

## **MINUTES OF A SPECIAL MEETING OF THE GOVERNING BODY OF PELICAN BAY**

On the 4th day of September, 2014 at 7:00 P.M. the Council of the City of Pelican Bay convened in a Special Meeting, 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.

**I. CALL TO ORDER.**

Mayor Bill Morley called the meeting to order at 7:00 p.m.

**II. ROLL CALL AND DECLARATION OF QUORUM.**

Mayor Morley and Aldermen Tincher, Wrinkle, Oberg and Finstad were present. A quorum was declared.

**III. PLEDGE OF ALLEGIANCE.**

Mayor Morley led the Pledge.

**IV. CITIZEN PARTICIPATION.**

Bart Scarbrough voiced concern about the height of the flag pole and the lighting of it at night.

Rusty Rogers voiced concern about the disrepair of Liberty School Road and Sandy Beach Road.

**V. CONSENT AGENDA**

**A. APPROVAL OF MINUTES OF APRIL 8, MAY 19, JUNE 9, AND JULY 14, 2014 MEETINGS.**

**B. APPROVAL OF FINANCIAL REPORTS.**

**C. APPROVAL OF POLICE DEPARTMENT REPORTS.**

~~**D. APPROVAL OF ANIMAL CONTROL/ORDINANCE REPORTS.**~~

~~**E. APPROVAL OF APPOINTMENT OF SABRA SWAIM TO FILL ALDERMAN PLACE 3 VACANCY.**~~

**F. APPROVAL OF APPOINTMENT OF GLEN OBERG AS MAYOR PRO-TEM.**

**G. APPROVAL OF HIRING OF WARREN SPENCER AS CITY ATTORNEY.**

**H. APPROVAL OF MICHAEL CEPEDA, THOMAS PEOPLES, JASON DAVIS AND RICHARD ZUBIATE AS RESERVE POLICE OFFICERS.**

**I. APPROVAL OF MATTHEW THOMAS, STEPHEN COMBS, JR. AND BOBBY PENDER AS PAID OFFICERS.**

~~**J. APPROVAL OF PAY INCREASE FOR UTILITY MAINTENANCE WORKERS.**~~

**K. APPROVAL OF 24-HOUR POLICE DEPARTMENT COVERAGE.**

**L. APPROVAL OF ORDINANCE #226 CHANGING REGULAR CITY COUNCIL MEETINGS TO 2<sup>ND</sup> AND 4<sup>TH</sup> MONDAYS OF EACH MONTH AT 7:00 P.M.**

**M. APPROVAL OF RESOLUTION #212 DESIGNATING AUTHORIZED SIGNATORIES OVER FINANCIAL ACCOUNTS.**

**N. APPROVAL OF RESOLUTION #213 ESTABLISHING AUTHORIZED SIGNATORIES FOR 2013 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**

**O. APPROVAL OF RESOLUTION #214 ADOPTING A CONTRACTOR LOCALITY LOCAL OPPORTUNITY PLAN.**

**P. APPROVAL OF RESOLUTION #215 ESTABLISHING RULES REGARDING THE USE OF EXCESSIVE FORCE DURING NONVIOLENT CIVIL RIGHTS DEMONSTRATIONS.**

**Q. APPROVAL OF RESOLUTION #216 ADOPTING A SECTION 504 GRIEVANCE PROCEDURE.**

- R. APPROVAL OF RESOLUTION #217 DESIGNATING THE MONTH OF AUGUST , 2014 AS FAIR HOUSING MONTH AND SUPPORTING FAIR HOUSING ACTIVITIES WITHIN THE CITY.
- S. APPROVAL OF RE-PLAT TO COMBINE LAGUNA BAY LOTS 49 AND 50.
- T. APPROVAL OF TWO REQUESTS FOR VARIANCE OF REQUIREMENT THAT A MOBILE HOME BE SEVEN (7) YEARS OR NEWER.
  - a. FRANCISCO CORREA AND JESSICA VELASQUEZ
  - b. DENISE HAZELTON
- ~~U. APPROVAL OF ADDING A FOOD PANTRY DONATION (VOLUNTARY) OF \$1.00 TO THE WATER BILL.~~

Alderman Tincher asked that Items D, J and U be moved to the Regular Agenda.  
 Alderman Wrinkle asked that Item E be moved to the Regular Agenda.

Alderman Tincher made a motion to approve the Consent Agenda with the exception of Items D, E, J and U. Alderman Oberg seconded the motion. Motion passed 5-0.

## VI. REGULAR MEETING

- A. (Item D from Consent Agenda) APPROVAL OF ANIMAL CONTROL/ORDINANCE REPORTS.

Alderman Oberg made a motion to accept the Animal Control/Ordinance Reports.  
 Alderman Tincher seconded the motion. Motion passed 4-0.

- B. (Item E from Consent Agenda) APPROVAL OF APPOINTMENT OF SABRA SWAIM TO FILL ALDERMAN PLACE 3 VACANCY.

Alderman Oberg made a motion to appoint Sabra Swaim to fill Alderman Place 3 vacancy. Alderman Tincher seconded the motion. Motion passed with two (2) YES votes (Oberg and Finstad), one (1) NO vote (Wrinkle), and one (1) abstention (Tincher). Mayor Morley voted YES to break the tie. Newly appointed Alderman Swaim was sworn in and took her place on Council.

Alderman Wrinkle asked to discuss Item G (from Consent Agenda) and Mayor Morley told him that it had been approved in the Consent Agenda. Alderman Wrinkle's response was to excuse himself from the meeting because it was illegal.

- C. (Item J from Consent Agenda) APPROVAL OF PAY INCREASE FOR UTILITY MAINTENANCE WORKERS.

Alderman Oberg made a motion to approve the pay increase for Utility Maintenance Workers. Alderman Swaim seconded the motion. Motion passed with two (2) YES votes (Oberg and Swaim), two (2) NO votes (Tincher and Finstad), and Mayor Morley voting YES to break the tie.

- D. (Item U from Consent Agenda) APPROVAL OF ADDING A FOOD PANTRY DONATION (VOLUNTARY) OF \$1.00 TO THE WATER BILL.

Alderman Oberg made a motion to approve adding a \$1.00 voluntary donation to the water bills. Alderman Tincher seconded the motion. Motion passed with two (2) YES votes (Swaim and Oberg), two (2) NO votes (Tincher and Finstad), and Mayor Morley voting YES to break the tie.

- E. REVIEW, DISCUSS AND POSSIBLE ACTION TO APPROVE CHANGES TO THE PROPOSED BUDGETS.

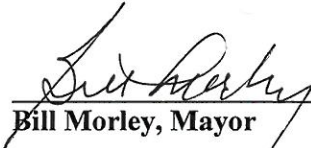
Alderman Tincher made a motion to approve the changes to the proposed budget (adding a line item for \$6,000 to the General Fund Budget for inspections and possible demolition of substandard properties, giving a COLA pay increase to Mike Lowery and Teri Anthony). Alderman Oberg seconded the motion. Motion passed with three (3) YES votes (Tincher, Swaim, Oberg), one (1) NO vote (Finstad).

**F. ADJOURNMENT.**

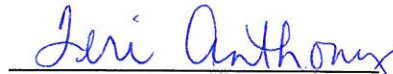
**Alderman Oberg made a motion to adjourn. Alderman Tincher seconded the motion.  
Motion passed 4-0.**

**PASSED AND APPROVED THIS 22ND DAY OF SEPTEMBER, 2014.**

**APPROVED:**

  
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**Bill Morley, Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**Teri Anthony, City Secretary**