

REGULAR COUNCIL MEETING
JULY 6, 2009
MINUTES

1. Call to Order

The Town Council of the Town of Shady Shores, Texas convened in a regular meeting on July 6, 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 Nita Watkins, Councilmembers Betty Brown, Polly Carter, Charles Grimes and Jerry Williams. 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. Corinth Police Department services (Presentation by Chief Bradley of the Corinth Police Department) Chief Bradley was present and made a presentation to the Council.

No Action was taken

4. Discuss on-going projects with Town Engineer, Mike Saunders.

Town Engineer, Mike Saunders was not present. No discussion.

No Action taken.

5. Presentation by members of the Landscape Committee.(Sue Fritts-Nita Thurman)

Report from Landscape Committee

We are presenting this report as requested, to update the council on the landscape work done so far.

Phase 1 has been completed. This includes the beds in front, trees around the community center, in the area between the community center and storage building. and along the road. Some remaining work will be done in the Fall after cool weather and hopefully autumn rains. The work included moving some of the plants that were already in place, in locations where they were either not getting enough sun or too much for the type of plant. So far, all of the shrubs transplanted seem to be doing well except three of the sage that were moved to a sunny corner on the southeast corner. We are cropping that and hope it will come back out.

We would like to have several more large sandstone boulders to arrange in the beds. Nita Thurman donated the stones that we have now. We would appreciate the council's assistance with soliciting donations of additional stones as they are quite pricey to purchase and transport.

The grass in front also had to wait until the Fall due to irrigation concerns.

We are really pleased with the condition of the trees that were planted. Jerry Williams has watered them faithfully and the heavy rains this Spring have helped a lot. Some of the trees are much larger than Meador's specified on their proposal, so you got a bargain with many of them.

We looked over the area last week and can report that maintenance is becoming an issue. We sprayed the bermuda grass and weeds in the front beds with Roundup, and spoke to Mayor Stephens about having the other beds done. We would suggest that grass around the edges of the beds be maintained in order to prevent more grass seeds and runners from spreading in the beds. As you know, maintenance was not

a part of our charge nor included in our budget. We are committed to the successful maturation of this landscape and maintenance is crucial to that happening. We would suggest a regular watering, weeding, maintenance regimen to protect your investment. We would be happy to assist in the development of such a plan with whoever is in charge of maintenance.

The front beds look sparse, but the drought tolerant plants we put in need time to spread. We considered putting some additional color in the form of annuals to brighten it up until the other plants mature a bit, but without an irrigation system there would be more hand watering than we wanted to take on during the summer.

Presenting the report and answering questions was Sue Fritts.

NO ACTION TAKEN

6. Presentation regarding Library Board Budget (Presentation by Cecil Carter)

Cecil Carter was present and made a presentation to the council. (Copy of the presentation is on file in Shady Shores.) Speaking on this item were: Shirley Goldforth Mike Wells, and Ann Falkenberg

7. Discussion and take appropriate action regarding adopting an Ordinance abandoning a road between Lakeshore and Laura. Town Attorney was present to explain this item.

Signed up to speak on this item were: Luanne Monti, Sharon Bounds, Ann Falkenberg, Jean Bowers and Tom Spencer.

ACTION TAKEN: BETTY BROWN MADE A MOTION THAT WE TABLE THIS ITEM AND REQUEST THAT OUR PLANNING AND ZONING COMMITTEE LOOK AT ALL ROADS IN SHADY SHORES AND MAKE A REPORT TO THE COUNCIL FOR ALL OF THE ROADS— THAT QUESTION ABANDONMENT OR USAGE OR WHATEVER. BETTY BROWN AMENDED THE MOTION. MY MOTION IS THAT WE WOULD TABLE THIS ORDINANCE TO ASK OUR P& Z COMMITTEE TO STUDY AND REPORT BACK TO THE COUNCIL ANY ROADS THAT HAVE NOT BEEN USED OR MAINTAINED SO THAT WE CAN LOOK AT THE OVER ALL PLAN FOR THE TOWN. SECONDED BY POLLY CARTER.

FOR: BETTY BROWN, POLLY CARTER, CHARLES GRIMES AND NITA WATKINS

OPPOSED: JERRY WILLIAMS

MOTION CARRIED 4-1

BETTY BROWN MADE A MOTION THAT WE WOULD ASK P&Z TO HAVE THAT REPORT FOR US BY OUR SEPTEMBER MEETING. SECONDED BY CHARLES GRIMES.

FOR: BETTY BROWN, POLLY CARTER, CHARLES GRIMES AND NITA WATKINS

OPPOSED: JERRY WILLIAMS

MOTION CARRIED 4-1

8. Discussion and take appropriate action regarding nomination and appointment of Mayor Pro tem.

ACTION TAKEN: BETTY BROWN NOMINATED HERSELF.

July 6,2009

Town of Shady Shores

Dear Fellow Council Members)

I hereby ask for your consideration on appointing me as Mayor Pro-Tern.

The qualifications that I offer however are:

- Communication skills
- Organizational skills and Attention to Detail
- Work ethics
- Negotiation
- Proven leadership

For the last 37 years I have worked at Norvell Electronics. We have grown from a company of 10 employees and revenue of \$2M to currently 80 employees and \$24M. My organizational skills and work ethics have promoted me from beginning as a clerk to now Vice President of Operations. As Vice President of Operations I have been responsible for over \$7M in inventory (one of our companies largest assets) with the responsibility of over 60 employees including production employees. Through strong management and purchasing negotiations,] have consistently added more profit to our company bottom line. In fact in my 37 years we have only Had two (and one was by design) non-profitable years –despite the economic fluctuations over the years,

I am most proud of my proven leadership qualifications. I am able to delegate extremely well and am able to work through any stressful situation. Regardless of if I am working with an employee, a counterpart, a vendor or a customer they will all say the same thing .“I am firm but fair, everyone is treated equally, you know exactly where I stand (no hidden agenda) and I always handle every situation logically and professionally.”

My negatives .I will remind you that I was diagnosed with cancer in November 2008 and will face the next 5 years 6 months at a time. My first 6 month appointment is in July. I will also remind you that I work 40 plus hours a week in Dallas but I have the commitment of many of our residents for their support to help me get any job done. Lastly I certainly do not have the “history” that others on our council may have.

I am confident with my given strengths that I am would make a good choice for your Mayor Pro-Tem.

609 Lakeshore Rd.
Shady Shores) Texas

JERRY WILLIAMS NOMINATED NITA WATKINS TO SERVE ONE MORE YEAR AS MAYOR PRO TEM.

VOTING FOR BETTY BROWN WERE: BETTY BROWN, POLLY CARTER, CHARLES GRIMES

VOTING FOR NITA WATKINS WERE: NITA WATKINS AND JERRY WILLIAMS.

3 VOTES FOR BETTY BROWN

2 VOTES FOR NITA WATKINS

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

Speaking on this item was Ann Falkenberg.

ACTION TAKEN: JERRY WILLIAMS MADE A MOTION TO TABLE ITEM #9 WITH THE UNDERSTANDING THAT MR. BOUNDS WOULD TAKE SOME ACTION ON THAT WHICH IS NEEDED. SECONDED BY NITA WATKINS.

FOR: UNINAMOUS MOTION CARRIED 5-0

10. Reports from Council and Committee Chairpersons

Mayor Olive Stephens-Budget, Finance, Emergency Manager Coordinator, Emergency Sirens, Denton

County Middle School, Ordinance Report, Training session with Town Attorney for July 15, 2009, Workshop schedule –August 10, August 17, August 24, and August 31.

Mayor Pro tem Nita Watkins-Financials, Roads Funding, Mustang drainage.

**Councilmember Betty Brown—
Councilmember Polly Carter- Special projects, Corps Committee
Councilmember Charles Grimes-Corps Committee, Police Department (Most recent
police report)
Councilmember Jerry Williams-Shoreline report**

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SHORELINE NEWSLETTER

ORDINANCES MUST BE FOLLOWED

YOUR TOWN COUNCIL PASSES ORDINANCES TO PROTECT ITS CITIZENS. THESE ORDINANCES MAY BE VIEWED AT THE COMMUNITY CENTER. IT IS VERY IMPORTANT THAT YOU ABIDE BY THESE ORDINANCES.

THIS TIME OF YEAR OVERGROWTH CAN BE AN EYESORE AND A DANGER TO YOUR PROPERTY. PLEASE KEEP THE BAR DITCHES CLEAN AND MOWED AND YOUR LANDSCAPES APPROPRIATE PER THE CODES.

IT IS YOUR TOWN AND A CLEAN TOWN HELPS TO SHOWCASE WHAT A WONDERFUL PLACE THIS IS TO LIVE. ALSO, YOU DON'T WANT TO RUIN YOUR SUMMER BY BEING ISSUED A CITATION.

FOLLOW THE ORDINANCES, PLEASE.

ILLEGAL MOWING OF CORPS PROPERTY

PLEASE BE ADVISED THAT THE LAND ALONG THE LAKE BELONGS TO THE FEDERAL GOVERNMENT

AND IS GOVERNED AND MAINTAINED BY THE CORPS OF ENGINEERS. IT DOES NOT BELONG TO LANDOWNERS WHOSE PROPERTY ABUTS UP TO THIS SHORELINE AREA.

YOU ARE ONLY ALLOWED TO MOW 50 FEET ONTO FEDERALLY OWNED PROPERTY. IF YOU MOW ANY FURTHER, IT IS UNLAWFUL AND A CITATION CAN BE ISSUED AND CAN COST AS MUCH AS \$5,000.00.

MANY SHORELINE CITIZENS ARE MOWING ILLEGALLY, HOPING THAT THEY CAN DODGE THE PARK RANGERS. BEWARE, YOU WILL BE CAUGHT AT SOME TIME. CAN YOU AFFORD SUCH A FINE?

BEWARE, BEWARE, BEWARE!

COUNCIL ACTIONS

JANUARY 5, 2009

Approved interlocal cooperation contract between Texas Department Safety and Town of Shady Shores
Passed resolution 702 suspending effective date of Coserve Gas ltp's requested rate change
Reports from mayor and council
Approved minutes from December 1,2008
Adjourned

FEBRUARY 2, 2009

Accepted audit for fiscal year 2007-2008
Approved re-engineering of drainage in Mustang Estates
Approved agreement with Denton Count)' for rental of voting machines
Approved Torn Spencer as alternate on planning and zoning commission
Passed ordinance 214-2-2009 providing notice of a general election on May 9,2009
Accepted landscape committee's recommendation for implementing a landscape plan
Reports from mayor and council

Approved minutes from January 5,2009 meeting
Adjourned

MARCH 2, 2009

Accepted final plat of lot 1, block 1, Shady Creek Estates
Resolution 703 passed protecting the limited water supply resources from
pollution and endorsing watershed protection
Mayor and council reports
Approved minutes of February 2,2009 meeting
Adjourned

APRIL 6,2009

Accepted bids to begin construction of drainage in Mustang Estates
Adopted resolution to allow water well at 112 Hidden Valley
Approved action to name council chambers after Mayor Stephens and honor
outstanding citizens in the future
Scheduled a workshop to discuss staffing and job descriptions
Reports from mayor and council
Approved minutes from March 2, 2009 meeting
Adjourned

MAY 12, 2009

Accepted May 9, 2009 election tallies
Administered oaths of office to Mayor Olive Stephens, Alderman Polly
Carter and Alderman Betty Brown
Reports from mayor and council
Approved minutes from April 6th and 9th meetings
Adjourned

JUNE 1,2009

Presented outstanding citizens award to Ann Buscarino posthumously
Appointed two new members to the library board: Abby White, Cindy
Stewart
Approved plat revision of Lot 1A, Block A Oberman Lakefront Estates
Approved resolution 705 continuing the mayor as a member on Denco 9-1-1
district
Approved resolution 706 adopting DENCO 9-1-1 fiscal year 2010 financial
plan
Reports from mayor and council
Approved minutes from May 12, 2009 meeting
Adjourned

COUNCIL CHAMBER NAMED AFTER MAYOR

The Town Council of Shady Shores voted to name the council chambers after Mayor Olive Stephens for her longevity dedicated to the town. Her portrait now hangs in the chamber area with a plaque designating the area after her.

In addition, the council voted to provide plaques honoring some of its most distinguished citizens, beginning with recently deceased Ann Buscarino.

Mrs. Buscarino was honored at the June council meeting. Her husband was in attendance and was very grateful for such an honor. He mentioned how much she loved volunteering her time to help Shady Shores.

Mayor Pro-Tem Nita Watkins read a proclamation stating all of Ann's contributions and shared some of the things she and Ann had done together to promote the town.

Future designees will be by application and will be voted on by the council.

HAPPY FOURTH OF JULY

The Mayor and Town Council would like to wish you a safe and jubilant holiday this 4TH of July. Please remember that it is unlawful to ignite any type of fireworks within the Town's borders.

Stay cool and be sure to hydrate during your outdoor activities. Once again, Happy Holiday.

Mayor Olive Stephens
Mayor Pro-Tem Nita Watkins
Alderman Polly Carter
Alderman Charles Grimes
Alderman Jerry Williams
Alderman Betty Brown

MAYOR WINS ANOTHER TERM

Olive Stephens successfully held her position as Mayor of the Town of Shady Shores as she defeated Alderman **Jerry Williams** 256-189 in the election held on May 9, 2009.

Mayor Stephens may possibly be among the longest serving mayors in Texas and was honored for this feat at the Texas Legislature.

Stephens said she was honored that the citizens saw fit to re-elect her for a 20th term. She said she still had some items to complete in the next two years and it was important that she win in order to achieve these items.

Williams said he just did not work hard enough to convince the citizens that it was time for a change. He said he had no intention of running against her again. Williams did not have to resign his position and will continue to serve on the council.

Also in the election, Betty Brown and Polly Carter ran unopposed for the two year terms as aldermen. Polly will continue her position in Place 2. Betty is returning to the council after a short hiatus in Place 3.

NEW TREES ADORN COMMUNITY CENTER

If you have driven by the community center lately and noticed some new trees, you are not mistaken. The landscape committee designed a layout for several new trees to make the centers' landscape look more attractive. Funded by this year's budget, several new- red buds, red oaks, live oaks and scrub oaks were planted during their dormant stage and all have flourished this spring.

The new trees require deep root watering in order to survive and members of the landscape committee are on the job assuring that this occurs.

The next phase will include some pecan trees and a planned walkway with pavestones engraved to honor past and present citizens.

While it will take many, many years for the trees to reach their potential, the young saplings already enhance the surroundings.

NO FIREWORKS

PLEASE REMEMBER THAT FIREWORKS ARE NOT ALLOWED IN THE TOWN OF SHADY SHORES. IT IS UNLAWFUL TO POSSESS OR IGNITE ANY TYPE OF FIRE WORK.

DO NOT RUIN YOUR HOLIDAY BY BREAKING THE LAW AND GETTING ISSUED A CITATION. THE FINE IS HEFTY.

IN ADDITION, IT IS A SAFETY HAZARD AS THE LANDSCAPE IS DRY AND A DEADLY FIRE COULD

BE STARTED BY A LIT FIREWORK.

BE SAFE AND SMART!

2007-2008 AUDIT APPROVED

The town council approved the 2007-2008 audit by Hankins, Eastup, Deaton, Tonn, and Seay at the February 2nd meeting.

Accountant Jerry Eastup made a presentation regarding the assets and liabilities of the town and assured the council and the citizens in attendance that the fiscal position of the town was sound.

The fund balance ending September 30, 2008 was \$1,095,663.00. Eastup praised the mayor and council for diligence in maintaining their budget and keeping good fiscal records.

The audit is available for viewing at the community center.

11. CITIZENS COMMENTS

Signed up to speak were: Louanne Monti, Ann Falkenberg and Sharon Bounds.
Tom Spencer spoke about the executive session.

12. Approval of Minutes

(a) JUNE 1, 2009 REGULAR MEETING

ACTION TAKEN: JERRY WILLIAMS MADE A MOTION TO APPROVE THE MINUTES OF THE JUNE 1, 2009 REGULAR MEETING. SECONDED BY NITA WATKINS.

FOR: UNANIMOUS THE MOTION CARRIED 5-0

13.

EXECUTIVE SESSION—Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon’s Texas Codes Annotated the Town Council will hold a closed meeting as follows:

RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:

ACTION TAKEN: NITA WATKINS MADE A MOTION TO RECESS INTO EXECUTIVE SESSION. SECONDED BY POLLY CARTER

FOR : UNANIMOUS MOTION CARRIED 5-0

COUNCIL RECESSED INTO EXECUTIVE SESSION AT 9:10 P.M.

a) Government Code 551.071—Pending or threatened litigation—eminent domain proceedings for road clearance and widening in the Old Shady Shores section of the Town.

14. RECONVENE INTO REGULAR MEETING

COUNCIL RECONVENED INTO REGULAR SESSION AT 9:55 P.M.

15. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE

**EXECUTIVE SESSION SUBJECTS LISTED ABOVE.
NO ACTION TAKEN.**

16. Adjourn

**ACTION TAKEN: NITA WATKINS MADE A MOTION TO ADJOURN.
SECONDED BY JERRY WILLIAMS**

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