

MINUTES OF THE REGULAR CITY COUNCIL MEETING
CITY OF BEE CAVE
AUGUST 9, 2011

STATE OF TEXAS §

COUNTY OF TRAVIS §

Present:

Caroline Murphy, Mayor
Chad Bockius, Council Member
Bill Goodwin, Council Member
Jack McCool, Mayor Pro Tem
Mike Murphy, Council Member

Absent:

Bob Dorsett, Jr., Council Member

City Staff:

Frank Salvato, City Administrator
Travis Askey, Deputy City Administrator
Patty Akers, City Attorney
Kaylynn Holloway, City Secretary
Russell Pancoast, Police Chief
Amy Kelley, Systems Administrator
Giancarlo Patino, Engineer Associate
Stephen Myrick, Building Official

Call to Order and Announce a Quorum is Present

With a quorum present, the Regular Meeting of the Bee Cave City Council was called to order by Mayor Murphy at 6:00 p.m. on Tuesday, August 9, 2011 in the Council Chambers of the City of Bee Cave City Hall, 4000 Galleria Parkway, Bee Cave, Texas.

Pledge of Allegiance

Citizen Comments

There were not any comments at this time.

Discuss and consider approval of minutes of the Regular meeting conducted on July 26, 2011.

MOTION: A motion was made by Council Member Goodwin, seconded by Council Member Bockius, to approve the minutes of July 26, 2011.

The vote was taken on the motion with the following result:

Voting Aye: Mayor Pro Tem McCool, Council Members Bockius,
Goodwin and Murphy
Voting Nay: None
Absent: Council Member Dorsett

The motion carried.

Discuss and consider action on a request from a Boy Scout with Troup 441 to construct and place nest boxes for bluebirds at the Bee Cave Central Park.

Sterling Owens, 14614 Mansfield Dam Court and Boy Scout from Troop 441, presented a report on his proposed project for completing requirements to obtain the rank of Eagle Scout.

MOTION: A motion was made by Council Member Murphy, seconded by Council Member Bockius, to approve the request from Sterling Owens to construct and place nest boxes for bluebirds at the Bee Cave Central Park.

The vote was taken on the motion with the following result:

Voting Aye: Mayor Pro Tem McCool, Council Members Bockius,
Goodwin and Murphy
Voting Nay: None
Absent: Council Member Dorsett

The motion carried.

Discuss and consider action on a request by Travis County ESD # 6 for a temporary special event permit to place a double-wide mobile home at 3927 N. Ranch Road 620 (VFW tract) for a temporary fire station.

Adrian Overstreet, owner of the VFW tract, addressed the Council on the request from ESD #6.

MOTION: A motion was made by Council Member Goodwin, seconded by Mayor Pro Tem McCool, to approve the request by Travis County ESD # 6 for a temporary special event permit to place a double-wide mobile home at 3927 N. Ranch Road 620 (VFW tract) for a temporary fire station.

The vote was taken on the motion with the following result:

Voting Aye: Mayor Pro Tem McCool, Council Members Bockius,
Goodwin and Murphy
Voting Nay: None
Absent: Council Member Dorsett

The motion carried.

Discuss and consider action on the site plan amendment for Falconhead West Phase I, Section I and Lot 31, Block C of Phase I, Section II and Phase II for LPG tank site.

Don Walden, Developer, reported on this item.

Adib Khoury with Taylor Morrison presented an alternative to the previous submittal that provides for burying the tank at the same location. He stated that additional trees will have to be removed but that landscaping and screening would be installed.

Jana Studameyer, 4500 Mont Blanc Drive, commented that the residents were encouraged and pleased with the new plan.

MOTION: A motion was made by Council Member Goodwin, seconded by Council Member Murphy, to approve the site plan amendment to bury the tank and providing fencing and landscaping contingent upon review by the City Engineer.

The vote was taken on the motion with the following result:

Voting Aye: Mayor Pro Tem McCool, Council Members Bockius,
Goodwin and Murphy
Voting Nay: None
Absent: Council Member Dorsett

The motion carried.

Discuss and consider action regarding an update from Gallagher Construction of cost estimates for City Hall Remodel and Reconstruction.

Von Gallagher reported on this item and reviewed the estimates for the City Hall remodel and reconstruction.

The City Council agreed that the estimates were high and the costs of the remodel would need to be reduced.

Executive Session

The City Council closed the Open Session at 6:50 p.m. to convene in Executive Session in the Conference Room.

At this point in the meeting, Mayor Murphy publicly announced that a closed, executive session would be held and identified the sections of the Open Meeting Law under which the meeting would be held.

Executive session in accordance with the Texas Government Code, Section 551-072 – Deliberation regarding Real Property; and Section 551.071 – Consultation with Attorney in which the Attorney has a duty to the City under the Texas Disciplinary Rules of Professional Conduct that clearly conflicts with the provisions of the Open Meetings Law.

- A. LCRA Rate Case litigation
- B. Consultation with Attorney regarding acquisition of LCRA water/wastewater systems, to include possible condemnation of the West Travis County systems.
- C. Consultation with Attorney regarding authority of city to enforce building, sign and development ordinances and litigation with AusPro Enterprises dba Planet K.
- D. Consultation with attorney regarding litigation filed against City and Reit Management & Research Trust by Rod-Ave, L.P.

The City Council closed the Executive Session at 8:23 p.m. and reconvened in Regular Session in the Council Chambers.

Conduct Public Hearing and consider action on Ordinance No. 89, an ordinance creating the West Travis County Public Utility Agency.

MOTION: A motion was made by Council Member Bockius, seconded by Mayor Pro Tem McCool, to continue this item until the Regular Session on September 13, 2011.

The vote was taken on the motion with the following result:

- Voting Aye: Mayor Pro Tem McCool, Council Members Bockius, Goodwin and Murphy
- Voting Nay: None
- Absent: Council Member Dorsett

The motion carried.

Discussion of preliminary budget for fiscal year 2011-2012.

Deputy City Administrator Travis Askey presented a preliminary budget forecast of revenue and expense for the FY 2011-2012 budget.

No action was taken on this item.

Adjournment

MOTION: A motion was made by Council Member Goodwin, seconded by Mayor Pro Tem McCool, to adjourn.

The vote was taken on the motion with the following result:

Voting Aye: Mayor Pro Tem McCool, Council Members Bockius,
Goodwin and Murphy
Voting Nay: None
Absent: Council Member Dorsett

The motion carried.

The City Council adjourned the Regular Session at 8:31 p.m.

PASSED AND APPROVED this 23rd day of August, 2011.

Caroline Murphy, Mayor

ATTEST:

Kaylynn Holloway, City Secretary

[SEAL]