

**OFFICIAL MINUTES OF THE CITY COUNCIL
LAGO VISTA, TEXAS
MAY 21, 2015**

BE IT REMEMBERED that on the 21st day of May, A.D., 2015, 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	Melissa Byrne Vossmer	City Manager
Dale Mitchell	Mayor Pro Tem	Danny Smith	Police Chief
Ron Smith	Council Member	David Harrell	Development Services Director
Ed Tidwell	Council Member	Sandra Barton	City Secretary
Richard Bohn	Council Member	Dave Stewart	Director of Public Works
D'Anne Gloris	Council Member	Starr Lockwood	Accounting Manager
		Barbara Boulware Wells	City Attorney
		Jana Edwards	Bond Counsel

Mayor Randy Kruger called the Regular Meeting to order and recognized that all Council Members were present except for Darrell Hunt. Reverend Dale Chrisman with Trinity Anglican 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 may have varied.

PROCLAMATION

1. Mayor Kruger presented proclamations to the Lago Vista High School Girls Tennis Teams, Coach Rafael Vitolas and the Lago Vista Tennis Association declaring May 21, 2015 Lago Vista Girls Tennis Day.

PRESENTATIONS

4. City Secretary to administer the Statement of Officer and Oath of Office to new Council Members. Each new Council member signed the Statement of Officer and the Oath of Office followed by new members Jason Shoumaker and Rodney Cox taking their seat at Council.
3. Mayor Kruger to present Ed Tidwell and Richard "Dick" Bohn with plaques for their dedicated service to the City of Lago Vista. The Mayor read the plaques and thanked Ed Tidwell and Richard Bohn for their service as Council members.

PUBLIC COMMENTS

Lago Vista Jim stated that he appeared on behalf of FireWise to thank the Council for a very successful FireWise Day. Also, thanked Council for approving the Dawn Drive project which will be done before the July 4 parade. He also wanted to encourage the Council to consider establishing a 30th birthday celebration for the City.

Larry Levy thanked Mr. Bohn and Mr. Tidwell for their service and congratulated the news members and Mr. Smith on his reelection. He questioned why there is never any open discussion by Council members on the agenda items that are held in executive session.

Joan Davis has some questions regarding raising the building heights.

Mayor Kruger and Mayor Pro Tem Dale Mitchell provided an explanation of the procedures for building heights.

Mr. Levy asked why if the Council responded to Ms. Davis' question, why they did not address his question/comments.

Mayor Pro Tem Dale Mitchell commended the City Manager and the City street crew for the street cleanup and glad they are back on a routine and hope this continues.

PRESENTATION

2. Receive and discuss monthly update on Water Treatment Plant #3 by Shay Ralls Roalson, PE, HDR. Katy Walker appeared and provided the update for the Council and addressed questions from Council and citizens.
Dave Stewart, Director of Public Works, was available to answer questions from Council and citizens.

PUBLIC HEARINGS

5. ***PUBLIC HEARING*** Regarding the issuance of the City of Lago Vista, Texas Limited Tax Note, Series 2015. The public hearing was opened at 7:15 p.m.

Mayor Kruger addressed citizens with a brief overview of the proposed tax note.

Tom Lawrence, Financial Advisor appeared and provided the Council and citizens with an overview and process of the requested tax note and address any questions.

Jana Edwards, Legal Counsel also appeared and provided a brief overview of the proposed ordinance authorizing the issuance of the limited tax note and address any questions.

After no further comments the public hearing was closed at 7:38 p.m.

6. On a motion by Dale Mitchell, seconded by Ron Smith, the Council unanimously approved Ordinance authorizing the Issuance and Sale of \$2,200,000 City of Lago Vista, Texas, Limited Tax Note, Series 2015; prescribing the Form of the Note; Levying an Ad Valorem Tax to Pay the Note; Awarding the Sale Thereof; and Enacting other provisions relating thereto.
7. ***PUBLIC HEARING*** The City Council will conduct a public hearing to obtain citizen input regarding the revised Library Internet Use & Safety Policy. The public hearing was opened at 7:43 p.m.

Jan Steele, Library Director addressed the Council to provide an outline of the proposed revised Library Internet Use & Safety Policy and answered questions from Council.

Dave Street advised that children cannot access any gun sites, chatting sites, tobacco or lottery sites, Facebook, or eBay on these computers.

Enrique Lopez asked who the internet provider was. Jan advised it would be Time Warner.

Ed Tidwell asked if the policy is available for the public to see it. The City Manager advised that it would be on the City's website and the Library's Facebook page when it is approved.

The public hearing was closed at 7:52 p.m.

8. Following a discussion and questions by Council, on a motion by D'Anne Gloris, seconded by Jason Shoumaker, the Council voted unanimously to approve the revised Library Internet Use & Safety Policy.
9. ***PUBLIC HEARING*** The City Council will conduct a public hearing to obtain citizen input regarding a conditional use to allow for an increase in height from 9' to 11.4' for a new 120 square foot accessory building (tool shed). The public hearing was opened at 7:53 p.m.

David Harrell, Development Services Director addressed the Council and provided an overview of the request. He advised that the Planning and Zoning heard this item at its meeting on May 14, 2015 and recommended approval by a vote of 6 to 0 with a caveat for it to be increased from 11.4' to 12' for purposes of not factoring in the foundation. Staff recommends approval. Mr. Harrell advised the Council that the responses received from the notice that was sent out are included in the packet. Some are for and some are against the request. David Harrell addressed questions from Council regarding setbacks, location of shed and view from the golf course.

Mr. Stevens asked why the additional 3 feet was for.

Tommy Thompson, applicant, explained that he wants 3 points of aperture to the room to give him more attic space.

The public hearing was closed at 8:03 p.m.

10. Following a discussion and questions by the Council, on a motion by Jason Shoumaker, seconded by Dale Mitchell, the Council unanimously approved the request as recommended by the Planning and Zoning Commission which includes the slab.

CONSENT AGENDA

11. On a motion by Dale Mitchell, seconded by D'Anne Gloris, the Council unanimously approved the minutes of the
April 16, 2015 Regular Meeting and
April 30, 2015 Special Called meeting

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

12. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by Rodney Cox, the Council voted unanimously to approve the fourth (4th) extension on Building Permit # 1553 concerning a new single family home at 20203 Buchanan Cove in accordance with Chapter 3, Article 3.100, Section 3.100, Section 3.110(9)(D), City Code.
13. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by D'Anne Gloris, the Council voted unanimously to approve reducing existing WTP3 retainage for Matous Construction General Contractors and Excel Construction Services LLC from 5 percent to 3 percent.
14. Following a discussion by Council, on a motion from Dale Mitchell, seconded by D'Anne Gloris, the Council voted unanimously to approve the recommendation from the Golf Course Advisory Committee regarding increasing the price of products at Highland and Lago Vista golf courses.
15. Following a discussion by Council, on a motion from Rodney Cox, seconded by Dale Mitchell, the Council voted unanimously to approve the recommendation from the Golf Course Advisory Committee regarding increasing non-member green fees.
16. Following a discussion by Council, on a motion from D'Anne Gloris, seconded by Jason Shoumaker, the Council voted unanimously to approve a Resolution of the City Council of the City of Lago Vista, Texas establishing a Comprehensive Plan Advisory Committee including the appointment of Ron Smith and Dale Mitchell to serve on this Committee.
17. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by D'Anne Gloris, the Council voted unanimously to approve a Resolution by the City Council authorizing the City Manager to sign professional services agreements for engineering related services. These firms are Walker Partners, LLC, HDR Engineering, Inc., Freese and Nichols, Inc. and Cobb-Fendley.
18. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by D'Anne Gloris, the Council voted unanimously to adopt the Resolution appointing Darrel Hunt as Mayor Pro Tem to serve for a period of one year.
19. Following a discussion by Council, on a motion from Dale Mitchell, seconded by Rodney Cox, the Council voted unanimously to approve an Ordinance of the City Council of the City of Lago Vista, Texas, modifying Chapter 9, Article 9.1800, Section 9.1802, membership appointment, removal; Chapter 9, Article 9.1900, Section 9.1902, composition, removal of members, filling vacancies; Chapter 9, Article 9.800, section 9.804, organization, providing a savings clause; providing a severability clause; and, provide an effective date.
20. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by D'Anne Gloris, the Council voted unanimously to appoint Rodney Cox as liaison for the Building Committee and appoint Jason Shoumaker as liaison for the Board of Adjustment and Keep Lago Vista Beautiful.

21. Discussion, consideration, action if any re: Budget Amendments. Council discussed, no action taken at this time.
22. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by Dale Mitchell, the Council voted unanimously to approve a Resolution appointing a Charter Review Committee. The five members appointed are Bob Bradley, Hubbard Helm, Nicolette Raley, Parsons Townsend and Travis Wilhow.
23. Following a discussion by Council, on a motion from Jason Shoumaker, seconded by Rodney Cox, the Council voted unanimously to approve an Ordinance of the City Council of the City of Lago Vista, Texas ordering and establishing procedures for a Special Election for November 3, 2015, in the City of Lago Vista to Elect Councilmembers for Places 1, 3 and 5 and Mayor; providing for Notice of Election, providing Election Precinct and Polling Places; providing for Early Voting; providing an effective date and open meetings clause; and providing for related matters, with one amendment to section one, striking a portion which contains language regarding the length of terms pertaining to this election only.

WORK SESSION

24. Discussion concerning the sale of beer, wine, food and snacks at the Highland Lakes Golf Course and Alex's Bistro. The Council discussed at length, no further action taken at this time.
25. Departmental Reports
 - A. Airport
 - B. Municipal Court
 - C. Utility Department
 - D. Street Department
 - E. Development Services
 - F. Police Department
 - G. Library
 - H. Golf Course
 - I. Finance
26. Reports/Minutes from City Boards, Committees and Commissions
 - a. April 23, 2015 Planning and Zoning Commission Spec Meeting minutes
 - b. KLVB Report 14May15

FUTURE MEETINGS

27. Consider schedule and items for future Council meetings.

Dale Mitchell requested an Executive Session for the City Manager's twelve month appraisal in June.

City Manager suggested for June, a review of the proposed rate structure, the quarterly report on the capital improvements program and the Veterans Park.
In July, possibly a discussion regarding rewriting financial policies.

EXECUTIVE SESSION

28. At 10:24 p.m. Mayor Kruger announced that the Council will convene into executive session pursuant to Sections 551.071, 551.072 and/or 551.074 Texas Government Code, and/or Section 1.05, Texas Disciplinary Rules of Professional Conduct to discuss matters as specifically listed on the agenda.

- a) Consultation with attorney regarding claims or possible claims arising in Cause No. D-1-GN-13-002224, James Otwell v. City of Lago Vista, filed in the 98th Judicial District in Travis County, Texas;
- b) Consultation with attorney regarding claim or possible claim related to easements;
- c) Consultation with attorney regarding claims or possible claims concerning city facilities.

ACTION ITEMS

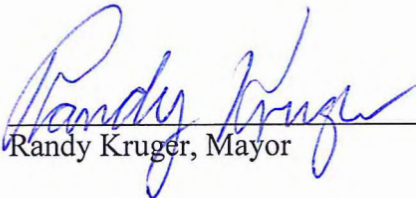
29. At 1:17 a.m. the Council reconvened from executive session into open session to take action regarding matters discussed in Executive Session as follows:

- a) No action was taken regarding claims or possible claims arising in Cause No. D-1-GN-13-002224, James Otwell v. City of Lago Vista, filed in the 98th Judicial District in Travis County, Texas;
- b) On a motion from Jason Shoumaker, seconded by Dale Mitchell, the Council voted unanimously that no further action is authorized regarding claim or possible claim related to easements.
- c) No action was taken regarding claims or possible claims concerning city facilities.

ADJOURNMENT

Mayor Randy Kruger adjourned the meeting at 1:19 a.m.

Respectfully submitted,


Randy Kruger, Mayor

ATTEST:



Sandra Barton, City Secretary

On a motion by Council Member D'Anne Gloris, seconded by Council Member Dale Mitchell, the above and foregoing instrument was passed and approved this 18th day of June, 2015.