

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

The Lake Dallas City Council met in a regular meeting on May 13, 2010 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 7:35 pm.

A. ROLL CALL

Tony Marino	Mayor
James Harper	Councilmember 1
Carol Ann Connors	Councilmember 2
B. W. Brooks	Councilmember 3
Karl Hammond	Councilmember 5

Staff Present: City Manager Earl Berner, Police Lieutenant Mike Sparby, City Secretary Joni Vaughn, Finance/Human Resource Director Donna Boner, outgoing Special Events Coordinator Shannon Fields, new Special Events Coordinator Julie Chapman, Assistant City Secretary Joni Mooneyham.

Councilmember Mathews arrived at 8:00 PM.

B. INVOCATION

Daniel Patrick, Pastor of First Baptist Church of Lake Dallas, gave the invocation.

C. PLEDGE OF ALLEGIANCE

Mayor Marino led the pledges of allegiance.

D. OATH OF OFFICE TO ELECTED OFFICIALS

E. PRESENTATIONS

Mayor Marino presented Achievement Certificates and scholarships to Lake Dallas High School Seniors John Houdek and Joseph Maggio, Jr. for their participation in the Lake Dallas City Council High School Student Award Program.

Mayor Marino presented an Appreciation Certificate and roses to Shannon Fields in appreciation for her service to the City.

F. ANNOUNCEMENTS

Shannon Fields announced the KLDB Cleanup, the Household Hazardous Waste Cleanup and Arbor Day in Jackson Ranch would all be starting at 9:00 AM on May 15th. The Mighty Thomas Carnival would be May 20-23 and May 22 there will be a car show hosted by the Boys and Girls Club.

G. REPORTS

- a. **Boards and Commissions** – No report
- b. **Finance** – Finance Director Donna Boner reported on the financials.
- c. **Library Board** – Bill Knox gave a report for the Library Board.

H. VISITORS/CITIZENS AGENDA

Mayor Marino opened the Visitors/Citizens Agenda.

Tom Davenport, 1916 Wickersham Lane, Corinth, spoke to Council against alcohol sales at the Fourth of July Celebration.

Gail Stinson, 6 Shore Haven, Hickory Creek, spoke to Council against alcohol sales at the Fourth of July Celebration on behalf of the school district.

Daniel Patrick, 527 Beck, spoke to Council against alcohol sales at the Fourth of July Celebration.

Stewart Lowery, 5409 Queen Court, Lake Dallas, spoke to Council in favor of alcohol sales at the Fourth of July Celebration.

Don, 315 Wolter, Hickory Creek, spoke to Council in favor of alcohol sales at the Fourth of July Celebration.

Sherry Bickers, 221 Addison, Lake Dallas, spoke to Council against alcohol sales at the Fourth of July Celebration.

Phyllis, 5008 S. Stemmons, representing Flying Pig Roadhouse, spoke to Council in favor of alcohol sales at the Fourth of July Celebration.

Mayor Marino closed the Visitors/Citizens Agenda.

Mayor Marino adjourned for a five-minute break at 8:15 pm and reconvened at 8:22 pm.

I. CONSENT AGENDA

1) Consideration and Action to approve the Consent Agenda.

Motion to approve the Consent Agenda was made by Councilmember Hammond and seconded by Councilmember Connors.

Ayes: Councilmembers Hammond, Connors, Harper, and Brooks.

Noes: None

Motion Passed

J. BUSINESS:

1) Consideration and Action to appoint a Mayor Pro-Tem.

Motion to appoint Carol Ann Connors as Mayor Pro-Tem was made by Councilmember Brooks and seconded by Councilmember Harper.

Ayes: Councilmembers Brooks, Harper, Connors, Mathews and Hammond.

Noes: None

Motion Passed

2) Consideration and Action to appoint Glenn Rodriguez to the Lake Dallas Community Development Corporation.

Motion to appoint Glenn Rodriguez to the Lake Dallas Community Development Corporation was made by Councilmember Brooks and seconded by Councilmember Harper.

Ayes: Councilmembers Brooks, Harper, Connors, Mathews, and Hammond.

Noes: None

Motion Passed

3) Consideration and Action to approve an ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Section 122-695, ("Special Use Permit Signs"), of Article XVI, ("Special Use Permits"), of Chapter 122 ("Zoning").

Motion to approve an ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Section 122-695, ("Special Use Permit Signs"), of Article XVI, ("Special Use Permits"), of Chapter 122 ("Zoning") was made by Councilmember Mathews and seconded by Councilmember Hammond.

Ayes: Councilmembers Mathews, Hammond, Harper, Connors, and Brooks.

Noes: None

Motion Passed

4) Public Hearing on an application for special use permit for a mobile concession sandwich shop at 105 Gotcher Avenue; Block 2, Lots 1, 4, 5, & 8, Gotcher Addition.

Mayor Marino opened the Public Hearing.

John Kingston, 1910 Sharon, Corinth, explained his request for Special Use Permit and his plans for his mobile sandwich shop.

No one from the public came forward to speak. Mayor Marino closed the Public Hearing.

5) Consideration and Action to approve application for special use permit for a mobile concession sandwich shop at 105 Gotcher Avenue; Block 2, Lots 1, 4, 5, & 8, Gotcher Addition.

Motion to approve application for special use permit for a mobile concession sandwich shop at 105 Gotcher Avenue; Block 2, Lots 1, 4, 5, & 8, Gotcher Addition was made by Councilmember Connors and seconded by Councilmember Hammond.

Ayes: Councilmembers Connors, Hammond, Harper, Brooks and Mathews.

Noes: None

Motion Passed

6) Consideration and Action to approve the sale of alcoholic beverages at the Fourth of July event and to utilize the Tennis Courts for that purpose.

Shannon Fields presented the background information regarding the request to have a Beer Garden at the Fourth of July Celebration.

Councilmember Brooks expressed his concern that there was a need to contain the use of alcohol consumed at the park. He suggested moving the Beer Garden to a location other than the tennis courts.

Councilmember Harper stated that the original intent of having an all day long event was to keep it family oriented.

Councilmember Connors reminded Council that she was adamantly against the sale of alcohol at the Fourth of July event last year and she had many people thank her afterwards for taking a stand against selling alcohol at the event. She continues to feel the same way about the issue and is concerned about the liability it might bring to the City. Councilmember Connors stated that she wants to keep the event a "Family Friendly" event.

Councilmember Mathews expressed his agreement with Councilmember Connors and wants to keep the event family oriented.

Motion to deny the sale of alcoholic beverages at the Fourth of July event and to utilize the Tennis Courts for that purpose was made by Councilmember Hammond and seconded by Councilmember Connors.

Ayes: Councilmembers Hammond, Connors, Harper, and Mathews.

Noes: Councilmember Brooks

Motion to deny Passed

K. CITY MANAGER REPORT

1) City Projects

Lakeview Drive should be finished in a couple of weeks. Utilities will be moved on the 17th. The Main and Church Street project will start on the 17th. Willow Grove Park plans finally made their way to the Corps office in Fort Worth for approval. The Main Street Improvement Plan grant application was adjusted and resubmitted last week. The City continues to meet with DCTA. DCTA will assist the City in applying for a grant that could prove to be very helpful.

2) Private Projects

Sonic is trying very hard to get opened by this weekend. Daniels is in the process of pulling permits. Swisher Courts is waiting on their building plans.

City Council Minutes

May 13, 2010

Page 4

L. NEW AGENDA ITEMS

Budget Visioning Workshop

M. ADJOURNMENT

Mayor Marino adjourned the meeting at 8:55 pm.

Tony Marino, Mayor

Joni Vaughn, City Secretary