

**CITY OF LAKEWAY CITY COUNCIL MEETING**  
**Action Minutes of Regular Session**  
**Tuesday, February 22, 2011, 6:30 p.m.**  
**Lakeway City Hall, 1102 Lohmans Crossing Road, Lakeway, Texas**

1. **Establish Quorum and Call to Order.** Present: Mayor Dave DeOme, Mayor Pro Tem Dee Ann Burns-Farrell, Council Members Joe Bain, Bruce Harris, Dave Taylor, Alan Tye, and Dennis Wallace.
2. **Pledge of Allegiance** was led by Mayor DeOme.
3. **Citizens Participation** – Scott Jenkins, 207 Palos Verdes, addressed Council for the second time on the issue of mountain bikes in Hamilton Greenbelt. From his personal experience, he perceives the damage to the environment and potential hazard to pedestrians is increasing. Mayor DeOme invited Mr. Jenkins to attend the City Council’s upcoming Workshop on March 1, 2011, where the subject of prohibiting mountain bikes on the greenbelt trails will be further considered.
4. **Financial Report.**
  - Staff report by Al Tyson, City Treasurer
5. **Pedernales Electric Cooperative**, bi-annual update on Communications Plan presented by Jamie Smith, PEC Community Development Representative introduced and provided his contact information and a schedule of PEC upcoming events. Rudy Farwagi also spoke to Council and staff offering his continued support whenever needed.
6. **Report on recent activities at Municipal Court**, presented by Judge Kevin Madison, included photos of recent facility renovations and an update on new administrative procedures designed for more efficient customer service. He also discussed changes in annual warrant round-up which will make the campaign to collect outstanding fines more localized. Councilmember Harris asked about the high amounts of some of the fines. The judge explained that some of these were due to bail costs post trial and multiple offenses of city ordinances.
7. **Special Use Permit: Starbucks.** A request from Lakeway Plaza Partners, the owner of approximately 1 acre located at 2410 RR 620 South (Lakeway Town Center, Lot 3A), for a Special Use Permit to operate a coffee shop with a drive-through facility at that location.
  - Staff report by Shannon Burke, Director of Building and Development Services.
  - Citizen participation/public hearing - No one spoke.
  - Council discussion/action - Tom DiCicco, developer, was available for questions from Council. Mayor Pro Tem Burns-Farrell asked about the current traffic patterns on RR 620 in front of Wendy’s in the Lakeway Town Center. Councilmembers Tye and Bain expressed concern over the number of proposed parking spaces around the site and the increased traffic a drive-through facility would bring. Councilmember Wallace suggested that council let staff work out the details of the parking spaces and through-way access. City Manager Steve Jones said that TXDOT will do a survey of the existing turn lane on southbound 620 into the Town Center after the Starbucks is built.**Councilmember Wallace moved to approve the request for a Special Use Permit to operate a coffee shop with a drive-through facility at the proposed site. Mayor Pro**

**Tem Burns-Farrell seconded the motion, and it passed by a vote of 5-2, 5 in favor and 2 opposed.**

- 8. Zoning Change: Lakeway Highlands, Section 3.** A request from Las Ventanas Land Partners, Ltd., the owner of 146 and 148 Chinkapin Oak Drive (Lakeway Highlands Phase 1, Section 3, Block A, Lots 127 and 128), for approval to change the zoning of 0.107 acre in the lots from R-3 (Single Family Residential – Zero Lot Line – Modified) to GB (Greenbelt) to accommodate greenbelt use.

  - Staff report by Shannon Burke, Director of Building and Development Services.
  - Citizen participation/public hearing. No one spoke.
  - Council discussion/action. **Mayor Pro Tem Burns-Farrell moved to approve the request to change the zoning for Lakeway Highlands, Section 3, from R-3 (Single Family Residential – Zero Lot Line – Modified) to GB (Greenbelt) to accommodate greenbelt use. Councilmember Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.**
  
- 9. Zoning Change: Cinco Hills.** A request by Serene Hills Ltd., the owner of the 456-acre Cinco Hills development (formerly known as Serene Hills) centered on Serene Hills Drive between SH 71 and Flint Rock Road, for approval of proposed zoning changes to the following zoning districts within the development: R-1\* (Single-Family Residential), R-3 (Single-Family Residential), R-8 (Multi-Family Residential), GB (Greenbelt), and GUI (Governmental, Utility and Institutional). *This agenda item has been postponed.*
  
- 10. Zoning Change: Lakeway Highlands, Sections 1 and 5A.** A request from Las Ventanas Land Partners, Ltd., the owner of three tracts of land totaling approximately 30.169 acres located along Highlands Boulevard and Rough Hollow Drive (Rough Hollow Section 5A, Lot 359; Rough Hollow Section 5A, Lot 359A; Rough Hollow Section 1, Block A, Lot 27), for approval of a change in zoning of the tracts from R-3 (Single Family Residential – Zero Lot Line – Modified) to GB (Greenbelt) to accommodate greenbelt use. *This agenda item has been postponed.*
  
- 11. Consider an Interlocal Agreement with Travis County,** regarding an economic study of Lake Travis.

  - Staff report by Steve Jones, City Manager included a request that the City contribute an additional \$2,000 to the already appropriated \$3,000 previously approved by Council for the economic impact study of Lake Travis and the surrounding area.
  - Citizen participation. No one spoke.
  - Council discussion/action. Discussion followed on what influence such an agreement would have on the rice farmers in south Texas as well as those with decision-making authority over Lake Travis. **Councilmember Tye moved to approve an Interlocal Agreement with Travis County, regarding an economic study of Lake Travis. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.**
  
- 12. Ordinance relating to the General Election to be held May 14th, 2011.**  
Approve Ordinance 2011-02-22-01, Ordering a May 14<sup>th</sup>, 2011 General Election for the purpose of electing a Mayor and three (3) Councilmembers.  
Authorize the Mayor to issue a Notice of Election.

**Mayor Pro Tem Burns-Farrell moved to approve Ordinance 2011-02-22-01, Ordering a May 14<sup>th</sup>, 2011 General Election for the purpose of electing a Mayor and three (3) Councilmembers and to authorize the Mayor to issue a Notice of Election. Councilmember Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.**

- 13. Consider Ordinance 2011-02-22-03, amending the Code of Ethics of the City of Lakeway, Ordinance No. 98-02-16-1.**
- Staff report by Steve Jones, City Manager centered on a request from the Board of Ethics to amend the City's Code of Ethics to exempt seasonal employees from signing the Affidavit and Statement of Representation which requires a notarized signature by all elected and appointed officials as well as employees.
  - Citizen participation. No one spoke.
  - Council discussion/action. **Councilmember Bain moved to approve Ordinance 2011-02-22-03, amending the Code of Ethics of the City of Lakeway to exempt seasonal employees from signing the Affidavit and Statement of Representation required by the Code of Ethics. Councilmember Tye seconded the motion with the qualifier that the seasonal employees be informed that ethical behavior is required of them, and it passed by unanimous vote, approved 7-0.**

**CONSENT AGENDA: All items may be approved by one Council vote. Members of the Council may pull items from the consent agenda for discussion.**

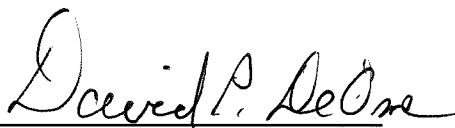
- 14. Approve a Special Use Permit, authorizing a fireworks display at Lakeway Resort and Spa for an event to be held on March 5, 2011, as requested by Starlight Fireworks & FX LLC.**
- 15. Resolution 2011-02-22-01, Appointments to Boards and Commissions:**
- Kent O'Brien, Parks and Recreation Committee, Member.
- 16. Approve Minutes:** Regular Council Meeting of January 18, 2011.

**END CONSENT AGENDA**

**Councilmember Tye moved to approve Consent Agenda. Mayor Pro Tem Burns-Farrell seconded the motion, and it passed by unanimous vote, approved 7-0.**

**Mayor DeOme announced that Dr. Lee Naftolin, a Lakeway resident, was selected to be on the Travis County 2011 Citizens Bond Advisory Committee.**

**Meeting adjourned at 7:45 p.m.**

  
**David P. DeOme, Mayor**

*Donna Boyle*  
**Donna Boyle, City Secretary**

