



**Lavon City Council Meeting
Minutes
March 03, 2015**

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

Members Present: Mayor Chuck Teske
Council Member Place 1, Simon Abela
Council Member Place 2, Jorge Calderon, Mayor Pro-Tem
Council Member Place 3, Melissa Stroop
Council Member Place 5, Mindi Serkland

Members Absent: Council Member Place 4, Matt Childers

Staff Present: City Secretary Chris Wess
Police Chief Mike Jones

Legal Representative: None

Commission and Board Members: Planning and Zoning Commissioner Vicki Sanson

Visitors: 9

There was a quorum present.

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

III. INVOCATION

Council Member Stroop gave the invocation.

IV. CITIZENS COMMENTS

None

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

None



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VI. CONSENT AGENDA

Heritage Public Improvement District#1 Assessment Report Summary for 01/31/15*
(Wess)

Motion: Council Member Stroop made a motion to approve the Consent Agenda.
Second: Council Member Serkland
In Favor: Mayor Pro-Tem Calderon, Council Members Abela, Stroop and Serkland
Opposed: None
Abstained: None
Motion: Carries

VII. CONSIDERATION AND ACTION

A. City Council to consider and act on appointing David Rosenquist as Chairman of the Planning and Zoning Commission. (Teske)

Motion: Mayor Pro-Tem Calderon made a motion to appoint David Rosenquist as Chairman of the Planning and Zoning Commission.
Second: Council Member Stroop
In Favor: Mayor Pro-Tem Calderon, Council Members Abela, Stroop and Serkland
Opposed: None
Abstained: None
Motion: Carries

B. City Council to consider and act on approving the proposed settlement agreement with Texas Commission on Environmental Quality regarding Class C wastewater compliance. (Teske)

Mayor Teske requested that this item be tabled due to TCEQ needing to make changes to the order.

ITEM TABLED

VIII. DISCUSSION

A. City Council to discuss the relationship between the Lavon Special Utility District and the City with Herman Stork, President of the Lavon SUD. (Teske)
Herman Stork stated that he felt like the City is involved in a negative campaign against the SUD. He claims that it started with a former Council Member asking for free water supply to the sprinkler system for a subdivision entrance. Mr. Stork also stated that he had requested a video tape from the City and he was told that said tape had been destroyed, but he witnessed Chief Jones watching the tape in a news story that had aired on television. He also voiced concern for the SUD employees whose identification was released in the same news story. Chief Jones explained that the recording system overrides itself after a period of time and that is what



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happened to the requested video. Chief Jones also explained that the news story filmed him watching a different video, not the one in question. Chief Jones also informed the Council that he offered for SUD employees to watch the video several times before it was overridden and they declined. He also stated that he sent several still shots of the video to the SUD. Council Member Stroop asked Mr. Stork who were the two employees whose information was compromised. Mr. Stork gave their names and positions at Lavon SUD. Council Member Stroop stated that she had never heard of the HOA requesting free water and that the first time Lavon SUD came to her attention was because of the hydrant locks. She stated that many citizens, not just City Officials, have spoken out against the locks on the hydrants. She explained that this is a huge issue for her because we have a volunteer fire department. The volunteers are not sitting at the station waiting for a call, so every second counts. She also discussed the fact that she has looked over the SUD's financials that are available, and she feels that there is more than enough profit that the citizens could benefit from a rate cut. She also discussed the water theft and prosecution in 2007. She stated that she felt like the locks should not be on the hydrants since there hasn't been any thefts since 2007. Herman Stork informed the Council Members that Lavon SUD will not take the locks off of the hydrants. Council Member Stroop said that she understood that there needs to be a compromise and she asked for a solution that would take the least amount of time. Council Member Serkland stated that she is looking for a solution that is in the best interest of the citizens. Herman Stork said that his compromise was one key and one lock for all hydrants. Council Member Serkland asked that Mr. Stork, as a good faith gesture, please take the lock off of the hydrant in front of NeSmith Elementary. Herman Stork said that the school has their own fire suppressant system. Council Member Serkland stated that she was asking as a mother, would he please take the lock off at NeSmith. Mr. Stork stated that he would not remove the lock.

B. City Council to discuss with Deborah Fato the "Take It Off" Campaign and amending the Public Nuisance ordinance to include the hydrant locks as a nuisance. (Teske)

Mrs. Fato talked about her excitement of finding her current home, purchasing it and moving in. She gave some of her background information to include work as a paralegal and work with the government. She stated that she is appalled by the locks on the hydrants, and that she feels like they are against the International Fire Code. She informed the Council that she has started a "Take It Off" Campaign to have the locks removed from the hydrants. She has polo shirts, magnets, t-shirts, ball caps, etc. She explained that her campaign is in its infancy, but has been met with approval. Mayor Teske stated that he felt like the City's money could be better spent on other things than on unnecessary attorney fees.

C. City Council to discuss solar panels and the lack of regulations in the Building Code. (Teske)

Mayor Teske stated that he wants to be aware that the builder has the option to put solar panels on the roof with no regulations. Council Member Abela said that he will look into it and gather more information. Chief Jones stated that he would talk to City Inspector Lee Roberts.



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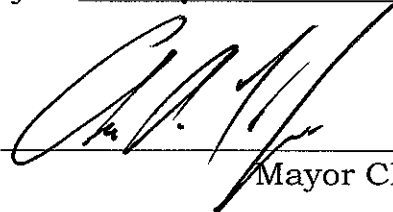
IX. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Council Member Stroop asked that Public Works Director Terry McCalpin give an update on the Hwy 78 construction.

X. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 8:34 p.m.

Duly passed and approved on this 21st day of April, 2015.



Mayor Chuck Teske

Attest:



Chris Wess, City Secretary