

CITY OF HORSESHOE BAY
CITY COUNCIL MEETING
MINUTES

October 18, 2011

The City Council of the City of Horseshoe Bay held a Public Meeting at City Hall, October 18, 2011, beginning at 3:00 p.m. in accordance with duly posted notice of said meeting with the following members present:

Robert W. Lambert, Mayor
Claudia Haydon, Mayor Pro Tem
Cynthia Clinesmith, Councilwoman
Phillip Lee, Councilman
Fred Owen, Councilman
Jeff Robinson, Councilman

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 to Order and Establish a Quorum: Mayor Bob Lambert called the Public Meeting to order at 3:00 p.m. with a quorum present.
2. Invocation: Dr. Pete Christy, pastor of the Church at Horseshoe Bay, gave the invocation.
3. Pledges to the Flags: Mayor Lambert led the pledges of allegiance to the United States flag and the Texas flag. He welcomed everyone to the meeting and asked that anyone who would like to make comments please sign the sheet on the podium.
5. Recognition of Mayor Pro Tem Claudia Haydon: Mayor Lambert thanked Mayor Pro Tem Haydon for her leadership in the incorporation effort and her four years of service on the Council and presented her with a plaque. She thanked the City Staff and fellow Councilmembers and stated how much she enjoyed working with them.
6. Staff Recognition:
 - a. Service Awards:
 - i. Javier Castro – 5 Year Service Award
 - ii. John Morrison – 5 Year Service Award
 - iii. Bobbi Baird – 5 Year Service Award
 - iv. Jeramy Kennedy – 5 Year Service Award
 - b. Recipient of the 2011 Marble Falls Rotary Patriot Award
 - i. Javier Castro

Mayor Lambert presented John Morrison, Jeramy Kennedy, Bobbi Baird and Javier Castro with five year service awards. Police Chief Bill Lane congratulated Officer Castro on

receiving the Marble Falls Rotary Club 2011 Patriot Award and also for his work on the National Night Out.

4. Public Comments: Drew Crosby with the HSB Business Alliance said they would be holding their Community Coffee with City leaders at A Taste of Thyme October 26th. He also said that they would be rotating the location of this event each month and it would be held at Arrowhead Bank in November 30th. Mr Crosby added that their annual Holidaze event would be held Tuesday, November 29th from 5:00 p.m. to 7:00 p.m.

7. Removal of Cedar Trees: Councilman Robinson said due to the recent fires and the ongoing drought he would like to propose that the City consider a policy to remove as many cedar trees within the City as possible, but this would not be done without the property owner's approval. He added that his research shows that a cedar tree uses 33 gallons of water per day and an oak uses 19 gallons. He asked this be on the November agenda for further consideration.

8. Removal of Five Trees Situated in City Roadways: Police Chief Bill Lane reported that there were 74 tree locations initially identified within the streets of HSB. Of the 74 it has been narrowed down to 5 that he believes need to be removed due to safety concerns. These are located on Island Drive, Mountain Dew, White Stallion and Mountain Leather, Hi Stirrup and Out Yonder and on Mountain Dew near the turnoff to the Mausoleum. HSB resident Lyn Jenkins asked that the Council consider postponing the removal of the tree at Hi Stirrup and Out Yonder. After further discussion regarding the safety aspect, a motion was made by Councilwoman Haydon to remove all of the trees except the tree located at Hi Stirrup and Out Yonder and to place reflectors as well as other safety markings at this spot to increase visibility, then ask Chief Lane to reappraise the situation and report back to the Council at a later date if he feels it continues to be a safety concern. The motion was seconded by Councilwoman Clinesmith. The motion passed unanimously (5-0).

9. Possible Changes to Bay West Boulevard Bridge Design: Raye Lokey spoke regarding her concerns about the bids for the bridge coming in higher and the expected time to complete the project being longer than the Council anticipated. She asked if the Council had considered upgrading the low water crossing instead of constructing a bridge. Mayor Lambert said the Council and City Staff had looked at a lot of options including doing something short of a bridge and an in-between solution did not seem viable and the cost was not that much less. He added that the issue with the bids is quite concerning and they were disappointed and did reject them. Mayor Lambert said they are still considering the same basic bridge design they initially approved. It is a double arch bridge with rock on the top side of the bridge as a barrier from going into the creek. Another option suggested by HSB resident Tom D'Arcy, which in his opinion would be less expensive, was a straight beam across the entire creek as opposed to the double arch. Mayor Lambert added if this option is chosen by the Council, there will still be the rock across the top and the rock façade on the sides. Mayor Lambert said they still believe if the project is rebid they can get a bid for under \$700,000, and that the three month completion time is still realistic. At the October meeting the Council gave instructions to Mayor Lambert and City Manager Stan Farmer to rebid the bridge as soon as possible and they are close to getting that accomplished. Mayor Lambert the asked for the Council's input on possible money saving revisions.

Bury+Partners' initial recommendation was to design the bridge to a speed limit of 30 mph; however, the actual speed limit could be lower. After discussion Councilman Robinson made the motion to give Mayor Lambert authority to change the specifications from 30 mph to 25 mph if this would save the City at least \$10,000. The motion was seconded by Councilman Owen. The motion passed unanimously (5-0). Mayor Lambert explained the possibility of changing the retaining wall on each side of the bridge from a 27" rock wall to rock posts with cabling strong enough to stop cars. Councilman Robinson made the motion to bid with both solid rock walls and rock posts with cabling. The motion was seconded by Councilman Lee. The motion passed unanimously (5-0).

10. Items to be Removed from the Consent Agenda: There were no items removed from the Consent Agenda

11. Consent Agenda Items:

- a. Minutes of the September 20, 2011 Public Meeting
- b. FY2011 Capital Carry-Forward for the Utility Fund Utility Billing System Project
- c. FY 2011 Budget Amendment for a Line Item Transfer of \$40,000 from the General Fund Contingency Line Item to the Fire Department
- d. FY 2012 Budget Amendment to Increase General Fund Capital Expenditures Not to Exceed \$70,000 for the Purchase of the P25 Compliant Radios for Police Department to be Funded by a Grant from the Texas Criminal Justice Division

Mayor Lambert clarified to the Council that if they approved Item 11d, the budget would be amended by \$70,000. Councilwoman Haydon made the motion to approve all items on the Consent Agenda. The motion was seconded by Councilman Lee. The motion passed unanimously (5-0).

12. Monthly Statistical Departmental Data Reports:

- a. City Manager; Administration; Community Services; Development Services; Fire Dept.; and Police Dept.

City Manager Stan Farmer told the Council the Fairways Street Project was proceeding well. Mayor Lambert thanked City Manager Stan Farmer, City Project Manager Tim Foran and Allen Keller Company saying the public response had been very good. Mr. Farmer updated the Council regarding the medians in the City streets saying most have been inventoried and pictures taken and he will present a draft policy for City maintenance of these medians which would include a description of the City's role as well as the role of any citizens that might be involved.

13. Amend Development Policy: Development Services Manager Eric Winter explained that this is to take care of instances where developers provide the City with false information and require they provide the correct information in order for the process to continue and to clarify several statements in the Policy. City Attorney Rex Baker reviewed the Policy and suggested these changes. Councilman Lee made the motion to approve the proposed changes to the Development Policy. The motion was seconded by Councilwoman Haydon. The motion passed unanimously (5-0).

14. Public Hearing Regarding an Amendment to Exhibit F Shoppes at Hi Circle Planned Development of Chapter 14 Zoning of the City Code to Extend the Deadline for Submission of a Building Permit to October 18, 2012 (Southwest Corner of FM 2147 and Hi Circle South): Mayor Lambert convened a public hearing at 4:12 p.m. He asked if there were any comments. There were none, and he adjourned the public hearing. Councilman Lee made the motion to approve extending the deadline for submission of a building permit to October 12, 2012. The motion was seconded by Councilwoman Haydon. The motion passed unanimously (5-0).
15. Public Hearing Regarding an Amendment to Chapter 14 Zoning of the City Code and the Zoning Map for Zone 12 Skywater for Out Tract Nos. 1 through 22 of Summit Rock Golf Course Plat No. 1.1, From A-1 Recreational to R-1 Single Family Residential (Tracts of Non-Playable Areas of Summit Rock Golf Course in Skywater): Mayor Lambert convened a public hearing at 4:15 p.m. He asked if there were any comments. There were none, and he adjourned the public hearing. Councilman Robinson made the motion to approve the amendment as presented. The motion was seconded by Councilman Owen. The motion passed unanimously (5-0).
16. Plat of Summit Rock Golf Course Plat No. 1.1, a 258.09 Acre Subdivision with 4 Tracts and 22 Out Tracts (Summit Rock Golf Course in Skywater): Mayor Lambert explained this is the initial plat of the Summit Rock Golf Course and needs to be done in order for IBC Bank to convey title to the Summit Rock Golf Course to the Resort. Councilwoman Haydon made the motion to approve the Plat on a preliminary and final basis as presented. The motion was seconded by Councilman Owen. The motion passed unanimously (5-0).
17. Public Hearing Regarding an Amendment to the Zoning Map of Zone 10 Siena Creek and the Zoning Map for Zone 12 Skywater Removing the Following Three Unplatted Tracts From Zone 10 Siena Creek:
 - a. Part of Tract YY of Horseshoe Bay Being 12.1 acres, Classified as C-2 General Commercial and Being Located at the Southwest Corner of FM 2147 and Skywater Blvd.;
 - b. Part of Tract YY of Horseshoe Bay Being 8.38 acres, Classified as C-2 General Commercial and Being Located at the Southeast Corner of FM 2147 and Skywater Blvd.; and
 - c. Part of the M. Putman Abstract #587 Being 1.38 Acres, Classified as GUI Governmental Utility or Institutional and Being Located one lot East of the lot at the Northeast Corner of FM 2147 and Tori Lane;and Transferring the Following Tract from Zone 12 Skywater to Zone 10 Siena Creek:
 - d. Part of the E. Mercer Abstract #562 Being 21.03 Acres, and Part of the A. Murchison Abstract #556 Being 0.17 acres, to be Known as Siena Creek Section 3 Lot 1, Classified as C-2 General Commercial and Being Located at 11001 FM 2147 West.

Mayor Lambert convened a public hearing at 4:34 p.m. He asked if there were any comments. There were none, and he adjourned the public hearing. He then explained most of this is housekeeping, adding it has been determined that items a, b and c refer to property included in the existing Siena Creek zoning map but are not actually part of Siena Creek.

