



**Lavon City Council Meeting
Minutes
December 3, 2013**

I. MEETING CALLED TO ORDER AT 7:03 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 2, Jorge Calderon
Council Member Place 3, Melissa Stroop
Council Member Place 4, Matt Childers
Council Member Place 5, Jenny Bodwell

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

Staff Present: City Secretary Chris Wess
Police Chief Mike Jones
Public Works Operator Cody Kennemer

Legal Representative: Jennifer DeCurtis

Commission and Board Members: EDC President Kay Wright, EDC Executive Director Pam Mundo, EDC Board Member David Piekarski

Visitors: 8

There was a quorum present.

II. MAYOR TESKE LED THE COUNCIL AND VISITORS IN THE PLEDGE OF ALLEGIANCE.

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

None

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

City Secretary Wess stated the school is helping to sponsor Fostering Hope on December 20th and they will have places to donate toys and other items. The items can be donated at the Athletic Facility from 2-3 p.m. or 3-4 p.m. She explained Fostering Hope is a program that helps needy families during Christmas. She is trying to get a flyer that she can post on the website about the program to get lots of Community involvement. Council Member Bodwell asked about the Christmas card program. City Secretary Wess stated she has not heard anything from Maureen Steele about the program. She also confirmed there are Christmas cards at City Hall. Council Member Stroop stated she has an address where the cards can be sent but they need to be sent by December 6th.



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VI. CONSENT AGENDA

- A. October 15, 2013 meeting minutes (Wess)*
- B. October 29, 2013 meeting minutes (Wess)*
- C. November 5, 2013 meeting minutes (Wess)*
- D. November 14, 2013 meeting minutes (Wess)*
- E. November 19, 2013 meeting minutes (Wess)*

Motion: Council Member Bodwell moved to approve the consent agenda.

Second: Council Member Stroop

In Favor: Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Motion: Carries

IX. CONSIDERATION AND ACTION

- A. City Council to Consider and Act on approving Resolution No. 2013-12-01 an agreement with Independent Bank for the purpose of providing banking services. (Wess)

Johnny Bratcher from Independent Bank addressed the Council.

Motion: Council Member Stroop moved to approve Resolution No. 2013-12-01 an agreement with Independent Bank for the purpose of providing banking services.

Second: Council Member Bodwell

In Favor: Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Motion: Carries

- B. City Council to Consider and Act on approving Resolution No. 2013-12-02 recording the City's nominations to the Board of Directors of the Collin Central Appraisal District. (Wess)

Mayor Teske relayed at the last meeting the Council picked the 2 nominees but it needs to be put in a Resolution format.

Motion: Council Member Bodwell moved to approve Resolution No. 2013-12-02.

Second: Council Member Stroop

In Favor: Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Motion: Carries

- C. City Council to Consider and Act on approving appointing Gary Meeks to Place 2 of the Planning and Zoning Commission whose will term would expire on 6/30/2014. (Teske)

Mayor Teske stated this is to fill in for a couple recent resignations.



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Motion: Council Member Stroop moved that the Council approve appointing Gary Meeks to the Planning and Zoning Commission.

Second: Council Member Bodwell

In Favor: Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Motion: Carries

- D.** City Council to Consider and Act on approving appointing Carla Rankin to Place 3 on the Planning and Zoning Commission whose will term would expire 6/30/2015. (Teske)

Motion: Council Member Stroop moved that the Council approve Carla Rankin to the Planning and Zoning Commission.

Second: Council Member Calderon

In Favor: Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Motion: Carries

- E.** City Council to Consider and Act on creating a committee for the purpose of selecting and retaining a City Administrator. (Stroop)

Council Member Stroop addressed the need for an administrator to take over the duties to relieve the Mayor. She stated she would like to have a committee made up of 2 City Council Members and 2 Citizens that have a background in management. Police Chief Mike Jones suggested that the City would need to look at the LCR to see what changes need to be made. Mayor Teske relayed that Council Member Stroop wants the committee to look at the LCR to see what changes need to be made, get a job description, and start looking for qualified candidates. Jennifer DeCurtis relayed that the City will need to make a change to the governmental structure which will require amendments and ordinances. She stated to authorize this Consider and Act, it needs to be worded on the Agenda as a committee to explore the City Administrator form of government. Mayor Teske stated this will be placed on the next agenda. No action taken.

VII. PUBLIC RECOGNITION

Commissioner Cheryl Williams to present the City with a check for \$20,000.00 as a part of the grant issued by the Collin County Parks and Open Space Project Funding Assistance Program for the purpose of providing playground equipment, etc for the City Hall Park. (Bodwell)

Commissioner Williams presented the check to Council Member Bodwell and Mayor Teske. Mayor Teske explained how Commissioner Williams let the City know about the grant.

Council Member Bodwell leaves at 7:30 p.m.



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VIII. PUBLIC HEARING

Public Hearings to receive Public Comment on the following issues: (Teske)

- A. Presiding Officer to open the Public Hearing to receive comments pertaining to the proposed annexation by the City of Lavon, Texas of certain property: Collin CAD Property ID 2666581, commonly known as 925 Lavon Circle, being a part of Lot 1, Lavon Business Park II, an addition to the City of Lavon, Collin County, Texas, and being all of that approximate 4.617 acre tract of land described in a plat as recorded in Volume 2010, Page 318 of the Plat Records of Collin County, Texas.
- B. Presiding Officer opened the floor to Public Comment at 7:32 p.m.
There were no comments
- C. Presiding Officer closed the floor to Public Comment at 7:33 p.m.
- D. Presiding Officer to open the Public Hearing to receive comments pertaining to the proposed annexation by the City of Lavon, Texas of certain property: Collin CAD Property ID 2666582, being all that certain lot, tract or parcel of land located in the W.A.S. Bohannon Survey, Abstract No. 121, Collin County, Texas, and being an approximate 4.104 acre part of a 24.73 acre tract of land described in a Deed from D.P. Brown to Lavon Business Park, a Texas Joint Venture, dated November 26, 2003 and being recorded in Volume 341, Page 638, Official Public Records of Collin County, Texas.
- E. Presiding Officer opened the floor to Public Comment at 7:34 p.m.
There were no comments
- F. Presiding Officer closed the floor to Public Comment.
- G. Presiding Officer closed the Public Hearing at 7:34 p.m.

X DISCUSSION

- II. City Council to discuss Ordinance No. 2013-12-01 an ordinance prohibiting the possession, consumption, delivery or manufacture of synthetic cannabinoids. (Jones/Teske)
Police Chief Jones explained what synthetic cannabinoids are and how they affect the body. He also explained that they have seen violence occur with this drug. He confirmed that this Ordinance is a civil action only. He affirmed businesses that allow this to happen or sell it can lose their certificate of occupancy. Mayor Teske stated this was put on the discussion items so the Council can be aware of the problem and discuss what can be done. He stated the City Attorney's will look over the Ordinance and the Council will probably see it in the near future.
- I. City Council to discuss the Municipal Performance Management and Development Program. (Stroop)
Council Member Stroop believes that this Program needs to be considered. She stated this would help the employees grow and expand in their professionalism. Mayor Teske stated he agreed with Council Member Stroop but the City needs an administrator before some of these things can be completed.



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XI. EXECUTIVE SESSION

In accordance with Texas Government Code Section 555.001, et seq., the City Council will recess into closed session:

In accordance with Texas Government Code, Section 551.074, personnel matters – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee: City Secretary, Public Works Director and Public Works Operator.

Mayor Teske read the letter from City Attorney Andy Messer.
City Council adjourned into executive session at 8:00 p.m.

XII. CITY COUNCIL TO RECONVENE INTO REGULAR SESSION

City Council reconvened into regular session at 9:55 p.m.

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:

In accordance with Texas Government Code, Section 551.074, personnel matters – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee: City Secretary, Public Works Director and Public Works Operator.

Motion: Council Member Childers made a motion to move forward with the previously prescribed training, and charging the Mayor with giving the Council an update at the next City Council Meeting.

Second: Council Member Stroop

In Favor: Council Members Calderon, Stroop and Childers

Opposed: None

Motion: Carries

XIII. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

City Administrator will be put on the Consider and Act for the next meeting. Council Member Stroop stated the Council needs to discuss requiring businesses to have a certificate of occupancy. City Secretary Wess will talk to Police Chief Jones and the building inspector Lee Roberts about the certificate of occupancy.

XIV. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 9:58 p.m.



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Duly passed and approved on this 30th day of December, 2013.

Mayor Chuck Teske

Attest:

Chris Wess, City Secretary