

ENCHANTED OAKS, TEXAS
REGULAR CITY COUNCIL MEETING
MINUTES

September 12, 2017

Mayor Sam McVay called the meeting to order at 7:30 p.m. Pam Foster gave the invocation. The Pledge of Allegiance and the Pledge to the Texas Flag was said by all present.

Secretary Pam Foster called roll. The council members present were: Doug Napps, Jerry Cryer, Sam McVay, Sandi Rando, Greg Cooley and Marty Nulf.

CONSENT AGENDA

A. Treasurer Report – August, 2017: Mayor asked for approval of the report as submitted. Greg Cooley made a motion to approve. Sandi Rando made a second. Balance in the bank reflects \$256,907.96. No further discussion, All were in favor. **Motion Passed**

B. Minutes – August 8, 2017: – Mayor asked for approval of the minutes as presented. Jerry Cryer made motion to accept. Marty Nulf made second. No further discussion, All were in favor. **Motion Passed**

REPORTS – COMMITTEE’S AND STAFF

Cliff Webster - Police Chief- (see report) 12 calls total: (1) sick fox, (1) suspicious noise, (1) alarm, (1) information, (8) trespassing. A warrant was issued to a local resident for 911 abuse. A sofa has been setting in ROW in front of a resident home and owner has been notified to remove. Notification stickers were ordered to place on vehicles parked beyond the maximum time allowed-sticker gives 24-hour notice to remove.

Allen Brier – Mowing – (see report) Total Hours 56 – Thanked John Rando for his assistance in removing a broken tree limb removed from town hall. All city mowing complete, 2/3 trailer parking area has been sprayed to kill weeds.

Lyndon Patrick - Fire Chief – Calls, Procurements & Grant Activities (report attached) Total Calls: 7 Calls – (2) fire calls, (5) 1st Responder, (0) Public Assist. EOVPD entered in to an agreement with PSVFD for automatic assist on any structure fire, both departments will be paged out to assist each other. Bay door handle chain broke and has been repaired.

Natalie Onate – ESD#2 – N/A

Natalie Onate – Ladies Club Activities/Events - N/A

Neighborhood Watch Activities – N/A

Sam McVay, Board of Adjustments Conducted/Building Permits Issued-Permits- (2)
1-add on, 1-new construction

REPORTS – COUNCIL MEMBERS

Marty Nulf- Waste Management Station (WMS) Issues or Concerns -- recent Republic invoice reflects the new contract price. Thanked Lyndon and Beverly Patrick for the safe capture and removal of feral cats at the WMS and added they had made arrangements for cats to be spayed, neutered and adopted out.

Jerry Cryer, Parks/Boat Ramps –Boat Ramps: West Ramp: has been resurfaced and a sealant will be applied in October. Park: committee has discussed some ideas to be considered for a future park extension plan. A pavilion behind town hall is considered. Will obtain preliminary information to be considered in future. Plan to include seating, tables, BBQ pit, etc...input from citizens will also be considered.

Doug Napps - Maintenance of Building, Grounds – No report.

Greg Cooley-, Swimming Pool/Roads– Pool: pool closed on Friday, September 8. Thanked Allen Brier for his oversight during the year and to John and Sandi Rando for being on standby to fill in when he was unavailable. Off season cleaning schedule will resume to once a month. Roads: In October L&S Asphalt will be doing some roadwork (shoulder, hot patching, sealcoating) approximately \$23,000 project. Drainage: during July heavy rain event identified problem areas. 220 Cedarwood ditch area to be cleared out to reduce water overflow on to property – est \$1,000 cost. Cedarwood light/WMS intersection was built up with granite based dirt-\$1300.

Sandi Rando – Emergency Management-/Trailer Parking- couple of issues with people parking trailers w/o contacting the city first and re-parking in the wrong spot not assigned to them. Only 1 or 2 spots available.

REPORTS - ADMINISTRATION

Patsy Cooley-Treasurer Activities– end of FY2017 budget need to get all outstanding invoices for the year to be turned in and paid.

Pam Foster – City Secretary – Activities, Coordination – asset inventory will need to be completed next month (November). First phase of the audit has begun.

Sam McVay – Mayor Reports of Contacts for prior month – (1) sour gas well: no activity. (2) Camera System hard drive crashed and one camera also damaged, perhaps by power failure or lightening. Noted this is opportunity to update the system and camera that monitors the intersection. Received \$4800 quote/bid (budget allocated at \$5000 in the Capital for LP Camera) to replace the system with an updated/modern one for about the same cost. Proposed moving the existing intersection camera to monitor the WMS and replace it with a high-resolution camera to monitor the intersections. It includes: 1080 night/day and LP reader, features the ability to add a century link modem in the existing box which would permit anyone with the access code to monitor the dvr using a app based program on the computer, tablet or smart phone. Also, system can be moved and added to at a minimal cost. Will also move the camera;s at WMS higher for better view angle. (3) asked council to consider if town wants to continue to allow permitted solicitation. Currently ordinance allows by permit only. Some complaints from

residences as there have been an increase lately in applied permits. (4) purchased a oxygen regulator for bag at town hall.

Comments By Citizens & Guests – Lyndon Patrick asked if there are any city funds to cover cost of cat removal. His current cost has accrued to date at \$150.00 and anticipates a total out of pocket up to approximately \$300.00. Mayor asked council if this is going to be funded as an on-going scenario and how much would the council want to approve. Marty noted residents are complaining. Sandi not opposed to pay for this one time only but long term how would it be budgeted. Mayor asked council if they are in agreement to reimburse this expense out of the WMS operating budget for this one-time fee. Marty stated she would cover the expense for this one-time from her budget. Secretary reminded Lyndon Patrick that paperwork receipts were required in order to support the reimbursement check payment from the city.

OLD BUSINESS – None

NEW BUSINESS

A. Discuss/Take Action on Ordinance No. 209 to Cancel Ordinance No 207 (2017 Election) – Mayor read aloud ordinance as presented. Sandi Rando made a motion to approve as read. Greg Cooley made a second. No further discussion. **Motion Passed.**

B. Discuss/Take Action on Enchanted Oaks Ladies Club annual community wide garage sale – Noted it is to be held on Saturday, October 21, 2017. Jerry Cryer made a motion to approve as noted. Marty Nulf made a second. No further discussion. **Motion Passed.**

C. Discuss/Take Action to approve employee FY2018 contracts – Mayor stated council has had opportunity to review all contracts and noted the following key changes: Secretary-to allow carryover of up to 20 hours of unused vacation time in to the 1st quarter of new FY with mayor approval. Police – allow 1-week unused vacation carry over in to the 1st quarter of new FY with mayor approval. Mowing – added only to clarify the description list. All salaries have been approved in the FY2018 budget. Greg Cooley made a motion to approve all employee contracts as presented. Marty Nulf made a second. No further discussion. **Motion Passed.**

D. Discuss/Take Action on TML insurance claim roof replacement on Town Hall building – Doug Napps and Allan Bell met to open four sealed bids and review (Secretary was present to witness). Recommendation to select Van Horn Construction for the job. Noted their bid was \$9,486.50 and was complete and included all necessary information. Greg Cooley made a motion to accept the recommendation as stated. Sandi Rando made a second. No further discussion. **Motion Passed.**

E. Discuss/Take Action on purchasing Blk J, Lot 46 on Oakwood, Enchanted Oaks, TX – Mayor noted reason for interest is location of said property/lot behind town hall and next to adjacent lots already owned by the city. Also allows for better planning for the park expansion. Mayor would like to make an offer to owner and funds would come out of the designated park line item. He recommended \$2500 offer price and noted appraised value on HCAD shows \$5000. Added this lot is smaller than other lots around it. Asked council for their comments and if in agreement on the price. Greg Cooley made a motion to move forward with making an offer of \$2500.00 subject to no delinquent taxes or liens on property. Jerry Cryer made a second. No further discussion. **Motion Passed.**

F. Discuss/Take Action on type of fence/plants for the Enchanted Dr entrance – Mayor noted a need to stop people, golf carts and other vehicles driving through from Indian Harbor. Fence would run from EO entrance gate to the WMS. Received quote on vinyl fence planks at \$25,000 and noted is cost prohibited. Asked council to consider a lower cost option of a 5-strand barb wire at estimate of \$4500. Received quote from McDade Nursery for 100/ 10-gallon plants @ \$10.00 each to create a natural solid wall covering in front of fence line. Funding to come out of FY2018 budget – designated park funds. Jerry Cryer made a motion to approve spending up to \$6500.00 from the designated park fund to begin the fence and plant project along Enchanted Dr entrance road. Doug Napps made a second. Greg Cooley added that the mayor’s focus and approach is correct. No further discussion. All in favor. **Motion Passed.**

G. Discuss cost sharing on sealcoat of Enchanted Dr. – Mayor noted upcoming road work on the main entrance road/Enchanted Dr to cost approximately \$23,000. Mayor shared with council that in place are Restrictive Covenants/Deed Restrictions for Indian Harbor Subdivision as filed at Volume 801, Page 543 and Volume 1860 Page 708, Deed records of Henderson County Texas. This deed restriction requires that Indian Harbor pay for 50% of road maintenance from Forgotten Lane to Indian Harbor Dr. The last time Indian Harbor participated in cost share with Enchanted Oaks was in 2008 by means of judicial action. He added that since this is a shared public access road by Indian Harbor and Enchanted Isle, he asked council to consider options of how to approach the two communities to share in the cost of road maintenance.

H. Discuss/Review proposed amendments to Ordinance 148R2, section 5 and section 11 – Mayor noted several issues that have become a problem with the way the current ordinance reads and the noted changes (attached and shown in yellow) would address to...

1. Make it unlawful to dump trash etc on property not owned.
2. Make it unlawful to store vehicles on property not owned without permission from the property owner
3. Make it unlawful to disrupt the existing drainage pattern as to cause a problem somewhere else
4. Remove the objection to dual axle trailers since so many exceptions have been granted

He referred to Section 5a and noted:

- all new changes shown in yellow highlight
- moved some information around to be in a more organized manner
- mayor requests change to language as noted/shown to give town the permission to issue citations to individuals who violate the specifics on lots not owned by them.
- purpose is to clarify responsibility

Section 9: change word from “wood” to “solid”

Section 11: - clarified location specifically

(c) change from 8 hours to 12 hours

(d) added “utility trailer” – mayor noted can’t see a difference between dual axel utility trailers and dual axel boat trailers

Discussion followed regarding the need for council to drive around and consider these so noted changes. Jerry Cryer added the intent is to keep the city looking nice. Mayor asked council to consider what they want to do otherwise the four or five dual axel utility trailers will need to be removed. He added the purpose of the changes is to make it clear that the city will have the authority to enforce issues directly to the violator.

He asked for input from council and be ready to take action at the next meet meeting.

I. Discuss/Take Action on FY2017 annual audit contract with Conway CPA – Mayor noted this is the same audit firm from previous years and the contract price is the same as previous year at \$5,500. Sandi Rando made a motion to approve contract as presented. Marty Nulf made a second. No further discussion. All in favor. **Motion Passed.**

ADJOURN –Marty Nulf made a motion to adjourn. Jerry Cryer made a second. All in favor; **Motion Passed.**

Respectfully submitted,
Pam Foster
City Secretary