



**Lavon City Council Regular Meeting, Executive Session
& Budget Workshop
Minutes
September 4, 2012**

I. MEETING CALLED TO ORDER AT 7:02 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 1, Chris Kane, Mayor Pro-Tem
Council Member Place 2, Deborah Nabors
Council Member Place 3, Gary Meeks
Council Member Place 4, David Hawkins

Arriving Late: Council Member Place 5, Jenny Bodwell (arriving at 7:12p.m.)

Members Absent: none

Staff Present: Acting City Secretary/Treasurer, Laura Kennemer
Police Chief Jason Rector
Public Works Director Kevin Dudley
Court Clerk Sue Johnson
Clerk Jennifer Wolfe
Clerk Chris Wess

Commission and Board Members: Park & Rec. Board Member Mike Gulino

Visitors: 26

There was a quorum present.

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

III. INVOCATION

Police Chief Jason Rector gave the invocation.

IV. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

None

V. CONSENT AGENDA

A. City Council to Ratify Ordinance No. 2012-08-07 Annexing 1.0952 Acres located near the southwest corner of SH 78 and SH 205. (Kennemer)*

B. City Council to Approve the Contract for Election Services between the City of Lavon and Sharon Rowe, Elections Administrator of Collin County, Texas. (Kennemer)*

Motion: Mayor Pro Tem Kane made a motion to accept Item A as a first reading.

Second: Council Member Nabors

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, and Hawkins

Opposed: None



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Motion: Carries

Motion: Council Member Nabors made a motion to approve the consent agenda as amended.

Second: Council Member Meeks

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, and Hawkins

Opposed: None

Motion: Carries

VI. CITIZENS' COMMENTS

None

VII. PUBLIC HEARINGS

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

A. Mayor Teske opened the Public Hearings at 7:05 p.m.

B. Mayor Teske opened the floor to Public Comment

1. To receive comments on the proposed tax rate of \$0.4557/\$100.00 for the Fiscal Year 2012-2013.

No comments

2. To receive comments on the proposed budget for fiscal year 2012-2013.

No comments.

C. Mayor Teske closed the floor to Public Comment

D. Mayor Teske closed the Public Hearings at 7:07 p.m.

VIII. ITEMS FOR CONSIDERATION AND ACTION

H. City Council to Consider and Act on approving Ordinance No. 2012-09-01 authorizing and allowing, under the act governing the Texas Municipal Retirement System, restricted prior service credit to employees who are members of the system. (Kennemer)

T/ACS Kennemer explained that this ordinance came directly for TMRS and would only credit time that an employee served at another entity. She went on to explain that there would only be a minimal increase to the City in fees when someone retires. Mayor Pro Tem Kane asked if an analysis had been done on how this would affect the rates. Mayor Teske felt that it would increase the cost up to \$75.00 per month. It was suggested that this item be placed on the next agenda with a report on how many employees will take advantage of this prior credit and how much it will cost the City long term.

Motion: Council Member Nabors made a motion to table this item until the next meeting.

Second: Council Member Meeks.

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins



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Opposed: None

Motion: Carries

- B. City Council to Consider and Act on Ordinance No. 2012-09-02 changing the zoning from agricultural to Business-1 on a tract of land described as 1.0952 acres situated in the W.A.S. Bohannon Survey Abstract 121, Block 3, Tract 96, Collin County, Texas. (Kennemer)

Motion: Mayor Pro Tem Kane made a motion to table this item until the next meeting.

Second: Council Member Nabors

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

- C. City Council to Consider and Act on authorizing Mayor Teske to write letter to East Texas Medical Center thanking them for working with the Southeast Collin County EMS Coalition and giving them a one year cancellation notice in order to negotiate with possible providers for Paramedic Ambulance Services. (Jones)

Fire Marshal Rob Caldwell explained that the current contract has an automatic renewal and that this letter would interrupt this renewal. He further explained with this letter, the Coalition would be able to negotiate with ETMC or others to provide Paramedic Ambulance Service. He was asked who belonged to the Coalition and he answered that Lavon, Wylie, Lucas, Parker and St. Paul belonged.

Motion: Council Member Nabors made a motion to authorize Mayor Teske to write a letter to East Texas Medical Center thanking them for working with the Southeast Collin County EMS Coalition and giving them a one year cancellation notice in order to negotiate with possible providers for Paramedic Ambulance Services.

Second: Council Member Bodwell

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

- D. City Council to Consider and Act on Approving the Continuation of Coverage Administrative Agreement between the City of Lavon and TML Intergovernmental Employee Benefits Pool. (Kennemer)



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Motion: Council Member Nabors made a motion to approve the Continuation of Coverage Administrative Agreement between the City of Lavon and TML Intergovernmental Employee Benefits Pool.

Second: Council Member Meeks

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

E. City Council to Consider and Act on approving Resolution R2012-09-01 declaring that the City may make an intergovernmental transfer of funds to the Texas Health and Human Services Commission for either DSRIP or UC participation. (Jones)
Fire Marshall Rob Caldwell explained that the 1115 Waiver placed the City under no obligation or cost; it was just a realignment of Medicaid and Medicare payments. He stated that the subsidy that the Coalition pays could go towards a grant that could reap a 140% gain. Council Member Nabors felt that this was simply saying that the City just wanted to hear more about the issue.

Motion: Council Member Nabors made a motion to approve Resolution R2012-09-01.

Second: Council Member Bodwell

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

F. City Council to Consider and Act on approving the Mayor's nomination of David Hawkins to serve as the Tax Increment Financing Zone #1 Board of Directors Seat 1, whose term expires January 2013. (Teske)

Motion: Council Member Bodwell made a motion to approve the Mayor's nomination of David Hawkins to serve as the Tax Increment Financing Zone #1 Board of Directors Seat 1, whose term expires January 2013.

Second: Council Member Nabors

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell

Opposed: None

Abstained: Council Member Hawkins

Motion: Carries

G. City Council to Consider and Act on approving the Mayor's nomination of Lee Brophy to serve as the Tax Increment Financing Zone #1 Board of Directors Seat 2, whose term expires January 2014. (Teske)



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Motion: Mayor Pro Tem Kane made a motion to approve Item G on the Consider and Act agenda.

Second: Council Member Hawkins

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

H. City Council to Consider and Act on approving the Mayor's nomination of Will Morrow to serve as the Tax Increment Financing Zone #1 Board of Directors Seat 4, whose term expires January 2014. (Teske)

Motion: Council Member Nabors made a motion to approve the Mayor's nomination for Item H.

Second: Council Member Hawkins

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Bodwell and Hawkins

Opposed: None

Motion: Carries

IX. EXECUTIVE SESSION: 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:

A. In accordance with the 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, the City Secretary. (Teske)

At 7:35, Mayor Teske recessed the open meeting and opened the closed executive session.

X. RECONVENE INTO REGULAR SESSION: 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:

A. In accordance with the 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, the City Secretary. (Teske)

Mayor Teske reconvened into regular session at 8:31 p.m.

Motion: Council Member Bodwell made a motion to do an internal posting for the City Secretary position to close on Monday, September 17th, and at that time, if there are no qualified applications, the position will be posted in the newspaper.

Second: Council Member Nabors



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In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Hawkins and Bodwell

Opposed: None

Motion: Carries

Motion: At 8:34 p.m., Mayor Pro Tem Kane made a motion to extend the meeting until 10:00 p.m.

Second: Council Member Nabors

In Favor: Mayor Pro Tem Kane, Council Members Nabors, Meeks, Hawkins and Bodwell

Opposed: None

Motion: Carries

XI. PRESIDING OFFICER TO RECESS CITY COUNCIL MEETING

Mayor Teske recessed the regular meeting at 8:34 p.m.

XII. PRESIDING OFFICER TO OPEN THE WORKSHOP AND ANNOUNCE THAT A QUORUM IS PRESENT

Mayor Teske opened the Workshop at 8:34 p.m. and announced that a super quorum was present.

Members Present: Mayor Chuck Teske
 Council Member Place 1, Chris Kane, Mayor Pro-Tem
 Council Member Place 2, Deborah Nabors
 Council Member Place 3, Gary Meeks
 Council Member Place 4, David Hawkins
 Council Member Place 5, Jenny Bodwell

Members Absent: none

Staff Present: Acting City Secretary/Treasurer, Laura Kennemer
 Police Chief Jason Rector
 Public Works Director Kevin Dudley
 Court Clerk Sue Johnson
 Clerk Chris Wess

Commission and Board Members: Park & Rec. Board Member Mike Gulino

Visitors: 24

A. City Council to Discuss the Proposed Budget for Fiscal Year 2012-2013 (Teske)
 Various adjustments were proposed. The need for long-term planning and funding was discussed. The Mayor has several proposed adjustment. No conclusions were drawn.

XIII. PRESIDING OFFICER TO RECESS THE WORKSHOP



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Mayor Teske recessed the workshop at 10:00 p.m.

XIV. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Due to the lateness of the hour, this item was not discussed.

XV. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 10:00 p.m.

Duly passed and approved on this 18th day of September, 2012.

Mayor Chuck Teske

Attest:

Chris Wess
~~Laura Kennemer~~ Chris Wess
~~Acting City Secretary/Treasurer~~