

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, March 21, 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** – Bob Weest, 206 Hurst Creek Road, congratulated incumbent mayor and councilmembers on their re-election and requested that Council consider replacing the radio console at the police department’s dispatch desk and gave an estimated cost of \$13 to \$15K.
4. **Financial Report.**
 - Staff report by Al Tyson, City Treasurer
5. **Presentation of Audit Report.**
 - Presentation by Singleton, Clark & Company, P. C. given by Preston Singleton attributed the outstanding rating for the City of Lakeway annual audit to the following: ownership management in the very competent hands of Finance Director Julie Oakley; fewer audit adjustments items; superior financial and internal controls. Mr. Singleton noted that the economic position of the City remains strong.
 - Citizen participation – No one spoke.
 - Council discussion/action – Councilmembers and the city manager praised Ms. Oakley for her management of the City’s financial accounts.
6. **Annexation: Lakeway Highlands Amenity Center.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 13.84 acres located on the south side of Highlands Boulevard across from Tavish Trail, for annexation of the property.
 - Staff report by Shannon Burke, Director of Building and Development Services.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion – When asked about the types of amenities to be included in the center, BDS Director Shannon Burke reported that there are plans for a waterpark, amphitheater, and retail.
7. **Consider proposed regulations** regarding the short term rental of property in neighborhoods zoned for residential use.
 - Staff report by Shannon Burke, Director of Building and Development Services.
 - Citizen participation/public hearing – Michael Archuleta, 1201 Challenger, based on his personal research and consideration of the cost of enforcement, believes that there is no need for this type of an ordinance and recommended council adopt an habitual nuisance ordinance instead. Mary Lynn Oberg, 108 Eagle Cove, who co-manages Oberg Properties and rents many of Lakeway’s vacation properties, expressed her concerns over added costs for property owners who already pay a management agency to draw up responsible rental agreements and screen prospective renters. Sue Collyer-Potter, former

City Building and Development Director, objects to an ordinance like this because it penalizes the owners rather than the tenants. Edwin Terry, 409 Seawind, described his and his neighbors' personal experience with nuisances caused by temporary renters.

- Council discussion – Councilmembers discussed the justification for adopting such an ordinance and the appropriateness of “penalizing” property owners for the behavior of their tenants. They were generally split in their opinions about the proposed ordinance, and recommended further research on a possible “habitual offender” ordinance.
8. **Consider Budget Amendment**, allocating \$37,600 from the General Fund to update the 2007 Flint Rock Road Design Summary Report by HDR Engineering.
- Staff report by Chessie Blanchard, Deputy City Manager.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – **Mayor Pro Tem Burns-Farrell moved to adopt a Budget Amendment, allocating \$37,600 from the General Fund to update the 2007 Flint Rock Road Design Summary Report by HDR Engineering. Councilmember Bain seconded the motion, and it passed by a unanimous vote, approved 7-0.**
9. **Consider the use of Parkland Funds** for the construction of a new trail in the median of Lakeway Boulevard from Lohmans Crossing to Top O’ the Lake Drive.
- Staff report by Andra Dearing, Director of Parks and Recreation.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – **Councilmember Harris moved to use Parkland Funds in an amount not to exceed \$49K for the construction of a new trail in the median of Lakeway Boulevard from Lohmans Crossing to Top O’ the Lake Drive. Councilmember Tye seconded the motion, and it passed by a unanimous vote, approved 7-0.**
10. **Ordinance relating to the General Election to be held May 14th, 2011.**
- Approve Ordinance 2011-03-21-01, Declaring the Unopposed Candidates for the Offices of Mayor and Three (3) Council Members As Elected and canceling the General Election on May 14, 2011.
 - Staff report by Steve Jones, City Manager.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – **Mayor Pro Tem Burns-Farrell moved to approve Ordinance 2011-03-21-01, Declaring the Unopposed Candidates for the Offices of Mayor and Three (3) Council Members As Elected and canceling the General Election on May 14, 2011. Councilmember Bain seconded the motion, and it passed by a 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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11. **Approve Quarterly Investment Report** for the first quarter of Fiscal Year 2011 submitted by Julie Oakley, Finance Director.
12. **Resolution 2011-03-21-01, Appointment of Assistant City Treasurer:**
- Ward Beebe, Assistant Treasurer.

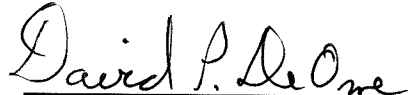
13. **Resolution 2011-03-21-02, Appointments to Boards and Commissions:**
 - Bridget Bertram, Parks and Recreation Committee, Member.
14. **Resolution 2011-03-21-03, Appointments to Boards and Commissions:**
 - James Wickesberg, Parks and Recreation Committee, Member.
15. **Approve Minutes:** Regular Council Meeting of February 22, 2011.
16. **Approve Minutes:** Special Council Meeting of March 1, 2011.
17. **Approve Minutes:** Special Council Meeting of March 11, 2011.

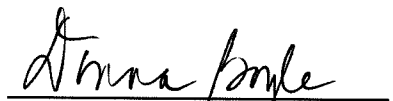
END CONSENT AGENDA

Councilmember Tye moved to approve Consent Agenda. Councilmember Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.

Mayor Pro Tem Burns-Farrell inquired about the status of the former Exxon Station, and City Manager Steve Jones explained that the owner is having the underground tanks removed from the property.

Meeting adjourned at 8:10 p.m.


David P. DeOme, Mayor


Donna Boyle, City Secretary

