

MINUTES OF CITY COUNCIL SPECIAL MEETING
CITY OF WEST LAKE HILLS, TEXAS
Wednesday, August 29, 2018
7:00 p.m.

Present: Mayor Linda Anthony, Mayor Pro Tem Jim O'Connor, Councilmembers Rhonda McCollough, Brian Plunkett, Beth South, and Darin Walker.

Absent: None.

1. **Called to Order by Mayor Linda Anthony at 7:04 pm.**
2. Citizens Communications: The City Council welcomes public comments at this point on any issue. If the issue is listed on the agenda, the speaker may choose to comment during the Citizens Communication agenda item or when the specific agenda item is taken up by the Council later in the meeting. The Council cannot respond to matters not listed on the agenda until a future meeting. Speakers must sign up with the City Secretary before speaking. Speakers shall limit their comments to five (5) minutes each.

No one spoke.

3. **CONSENT AGENDA**: The following items are anticipated to require little or no individualized discussion due to their nature being clerical, ministerial, mundane or routine. In an effort to enhance the efficiency of City Council Meetings, it is intended that these items will be acted upon by the City Council with a single motion because no public hearing or determination is necessary. However, a City Council Member or Citizen may request separate deliberation for a specific item, in which event those items will be removed from the consent agenda prior to the City Council voting on the consent agenda as a collective, singular item. Citizens requesting items be removed from the consent agenda must submit a written Speaker Card to the City Secretary before the meeting begins. Prior to voting on the consent agenda, the City Council may add additional items that are listed elsewhere on the same agenda.
 - a. Approval of the August 8, 2018 Regular Meeting Minutes. City Secretary Lacie Hale.
 - b. Administration: Approval of proposed FY 2018-2019 City Holiday Schedule. City Administrator Robert Wood.
 - c. Approval of the Public Safety Report for July 2018. Chief Scott Gerdes.

COUNCILMEMBER WALKER MOTIONED TO APPROVE THE CONSENT AGENDA TO INCLUDE AGENDA ITEM #7 TO MOVE THE CITY COUNCIL MEETING TO MONDAY, OCTOBER 8, AND POSTPONE AGENDA ITEM #12. COUNCILMEMBER PLUNKETT SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

4. Personnel: Discussion/decision regarding selection of medical and other insurance providers for city staff. City Administrator Robert Wood.
 - a. Staff Briefing. **City Administrator Robert Wood explained that staff worked with an insurance broker to find the best provider and cost for the City. Staff**

recommended Blue Cross Blue Shield, with the addition of providing short term disability, long term disability, and an employee assistance program. It will be less than a 1% increase from what the City is currently paying.

- b. Public Hearing: **No one spoke.**
- c. Deliberation and action.

COUNCILMEMBER PLUNKETT MOTIONED TO APPROVE THE CHANGE OF HEALTHCARE PROVIDERS TO BLUE CROSS BLUE SHIELD, AS LAID OUT IN COUNCIL'S HANDOUT. COUNCILMEMBER McCOLLOUGH SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

- 5. Financial: Discussion/decision regarding Amended Budget for Fiscal Year 2017-2018.
 - a. Staff Briefing. **Finance Officer Vonda Ragsdale explained revenue and expense recap for the year.**
 - b. Public Hearing: **No one spoke.**
 - c. Deliberation and action.

COUNCILMEMBER McCOLLOUGH MOTIONED TO ADOPT THE AMENDED BUDGET FOR THE 2017-2018 BUDGET YEAR. COUNCILMEMBER WALKER SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

- 6. Finance: Second public hearing to discuss budget and tax rate for fiscal year 2018-2019. Mayor Linda Anthony.
 - a. Staff Briefing. **Mayor Anthony shared that the budget has been reviewed thoroughly and the only item that Council has not addressed is salaries. She asked Council to consider adding funds to the Westlake Drive Capital Projects Reserve Fund, Architect Services for City Hall project, and Bee Cave Road Reserve Fund. Chief Gerdes presented the proposed police department salary matrix to Council and certification pay.**
 - b. Public Hearing: **No one spoke.**
 - c. Deliberation and action.

Council asked for clarification on the vehicles that would be purchased for the police department.

No Council action was taken.

- 7. Administration: Discussion/decision to change date of first Council Meeting in October from Wednesday, October 10 to Monday, October 8th or Tuesday, October 9th. Mayor Linda Anthony.
 - a. Staff Briefing.
 - b. Public Hearing: **All persons wishing to speak for or against shall be heard.**
 - c. Deliberation and action.

Item was moved to consent agenda.

8. Administration: Update on City and other area infrastructure improvement projects including Bee Cave Road, drainage master plan, Water District 10, and Camp Craft Road. City Administrator Robert Wood.
 - a. **Staff Briefing.** City Administrator Robert Wood shared that a phone call will be going out to those affected by the Reveille/Rocky River Drainage Project. The goal is for the project to be completed by the end of the month. Mayor Anthony added that brush pick up will start on October 15th. A letter will go out next week, so everyone will have a month to prepare for the pickup.
 - b. Public Hearing: No one spoke.
 - c. Deliberation and action.

No Council action was taken.

9. Personnel: Discussion/decision on possible appointment of additional Associate Municipal Court Judge.
 - a. **Staff Briefing.** Mayor Anthony briefed Council that the Associate Judge had resigned so one will need to be appointed to handle the civil matters for the City. City Administrator Robert Wood stated that Ryan Henry is the recommendation from staff, the Municipal Court Prosecutor, Municipal Court Judge Chapman, and Bojorquez Law Firm.
 - b. Executive Session per Texas Government Code, Section 551.071 for Consultation with Attorney and Section 551.074 of the Texas Government Code for Personnel Matters.
 - c. Deliberation and action.

COUNCILMEMBER WALKER MOTIONED TO MOVE FORWARD WITH OFFERING THE JOB TO RYAN HENRY. COUNCILMEMBER McCOLLOUGH SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

10. Legislative: Discussion/decision on submission of resolution regarding state sign statute to the Texas Municipal League (TML) to request that TML add the matter to its legislative agenda.
 - a. Executive Session per Texas Government Code, Section 551.071 for Consultation with Attorney.
 - b. Public Hearing: No one spoke.
 - c. Deliberation and action.

City Administrator Robert Wood explained the request is for Council to approve a resolution that would direct staff to submit a resolution to the Texas Municipal League (TML) asking that TML include in its legislative agenda support for any bill that would repeal the section of state law that regulates political signs, treating them differently from other non-commercial signs, given that it is in conflict with recent case law from the United States Supreme Court.

MAYOR PRO TEM O'CONNOR MOTIONED TO WAIVE PRIVILEGE ON THE RESOLUTION. COUNCILMEMBER McCOLLOUGH SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

COUNCILMEMBER McCOLLOUGH MOTIONED TO ASK TML TO ADD THIS RESOLUTION TO THEIR LEGISLATIVE AGENDA. MAYOR PRO TEM O'CONNOR SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

11. Finance and Personnel: Discussion of salaries for David Brasich, Scott Gerdes, Lacie Hale, Mark Littrell, Bobby Martinez, Vonda Ragsdale, Angie DeJesus, Russell Cain, Pam Williams, and Robert Wood. Mayor Linda Anthony.
 - a. Executive Session per Section 551.074 of the Texas Government Code for Personnel Matters.
 - b. Public Hearing: **No one spoke.**
 - c. Deliberation and action.

COUNCIL HELD AN EXECUTIVE SESSION ON ITEM #11 FROM 8:35 PM TO 9:10 PM. NO COUNCIL ACTION WAS TAKEN.

12. Public Works: Discussion/decision regarding the negotiation and purchase of a 0.119 acre tract located at 3939 Bee Cave Road and required for construction of the proposed Bee Cave Road/RM 2244 improvement project, and take other appropriate action. (Parcel 24)
 - a. Executive Session per Texas Government Code, Section 551.071 for Consultation with Attorney and 551.072 Deliberation Regarding Real Property.
 - b. Public Hearing: All persons wishing to speak for or against shall be heard.
 - c. Deliberation and action.

Item was moved to consent agenda.

13. Public Works: Discussion/decision regarding the approval and authorization for the mayor to execute an Agreed Judgment in an eminent domain lawsuit to acquire certain property interests from 4700 Bee Cave Road owned by Homayoun Partovi Farsi, Mehrdad Mehrabani-Farsi, and Parviz Mehrabani-Farsi, Individually and as Trustee of the Mehran Revocable Trust, and which is required for the construction of the proposed Bee Cave Road/RM 2244 roadway improvements, and take other appropriate action (Parcel 9).
 - a. Executive Session per Texas Government Code, Section 551.071 for Consultation with Attorney and 551.072 Deliberation Regarding Real Property.
 - b. Public Hearing: **No one spoke.**
 - c. Deliberation and action.

COUNCIL HELD AN EXECUTIVE SESSION ON ITEM #13 FROM 8:13 PM TO 8:29 PM.

COUNCILMEMBER McCOLLOUGH MOTIONED TO AUTHORIZE MAYOR ANTHONY TO EXECUTE THE AGREED JUDGEMENT, WITH THE SETBACK LANGUAGE, FOR ITEM #13 ON TONIGHT'S AGENDA. MAYOR PRO TEM O'CONNORSECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

14. Public Works: Discussion/decision regarding the approval and authorization for the mayor to execute (1) a negotiated mediation settlement agreement; and (2) an Agreed Judgment, in an eminent domain lawsuit to acquire certain property interests from 3738

Bee Cave Road owned by Sibco, LLC, and which is required for the construction of the proposed Bee Cave Road/RM 2244 roadway improvements, and take other appropriate action (Parcel 29).

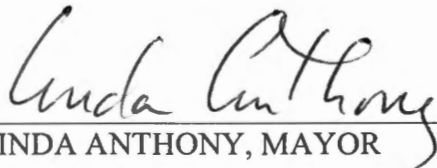
- a. Executive Session per Texas Government Code, Section 551.071 for Consultation with Attorney and 551.072 Deliberation Regarding Real Property.
- b. Public Hearing: **No one spoke.**
- c. Deliberation and action.

COUNCIL HELD AN EXECUTIVE SESSION ON ITEM #14 FROM 8:13 PM TO 8:29 PM.

COUNCILMEMBER McCOLLOUGH MOTIONED TO AUTHORIZE MAYOR ANTHONY TO SIGN THE MEDIATED SETTLEMENT AGREEMENT AND AGREED JUDGEMENT, INCLUDING THE NEW SIGN, FOR AGENDA ITEM #14 ON TONIGHT'S AGENDA. COUNCILMEMBER WALKER SECONDED THE MOTION AND IT PASSED BY 5-0 VOTE.

15. Adjourned by Mayor Linda Anthony at 9:12 pm.

Certificate


LINDA ANTHONY, MAYOR

Attest:


LACIE HALE, CITY SECRETARY

