

**OFFICIAL MINUTES OF THE CITY COUNCIL
REGULAR MEETING
THURSDAY, JULY 19, 2018**

BE IT REMEMBERED that on the 19th day of July, A.D., 2018, the City Council held a regular meeting at 6:33 p.m. in the City Council Chambers at City Hall, 5803 Thunderbird, Lago Vista, Texas, there being present and acting the following:

CALL TO ORDER, CALL OF ROLL, PLEDGE OF ALLEGIANCE

Ed Tidwell	Mayor	Joshua Ray	City Manager
Kevin Sullivan	Council Member	Erin Selvera	City Attorney
Arch Davila	Council Member	Danny Smith	Police Chief
Ron Smith	Council Member	Sandra Barton	City Secretary
Dick Weatherly	Council Member	Roy Jambor	Dev. Srvs. Director
David Williams	Council Member	Dave Street	IT Director
Suzanne Bland	Mayor Pro Tem	Starr Lockwood	Financial Director
		Eric Belaj	City Engineer
		Chris Godwin	Golf Course Manager

Mayor Tidwell called the regular meeting to order and recognized that all Council Members were present. Mayor Tidwell 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.

Richard Starie, P.O. Box 4404, addressed Council to consider an Economic Development Director be added to the proposed budget.

ITEMS OF COMMUNITY INTEREST: Pursuant to Texas Government Code Section 551.0415, the City Council may report on any of the following items:

- a. Expressions of thanks, gratitude, and condolences.
- b. Information regarding holiday schedules.
- c. Recognition of individuals, i.e. Proclamations
Mayor Tidwell and Josh Ray that the City received a grant from LCRA in the amount of \$49,000 for water improvements and thanked Eric Belej, Dave Stewart and Councilman Smith for their dialogue with LCRA.
- d. Reminders regarding City Council events.
- e. Reminders regarding community events.
- f. Health and safety announcements.

ACTION ITEMS

1. An ordinance of the City of Lago Vista, Texas, ordering a Special Election on 6th of November, 2018 to consider eight (8) proposed amendments to the charter of the City of Lago Vista clarifying the City's annexation and dis-annexation authority; amending the City's eminent domain authority to be in accordance with state law; removing the executive

power of the Mayor and limiting the Mayor's authority; clarifying the powers of the City Council to act; clarifying the role of the City Manager; clarifying the authority of the City Manager to transfer funds; adding new rules for candidates elected to office; clarifying the authority of The Board of Adjustment; correcting typographical errors; making provision for the conduct of the elections and language to be used on ballots; authorizing the City Manager to contract for election services; and other provisions incident and relating to the elections; and providing for severability and an effective date.

Josh Ray, City Manager provided a brief overview of the proposed ordinance and prior meetings held on this item.

Proposition A:

On a motion by Mayor Pro Tem Bland, seconded by Councilman Sullivan, the Council voted unanimously to place Proposition A on the November Special Election ballot.

Proposition B:

The Council discussed and explained the Council's intentions and offered amendments to the proposed position.

Carla Williams, 6001 Camille Ct., expressed her opposition to Proposition B.

James McCabe, 6000 Lakeshore Dr., expressed his opposition to Proposition B.

Barbara McCabe, 6000 Lakeshore Dr., expressed her opposition to Proposition B.

Amy Parker, 20601 Continental Dr., expressed her opposition to Proposition B.

Richard Starie, made comments regarding Proposition B.

Kim Vercande, 6702 Avenida Ann, expressed her opposition to Proposition B.

Anna Johndrow, 20808 El Dorado St., expressed her opposition to Proposition B.

Bill McCartney, 3201 Constitution, expressed his opposition to Proposition B.

Lisa Shaw, 6611 Lakeshore Dr., made comments regarding Council comments and comments regarding selection of the Charter Review Committee members.

Clive Rutherford, 20632 Highland Lake Dr., expressed his opposition to Proposition B.

On a motion by Councilman Weatherly, seconded by Mayor Pro Tem, the Council voted unanimously to remove Proposition B from the November Special Election ballot.

Council took a break from 7:45 p.m. to 7:55 p.m.

Proposition C:

George Pond, 6105 Camille Court, recommended that the powers of the Mayor not be changed.

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to place Proposition C on the November Special Election ballot.

Proposition D:

On a motion by Councilman Davila, seconded by Councilman Weatherly, the Council voted unanimously to place Proposition D on the November Special Election ballot.

Proposition E:

On a motion by Councilman Williams, seconded by Councilman Sullivan, the Council voted unanimously to place Proposition E on the November Special Election ballot.

Proposition F:

Joshua Ray, City Manager requested that this Proposition be removed from consideration.

On a motion by Mayor Pro Tem Bland, seconded by Councilman Sullivan, the Council voted unanimously to removed Proposition F be removed from the November Special Election ballot.

Proposition G:

On a motion by Councilman Weatherly, seconded by Councilman Williams, the Council voted six (6) ayes (Williams, Sullivan, Davila, Smith, Tidwell and Weatherly) to one (1) nay (Bland) to place Proposition G on the November Special Election ballot. Motion passed.

Proposition H:

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to place Proposition H on the November Special Election ballot.

Proposition I:

On a motion by Councilman Weatherly, seconded by Councilman Davila, the Council voted unanimously to approve Proposition I and correct all typographical and grammatical errors.

On a motion by Councilman Sullivan, seconded by Councilman Weatherly, the Council voted unanimously to adopt an Ordinance ordering a Special Election on November 6, 2018 to consider seven (7) proposed amendments to the Charter of the City of Lago Vista.

2. Discussion and possible action concerning Rules of Procedure.

Council discussed the proposed draft of Rules of Procedure.

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to form a Sub-Committee consisting of Councilman Sullivan, Councilman Davila and Councilman Williams to review the rules of procedure and report back to Council.

3. Discussion and possible action regarding Resolution No. 18-1763; Resolution by the City Council of the City of Lago Vista, Texas authorizing the City Manager to enter into an agreement with Travis County, Texas on behalf of Tessera on Lake Travis Public Improvement District for the collection of the Public Improvement District Assessments.

Joshua Ray, City Council provided a brief overview. He stated that Staff and Jon Snyder are still in discussion and recommends postponing this Resolution and any action until the next Council meeting.

On a motion by Councilman Sullivan, seconded by Councilman Weatherly, the Council voted unanimously to table this item until the August 2, 2018 Council meeting.

4. Discussion and possible action regarding Ordinance No. 18-07-19-01; An Ordinance of the City Council of the City of Lago Vista, Texas, amending Appendix A, Fee Schedule, Article 10.000, Parks And Recreation fees to modify 10.200, Golf Course Fees; providing a savings clause; providing a severability clause; and, providing an effective date.

Joshua Ray, City Manager provided a brief overview of the proposed ordinance and golf course fee schedule and addressed questions from Council.

The Golf Course Advisory Committee have been sent the proposed fee schedule but the Committee has not met to discuss or make any recommendations.

Councilman Williams made a motion to approved Ordinance No. 18-07-19-01 as presented, motion was seconded by Councilman Weatherly. After further discussion, the motion was withdrawn by Council Williams.

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to table to allow the Golf Course Advisory Committee to meet, review and discuss the proposed fee schedule.

CONSENT AGENDA

All matters listed under Consent Agenda, are to be considered routine by the City Council and will be enacted by one motion. There will not be separate discussion on these items.

If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

5. Approval of the following minutes:
June 21, 2018
July 5, 2018

On a motion by Councilman Smith, seconded by Mayor Pro Tem Bland, the Council voted unanimously to approve the consent agenda as presented.

DISCUSSION ITEMS

6. Discuss Planning and Zoning Commission Member appointment.

Joshua Ray, City Manager, advised Council that there was a resignation on the Commission. Council Liaison Williams recommends appointing Frank Robbins to the Commission.

No action taken at this time, this item will be on the agenda for action at the August 2 Council meeting.

7. Discussion to provide regulatory authority to Building Committee.

This item was already discussed, City Attorney asked to research further. No action taken.

8. City Manager's Reports

- a. FY 2019 Budget

This item is set for a workshop on August 16, 2018 at 4:30 p.m.

FUTURE MEETINGS

9. Consider schedule and items for future Council meetings.

August 2 – Item #3, political signs, item #7, investigative body and procedures

August 16 – possibly a presentation from Planning and Zoning regarding building heights, budget workshop.

Fall 2018 – Library long range plan

EXECUTIVE SESSION

10. At 9:12 p.m., Council convened into Executive Session pursuant to Sections 551.071 (Advice of Counsel), 551.072 (Real Property), 551.074 (Personnel), Section 551.087 (Economic Development), Texas Government Code and Section 1.05 Texas Disciplinary Rules of Professional Conduct regarding:
- A. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino L.P. v. City of Lago Vista*, Travis County 200th District Court.
 - B. Consultation with Legal Counsel concerning possible real estate acquisition, management or divestiture and attendant matters thereto.
 - C. Consultation with Legal Counsel concerning Airport property.
 - D. Consultation with Legal Counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.
 - E. Consultation with Legal Counsel concerning the participation of the City of Lago Vista in the Cap Metro Transportation Authority.
 - F. Consultation with Legal Counsel and deliberate economic development incentives for projects located with the City of Lago Vista.

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

11. At 9:42 p.m., Council reconvened from Executive Session into open session to take action as deemed appropriate in City Council's discretion regarding:
- A. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino L.P. v. City of Lago Vista*, Travis County 200th District Court.

No action taken
 - B. Consultation with Legal Counsel concerning possible real estate acquisition, management or divestiture and attendant matters thereto.

On a motion by Councilman Sullivan, seconded by Mayor Pro Tem Bland, Council voted unanimously to take action as discussed in Executive Session.
 - C. Consultation with Legal Counsel concerning Airport property.

On a motion by Councilman Sullivan, seconded by Mayor Pro Tem Bland, Council voted unanimously to take action as discussed in Executive Session.
 - D. Consultation with legal counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.

No action taken

- E. Legal advice concerning the participation of the City of Lago Vista in the Cap Metro Transportation Authority.

No action taken

- F. Consultation with Legal Counsel and deliberate economic development incentives for projects located with the City of Lago Vista.

No action taken

ADJOURNMENT

Mayor Tidwell adjourned the meeting at 9:45 p.m.



ATTEST:

Sandra Barton

Sandra Barton, City Secretary

Respectfully submitted,

Ed Tidwell

Ed Tidwell, Mayor

On a motion by Councilman Sullivan, seconded by Councilman Davila, the above and foregoing instrument was passed and approved this 16th day of August, 2018.