

**OFFICIAL MINUTES OF THE CITY COUNCIL  
LAGO VISTA, TEXAS  
FEBRUARY 16, 2017**

**BE IT REMEMBERED** that on the 16<sup>th</sup> day of February, A.D., 2017, 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	Kenneth Reneau	Interim City Manager
Ron Smith	Council Member	Sandra Barton	City Secretary
Ed Tidwell	Mayor Pro Tem	Barbara Boulware-Wells	City Attorney
Kevin Sullivan	Council Member	David Harrell	Dev. Services Dir.
Stephanie Smith	Council Member	Danny Smith	Police Chief
Suzanne Bland	Council Member	Gary Graham	Interim PW Director
Mark Tippetts	Council Member	Starr Lockwood	Finance Director

Mayor Mitchell called the regular meeting to order and recognized that all Council Members were present. Other Department Heads present: Dave Street. Mike Garner, Minister from Northlake Church provided the Invocation and Mayor Mitchell led the Pledge of Allegiance.

**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 Terry Kulisek, 21206B Boggy Ford Rd., asked how and who sets items on the agenda and would like to discuss the housing issue. Kenneth invited him to come in and speak with Staff. Jackie Goodwin, 4501 Nettle Lane, asked what the status was of the Lago Vista Clubhouse structural and electrical repairs and the status of the study from Mr. Walters. Al Schwerman, High Drive, made comments about the City sign and ways it could be used for City information.

**PRESENTATIONS**

1. Impact of Travis County loss of Grant funding from Chief Smith.

Chief Smith provided an oral overview of the impact on law enforcement agencies now that the newly elected Sheriff's policies electing to refuse to cooperate with Immigration agents or honor detainers on arrestees who are also illegal immigrants. As a result of this, TCSO is no longer eligible for State or Federal grants. These grants helped in previously providing the Travis County Sheriff's Office Victim's Services Unit as a courtesy to smaller LE agencies in Travis County. These services are State mandated.

The LVPD is looking into partnering up with other Police Departments to apply for grants which are an 80% grant requiring a 20% match.

The VSU will cease providing services to the smaller agencies within 2 years.

2. Mayor Mitchell to present the Lago Vista Volunteer of the Year Award for 2016.

Mayor Mitchell presented the 2016 Award to Sylvia Harris with the Lago Vista Area Volunteers. They provide medical equipment to Lago Vista citizens in need in the community. The number to contact the organization is 512-267-1567.

## **PUBLIC HEARING AND ACTION**

3. Conduct a public hearing on the issuance of the City of Lago Vista, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2017;

- Open Public Hearing

The Public Hearing was opened at 7:01 p.m. Mayor Mitchell read the Ordinance heading aloud for the record.

Tom Lawrence, City Financial Advisor provided an overview of the proposed financing Ordinance. With approval from Council, Jana will then submit to the AG's office for approval and then would close in about four weeks.

Jana Edwards, Bond Counsel supplied an updated Ordinance to Council that contained the winning bid information.

Starr clarified that it will not be additional tax, it will be reallocating.

- Close Public Hearing

The Public Hearing was closed at 7:31 p.m.

A. First and Final Reading – Consideration and action with respect to Ordinance No. 17-02-16-01; An “Ordinance Authorizing the Issuance of City of Lago Vista, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2017; Authorizing the Levy of an Ad Valorem Tax and the Pledge of Certain Net Revenues in support of the Certificates; approving an Official Statement and a Paying Agent/Registrar Agreement; awarding the Sale of the Certificates; and authorizing other matters related to the Certificates”.

On a motion by Mayor Pro Tem Tidwell, seconded by Councilman Tippetts, the Council voted unanimously to approved Ordinance No. 17-02-16-01 as presented.

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

4. Discussion and consideration of Resolution No. 17-1688; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the use of City streets for the 26<sup>th</sup> Annual La Primavera Lago Vista bicycle race to be held March 4 & 5, 2017.

Elaine Hughes, Executive Director of the Lago Vista/Jonestown Chamber of Commerce appeared to ask support for the race and provide an overview of assistance needed and the benefits of having the race in Lago Vista. Elaine stated that Don Hutcheson has provided the event insurance.

On a motion by Councilwoman Bland, seconded by Council Tippetts, the Council voted unanimously to approve Resolution No. 17-1688 as presented.

5. Discussion and consideration of Resolution No. 17-1689; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the City Manager to enter into a contract for services with consultant Michelle Hanna Cummings for professional assistance at the Airport.

David Harrell, Development Services Director, provided a brief overview of the proposed contract to support and expedite items and requirements as presented in the Airport Action Plan and assisting in getting Airport reimbursements. Councilwoman Bland asks that we utilize the existing money in the budget to pay for these fees before extending beyond the budget.

On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the Council voted unanimously to approve Resolution No. 17-1689 using the updated contract that David handed out today.

6. Discussion and consideration of Resolution No. 17-1690; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the creation of a Residential Incentives Program to address vacant single family residential lots within the City.

Kenneth Reneau, Interim City Manager asked that Gary Graham, Interim Public Works Director address the backlog for service connections and line extensions. Kenneth's recommendation is that the Council take no action on this item at this time.

Keith Billington, with Silverton Custom Homes, appeared and made comments in support of the proposed incentives.

On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the Council voted unanimously to table Resolution No. 17-1690.

7. Discussion and consideration of Resolution No. 17-1691; A Resolution by the City Council of the City of Lago Vista, Texas cancelling the regular City Council meeting scheduled for March 16, 2017.

Barbara Boulware-Wells, City Attorney, explained that Spring Break falls in the same week as the regular City Council meeting and there has been a request for Council to consider cancelling the Council meeting. The Council discussed and Barbara addressed questions.

On a motion by Mayor Mitchell, seconded by Councilman Tippetts, the Council voted unanimously to approve Resolution No. 17-1691 as presented.

8. Discussion and consideration of Resolution No. 17-1692; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the Interim City Manager to approve the construction contractor for Section 3A-1B1 Onsite Residential Development of lots in the Tessera On Lake Travis.

Barbara Boulware-Wells, City Attorney, provided an overview of the proposed Resolution and addressed questions from Council. Gary Graham, Interim Public Works Director also provided some information regarding construction, engineering and addressed questions.

On a motion by Councilwoman Bland, seconded by Councilwoman Smith, the Council voted unanimously to approve Resolution No. 17-1692 with the new conditions on the Resolution that was handed out at the Council meeting.

## 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.

### 9. Approval of the following minutes:

January 5, 2017 Special Called meeting;  
January 12, 2017 Special Called meeting and  
January 19, 2017 Regular Council meeting  
January 21, 2017 Council retreat

The City Secretary did receive a message from Councilwoman Bland to correct a typo and this was correction was addressed.

On a motion by Councilwoman Bland, seconded by Councilman Sullivan, the Council voted unanimously to approve all the minutes mentioned above.

## WORK SESSION

### 10. Update on Legislative Session

Barbara Boulware-Wells, City Attorney provided handouts to the Council and an oral overview of updated bills related to City business and addressed questions from Council.

### 11. Departmental Reports

- A. Development Services – Councilman Smith asked questions of activity reported on the Code Enforcement Reports regarding vacant lots.
- B. Financials
- C. Golf Course
- D. Library Report
- E. Municipal Court Report
- F. Police Department – Councilman Smith mentioned that he noticed there were higher number of police calls than normal.
- G. Public Works Reports

### 12. Reports/Minutes from City Boards, Committees and Commissions

Councilwoman Smith asked Mayor Pro Tem for an update from the Veteran's Memorial Advisory Committee regarding the design and he stated that he could not at this time.

Gary Graham, City Engineer stated that he has been designated as the liaison for the project and he hopes to bring a revised design to Council soon.

- a. August 15, 2016 Board of Adjustment minutes
- b. October 27, 2016 Planning and Zoning Commission minutes
- c. November 10, 2016 Planning and Zoning Commission minutes
- d. November 21, 2016 Planning and Zoning Commission minutes

- e. December 12, 2016 Veteran's Memorial Advisory Committee minutes
- f. January 9, 2017 Veteran's Memorial Advisory Committee minutes
- g. January 12, 2017 KLVB Bullet Report
- h. February 8, 2017 KLVB Bullet Report

## **FUTURE MEETINGS**

13. Consider schedule and items for future Council meetings.  
Councilman Smith requested: update from Veteran's Advisory Committee; dark skies; forming a Committee.  
March 2 meeting – overview of annexation  
Councilman Sullivan requested: Camille & Dawn intersection; possible joint meeting with Planning & Zoning regarding annexation  
Councilwoman Bland requested an update on Lago Fest – April 6; update from Parks & Recreation Committee.  
Budget Calendar – March 2

## **EXECUTIVE SESSION**

14. At 9:47 p.m., the Council convened into Executive Session pursuant to Sections 551.071 (Advice of Counsel), 551.072 (Real Property), 551.074 (Personnel), Texas Government Code and Section 1.05 Texas Disciplinary Rules of Professional Conduct regarding:
- A. Consultation with Legal Counsel concerning process and options for obtaining replacement for City Manager and Public Works Director.
  - B. Consultation with Legal Counsel concerning upcoming Legislative Session and possible items for consideration by Legislature.
  - C. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, Brian Atlas v. City of Lago Vista, Travis County 200th District Court.
  - D. Consultation with legal counsel regarding claims or possible claims or contractual claims or possible claims or charges, and possible issues and questions.
  - E. Consultation with Legal Counsel concerning possible real estate acquisition, management or divestiture and attendant matters thereto.

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

15. At 11:11 p.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 concerning process and options for obtaining replacement for City Manager and Public Works Director.

On a motion by Councilwoman Bland, seconded by Councilman Sullivan, the Council voted unanimously to allow the Interim City Manager to sign a contract with Chris Hartung to seek a Public Works Director.

- B. Consultation with Legal Counsel concerning upcoming Legislative Session and possible items for consideration by Legislature.

No action

- C. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, Brian Atlas v. City of Lago Vista, Travis County 200th District Court.

No action

- D. Consultation with legal counsel regarding claims or possible claims or contractual claims or possible claims or charges, and possible issues and questions.

No action

- E. Consultation with Legal Counsel concerning possible real estate acquisition, management or divestiture and attendant matters thereto.

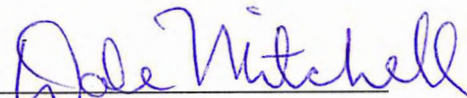
No action

**ADJOURNMENT**

Mayor Dale Mitchell adjourned the meeting at 11:14 p.m.



Respectfully submitted,

  
Dale Mitchell, Mayor

ATTEST:

  
Sandra Barton, City Secretary

On a motion by Council Member Kevin Sullivan, seconded by Mayor Pro Tem Ed Tidwell, the above and foregoing instrument was passed and approved this 20<sup>th</sup> day of April, 2017