



Minutes  
March 21, 2017  
City of Lavon City Council  
Lavon City Hall, 120 School Rd., Lavon, TX  
Town Hall Open House  
Regular Meeting

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**1. TOWN HALL OPEN HOUSE**

At 6:00 p.m., Mayor Teske opened the meeting, welcomed the public and presented information regarding the proposed park and upcoming bond election. The information presented included details about the 2015 citizen interest survey, Collin County Open Space Grant funded land acquisitions and projects, planning efforts, park elements, construction phasing and tax rate impact.

Mayor Teske introduced the City's financial advisor Jason Hughes, Managing Director, First Southwest who presented information relating to conservative growth and market assumptions used in the preparation of a bond program for the proposed park. Mr. Hughes described the process and timeframe for selling the bonds and discussed the estimated tax impact of the projected Interest & Sinking (I&S) tax rate of 10.5 cents that results in an estimated potential impact of \$17.50/month per \$200,000-valued home. Mr. Hughes provided information about and answered questions relating to the financial outlook and program flexibility. Mr. Hughes noted that the City of Lavon does not presently have a bond rating assigned by the bond rating agencies.

Parks & Recreation Board Chairman Brad Tiegs spoke briefly about the anticipated positive impacts of the park on the community and relayed P&R Board efforts to include the public in the development of the plans. Mr. Tiegs explained the Board's intention to seek grants and other funding partners for the development of the park.

Throughout the presentations, the public's comments and questions were entertained and answered:

- Maintenance costs – staff noted that the expected maintenance and operations costs for the park are being compiled.
- Tax impact on senior citizens – if approved, any resulting tax increase would not affect persons whose taxes have been frozen, including residents over age 65, disabled persons, disabled veterans and surviving spouses of these groups.
- Grand Heritage Public Improvement District (PID) assessments, homeowner association (HOA) dues and Farmers Electric Cooperative (FEC) electrical rates relating to home value.
- Grand Heritage Tax Increment Finance (TIF) Zone implications on debt schedule.
- Housing market fluctuations, risk of recession and price trends.
- Sanitary sewer infrastructure.
- Additional park options such as a dog park or disc golf course.
- Neighboring community partnerships with Collin County College for shared facility options.

Mayor Teske thanked the public for their interest and questions and encouraged those with additional questions to contact the staff at City Hall. The open house concluded at 7:02p.m. and Mayor Teske advised that the City Council meeting would convene in the Council Chambers at 7:15 p.m.

**2. MAYOR TESKE CALLED THE MEETING TO ORDER AT 7:19 P.M. AND ANNOUNCED A QUORUM PRESENT.**

ATTENDING: CHUCK TESKE, MAYOR  
VICKI SANSON, PLACE 1  
DONNIE SPRADLIN, PLACE 2  
KAY WRIGHT, PLACE 3  
MINDI SERKLAND, PLACE 5

ABSENT: MATT CHILDERS, MAYOR PRO TEM, PLACE 4

**3. MAYOR TESKE LED THE RECITATION OF THE PLEDGE OF ALLEGIANCE AND DELIVERED THE INVOCATION.**

**4. CITIZENS COMMENTS**

- Ryan Lisko, 520 Lake Road, requested that the City Council place an item on a future agenda to discuss funding for engineering and drainage improvements he requested twenty months ago.
- Stormy Howland, 725 Crockett, inquired about the status of a traffic study pertaining to additional stop signs and speeding in the Grand Heritage Main neighborhood. Police Chief Mike Jones advised that the situation was presently being studied and additional time is needed to complete the assessment.

**5. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS**

The Council was informed about the upcoming events: Easter Fun Day on April 1, 2017, the Spring Small Business Bazaar on May 20, 2017 and the CWD Extreme Green event planned for June 10, 2017.

**6. CONSENT AGENDA**

**A. Approve the Minutes of the March 7, 2017 Meeting.**

**B. Accept the Heritage Public Improvement District #1 Assessment Report Summary dated 02/28/2017 and authorize the payment of invoices included therein.**

**C. Approve Resolution No. 2017-03-05 amending the Notice of Special Election for May 6, 2017 to update the voting locations as provided on March 6, 2017 by the Collin County Elections Administrator.**

City Administrator Kim Dobbs requested that the City Council defer action on consent agenda item 6.C. until after discussion of agenda item 8.C. pertaining to the May 6, 2017 special election.

**MOTION: DEFER CONSENT AGENDA ITEM C AND APPROVE CONSENT AGENDA ITEMS A AND B, AS PRESENTED.**

**MOTION MADE:** WRIGHT

**SECONDED:** SPRADLIN

**APPROVED:** UNANIMOUS

Absent: CHILDERS

**7. STAFF REPORTS**

**A. Police Department.** Mr. Jones provided a report regarding: 1) Police Department statistics February 2016 through February 2017; 2) Enhanced traffic enforcement efforts along State Highway 78 and the anticipated delivery date for the speed monitoring trailer in two-three weeks and 3) Commendation – Mr. Jones recognized the outstanding efforts of Officer Carissa Vargas-Flournoy outlined in a letter of appreciation for her work with the Lavon Area Child Car Seat Fitting Station. Officer Vargas-Flournoy described the program accomplishments and services offered. The Mayor and Council expressed appreciation for the positive impact Officer Vargas-Flournoy's efforts have on the community.

- B. Fire Department.** Director of Life and Health Safety Services Jon Scott provided a report regarding: 1) Collin County radio transition update; 2) Emergency reporting software that the department is implementing; 3) Wylie Fire and Rescue (WFR) donation of surplus radios; 4) Emergency Medical Services (EMS) response time report November 2016-February 2017 indicating that 22 of 34 calls for services were answered between 10:00 and 14:59 minutes from Wylie and 5) planned March 31, 2017 Fire Department activities planned in memory and honor of former Fire Department member Peter Hacking.
- C. Public Works Department** – Director of Public Works Sonny Mancias provided a report regarding: 1) General public works and street maintenance including mowing and trash collection, maintenance at lift station and maintenance on Moore Lane; 2) City Hall maintenance regarding installation of wall mats in the gymnasium and landscaping; 3) MS-4 status report that the Texas Commission on Environmental Quality (TCEQ) approved the City’s Notice of Change for the implementation schedule of certain Best Management Practices (BMP) and 4) Code enforcement efforts relating to OSSF complaints.
- D. Administration** – Ms. Dobbs provided a report regarding: 1) Financial Outlook; 2) Building permits report; 3) Employee personal leave report for 2016; 4) Report on Docket No. 46341 filed with the Public Utility Commission of Texas and meeting with representatives of Bear Creek Special Utility District regarding same and 5) items submitted for Council information: February 2017 Monthly Tax Collection Report, January 2017 Recycling Services summary, and TxDOT Notice of March 30, 2017 Public Meeting regarding Proposed Improvements to S.H. 205.

**8. ITEMS FOR CONSIDERATION**

- A. Discussion and action regarding Resolution No. 2017-03-04 authorizing the filing of the application to obtain a sewer utility Certificate of Convenience and Necessity (CCN) for the corporate limits, the extraterritorial jurisdiction (ETJ) of the city and the future ETJ established by Ordinance No. 2009-01-01, pursuant to the Texas Water Code, Chapter 13; authorizing the City Administrator and City Attorney to hire engineering, legal, and financial professionals deemed necessary or convenient to prosecute the application; opposing the application of the Bear Creek Special Utility District to obtain a sewer CCN in the instances in which it conflicts with the city’s application and long-range planning; and superseding Resolution No. 2017-01-02.**

Ms. Dobbs explained that Resolution No. 2017-01-02 authorized the filing of an application for a sanitary sewer utility CCN for the corporate limits and ETJ of the City. In the course of the preparation of the application, it became apparent that for appropriate long-range plans for the ultimate municipal boundary (UMB) it would be appropriate to expand the application area to include the future ETJ.

**MOTION: APPROVE RESOLUTION NO. 2017-03-04 AUTHORIZING THE FILING OF THE APPLICATION TO OBTAIN A SEWER UTILITY CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) FOR THE CORPORATE LIMITS, THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY AND THE FUTURE ETJ ESTABLISHED BY ORDINANCE NO. 2009-01-01, PURSUANT TO THE TEXAS WATER CODE, CHAPTER 13; AUTHORIZING THE CITY ADMINISTRATOR AND CITY ATTORNEY TO HIRE ENGINEERING, LEGAL, AND FINANCIAL PROFESSIONALS DEEMED NECESSARY OR CONVENIENT TO PROSECUTE THE APPLICATION; OPPOSING THE APPLICATION OF THE BEAR CREEK SPECIAL UTILITY DISTRICT TO OBTAIN A SEWER CCN IN THE INSTANCES IN WHICH IT CONFLICTS WITH THE CITY’S APPLICATION AND LONG-RANGE PLANNING; AND SUPERSEDING RESOLUTION NO. 2017-01-02.**

**MOTION MADE:** WRIGHT  
**SECONDED:** SANSON  
**APPROVED:** UNANIMOUS

Absent: CHILDERS

**B. Discussion and action regarding Ordinance No. 2017-03-04 providing for the adoption of current regulations and future amendments to the Texas Retail Food Rules of the Texas Department of State Health Services.**

Ms. Dobbs provided background relating to updating of the food service establishment rules and noted that the City's contract Health Inspector recommended approval of the proposed ordinance.

**MOTION: APPROVE ORDINANCE NO. 2017-03-04 PROVIDING FOR THE ADOPTION OF CURRENT REGULATIONS AND FUTURE AMENDMENTS TO THE TEXAS RETAIL FOOD RULES OF THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES**

**MOTION MADE:** SERKLAND  
**SECONDED:** WRIGHT  
**APPROVED:** UNANIMOUS  
Absent: CHILDERS

**C. Discussion and action regarding Ordinance No. 2017-03-05 declaring the measure regarding the reauthorization of the local sales and use tax in the City of Lavon at the rate of one quarter of one percent (0.25%) as moot and ordering the proposition removed from the ballot for the Special Election to be held on May 6, 2017; providing for the remaining propositions to be renumbered on the ballot.**

Ms. Dobbs explained that correspondence was received from the Texas Comptroller's office on March 20, 2017 that necessitated the City Council's immediate action to remove a moot item from the propositions to be submitted to voters in the May 6, 2017 special election. Ms. Dobbs noted that an addendum to the Regular Meeting Agenda was posted on March 20, 2017 pursuant to Texas Government Code Section 551.045 to submit an emergency addition to the March 21, 2017 City Council meeting agenda. As provided in state law, the action was necessary due to a reasonably unforeseeable situation requiring immediate Council action related to the May 6, 2017 General and Special Election proposition related to the reauthorization of the street and maintenance tax.

**MOTION: APPROVE ORDINANCE NO. 2017-03-05 DECLARING THE MEASURE REGARDING THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF LAVON AT THE RATE OF ONE QUARTER OF ONE PERCENT (0.25%) AS MOOT AND ORDERING THE PROPOSITION REMOVED FROM THE BALLOT FOR THE SPECIAL ELECTION TO BE HELD ON MAY 6, 2017; PROVIDING FOR THE REMAINING PROPOSITIONS TO BE RENUMBERED ON THE BALLOT.**

**MOTION MADE:** SERKLAND  
**SECONDED:** WRIGHT  
**APPROVED:** UNANIMOUS  
Absent: CHILDERS

The Mayor introduced the consent agenda item previously deferred.

**D. Discussion and action regarding Resolution No. 2017-03-05 amending the Notice of Special Election for May 6, 2017 to update the voting locations as provided on March 6, 2017 by the Collin County Elections Administrator.**

Ms. Dobbs informed the City Council that a revised Notice of Election was submitted that updated the voting locations per the Collin County Elections Administrator, removed Proposition 1 regarding the reauthorization of the local sales and use tax at the rate of one quarter of one percent (0.25%) for the maintenance and repair of municipal streets and renumbered the remaining two propositions accordingly.

**MOTION: APPROVE RESOLUTION NO. 2017-03-05 AMENDING THE NOTICE OF SPECIAL ELECTION FOR MAY 6, 2017 TO UPDATE THE VOTING LOCATIONS AS PROVIDED ON MARCH 6, 2017 BY THE COLLIN COUNTY ELECTIONS ADMINISTRATOR.**

**MOTION MADE:** SERKLAND  
**SECONDED:** SANSON  
**APPROVED:** UNANIMOUS  
Absent: CHILDERS

**9. EXECUTIVE SESSION**

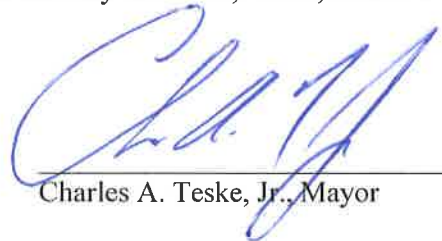
The City Council did not recess into Executive Session (closed meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code.

**10. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS**


- Regular Meeting – April 4, 2017
- The City Council directed that if the traffic study has been completed, place the items relating to traffic in Bently Farms on the April 18, 2017 meeting agenda.

**11. MAYOR TESKE ADJOURNED THE MEETING AT 8:01 P.M.**

**DULY PASSED and APPROVED** by the City Council of the City of Lavon, Texas, on the 4<sup>th</sup> day of April 2017.

  
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Charles A. Teske, Jr., Mayor

**ATTEST:**

  
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Kim Dobbs, City Administrator | City Secretary

