

**State of Texas  
County of Denton  
City of Lake Dallas**

The Lake Dallas City Council met in a regular meeting on August 28, 2014 in the Lake Dallas City Hall, 212 Main Street, with notice of the meeting given, as required by Title 5, Chapter 551.041 of the Texas Government Code. Mayor Marino called the meeting to order at 7:34 p.m.

**A. ROLL CALL**

|              |                 |
|--------------|-----------------|
| Tony Marino  | Mayor           |
| James Harper | Councilmember 1 |
| Mike McCaleb | Councilmember 2 |
| B.W. Brooks  | Councilmember 3 |
| Karl Hammond | Councilmember 5 |

Councilmembers Estrada was absent.

**Staff Present:** City Manager/Police Chief Nick Ristagno; City Secretary Joni Vaughn; Police Captain Wes Frazier; Finance Director Donna Boner; Community Development Director Char Dupree

**B. INVOCATION**

Councilmember Hammond gave the invocation.

**C. PLEDGE OF ALLEGIANCE:**

Mayor Marino led the pledges of allegiance.

**D. ANNOUNCEMENTS**

RKM Construction will be holding an appreciation golf tournament September 17<sup>th</sup> free of charge. The "Empty the Shelter" Event was a success for many shelters, including Lake Dallas. We adopted 2 dogs and 11 cats that day. Trinity Trash Bash to clean up the Lake Lewisville shoreline is September 20<sup>th</sup> starting with breakfast at 9 a.m. at Nana's Café and ending at 11 a.m. There will be a city-wide clean up on October 11<sup>th</sup> from 8 a.m. until 2 p.m. Trunk or Treat will be October 31<sup>st</sup> from 4-6 p.m. in the parking lot of City Hall. The City will be having a Special Election on November 4<sup>th</sup>; Early Voting for the November election starts on October 20<sup>th</sup>. The American Legion is having a function on Sunday at 2 p.m. and will be serving pork and brisket.

**E. REPORTS**

**1) Boards and Commissions**

The Board of Adjustment met to hear a continuance on the revocation of a Certificate of Occupancy. The Planning and Zoning Commission met regarding the rezoning of Swisher Road properties. The Parks, Recreation, and Keep Lake Dallas Board met to discuss the July 4<sup>th</sup> celebration and plan for the Trinity Trash Bash and Trunk or Treat.

**F. VISITORS/CITIZENS AGENDA** *In accordance with the Open Meetings Act, the City Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to three (3) minutes.*

**No one came forward to speak.**

**G. PRESENTATIONS**

**1) Employee Medical Plans**

Rodney Dryden, Wellspring Insurance Agency, Inc addressed Mayor and Council regarding the employee health care plan. Mr. Dryden reported that his company marketed and evaluated plans. We have the option to renew our current plan with Blue Cross Blue Shield

or to transition to a Health Care Compliant plan. The costs were basically the same; however there would be a reduction in benefits to the employees with the Health Care Compliant plan. Mr. Dryden's recommendation is to renew the current plan with Blue Cross Blue Shield. Mr. Dryden recommends moving our life and long term disability from Dearborn to Prudential as it will be a saving for the City. He recommends we maintain the same dental insurance provider; this plan is employee paid. Mr. Dryden answered questions from Council.

**2) Fiscal Year 2015 Budget**

City Manager Ristagno formally presented the proposed budget for fiscal year 2015 to Mayor and Council and the public. He gave some of the highlights of the budget and emphasized that there will be no tax increase in this budget. The budget provides for a step increase for the employees for the first time in five years as well as the purchase of some much needed capitol items.

**H. BUSINESS**

**6) Consideration and Action to approve a proposal for solid waste service and authorize the City Manager to finalize the contract for services.**

The Council chose to take no action on this item and opted to allow the representatives from each of the three companies who submitted proposals for solid waste service to address the Council for a brief presentation with a question and answer time.

Greg Roemer, President of Community Waste Disposal; Elizabeth Combs, Municipal and Recycling Coordinator for Progressive Waste Solutions; Joe Jaynes, Public Sector Sales Representative for Waste Management each addressed Council for their company.

**4) Consideration and Action to approve the proposed employee health plan for FY15**

**Motion** to approve the renewal of the current employee health plan with Blue Cross Blue Shield for the FY15 Budget was made by Councilmember Brooks and second by Councilmember McCaleb.

**Ayes:** Councilmembers Brooks, McCaleb, Harper, and Hammond

**Noes:** None

**Motion Passed**

Mayor Marino adjourned the meeting at 8:21 p.m. for a short break.

Mayor Marino reconvened the meeting at 8:30 p.m.

**1) Public Hearings to hear comments on the proposed rezoning of portions of Swisher Road and Hillcrest Street, from R-1-7200 and R-2 to C-1 Swisher Road District, creating a special Swisher Road District for the following properties: Birdsong Addition, Block A, Lots 1-6; Oak Lakes Addition, Block F, Lots 27-33 and Block K, Lots 19-22; Pralle Addition, Block A, Lots 22a and 22b.**

**Mayor Marino opened the Public Hearing.**

- Jerry Kralka, Meadowbrook, spoke in opposition of rezoning the area. He has concerns about traffic.
- Lura Green, 524 Meadowbrook, spoke in opposition of rezoning the lots on Hillcrest and brought a list of signatures of others in opposition.
- Claude LeBrun, 516 Oak Lake, spoke in opposition of rezoning. He doesn't want to lose the small town atmosphere.
- Judy Amstutz, owner of lots on Swisher and Hillcrest, spoke in favor of the rezoning. Ms. Amstutz wants to rezone her properties to commercial in order to sell them.
- Tim Grisham, 104 Hillcrest, suggested a gated community and an HOA for the neighborhood as a solution to the neighbors concerns.
- Sherry Carnes, 505 Oak Lakes, spoke in opposition of rezoning the lots on Hillcrest, but is okay with rezoning Swisher Road.
- Gerry Dobson, Pembroke, spoke in opposition to the rezoning of Hillcrest, but is neutral with regard to rezoning Swisher Road.
- Jenny Warmbrodt, 511 Meadowbrook, would like a masonry wall between the businesses and the community. She spoke in opposition to the rezoning.
- Georgia Kuhlengal, 507 Ridgewood, is opposed to the rezoning.
- Ken Day, RS Holdings, 205 Swisher Road, spoke in favor of the rezoning.

Mayor Marino closed the public hearing.

**2) Consideration and Action to approve an ordinance creating a Swisher Road District and rezoning of portions of Swisher Road and Hillcrest Street, from R-1-7200 and R-2 to C-1 Swisher Road District, creating a special Swisher Road District for the following properties: Birdsong Addition, Block A, Lots 1-6; Oak Lakes Addition, Block F, Lots 27-33 and Block K, Lots 19-22; Pralle Addition, Block A, Lots 22a and 22b**

**Motion** to approve an ordinance creating a Swisher Road District and rezoning of portions of Swisher Road, but removing the properties on Hillcrest, from R-1-7200 and R-2 to C-1 Swisher Road District, creating a special Swisher Road District for the following properties: Oak Lakes Addition, Block F, Lots 27-33 and Block K, Lots 19-22; Pralle Addition, Block A, Lots 22a and 22b was made by Councilmember Brooks and second by Councilmember McCaleb.

**Ayes:** Councilmembers Brooks, McCaleb, Harper, and Hammond

**Noes:** None

**Motion Passed**

**3) Public Hearing on the proposed tax rate.**

No one came forward to speak.

**5) Consideration and Action to approve an amendment for additional funding to the Interlocal Cooperative Agreement with Denton County for Lakeview Drive.**

**Motion** to approve an amendment for additional funding to the Interlocal Cooperative Agreement with Denton County for Lakeview Drive was made by Councilmember Brooks and second by Councilmember McCaleb.

**Ayes:** Councilmembers Brooks, McCaleb, Harper, and Hammond

**Noes:** None

**Motion Passed**

- 7) **Consideration and Action to approve an interlocal agreement for animal shelter services with the City of Corinth.**

**Council chose to take no action.**

- 8) **Consideration and Action to approve a CDC project grant to Terry Lantrip.**

**Motion** to approve CDC project grant to Terry Lantrip was made by Councilmember Brooks and second by Councilmember McCaleb.

**Ayes:** Councilmembers Brooks, McCaleb, Harper, and Hammond

**Noes:** None

**Motion Passed**

- 9) **Consideration and Action to approve a CDC project to purchase a new Christmas tree for the annual tree lightings.**

**Motion** to approve a CDC project to purchase a new Christmas tree for the annual tree lightings was made by Councilmember Brooks and second by Councilmember Hammond.

**Ayes:** Councilmembers Brooks, Hammond, Harper, and McCaleb

**Noes:** None

**Motion Passed**

- 10) **Consideration and Action to approve the refurbishing of the Veterans' Memorial at City Park.**

City Manager Ristagno reported to Council that Silestone has offered to donate the granite and its installation.

**Motion** to approve the refurbishing of the Veterans' Memorial at City Park up to \$8,000 was made by Councilmember Brooks and second by Councilmember Hammond.

**Ayes:** Councilmembers Brooks, Hammond, Harper, and McCaleb

**Noes:** None

**Motion Passed**

- 11) **Consideration and Action to approve the minutes from the August 14, 2014 meeting.**

**Motion** to approve the minutes from the August 14, 2014 meeting was made by Councilmember Brooks and second by Councilmember McCaleb.

**Ayes:** Councilmembers Brooks, McCaleb, Harper, and Hammond

**Noes:** None

**Motion Passed**

**I. CITY MANAGER REPORT**

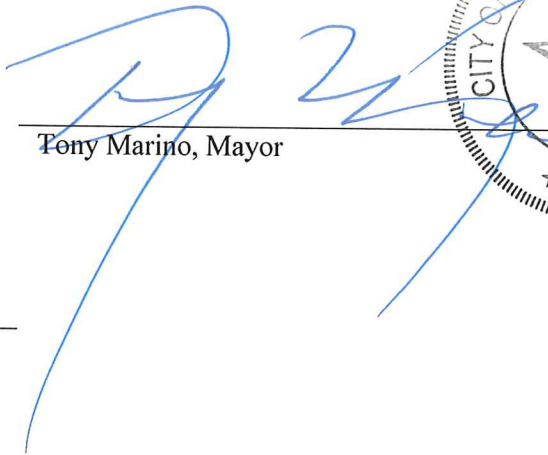
No report this evening

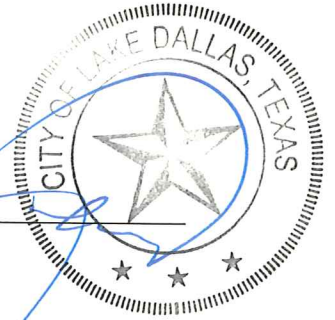
**J. NEW AGENDA ITEMS**

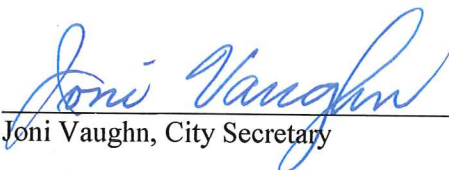
No new items

**K. ADJOURNMENT**

Mayor Marino adjourned the meeting at 9:35 p.m.

  
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Tony Marino, Mayor



  
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Joni Vaughn, City Secretary

