

**OFFICIAL MINUTES OF THE CITY COUNCIL
SPECIAL CALLED MEETING
THURSDAY, MAY 3, 2018**

BE IT REMEMBERED that on the 3rd day of May, 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
Kevin Sullivan	Council Member	Dottie Palumbo	City Attorney
Arch Davila	Council Member	Danny Smith	Police Chief
Ron Smith	Council Member	Robin Smith	Asst. City Secretary
Dick Weatherly	Council Member	Roy Jambor	Dev. Services Director
		Eric Belaj	City Engineer
		Dave Street	IT Director
		Chris Godwin	Golf Course Pro

Mayor Tidwell called the regular meeting to order and recognized that all Council Members were present except Councilman David Williams and Mayor Pro Tem Bland. Mayor Tidwell led the Pledge of Allegiance and asked for a moment of silence for National Prayer Day.

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.

Randy Clark, 2910 E 5th Street, the new President, CEO of CapMetro introduced himself to Council.

Mark Tippetts, 22313 Cape Travis Bend, wanted to congratulate the new Council Members and stated that he will be running for Governor.

Larry Russell, 20914 Oak Dale Dr., made comments regarding building codes and enforcement of these codes.

Craig Oveson, 10307 Vant Circle Rd., Jonestown, made comments regarding a butterfly exhibit sanctuary on City property.

Claudine Davis, 20104 Cartier Cove, wanted to protest her sewer bill for the month of April.

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

1. Expressions of thanks, gratitude, and condolences.

Joshua Ray, City Manager stated that the City received a thank you letter from the Lago Vista ISD for being a part of their Touch A Truck day.

He also received a thank you letter from Hill Country Singers for the City's donation of \$4,000 towards the Fall 2018 and Spring 2019 concerts.

Councilman Weatherly mentioned that the Mayor of Jonestown thanked the Police Department and City for helping during the fire.

2. Information regarding holiday schedules.
Mayor Tidwell announced that the City offices will be closed on Memorial Day.
3. Recognition of individuals
 - a. example: Proclamation
Mayor Tidwell recognized Cindy Cleary and Donna O’Neal on their retirement.
4. Reminders regarding City Council events.
Councilman Davila announced that the Board of Adjustment will meet tomorrow at 3:00.
The Charter Review Committee will meet on Monday at 6:30.
The Building Committee will meet on Tuesday at 7:00.
5. Reminders regarding community events – Lago Fest 2018 update.
Josh Ray made comments regarding tickets parking and the lineup for the event and Councilman Weatherly announced events for kids.
Councilman Sullivan announced the Library book and bake sale on May 11 and May 2.
6. Health and safety announcements.

PRESENTATIONS

7. Presentation from CapMetro.

Sam Sargent, Deputy Chief of Staff with CapMetro provided an oral and power point presentation and addressed questions from Council.

PUBLIC HEARING

8. The Lago Vista City Council will hold a Public Hearing to receive citizen input and consider a "Concept Plan" (18-1232-CPLAN) for a proposed commercial and residential development at 4300 Lohman Ford Road, on a tract of land currently in the extra-territorial jurisdiction (ETJ) of Lago Vista.
 - Staff Presentation
Roy Jambor, Development Services Director provided an overview of the proposed request and addressed questions from Council.
 - Open Public Hearing
The Mayor opened the public hearing at 7:33 p.m.
Jennifer Pohl with Pohl Partners appeared to address questions from Council.
Craig Oveson asked a question regarding Tessera and Balcones Canyonlands.
 - Close Public Hearing
The public hearing was closed at 7:46 p.m.
 - Council Discussion
No further discussion
 - City Council to consider a "Concept Plan" (18-1232-CPLAN) for a proposed commercial and residential development at 4300 Lohman Ford Road, on a tract of land currently in the extra-territorial jurisdiction (ETJ) of Lago Vista.
On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to approve the Concept Plan (18-1232-CPLAN) as presented.

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.

9. Approval of Resolution No. 18-1754; A Resolution by the City Council of the City of Lago Vista, Texas, abandoning a portion of Austin Boulevard from Lohman Ford to Observatory Hill in the City of Lago Vista, Texas.

On a motion by Councilman Weatherly, seconded by Councilman Davila, the Council voted unanimously to approve Resolution No. 18-1754 as presented. Motion passed.

ACTION ITEM

10. Discussion and consideration of Ordinance No. 18-05-03-01; Amendment to Chapter 14, Section 5.90 of the Lago Vista Code of Ordinances to incorporate anti-monotony or similarity restrictions.

Roy Jambor advised Council that this item will be re-advertised for the public hearing and placed on the next agenda and provided a brief overview of the proposed ordinance and addressed questions from Council. No further action taken at this time.

11. Discussion and consideration of Resolution No. 18-1755; A Resolution granting the petition for annexation and authorizing staff to set dates, times, and place for public hearings on the proposed annexation of certain property owned by Silvertex Investments Ltd. Located at 4712 Lohman Ford Road by the City of Lago Vista, Texas, and authorizing and directing the City Secretary to publish notice of such public hearing.

Joshua Ray, City Manager provided a brief overview of the request and also provided an annexation time line and addressed questions from Council.

On a motion by Councilman Davila, seconded by Councilman Weatherly, the Council voted unanimously to approve Resolution No. 18-1755 as presented. Motion passed.

DISCUSSION ITEMS

12. City Manager's Reports.

- a. Lago Vista Golf Course Quarterly Financial Report.

Joshua Ray, City Manager provided this report to Council via email. Josh advised that the second quarter report shows the total revenue for the golf course at \$146,983.68, total expenses for that same quarter are \$278,158.47. The overall loss for that period is \$131,174.79.

13. Discussion regarding (SRTS) Safe Routes to School.

Joshua Ray provided some background information regarding this item. The bids for this project were opened and tabulated. The lowest bid was received from Austin Underground in

the amount of \$555,224.70. Staff and the Design Engineer recommend awarding the contract to Austin Underground Inc.

On a motion by Councilman Sullivan, seconded by Councilman Weatherly, the Council voted unanimously to accept the Engineers recommendation and move forward with awarding the contract to Austin Underground Inc. and submitting to TXDOT for approval.

FUTURE MEETINGS

14. Consider schedule and items for future Council meetings.

Bring back Item #11, appoint members to the Youth Advisory Committee.

EXECUTIVE SESSION

15. At 8:55 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. Consult with legal counsel regarding standards and criteria for City Manager's performance evaluation.

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

16. At 9:48 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.

No action taken

- 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. Consult with legal counsel regarding standards and criteria for City Manager's performance evaluation.

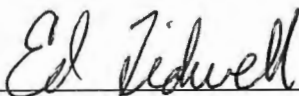
No action taken at this time.

ADJOURNMENT

Mayor Tidwell adjourned the meeting at 9:55 p.m.



Respectfully submitted,



Ed Tidwell, Mayor

ATTEST:



Sandra Barton, City Secretary

On a motion by Mayor Pro Tem Bland, seconded by Councilman Sullivan, the above and foregoing instrument was passed and approved this 7th day of June, 2018.