

**City of Meadowlakes**  
**City Council Called Meeting Minutes**  
**December 8, 2009**

**I. CALL TO ORDER AND QUORUM DETERMINATION:**

Mayor John Aaron called the meeting to order at 5:33 p.m. declaring that the required quorum was present at the Meadowlakes Municipal Building in Totten Hall, 177 Broadmoor, Meadowlakes, Texas. Members present were: Mayor John Aaron and council members Christine Forsyth, Franzella Jones, Bill Pickard, Joe Summers and Michael Tepper. Also present were City Administrator Johnnie Thompson and Administrative Assistant Debbie Holley. City Secretary Linda Wendling and City Treasurer Eileen Harrison were not in attendance.

Mayor Aaron proposed that since the majority of this full audience may leave after the curfew discussion is over he would like to move Item IX, Mayor Announcements, to occur immediately after the prayer and Pledge of Allegiance in order to provide everyone a preview of upcoming events. In addition, Mayor Aaron proposed that all citizen comments that are relative to the curfew discussion shall be moved to that agenda item and will be weaved in after that item has been introduced. No objection was received.

**II. PLEDGE OF ALLEGIANCE & PRAYER:**

Councilmember Jones led the meeting members and guests in the Pledge of Allegiance. Councilmember Pickard led the meeting members and guests in prayer.

**IX. COUNCIL AND MAYOR ANNOUNCEMENTS:**

**A. Public Forum to take place on December 22nd – Cancelled**

Mayor Aaron stated that normally a public forum between the City and the residents takes place on the fourth Tuesday of the month; however, due to the upcoming holiday he would like to cancel the December forum and pickup as usual with January's regularly scheduled forum.

**B. January 12th Public Hearing - Proposed Meadowlakes Zoning Change to Accommodate RV and Personal Property Storage Facility**

Mayor Aaron stated that there is an important item coming back on the agenda January 12<sup>th</sup>, and it is to re-review the zoning proposal for an RV and private property storage facility at the edge of Meadowlakes' city limits at the corner of Colorado Boulevard and Avenue N on the southeast corner. Mayor Aaron informed that through the month of December he wants to ensure that all citizens of Meadowlakes and the affected parties of Marble Falls are informed, aware, and understand what is being proposed. The City is encouraging input either in writing, email, dropping by City Hall or attending the public hearing in person.

Upon receiving no additional announcements the meeting proceeded.

**III. STANDARD LIVE REPORTS:**

**A. POA Activity Report – POA President**

Mayor Aaron stated that unless there is a walk on from the POA it has been submitted by Mr. Roy Belcher that no report will be provided tonight.

**B. City Administrator Activity Report - Johnnie Thompson** (Attachment A)

Mr. Thompson presented his report highlighting assistance offered from Councilmember Jones in relation to the ongoing patio cover project, the bidding process, estimated approval and completion dates, the financial condition of the public works department, general fund and tax revenue. Mr. Thompson stated that the expenses look good and the only main line item expense for the month that is slightly inconsistent with the budget is Admin Expenses which is directly related to the TCEQ annual assessment fees; whereby they are requiring payment earlier this year than in previous years. Mr. Thompson reviewed the recreation and country club budget highlighting their net loss, lease payment, and stated that the PFC is making payments on time. Council and audience discussion ensued.

**C. General Fund Financial Summary Report – Eileen Harrison**

Mrs. Harrison was not in attendance.

**D. Public Works Department Activity & Financial Summary Report - Mike Williams** (Attachment B & C)

Mr. Williams presented his report highlighting that the voluntary water restrictions may be removed at any time since they are voluntary and not mandatory, water usage is down 45% when compared to this time last year, waste water plant usage continues as usual, mowing cycles for the POA, license testing and continuing education training of city employees, wastewater permit process which is complete and awaiting to receive final permit, repairs to the tank dam and ongoing procedures, emergency action plan which is a notification system for residents located downstream from the dams in the event of an emergency, and progress of the chemical feed building at Mahan and Quail. Council and audience discussion ensued throughout his presentation.

**IV. CONSENT ITEMS:**

**A. November 10, 2009 – Called Meeting Minutes** (Attachment D)

**B. Ordinance Enforcement October Activity Report – Jerry Martinez, Officer** (Attachment E)

**C. Animal Control October Activity Report - Robbie Galaway, Officer** (Attachment F)

**G. City Building Committee October Activity Report - Blair Feller, Chairman** (Attachment G)

**H. General Fund October Detail Financials Report - Eileen Harrison, Treasurer** (Attachment H)

**I. Utility Fund October Details Financials Report- Johnnie Thompson, City Admin.** (See Attachment See B & C)

**J. RCC Fund (HFGC) September Detail Financials Report – Johnnie Thompson, City Admin.** (See Attachment B & C)

Council discussion ensued in relation to the financials of the Public Facilities Corporation (PFC), the PFC meeting time and date, and a utility fund payment to Professional Turf Products. After discussion, Councilmember Jones made a motion to adopt the consent items as presented. Councilmember Summers seconded the motion. The motion carried by unanimous vote.

**V. CITIZEN COMMENTS:**

**A.** There were no citizen comments unrelated to the curfew ordinance.

## **VI. OLD BUSINESS:**

### **A. Action/discussion: Ordinance 2009-07 Special Restrictions and Curfew Hours for Minors Rev. G** (Attachment I, J & K)

Mayor Aaron introduced this item by providing a summary of the origination and history of the ordinance, highlighting the ordinances' timeline of meetings and hearings, implementation of a household survey, the survey tally results (Attachment I), community feedback and the mapping of a log illustrating vandalism occurrences. Mayor Aaron briefly reviewed the purpose of the curfew ordinance highlighting distinct language. Councilmember Summers provided a presentation utilizing the "Vandalism History Spreadsheet" (Attachment J) and used color-coded markings on a map of Meadowlakes. The map indicates the address of the occurrence and three different levels of activity; harassment only, vandalism and property damage, and the criminal activity of theft. Mr. Summers provided explanation of the figures and council and audience discussion ensued throughout his presentation. Councilmember Forsyth addressed the meeting members and guests whereby she highlighted the increase of incidents between previous years' data. Council and audience discussion ensued. Mayor Aaron introduced the survey tally results (Attachment I) by stating that this provided each household a method of indicating their preference, either in support of or against the curfew ordinance, in a less confrontational environment. Mayor Aaron outlined the procedure of the survey and results thereof.

### **CITIZEN COMMENTS:**

**A. Resident Jerry Connell** – Mr. Connell expressed his opinion of being opposed to the curfew ordinance by reading a letter into record and requested that his letter become included in the minutes (Attachment N).

**B. Resident Stephanie Pearce** – Ms. Pearce expressed her opinion of being opposed to the curfew ordinance and expressed her reasons thereof.

**C. Resident Beth Wooten** – Ms. Wooten expressed her opinion of being very opposed to the curfew ordinance and inquired from Mr. Martinez, Ordinance Enforcement Officer, what his method of speaking with a proposed offender would entail. Mayor Aaron offered procedures that the ordinance officer may utilize.

Council and audience discussion continued in relation to Ordinance 2009-07, including but not limited to possible alternatives, general opinions, additional patrol, survey results, timeframe of occurrences and general pros and cons. Councilmember Jones made a motion that we drop Section §130.14 from the ordinance and that we accept Section §130.15 into our general offenses. Councilmember Tepper seconded the motion. The motion failed by a vote of two (2) ayes to three (3) nays; Councilmembers Jones and Tepper voting in favor of the motion and Councilmembers Forsyth, Pickard and Summers voting against the motion. Councilmember Forsyth made a motion that we accept Ordinance 2009-07 as written with one real time change whereby we change the starting curfew time to 11:00 p.m. on all nights. Councilmember Summers seconded the motion. The motion carried by a vote of three (3) ayes to two (2) nays; Councilmembers Forsyth, Pickard and Summers voting for the motion and Councilmembers Jones and Tepper voting against the motion. Councilmember Summers made a motion to waive the second reading. Councilmember Forsyth seconded the motion. The motion carried by a vote of

three (3) ayes to two (2) nays; Councilmembers Forsyth, Pickard and Summers voting for the motion and Councilmembers Jones and Tepper voting against the motion.

Councilmember Summers stated that at our next meeting he would like to consider increasing either the hours worked or the number of enforcement personnel.

**B. Action/discussion/update: SECO application for the energy efficiency and conservation block grants (EECBG) and commitment toward energy efficiency – Thompson.** (Attachment L)

Mr. Thompson introduced this item highlighting that we are still waiting on the publication of the application, the application is currently two weeks late, extended deadline due to the difficulty of obtaining the application from SECO, the expectations currently remain the same as last month, we are targeting the restaurant and pro shop for improvements, energy audits and miscellaneous requirements of the grant process.

**VII. NEW BUSINESS**

**A. Action/discussion: Barney Knight and Associates interim city attorney agreement – Aaron** (Attachment M)

Mayor Aaron introduced this item stating that due to Sheila Limon's medical challenges she has requested to temporarily step down as our legal representative. In addition, due to the continued legal expertise required in relation to upcoming zoning issues and the fact that Knight & Partners is the firm that worked the original zoning of the City, the City has entered into a tentative agreement with attorney Paige Saenz of Knight & Partners to serve as interim city attorney. Mayor Aaron reviewed the cost of services per hour and stated that he is bringing this before the council for ratification.

Councilmember Tepper made a motion that we accept the contract as written. Councilmember Pickard seconded the motion. The motion carried by unanimous vote.

**B. Action/discussion: General Fund Line Item Transfers - Eileen Harrison, Treasurer**

The City Treasurer had no line item transfers to present.

**C. Action/discussion: Utility & RCC Line Item Transfers - Johnnie Thompson, City Administrator**

Mr. Thompson had no line item transfers to present.

**VIII. CITIZEN COMMENTS:**

**A.** There were no citizen comments.

**IX. COUNCIL & MAYOR ANNOUNCEMENTS**

**A. Public Forum to take place on December 22nd – Cancelled**

**B. January 12th Public Hearing - Proposed Meadowlakes Zoning Change to Accommodate RV and Personal Property Storage Facility**

Above Items A and B were discussed at the beginning of the council session.

Councilmember Jones inquired into the possibility of other cable companies other than Northland Cable.

Mayor Aaron stated that the Meadowlakes Phone Books are in and they are \$2.00 each.

**X. ADJOURNMENT:**

The meeting adjourned at 7:35 p.m.

**Approved:**

/s/ John Aaron \_\_\_\_\_ **Date:** 12/8/09  
**Mayor**

**Attest:**

/s/ Linda A. Wendling \_\_\_\_\_ **Date:** 12/8/09  
**City Secretary**