

**OFFICIAL MINUTES OF THE CITY COUNCIL
REGULAR MEETING
THURSDAY, DECEMBER 6, 2018**

BE IT REMEMBERED that on the 6th day of December, A.D., 2018, the City Council held a regular meeting at 6:32 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 (arrived late)	City Manager
Don Barthlow	Council Member	Danny Smith	Police Chief
Arch Davila	Council Member	Sandra Barton	City Secretary
Tim Collins	Council Member	Dottie Palumbo	City Attorney
Dick Weatherly	Council Member	Roy Jambor	Dev. Srvs. Director
David Williams	Council Member	Dave Street	IT Director
Frank Robbins	Council Member	Starr Lockwood	Finance
		Eric Belaj	City Engineer

Mayor Tidwell called the regular meeting to order and recognized that all Council Members were present. Other staff in attendance: Chris Godwin and Meredith Kuntzsch. Mayor Tidwell led the Pledge of Allegiance and Pledge to the Texas Flag. Josh Ray arrived at approximately 8:00 p.m.

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.

Ron Smith, 20609 Oak Ridge, made comments in opposition of the City Hall move and comments regarding withdrawal from CapMetro.

Jennifer Carlson, 206 Flightline Road, thanked the City for their support of the flying club.

Jane Brunclik, 21815 Tallahasee, made comments in opposition of moving City Hall to the LV Village.

Dale Mitchell, 20908 South Ridge, made comments in opposition of moving City Hall to the shopping center.

Rich Piasecki, 20617 Highland Lake Loop, made comments in opposition of moving City Hall to the LV Village.

Kevin Sullivan, 3933 Outpost Trace, made comments in opposition of moving City Hall to the LV Village.

Carl Diekmann, 18813 Venture Drive, PV, provided an update regarding the Turnback Canyon Trail Conservancy.

Stephanie Smith, 20606 Branding Iron, made comments in opposition of moving City Hall.

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.
Recognition of individuals, i.e. Proclamations
Mayor Tidwell presented a proclamation making December 6 Flood Street Team Day.

- c. Reminders regarding City Council events.
Mayor Tidwell announced that the Christmas City Staff party is on December 13.
- d. Reminders regarding community events.
Mayor Tidwell announced that there will be an Antique jewelry art class tomorrow from noon to 2:00 pm at the Library and; and the High School on December 8 from 9 am to 2 pm there will be Give back to the world holiday bazaar; Santa Claus at Caddie Shack in Point Venture; on December 16 there will be a kids Christmas pageant at Grace Church and Christmas Cantata on December 16 at 4 pm at Lakeside Christian Fellowship.
- e. Health and safety announcements
Mayor Tidwell announced a link to Lago Vista Radio from the City website and a link to the City Instagram page.
Meredith Kuntzsch made comments regarding updating the website to show Facebook posts on the City website.

PRESENTATIONS

- 1. Mobile Solution for the City of Lago Vista.
Lee Little, with Bar Z Mobile Development provided an oral presentation to Council and addressed questions from Council.
No action taken.

ACTION ITEMS

- 2. Discussion and consideration of Resolution No. 18-1774; A Resolution by the City Council of the City of Lago Vista, Texas; providing for the election of a Mayor Pro Tem.
On a motion by Mayor Tidwell, seconded by Councilman Weatherly, the Council voted unanimously to appoint Councilman Williams as the Mayor Pro Tem for a one-year term.
- 3. Signal Preemption Contract with TXDOT discussion and possible action.
Mayor Tidwell advised that Chief Donnie Norman requested, from the TXDOT, that this be added to the traffic signal light located at the intersection of 1431 and Lohman Ford Road. Our estimate is approximately \$5,500.
On a motion by Councilman Weatherly, seconded by Councilman Davila, the Council voted unanimously to approve the agreement for the furnish, install and maintenance of the traffic signal preemption equipment. Motion passed.
- 4. Discussion and possible action regarding appointment of Council Liaisons to Boards/Commission/Committees.
On a motion by Councilman Weatherly, seconded by Councilman Davila, the Council voted unanimously to appoint Council Liaisons as follows: Frank Robbins to the Airport Advisory Board; Tim Collins to the Board of Adjustment; Don Barthlow to the Library Advisory Board and the Parks and Recreation Advisory Board. Motion passed.

DISCUSSION ITEM

- 5. Discussion regarding 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.

Chris Godwin provided an oral presentation outlining the proposed amendments as follows: raising the weekday rate by \$2.00 (Monday – Thursday) and \$3.00 for Friday, Saturday and Sunday to take effect January 1. He also addressed questions from Council.

The public hearing was advertised for the December 20 Council meeting. No action taken.

PUBLIC HEARINGS AND ACTION

6. The Lago Vista City Council will hold a public hearing to discuss and consider Ordinance No. 18-12-06-01, an Ordinance of the City Council of Lago Vista, Texas amending the official zoning map by changing the zoning district of a tract of land consisting of 4.3546 acres of the W.A. Cook Survey Number 100, Abstract Number 2605 and located on the south side of Boggy Ford Road immediately west of the intersection of Drapers Cove, from the TR--1 ("Temporary Restricted") zoning district to the R1-E ("Single-Family Residential") zoning district.

- Public hearing (continued)
- Staff Presentation – Roy Jambor provided the Staff presentation and addressed questions from Council.
- Close Public Hearing – The public hearing was closed at 8:20 p.m.
- Council discussion and action
On a motion by Councilman Weatherly, seconded by Mayor Pro Tem Williams, the Council voted unanimously to approve Ordinance No. 18-12-06-01 as presented.

7. The Lago Vista City Council will hold a public hearing to discuss and consider Ordinance No. 18-12-06-02, an Ordinance of the City Council of Lago Vista, Texas amending the official zoning map by changing the zoning district of Lot 81C less 2,936 square feet, more or less, as conveyed to Travis County, of the Lago Vista Civic Center Addition Subdivision located at 6300 Lohman Ford Road, from the C1-C ("Professional, Business Office, Low Density Retail") zoning district to the C-2 ("Commercial; Large Scale") zoning district.

- Public hearing (continued)
The owner provided a brief overview of the request
- Staff Presentation – Roy Jambor provided the Staff presentation and addressed questions from Council.
- Close Public Hearing – The public hearing was closed at 8:30 p.m.
- Council discussion and action
On a motion by Mayor Pro Tem Williams, seconded by Councilman Weatherly, the Council voted unanimously to approve Ordinance No. 18-12-06-02 as presented.

8. The Lago Vista City Council will hold a public hearing to discuss and consider Ordinance No. 18-12-06-03, an Ordinance of the City Council of Lago Vista, Texas amending various sections of Chapter 3, Building Regulations and Chapter 14, the Zoning Ordinance to: exclude the LI ("Light Industrial") zoning district from the exterior finish requirements applicable to most other multifamily and nonresidential zoning districts; to eliminate superficial attachments as a means to avoid regulations otherwise applicable to accessory

structures; and to better define and regulate the locations where “industrialized housing” may be used for new residences or additions.

- Public hearing (continued)
Howard Hoover, 8910 Bar K Ranch Road and serves on the Building Committee thanked Roy for his help.
 - Staff Presentation – Roy Jambor provided the Staff presentation and addressed questions from Council.
 - Close Public Hearing – The public hearing was closed at 8:40 p.m.
 - Council discussion and action
On a motion by Councilman Robbins, seconded by Mayor Pro Tem Williams, the Council voted unanimously to approve Ordinance No. 18-12-06-03 as presented.
9. The Lago Vista City Council will hold a public hearing to discuss and consider Ordinance No. 18-12-06-04, an Ordinance of the City Council of Lago Vista, Texas amending the Future Land Use Map component of the 2030 Comprehensive Plan adopted by Ordinance No. 16-05-05-02 regarding specific property at various locations fronting Lohman Ford Road and near the intersection of Dawn Drive.
- Public hearing (continued)
 - Staff Presentation – Roy Jambor provided the Staff presentation and addressed questions from Council.
 - Close Public Hearing – The public hearing was closed at 8:43 p.m.
 - Council discussion and action
On a motion by Councilman Robbins, seconded by Councilman Weatherly, the Council voted unanimously to approve Ordinance No. 18-12-06-04 as presented.
10. Public Hearing and discussion on Ordinance to Amending Appendix A “Fee Schedule,” Article 3.000 “Building Related Fees,” to Amend Section Sec. 3.100 “Building Permit Fees,” Article 5.000 “Subdivision Fees,” Article 6.000 “Utility Related Fees,” to Amend Section 6.100 “Impact and Tap Fees,” and Section 6.200 “Utility Rates and Fees” of the Code of Ordinances.
- Public hearing – The public hearing was opened at 8:44 p.m. (will continue until December 20 Council meeting)
 - Staff Presentation – Eric Belaj, City Engineer provided the Staff presentation and addressed questions from Council.
 - Council discussion – No action taken

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.

11. Approval of the October 18, 2018 Council meeting minutes.
On a motion by Councilman Weatherly, seconded by Councilman Davila, the Council voted unanimously to approve the consent agenda as presented. Motion passed.
12. Approval of Resolution No. 18-1775; A Resolution by the City Council of the City of Lago Vista, Texas declaring various property and/or equipment to be surplus property and authorizing the City Manager to dispose of such property in a manner which is beneficial to the City of Lago Vista.
On a motion by Councilman Weatherly, seconded by Councilman Robbins, Council voted unanimously to remove this item from consent agenda.
On a motion by Mayor Pro Tem Williams, seconded by Councilman Weatherly, the Council voted unanimously to approve Resolution No. 18-1775 adding "Exhibit D" containing the Golf Course surplus list.

DISCUSSION

13. Discussion regarding appointments to Boards/Commission/Committees.
Josh Ray advised that Staff emailed applications to the Council for their review and could have a discussion and action at the December 20 Council meeting.
14. City Manager Reports
Josh Ray, City Manager advised that Staff is catching up on the line extensions and Staff is actively working on street cuts and will notify property owners about overlays; a high-pressure water line is being put in Lohman Ford Road.
He has scheduled a Council retreat on December 17 at 8:00 a.m. at the Marshalls Point House.

FUTURE MEETINGS

15. Consider schedule and items for future Council meetings.
Board/Commission/Committee appointments, golf course fees, line extensions, ordinance converting the Building Committee to Building Standards Commission, Chapter 9 changes.
Discussion of changing the GCAC from an Advisory to a Staff Committee.

EXECUTIVE SESSION

16. At 9:27 p.m., Council convened into a closed 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. Consultation with Legal Counsel concerning any regular meeting agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said item (as needed).
 - B. Consultation with Legal Counsel and deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person including but not limited to a lease with Lago Vista Village.

- C. Consultation with Legal Counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.
- D. Consultation with Legal Counsel and discuss or deliberation regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect including but not limited to an annexation, development and 380 Economic Development Agreement with KSW Holding, L.P.
- E. Consultation with legal counsel concerning the participation of the City of Lago Vista in the Cap Metro Transportation Authority.

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

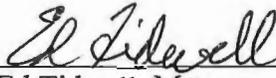
- 17. At 11:34 p.m., Council reconvened from Executive Session into open session to act as deemed appropriate in City Council’s discretion regarding:
 - A. Consultation with Legal Counsel and possible action concerning any regular meeting agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said item (as needed).
No action taken
 - B. Consultation with Legal Counsel, deliberate and possible action regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person including but not limited to a lease with Lago Vista Village.
No action taken
 - C. Consultation with Legal Counsel and possible action regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.
No action taken
 - D. Consultation with Legal Counsel, discuss or deliberate and possible action regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect including but not limited to an annexation, development and 380 Economic Development Agreement with KSW Holding, L.P.
No action taken
 - E. Consultation with legal counsel and possible action concerning the participation of the City of Lago Vista in the Cap Metro Transportation Authority.
No action taken

ADJOURNMENT

Mayor Tidwell made a motion to adjourn the meeting at 11:35 p.m.

Respectfully submitted,





Ed Tidwell, Mayor

ATTEST:



Sandra Barton, City Secretary

On a motion by Councilman Robbins, seconded by Councilman Weatherly, the above and foregoing instrument was passed and approved this 3rd day of January 2019.