

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, March 17, 2014, 6:30 p.m.
Lakeway City Hall, 1102 Lohmans Crossing Road, Lakeway, Texas

1. **Establish Quorum and Call to Order.** Present: Mayor Dave DeOme, Mayor Pro Tem Dave Taylor and Councilmembers Joe Bain, Phil Brown, Dee Ann Burns, Bruce Harris, and Jim Powell.
2. **Pledge of Allegiance.**
3. **Citizens Participation** – No one spoke.
4. **Financial Report.**
 - Staff report by Al Tyson, City Treasurer.
5. **Presentation of Audit Report.**
 - Presentation by Singleton, Clark & Company, P. C.
 - Citizen participation – No one spoke.
 - Council discussion/action – After Preston Singleton gave the City’s FY2013 audit report, **Councilmember Burns moved to accept the FY2013 audit report. Councilmember Harris seconded the motion, and it passed by unanimous vote, approved 7-0.**
6. **May 10, 2014 General Election.** Consider approving Ordinance 2014-03-17-01 declaring the unopposed candidates for the office of three (3) Councilmembers as elected, and cancelling the General Election on May 10, 2014.
 - Staff report by Steve Jones, City Manager.
 - Citizen participation/public hearing – No one spoke.
 - Council action – **Councilmember Bain moved to approve Ordinance 2014-03-17-01 declaring the unopposed candidates for the office of three (3) Councilmembers as elected, and cancelling the General Election on May 10, 2014. Mayor Pro Tem Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.**
7. **Utility Franchise: Texas Gas Service.** Consider approving an ordinance, granting a gas utility franchise to Texas Gas Service, a division of One Gas. (This is the second of two required readings.)
 - Staff report by Steve Jones, City Manager.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – **Councilmember Burns moved to approve an ordinance, granting a gas utility franchise to Texas Gas Service, a division of One Gas. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.**

8. **Special Use Permit: Child-Care Facility.** Consider request from Lakeway LS Development, LLC, the agent for the owner of the property located at 1501 Lohman's Crossing Road, for approval of a Special Use Permit to operate a child-care facility at this location.
- Staff report by Troy Anderson, Director of Building and Development Services.
 - Citizen participation/public hearing – Peter Brodnitz, 722 Rolling Green Drive, spoke in support of the child-care facility.
 - Council discussion/action – After Developer Stephen Brown presented his project, and council asked questions and gave comments on fencing of outdoor space, height of proposed playscape, street access, and transferability and term of the SUP, **Councilmember Burns moved to approve a request from Lakeway LS Development, LLC, the agent for the owner of the property located at 1501 Lohman's Crossing Road, for approval of a Special Use Permit to operate a child-care facility at this location. Councilmember Harris seconded the motion, and it passed by unanimous vote, approved 7-0.**
9. **Special Use Permit: Drive-Through Restaurant Facility.** Consider a request from CBD, Inc., the agent for the owner of the property located at the northwest corner of Ranch Road 620 South and Medical Parkway, for approval of a Special Use Permit to operate a restaurant with a drive-through facility at this location.
- Staff report by Chessie Zimmerman, Deputy City Manager.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – Robert Montgomery, representing Raising Cane's, gave a presentation and was available to respond to council's comments and questions which ranged from the building design and signage to the projected number of cars using the facility per day and access into the medical village and drive-through. When the discussion concluded, **Mayor Pro Tem Taylor moved to approve a request from CBD, Inc., the agent for the owner of the property located at the northwest corner of Ranch Road 620 South and Medical Parkway, for approval of a Special Use Permit to operate a restaurant with a drive-through facility at this location. Councilmember Harris seconded the motion, but it was defeated by a vote of 4-3; while Mayor Pro Tem Taylor and Councilmembers Harris and Powell supported the SUP request, Mayor DeOme and Councilmembers Bain, Brown, and Burns opposed the SUP request.**
10. **Final Plat: Estates of Flintrock.** Consider a request from R2 Development Properties, the owner of approximately 40.5 acres of land located at 16201 Flint Rock Road, for approval of a final plat to be known as Estates of Flintrock.
- Staff report by Troy Anderson, Director of Building and Development Services.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – After some discussion of the single road access to the subdivision, **Councilmember Burns moved to approve a request from R2 Development Properties, the owner of approximately 40.5 acres of land located at 16201 Flint Rock Road, for approval of a final plat to be known as Estates of Flintrock. Mayor Pro Tem Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.**

11. **Annexation: Lakeway Highlands Phase 3 Sections 1, 2 & 3.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 65.8 acres of land located west of Highlands Boulevard between Bee Creek Road and Peninsula Way, for annexation of the subject property. (This is the first of two required public hearings.)
- Staff report by Troy Anderson, Director of Building and Development Services.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion – No discussion by council.

CONSENT AGENDA: All items may be approved by one Council vote. Members of the Council may pull items from the consent agenda for discussion.


12. **Authorization:** Consider approving an ordinance suspending the interim rate adjustment filing of Texas Gas Service Company, implemented on February 11, 2014.
13. **Approve Minutes:** Regular Council Meeting of February 18, 2014.
14. **Approve Minutes:** Special Council Meeting of February 28, 2014.

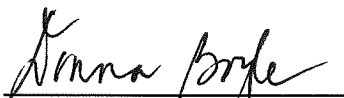
END CONSENT AGENDA

Councilmember Harris pulled item 12 from the Consent Agenda. Councilmember Bain moved to approve the Consent Agenda items as listed above without item 12. Councilmember Burns seconded the motion, and it passed by unanimous vote, approved 7-0. Councilmember Harris requested an explanation of this measure; he then moved to approve item 12 on the Consent Agenda. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.

Mayor Pro Tem Taylor commented that single entrances and exits in new developments are something that council needs to keep in mind when considering future developments.

Meeting adjourned at 8:07 p.m.


David P. DeOme, Mayor


Donna Boyle, City Secretary

