



# CITY OF SUNRISE BEACH VILLAGE

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Sunrise Beach Village, Texas 78643-9283

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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 July 21, 2016 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 Martin called the meeting to order at 2:30 p.m. declaring that a quorum was present. Council members present were Fred Butler, Hank Gath, Dan Gower and Ralph Turner. Councilmember Mike Byrd was not in attendance. There were seventeen (17) meeting attendees present. Also in attendance were City Secretary Linda Wendling, Chief of Maintenance Danyelle Morgan and Police Chief Laurie Brock.

### 2. Citizens to be heard.

- There were no citizen announcements.

### 3. Consent Items:

- a. Minutes of the Stated Meeting of June 16<sup>th</sup>; and,
- b. Financial Reports for the month of June, 2016; and
- c. Ad Valorem Tax Collection Report for the month of June 2016; and
- d. Police Report for the 3rd quarter; and,
- e. Police Department Citation Breakdown for the 3rd quarter; and,
- f. Code compliance summary report for the 3rd quarter; and,
- g. Investment report for the 3rd quarter; and,
- h. Water company budget review for the 3rd quarter; and,
- i. City budget review for the 3rd quarter.

(Attachment A through I) Mayor Martin introduced the consent items by providing review of each bulleted item. Council discussion ensued and Mayor Martin responded to every question as posed. Mayor Martin stated that the water company budget is on track, mentioned ongoing cast iron line replacements, stated that the city budget is on track and that the seal coating of the selected roads will begin to take place next week. In addition, the Police Department was complemented for the arrest of five (5) individuals on drug related charges due to Officer Saucedo stopping an unusual suspect walking down the road during the midnight hours. Council and audience discussion ensued regarding the arrests with Police Chief Laurie Brock responding to every question as posed. Councilmember Gower moved to accept the consent items as presented. Councilmember Butler seconded the motion. The motion carried by unanimous vote of the councilmembers present.

### 4. Discussion and possible action on request from property owners Charles and Teri Reeves, to combine Unit 2B, Lots 512 and 513 into one combined lot.

(Attachment J) Mayor Martin introduced this item by providing explanation of the homeowner's request. Council and audience discussion ensued. Councilmember Gower moved to approve the combination request as presented. Audience discussion ensued with Resident Daly inquiring on location; all questions were responded to as posed. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the councilmembers present.

### 5. Discussion and possible action on re-plat request from property owners James and Tammy Roark, Unit GSLE, Lots 266, 267 and 268 into one combined lot.

(Attachment K) Mayor Martin introduced this item by providing explanation of the homeowner's request. Council and audience discussion ensued and it was stated that all three (3) of these lots would be re-platted into one (1) combined parcel. Councilmember Gath moved to approve the re-

plat request as presented. Councilmember Butler seconded the motion. The motion carried by unanimous vote of the councilmembers present.

**6. Discussion and possible action on combination request from property owners Noel and Michelle Boner, unit GSLE, Lots 275 and 276 into one combined lot.**

(Attachment L) Mayor Martin introduced this item by providing explanation of the homeowner's request. Council and audience discussion ensued and Chief of Maintenance Danyelle Morgan responded to all questions as posed. Councilmember Butler moved to approve the combination request as presented. Councilmember Gower seconded the motion. The motion carried by unanimous vote of the council members present.

**7. Action/discussion on contract renewal of the Christ-Yoder Animal Shelter/Adoption Center annual agreement.** (Attachment M)

Mayor Martin introduced this item by providing the meeting members and guests with information regarding the contract and stated that there were no changes from last year's contract. Council and audience discussion ensued in relation to the Center's costs, expenses and revenue. All questions were answered as posed including information provided by previous Mayor Patricia Frain. Councilmember Gower moved to approve the contract as presented. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the council members present.

**8. \*Mayor Martin stated that item number 8 would be moved lower on the agenda and the Council will discuss item number 9 at this time\***

**9. Update/discussion on repair/replacement of low water crossing on Sunrise Drive.**

Mayor Martin introduced this item by stating that the City is still reviewing its options and has received a proposal to begin a site study. Council and audience discussion ensued. Police Chief Laurie Brock and Chief of Maintenance Danyelle Morgan responded to every question as posed. Councilmember Gower stated that medical calls were received and responded to during the time of the flooding and outlined the problems that occurred due to the flooding and road damage.

**10. Discussion and possible action on inquiry from buyer's agent, David Poelzl, to obtain permission to run a water line through the McNair Park easement to Bodin Island.**

(Attachment N) Mayor Martin introduced this item by stating that the buyer's agent is requesting permission to hook onto a meter at McNair Park and run water lines through that utility easement. Mayor Martin further stated that the purchaser would pay all costs, follow all regulations and that the backflow preventer would receive an annual checkup. Council and audience discussion ensued including; water usage of single family residence, tax revenue and it being zoned as residential. Additional discussion ensued regarding septic and Mr. Poelzl spoke to the discussions he is currently having with the LCRA and their tentative agreement. Further discussion ensued regarding clarifications of easements, the meter becoming the buyer's responsibility and electric service inquiries. Councilmember Gower moved to approve the request as presented. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the council members present.

**\*Moved Item 8. Discussion and possible action on suggestions coming from the Wildlife Management/Deer Committee concerning deer issues in Sunrise Beach.**

(Attachment O) Councilmember Butler introduced this item by referring to several pages that were within the Councilmembers' packets. Councilmember Butler provided information on the survey of deer numbers, the Committee's suggestions that are reflective of their recent meetings and stated he would read the suggestions into the record one at a time.

[Council and audience discussion ensued throughout each one of the below listed suggestions.]

(1) This suggestion references conducting an annual driving survey and comparing the data year to year. There was no council objection to this suggestion.

(2) This suggestion involves conducting a deer opinion survey of the property owners; however, Councilmember Butler stated he would like to hold off on this item until after his presentation is complete (see below).

(3) This suggestion is in reference to educational items and posting information on the City's website regarding the ill effects of feeding the deer and the City's No-feeding Ordinance. There was no council objection to adding this information to the City's website or distributing it in other ways.

(4) This suggestion is in reference to obtaining a depredation permit (deer harvesting) for the City airport for public safety reasons. Council and audience discussion ensued including the effects of

the deer within the City and City Airport, that the permit is valid for five (5) years, that there are requirements for immediate cleaning of the deer and donation of the meat to non-profit/deserving recipients, the restriction of not being permitted to retain the deer antlers, a fee of \$250.00 being submitted with the application and a daily activity log being submitted to the Texas Parks and Wildlife Department. Councilmember Butler moved to approve the City moving forward in applying for the depredation permit. Councilmember Gath seconded the motion. The motion carried by a vote of three (3) to one (1). Councilmember Butler, Gath and Turner voting for the motion. Councilmember Gower voting against the motion. Councilmember Butler will submit to Council a proposed plan for the depredation action as soon as possible.

(5) This suggestion is in reference to asking neighboring ranchers to consider increasing doe hunting on their properties. Councilmember Butler proposed that he send a letter to each of those neighboring ranchers to request same. There was no council objection in relation to this suggestion.

(6) This suggestion is in reference to asking the properties owners that are zoned as AG (Agricultural Lots) and own greater than 10 acres to consider permitting bow and shot gun hunting on their properties. This suggestion was tabled until after receipt and review of the data from the residential city-wide deer survey.

(7) This suggestion is in reference to changing the City's ordinance regarding discharge of firearms and hunting within the City limits. This suggestion was tabled for later discussion until after receipt of the airport depredation permit.

(8) This suggestion is in reference to obtaining Orion Research and Management Services to assist with deer population control in the form of harvesting and disease research. This suggestion was tabled until after receipt and review of the data from the residential city-wide deer survey.

(9) This suggestion is to consider a wildlife management assessment fee for each property owner in order to help cover costs resulting from the above Committee suggestions. The response was that the City may not pursue an assessment for this purpose as there is nothing in the Texas Local Government Code that allows same. Alternative language to consider using property tax money will be substituted in this item for the residential city-wide deer survey. Estimated cost to be paid out of City revenue will be included for each survey (suggestion) item.

**\* Out of Order (2):**

(2) This suggestion is in relation to sending out a residential city-wide deer survey. Councilmember Butler proposed that at the beginning of August a survey be mailed out including the suggestions received from the Committee and information on the ongoing work of the Committee. Councilmember Butler stated this survey will cost approximately \$500.00 to \$600.00. Councilmember Butler moved to approve the mailing of this survey. Extensive Council and audience discussion ensued regarding budget impact, tax burden, fencing of the airport runway, tax payers' burden that do not live near or benefit from the airport runway and verbiage of the survey questions. Councilmember Butler moved to approve this suggestion (sending of the survey) as modified and discussed. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the council members present.

**11. Announcements.**

● **Door-to-door solicitation from Texas Campaign for the Environment (TCE) – entering our City on a door-to-door solicitation outing on Thursday, July 28<sup>th</sup> from 4:00 p.m. to 9:00 p.m. for petitioning, fundraising and educating.** Mayor Martin provided information in relation to same, stating due to freedom of speech there is nothing the City may do to restrain them from visiting door-to-door.

**12. Adjournment.**

The meeting adjourned at 3:45 p.m.

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Linda A. Wendling, City Secretary

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Date