

**REGULAR COUNCIL MEETING
AUGUST 3, 2009
MINUTES**

1. Call to Order

The Town Council of the Town of Shady Shores, Texas convened in a regular meeting on August 3, 2009 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 Betty Brown, Councilmembers Polly Carter, Charles Grimes, Jerry Williams and Nita Watkins. 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. Discuss on-going projects with Town Engineer, Mike Saunders.

Mike Saunders was not present. **No Action taken.**

4. Discussion and take appropriate action regarding adopting a resolution appointing one member to the Board of Managers of the DENCO area 9-1-1 District.

Resolution No. 707

A RESOLUTION APPOINTING ONE MEMBER TO THE BOARD OF MANAGERS OF THE DENCO AREA 9-1-1 DISTRICT.

WHEREAS, Section 772, Health and Safety Code, provides that two voting members of the Board of Managers of an Emergency Communications District shall be appointed jointly by all cities and towns lying wholly or partly within the District;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF SHADY SHORES, TEXAS:

Section 1

The Town of **SHADY SHORES, TEXAS** hereby votes for **OLIVE STEPHENS** as a member of the Board of Managers for the Denco Area 9-1-1 Emergency Communication District.

Section 2

That this resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this the 3rd day of **AUGUST 2009**

ACTION TAKEN: NITA WATKINS MADE A MOTION TO ADOPT RESOLUTION NO 707 APPOINT OLIVE STEPHENS AS OUR CANDIDATE TO THE 9-1-1 BOARD. SECONDED BY CHARLES GRIMES.

FOR: UNANIMOUS MOTION CARRIED 5-0

5. Discussion and take appropriate action regarding awarding a contract for tree trimming.

Ann Falkenberg spoke on this item.

ACTION TAKEN: POLLY CARTER MADE A MOTION TO USE BOB BAKER FROM BAKER LANDSCAPE TREE SERVICE TO TRIM TREES MAKE SURE THE CITY CODE IS WORKING --WHICH IT 14 FEET--HOW ITS SUPPOSED TO ALL DEBRIS REMOVED---- ACCORDING TO THE LIST OF STREETS---LETS JUST SAY ACCEPT PROPOSAL #2 WITH THE ADDITION OF BERRY STREET AND DOBBS ROAD AND DELETE MEADOWLARK.

POLLY CARTER WITHDREW HER MOTION.

CHARLES GRIMES MADE A MOTION TO TABLE ITEM #5 TO THE NEXT

MEETING. SECONDED BY JERRY WILLIAMS.

FOR: UNANIMOUS

THE MOTION CARRIED 5-0

6. Discussion and take appropriate action regarding adopting a conditional use permit Ordinance sought by the Denton Independent School District to erect a middle school complex on the Adkinsson Ranch School Site, forty (40) acres, W. Durham Survey, A-300, 133 Garza Road (Presentation by the Denton Independent School District) (Approved by Planning and Zoning on July 23, 2009)

ACTION TAKEN: TABLED TO THE NEXT REGULAR MEETING.

7. Discussion and take appropriate action regarding revisiting Ordinance #124 (Town of Shady Shores Comprehensive Zoning Ordinance)

Ann Falkenberg spoke on this item.

Attorney Jim Shepherd reviewed the steps necessary when amending the comprehensive zoning ordinance of Shady Shores.

ACTION TAKEN: BETTY BROWN MADE A MOTION –I REQUEST TO BE PUT ON THE PLANNING AND ZONING AGENDA AUGUST 12TH FOR DISCUSSION AND ACTION FOR A PROPOSAL OF ELIMINATING CERTAIN DEFINITIONS (ADULT CARE CENTER AND CHILDCARE CENTER, KINDERGARTEN) AND CLARIFYING METAL ROOFS AND HARDY BOARD. SECONDED BY JERRY WILLIAMS.

FOR: BETTY BROWN AND JERRY WILLIAMS

AGAINST: CHARLES GRIMES, NITA WATKINS AND POLLY CARTER

MOTION FAILED 3-2

POLLY CARTER MADE A MOTION THAT THE COUNCIL SENDS TO PLANNING AND ZONING (ORDINANCE 124) THE REQUEST FOR THEM TO REVIEW HARDY BOARD, METAL ROOFS AND DEFINITIONS (ADULT CARE CENTER, CHILD CARE CENTER) ON CONDITIONAL USES AND REPORT TO THE COUNCIL BY THE OCTOBER'S MEETING AND REVIEW THE REST OF THE ORDINANCE AND RETURN THE REST OF THE REPORT TO THE COUNCIL BY THE JANUARY MEETING. (COMPREHENSIVE ZONING ORDINANCE) MR. SHEPHERD TO BE PRESENT AT THE FIRST MEETING TO GUIDE THE PLANNING AND ZONING COMMISSION. SECONDED BY CHARLES GRIMES.

FOR: UNANIMOUS

THE MOTION CARRIED 5-0

8. Reports from Council and Committee Chairpersons

Mayor Olive Stephens-Budget, Finance, Emergency Manager Coordinator, Emergency Sirens, Denton County Middle School, Ordinance Report, Workshop schedule –August 10, August 17, August 24, and August 31, Reset council meeting date in September because of Labor Day.(RESET TO SEPTEMBER 14, 2009)

Mayor Pro tem Betty Brown—Water Well report

Councilmember Nita Watkins, Financials, Roads Funding

Councilmember Polly Carter- Special projects, Corps Committee

Councilmember Charles Grimes-Corps Committee, Police Department (Most recent police report)

Councilmember Jerry Williams-Shoreline report

9. CITIZENS COMMENTS

No citizens spoke.

10. Approval of Minutes

(a) July 6, 2009 REGULAR MEETING

(b) July 15, 2009 SPECIAL COUNCIL TRAINING SESSION AND MEETING

ACTION TAKEN: BETTY BROWN MADE A MOTION TO APPROVE THE MINUTES OF THE JULY 6, 2009 REGULAR MEETING AND JULY 15 2009 SPEICAL COUNCIL TRAINING SESSION AND MEETING. SECONDED BY NITA WATKINS.

FOR: UNANIMOUS THE MOTION CARRIES 5-0

11. Discussion and take appropriate action to consider future agenda items.

Betty Brown said the two items that I would like to talk about for future agenda items is ---First the September agenda for the requested abandoned roads from P&Z and then I had brought to the meeting the December 5, 2008 recommendations for Ordinance 130 that Mike Saunders had sent that wanted to discuss them – going ahead seeing that to completion—on a future agenda item---October, November time frame.

12. Adjourn

ACTION TAKEN: NITA WATKINS MADE A MOTION TO ADJOURN. SECONDED BY POLLY CARTER.

FOR: UNANIMOUS THE MOTION CARRIED 5-0.

As authorized by section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the city attorney on any agenda item listed herein.

Olive Stephens, Mayor

ATTEST:

TOWN SECRETARY