MINUTES
REGULAR CITY COUNCIL
CITY OF LEANDER, TEXAS

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

Thursday ~ June 5, 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
   Girl Scout Troop # led the Pledges of Allegiance

2. Roll Call
   Council Member Abruzzese and Council Member Siebold were absent
   All others present

3. Staff Comments:
   Steve Bosak Director of Parks & Recreation informed about the Wednesday Night Social at the Crystal Falls Golf Club to be held on June 11, 2014

4. Citizen Comments: Three (3) minutes allowed per speaker
   Please turn in speaker request form before the meeting begins.
   Tessa Schmieltizinsky – Community Marketing at PEC told Council about the 2014 PEC annual meeting to be held on June 21st at Cedar Park High School

5. Presentation to Tracey Gossiaux for obtaining U.S. Citizenship
   Sponsored by Mayor Fielder
   Tracey Gossiaux was not present at the meeting – this item was tabled

6. Presentation to Captain Jason Allen Palm for retirement for the U.S. Armed Forces
   Sponsored by Mayor Fielder
   Council Member Navarrette read Captain Palm's Bio
   Mayor Fielder presented the certificate to Captain Jason Allen Palm

7. Presentation of Art by the Public Arts Commission
   Steve Bosak, Director of Parks & Recreation introduced members of the Public Arts Commission; Chairman Stan Holcomb, Secretary Cindy Tauer- Eckert and Council Member Garcia who recognized artist Marty LenHart, who presented an art piece to be displayed at the Leander Public Library

8. Proclamation designating June 2014 as "Hill Country Community Ministries" month in the City of Leander. *Sponsored by Mayor Pro Tem Dishongh*
   Mayor Pro Tem Dishongh read the Proclamation and presented it to Sherry McDonnell with Hill Country Community Ministries. He also announced that June is a Food Drive month and encouraged everyone to donate.

9. Presentation by Williamson County Financial Stability Coalition
   LeAnn Powers, Director of United Way of Williamson County thanked the City for the use of the Public Library for free tax service and for helping financially

CONSENT AGENDA: ACTION

10. Approval of the minutes: May 15, 2014

11. Receive Quarterly Investment Report

12. Consideration of Street Closure for Liberty Fest

13. Second Reading of an Ordinance on Ordinance Case #14-OR-004: amendments to Sections of Article 14.200, the Composite Zoning Ordinance regarding screening requirements for lots located adjacent to major roadways

14. Second Reading of an Ordinance on Zoning Case #14-Z-007: amending Ordinance #05-018, the Composite Zoning Ordinance for a tract of land generally located on the north side of W. San Gabriel Pkwy approximately 400 ft. west from the intersection of US 183 and W San Gabriel Pkwy Leander, Williamson County, Texas

15. Dedication and Acceptance of Subdivision Infrastructure Improvements for Borho Phase 1

16. Dedication and Acceptance of Reagan's Overlook – Offsite 24-inch Waterline

17. Dedication and Acceptance of Reagan's Overlook – Booster Pump Station

18. Dedication and Acceptance of Subdivision Infrastructure Improvements for Travisso Section 1 Phase 1D

19. Award of Lease Contracts for Golf Carts

20 Consider Change Order To Purchase Two (2) Vehicles For Building Inspections Division From Randall Reed's Prestige Ford, Garland, Texas, Pursuant To Solicitation #S13-019.

21. Authorize Agreement with Pattillo, Brown, & Hill, LLP for Professional Auditing and Accounting Services

22. License Agreement for the installation and maintenance of parking improvements within the City right-of-way.

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

PUBLIC HEARING: NO ACTION

23. Presentation of Feasibility Study and proposed Service and Assessment Plan and Public Hearing on the proposed creation of the Oak Creek Public Improvement District
    Kent Cagle, City Manager explained
    Presentation given by Rick Rosenberg, Developer

No speakers

Motion made by Mayor Pro Tem Dishongh to continue the public hearing to the July 3, 2014 city council meeting. Second by Council Member Garcia. Motion passes, all voting "aye"

24. Public Hearing on Zoning Case #14-Z-008: Consider a zoning change for 4.2 acres, more or less, for a parcel located at 17400 Ronald Reagan Blvd. from GC-2-B, General Commercial to GC-3-B, General Commercial, Leander, Williamson County, Texas
Applicant: Scott J. Foster, P.E. on behalf of Vince & Nanette Giaco
The applicant has postponed this zoning request

Mayor Fielder announced that this item has been postponed by the applicant

25. Public Hearing on a proposed franchise or permit for Progressive Waste Solutions of TX, Inc. (formerly IESI Corporation) to provide recycling services within the City of Leander

Mayor Fielder announced that the applicant has withdrawn this request

REGULAR AGENDA

26. Consider an ordinance of the City of Leander amending Article 4.03, Alarm systems of Code of Ordinances; and amending code of ordinances, appendix "A", fees, section A4.001 relating to alarm permit fees; providing for effective date; and providing for other matters.
Greg Minton, Chief of Police explained

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

27. Consider approval of a contract between the City of Leander and PMAM Corporation for Alarm Program Administration and Collection Services; and authorizing the City Manager to sign
Greg Minton, Chief of Police explained

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

28. Consider approval of a letter agreement between the City of Leander and Sentinel Land Company, LLC regarding the City's consent to the creation of a municipal utility district (MUD) on and development of the property known as the Lively tract
Kent Cagle, City Manager explained

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

29. Consider an ordinance of the City of Leander, Texas giving consent to the creation of a municipal utility district
Kent Cagle, City Manager explained

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

30. A Resolution of the City of Leander, Texas, accepting several petitions for annexation of land located in Williamson County, Texas; setting an annexation schedule; providing for open meetings and other related matters.
Kent Cagle, City Manager explained

Motion made by Mayor Fielder to approve. Second by Council Member Garcia. Motion passes, all voting "aye"

31. Consider Action Relating to the Pedernales Electric Cooperative, Inc. 2014 Election For Directors District 2 and 3, and Referendum Regarding Single-Member Or At-Large Voting

Motion made by Mayor Fielder to nominate Emily Pataki for District 2. Second by Council Member Navarrette. Motion passes, all voting "aye"

Motion made by Mayor Pro Tem Dishongh to nominate Arnold LeVine for District 3. Second by Council Member Lynch. Motion passes, all voting "aye"

Motion made by Mayor Pro Tem Dishongh to approve the referendum for single member district voting. Second by Council Member Lynch. Motion passes, all voting "aye"

32. Consider request for variation to Noise Ordinance for property located at 10201 E. Crystal Falls Parkway
Janet Gallagher, Building Inspector explained

Motion made by Council Member Navarrette to approve and to notify all residents within 600 feet of the site. Second by Mayor Pro Tem Dishongh. Motion passes, all voting "aye"

33. Consider appointment of Mayor Pro-Tem
Mayor Fielder pulled this item from the agenda.

EXECUTIVE SESSION

34. Convene into executive session pursuant to:
    a. Section 551.071 and 551.072, Texas Government Code and Section 1.05 Texas Disciplinary Rules of Professional Conduct to deliberate the acquisition of real property and possible use of eminent domain proceedings
    b. Section 551.071, Texas Government code and Section 1.05, Texas Disciplinary Rules of Professional Conduct to consult with legal counsel regarding the City of Liberty Hill's Application for TPDES Permit for Municipal Wastewater Amendment, Permit Number WQ0014477001

Council convened into executive session at 8:20 pm
Council reconvened into open session at 8:34 pm

Reconvene into open session to take action as deemed appropriate in the City Council's discretion regarding:

a. The acquisition of real property and possible use of eminent domain proceedings
No action taken

b. The City of Liberty Hill's Application for TPDES Permit for Municipal Wastewater Amendment, Permit Number WQ0014477001

Motion made by Mayor Pro Tem Dishongh to confirm and ratify to approve the filing of the protest of the City of Liberty Hill's application for TPDES permit for Municipal Wastewater Amendment, Permit number WQ0014477001. Second by Council Member Garcia. Motion passes, all voting "aye"

35. Consider a Resolution finding public convenience and necessity and authorizing the use of eminent domain to condemn if necessary fee simple title to that certain 5.217 acre tract in Travis County owned by Cathy and Gary Gross, for the public purpose of constructing a permanent deep water intake facility as further described in the attached proposed resolution for this item

    Mayor Fielder announced that this item is being postponed to the June 19, 2014 council meeting

36. Council Members Closing Statements
    Council Members gave their closing statements

37. Adjournment
    With there being no further business, the meeting adjourned at 8:37 pm

Christopher Fielder, Mayor

Attest:

Debbie Haile, TRMC, City Secretary