



CITY OF WEST LAKE HILLS, TEXAS  
MINUTES OF A CITY COUNCIL REGULAR MEETING  
Wednesday, January 22, 2020 at 7:00 p.m.

A Regular Meeting of the City Council of the City of West Lake Hills, Texas, was held on the 22<sup>nd</sup> day of January at 7:00 p.m., in the Council Chamber, Municipal Building, 911 Westlake Drive, West Lake Hills, Texas, for which proper notice was given.

1. With a quorum present, Mayor Linda Anthony called the meeting to order at 7:16 p.m. Members in attendance were: Mayor Linda Anthony, Mayor Pro Tem Jim O'Connor, Councilmembers Rhonda McCollough, Brian Plunkett, Beth South, and Darin Walker.

Present for Staff: Travis Askey City Administrator, Stephanie Mills, City Secretary, Erin Higginbotham, Assistant City Attorney, Anjali Naini, Director of Building and Services.

2. Citizens Communications: Mayor Anthony opened the meeting for public comments. Hearing none, the public comment section was closed.

3. CONSENT AGENDA:

**Motion: To approve as amended the consent agenda as presented and listed below**

- a. Approval of the January 8, 2020 Regular Meeting Minutes
- b. Approval of the January 15, 2020 Special Meeting Minutes
- c. Land Use: 110 Westlake Drive: Postponement of the Discussion/action on an ordinance and zoning map amendment to rezone 110 Westlake Drive, a City-owned property under an Agreement for Sale, from Government, Utility, Institution – GUI, to Planned Development District with a based zoning district of One-Family Residential – R-1. Applicant Legacy DCS (Representative Paul Shepherd). Anjali Naini, Director of Building and Development Services
- d. Public Safety: Acknowledge the parade that is to be held in Sunday, January 26, 2020 in honor of the West Lake Hills High School 2019 State Championship win
- e. Public Safety: Public Safety Report, 4<sup>th</sup> Quarter
- f. Land Use: 3520 Bee Cave Road (American Bank) Discussion/action on a commercial building permit application for an exterior remodel to construct a new terrace. (Article 22.03 of the West Lake Hills Code). Applicant Jonathan Perlstein, Aus-Tex Building Consultants

**Motion made by Mayor Pro Tem O'Connor with a Second by Councilmember McCullough**

**Motion carried unanimously by a vote of 5 ayes to 0 nays**

4. Personnel: Oath of Office for the Appointment of Travis Askey as City Administrator

**Mayor Anthony presented the Oath of Office to Travis Askey**

5. Finance: Final Report and Recommendation from the Bond Advisory Council
  - a. Staff Briefing:
    - Virgil Flathouse as Chair of the Bond Advisory Council gave a report of the Council's recommendation for the proposed May 2020 Bond Election
  - b. Citizens Communications:
    - There were no speakers on this item
  - c. No Action Required, Informational Only

**No action was taken**

6. Land Use Presentation: **1801 Westlake Drive**: Presentation for Possible Future Redevelopment of an Existing Apartment Community from Permit Partners, LLC
  - a. Council Comments and Questions
  - b. Citizens Communications: All persons wishing to speak on this item shall be heard
  - c. No Action Required, Informational only

**This item was postponed by the presenters until the February 12, 2020 Council Meeting**

7. Land Use: **110 Westlake Drive**: Discussion/action to consider approving and authorizing the execution of a Drainage Design Reimbursement Agreement with Legacy DCS, LLC, for the reimbursement of all costs and expenses related to the design of drainage improvements on 107 Westlake Drive, and take other appropriate action.
  - a. Executive Session in Accordance with the Authority Contained in Section 551.071 of the Texas Government Code to Consult with the City Attorney
    - Council began Executive Session at 8:15 p.m. and reconvened in open session at 8:47 p.m.
  - b. Staff Briefing:
    - The Mayor gave a brief overview of the project
  - c. Citizens Communications:
    - There were no speakers for this item
  - d. Deliberation and Action: Motion for Denial

**Motion for Denial made by Councilmember McCullough with a Second by Councilmember Walker**

**Motion carried unanimously by a vote of 5 ayes to 0 nays**

8. Land Use: **110 Westlake Drive**: Discussion/action to consider approving and authorizing the execution of an Offsite Drainage Improvements and Maintenance Agreement with Legacy DCS, LLC, for the construction and maintenance of drainage improvements on 107 Westlake Drive, and take appropriate action
  - a. Executive Session in Accordance with the Authority Contained in Section 551.071 of the Texas Government Code to Consult with the City Attorney
    - Council began Executive Session at 8:15 p.m. and reconvened in open session at 8:47 p.m.
  - b. Staff Briefing

- Mayor Anthony gave a brief overview of the project
- c. Citizens Communications
  - There were no speakers on this item
- d. Deliberation and Action

**Motion for Denial made by Councilmember Plunkett with a Second by Councilmember McCullough**

**Motion carried unanimously by a vote of 5 ayes to 0 nays**

9. Land Use: 3520 Bee Cave Road (American Bank) Discussion/action on a commercial building permit application for an exterior remodel to construct a new terrace. (Article 22.03 of the West Lake Hills Code). Applicant Jonathan Perlstein, Aus-Tex Building Consultants.
  - a. Staff Briefing: Anjali Naini, Director of Building and Development Services
  - b. Presentation by Applicant
    - No presentation was made
  - c. Citizens Communications
  - d. Deliberation and Action

**This item was moved to the Consent Agenda by Councilmember Plunkett**

10. Bond: Discussion regarding the addition of Terrace Mountain Paving and Drainage projects to the May 2020 Bond Election
  - a. Staff Briefing
    - Mayor and Council deliberated the addition of Terrace Mountain Paving and Drainage projects to the proposed May 2020 Bond Election
  - b. Citizens Communications
    - There were no speakers for this item
  - c. Deliberation and Action

**No action was taken at this time**

11. Executive Session: An Executive Session may be held in accordance with the authority contained in Texas Government Code, Section 551.071 for Consultation with City Attorney Regarding an Update on Cause No. D-1-GN-001858, City of West Lake Hills vs. Yaupon Partners, LLC and Ray McMackin; Case No. 12-12734-tmd, In re: Raymond McMackin; and Adversary No. 13-01049-tmd, City of West Lake Hills v. Raymond McMackin

**Council began Executive Session at 8:50 p.m. and reconvened at 9:30 p.m.**

12. Executive Session: An Executive Session may be held in accordance with the authority contained in Texas Government Code, Section 551.071 for Consultation with City Attorney Regarding Pending litigation in Cause No. 2019-03-28-01; City of West Lake Hills, Plaintiff, v. Jaffe Ventures, LLC; Douglas Jaffe III, and 1405 Wild Cat Hollow, West Lake Hills, Texas, Defendants and Cause No. D-1-GN-19-007546; City of West Lake Hills, Plaintiff v. Jaffe Ventures, LLC and Douglas Jaffe III

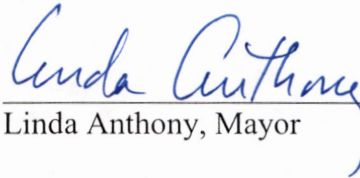
Council began Executive Session at 8:50 p.m. and reconvened at 9:30 p.m.

13. Adjournment:

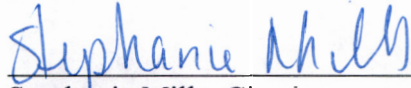
**Motion to Adjourn made by Councilmember Walker at 9:31 p.m. with a Second by Councilmember South**

**Motion carried unanimously by a vote of 5 ayes to 0 nays**

Respectfully submitted,

  
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Linda Anthony, Mayor

ATTEST:

  
\_\_\_\_\_  
Stephanie Mills, City Secretary

These minutes were approved on February 12, 2020.