

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

The Lake Dallas City Council met in a special meeting on September 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 Pro Tem McCaleb called the meeting to order at 7:30 p.m.

A. ROLL CALL

Mike McCaleb
Julie Mathews
Steve Forgey
April Estrada
Andi Nolan

Mayor Pro Tem
Councilmember 1
Councilmember 3
Councilmember 4
Councilmember 5

Staff Present: City Manager/Police Chief Nick Ristagno; City Secretary Joni Vaughn; Finance/Human Resource Director Donna Boner; Police Captain Eric Louderback, Police Sergeant Alan Sawyer, Librarian Joe Gunter

B. INVOCATION

Councilmember Estrada gave the invocation.

C. PLEDGE OF ALLEGIANCE

Mayor Pro Tem McCaleb led the pledges.

D. ANNOUNCEMENTS

City Manager Ristagno announced the promotions of Lieutenant Eric Louderback to Captain and Sergeant Vikki Chandler to Lieutenant. Captain Louderback, with 12 years of service to the City of Lake Dallas, and Lieutenant Chandler with 17 years of service, are the two longest tenured police employees.

Trunk or Treat will be held in the City Hall parking lot on Friday, October 30th from 4:00-6:00 pm.

The City has been coordinating with FEMA regarding the repairs to Willow Grove Park. It has been recommended that no repairs be made until the FEMA reimbursement is submitted and approved. One estimate for electrical repairs alone is a minimum of \$18,000. It is not likely that the park will open for RV camping anytime soon, however the City will continue to evaluate as to whether the park could be opened for primitive camping or day use.

City Manager Ristagno reported he had made an administrative change in policy regarding to fence repairs; if a fence repair involves 25% or less of the fence and does not involve altering the structure, no permit fee is required. He also made another policy change regarding zoning letter notifications; state law requires sending notice to residents within 200 feet of a zoning change, but the City will now begin sending notices to all those within 400 feet of a zoning change.

E. VISITORS/CITIZENS AGENDA

Mayor Pro Tem McCaleb opened the Visitors/Citizens Agenda.

Allison McGowan, 609 Beck, addressed the Council regarding much needed street repairs in front of 609 and 611 Beck Avenue. City Manager Ristagno stated that repair work on Beck Avenue is to begin in October.

Mayor Pro Tem McCaleb closed the Visitors/Citizens Agenda.

F. CONSENT AGENDA

- 1) **Consideration and Action to approve the minutes of the August 13, 18, and 27, 2015 meetings.**
- 2) **Consideration and Action to approve the August Financials.**

Motion to approve the Consent Agenda consisting of the minutes of the August 13, 18, and 27, 2015 meetings and the August Financials was made by Councilmember Estrada and second by Councilmember Forgey.

Ayes: Councilmembers Estrada, Forgey, and Nolan

Noes: Mathews

Motion Passed

G. BUSINESS

- 1) **Public Hearing to hear comments on the proposed 2015 property tax rate of .668068**

James Harper, 770 Lacey Oak, would like Council to reconsider lowering the tax rate to .68. He is concerned that lowering it too much will cause financial problems and that it would be better to lower the tax rate more gradually.

- 2) **Public Hearing to hear comments on the Fiscal Year 2016 Budget.**

James Harper, 770 Lacey Oak, does not want the City to go back to borrowing money. He would like to see about a \$100,000 cushion in the budget. He reminded Council that a debt reduction plan had been put into place by the prior Council and the dual role of City Manager and Police Chief was a part of that plan. He feels the Council should delay hiring a City Manager until next summer to continue the savings and give the City a little more time to build up reserves.

- 3) **Consideration and Action to adopt an Ordinance that approves and adopts the Fiscal Year 2015-2016 Budget for the City of Lake Dallas.**

Motion to adopt an Ordinance that approves and adopts the Fiscal Year 2015-2016 Budget for the City of Lake Dallas was made by Councilmember Nolan and second by Councilmember Estrada.

Ayes: Councilmembers Nolan, Estrada, and Forgey

Noes: Mathews

Motion Passed

- 4) **Consideration and Action to adopt an Ordinance setting the Maintenance and Operations tax rate and the Debt Service tax rate for Fiscal Year 2015-2016.**

Motion to adopt an Ordinance setting the Maintenance and Operations tax rate at 0.550225/\$100 and the Debt Service tax rate at \$0.117843/\$100 for Fiscal Year 2015-2016 was made by Councilmember Estrada and second by Councilmember Forgey.

Ayes: Councilmembers Estrada, Forgey, and Nolan

Noes: Mathews

Motion Passed

- 5) **Consideration and Action to adopt a resolution establishing the review of the Investment Policy.**

Motion to adopt a resolution establishing the review of the Investment Policy was made by Councilmember Nolan and second by Councilmember Forgey.

Ayes: Councilmembers Nolan Forgey, Mathews, and Estrada

Noes: None

Motion Passed

6) Consideration and Action to adopt a resolution setting fees for the Master Fee Schedule for Fiscal Year 2015-2016.

Motion to adopt a resolution setting fees for the Master Fee Schedule for Fiscal Year 2015-2016 with the change to the fence repairs was made by Councilmember Estrada and second by Councilmember Nolan.

Ayes: Councilmembers Estrada, Nolan, Mathews, and Forgey

Noes: None

Motion Passed

7) Consideration and Action on appointing a qualified person as mayor to fill the vacancy for the remainder of the unexpired term of office, which may include appointing an existing council member as mayor and appointing a qualified person to fill the vacancy in the council seat created by the mayoral appointment for the remainder of the unexpired term of office.

Motion to appoint Mike McCaleb as Mayor and open up an application process to appoint a City Councilmember Place 2 with the application process to be publicized in every manner possible, the application deadline to be October 15th, and the council review process and public interview on October 22nd was made by Councilmember Mathews and second by Councilmember Nolan.

Ayes: Councilmembers Mathews, Nolan, Forgey, and Estrada

Noes: None

Motion Passed

Mayor Pro Tem McCaleb adjourned the meeting at 8:17 pm to go into Executive Session

I. EXECUTIVE SESSION

2) Convene to deliberate in closed executive session under Section 551.074 (Personnel) of the Texas Government Code to discuss and deliberate the employment and duties of, and to deliberate on the contract with, the City Manager.

Mayor Pro Tem McCaleb reconvened the meeting at 8:58 pm.

J. ACTION, IF ANY, FROM EXECUTIVE SESSION

Motion to engage in a contract with City Manager Nick Ristagno for 10 months beginning October 1, 2015 and ending July 31, 2016 was made by Councilmember Estrada and second by Councilmember Forgey.

Ayes: Councilmembers Estrada, Forgey, and Nolan

Noes: Councilmember Mathews

Motion Passed

K. NEW AGENDA ITEMS

L. ADJOURNMENT

Mayor Pro Tem McCaleb adjourned the meeting at 9:03 pm.

Mike McCaleb, Mayor

Joni Vaughn, City Secretary