

State of Texas
County of Denton
City of Lake Dallas

The Lake Dallas City Council met in a regular meeting on January 22, 2015 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 p.m.

A. ROLL CALL

Tony Marino	Mayor
James Harper	Councilmember 1
Mike McCaleb	Councilmember 2
B.W. Brooks	Councilmember 3
April Estrada	Councilmember 4
Karl Hammond	Councilmember 5

Staff Present: City Manager/Police Chief Nick Ristagno; City Secretary Joni Vaughn; Police Captain Wes Frazier; Finance/Human Resource Director Donna Boner; City Attorney David Berman

B. INVOCATION

Councilmember McCaleb gave the invocation.

C. PLEDGE OF ALLEGIANCE:

Mayor Marino led the pledges of allegiance.

D. ANNOUNCEMENTS

City Manager Ristagno announced there will be a ribbon cutting for Lakeview Drive road project at the Duck Inn on Friday, January 30th at 1:30 pm. Anyone interested in filing for a council seat in the May 9th election may do so January 28th through February 27th. Packets are available through the City Secretary's office. Our annual Mardi Gras will be held Tuesday, February 17th from 5:00 to 9:00 pm. There will be no Executive Session this evening and we will be pulling items 9 through 16 from the Business Agenda due to the lack of action on the part of the Planning and Zoning Commission.

E. PRESENTATION

Mayor Marino recognized Lanny Grissom and Stone Systems of North Texas, known to us as Silestone, for their many contributions to the City of Lake Dallas. Silestone provided the countertops in our police command vehicle, and at our City Animal Shelter, and most recently, provided granite and labor for the refurbished Veterans' Memorial at City Park.

F. REPORTS

1) Boards and Commissions

The EDC met on January 5th and approved the Certificates of Dissolution. Planning and Zoning met and took no action which is why Council has to pull many of the items on the agenda tonight. Parks will meet on Monday, January 26th.

2) Finance

Donna Boner gave the Finance report. Sales tax revenue is down just a bit from this time last year. A large deposit of property tax came in late December. Camping revenue is strong at Willow Grove.

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.*

Paul Forgey, 402 S Lakeview Drive, addressed the Council with a question regarding garage sale permits.

Terry Lantrip, 275 Market Street, gave a little history of a group of interested citizens with Main Street businesses or property who met years ago with some ideas for Main Street. Mr. Lantrip would like to see the City and the Community Development Corporation get back to focusing on Main Street and a Downtown District. Mr. Lantrip presented a list of ten ideas that he would like Council to put on an agenda to discuss.

H. CONSENT AGENDA

- 1) Consideration and Action to approve the minutes of the October 6, 9, 23, and November 17, 2014 meetings.**
- 2) Consideration and Action to approve the financials for October, November, and December 2014.**
- 3) Consideration and Action to approve the 4th quarter 2014 Investment Report.**

Motion to approve the Consent Agenda consisting of the October 6, 9, 23, and November 17, 2014 meeting minutes, the October, November, December Financials, and the 4th quarter Investment Report was made by Councilmember McCaleb and second by Councilmember Hammond.

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

Noes: None

Motion Passed

I. BUSINESS

- 1) Consideration and Action to approve an ordinance adopting amendments to the City Charter allowing for three year terms.**

Motion to approve an ordinance adopting amendments to the City Charter allowing for three year terms was made by Councilmember Hammond and second by Councilmember Harper.

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

Noes: None

Motion Passed

- 2) Consideration and Action to approve a resolution dissolving the Lake Dallas Economic Development Corporation.**

Motion to approve a resolution dissolving the Lake Dallas Economic Development Corporation was made by Councilmember Hammond and second by Councilmember Harper.

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

Noes: None

Motion Passed

- 3) Consideration and Action to approve a CDC project to purchase planters and a bench for the front of City Hall.**

Motion to approve a CDC project to purchase planters and a bench for the front of City Hall was made by Councilmember Brooks and second by Councilmember McCaleb.

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

Noes: None

Motion Passed

- 4) **Consideration and Action to approve a CDC project to purchase and install a crushed granite walking trail at Thousand Oaks Park.**

Motion to approve a CDC project to purchase and install a crushed granite walking trail at Thousand Oaks Park was made by Councilmember McCaleb and second by Councilmember Harper.

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

Noes: None

Motion Passed

- 5) **Consideration and Action to excuse Councilmember Brooks for work related absences.**

Motion to excuse Councilmember Brooks for work related absences was made by Councilmember McCaleb and second by Councilmember Harper.

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

Noes: None

Motion Passed

- 6) **Consideration and Action to approve a circus at City Park and to approve the circus' request to waive the permit fee.**

Motion to approve a circus at City Park and to approve the circus' request to waive the permit fee was made by Councilmember McCaleb and second by Councilmember Harper.

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

Noes: None

Motion Passed

- 7) **Public Hearing to hear comments on the proposed rezoning of the property A1163a J.W. Simmons, Tract 5, located at 400 N. Stemmons, from M-1 Light Industrial to C-1 Retail District.**

Mayor Marino opened the Public Hearing.

Joe Jernigan, CFO Andrews Distributing, addressed the Council regarding the rezoning of Andrews property. Mr. Jernigan expressed Andrews' desire to work with the City to come to an agreement on the zoning of their property so that Andrews can sell the property for a fair price. Mr. Jernigan stated there has been interest from a cell phone repair company and a company that repairs motor homes. The property is listed at 2.5 million dollars.

City Manager Ristagno explained that there was a compromise drawn up, but Andrews still had some concerns about the ordinance. He believes that we could sit down with our attorneys and work out a compromise.

Mr. Jernigan believes a meeting between the two parties would result in a solution that is agreeable to both parties.

No one else came forward to speak on the Public Hearing.

Mayor Marino closed the Public Hearing.

- 8) **Consideration and Action to approve an ordinance rezoning of the property A1163a J.W. Simmons, Tract 5, located at 400 N. Stemmons, from M-1 Light Industrial to C-1 Retail District.**

Motion to take no action was made by Councilmember Brooks and second by Councilmember Estrada.

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

Noes: None

Motion Passed

Business Items 9 through 16 and the Executive Session were pulled from the agenda.

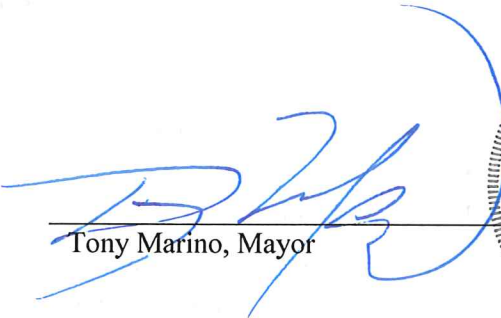
I. CITY MANAGER REPORT

City Manager Ristagno reported Chase N Tail Barbeque is expected to open on Monday. Champion Homes has started to go vertical, construction is underway. We have received a very good audit report and it will be presented on February 12th. EDC is in the process of shutting down operations and turning over their assets to the City. We will be scheduling a work session with Council and Staff to discuss our priorities for 2015 and strategize on road improvements. Our monument sign at the south entrance of the City is in TXDOT's right of way. TXDOT is proposing a new sign during the construction phase of I-35 E for a cost of approximately \$79,000. We will need to look in to this matter further.

J. NEW AGENDA ITEMS

K. ADJOURNMENT

Mayor Marino adjourned the meeting at 8:22 p.m.



Tony Marino, Mayor





Joni Vaughn, City Secretary