

**OFFICIAL MINUTES OF THE CITY COUNCIL  
LAGO VISTA, TEXAS  
JANUARY 21, 2010**

**BE IT REMEMBERED** that on the 21<sup>st</sup> day of January, A.D., 2010, 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:

Randy Kruger	Mayor	Frank Robbins	Assistant City Manager
Darrel Hunt	Mayor Pro Tem	Danny Smith	Police Chief
D'Anne Gloris	Council Member	Christina Buckner	City Secretary
Richard Bohn	Council Member	Zach Padgett	Golf Course Director
Bob Bradley	Council Member	Jan Steele	Library Director
Pat Dixon	Council Member		
Dale Mitchell	Council Member		

Mayor Kruger called the Regular Meeting to order and recognized that all Council Members were present. Junior Segrest with Rolling Hills Community Church gave the invocation, and Mayor Kruger led the Pledge of Allegiance.

The numbering below tracks that of the agenda, whereas the actual order of consideration varied, primarily for the convenience of the guests.

**CITIZEN INQUIRY:**

Nancy Oliver asked why the utility and water rates were going up so rapidly and whether that was part of the general fund or part of a specific fund.

Mayor Kruger stated utility rates were not raised this year. He stated water and sewer rates have escalated over the last 5 to 6 due to the fact that our rates were less than others in the area and the income was not close to paying for the cost of the infrastructure. He stated the goal is for the utility to pay for itself instead of raising taxes.

Pat Dixon stated they have also tried to lower the tax rate in an effort to make it revenue neutral.

Nancy Oliver asked what was required from newly annexed subdivisions with regard to providing parks and/or recreation facilities.

Mayor Kruger stated any development coming into the city is required to pay \$50 per lot, which is dedicated to the park fund, or set aside property in lieu of money for parks. He further stated that every time a development comes into the city they are required to put in their own infrastructure which ultimately gets turned over to the city once the development is complete. He stated Hines is a good example. They are bringing in 1800 living units.

Frank Robbins stated they will have amenities for their own HOA and pay the city fees.

Mayor Kruger stated there is currently approximately \$350,000 in the park fund and after Hines it will be significantly more.

**CONSENT AGENDA:**

1. On a motion by Pat Dixon, seconded by D'Anne Gloris, the Council unanimously approved the following minutes:  
December 3, 2009 City Council and Planning and Zoning Commission Joint Public Hearing  
December 17, 2009 Regular Meeting  
December 30, 2009 Special Meeting and Executive Session

**PRESENTATION:**

2. DiAnn Hamilton with Pedernales Electric Cooperative presented Council with a quarterly franchise payment, updated the Council on P.E.C. activities in the area, and answered questions regarding the Cooperative.

**ACTION ITEMS:**

3. Frank Robbins stated the Planning and Zoning Commission unanimously recommends approval of the amending plat to include the noted exceptions and condition regarding water facilities. On a motion by Pat Dixon, seconded by Darrel Hunt, the Council unanimously approved the amending plat of lots 41, 42, and 43 Lago Vista Bar-K Airport Subdivision into lot 41-A to include exceptions to Section 3.15 E, Chapter 10, Code of Ordinances (not requiring fire hydrant connections or payment in lieu thereof or the extension of a water line); and with the condition that any development or building on the lot that has or is required to have plumbing be required to connect to city wastewater and water system when a city water line is within 300 feet of the lot, whether that water line extension is completed before or after the lot development or building is completed.
4. On a motion by Dale Mitchell, seconded by D'Anne Gloris, the Council unanimously approved a request from Thomas L. and Berniece E. Donnellan for 60 day extensions of permits for a pool, fence and accessory building located at 3947 Outpost Trace.
5. On a motion by Pat Dixon, seconded by Richard Bohn, the Council unanimously adopted Ordinance 10-01-21-01 amending Article 9:1700; Impact Fee Advisory Committee, Chapter 9, Code of Ordinances concerning Committee membership; and establishing an effective date.

6. On a motion by Richard Bohn, seconded by D'Anne Gloris, the Council unanimously approved Resolution 10-1445 reappointing Bill Smith and Richard Wolf as members of the Impact Fee Advisory Committee with terms expiring January, 2012, and appointing Chuck Wills as a member of the Impact Fee Advisory Committee with a term expiring January, 2012.
7. On a motion by Bob Bradley, seconded by Darrel Hunt, the Council unanimously approved Resolution 10-1446 appointing Michael Huroskey as a Regular member of the Board of Adjustment with a term expiring January 2012; re-appointing James Richard Speckmann as an Alternate member of the Board of Adjustment, with a term expiring January 2012; and appointing Michael Gray as an Alternate member of the Board of Adjustment, with a term expiring January 2012.
8. On a motion by Bob Bradley, seconded by D'Anne Gloris, the Council unanimously approved Resolution 10-1447 re-appointing Mike Beal and Hugh Scott Cameron as Regular members of the Building Committee with terms expiring January 2012, and re-appointing Robert Durbin as an Alternate member of the Building Committee, with a term expiring January 2012.

**WORK SESSION:**

9. There was a lengthy discussion by Council regarding fees, City lot consolidation plats, special district and development agreement applications. It was the consensus of the Council that a fee ordinance be drafted for consideration to include new fees for special districts and lot consolidation plats done by staff, and to amend the current fees for development agreements.
10. The Council discussed the process and methods of disposing of City owned lake property. Mayor Kruger requested that Frank Robbins report back to Council with the number of acres involved and the exact cost to the city to dispose of the property to include attorney's fees.
11. Assistant City Manager Frank Robbins updated the Council on commercial and residential development. He stated things seem to be picking up as he is seeing more activity and getting more calls.
12. The Council scheduled items for future Council meetings.
13. Reports:
  - Report from the Emergency Services District concerning monthly activity;
  - Report from the Airport Manager concerning monthly aviation activity;
  - Report from the Municipal Court concerning monthly court cases, fines and revenues;
  - Report from the Utility Department concerning water usage and sewer plant treatment capacity;
  - Report from the Street Department concerning monthly activity of street patching, crack seal program, landscaping, mowing, traffic control, and drainage maintenance;
  - Report from the Building Department concerning number of permits issued for the fiscal year to date and the calendar year to date;
  - Report from Code Enforcement;
  - Report from the Police Department concerning violations for the fiscal year to date;
  - Report from the City Manager concerning revenues and expenditures for the fiscal year to date;
  - Report from the Library regarding monthly activities;
  - Report from the Golf Course

**EXECUTIVE SESSION:**

14. At 7:55 p.m., Mayor Kruger announced the City Council will convene into Executive Session pursuant to Section 551.072, Texas Government Code, to discuss acquisition of property by City for Municipal purposes.  
  
At 9:13 p.m., Mayor Kruger reconvened the Regular Meeting. Mayor Kruger announced that no action was taken in Executive Session.

**ACTION ITEMS:**

15. On a motion by Darrel Hunt, seconded by Richard Bohn, the Council voted 6 ayes (Randy Kruger, Darrel Hunt, Richard Bohn, Dale Mitchell, D'Anne Gloris and Bob Bradley) to 1 nay (Pat Dixon) to proceed with the purchase of the property identified as Highland Lakes Golf Course.

Mayor Kruger adjourned the meeting at 9:14 p.m.

Respectfully submitted,

  
Randy Kruger, Mayor

ATTEST:

  
Christina Buckner, City Secretary

On a motion by Council Member Darrel Hunt, seconded by Council Member Bob Bradley, the above and foregoing instrument was passed and approved this 4<sup>th</sup> day of February, 2010.