

**OFFICIAL MINUTES OF THE CITY COUNCIL
REGULAR MEETING
THURSDAY, FEBRUARY 7, 2019**

BE IT REMEMBERED that on the 7th day of February, A.D., 2019, the City Council held a regular meeting at 5:02 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
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. Svcs. Director
David Williams	Mayor Pro Tem	Dave Street	IT Director
Frank Robbins	Council Member	Starr Lockwood	Finance

EXECUTIVE SESSION

1. At 5:04 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 regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto including a settlement agreement with American Girl Grill or retaining Kirk Swinney of Low Swinney Evans & James, PLLC to represent the City for the collection of the City's claim.
 - C. Consultation with Legal Counsel regarding a Water service agreement with Draper Estates.
 - D. Discussion concerning the City of Lago Vista Airport future property acquisition.

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

2. At 6:30 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 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 regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto including a settlement agreement with American Girl Grill or retaining Kirk Swinney of Low Swinney Evans & James, PLLC to represent the City for the collection of the City's claim.
No action taken
- C. Consultation with Legal Counsel regarding a Water service agreement with Draper Estates.
No action taken
- D. Discussion concerning the City of Lago Vista Airport future property acquisition.
No action taken

THE REGULAR COUNCIL MEETING BEGAN AT 6:31 P.M.

CALL TO ORDER, CALL OF ROLL, PLEDGE OF ALLEGIANCE, PLEDGE TO TEXAS FLAG, INVOCATION

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.

John Rarity, 601 Chambers Creek Court, Georgetown, TX, advised Council of his concerns with odor from the Turner Lift Station. He owns a lot next to the lift station.

Kevin Sullivan, 3933 Outpost Trace, made comments regarding the sale of surplus property at the Airport.

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.

PRESENTATION

- 3. Presentation of the Lago Vista Volunteer of the Year Award.
Mayor Tidwell presented the Volunteer of the year award to Mike Litko.
- 4. Update on Scenic City certification.
Councilman Davila provided an update to Council and citizens.

PUBLIC HEARINGS

- 5. The Lago Vista City Council will hold a public hearing and discuss a potential conditional use permit approval pursuant to Section 17 of Chapter 14 of the Lago Vista Code of Ordinances to allow exceptions to the accessory building standards otherwise applicable at 4031 Outpost Trace (Country Club Estates, Section 9, Lot 2245A).

- Open public hearing
The public hearing was opened at 6:46 p.m.
 - Staff presentation
Roy Jambor, Development Services Director provided the staff overview of the proposed request and addressed questions from Council.
The applicants appeared and addressed questions from Council.
 - Continue (leave open) public hearing
 - Council discussion
No action taken. This item will be brought back at the February 21 Council meeting.
6. The Lago Vista City Council will hold a public hearing and discuss 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.
- Open public hearing
This is not a public hearing. The public hearing will be held on February 21, 2019.
Ron Smith, 20609 Oak Ridge, made comments regarding the golf course revenues and expenses.
Kevin Sullivan, 3933, Outpost Trace, asked if the Golf Course Advisory Committee has heard this item and what members this applies to.
 - Staff presentation
Chris Godwin, Golf Course Manager provided the staff summary and addressed questions from Council.
 - Council discussion

ACTION ITEMS

7. Discussion and consideration of Resolution No. 19-1788; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the use of City streets for the 28th Annual La Primavera Lago Vista Bicycle Race to be held March 2 & 3, 2019.
Elaine Hughes, 2802 Douglas Cove and the Executive Director of the Northlake Travis Chamber of Commerce. She is requesting the use of two main roads for this race. She also helped address questions and concerns from Council and citizens.
Susie Richey, 21013 Highland Lake Dr., #71, advised Council of her concerns regarding this race.
Dick Starie, 24501 Coyote Trail, asked where the money from the race is going and expressed his concerns.
On a motion by Councilman Weatherly, seconded by Mayor Pro Tem Williams, the Council voted unanimously to approve Resolution No. 19-1788. Motion passed.
8. Discussion and possible action regarding Resolution No. 19-1789; A Resolution by the City Council of the City of Lago Vista, Texas appointing an individual to a term as a member on the Economic Development Committee.
Mayor Pro Tem Williams provided a summary of the proposed resolution and advised that he is recommending Don Johndrow be appointed to the committee.
On a motion by Councilman Davila, seconded by Councilman Weatherly, the Council voted unanimously to approve Resolution No. 19-1789. Motion passed.

9. Discussion and possible action on Ordinance No. 19-02-07-01; An Ordinance of the City of Lago Vista, Texas to adopt the Technical Construction Standard Specifications Manual (“TCSS Manual”) of the City of Lago Vista, Texas, 1st Ed., dated February 2019, providing an effective date, repealer, severability, proper notice and open meetings clause.
Eric Belaj, City Engineer provided an overview of the proposed manual and addressed questions from Council and citizens.
Ron Smith, 20609 Oak Ridge, made comments contents of the manual and the size of the manual.
No action taken. This item will be brought back at the February 21 Council meeting.
10. Discussion and possible action regarding the Rusty Allen Airport Property Owners Association request to consider the City of Lago Vista and Rusty Allen Airport Property Owners Association Funding Commitment Agreement.
Josh Ray, City Manager provided some background information and reviewed the additional requests from the RAAPOA.
Mayor Tidwell also provided some additional information regarding the first agreement signed by the City, but the RAAPOA did not agree to.
James Peck, 310 Flightline Dr., made comments regarding the proposed agreement.
Kevin Sullivan, 3933 Outpost Trace, made comments regarding the proposed agreement.
On a motion by Councilman Davila, seconded by Councilman Collins, the Council voted five (5) ayes (Collins, Davila, Williams, Tidwell, Weatherly) to two (2) nays (Barthlow, Robbins) to suspend the rules. Motion passed.
No further action taken. This item will be brought back at the February 21 Council meeting.
11. Request for reimbursement from Habanero Grill for restaurant equipment purchased necessary to operate the restaurant.
Josh Ray, City Manager recused himself from this discussion item.
Starr Lockwood, Financial Director provided the staff summary for this item.
Kevin Sullivan, 3933 Outpost Trace, made comments in opposition of this item.
On a motion by Councilman Weatherly, seconded by Councilman Robbins, the Council voted unanimously to approve the funds to the Habanero Grill to reimburse them for the expenses of the equipment.

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.

12. Approval of the January 3, 2019 Council meeting minutes.
13. Approval of correction to the notification of the sale of real property.
Councilman Weatherly apologized for giving the wrong address on the prior motion.
On a motion by Councilman Weatherly, seconded by Mayor Pro Tem Williams, the Council voted unanimously to approve the consent agenda. The correction only applies to the property located at 20707 Deer Creek, Lago Vista, TX.

DISCUSSION

14. City Manager Reports

Josh Ray stated that he and the Mayor had a good meeting with Representative Goodwin today, discussing CapMetro.

A press release was sent out stating the Eric Zeno will begin on February 19 as the City's new and first ever Economic Development Director.

The six (6) street resurfacing projects have been completed.

There is a resurfacing plan coming for Boggy Ford.

An appreciation lunch was held for KLVB this past week.

Carroll Watson has taken on the role of being our emergency response notification member.

The audit report will be presented at the next meeting.

The tie downs on the eastside of the Airport have been completed.

The overlay equipment will be received next week.

FUTURE MEETINGS

15. Consider schedule and items for future Council meetings.

FY 18 Audit report

State of the City presentation

EXECUTIVE SESSION – COUNCIL DID NOT CONVENE INTO EXECUTIVE SESSION

EXECUTIVE SESSION

16. Convene 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).

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

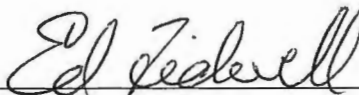
17. Reconvene from Executive Session into open session to act as deemed appropriate in City Council's discretion regarding:

- 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).

Mayor Tidwell adjourned the meeting at 10:20 p.m.

Respectfully submitted,




Ed Tidwell, Mayor

ATTEST:


Sandra Barton, City Secretary

On a motion by Councilman Weatherly, seconded by Councilman Davila, the above and foregoing instrument was passed and approved this 7th day of March 2019.