

**REGULAR COUNCIL MEETING  
JULY 2, 2007  
MINUTES**

**1. Call to Order**

The Town Council of the Town of Shady shores convened in a regular meeting on July 2, 2007 at 7:00 p.m., Shady Shores Community Center, 101 South Shady Shores Road, Shady Shores, Texas. Notice of the meeting was posted as required by Title 5, Chapter 551 of the Government Code. The following members were present: Mayor Olive Stephens, Mayor Pro tem Nita Watkins, Charles Grimes and Sherry Star. Absent were: Jerry Williams, and Polly Carter. A quorum was present.

**2. Pledge Allegiance to the Flag**

The Pledge of Allegiance to the United States Flag and the Texas Flag was recited by all present.

**3. Discussion, consideration and possible action regarding PRELIMINARY PLAT---  
Atkisson Ranch 139 Residential**

**Lots, being 95-309 Acres in the W. D. Durham Survey---Abstract No. 330.  
(Presentation by Owner---Lewellen Real Estate Company, 1850 Oak Bend Drive,  
Rockwall, Texas 75087, (972) 722-4407)**

Nita Watkins made a motion to accept the preliminary plat Adkisson Ranch, 139 Residential lots, as presented. Seconded by Sherry Starr

FOR: UNANIMOUS THE MOTION CARRIED 3-0

**4. Discussion, consideration and possible action regarding change in the LCMUA  
proposed water line installation route in Old Shady Shores.**

Mike Saunders, Town Engineer was present to answer question.

Speaking on this item were Betty Brown –609 Lakeshore, Marie Edwards-303 E. 7<sup>th</sup> Street,  
Ann Falkenberg—311 Lakeshore.

Nita Watkins restated Jerry Williams motion from a previous meeting. “I would like to restate Jerry Williams motion that was stated at LCMUA ---which was that we make no changes to the line item budget which was approximately \$33,000.00 to help out on this project. This was seconded by me.

And Williams also asked Tom Spencer for the plans he had regarding this project. And this motion was carried 3-2”

Charles Grimes asked “ If we was to go with the changes can we take that any cost out of the \$33,000.00 that we were going to give.” Mayor” No, No you have to pay the \$33,000.00 plus extra money” Charles Grimes “ Even though that’s a donation basically—right?” Mayor “ What the contractor is requesting that this additional cost—you know—that we pay that.”

Charles Grimes made a motion to approve the changes. No second.

Charles Grimes withdrew his motion.

No action was taken at this time.

Mike Saunders pointed out that Council passed two motions regarding the 6 inch water line in old Shady Shores. LCMUA agreed to the delay if you paid the additional cost. What is the intent of of the Town of Shady Shores—that LCMUA either go back to their original construction schedule or still delay the project if they eat the cost if there is any cost. So they’ll know what they need to do ?

Polly Carter made a motion that we offer above the \$33,000.00 to LCMUA for up to five percent (5%) increase for the materials cost due to the delay on project in old Shady Shores. Seconded by Sherry Starr.

FOR: CARTER, GRIMES AND STARR AGAINST: WATKINS

MOTION CARRIED 3-1

**5. Discussion, consideration and possible action to approve the FY 2007-2008 Lake  
Cities Fire Department Budget (Presentation by Fire Chief, Jason Collier)**

Fire Chief Jason Collier was present to explain and answer questions about the FY 2007-2008 budget.

No action taken.

Polly Carter arrived at 7:50 p.m.

**6. Discussion, consideration and possible action to go out for bids to re-surface Shahan Drive, Shahan Lane, East Shady Oaks, West Shady Oaks and Red Bud Trail.**

Speaking on this item were Betty Brown, Marie Edwards, and David Williams.

Nita Watkins made a motion to approve the re-surfacing of Shahan Drive, Shahan Lane, East Shady Oaks, West Shady Oaks and Red Bud Trail. Seconded by Polly Carter.

FOR: UNANIMOUS                      THE MOTION CARRIED 4-0

**7. Discussion, consideration and possible action regarding drainage and road reconstruction issues of Oberman Road.**

Mike Saunders, Town Engineer explained the situation on Oberman Road. David Jackson who purchased Some (3) lots in the subdivision is not the original developer of the development. Mr. Jackson has request that the Town of Shady Shores pay for some of the culverts he would pay for some. He asked that the Town of Shady Shores participate if not pay for the 18-inch culvert required at Oberman Road. There are four culverts that the Town of Shady Shores would pay for.

The original plat was passed by the council in 1986.

Speaking on this item were: Betty Brown, Marie Edwards, David Williams, Dana Hodge, and Ann Falkenberg. Jim Shepherd, Town Attorney made the following comments. First, we need an ordinance that clearly says if the construction does not commence within a year or two after plating the plat will expire. Will need to re-plate. Second if we do a plat to consider not recommend to avoid situations like this you do not issue the first building permit on the first home of a new subdivision until the infrastructure is fully in place. That means the roads, the bar ditches, storm drains etc.

Nita Watkins made a motion that we pay for the four (4) residential culverts on Oberman Road and share in the cost of the concrete culvert at Lakeshore. Seconded by Sherry Starr.

FOR: UNANIMOUS                      THE MOTION CARRIED 4-0

Town Engineer, Mike Saunders asked to re-visit item #4 for a point of clarification.

**8. Discussion, consideration and action to adopt an ordinance changing the names of two streets within the Terra di Lago subdivision as follows: Park Place Drive shall become di Lago Park Place Drive and Evergreen Drive shall become Terra Evergreen Drive.**

**ORDINANCE NO. 194-7-2007**

AN ORDINANCE OF THE TOWN OF SHADY SHORES, TEXAS, CHANGING THE NAMES OF TWO STREETS WITHIN THE TERRA DI LAGO SUBDIVISION AS FOLLOWS: PARK PLACE DRIVE SHALL BECOME di LAGO PARK PALCE, AND EVERGREEN DRIVE SHALL BE COME TERRA EVERGREEN; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Nita Watkins made a motion to adopt Ordinance No. 194-7-2007 changing the names of two streets Within the Terra di Lago subdivision as follows: Park Place Drive shall become di Lago Park Place Drive and Evergreen Drive shall become Terra Evergreen Drive. Seconded by Polly Carter.

FOR: UNANIMOUS                      THE MOTION CARRIED 4-0

**9. Discussion, consideration and possible action to adopt an Ordinance regarding a budget amendment.**

Speaking on this item were: Betty Brown, Marie Edwards and Ann Falkenberg

**ORDINANCE NO. 195-7-2007**

AN ORDINANCE OF THE TOWN OF SHADY SHORES AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND BUDGET AND ANNUAL PROGRAM OF SERVICES OF THE TOWN OF SHADY SHORES TO ALLOW FOR AN ADJUSTMENT OF \$478,100.00 FOR THE EXPENDITURE OF FUNDS FOR THE BUILDING OF A NEW COMMUNITY MUNICIPAL BUILDING; DECLARING AN EMERGENCY; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

Polly Carter made a motion to adopt Ordinance No. 195-7-2007 amending the Fiscal Year 2006-2007 general Fund Budget and Annual Program of services of the Town of Shady Shores to allow for an adjustment of \$478,100.00 for the expenditure of funds for the building of a new community municipal building; Declaring an emergency; Providing for the publication of this ordinance; and providing an

effective date. Seconded by Nita Watkins.

FOR: UNANIMOUS THE MOTION CARRIED 4-0

**Reports from Council and Committee Chairpersons**

**Mayor Olive Stephens-Budget, finance**

Budget working, Building working

Budget workshop scheduled for July 18, 2007

Shady Shores Road under water.

Water over some of the roads and still coming up.

Talked to Charles Grimes about the Police Department

**Mayor Pro tem Nita Watkins-Financials, Roads Funding,**

Have funding to do the roads that were discussed

**Councilmember Sherry Starr**

**Councilmember Polly Carter- Roads, Corps Committee, Building Committee**

Will continue to dump gravel in the pot holes on Berry –when we can get gravel

**Councilmember Charles Grimes**

**Corps Committee**

Water is still coming up.

**Councilmember Jerry Williams**

**Shoreline report**

**Fire Department Board Member- Kathe Strantz**

**10. CITIZENS COMMENTS**

Betty Brown had praise for Polly Carter

Good job on the Shoreline to Jerry Williams

Budget meeting schedule

Marie Edwards spoke about burn permit procedure – possible agenda item

Ann Falkenberg said thank you for revisiting item #4

Berry Lane, Web Site and Ordinance enforcement

Kathleen Dunne spoke about Berry Lane.

Ann Duncan spoke about Oakwood Circle and Berry Lane.

Tyna Cote—Oakwood Circle

**11. Approval of Minutes:**

(a) **JUNE 4, 2007 REGULAR MEETING**

(b) **JUNE 11, 2007 SPECIAL MEETING LCMUA**

(c) **JUNE 11, 2007 SPECIAL MEETING CONTRACT WITH CALIBER CONSTRUCTION**

Polly Carter made a motion to approve the minutes of June 4, 2007 regular meeting, June 11, 2007 special meeting LCMUA, and June 11, 2007 special meeting contract with caliber construction. Seconded by Sherry Starr.

FOR: UNANIMOUS THE MOTION CARRIED

**12. Adjourn**

Polly Carter made a motion to adjourn. Seconded by Charles Grimes

FOR: UNANIMOUS THE MOTION CARRIED

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**Olive Stephens, Mayor**

**ATTEST:**

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**Town Secretary**