

LAKEWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

FEBRUARY 14, 2013

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
W. Andrew Messer, Town Attorney

REGULAR SESSION - 5:00 P.M.

With a quorum of the Council Members present, Mayor Schnittker called the Town Council to order at 5:00 p.m. on Thursday, February 14, 2013, 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 led the pledge of allegiance

VISITOR/CITIZENS FORUM:

(Agenda Item B)

No one requested to speak.

REGULAR AGENDA:

(Agenda Item C)

Consideration of CPI Rate Increase for Solid Waste Collection Requested by Republic Services (Allied Waste)

(Agenda Item C.1)

Brenda Lalonde, representative of Republic Services, reviewed the annual CPI rate increase request which will equate to \$0.20 per house/per month. There was some discussion on the landfill use fee for residents. Councilman Getka recommended the information about landfill accessibility use by residents be included in a Mayor's letter.

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Guthrie the Council voted five (5) “ayes” and no (0) “nays” to approve the CPI rate increase requested by Republic Services. *The motion carried.*

Consideration of Junked Vehicle/Parking Ordinance

(Agenda Item C.2)

Mayor Pro-Tem Vargus stated that the Municipal Prosecutor recommended the proposed change.

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Getka the Council voted four (4) “ayes” and one (1) “nays” (Councilman Menckhoff) to approve the Junked Vehicle/Parking Ordinance 13-01 as discussed. *The motion carried.*

Consideration of Hotel/Motel Occupancy Tax Ordinance

(Agenda Item C.3)

Mayor Schnittker stated that it is always best to enact regulations in advance of development. There was some discussion about the provision allowing the Town to collect two-percent higher than the base amount.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Menckhoff the Council voted five (5) “ayes” and no (0) “nays” to approve the Hotel/Motel Occupancy Tax Ordinance 13-02 as presented. *The motion carried.*

Consideration of Contract for Joint Election with Denton County

(Agenda Item C.4)

Council discussed the improvements and benefits of this contract over the contracts offered in previous years.

MOTION: Upon a motion made by Councilman Menckhoff and seconded by Councilman Wood the Council voted five (5) “ayes” and no (0) “nays” to approve the Contract for Joint Election with Denton County. *The motion carried.*

**Consideration of Ordinance Calling Election
for May 2013**

(Agenda Item C.5)

MOTION: Upon a motion made by Councilman Menckhoff and seconded by Councilman Guthrie the Council voted five (5) “ayes” and no (0) “nays” to approve Ordinance 13-03 Calling an Election for May 2013. *The motion carried.*

**Discussion of Fiscal Year 2012-2013 Year To
Date Financial Reports**

(Agenda Item C.6)

Mayor Pro-Tem Vargus reported that the Town should obtain a credit rating. There was some discussion on the information and process for obtaining the credit rating and selling debt. Mayor Pro-Tem Vargus reviewed the current financial reports.

**Consideration of Comprehensive Plan
Amendment**

(Agenda Item C.7)

Mayor Schnittker stated that only the map is being amended. The proposed map now reflects current zoning. This change is recommended by Town Attorney Andy Messer.

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 amendment to the Future Land Use Plan map. *The motion carried.*

Consideration of Animal Control Ordinance

(Agenda Item C.8)

There was some discussion on the ordinance as presented. Council discussed allowing the keeping of livestock on unplatted property within the Town limits. There was some discussion about the town ordinance matching the livestock regulations contained in the deed restrictions. There was some discussion about permitting livestock only on unplatted lots within the town.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Wood the Council voted four (4) “ayes” and no (0) “nays” (with Councilman Menckhoff abstaining) to approve the animal control ordinance as discussed. The motion carried.

EXECUTIVE SESSION:

(Agenda Item D)

At 5:45 p.m. Mayor Schnittker recessed into executive session in compliance with:

**LAKWOOD VILLAGE TOWN COUNCIL
REGULAR SESSION
February 14, 2013**

1. Section 551.071, Texas Government Code to wit: Consultation with the Town Attorney regarding pending or contemplated litigation, re: Town of Lakewood Village V. Gary Barnes and Aquamat of Texas, Inc. & Town of Lakewood Village V. Dawnelle Sendziak.
2. Section 551.072, Texas Government Code to wit: To deliberate the purchase, exchange, lease or value of real property when deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
3. Section 551.087, Texas Government Code to wit: to deliberate the offer of a financial or other incentive to a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations.

RECONVENE:

(Agenda Item E)

Mayor Schnittker reconvened into the regular session at 6:59 p.m.

No action was taken.

COUNCIL AND STAFF COMMENTS:

(Agenda Item F)

None

ADJOURNMENT

(Agenda Item G)

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Wood the Council voted five (5) "ayes" and no (0) "nays" to adjourn the Regular Session of the Lakewood Village Town Council at 7:01 p.m. on Thursday, February 14, 2013. *The motion carried.*

These minutes approved by the Lakewood Village Town Council on the 25th day of April 2013.

APPROVED

Mike Schnittker
MAYOR

ATTEST:

Linda Asbell
TOWN SECRETARY