

**OFFICIAL MINUTES OF THE CITY COUNCIL
SPECIAL CALLED MEETING
THURSDAY, FEBRUARY 2, 2017**

BE IT REMEMBERED that on the 2nd day of February, A.D., 2017, the City Council held a Special Called Meeting at 7:00 p.m. at K-Oaks Clubhouse, 7000 Bar-K Ranch Road, Lago Vista, Texas, there being present and acting the following:

CALL TO ORDER, CALL OF ROLL, PLEDGE OF ALLEGIANCE

Dale Mitchell	Mayor	Melissa Byrne Vossmer	City Manager
Ron Smith	Council Member	Barbara Boulware-Wells	City Attorney
Kevin Sullivan	Council Member	Danny Smith	Police Chief
Ed Tidwell	Mayor Pro Tem	Mark Cote	Golf Course Manager
Stephanie Smith	Council Member	Sandra Barton	City Secretary
Suzanne Bland	Council Member	Starr Lockwood	Finance Director
		David Harrell	Dir. Of Dev. Svcs.
		Gary Graham	Int. Public Works Dir.

Mayor Mitchell called the Special Called Meeting to order and recognized that all Council Members were present except for Mark Tippetts. Mayor Mitchell led the Pledge of Allegiance.

CITIZEN COMMENTS: In accordance with the Open Meetings Act, Council is prohibited from acting or discussing (other than factual responses to specific questions) any items not on the agenda.

Marilyn Stanford, 6325 La Mesa, thanked Council for what they do. She also spoke in favor of item #1, animal grooming business.

Nancy Oliver, 21005 Twisting Trail, made comments regarding what measures has the City taken to accommodate people in the city limits but are not POA members.

Dan Deveze, 18908 Kelly Dr., Point Venture, made comments regarding accountability of City Staff and comments regarding him facing discrimination and retaliation from the City.

PRESENTATION

1. Recognition to the City of Lago Vista for being awarded the 2017 Innovative Water Supply Award from Texas Water Development Board Commission.

Mayor Mitchell recognized Dave Stewart and David Walden for their innovative ideas and congratulated them for receiving this award.

ACTION ITEMS

2. Consideration (action) by the City Council concerning a Home Occupation for an animal grooming business to be operated on the premises. ZON-1058

David Harrell, Development Services Director, provided some background information and a brief overview of the request. He stated that at the January 26, 2017 Planning and Zoning

Commission meeting, the Commission recommended approval by a vote of 4-1 with the following conditions: (1) customers are limited to no more than seven customers a day for a total of 35 a week, (2) this type of Use is only allowed during power failure or at times the National Weather Service has issued a Winter Storm Warning, Freeze Warning, or Flood Warning, and (3) at Home Use doesn't allow for pet boarding.

David Harrell and Tara Griffin, Chair of the Planning and Zoning Commission, addressed questions from Council and citizens.

On a motion by Councilwoman Bland, seconded by Councilman Sullivan, the Council voted unanimously to approve requested Home Occupation with the conditions as recommended by the Planning and Zoning Commission.

3. Presentation and discussion of the Vista Bella and Panorama Pointe applications to the Texas Department of Housing and Community Affairs for the 2017 competitive housing tax credits.

David Harrell gave a brief overview of the proposed requests and introduced Ina Spokas, the applicant for the Vista Bella Apartments who provided Council with a power point presentation and an oral overview of the proposed request and addressed questions from Council and citizens.

Doug Casey, 22007 Mockingbird St., advised that he currently owns the property being discussed and his intent is to develop a multi-family community.

Kenneth Belaire, 20902 Monroe Cove, made comments against this project.

Jean Seero, 21206 Boggy Ford, made comments against this project.

Mark Taylor, 6620 Panorama Ridge, made comments regarding the impact on schools in Lago Vista.

Brad Nagle, 4703 Comanche, made comments against this project.

Dennis Bailey, 6008 Lynn Lane, made comments against this project.

John Guttman, applicant for the Panorama Point Apartments appeared and provided an overview and power point presentation and addressed questions from Council and citizens.

Diane Pogue, 20708 Deede Dr., made comments regarding traffic concerns.

Janet Stone, 20706 Deede Dr., made comments against this project.

Kevin Timm, 20702 Fawn Cir., made comments against the re-zoning of this property.

Mark Gentry, 151 Comanche, Point Venture, made comments against re-zoning.

Marilyn Stanford, made comments regarding the location of this project.

- 3A. Discussion and consider approval of Resolution No. 17-1685; A Resolution by the City Council of the City of Lago Vista, Texas supporting KCG Vista Bella, LP, its successors, assigns or affiliates, in submitting an application to the Texas Department of Housing and Community Affairs for a 2017 competitive 9% Housing Tax credits for the creation of Vista Bella.

On a motion by Councilwoman Stephanie Smith, seconded by Councilman Ron Smith, the Council voted 4 ayes (Bland, S. Smith, R. Smith, Sullivan) to 2 nays (Tidwell, Mitchell) to approve Resolution No. 17-1685 as presented. Motion passed.

- 3B. Discussion and consider approval of Resolution No. 17-1684; A Resolution by the City Council of the City of Lago Vista, Texas supporting Panorama Pointe LP in submitting an application to the Texas Department of Housing and Community Affairs for a 2017 Competitive 9% Housing Tax credits for the creation of Panorama Pointe.

Mayor Mitchell motioned to approve Resolution No. 17-1684, there was no second, motion died.

Council Members took a break from 10:13 p.m. to 10:21 p.m.

6. Discussion and possible action regarding funding for the Lago Vista golf courses.

Mayor Mitchell provided a brief outline of the background of this discussion.

Mark Cote, Golf Course Manager provided a report to Council containing the projected revenue sources in the upcoming months including special events. He also addressed plans to improve course conditions and addressed questions from Council.

He is projecting a \$500,000 loss for the year.

Starr Lockwood, stated that as of the financials that she pulled today, he is at \$257,000, not \$280,000. She would also like for Council to give the golf courses what Mark is requesting. It is hard to gauge month by month on what we are going to do.

Michael Bridges stated that he and his sons spend a couple of thousand dollars at the Point Venture golf courses because of the conditions of the courses and kids programs.

Mark Scan stated that he and his kids play golf in Point Venture because of the programs and course conditions.

Brad Nagle made comments in favor of the golf courses.

Mike Everett made comments in favor of the golf courses.

Mayor Pro Tem Tidwell would like the future of the golf courses to be put to a vote by the citizens of Lago Vista.

On a motion by Councilman Sullivan, seconded by Councilwoman Bland, the Council voted 3 ayes (Sullivan, S. Smith, Bland) to 3 nays (Tidwell, R. Smith, Mitchell) to approve an additional \$60,000 above the \$280,000 in the golf course budget. Motion did not pass.

On a motion by Mayor Mitchell, seconded by Mayor Pro Tem Tidwell, the Council voted 2 ayes (Mitchell, Tidwell) to 4 nays (Sullivan, R. Smith, S. Smith, Bland) to extend the \$110,000 out of the remaining \$220,000, from \$280,000 to \$500,000. Motion did not pass.

On a motion by Mayor Pro Tem Tidwell, seconded by Mayor Mitchell, the Council voted 2 ayes (Tidwell, Mitchell) to 4 nays (R. Smith, S. Smith, Bland, Sullivan) to approve the full \$220,000 that is being requested at this time. Motion failed.

On a motion by Councilman Sullivan, seconded by Councilwoman Bland, Council voted 3 ayes (Bland, S. Smith, Sullivan) to 3 nays (Tidwell, Mitchell, R. Smith) to approve \$75,000. Motion failed.

On a motion by Mayor Pro Tem Tidwell, seconded by Councilman Sullivan, the Council voted 5 ayes (Sullivan, Tidwell, Mitchell, S. Smith, Bland) to 1 nay (R. Smith) to approve \$75,000. Motion passed.

4. Discussion and consider approval of Resolution No. 17-1686; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the City Manager to enter into an unimproved property contract for purchase of Lot 15 Bar K Airport Subdivision for \$143,000.

David Harrell, provided a brief overview of the proposed Resolution.

Jackie Goodwin, commented that the price is too high. Councilman Sullivan addressed her concerns and stated that 90% will be reimbursed by the State.

On a motion by Councilman Sullivan, seconded by Councilwoman Smith, the Council voted unanimously to approve Resolution No. 17-1686 as presented. Motion passed.

WORK SESSION

7. Discussion of some of the introduced legislation for the 85th Legislative Session of importance to the City.

Barbara Boulware-Wells, City Attorney stated that an attorney will need to be contacted during Executive Session. No action taken

EXECUTIVE SESSION

9. At 11:54 p.m., Council convened into Executive Session pursuant to Sections 551.071 (Advice of Counsel), 551.072 (Real Property), 551,074 (Personnel), 551.087 (Economic Development), Texas Government Code and Section 1.05 Texas Disciplinary Rules of Professional Conduct regarding:
 - A. Consultation with Legal Counsel concerning process and options for obtaining replacement for City Manager and/or interim City Manager.
 - B. Consultation with Legal Counsel concerning upcoming Legislative Session and possible items for consideration by Legislature.

ACTION ITEMS (action and/or a vote may be taken on the following agenda items):

10. At 12:35 a.m., Council reconvened from Executive Session into open session to take action as deemed appropriate in City Council's discretion regarding:
 - A. Consultation with Legal Counsel concerning process and options for obtaining replacement for City Manager and/or interim City Manager.
5. Discussion and consideration of Resolution No. 17-1687, A Resolution by the City Council of the City of Lago Vista, Texas authorizing the Mayor and City Attorney to negotiate a final contract for an Interim City Manager on terms outlined by the City Council.

On a motion by Councilwoman Bland, seconded by Councilman Sullivan, the Council voted unanimously to approve Resolution No. 17-1687 on terms outlined in Executive Session.

- B. Consultation with Legal Counsel concerning upcoming Legislative Session and possible items for consideration by Legislature.

No action taken

FUTURE MEETINGS

8. Consider schedule and items for future Council meetings.

Melissa Byrne Vossmer handed Council a tentative list of agenda items as well as a list of pending items through August/September.

Councilman Sullivan asked that the Camille/Dawn item be moved up and add the Airport collection of funds.

Chief also requested the grant item be on the agenda.

Mayor Pro Tem requested golf course discussion for the March agenda.

ADJOURNMENT

Mayor Mitchell adjourned the meeting at 12:47 a.m.



ATTEST:

Sandra Barton

Sandra Barton, City Secretary

Respectfully submitted,

Dale Mitchell
Dale Mitchell, Mayor

On a motion by Councilman Sullivan, seconded by Mayor Pro Tem Tidwell, the above and foregoing instrument was passed and approved this 18th day of May, 2017.