

LAKEWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

JANUARY 12, 2017

Council Members:

Dr. Mark Vargus, Mayor
Ed Reed – Mayor Pro-Tem
Clint Bushong
Gary Newsome
Ray Duff
Dan Tantalo

Town Staff:

Linda Asbell, TRMC, Town Secretary

REGULAR SESSION - 7:00 P.M.

With a quorum of the Council Members present, Mayor Vargus called the Regular Meeting of the Town Council to order at 7:00 p.m. on Thursday, January 12, 2017, in the Council Chambers of the Lakewood Village Town Hall, 100 Highridge Drive, Lakewood Village, Texas.

PLEDGE TO THE FLAG:

(Agenda Item A)

Mayor Vargus led the Pledge of Allegiance

PUBLIC HEARING:

(Agenda Item B)

A public hearing was held to provide an opportunity for citizens to comment on the proposed water and wastewater impact fees. Mayor Vargus opened the public hearing at 7:00 p.m.

MOTION: Upon a motion made by Councilman Newsome and seconded by Mayor Pro-Tem Reed, council voted five (5) “ayes”, no (0) “nays” to close the public hearing at 7:01 pm. *The motion carried.*

VISITOR/CITIZENS FORUM:

(Agenda Item C)

Mr. Randy Farmer, 309 W. Eldorado Pkwy, Ste 104, Little Elm, introduced himself as having an Edward Jones office in Little Elm. Mr. Farmer spoke about the Little Elm Trivia Contest and stated that it will include a live auction for a four wheeler valued at \$9,000. Mr. Farmer invited Lakewood Village citizens and council to attend as individuals or to sponsor a VIP table of eight.

Mr. Heath Woodrum, 6565 Rocky Ridge Trail, and spoke regarding paying past building permit fees he was charged when he constructed his home in Braewood Bay. Mayor Vargus reported that the town has received his letter requesting a partial refund and it has been forwarded to the

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Town Attorney. The Town needs to wait until the Town Attorney provides the town with a response. Mayor Vargus invited Mr. Woodrum to contact him after he receives the letter from the attorney.

CONSENT AGENDA:

(Agenda Item D)

1. Minutes of December 8, 2016 Council Meeting (Asbell)
2. Ordinance Calling a General Election for May 6, 2017 (Asbell)
3. Ratification of Water/Wastewater Impact Fee Ordinance (Asbell)

Councilman Tantalo and Councilman Bushong requested the minutes to the December 8, 2016 council meeting be considered separately as neither attended that meeting.

MOTION: Upon a motion made by Councilman Newsome and seconded by Councilman Duff, council voted three (3) “ayes”, no (0) “nays” with two abstentions (Councilman Bushong, and Councilman Tantalo) to approve the minutes as presented. *The motion carried.*

MOTION: Upon a motion made by Councilman Bushong and seconded by Mayor Pro-Tem Reed, council voted five (5) “ayes”, no (0) “nays” to approve consent agenda items two and three as presented. *The motion carried.*

REGULAR AGENDA:

(Agenda Item E)

**Consideration of Employment of Building
Official & Building Inspectors (Vargus)**

(Agenda Item E.1)

Mayor Vargus reported that Mayor Pro-Tem Reed created job descriptions for the building official and building inspectors. The building inspectors will become part-time employees of the town which will provide them insurance protection through the town’s policy. The town will be responsible for the employer’s portion of the employment taxes. The increased cost to the town is minimal but it equates to an approximate 7% increase in pay to the building employees. Councilman Tantalo stated that he has concerns about adding three people to the payroll of the town.

MOTION: Upon a motion made by Mayor Pro-Tem Reed and seconded by Councilman Bushong, council voted four (4) “ayes”, one (1) “nays” (Councilman Tantalo) to create the positions of Building Official and Building Inspector as part-time positions. *The motion carried.*

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**Discussion of Town Hall Improvements
(Bushong)**

(Agenda Item E.2)

Councilman Bushong reported that Town Hall does not currently screen trash and air-conditioning equipment as required in the new requirements of the residential code. Councilman Bushong reviewed estimated project costs and proposed that the project could be divided between two fiscal years. Mayor Vargus stated that former Deputy Mayor Pro-Tem Guthrie was a proponent of always requiring the town to follow all the rules the citizens are required to follow. Mayor Vargus stated that he supports this project and would like to see firm numbers. Councilman Tantalo stated that he supports the project and likes the idea of splitting it across two fiscal years.

EXECUTIVE SESSION:

(Agenda Item F)

At 7:27 p.m. Mayor Vargus recessed into executive session in accordance with Texas Government Code, Section 551.001, et seq., the Town Council will recess into Executive Session (closed meeting) to discuss the following: (1) §551.071(1): Consultation with Attorney regarding pending litigation – *Bizios vs. Town of Lakewood Village*, 453 S.W. 3d 598 (Tex. App. – Fort Worth 2014), pet. granted, No. 15-0116 (Tex. 2016); (2) §551.071(2): Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter re: Town boundaries, annexations, dis-annexation, and interlocal agreements; (3) §551.072: Deliberation regarding the purchase, exchange, lease, or value of real property; (4) §551.087: To discuss or deliberate regarding commercial or financial information that the Town of Lakewood Village has received from a business prospect that the Town seeks to have locate, stay, or expand in or near the territory of the Town of Lakewood Village and with which the Town is conducting economic development negotiations; and/or to deliberate the offer of a financial or other incentive to the business prospect; and, (5) §551.076: To discuss or deliberate regarding security devices.

RECONVENE:

(Agenda Item G)

Mayor Vargus reconvened the regular session of the Lakewood Village Town Council at 8:16 pm. No action was taken.

MOTION: Upon a motion made by Mayor Pro-Tem Reed and seconded by Councilman Duff, council voted five (5) “ayes”, no (0) “nays” to authorize Mayor Vargus to finalize and execute an agreement with Mr. Harry Bizios. *The motion carried.*

COUNCIL AND STAFF COMMENTS

(Agenda Item H)

Town Secretary Linda Asbell reported that, after nearly two years of efforts, the Denton County Elections Administration Department and the Denton County Commissioners Court has agreed to a redistricting, which will create a single precinct for Lakewood Village and the Lakewood Village Extraterritorial Jurisdiction. The creation of this precinct will allow the citizens of Lakewood Village to vote for the mayor and councilmembers, school district board members, and any other ballot issues on a single ballot with Town Hall as their guaranteed polling place.

Town Secretary Linda Asbell reported that a person has been contacting citizens and claiming to be a building inspector working for the Town. This person has been attempting to set up appointments to inspect homes. Secretary Asbell reported that building inspectors do not contact citizens directly and any citizen receiving a call should contact her at Town Hall.

Councilman Bushong reported that solicitors were seen in town over the weekend. Councilman Bushong reminded everyone that going door-to-door prohibited without a permit. Secretary Asbell reported that there are currently no approved solicitor permits.

ADJOURNMENT

(Agenda Item I)

MOTION: Upon a motion made by Councilman Bushong and seconded by Councilman Duff council voted five (5) “ayes” and no (0) “nays” to adjourn the Regular Meeting of the Lakewood Village Town Council at 8:27 p.m. on Thursday, December 8, 2016. The motion carried.

These minutes approved by the Lakewood Village Town Council on the 12th day of February 2017.

APPROVED

Dr. Mark E. Vargus
MAYOR

ATTEST:

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Linda Asbell, TRMC
TOWN SECRETARY