

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

The Lake Dallas City Council met in a regular meeting on January 23, 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 7:30 pm.

A. ROLL CALL

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

Staff Present: City Manager Nick Ristagno; City Secretary Joni Vaughn; Finance Director Donna Boner;
Councilmember Estrada was absent due to illness.

B. INVOCATION

Pastor Rod Collver, Open Arms Church, gave the invocation.

C. PLEDGE OF ALLEGIANCE:

Mayor Marino led the pledges of allegiance.

D. ANNOUNCEMENTS

City Manager Ristagno announced that Mardi Gras will be Tuesday, March 4th from 5:00 to 9:00 pm. The next City-wide Clean Up Is March 22nd from 8:00 am until 2:00 pm. There will be more neighborhood clean ups coming in the Spring. There will be a Warrant Round Up beginning March 1st and lasting for one week.

E. PRESENTATIONS

Investigator Ben Sleight of the Lake Dallas Police Department was acknowledged and awarded a wall clock for his 30 plus years of service to the community. Investigator Sleight will retire on January 31st and will be honored on that day with a luncheon with family, friends, staff and Council.

F. REPORTS

1) Boards and Commissions

The Economic Development and Community Development Corporations both met on January 13th and approved a new grant request application. The application is on the Council agenda for approval tonight. The Planning and Zoning Commission met on January 16th and has a rezoning item on tonight's agenda. Parks, Recreation and Keep Lake Dallas Beautiful will meet on Monday, January 27th as will the Board of Adjustment.

2) Finance

Finance Director Donna Boner gave the Finance Report.

G. 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.*

Diane Byers, 699 Lakeland, Lake Dallas, addressed the Council regarding the construction on Lakeview. Ms. Byers expressed her displeasure about the way the construction project is being handled. She feels there is not adequate signage for the project. She is very unhappy about the fact that homeowners will not have access to their driveways during part of the project. She also feels that traffic is not being routed properly. She feels citizens have not been properly informed regarding this construction.

H. CONSENT AGENDA

- 1) Consideration and Action to approve the minutes of the November 21, 2013 meeting.**
- 2) Consideration and Action to approve the November and December Financials.**
- 3) Consideration and Action to approve the 3rd and 4th quarter Investment Reports.**

Motion to approve the consent agenda consisting of the minutes of the November 21, 2013 meeting, the November and December Financials, and the 3rd and 4th quarter Investment Reports was made by Councilmember Brooks and second by Councilmember Harper.

Ayes: Councilmembers Brooks, Harper, McCaleb, and Hammond

Noes: None

Motion Passed

I. BUSINESS

- 1) Public Hearing on proposed zoning change of approximately 1.56 acres on Betchan from R-1-6000 to C-2 Commercial District.**

Mike Lindley, President of Operations, BMR Pool and Patio, 1706 Justin Road, Lewisville, explained his company's project to the Council. The company would like to rezone and develop the property on Betchan to have a warehouse for their products, parking for their company trucks, and for future office space.

Clyde Fisher, 747 Carlisle, Lake Dallas, spoke in favor of the project.

- 2) Consideration and Action on proposed zoning change of approximately 1.56 acres on Betchan from R-1-6000 to C-2 Commercial District.**

Motion to approve the proposed zoning change of approximately 1.56 acres on Betchan from R-1-6000 to C-2 Commercial District was made by Councilmember Harper and second by Councilmember Hammond.

Ayes: Councilmembers Harper, Hammond, McCaleb, and Brooks

Noes: None

Motion Passed

- 3) Consideration and Action to approve appointing Terra Blackburn to the Parks, Recreation and Keep Lake Dallas Beautiful Board.**

Motion to approve the appointment of Terra Blackburn to the Parks, Recreation, and Keep Lake Dallas Beautiful Board was made by Councilmember Brooks and second by Councilmember McCaleb.

Ayes: Councilmembers Brooks, McCaleb, Harper, and Hammond

Noes: None

Motion Passed

- 4) Consideration and Action to approve the appointment of Neva Sudderth to the Library Board.**

Motion to approve the appointment of Neva Sudderth to the Library Board was made by Councilmember Hammond and second by Councilmember Harper.

Ayes: Councilmembers Hammond, Harper, McCaleb, and Brooks

Noes: None

Motion Passed

5) Consideration and Action to approve an ordinance conveying and accepting a dedication of real estate between the City and Paul Forgey.

Motion to approve an ordinance conveying and accepting a dedication of real estate between the City and Paul Forgey was made by Councilmember Brooks and second by Councilmember Hammond.

Ayes: Councilmembers Brooks, Hammond, Harper, and McCaleb

Noes: None

Motion Passed

6) Consideration and Action to approve a 2.7% price adjustment to Waste Management contract.

Joe Jaynes, representative from Waste Management, brought an annual report to the Council. Mr. Jaynes also explained that the price adjustment was part of the existing contract and it amounts to 37 cents per household per month.

Motion to approve a 2.7% price adjustment to Waste Management in accordance with the contract was made by Councilmember Brooks and second by Councilmember Harper.

Ayes: Councilmembers Brooks, Harper, and Hammond

Noes: Councilmember McCaleb

Motion Passed

7) Consideration and Action on approval of an Ordinance ordering an election to be held on May 10, 2014 for the purpose of electing a Mayor and City Councilmembers for the Place Numbers 2 and 4.

Motion to approve an ordinance ordering an election to be held on May 10, 2014 for the purpose of electing a Mayor and City Councilmembers for the Place Numbers 2 and 4 was made by Councilmember Hammond and second by Councilmember Harper.

Ayes: Councilmembers Hammond, Harper, McCaleb, and Brooks

Noes: None

Motion Passed

8) Consideration and Action to approve opening the search for real estate agent/ broker for the purpose of listing and marketing the EDC Swisher Road property to include local real estate agents and brokers as well as Denton County real estate agents/brokers.

Motion to approve opening the search for real estate agent/ broker for the purpose of listing and marketing the EDC Swisher Road property to include local real estate agents and brokers as well as Denton County real estate agents/brokers was made by Councilmember Brooks and second by Councilmember Harper.

Ayes: Councilmembers Brooks, Harper, and McCaleb

Noes: Councilmember Hammond

Motion Passed

9) Consideration and Action to approve a new application process for Economic and Community Development Corporation grants.

Motion to approve a new application process for Economic and Community Development Corporation grants 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 a resolution amending the Master Fee Schedule to revise the Animal Services adoption fee.

Motion to approve a resolution amending the Master Fee Schedule to revise the Animal Services adoption fee was made by Councilmember Brooks and second by Councilmember McCaleb.

Ayes: Councilmembers Brooks, McCaleb, Harper, and Hammond

Noes: None

Motion Passed

11) Consideration and Action to approve the hiring of an Animal Shelter Technician.

Motion to approve the hiring of an Animal Shelter Technician was made by Councilmember Brooks and second by Councilmember McCaleb.

Ayes: Councilmembers Brooks, McCaleb, Harper, and Hammond

Noes: None

Motion Passed

12) Consideration and action on allocation of funds for the calendar year 2014 for the purposes of community and economic development under Chapter 380, Texas Local Government Code, to be used for promotional events, including awards, at City events.

Motion to approve the allocation of funds for the calendar year 2014 for the purposes of community and economic development under Chapter 380, Texas Local Government Code, to be used for promotional events, including awards, at City events was made by Councilmember Brooks and second by Councilmember Harper

Ayes: Councilmembers Brooks, Harper, McCaleb, and Hammond

Noes: None

Motion Passed

J. CITY MANAGER REPORT

City Manager Ristagno reported Lakeview is proving to be problematic. The water line is in place. Tuesday morning we will have a meeting with RKM and we are planning a town hall meeting with citizens to discuss the project.

The Main Street project has been on hold since Hickory Creek Mayor John Smith decided that their town wants to do the road in concrete instead of asphalt.

We are also discussing having a town hall meeting with Swisher Road property owners to discuss the possible rezoning of that area from residential to commercial.

The Board of Adjustment will meet on Monday, January 27th to decide on the demolition or repair of Mav's Auto and a property on Glen Rhea.

John Smith, Terry Lantrip, and Mike Mayberry have all expressed interest in EDC incentive grants for projects they are planning.

The Librarian has stated that the Library has two or three board members who want to accept County funding. If they accept County funding then they must provide service to everyone who lives in the County. Next Monday is a Library Board meeting.

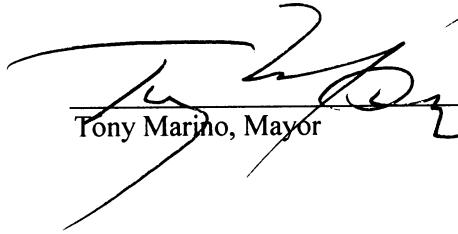
K. NEW AGENDA ITEMS

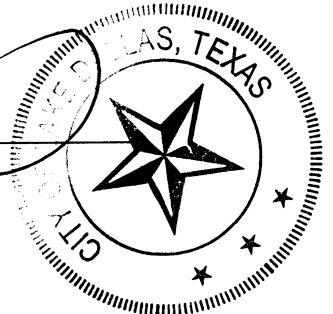
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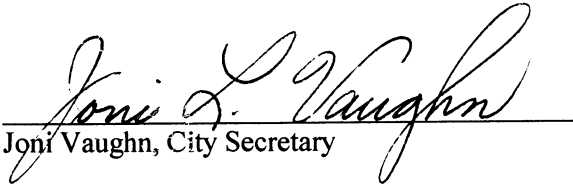
Town Hall meeting regarding road construction and regarding the rezoning of Swisher Road properties.

L. ADJOURNMENT

Mayor Marino adjourned the meeting at 9:05 p.m.


Tony Marino, Mayor




Joni Vaughn, City Secretary