

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, December 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. **Proposed amendments to the Building Ordinance** amending various sections pertaining to plan submittal requirements, construction standards and regulations and other matters pertaining thereto.
 - Staff report was presented by Shannon Burke, Director, Building and Development Services.
 - Citizen participation/public hearing – Jim Bissett, 210 Hazeltine Dr., noted the golf course setbacks.
 - Council discussion/action – **Dave DeOme made a motion to approve changes to Section 5.08 and add a condition that applicant show proof of submittal of plans to appropriate Architectural Control Committee. Councilmember Bob Neighbors seconded the motion and it passed by unanimous vote. Approved 7-0. Councilmember Bruce Harris made a motion to approve changes as laid out in Section 17.02 Section D Part II with the definition of hedges and that the setback be set at four feet. Councilmember Dee Ann Burns seconded the motion and the motion did not pass with a vote of three (3) for and four (4) against. Denied 3-4. Councilmember Don Karges made a motion to accept staff recommendation for eliminating all landscaping restrictions and golf course setbacks to include deleting Section 17.02 Paragraph Section G. Councilmember Bob Neighbors seconded the motion and it passed by a vote of four (4) for and three (3) against. Approved 4-3. Councilmember Alan Tye made a motion to approve Amendment 10 to the building ordinance subject to alterations previously voted on. Councilmember Bob Neighbors seconded and it passed with a vote of five (5) for and one (1) against with Councilmember Bruce Harris voting no. Approved 5-1.**
5. **A resolution authorizing the filing** of a lawsuit in the district court of Travis County, Texas for the abatement of dangerous conditions at 814 Vanguard.
 - Staff report was presented by Shannon Burke, Director, Building and Development Services.
 - Citizen participation/public hearing – Paul Quinn, 811 Vanguard, spoke regarding the garage needing inspected and the rat problem.
 - Council discussion/action – **Councilmember Bob Neighbors made a motion to approve the resolution and note to City Manager and Building Department to do**

everything legally possible to get this resolved. Councilmember Bruce Harris seconded and it passed by unanimous vote. Approved 7-0.

- 6. A proposed policy regarding Public Improvement Districts**, including requirements for presenting an application by petition.
 - Staff report was given by Chessie Blanchard, Deputy City Manager.
 - Citizen participation/public hearing – No one spoke during citizen participation.
 - Council discussion. **Council discussed the responsibility of the Public Improvement Districts, liability, support and a stricter definition of Public Improvement Districts.**

- 7. Authorize City Manager to execute conveyance** of lot located at 101 Hazeltine Court to the Lakeway Municipal Utility District.
 - Staff report was given by Chessie Blanchard, Deputy City Manager. She discussed that after research was done it was found that the City did own the lot. She stated that it needs maintenance and it serves no purpose to the City. She stated that the Lakeway MUD would like the lot conveyed to them with the condition that the owner at 103 Hazeltine Court continue to use part of lot for his lawn.
 - Citizen participation/public hearing – Jim Bissett, 210 Hazeltine Court, spoke regarding the covenants of the land and the land be conveyed to the residents.
 - Council discussion. **Council asked Mr. Bissett some questions and postponed item until next month pending an offer.**

<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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- 8. Approve Minutes:** Regular Council Meeting of November 17, 2008.
- 9. Approve Minutes:** Special Council Meeting of December 1, 2008.
- 10. Approve Minutes:** Special Council Meeting of December 2, 2008.
- 11. Resolution 2008-12-15-01, Appointments to Boards and Commissions:**
 - Harvey Harrison, Deer Committee, Member

<p>END CONSENT AGENDA</p>

Councilman Don Karges made a motion to approve Consent Agenda items 8, 9 and 11 and correct the vote in item 10 above, Special Council Meeting of December 2, 2008, changing the wording from unanimous to it passed with a vote of five (5) to two (2), as listed above. Motion was seconded by Councilmember Bob Neighbors and passed by unanimous vote. Approved 7-0.

12. Meeting adjourned at 8:02 p.m.

Steve Swan, Mayor

Attest:

Christy Fath, City Secretary