CITY OF WEST LAKE HILLS, TEXAS
MINUTES OF A CITY COUNCIL REGULAR MEETING
Wednesday, October 26, 2022 at 7:00 PM

1. Call to Order

With a quorum present, Mayor Anthony called the meeting to order at 7:00 p.m.

CITY COUNCIL PRESENT:	**CITY STAFF PRESENT:**
Mayor Linda Anthony	City Administrator Trey Fletcher
Mayor Pro Tem Gordon Bowman	City Secretary Terry Blanchard
Rhonda McCollough	Finance Director Vonda Ragsdale
Brian Plunkett	Director of BDS Ashby Grundman
Beth South	Chief of Police Scott Gerdes
	City Attorney Patty Akers

2. Citizen 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 Public Comment period or when the specific agenda item is taken up by the Council later in the meeting. The Council cannot respond to or discuss matters not listed on the agenda. The Council may provide factual information, refer the item to a staff member, or request the item be added to a future meeting agenda. Speakers shall limit their comments to five (5) minutes each.

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

3. Consent Agenda All Consent Agenda items listed are considered to be routine by the City Council and will be enacted by one (1) motion. No separate discussion or action on any of the items is necessary unless requested by a Council Member.
   a. Approval of the October 12, 2022 Regular Meeting Minutes.
   b. Approval of FY 22 Q4 Building and Development Services Department Report.
   c. Approval of FY 22 Q4 Investment Report.
   d. Approval of FY 22 Q4 Municipal Court Report.
   e. Approval of FY 22 Q4 Public Safety Report.
   f. Approval of UniVista Comprehensive Service Level Agreement.

MOTION: Upon a motion made by Councilmember South and a second by Councilmember Bowman, the Council voted four (4) for and none (0) opposed to approve the Consent Agenda as presented. Motion carried.

4. Land Use **902 Redbud Trail (Stonehedge Estates Replat):** Discuss and consider action on a request for an amended plat at 902 Redbud Trail, Stonehedge Estates Replat (Chapter 36 of the West Lake Hills Code). Applicant Samy Aboel-Nil.

Ashby Grundman gave a brief summary. Staff and ZAPCO recommend approval.

MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember Plunkett, the Council voted four (4) for and none (0) opposed to approve the request as presented. Motion carried.

5. Land Use **800 Rock Creek:** Discuss and consider action on variances to remove three trees with trunk diameters of fourteen inches or greater (Section 22.03.304 of the West Lake Hills Code). Applicant Representative Renee Godinez.

   Ashby Grundman gave a brief summary. Staff and ZAPCO recommend approval. General Contractor Taylor Holt provided an update.

   MOTION: Upon a motion made by Councilmember Plunkett and a second by Councilmember South, the Council voted four (4) for and none (0) opposed to approve the request as presented. Motion carried.

6. Finance Discuss and consider action on an ordinance amending the budget for fiscal year 2021-22.

   Vonda Ragsdale gave a brief overview of the amended budget.

   MOTION: Upon a motion made by Councilmember Plunkett and a second by Councilmember Bowman, the Council voted four (4) for and none (0) opposed to approve the ordinance as presented. Motion carried.

7. Administration Discuss and consider action to change the following regular City Council Meetings:
   a. Reschedule the November 23, 2022 meeting to Tuesday, November 22, 2022; and
   b. Cancel the December 28, 2022 meeting.

   MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember South, the Council voted four (4) for and none (0) opposed to reschedule the November 23rd meeting to Tuesday, November 22, 2022 and to cancel the December 28, 2022 meeting. Motion carried.

8. Administration Discuss and consider action on the Appointment/Reappointment of members of the Zoning and Planning Commission.

   Staff proposed staggered terms for ZAPCO as follows:

   Place 1 - Robert Meisel - 2 year term to expire in October 2024
   Place 2 - James Vaughan - 1 year term to expire in October 2023
   Place 3 - Laurie Maccini - 1 year term to expire in October 2023

Place 4 - James Pledger - 1 year term to expire in October 2023
Place 5 - Karen Bartoletti - 2 year term to expire in October 2024
Place 6 - Patrick Stewart - 2 year term to expire in October 2024

MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember McCollough, the Council voted four (4) for and none (0) opposed to approve reappointments with staggered terms as presented. Motion carried.

9. Administration Discussion and update on Bond items regarding Proposition A New City Hall and Proposition B Street and Drainage Projects.

   Trey Fletcher and Ashby Grundman gave updates on bond projects.

10. Administration Discuss and consider action on accepting the resignation of City Councilmember Rhonda McCollough (Place 1), including the process for appointment of a replacement.

    MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember South, the Council voted four (4) for and none (0) opposed to accept the resignation effective at the end of tonight's meeting (October 26, 2022). Motion carried.

    The Council may appoint a candidate to fill the remainder of the unexpired term (expires May 2023). Staff was asked to post a candidate application on-line for two (2) weeks and to post the vacancy on social media. Applications will be due by 5:00 PM on November 8th. A sub-committee will review the applications and make a recommendation to Council at the November 9, 2022 meeting.

11. Executive Session Convene into executive session under Section 551.071 of the Texas Government Code and Texas Disciplinary Rules of Professional Conduct Section 1.05 for consultation with attorney regarding:
    a. Pending litigation and possible settlement of Cause No. D-1-GN-21-002632; Moore et al. v. City of West Lake Hills, 98th Judicial District Court, Travis County, Texas; and
    b. Contemplated litigation against Robert Lambert regarding the property at 1600 Westlake Drive.

    Council convened into Executive Session at 7:41 p.m. to discuss item 11 b. and reconvened in Open Session at 8:10 p.m.

    Council convened into Executive Session at 8:11 p.m. and reconvened in Open Session at 8:13 p.m. to revise the motion for item 11 b.

    Council convened into Executive Session at 8:16 p.m. to discuss item 11 a. and reconvened in Open Session at 8:54 p.m.

12. Executive Session Reconvene into open session and take action if and as deemed appropriate in the City Council's discretion regarding consultation with attorney.

Council reconvened in Open Session at 8:10 p.m. and made the following motion regarding item 11 b.

MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember Plunkett, the Council voted four (4) for and none (0) opposed to authorize the city attorney with the firm of Messer, Fort and McDonald, LLC to bring suit against Robert Lambert, et al to enforce zoning and code violations. Motion carried.

Council reconvened in Open Session at 8:13 p.m. and made the following revised motion regarding item 11 b.

MOTION: Upon a motion made by Councilmember Bowman and a second by Councilmember Plunkett, the Council voted four (4) for and none (0) opposed to authorize the city attorney with the firm of Messer, Fort and McDonald, LLC to bring suit against the owners of the property at 1600 Westlake Drive to enforce zoning and code violations. Motion carried.

Council reconvened in Open Session at 8:54 p.m. and made the following motion regarding item 11 a.

MOTION: Upon a motion made by Councilmember McCollough and a second by Councilmember Plunkett, the Council voted four (4) for and none (0) opposed to approve the settlement terms and authorize the mayor to execute the settlement agreement. Motion carried.

13. Adjournment

MOTION: Upon a motion made by Councilmember Plunkett and a second by Councilmember South, the Council voted four (4) for and none (0) opposed to adjourn the meeting at 8:55 p.m. Motion carried.

Respectfully submitted,

Linda Anthony

LINDA ANTHONY, MAYOR

ATTEST:

Terry Blanchard

Terry Blanchard, TRMC
City Secretary

CITY OF WEST LAKE HILLS
CORPORATE
SEAL
TEXAS

These minutes were approved on November 9, 2022.