

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, September 15, 2008, 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 Don Karges and Councilmembers Dee Ann Burns, Dave DeOme, Bruce Harris, Bob Neighbors and Alan Tye were present. No Councilmembers were absent.
2. **Pledge of Allegiance was led by Mayor Swan.**
3. **Citizens Participation.** No one spoke during citizen participation.
4. **Presentation** honoring Linda Winn. Mayor Swan presented a plaque honoring Linda for her dedication and years of service to the city.
5. **Proclamation designating October 7, 2008 as “National Night Out”** in the City of Lakeway. Mayor Swan read the proclamation and then presented it to Officer Mary Proctor, who invited council and citizens to participate in the neighborhood activities on Tuesday, October 7th.
6. **Reports of Officers:**
 - Monthly Financial Report was presented by Al Tyson, City Treasurer.
 - City Manager’s Monthly Report was given by Steve Jones.
7. **Consider Fiscal Year 2008/2009 Budget and Tax Rate:**
 - a.) **Ordinance adopting the Budget for the period October 1, 2008 through September 30, 2009.**
 - Staff report was presented by City Manager Steve Jones.
 - Citizen participation/public hearing – No one spoke during the public hearing.
 - Council discussion/action – **Mayor Pro Tem Don Karges made a motion to approve. Motion was seconded by Councilmembers Dave DeOme and Alan Tye and passed by unanimous vote. Approved 7-0.**
 - b.) **Consider ratification of the Fiscal Year 2008/2009 Budget that raises more property taxes than the Fiscal Year 2007/2008 Budget.**
 - Staff report was given by Steve Jones.
 - Citizen participation/public hearing – No one spoke during the public hearing.
 - Council discussion/action – **Councilmember Alan Tye made a motion to ratify the FY 2008/2009 Budget. Motion was seconded by Councilmember Bruce Harris and passed by unanimous vote. Approved 7-0.**
 - c.) **Ordinance adopting the General Fund and Debt Service Tax Rates for FY 2008/2009.**
 - Staff report was presented by Steve Jones. He stated three public hearings have been held regarding the budget and tax rate for the new fiscal year.
 - Citizen participation/public hearing - No one spoke during the public hearing.

- Council discussion/action - **Councilmember Alan Tye made a motion to adopt the ordinance as presented. Motion was seconded by Councilmember Bruce Harris and passed by unanimous vote. Approved 7-0.**
- 8. Approve an interlocal agreement with the City of Bee Cave** for police dispatching and communication services.
- Staff report was presented by Police Chief Gordon Bowers.
 - Public hearing - No one spoke during the public hearing.
 - Council discussion/action – **Councilmember Dee Ann Burns made a motion to approve, with deletion of the last sentence in paragraph 2, Article III. Councilmember Bob Neighbors seconded the motion and it passed by unanimous vote. Approved 7-0.**
- 9. Resolution approving the 2008 Capital Improvement Plan.**
- Staff report by City Manager Steve Jones.
 - Citizen participation/public hearing – Two citizens spoke: 1) Bill Rhue, 306 Golf Crest Lane, had a question regarding the improvement plan and whether that included extensions of the trail system on Lakeway Boulevard; and 2) Jerry Hietpas, 403 Golf Crest Lane, made a comment regarding the line size of the irrigation system improvements proposed for Lakeway Boulevard.
 - Council discussion/action - **Councilmember Alan Tye made a motion to adopt the plan as presented. Motion was seconded by Councilmember Bob Neighbors and passed by unanimous vote. Approved 7-0.**
- 10. Resolution supporting Equal Drawdown Proposal requested by Highland Lakes Group** for equal and simultaneous drawdown of Lakes Travis and Buchanan.
- City Manager Steve Jones introduced Cole Rowland who presented background information.
 - Citizen participation/public hearing - No one spoke during citizen participation.
 - Council discussion/action - **Councilmember Dee Ann Burns made a motion to approve. Councilmember Dave DeOme seconded the motion and it passed by unanimous vote. Approved 7-0.**
- 11. Flood Damage Prevention Ordinance Update.** A proposed update to the Flood Damage Prevention Ordinance adopting the proposed Flood Insurance Rate Map.
- Staff report was presented by City Engineer Paul Duncan.
 - Public hearing - No one spoke during the public hearing.
 - Council discussion/action - **Mayor Pro Tem Don Karges made a motion to approve. Motion was seconded by Councilmember Dee Ann Burns and passed by unanimous vote. Approved 7-0.**
- 12. Future Land Use Map.** A proposed amendment to the Comprehensive Plan modifying the City's Future Land Use Map.
- Staff report was given by Shannon Burke who stated staff and ZAPCO recommends approval.
 - Public hearing - No one spoke during the public hearing.

- Council discussion/action - **Councilmember Dee Ann Burns made a motion to approve. Councilmember Alan Tye seconded the motion and it passed by unanimous vote. Approved 7-0. Record will show that Councilmember Bob Neighbors objected to the report/statements regarding the Rupen Drive tract.**

13. Request from Alex Torres, representing the Cigar Room, located at 1310 RR 620 South, Suite A-12 (Lakeway Plaza), for a variance of Ordinance No. 2007-07-16-4 to allow the sale of alcoholic beverages within 300 feet of a church.

- Staff report was given by Shannon Burke who stated staff recommended approval.
- Public hearing - No one spoke during the public hearing.
- Council discussion/action – **Councilmember Bob Neighbors made a motion to approve. Motion was seconded by Councilmember Dee Ann Burns and passed by unanimous vote. Approved 7-0.**

14. Executive Session. At 7:55 p.m. Council adjourned to Executive Session pursuant to Texas Government Code § 551.071, Consultation with Attorneys, to discuss a settlement offer from Charlotte Finto.

15. Council Reconvened at 8:45 p.m. in Open Session to discuss and take action, if deemed necessary, regarding the executive session item listed above.

- Consider a settlement offer from Charlotte Finto
- Council discussion/action - **Councilmember Bob Neighbors made a motion to accept the offer. Motion was seconded by Councilmember Dave DeOme and passed by unanimous vote. Approved 7-0.**

<p>CONSENT AGENDA: All items may be approved by one Council vote. Members of the Council may pull items from the consent agenda for discussion.</p>
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16. Approve authorization of \$4,950.00 for the purchase of a surveillance system for Lakeway Justice Center from the Court Technology Fund.

17. Approve Minutes: Regular Council Meeting of August 18, 2008 and Special Work Sessions of August 4, August 25, and September 10, 2008.

<p>END CONSENT AGENDA</p>

Mayor Pro Tem Don Karges made a motion to approve Consent Agenda items 16 and 17, as listed above. Motion was seconded by Councilmember Bob Neighbors and passed by unanimous vote. Approved 7-0.

18. Comments - Mayor and Councilmembers. No comments were noted.

19. Meeting adjourned at 9:05 p.m.

Steve Swan, Mayor

Attest:

Linda Winn, City Secretary