

LAKEWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

JANUARY 13, 2011

Council Members:

Mike Schnittker, Mayor
Dr. Mark Vargus, Mayor Pro-Tem
Ken Guthrie
Harold Wood
Carl Menckhoff, M.D. - ABSENT
Dave Getka

Town Staff:

Linda Asbell, Town Secretary
Andy Messer, Town Attorney

REGULAR SESSION - 7:00 P.M.

With a quorum of the Council Members present, Mayor Schnittker called the Town Council to order at 7:00 p.m. on Thursday, January 13, 2011, in the Council Chambers of the Lakewood Village Town Hall, 100 Highridge Drive, Lakewood Village, Texas.

PLEDGE TO THE FLAG

(Agenda Item A)

Mayor Schnittker

VISITOR/CITIZENS FORUM:

(Agenda Item B)

No one requested to speak

PUBLIC HEARING:

(Agenda Item C)

A public hearing was held to allow Sam Fleitman, the owner of the property located at 828 Carrie Lane, (otherwise known as legal description: Block E, Lot 8 of Section 5, Lakewood Village, Texas), to show cause why the deadline for compliance with Town Council Order No. 2010-177128-02 should be extended.

Mayor Schnittker opened the public hearing at 7:01 p.m.

Mr. Sam Fleitman reported they closed on the sale of the property at 828 Carrie Lane. Mr. Fleitman stated they have abandoned the full home deconstruction option but will allow habitat for humanity to come into the property and remove items they can reuse. They will start work

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the first week in February and it will take up to two weeks to complete. Following the Habitat for Humanity removal the Fleitmans will bring in a demo crew which will take approximately one week from the time they begin work.

Mayor Pro-Tem Vargus clarified the demo order and all the requirements for removal of all items both underground and above ground. Mrs. Fleitman requested they be allowed to keep the driveway as it meets current code requirements. Mayor Schnittker requested the Fleitmans make clear that they want to keep the driveway up front so there is no misunderstanding and no future requests for extensions. There was some discussion on setting deadlines for the salvaging of the house and beginning the demo. There was some discussion on the dirt removal in and around the lift station and the trench to the lake.

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Getka the Council voted four (4) “ayes” and no (0) “nays” to close the public hearing at 7:18. The motion carried

REGULAR AGENDA:

(Agenda Item D)

**Consideration to permit extension of
deadline for owners to demolish or repair
structures located at 828 Carrie Lane**

(Agenda Item D.1)

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Wood the Council voted four (4) “ayes” and no (0) “nays” to grant an extension for compliance with the existing order to March 9, 2011. The motion carried.

**Consideration of request for variance on
side-yard setback for 845 Meadow Lake**

(Agenda Item D.2)

Mr. Van Freeman reported on the request to build an addition to the existing house which would be a three-car garage. Mayor Pro-Tem Vargus stated the reasons for the side setback requirements: utilities, fire suppression, and privacy. These reasons do not apply in this case as the property is bounded by the lake on the variance side.

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Wood the Council voted four (4) “ayes” and no (0) “nays” to grant a variance to permit building to the side property line at 845 Meadow Lake . The motion carried.

**Consideration of National Flood Insurance
Program Ordinance**

(Agenda Item D.3)

Mayor Pro-Tem Vargus explained the confusion about “more restrictive” statement in the FEMA ordinance and the conflict between the FEMA requirement that buildings below the 537 line must be raised at least two feet and the USACE requirement that the 537 not be artificially moved.

MOTION: Upon a motion made by Councilman Getka and seconded by Mayor Pro-Tem Vargus the Council voted four (4) “ayes” and no (0) “nays”, to approve the ordinance as amended. The motion carried

**Consideration of Minutes of the December 9,
2010 Council Meeting**

(Agenda Item D.4)

MOTION: Upon a motion made by Councilman Guthrie and seconded by Mayor Pro-Tem Vargus the Council voted four (4) “ayes” and no (0) “nays” to approve the minutes of the December 9, 2010 Council Meeting as amended. The motion carried.

EXECUTIVE SESSION:

(Agenda Item E)

In accordance with Texas Government Code § 551.071 – Consultation with Town Attorney regarding pending or contemplated litigation, re: Johnson/Bertrand vs. Town of Lakewood Village, Mayor Schnittker adjourned the regular session at 7:26 p.m.

RECONVENE:

(Agenda Item F)

Mayor Schnittker reconvened the regular session of the council meeting at 8:27 p.m.

No action was taken

COUNCIL AND STAFF COMMENTS:

(Agenda Item G)

Town Secretary, Linda Asbell, reported that she applied for and received an EDC grant from CoServ for \$2,225 to cover half the expense of the new website.

Mayor Pro-Tem Vargus reported on an estimate received from the County on the cost of paving Hillside, Peninsula, Shoreline, and Parkwood with four inches of asphalt will be approximately \$77,000.

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ADJOURNMENT

(Agenda Item H)

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Wood the Council voted four (4) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lakewood Village Town Council at 8:31 on Thursday, January, 13, 2011. The motion carried.

These minutes approved by the Lakewood Village Town Council on the 24th day of February, 2011

APPROVED

Mike Schnittker
MAYOR

ATTEST:

Linda Asbell
TOWN SECRETARY