



# CITY OF SUNRISE BEACH VILLAGE

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Tommy Martin, Mayor  
Fred Butler, Mayor pro tem  
Hank Gath, Councilman  
Dan Gower, Councilman  
Mike Byrd, Councilman  
Ruth Stanley, Councilman

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## STATED COUNCIL MEETING MINUTES OF THE JUNE 18, 2020 STATED MEETING

A stated meeting of the above-named council was held on June 18, 2020 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. stating that a quorum was present. Councilmembers present were Fred Butler, Mike Byrd, Hank Gath and Ruth Stanley. Councilmember Dan Gower was not in attendance. There were no meeting attendees present. Also, in attendance were Code Enforcement Officer Danyelle Morgan and City Secretary Linda Wendling.

2. **Citizens to be heard.**

There were no citizen comments.

3. **Consent Items:**

- a. **Minutes of the Stated Meeting of May 21, 2020; and,**
- b. **Financial Reports for the month of May 2020; and**
- c. **Ad Valorem Tax Collection report for the month of May 2020.**

(Attachment A – C) Mayor Martin introduced the consent items by providing review of each bulleted item. **a.) Minutes May 21, 2020** – Mayor Martin inquired if there were any comments or corrections to the minutes and received none. **b.) Financial Reports for May 2020** – Mayor Martin stated that Ms. Remore reviewed the financial reports for the month of May, and she affirmed that everything was correct and that all entries accurately reflect the figures for the month. **c.) Valorem Report** – Mayor Martin stated that the Ad Valorem taxes collected by the end of May totaled 98.75% collected.

- Resident Frederick Brooks arrived at the meeting at 2:32 p.m. Council discussion ensued in relation to installment payment plans for property taxes. Mayor Martin inquired if Resident Brooks had anything to bring before the Council and he stated that he did not have anything specific to speak about, he simply wanted to attend. Councilmember Byrd moved to approve the consent items as presented. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the councilmembers present.

4. **Discussion and/or possible action on request from property owner, Samuel Warren, to combine Unit 2B, Lots 496, 497 and NE half of Lot 498, currently known as 279 East Lakeshore, into one parcel.** (Attachment D) Mayor Martin introduced this item by reading

the request aloud to the meeting members and guests. Code Enforcement Officer Morgan provided information in relation to Resident Warren's property and intent, also explaining which portion of the septic lot belongs to which property. Discussion ensued and Officer Morgan responded to every question as posed. Councilmember Butler moved to approve the combination request as presented. Councilmember Byrd seconded the motion. The motion carried by unanimous vote of the councilmembers present.

5. **Discussion and/or possible action on request from property owner, Amy Maner, to uncombine lot 110C that is combined at this time with 110A & 110B, Unit 2A.**

**(Attachment E)** Mayor Martin introduced this item by stating that Resident Maner is requesting to uncombine the lots in question. Council discussion ensued including the size of the lots if they are uncombined, that the size would remain within ordinance restrictions and that Resident Maner

intended on selling one of the properties in question. Officer Morgan responded to every question as posed.

- Police Chief Laurie Brock joined the meeting at 2:36 p.m.

Councilmember Butler moved to approve the un-combination request as presented. Councilmember Gath seconded the motion. The motion carried by unanimous vote of the councilmembers present.

6. **Discussion and/or possible action on letter received by City Hall from Mr. Thomas D. Marsden at 573 Sandy Mountain Drive. (Attachment F)**

Mayor Martin introduced this item by stating that this letter was received by City Hall earlier this week and since it is addressed to each separate councilmember, he wanted to ensure that everyone reviewed the letter. Council discussion ensued regarding the nature of this complaint, the fact that Mr. Jim Miiller and Code Enforcement Officer Morgan went out on the boat and verified measurements and found that the structure is compliant with the City's ordinances, the fact that informing residents of such construction is not required, clarification that variance requests through the Board of Adjustments are the only plans that require notification to surrounding neighbors, review of photographs provided by Officer Morgan which illustrates the distance and measurements taken, a statement that LCRA's requirements have been met in relation to same, and other properties that have been denied construction and/or grandfathering certain structures on some properties within the City limits. Discussion continued in relation to the resident's complaint that he would not be able to access his boat dock and Councilmember Butler outlined the details of the letter as provided to the Council. Additional discussion ensued regarding the plans that were submitted, a deck and location of a swing set. Councilmember Butler stated that since the measurements are within the City's ordinance requirements, he moved that the Council take no action on this letter. Councilmember Gath seconded the motion. Mayor Martin reiterated that passage of this motion would mean that the Council is agreeing not to take any action regarding this letter. The motion carried by unanimous vote of the council members present. Discussion ensued in relation to a general response being provided to Mr. Marsden confirming receipt of his letter and that the City will not be taking action in relation thereto.

7. **Discussion and/or possible action on a Lease Agreement with BeachFi Wireless Network installing antenna for Internet Service on City-owned tower. (Attachment G)**

Mayor Martin introduced this item by clarifying that the company is not called "Beachifi" but is actually called "Islandient." Resident Brooks addressed the meeting members and provided information in relation to the internet service, progress of construction and responded to all questions as posed. Mayor Martin stated that he did not receive the agreement until noon today so he did not have an opportunity to thoroughly review it yet; however, he did state that it is a standard agreement and requested permission to sign the agreement once it was reviewed. Discussion ensued including a request that Ms. Susan White review the lease agreement, status of the installation, line of site and the height of the tower, airplane interference, charges and prices, services offered and megabytes available. Upon conclusion of the discussion and every question being responded to as posed, Mayor Martin requested authority to sign the agreement once it was reviewed. Councilmember Butler moved to give the Mayor the authority to sign the agreement once the agreement was reviewed and approved by our legal advisors. Councilmember Gath seconded the motion. Councilmember Byrd inquired about the cost of the tower and additional discussion ensued with Resident Brooks responding to every question as posed. Additional discussion continued including the company's service offers, the amount of funds being incurred and IT support, the reduction of the City's expenses for this consolidated service, the cost of the tower and comparison of what the City is currently paying Northland Cable versus what will be paid to Islandient and the extra capabilities that the City will be receiving. Mayor Martin stated that he will obtain all the figures and present same to Council before approving; outlining the City's current expenses that will be rolled into one expense once the change in service takes effect. The motion carried by unanimous vote of the councilmember's present.

8. **Discussion and/or possible action on Letter of Appointments. (Attachment H)**

Mayor Martin introduced the Letter of Appointments by stating that the Council already received a copy of the suggested appointments, that himself and Councilmember Butler worked on this together, and outlined the names of the proposed appointments, their term expiration dates and that one alternate

would be determined at a later date. Discussion ensued in relation to one spelling error and one incorrect email address. Councilmember Gath moved to approve the Letter of Appointments as presented with the real-time corrections as stated. Councilmember Byrd seconded the motion. The motion carried by unanimous vote of the councilmembers present

9. **Discussion regarding the novel coronavirus (COVID-19) virus; including,**  
• **Any new press releases issued by either County or State and/or,**  
• **Safety and Precaution Measures, Forward Actions and any new information received.**

Mayor Martin introduced this item by stating that he continues to forward all information received to the Council as promptly as it is received by City Hall. Council discussion ensued including that the fundraising event called the "Sip and Stroll" has been cancelled by the VFD and that the Bass Tournament and Golf Tournament fundraising events have been postponed. It was further stated that those two events are on a 'wait and see' basis to be determined by the reported number of Covid cases incurred in the future. Mayor Martin inquired if there were any other questions and upon receiving no additional comments, moved onto the next agenda item.

10. **Discussion and action on Canvass of Election.**  
• **The May 2nd election was cancelled at a Called Council Meeting held on April 23, 2020 due to unopposed candidates and was properly reported and posted per State Election requirements. (Attachment I)**

Mayor Martin introduced this item by providing the floor to Secretary Wendling as she is the Election Clerk. Secretary Wendling stated this is just a formality so that the election results were properly recorded in the minutes and the election files. Ms. Wendling stated that the Canvass of Election for the May 2, 2020 municipal election process has been completed and the election was called due to uncontested candidates.

11. **Announcement of incumbents and returning council members Mayor Tommy Martin, Councilmember Hank Gath and Councilmember Dan Gower for another two-year term each. (Attachment J)**

Election Clerk Wendling announced that the incoming incumbents would be serving for another two-year term each and it consisted of Mayor Tommy Martin, and Councilmembers Hank Gath and Dan Gower being reelected.

12. **Action on Statement of Elected Office and Oath of Office. (Attachment K)**

Election Clerk Wendling provided each incumbent with the required Statement of Elected Office, followed by each of their Oaths of Office. Council member Gower was not present due to family issues and will be taking the Statement of Elected Office and Oath of Office as soon as possible at a later time.

13. **Action on distribution of Certificates of Election and Discussion on the "Handbook for Mayors and Council Members" manual as was previously distributed by the Texas Municipal League.**

Election Clerk Wendling stated that in the past a new "Handbook for Mayors and Council Members" was passed out at this time but this year the Texas Municipal League stated that in order to save money they are no longer printing the manuals. Clerk Wendling stated that the manuals are still available online at their website; [www.tml.org](http://www.tml.org). Clerk Wendling also stated that there is a self-bound copy in the office that is available for copying if so requested.

14. **Announcements.**

- **The City offices will be closed on July 3, 2020, Friday, in observance of Independence Day.**

15. **Adjournment.**

The meeting adjourned at 3:14 p.m.

/s/ Linda A. Wendling

6/18/2020

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Linda A. Wendling, City Secretary

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Date