

CITY OF LAKEWAY CITY COUNCIL
Minutes of Special Session
Monday, October 5, 2009, at 2:00 p.m.
Lakeway City Hall, 1102 Lohmans Crossing, Lakeway, Texas 78734

- 1. Establish Quorum and Call to Order.** Present: Mayor Dave DeOme and Councilmembers Joe Bain, Dee Ann Burns-Farrell, Bruce Harris, Dave Taylor, Alan Tye and Dennis Wallace. Guest: Patty Akers, City Attorney.

- 2. CLOSE OPEN MEETING AND CONVENE INTO EXECUTIVE SESSION.**
 - a) **EXECUTIVE SESSION** – The City Council will convene into Executive Session pursuant to Texas Gov’t Code Chapter 551.071 to seek the advice of the City Attorney pursuant to Texas Gov’t Code Chapter 551.074 regarding discussion of personnel matters, Chief of Police. **Council adjourned to Executive Session at 2:01 p.m. pursuant to Texas Government Code § 551.071 to seek the advice of the City Attorney pursuant to Texas Gov’t Code Chapter 551.074 regarding discussion of personnel matters, Chief of Police.**

- CONVENE OPEN MEETING. Council reconvened into open session at 3:09 p.m. to discuss and take action, if deemed appropriate, regarding the Executive Session item.**

- 3. Discussion and consider possible action regarding approval of a Settlement Agreement with Chief of Police Gordon Bowers.**
 - Council discussion/action – Patty Akers, City Attorney, stated that Gordon Bowers will resign his commission as Chief of Police effective October 5, 2009. She stated that he would be entitled to six months pay plus full City employee benefits and other incidental terms of benefits and continue to receive TMRS benefits during the six month period and receive a lump sum of any untaken vacation time at the end of the six months. **Councilmember Harris made a motion to approve the settlement agreement. Motion was seconded by Councilmember Tye and it passed by unanimous vote. Approved 7-0.**

- 4. Discussion and possible action regarding the termination of the employment of Chief of Police Gordon Bowers.**
 - Council discussion/action – This item was passed.

- 5. Discuss process for selection of a new Chief of Police.**
 - Council discussion – City Manager Steve Jones discussed with Council the process that would be taken to select a new Chief of Police. Steve Jones stated that Lt. Radford would be acting Chief of Police and that two current employees were qualified and wants Council to consider the two Lieutenants. Steve Jones recommended a special meeting to interview the two Lieutenants.

Citizens Participation. Gordon Bowers recognized and expressed his appreciation to Council, staff, volunteers and coworkers. He gave thanks to a special volunteer, Susan Bowers, his wife, for her support and for standing by him.

6. Consider Fiscal Year 2009/2010 Budget and Tax Rate:

a) Ordinance adopting the Budget for the period October 1, 2009 through September 30, 2010.

- Staff report was presented by City Manager Steve Jones.
- Citizen participation - No one spoke during citizen participation.
- Council discussion/action - **Councilmember Taylor made a motion to adopt the ordinance as presented. Motion was seconded by Councilmember Bain and passed by unanimous vote. Approved 7-0.**

b) Ordinance adopting the General Fund and Debt Service Tax Rates for FY 2009/2010.

- Staff report was presented by City Manager Steve Jones.
- Citizen participation - No one spoke during citizen participation.
- Council discussion/action - **Councilmember Burns-Farrell made a motion to adopt the ordinance setting the tax rate at \$0.1929, a 5.1% increase in the tax rate. Motion was seconded by Councilmember Harris and passed by unanimous vote. Approved 7-0.**

7. Meeting adjourned at 3:19 p.m.

David P. DeOme, Mayor

Christy Fath, City Secretary