

**OFFICIAL MINUTES OF THE CITY COUNCIL
LAGO VISTA, TEXAS
SEPTEMBER 15, 2016**

BE IT REMEMBERED that on the 15th day of September, A.D., 2016, the City Council held a Regular Meeting at 6:30 p.m. at City Hall, 5803 Thunderbird, in said City, there being present and acting the following:

CALL TO ORDER, CALL OF ROLL AND PLEDGE OF ALLEGIANCE

Dale Mitchell	Mayor	Melissa Byrne Vossmer	City Manager
Ron Smith	Mayor Pro Tem	Sandra Barton	City Secretary
Rich Raley	Council Member	Barbara Boulware-Wells	City Attorney
Kevin Sullivan	Council Member	David Harrell	Dev. Services Dir.
Stephanie Smith	Council Member	Thomas Franco	Lieutenant
Ed Tidwell	Council Member	Mark Cote	Golf Course Manager
		Gary Graham	Interim PW Director
		Starr Lockwood	Finance Director

Mayor Dale Mitchell called the Regular Meeting to order and recognized that all Council Members were present except Councilwoman Bland. Rev. Judy Loehr gave the Invocation and Mayor Mitchell led the Pledge of Allegiance.

The numbering below tracks that of the agenda, whereas the actual order of consideration may have varied.

CITIZEN COMMENTS

Larry Levy, 13710 Vinery Ln, Cypress TX apologized to the City Secretary. He also asked Mayor Pro Tem Smith a question regarding the transfer of \$260,000 from the general fund to the golf courses to offset the revenues. Mayor Pro Tem Smith explained that he did not think it was right to use money from the utility fund to golf to make it balance and wanted to keep that transfer from taking place. No money has been transferred to date. Councilman Sullivan also stated that that transfer would not come from the utility fund and given to the golf fund but it was going to come from somewhere and that somewhere is going to be the general fund.

Mr. Levy also asked for an update on the legal issues regarding the American Girl Grill. Mayor Mitchell replied that it has been turned over to the authorities that do prosecution.

Mr. Levy asked when the trailer will be moved from Highlands Course; Mayor Mitchell said the temporary Pro Shop will stay there until there is another location for the Pro Shop.

Mr. Levy asked why we did not do the water and wastewater increase at the same time. Mayor Mitchell and Councilman Tidwell addressed his comments and explained the process of how the increases came about.

Jimmy Lynam, 6407 Lynn Lane, made a comment regarding his high water bill and how much money we are losing since the Lago course went from private to us paying the water bill. Melissa Byrne Vossmer, City Manager advised that at Highlands, treated water is not used in irrigation system, it was pumped directly from the lake if there was not enough effluent. Effluent is also used to water Lago Vista. Treated water is not used for the golf courses.

Ed Tidwell mentioned that his son, Jamison Tidwell would like to pursue a career in politics and encouraged people to introduce yourself and give him the pros and cons.

PRESENTATIONS

1. Introduction of Kelly Purkey, Balcones Refuge Manager.

Kelly Purkey expressed that she is honored to have the opportunity to meet everyone today and said having a good relationship with the Lago Vista Community is very important to the Balcones Canyon Land National Life Refuge and looks forward to working with everyone.

7. Consider approval of Resolution No. 16-1662, A Resolution of the City Council of the City of Lago Vista, Texas, designating certain officials as being responsible for, acting for, and on behalf of the City in dealing with the Texas Parks & Wildlife Department for the purpose of participating in the Local Park Grant Program; certifying that the City is eligible to receive program assistance and that the matching share is available; and dedicating the proposed site for permanent public park and recreational uses.

David Harrell, Development Services Director, provided a brief overview of the proposed Resolution designating the City Manager as the signer for the application proposed to the Texas Parks and Wildlife for a \$500,000 matching grant. The Park will be located within the Cedar Breaks area.

Gandolf Burros, appeared to speak about items that are eligible in Phase I which consist of recreational items as opposed to support. The focus is on those items that come directly out of Master Plan. Phase I will include two fields, parking lot, trails, soccer field, the volleyball court, picnic tables, water fountain and the playground.

Councilman Tidwell asked if we could possibly get the County involved in participating in this project. Sheryl Speckmann, Parks and Recreation Advisory Committee Chair advised that they are drafting a multi-point letter to send to the County.

On a motion by Councilman Sullivan, seconded by Councilman Tidwell, the Council voted unanimously to adopt Resolution No. 16-1662 as presented. Motion passed.

PUBLIC HEARING

2. Consider approval of Ordinance No. 16-09-15-03; An Ordinance of the City of Lago Vista, Texas adopting the "Lago Vista Rusty Allen Airport Action Plan"; providing for related matters; finding and determining that the meeting at which this Ordinance is passed is open to the public as required by law.

David Harrell, Development Services Director, provided a brief summary of background information.

The Public Hearing was opened at 7:05 p.m.

Tom Penn, P.O. Box 4625, Lago Vista, one of the owners of Sunset Ranch appeared to provide comments. He is in favor of Lago Vista growing the Airport and want to be a part of that. He had concerns regarding the proposed extension of the runway of 400 feet and how it affects him and the value of his property.

Councilman Sullivan advised that he recently became the Airport Liaison and would be happy to sit down with Mr. Penn to discuss his concerns and possibly table this item.

Jim Awalt, 1909 Lohman Ford Road, also owns property at the Airport provided comments regarding Tom's concerns on the runway protection zone and limitations of the runway. Derek Mayo, the Consultant who helped with the Airport Action Plan appeared and addressed questions and concerns regarding the length of the runway and other concerns.

Jill Rowe, 11423, Rushing Rock also expressed concerns regarding the lines and area ready for development and concerns with hangars.

On a motion by Councilman Raley, seconded by Councilman Sullivan, the Council voted unanimously to table this discussion item. Motion passed.

On a motion by Councilman Sullivan, seconded by Councilman Raley, the Council voted unanimously to keep the Public Hearing open for a future meeting. (Councilwoman Smith was not at the dais when vote was taken to keep Public Hearing open).

3. Public hearing and consider approval of Ordinance No. 16-09-15-05; An Ordinance of the City Council of the City of Lago Vista, Texas approving an annual assessment plan (SAP) update and amendment to the SAP for the Tessera on Lake Travis Public Improvement District (PID).

Barbara Boulware-Wells provided a brief history and overview of the proposed Ordinance and the Service and Assessment Plan. The re-plat of the eleven lots and getting addresses is taking longer. In order to get the assessments by October 1, so that they can get sent out to everybody, this had to be brought back and hopefully get approval. Once we get the re-plats and addresses, that portion will be brought back along with the future portions that have been discussed.

On a motion by Councilman Sullivan, seconded by Mayor Mitchell, the Council voted unanimously to un-table and re-open the Public Hearing at 8:00 p.m. Motion passed.

Councilman Sullivan asked that some language be added to indicate that Council recently approved a re-plat of eleven lots and that will be following shortly in an amendment to this SAP.

Larry Levy asked if the eleven lots will increase the PID that is being assessed now for those that are in the Tessera Development. It will not.

After no further comments, the Public Hearing was closed at 8:03 p.m.

On a motion by Mayor Pro Tem Smith, seconded by Councilman Sullivan, the Council voted unanimously to approve Ordinance No. 16-09-15-05 as presented, adding a note to the SAP document that this does not include the eleven lots recently re-platted and needs to be added when its recorded with the County. Motion passed.

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

4. A. Consider approval of Ordinance No. 16-09-15-01, An Ordinance of the City of Lago Vista, Texas adopting a Budget for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017; appropriating the various amounts thereof, and repealing all Ordinances or parts of Ordinances in conflict therewith; and providing for an effective date.
- B. Consider ratification of the portion of the FY 2016/17 budget reflecting an increase in property tax revenues.

Melissa Byrne Vossmer, City Manager provided some brief background of the budget process. She advised that there have been some concern expressed to her about a couple of the budgets and Staff did not get them done and feel comfortable presenting them to Council this evening, so she would ask Council to delay approval of the budget and schedule a special meeting on September 29 along with the tax rate adoption as well as the end of the year amendments to the current year budget that are a part of the budget process.

On a motion by Mayor Pro Tem Smith, seconded by Councilman Sullivan, the Council voted unanimously to postpone approval of agenda item 4A Ordinance No. 16-09-15-01 to September 29. Motion passed.

Councilman Tidwell advised that he would be in Virginia on that date but could Skype in.

On a motion by Mayor Pro Tem Smith, seconded by Councilman Raley, the Council voted unanimously to postpone agenda item 4B to September 29. Motion passed.

5. Consider approval of Ordinance No. 16-09-15-02, An Ordinance of the City of Lago Vista, Texas levying Ad Valorem Taxes for use and support of the Municipal Government of the City for the Fiscal Year beginning October 1, 2016 and terminating September 30, 2017; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

On a motion by Mayor Pro Tem Smith, seconded by Councilman Sullivan, the Council voted unanimously to postpone approval of Ordinance No. 16-09-15-02 until September 29. Motion passed.

6. Consider approval of Ordinance No. 16-09-15-04; An Ordinance of the City of Lago Vista, Texas, amending Appendix A, Fee Schedule, Article 4.000 Business Related Fees, Section 4.500 Health Department Inspection and Permit Fees, Lago Vista Code of Ordinances; providing a savings clause, effective date, and open meetings clauses; and providing for related matters.

David Harrell, Development Services Director provided a brief overview. We currently have a contract with Quality Assurance to provide food and health related services. The rates have not risen since 2006. These rates are not paid by the City, but are covered by the establishment owners through these fees. The fees would take effect October 1, 2016.

On a motion by Councilman Sullivan, seconded by Councilman Tidwell, the Council voted unanimously to approve Ordinance No. 16-09-15-04 as presented. Motion passed.

8. Discussion, Consideration and Action if appropriate regarding Resolution #16-1663; City of Lago Vista Fiscal & Budgetary Policy Statements for FY16/17.

Melissa Byrne Vossmer provided a brief overview of the proposed Policy Statements. These are brought to Council every year as part of the budget process. The basic policy elements have not changed from last year.

Mayor Pro Tem had a question regarding thresholds that the City Manager has certain abilities to act to a certain point, then beyond that, the Council has to weigh in on.

Melissa said they are in the policy under appropriations and purchasing section.

Mayor Mitchell motioned to adopt Resolution No. 16-1663 as presented. There was no second, motion died.

Councilman Sullivan would like more time to review the document.

On a motion by Councilman Sullivan, seconded by Councilman Raley, the Council voted unanimously to table this item until September 29. Motion passed.

9. Discussion and Consideration to reschedule the October 6, 2016 Special Called Meeting to October 13, 2016.

Melissa Byrne Vossmer advised that there was concern that we would go several weeks without a Council meeting but since Council has scheduled a special Council meeting on September 29, other items could be added to that meeting. No action taken on this item.

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.

10. Approval of the following minutes:

April 7, 2016 Special Called meeting;

On a motion by Councilwoman Smith, seconded by Councilman Tidwell, the Council voted unanimously to table approval of the April 7 minutes. Motion passed.

August 4, 2016 Special Called meeting
August 18, 2016 Regular meeting

On a motion by Councilman Tidwell, seconded by Councilman Raley, the Council voted unanimously to approve the August 4 and August 18 minutes as presented. Motion passed.

WORK SESSION

11. Report on the Pavement Management System for the City of Lago Vista.

Will Parnell, Walker Partners provided an oral and power point presentation to inform Council of the condition of City streets and strategies that are recommended to improve them based on their condition. The final report will be presented at the October 20 regular Council meeting. They will bring a priority list, map and a three and five year plan.

James LeBlanc, City Street Department Supervisor also provided comments regarding City street conditions and addressed questions from Council. No action taken.

12. Report and Request for Action on recommendation for Dawn Dr. & Camille Ct intersection.

Gary Graham, Interim Public Works Director, provided an overview of a proposed option to remove the "bull nose" to improve sight distance. To accomplish this, we need to acquire a small amount of right way at an estimated cost of \$100,000 if a retaining wall is required.

Councilman Sullivan asked that Gary and James do some additional work before a decision is made. No action taken.

13. Departmental Reports

- A. Airport Report
- B. Development Services
- C. Golf Course – Councilman Sullivan asked if the Monday Night Football was a success.
- D. Library Report
- E. Municipal Court Report
- F. Police Department
- G. Public Works Reports
 - a. Street Department
 - b. Water Loss Report
 - c. Water/Wastewater Treatment – Gary advised Council that WTP #2 will continue to be in operation until we complete the rehabilitation of WTP #1 and WTP #1 will not be taken out of service until sometime after October 1.
 - d. Utility Department (Water/Wastewater Services)
 - e. Swimming Pool Report

14. Reports/Minutes from City Boards, Committees and Commissions

- a. July 20, 2016 DRAFT Golf Course Advisory Committee minutes
- b. July 25, 2016 Parks and Rec Advisory Committee minutes
- c. July 27, 2016 Planning and Zoning Commission SCM minutes
- d. July 28, 2016 Planning and Zoning Commission SCM minutes
- e. August 9, 2016 DRAFT Golf Course Advisory Committee minutes
- f. August 15, 2016 DRAFT Parks and Rec Advisory Committee minutes

Councilwoman Tidwell provided an update from the September CAPCOG meeting. He advised that they approved their \$32 million budget and advised that \$20 million goes to 911 services and \$9 million goes for Aged and Aging Services and \$3 million is for various services.

Melissa asked if he could help us identify grants for our Trash Off and tire disposal.

FUTURE MEETINGS

14. Consider schedule and items for future Council meetings.

There will be a special called meeting on September 29 and the items from October 6 will be moved to that date and tentatively add the Airport Action Plan and the Budgetary Policies

ADJOURNMENT

Mayor Dale Mitchell adjourned the meeting at 9:50 p.m.



Respectfully submitted,

Dale Mitchell
Dale Mitchell, Mayor

ATTEST:

Sandra Barton

Sandra Barton, City Secretary

On a motion by Mayor Pro Tem Ron Smith, seconded by Councilman Ed Tidwell, the above and foregoing instrument was passed and approved this 20th day of October, 2016.