

Lavon City Council Meeting Minutes & Executive Session



March 1, 2011

I. MEETING CALLED TO ORDER AT 7:00 P.M. BY MAYOR MARTIN

Members Present: Mayor Norma Martin
Council Member Place 2, Deborah Nabors
Council Member Place 3, Gary Meeks
Council Member Place 4, Aaron Heatley
Council Member Place 5, Charles Teske

Members Absent: Council Member Place 1, Chris Kane, Mayor Pro-Tem

Staff Present: City Manager, Mike Jones
City Secretary, Linda Ardis
Administrative Supervisor, Laura Kennemer

Commission and Board Members: None

II. MAYOR MARTIN TO LEAD THE COUNCIL AND VISITORS IN THE PLEDGE OF ALLEGIANCE.

Mayor Martin led the City Council and visitors in the Pledge of Allegiance.

III. INVOCATION

Council Member Heatley led the invocation.

IV. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

Members of City Council have the opportunity to notify others of community events, functions and other activities. There will also be an opportunity to briefly comment on City Council business, City operations, projects and other items coming before the City Council.

None

V. CONSENT AGENDA

A. City Council to Consider and Act on approval of the consent agenda:

Lavon City Council Meeting Minutes & Executive Session



March 1, 2011

1. Feb 15, 2011 City Council Meeting Minutes*

Council Member Heatley said there was an error on Page 4 of 5. He had voted “for” the initial motion to table the item.

Motion: Council Member Nabors, “I move we approve the modification of the minutes as outlined by Alderman Heatley.”

Second: Council Member Heatley

In Favor: Council Member Nabors, Council Member Meeks, Council Member Heatley and Council Member Teske

Opposed: None

Abstained: None

Motion: Passed

Motion: Council Member Nabors, “I move we approve the February 15, 2011 Council Meeting Minutes as amended.”

Second: Council Member Heatley

In Favor: Council Member Nabors, Council Member Meeks, Council Member Heatley and Council Member Teske

Opposed: None

Abstained: None

Motion: Passed

VI. PUBLIC RECOGNITION

None

VII. CITIZENS' COMMENTS

Citizens, who wish to address the Council, may discuss matters not on the agenda and who have not previously expressed to the Council or City Hall a desire to discuss such matters. The only response from the Council can be to request these items to be placed on a future agenda for action.

Citizen Jim Stover of Bentley Farms asked for information concerning the land swap between the City of Lavon and World Land Developers. Mayor Martin told Mr. Stover that because the item was not on the Agenda, the City Council could not discuss the matter. She told him that she or City Manager Jones would be happy to discuss it with him outside of the meeting. The only response from the Council can be to request the item be placed on a future agenda. Mayor Martin informed Mr. Stover that the item was already scheduled to be on the March 15, 2011 Agenda.

Lavon City Council Meeting Minutes & Executive Session



March 1, 2011

VIII. ITEMS FOR DISCUSSION

None

IX. ITEMS FOR CONSIDERATION AND ACTION

- A. City Council to Consider and Act on City Council on Ordinance 2011-03-1 amending the FY Budget for 2010/2011. (Jones)

City Manager Jones discussed the budget amendments with the City Council Members.

Motion: Council Member Nabors, "I move we adopt Ordinance 2011-03-1 amending the FY Budget for 2010/2011."

Second: Council Member Heatley

In Favor: Council Member Nabors, Council Member Meeks, Council Member Heatley and Council Member Teske

Opposed: None

Abstained: None

Motion: Passed

- B. City Council to Consider and Act on Resolution 2011-03-01 Ordering the May 14, 2011 General Election. (Ardis)

City Secretary Ardis told the City Council that each year the City Council has to order the General Election and recommended they approve the Resolution.

Motion: Council Member Nabors, "I move we approve Resolution 2011-03-01 Ordering the May 14, 2011 General Election."

Second: Council Member Meeks

In Favor: Council Member Nabors, Council Member Meeks, Council Member Heatley and Council Member Teske

Opposed: None

Abstained: None

Motion: Passed

X. EXECUTIVE SESSION

- A. In accordance with Texas Government Code, Section 551.001, *et seq.*, the City Council will recess into Executive Session (closed meeting) to discuss the following:

Lavon City Council Meeting Minutes & Executive Session



March 1, 2011

1. In accordance with Texas Government Code, Section 551.071: Consultation with City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act: to receive legal advice regarding City finance issues and audit(s).

Mayor Martin adjourned the City Council to the Conference Room at 7:22 p.m.

XI. RECONVENE INTO REGULAR SESSION

A. In accordance with Texas Government Code, Section 551.001, *et seq.*, the City Council will reconvene into Regular Session to take any action necessary regarding the following:

1. In accordance with Texas Government Code, Section 551.071: Consultation with City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act: to receive legal advice regarding City finance issues and audit(s).

Mayor Martin reconvened the City Council in the Council Chambers at 8:20 p.m.

Mayor Martin asked if there was a motion.

Motion: Council Member Nabors, "I move we terminate our relationship with Rutherford, Taylor and Company and move forward with the selection of a new auditor for the 2010 audit year."

Second: Council Member Meeks

In Favor: Council Member Nabors, Council Member Meeks, Council Member Heatley and Council Member Teske

Opposed: None

Abstained: None

Motion: Passed

XII. SETTING FUTURE MEETINGS AND AGENDAS

Council Members and staff may request items to be placed on a future agenda or request a special meeting be called. Each request that passes by a majority vote will be placed on the schedule by the City Secretary.

The following items will be placed on the next agenda:

1. Open discussion on land deal. (Teske)
2. Amend budget to include item number for repaying Collin County for the November, 2011 beer and wine election. (Ardis)

Lavon City Council Meeting Minutes & Executive Session



March 1, 2011


XIII. MAYOR MARTIN TO ADJOURN CITY COUNCIL MEETING

Mayor Martin adjourned the City Council Meeting at 7:48 p.m.

Duly passed and approved on this 8th day of March, 2011.


Mayor Martin

Attest:


Linda Ardis, City Secretary