

CITY OF HORSESHOE BAY
CITY COUNCIL MEETING
MINUTES

The City Council of the City of Horseshoe Bay held a Public Meeting at City Hall August 30, 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: Johnny White, Senior Pastor 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: There were no public comments.
5. Conduct First Public Hearing Regarding Proposed 2016 Ad Valorem Tax Rate: City Finance Director Larry Anderson explained State Law requires that when the proposed ad valorem tax rate exceeds the effective tax rate that the governing body holds two public hearing before adopting the tax rate. The City's proposed 2016 tax rate of \$0.26 per \$100 of taxable valuation exceeds the effective tax rate of \$0.23734. The proposed rate is \$0.01 higher than last year's adopted tax rate. Mr. Anderson further explained this was the City's proposed rate and not necessarily what the Council would adopt, it was simply the highest rate they could adopt and the Council could adopt a lower rate. Mayor Jordan convened the public hearing at 3.07 p.m. and asked if there was anyone that would like to speak. Mike Riley stated there were approximately 80 homes currently that had received building permits and that would drive a lot of revenue, so why would the City potentially have a tax increase while having 80 more homes to tax. Mr. Anderson explained that only property on the tax roll as

of January 1, 2016 would be eligible to be taxed for 2016. The public hearing was adjourned at 3:09 p.m.

6. Discuss, Schedule and Announce Meeting on September 6, 2016 at 9:00 a.m. to Conduct Second Public Hearing Regarding Proposed Ad Valorem Tax Rate: Mr. Anderson explained this was somewhat repetitive; however the City was required to follow State statute. This item was to schedule and announce the second public hearing as explained in the previous agenda item and would be held September 6, 2016.
7. Discuss, Schedule and Announce Meeting on September 20, 2016 to Conduct Public Hearing Regarding FY 2016-2017 Budget and to Adopt 2016 Ad Valorem Tax Rate: Mr. Anderson explained this item was also required by State statute and was to announce the public hearing on the budget itself and also that the ad valorem tax rate would be adopted on September 20, 2016.
8. Items to be removed from the Consent Agenda: There were no items removed from the Consent Agenda.
9. Consent Agenda Items:
 - a. Approve Minutes of the July 19, 2016 Regular Meeting
 - b. Approve Ordinance to Amend ORD 16-07-19A Ordering November 8, 2016 General Election
 - c. Approve Contracts for Election Services and Joint Election Agreements with Llano County and Burnet County for the November 8, 2016 General Election
 - d. Approve Engagement Letter with Neffendorf, Knopp, Doss and Company, P.C. to Conduct the FY2016 Audit
 - e. Approve Letter of Agreement with Llano County Regarding Annual Contract Fee for Tax Assessment and Collection Services
 - f. Approve Resolution to Amend Nationwide Governmental Plan 401(a) and 457(b) Plan Agreements to Include Plan Loan Procedures That Will Allow Participants to Borrow From Either Their 401(a) or 457(b) Retirement Plan

Mayor Pro Tem Haydon made the motion to approve the Consent Agenda as presented, seconded by Council Member Pope. Motion passed unanimously (5-0).

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

City Manager Stan Farmer reported that City Attorney Rex Baker and he had met with the Haythem Dawlett, developer of Tuscan Village in Lakeway. They toured the current, similar project in Lakeway and answered questions for Mr. Dawlett's financial team. Mr. Farmer added the closing scheduled for August 31 would be pushed to early September instead due to an issue on the appraisal of the property. Mr. Farmer stated mowing would begin later this week in South; however, the areas mowed earlier in the summer had tall grass again due to the rains in June, July and August. Mr. Farmer reported four department heads had attended the same leadership conference he had attended in Charlottesville, VA.,

University of Virginia Business School. Fire Chief Joe Morris, Jeff Koska Director of Community Services, Eric Winter Director of Development Services and Vicki Briggs. Chief Morris reported they spent eight days of invigorative learning and team building.

11. Discuss, Consider and Take Action to Appoint Members of the City Council to Serve on the Search Committee to Recommend a City Secretary to Hire to City Council: Mayor Jordan reported that City Secretary Teresa Moore had tendered her resignation and would be retiring at the end of September. He added this was a big role and a responsible role for the City to fill. Mayor Jordan said Teresa had started with the Lake LBJ Municipal Utility District in 2004 which was prior to the City incorporating in 2005. The MUD merged with the City March 1, 2006. City Manager Farmer reported the City Council was ultimately responsible for hiring and appointing the City Secretary. This agenda item was to appoint a search committee consisting of Mayor Jordan, Mayor Pro Tem Haydon, Council Member Clinesmith, City Manager Farmer and HR Administrator Briggs. The motion was made by Council Member Pope to appoint the search committee as presented, seconded by Council Member Gray. Motion passed unanimously (5-0).
12. The City Council, meeting as the Board of Adjustment, will Conduct a Public Hearing, Discuss, Consider and Take Action Regarding:
 - a. Request for a 6.7 foot Variance in the 20 Foot Front Yard Setback Requirement Based on the Shallow Nature of Lot 334 of Pecan Creek, also known as being in the 100 Block of Lampasas Court, to Allow Construction of a Single Family Residence.

Mayor Jordan stated the Council was meeting as the Board of Adjustment. Director of Development Services Winter reported this item was to conduct a public hearing for a variance as shown on the agenda. The owner was requesting this variance due to the narrowness or shallowness of the lot and the lot was classified as R-1 Single Family residential and was vacant. The variance had been approved by the Pecan Creek Architectural Control Committee. There was one written comment from Joan Harkins who was not in favor of granting the variance. Mr. Winter stated Ms. Harkins was welcome to apply for variances on her properties which would be considered individually.

Mayor Jordan convened a public hearing at 3:25 p.m. and asked if there were any comments. There were none and the public hearing was adjourned. Council Member Gray made the motion to approve the variance as requested, seconded by Mayor Pro Tem Haydon. The motion passed unanimously (5-0).

13. Discuss, Consider and Take Action Regarding Contract with Municipal Court Judge:
 - a. Richard Owen
 - b. Kevin Madison

Mayor Jordan reported under the Texas Government Code, Section 29, a municipal judge in a home rule city was selected under the city's charter provisions. The City of Horseshoe Bay's charter states that a judge shall be appointed by the City Council to a term of 2 years and may be appointed to additional and consecutive terms. The current term would end on September 30, 2016. There was no requirement that the City post notice for the position, but since there had been some interest in the position, the Council thought it appropriate for those that had expressed interest in the position to make a presentation to the Council today. He

added they would ask the two candidates to make their presentations. Mayor Jordan added the Council could convene in Executive Session to discuss the appointment if they chose to do so. Each of the two candidates spoke regarding their experience as well as how the City would benefit if they were selected. City Prosecutor Eddie Arrendondo, Police Chief Rocky Wardlow, Code Enforcement Officer Richard Baum, Development Services Director Eric Winter, and Court Clerk Bobbi Havins all gave presentations in support of re-appointing Judge Madison. After the presentations the Council discussed the item. Council Member Pope made the motion to re-appoint Kevin Madison as the Horseshoe Bay Municipal Court Judge for a term of two years beginning October 1, 2016, seconded by Mayor Pro Tem Haydon. Motion passed unanimously (5-0).

14. Adjournment: Mayor Pro Tem Haydon made the motion to adjourn the meeting at 4:42 p.m., seconded by Council Member Pope. Motion passed unanimously (5-0).

APPROVED this 20th day of September, 2016.

CITY OF HORSESHOE BAY, TEXAS


Stephen T. Jordan, Mayor

ATTEST:


Teresa L. Moore, TRMC
City Secretary

