

**City of Woodcreek City Council Meeting
January 13, 2016: 6:30 p.m.
41 Champions Circle
Woodcreek, Texas 78676**

Minutes

- 1.) **Call to Order:** Mayor Eskelund called the meeting to order at 6:30 p.m.
- 2.) **Invocation**
- 3.) **Pledge**
- 4.) **Roll Call.** Present: Mayor Eric C. Eskelund, Mayor Pro Tem Nancye Britner, Councilmember William Scheel, Councilmember Jerry Moore, Councilmember Gordon Marsh, Councilmember Judy Brizendine, Interim City Manager Paul Brandenburg, City Treasurer Gene Golembiewski, City Financial Coordinator Liane Park. **Absent:** Director of Public Works Frank Wood.
- 5.) **Public Comments:** George Hyde, representing the law firm of Denton, Navarro, Roca, Bernal, Hide and Zech withheld comments for a regular agenda item. Sharri Woods spoke about ordinance violations. John Lewis withheld comments for the public hearing. Marianne Mitchell expressed her thanks to the City for removing the accumulation of rocks on Brookmeadow Drive. Jack Kinkel chose to speak during the public hearing concerning fences. Dorothy Harris of 30 Cypress Point inquired about the engineering report in relation to the flooding. Nancye Britner commented on a letter from Texas Municipal Courts Education Center thanking the City for participating in National Night Out.
- 6.) **Citizen Comments:** There were no citizen comments.
- 7.) **Report Items:**
 - A. In the absence of Director of Public Works Wood, City Manager Brandenburg reported that he is coordinating information from DPW Wood and the County regarding the status of the 2015 repair requests, along with a list of storm damages resulting from the October 2015 flood.
 - B. City Treasurer Golembiewski reported year-to-date revenues of \$115,851.00 and \$66,896.00 in expenditures.
 - C. City Manager Brandenburg presented his Monthly Public Report.
- 8.) **Consent Agenda:**
 - A. Approval of the minutes of the Regular Woodcreek City Council meeting of December 9, 2015.
 - B. Approval of Treasurer's Report for December 2015.

Mayor Pro Tem Britner moved to accept the Consent Agenda in its entirety. The motion was seconded by Councilmember Moore, which passed with a vote of 5-0-0.

9.) Public Hearing and Action on Section 156.058 (Fencing) of the Code of Ordinances to allow fences nearer than 25 feet to an exterior lot line bordering the golf course under specified conditions.

A. Staff Report: City Manager Brandenburg thanked the Planning and Zoning Committee and all who were involved in creating a very good ordinance. He explained the need for a five foot setback from the rear property line and the small animal mesh addition to fences and the necessity of it matching the color and architecture of the fence.

B. Public Hearing: Hearing Open 6:30 p.m. John Lewis pointed out a discrepancy in the City Fee Ordinance relating to the permit fee for fence applications. Jack Kinkle expressed his appreciation of the current and past City Council for the effort, time and work that went into reaching this stage in the process. Hearing Closed: 6:56 p.m.

C. Discussion and Action: After discussion, Mayor Pro Tem Britner moved to approve Ordinance 156.058 as proposed, with the recommendations from P&Z as submitted, with a five (5) foot setback from the rear property line and small animal fencing not to exceed two (2) feet of the total height of the fence and material color recommended by P&Z. The motion was seconded by Councilmember Moore, which passed with a vote of 5-0-0.

Mayor Pro Tem Britner moved to amend the draft ordinance amending Section 156.058 of the City's Code of Ordinances as proposed, and to adopt changes permitting the construction of fences, based on the recommendations of the Planning and Zoning Commission. With the change to the small animal fencing not to exceed 50% of the total height of the main fence, and for the small animal fencing to be of the same color to match the architecture of the main fence. Councilmember Moore seconded the amended motion, which passed with a vote of 5-0-0.

Councilmember Marsh moved to approve the original amended motion. The motion was seconded by Councilmember Moore, which passed with a vote of 5-0-0.

10.) Regular Agenda

A. After discussion, Mayor Pro Tem moved to appoint Interim City Manager Brandenburg as the City's official Flood Plain Manager. The motion was seconded by Councilmember Moore, which passed with a vote of 5-0-0.

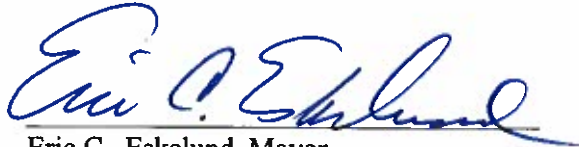
B. George Hyde, of the law firm of Denton Navarro Rocha Bernal Hyde & Zech spoke in support of his firm. After discussion, Councilmember Marsh moved to appoint Denton Navarro Rocha Bernal Hyde and Zech for Woodcreek legal services. Councilmember Brizendine seconded the motion, which failed 2-3-0. Councilmember Moore moved to engage the firm of Roger Gordon Law as City Attorney. The motion was seconded by Mayor Pro Tem Britner, which passed with a vote of 3-2-0.

C. After discussion, Councilmember Marsh moved to take no further action on the Joinder of Lots issue. The motion was seconded by councilmember Brizendine, which passed with a vote of 5-0-0.

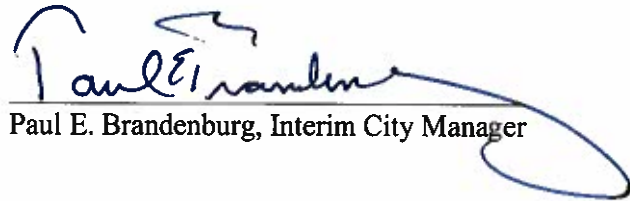
D. After discussion, Mayor Pro Tem Britner moved to direct City Manager Brandenburg to investigate Open Carry with Attorney Roger Gordon. The motion was seconded by Councilmember Marsh, which passed with a vote of 5-0-0.

E. After discussion, Councilmember Moore moved to accept Myers Concrete bid of \$6,500.00 for pothole repairs, with work to begin no later than January 18, 2016. The motion was seconded by Mayor Pro Tem Britner, which passed with a vote of 5-0-0. Councilmember Moore moved to accept Hays County's bid of \$4,280.00 for emergency repairs at the curve of Champions Circle. The motion was seconded by Councilmember Marsh, which passed with a vote of 5-0-0.

12.) Adjourn: There being no further business, Mayor Eskelund adjourned the meeting at 8:10 p.m.



Eric C. Eskelund, Mayor



Paul E. Brandenburg, Interim City Manager