



# CITY OF SUNRISE BEACH VILLAGE to

124 Sunrise Drive

Sunrise Beach Village, Texas 78643-9283

Telephone (325) 388-6438

Fax (325) 388-6973

Website :<http://cityofsunrisebeach.org>

e-mail: [srbv@cityofsunrisebeach.org](mailto:srbv@cityofsunrisebeach.org)

Tommy Martin, Mayor

Fred Butler, Mayor Pro-Tem

Hank Gath, Councilmember

Dan Gower, Councilmember

Mike Byrd, Councilmember

Ralph Turner, Councilmember

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## Stated Council Meeting Minutes

A stated meeting of the above-named council was held on May 18, 2017 at 2:30 p.m. at the Civic Center, 124 Sunrise Drive, Sunrise Beach Village, Texas 78643-9283.

### 1. Call to Order and Establishment of Quorum.

Mayor Pro Tem Butler called the meeting to order at 2:31 p.m. declaring that a full quorum was present. Council members present were Fred Butler, Mike Byrd, Hank Gath, Dan Gower and Ralph Turner. There were fourteen (14) audience attendees present. Also in attendance were City Secretary Linda Wendling, Police Chief Laurie Brock and Code Enforcement Officer Danyelle Morgan.

• It was announced that due to the temporary illness of Mayor Martin, Mayor Pro Tem will conduct the meeting; however, Mayor Martin is in attendance for any questions.

### 2. Citizens to be heard.

There were no citizen comments.

### 3. Discussion and statement that the Canvass of Election was held on May 17<sup>th</sup> due to the Secretary of State Election date mandates.

#### • The tally results of the May 6, 2017 municipal election for three (3) Council member positions for the City of Sunrise Beach Village.

(Attachment A) Mayor Pro Tem Butler introduced this item by stating that the official canvass of election took place at 10:00 a.m. yesterday, May 17, 2017, at City Hall. Mayor Pro Tem Butler also stated that the Canvass meeting was properly published to the public as required and the members present were Councilmember Dan Gower, Councilmember Mike Byrd and Mayor Tommy Martin. Councilmember Gath moved to approve the Canvass of Election as presented. Councilmember Byrd seconded the motion. The motion carried by unanimous vote. Councilmember Gower voiced his appreciation for Election Judge Barbara Baruch's efforts, time and continuing to take control of every legal aspect of the election. Election Judge Baruch addressed the meeting members and guests by thanking her entire staff of early voting judges and clerks.

### 4. Discussion – certificate of appreciation, recognition of service for exiting council member Ralph Turner. (Attachment B)

Mayor Pro Tem Butler introduced this item by stating that it was a distinct honor to thank Councilmember Turner for stepping in and taking over the one year unexpired term of Councilmember Martin. Councilmember Turner received a Certificate of Appreciation and a standing ovation from the council members and guests.

### 5. Announcement of incoming Council members from the May 6, 2017 election; exchange of council seats.

City Secretary Wendling introduced this item by announcing the names of the newly elected councilmembers; Incumbent Fred Butler, Incumbent Mike Byrd and incoming new Councilmember Ruth Stanley. Council and audience applauded and Councilmember Turner and Councilmember Stanley exchanged seats.

### 6. Action on statement of elected office and oath of office. Distribution of new manuals. (Attachment C)

City Secretary Wendling administered the Statement of Elected office and then the Oath of Office to Incumbent Fred Butler, Incumbent Mike Byrd and incoming Councilmember Ruth Stanley. Council and audience applauded. [Copies of the Statements and Oaths will be retained at City Hall.]

**7. Distribution of Certificates of Election.** (Attachment D)

City Secretary Wendling provided signed Certificates of Election to the incoming incumbents and new Councilmember. [Copies of the Certificates of Election will be retained at City Hall.]

**8. Discussion and possible action on combination request submitted by property owner Robert Sykes to combine Unit 6, Lots 747 & 748, currently known as 876 Sandy Mountain.** (Attachment E)

Mayor Pro Tem Butler introduced this item by providing a brief explanation of the property owner's request and inquired if Code Enforcement Officer, Danyelle Morgan, approved. Ms. Morgan stated that the property owner's request is in accordance with City ordinances and stated her approval of the request. Jovial audience and staff discussion ensued. Councilmember Byrd moved to approve the combination request as presented. Councilmember Gower seconded the motion. The motion carried by unanimous vote.

**9. Discussion and possible action on approval of new surveys for the properties located at 218 Lakeview and 220 Lakeview.** (Attachment F)

Mayor Pro Tem Butler introduced this item by reviewing the letters received from residents Fadal and Stockdale and referred to the plot survey that was provided. Code Enforcement Officer Danyelle Morgan addressed the meeting members and guests providing explanation for this request; the original surveys on each property owner's behalf did not match and this proposed survey, if approved, will work out the differences between the two parties after meetings and consideration between the two. Upon inquiry Councilmember Gath had no opposition or additional comment. Councilmember Gath moved to approve the survey as requested. Councilmember Byrd seconded the motion. The motion carried by unanimous vote.

**10. Discussion and possible action on a previously approved replat request submitted by property owner Becky Johnson, Replat Unit 2C, Lot 11B, currently known as 233 Airview Drive.** (Attachment G)

Mayor Pro Tem Butler introduced this item by providing the floor to Ms. Danyelle Morgan. Code Enforcement Officer, Danyelle Morgan, stated that these lots were subdivided in 1998 according to City Hall records; however, no documents were filed with the County of Llano. Ms. Morgan additionally stated that all current surveys show that the plats were divided at that time and the property owner's simply want approval to obtain finalization of the replat with Llano County. Councilmember Byrd moved to approve the replat as presented. Councilmember Gower seconded the motion. The motion carried by unanimous vote.

**11. Consent items:**

- a. Minutes of the Stated Meeting of April 20, 2017; and,**
- b. Financial Reports for the month of April 2017; and,**
- f. Ad Valorem Tax Collection Report for the month of April.**

(Attachment H through J) Mayor Pro Tem Butler introduced the consent items by reviewing each attachment as presented. Council and audience discussion ensued. Councilmember Gath moved to accept the consent items as presented. Councilmember Stanley seconded the motion. The motion carried by unanimous vote.

**12. Discussion and action on appointment of Mayor Pro Tem.**

Mayor Pro Tem Butler introduced this item by stating that every year a Mayor Pro Tem must be appointed by the Council. Councilmember Gath moved to nominate Mayor Pro Tem Fred Butler for another term as Mayor Pro Tem. Councilmember Stanley seconded the motion. The motion carried by unanimous vote.

**13. Discussion and possible action on the Shared Service Agreement with the GoodBuy Purchasing Cooperative; Resolution #243.** (Attachment K)

Mayor Pro Tem Butler introduced Resolution #243 by providing review of the agreement, outlining its purpose and stated that, if approved, this agreement would benefit our City Police Department.

Police Chief Lauri Brock addressed the meeting members and guests stating that entering into this agreement provides the City with the opportunity to purchase a new patrol car from the Ford dealership at a reduced rate. Councilmember Byrd inquired about any cost liability and Police Chief Brock stated that there was none. Council discussion ensued with every question being answered as posed. Councilmember Gath moved to approve Resolution #243 as presented. Councilmember Gower seconded the motion. The motion carried by unanimous vote.

**14. Discussion and possible action on Renewing the Public Funds Investment Policy; Resolution #244.** (Attachment L)

Mayor Pro Tem Butler introduced Resolution #244 by providing review of its purpose and stated that this function is performed on a yearly basis and nothing has changed within the policy. Councilmember Byrd moved to approve Resolution #244 as presented. Councilmember Gath seconded the motion. The motion carried by unanimous vote.

**15. Discussion and possible action on proposed changes to current Ordinance 315; and creating a new Ordinance 347 which will encompass all approved changes and updates.** (Attachment M)

Mayor Pro Tem Butler introduced this item. Councilmember Byrd moved for approval of the recommendations made by the Planning and Zoning Board to Ordinance 315, Article I, II, and III, except for Sections 53A and 53B, and Article IV and V as recommended by the Council Voting Memorandum dated May 16, 2017. [The Council Voting memorandum derived from public input, staff consideration and Council consideration stemming from the May 16, 2017 Council working session]. Mayor Pro Tem Butler provided review of the suggested changes that were submitted by the Planning & Zoning Board and outlined the previous meetings that were held, attendance and that all meetings were open to the public and published accordingly. Mayor Pro Tem Butler highlighted the changes including; outcome from the working session on Tuesday, May 16th, subtle word revisions, metal structures versus steel, single family dwellings, median taxable value, permanent foundation and stated that all of the proposed changes are in accordance with State Code. Mayor Pro Tem Butler additionally outlined the articles from the Planning & Zoning Board's recommendations that were agreed to and that in a separate motion there are some suggestions that may be rejected. Audience discussion ensued regarding the exceptions that may be rejected and "as deemed necessary". Every question was responded to as posed. Resident Barbara Baruch addressed the meeting members and guests at length regarding the City's future planning, Emergency Services, City parks, and requests that the City pay more attention to what other Cities are doing when planning for their future. Mayor Pro Tem Butler stated that resident Cindy Daly was interested on making those local connections and is currently working on that interest. Mayor Pro Tem Butler restated the motion that was on the table made by Councilmember Byrd. Councilmember Gath seconded the motion. The motion carried by unanimous vote.

Mayor Pro Tem Butler introduced the second item for council vote which is the proposed rejected suggestions as submitted by the Planning and Zoning Board. Councilmember Byrd made a motion to reject certain recommendations made by the Planning and Zoning Board in relation to Ordinance 315, Article III, Sections 53A and 53B as recommended by the Council Voting Memorandum dated May 16, 2017, which stemmed from the Council working session held on May 16, 2017 [open to the public and properly posted]. Councilmember Gath seconded the motion. Mayor Pro Tem Butler provided information in relation to the rejected changes which include, but are not limited to, un-improved lots, grass and weeds, the height of grass and weeds, usage of unimproved lots for storage of vehicles and RV's that were limited to three (3) and their current registration. Council and audience discussion ensued. Mayor Pro Tem Butler restated the motion on the table and the second and stated that it takes 75% of the Council to reject the outlined items of Ordinance #315. Upon no further discussion, the motion passed by unanimous vote.

Councilmember Gower addressed the meeting members and guests in response to Ms. Baruch's input and outlined the awareness of Commissioner Peter Jones, the First Responders, Emergency Medical Service (EMS) and the City's Emergency response. Audience discussion ensued and every question was responded to as posed.

**16. Announcements.**

- City Offices will be closed on May 29<sup>th</sup>, Monday, in observance of Memorial Day.

- The Volunteer Fire Department will be hosting its annual Bar-B-Que at McNair Park on May 27, 2017 from 5:00 p.m. to 7:30 p.m.

**17. Adjournment.**

The meeting adjourned at 3:08 p.m.

/s/ Linda A. Wendling

5/18/2017

**Linda A. Wendling, City Secretary**

**Date**