

**OFFICIAL MINUTES OF THE CITY COUNCIL
LAGO VISTA, TEXAS
JUNE 15, 2017**

BE IT REMEMBERED that on the 15th day of June, 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 | Danny Smith | Police Chief |
| Ron Smith | Council Member | Robin Smith | |
| Ed Tidwell | Mayor Pro Tem | Barbara Boulware-Wells | City Attorney |
| Kevin Sullivan | Council Member | David Harrell | Dev. Services Dir. |
| Stephanie Smith | Council Member | Gary Graham | PW Director |
| Mark Tippetts | Council Member | Starr Lockwood | Finance Director |
| Suzanne Bland | Council Member | Dave Street | IT Manager |

Mayor Mitchell called the regular meeting to order and recognized that all Council Members were present. Other Department Heads present: Mark Cote. Rev. Dale Chrisman, Trinity Angelican Church provided the Invocation. 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.

Frank Robbins, 4109 Hillside, KLVB President, stated that Lago Vista was upgraded from Bronze status to Silver status at the Keep Texas Beautiful conference, and presented the certificate award to the City.

Dan Olson, 20804 S. Ridge St., appeared to request that he receive a reduction of sewer charges for 2017 and left a copy of his utility bill with Council.

Lane McClanahan, 23725 E FM 1431, Marble Falls, made comments in opposition of annexation. Richard Starie, 21405 Coyote Trails, made comments regarding repairing a low water crossing on Coyote Trail.

Mayor Mitchell announced that David Harrell will be leaving the City next week and thanked him for his service to the City.

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

3. Discussion and consideration of Resolution No. 17-1703, Resolution by the City Council of the City of Lago Vista, Texas authorizing the Mayor to execute the Agreement for Public Park Facilities operation and maintenance services.

Barbara Boulware-Wells, provided a brief oral overview of the proposed agreement and addressed questions from Council.

On a motion by Councilwoman Bland, seconded by Councilman Tippetts, the Council voted unanimously to approve the Resolution No. 17-1703 as presented. Motion passed.

PUBLIC HEARING AND ACTION

1. Conduct a Public Hearing to consider Ordinance No. 17-06-15-01; (ZON-1071) An Ordinance of the City of Lago Vista, Texas, amending Chapter 14, Article 14.200 of the City Zoning Ordinance, Ordinance No. 12-12-06-01; in order to allow fences on a lot without a principal use or building and across contiguously (adjacent) owned property lines, making findings of fact; providing a savings clause; providing a severability clause; providing an open meetings clause; and providing an effective date.
 - Staff Presentation – Staff has recommended that Council table this item for now and bring back at a later time.
 - Open Public Hearing – The Public Hearing was opened at 7:02 p.m.
 - Close Public Hearing – The Public Hearing will be left open until the July 20 meeting.
 - Council Discussion - None
 - Consideration and action regarding Ordinance No. 17-06-15-01 as presented above.
On a motion by Mayor Pro Tem Tidwell, seconded by Councilman Sullivan, the Council voted unanimously to table this item until the regular Council meeting on July 20.

2. Conduct a Public Hearing to consider Ordinance No. 17-06-15-02; (ZON-1070) An Ordinance of the City of Lago Vista, Texas, amending Article 10.100, Section 2, Subsection 2.19.5(B) of the City Subdivision Ordinance, Ordinance No. 17-01-19-01; providing for inspection and construction of improvements; making findings of fact; providing a savings clause; providing a severability clause; providing an open meetings clause; and providing an effective date.
 - Staff Presentation – David Harrell, Dev. Services Director, provided a brief overview of the proposed revisions to the Ordinance and addressed questions from Council.
 - Open Public Hearing – The Public Hearing was opened at 7:06 p.m. No comments made.
 - Close Public Hearing – The Public Hearing was closed at 7:08 p.m.
 - Council Discussion – Council briefly discussed.
 - Consideration and action regarding Ordinance No. 17-06-15-02 as presented above.
On a motion by Councilwoman Smith, seconded by Councilman Tippetts, the Council voted unanimously to approve Ordinance No. 17-06-15-02 as presented.

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.

4. Approval of the following minutes:

May 4, 2017 Special Called meeting;
May 11, 2017 Special Called meeting and
May 18, 2017 Regular meeting

On a motion by Councilman Smith, seconded by Councilman Sullivan, the Council voted unanimously to approve all the above minutes with an amendment to the May 18 minutes regarding the lake levels rising from 10% to 10 feet. Motion passed.

WORK SESSION

5. Presentation of a proposed Long Range Plan for the golf courses.

Mark Cote, Golf Course Manager provided an oral presentation to Council and provided information in the packet covering golf course assessments for both golf courses and addressed questions from Council.

Starr Lockwood addressed debt service questions from Council regarding the Lago Vista course.

David Williams, 20703 DeDe Drive made comments regarding renewing or not renewing his membership based on what the Council decides.

Gina Williams, 20703 DeDe Drive made comments regarding membership fees and asked about the analysis from Mr. Walker.

Keith Wadsworth, 6006 La Mesa, had questions regarding the costs of running the golf courses.

No action taken.

EXECUTIVE SESSION

9. At 8:55 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. Consultation with Legal Counsel concerning pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino, L.P. (Atlas) v. The City of Lago Vista*, Travis County 200th District Court.

- D. Pending litigation pertaining to Cause No. D-1-GN-17-000994, *Lawrence Levy v. Dale Mitchell, Mayor of the City of Lago Vista*, Travis County 201st Judicial District Court.

- 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):

10. At 10:15 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.

No action taken

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

No action taken

C. Consultation with Legal Counsel concerning pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino, L.P. (Atlas) v. The City of Lago Vista*, Travis County 200th District Court.

No action taken

D. Pending litigation pertaining to Cause No. D-1-GN-17-000994, *Lawrence Levy v. Dale Mitchell, Mayor of the City of Lago Vista*, Travis County 201st Judicial District Court.

No action taken

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

No action taken

6. Departmental Reports

A. Development Services

B. Golf Course

C. Library

D. Municipal Court

E. Police Department

No comments or questions

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

a. April 12, 2017 Parks and Recreation Advisory Committee minutes

b. April 27, 2017 Planning and Zoning Commission minutes

c. May 10, 2017 KLVB Bullet Report

No comments or questions

FUTURE MEETINGS

8. Consider schedule and items for future Council meetings.

July 6 – report on effluent/irrigation, Juvenile curfew ordinance, fencing ordinance
July 20 – action regarding golf courses
Parks and Recreation

ADJOURNMENT

Mayor Dale Mitchell adjourned the meeting at 10:20 p.m.



Respectfully submitted,

Dale Mitchell
Dale Mitchell, Mayor

ATTEST:

Sandra Barton
Sandra Barton, City Secretary

On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the above and foregoing instrument was passed and approved this 20th day of July, 2017