

LAKWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

SEPTEMBER 8, 2011

Council Members:

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

Town Staff:

Linda Asbell, Town Secretary

REGULAR SESSION - 7:00 P.M.

With a quorum of the Council Members present, Mayor Schnittker called the Town Council to order at 7:03 p.m. on Thursday, September 8, 2011, in the Council Chambers of the Lakewood Village Town Hall, 100 Highridge Drive, Lakewood Village, Texas.

PLEDGE TO THE FLAG

(Agenda Item A)

Officers of American Legion Post 182 led the pledge of allegiance

PROCLAMATION:

(Agenda Item B)

Mayor Schnittker reported that Sunday, September 11 at 7:30am the American Legion is hosting a Patriot's Day Ceremony. Mayor Schnittker requested that everyone attend

1. A proclamation designating Constitution Week – Donna Adamo, Preston Ridge Chapter of the Daughters of the American Revolution, accepted the proclamation presented by Mayor Schnittker and thanked the Town Council for their faithful support and recognition of Constitution Week.
2. A proclamation recognizing Patriot Day – Bill Roebken, Judge Advocate for American Legion Post 182 accepted the proclamation presented by Mayor Schnittker on behalf of the officers of the American Legion.

VISITOR/CITIZENS FORUM:

(Agenda Item C)

No one requested to speak.

PUBLIC HEARING: **(Agenda Item D)**

A public hearing was held to provide an opportunity for citizen comment on the proposed property tax rated of \$0.25/\$100. Mayor Schnittker opened the public hearing at 7:03 p.m.

Mr. Clint Bushong, 331 Lakecrest, asked the current and the proposed tax rate. Mayor Schnittker reported it has not increased from \$0.25/\$100 since the Town's incorporation.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Menckhoff the Council voted five (5) "ayes" and no (0) "nays" to close the public hearing at 7:04 p.m.. The motion carried.

CONSENT AGENDA: **(Agenda Item E)**

1. Ordinance adopting the 2011 Property Tax Rate of \$0.25/\$100
2. Ratification of Ordinance Adopting the Fiscal Year 2011-2012 Budget
3. Minutes of August 11, 2011 Council Meeting

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Getka the Council voted five (5) "ayes" and no (0) "nays" to approve the consent items as discussed. The motion carried.

REGULAR AGENDA: **(Agenda Item F)**

Discussion of Electric Quality Concerns **(Agenda Item F.1)**

Mayor Pro-Tem Vargus reported on a meeting he held with CoServ on the payment of the bills of approximately \$27,000 related to correcting the electrical problems. The agreement between CoServ and Lakewood Village was if the problem was found to be with CoServ, either equipment or quality of power delivered, they would pay the bill and if the problem was with Lakewood Village's equipment Lakewood Village would pay the bills. CoServ provided Mayor Pro-Tem Vargus with a report that showed that CoServ was within their self-defined boundaries. There was discussion on the unbalance tolerance settings on Lakewood Village's equipment. CoServ reported they lowered the voltage and made some minor adjustments. Mayor Schnittker stated that the Town took the water plant off CoServ power and used power from a generator with no problems. CoServ, in the meantime, made adjustments. After the adjustments were made Lakewood Village put the water plant back on CoServ power and has experienced no problems. Mayor Schnittker stated that demonstrates to him the problem was with CoServ power. Despite the agreement that CoServ would cover the cost, CoServ stated they would only cover one-half of the outstanding invoices. There was some discussion about installing a "quick-connect" for generator power. There was some discussion about the payment of the outstanding bills for the generator and Scarborough Engineering. Councilman Getka expressed his thanks for

Mayor Schnittker and Mayor Pro-Tem Vargus for handling this issue which had burdened the town for a number of years.

**Consideration of Adoption of Residential
Code Ordinance**

(Agenda Item F.2)

Mayor Pro-Tem Vargus reviewed the changes proposed to clean-up this ordinance. Mayor Schnittker reviewed the driveway thickness change. There was some discussion on the changes proposed in this ordinance versus the changes discussed several months ago. There was some discussion on the driveway thickness and the reason to change from six inches to four inches. Councilman Getka expressed concern about reducing the required thickness and the need for heavy propane delivery trucks to drive on the driveway. Mayor Pro-Tem Vargus reviewed the proposed language for variances. Councilman Guthrie stated that he would prefer to review this ordinance and vote on it at the next meeting. There was some discussion about passing the changes at this council meeting or reviewing the ordinance and considering it at the meeting next month.

MOTION: Upon a motion made by Councilman Getka and seconded by Mayor Pro-Tem Vargus the Council voted three (3) “ayes” and two (2) “nays” (Councilman Wood, and Councilman Guthrie) to approve the ordinance as proposed. The motion carried.

**Discussion of Capital Expenditures for Fiscal
Year 2010-2011**

(Agenda Item F.3)

Mayor Pro-Tem Vargus reviewed the capital expenditures for the year, stressing the expenditures are a reinvestment in the infrastructure of the Town. Mayor Schnittker reviewed the water line work performed at the water plant including the installation of valves which now allow for shutoff isolation to make repairs and the increase of water pressure. There was some discussion about the road paving and the possibility that the County will be unable to provide paving to the Town until late in the paving season, if at all. Councilman Getka requested some of this information be included in the next Mayor’s letter.

EXECUTIVE SESSION

(Agenda Item G)

In accordance with Texas Government Code § 551.072 - Deliberations about Real Property, and Texas Government Code § 551-074 - Personnel Matters - Appointment of a Municipal Judge

Mayor Schnittker stated there was nothing to discuss relating to real property and he believes the appointment of a Municipal Judge can be discussed in open session.

**LAKWOOD VILLAGE TOWN COUNCIL
REGULAR SESSION
SEPTEMBER 8, 2011**

Page 4

Mayor Schnittker reported that he has reviewed the resumes submitted and has made his decision on who he would like to appoint. Mayor Schnittker and Mayor Pro-Tem Vargus both reported agreement with the staff recommendation of Greg Bertrand . Councilman Menckhoff stated that he agrees with the staff recommendation of Greg Bertrand. Councilman Menckhoff reported that he was very impressed with Mr. Bertrand's education and qualifications.

RECONVENE:

(Agenda Item H)

MOTION: Upon a motion made by Councilman Menckhoff and seconded by Councilman Wood the Council voted five (5) “ayes” and no (0) “nays” to appoint Greg Bertrand as the Town of Lakewood Village Municipal Judge. The motion carried.

COUNCIL AND STAFF COMMENTS:

(Agenda Item I)

Councilman Wood, and Mayor Pro-Tem Vargus both reported they would be out of town for the October Council Meeting.

ADJOURNMENT

(Agenda Item G)

MOTION: Upon a motion made by Councilman Getka and seconded by Mayor Pro-Tem Vargus the Council voted five (5) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lakewood Village Town Council at 8:02 on Thursday, September 8, 2011. The motion carried.

These minutes approved by the Lakewood Village Town Council on the 8th day of September, 2011

APPROVED

Mike Schnittker
MAYOR

ATTEST:

Linda Asbell
TOWN SECRETARY