

**OFFICIAL MINUTES OF THE CITY COUNCIL
SPECIAL CALLED MEETING
THURSDAY, APRIL 5, 2018**

BE IT REMEMBERED that on the 5th day of April, A.D., 2018, the City Council held a Regular Meeting at 6:30 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
David Williams	Council Member	Dottie Palumbo	City Attorney
Kevin Sullivan	Council Member	Danny Smith	Police Chief
Arch Davila	Council Member	Sandra Barton	City Secretary
Ron Smith	Council Member	Roy Jambor	Dev. Services Director
Dick Weatherly	Council Member	Eric Belaj	City Engineer
		Dave Street	IT Director

Mayor Tidwell called the regular meeting to order and recognized that all Council Members were present except Mayor Pro Tem Bland. Mayor Tidwell led the Pledge of Allegiance.

1. City Attorney Affirmation.

Joshua Ray, City Manager provided a brief overview of the process and selection of the Bojorquez Law Firm as the City Attorney and addressed questions from Council.

On a motion by Councilman Weatherly, seconded by Councilman Sullivan, the Council voted unanimously to accept the recommendation of City Staff and Mayor Tidwell as City Attorney.

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, 21405 Coyote Trail, thanked Chief Danny and his officers for attempting to help with the dog situation and thanked Roy.

Joan ??, ?????, provided comments regarding the service at the post office.

Robert Mickey, 2010 Flatline Rd, thanked the City for providing cones for an event.

2. Presentation regarding Motorcycle Safety and Awareness Month.

Trent Pope, Richard Wells and additional friend appeared to request that Council proclaim May as Motorcycle Safety and Awareness Month and shared statistics with Council.

The proclamation will be presented at the April 18 Council meeting.

3. Presentation from CapMetro.

This item was not heard, they will attend a Council meeting in the future.

PUBLIC HEARING AND POSSIBLE ACTION

4. The Lago Vista City Council will hold a Public Hearing to receive citizen input and take action on the following item: Ordinance No. 18-04-05-01;

- Staff Presentation

Eric Belaj, City Engineer provided a brief overview of the proposed amendments and addressed questions from Council. At this time, Mayor skipped to agenda item # 5.

- Open Public Hearing

The public hearing was opened at 7:28 p.m. Eric addressed a question regarding impact fees. These fees will not be affected by this.

- Close Public Hearing – The public hearing was closed at 7:32 p.m.

- Council Discussion – No further discussion.

- City Council to consider Ordinance No. 18-04-05-01; An Ordinance of the City of Lago Vista, Texas, amending Appendix A “Fee Schedule,” Article 3.000 “Building related fees,” to amend Section 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,” providing an effective date, repealer, severability, proper notice and open meetings clause.

On a motion by Councilman Weatherly, seconded by Councilman Smith, the Council voted unanimously to approve Ordinance No. 18-04-05-01 as presented.

5. Discussion, and Action on Ordinance 18-04-05-02; An Ordinance of the City of Lago Vista, Texas, amending Chapter 13, “UTILITIES,” Article 13.700 “Water and Wastewater Line Extensions.” providing an effective date, repealer, severability, proper notice and open meetings clause.

Joshua Ray, advised Council that a handout was provided for this agenda item.

Councilman Weatherly made comments regarding a budget issue with the current policy of the City providing 150ft. of extension of our water and sewer lines. We currently provide this at no cost to the citizen and it costs the City approximately \$7500 per line. We have already exceeded our budget with the number of requests.

Josh Ray advised that this has been discussed with developers and they will be advised once the Council has made a final decision.

Richard Starie made comments about the cost of streets being brought up to code.

Greg Billings asked Councilman Weatherly to clarify the percentages of the fee pertaining to the developers and individuals building; Councilman Weatherly explained the differences.

Patrick Carlton, 3702 Alamo Cove, asked what happens if someone moves further than the 150 ft.? Would there be a rebate? Councilman Weatherly stated that none of that part of the ordinance or fees would change.

On a motion by Councilman Weatherly, seconded by Councilman Williams, the Council voted unanimously to approve Ordinance No. 18-04-05-02 as presented.

Council resumed with agenda item #4.

6. Discussion, and action on Ordinance 18-04-05-03; An Ordinance of the City Council of the City of Lago Vista, Texas, amending the Official Zoning Map by rezoning Lago Vista Estates, Section 6, Lot 1873 (7600 Lohman Ford Road) from the C-1-C Professional, Business Office, Low Density Retail District to the C-2 Commercial; Large Scale District; and providing for related matters.

Roy Jambor, Development Services Director provided a brief overview of the proposed amendment and addressed questions from Council. He advised that the Planning and Zoning Commission voted 3 for and 2 against. Roy recommends approval.

Greg Billings, who represents the property owner appeared and addressed questions from Council.

Dottie Palumbo, City Attorney advised Council that this should be a Public Hearing and published as such. Roy Jambor advised her that it was advertised as a public hearing.

- The public hearing was opened at 7:50 p.m.
Richard Starie stated that he looked at this property and stated there is a road that should alleviate the traffic issue.
- The public hearing was closed at 7:56 p.m.

On a motion by Councilman Williams, seconded by Councilman Davila, the Council voted unanimously to approve Ordinance No. 18-04-05-03 as presented.

ACTION ITEM

7. Discuss and consider award of RFQ bid for Lago Vista Clubhouse Renovation Project.

Joshua Ray provided some background information and stated that Staff selected Craftman Builders for the renovation project at the clubhouse. CIP budget was set at \$242,000, but here has been expenditures that have occurred on that project and there is \$196,670 remaining. Additional funding is needed outside the funding source, to complete the project.

After further discussion and on a motion by Councilman Weatherly, seconded by Councilman Sullivan, the Council voted five ayes (Sullivan, Davila, Smith, Tidwell and Weatherly) to one nay (Williams) to table this item and direct Josh to contact the contractor and provide additional information that will provide other options.

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.

8. Discussion, and Action on Resolution No. 18-1749; A Resolution by the City Council of the City of Lago Vista, Texas, approving the Bill of Sale Conveyance and Assignment, and thereby accepting such utility infrastructure from Hines Lake Travis Land II Limited Partnership.
9. Approval of the following minutes:

February 1, 2018 Special called meeting minutes;

February 15, 2018 Regular meeting minutes

March 1, 2018 Regular meeting minutes

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to approve the consent agenda.

DISCUSSION

10. Discussion regarding changing the status of the Board of Adjustment and Building Committee Senior/Junior "Alternate" to "Regular" Members.

Councilman Davila read the proposed changes on the record and Council discussed. This item will be brought back at the April 19 Council meeting with an Ordinance containing these changes.

11. Discuss Committee process.

Mayor Tidwell advised that a hand out was provided to Council that was not in the electronic packet.

Councilman Sullivan provided a brief overview of the proposed policy process. This will be brought back at the April 19 Council meeting with Resolution.

FUTURE MEETINGS

12. Consider schedule and items for future Council meetings.

CapMetro will be on the May 3 Council agenda.

Councilman Williams will not be present at the May 3 meeting.

EXECUTIVE SESSION

13. At 8:39 p.m., Council convened into Executive Session pursuant to Sections 551.071 (Advice of Counsel), 551.072 (Real Property), 551.074 (Personnel), 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. Consideration of applicants to fill a vacancy on the Parks and Recreation Advisory Committee.

This item will not be discussed in Executive Session.

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

14. At 9:32 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 Councilman Weatherly, the Council voted unanimously to instruct the City Manager to operate as discussed in Executive Session.

- C. Consultation with Legal Counsel concerning Airport property.

No action taken

- D. Consultation with legal counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.

No action taken

- E. Consideration of applicants to fill a vacancy on the Parks and Recreation Advisory Committee.

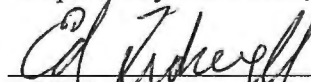
Josh advised that Linda Atkins resigned her position with the Parks and Recreation Advisory Committee on March 23, 2018. Mayor Pro Tem Suzanne Bland, Committee Liaison, has recommended Karen Van Ness to replace Linda Atkins.

On a motion by Councilman Weatherly, seconded by Councilman Sullivan, the Council voted unanimously to accept Mayor Pro Tem's recommendation.

ADJOURNMENT

Mayor Tidwell adjourned the meeting at 9:35 p.m.

Respectfully submitted,



Ed Tidwell, Mayor



ATTEST:



Sandra Barton, City Secretary

On a motion by Councilman Sullivan, seconded by Councilman Weatherly, the above and foregoing instrument was passed and approved this 17th day of May, 2018.