



AGENDA

City Council Regular Meeting

Tuesday, January 19, 2021

City Hall

1102 Lohmans Crossing Road, Lakeway, Texas 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 Tuesday, January 19, 2021. 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 Julie Oakley, Assistant City Manager Joseph Molis, Building and Development Services Director Erin Carr, City Attorney Cobby Caputo, City Secretary Jo Ann Touchstone and Director of Communications Jarrod Wise.**
- 2 PLEDGE OF ALLEGIANCE.**
- 3 CITIZEN PARTICIPATION FOR THE CONSENT AGENDA AND ITEM 8.**

CONSENT AGENDA

All items may be approved by one Council vote. Members of the Council may pull items from the Consent Agenda for discussion.

- 4 **DECEMBER 21, 2020 CITY COUNCIL MEETING MINUTES.**
- 5 **CITY INCUMBENCY CERTIFICATE.**
- 6 **QUARTERLY INVESTMENT REPORT FOR FOURTH QUARTER ENDING DECEMBER 31, 2020.**
- 7 **MONTHLY TREASURER'S REPORT.**

END CONSENT AGENDA

Councilmember Kumar moved to approve the consent agenda.
Councilmember Howell seconded and the motion passed unanimously.

- 8 **FINANCIAL REPORT.**
- 9 **FIRST READING: MASTER PARK PLAN.**
 - Report by Consultant Jennifer Melde with Dunaway and Associates.
 - Citizen participation – The following persons spoke via videoconference: Guy Rowland, Jerri Brown, and Christy Muse.
 - Council discussion/action – No action was taken.
- 10 **REPORT ON DEER SURVEY.**
 - Report from Wildlife Biologist Nick Kolbe.
 - Citizen participation – The following persons spoke via videoconference: Ted Windecker, Tom Kilgore and Nina Davis.
 - Council discussion/action – No action was taken.

Mayor Cox called for recess at 8:36 p.m. Reconvened to open session at 8:37 p.m.

- 11 **SHORT TERM RENTAL – 102 WORLD OF TENNIS SQUARE. CONSIDER A REQUEST FROM PAUL AND JANIE NITZ, THE OWNERS OF THE PROPERTY LOCATED AT 102 WORLD OF TENNIS FOR A SPECIAL USE PERMIT TO ALLOW FOR A SHORT-TERM RENTAL USE AT THIS LOCATION.**
 - Staff report by Director of Building and Development Services Erin Carr.
 - Citizen presentation – No one spoke.
 - Council discussion/action – Mayor Pro Tem Higginbotham moved to approve the request for a Short Term Rental special use permit at 102 World of Tennis. Councilmember Smith seconded and the motion passed unanimously.

12 SPECIAL USE PERMIT – 1010 RR 620 S, SUITE 100. CONSIDER A REQUEST FROM HILL COUNTRY HYPERBARIC AND WOUND CARE LLC, THE AGENT FOR THE OWNER OF THE PROPERTY LOCATED AT 1010 RR 620 SOUTH, SUITE 100 FOR A SPECIAL USE PERMIT TO ALLOW FOR A HYPERBARIC AND WOUND CARE PRACTICE TO OPERATE AT THIS LOCATION.

- Staff report by Director of Building and Development Services Erin Carr.
- Citizen presentation – No one spoke.
- Council discussion/action – Councilmember Mastrangelo moved to approve the request from Hill Country Hyperbaric and Wound Care Llc, the agent for the owner of the property located at 1010 RR 620 South, Suite 100 for a Special Use Permit to allow for a Hyperbaric and Wound Care Practice to Operate at this location. Councilmember Smith seconded and the motion passed unanimously.

13 SPECIAL USE PERMIT – 1010 RR 620 S, SUITE 107. CONSIDER A REQUEST FROM HILL COUNTRY HEALTH PLLC, THE AGENT FOR THE OWNER OF THE PROPERTY LOCATED AT 1010 RR 620 SOUTH, SUITE 107 (ENTRANCE AT LAKEWAY, LOT 2) FOR A SPECIAL USE PERMIT TO ALLOW FOR AN ADULT PRIMARY CARE PHYSICIAN’S OFFICE TO OPERATE AT THIS LOCATION.

- Staff report by Director of Building and Development Services Erin Carr.
- Citizen presentation – No one spoke.
- Council discussion/action – Councilmember Mastrangelo moved to approve item 13 as stated. Councilmember Smith seconded and the motion passed unanimously.

14 ORDINANCE NO. 2021-01-19-01 - ANNEXATION REQUEST – TOMICHI TRAIL. REQUEST FROM RH LAKEWAY DEVELOPMENT, LTD, OWNER OF APPROXIMATELY 11.034 ACRES OF LAND LOCATED EAST OF CROSSWINDS DRIVE AND WEST OF TOMICHI TRAIL FOR ANNEXATION INTO THE CITY LIMITS.

- Staff report by Director of Building and Development Services Erin Carr.
- Citizen presentation – The following persons spoke via videoconference: Guy Rowland and Christy Muse.
- Council discussion/action – Councilmember Mastrangelo moved to approve Ordinance No. 2021-01-19-01, annexation request. Councilmember Howell seconded and the motion passed unanimously.

15 ORDINANCE NO. 2021-01-19-02 - ZONING REQUEST – TOMICHI/LW HIGHLANDS PARK. REQUEST FROM RH LAKEWAY DEVELOPMENT, LTD, OWNER OF APPROXIMATELY 11.034 ACRES OF LAND LOCATED EAST OF CROSSWINDS DRIVE AND WEST OF TOMICHI TRAIL FOR PARKLAND (P-1) ZONING.

- Staff report by Director of Building and Development Services Erin Carr.
- Citizen presentation – The following persons spoke via videoconference: Christy Muse.
- Council discussion/action – Councilmember Kumar moved to approve Ordinance No. 2021-01-19-02, zoning request. Mayor Pro Tem Higginbotham seconded and the motion passed unanimously.

16 RE-PLAT – 4700 BLACKSMITH COVE. CONSIDER A REQUEST FROM WILLIAM EVANS, THE OWNER OF APPROXIMATELY 5.67 ACRES OF LAND LOCATED AT 4700 BLACKSMITH COVE (TRAVIS SETTLEMENT, SECTION 4, LOT 255) FOR APPROVAL OF A RE-PLAT.

- Staff report by Director of Building and Development Services Erin Carr.
- Citizen presentation – No one spoke.
- Council discussion/action – Councilmember Kumar moved to approve the re-plat. Councilmember Howell seconded and the motion passed unanimously.

17 ORDINANCE NO. 2021-01-19-03 AMENDING THE CODE OF ORDINANCES, TITLE I: GENERAL ORDINANCES; CHAPTER 6: BUSINESS REGULATIONS; ARTICLE 6.07: BUSINESS LICENSING; AMENDING APPENDIX A: FEE SCHEDULE; ARTICLE A4.000 BUSINESSES; SECTION A4.004 BUSINESS LICENSES AND ARTICLE A6.000 BUILDING, DEVELOPMENT, AND ZONING; SECTION A6.003 BUILDING AND INSPECTION FEES; AND PROVIDING FOR SAVINGS, SEVERABILITY, REPEALER, AND AN EFFECTIVE DATE.

- Staff report by Assistant City Manager Joseph Molis.
- Citizen participation – No one spoke.
- Council discussion/action – Councilmember Kumar moved to approve Ordinance No. 2021-01-19-03. Councilmember Smith seconded and the motion passed unanimously.

18 SECOND READING: RESTATEMENT OF ROUGH HOLLOW DEVELOPMENT AGREEMENT.

- Report by Councilmember Kumar.
- Citizen participation – The following persons spoke via videoconference: Guy Rowland, Thomas Geocaris, Jerri Brown and Christy Muse.
- Council discussion/action – No action was taken.

19 CITIZENS PARTICIPATION FOR ITEMS NOT ON THIS AGENDA – No one spoke.

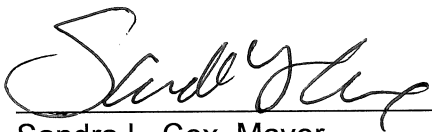
Mayor Cox called for executive session at 10:35 p.m. Reconvened to open session at 11:08 p.m.. No action was taken in executive session.

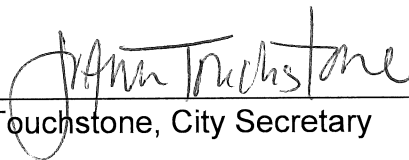
20 EXECUTIVE SESSION. ENTER INTO EXECUTIVE SESSION TO DELIBERATE REGARDING THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.072, AND TO OBTAIN LEGAL ADVICE FROM COUNSEL, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY). NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION; ACTION, IF ANY, WILL BE TAKEN IN OPEN SESSION.

- Legal and Real Estate Issues Relating to the Oaks PUD/Stratus Properties.

21 ADJOURN – Meeting adjourned at 11:08 p.m.

Signed this 21 day of January, 2021.


Sandra L. Cox, Mayor


Jo Ann Touchstone, City Secretary

