

**OFFICIAL MINUTES OF THE CITY COUNCIL
LAGO VISTA, TEXAS
APRIL 21, 2016**

BE IT REMEMBERED that on the 21st day of April, A.D., 2016, 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

Dale Mitchell	Mayor	Melissa Byrne Vossmer	City Manager
Ron Smith	Mayor Pro Tem	Danny Smith	Police Chief
Rich Raley	Council Member	David Harrell	Development Services Director
Stephanie Smith	Council Member	Sandra Barton	City Secretary
Rodney Cox	Council Member	Gary Graham	Public Works Director
Ed Tidwell	Council Member	Starr Lockwood	Finance Director
		Barbara Boulware-Wells	City Attorney

Mayor Dale Mitchell called the Regular Meeting to order and recognized that all Council Members were present except Councilman Jason Shoumaker who arrived after roll call at 6:35 p.m. Other Staff members present, Interim Golf Manager Chip Hamilton. Pastor Dick West, Kingsland Community Church gave the Invocation and Mayor Mitchell led the Pledge of Allegiance.

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

PUBLIC COMMENTS

David Scott Nelson 7809 Bar-K Ranch Road appeared to address the Council with comments/concerns regarding the City's sign ordinance and putting on a future agenda.

Tom Bledsoe, 7401 Lohman Ford Road appeared to address the Council with comments regarding signage.

Charles Walker, 21607 Sierra Trail appeared to address the Council with comments regarding having a Haunted House business. He wished to express his appreciation for Councils engagement and help.

AGENDA ITEMS WERE TAKEN OUT OF ORDER

PRESENTATIONS

2. Mayor Mitchell to present Proclamation declaring May 7, 2016 Firewise Day.

Mayor Mitchell asked the Firewise participants to come forward and presented the group with a Proclamation declaring May 7, 2016 as Firewise Day. Appearing were Pat Naney, Lago Vista Jim, Chief Donnie, Councilman Ron Smith and Councilman Ed Tidwell.

4. Mayor Mitchell to recognize the Lago Vista Police Department as Business of the month for the Chamber Monthly.

Mayor Mitchell recognized the Lago Vista Police Department for their contribution to the City and the Chamber during the bike race and their contributions throughout the year.

3. Mayor Mitchel to recognize Keep Lago Vista Beautiful , Community Volunteers and City Staff, James LeBlanc and Laura Fowler for the Trash-Off event.

The Council and citizens were presented with a slide show presentation of pictures that were taken during the Trash-Off on April 9, 2016.

PUBLIC HEARING

1. An Ordinance of the City Council of the City of Lago Vista, Texas, adopting the updates to the Land Use Assumptions and Capital Improvements Plan and approving the Imposition of changed Impact Fees through a Public Hearing concerning amending Ordinance No. O-29-14 and Table 1, set out in Appendix "A," SEC. 6.100, Code of Ordinances of Lago Vista; providing Open Meeting and effective date provisions; and providing for related matters.

On a motion by Ed Tidwell, seconded by Rich Raley, the Council voted unanimously to open the Public Hearing at 6:56 p.m. David Harrell, Development Services Director provided a brief overview of the proposed Ordinance.

Michael Panter, 20722 Camelback Street, had a question regarding the cost of a sewer line tap to his property.

The Public Hearing will remain open until May 5, 2016.

5. Presentation by Emergency Services District #1 (EMS#1) concerning Future Plans for Service Expansion and Delivery in Lago Vista and the Surrounding Area.

Chief Donnie Norman presented the Council with an oral and Power Point overview of future plans for service expansion and addressed questions from Council. Greg Johnston, President of ESD 1 also appeared and addressed questions from Council.

6. Receive and discuss monthly update on Water Treatment Plant #3 by Shay Ralls Roalson, PE, HDR and Gary Graham, PE, Public Works Director.

Shay Ralls Roalson provided an oral update and provided a power point containing pictures of the Water Treatment Plant #3 and addressed any questions from Council.

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

8. Consideration and action with respect to Resolution No. 16-1645 by the City Council of the City of Lago Vista, Texas Directing Publication of Notice of Intention to Issue Certificates of Obligation; Providing for a Public Hearing and Notice Thereof with Respect to the Issuance of Such Certificates of Obligation as Required by the City's Home Rule Charter; providing an effective date; and containing other matters relating to the subject.

Melissa Byrne Vossmer provided a brief overview of the proposed Capital Improvements Program to be funded by the Certificates of Obligation and addressed questions from Council. Tom Lawrence, Financial Advisory for the City appeared and provided the Council with the debt schedule and addressed questions from Council.

Following a discussion by Council, Councilman Jason Shoumaker motioned to approve Resolution No. 16-1645 with an additional \$750,000 towards roads and streets in addition to the \$1,726,000 that is included in the Resolution. This motion was seconded by Councilman Rich Raley. Voting in favor: Rich Raley, Ed Tidwell and Jason Shoumaker. Voting in opposition: Ron Smith, Mayor Dale Mitchell, Stephanie Smith and Rodney Cox. Motion did not pass.

Following further discussion by Council, Mayor Dale Mitchell motioned to pass Resolution No. 16-1645 as so stated at 1,726,000. There was no second motion. Motion died.

9. Consideration and possible action concerning Resolution No. 16-1647; A Resolution concerning Texas Grant Services Contract.

David Harrell, Development Services Director provided a brief overview of the proposed Resolution proposing allowing the City Manager to enter into an agreement with Grant Development Services for the Safe Routes to Schools Grant.

On a motion by Councilman Rodney Cox, seconded by Councilman Jason Shoumaker, the Council voted unanimously to approve Resolution No. 16-1647 as presented. Motion passed.

10. Presentation and Approval of Resolution No. 16-1648 Accepting the FYE 2015 City of Lago Vista Annual Audit as presented by City Auditor Keith Neffendorf, of Neffendorf & Knopp, PC.

Keith Neffendorf presented an overview of the audit and addressed questions from Council.

On a motion by Councilman Jason Shoumaker, seconded by Councilman Rodney Cox, the Council voted unanimously to accept Resolution No. 16-1648 as presented. Motion passed.

Councilman Rodney Cox requested staff to implement suggested changes by auditor regarding funds borrowed from different accounts.

12. Discussion concerning Owner/builder permit.

John Goble, Building Inspector, provided a brief overview of the State laws and codes and addressed questions from Council.

Michael Panter, 20722 Camel Back St. appeared and addressed the Council with comments regarding permits and codes.

No action taken

14. Departmental Reports

- A. Airport Report
- B. Development Services
- C. Financial Report
- D. Police Department
- E. Public Works Reports
 - a. Street Department

- b. Utility Department (Water/Wastewater Services)
- c. Water Loss Report
- d. Water/Wastewater Treatment

Chip Hamilton, Interim Golf Manager provided a summary of March numbers from the golf courses and the Lago Vista Pro Shop and restaurant and addressed questions from Council.

Councilman Cox asked that the water and wastewater violations be separate.

Councilman Shoumaker asked Gary Graham about the progress at Montechino.

Councilman Smith asked for a report to show volume of water usage to citizens.

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.

- 7. Approval of the following minutes:
 - March 3, 2016 Special called meeting and
 - March 17, 2016 Regular meeting

On a motion by Councilman Jason Shoumaker, seconded by Rich Raley, the Council voted unanimously to approve the minutes from March 3 and March 17, 2016 with addition as requested by Councilman Rodney Cox to the March 17 minutes. Motion passed.

- 11. Consideration and possible action concerning Ordinance No. 16-04-21-01; An Ordinance by the City Council of the City of Lago Vista, Texas, Repealing and Re-establishing the Parks and Recreation Advisory Committee of the City and Providing for the Appointment of Members and Defining their Functions and Duties; Repealing all Prior Conflicting Ordinances; Providing for a Severability Clause, Effective Date and Open Meetings.

Melissa Byrne Vossmer, City Manager provided a brief overview of the proposed Ordinance at the request of Councilman Shoumaker.

On a motion by Councilman Shoumaker, seconded by Councilwoman Stephanie Smith, the Council voted unanimously to approve Ordinance No. 16-04-21-01 as presented and assigning Councilman Shoumaker as the Council Liaison to the Committee.

Mayor Mitchell asked that under Section 9.1605, under 3. g. that the statement be expanded to not only allow the Lago Vista Property Owners Association but to include any home owners associations. Motion passed with the revision.

WORK SESSION

- 13. Discussion and possible action concerning chickens inside city limits.

David Harrell provided a brief overview of the Special Use Permit that is in place at this time and provided some information from other cities and addressed questions from Council. Staff was directed to work on a proposed ordinance and bring back at another meeting.

15. Reports/Minutes from City Boards, Committees and Commissions

- A. January 20, 2016 Airport Advisory Board minutes
- B. January 26, 2016 Comprehensive Plan Advisory Committee minutes
- C. February 3 Airport Advisory Board minutes
- D. March 8, 2016 Golf Course Advisory Committee minutes
- E. April 14, 2016 KLVB Report

Councilman Ed Tidwell wanted to advise that the CAPMetro Committee met and appointed its Chair, Darren Webb, Vice Chair, Karen Bowling and Secretary, Caroline Hale and were given a time frame to bring back a report.

FUTURE MEETINGS

16. Consider schedule and items for future Council meetings.

Councilman Ron Smith and Councilman Shoumaker asked that an item be placed on the agenda regarding numbers on houses.

Councilman Shoumaker asked that items regarding Mr. Atlas be added to the Executive Session.

EXECUTIVE SESSION

17. At 11:23 p.m. the Council convened into Executive Session pursuant to Sections 551.071 and 551.072, Texas Government Code and Section 1.05 Texas Disciplinary Rules of Professional Conduct regarding:

- A. Consultation with legal counsel regarding real property and possible issues and questions related to acquisition, sale or lease.
- B. Consultation with legal counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.

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

18. At 12:33 a.m. the Council reconvened from Executive Session into open session to take action as deemed appropriate in City Council's discretion regarding:

- A. Consultation with legal counsel regarding real property and possible issues and questions related to acquisition, sale or lease.

On a motion by Councilman Rich Raley, seconded by Councilman Jason Shoumaker, the Council voted unanimously to advise City Attorney to complete the land swap and make their attorney aware that we need to move our golf carts and City will incur expenses.

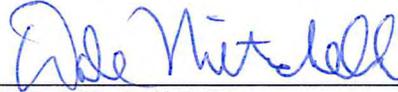
- B. Consultation with legal counsel regarding contractual claims or possible claims or charges, contractual modifications, and questions related thereto.

No action taken

ADJOURNMENT

Mayor Dale Mitchell adjourned the meeting at 12:36 a.m.

Respectfully submitted,



Dale Mitchell, Mayor

ATTEST:



Sandra Barton, City Secretary

On a motion by Mayor Pro Tem Ron Smith, seconded by Council Member Rodney Cox, the above and foregoing instrument was passed and approved this 19th day of May, 2016.