

**MINUTES OF A PUBLIC HEARING AND
REGULAR MEETING
OF THE GOVERNING BODY
OF PELICAN BAY**

On the 9th day of September 2008 the council of the City of Pelican Bay convened in a Public Hearing and Regular Meeting, the same being open to the public at a regular meeting place thereof, in the City Hall, and notice of said meeting having time, place, and subject thereof, having been posted as prescribed in article 6261-17 V.S.C.S.

1. **CALL TO ORDER.**
Mayor Tolbert called the meeting to order at 7:03 p.m.
2. **ROLL CALL AND DECLARE QUORUM.**
Aldermen Leach, Clark, McWhorter, Tynes, Hunter, and Mayor Tolbert were in attendance.
3. **PLEDGE OF ALLEGIANCE.**
Mayor Tolbert led the Pledge.
4. **OPEN THE PUBLIC HEARING FOR THE TAX RATE THAT WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS FROM LAST YEAR'S TAX RATE.** There was no citizen input
5. **CLOSE THE PUBLIC HEARING FOR THE TAX RATE THAT WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS FROM LAST YEAR'S.**
Mayor Tolbert closed the meeting with the statement that the council plans to leave taxes at the same rate as last year.
6. **CITIZEN PARTICIPATION.**
Dick Michaels expressed concerns over the city not having fire hydrants or an emergency siren in case of inclement weather. No other concerns were heard.
7. **CONSENT AGENDA:**
 - A. **REVIEW AND APPROVE THE MINUTES OF COUNCIL MEETINGS DATED AUGUST 12, 2008, AUGUST 16, 2008, AUGUST 22, 2008, AND SEPTEMBER 2, 2008.**
 - B. **REVIEW AND APPROVE FIRE DEPARTMENT REPORT**
 - C. **REVIEW AND APPROVE CODE ENFORCEMENT REPORT.**
 - D. **REVIEW AND APPROVE POLICE DEPARTMENT REPORT.**
 - E. **REVIEW AND APPROVE PUBLIC WORKS REPORT.**

Alderman Leach made a motion to approve the Consent Agenda items as written.
Alderman Clark 2nd the motion. Motion passed 5/0.
8. **REVIEW, DISCUSS, AND APPROVE A RESOLUTION IN SUPPORT OF THE SUBMISSION OF AN APPLICATION TO THE OFFICE OF RURAL COMMUNITY AFFAIRS TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**
Alderman McWhorter made a motion to approve resolutions for agenda items # 8 & 9. Alderman Leach 2nd the motion. Motion passed 5/0.
9. **REVIEW, DISCUSS, AND APPROVE A RESOLUTION COMMITTING TO SUPPORTING THE WATER IMPROVEMENTS ACTIVITIES PROPOSED IN**

**AN APPLICATION TO THE OFFICE OF RURAL COMMUNITY AFFAIRS
TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM WITH
LOCAL MATCHING FUNDS.**

- 10. REVIEW, DISCUSS, AND APPROVE RATE INCREASES AND CHANGES IN THE CONTRACT WITH NORTH TEXAS ANIMAL CONTROL.**
Alderman McWhorter made a motion to table this item until the next budget meeting to give N.T.A.C. time to meet with City Attorney and work out questionable items. Alderman Tynes 2nd the motion. Motion passed 5/0.
- 11. REVIEW, DISCUSS, AND APPROVE PLACING NORTH TEXAS ANIMAL CONTROL UNDER THE DIRECTION OF THE PELICAN BAY POLICE DEPARTMENT.**
Alderman McWhorter made a motion to place the North Texas Animal Control under the direction of the Police Department. Alderman Clark 2nd the motion. Motion passed 5/0.
- 12. REVIEW, DISCUSS, AND APPROVE AN APPLICATION FOR CREDIT WITH HANSON AGGREGATES, INC. FOR STREET PAVING MATERIALS.**
Alderman Clark made a motion to apply for an account with Hanson Aggregate to purchase street paving materials. Alderman Tynes 2nd the motion. Motion passed 5/0.
- 13. REVIEW, DISCUSS, AND APPROVE THE REPLATTING OF THE PROPERTIES KNOWN AS 1525 AND 1529 PELICAN DRIVE NORTH.**
Alderman Tynes made a motion to have the properties at 1525 and 1529 Pelican Dr. N. replatted into one property. Motion was 2nd by Alderman McWhorter. Motion passed 5/0.
- 14. REVIEW, DISCUSS, AND APPROVE THE BUILDING DESIGN FOR THE PUBLIC SAFETY COMPLEX.**
Alderman McWhorter made a motion that in three weeks a design be submitted to the council for review by an engineer. Alderman Clark 2nd the motion. Motion passed 4/1 with Alderman Tynes being the nay vote.
- 15. REVIEW, DISCUSS, AND APPROVE PROPOSALS ON FINANCING AND BUDGETING OF THE PUBLIC SAFETY COMPLEX.**
Alderman Clark made a motion to table with a 2nd from Alderman Tynes. Motion passed 5/0.
- 16. REVIEW, DISCUSS, AND APPROVE THE CRITERIA FOR PLACING BID ADVERTISEMENTS PERTAINING TO THE PUBLIC SAFETY COMPLEX IN THE NEWSPAPER.**
Alderman McWhorter made a motion to table with a 2nd from Alderman Clark. Motion passed 5/0.
- 17. REVIEW, DISCUSS, AND APPROVE AWARDED THE BID PROPOSAL FOR THE PUBLIC SAFETY COMPLEX AT THE OCTOBER 14, 2008 COUNCIL MEETING.**
Alderman McWhorter made a motion to table with a 2nd from Alderman Clark. Motion passed 5/0.
- 18. REVIEW, DISCUSS, AND APPROVE THE PROCESS FOR HANDLING THE LEASES ON CITY OWNED BOAT STALLS.**
Alderman Hunter made a motion to notify lease holders if they want to continue lease. Motion was 2nd by Alderman Tynes. Motion passed 5/0.

19. REVIEW, DISCUSS, AND APPROVE A DATE FOR A FUTURE PLANNING/BUDGET WORKSHOP WITH THE CITY AUDITOR AND REPRESENTATIVES FROM LAGUNA BAY.

Alderman McWhorter made a motion that the council set a planning and budget workshop for September 13, 2008 at 10:00 a.m. Alderman Clark 2nd the motion. Motion passed 5/0.

20. REVIEW, DISCUSS, AND APPROVE AN ORDINANCE ESTABLISHING THE ADMINISTRATIVE, LEGISLATIVE, APPOINTATIVE POWERS, LIMITATIONS AND PROTOCOL DUTIES FOR THE OFFICE OF MAYOR.

Alderman Clark made a motion that no action be taken on the item. Alderman Hunter 2nd the motion. Motion passed 5/0.

21. ADJOURNMENT.

Alderman Tynes made a motion to adjourn with a 2nd from Alderman Hunter. Motion passed 5/0.

Meeting adjourned at 8:56 p.m.

PASSED AND APPROVED THIS _____ DAY OF _____ 2008.

APPROVED:

ATTEST:
