



AGENDA

City Council Special Meeting

Monday, November 2, 2020

1102 Lohmans Crossing Road, Lakeway, TX 78734

6:30 PM

VIA VIDEOCONFERENCE

MINUTES

This meeting of the Lakeway City Council will be conducted via videoconference, pursuant to Governor Abbott's Temporary Suspension of Open Meetings Laws issued on March 16, 2020. As always, you may watch the meeting using the city's live stream at:

<https://www.lakeway-tx.gov/1062/Videos---Meetings-Events>.

There will be no in-person attendance at this meeting.

Citizen Participation on posted agenda items will occur via telephone.

If you wish to provide comments on a specific agenda item via telephone during the meeting, submit a public comment form on the city website before 3:00 pm Monday, November 2, 2020. Go to <https://lakeway-tx.civicweb.net/Portal/CitizenEngagement.aspx> to complete the form. Email joanntouchstone@lakeway-tx.gov if you have any questions regarding citizen participation.

City staff will send an email providing instructions for commenting during public participation via videoconference directly to those registered to comment. The same rules apply to telephone comments as to in-person comments. They must be on the topic of the agenda item, and they must be no more than 3 minutes in length.

- 1 ESTABLISH QUORUM AND CALL TO ORDER** – Present via videoconference: Mayor Cox, Mayor Pro Tem Higginbotham, Councilmember Howell, Councilmember Kumar, Councilmember Mastrangelo, Councilmember Smith and Councilmember Vance. Also present City Manager Oakley, Interim Building and Development Services Director Erin Carr, Director of Communications Jarrod Wise and City Attorney Caputo.
- 2 PLEDGE OF ALLEGIANCE.**
- 3 RESOLUTION NO. 2020-11-02-01 AFFIRMING THE APPOINTMENT OF THE ASSISTANT CITY MANAGER.**

- Staff report by City Manager Julie Oakley.
- Citizen participation – No one spoke.
- Council discussion/action – Councilmember Kumar moved to approve the resolution. Mayor Pro Tem Higginbotham seconded and the motion passed unanimously.

4 AN ORDINANCE OF THE CITY OF LAKEWAY, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 2: ADMINISTRATION AND PERSONNEL; ARTICLE 2.03 BOARDS, COMMISSIONS, AND COMMITTEES; DIVISION 6: ECONOMIC DEVELOPMENT COMMITTEE; AND PROVIDING FOR SEVERABILITY, REPEALER, AND AN EFFECTIVE DATE.

- Staff report by City Manager Julie Oakley.
- Citizen participation – No one spoke.
- Council discussion/action – Councilmember Kumar moved to approve the ordinance as written with the following changes: Remove word “authority” from 2.03.110, in 2.03.115 specify committee shall not comply with the Texas Open Meetings Act, in 2.03.118 change second word “administration” to “administrative” and include subsection to specify the committee provide quarterly updates of its’ activities to the city council. Councilmember Howell seconded and the motion passed unanimously.

5 FY 21 BUDGET AMENDMENT # 1 - ORDINANCE NO. 2020-11-02-02 AMENDING THE FISCAL YEAR 2021 BUDGET.

- Staff report by City Manager Julie Oakley.
- Citizen participation – No one spoke.
- Council discussion/action – Councilmember Kumar moved to instruct staff to start the RFP process to bring a high quality event to our area with someone who is an expert in this area. Councilmember Mastrangelo seconded and the motion passed unanimously. Councilmember Kumar motioned to table the budget amendment.

Mayor Cox called for executive session at 7:16 p.m. Reconvened to open session at 9:51 p.m. No action was taken in executive session.

6 EXECUTIVE SESSION: ENTER INTO EXECUTIVE SESSION TO OBTAIN LEGAL ADVICE FROM COUNSEL, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY). NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION; ACTION, IF ANY, WILL BE TAKEN IN OPEN SESSION.

A. Ordinance No. 2020-10-19-01 - Zoning Change: Serene Hills Phase 5. A request from Serene Hills, Ltd., owner of approximately 8.41 acres of land

located south of Crestone Stream Drive and east of Serene Hills Drive, for approval of a Zoning Change for Serene Hills, Phase 5 from R-3 to Parkland.

- Staff report by Interim Director of Building and Development Services Erin Carr.
- Citizen participation – No one spoke.
- Council discussion/action – Mayor Pro Tem Higginbotham moved to approve the recommendation of the Zoning and Planning Commission to approve Ordinance No. 2020-11-02-02, zoning change for 8.41 acres of land located south of Crestone Stream Drive and east of Serene Hills Drive.

B. Final Plat: Serene Hills Parkland. A request from Serene Hills, Ltd., owner of approximately 23.8 acres of land located south of Crestone Stream Drive and east of Serene Hills Drive, for approval of a Final Plat for Serene Hills, Phase 5.

- Staff report by Interim Director of Building and Development Services Erin Carr.
- Citizen participation - Ken Jenkins spoke via video conference.
- Council discussion/action – Mayor Pro Tem Higginbotham moved to approve the recommendation of the Zoning and Planning Commission disapprove the final plat for the following reasons:
 1. It does not comply with Texas Local Government Code 212.004 b (3).
 2. It does not comply with the parkland dedication requirements in Lakeway ordinance section 28.05.003.
 3. It does not comply with the standards for approval for final plats in Lakeway ordinance section 28.003.001.
 4. It does not comply with the approval procedures for final plats found in Lakeway ordinance 28.03.003 (b).

Councilmember Howell seconded and the motion passed unanimously.

7 EXECUTIVE SESSION: ENTER INTO EXECUTIVE SESSION TO OBTAIN LEGAL ADVICE FROM COUNSEL, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY). NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION; ACTION, IF ANY, WILL BE TAKEN IN OPEN SESSION.

- Legal issues regarding airpark Unicom license renewal.

8 EXECUTIVE SESSION. ENTER INTO EXECUTIVE SESSION TO DISCUSS AN ECONOMIC DEVELOPMENT PROSPECT, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.087 (ECONOMIC DEVELOPMENT NEGOTIATIONS). NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION, ANY ACTION TO BE TAKEN ON THIS ITEM WILL OCCUR IN OPEN SESSION.


- Project Granite.

9 EXECUTIVE SESSION: ENTER INTO EXECUTIVE SESSION TO OBTAIN LEGAL ADVICE FROM COUNSEL, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY). NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION; ACTION, IF ANY, WILL BE TAKEN IN OPEN SESSION.

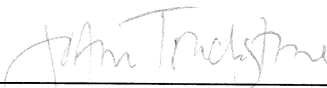
- Legal Issues regarding the settlement agreement in the Cherry Knoll litigation, and its impact on potential development of the Cherry Knoll tract.

10 ADJOURN – Meeting adjourned at 10:03 p.m.

Signed this 16th day of November, 2020.



Sandra L. Cox, Mayor



Jo Ann Touchstone, City Secretary

