

**OFFICIAL MINUTES OF THE CITY COUNCIL
REGULAR MEETING
THURSDAY, AUGUST 2, 2018**

BE IT REMEMBERED that on the 2nd day of August, 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

Suzanne Bland	Mayor Pro Tem	Joshua Ray	City Manager
Kevin Sullivan	Council Member	Dottie Palumbo	City Attorney
Arch Davila	Council Member	Thomas Franco	Lieutenant
Ron Smith	Council Member	Sandra Barton	City Secretary
Dick Weatherly	Council Member	Roy Jambor	Dev. Svcs. Director
David Williams	Council Member	Dave Street	IT Director
		Starr Lockwood	Financial Director
		Eric Belaj	City Engineer
		Chris Godwin	Golf Course Manager

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

None

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
- d. Reminders regarding City Council events.
- e. Reminders regarding community events.
- f. Health and safety announcements.

PUBLIC HEARINGS

1. The Lago Vista City Council will hold a public hearing and discuss a potential future ordinance for a zoning district change from TR-1 ("temporary restricted zoning designation") resulting from a voluntary annexation to C-2 ("commercial; large scale") for a proposed retail center on a 5.0281-acre tract at the location commonly referred to as 4712 Lohman Ford Road.

- Open public hearing – The public hearing was opened at 6:32 p.m.
 - Staff Presentation – Roy Jambor, Development Services Director provided a brief overview of the proposed change and addressed questions from Council.
Ginny Brosh, 10800 Pecan Park, Austin 78750, who represents the land owner and made comments.
Bill Pohl, land owner, appeared and provided a brief overview of their plans for this property.
 - Continue (leave open) Public Hearing until August 16, 2018
 - Council Discussion – No further Council discussion
2. The Lago Vista City Council will hold a public hearing and discuss a potential future ordinance for a zoning district change request to amend an existing Planned Development District (PDD) specifically as it relates to the development of Lot 2 within the Hollows Phase 2D, Block D Subdivision.
- Open public hearing – The public hearing was opened at 6:38 p.m.
 - Staff Presentation – Roy Jambor provided a brief overview of the proposed request and addressed questions from Council.
Paul Shepherd, 11400 W. Parmer Lane, Cedar Park, the development Director for the Hollows appeared provided an overview of the plans and address questions from Council.
 - Continue (leave open) Public Hearing until August 16, 2018.
 - Council Discussion – no further Council discussion.

ACTION ITEMS

3. Discussion and action regarding Ordinance No. 18-08-02-01; An Ordinance ordering and establishing procedures for the 2018 General Election in the City of Lago Vista to elect Councilmembers for Place 2, Place 4 and Place 6; providing for Notice of the Election; providing Election Precinct and Polling Places; providing for Early Voting; providing an effective date and open meetings clause; and providing for related matters.

On a motion by Councilman Sullivan, seconded by Councilman Davila, the Council voted unanimously to approve Ordinance No. 18-08-02-01 as presented.

4. Discussion and consideration of Ordinance No. 18-08-02-02; An Ordinance of the City Council of the City of Lago Vista, Texas, adopting the most recent Official City Maps of incorporated municipal boundaries (City Limits) and extraterritorial jurisdiction of the City of Lago Vista; requiring that a copy of the map be filed in the office of the City Secretary and the office of the City Engineer; providing a savings clause; severability clause; effective date, open meetings clause; and providing for related matters.

Joshua Ray, City Manager provided a brief overview of the proposed Ordinance. Roy Jambor addressed questions from Council.

On a motion by Councilman Sullivan, seconded by Councilman Williams, the Council voted unanimously to approve Ordinance No. 18-08-02-02 as presented.

5. Discussion and action regarding Ordinance No. 18-08-02-03; 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.

Josh Ray, provided a brief summary and stated that the Golf Course Advisory Committee did hear and review this item.

Councilman Weatherly stated that the Committee unanimously recommended that these fees be accepted.

On a motion by Councilman Weatherly, seconded by Councilman Williams, the Council voted unanimously to approve Ordinance No. 18-08-02-03 with the following amendments: change Snowbird to a non-member monthly fee and establish a Junior non-member monthly fee. The Junior fee will be established by the City Manager.

6. 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.

Josh Ray provided a brief overview and background information and addressed questions from Council.

Jon Snyder, P3Works, appeared to address questions from Council and explained the process of the proposed agreement. Jon stated that he will send out an email blast through the HOA to inform people know that it will be a line item on their tax bill.

On a motion by Councilman Weatherly, seconded by Councilman Williams, the Council voted unanimously to approve Resolution No. 18-1763 as presented.

8. Discussion, consideration and possible action regarding a vote on adoption of a proposal to set a 2018 Tax Rate of \$.65 for the City of Lago Vista and schedule Public Hearings and take necessary action.

Pursuant to the Texas Local Government Code, Chapter 102, notice is hereby given that the City Council of the City of Lago Vista, Texas will conduct Public Hearings to receive citizen comments and views regarding the proposed City of Lago Vista budget for the Fiscal Year 2018/2019 commencing October 1, 2018 and ending September 30, 2019.

If adopted by the Lago Vista City Council, the FY 2018/2019 Budget will raise more total property taxes than last year's budget by an estimated \$792,625.78 or 15.1524% and of this amount \$357,754 is tax revenue to be raised from new property added to the tax roll in January 2017.

A copy of the proposed budget is available for viewing between 7:00 A.M. and 6:00 P.M., Monday through Thursday at the Lago Vista City Hall, 5803 Thunderbird and the Lago Vista Library at the Lago Vista Public Library, 5803 Thunderbird, Suite 40, Lago Vista, Texas 78645 and may be found on the City's website: <http://www.lagovistatexas.org>.

Josh Ray, City Manager stated that the \$.65 tax rate now would be the same for six consecutive years for the City. Staff recommends two public hearings, the first on September 6 and the second would be a Special Called Meeting on September 13, 2018 at 6:30 p.m.

On a motion by Councilman Williams, seconded by Councilman Sullivan, the Council voted unanimously to set the proposed tax rate at \$.65 for the City and set the public hearings on September 6 and September 13, 2018.

DISCUSSION ITEMS

9. Presentation and discussion on Scenic City Program.

Councilman Davila provided a summary of the Scenic Cities Program and addressed questions from Council.

Council has no objection for the City Manager to move forward.

10. Discussion regarding investigative body and process and procedures.

Josh Ray, City Manager provided a brief overview and provided a sample ordinance.

This item will be brought back at the September 6 meeting, after legal review.

11. Discuss and consider amending Article 9.800, Building Committee of Chapter 9, Personnel of the Lago Vista City Code to replace the Building Committee with a Building and Standards Commission.

Josh Ray, provided a brief summary of the proposed amendment and stated that Counsel has provided some additional information. This does not have to be included in the Charter and this can be handled through an action by Council through an ordinance.

12. City Manager's Reports

Josh Ray stated that he will email out additional requested information to Council.

FUTURE MEETINGS

13. Consider schedule and items for future Council meetings.

Council was provided a written list in the packet.

EXECUTIVE SESSION

14. At 8:16 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 within the City of Lago Vista.

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

15. At 9:24 p.m., Council reconvened from Executive Session into open session to take action as deemed appropriate in City Council's discretion regarding:

- 7. Discussion and action regarding Resolution No. 18-1764; A Resolution by the City Council of the City of Lago Vista, Texas appointing an individual to fill an unexpired vacant term on the Planning & Zoning Commission.

On a motion by Councilman Davila, seconded by Councilman Sullivan, the Council voted unanimously to appoint Charles Salomon to fill the unexpired vacant term on the Planning and Zoning Commission.

- 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. 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 within the City of Lago Vista.

No action taken

ADJOURNMENT

Mayor Tidwell adjourned the meeting at 9:26 p.m.

Respectfully submitted,



Ed Tidwell
Ed Tidwell, Mayor

ATTEST:

Sandra Barton
Sandra Barton, City Secretary

On a motion by Councilman Sullivan, seconded by Councilman Davila, the above and foregoing instrument was passed and approved this 20th day of September 2018.