LAKEWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

JANUARY 14, 2009

Council Members:

Mike Schnittker, Mayor
Mark Vargus
Ken Guthrie
Harold Wood
Carolyn Coleman
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 7:05 p.m. on Thursday, January 14, 2009, 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 person requested to speak

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

Presentation of Audit Findings, presented by Wayne Nabors of Pingleton, Howard, & Company **(Agenda Item C.1)**

Mr. Wayne Nabors of Pingleton Howard & Company reviewed the audit findings. Mr. Nabors reported that the previous audit showed reserve funds at 22% of expenditures, however, this year's audit showed the Town's reserve funds at 58% of expenditures in General fund, and 25% in the Utility Fund. Mr. Nabors reported the Town is doing an excellent job of managing finances. The Town extinguished all debt during this audit year. Mr. Nabors reported that the Town of Lakewood Village had no audit findings this year, all finance accountings were accurate and present. Mr. Nabors commended City Secretary Linda Asbell for being very well organized

and recognized City Secretary Asbell and Mayor Pro-Tem Vargus for all the hard work they put in. There was some discussion on the pledged securities reports being received from the Town's bank.

Consideration of Interlocal Agreement with Denton County for Street Paving **(Agenda Item C.2)**

There was some discussion on overlay as called for in the agreement.

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 interlocal agreement with Denton County for street paving. The motion carried.

At this time the Council considered item C.4

Discussion of Street Signage **(Agenda Item C.3)**

Councilman Getka reported that he has been contacted by a few citizens regarding the signage in town. There was some discussion about some design options for signage. Councilman Getka requested the stop sign at Lakecrest and Highridge be replaced and a "No Outlet" sign be placed at the entrance. There was some discussion about lowering the speed limit to 30 and placing speed limit signs around Town. There was some discussion on replacing the stop sign and compliance/enforcement.

At this time the Council considered item C.6.

Consideration of Ordinance Incorporating the Economic Development Corporation **(Agenda Item C.4)**

Eric Hancock, 10701 Alexandria Dr, Frisco, distributed a map to Council showing that he believes he meets the intent of the 10 mile residency rule. Mr. Hancock read a letter to Council detailing why he believes he should be appointed to the EDC Board.

Mary Herrera, distributed an application and requested that she be considered for appointment to the EDC Board.

Mayor Schnittker reported that the ordinance will incorporate the EDC and adopt the bylaws. Before the ordinance is adopted the members of the board need to be included. There was some discussion about the membership of the board. Mayor Schnittker reported that Becky Horn sent an email stating that serving on the EDC would be a conflict of interest for her so she cannot be considered. Mayor Pro-Tem Vargus reported on a recommendation from the Town Attorney to not include the large land owners on the board because of the impact of development on their

property creating a conflict of interest. If the land owner is serving on the board, the conflict of interest would require the land owner to not participate in nearly every action the board takes. There was some discussion on conflicts of interest. Councilman Getka requested Mary Herrera explain her history on past conflicts with the Town of Lakewood Village. There was some discussion on Mrs. Herrera drilling under Garza Lane and bringing water from the West side of Garza into Lakewood Village to provide water for her barn. Mrs. Herrera stated that she tried to work with the Town and has letters from her attorney stating that what she did was lawful as well as permits authorizing her to bring water under the road to the barn. Councilman Guthrie stated that he would like to provide time to allow Mrs. Herrera to provide documents. Mrs. Herrera was asked by Council to provide documents to the Town for review. Mayor Schnittker asked Council to review the file located at Town Hall on the water issue.

Mayor Pro-Tem Vargus left the dais at 7:47 p.m.

Councilman Guthrie stated he would like to table this item to allow time to fully review the applications.

MOTION: Upon a motion made by Councilman Guthrie and seconded by Councilman Wood, the Council voted four (4) "ayes" and no (0) "nays" to table this item until the February council meeting. The motion carried.

Mayor Pro-Tem Vargus returned to the dais at 7:56 p.m.

Consideration of Building Ordinance to include Extra Territorial Jurisdiction **(Agenda Item C.5)**

City Secretary, Linda Asbell, reviewed the changes in the ordinance.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Guthrie, the Council voted five (5) "ayes" and no (0) "nays" to approve the ordinance extending the building requirements into the ETJ. The Motion Carried

Council considered item C.3 at this time.

Consideration of Amendment to Golf Cart Ordinance **(Agenda Item C.6)**

Councilman Getka reported on the rider capacity limitations he is proposing be included in the ordinance. There was some discussion on enforcement.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Wood, the Council voted five (5) "ayes" and no (0) "nays" to approve the amendment of the Golf Cart Ordinance. The Motion Carried

Discussion on Enforcement of Fireworks Ordinance **(Agenda Item C.7)**

Councilman Getka expressed concern about the fireworks violations on New Year's Eve. There was some discussion on enforcement. Councilman Getka requested that reminders be placed around Town and be included in the waterbills during times that violations are likely to happen.

Consideration of December 8, 2009 Minutes **(Agenda Item C.8)**

MOTION: Upon a motion made by Councilman Guthrie and seconded by Councilman Wood the Council voted five (5) "ayes" and no (0) "nays" to approve the December 8, 2009 minutes. The motion carried.

ADJOURNMENT **(Agenda Item D)**

MOTION: Upon a motion made by Councilwoman Coleman and seconded by Councilman Guthrie the Council voted five (5) "ayes" and no (0) "nays" to adjourn the Regular Session of the Lakewood Village Town Council at 8:16 on Thursday, January 14, 2010. The motion carried.

These minutes approved by the Lakewood Village Town Council on the 11th day of February, 2010.

APPROVED

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Mike Schnittker
MAYOR

ATTEST:

_____
Linda Asbell
CITY SECRETARY