



**MINUTES
REGULAR CITY COUNCIL
CITY OF LEANDER, TEXAS**



Pat Bryson Municipal Hall
201 North Brushy Street ~ Leander, Texas

Thursday ~ February 6, 2014 at 7:00 PM

Mayor – Christopher Fielder

Place 1 – Andrea Navarrette

Place 4 – Ron Abruzzese

Place 2 – Kirsten Lynch

Place 5 – Jason Dishongh (Mayor Pro Tem)

Place 3 – Simon Garcia

Place 6 – David Siebold

City Manager – Kent Cagle

1. Open meeting, Invocation, Pledges of Allegiance
Mayor Fielder opened the meeting at 7:00 pm and welcomed those in attendance
Council Member Lynch delivered the invocation
2. Roll Call
All present
3. Staff Comments: Chief Greg Minton - Police Recognition for National Night Out
Chief Minton recognized Officer David Fritz for his hard work in organizing 2013 National Night Out

Fire Chief Gardner gave a weather update to the council regarding possible icy conditions for the next morning
4. Citizen Comments: Three (3) minutes allowed per speaker
Please turn in speaker request form before the meeting begins.

No citizen comments
5. Proclamation recognizing “American Heart Association’s Go Red For Women” month in the City of Leander.
Sponsored by Mayor Fielder and Mayor Pro Tem Dishongh
Council Member Garcia read the Proclamation and it was presented to Christina Ortiz with the American Heart Association
6. Proclamation recognizing “Black History Month” in the City of Leander
Sponsored by Mayor Fielder
Eric Zeno, Economic Development Manager explained and announced that the City of Leander will hold the First Annual Black History Month Celebration on Tuesday, February 18, 2014 at Hill Country Bible Church in Leander
Mayor Pro Tem Dishongh read the Proclamation and presented it to Eric Zeno
7. Receive presentation from Carma concerning ride sharing/car pooling technology for use on 183A
Sponsored by Council Member Siebold
A presentation was given by Lauren Albright, Community Manager with Carma

CONSENT AGENDA: ACTION

8. Approval of the minutes: January 16, 2014
9. Consider Liberty Fest Site Use Permit Agreement with Austin Community College
10. Consider Acceptance of Subdivision Infrastructure Improvements for The Bluffs at Crystal Falls: Section 2 - Phase 2B
**Motion made by Mayor Pro Tem Dishongh to approve. Second by Council Member Garcia.
Motion passes, all voting "aye"**

PUBLIC HEARING: ACTION

11.
 - a. **Public Hearing** on Subdivision Variance #13-VA-005: a request for a Variance to Article III, Section 42(e) of the Subdivision Ordinance regarding sidewalk requirements for the property located at 23216 A Nameless Road, Travis County, Texas
Applicant: Eric Scheibe on behalf of Darrell T & Jo L. Leslie, Phillip & Cindy Jackson and Bill Doan
Robin Griffin, Senior Planner explained

No speakers
 - b. **Action** on Subdivision Variance #13-VA-005: request for a variance to Article III, Section 42(e), of the Subdivision Ordinance

Motion made by Mayor Pro Tem Dishongh to approve the variance based on the Findings of Fact. Second by Council Member Garcia

An individual vote was taken:
Mayor Fielder – in favor of approval
Council Member Navarrette – in favor of approval
Council Member Lynch – in favor of approval
Council Member Garcia – in favor of approval
Council Member Abruzzese – in favor of approval
Mayor Pro Tem Dishongh – in favor of approval
Council Member Siebold – in favor of approval

Motion passes with all Council Members voting in favor of the variance.
12.
 - a. **Public Hearing** on Ordinance Case #13-OR-005: amending sections of Article 14.200, the Composite Zoning Ordinance, to change the title of the LI, Light Industrial use component to HC, Heavy Commercial, to add screening provisions for outdoor commercial fueling, and to modify the LI, Light Industrial (proposed HC, Heavy Commercial) and HI, Heavy Industrial Use Components
Robin Griffin, Senior Planner explained

No speakers
 - b. **Action** on Ordinance Case # 13-OR-005: amendments to sections of Article 14.200, the Composite Zoning Ordinance, to change the title of the LI, Light Industrial use component to HC, Heavy Commercial, to add screening provisions for outdoor commercial fueling, and to modify the LI, Light Industrial (proposed HC, Heavy Commercial) and HI, Heavy Industrial Use Components

Motion made by Council Member Navarrette to approve. Second by Council Member Siebold. Motion passes, all voting "aye"

Council Member Lynch suggested that the Light Industrial Zoning Component not be eliminated

13. a. **Public Hearing** on Zoning Case #13-Z-018: rezoning of a parcel located at 11350 Old 2243 W for 4.57 acres, more or less, from LI-4-D, Light Industrial to PUD, Planned Unit Development, Leander, Williamson County, Texas
Applicant: Blake Rue on behalf of Leander 2243 Investments, LLC
Robin Griffin, Senior Planner explained

No speakers

- b. **Action** on Zoning Case #13-Z-018: amending Ordinance #05-018, the Composite Zoning Ordinance for a parcel located at 11350 Old 2243 W, Leander, Williamson County, Texas

Colby Dennison, Developer with Merritt Communities explained the project

Motion made by Council Member Siebold to recommend approval with the understanding that council will receive the architectural front elevations and confirmation from staff that the percentage of stonework required is met based on the recommendation from the Planning & Zoning Commission requiring that 55% of the required 85% masonry be stone or brick and that the site plan is conceptual at this point and pending verification from staff. Second by Council Member Navarrette. Motion passes, all voting "aye"

14. a. **Public Hearing** on Zoning Case #13-Z-029: rezoning of a tract of land located approximately 300 feet west of 183A and adjacent to the north extension of Woodview Drive, approximately 38.9 acres, more or less from MF-2-A, Multi-Family, GC-3-A, General Commercial, SFS-2-B, Single Family Suburban, and SFR-1-B, Single Family Rural to SFU-2-B, Single Family Urban, MF-2-A, Multi-Family and GC-3-A, General Commercial, Leander, Williamson County, Texas
Robin Griffin, Senior Planner explained

No speakers

- b. **Action** on Zoning Case #13-Z-029: amending Ordinance #05-018, the Composite Zoning Ordinance for a parcel located approximately 300 feet west of 183A and adjacent to the north extension of Woodview Drive, Leander, Williamson County, Texas

Motion made by Council Member Siebold to approve with P & Z recommendation. Second by Council Member Garcia. Motion passes, all voting "aye"

REGULAR AGENDA

15. Consider an agreement to terminate the development agreement with Sixth Street Capital Investors, L.P., and Devine Land Investments, LLC, originally approved January 15, 2009.
Kent Cagle, City Manager explained

Motion made by Council Member Siebold to approve. Second by Council Member Navarrette. Motion passes, all voting "aye"

16. Consider a License Agreement with Taylor Morrison for the installation and maintenance of landscaping, irrigation, and signage within the City right-of-way
Robin Griffin, Senior Planner explained

Motion made by Council Member Navarrette to approve. Second by Council Member Siebold. Motion passes, all voting "aye"

17. Consider the renaming of a portion of County Road 290
Kent Cagle, City Manager explained

Motion made by Council Member Siebold to approve. Second by Council Member Lynch. Motion passes, all voting "aye"

18. Consider an Ordinance setting Speed Limits for Journey Parkway (Formerly CR179)
Wayne Watts, City Engineer explained

**Motion made by Council Member Siebold to approve. Second by Mayor Pro Tem Dishongh.
Motion passes, all voting "aye"**

19. Consider Change Order for Leander "T" Retention Pond #1
Wayne Watts, City Engineer explained

**Motion made by Council Member Siebold to approve. Second by Council Member Lynch.
Motion passes, all voting "aye"**

20. Consider change in recycling services, rates and extension of Solid Waste Contract with Clawson Disposal
Kent Cagle, City Manager explained

**Motion made by Council Member Lynch to approve. Second by Mayor Pro Tem Dishongh.
Motion passes, all voting "aye"**

21. Consider appointment to the Veterans Park Committee
Mayor Fielder explained

**Motion made by Mayor Fielder to appoint Louisa Jones to the Veterans Park Committee.
Second by Council Member Navarrette. Motion passes, all voting "aye"**

EXECUTIVE SESSION

22. Convene into executive session pursuant to Section 551.071, Texas Government Code and Section 1.05, Texas Disciplinary Rules of Professional Conduct to consult with legal counsel regarding the City's water and sewer service area and Chisholm Trail SUD's application to sell facilities and transfer CCN No. 11590 to the City of Georgetown

**Council convened into executive session at 8:25 pm
Council reconvened into open session at 8:52 pm**

23. Reconvene into open session to take action regarding the City's water and sewer service area and Chisholm Trail SUD's application to sell facilities and transfer CCN No. 11590 to the City of Georgetown

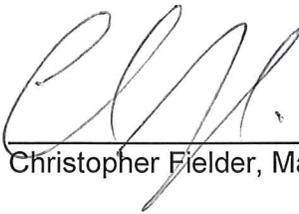
**Motion made by Mayor Pro Tem Dishongh to authorize, confirm and confirm and ratify and approve filing of protest and participating in protested proceedings on STM applicant.
Second by Council Member Navarrette. Motion passes, all voting "aye"**

Motion made by Mayor Pro Tem Dishongh to authorize City Attorney and Special Counsel to seek decertification of areas in city limits and Chisholm CCN under Section 13.255, Water Code. Second by Council Member Navarrette. Motion passes, all voting "aye"

24. Authorize filing an application with the TCEQ amending the City's water and sewer CCN
Motion made by Mayor Pro Tem Dishongh to approve the time deemed by legal counsel for filing an application with the TCEQ amending the City's water and sewer CCN. Second by Council Member Navarrette. Motion passes, all voting "aye"

25. Consider Memorandum of Agreement with Barkley Wedemeyer
**Motion made by Mayor Pro Tem Dishongh to approve. Second by Council Member Garcia.
Motion passes, all voting "aye"**

- 26. Consider Agreement for legal services related to utility service area matters
Motion made by Mayor Pro Tem Dishongh to approve the legal agreement with Mathews and Freeland. Second by Council Member Navarette. Motion passes, all voting "aye"
- 27. Council Members Closing Statements
Council Members gave their closing statements
- 28. Adjournment
With there being no further business, the meeting adjourned at 8:55 pm



Christopher Fielder, Mayor

Attest:


Debbie Haile, TRMC City Secretary

