

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, July 16, 2007, 6:30 p.m.
Lakeway City Hall, 1102 Lohmans Crossing Road, Lakeway, Texas

1. **Establish Quorum and Call to Order.** Mayor Steve Swan, Mayor Pro Tem Dave DeOme and Councilmembers Glenda Foreman, Bob Neighbors, Bill Rhue, Don Karges and Alan Tye were present.
2. **Pledge of Allegiance was led by Mayor Swan.**
3. **Citizens Participation.**
 - Chris Wittmayer, 4 Daybreak Cove, stated he was present to speak during Agenda Item #7, but because it has been postponed, he wanted to state he believes the zoning for that property should be single-family as originally zoned.
 - Bill Chandler, 204 Timpanagos, thanked the 4th of July committee and city staff for the tremendous Independence Day celebration in Lakeway.
4. **Pedernales Electric Cooperative:** Leslie West, PEC District Coordinator, presented the franchise check to the City and delivered energy efficient light bulbs for the City's use.
5. **Reports of Officers.**
 - Bill Chandler, Treasurer, presented the monthly financial report.
 - Steve Jones City Manager, presented his monthly report.
6. **Proclamation designating August 7, 2007 as "National Night Out" in Lakeway.** Mayor Swan read a proclamation declaring August 7th as National Night Out in Lakeway and Officer Mary Proctor of the Police Department was present to discuss the event and answer questions.
7. **Postponed: Rezoning of Tuscan Village, 1930 Lohmans Crossing Road.** Consider a request to rezone approximately 42 acres of land from "PUD, Planned Unit Development" - ARC to R-7 Retirement Living – Tuscan Village. (ZAPCO recommends R-7 zoning, 4-2).
 - Staff report
 - Citizen participation
 - Council discussion/action
8. **Annexation: 4.572 acres located at 402 and 404 Tonkawa Trail (Tonkawa Place, Lots 1 and 2).** Applicant Joseph Connors, the owner of the property, requests annexation of this property into the City of Lakeway. (ZAPCO recommends approval, 6-0).
 - Staff report was presented by Deputy City Manager Chessie Blanchard.
 - Citizen participation – No one spoke.
 - Council discussion/action - **Mayor Pro Tem DeOme made a motion to approve; Councilmember Bob Neighbors seconded the motion and it passed by unanimous vote. Approved (7-0).**

9. **Zoning: 4.572 acres located at 402 and 404 Tonkawa Trail (Tonkawa Place, Lots 1 and 2).** Applicant Joseph Connors, the owner of the property, requests zoning of “R-1, Single Family Residential” for his newly annexed property. (ZAPCO recommends approval, 6-0).
- Staff report was presented by Deputy City Manager Chessie Blanchard.
 - Citizen participation – No one spoke.
 - Council discussion/action – **Councilmember Glenda Foreman made a motion to approve; Councilmember Bill Rhue seconded the motion and it passed by unanimous vote. Approved (7-0).**
10. **POSTPONED. Annexation: 20.747 acres located at 16103 Flint Rock Road (Lot 1A, Cielito de Cabros), plus the adjacent portion of Flint Rock Road.** Applicant Danny Martin, Malone/Wheeler, Inc., on behalf of Larry Hendrix, the owner of the property, requests annexation of this property into the City of Lakeway.
11. **POSTPONED. Zoning: 20.747 acres located at 16103 Flint Rock Road (Lot 1A, Cielito de Cabros).** Applicant Danny Martin, Malone/Wheeler, Inc., on behalf of Larry Hendrix, the owner of the property, requests zoning of “R-1, Single Family Residential” for his newly annexed property.
12. **POSTPONED. General Development Plan: Lot 1A, Cielito de Cabros.** Applicant Danny Martin, Malone/Wheeler, Inc., on behalf of Larry Hendrix, the owner of the 20.747 acres located at 16103 Flint Rock Road, requests approval of the General Development Plan.
13. **Consider ordinance regulating the location of alcohol sales in the City of Lakeway.**
- Staff report was given by City Manager Steve Jones.
 - Citizen participation
 - a. Bob Duplantis, 122 Rocket, stated he supported the proposed ordinance.
 - b. Ron Cole, 1304 RR 620 N, wanted clarification on whether the ordinance would become effective for new construction going forward.
 - c. Hester Currens, 120 Deerfield, asked for clarification on grandfathered entities.
 - d. City Attorney Tom Buckle answered questions from Council and audience and stated that TABC is not enforcing zoning laws relating to the sale of alcohol.
 - Council discussion/action - **Mayor Pro Tem DeOme made a motion to approve; Councilmember Glenda Foreman seconded the motion and it passed by 6-1 vote, with Councilmember Bob Neighbors casting the opposing vote. Approved (6-1).**
14. **Consider a resolution supporting alternate water supply for City of Austin.**
- Staff report - City Manager Steve Jones presented information regarding the resolution.
 - Citizen participation
 - a. Ernest Altgelt, 615 Flamingo Blvd., stated he supported the resolution.
 - b. Cole Rowland, 711 Mariner, was present to answer questions and stated he also supported the resolution.

- Council discussion/action - **Councilmember Alan Tye made a motion to approve; Councilmember Don Karges seconded the motion and it passed by unanimous vote. Approved (7-0).**

15. Consider a special permit authorizing a fireworks display at Lakeway Resort and Spa for an event to be held on September 29, 2007.

- Staff report - City Manager Steve Jones presented information regarding the request.
- Citizen participation – Mr. Wolf, owner of the fireworks company, stated the event is to occur on August 29th not September 29th as originally announced. He answered questions regarding the request.
- Council discussion/action – **Councilmember Bob Neighbors moved for approval of the special permit authorizing a fireworks display at Lakeway Resort and Spa on August 29, 2007, on the conditions that the fireworks would be over by 9:30 p.m. and that surrounding neighbors are notified in advance. Councilmember Don Karges seconded the motion and it passed by unanimous vote. Approved (7-0).**

16. Amendment to the Ethics Ordinance: Consider changes to Section 2.02, regarding the number of members and their appointments.

- Staff report was given by City Manager Steve Jones.
- Citizen participation – No one spoke.
- Council discussion/action - **Councilmember Bill Rhue made a motion to approve; Councilmember Bob Neighbors seconded the motion and it passed by unanimous vote. Approved (7-0).**

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

17. Approve Action Minutes: Special Work Session of June 15, 2007 and Regular Meeting of June 18, 2007.

18. Appointment to Boards and Commissions:

- Bill Gilbert, Member, Lakeway Development Committee
- Joseph Benasutti, Alternate Member, City Building Commission
- Board of Ethics:
 - Frank Hinds, appointed by Mayor Pro Tem Dave DeOme
 - Roy Beckelhymer, appointed by Mayor Steve Swan
 - Dick Drury, appointed by Councilmember Bob Neighbors
 - LaNell Edwards, appointed by Councilmember Glenda Foreman
 - Bill Marquis, appointed by Councilmember Alan Tye
 - Perry Smith, appointed by Councilmember Bill Rhue
 - Bob Berry, appointed by Councilmember Don Karges

END CONSENT AGENDA

Councilmember Don Karges made a motion to approve Consent Agenda Items 17 and 18. Councilmember Bob Neighbors seconded the motion and it passed by unanimous vote. Approved (7-0).

19. Comments by Mayor and Councilmembers. –Councilmember Bob Neighbors requested clarification and information regarding a few items discussed at the work session on June 15th.

20. Meeting adjourned at 8:15 p.m.

Steve Swan, Mayor

Attest:

Linda Winn, City Secretary