

**OFFICIAL MINUTES OF THE CITY COUNCIL  
LAGO VISTA, TEXAS  
MAY 15, 2014**

**BE IT REMEMBERED** that on the 15<sup>th</sup> day of May, A.D., 2014, 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:

**CALL TO ORDER, CALL OF ROLL, INVOCATION AND PLEDGE OF ALLEGIANCE**

Randy Kruger	Mayor	Danny Smith	Interim City Manager
Dale Mitchell	Mayor Pro Tem	David Harrell	Development Services Director
D'Anne Gloris	Council Member	Christina Buckner	City Secretary
Ron Smith	Council Member	Barbara Boulware-Wells	City Attorney
Ed Tidwell	Council Member		
Darrel Hunt	Council Member		

Mayor Kruger called the Regular Meeting to order and recognized that all Council Members were present except Richard Bohn. Tom Mowlam, Licensed Worship Leader with St. Peter's Episcopal Church gave the Invocation. Mayor Kruger led the Pledge of Allegiance.

The numbering below tracks that of the agenda, whereas the actual order of consideration may have varied.

**PUBLIC COMMENTS**

Stephen Curyk questioned why Mr. Portugal was fired and questioned Bill Close's leaving.

Mayor Randy Kruger stated they thought it was appropriate to remove Mr. Portugal but Bill Close's leaving was an unfortunate coincidence and his dismissal was for other reasons.

**PROCLAMATION**

1. Mayor Kruger presented a Proclamation recognizing the Lago Vista High School Girls Tennis Teams and the Lago Vista Tennis Association.

**CONSENT AGENDA**

2. On a motion by Ron Smith, seconded by D'Anne Gloris the Council voted unanimously to pull the minutes of the May 1, 2014 Special Meeting and Executive Session and the Amended minutes of the February 20, 2014 Regular Meeting from the Consent Agenda for discussion and to approve the April 17, 2014 Special Meeting and Executive Session minutes, the April 17, 2014 Regular Meeting minutes and the April 21, 2014 Special Meeting and Executive Session minutes.

Ron Smith stated he could not vote on the minutes of the May 1, 2014 Special Meeting and Executive Session as he was absent and needs to abstain from voting on them. On a motion by Ed Tidwell, seconded by Dale Mitchell, the Council voted 5 ayes (Ed Tidwell, Dale Mitchell, D'Anne Gloris, Darrel Hunt, and Randy Kruger) to 0 nays with 1 abstention (Ron Smith) to approved the minutes of the May 1, 2014 Special Meeting and Executive Session.

Ron Smith questioned the reconsideration of the bid (Item #13) of the amended minutes of the February 20, 2014 Regular Meeting. He stated it's not clear what the reconsideration is against and it doesn't reference what they were reconsidering from. He stated his concern was with regard to tracking these type of items and questioned whether resolutions or a tracking number could be used to track changes. He stated the only documentation is the minutes and it's unclear what the reconsideration is changing from.

On a motion by Mayor Randy Kruger, seconded by D'Anne Gloris, the Council voted 5 ayes (Randy Kruger, D'Anne Gloris, Ed Tidwell, Dale Mitchell and Darrel Hunt) to 1 nay (Ron Smith) to approve the amended minutes of the February 20, 2014 Regular Meeting.

**PUBLIC HEARINGS:**

3. Mayor Kruger stated the purpose of the public hearings is to receive testimony, comments, and written evidence from the public on the following with no action to be taken:
  - A. Amendments to the City's Zoning Ordinance for the City of Lago Vista related to the Airport Overlay District to promote the regulation of land uses and heights in the vicinity of the airport, as well as modifications to land use near the airport to ensure the protection of the airport, as well as updates to the zoning districts recommended for each future land use district.

David Harrell stated this is an amendment to the zoning ordinance to create an Airport Overlay District. He stated this item was heard before the Airport Advisory Board at their April 9, 2014 meeting and none of the members present had any objections. He stated the Planning and Zoning Commission recommended unanimous approval at their May 8, 2014 meeting. He stated this District takes in several aspects related to the airport and the environs around the airport. He stated it can be broken into 3 categories: 1.) regulating additional uses within Bar K Section 15, which is the subdivision to the northeast of the airport 2.) facilitating maximum height requirements and height areas and creating zones at the ends of the runways

for the airport for the purpose of protecting planes as they go to and from the airport and 3.) a 2 mile restriction around the airport of certain uses, lighting patterns, glare and smoke that would be detrimental to planes coming into the airport to avoid confusion and potential accidents. He stated several definitions and zones are being added as well.

There was a lengthy discussion by Council regarding the Airport Overlay District.

Mayor Kruger opened the floor for comments from the audience. There were no comments from the audience.

On a motion by Mayor Randy Kruger, seconded by Darrel Hunt, the Council voted unanimously to leave the Public Hearing open until July 17, 2014.

- B. Amendments to the City's Zoning Ordinance for the City of Lago Vista to modify notice requirements for special exceptions, posting dates of notice signs, and locations of posting of notice signs.

Mayor Kruger opened the floor for comments from the Council. There were no comments from the Council.

Mayor Kruger opened the floor for comments from the audience. There were no comments from the Audience.

David Harrell stated these are notice changes and modifications to certain chapters of the code. He stated it updates processes that are no longer used because we have access to Travis County records such as property owner lists and it also adds regulations to noticing sign requirements. He stated it provides a process similar to other jurisdictions.

Mayor Kruger closed the public hearings at 7:27 p.m.

## **ORDINANCES**

4. On a motion by D'Anne Gloris, seconded by Darrel Hunt, the Council voted unanimously to Table consideration of Ordinance O-11-14, an Ordinance of the City Council of the City of Lago Vista, Texas, modification to Chapter 14, Article 14.100, Section 2, Subsection 2.10 Code of Ordinances; creation of Chapter 14, Article 14.100, Section 4, Subsection 4.11 Code of Ordinances; creation of Chapter 14, Article 14.100, Section 6, Subsection 6.90 Code of Ordinances; modification to Chapter 14, Table A Code of Ordinances; modification to Chapter 14, Table B Code of Ordinances; providing for conflicting ordinances, severability, and open meetings; and providing for related matters.
5. On a motion by Dale Mitchell, seconded by Ron Smith, the Council unanimously adopted Ordinance O-12-14, an Ordinance of the City Council of the City of Lago Vista, Texas, modification to Chapter 14, Article 14.100, Section 11, Subsection 11.60 Code of Ordinances; modification to Chapter 14, Article 14.100, Section 13, Subsection 13.40 Code of Ordinances; providing for conflicting ordinances, severability, and open meetings; and providing for related matters.

## **RESOLUTIONS**

6. *This agenda item was listed as consideration of a Resolution numbered as R-12-14 which had already been used therefore the number R-12-14-01 is being used.* On a motion by Darrel Hunt, seconded by Ron Smith, the Council unanimously approved Resolution R-12-14-01, a Resolution of the City Council of the City of Lago Vista, Texas, authorizing the Interim City Manager to sign a modified contract with Quality Assurance Health Services, LLC.
7. On a motion by D'Anne Gloris, seconded by Ron Smith, the Council unanimously approved R-13-14, a Resolution of the City Council of the City of Lago Vista, Texas authorizing the Interim City Manager to sign an Addendum to an Interlocal Use Agreement for Software Services between the City of Lago Vista and South Central Planning and Development Commission.

## **ITEMS FOR INDIVIDUAL CONSIDERATION**

8. On a motion by Darrel Hunt, seconded by D'Anne Gloris, the Council reconsidered the lease of golf carts and voted 5 ayes (Darrel Hunt, D'Anne Gloris, Randy Kruger, Ed Tidwell, and Dale Mitchell) to 1 nay (Ron Smith) to proceed with the conditional sales approach, with the caveat that legal counsel review the contract and if approved, the Mayor is authorized to sign the contract.
9. On a motion by D'Anne Gloris, seconded by Ed Tidwell, the Council voted unanimously to authorize the relocation of a storage shed and equipment of the Lago Vista Volunteers to city property located behind the Lago Vista Public Library.

## **WORK SESSION**

10. The Council discussed City of Lago Vista water plans. Ron Smith updated the Council and identified timelines related to LCRA emergency orders, LCRA water rates, LCRA water management plan, lake levels and water access and TCRFC.
11. The Council discussed the use of Digital Caddies at the golf courses.

## CITY MANAGER REPORTS

12. April, 2014 Departmental Reports
  - A. Airport
  - B. Municipal Court
  - C. Utility Department
  - D. Street Department
  - E. Development Services
  - F. Police Department
  - G. Finance
  - H. Library
  - I. Golf Course

## FUTURE MEETINGS

13. The Council discussed the schedule and items for future Council meetings.

## EXECUTIVE SESSION

14. At 8:42 p.m. Mayor Kruger announced the Council will convene into executive session pursuant to Chapters 551.071 and 551.074 of the Texas Government Code, and Section 1.05 Texas Disciplinary Rules of Professional Conduct, to discuss matters as specifically listed on this agenda, with no action taken:
  - a. To deliberate the appointment, duties and/or responsibilities of an Interim City Manager;
  - b. Agreements and/or claims or possible claims related to water infrastructure;

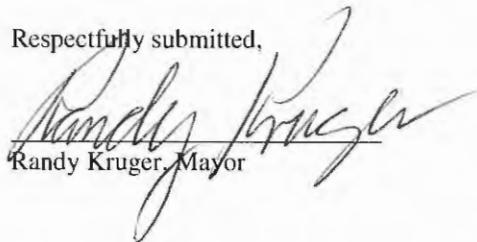
## ACTION ITEMS:

15. At 9:40 p.m. the Council reconvened from executive session to direct City Officials and Legal Counsel as appropriate regarding:
  - a. On a motion by Darrel Hunt, seconded by D'Anne Gloris, the Council voted unanimously to authorize the Mayor and Mayor Pro Tem to negotiate a contract with Melissa Vossmer for a position as discussed in Executive Session.
  - b. No action was taken regarding agreements and/or claims or possible claims related to water infrastructure.

## ADJOURNMENT

Mayor Kruger adjourned the meeting at 9:42 p.m.

Respectfully submitted,

  
Randy Kruger, Mayor

ATTEST:

  
Christina Buckner, City Secretary

On a motion by Council Member Rale Mitchell, seconded by Council Member Darrel Hunt, the above and foregoing instrument was passed and approved this 19<sup>th</sup> day of June, 2014.