

**CITY OF SHEPHERD
BOARD OF ALDERMEN
Regular Called Meeting
28 N. Liberty, Shepherd City Council Chambers
Monday, January 8, 2024, 6:30 PM
OFFICIAL MINUTES**

REGULAR CALLED MEETING:

Members Present: Charles Minton, Mark Porter, Curtis Ainsworth, Susan Daniels, Yvonne Cones, Ray Marrs,

Members Absent:

City Staff Present: City Secretary Debra Hagler, City Attorney Larry Foerster

Others Present: Dale & Trisha Francisco, Tammy Nave, Anthony Whitten, Lauren's sister Katie and her mother, Greg Cones, JROTC- McDonald and Stephenson, Gaytan's, Mr. Lee, Susan Choate, Bunny Irwin, Mr. Branham

CALLED TO ORDER /INVOCATION

Mayor Minton called the meeting to order. Mark Porter led in prayer and the pledges were recited.

PUBLIC INPUT: None

PUBLIC INPUT FOR ITEMS NOT LISTED ON AGENDA:

Silvia Claros- lives at 121 Page- she had questions about the Hwy 59 expansion and whether it will affect her property or not. She also had a culvert question. Arrangements were made for Matt to meet with her soon.

REPORTS:

Tammy Nave: Assistant Police Chief gave a verbal report. 238 calls, seven reports, thirty-six citations, she announced that Polk County Sheriff Department arrested two individuals resulting in multiple stolen goods and property being returned to the owners.

Matthew Greer: He reported a repaired line that was elevated during the process of downing a tree. He discussed the need to extend a water line down Industrial Blvd for Agri Tex to install a fire hydrant. He announced that O'Reilly's had started clearing and expects to open at the end of May.

PUBLIC HEARING: The public hearing was properly posted, and the landowners were notified but no action will be taken as the item failed to get on the agenda. Bunny Irwin made the comment that she did not think the City should start selling streets. Leave it as it is. She stated she thinks this is opening a can of worms by allowing this. Susan Choate stated that it is not being kept up by the City. The Mayor briefly discussed Tammy Russel's letter. The public hearing closed at 6:38pm.

OLD BUSINESS:

Discuss and take action to approve the TREC inspection and grant a Manufactured Home Variance for Lisvette Gaytan located at 220 Jill Street.

Susan Daniel made a motion to approve based on passing Bureau Veritas inspections. Mark Porter seconded the motion and it passed with a unanimous vote. Mrs. Gaytan's pleaded that she was not told to obtain a HUD inspection simply an inspection which she provided. This is a remodeled 1993 Manufactured Home on one acre of property. The homeowners stated the repairs listed in the inspection have been completed. The board agreed that if the home passed inspections from Bureau Veritas, then the variance would be considered granted.

NEW BUSINESS

Update and Presentation from Sheriff Capers.

Sheriff Capers was not present.

Discuss and take action on request from Walter Vaquero to replat a 2.67-acre track of property located at 111 Cronin Road

Yvonne Cones made a motion that the City has no objection to this division of property. Curtis Ainsworth seconded, and the motion passed with a unanimous vote. This is a 2.67-acre tract of land being divided into two tracts. One tract will be one acre and includes the existing home. The other 1.67 acres will be sold. The City attorney stated that since this is not in a subdivision this division can be approved by providing the mete and bounds to the properties.

Discuss and take action on a Manufactured Home Variance for Ashley & Porfirio Cisneros for a 1995 Fleetwood Festive LTD single wide home to be placed at 70 Cherry Creek

The Cisneos Family called to withdraw this item of discussion.

Discuss and take action on a Manufactured Home Variance for Dale & Trisha Francisco for a new Palm Harbor Home to be placed at 4th & Hill or 301 Ross St.

Mark Porter made a motion to grant this variance if the Francisco's can provide documentation that the neighbors are ok with a Manufactured Home being next to their home. Ray Marrs seconded the motion and this motion passed with Susan Daniel abstaining from the vote. This is a new Manufactured Home. The concern from the board was the fact that no other Manufactured Homes are next to this property.

Discuss and take action on concerns regarding drainage on the Biddle Development located on S. Byrd Ave.

Curtis Ainsworth made a motion to see if the City Engineers could look at this. Ray Marrs seconded, and the motion passed unanimously. Ms. Cones' property is next door to the Biddle Development. The Attorney stated this is a property owner dispute. Mr. Biddle was unable to attend the meeting as he was out of the country. Mr. Cones had pictures available to show the Council. Mr. Biddle is expected to attend the meeting next month.

Discuss and take action to award bids resulting from a sealed bid auction for 2002 GMC Sierra, 1996 Chevy Silverado, 1996 Chevy and a 2008 Kubota Mower.

Yvonne Cones made a motion to award the bid to Timmy Richardson for \$325.00 for the ¾ Flatbed truck. Ray Seconded. Mark Porter made a motion to have the two individuals involved in the tie submit new bids. Yvonne Cones seconded, and the motion passed. Mark Porter made the motion to attempt to sell the remaining items. Curtis Ainsworth seconded, and these motions passed with a unanimous vote.

Discuss and take action to adopt Resolution: Approving TXDOT Maintenance Agreement.

Mark Porter made a motion to adopt this resolution. Curtis Ainsworth seconded, and the motion passed with a unanimous vote.

Discuss and take action to upgrade the Street Lights within the City Limits along Byrd Ave and Hwy 150. There are approximately thirty-five lights total. The upgrade fee is \$25.00 each.

Curtis Ainsworth made a motion to have the streetlights upgraded. Yvonne Cones seconded. The motion passed with a unanimous vote. Approximately thirty-five lights will be upgraded to LED at the cost of \$25.00 each. Also, a light will be installed for Mr. Benton at 200 Seals Ave.

Discuss and take action on notice of City Attorney's retirement.

Yvonne Cones made a motion to have Charles Minton and Mark Porter start looking for an attorney to take Mr. Foerster's place. Susan Daniel seconded the motion and it passed with a unanimous vote. Mr. Foerster will be retiring in April.

Discuss and take action to set a Workshop.

Mark Porter made a motion to have a workshop on March 18th at 6:00pm. Yvonne Cones seconded, and the motion passed with a unanimous vote.

TIRZ will be discussed. Where to grow and what kind of growth.

Minutes:

Yvonne Cones made a motion to accept the minutes as presented. Curtis Ainsworth seconded, and the motion passed with a unanimous vote.

Payment of the Bills:

Mark Porter made a motion to pay the bills. Susan Daniel seconded, and the motion passed with a unanimous vote.

ANNOUNCEMENTS

None

ADJOURNMENT: 8:02pm

Curtis Ainsworth made a motion to adjourn, and Yvonne Cones seconded, and the motion passed unanimously.

Charles Minton, Mayor
Prepared by City Secretary, Debra Hagler