

CITY OF LAKEWAY CITY COUNCIL MEETING
Action Minutes of Regular Session
Monday, April 18, 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** – Alissa Magnum, 102 Squires Drive, spoke to Council regarding the importance of water safety in the community, specifically in reference to foreclosed homes with unfenced pools and compromised water quality. Lee Powers, 126 Rudder, expressed her concerns about the physical and environmental hazards of an exposed, water-filled pool at a neighboring foreclosed property.
4. **Financial Report.**
 - Staff report by Al Tyson, City Treasurer
5. **Presentation of Best Practices Recognition to the Lakeway Police Department.** Best Practices Program Coordinator Marlin Price addressed Council, staff, and residents, explaining the parameters of the program and emphasizing the significance of achieving this award. Texas Police Chief's Executive Director James McLaughlin presented the certificate to Lakeway Police Chief Todd Radford, who commended the efforts of Detective Michael Pribble for the supervision of the program.
6. **Mayor DeOme gave a proclamation**, declaring the week of May 21-27, 2011 as Safe Boating Week in Lakeway.
7. **Annexation.** Consider an ordinance adopting public hearing dates for proposed annexation of properties in the City's ETJ.
 - Staff report by Chessie Blanchard, Deputy City Manager.
 - Citizen participation – Anita Cokins, 805 Brooks Hollow Road, stated that she and her neighbors are opposed to annexation and plan to submit a petition to the City to that effect. Kay Sconci, 15005 Mettle Drive, represented NALA (Neighborhoods Against Lakeway Annexation) and also expressed her opposition to annexation.
 - Council discussion/action – Two public hearings dates are scheduled for Monday, May 16, 2011 at the Regular Council Meeting at 6:30 p.m. and Monday, May 23, 2011 at 9:00 a.m. **Councilmember Harris moved to approve an ordinance adopting public hearing dates for proposed annexation of properties in the City's ETJ. Mayor Pro Tem Burns-Farrell seconded the motion, and it passed by unanimous vote, approved 7-0.**

8. **Consider approving an Interlocal Cooperative Agreement** with the Lake Travis Community Library District regarding, among other things, the payment of debt service requirements on city general obligation bonds issued to finance a portion of the construction of a public library facility.
 - Staff report by Steve Jones, City Manager.
 - Citizen participation – Kay Andrews, 1135 Challenger, requested information on the funding structure of the bond issue. George Blume, 107 Morning Cloud Cove, asked if this bond would affect the City’s bond rating and why the library district could not issue its own bond. City Manager Steve Jones responded to these questions. Haythem Dawlett, Tuscan Village developer who donated the land for the library, thanked Council for their support of the library.
 - Council discussion/action – **Councilmember Taylor moved to approve an Interlocal Cooperative Agreement with the Lake Travis Community Library District pending the restatement of Section 2.4 by the City’s bond attorneys and acceptance by the library district’s attorneys. Councilmember Tye seconded the motion, and it passed by unanimous vote, approved 7-0.**

9. **Consider Ordinance 2011-04-18-02**, amending the Code of Ethics of the City of Lakeway, Ordinance No. 98-02-16-1.
 - Board of Ethics report by Bob Berry, Vice Chair.
 - Citizen participation – No one spoke.
 - Council discussion/action – **Mayor Pro Tem Burns-Farrell moved to approve Amendment #13 of the Code of Ethics. Councilmember Tye seconded the motion, and it passed by unanimous vote, 7-0 approved.**

10. **Annexation: Rough Hollow Greenbelt Lot.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 7.86 acres located west of Rough Hollow Drive and southwest of Canyon Turn 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 – There was no discussion at this first public hearing.

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

12. **Original Zoning: 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 original zoning of C-1 (Office/Retail) for the property.
 - 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 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 original zoning of C-1 (Office/Retail) for the property. Councilmember Tye seconded the motion, and it passed by a unanimous vote, approved 7-0.**
- 13. Zoning Change: Lakeway Highlands Amenity Center.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 8.23 acres located on the south side of Highlands Boulevard across from Tavish Trail, for a change of zoning from GUI (Government, Utility and Institutional) to C-1 (Office/Retail) for the property.
- 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 a request from Las Ventanas Land Partners, Ltd., the owner of approximately 8.23 acres located on the south side of Highlands Boulevard across from Tavish Trail, for a change of zoning from GUI (Government, Utility and Institutional) to C-1 (Office/Retail) for the property. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.**
- 14. Special Use Permit: Lakeway Highlands Amenity Center.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for a Special Use Permit to operate a gas station/convenience store and an events center.
- 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 a request from Las Ventanas Land Partners, Ltd., the owner of approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for a Special Use Permit to operate a gas station/convenience store and an events center with the following conditions: 1) no other variances are applied for as the project moves forward; 2) the pavilion is fully enclosed and air-conditioned; 3) the gas station is limited to 2-4 pumps; 4) hours of operation are limited to closing times of 10 p.m. on weekdays, and 11 p.m. on weekends. Councilmember Tye seconded the motion, and it passed by a vote of 6-1; Councilmember Taylor opposed.**
- 15. Preliminary Plan: Lakeway Highlands Amenity Center.** A request from Las Ventanas Land Partners, Ltd., the owner of approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for approval of a revision to the previously approved Preliminary Plan for Lakeway Highlands Phase 1 to include the entire 22-acre tract.
- Staff report by Shannon Burke, Director of Building and Development Services.
 - Citizen participation/public hearing – No one spoke.
 - Council discussion/action – **Councilmember Bain moved to approve a request from Las Ventanas Land Partners, Ltd., the owner of approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for approval of a revision to the previously approved Preliminary Plan for Lakeway Highlands Phase 1 to include the entire 22-acre tract. Councilmember Taylor seconded the motion, and it passed by a unanimous vote, approved 7-0.**

16. Final Plat: Lakeway Highlands Amenity Center. A request from Las Ventanas Land Partners, Ltd., the owner of an approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for approval of a final plat of the 22-acre tract.

- Staff report by Shannon Burke, Director of Building and Development Services.
- Citizen participation/public hearing – No one spoke.
- Council discussion/action – **Councilmember Bain moved to approve a request from Las Ventanas Land Partners, Ltd., the owner of an approximately 22 acres located on the south side of Highlands Boulevard across from Tavish Trail, for approval of a final plat of the 22-acre tract. Mayor Pro Tem Burns-Farrell seconded the motion, and it passed by a unanimous vote, approved 7-0.**

Break: 8:16 p.m. until 8:21 p.m.

17. Consider Code of Ordinances Amendments. Proposed amendments to the Lakeway Code of Ordinances pertaining to the adoption of applicable international codes, building heights, building setbacks, and other matters pertaining thereto.

- Staff report by Shannon Burke, Director of Building and Development Services.
- Citizen participation/public hearing – Lee Powers, 126 Rudder, asked additional questions regarding the Code and the maintenance of pools on vacated properties.
- Council discussion/action – **Councilmember Bain moved to approve the proposed amendments to the Lakeway Code of Ordinances pertaining to the adoption of applicable international codes, building heights, building setbacks, and other matters pertaining thereto. Councilmember Taylor seconded the motion, and it passed by unanimous vote, approved 7-0.**

18. Consider Ordinance 2011-04-18-XX, amending FY2011 Budget.

- 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 approve amending FY2011 Budget. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.**

19. Consider Resolution 2011-04-18-01, approving the City of Lakeway Comprehensive Fund Balance Policy.

- Staff report by Julie Oakley, Director of Finance.
- Citizen participation/public hearing – No one spoke.
- Council discussion/action – **Councilmember Tye moved to adopt Resolution 2011-04-18-01, approving the Lakeway Comprehensive Fund Balance. Councilmember Bain seconded the motion, and it passed by unanimous vote, approved 7-0.**

20. Receive an update on the status of attempts to purchase real property for public park purposes. City Council adjourned to executive session at 8:59 p.m. to discuss this agenda item pursuant to Section 551.072 of the Texas Government Code, and reconvened in open session at 9:10 p.m. The Mayor stated that no action was taken during executive session.

- Staff report by Steve Jones, City Manager.
- Citizen participation – George Blume, 107 Morning Cloud Cove, expressed concerns over properties not being identified to the public, and over his perceived lack of a Parks and Recreation master plan and public input.
- Council discussion/action – No action was taken.

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

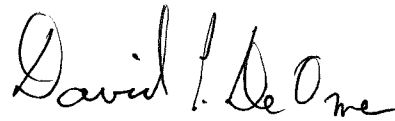
21. Approve Minutes: Regular Council Meeting of March 21, 2011.

22. Amend Minutes: Regular Council Meeting of October 18, 2010.

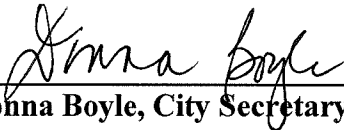
END CONSENT AGENDA

Mayor Pro Tem Burns-Farrell moved to approve the Consent Agenda items 21 – 22 as listed above. Councilmember Bain seconded the motion, and it passed by a unanimous vote, approved 7-0.

Meeting adjourned at 9:15 p.m.



David P. DeOme, Mayor



Donna Boyle, City Secretary

