

LAKEWOOD VILLAGE TOWN COUNCIL

COUNCIL MEETING

DECEMBER 9, 2010

Council Members:

Mike Schnittker, Mayor
Dr. Mark Vargus, Mayor Pro-Tem
Ken Guthrie
Harold Wood
Carl Menckhoff, M.D.
Dave Getka

Town Staff:

Linda Asbell, Town Secretary

REGULAR SESSION - 7:00 P.M.

With a quorum of the Council Members present, Mayor Schnittker called the Town Council to order at 7:04 p.m. on Thursday, December 9, 2010, in the Council Chambers of the Lakewood Village Town Hall, 100 Highridge Drive, Lakewood Village, Texas.

PLEDGE TO THE FLAG

(Agenda Item A)

Mayor Schnittker

VISITOR/CITIZENS FORUM:

(Agenda Item B)

No one requested to speak

REGULAR AGENDA:

(Agenda Item C)

Presentation of Audit Findings by Wayne Nabors of Pingleton, Howard & Company

(Agenda Item C.1)

Mr. Wayne Nabors, Pingleton, Howard & Company, reviewed the independent auditor's report. Mr. Nabors reviewed the government fund balance sheet and highlighted the assets held at the end of the fiscal year. The Town of Lakewood Village has a reserve level of approximately 74%, which is significantly higher than the minimum recommended amount of 25%. Mr. Nabors reviewed the proprietary fund balance sheet. Reserves in the utility fund are nearly 50% which is over the minimum recommended amount of 33%. There was some discussion about accumulating funds for long term capital plans. Mr. Nabors reported that the town maintained a positive variance on budget constraints on both the general and utility funds. Mr. Nabors

reviewed the cash disbursements testing that he performed. Mr. Nabors reported that in 100% of the items tests all documentation was complete and correct. There was some discussion on the minor difference between the general ledger and the water billing system. The difference was less than \$450, Mr. Nabors stated he is not concerned and believes a glitch in the utility software is causing the difference. Mr. Nabors reported that the Town of Lakewood Village has a higher standard of organization and efficiency than other towns of similar size. Mayor Pro-Tem Vargus requested everyone pay close attention of pages 3 and 8 which covers the financial highlights and economic factors.

**Consideration of CPI Adjustment requested
by Allied Waste**

(Agenda Item C.2)

Brenda Lalonde of Allied Waste reviewed the CPI and disposal waste increase. Allied Waste is requesting an increase of \$0.27 per home per month. Mayor Pro-Tem Vargus reported that CPI and landfill increase .45 and 1.20 percent respectively. Ms. Lalonde reported that contamination rates are still between 15% and 20% with the recycling bin.

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Menckhoff the Council voted five (5) “ayes” and no (0) “nays” to increase the Town’s payment to Allied Waste to \$16.52 per house per month beginning January 2011. The motion carried

**Update on 828 Carrie Lane by Marcie
Schout, Attorney for Deutche Bank**

(Agenda Item C.3)

Marcie Schout, attorney for Deutche Bank, reported that the bank and the Fleitmans entered into a contract for the sale of the property; however, there is an issue with an IRS lien which is holding up the closing. Ms. Schout reported the bank is trying to work through some options to resolve the IRS lien issue. Ms. Schout stated the Fleitmans have come to the conclusion that they will not try to repair the property; they will demolish the property shortly after the closing. Ms. Schout stated she will provide the property management contact information to City Secretary, Linda Asbell. Mayor Pro-Tem Vargus expressed concern about the lack of security of the property and the potential fire hazard vandals pose to the property and surrounding properties.

**Presentation of new Lakewood Village
Website by Jeff Fox, of Fox Computer
Services**

(Agenda Item C.4)

Mr. Jeff Fox, of Fox Computer Services, reviewed the new Lakewood Village Website. There was some discussion on the search feature which allows for searching both the website and the documents like ordinances and agendas which are uploaded to the site. There was some discussion about features of the website and building a page which will showcase historical

information and historical pictures of Lakewood Village. There was some discussion of a maintenance contract for Mr. Fox to make changes to and maintain the website.

**Consideration of Interlocal Boundary
Agreement and Corresponding Ordinance**

(Agenda Item C.5)

Mayor Pro-Tem Vargus requested a distinction between the U.S.A.C.E. property and the privately owned property within the area of ETJ being relinquished by the City of Oak Point.

Councilman Guthrie requested the contract title be placed in the footer of the contract.

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Guthrie the Council voted five (5) “ayes” and no (0) “nays” to approve the ordinance authorizing the Mayor to execute the boundary agreement with the City of Oak Point. The motion carried

**Consideration of National Flood Insurance
Program Ordinance**

(Agenda Item C.6)

Mayor Pro-Tem Vargus explained the FEMA requirement for this ordinance to be passed. Mayor Pro-Tem Vargus referred to Article 5, Section B on page 14 which states both the residential and non-residential construction must be built at least two feet out of the flood elevation which is in conflict with the U.S.A.C.E. regulations. There was some discussion on the language required to modify the ordinance which would alleviate the conflict. Mayor Pro-Tem Vargus reported on a discussion he had with a representative with FEMA on the amendments required in this ordinance.

Councilman Getka inquired about the Appeal Board as required by the ordinance. Mayor Pro-Tem Vargus stated he believes all appeals are covered under the building ordinance.

MOTION: Upon a motion made by Councilman Getka and seconded by Mayor Pro-Tem Vargus the Council voted five (5) “ayes” and no (0) “nays” to table this item to the January Council Meeting. The motion carried

**Consideration of Minutes of the October 21,
2010 Council Meeting**

(Agenda Item C.7)

MOTION: Upon a motion made by Mayor Pro-Tem Vargus and seconded by Councilman Wood the Council voted five (5) “ayes” and no (0) “nays” to approve the October 21, 2010 minutes. The motion carried

COUNCIL AND STAFF COMMENTS

(Agenda Item D)

Councilman Dave Getka reported on the Little Elm Citizen's Fire Academy and recommended the entire council participate in this academy. Councilman Getka asked for the information to be posted and available to the public to enable citizens to participate if they are interested.

City Secretary, Linda Asbell, reported on discussions with the Little Elm Fire Department on staging a mock structure fire within the town to establish settings and limits for fire suppression in Town.

ADJOURNMENT

(Agenda Item E)

MOTION: Upon a motion made by Councilman Getka and seconded by Councilman Guthrie the Council voted five (5) "ayes" and no (0) "nays" to wish everyone a Merry Christmas and adjourn the Regular Session of the Lakewood Village Town Council at 8:25 on Thursday, December, 9, 2010. The motion carried.

These minutes approved by the Lakewood Village Town Council on the 13th day of January, 2011

APPROVED

Mike Schnittker
MAYOR

ATTEST:

Linda Asbell
CITY SECRETARY