



Lavon City Council Meeting Minutes September 16, 2014

I. MEETING CALLED TO ORDER AT 7:05 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 1, Chris Kane, Mayor Pro-Tem
Council Member Place 2, Jorge Calderon
Council Member Place 3, Melissa Stroop
Council Member Place 4, Matt Childers
Council Member Place 5, Jenny Bodwell (arrives at 7:08p.m.)

Members Absent: None

Staff Present: City Secretary Chris Wess
Police Chief Mike Jones
Police Lt. Roger Myers
Court Clerk Sue Johnson
Police Officers Thomas Aaron, Carissa Vargas, Robert Yeager,
Lucy Peralta and Terry Hurth

Legal Representative: None

Commission and Board Members: TIF Board Member Darlene Hurth

Visitors: 4

There was a super quorum present.

II. EDC BOARD PRESIDENT KAY WRIGHT CALLED THE LAVON EDC TO ORDER AT 7:06 P.M.

Members Present: EDC Board Place 1, Kay Wright, President
EDC Board Place 2, Chris Kane
EDC Board Place 3, Kent Hembree, Secretary
EDC Board Place 4, Paul Crabtree
EDC Board Place 5, Charles Allen
EDC Board Place 7, David Piekarski
Micki Hollien, Administrative Staff

Absent: EDC Board Place 6, Paul Lemon, Vice-President

There was a quorum

III. MAYOR TESKE LED THE COUNCIL, EDC BOARD AND VISITORS IN THE PLEDGE OF ALLEGIANCE.



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IV. INVOCATION

Mayor Pro Tem Kane gave the invocation.

V. CITIZENS COMMENTS

None

VI. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

Mayor Teske noted that the October 7, 2014 meeting would be cancelled due to National Night Out as it had been traditionally done in the past. EDC Board Member Charles Allen wanted to invite everyone to the Lavon Music Festival at 5:00 p.m. on Saturday, September 20th. He stated that there would be a Pot Luck Dinner followed by music from local musicians. EDC Administrative Staff Micki Hollien related that there would be a Halloween Festival from 2:00 p.m. to 6:00 p.m. on October 18th. EDC Board Member David Piekarski announced that there would be a yard sale at the Josephine Methodist Church on Saturday, September 20th as well as the Plano Balloon Launch. City Secretary Wess relayed that there would be a historical marker unveiling for the City of Lavon on September 27th at 10:00 a.m. at the old bank building at the corner of Forder and Main St. Council Member Jorge Calderon reminded everyone that the Blackland Corridor Meeting had been rescheduled to September 22nd to be held in Rockwall.

VII. PUBLIC RECOGNITION

Chief Mike Jones to recognize the promotion of Roger Myers to Lieutenant. Chief Jones related all of the positions that the Lieutenant had performed for the City and recognized the hard work and dedication that Lieutenant had shown while performing his duties.

VIII. CONSENT AGENDA

- A. Heritage Public Improvement District #1 Assessment Report Summary 8/31/14* (Wess)
- B. Minutes of the July 1, 2014 Meeting.* (Wess)
- C. Minutes of the July 22, 2014 Meeting.* (Wess)
- D. Approve Jimmie Catravas to fill the unexpired term of the Lavon EDC Place 4 whose term will begin on 10/1/14 and expire 7/1/2015.* (Kane)
- E. Approve re-appointing Lee Brophy to the TIF Board Seat 2 whose term will expire 1/1/2016.* (Teske)
- F. Approve re-appointing Will Morrow to the TIF Board Seat 4 whose term will expire 1/1/2016.* (Teske)

Motion: Council Member Stroop made a motion to approve the consent agenda.

Second: Council Member Childers

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Abstained: None



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Motion: Carries

IX. CONSIDERATION AND ACTION

The Lavon EDC to consider and act on approving the Amended Budget for the fiscal year October 1, 2014 to September 30, 2015. (Wright)

Motion: Lavon EDC Board Member Allen made a motion to approve the amended budget.

Second: Lavon EDC Board Member Piekarski

In Favor: President Wright, Secretary Hembree, Board Members Kane, Crabtree, Piekarski and Allen

Opposed: None

Abstained: None

Motion: Carries

X. Lavon EDC President Kay Wright adjourned the EDC portion of the meeting at 7:15 p.m.

XI. CONSIDERATION AND ACTION

A. City Council to consider and act on approving the Lavon EDC Amended Budget for the fiscal year 2013-2014. (Kane)

Mayor Pro Tem Kane stated that the EDC needed to cover some expenses that had overrun.

Motion: Mayor Pro Tem Kane asked that the Council approve this budget as amended and so moved.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Abstained: None

Motion: Carries

B. City Council to consider and act on approving the Lavon EDC Amended Budget for the fiscal year 2014-2015. (Kane)

Mayor Pro Tem Kane explained the budget and that it included projects both current and new.

Motion: Mayor Pro Tem Kane asked that the Council approve this budget and so moved.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Abstained: None

Motion: Carries



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- C. City Council to consider and act on approving the plat for Grand Heritage West D to be known as Traditions at Grand Heritage. (Teske)

David Schnurbusch with USA Professional Services Group, Inc. presented the preliminary plat. He stated that the staff asked that Willow Ln. continue on to the west so that it may connect to West E in the future and that lot 33 be used for this purpose. He also stated that the staff asked that the sewer be extended up to the northeast corner. He explained that the open space would help the drainage on Windmill Dr. He related that they were cutting back the entranceway to allow for easier bus movement. He stated that they agreed to the staff and the City Engineer's recommendations. He estimated that there might be houses on the ground by July 1, 2015. The repair to Geren Rd. was also discussed.

Motion: Council Member Stroop made motion to approve the preliminary plat for Grand Heritage West D to be known as Traditions at Grand Heritage with engineer comments and staff recommendations.

Second: Council Member Calderon

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None

Abstained: None

Motion: Carries

- D. City Council to consider and act on approving Ordinance #2014-09-02 an ordinance approving and adopting the budget for fiscal year October 1, 2014 through September 30, 2015. (Teske)

Mayor Teske explained that there were some changes due to two employees in the City Secretary's office participating in the health insurance program, adding an addition \$12,000.00 cost and additional cost to the park's project, specifically the sports complex. The additional costs were taken out of the reserve fund allotment. There was much discussion about the employees' raises with many differing ideas.

Motion: Mayor Pro Tem Kane made a motion to adjust the pay raises in the budget to 2% across the board with a 2% one-time payment to those employees with 2 years or more longevity.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Stroop and Childers

Opposed: Council Members Calderon and Bodwell

Abstained: None

Motion: Carries

Motion: Council Member Stroop made a motion to put the additional monies made by the pay adjustments into the reserve fund.

Second: Mayor Pro Tem Kane

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell



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Opposed: None
Abstained: None
Motion: Carries

Motion: Mayor Pro Tem Kane made a motion to approve the 2014-2015 budget as amended.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None
Abstained: None
Motion: Carries

Motion: Mayor Pro Tem Kane made a motion to approve Ordinance #2014-09-02.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None
Abstained: None
Motion: Carries

- E. City Council to consider and act on approving Ordinance #2014-09-03 an ordinance levying ad valorem taxes for the fiscal Year 2014-2015 at the rate of \$0.4557 per \$100.00 of assessed valuation of all taxable property within the corporate limits of the City as of October 1, 2014. (Teske)

Council Member Stroop made a motion to approve Ordinance 2014-09-03. She withdrew the motion.

Motion: Council Member Stroop motioned to approve Ordinance 2014-09-03 and ordinance levying ad valorem taxes for the fiscal year 2014-15 at a rate of \$0.4557 per \$100.00 of assessed valuation of all taxable property within the corporate limits of the City as of October 1, 2014. This year's proposed tax rate does not exceed the effective tax rate.

Second: Council Member Childers

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop, Childers and Bodwell

Opposed: None
Abstained: None
Motion: Carries

VIII. EXECUTIVE SESSION

In accordance with Texas Government Code 551.072 the City Council will convene into Executive session to deliberate the purchase, exchange, lease, or value of real property



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if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person. (Teske)

In accordance with Texas Government Code 551.071, the City Council will convene into Executive session to seek the advice of the City Attorney concerning pending or contemplated litigation. (Teske)

Council convened into executive session at 8:00 p.m.

I. IX. 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:

In accordance with Texas Government Code 551.072 - to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.(Teske)

In accordance with Texas Government Code 551.071 - to seek the advice of the City Attorney concerning pending or contemplated litigation. (Teske)

Council reconvened into regular session at 8:55 p.m.

** Note: Council Member Bodwell left the meeting at 8:36 p.m.

Motion: Mayor Pro Tem Kane made a motion to certify the final offer for the land.

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop and Childers

Opposed: None

Abstained: None

Motion: Carries

Motion: Mayor Pro Tem Kane made a motion to authorize the Mayor to move forward to obtain the land

Second: Council Member Stroop

In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop and Childers

Opposed: None

Abstained: None

Motion: Carries

Mayor Pro Tem Kane asked to go back to Item D of the Consideration and Action Agenda in order to clarify his motion.

Motion: Mayor Pro Tem Kane made a motion that adjustments go to non-salary and non-contract employees.

Second: Council Member Stroop



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In Favor: Mayor Pro-Tem Kane, Council Members Calderon, Stroop and Childers
Opposed: None
Abstained: None
Motion: Carries

XIV. DISCUSSION

- A. City Council to discuss the putting a bright street/guard light in City Hall parking lot at the fire hydrant. (Stroop)
Council Member Stroop explained that the parking lot was very dark and that the reflective tape was not very effective. Police Chief Jones suggested using guard lights, while Mayor Pro Tem Kane felt that street lights would be more effective since it was a city facility.
- B. City Council to discuss the Collin County work on City Roads including Forder Rd. repairs. (Bodwell)
Mayor Teske explained that the FDR and chip seals were complete with the exception of Gracy. He stated that Gracy's base was being stabilized with tar and then chip sealed. Mayor Pro Tem Kane asked about the remainder of Forder Rd. A discussion ensued about where the money was appropriated on the Roads package.
- C. City Council to discuss the Staff Comp Time Report. (Stroop)
Council Member Stroop felt that the Report looked good.

XV. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Council Member Stroop suggested inviting Jodie Laubenberg to see the non-progress of SH78.

XVI. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 9:15 p.m.

Duly passed and approved on this 4th day of November, 2014.

Mayor Chuck Teske

Attest:

Chris Wess, City Secretary