

**OFFICIAL MINUTES OF THE CITY COUNCIL
SPECIAL CALLED MEETING
THURSDAY, SEPTEMBER 7, 2017**

BE IT REMEMBERED that on the 7th day of September, A.D., 2017, the City Council held a Special Called 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, PLEDGE OF ALLEGIANCE

Dale Mitchell	Mayor	Kenneth Reneau	Interim City Manager
Ron Smith	Council Member	Barbara Boulware-Wells	City Attorney
Kevin Sullivan	Council Member	Danny Smith	Police Chief
Ed Tidwell	Mayor Pro Tem	Sandra Barton	City Secretary
Stephanie Smith	Council Member	Dave Street	IT Manager
Mark Tippetts	Council Member	Gary Graham	Public Works Director
		Starr Lockwood	Finance Director
		Roy Jambor	Dev. Services Director

Mayor Mitchell called the Special Called Meeting to order and recognized that all Council Members were present except Suzanne Bland. 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.

Mayor Mitchell made comments regarding how prepared the City Street Department and Gary Graham were for Hurricane Harvey.

D'Anne Gloris, 200 Flightline Rd, presented a brief overview of the history of the Airport.

Dan Deveze, 18908 Kelly Drive, presented questions regarding the qualifications for City Manager.

Ron Smith asked that citizens who have questions, complaints or concerns to please contact City Hall instead of Facebook.

Richard Brown, Outpost Trace, made comments regarding extending the hours at the Green Center.

PRESENTATION

1. Presentation of current status and future opportunities for Lago Vista's Rusty Allen Airport.

Michelle Hanna, City Consultant of Aviation issues, provided an oral presentation and addressed questions from Council.

2. Presentation and update from Gary Graham regarding the Turner Lift Station.

Gary Graham provided an oral update of the progress of the lift station. The wet wall has been cleaned twice, Vulchar is being used to control hydrogen sulfide, a citrus deodorizer is

being used to slow grease accumulation and they have repaired the Bio-Cube and its exhaust line. He addressed questions from Council.

PUBLIC HEARINGS AND POSSIBLE ACTION

3. The City Council will conduct the first of two required Public Hearings on setting the FY17/18 tax rate at \$.65 / \$100.

- Staff presentation
Kenneth Reneau provided a brief summary of the requirements and schedule of public hearings for setting the tax rate. The next one will be September 14, 2017.
- Open Public Hearing
The Public Hearing was opened at 7:15 p.m.
D'Anne Gloris asked what amount is in the reserves, Starr stated it is \$2.8 million at the end of August.
- Close Public Hearing
The Public Hearing was closed at 7:18 p.m.
- Council discussion
Council discussed briefly.
- Action, in any, regarding setting the FY17/18 tax rate at \$.65/100.
Mayor Mitchell announced that the second public hearing will be held on September 14, 2017 at 6:30 p.m. and the City Council will adopt the tax rate and budget on September 21, 2017.

4. The City Council will conduct a Public Hearing regarding 17-1078-PDD-REZ, Zoning Change Request - From G1 to PDD for Luxury RV Resort 8116 Chestnut Cove.

- Staff presentation
Roy Jambor provided a brief overview of the proposed request. He stated that the Planning and Zoning Commission recommendation to deny the request.
- Open Public Hearing
The Public Hearing was opened at 7:28 p.m.
Barbara Doebener, 21510 Sierra Trail made comments in opposition of this request.
Rachelle Peralta, 21607 Sierra Trail made comments in opposition of this request.
- Close Public Hearing
The Public Hearing was closed at 7:34 p.m.
- Council discussion
The Council discussed and presented questions to Roy about City ordinances.
The applicant, Brian Adams was present and addressed questions from Council regarding entrance to the park and providing additional information.
- Action, if any, regarding Zoning Change request from G1 to PDD for Luxury RV Resort.
Mayor Mitchell motioned for the passage of the Ordinance. This motion was not seconded, therefore, motion died.
On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the Council voted unanimously to deny 17-1078-PDD-REZ zoning change request. Motion passed.

ACTION ITEMS

6. Discussion and consideration to authorize the City Manager to purchase fuel system.

Kenneth Reneau provided a brief overview and information was provided in the packet.

The Council discussed bond money and if bond money can be used for this purchase.

Barbara Boulware-Wells advised that she has spoken with Jana. The Council was very specific when they asked for approval of the CIP monies. The structure of the CIP money is that if we don't use it all for that particular item, you can use it for another of the thirteen (13) named items and if not for that, then it would go to debt service.

Alton Moore, 9207 Bar K Ranch Road, stated that Mr. Lewis did a good job in maintaining the fuel system and ask Council to consider the maintenance as well.

D'Anne Gloris and Dan Deveze provided comments.

On a motion by Mayor Mitchell, seconded by Councilman Sullivan, the Council voted unanimously to authorize the City Manager to purchase the fuel system conditioned on a proper inspection.

7. Discussion and consideration to authorize the purchase of the ModSpace building currently located at the Highland Lakes Golf Course.

Kenneth provided a brief overview. We are currently leasing this building and there will be a charge to come take the building down and haul back to the owner. An alternative would be to buy it for \$36,736 and have the company come out and for \$6,000 they would move it and set it up at the Airport. TXDOT Aviation would pay half of both of those costs. The restrooms and deck would have to be moved as well.

D'Anne Gloris and Dan Deveze provided comments.

On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the Council voted unanimously to authorize the City Manager to purchase the ModSpace building and have it moved to the Airport as discussed. Motion passed.

8. Discussion and consideration of Resolution No. 17-1704; A Resolution by the City Council of the City of Lago Vista, Texas authorizing the Mayor or City Manager to approve a Master Services Agreement for preparation of a TPDES Permit and Preparation of a Spill Prevention Control and Countermeasures Plan.

Kenneth provided a brief overview of the proposed Resolution and proposed agreement.

Barbara has reviewed the agreement and provided amendments to the agreement.

D'Anne Gloris provided comments.

On a motion by Councilman Tippetts, seconded by Councilman Sullivan, the Council voted unanimously to pass Resolution No. 17-1704 as presented. Motion passed.

DISCUSSION

11. Discussion regarding Airport Rules and Regulations.

Barbara Boulware-Wells provided a brief overview. She stated that these have been presented to the Airport Advisory Board and they have made some suggestions and modifications.

TXDOT and the FAA has a template and rules that they want Municipal Airports to adopt.

Michelle Hanna has also worked with us in putting these together and provided comments. These will go back to the Airport Advisory Board for consideration at their next meeting on the 13th and hopefully they will make a recommendation and it will be brought back to Council for action.

D'Anne Gloris provided comments.

The Council discussed. No action taken.

Council took a break from 9:33 p.m. to 9:40 p.m.

ACTION ITEMS

9. Presentation of Bids and possible Award of Contract for 2017 Road Maintenance Construction Project.

Gary Graham, Public Works Director stated that on August 31 two bids were received for the project. Council received the tabulation of the bids and Alpha Paving Industries came in as the low bidder out of Round Rock with a bid of \$423,940. The City nor Walker Partners have ever worked with Alpha Paving so he had found it necessary to check their references and they checked out really well. His recommendation is to award the contract to Alpha Paving in the amount of their bid. He also addressed questions from Council and addressed the map showing the areas to be serviced.

On a motion by Councilman Sullivan, seconded by Councilwoman Smith, the Council voted unanimously to award the contract for the 2017 Road Maintenance Construction Project to Alpha Paving. Motion passed.

5. Discussion on updating changes made to the Proposed 2017-2018 Budget since the August 17th Council Meeting.

The Council and Staff discussed the Golf Course Fund in depth.

Mayor Mitchell requested an additional \$1,800 to be given to Lake Travis Music Theatre to be the same as was given to them last year.

Frank Robbins, on behalf of KLV B requested \$2,000 additional dollars for the circle structure on Dawn Drive.

Staff will adjust the budget with these changes and they will be reflected on the final budget.

10. Discussion and consider approval of Ordinance No. 17-09-07-01; An ordinance of the City of Lago Vista, Texas pursuant to Vernon's Texas Codes annotated, Local Government Code, Chapter 102, Section 102.007(b) providing for amendments to Ordinance No. 16-09-29-01, for the fiscal year beginning October 1, 2016 and ending September 30, 2017; amendments to said Budget by Department are set forth in "Exhibit A" attached to this Ordinance.

Starr Lockwood, Financial Director provided a brief overview of the amendments and addressed questions from Council.

On a motion by Councilman Sullivan, seconded by Councilman Tippetts, the Council voted unanimously to approve Ordinance No. 17-09-07-01 as presented. Motion passed.

FUTURE MEETINGS

12. Consider schedule and items for future Council meetings.

Next meeting will be a special called meeting on September 14 for the second public hearing on the tax rate and Chief Smith will have an item regarding rifle body armor.

On September 21, agenda items to approve the tax rate, approve the Budget, approve an ordinance establishing all the fees.

Jonestown property swap

CAPCOG update from Mayor Pro Tem Tidwell

Cell Node Ordinance.

Councilman Smith would like Sam Sargent or another representative from CAPMETRO out to discuss items, at the October meeting.

There will be no October 5, meeting, just the regular meeting of October 19.

EXECUTIVE SESSION

13. At 11:08 p.m., 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.

B. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino L.P. v. City of Lago Vista*, Travis County 200th District Court.

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

D. Consultation with Legal Counsel concerning LVISD Interlocal Agreement.

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

14. At 11:42 p.m., 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.

No action taken

B. Pending or threatened litigation pertaining to Cause No. D-1-GN-16-002483, *Villa Montechino, L.P. v. City of Lago Vista*, Travis County 200th District Court.

No action taken

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

No action taken

D. Consultation with Legal Counsel concerning LVISD Interlocal Agreement.

No action taken

ADJOURNMENT

Mayor Mitchell adjourned the meeting at 11:43 p.m.



ATTEST:

Sandra Barton

Sandra Barton, City Secretary

Respectfully submitted,

Dale Mitchell

Dale Mitchell, Mayor

On a motion by Councilman Sullivan, seconded by Councilman Smith, the above and foregoing instrument was passed and approved this 19th day of October, 2017.