ Variance - Original	YTD Budget $ - Original	YTD Actual	YTD Budget $ Variance - Original	Total Budget - Original	Total Budget Variance - Original	Percent Total Budget Remaining
	40000	Revenues									
REV	1000	ADMINISTRATION	0.00	0.00	0.00	0.00	12,000.00	12,000.00	0.00	12,000.00	0.00%
REV	1001	WATER - PRODUCTION	507,572.00	325,774.74	(181,797.26)	3,217,000.00	3,183,913.86	(33,086.14)	3,217,000.00	(33,086.14)	(1.02)%
REV	2001	WASTEWATER - TREATMENT	220,854.00	196,978.89	(23,875.11)	2,279,500.00	2,300,475.00	20,975.00	2,279,500.00	20,975.00	0.92%
REV	3001	SOLID WASTE - RECYCLING	67,155.00	66,155.70	(999.30)	805,750.00	803,932.01	(1,817.99)	805,750.00	(1,817.99)	(0.22)%
REV	4000	STANDBY	147.00	0.00	(147.00)	1,500.00	2,164.73	664.73	1,500.00	664.73	44.31%
REV	9999	INTEREST INCOME	450.00	124.96	(325.04)	3,750.00	4,445.14	695.14	3,750.00	695.14	18.53%
Total REV			796,178.00	589,034.29	(207,143.71)	6,307,500.00	6,306,930.74	(569.26)	6,307,500.00	(569.26)	(0.01)%
	50000	Expenses									
EXP	1000	ADMINISTRATION	165,147.40	176,276.40	(11,129.00)	1,989,500.00	2,007,657.71	(18,157.71)	1,989,500.00	(18,157.71)	(0.91)%
EXP	1001	WATER - PRODUCTION	75,680.00	105,298.69	(29,618.69)	844,250.00	801,829.84	42,420.16	844,250.00	42,420.16	5.02%
EXP	1002	WATER - DISTRIBUTION	72,589.56	54,052.79	18,536.77	670,250.00	527,084.61	143,165.39	670,250.00	143,165.39	21.35%
EXP	2001	WASTEWATER - TREATMENT	15,826.12	28,921.64	(13,095.52)	312,750.00	320,311.97	(7,561.97)	312,750.00	(7,561.97)	(2.41)%
EXP	2002	WASTEWATER - COLLECTION	73,126.92	81,206.45	(8,079.53)	845,500.00	800,416.29	45,083.71	845,500.00	45,083.71	5.33%
EXP	3001	SOLID WASTE - RECYCLING	47,896.60	48,498.46	(601.86)	629,750.00	639,139.92	(9,389.92)	629,750.00	(9,389.92)	(1.49)%
Total EXP			450,266.60	494,254.43	(43,987.83)	5,292,000.00	5,096,440.34	195,559.66	5,292,000.00	195,559.66	(3.70)%
		Total 1 - Utility Fund	345,911.40	94,779.86	(251,131.54)	1,015,500.00	1,210,490.40	194,990.40	1,015,500.00	194,990.40	19.20%

City of Horseshoe Bay

Summary Budget Comparison - Unposted Transactions Included In Report

2 - General Fund

From 9/1/2016 Through 9/30/2016

Acco... Type	Account Code	Account Title	Current Period Budget $ - Original	Current Period Actual $	Current Period Budget $ Variance - Original	YTD Budget $ - Original	YTD Actual	YTD Budget $ Variance - Original	Total Budget - Original	Total Budget Variance - Original	Percent Total Budget Remaining
	40000	Revenues									
REV	1000	ADMINISTRATION	41,405.00	46,184.60	4,779.60	551,000.00	585,854.07	34,854.07	551,000.00	34,854.07	6.32%
REV	5000	FIRE	13,000.00	18,503.10	5,503.10	242,500.00	274,052.02	31,552.02	242,500.00	31,552.02	13.01%
REV	6000	EMERGENCY SERVICE DISTRICT	750.00	4,069.94	3,319.94	9,000.00	12,319.94	3,319.94	9,000.00	3,319.94	36.88%
REV	7000	TAX	435,365.00	386,223.76	(49,141.24)	4,727,500.00	4,735,906.98	8,406.98	4,727,500.00	8,406.98	0.17%
REV	8000	POLICE	250.00	12.00	(238.00)	2,750.00	14,093.10	11,343.10	2,750.00	11,343.10	412.47%
REV	9500	DEVELOPMENT SERVICES	1,060.00	7,859.00	6,799.00	91,500.00	114,488.00	22,988.00	91,500.00	22,988.00	25.12%
REV	9600	STREET MAINTENANCE	36,386.00	19,491.96	(16,894.04)	676,500.00	648,761.88	(27,738.12)	676,500.00	(27,738.12)	(4.10)%
REV	9800	MOWING & CLEARING	30,949.00	0.00	(30,949.00)	486,000.00	366,986.72	(119,013.28)	486,000.00	(119,013.28)	(24.48)%
REV	9999	INTEREST INCOME	0.00	1,606.81	1,606.81	2,500.00	17,796.62	15,296.62	2,500.00	15,296.62	611.86%
Total REV			559,165.00	483,951.17	(75,213.83)	6,789,250.00	6,770,259.33	(18,990.67)	6,789,250.00	(18,990.67)	(0.28)%
	50000	Expenses									
EXP	1000	ADMINISTRATION	320,437.98	172,529.57	147,908.41	1,861,750.00	1,829,715.44	32,034.56	1,861,750.00	32,034.56	1.72%
EXP	5000	FIRE	109,016.29	140,774.19	(31,757.90)	1,725,500.00	1,771,438.42	(45,938.42)	1,725,500.00	(45,938.42)	(2.66)%
EXP	8000	POLICE	105,940.67	134,289.64	(28,348.97)	1,787,500.00	1,758,210.35	29,289.65	1,787,500.00	29,289.65	1.63%
EXP	9000	ANIMAL CONTROL	5,072.72	7,390.35	(2,317.63)	147,750.00	140,639.05	7,110.95	147,750.00	7,110.95	4.81%
EXP	9500	DEVELOPMENT SERVICES	21,386.00	29,337.91	(7,951.91)	323,250.00	310,778.17	12,471.83	323,250.00	12,471.83	3.85%
EXP	9600	STREET MAINTENANCE	26,782.00	75,393.40	(48,611.40)	230,000.00	249,843.65	(19,843.65)	230,000.00	(19,843.65)	(8.62)%
EXP	9800	MOWING & CLEARING	163,178.00	60,878.00	102,300.00	628,000.00	522,770.00	105,230.00	628,000.00	105,230.00	16.75%
Total EXP			751,813.66	620,593.06	131,220.60	6,703,750.00	6,583,395.08	120,354.92	6,703,750.00	120,354.92	(1.80)%
		Total 2 - General Fund	(192,648.66)	(136,641.89)	56,006.77	85,500.00	186,864.25	101,364.25	85,500.00	101,364.25	118.55%

CITY OF HORSESHOE BAY

COMMUNITY SERVICES DEPARTMENT DIRECTOR'S REPORT

Water and Wastewater Flows: A comparison of gallons of Water Produced, Water Sold, Water Loss, Treated Sewer, Sewer Effluent Flows, and other details of monthly operation.

Sept 2016 (Aug 11 –Sept 12 Billing Cycle)	**Sep-16**	***Sep-15***
Water Produced for Sale:	**57.61** MG	***97.25*** *MG*
Known Leaks and Accounted Uses:	*2.878* MG	*10.250 MG*
Unknown Water Loss:	*1.77* MG	*6.36 MG*
Water Sold To Public:	**52.96** MG	***80.64*** *MG*
Maximum Daily Flow:	2.88 MG	*4.35 MG*
Average Daily Flow:	1.86 MG	*2.87 MG*
Total Water Production for Fiscal Year:	**570.54** MG	***556.69*** *MG*
*Percentage of LCRA Contract (Maximum Allowable Quantity – 725.00 MG)**	65.5%	*63.3%*

* *Contract is based on calendar year, not fiscal year and excludes wholesale usage (Sandy Harbor, Oak Ridge and Deerhaven).*

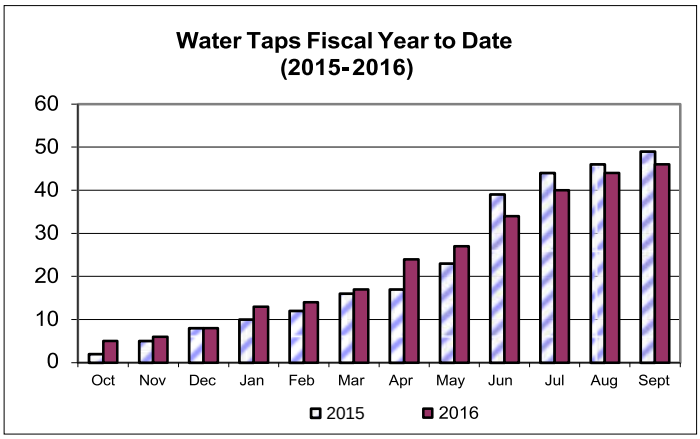
July 2016 Wastewater Treatment	**Sep-16**	***Sep-15***
Treated Wastewater:	**17.00** MG	***16.23*** *MG*
% Water Sold:	32%	*20%*
Maximum Daily Flow:	0.797 MG	*0.777 MG*
Average Daily Flow:	0.567 MG	*0.541 MG*
Total Wastewater Treated for Fiscal Year:	**203.40** MG	***195.28*** *MG*
Effluent Pumped to Golf Courses & Other Reuse Stites:	17.40 MG	*18.58 MG*
Year-to-Date Percent of Water Sold :	42%	*43%*

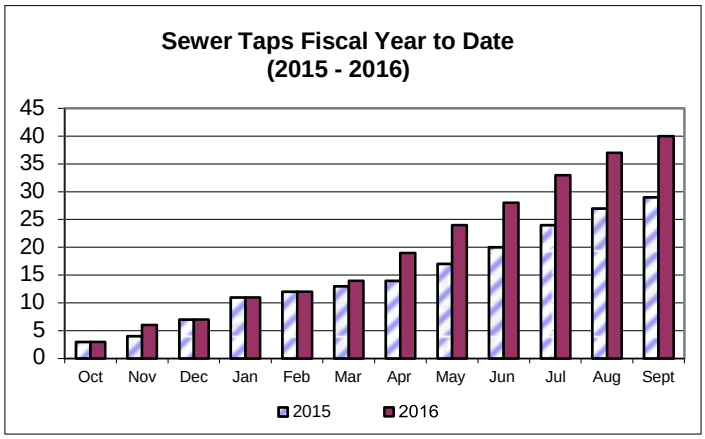
Average Wastewater Flow from Cottonwood Shores (for September 2016) was 64,000 gallons per day, which is 66**%** of the contract amount (96,000 gallons per day).

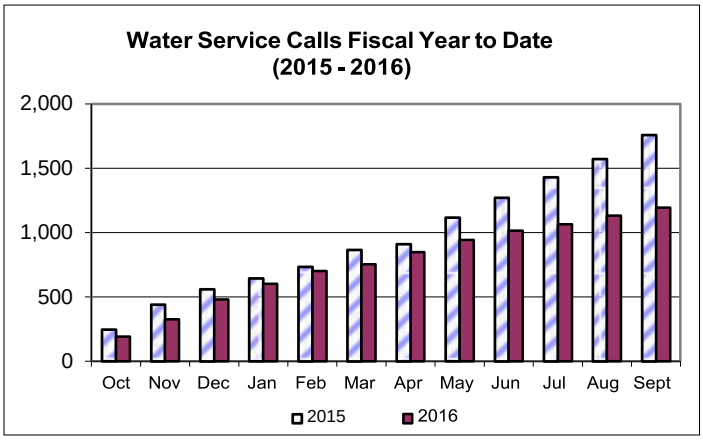
	O-15	**N-15**	**D-15**	**J-16**	**F-16**	**M-16**	**A-16**	**M-16**	**J-16**	**J-16**	**A-16**	**S-16**	**YTD**
Raw Water (MG)	**78.66**	**62.79**	**41.27**	**41.56**	**37.95**	**41.13**	**41.61**	**42.48**	**49.99**	**75.28**	**93.18**	**66.49**	**672.38**
Water Produced (MG)	**72.28**	**57.42**	**30.40**	**30.13**	**26.26**	**31.07**	**37.43**	**36.01**	**42.01**	**65.00**	**84.92**	**57.61**	**570.54**
Known Leaks And Accounted Uses (MG)*	**10.64**	**5.26**	**3.77**	**5.58**	**0.77**	**1.28**	**2.40**	**6.15**	**7.75**	**6.61**	**3.37**	**2.88**	**56.45**
Water Loss (MG)*	**1.81**	**5.24**	**2.53**	**1.29**	**0.89**	**0.23**	**3.31**	**0.73**	**2.71**	**1.42**	**2.14**	**1.77**	**24.05**
*Water Loss %***	*2.5%*	*9.1%*	*8.3%*	*4.3%*	*3.4%*	*0.7%*	*8.8%*	*2.0%*	*6.4%*	*2.2%*	*2.5%*	*3.1%*	*4.2%*
Water Sold (MG)	**59.83**	**46.92**	**24.11**	**23.26**	**24.61**	**29.56**	**31.72**	**29.14**	**31.55**	**56.98**	**79.41**	**52.96**	**490.05**
Treated Wastewater (MG)	**17.35**	**16.10**	**15.23**	**14.49**	**14.69**	**16.83**	**15.10**	**18.33**	**17.08**	**21.01**	**20.20**	**17.00**	**203.40**
Treated Wastewater as % of Water Sold	*29%*	*34%*	*63%*	*62%*	*60%*	*57%*	*48%*	*63%*	*54%*	*37%*	*25%*	*32%*	*42%*

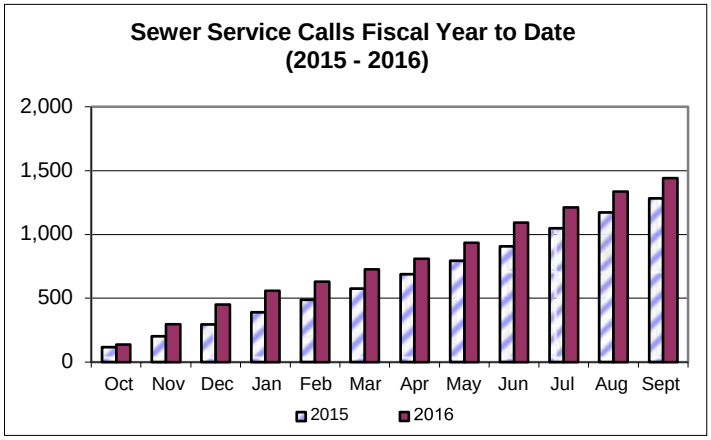
* **October Known Leaks included two large volume line leaks (one which was in an uninhabited area that ran for a long period) and extensive flushing to maintain Chlorine levels.**

CITY OF HORSESHOE BAY

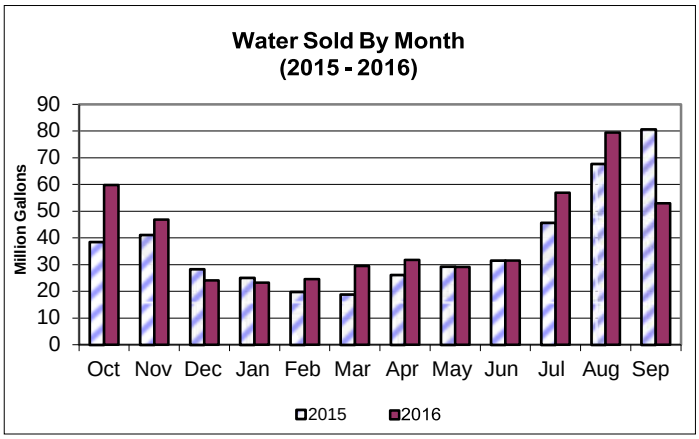


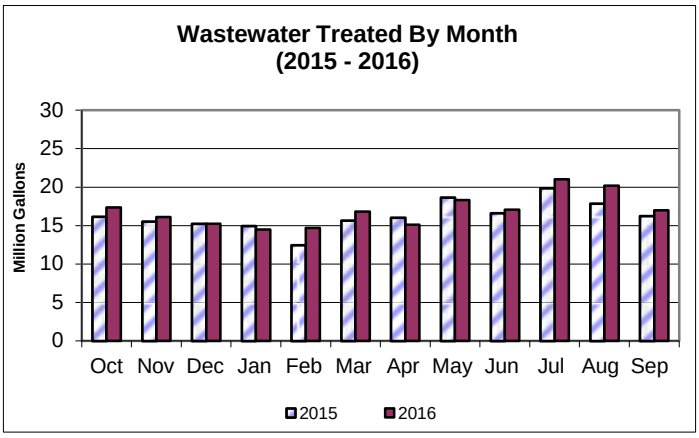






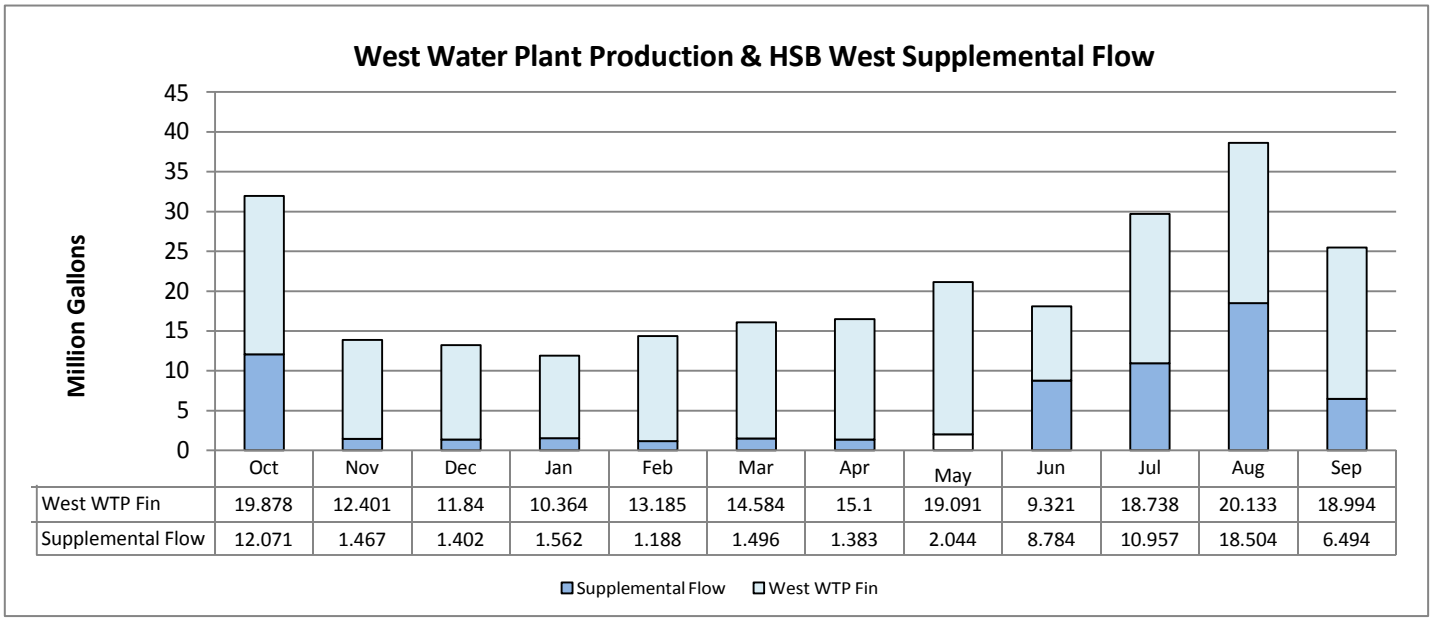
↑ Differecne in 2015 to 2016 adjustment in accounting multiple meter work activities as single workorders





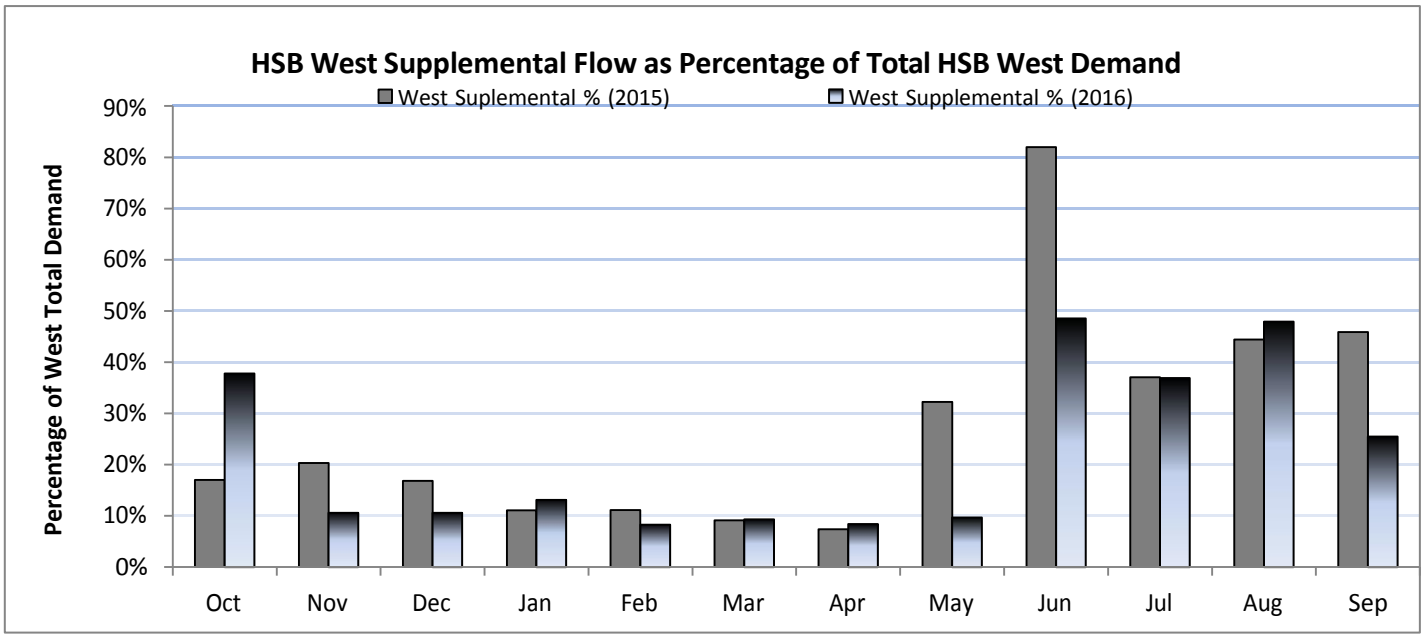
All Water Sold and Wastewater Treatment Sold is based the billing cycle and not calendar dates.

CITY OF HORSESHOE BAY

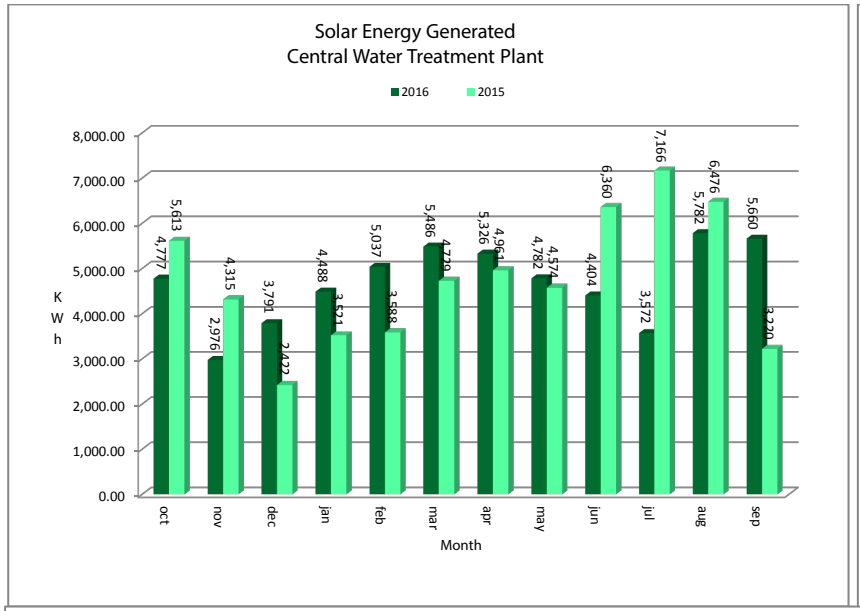


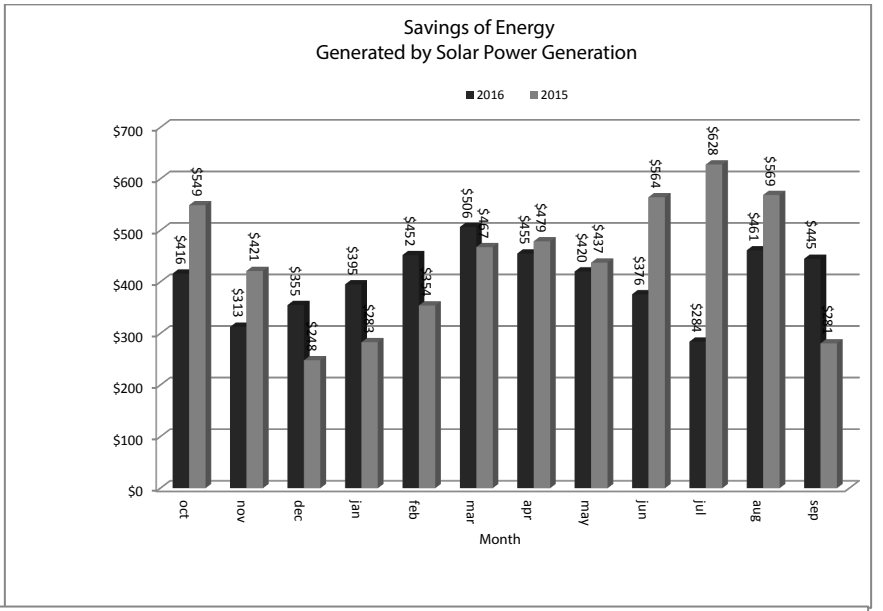
	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep
West WTP Fin	19.878	12.401	11.84	10.364	13.185	14.584	15.1	19.091	9.321	18.738	20.133	18.994
Supplemental Flow	12.071	1.467	1.402	1.562	1.188	1.496	1.383	2.044	8.784	10.957	18.504	6.494

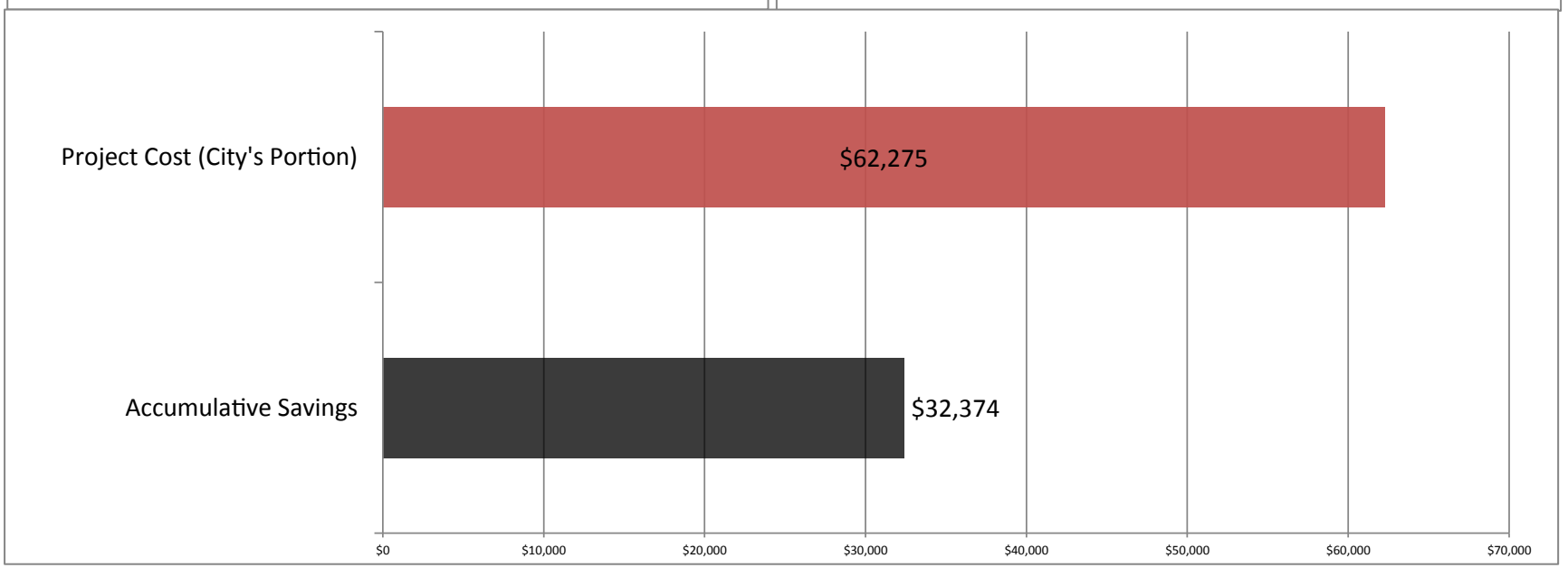
*February flows at West Plant down due to replacement of section of raw water line on Water's Edge.



City of Horseshoe Bay







CITY OF HORSESHOE BAY

Summary of Community Services Department Activities for September 2016

Summary of tasks below are in conjunction with routine tasks performed by staff in providing water treatment, water distribution, wastewater collection, wastewater treatment, garbage, recycling, GIS mapping, utility billing and customer services.

Management Activities

Met with IT Contracts on integration of Cityworks Asset Management and Utility Billing program. Plan for updating Asset identification and information transfer to Field Ops.

Met with Engineer and Texas Public Utility Commission on the City's CCN application. Reviewed permit requirements and worked on completing the permit.

Oversight of West Water Plant construction. Telephone contractor installed to complete underground. Excavation of piping and Clarifier ongoing - hit hard rock.

West Water Plant materials submittals review and oversight. Reviewed pay application # 2. Research alternative Clarifier submittals and made final decision.

Continued oversight of migration of GIS and Utilities data layers into new GIS database model. Continue to develop new in-house data structure for GIS improvements.

Review GIS Database design configurations of newly created Local Government Model with GIS Manager and GIS Consultant. Continue revisions to data structure.

Oversight and evaluation of performance of pilot Automatic Meter system test. Met with Port Aransas WCID on system implementation and operational challenges.

Develop operational policies related to recycling and brush operations. Developed operational plans to initiate new policies and methods of measure and billing.

Met with City Manager and Fire Chief on emergency messaging process through the use of the Emergency Operations System and Code Red.

Continue to seek out utility bill and water loss issues. Zero and high usage accounts are being screened for accuracy or meter failures. Manage irrigation audits.

Continue to develop an ordinance for irrigation system mandated for best methods and equipment and landscape minimal requirements. Review other's ordinances.

Develop emergency offsite plan for backup server. Relocate backup server to Slickrock maintenance yard as an offsite location. Set up new UPS at that location.

Attended weekly Leadership Training sessions held by City Manager. Reviewed Extreme Government Makeover text and "Drive" in preparation of meetings.

Met with Leadership team on working collectively to implement training of HPO learned in University of Virginia LEAD course. Discussed how to "fit" concepts to our City.

Utilize Utilities Rate Model to modify proposed FY2017's approved Budgeted revenues. Expand model to include five year operations and CIP projections.

Reviewed Budget for possible option to be removed or deferred to accommodate lower Utility Rate increase. Worked with Financial Director on Funding.

Met with Engineer on Water Plant Sludge permit for Freedom Ranch. Met with ranch owner on logistics and selection of location of disposal site. Sample of sludge tested.

Participated in Departmental Team Building luncheons. Field Operations interacted with Police and Plant Operations interacted with the Development Services Department.

Continued discussions with Community Service staff on Leadership and High Performance Organizational training. Discuss logistics Myers Briggs personality tests.

Continued with reviewing all job descriptions. Met with staff to discuss and revised job descriptions to better represent functions and tasks of todays system demands.

CITY OF HORSESHOE BAY

Revised City's Wholesale contract with Corix, Sandy Harbor subdivision water system. Worked with Corix staff and City's Legal staff to complete revisions.

Met with LCRA Firm Water Contract contacts that replaced retired representatives. Discussed Water conservation initiatives and Source Water Protection plans.

Prepared boiled water Notices due to water sample that tested positive for E.coli.. Communicated message through Code Red and Notify Me. Wrote article on incident.

Advertised and Interviewed candidates for both vacant Plant Operations and Field Operations Positions. Reviewed candidates for GIS Position.

Operational Projects

Meter replacement program - 70 meter replacements and 86 new water and wastewater taps since beginning of beginning of Fiscal Year.

System chlorine flushing and customer assistance for water quality issues - tracking chlorine and ammonia levels in distribution system. Flush extra for odor & taste issues.

Repaired 6 water mainline leaks and 3 sewer leaks in September. There was no substantial water leak in August.

Work on plan to improve customer access and traffic related issues at Recycling Center area. Develop cost estimates on possible options for improvements.

Rented a front end loader to level out brush dump area after brush was ground up and removed by contractor and to push dirt piles brought in by street construction.

Implemented AMI Software and hardware that will replace existing AMR heads. Completed pilot test on alternative system for smart meter cloud based system on 50 meters.

Worked with Freedom Ranch owner on Water Plant sludge application location and logistics. Site selection and regulatory requirements.

Reviewed regulations as pertains to boiled water notices and mandatory language required after a positive sample was received on Sept 24th. Published notice as required.

Met with Engineer on TCEQ Wastewater Land Application Permit. Submitted application to TCEQ and provided additional information requested by TCEQ.

Large Capital Projects

Continued work with Engineer on construction for West Treatment Plant expansion. Reviewing submittals and construction pay applications. Attend construction meetings.

Visited Marble Falls and Austin to review construction of clarifier that was submitted as alternative to engineering specifications. Discuss operations with operators.

Met with Engineer and PUC Rep. on CCN Boundary permit to include newly annexed and City's ETJ area not conflicting with other CCNs. Working to complete application.

Developed service options for areas proposed to be included with CCN permit area. Acquired GIS data for areas out of City limits. Work on utility layout.

Construction meeting with contractor and City staff on West Water Treatment Plant Expansion project. Met with contractor on construction issues and submittals.

Gathering data for permitting a Water Plant Sludge application site west of City. Attended meeting with Freedom Ranch owner for best location of disposal sites.

Training Activities

Bronson Ratliff and Jeff Koska visited Port Aransas WCID staff to discuss operational and maintenance requirement to implement Master Meter's AMI system.

Sherri Pollard trained on Pictionary GIS application as it pertains to City's GIS applications. Discussed operations with Development services employees.

Austin Henley and Chris Lawrence took basic water in Corpus Christi, Texas. Both are preparing for certification exams.

Terry DeSanto took wastewater collection at Corpus Christi, Texas and he received his Class "C" water Distribution.

Ben Bales took Surface Water I in Marble Falls Texas. He also took Chlorine Safety and Utility Safety through TWUA online system.

CITY OF HORSESHOE BAY

DEVELOPMENT SERVICES

SEPTEMBER 2016 ACTIVITY REPORT

Meetings with the following:

1. Mike Kolar of Escondido regarding Greg Frazier's lot for a new residence and the Escondido Common Area.
2. Jan Cupit regarding submittal of new house plans.
3. Tom Classen regarding 2 spec houses in Westgate and a rezoning to A-1 Recreational for Lot 40 for amenities.
4. Don Sherman regarding a Variance for Lot 90 in Escondido.
5. Rick Clark regarding the Hidden Coves boat slips.
6. Two telephone interviews for Assistant Planner position with Stan Farmer.
7. Byron Lee regarding a Variance to allow a 1,700 sq. ft. house on a lot that requires 1,800 sq. ft.
8. Chris Laird regarding plans for a new commercial building on Mulligan Court.

Other Meetings I attended:

1. Joint City Council and Planning and Zoning Commission Public Hearing regarding the Comprehensive Long Range Plan.
2. Planning and Zoning Commission.
3. Monthly Safety Meeting.
4. 4 Senior Staff/Leadership Team Meetings.
5. Department lunch with Utilities Plant.
6. Two City Council Comprehensive Plan Committee meetings.
7. Resort Reception for Crescent Hotels and Resorts CEO and management team.
8. City Council.
9. POA Presidents Council.
10. Capital Area Metropolitan Planning Organization (CAMPO) meeting regarding a regional plan for hike and bike paths.

Other Activity:

1. Site visit to Golden Bear Reserve with Richard Baum regarding a complaint from Jerry Gray about drainage coming off of the new section onto the Summit Rock golf cart path.
2. Began work on identifying possible ordinance amendments that could improve the City's Scenic City ranking.

Code Enforcement Officer Activities from 10/01/15 (Fiscal Year) To Date Summary:

- Red Tags Issued: 36
- Citations and Court Summons Issued: 4
- Certified Letters Sent: 141
- Total Vehicles Removed: 25
- Regular Letters Sent/Posted: 162
- Letters for Yard Lights/Addresses: 165
- Development Services Director Minor Plats approved: 1

CITY OF HORSESHOE BAY

DEVELOPMENT SERVICES

SEPTEMBER 2016 ACTIVITY REPORT

Building Permits

Completed Application Received	ATS Review Completed	Date Issued To Customer	Type	Address	Owner
8/10/2016	8/18/2016	9/01/2016	Residential	100 Gillespie Court	Shelby Spangler
8/25/2016	8/31/2016	9/01/2016	Re-Roof	100 Ferguson Road	Mike Walsh
8/12/2016	8/18/2016	9/07/2016	Residential	401 Cat Canyon	Mason Grubbs
9/01/2016	9/02/2016	9/07/2016	Fence	2815 Bay West Blvd	David Miller
9/12/2016	9/14/2016	9/15/2016	Fence	99 Lachite	Bruce Copp
N/A	N/A	9/15/2016	Residential Re-Permit	101 Lachite	Patti Chavet
9/09/2016	9/14/2016	9/16/2016	Arbor	509 Flintstone	Duane Fox
9/07/2016	9/13/2016	9/16/2016	Residential	303 Fieldspar	Ashish & Prajna Kumar
5/31/2016	6/07/2016	9/19/2016	Residential	283 La Serena Loop	Steven & Kristen Manz
9/09/2016	9/16/2016	9/19/2016	Exterior Remodel	5321 Hwy 2147	Sarah & Shawn Earl
9/14/2016	9/16/2016	9/20/2016	Propane Tank	153 Applehead Island	Dennis Gutzman
9/14/2016	9/16/2016	9/20/2016	Propane Tank	101 Harbor Light	Curtis Seidlits
9/13/2016	9/19/2016	9/21/2016	Boat Dock	301 Island Dr.	Jeff Jackson
9/13/2016	9/16/2016	9/21/2016	Residential	339 Sun Ray	Ron Lowery
9/19/2016	9/22/2016	9/22/2016	Fence	97 Lachite	David Laine
9/19/2016	9/21/2016	9/23/2016	Fence	605 Twin Sails	Mike Nunez
9/14/2016	9/26/2016	9/27/2016	Pool	108 Blanco Court	Shirl Thornton
9/19/2016	9/22/2016	9/27/2016	Pool	106 Diamond Hill	Steve & Sheree Martin
8/10/2016	8/15/2016	9/30/2016	Residential	311 Sombrero	Lauren Munro

Residential Permits	FY 13	FY 14	FY 15	FY 16
October	3	3	9*	2*
November	0	5	3	2
December	3	6	6*	11
January	2	1	3	5
February	4	2	2	7
March	2	1	2	1
April	3	2*	2	3
May	3	2	7	10*
June	2*	11	6	10*
July	2	4*	5	4
August	3*	3	4	3
September	3	7	5*	6
Yearly Total	**30**	**47**	**54**	**64**

*Indicates one Single-family permit in the ETJ

Department Activity Report	September
Residential Plan Reviews submitted to ATS	6
Residential Permits Issued	6
Plan Reviews (Includes 1 Commercial)	21
ATS Inspections	73
Garage Sale Permits Issued	2
Variances (Sign)	0
Mobile Homes	0
Plat/Replat (Incl. Minor Plats)	1
Planned Development	0
Amendments	4
Requests for information	677

MONTHLY RESIDENTIAL PERMIT TRACKING
9/30/2016

NO.	Address	Zone	Subdivision	Date Permit Issued	Date Most Recent ATS Inspection Requested or Made	No. Months on Permit	Permit Expires
1	2401 Saddle Gun-Repermit-Note 1	4B	Horseshoe Bay South	9/20/2016-Repermit	2/11/2014	1.5	11/20/2016
2	312 Nattie Woods-Repermit-Note 2	12	Summit Rock	6/13/2016-Repermit	4/26/2016	0	9/11/2016
3	316 Nattie Woods-Repermit-Note 2	12	Summit Rock	6/13/2016-Repermit	8/30/2016	0	9/11/2016
4	101 Lachite-Note 3	3	Horseshoe Bay West	9/15/2016-Repermit	6/16/2016	5.5	3/15/2017
5	113 La Bonita-Note 4	9	Escondido	6/15/2016-Repermit	9/2/2016	2.5	12/15/2016
6	307 Outcrop-Note 5	3	Horseshoe Bay West	06/16/2016-Repermit	9/25/2015	2.5	12/16/2016
7	601 Mountain Leather-Note 6	3	Horseshoe Bay West	11/7/2015-Repermit	None Requested	2.5	12/16/2016
8	201 Mountain Leather	3	Horseshoe Bay West	6/16/2015	6/28/2016	2.5	12/16/2016
9	1202 Sun Ray	3	Horseshoe Bay West	7/28/2015	8/26/2016	4	1/28/2017
10	627 Passion Flower	12	Summit Rock	8/5/2015	12/17/2015	4	2/5/2017
11	1113 Mountain Leather	3	Horseshoe Bay West	8/25/2015	11/6/2015	4.5	2/25/2017
12	813 Trails Parkway	11	The Trails	9/3/2015	2/23/2016	5	3/3/2017
13	3340 W SH 71	ETJ	ETJ	9/14/2015	2/4/2016	5.5	3/14/2017
14	155 La Serena Loop	9	Escondido	9/21/2015	9/7/2016	6.5	3/21/2017
15	100 Gallop	3	Horseshoe Bay West	10/20/2015	2/16/2016	6.5	4/20/2017
16	105 Plaza Escondido	9	Escondido	11/3/2015	7/21/2016	7	5/3/2017
17	801 Silver Hill	3	Horseshoe Bay West	11/4/2015	3/4/2016	7	5/4/2017
18	120 Azalea Loop	12	Summit Rock	12/2/2015	6/9/2016	8	6/2/2017
19	112 Jade	3	Horseshoe Bay West	12/3/2015	4/18/2016	8	6/3/2017
20	325 Parallel Circle	3	Horseshoe Bay WEst	12/3/2015	None Requested	8	6/3/2017
21	101 Harbor Light	4A	Horseshoe Bay	12/4/2015	9/21/2016	8	6/4/2017
22	1502 Hi Circle South	4A	Horseshoe Bay	12/22/2015	6/9/2016	8.5	6/22/2017
23	301 The Trails Parkway	11	The Trails	1/7/2016	8/15/2016	9	7/7/2017
24	107 La Bonita	9	Escondido	1/8/2016	8/2/2016	9	7/8/2017
25	213 Grove Ct	12	Summit Rock	2/3/2016	9/7/2016	10	8/3/2017
26	306 Apache Tears	3	Horseshoe Bay West	2/8/2016	4/26/2016	10	8/8/2017
27	101 Grove Ct	12	Summit Rock	2/9/2016	9/2/2016	10	8/9/2017
28	1306 High Circle South	4A	Horseshoe Bay	2/10/2016	6/15/2016	10	8/10/2017

MONTHLY RESIDENTIAL PERMIT TRACKING
9/30/2016

NO.	Address	Zone	Subdivision	Date Permit Issued	Date Most Recent ATS Inspection Requested or Made	No. Months on Permit	Permit Expires
29	211 Plenty Hills	3	Horseshoe Bay West	2/19/2016	8/19/2016	10.5	8/19/2017
30	106 Blue Yonder	2	Applehead	3/3/2016	9/26/2016	11	9/3/2017
31	106 Diamond Hill	2	Applehead	4/4/2016	None Requested	12	10/4/2017
32	810 The Trails Parkway	11	The Trails	4/8/2016	6/2/2016	12	10/8/2017
33	215 Maverick Circle	4A	Horseshoe Bay	4/11/2016	8/29/2016	12	10/11/2017
34-41	100-112&116-204 Tuscan Dr.-Note 7	3	Horseshoe Bay West	5/10/2016	7/25/2016	13.5	11/10/2017
42	103 Up There East	3	Horseshoe Bay West	5/12/2016	8/10/2016	13.5	11/12/2017
43	129 Wilderness Drive East	ETJ	ETJ	5/18/2016	8/25/2016	13.5	11/18/2017
44	115 Wilderness Drive East	ETJ	ETJ	6/1/2016	9/19/2016	14	12/1/2017
45	103 Still Water	3	Horseshoe Bay West	6/1/2016	8/11/2016	14	12/1/2017
46	703 Pecan Crossing	6	Pecan Creek	6/2/2016	9/15/2016	14	12/2/2017
47	301 Grove Court	12	Summit Rock	6/14/2016	9/21/2016	14.5	12/14/2017
48	1602 White Tail	4B	Horseshoe Bay South	6/15/2016	9/23/2016	14.5	12/15/2017
49	204 Mountain Home	3	Horseshoe Bay West	6/15/2016	8/3/2016	14.5	12/15/2017
50	1124 Stampede	4B	Horseshoe Bay South	6/16/2016	8/26/2016	14.5	12/16/2017
51	132 Rock N Robyn	11	The Trails	6/21/2016	8/17/2016	15	12/21/2017
52	108 Gillespie Court	6	Pecan Creek	6/28/2016	9/12/2016	15	12/28/2017
53	402 Lighthouse Dr.	4A	Horseshoe Bay	6/29/2016	8/19/2016	15	12/29/2017
54	221 Grove Ct	12	Summit Rock	7/1/2016	8/16/2016	15	1/1/2018
55	112 Las Puertas	9	Escondido	7/15/2016	8/18/2016	15.5	1/15/2018
56	103 Whistle Stop	3	Horseshoe Bay West	7/27/2016	9/26/2016	16	1/27/2018
57	101 Lost Buck	3	Horseshoe Bay West	7/28/2016	8/16/2016	16	1/28/2018
58	1411 Hi Circle South	3	Horseshoe Bay West	8/1/2016	9/23/2016	16	2/1/2018
59	311 Short Circuit	4A	Horseshoe Bay	8/1/2016	8/18/2016	16	2/1/2018
60	309 Short Circuit	4A	Horseshoe Bay	8/1/2016	None Requested	16	2/1/2018
61	100 Gillespie Ct.	6	Pecan Creek	9/1/2016	9/15/2016	17	3/1/2018
62	401 Cat Canyon	3	Horseshoe Bay West	9/7/2016	None Requested	17	3/7/2018
63	303 Fieldspar	3	Horseshoe Bay West	9/16/2016	None Requested	17.5	3/16/2018

MONTHLY RESIDENTIAL PERMIT TRACKING
9/30/2016

NO.	Address	Zone	Subdivision	Date Permit Issued	Date Most Recent ATS Inspection Requested or Made	No. Months on Permit	Permit Expires
64	283 La Serena Loop	9	Escondido	9/19/2016	9/30/2016	17.5	3/19/2018
65	339 Sun Ray	3	Horseshoe Bay West	9/21/2016	None Requested	17.5	3/21/2018
66	311 Sombrero	4A	Horseshoe Bay	9/30/2016	None Requested	18	3/30/2018
67	401 Matern Court	3	Horseshoe Bay West	NYI			
68	1504 Hi Fault Dr.	3	Horseshoe Bay West	NYI			
69-76	Tuscan Dr.	3	Horseshoe Bay West	NYI			
77	169 Encantada	9	Escondido	NYI			
78	414 Twisted Oak	ETJ	ETJ	NYI			
79	1310 Hi Circle South	4A	Horseshoe Bay	NYI			
80	1004 Sun Ray	3	Horseshoe Bay West	NYI			
81	1110 Sun Ray	3	Horseshoe Bay West	NYI			

NYI - Not Yet Issued. Permit is ready for pick-up by builder/contractor

NOTES

1 Repermit issued for 2 months on 9/20/16 - expires 11/20/16

2 Final Repermit granted on 6/13/2016 for 90 days and expired on 9/11/16.City will begin process to take both houses to Municipal Court for an Order for Repair to have an engineer verify work at both houses was done to Code, including opening walls and ceilings as required.

3 Repermit issued 9/115/16 - expires 3/15/17

4 Contractor was granted Repermit on 6/15/2016 for 6 months - expires on 12/15/2016

5 Contractor was granted Repermit on 6/16/2016 for 6 months - expires on 12/16/16

6 Repermit issued 11/7/15 because of no construction within 6 months

7 First 8 of 16 units- last Phase of The Enclave - 2 - 4 Unit Permits remain unpaid.

City of Horseshoe Bay

OFFICE OF COURT ADMINISTRATION

JULY 2016 OFFICIAL MUNICIPAL COURT ACTIVITY REPORT

	Oct-15	Nov-15	Dec-15	Jan-16	Feb-16	Mar-16	Apr-16	May-16	Jun-16	Jul-16	Aug-16	Sep-16	YTD
New Cases Filed	**36**	**26**	**31**	**37**	**65**	**53**	**67**	**65**	**56**	**34**	**43**	**49**	**562**
Disposition of Trial													
Trial by Judge - Guilty	0	0	0	0	0	0	1	0	0	0	0	0	**1**
Trial by Judge -N Guilty	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Trial by Jury - Guilty	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Trial by Jury - N Guilty	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Cases Dismissed													
A. After Driver Safety Course	4	4	0	2	2	3	2	3	8	4	4	1	**37**
B. After Deferred	7	1	4	0	2	3	0	4	3	1	2	5	**32**
C. After Proof Fin. Respons.	2	1	0	0	1	1	3	1	3	2	1	0	**15**
D. Compliance Dismissal	0	1	4	1	2	0	0	0	0	0	0	0	**8**
Comm. Serv. Ordered	0	0	1	0	0	0	0	0	0	0	0	0	**1**
Cases Appealed	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Juvenile/Minor Activity													
A. TCC	0	0	0	0	1	1	0	0	0	2	0	2	**6**
B. ABC	0	0	0	0	0	0	0	1	0	0	0	0	**1**
C. DUI	0	0	0	0	0	0	0	0	0	0	0	0	**0**
D. H&S Offenses filed	0	0	0	0	0	3	0	1	0	0	0	1	**5**
H. Non-Traffic Offenses	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Arrest Warrants													
A. Class C. Misdemeanors	44	0	35	29	34	11	51	18	46	46	8	50	**372**
B. Felonies	0	0	0	0	0	0	0	0	0	0	0	0	**0**
Revenue													
A. Other Agency Revenue	$1,275	$2,234	$2,013	$2,387	$1,165	$2,735	$1,337	$641	$544	$488	$1,373	$281	**$16,473**
B. City Revenue	$7,205	$8,977	$8,563	$8,985	$8,684	$12,058	$10,982	$10,643	$9,370	$5,790	$9,175	$6,732	**$107,164**
TOTAL REVENUE	**$ 8,480**	**$ 11,211**	**$ 10,576**	**$ 11,372**	**$ 9,849**	**$ 14,793**	**$ 12,319**	**$ 11,284**	**$ 9,914**	**$ 6,278**	**$ 10,548**	**$ 7,013**	**$ 123,637**

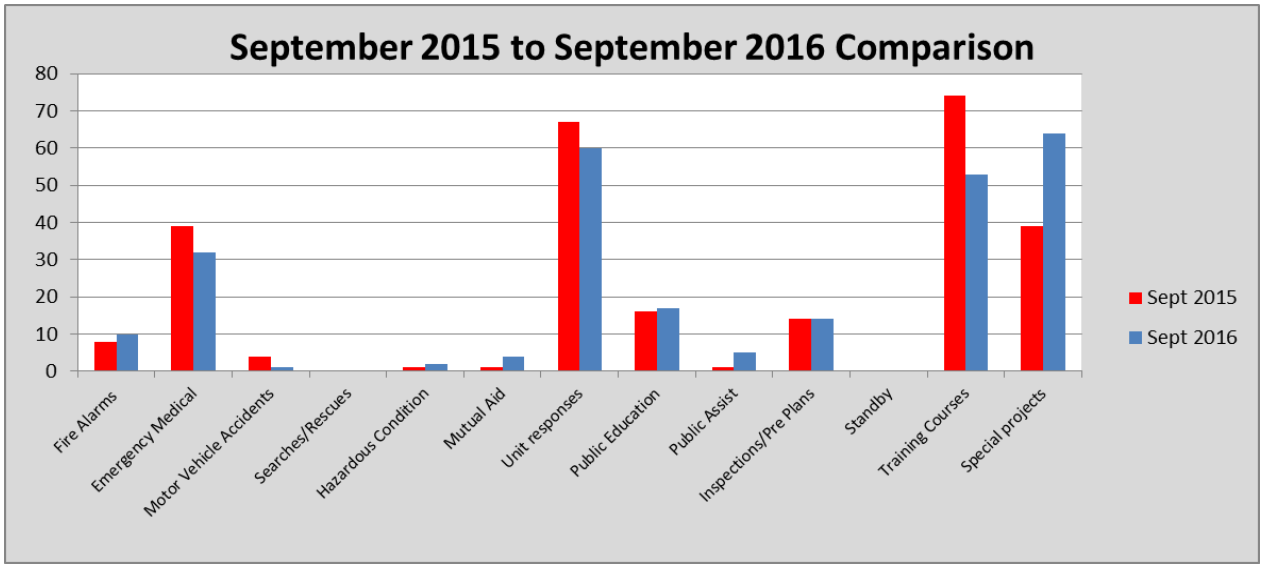
CITY OF HORSESHOE BAY

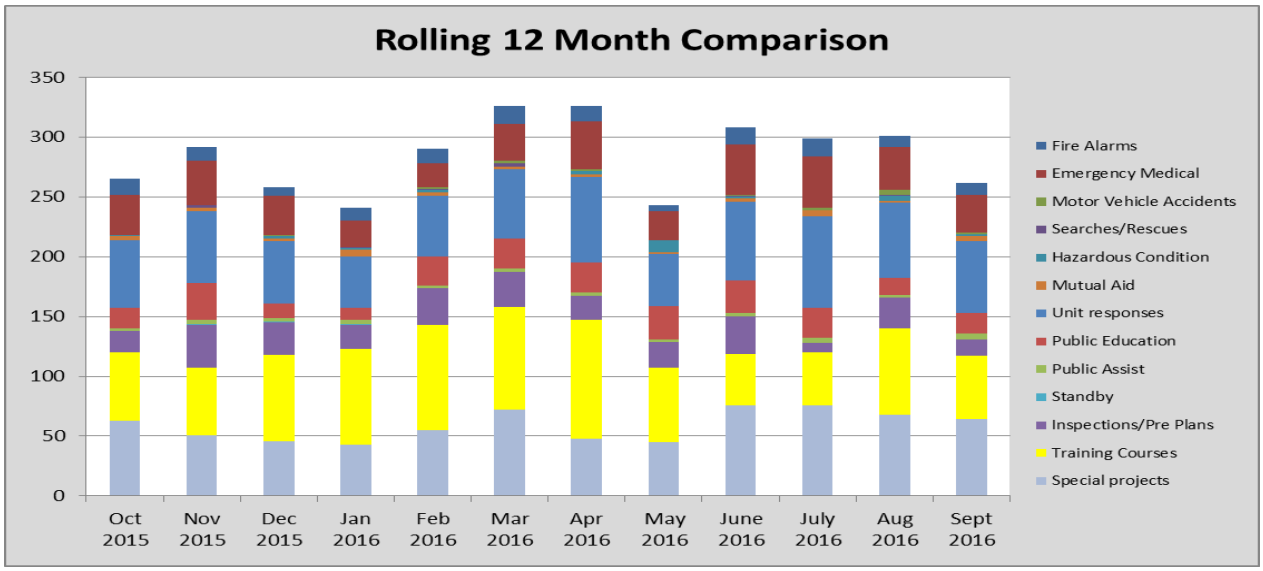
FIRE DEPARTMENT
September 2016 FY ACTIVITY REPORT

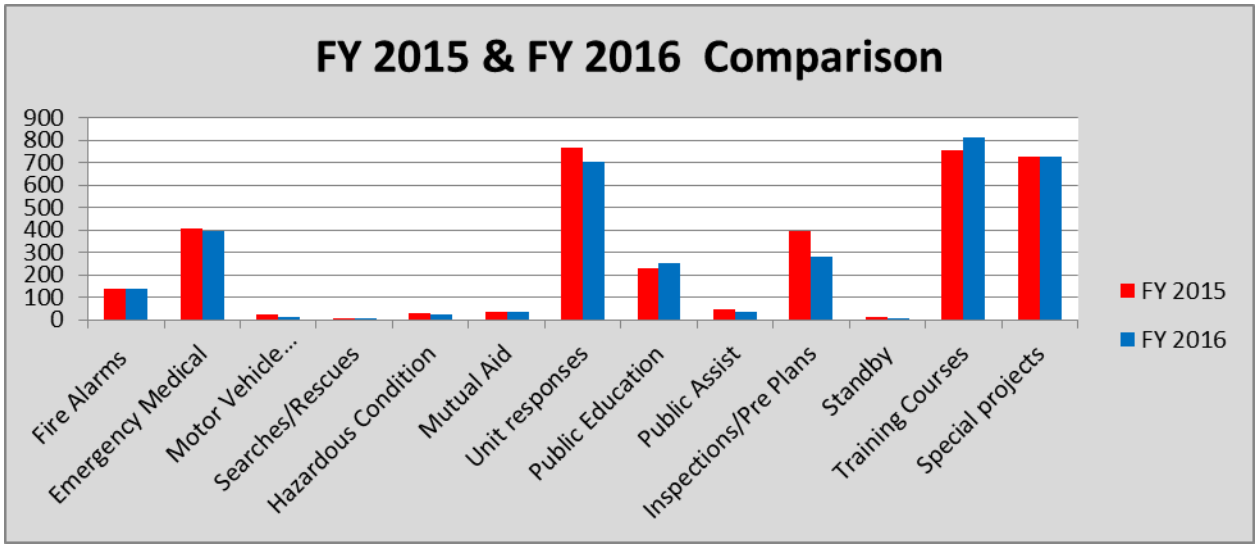
Meetings Attended – Chief Morris and Asst. Chief Black attended multiple meetings during the month of September to include the following:
September 2 – Meeting with MFFR Chief Sander
September 6 – Long Range Planning Committee Meeting
September 7 – Safety Meeting, Leadership Team Meeting
September 9 – Wirtz Dam Road Community Outreach Meeting
September 16 – Crisis Challenge / CAPCOG
September 20 – Communication Center Stakeholder Meeting
September 21 – Leadership Team Meeting
September 23 – FD Leadership Team Meeting
September 27 – FD interviews
September 29 – Luncheon for Teresa Moore
September 30 – Meeting with Sandy Harbor Fire Chief – Larry Smith
Community Events attended – Horseshoe Bay Resort Reception, 100 Club Golf Tournament
Notable Training – Search & Rescue Training in Marble Falls, MAYDAY training in Marble Falls
Hazard Assessment Class with Texas Forest Service

OPERATIONS	Sept 2016	Sept 2015	FYTD 2016	FYTD 2015
Fire Alarms (all types-buildings, vehicles, etc.)	10	8	111	136
Emergency Medical	32	39	319	407
Motor Vehicle Accident	1	4	10	21
Searches and/or Rescue	0	0	9	6
Hazardous Condition	2	1	24	30
Mutual Aid	4	1	28	35
Number of unit responses	60	67	565	766
Public Education/Relations	17	16	213	227
Public Service or Assistance	5	1	26	47
Inspections/Preplans	14	14	260	395
Standby Public Safety	0	0	3	12
Training programs	53	74	715	757
Spec. projects (i.e. spec. meetings & other work details)	64	39	587	728
Totals	262	264	2870	3567

Monthly Response Time: 5.6 minutes


September 2015 to September 2016 Comparison
80
70
60
50
40
30
20
10
0
Fire Alarms
Emergency Medical
Motor Vehicle Accidents
Searches/Rescues
Hazardous Condition
Mutual Aid
Unit responses
Public Education
Public Assist
Inspections/Pre Plans
Standby
Training Courses
Special projects
Sept 2015
Sept 2016


Rolling 12 Month Comparison
350
300
250
200
150
100
50
0
Oct 2015
Nov 2015
Dec 2015
Jan 2016
Feb 2016
Mar 2016
Apr 2016
May 2016
June 2016
July 2016
Aug 2016
Sept 2016
Fire Alarms
Emergency Medical
Motor Vehicle Accidents
Searches/Rescues
Hazardous Condition
Mutual Aid
Unit responses
Public Education
Public Assist
Standby
Inspections/Pre Plans
Training Courses
Special projects


FY 2015 & FY 2016 Comparison
900
800
700
600
500
400
300
200
100
0
Fire Alarms
Emergency Medical
Motor Vehicle...
Searches/Rescues
Hazardous Condition
Mutual Aid
Unit responses
Public Education
Public Assist
Inspections/Pre Plans
Standby
Training Courses
Special projects
FY 2015
FY 2016

CITY OF HORSESHOE BAY

POLICE DEPARTMENT

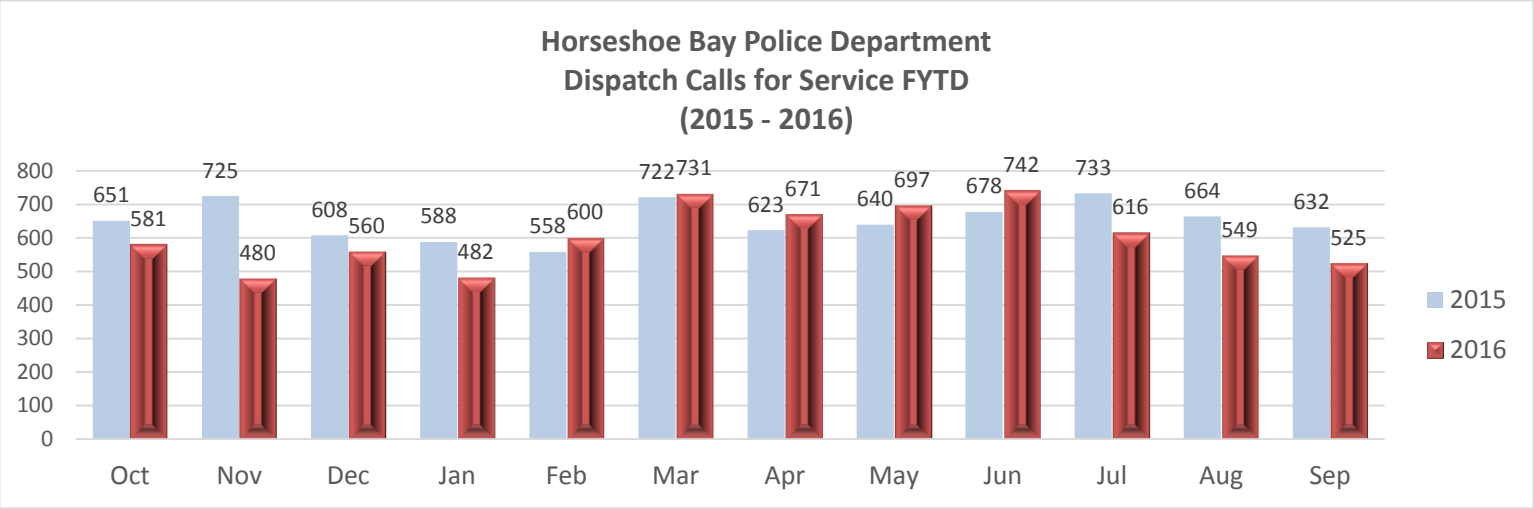
SEPTEMBER 2016 FY ACTIVITY REPORT

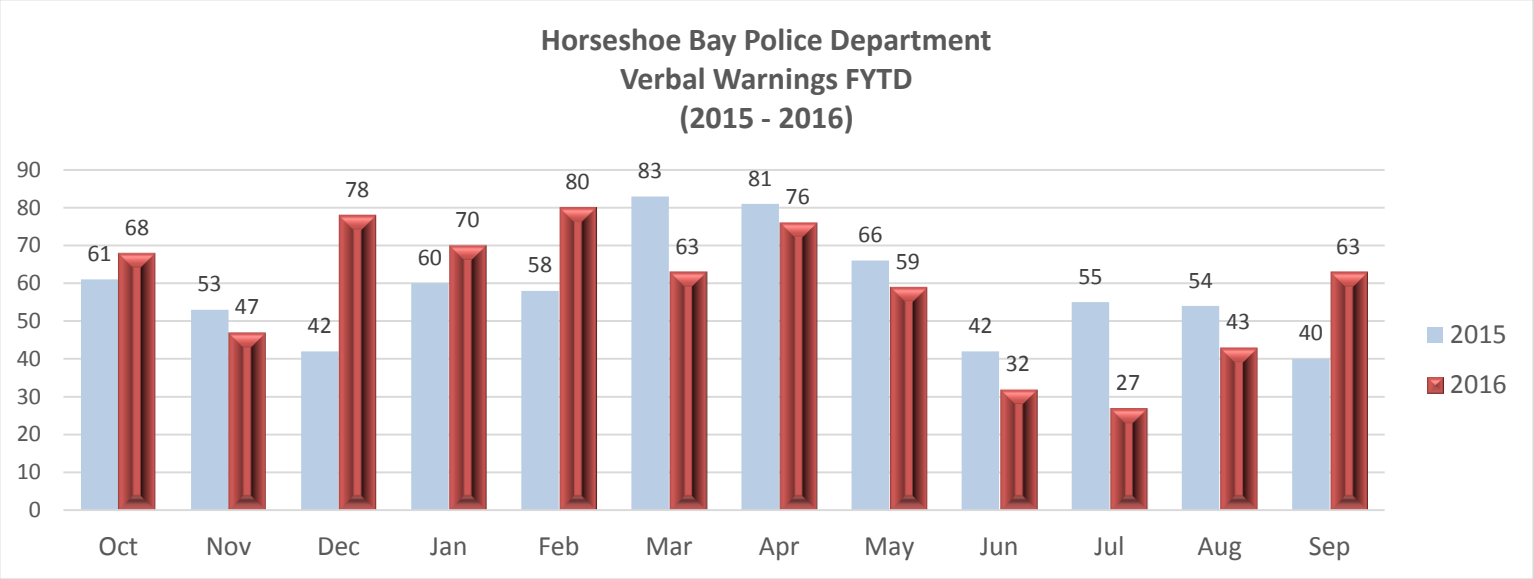
During the month of September 2016 there were twenty-three (23) new cases reported to our department. The September cases consisted of nine (9) felony cases, twelve (12) misdemeanor cases, two (2) non-criminal cases, one (1) traffic accident, and sixteen (16) arrests. The department cleared twenty-three (23) new and old Horseshoe Bay cases in the month of September. Fifteen (15) residents requested home security watches during September. Also local businesses, amenities, and construction sites continued to be checked thoroughly on a daily basis. Overall, the department responded to five hundred twenty-five (525) calls for service, including twenty-five (25) alarms in the month of September.

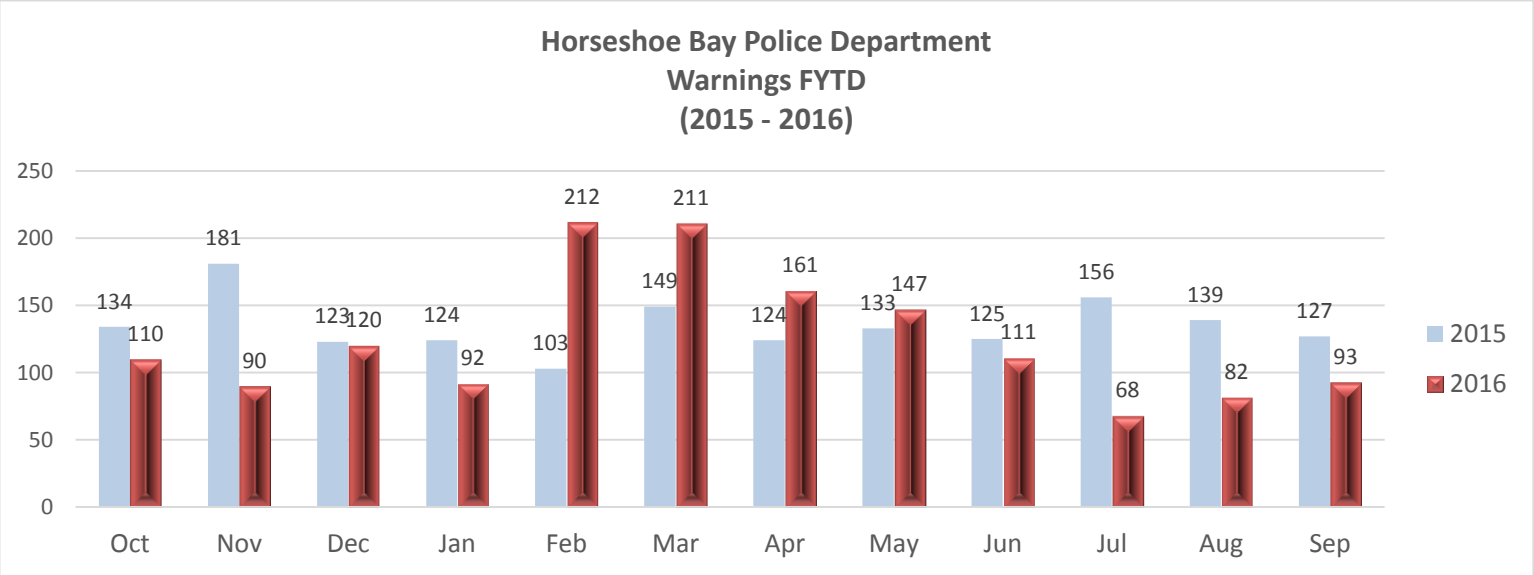
During the month of September, 2016, eleven (11) new cases were assigned to CID for follow up investigation. Four (4) of those cases were a misdemeanor grade, six (6) were felony level, and one (1) investigation was non-criminal in nature which includes investigations such as Animal Bites and Found Property. CID conducted five (5) other investigations that consisted of civil matters and background investigations that did not generate case reports. A total of one hundred and seventy one (171) persons were interviewed by investigators during the month. These interviews resulted in eight (8) witness/victim statements and three (3) confessions. CID cleared thirteen (13) active cases during the month. CID personnel conducted five (5) searches, and collected three (3) items of evidence. CID assisted the Patrol Division in covering six (6) Patrol Shifts and working in conjunction with Patrol, recovered stolen property this month worth an estimated value of $8,000.00.

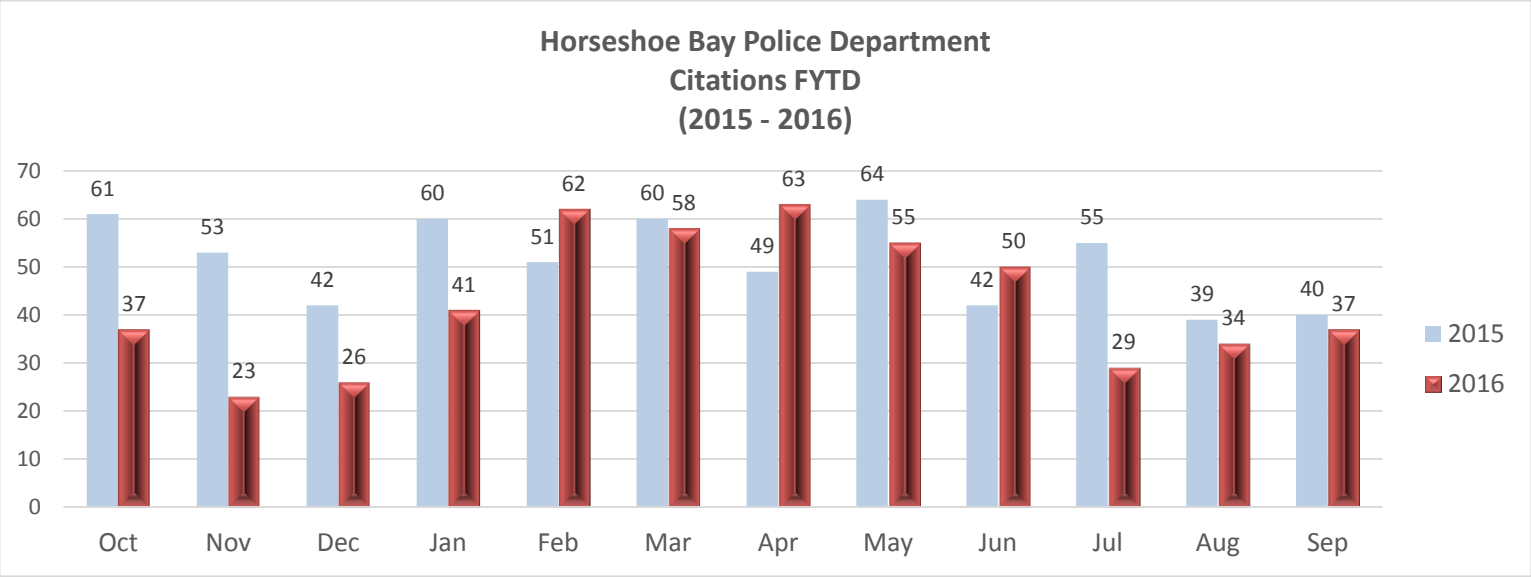
OPERATIONS	SEPT 2016	SEPT 2015	FY 2016	FY 2015
Dispatch For Service	525	632	7234	7822
Verbal Warnings	63	76	706	740
Warnings	93	127	1497	1618
Citations	37	40	515	616
Arrest	16	15	159	189
Code Enforcement	45	97	890	960
Traffic Accidents	1	5	40	57
Home Security Watches	15	14	262	263
Alarms	25	18	276	248
Felony Cases	9	5	54	49
Misdemeanor Cases	12	18	227	263
Non-Criminal Cases	2	8	90	109
Total Reports (New)	23	22	371	404
Cases Cleared (Old & New)	23	22	309	388

Response Time 5.97


Horseshoe Bay Police Department
Dispatch Calls for Service FYTD
(2015 - 2016)
800
700
600
500
400
300
200
100
0
651 581
725 480
608 560
588 482
558 600
722 731
623 671
640 697
678 742
733 616
664 549
632 525
Oct Nov Dec Jan Feb Mar Apr May Jun Jul Aug Sep
2015
2016


Horseshoe Bay Police Department
Verbal Warnings FYTD
(2015 - 2016)
90
80
70
60
50
40
30
20
10
0
61 68
53 47
42 78
60 70
58 80
83 63
81 76
66 59
42 32
55 27
54 43
40 63
Oct Nov Dec Jan Feb Mar Apr May Jun Jul Aug Sep
2015
2016


Horseshoe Bay Police Department
Warnings FYTD
(2015 - 2016)
250
200
150
100
50
0
134 110
181 90
123 120
124 92
103 212
149 211
124 161
133 147
125 111
156 68
139 82
127 93
Oct Nov Dec Jan Feb Mar Apr May Jun Jul Aug Sep
2015
2016


Horseshoe Bay Police Department
Citations FYTD
(2015 - 2016)
70
60
50
40
30
20
10
0
61
37
53
23
42
26
60
41
51
62
60
58
49
63
64
55
42
50
55
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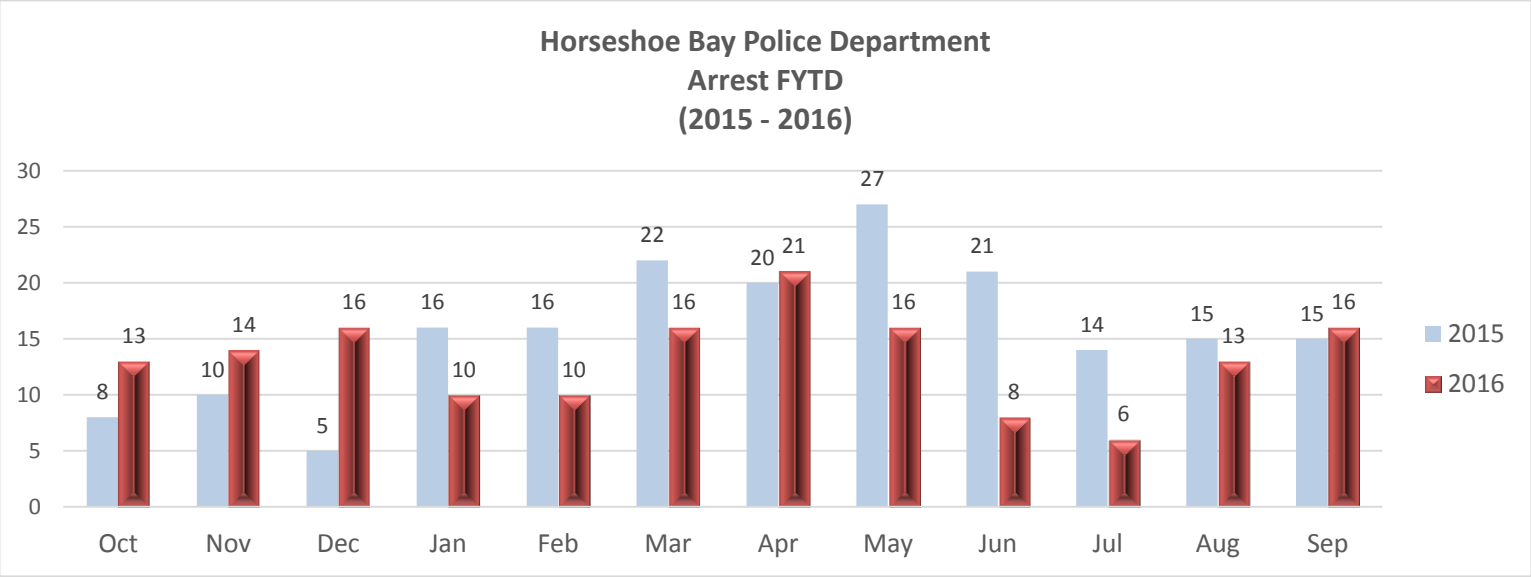
2015
2016


Horseshoe Bay Police Department
Arrest FYTD
(2015 - 2016)
30
25
20
15
10
5
0
8
13
10
14
5
16
16
10
16
10
22
16
20
21
27
16
21
8
14
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Aug
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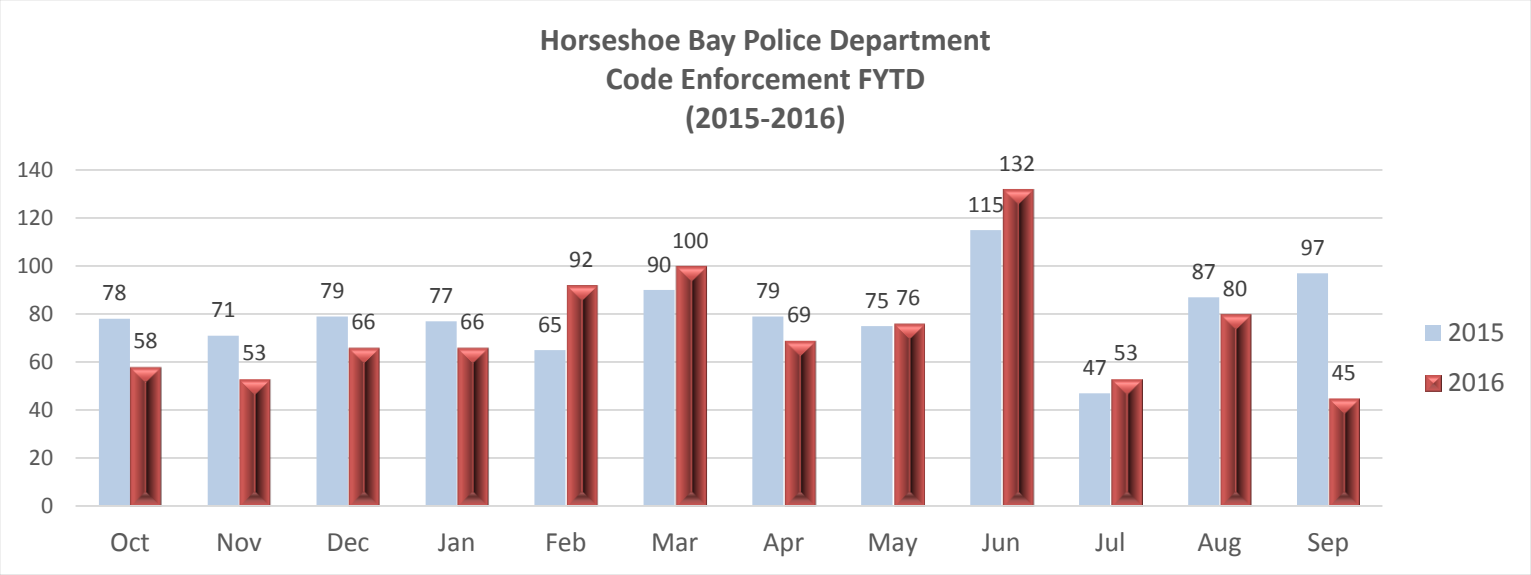
2015
2016


Horseshoe Bay Police Department
Code Enforcement FYTD
(2015-2016)
140
120
100
80
60
40
20
0
78
58
71
53
79
66
77
66
65
92
90
100
79
69
75
76
115
132
47
53
87
80
97
45
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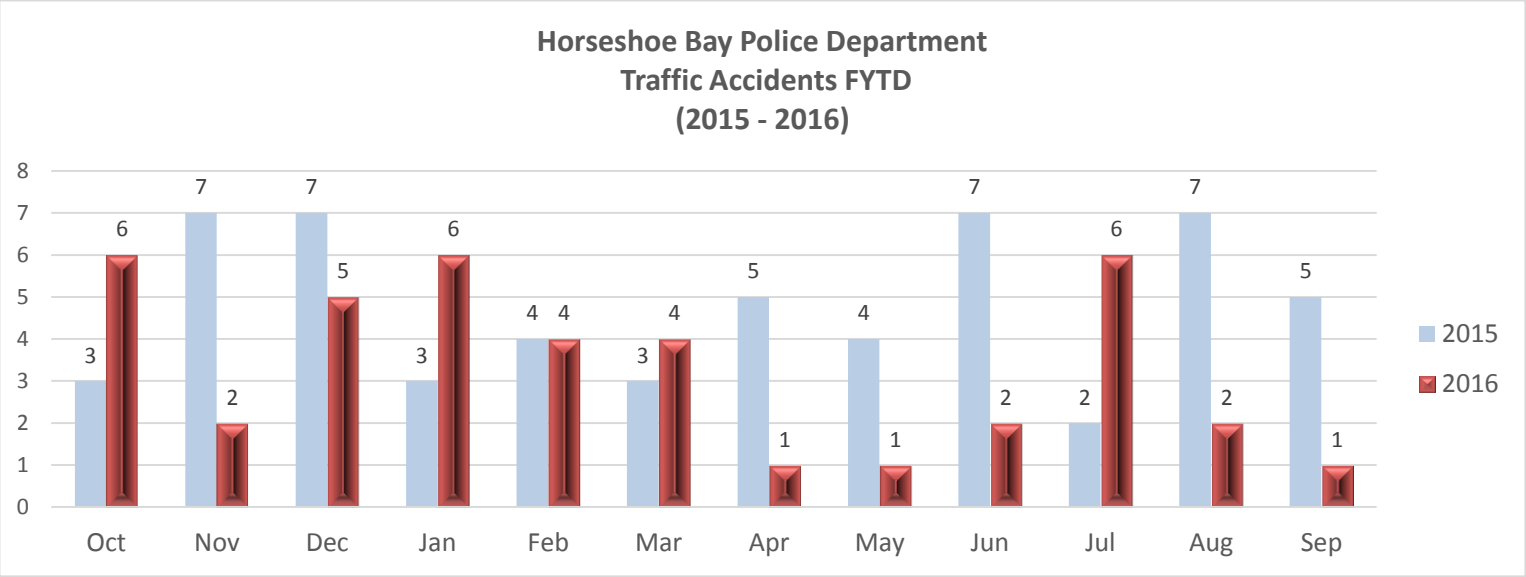
2015
2016


Horseshoe Bay Police Department
Traffic Accidents FYTD
(2015 - 2016)
8
7
6
5
4
3
2
1
0
3 6
7 2
7 5
3 6
4 4
3 4
5 1
4 1
7 2
2 6
7 2
5 1
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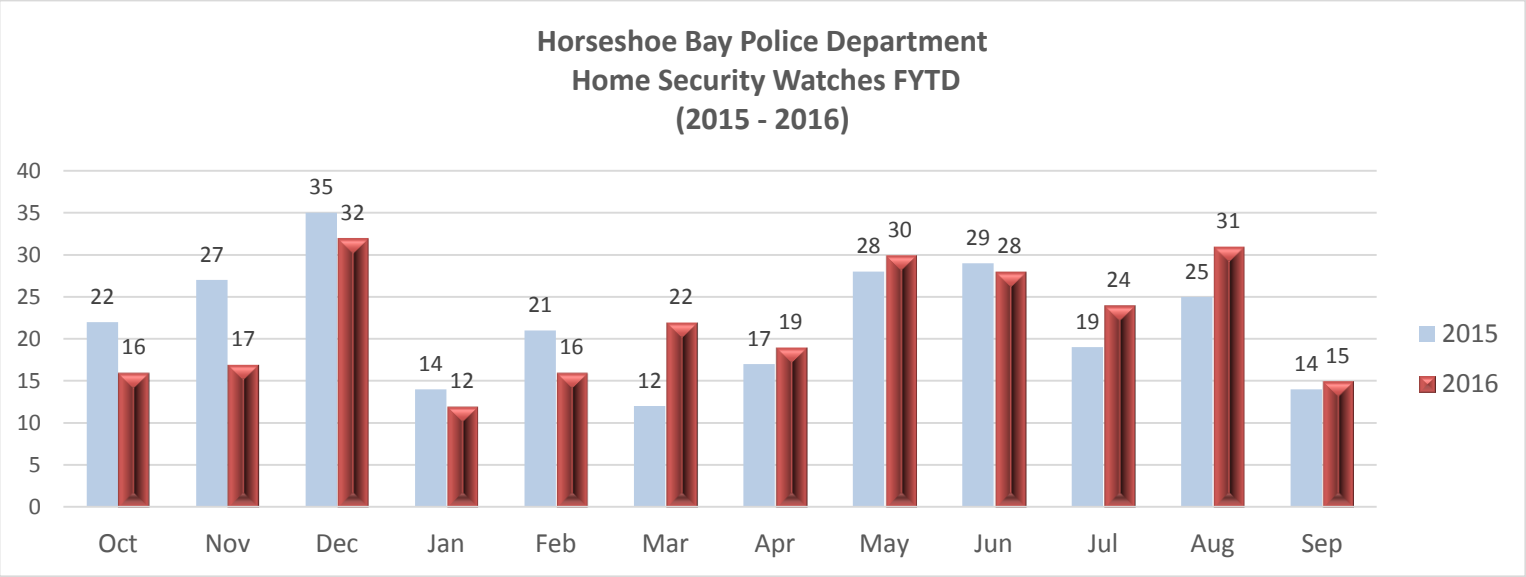
Sep
2015
2016


Horseshoe Bay Police Department
Home Security Watches FYTD
(2015 - 2016)
40
35
30
25
20
15
10
5
0
22 16
27 17
35 32
14 12
21 16
12 22
17 19
28 30
29 28
19 24
25 31
14 15
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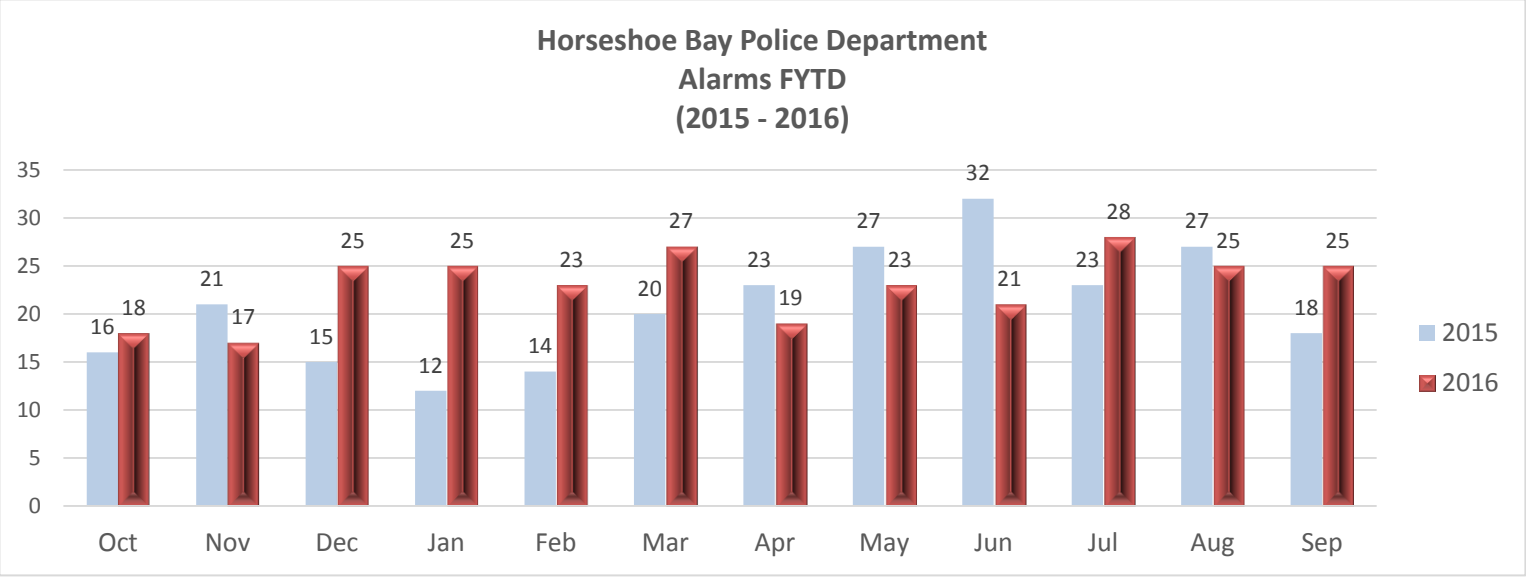
Sep
2015
2016


Horseshoe Bay Police Department
Alarms FYTD
(2015 - 2016)
35
30
25
20
15
10
5
0
16 18
21 17
15 25
12 25
14 23
20 27
23 19
27 23
32 21
23 28
27 25
18 25
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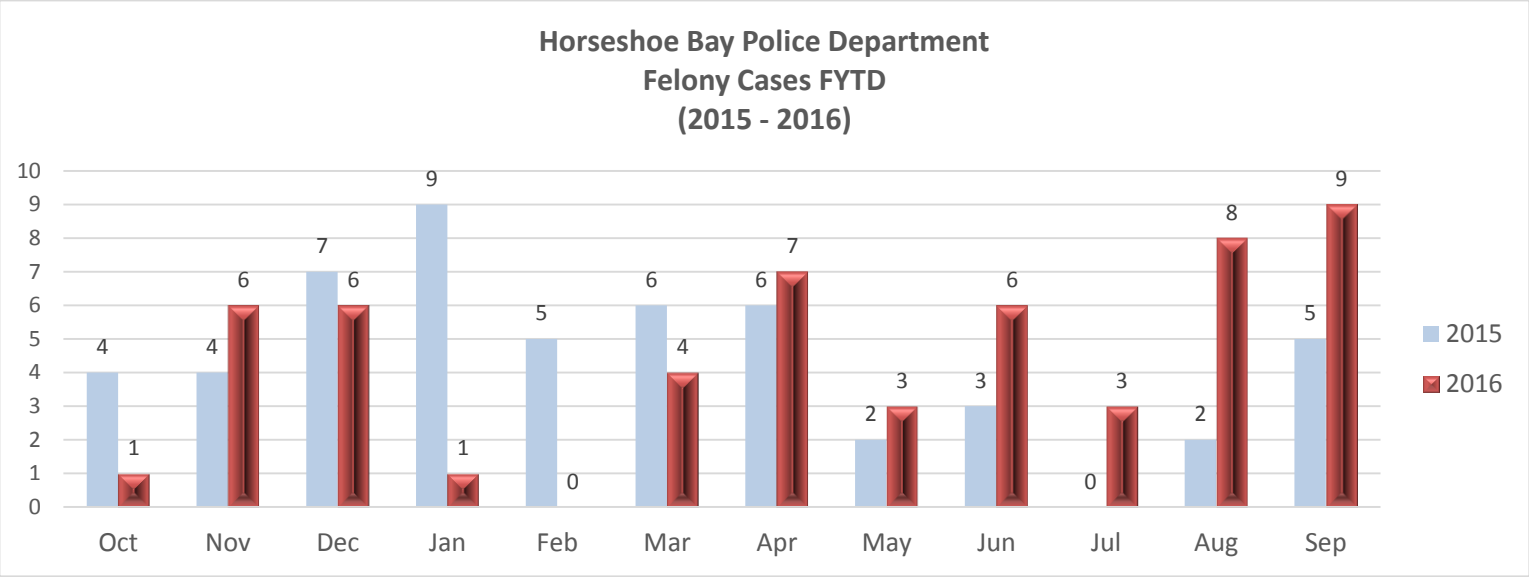
2015
2016


Horseshoe Bay Police Department
Felony Cases FYTD
(2015 - 2016)
10
9
8
7
6
5
4
3
2
1
0
4 1
4 6
7 6
9 1
5 0
6 4
6 7
2 3
3 6
0 3
2 8
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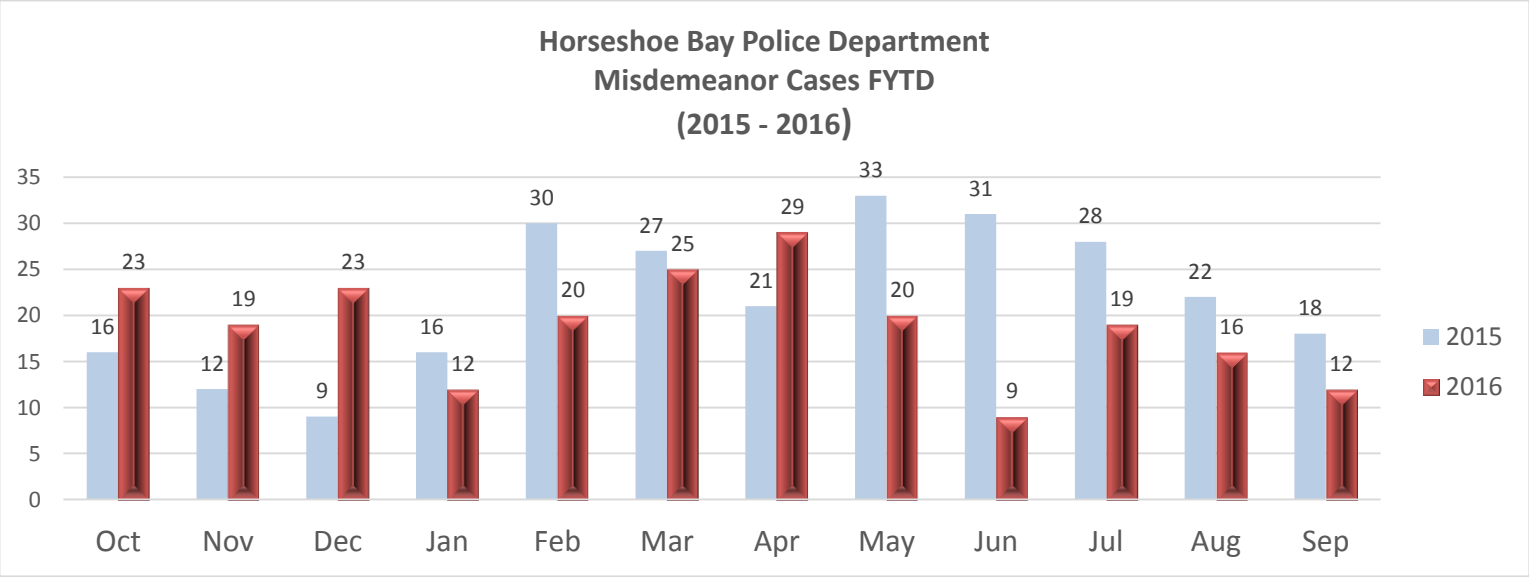
Horseshoe Bay Police Department
Misdemeanor Cases FYTD
(2015 - 2016)
35
30
25
20
15
10
5
0
16 23
12 19
9 23
16 12
30 20
27 25
21 29
33 20
31 9
28 19
22 16
18 12
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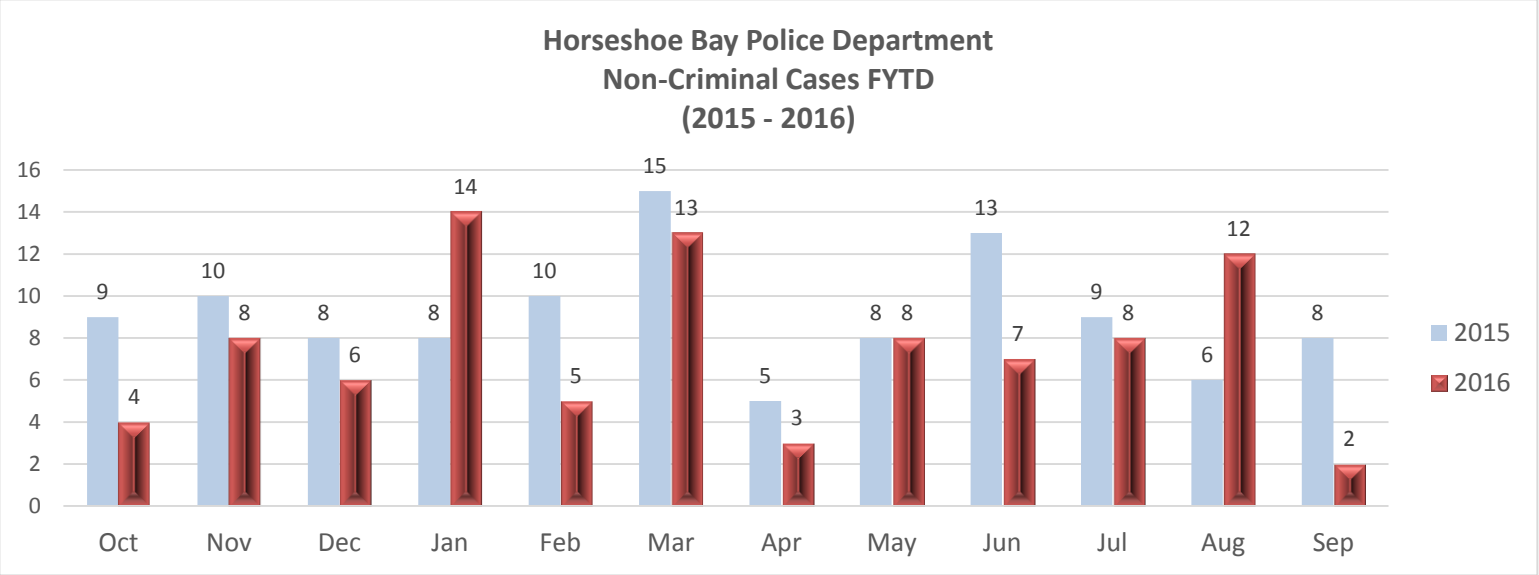
Aug
Sep
2015
2016


Horseshoe Bay Police Department
Non-Criminal Cases FYTD
(2015 - 2016)
16
14
12
10
8
6
4
2
0
9 4
10 8
8 6
8 14
10 5
15 13
5 3
8 8
13 7
9 8
6 12
8 2
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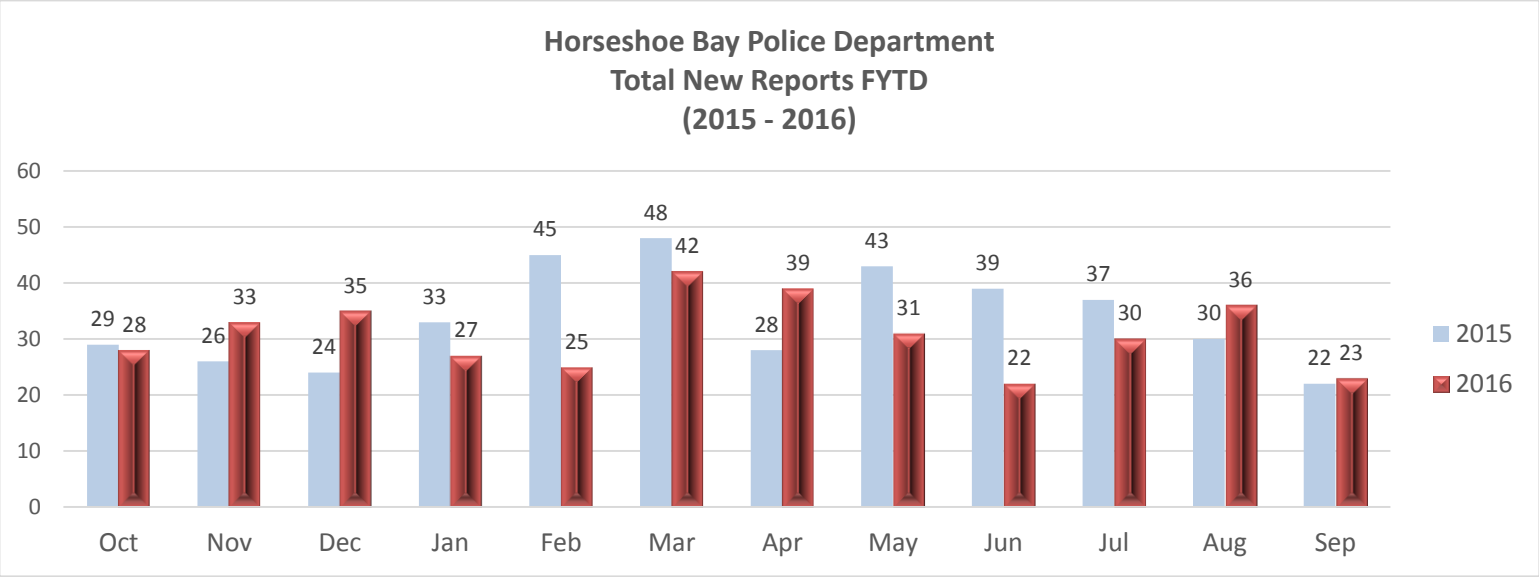
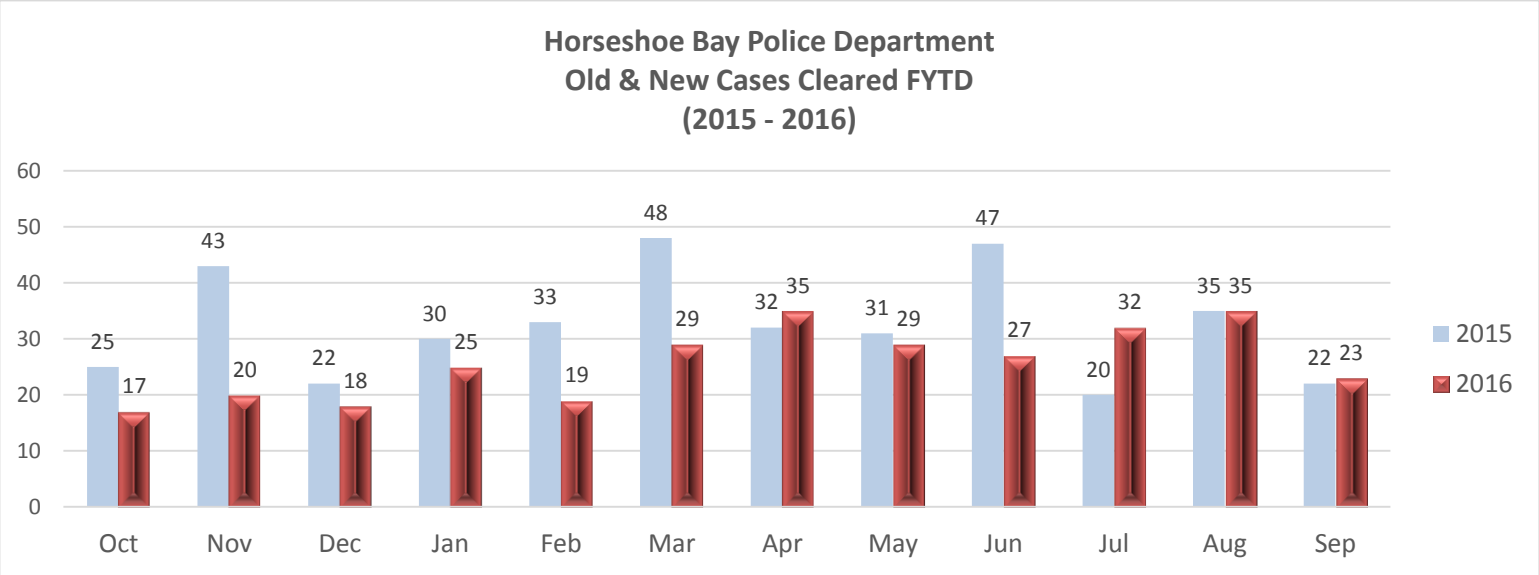
Jan
Feb
Mar
Apr
May
Jun
Jul
Aug
Sep
2015
2016


Horseshoe Bay Police Department
Total New Reports FYTD
(2015 - 2016)
60
50
40
30
20
10
0
29 28
26 33
24 35
33 27
45 25
48 42
28 39
43 31
39 22
37 30
30 36
22 23
Oct
Nov
Dec
Jan
Feb
Mar
Apr
May
Jun
Jul
Aug
Sep
2015
2016


Horseshoe Bay Police Department
Old & New Cases Cleared FYTD
(2015 - 2016)
60
50
40
30
20
10
0
25 17
43 20
22 18
30 25
33 19
48 29
32 35
31 29
47 27
20 32
35 35
22 23
Oct
Nov
Dec
Jan
Feb
Mar
Apr
May
Jun
Jul
Aug
Sep
2015
2016

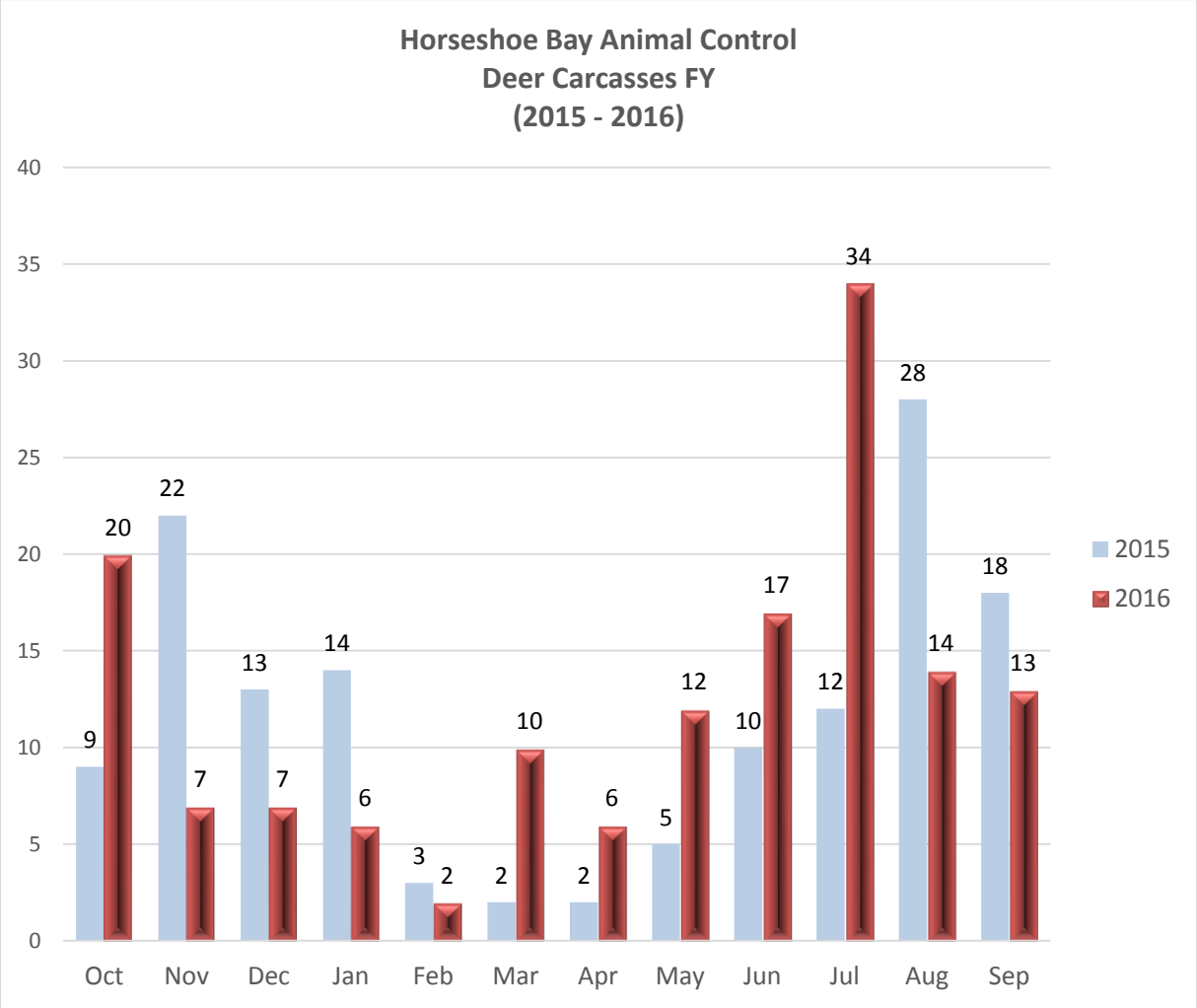
CITY OF HORSESHOE BAY

ANIMAL CONTROL
SEPTEMBER 2016 FYACTIVITY REPORT

The Animal Control Person handled approximately one hundred twenty-seven (127) calls within the month of September. Eighty-five (85) of the calls were dispatched through either the Horseshoe Bay Police Department or Marble Falls Police Department, while forty-two (42) of the calls were initiated by the Animal Control Officer.

The above information reflects the number of calls handled, but does not include the number of times traps were checked and did not have an animal in them. Police officers assisted or were assisted by the A.C.O. in seventeen (17) of the calls for the month of September.

OPERATIONS	SEPT 2016	SEPT 2015	FYTD 2016	FYTD 2015
Buck Carcasses	2	3	20	18
Doe Carcasses	10	8	81	88
Fawn Carcasses	1	7	47	32
Total Deer Carcasses:	13	18	148	138
Other Carcasses	19	15	139	223
Blue Lake Carcasses	0	0	2	0
Total All Carcasses:	32	33	287	361
Cat related calls	5	11	72	70
Dog related calls	7	11	162	163
Total Other calls	83	77	868	1092
Total Calls:	127	132	1389	1618


Horseshoe Bay Animal Control
Deer Carcasses FY
(2015 - 2016)
40
35
30
25
20
15
10
5
0
Oct
Nov
Dec
Jan
Feb
Mar
Apr
May
Jun
Jul
Aug
Sep
9
20
22
7
13
7
14
6
3
2
2
10
2
6
5
12
10
17
12
34
28
14
18
13
2015
2016

Item # 11

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Larry Anderson, Finance Director

RE: Discuss, Consider and Take Action on Establishment of a Minimum Balance of $300,000 to be Maintained in a Segregated Rate Stabilization Account and the Requirements of Council Approval to Drop Below This Balance and That it be Used Exclusively for the Purpose of Rate Stabilization When Needed

---

Councilmember Gray has requested that this item be placed on Council agenda for consideration.

The request for consideration is for the City to establish a separate Utility Fund Rate Stabilization Account at TexPool with a minimum balance of $300,000 to be maintained separate and apart from other Utility Fund accounts to be used specifically for the purpose of minimizing future utility rate increases at the sole discretion of the City Council. The goal is to maintain a $300,000 balance and if it drops below this balance through Council approval, that it be replenished from available funds as soon as it is "reasonably possible." This account would be separate from and in addition to a Utility Fund Reserve Account where all surplus year end funds would be held.

It is understood that this is a goal and not a binding requirement of the City's Financial Policy due to the nature of this account. Specifically, once the account has been utilized to minimize a rate increase and it drops below the $300,000 balance, it may require a period of time to increase the balance back to the $300,000 level, depending on the availability of funding. In the interim, the City does not want to be deemed as being in violation of its Financial Policy, possible negatively affecting the City's bond rating of AA+.

Staff recommends Council approval of the establishment of a separate Utility Fund Rate Stabilization Account at TexPool with the goal of maintaining a $300,000 balance to be used specifically to minimize future utility rate increases at Council's sole discretion.

Enclosures: None

Item # 12

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

From: Stan R. Farmer, City Manager

Re: Discuss, Consider, and Take Action Regarding the Approval of Renewal of Annual Contract to Provide Firefighting Services Between the City of Horseshoe Bay and Llano County ESD #4, Llano County MUD#1, and Deerhaven Water Control and Improvement District

---

The City's annual contract to provide firefighting services to the communities of Llano County ESD #4 (Oak Ridge), Llano County MUD #1 (Blue Lake), and Deerhaven Water Control and Improvement District (WCID) is expiring on October 31, 2016.

The date of commencement of these firefighting services by the City under this renewal Agreement will be November 1, 2016 and will continue until October 31, 2017. The provision of firefighting services by the City to any community is contingent upon receipt by the City of payment of a pro-rata share of the City's costs.

This proposed contract is the same as the current one with the exception of those communities which previously contracted for firefighting services and were annexed by the City during FY 2016, have been deleted. The normal annual changes to dates and amounts have also been reflected in the new contract.

Staff recommends Council approval of the renewal of the Agreement Regarding Firefighting Services.

Enclosures: Agreement Regarding Firefighting Services

CITY OF HORSESHOE BAY

AGREEMENT REGARDING FIRE-FIGHTING SERVICES

STATE OF TEXAS §

COUNTY OF LLANO §

This Agreement Regarding Fire-Fighting Services is made and executed on the date set forth below by and between the City of Horseshoe Bay, Texas, a Home Rule City, (the "City"); Llano County ESD #4; Llano County MUD #1; and Deerhaven Water Control and Improvement District (Deerhaven),

Recitals

A. The City operates as a Home Rule City;

B. Pursuant to Sec. 2.02, of the Home Rule Charter of the City of Horseshoe Bay, the City possesses the authority to contract with another entity for the provision of fire-fighting services in certain areas outside the City's boundaries;

C. WHEREAS, Section 342.004, Texas Local Government Code, authorizes the City to maintain a fire department to perform fire-fighting activities within the City;

D. WHEREAS, the City owns fire-fighting equipment and apparatus for purposes of providing fire-fighting services for the benefit of the City, its inhabitants and other persons in need of fire-fighting services;

E. WHEREAS, Llano County ESD #4, Llano County MUD #1, and Deerhaven, desire that the City provide fire-fighting services for their respective communities; and

F. WHEREAS, the City is willing to provide fire-fighting services within the communities of Llano County ESD #4, Llano County MUD #1, and Deerhaven under the terms and conditions set forth in this Agreement.

NOW, THEREFORE, for and in consideration of the mutual promises, covenants and benefits to be derived by the parties from this Agreement, the City and the communities of Llano County ESD #4, Llano County MUD #1, and Deerhaven agree as follows:

I.
Provision of Services

1.1 The City agrees to provide fire-fighting services in the communities of Llano County ESD #4, Llano County MUD #1, and Deerhaven.

1.2 The date of commencement of these fire-fighting services by the City under this Agreement shall be November 1, 2016 and shall continue until October 31, 2017. The provision of

fire-fighting services by the City to any community is contingent upon receipt by the City of payment, as more fully described in Article II below.

1.3 The communities of Llano County ESD #4, Llano County MUD #1 and Deerhaven agree to comply with, abide by, and enforce the City's ordinances regarding the regulation of Outdoor Burning (and Burn Permits), Fireworks, the Outdoor Use of Welding, Cutting, and/or Open Flame Torch Agreement and the Knox Box Rapid Entry System.

1.4 The communities of Llano County ESD #4, Llano County MUD #1, and Deerhaven agree to payment of $0.09313/$100 of assessed valuation.

II.
Payment

2.1 (a) Each party that desires to receive fire-fighting services for its community under this Agreement shall be responsible for payment to the City of a pro-rata share of the City's Fire Department Budget, to be calculated in accordance with the formula set forth in Section 2.2 below. Each party may pay its pro-rata share of such costs in one lump sum or in twelve equal monthly installments if that party's annual pro-rata share exceeds $1,000. Each party shall be responsible for collecting individual payments from its members or residents, and agrees that the City shall have no responsibility therefor. The City agrees to secure a certified taxable value from Llano Central Appraisal District for property in the geographical area of each party to this Agreement.

(b) The City agrees to provide notice to each party of the City's Fire Department Budget and the rate per $100.00 assessed valuation on or before October 31, 2016. Each party that desires to receive fire-fighting services from the City must provide payment in the amount of its pro-rata share in a lump sum by November 1, 2016, or in twelve equal monthly installments from November 1, 2016 through October 1, 2017. In the event that payment is not received by the City from any community, then the City shall have no obligation to provide any fire-fighting services to said community.

2.2 (a) Each party's pro-rata share of the City's Fire Department Budget for fire-fighting services shall be calculated according to the total 2016 tax year taxable value established for all taxable property within the geographical area encompassed by such party (as determined by the Llano Central Appraisal District) in proportion to the total taxable value of all the parties, including the City.

(b) Each party's pro rata share of the City's Fire Department Budget determined in 2.2(a) shall be calculated by determining the rate per $100.00 assessed valuation, multiplied by the Total Tax Value of that party's community.

By way of the following schedule, the City's Fire Department Budget for Fiscal Year 2017 is $1,935,000 and the sum of the taxable value of all parties to this Agreement (including the City) is $2,077,706,625, the allocated costs will be as follows:

		CONTRACT 2.2(b)		
Community	**2016 Taxable Valuation**	**Tax Rate Per $100 (Based on Proposed Budget 2017)**	**Annual Pro-Rata Share (Based on Proposed Budget 2017)**	**Monthly Pro-Rata Share**
LCESD #4-Oakridge	86,406,789	0.09313	80,471.97	6,706.00
LCMUD #1-Blue Lake	146,492,621	0.09313	136,430.82	11,369.24
Deerhaven WCID	43,258,349	0.09313	40,287.16	3,357.26
City of Horseshoe Bay	1,801,548,866	0.09313	1,677,810.05	139,817.50
Total Appraised Value	2,077,706,625	0.09313	1,935,000.00	161,250.00

2.3 (a) Should the actual expense incurred for Fire-fighting services exceed or be less than the City's Fire Department Budget as originally adopted, the difference will be allocated to each party to this Agreement on the same basis as the original allocation and will be paid by or refunded to such party.

(b) Each party will be billed for the difference allocated to such party within 60 days of the end of the fiscal year (September 30) and will reimburse the City for its share of the overage within 30 days of such billing.

III.
Term

3.1 This Agreement shall remain in effect from the date of execution by all parties until October 31, 2017 or until termination prior thereto.

3.2 In the event that it is determined by a court of competent authority that the City does not have the authority to provide the services described in this Agreement on behalf of the communities, then this Agreement shall terminate immediately. Upon termination, the City shall reimburse each party a pro-rata share of any payment made to the City in advance of the services rendered hereunder (to be calculated on a daily basis).

3.3 Any party to this Agreement may terminate this Agreement for any cause upon ninety (90) days' written notice to the other parties. No such party shall be entitled to reimbursement of any fees paid to the City.

IV.
Liability

4.1 All parties agree that the City shall have no responsibility or liability for any damages, costs, injuries, awards or judgments that may arise out of the acts of any person or persons while using the City's Fire-fighting trucks and equipment, traveling to and from emergency scenes, or in any manner furnishing services in accordance with this Agreement.

V.
Miscellaneous

5.1 Assignability: The rights and obligations of the parties to this Agreement shall be assignable upon the prior written consent of the other parties hereto, which consent shall not be unreasonably withheld.

5.2 Amendment: Any amendment to this Agreement must be in writing and signed by the authorized representative of all parties to this Agreement.

5.3 Applicable Law: The Agreement shall be construed under and in accordance with the laws of the State of Texas.

5.4 Cooperation: The parties hereto agree to cooperate at all times in good faith to effectuate the purposes and intent of this Agreement.

VI.
Special Provisions of Services – Deerhaven Water Control and Improvement District

6.1 Deerhaven Water Control and Improvement District will grant the City's Fire Department full access to all roads serving Deerhaven.

6.2 Deerhaven will be responsible for any future installation of fire hydrants and lines when a home is built, and the distance from the nearest fire hydrant is in excess of 1000 feet. It shall be the responsibility of Deerhaven to notify the City of any new home built after the effective date of this contract.

6.3 The following are concerns of the City regarding Deerhaven and advises Deerhaven to correct these items:

(a) Areas within Deerhaven with heavy brush, especially those that surround homes, need to be cleared;

(b) Low water crossings need to have gates and warning signs;

(c) Access to the lake needs to be provided or allowed so that Turbo Draft appliances can be used to obtain enhanced water supplies for fire-fighting;

(d) Fire-fighting water supplies within Deerhaven are limited. Presently, there are only (7) filler hydrants and these only provide one 1 ½" outlet and their water flows range from approximately 100 gpm to a maximum of 250 gpm. The City's fire engines only carry approximately 1,000 gallons of water, and in the event of a structure fire in Deerhaven, it is anticipated that two of the City's engines will respond. This will provide approximately 2,000 gallons of water for fire-fighting, and

this equates to approximately 10-14 minutes of hose line operation. Accordingly, the number of and capacity of the hydrants within Deerhaven need to be expanded; and

(e) Streets and house numbers within Deerhaven need to be marked, and readily visible from the street. These signs and address numbers need to be of the appropriate size, color and reflectivity so they are visible even at night.

EXECUTED as of this 18th day of October, 2016.

CITY OF HORSESHOE BAY, TEXAS

By:_____ Date:_____
Stephen T. Jordan, Mayor

ATTEST:_____
Sheryl G. Pollard
Interim City Secretary

[Signatures on following page]

LLANO COUNTY MUD #1

By:_____ Date:_____

Name:_____

Title:_____ ATTEST:_____

LLANO COUNTY EMERGENCY SERVICES DISTRICT #4

By:_____ Date:_____

Name:_____

Title:_____ ATTEST:_____

DEERHAVEN WATER CONTROL AND IMPROVEMENT DISTRICT

By:_____ Date:_____

Name:_____

Title:_____ ATTEST:_____

Item # _13__

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

From: Stan R. Farmer, City Manager

Re: Public Hearing, Discuss, Consider and Take Action Regarding Adoption of Comprehensive Long Range Plan

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The City Council must hold a public hearing and take action regarding the City Council Committee's Comprehensive Long Range Plan, according to the Texas Local Government Code as follows:

Sec. 213.003. ADOPTION OR AMENDMENT OF COMPREHENSIVE PLAN.
(a) A comprehensive plan may be adopted or amended by ordinance following:
(1) a hearing at which the public is given the opportunity to give testimony and present written evidence; and
(2) review by the municipality's planning commission or department, if one exists.

This Plan was reviewed by the Planning and Zoning Commission in a public hearing at its meeting on October 4. There was a lot of discussion between the Commission members and the two members of the Council Comprehensive Plan Committee, Mayor Steve Jordan and Councilmember Cynthia Clinesmith, who were in attendance at the meeting, regarding a suggestion by P&Z Chairman Norm Long that the Long Range Planning Advisory Committee's (LRPAC) wording regarding senior housing should be added to the Council Committee's Plan. Mayor Jordan and Councilmember Clinesmith stated that the Committee considered the LRPAC information, but decided not to include it because the City was already supporting senior housing with the approval of Tuscan Village and the Siena Grove Planned Developments.

After much discussion, the Planning and Zoning Commission recommended the Council Committee's Comprehensive Plan and Implementation Plan to the Council for approval, along with the comments from Commission member Wayne Anderson.

Enclosures: Council Committee's Comprehensive Long Range Plan Update
Council Committee's Implementation Plan
P&Z Commission Member Wayne Anderson's Written Comments

The City of Horseshoe Bay
Comprehensive Long-Range Plan

(Updated October 2016)

The City of Horseshoe Bay has a commitment to its mission to "serve and protect [its] citizens while preserving [its] heritage and planning for [its] future". As a part of its preparation for the future, in 2015 the City Council began the process of developing a comprehensive long range plan to guide actions and decisions for the city which align to this mission.

The 2016 City of Horseshoe Bay Long Range Plan emerges from extensive review of external and internal functions and input from all stakeholders. At its core lies the work from the 2015-16 Long-Range Planning Advisory Committee (LRPAC) and the detailed report presented to the Planning and Zoning Commission and the City Council on September 6, 2016. The recommendations of the LRPAC report reflect direct stakeholder interviews, citizen surveys, and focused group consensus building from the varied communities within Horseshoe Bay.

Merged with the core data of the LRPAC report is the internal examination of all current activities of city departments and their emerging needs assessment. The resulting plan identifies the goals and action items which represent the will of the community, the needs of city operations, and a commitment to the mission of Horseshoe Bay expected by its citizenry.

Attached:

1. Comprehensive Long-Range Plan (2016): Goals and Action Items
2. Implementation Plan
3. Long-Range Planning Advisory (LRPAC) Report (September 2016)
4. LRPAC Executive Summary
5. LRPAC Survey Data
6. City of Horseshoe Bay Future Land Use Map (to be provided later)

Goal: Ensure high quality broadband internet access to support the professional and social needs of all citizens.

Action Items:

1. Establish a Municipal Broadband Committee (MBAC) drawn from local high level talent in the field and regional resources to explore potential service options
    a. Inventory existing internet coverage and assets within the city's internal services and the community at large
    b. Explore potential partnerships to ensure high speed internet services with flexibility for growth
    c. Present a recommendation to the city council for consideration to provide increased broadband internet
2. Leverage regional, state, and industry relationships and identify feasibility options for increased broadband internet services

Goal: Update land use plan for commercial, residential, and open space

Action items:

1. Update land use map reflecting desired land use development based on current zoning and LRPAC recommendations
2. Further deepen training of Planning and Zoning Committee
3. Identify areas with incompatible zoning and areas that do not align with desired land use map plan
4. Continue to ensure current code enforcement standards are effective and are fully enforced, proactively monitoring and addressing deteriorating buildings
5. Develop transition plan to support the enforcement of all Architectural Compliance Committees' (ACC) requirements
6. Review existing Parks Plan to explore uses for recreational and historical preservation
    a. Explore shared park, hiking, and recreational development options
    b. Explore funding partnerships to support desired uses
7. Continue to research options for additional funding sources, proactively seeking grants, donor pledges, and partnerships

Goal: Manage economic growth to reflect the unique nature of Horseshoe Bay and the preservation of the resort/retirement character of the community

1. Maintain an approach of controlled development that maintains a current lifestyle standard in business and residential properties
2. Support the Horseshoe Bay Business Alliance efforts to sustain and expand existing businesses and services within the city
3. Facilitate focus of commercial development to align with land use map along high traffic corridors, preserving existing and future residential and recreational developments
4. Advocate for safe and efficient traffic flow, including a continuous turn lane on Hwy. 2147 through to Hwy. 71

Goal: Protect the Environmental Health and Integrity of the City of Horseshoe Bay and the surrounding areas which impact the quality of life for its citizens

1. Maintain Lake LBJ's environmental quality through cooperative agreements with TPWD (Texas Parks and Wildlife Department), TCEQ (Texas Commission on Environmental Quality, LCRA (Lower Colorado River Authority), Burnet and Llano County
2. Continue to emphasize and strengthen proactive actions for Water and Drainage Management
    a. Expand education tied to zoning approval regarding residential and commercial drainage management requirements
    b. Evaluate the need for a drainage ordinance at the city level
3. Support the health of heritage trees and native landscaping
    a. Conduct annual reviews of city-wide vegetative health
    b. Develop partnerships with POAs, park program, agriculture extension agents, and citizen groups to monitor and support landscaping health
    c. Evaluate the need for a tree ordinance at the city level
4. Evaluate the need for curb-side recycling, in addition to the existing central community recycling center
5. Expand current educational guidance to businesses and residents on preservation and maintenance practices for water, landscaping, water conservation and protective actions

Goal: Outline a communication plan for external and internal purposes that inform and showcase the
City of Horseshoe Bay's commitment to quality of life

1. Publicize the existing inventory of information access options, including NOTIFY ME, CODE RED, and over ten other tools (website, publications, social networks, etc.) for input by citizens and dissemination of topic specific information
2. Implement a Horseshoe Bay 101 Citizens Academy to develop city wide depth of knowledge of city functions
3. Conduct annual citizen forums to inform and obtain input
4. Utilize relationships with POA and resort leaders as conduits for detailed communications for unique needs in all subdivisions
5. Outline financial status for citizens to understand funding implications to support needed infrastructure improvements and/or expanded services identified in long-range plan, including potential tax and rate incremental increases
    a. Use annual Citizen's Forum to provide oral, visual and written overview of financial status and funding sources
    b. Imbed funding overview into Horseshoe Bay 101
    c. Provide lay term summary in local newspaper bi-annually
    d. Develop 'snapshot' summary accessible on city website

6. Problem solve with POAs and the Declarant (Horseshoe Bay Resort) in their efforts to maintain subdivision entries, safety and ambiance items (lighting, signage, etc.) and property code compliance reflective of the unique needs of their communities

Goal: Embrace a proactive advocacy presence with area, regional and state organizations to pursue protection and enrichment of lifestyle needs

1. Strengthen expressed concerns/needs to the benefit of the City of Horseshoe Bay and the quality of life expectations of the citizenry through proactive communication and advocacy with:

a. CAPCOG (Capital Area Planning Council of Governments)
b. Commissioners Court in Burnet and Llano Counties
c. TxDOT (Texas Department of Transportation)
d. LCRA (Lower Colorado River Authority)
e. Area Universities (community education options)
f. Municipal leaders in surrounding cities
g. State organizations supportive of Texas Municipalities

The City of Horseshoe Bay
Comprehensive Long-Range Plan (Updated 2016)

IMPLEMENTATION GUIDE

Goal: Ensure high quality broadband internet access to support the professional and social needs of all citizens.

Action Item	Start Date/Timeline	Fund Source	Responsible Party
1. Establish a Municipal Broadband Advisory Committee (MBAC) drawn from local high level talent in the field and regional resources to explore potential service options a. Inventory existing internet coverage and assets within the city's internal services and the community at large b. Explore potential partnerships to ensure high speed internet services with flexibility for growth c. Present a recommendation to the city council for consideration to provide increased broadband internet	Appoint committee – December 2016 Committee Start date – January 2017	N/A	City Council MBAC members (action items a., b., and c.)
2. Leverage regional, state, and industry relationships and identify feasibility options for increased broadband internet services	Concurrent with Municipal Broadband Advisory Committee	N/A	Mayor City Staff

Goal: Update land use plan for commercial, residential, and open space

Action Item	Start Date/Timeline	Fund Source	Responsible Party
1. Update land use map reflecting desired land use development based on current zoning and LRPAC recommendations	November 2016	(staff time)	Development Services Director
2. Further deepen training of Planning and Zoning Committee	2016	N/A	Development Services Director
3. Identify areas with incompatible zoning that do not align with desired land use map plan	2017	N/A	Development Services Directorr
4. Continue to ensure current code enforcement standards are effective and are fully enforced, proactively monitoring and addressing deteriorating buildings	On-going 2016	General Fund	Code Enforcement Officer (CEO)
5. Develop transition plan to support the enforcement of all Architectural Compliance Committees' (ACC) requirements	2017	TBD	City Manager Dev Services Dir POA Presidents ACCs
6. Review existing Parks Plan to explore uses for recreational and historical preservation a. Explore shared park, hiking, and recreational development options b. Explore funding partnerships to support desired uses	2017/2018	Parks Budget	Parks Committee
7. Continue to research options for additional funding sources, proactively seeking grants, donor pledges, and partnerships	On-going	N/A	All city departments

Goal: Manage economic growth to reflect the unique nature of Horseshoe Bay and the preservation of the resort/retirement character of the community

Action Item	Start Date/Timeline	Fund Source	Responsible Party
1. Maintain an approach of controlled development that maintains a current lifestyle standard in business and residential properties	October 2016 – ongoing	N/A	City Council Planning & Zoning
2. Support the Horseshoe Bay Business Alliance efforts to sustain and expand existing businesses and services within the city	2017	General Fund	City Council
3. Facilitate focus of commercial development to align with land use map along high traffic corridors, preserving existing and future residential and recreational developments	2017	N/A	City Council
4. Advocate for safe and efficient traffic flow, including a continuous turn lane on Hwy. 2147 through to Hwy. 71	October 2016	N/A	Mayor City Council

Goal: Protect the Environmental Health and Integrity of the City of Horseshoe Bay and the surrounding areas which impact the quality of life for its citizens

Action Item	Start Date/Timeline	Fund Source	Responsible Party
1. Maintain Lake LBJ's environmental quality through cooperative agreements with TPWD (Texas Parks and Wildlife), TCEQ (Texas Commission on Environmental Quality), LCRA (Lower Colorado River Authority), Burnet and Llano County	Ongoing 2016	TBD	City Council City Manager
2. Continue to emphasize and strengthen proactive actions for Water Drainage Management a. Expand education tied to zoning approval regarding residential and commercial drainage management requirements b. Evaluate the need for a drainage ordinance at the city level	2017	General Fund	City Manager Development Services Director
3. Support the health of heritage trees and native landscaping a. Conduct annual reviews of city-wide vegetative health b. Develop partnerships with POAs, park program, agricultural extension agents, and citizen groups to monitor and support landscaping health c. Evaluate the need for a tree ordinance at the city level	2017-2018	TBD	City Manager
4. Evaluate the need for curb-side recycling, in addition to existing central community recycling center	2017	TBD	City Manager
5. Expand current educational guidance to businesses and residents on preservation and maintenance practices for water, landscaping, water conservation and vegetation protection	2017	General Fund	Director of Utilities

Goal: Outline a communication plan for external and internal purposes that inform and showcase the City of Horseshoe Bay's commitment to quality of life

Action Item	Start Date/Timeline	Fund Source	Responsible Party
1. Publicize the existing inventory of information access options, including NOTIFY ME, CODE RED, and over ten other tools (website, publications, social networks, etc.) for input by citizens and dissemination of topic specific information	Annually	General Fund	City Manager
2. Implement a Horseshoe Bay 101 Citizens Academy to develop city wide depth of knowledge of city functions	November 2016 Semi-Annually	General Fund	City Manager
3. Conduct annual citizen forums to inform and obtain input	2017	N/A	Mayor
4. Utilize relationships with POA and resort leaders as conduits for detailed communications for unique needs in all subdivisions	2017 on-going	N/A	Mayor
5. Outline financial status for citizens to understand funding implications to support needed infrastructure improvements and/or expanded services identified in long-range plan, including potential tax and rate incremental increases a. Use annual Citizen's Forum to provide oral, visual and written overview of financial status and funding sources b. Imbed funding overview into Horseshoe Bay 101 c. Provide lay term summary in local newspaper bi-annually d. Develop 'snapshot' summary accessible on city website	2017 Annually	N/A	Director of Finances City Manager Mayor
6. Problem solve with POAs and the Declarant (Horseshoe Bay Resort) in their efforts to maintain subdivision entries, safety and ambiance items (lighting, signage, etc.) and property code compliance reflective of the unique needs of their communities	January 2017 Quarterly	N/A	Mayor POA Presidents City Manager Declarant

Goal: Embrace a proactive advocacy presence with area, regional and state organizations to pursue protection and enrichment of lifestyle needs

Action Item	Timeline	Fund Source	Responsible Party
1. Strengthen expressed concerns/needs to the benefit of the City of Horseshoe Bay and the quality of life expectations of the citizenry through proactive communication and advocacy with:	2017 On-going	N/A	Mayor City Council
a. CAPCOG (Capital Area Planning Council of Governments)			Council Member Reagan Lambert
b. Commissioners Court in Burnet and Llano Counties			Mayor City Council
c. TxDOT (Texas Department of Transportation			City Manager
d. LCRA (Lower Colorado River Authority)			City Manager
e. Area Universities (community education options)			City Council
f. Municipal leaders in surrounding cities			City Council City Manager
g. State organizations supportive of Texas Municipalities			City Council City Manager

To: Eric Winter

September18, 2016

After re-reading all the material provided by the LRPC, I have several questions and some observations. My questions and observations are based solely on my own impressions. On balance, the accomplishment of the LRPC Committee and their published material is a significant, well done piece of work.

CITY OF HORSESHOE BAY, TEXAS COMPREHENSIVE PLAN UPDATE, 2016

Page 2: paragraph 1 ...Over 90% of the respondents indicated a need for better high speed internet. In the past several years we have had several attempts to accomplish this goal. A number of Horseshoe Bay people who had more than the required experience and skills to achieve this goal, were unsuccessful. I support the establishment of the "Technology Committee", but I also believe the potential barriers are significant, particularly the cost.

Page 5: paragraphs 2-3 ...I accept that the use of ERI data is an excellent source of information for estimating annual residential growth. My question is whether we utilized other sources to compare to ERI. For example, the Marble Falls Public School District develops a strong demographic data base on a frequent basis for this area.l

Page10: paragraph 1 ...Is the scope of the Gregg Ranch near the new hospital in a "planning and development" stage or is it still in a stage of "here's what we think we will do".

Page 22: paragraphs 3-4 ... supporting senior housing plans. Based on the average age in Horseshoe Bay we should pursue this because there is a strong market for options enabling people to stay here. As stated in paragraph 4, this would be a potential item for the Economic Committee. I hope we can get sufficient support from the citizens of the area.

Page 30: paragraph 3 ...potable water. Considering and taking actions to provide options for one or more alternatives for our water supply should be a higher priority than where it is listed today.

Page 32: paragraph 4 ... I believe the goal for efficient recycling and waste management services is desirable, however the cost for this service may be prohibitive but it should be pursued.

EXECUTIVE SUMMARY

Page 4: paragraph 2 ...Land use goals. The goals set forth in this area are significant but doable. This is a good vision for the future of Horseshoe Bay.

Page 5: paragraph 2 ...these are challenging and worthy goals. In regard to working with TxDOT, you will find they are somewhat difficult to deal with on new projects. This is primarily a budget issue which

affects their whole organization of special work projects. The potential barriers listed elsewhere are accurate and will be difficult to overcome.

TECHNOLOGY/INTRASTRUCTURE GOALS

Review and update Zoning ordinances to meet community goals.

I believe this document is an excellent summary to understand the whole project. The process used is an example of how to achieve completion of the goals. The use of an action plan timeline, responsible priorities and a list of the barriers, stakeholder and partners, measures of success and potential funding needs are excellent tools. The process used is an example of how to proceed to completion of the goals.

It is interesting that 2 of the positions on the city staff will be quite busy. The Director of Services has 36 goals and the Director of Community Services has 32 goals. They will be very busy in the years ahead.

Wayne Anderson

Item # 14

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Eric W. Winter, Development Services Manager

RE: The City Council, Meeting as the Board of Adjustment, Will Conduct a Public Hearing, Discuss, Consider and Take Action Regarding: a. Request for a 10 Foot Variance in the 35 Foot Front Yard Setback Requirement for Lot 90 of Escondido Plat 1.1 to Allow Construction of a Single Family Residence Outside of the 100 Year Floodplain of Pecan Creek (100 Block of Encantada)

The owner is requesting a 10' Variance in the 35' front yard setback requirement of Sec. 14.02.411(b)(1)(A) to allow construction of a new single family residence outside of the 100 year floodplain of Pecan Creek. The property is located in Zone 9 Escondido, is classified R-1 Estate Single-Family Residential and is vacant.

The Board of Adjustment can only grant a Variance after holding a public hearing on the request and finding that:

1. There are special circumstances or conditions affecting the land involved such that the strict application of the provisions of this Ordinance would deprive the applicant of the reasonable use of the land. The applicant states that: "The lot slopes to a creek in the rear of the lot and we are trying to stay away from the 100 year floodplain." Staff has no issue with this.
2. The Variance is necessary for the preservation and enjoyment of a substantial property right of the applicant. The applicant states that: "If the house is located at the 35 foot front yard setback, the back of the house would be 20 feet in the air and over the 100 year floodplain." Staff has no issue with this.
3. Granting of the Variance will not be detrimental to the public health, safety or welfare, or injurious to other property within the area. The applicant states: "There is nobody behind or to the south that can be affected." Staff's review found that to be the case.
4. Granting of the Variance will not have the effect of preventing the orderly use of other land within the area in accordance with the provisions of this Ordinance. The applicant states: "The granting of the Variance will not have a detrimental effect on any lot because the amount of trees will not allow any additional view lines either way." Staff has no issue with this.
5. Granting of the Variance constitutes a minimal departure from this Ordinance. The applicant states: "Standard code for R-1 single family lots in other Zones is a 25 foot setback, and we are not asking for a setback less than standard." Staff has no issue with this.
6. The subject circumstances or conditions are not self-imposed, are not based solely on economic gain or loss, and do not generally affect most properties in the vicinity of the property. The applicant states: "The creek at the back of the lot has always been there, but there have been

adjustments to the location of the 100 year floodplain based on the recent floodplain study." Staff's review found that to be the case.

The Escondido Development Review Committee has approved the Variance. The required public notices were provided. Based on the above review, staff recommends approval of the attached Variance Approval Form.

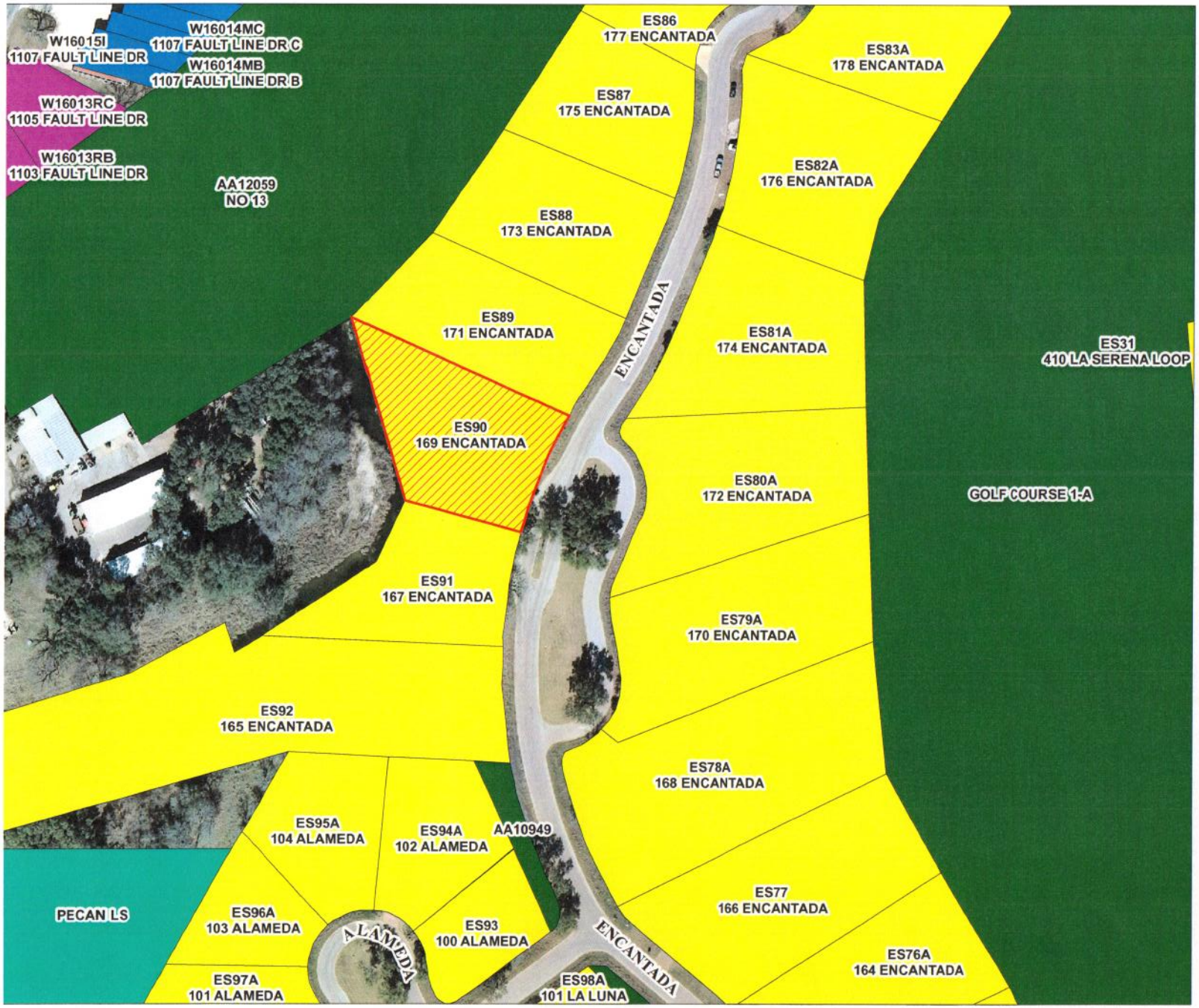
Enclosures: **Aerial Photo**
Zoning Map
Site Plan
Variance Approval Form

VARIANCE
LOT ES90
ENCANTADA

N

0 50 100 200 Feet

VARIANCE
LOT ES90
ENCANTADA



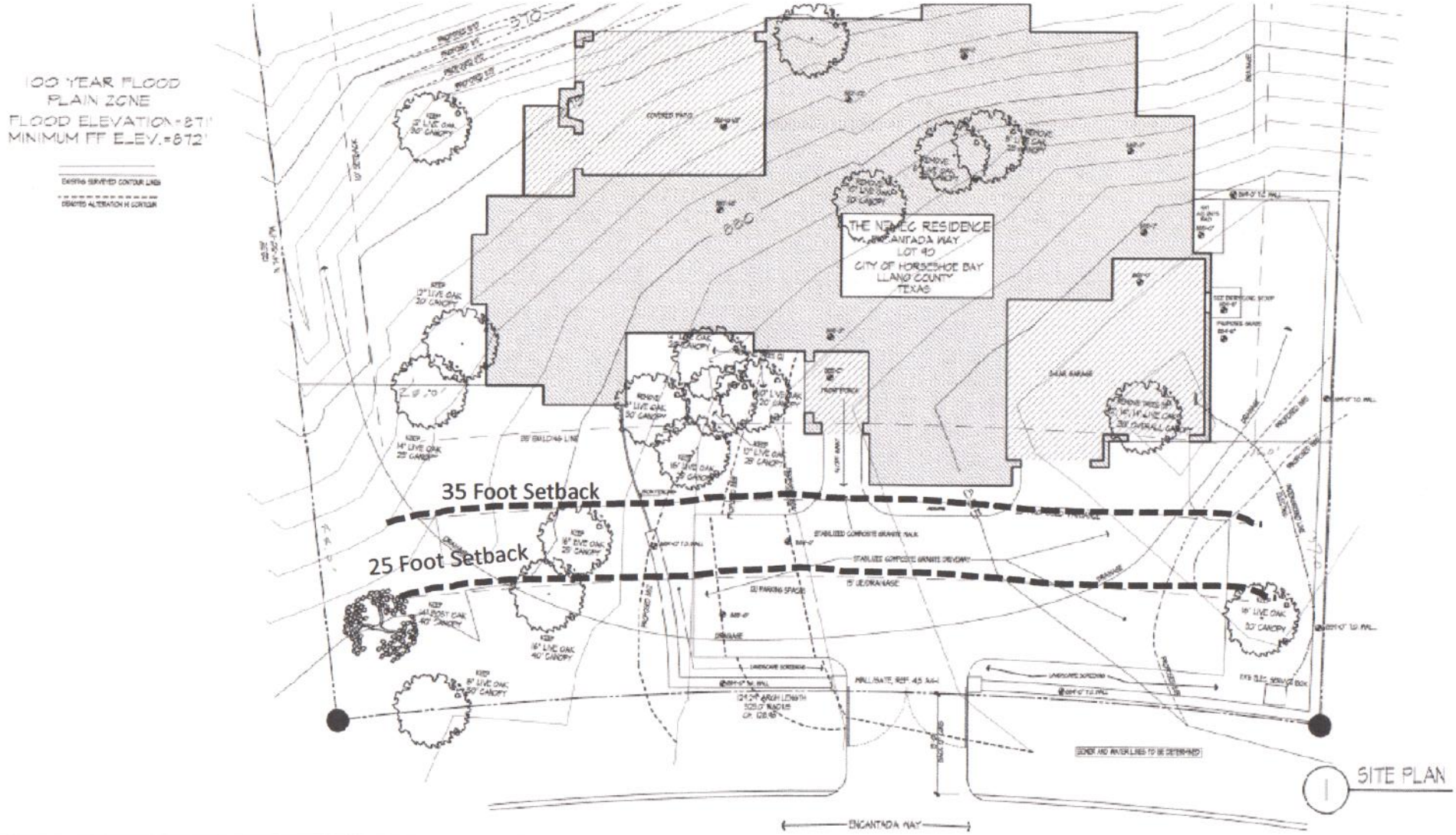
ZONING

- A1 RECREATION
- GUI INSTITUTIONAL, GOVT
- R1 SINGLE FAMILY RESIDENTIAL
- R2 DUPLEX
- R4 MULTI-FAMILY TOWNHOME

N

0 50 100 200 Feet

Variance Request Lot 90 Escondido
(100 Block of Encantada)



Escondido Final Design Review
EDRC Approved: 15 August 2016
Nic Holland, AIA

City of Horseshoe Bay Zoning Variance VA 2016-5

On the 18th day of October, 2016, the foregoing application of Benjamin and Amie Nemec for a Variance with regard to the property described in said application, known as Lot No. 90 of Escondido Plat No. 1.1 and the requested 10 foot Variance in the 35 foot front yard setback, was heard and considered by the City Council serving as the Board of Adjustment of Horseshoe Bay, Texas. Said application having been found to be in compliance with all other requirements of the City's Zoning Ordinance and a public hearing having been conducted, said application is hereby approved and the following findings are made and incorporated into the minutes of the meeting at which the 10 foot Variance from the 35 foot front yard setback of Section 14.02.411(b)(1)(A) was granted:

1. There are special circumstances or conditions affecting the land involved such that the strict application of the provisions of the City's Zoning Ordinance would deprive the applicant of the reasonable use of the land;
2. The variance is necessary for the preservation and enjoyment of a substantial property right of the applicant;
3. Granting of the variance will not be detrimental to the public health, safety or welfare, or injurious to other property within the area;
4. Granting of the variance will not have the effect of preventing the orderly use of other land within the area in accordance with the provisions of the Zoning Ordinance;
5. Granting of the variance constitutes a minimal departure from the Zoning Ordinance;
6. The subject circumstances or conditions are not self-imposed, based solely on economic gain or loss, or generally affect most properties in the vicinity of the property.

APPROVED on this, the 18th day of October, 2016 by a vote of the City Council of the City of Horseshoe Bay, Texas.

CITY OF HORSESHOE BAY, TEXAS

Stephen T. Jordan, Mayor

ATTEST:

Sheryl G. Pollard, Interim City Secretary

STATE OF TEXAS §

COUNTY OF LLANO §

The foregoing instrument was acknowledged before me this 18th day of October, 2016, by Stephen T. Jordan, known to me to be the Mayor of the City of Horseshoe Bay.

Seal

Bobbi Baird, Notary Public
My commission expires 07-29-2017

Item # 15

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Eric Winter, Development Services Manager

RE: Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9009 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.009. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)

This replat of one lot into two lots is located at the southeast end of the Uplift cul-de-sac in Horseshoe Bay West. The purpose of the replat is to create two lots in order to place a duplex with the common wall on the lot line between the two lots. The lot is vacant and is zoned R-4 Multi-Family Residential, which allows duplex residences. The other replat on this agenda is also for the same purpose, and both owners will be selling the replatted properties to Chet Allen of Gynergy who wants to show investors that he can develop viable projects in Horseshoe Bay.

Staff has determined this application to be administratively complete for forwarding to City Council for review. Don Sherman has been authorized by the owner of the property to act on his behalf.

A copy of an aerial photograph, a Zoning Map, the preliminary replat, the final replat, and the original plat with the lot highlighted are included in the Council's agenda packet. Original copies of the replat and all supporting information for this application are available for review in Development Services.

Enclosures:
- Aerial Photograph
- Zoning Map
- Preliminary Replat
- Final Replat
- Original Plat with Lot Highlighted
- Staff Review Comments

REPLAT OF LOT W9009
PLAT NO. W9.1
100 BLOCK OF UPLIFT
HORSESHOE BAY WEST

N

0 75 150 300 Feet

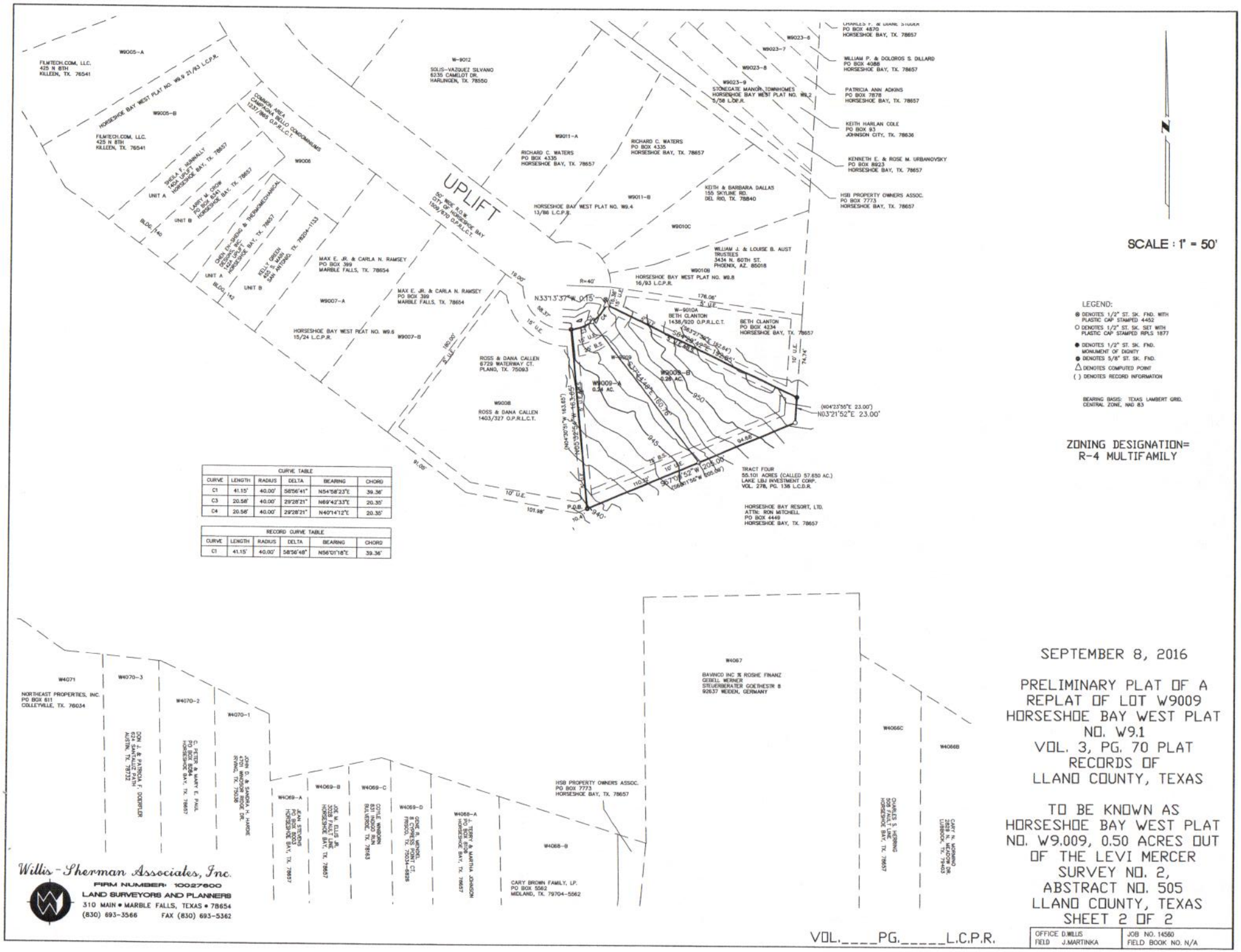
REPLAT OF LOT W9009
PLAT NO. W9.1
100 BLOCK OF UPLIFT
HORSESHOE BAY WEST

ZONING

- A1 RECREATION
- GUI INSTITUTIONAL, GOVT
- R1 SINGLE FAMILY RESIDENTIAL
- R4 MULTI-FAMILY TOWNHOME
- LOT W9009 UPLIFT

N

0 75 150 300 Feet



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	41.15'	40.00'	58°56'41"	N54°58'23"E	39.36'
C3	20.58'	40.00'	29°28'21"	N69°42'33"E	20.35'
C4	20.58'	40.00'	29°28'21"	N40°14'12"E	20.35'

RECORD CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	41.15'	40.00'	58°56'48"	N56°01'18"E	39.36'

SEPTEMBER 8, 2016

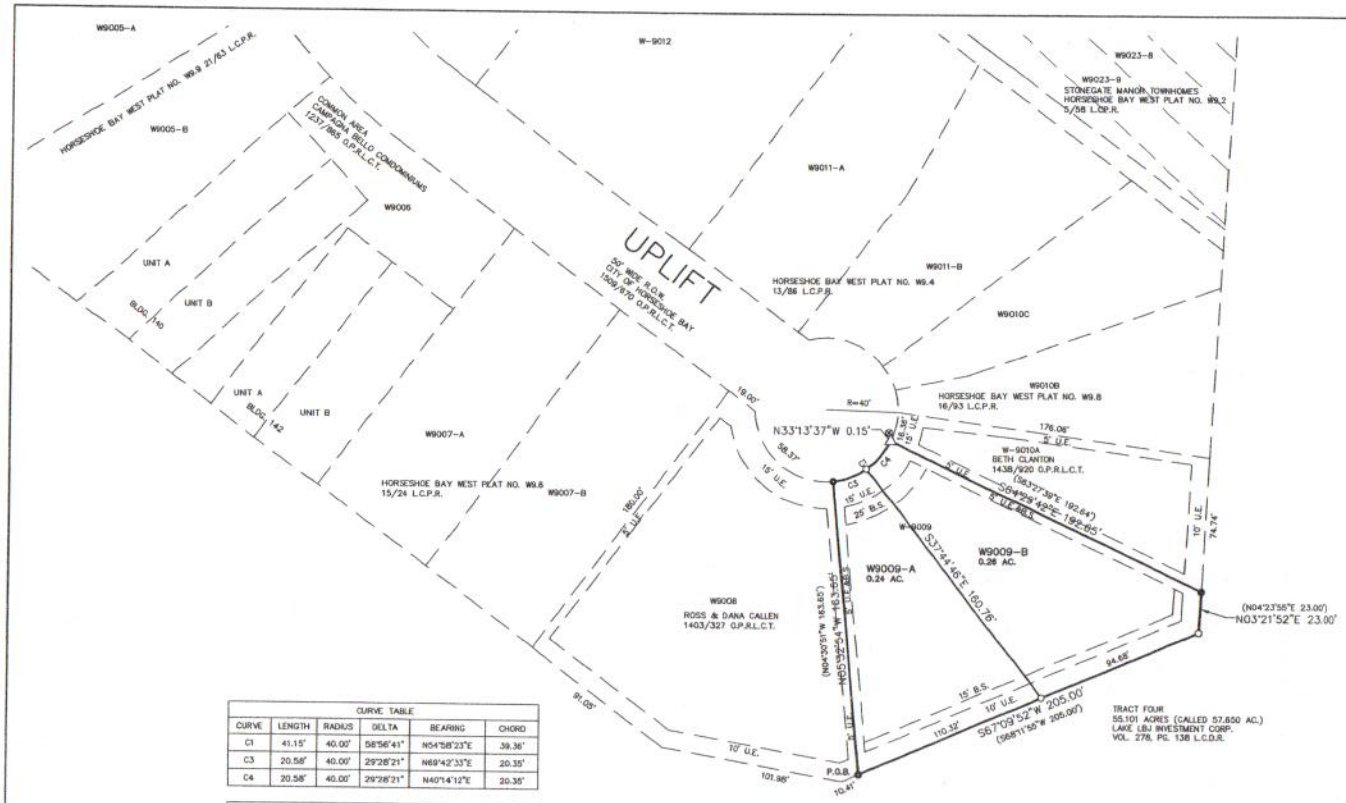
PRELIMINARY PLAT OF A
REPLAT OF LOT W9009
HORSESHOE BAY WEST PLAT
NO. W9.1
VOL. 3, PG. 70 PLAT
RECORDS OF
LLANO COUNTY, TEXAS

TO BE KNOWN AS
HORSESHOE BAY WEST PLAT
NO. W9.009, 0.50 ACRES OUT
OF THE LEVI MERCER
SURVEY NO. 2,
ABSTRACT NO. 505
LLANO COUNTY, TEXAS
SHEET 2 OF 2

Willis-Sherman Associates, Inc.
FIRM NUMBER: 10027600
LAND SURVEYORS AND PLANNERS
310 MAIN • MARBLE FALLS, TEXAS • 78654
(830) 693-3566 FAX (830) 693-5362

VOL.____PG._____L.C.P.R.

OFFICE D.WILLIS	JOB NO. 14560
FIELD J.MARTINKA	FIELD BOOK NO. N/A



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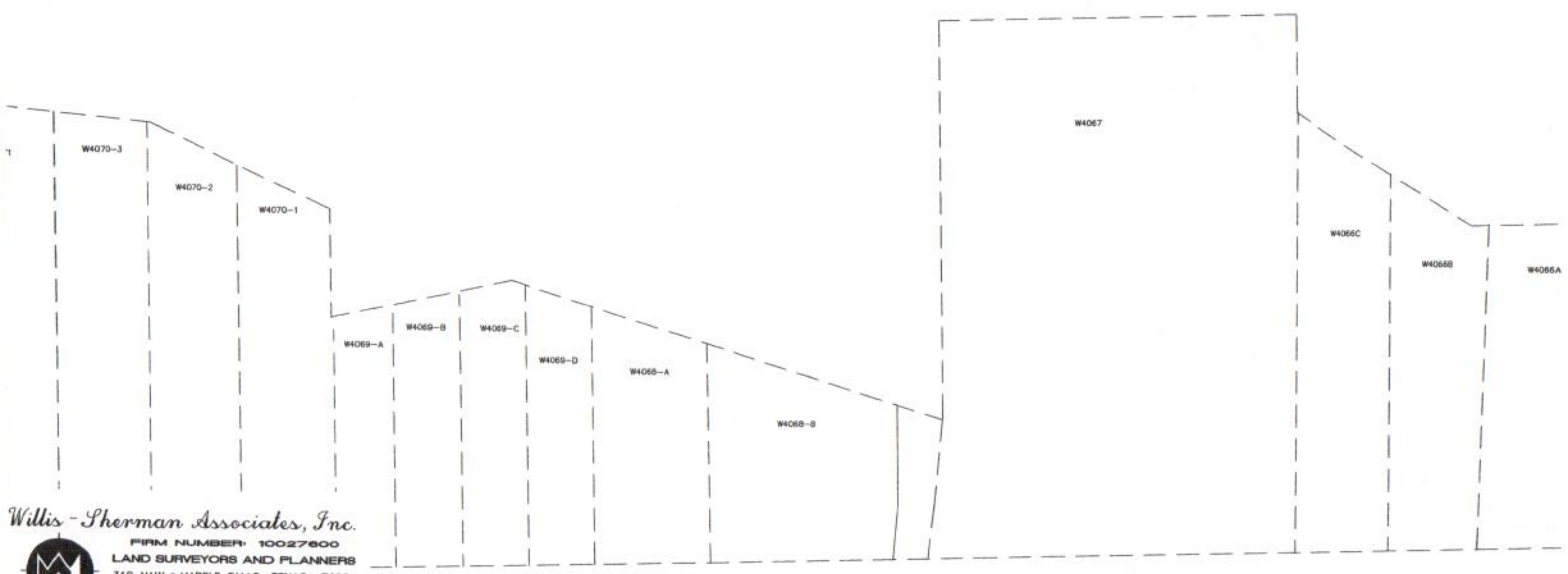
SCALE : 1" = 50'

LEGEND:

- ⊗ DENOTES 1/2" ST. SK. FND. WITH PLASTIC CAP STAMPED 4452
- ○ DENOTES 1/2" ST. SK. SET WITH PLASTIC CAP STAMPED RPLS 1877
- ● DENOTES 1/2" ST. SK. FND. MONUMENT OF DIGNITY
- ● DENOTES 5/8" ST. SK. FND.
- △ DENOTES COMPUTED POINT
- ( ) DENOTES RECORD INFORMATION

BEARING BASIS: TEXAS LAMBERT GRID, CENTRAL ZONE, NAD 83

ZONING DESIGNATION=
R-4 MULTIFAMILY



SEPTEMBER 8, 2016

HORSESHOE BAY WEST PLAT NO. W9.009, 0.50 ACRES OUT OF THE LEVI MERCER SURVEY NO. 2, ABSTRACT NO. 505 LLANO COUNTY, TEXAS

BEING A REPLAT OF LOT W9009 HORSESHOE BAY WEST PLAT NO. W9.1 VOL. 3, PG. 70 PLAT RECORDS OF LLANO COUNTY, TEXAS
SHEET 2 OF 2

Willis-Sherman Associates, Inc.
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VOL.____PG._____L.C.P.R.

OFFICE D.WILLIS FIELD J.MARTINKA	JOB NO. 14560 FIELD BOOK NO. N/A

STATE OF TEXAS
COUNTY OF LLANO

KNOW ALL MEN BY THESE PRESENTS:

That LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION, a corporation originated and existing under the laws of the State of Texas, acting herein by and through its duly authorized Vice President, Frank Dee King, does hereby subdivide 23.149 acres out of the Levi Mercer Survey No.2, and being out of that certain tract of land described in two deeds to Buena Vista Corporation of Beaumont and recorded in Volume 186, Page 210 and Volume 186, Page 241, of the Llano County Deed Records, Llano County Texas, does hereby adopt this map or plat of said subdivision to be known as HORSESHOE BAY WEST W9.1 and does hereby dedicate the streets and easements as shown hereon to the use of the public.

In witness whereof, the said LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION, aforesaid, has caused the presents to be signed by Frank Dee King, its said Vice President and its common seal to be hereunto affixed by its Secretary on this 10th day of May, A.D. 1972.

ATTEST:
Secretary

LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION
By Frank Dee King

STATE OF TEXAS
COUNTY OF LLANO

Before me the undersigned, a Notary Public in and for said County and State, on this day personally appeared Frank Dee King, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged that the same was for the act of said Corporation and that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated.

WITNESS MY HAND AND OFFICIAL SEAL this 9th day of May, A.D. 1972.

Notary Public in and for Llano County, Texas

STATE OF TEXAS
COUNTY OF LLANO

The attached Plat of a portion of the Levi Mercer Survey No.2 and being out of that certain tract of land described in two deeds to Buena Vista Corporation of Beaumont and recorded in Volume 186, Page 210 and Volume 186, Page 241, of the Llano County Deed Records, Llano County Texas, known as HORSESHOE BAY WEST W9.1 was found to comply with the Statutes and Laws of the State of Texas, and was approved for filing thereof in the Deed Records of Llano County, Texas.

TO CERTIFY WHICH, the undersigned, as County Judge of Llano County, Texas, this 14th day of May A.D. 1972.

ATTEST
COUNTY CLERK, LLANO COUNTY, TEXAS

COUNTY JUDGE, LLANO COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF LLANO

I, M. Dressler, County Clerk of County Court of said County, do hereby certify that the foregoing instrument with its Certificate of Authentication was filed for record on the 14 day of May A.D. 1972 at 4:20 o'clock P M, and was duly recorded this 14 day of May A.D. 1972 at 4:20 o'clock P M, in Volume 5, Page 70 of the Plat Records of Llano County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE this 14 day of May, A.D. 1972

COUNTY CLERK, LLANO COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF LLANO

I, F. L. Thompson, County Surveyor of Llano County, Texas, have checked the accompanying plat of HORSESHOE BAY WEST W9.1 and hereby affirm that it does meet all the requirements of Llano County Subdivision Regulations.

WITNESS MY HAND AND OFFICIAL SEAL this 14 day of MAY, A.D. 1972

COUNTY SURVEYOR, LLANO COUNTY, TEXAS

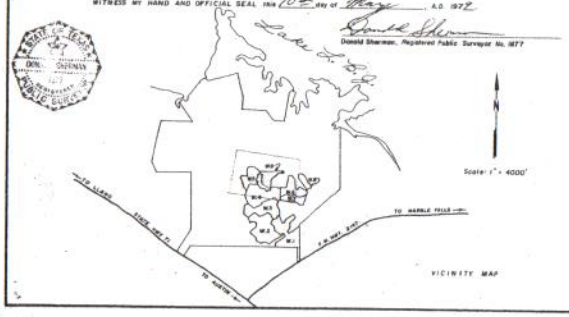
"This Plat has been filed under and pursuant to that certain Declaration ("Declaration") dated JULY 9, 1971, by LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION, a Texas Corporation, which Declaration is filed in Llano County under County Clerk's File Number 1629 and is recorded in the Records of Llano County, Texas; and is filed in Burnet County under County Clerk's File Number 2467 and is recorded in the Records of Burnet County, Texas, and all land included in and covered by this Plat is hereby committed to the Declaration, and all amendments thereto, which is incorporated herein and made a part hereof for all purposes."

STATE OF TEXAS
COUNTY OF BURNET

I, Donald Sherman, a Registered Public Surveyor in the State of Texas do hereby certify that this plat of HORSESHOE BAY WEST W9.1 was prepared from an actual survey made on the ground under my supervision, and that said plat is a true and correct representation of same as it located its component parts on the ground.

WITNESS MY HAND AND OFFICIAL SEAL this 10th day of May, A.D. 1972

Donald Sherman, Registered Public Surveyor No. 1877



Scale: 1" = 4000'

SCALE 1" = 100.0'

GRAPHIC SCALE

LEGEND
- Steel stake set
- Concrete monument
- P.C., P.T. & T.R.

ZONING DESIGNATION R-4

ALL OF THE LAND COVERED BY THIS PLAT IS SUBJECT TO AN ADDITIONAL DUES MAINTENANCE FEE EQUAL TO $127.00 PER LOT, TRACT, OR DWELLING UNIT THEREON, AND THE DOLLAR AMOUNT PER LOT, TRACT, OR DWELLING UNIT OF SAID FEE IS HEREBY ALLOCATED INITIALLY TO THE FOLLOWING FUNDS PROVIDED IN THE DECLARATION - $36.00 TO THE GOLF COURSE MAINTENANCE FUND; $36.00 TO THE PROPERTY OWNERS FUND; AND $1.00 TO THE ASSESSMENT FUND.

No.	Angle	Radius	Tangent	Arc	Chord
CC	300°00'00"	100.0'		523.60	
BB	255°31' 21"	40.0'		178.38	
AA	282°38'08"	40.0'		197.32	
F	12°45'00"	1516.33'	169.41'	337.43	336.73'
E	12°45'00"	1696.33'	180.59'	359.68	358.94'
D	47°36'09"	61.42'	27.09'	51.03'	49.57'
C	47°36'09"	111.42'	49.14'	92.57'	89.99'
B	53°00'30"	243.68'	119.18'	221.68'	214.12'
A	52°07'30"	293.68'	143.63'	267.17'	258.08'

HORSESHOE BAY WEST

PLAT NO. W-9.1
23.149 ACRES
OUT OF THE
LEVI MERCER SUR. NO. 2
LLANO COUNTY, TX.

October 18, 2016

RE: Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9009 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.009. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)

Staff Review Comments:

The following items need to be addressed before approval of both the preliminary replat and the final replat:

1. **Add: Gynergy, Inc. by - in front of W.V.Opfer under the line for the Owner's Signature; change: do to does in 3 places; eliminate: Minor in front of Replat on the 4th line; and eliminate: the lot number in front of W9009 on the 4th line of the Owner's Signature Block.**
2. **Provide: A separate date for Sam Tarbet's signature and a separate date for Ron Mitchell's signature; and replace: Gynergy, Inc. for the name of the owner in the 4th line of the Declarant Signature Block.**
3. **Eliminate: Approved by in front of the Development Services Director's signature line.**
4. **Change: The Mayor's name to Stephen T. Jordan and change: statues to statutes in the 2nd line of the Mayor's Signature Block.**
5. **Change: Note #6 to read – Lots W9009-A and W9009-B will each be assessed the normal annual assessment amount for a Lot in Horseshoe Bay West.**

Item # 16

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Eric Winter, Development Services Manager

RE: Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9013 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.013. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)

This replat of one lot into two lots is located on the northeast side of Uplift, the 3rd lot northwest of the Uplift cul-de-sac in Horseshoe Bay West. The purpose of the replat is to create two lots in order to place a duplex with the common wall on the lot line between the two lots. The lot is vacant and is zoned R-4 Multi-Family Residential, which allows duplex residences. The other replat on this agenda is also for the same purpose, and both owners will be selling the replatted properties to Chet Allen of Gynergy who wants to show investors that he can develop viable projects in Horseshoe Bay.

Staff has determined this application to be administratively complete for forwarding to City Council for review. Don Sherman has been authorized by the owner of the property to act on his behalf.

A copy of an aerial photograph, a Zoning Map, the preliminary replat, the final replat, and the original plat with the lot highlighted are included in the Council's agenda packet. Original copies of the replat and all supporting information for this application are available for review in Development Services.

Enclosures:
- Aerial Photograph
- Zoning Map
- Preliminary Replat
- Final Replat
- Original Plat with Lot Highlighted
- Staff Review Comments

REPLAT OF LOT W9013
PLAT NO. W9.1
100 BLOCK OF UPLIFT
HORSESHOE BAY WEST

N

0 65 130 260 Feet

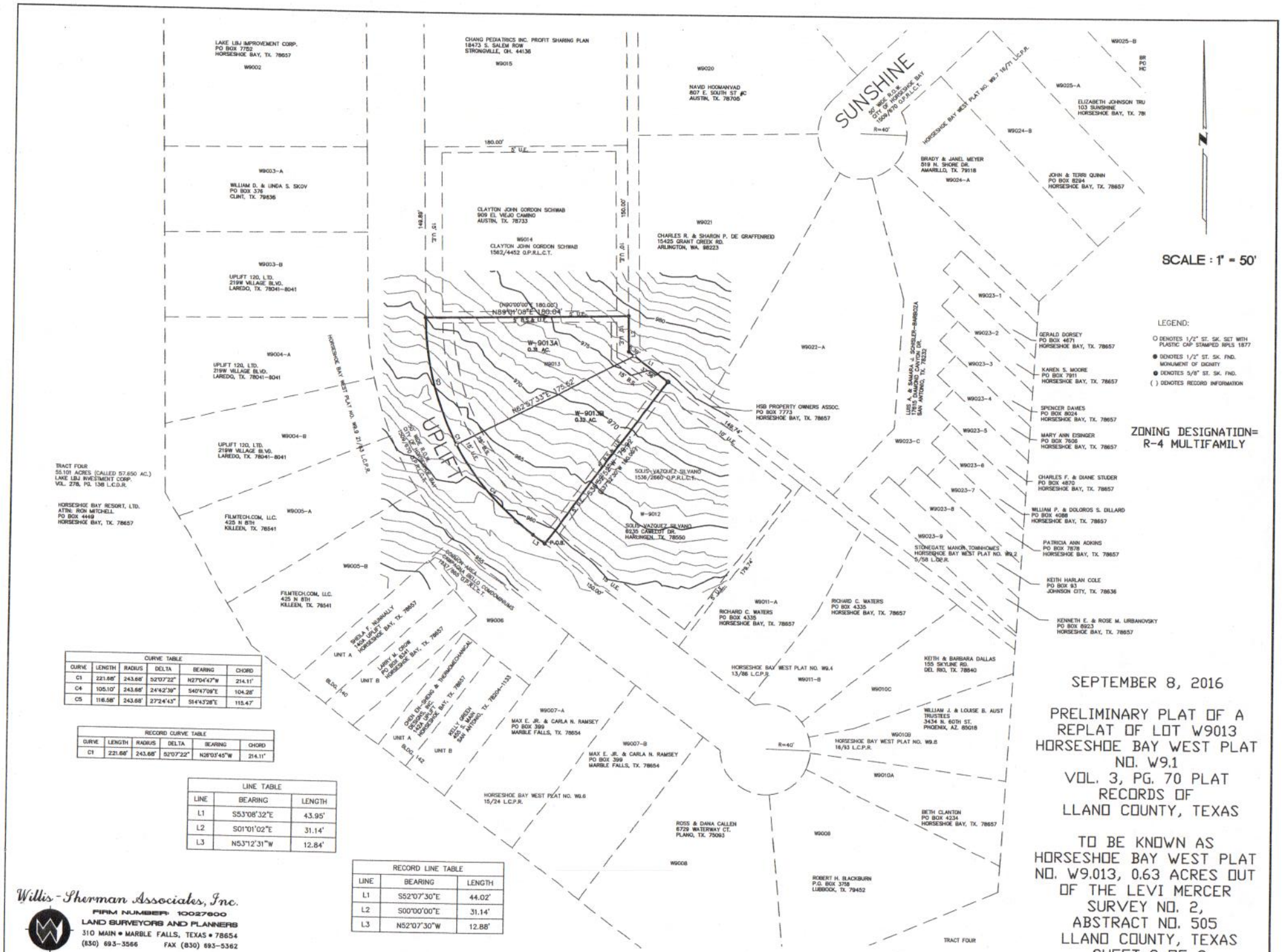
REPLAT OF LOT W9013
PLAT NO. W9.1
100 BLOCK OF UPLIFT
HORSESHOE BAY WEST

ZONING

- LOT W9013 UPLIFT
- A1 RECREATION
- GUI INSTITUTIONAL, GOVT
- R1 SINGLE FAMILY RESIDENTIAL
- R4 MULTI-FAMILY TOWNHOME

N

0 65 130 260 Feet



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	221.68'	243.68'	52°07'22"	N27°04'47"W	214.11'
C4	105.10'	243.68'	24°42'39"	S40°47'09"E	104.28'
C5	116.58'	243.68'	27°24'43"	S14°43'28"E	115.47'

RECORD CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	221.68'	243.68'	52°07'22"	N26°03'45"W	214.11'

LINE TABLE		
LINE	BEARING	LENGTH
L1	S53°08'32"E	43.95'
L2	S01°01'02"E	31.14'
L3	N53°12'31"W	12.84'

RECORD LINE TABLE		
LINE	BEARING	LENGTH
L1	S52°07'30"E	44.02'
L2	S00°00'00"E	31.14'
L3	N52°07'30"W	12.88'

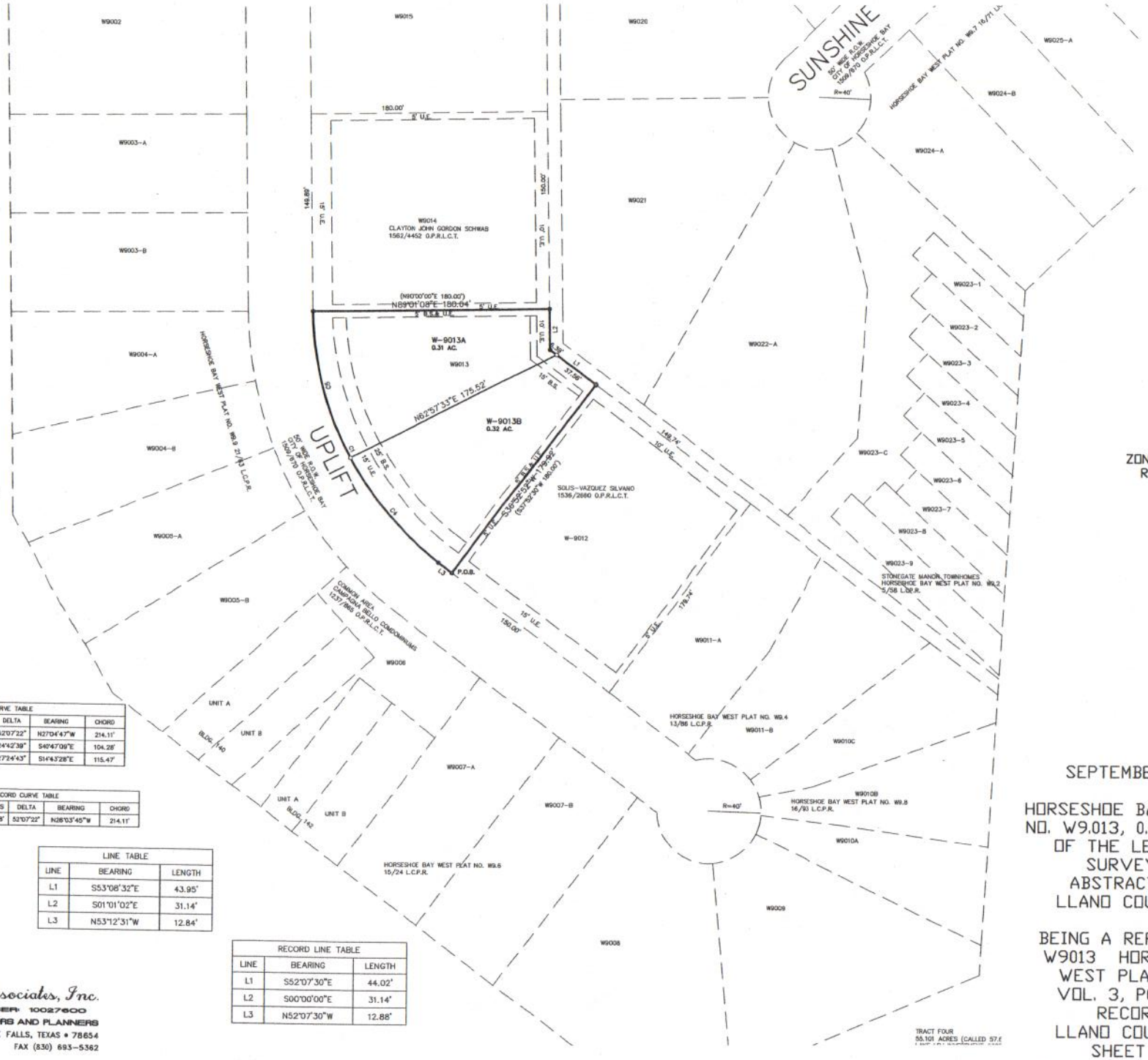
SEPTEMBER 8, 2016

PRELIMINARY PLAT OF A REPLAT OF LOT W9013 HORSESHOE BAY WEST PLAT NO. W9.1
VOL. 3, PG. 70 PLAT RECORDS OF LLANO COUNTY, TEXAS

TO BE KNOWN AS HORSESHOE BAY WEST PLAT NO. W9.013, 0.63 ACRES OUT OF THE LEVI MERCER SURVEY NO. 2, ABSTRACT NO. 505 LLANO COUNTY, TEXAS
SHEET 2 OF 2

Willis-Sherman Associates, Inc.
FIRM NUMBER: 10027600
LAND SURVEYORS AND PLANNERS
310 MAIN • MARBLE FALLS, TEXAS • 78654
(830) 693-3566 FAX (830) 693-5362

OFFICE B.WILLIS	JOB NO. 14561
FIELD J.MARTINKA	FIELD BOOK NO. N/A



SCALE : 1" = 50'

LEGEND:

- ○ DENOTES 1/2" ST. SK. SET WITH PLASTIC CAP STAMPED RPLS 1877
- ● DENOTES 1/2" ST. SK. FND. MONUMENT OF DIGNITY
- ● DENOTES 5/8" ST. SK. FND.
- ( ) DENOTES RECORD INFORMATION

ZONING DESIGNATION=
R-4 MULTIFAMILY

CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
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SEPTEMBER 8, 2016

HORSESHOE BAY WEST PLAT NO. W9.013, 0.63 ACRES OUT OF THE LEVI MERCER SURVEY NO. 2, ABSTRACT NO. 505 LLANO COUNTY, TEXAS

BEING A REPLAT OF LOT W9013 HORSESHOE BAY WEST PLAT NO. W9.1 VOL. 3, PG. 70 PLAT RECORDS OF LLANO COUNTY, TEXAS

SHEET 2 OF 2

Willis-Sherman Associates, Inc.
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VOL.____PG._____L.C.P.R.

OFFICE B.WILLIS	JOB NO. 14561
FIELD J.MARTINKA	FIELD BOOK NO. N/A

STATE OF TEXAS
COUNTY OF LLANO

KNOW ALL MEN BY THESE PRESENTS:

That LAKE LYNDON B JOHNSON IMPROVEMENT CORPORATION, a corporation originated and existing under the laws of the State of Texas, acting herein by and through its duly authorized Vice President, Frank Dan King, does hereby subdivide 23.149 acres out of the Levi Mercer Survey No.2, and being out of that certain tract of land described in two deeds to Buena Vista Corporation of Beaumont and recorded in Volume 186, Page 210 and Volume 186, Page 241, of the Llano County Deed Records, Llano County Texas, does hereby adopt this map or plat of said subdivision to be known as HORSESHOE BAY WEST W9.1 and does hereby dedicate the streets and easements as shown hereon to the use of the public.

In witness whereof, the said LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION, aforesaid, has caused the presents to be signed by Frank Dan King, its said Vice President and its common seal to be hereunto affixed by its Secretary on this 10th day of May, A.D. 1979.

ATTEST

LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION

By Frank Dan King

STATE OF TEXAS
COUNTY OF LLANO

Before me the undersigned, a Notary Public in and for said County and State, on this day personally appeared Frank Dan King, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged that the same was for the act of said Corporation and that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated.

WITNESS MY HAND AND OFFICIAL SEAL this 9th day of May, A.D. 1979.

Notary Public in and for Llano County, Texas

STATE OF TEXAS
COUNTY OF LLANO

The attached Plat of a portion of the Levi Mercer Survey No.2 and being out of that certain tract of land described in two deeds to Buena Vista Corporation of Beaumont and recorded in Volume 186, Page 210 and Volume 186, Page 241, of the Llano County Deed Records, Llano County Texas, known as HORSESHOE BAY WEST W9.1 was found to comply with the Statutes and Laws of the State of Texas, and was approved for filing thereof in the Deed Records of Llano County, Texas.

TO CERTIFY WHICH, the undersigned, as County Judge of Llano County, Texas, this 14th day of May A.D. 1979.

ATTEST

COUNTY CLERK, LLANO COUNTY, TEXAS

COUNTY JUDGE, LLANO COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF LLANO

I, HARAESGER, County Clerk of County Court of said County, do hereby certify that the foregoing instrument with its Certificate of Authentication was filed for record on the 14 day of May A.D. 1979 at 4:20 o'clock P M, and was duly recorded this 14 day of May A.D. 1979 at 4:20 o'clock P M, in Volume 3, Page 70 of the Plat Records of Llano County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE this 14 day of May A.D. 1979.

COUNTY CLERK, LLANO COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF LLANO

I, F.L. THOMPSON, County Surveyor of Llano County, Texas, have checked the accompanying plat of HORSESHOE BAY WEST W9.1 and hereby affirm that it does meet all the requirements of Llano County Subdivision Regulations.

WITNESS MY HAND AND OFFICIAL SEAL this 14 day of MAY, A.D. 1979

COUNTY SURVEYOR, LLANO COUNTY, TEXAS

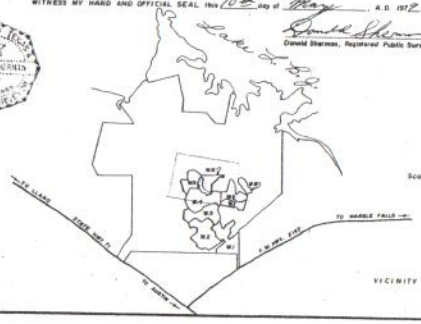
"This Plat has been filed under and pursuant to that certain Declaration ('Declaration') dated JULY 5, 1971, by LAKE LYNDON B. JOHNSON IMPROVEMENT CORPORATION, a Texas Corporation, which Declaration is filed in Llano County under County Clerk's File Number 1629 and is recorded in the Records of Llano County, Texas; and is filed in Burnet County under County Clerk's File Number 2467 and is recorded in the Records of Burnet County, Texas, and all land included in and covered by this Plat is hereby committed to the Declaration and all amendments thereto, which is incorporated herein and made a part hereof for all purposes."

STATE OF TEXAS
COUNTY OF BURNET

I, Donald Sherman, a Registered Public Surveyor on the State of Texas do hereby certify that this plat of HORSESHOE BAY WEST W9.1 was prepared from an actual survey made on the ground under my supervision, and that said plat is a true and correct representation of same as I located its component parts on the ground.

WITNESS MY HAND AND OFFICIAL SEAL this 10th day of May, A.D. 1979

Donald Sherman, Registered Public Surveyor No. 1877



Scale: 1" = 4000'

SCALE 1" = 100.0'

GRAPHIC SCALE

LEGEND
- Steel stake set
- Concrete monument
- P.C., P.T. & T.R.

ZONING DESIGNATION R-4

ALL OF THE LAND COVERED BY THIS PLAT IS SUBJECT TO AN ADDITIONAL BASE MAINTENANCE FEE EQUAL TO $187.50 PER LOT, TRACT, OR DWELLING UNIT THEREON, AND THE DOLLAR AMOUNT PER LOT, TRACT, OR DWELLING UNIT OF AND FEE IS HEREBY ALLOCATED INITIALLY TO THE FOLLOWING FUNDS PROVIDED IN THE DECLARATION: $18.00 TO THE GOLF COURSE MAINTENANCE FUND, $18.00 TO THE PROPERTY OWNERS FUND, AND $1.00 TO THE ASSESSMENT FUND.

CC	300°00'00"	100.0'		523.60'	
BB	250°51' 21"	40.0'		176.39'	
AA	282°35' 08"	40.0'		197.32'	
F	12°45' 00"	1516.33'	169.41'	337.43'	336.73'
E	12°45' 00"	1686.33'	180.59'	359.69'	358.94'
D	47°36' 09"	61.42'	27.09'	51.03'	49.57'
C	47°36' 09"	111.42'	49.14'	92.57'	89.93'
B	52°07' 30"	243.68'	119.18'	221.68'	214.12'
A	52°07' 30"	293.68'	143.63'	267.17'	258.08'
No	Angle	Radius	Tangent	Arc	Chord

HORSESHOE BAY WEST

PLAT NO. W-9.1

23.149 ACRES

OUT OF THE

LEVI MERCER SUR. NO. 2

LLANO COUNTY, TX.

October 18, 2016

RE: Public Hearing, Discuss, Consider and Take Action Regarding Approval of the Preliminary and Final Plat of a Replat of Lot W9013 of Horseshoe Bay West, Plat No. W9.1, to be Known as Horseshoe Bay West, Plat No. W9.013. The purpose of the Replat of this lot Zoned R-4 Multi-Family Residential is to Divide the lot in two Allowing for a Common Wall Duplex to be Built With the Common Wall Being on the Dividing Line of the two lots (100 Block of Uplift)

Staff Review Comments:

The following items need to be addressed before approval of both the preliminary replat and the final replat:

1. **Add: Gynergy, Inc. by - in front of W.V.Opfer under the line for the Owner's Signature; change: do to does in 3 places in the Owner's Signature Block.**
2. **Provide: A separate date for Sam Tarbet's signature and a separate date for Ron Mitchell's signature; and replace: Gynergy, Inc. for the name of the owner in the 4th line of the Declarant Signature Block.**
3. **Eliminate: Approved by in front of the Development Services Director's signature line.**
4. **Change: The Mayor's name to Stephen T. Jordan and change: statues to statutes in the 2nd line of the Mayor's Signature Block.**
5. **Change: Note #6 to read – Lots W9013-A and W9013-B will each be assessed the normal annual assessment amount for a Lot in Horseshoe Bay West.**

Item # 17

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan Farmer, City Manager

From: Eric W. Winter, Development Services Manager

Re: Request for Three Variances From the Sign Ordinance to Allow Replacement of Sign Faces on an Existing Legal Non-Conforming Monument Sign Requested by First United Bank. The Variances are to: a. Allow new Signage on the Existing Non-Conforming Sign; 2. For a 2 Foot Variance in the 6 Foot Maximum Height Requirement; and c. For a 7 Foot Variance in the 5½ Foot Maximum Width Requirement for a Permanent Commercial Monument Sign at American Bank (6905 FM 2147)

This request is for the City Council to grant three Variances, all to allow replacement of sign faces on the existing non-conforming monument sign at American Bank. The 3 Variances are:

1. To allow new signage on the existing legal non-conforming sign;
2. For a 2 foot variance in the 6 foot maximum height requirement; and
3. For a 7 foot variance in the 5½ foot maximum width requirement.

The City Council may grant a Variance upon affirmative written findings as to the following elements:

(A) The unusual shape or topography of the property in question or some other significant factor prevents signage allowable under the provisions of this Ordinance from adequately identifying the business or other activity located on the subject property. The applicant states: "Replacing existing signage." Staff found this to be the case.

(B) The Variance is not contrary to the public interest. The applicant states: "No – replacing existing signage." Staff found this to be the case.

(C) Due to special conditions, a literal enforcement of the Ordinance would result in unnecessary hardship. Ordinarily, hardship that is self-induced or that is common to other similarly classified properties will not satisfy this requirement. Financial or economic hardship alone will not ordinarily satisfy this requirement. The applicant states: This is an existing location going through a name change. We are proposing sign face replacements that are 35 sq. ft. less than the existing signage, and 10 sq. ft. less than what the Sign Ordinance allows. Staff found that the locations of the proposed sign faces are on the monument sign on the property, which is currently a legal non-conforming sign.

(D) The spirit and purpose of the Ordinance will be observed and the design guidelines set forth in this Ordinance are substantially met and substantial justice will be done. The applicant states "We are matching the existing specifications of what you require." Staff determined that the size, type and color of the signs are in keeping with the design theme for Horseshoe Bay signage.

The Horseshoe Bay Architectural Control Committee has approved the replacement signs. Staff is not aware of any objections to this request. Based on the above analysis, staff recommends approval of the three Variances.

Enclosures: Copy of Proposed Sign Design

2.5" deep aluminum reverse channel letters
w/ White LED lighting

5"

APPROVED
HORSESHOE BAY
ARCHITECTURAL COMMITTEE
By [signature] 9/18/16

East elevation

Item # 18

CITY OF HORSESHOE BAY

OCTOBER 18, 2016

To: Mayor and City Council

Thru: Stan R. Farmer, City Manager

From: Eric Winter, Development Services Manager

RE: Discuss, Consider and Take Action Regarding Resolution to Direct City Prosecutor to File Petition with Municipal Court for Repair, Demolition and/or Removal of Substandard Structures at 312 and 316 Nattie Woods

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This case has been given many building repermits, including the final repermit which expired on 9/11/16. A Stop Work Order has been issued on both properties based on the expired repermits. Under the current Substandard Building Ordinance, a public hearing before Council is not required, and the Council's primary role is to determine if there is sufficient documentation provided to warrant requesting that Municipal Court issue an Order for Repair/Demolition/Removal for the two buildings. The City Attorney/Prosecutor and City staff will work together to provide all of the notices and other documentation required to complete this process.

The structures being requested for repair/demolition/removal are the two single family residences at 312 and 316 Nattie Woods owned by Fred Battah and Timeless Texas Investments, respectively and are being constructed by SBDS Development, LLC (Doug Jaffe, III). The following is a history of the inspections at both houses:

<u>312 Nattie Woods</u>

1. 4/27/16 Final pool inspection at 312 Nattie Woods - Reinspection required.
2. 4/26/16 Plumbing rough reinspection at 312 Nattie Woods – Reinspection required.
3. 3/22/16 Plumber counsel meeting with ATS Building Inspector on two houses built without inspections.

<u>316 Nattie Woods</u>

1. 8/30/16 Final plumbing inspection – Failed.
2. 8/5/16 Final reinspection – Failed.
3. 4/27/16 Final inspection – Reinspection required.
4. 4/8/16 Plumbing topout inspection – Passed.

The City's Building Inspector on his final inspection report for 316 Nattie Woods (which also applies to 312), requested that an engineer provide a report which must reflect that all previous stages on the house are ok to sign off on, and that the City would accept the engineer's passed final inspection in place of the City final inspection. Mr. Jaffe was made aware of this by e-mail and responded by e-mail that the cost for an engineer to do the inspection, which included tearing

open several walls and ceilings, in order to sign off would be over $17,000, and said if that is what the City wanted, he would do it.

The fact that the required engineering reports for the final inspections for both houses were not received prior to the expiration of the final building Repermits serves as the basis for the recommendation for Council to direct the City Prosecutor to file a petition in Municipal Court for an Order for Repair/Demolition/Removal.

A copy of a Resolution directing the City Prosecutor/Attorney to file a Petition with Municipal Court, and a copy of the Petition are attached. Based on the expiration of the final repermits without engineering inspection sign offs, only one ATS approved inspection and the lack of cooperation by the contractor, staff recommends that the City Council approve the Resolution to direct the City Prosecutor to file the Petition in Municipal Court for Orders for Repair/Demolition/Removal for 312 and 316 Nattie Woods.

Enclosures: Resolution
Petition

CITY OF HORSESHOE BAY

RESOLUTION NO. RES _____

CITY COUNCIL DIRECTION TO CITY ATTORNEY/PROSECUTOR

A RESOLUTION OF THE CITY OF HORSESHOE BAY, TEXAS, DIRECTING CITY ATTORNEY/PROSECUTOR TO INITIATE A PETITION IN THE MUNICIPAL COURT OF HORSESHOE BAY REGARDING TWO SUBSTANDARD BUILDINGS

WHEREAS, the City Council of Horseshoe Bay ("City Council") seeks to promote the health, safety and general welfare of the community by preventing death, injury and property damage within the City of Horseshoe Bay ("City") limits; and

WHEREAS, the City Council seeks to protect property values within the City limits; and

WHEREAS, the City Council finds that substandard buildings or structures pose aesthetic harm to the City; and

WHEREAS, pursuant to Texas Local Government Code section 214.001, the City Council has authority to regulate substandard buildings or structures;

WHEREAS, pursuant to Texas Local Government Code section 214.002, the City Council has authority to petition Municipal Court No. 1 to order the repair, removal, or demolition of a substandard building and to repair, remove, or demolish a substandard building and assess such costs against the property; and

WHEREAS, the City has adopted and enacted Ordinance No.13-12-10B regulating Substandard Buildings as Article 3.04 Substandard Buildings of the City Code of Ordinances.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS:

1. The Building Official for the City has information regarding a number of inspections of the two buildings located on Lots No. 158 and 159 of Summit Rock Pod 12, Llano County, Texas, also known as 312 and 316 Nattie Woods, within the confines of the City. The following specific violations have been noted and are in need of immediate abatement:

A. The two buildings were constructed or maintained in violation of any provision of the City's building codes, fire code or any other applicable ordinance or law of the City, county, state, or federal government.

B. The two buildings are hazardous to the welfare of the community because they contains other premises defects that may be hazardous, are or may become attractive nuisances as that term is defined by law, or are aesthetic eyesores that may denigrate surrounding property values.

2. The Building Official came before the City Council on the 18th day of October, 2016 to present his findings regarding the violations. In accordance with the procedures outlined in Article 3.04, the Substandard Buildings Ordinance, the City Council adopts this Resolution directing the City Attorney/Prosecutor to prepare and file a civil petition before the Municipal Court for the City requesting an Order for Repair/Demolition/Removal for the two buildings.

3. City Council directs City Attorney/Prosecutor to seek a hearing in the manner outlined by Article 3.04, the Substandard Buildings Ordinance, after filing the Petition so that relevant evidence of the violations found may be presented to the Court. Furthermore, City Attorney/ Prosecutor is hereby directed to seek a Court Order declaring the relevant buildings as substandard and further seeking an order requiring repair/demolition/removal in a timely manner by the owner, and/or lessee, or by the City, as required, with liens filed on the properties as allowed by law for reimbursement.

ADOPTED AND APPROVED on this 18th day of October, 2016 by a vote of the City Council of the City of Horseshoe Bay, Texas.

CITY OF HORSESHOE BAY, TEXAS

_____

Stephen T. Jordan, Mayor

ATTEST:

_____

Sheryl G. Pollard, Interim City Secretary

No. _____

CITY OF HORSESHOE BAY, Plaintiff,	§ § §	IN THE CITY OF HORSESHOE BAY
VS.	§	MUNICIPAL COURT OF RECORD NO. 1
FRED BATTAH AND TIMELESS TEXAS INVESTMENTS, LLC OWNERS OF LOTS NO. 158 AND 159 OF SUMMIT ROCK POD 12 312 AND 316 NATTIE WOODS Defendants	§ § § § § §	§ LLANO COUNTY, TEXAS

PETITION REGARDING UNSAFE BUILDING

AND NOTICE OF PUBLIC HEARING

Pursuant to Article 3.04 Substandard Buildings, Sec. 3.04.05 Subsection (b) of the Code of Ordinances, City of Horseshoe Bay and Section 214.001 of the Local Government Code, the City of Horseshoe Bay files this Unsafe Building Petition and Notice of Public Hearing and would respectfully show unto the Court the following:

I. FACTS

1. Two incomplete residential buildings which have not passed the minimum inspections required to ensure that they have been constructed to meet the health and safety requirements of the 2012 International Residential Code as required to be issued Certificates of Occupancy on the properties located on **Lots No. 158 and 159 of Summit Rock Pod 12, Llano County, Texas, also known as 312 and 316 Nattie Woods, Horseshoe Bay, Texas 78657** (hereinafter "Buildings" or "Properties"). Upon information and belief, said Properties are owned by **Fred Ballah,** whose known address is **4310 W. Ave., San Antonio, TX 78213** and **Timeless Texas Investments, LLC**, whose known address is **15 Palace Place, San Antonio, TX 78248**, respectively.

2. Both Buildings are believed to violate the minimum standards of Article 3.04 Substandard Buildings of the Code of Ordinances, City of Horseshoe Bay, Section 3.04.008(b), Subsections (2) and (13) as copied below:

a. The buildings have been constructed on the lots in violation of Ordinance No. 16-03-15C and violates ARTICLE 3.04 SUBSTANDARD BUILDINGS Sec 3.04.008(b)(2):
(2) The Building was constructed or maintained in violation of any provision of the City's building codes, fire code or any other applicable ordinance or law of the City, county, state, or federal government.

b. The structure being on the property is an eye sore that denigrates property values and is in violation of ARTICLE 3.04 SUBSTANDARD BUILDINGS Sec 3.04.008(b)(13):
(13) The Building is hazardous to the welfare of the community because it contains other premises defects that may be hazardous, is or may become an attractive nuisance as that term is defined by law, or is an aesthetic eyesore that may denigrate surrounding property values.

II. REQUEST FOR ORDER FOR REPAIR/DEMOLITION/REMOVAL

The City Council of Horseshoe Bay requests that this Court order the Buildings be repaired/demolished/removed by the owners and any other person having an interest in the Properties within thirty (30) days, and if not repaired/demolished/removed within that time, then the City be given access to the property to contract to have the repairs/demolitions/removals made and file liens against the Properties for repayment. The City of Horseshoe Bay further requests that, if said persons fail to abide by the Order of this Court within the allotted time, then, the City of Horseshoe Bay, through its agents and contractors, is authorized to: (1) enter the Properties to inspect, photograph, and measure the Properties for purposes of documentation; (2) repair/demolish/remove the Buildings on the Properties so as to meet all applicable regulations and standards of the City; and (3) place liens on the Properties where allowed by law for the City's incurred expenses.

Respectfully submitted,

MUNICIPAL COURT PROSECUTOR
CITY OF HORSESHOE BAY, TEXAS

By: _____
Eddie Arredondo
Municipal Court Prosecutor
State Bar No. 00790241

1 Community Drive
Horseshoe Bay, Texas 78657
Tel. 512-756-5476
Fax 512-756-9290

III. NOTICE OF PUBLIC HEARING

A public hearing will be held in the Horseshoe Bay Municipal Court of Record No. 1 at 1 Community Drive, Horseshoe Bay, Texas 78657 on the 14th day of December, 2016 at 5:00 p.m., to determine whether the aforementioned buildings on the properties identified above should be repaired/demolished/removed. At this hearing, each owner or other persons having an interest in the Property will be required to submit proof of how they will repair/demolish/remove the buildings to comply with the ordinances mentioned in this petition and the time it will take to reasonably perform the work.

IV. NOTICE TO SUBSEQUENT GRANTEES, LIENHOLDERS, LESSEES OR TRANSFEREES

Pursuant to Article 3.04 Substandard Buildings of the Code of Ordinances, City of Horseshoe Bay, and Section 214.001 of the Local Government Code, notice is hereby given that the filing of this notice of hearing is binding on subsequent grantees, lien holders, or other transferees of an interest in the property or structure who acquire such interest after the filing of this notice, and constitutes notice of the hearing on any subsequent recipient of any interest in the property who acquires such an interest after the filing of this notice.