



**AGENDA
JUNE 21, 2022
LAVON CITY COUNCIL
CITY HALL, 120 SCHOOL ROAD, LAVON, TEXAS
REGULAR MEETING
7:00 PM**

1. PRESIDING OFFICER TO CALL THE MEETING TO ORDER AND ANNOUNCE THAT A QUORUM IS PRESENT

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ITEMS OF INTEREST/COMMUNICATIONS

Members may identify community events, functions, and other activities.

4. CITIZENS COMMENTS

Citizens may provide comments (3-minute time limit/person). The response regarding items that are not on the agenda may be to request items be placed on a future agenda or referred to city staff.

5. PRESENTATIONS

Introduction of recently hired Lavon Fire Department Firefighter/EMTs.

6. CONSENT AGENDA

Consent items are considered routine or non-controversial and will be voted on in one motion unless a separate discussion is requested by a member.

A. Approve the minutes of the June 7, 2022, meeting.

B. Approve Resolution No. **2022-06-08** approving adoption of the Collin County Hazard Mitigation Action Plan, June 2022; and providing an effective date.

7. ITEMS FOR CONSIDERATION

A. Discussion and action regarding acceptance of the public infrastructure for the L & D Sanitary Sewer project.

B. Discussion and action regarding Resolution No. **2022-06-09** amending Resolution No. **2022-06-06** to provide for additional appointments to the Home Rule Charter Commission; and providing an effective date.

C. Discussion and action regarding Ordinance No. **2022-06-04** amending the fee schedule approved and adopted by Ordinance No. **2021-09-05** for the fiscal year October 1, 2021, through September 30, 2022 as amended to update the alcoholic beverage permitting fees; and providing an effective date.

D. Discussion and action regarding Ordinance No. **2022-06-05** amending Chapter 6 "Fire Prevention and Protection" to add Article 6.04.007 "Permits"; providing requirements and regulations for administration of permits generally and for special events; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date.

E. Discussion and action regarding Ordinance No. **2022-06-06** amending Chapter 8 "Offenses and Additional Provisions", Article 8.03 "Noise" to add Section 8.03.010 "Affirmative Defense for Boyd Farm"; providing certain defenses to the city's Noise Ordinance for Boyd Farm; providing extended hours for the affirmative defense for certain dates; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date.

F. Discussion and action regarding Ordinance No. **2022-06-07** adding Chapter 1 "General Provisions", Article 1.04 "Taxation", Division 3 "Sales and Use Taxes", Sections 1.04.063 to 1.04.090 to be

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reserved, and Division 4 “Hotel Occupancy Tax” to the City’s Code of Ordinances; providing for the city’s adoption of a hotel occupancy tax and the administration, payment, and collection of such tax; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date.

- G.** Discussion and action regarding orders and regulations, programming, city facilities and operations related to COVID-19.

8. BUDGET WORK SESSION

Discussion regarding the regulatory requirements, financial status for current fiscal year, budget calendar, anticipated commitments, departmental service levels, fee schedule, and projected needs for FY 2022-23.

9. DEPARTMENT REPORTS

Members may receive and discuss the reports.

- A.** Police Services – Service, activity, programs, and administration report
- B.** Fire Services – Service, activity, programs, and administration report
- C.** Public Works Services – Utilities, capital projects, public works, and street maintenance report
- D.** Administration Services – Building Permits; CWD Service; Collin County Tax Collection; Sales Tax; Financial Report, TxDOT Projects Report; and administration and staff reports

10. SET FUTURE MEETINGS AND AGENDA

Requests may be made for items to be placed on a future agenda or for a special meeting.

July 5, 2022 – Regular Meeting

July 19, 2022 – Regular Meeting

11. PRESIDING OFFICER TO ADJOURN THE MEETING

1. Notice is hereby given that members of the City Council, Economic Development Corporation Board, Planning and Zoning Commission, and Parks and Recreation Board may attend the meeting.
2. The body reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (discussing purchase, exchange, lease or value of real property); §551.074 (discussing personnel or to hear complaints against personnel); and §551.087 (discussing economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

This is to certify that this Agenda was duly posted on the City’s website at www.cityoflavon.com and at City Hall and on or before 6:00 PM on June 17, 2022.

/ Rae Norton /

Rae Norton, City Secretary



**MINUTES
JUNE 7, 2022
LAVON CITY COUNCIL
CITY HALL, 120 SCHOOL ROAD, LAVON, TEXAS
REGULAR MEETING
7:00 PM**

ATTENDING: VICKI SANSON, MAYOR

KAY WRIGHT, PLACE 3

TED DILL, PLACE 4

MINDI SERKLAND, PLACE 5

Absent: JOHN KELL, MAYOR PRO TEM, PLACE 1

MIKE COOK, PLACE 2

- 1. MAYOR SANSON CALLED THE MEETING TO ORDER AT 7:03 P.M. AND ANNOUNCED A QUORUM PRESENT.**
- 2. MAYOR SANSON LED THE RECITATION OF THE PLEDGE OF ALLEGIANCE AND MS. WRIGHT DELIVERED THE INVOCATION.**
- 3. EXECUTIVE SESSION**

At 7:05p.m. in accordance with Texas Government Code, Chapter 551, Subchapter D, the Mayor recessed into Executive Session (closed meeting) pursuant to Section 551.074 – personnel matters to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or hear a complaint or charge against an officer or employee – Home Rule Charter Commission.

4. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Section 551.001, et seq., Mayor Sanson reconvened the meeting at 7:14 p.m. and stated that no action was taken in executive session.

5. ITEMS OF INTEREST/COMMUNICATIONS

Camp 911 June 8, 2022, Babysitter Club Training June 15-16, 2022, and Boyd Farm Free Concert - June 11,

6. CITIZENS COMMENTS

There were none.

7. PROCLAMATION

Mayor Sanson and the City Council presented a proclamation in celebration of Juneteenth.

8. CONSENT AGENDA

A. Approve the minutes of the May 17, 2022, meeting.

B. Approve Resolution No. 2022-06-01 authorizing the Mayor to execute a Letter of Engagement with Mike Ward Accounting and Financial Consulting, PLLC for the audit and preparation of the city's financial statements for the fiscal year ending September 30, 2022.

MOTION: APPROVE THE CONSENT AGENDA.

MOTION MADE: WRIGHT

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

9. ITEMS FOR CONSIDERATION

A. Discussion, and action regarding the replat of Meadow Creek Estates, Lots 32/33R-1 & 32/33R-2, Block B to move lot lines at 11177 Mason Dr., Collin County, TX (CCAD Property IDs 1961412 and 1961413).

City Administrator Kim Dobbs provided information regarding the application to replat the property and a report from the Planning and Zoning Commission.

MOTION: APPROVE THE REPLAT OF MEADOW CREEK ESTATES, LOTS 32/33R-1 & 32/33R-2, BLOCK B TO MOVE LOT LINES AT 11177 MASON DR., COLLIN COUNTY, TX.

MOTION MADE: SERKLAND

SECONDED: WRIGHT

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- B. Discussion and action regarding the final plat of the Trails of Lavon Addition, Phase 2A for 88 residential lots, 5 open space tracts, and one Bear Creek SUD lot on 36.426 acres of land, part of a 205.503-acre tract situated in the Drury Anglin Survey, A-2, in the vicinity of the intersection of CR 484 and CR 485, Lavon, Collin County, TX (CCAD Property ID 1249928).**

Ms. Dobbs provided information regarding the final plat of the Trails of Lavon Addition and a report from the Planning and Zoning Commission. Brian Moody, Kimley-Horn, was available for questions.

MOTION: APPROVE THE FINAL PLAT OF THE TRAILS OF LAVON ADDITION, PHASE 2A FOR 88 RESIDENTIAL LOTS, 5 OPEN SPACE TRACTS, AND ONE BEAR CREEK SUD LOT ON 36.426 ACRES OF LAND, PART OF A 205.503-ACRE TRACT SITUATED IN THE DRURY ANGLIN SURVEY, A-2, IN THE VICINITY OF THE INTERSECTION OF CR 484 AND CR 485, LAVON, COLLIN COUNTY, TX, SUBJECT TO THE APPROVAL OF THE CITY ENGINEER.

MOTION MADE: WRIGHT

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- C. Discussion and action regarding the site plan and landscape plan of the Lavon Economic Development Corporation Downtown Commercial Building at 619 Main St., Lavon Business Park, Block A, Lot 6R-1, Lavon, TX.**

Pam Mundo, Mundo & Associates, provided information regarding the Lavon Economic Development Corporation Downtown Commercial Building. Ms. Dobbs provided a report from the Planning and Zoning Commission

MOTION: APPROVE THE SITE PLAN AND LANDSCAPE PLAN OF THE LAVON ECONOMIC DEVELOPMENT CORPORATION DOWNTOWN COMMERCIAL BUILDING AT 619 MAIN ST., LAVON BUSINESS PARK, BLOCK A, LOT 6R-1, LAVON, TX.

MOTION MADE: SERKLAND

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- D. Discussion, and action regarding Resolution No. 2022-06-02, authorizing the award of service providers for the Texas Hazard Mitigation Assistance (HMA) project funded through the Texas Division of Emergency Management (TDEM and/or Texas Water Development Board (TWDB); and providing an effective date.**

Ms. Dobbs relayed that one proposal was received and recommended approval of the selection of Traylor and Associates. Inc.

MOTION: APPROVE RESOLUTION NO. 2022-06-02, AUTHORIZING THE AWARD OF SERVICE PROVIDERS FOR THE TEXAS HAZARD MITIGATION ASSISTANCE (HMA) PROJECT FUNDED THROUGH THE TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM AND/OR TEXAS WATER DEVELOPMENT BOARD (TWDB); TO TRAYLOR AND ASSOCIATES, AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: WRIGHT

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- E. Discussion and action regarding Resolution No. 2022-06-03, authorizing the award of a professional service provider contract for the Texas Hazard Mitigation Assistance (HMA) project funded through the Texas Division of Emergency Management (TDEM and/or Texas Water Development Board (TWDB); and providing an effective date.**

Ms. Dobbs provided details regarding three submittals received in response to the Request for Qualifications and relayed the Selection Committee's recommendation of Freeman-Millican, Inc.

MOTION: APPROVE RESOLUTION NO. 2022-06-03, AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICE PROVIDER CONTRACT FOR THE TEXAS HAZARD MITIGATION ASSISTANCE (HMA) PROJECT FUNDED THROUGH THE TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM AND/OR TEXAS WATER DEVELOPMENT BOARD (TWDB); TO FREEMAN MILLICAN, INC. AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: SERKLAND

SECONDED: WRIGHT

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- F. Discussion, and action regarding Resolution No. 2022-06-04 approving and authorizing the Mayor to execute a Master Service Agreement with Peloton Land Solutions, Inc. for Ongoing Professional Services; and providing an effective date.**

Ms. Dobbs provided information regarding the past and continued relationship with the firm and recommended approval. Abra Nusser was available to respond to questions.

MOTION: APPROVE RESOLUTION NO. 2022-06-04 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A MASTER SERVICE AGREEMENT WITH PELOTON LAND SOLUTIONS, INC. FOR ONGOING PROFESSIONAL SERVICES; AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: WRIGHT

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- G. Discussion and action regarding Resolution No. 2022-06-05 approving and authorizing the Mayor to execute a Work Order for Planning and Design Services in accordance with the Master Services Agreement for Ongoing Professional Services with Peloton Land Solutions, Inc.; and providing an effective date.**

Ms. Dobbs provided information regarding the Work Order and services to be performed.

MOTION: APPROVE RESOLUTION NO. 2022-06-05 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A WORK ORDER FOR PLANNING AND DESIGN SERVICES IN ACCORDANCE WITH THE MASTER SERVICES AGREEMENT FOR ONGOING PROFESSIONAL SERVICES WITH PELOTON LAND SOLUTIONS, INC.; AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: DILL

SECONDED: SERKLAND

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- H. Discussion and action regarding Resolution No. 2022-06-06 selecting and appointing a Home Rule Charter Commission; acknowledging the Mayor's appointment of a Chairperson; and providing an effective date.**

Ms. Dobbs recapped previous discussions regarding the nomination and selection process for the Home Rule Charter Commission.

MOTION: APPOINT THE FOLLOWING PEOPLE TO SERVE ON THE HOME RULE CHARTER COMMISSION: VICKI SANSON, KAY WRIGHT, MINDI SERKLAND, DAVE ROSENQUIST, MIKE GULINO, JOAN AQUATERO, KAMIL KELL, RACHEL DUMAS, SCOTT BEAUDETTE, MANDY SPINK, LINDSEY HEDGE, PERRY ELLIOTT, JOSE

GARCIA, AND HEATHER MIEDEMA AND ACKNOWLEDGE AND APPROVE THE APPOINTMENT OF DEBORAH NABORS TO SERVE AS CHAIRPERSON.

MOTION MADE: WRIGHT

SECONDED: SERKLAND

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- I. Receive presentation, discussion, and action regarding Resolution No. 2022-06-07 approving an amendment to the contract with Community Waste Disposal (CWD) for the collection, hauling and disposal of municipal solid waste to approve a market adjustment to rates.**

Nicole Roemer, Municipal Director, Community Waste Disposal, presented detailed information regarding the market adjustment to the rates that CWD charges the city.

MOTION: APPROVE RESOLUTION NO. 2022-06-07 APPROVING AN AMENDMENT TO THE CONTRACT WITH COMMUNITY WASTE DISPOSAL (CWD) FOR THE COLLECTION, HAULING AND DISPOSAL OF MUNICIPAL SOLID WASTE TO APPROVE A MARKET ADJUSTMENT TO RATES.

MOTION MADE: SERKLAND

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- J. Discussion, and action regarding Ordinance No. 2022-06-01 amending the fee schedule approved and adopted by Ordinance No. 2021-09-05 for the fiscal year October 1, 2021, through September 30, 2022 to increase the Sewer Tap Fee and add a Texas Department of Transportation Driveway Permit Application Review Fee; and providing an effective date.**

Ms. Dobbs and City Engineer Mark Hill provided information regarding the application process and fee for the review and submittal of TXDOT Driveway permit applications and the proposed increase of the sewer tap fee. Ms. Dobbs noted that the increase in the sewer tap fee provides a fraction of the related costs.

MOTION: APPROVE ORDINANCE NO. 2022-06-01 AMENDING THE FEE SCHEDULE APPROVED AND ADOPTED BY ORDINANCE NO. 2021-09-05 FOR THE FISCAL YEAR OCTOBER 1, 2021, THROUGH SEPTEMBER 30, 2022 AS AMENDED TO INCREASE THE SEWER TAP FEE AND ADD A TEXAS DEPARTMENT OF TRANSPORTATION DRIVEWAY PERMIT APPLICATION REVIEW FEE; AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: SERKLAND

SECONDED: WRIGHT

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- K. Discussion and action regarding Ordinance No. 2022-06-02 amending Ordinance No. 2021-09-02 that approved and adopted a Budget for the city for the fiscal year October 1, 2021 through September 30, 2022, to amend adopted revenues and expenditures of the budget; and declaring an effective date.**

Ms. Dobbs reviewed the proposed amendment and confirmed the resulting positive net balances.

MOTION: APPROVE ORDINANCE NO. 2022-06-02 AMENDING ORDINANCE NO. 2021-09-02 THAT APPROVED AND ADOPTED A BUDGET FOR THE CITY FOR THE FISCAL YEAR OCTOBER 1, 2021, THROUGH SEPTEMBER 30, 2022, TO AMEND ADOPTED REVENUES AND EXPENDITURES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.

MOTION MADE: WRIGHT

SECONDED: DILL

APPROVED: UNANIMOUS (Absent: Kell, Cook)

- L. Discussion and action regarding an Ordinance providing for regulations and standards pertaining to alcohol-related uses, businesses, events, reporting, permitting, and consumption of alcohol in the City of Lavan.**

Ms. Dobbs introduced the regulatory framework pertaining to alcohol related consumption and uses stemming from the local option election, including draft zoning changes to be considered by the Planning and Zoning Commission on June 28, 2022. Abra Nusser, Peloton Land Solutions, Inc. presented proposed permitting regulations and noted that the City Attorney had approved the form of the draft ordinance. Ms. Dobbs noted that an amendment to the permit fee schedule will be forthcoming. The City Council was encouraged to review the draft zoning changes and submit questions and comments to the staff.

MOTION: APPROVE ORDINANCE NO. 2022-06-03 ENACTING AN AMENDMENT TO THE CITY OF LAVON CODE OF ORDINANCES, CHAPTER 5 “BUSINESS REGULATIONS”, ARTICLE 5.04 “ALCOHOLIC BEVERAGES”, TO REVISE ARTICLE 5.04 “ALCOHOLIC BEVERAGES” IN ITS ENTIRETY; PROVIDING A CONFLICT CLAUSE; PROVIDING A PENALTY; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND SETTING AN EFFECTIVE DATE.

MOTION MADE: WRIGHT

SECONDED: SERKLAND

APPROVED: UNANIMOUS (Absent: Kell, Cook)

M. Discussion and action regarding orders and regulations, programming, city facilities and operations related to COVID-19.

No report was provided, and no action was taken.

Mayor Sanson called a brief recess at 8:27 p.m. and reconvened at 8:35 p.m.

10. BUDGET WORK SESSION

Ms. Dobbs provided information regarding the schedule and preparation of the budget for the 2022-23 Fiscal Year. The City Council confirmed the Council objectives.

11. SET FUTURE MEETINGS AND AGENDA.

June 21, 2022, Regular Meeting

July 5, 2022, Regular Meeting or July 12, 2022, Special Meeting.

12. MAYOR SANSON ADJOURNED THE CITY COUNCIL MEETING AT 8:46 P.M.

DULY PASSED and APPROVED by the City Council of Lavon, Texas, on this 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary



CITY OF LAVON Agenda Brief

MEETING: June 21, 2022

ITEM: 6 - B

Item:

CONSENT AGENDA

Approve Resolution No. 2022-06-08 approving the adoption of the Collin County Hazard Mitigation Action Plan, June 2022; and declaring an effective date.

Background:

In 2016, the City Council adopted the Collin County Hazard Mitigation Action Plan - September 2016. Upon receiving notification of approval by the Texas Department of Emergency Management and the Federal Emergency Management, the Collin County Hazard Mitigation Action Plan - June 2022, (the "Plan"), the Collin County Commissioners Court approved the adoption of the required 5-year update of the Plan on June 6, 2022. The Plan has been created and updated in compliance with current federal and state hazard mitigation plan regulations in compliance with the following rules and regulations: Section 322 Mitigation Planning of the Robert T. Stafford Disaster Relief and Emergency Assistance Act as enacted by Section 104 of the Disaster Mitigation Act of 2000 (P.L.106-390) and the Federal Emergency Management Agency's Interim Final Rule, published in the Federal Register on February 26, 2002, at 44 CFR Part 201.6 to ensure eligibility to apply for federal aid for technical assistance and post-disaster hazard mitigation project funding.

The Plan update was developed by the Collin County Hazard Mitigation Team representing the collective efforts of citizens, elected and appointed government officials, non-profit organizations, and other stakeholders to reduce vulnerability to disasters from natural hazards. The City of Lavon city administrator and fire chief participated in the update process, attending all meetings, and providing comments and revisions. The Plan in its entirety can be downloaded [here](#) or a hard copy can be viewed at the office of the City Secretary.

Financial Implications:

If a city does not adopt the Plan, it will not be eligible for future mitigation funding opportunities.

Staff Notes:

Approval is recommended.

Attachments:

- 1) Proposed Resolution
- 2) Plan Excerpts: Executive Summary, Table of Contents, Lavon Annex
- 3) APA Notice Package letters and Collin County correspondence

CITY OF LAVON, TEXAS
RESOLUTION NO. 2022-06-08

Collin County Hazard Mitigation Action Plan

**A RESOLUTION OF THE COUNCIL OF THE CITY OF LAVON,
TEXAS APPROVING ADOPTION OF THE COLLIN COUNTY
HAZARD MITIGATION ACTION PLAN, JUNE 2022 AND;
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City Council recognizes the threat that natural hazards pose to people and property within Collin County and the City of Lavon; and

WHEREAS, the Collin County has prepared a multi-hazard mitigation action plan, hereby known as Collin County Hazard Mitigation Action Plan, June 2022, (“the Plan”); and

WHEREAS, the objectives of the Plan include to save lives and reduce injuries, to minimize damage to buildings and infrastructure (especially critical facilities), and to minimize economic losses; and

WHEREAS, the Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Lavon from the impacts of future hazards and disasters; and

WHEREAS, the Plan supports the retrofit and hardening of public infrastructure facilities to ensure continuous operation during severe weather events including, but not limited to, placement of generators, insulation of critical components, and installation of warning systems; and

WHEREAS, the Plan supports the provision of appropriate apparatus and equipment for the Fire Department to effectively respond to, prevent; and contain the spread of wildfires; and

WHEREAS, approval of the adoption of the Collin County Hazard Mitigation Action Plan, June 2022 demonstrates the City Council’s commitment to hazard mitigation and to achieving the goals outlined in the Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1: The City Council of the City of Lavon, Texas hereby approves adoption of the Collin County Hazard Mitigation Action Plan, June 2022.

SECTION 2: The City Secretary is hereby authorized and directed to include and maintain a copy of the Collin County Hazard Mitigation Action Plan, June 2022 among the permanent records of this meeting.

SECTION 3: That this Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED by the City Council of the City of Lavon, Texas on the 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST: _____
Rae Norton, City Secretary

State of Texas
Collin County
Commissioners Court

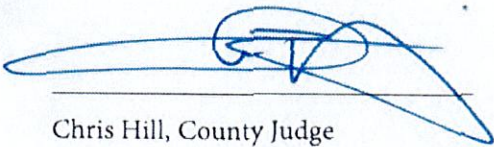
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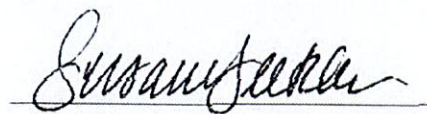
Court Order
2022-519-06-06

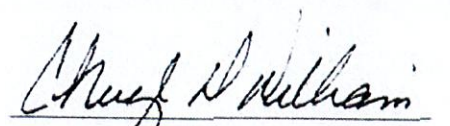
An order of the Collin County Commissioners Court approving the adoption of the Hazard Mitigation Action Plan.

The Collin County Commissioners Court hereby approves the adoption of the Collin County Hazard Mitigation Action Plan, as detailed in the attached documentation.

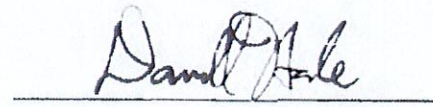
A motion was made, seconded, and carried by a majority of the court members in attendance during a regular session on Monday, June 6, 2022.

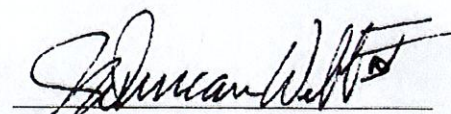

Chris Hill, County Judge

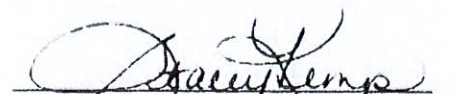

Susan Fletcher, Commissioner, Pct 1


Cheryl Williams, Commissioner, Pct 2




Darrell Hale, Commissioner, Pct 3


Duncan Webb, Commissioner, Pct 4

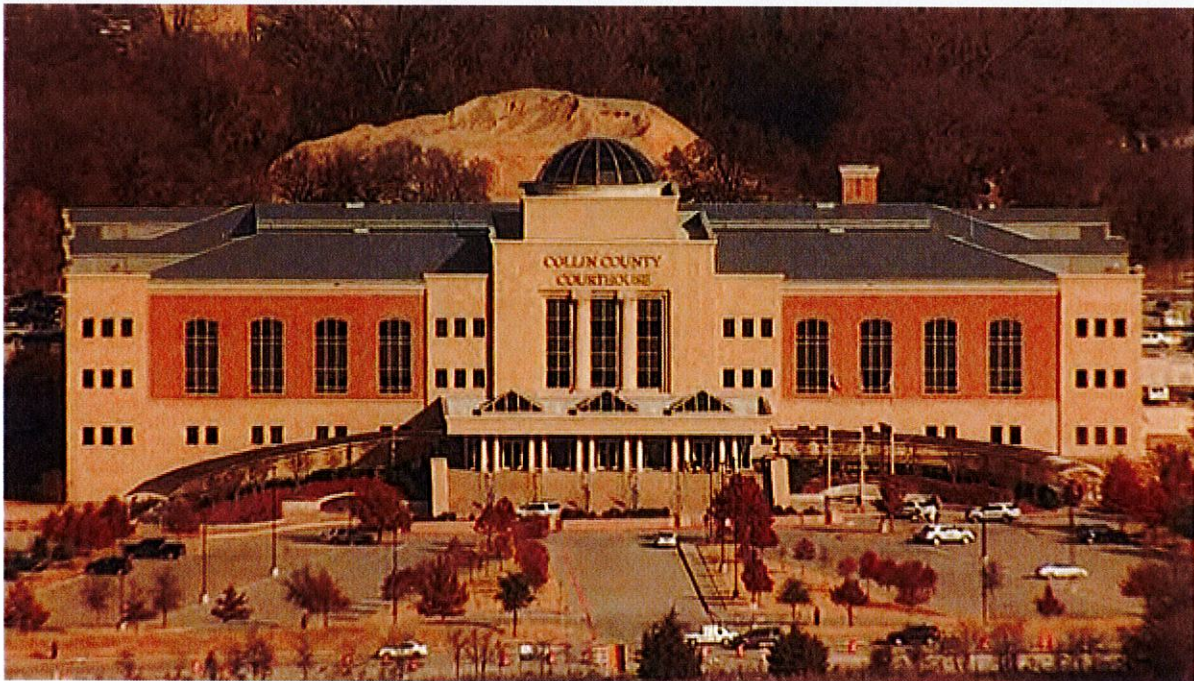

ATTEST: Stacey Kemp, County Clerk



Hazard Mitigation Action Plan

June 6, 2022

Collin County, Texas



Executive Summary

Mitigation is commonly defined as sustained actions taken to reduce or eliminate long-term risk to people and property from hazards and their effects. Hazard mitigation focuses attention and resources on community policies and actions that will produce successive benefits over time. A mitigation plan states the aspirations and specific courses of action that a community intends to follow to reduce vulnerability and exposure to future hazard events. These plans are formulated through a systematic process centered on the participation of citizens, businesses, public officials, and other community stakeholders.

The planning area for this plan update is for Collin County, Texas and includes the following jurisdictions:

- A. Collin County (unincorporated)
- B. City of Allen
- C. City of Anna
- D. City of Blue Ridge
- E. City of Celina
- F. Town of Fairview
- G. City of Farmersville
- H. City of Frisco
- I. City of Josephine
- J. City of Lavon
- K. City of Lowry Crossing
- L. City of Lucas
- M. City of Melissa
- N. City of Murphy
- O. Town of New Hope
- P. City of Parker
- Q. City of Princeton
- R. Town of Prosper
- S. Town of St. Paul
- T. City of Wylie

The contents of this plan update are designed and organized to be as reader-friendly and functional as possible. The structure and format of this plan has not significantly changed from the Mitigation Plan that was adopted in 2016.

As this plan is an update to previous plans updates to developments and evolutions to the hazard mitigation strategy of Collin County have been included. Each jurisdiction's individual mitigation strategy is discussed in their annex. Jurisdictions that participated in the 2016 HazMAP have changes in development highlighted in their individual annex.

As the growth of Collin County has expanded since the previous version of the plan; however, no new hazards have been included. The vulnerability analysis has changed and these updates have been included.

Discussion of all hazards can be found in chapter 3.

The objectives of this updated plan remain the same as in the previous plans. These include:

- To save lives and reduce injuries.
- Minimize damage to buildings and infrastructure (especially critical facilities).
- Minimize economic losses

Further examination of the action items from the 2016 plan, including the status of each action item, can be found in Chapter 4 of the main plan. New action items for each jurisdiction are located in the jurisdictional annexes.

During the development phase of this updated planning document, the review team noted some changes. While the scope and intent of the 2011 priorities remain the same, some of the underlying factors driving the priorities reflect new external trends, such as public perceptions and expectations, or are indicative of new awareness and approaches to community mitigation strategies.

Areas of 2016 Priorities

- Post disaster conditions
 - With the potential for significant reimbursement for post-disaster projects through FEMA grants, it was prudent the plan be updated.
- Financial, legal and political realities
 - The Collin County Hazard Mitigation Action Plan (HazMAP) was updated to new standards utilizing a HMA grant and the North Central Texas Council of Governments (NCTCOG). This provided the necessary financial assistance and personnel to help organize the jurisdictions of Collin County, as well as compile the data into a cohesive plan.
 - Due to a HMA grant funding the NCT Safe Room Rebate Program, there was initial concern that only jurisdictions that were part of the county plan or had their own HazMAP would be eligible. As a result, most of the Collin County jurisdictions opted to participate in the Collin County HazMAP.
- Changes in hazard focus
 - Collin County has not changed the overall focus on hazards but has updated the likelihood of an occurrence based on new data from past meteorological and archival data. With these updates, the data has shown we are more likely to experience certain disasters over others. Through the use of the Priority Risk Index, persons interested in the plan will be able to better understand the rank of disasters and why one disaster may be considered at a higher risk than others. In addition, expansive soils and lightning were included as potential hazards. These hazards were not included in the 2011 plan.

Areas of 2021 Priority Refinement:

- The Plan was updated based on the current standards, which were the same standards during the 2016 update
- The Plan was updated without contractor help and with local jurisdictions updating their areas of responsibility accordingly
- The Plan was simplified in regards to maps. Unless a map was needed for a specific jurisdiction, Countywide maps were used for the 2021 update.

The 2021 Planning Team acknowledges this mitigation plan is a planning document, not a regulatory document. The plan meets Federal Emergency Management Agency (FEMA) planning requirements by addressing hazards, vulnerability and risk.

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1.4 Collin County Hazard Mitigation Action Plan Organization

The Collin County Hazard Mitigation Action Plan is organized into five chapters which satisfy the mitigation requirements in 44 CFR Part 201, with an appendix providing the required supporting documentation.

Chapter One: Introduction

Describes the purpose of the Collin County Hazard Mitigation Action Plan and introduces the mitigation planning process.

Chapter Two: Planning Process

Describes the planning process and organization for each participating jurisdiction, satisfying requirements 201.6(c)(1), 201.6(b)(2), 201.6(b)(1), 201.6(b)(3), 201.6(c)(4)(iii), 201.6(c)(4)(i).

Chapter Three: Hazard Identification and Risk Assessment

Describes the hazards identified, known national extent scales, location of hazards, previous events, and jurisdictional profiles, satisfying requirements 201.6(c)(2)(i), 201.6(c)(2)(ii).

Chapter Four: Previous Action Items

Examines the ability of Collin County and participating jurisdictions to implement and manage a comprehensive mitigation strategy. The past action items are listed with their current status of deferred, in progress, completed or deleted.

Chapter Five: Plan Maintenance

Describes the monitoring, evaluating, updating, plan incorporation, and future public updates for each participating jurisdiction, satisfying requirements 201.6(c)(4)(i), 201.6(c)(4)(ii), 201.6(c)(4)(iii).

Chapter Six: Individual Jurisdictional Annexes

Each participating jurisdiction has written a personalized annex detailing their planning process, hazard analysis, capabilities, mitigation strategies and action items, and maintenance plan.

Appendix A: Documentation from Planning and Public Meetings

1.5 Collin County Hazard Mitigation Strategy Maintenance Process

The Collin County Hazard Mitigation Action Planning Team will continue to collaborate as a planning group and in coordination with other surrounding jurisdictions and the North Central Texas Council of Governments (NCTCOG) Emergency Preparedness Department as needed. Primary Contact will be through emails and conference calls with strategy meetings to occur at least annually. Collin County will lead the plan maintenance and update processes by:



- Assisting jurisdictional Hazard Mitigation Planning Teams in updating their individual contributions to the County HazMAP
- Assisting interested jurisdictions in the County who would like to begin their mitigation planning process
- Facilitating Collin County HazMAP meetings and disseminating information
- Corroborating data for the county-wide sections
- Requesting updates and status-reports on planning mechanisms
- Requesting updates and status reports on mitigation action projects
- Assisting jurisdictions in mitigation grants
- Assisting jurisdictions in implementing mitigation goals and action projects
- Providing mitigation training opportunities
- Maintaining documentation of local adoption resolutions for the County Hazard Mitigation Action Plan

1.6 Collin County Hazard Mitigation Action Plan Adoption

Once the Collin County Hazard Mitigation Action Plan has received FEMA "Approved Pending Local Adoption" each participating jurisdiction will take the Collin County HazMAP to their Commissioner's Courts or City Councils for final public comment and local adoption. A copy of the resolution will be inserted into the Collin County HazMAP and held on file at the North Central Texas Council of Governments.

3.2 Location of Hazards

The following maps illustrate the location of the hazards in Collin County. Maps concerning tornado and hail incidents are in reference to previous events as they have equal potential to occur throughout the county. Winter storms, extreme heat, and drought have potential to occur equally throughout the county and their previous events data is not represented by a map. Likewise, it is assumed that those hazard listed as having equal potential to occur throughout the HazMAP planning area will affect the area as described in each city's critical infrastructure and structure maps G.1-G.6, in section 3.6.

Map Series A Dams/FLOOD ZONES

- Map A.1 Collin County Dams/Floodzones
- Map A.2 City of Allen Dams/Floodzones
- Map A.3 City of Anna Dams/Floodzones
- Map A.4 City of Blue Ridge Dams/Floodzones
- Map A.5 City of Celina Dams/Floodzones
- Map A.6 City of Fairview Dams/Floodzones
- Map A.7 City of Farmersville Dams/Floodzones
- Map A.8 City of Frisco Dams/Floodzones
- Map A.9 City of Josephine Dams/Floodzones
- Map A.10 City of Lavon Dams/Floodzones
- Map A.11 City of Lowry Crossing Dams/Floodzones
- Map A.12 City of Lucas Dams/Floodzones
- Map A.13 City of Melissa Dams/Floodzones
- Map A.14 City of Murphy Dams/Floodzones
- Map A.15 City of New Hope Dams/Floodzones
- Map A.16 City of Parker Dams/Floodzones
- Map A.17 City of Princeton Dams/Floodzones
- Map A.18 City of Prosper Dams/Floodzones
- Map A.19 City of St. Paul Dams/Floodzones
- Map A.20 City of Wylie Dams/Floodzones

Map Series B – Land Use and Critical Infrastructure

- Map B.1 Collin County Land Use and Critical Infrastructure

Map Series C Hail Incident

- Map C.1 Collin County Hail Incidents

Map Series D Tornado Incident

- Map D.1 Collin County Tornado Incidents

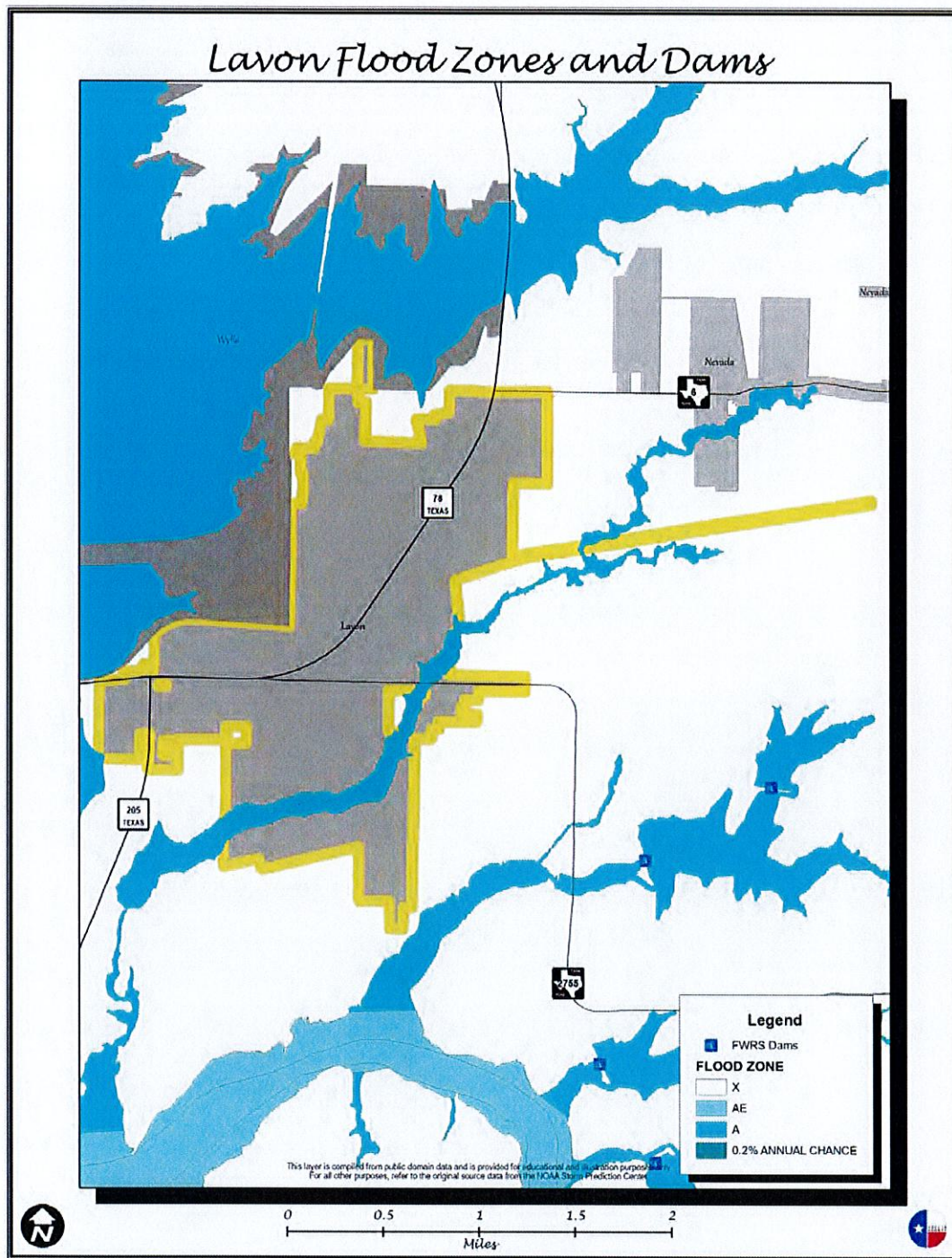
Map Series E Wildfire Risk Assessment

- Map E.1 Collin County Wildfire Threat
- Map E.2 City of Allen Wildfire Threat
- Map E.3 City of Anna Wildfire Threat
- Map E.4 City of Blue Ridge Wildfire Threat

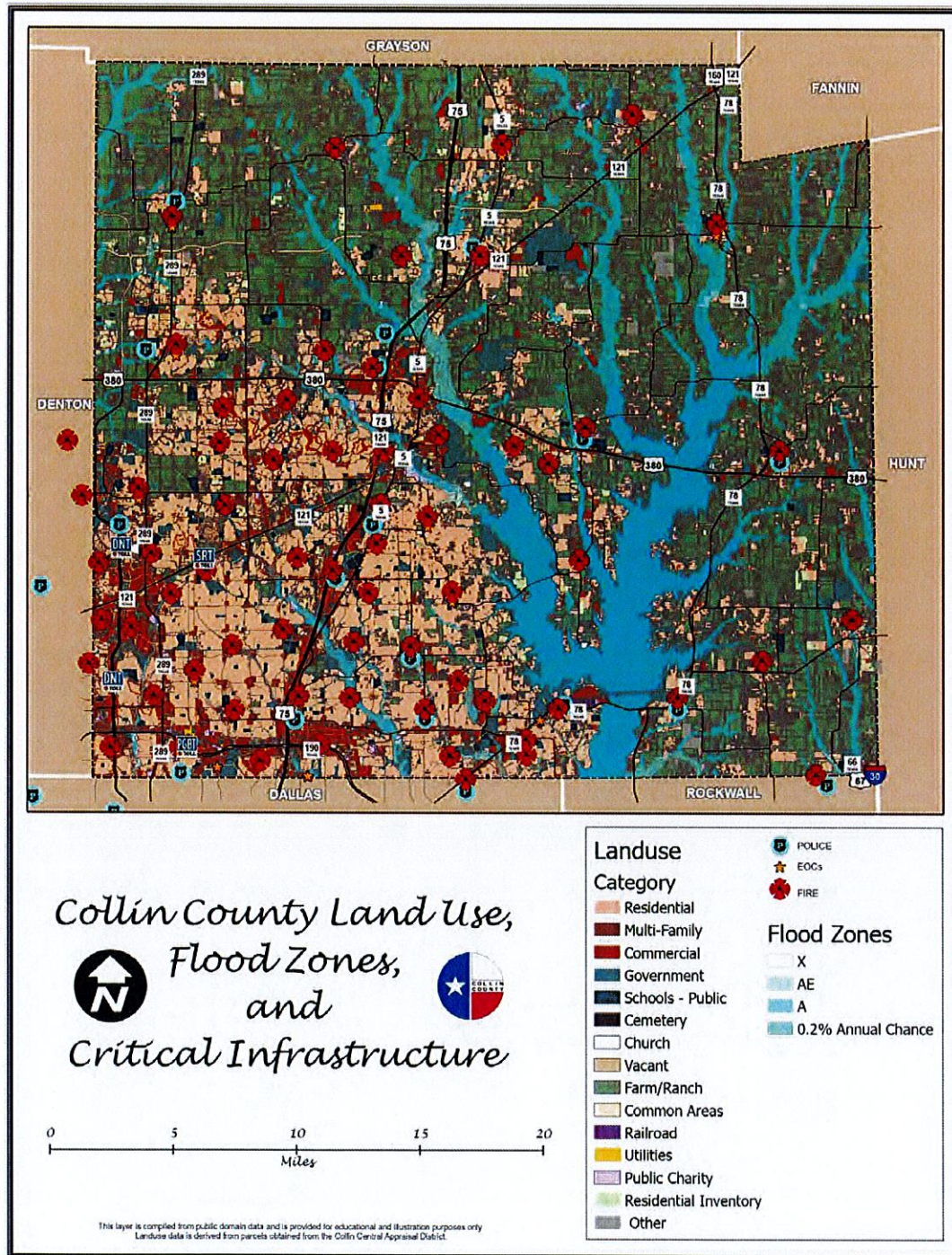
Map E.5 City of Celina Wildfire Threat
Map E.6 City of Fairview Wildfire Threat
Map E.7 City of Farmersville Wildfire Threat
Map E.8 City of Frisco Wildfire Threat
Map E.9 City of Josephine Wildfire Threat
Map E.10 City of Lavon Wildfire Threat
Map E.11 City of Lowry Crossing Wildfire Threat
Map E.12 City of Lucas Wildfire Threat
Map E.13 City of Melissa Wildfire Threat
Map E.14 City of Murphy Wildfire Threat
Map E.15 City of New Hope Wildfire Threat
Map E.16 City of Parker Wildfire Threat
Map E.17 City of Princeton Wildfire Threat
Map E.18 City of Prosper Wildfire Threat
Map E.19 City of St. Paul Wildfire Threat
Map E.20 City of Wylie Wildfire Threat

Map Series F Wildland Urban Interface

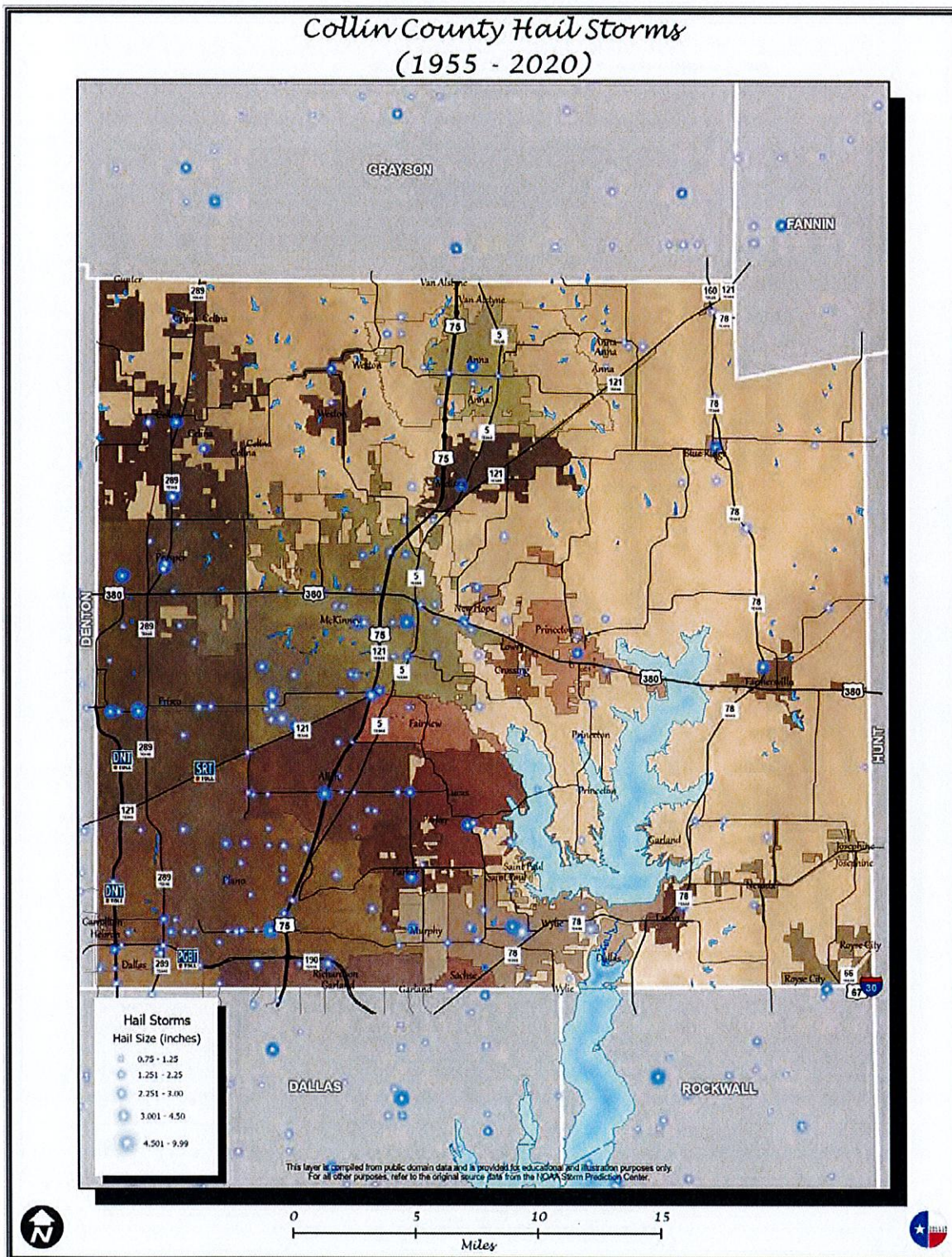
Map F.1 Collin County Wildland Urban Interface
Map F.2 City of Allen Wildland Urban Interface
Map F.3 City of Anna Wildland Urban Interface
Map F.4 City of Blue Ridge Wildland Urban Interface
Map F.5 City of Celina Wildland Urban Interface
Map F.6 City of Fairview Wildland Urban Interface
Map F.7 City of Farmersville Wildland Urban Interface
Map F.8 City of Frisco Wildland Urban Interface
Map F.9 City of Josephine Wildland Urban Interface
Map F.10 City of Lavon Wildland Urban Interface
Map F.11 City of Lowry Crossing Wildland Urban Interface
Map F.12 City of Lucas Wildland Urban Interface
Map F.13 City of Melissa Wildland Urban Interface
Map F.14 City of Murphy Wildland Urban Interface
Map F.15 City of New Hope Wildland Urban Interface
Map F.16 City of Parker Wildland Urban Interface
Map F.17 City of Princeton Wildland Urban Interface
Map F.18 City of Prosper Wildland Urban Interface
Map F.19 City of St. Paul Wildland Urban Interface
Map F.20 City of Wylie Wildland Urban Interface



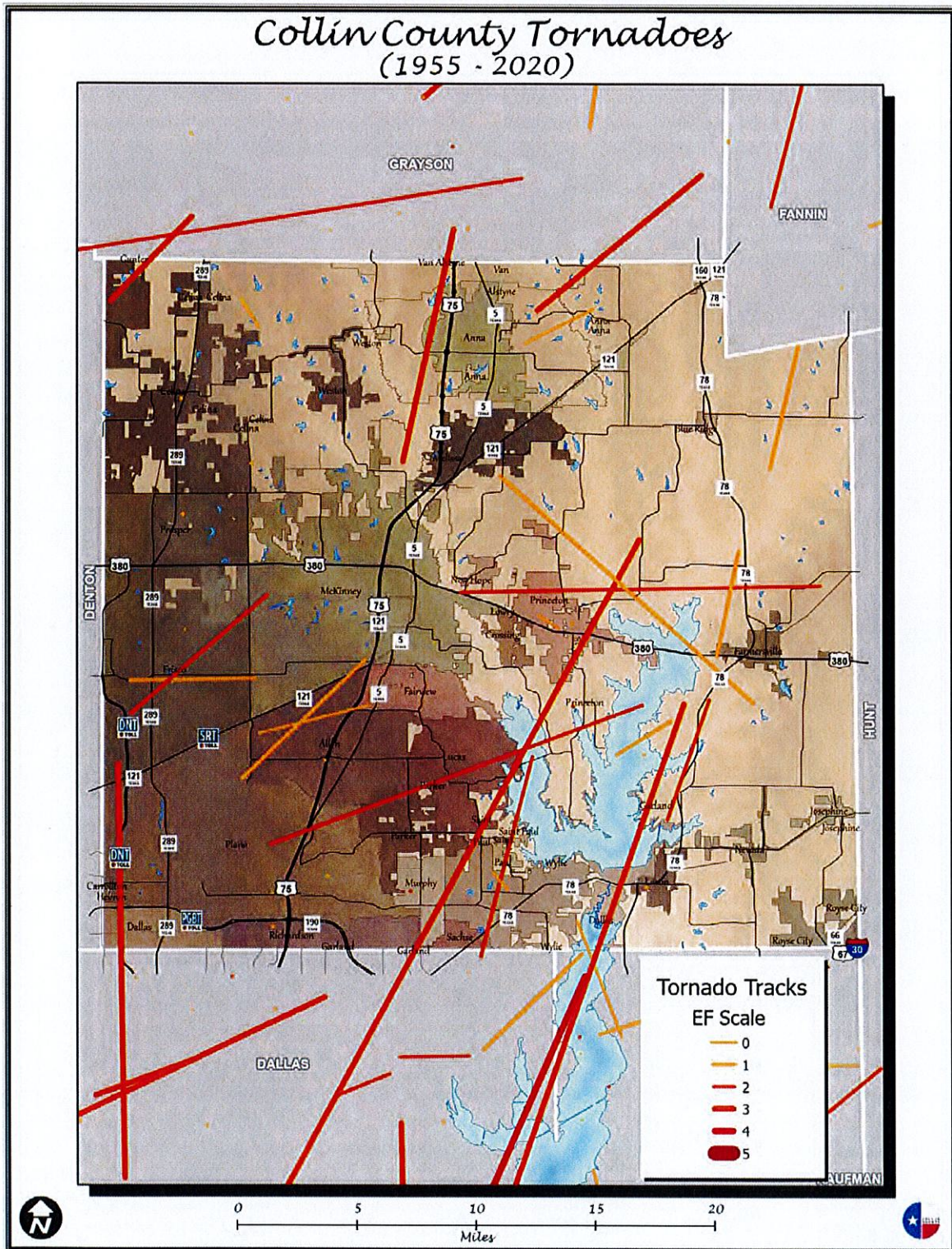
Map Series B – Land Use, Critical Infrastructure, and Flood Zones



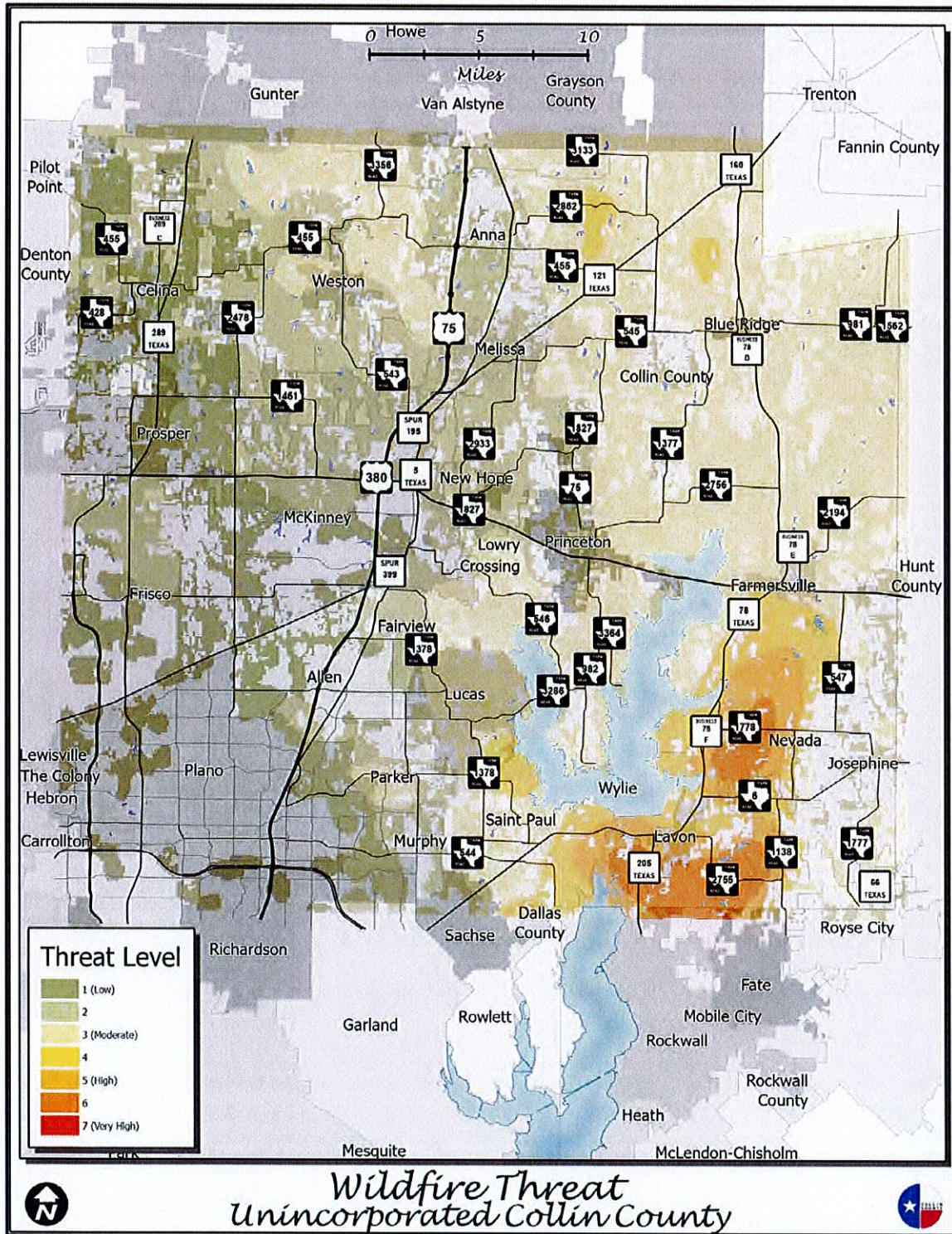
Map Series C – Hail Events

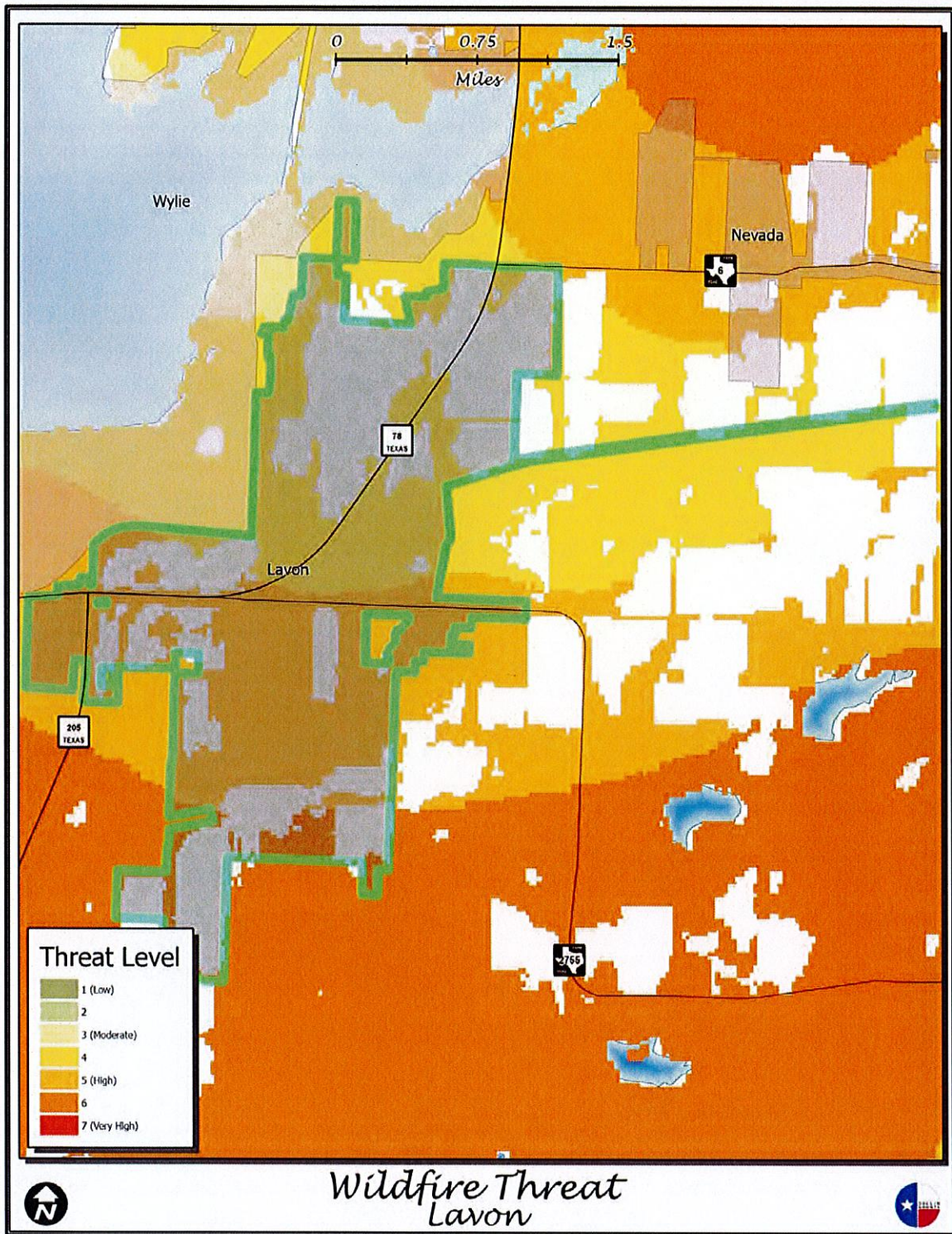


Map Series D – Tornado Events



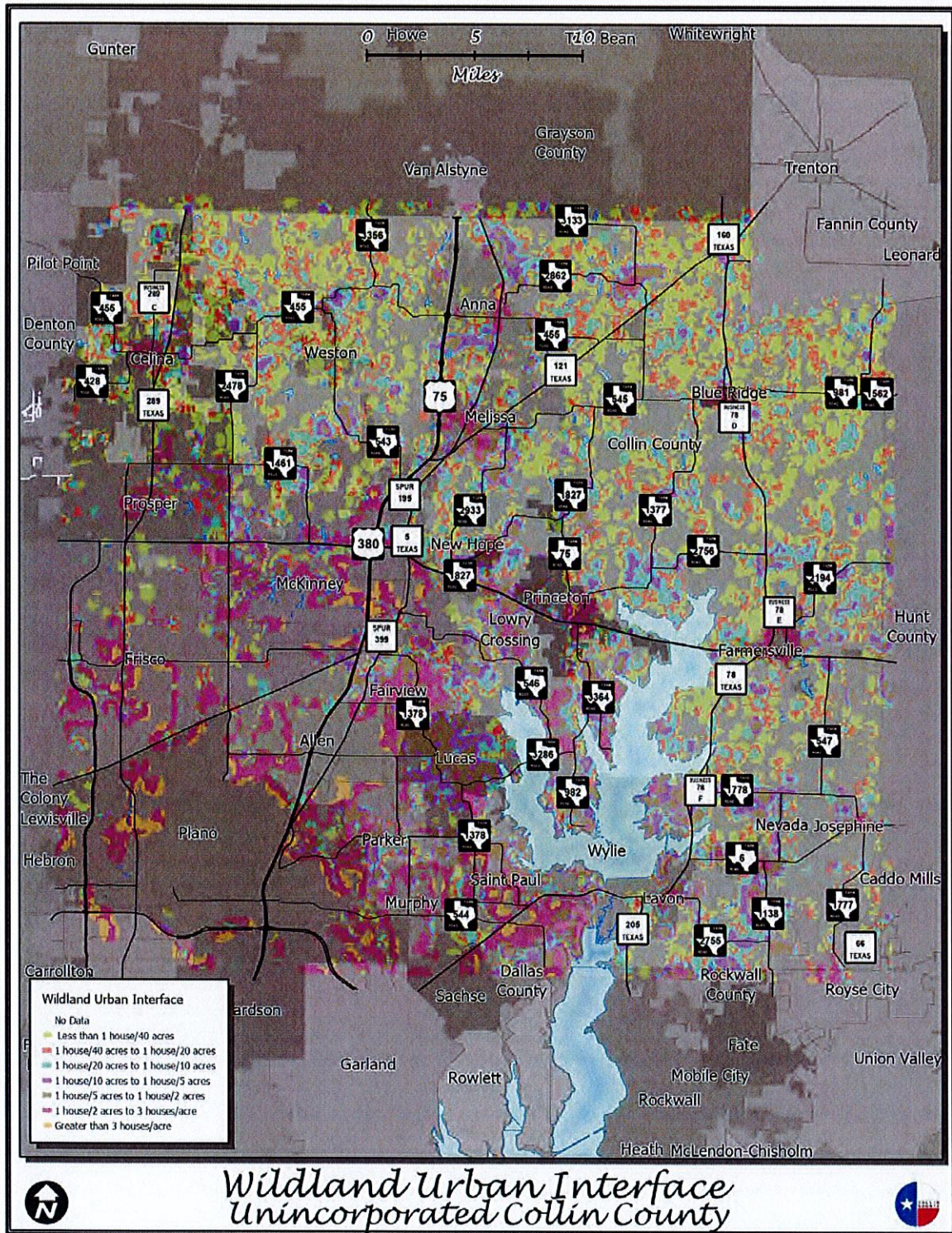
Map Series E – Wildfire Threat

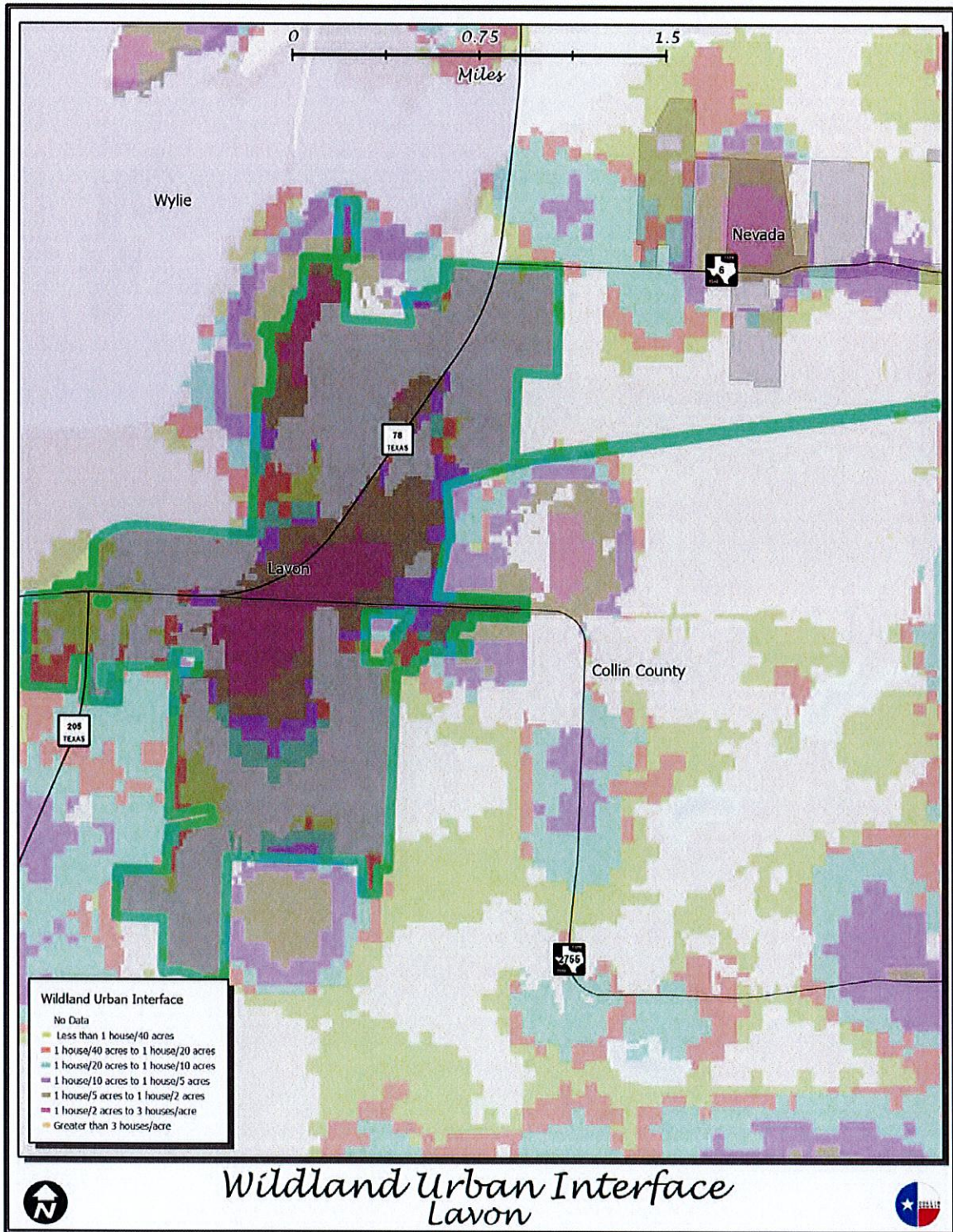




Collin County Hazard Mitigation Action Plan

Map Series F – Wildland Urban Interface





4.10 City of Lavon Action Items: 2016 Plan

Lavon Action Item	Establish an AM radio station to broadcast weather conditions, hazards and road closures. Also will allow for broadcast of watches, warnings, evacuation routes, shelter information, and mitigation information.
Hazard(s) Addressed	Dam Failure, Drought, Earthquake, Expansive Soils, Extreme Heat, Flooding, Hail, High Winds, Lightning, Tornado, Wildfire, Winter Storms
Goal/Objective	1-A
Priority	Medium
Estimated Cost	\$50,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	City Manager's Office
Implementation Schedule	1-2 years
Effect on Old Buildings	Depending on mitigation actions taken for structures, can make existing building safer, stronger and less vulnerable to damages through retrofits
Effect on New Buildings	Depending on mitigation actions taken for structures, can make new building safer, stronger and less vulnerable to damages
Cost Effectiveness	This project's cost effectiveness is in the lives it saves by alerting citizens to take shelter during extreme weather conditions.
Discussion	The AM Radio Station will reduce the threats to the citizens by alerting them to impending severe weather and warn citizens to seek appropriate shelter inside.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Reduce the impact of Severe Heat by utilizing Green Landscaping Roofing on all new city construction.
Hazard(s) Addressed	Extreme Heat
Goal/Objective	2-B, 2-D
Priority	Medium
Estimated Cost	\$50,000
Potential Funding Sources	Local funding, HMGP
Lead Department	Public Works
Implementation Schedule	1-5 years
Effect on Old Buildings	No effect
Effect on New Buildings	The green landscaping will reduce overall effect of extreme heat on buildings, making cooling more efficient and reducing the use of electricity as well as reducing the effects of extreme summer heat on the citizens.
Cost Effectiveness	This project is cost effective in the reduction of hazards to citizens as well as the reduced power and electricity requirements for cooling buildings in summer heat.
Discussion	By utilizing landscaping on the roofs several significant benefits will be utilized. Including, insulation in the facility reducing the need for electricity, reducing the impact of extreme heat on the residents.

Collin County Hazard Mitigation Action Plan

Status	Deferred – included in 2021 Action Items
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Lavon Action Item	Develop and implement a Master Storm Water Drainage Plan for the City.
Hazard(s) Addressed	Flooding
Goal/Objective	2-E
Priority	High
Estimated Cost	\$50,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	1-5 years
Effect on Old Buildings	Improved planning reduces potential flooding impacts
Effect on New Buildings	Mitigates flooding impacts
Cost Effectiveness	This project is extremely cost effective when compared to the property and agriculture/crop damage that will be avoided once the Master Storm Drainage plan enactment begins.
Discussion	There is currently no Master Storm Drainage Plan. By preparing and implementing this plan, it will reduce the occurrence of flash flooding and sudden inundation of areas. It will improve transportation during severe weather. Reduce vulnerabilities to those homeowners who are located in areas outside of flood zones but vulnerable to overflow flooding. And eliminate the rerouting of storm water to unattended areas.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Implement Building Codes requiring New Commercial Facilities to utilize Hail Resistant Roofing Materials.
Hazard(s) Addressed	Hail
Goal/Objective	2-C
Priority	Medium
Estimated Cost	\$5,000-\$10,000
Potential Funding Sources	HMGP, Local budget
Lead Department	Emergency Management
Implementation Schedule	1-5 years
Effect on Old Buildings	Hail resistant roofing and window coverings will significantly mitigate the potential hazards of property damage as well as possible personal injury due to severe storm and hail.
Effect on New Buildings	Reduce impacts of hail on new structures
Cost Effectiveness	The cost effectiveness of the project will be the reduction of damage to property as well as reducing the need for debris disposal after a storm.

Collin County Hazard Mitigation Action Plan

Discussion	The City of Lavon will enact codes for new development and city construction by requiring developers to install hail resistant roofing and window coverings, thus reducing the effect of severe weather and damage.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Retrofit an existing structure or construct a new City Hall built to withstand an EF2 Tornado.
Hazard(s) Addressed	Tornado
Goal/Objective	1-C
Priority	High
Estimated Cost	\$5,000,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	3-5 years
Effect on Old Buildings	No effect on existing buildings unless retrofit
Effect on New Buildings	This would affect the new City Hall building, making it able to withstand an EF2 tornado, mitigating the loss of such critical infrastructure.
Cost Effectiveness	This project is cost effective because the current City Hall building is manufactured and will not withstand an EF2 tornado. City Hall houses many functions, documents, and records, and the potential loss of those greatly outweighs the cost of a new hardened structure.
Discussion	The current City Hall houses Administration, Clerical, Secretary, Devel. Services, Marshal Office, Council Court, PW and all the records are housed. The City Hall facility is currently two manufactured modular trailer buildings. The construction or retrofit of the new City Hall should include a hardened infrastructure to withstand known hazard extent levels.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Retrofit an existing structure or construct a new Public Works office and shop built to withstand a EF2 Tornado
Hazard(s) Addressed	Tornado
Goal/Objective	1-C
Priority	High
Estimated Cost	\$1,000,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	2-4 years
Effect on Old Buildings	No effect on existing buildings unless retrofit

Collin County Hazard Mitigation Action Plan

Effect on New Buildings	This would affect the new Public Works office and shop buildings, making them able to withstand an EF2 tornado, mitigating the loss of such critical infrastructure.
Cost Effectiveness	This project is cost effective because the current Public Works buildings are manufactured and will not withstand an EF2 tornado. These buildings house many functions, documents, and records, and the potential loss of those greatly outweighs the cost of a new hardened structure.
Discussion	The current Public Works office and shop contain all document and vital records. The offices are currently manufactured modular trailer buildings, and these would not withstand an EF2 tornado. In order to mitigate the effects of that hazard, the retrofit or construction of the new Public Works office and shop should include a hardened infrastructure to withstand known hazard extent levels.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Implement a program to inspect and clear excessive brush along high-voltage power lines and surrounding land, reducing the vulnerability to citizens located in potential wildland fire areas.
Hazard(s) Addressed	Wildland Fire
Goal/Objective	2-C
Priority	High
Estimated Cost	\$500,000/year
Potential Funding Sources	Local funding, HMGP
Lead Department	Public Works, Fire Department
Implementation Schedule	1-2 years
Effect on Old Buildings	This would mitigate the effects of wildland fire encroaching upon built up areas for existing construction.
Effect on New Buildings	This would mitigate the effects of wildland fire encroaching upon built up areas for new structures.
Cost Effectiveness	This project's cost effectiveness is seen in the management of wildland fire fuels to significantly reduce the damage or loss of buildings, structures, agriculture products, or homes to wildland fire.
Discussion	Currently the City of Lavon is susceptible to wildland due to the large amounts of family owned and un-maintained land along with the large farming industry. With the clearing of brush around high power voltage lines and surrounding land, this will create a fire break, greatly reducing the hazard and risks associated with possible ignition sources of wildland fire.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Develop and implement a community awareness program utilizing the City's existing communication outlets including the website and newsletter in order to mitigate the effects of wildland fire.
Hazard(s) Addressed	Wildland Fire

Collin County Hazard Mitigation Action Plan

Goal/Objective	4-A, 4-B
Priority	High
Estimated Cost	\$7,000-\$10,000
Potential Funding Sources	City Budget
Lead Department	Development Services
Implementation Schedule	1-5 years
Effect on Old Buildings	This will greatly mitigate the effect of wildland fire on all buildings by increasing mitigation actions through public awareness and education campaigns, especially during periods of low rain and high heat.
Effect on New Buildings	This will greatly mitigate the effect of wildland fire on all buildings by increasing mitigation actions through public awareness and education campaigns, especially during periods of low rain and high heat.
Cost Effectiveness	This project is cost effective when compared to property damage, crop consumption, and potential loss of life that can be attributed to the hazards of wildland fire.
Discussion	The City of Lavon is highly susceptible to the dangers posed by wildland fire. By educating the public, they will be more aware of conditions, hazard assessment, and any applicable codes or burn ban enforcements applied by the city. This will mitigate the hazards associated with wildland fire.
Status	Receive supplies and materials from the NCTCOG KnowWhat2do Program and provide to residents. Continue – will be included in 2021 Plan

Annex J: City of Lavon



1. Introduction

This annex was prepared in 2020 as part of an update to the Collin County Multi-Jurisdictional Hazard Mitigation Action Plan. This plan updates the Lavon hazard mitigation plan submitted to FEMA as part of the 2016 Collin County plan. The City of Lavon participated on the Collin County Hazard Mitigation Planning Team (HMPT) for this update. In addition to the countywide hazards and strategies discussed in the main plan, this annex serves as a complete hazard mitigation planning tool for the City of Lavon. It contains capability assessment information, a specific

vulnerability assessment, and a complete mitigation strategy. The methodology and process for developing this annex are explained throughout the following sections.

2. Plan Development and Adoption Process

In order to apply for federal aid for technical assistance and post-disaster funding, local jurisdictions must comply with Part 201.3 of the Disaster Mitigation Act of 2000 implemented in the Federal Code of Regulations 44 CFR Part 201.6. While the City of Lavon has historically implemented measures to reduce their vulnerability to hazards, passage of DMA 2000 helped Lavon officials recognize the benefits of a long-term approach to hazard mitigation, which achieves a gradual decrease of impacts associated through the implementation of a Hazard Mitigation Plan. Collin County's Hazard Mitigation Action Plan represents the collective efforts of all participating jurisdictions, the general public, and stakeholders.

Organizing the Planning Effort

A comprehensive county approach was taken in developing the plan. An open public involvement process was established for the public, neighboring communities, regional agencies, businesses, academia, etc. to provide opportunities for everyone to become involved in the planning process and to make their views known. The meetings were advertised with notices in public places and online.

In accordance with Part 201.6(c)(5) of the Disaster Mitigation Act of 2000 (DMA 2000), Collin County developed this Hazard Mitigation Action Plan. This plan identifies hazards and mechanisms to minimize future damages associated with these hazards, which threaten Collin County and its jurisdictions.

Existing Data and Plans

Existing hazard mitigation information and other plans were reviewed during the development of the Hazard Mitigation Action Plan. GIS, statistical and qualitative data was gathered through numerous sources. The table below outlines the sources of data for the plan:

Table 2.1 Plan Source Data

Source	Data
City and County Appraisal Data 2020	Population and demographics
Regional Hazard Assessment Tool	Hazard occurrences
National Climatic Data Center (NCDC)	Hazard occurrences
Texas Forest Service/Texas Wildfire Risk Assessment Summary Report	Wildfire Threat and Wildland/Urban Interface
National Inventory of Dams	Dam Information

Planning Committee

This Hazard Mitigation Action Plan was developed by the Lavon Hazard Mitigation Planning Committee, with support of the North Central Texas Council of Governments and in conjunction with the Collin County HMPT. The efforts of the planning committee were coordinated with the HMPT by the Collin County Assistant Emergency Management Coordinator; the City of Lavon acted as the plan development consultant providing hazard mitigation planning services.

The Collin County HMPT was assembled in 2020 with representatives from participating jurisdiction planning committees, including mayors, police chiefs, fire chiefs, and the general public. The table below provides a list of the primary representatives on the Lavon planning committee.

Table 2.2 Hazard Mitigation Committee – Primary Representatives

Representing	Position	Role
Fire Department	Fire Chief	Plan Development
City Council	Councilmember	Plan Development
City Council	Mayor	Plan Development
Police Department	Police Chief	Plan Development
Public Works	Director of Public Works	Plan Development

Collin County served as the coordinator and lead agency for all jurisdictions by accomplishing the following activities through the planning process:

- Assigned the County's Assistant Emergency Management Coordinator to provide technical assistance and necessary data to the planning committee.
- Scheduled, coordinated, and facilitated community meetings with the assistance of the HMPT and the planning committees.
- Provided any necessary materials, handouts, etc. for public planning meetings.
- Worked with the HMPT and planning committees to collect and analyze data and develop goals and implementation strategies.
- Prepared, based on community input and planning team/committee direction, the first draft of the plan and provided technical writing assistance for review, editing and formatting.
- Coordinated with the stakeholders within the jurisdictions and the unincorporated areas of Collin County during plan development.

Each of the individual jurisdictions participated in accomplishing similar activities associated with development of the plan as follows:

- Coordinated input from representatives of neighborhood stakeholder groups and provided a representative to the County HMPT.
- Attended regular meetings of the planning team as coordinated by Collin County.
- Assisted Collin County staff with identifying hazards and estimating potential losses from future hazard events.
- Assisted Collin County in developing and prioritizing mitigation actions to address the identified risks.
- Assisted Collin County in coordinating public meetings to develop the plan.

- Identified the community resources available to support the planning effort.
- Worked for the support of neighborhood stakeholders for the recommendations resulting from the planning process.
- Submitted the proposed plan to all appropriate departments for review and comment and worked with Collin County to incorporate the resulting comments into the proposed plan.

External stakeholders emailed and involved in reviewing the Collin County Hazard Mitigation Action Plan:

Table 2.3 External Stakeholders

Representing	Position	Role
Community ISD	School Board Member	Review of plan
North Texas Municipal Water District	Board Member	Review of plan

Subsequent to the State of Texas and FEMA approval of the plan, each organization above is committed to accomplishing the following activities:

- Appoint members to a coordinating committee to monitor and work toward plan implementation.
- Publicize the plan to neighborhood interests and ensure that new community members are aware of the plan and its contents.
- Monitor progress in achieving the plan's goals through regular maintenance and implementation projects.

Planning Meetings

During the planning process, the HMPT met to obtain relevant information from the participating jurisdictions and to discuss the objectives and progress of the plan. The objectives of these meetings were to gather information and to provide guidance for each jurisdiction throughout the planning stages.

The City of Lavon was provided the plan for update on 8/18/2020 and provided input and updates on April 30, 2021. The city provided updates that included information from multiple departments within the city including council and the fire department.

The following meetings were held by Collin County:

- Collin County Kickoff Meeting – August 12, 2020
- Collin County HazMAP Planning Meeting – Week of 11/05/2020
- Collin County HazMAP Public Meeting – 11/2/2021 at 2PM
- Collin County HazMAP Public Meeting – 01/12/2022

Public Involvement

Support from the community is vital for any successful hazard mitigation plan. The planning committee provided opportunities, announced through public communication means, for public participation and input throughout the planning process prior to this draft and before approval of the finalized plan. Advertisement and sign in sheets for these meetings are located in Appendix A.

- The first public meeting was held on November 2, 2021 at 2PM, and advertised on the Collin County website along with other jurisdictional websites inviting the public, neighboring communities, local business, academia, agencies, and nonprofits to comment. The meeting was held virtually via WebEX.
- A second public meeting was held on January 12, 2022 at 9AM. Announcements were placed on jurisdictions websites, including Collin County inviting the public, neighboring communities, local business, academia, agencies, and nonprofits to view and comment on the HazMAP prior to plan submission.

There were no comments directly related to the mitigation plan received from citizens, non-profits, businesses, academia, or interested parties; therefore, no feedback was incorporated. An additional opportunity for the public to comment on the plan will be held prior to formal plan adoption.

This provided all citizens, stakeholders, neighboring communities, agencies, businesses, academia, non-profit organizations, and all interested parties an opportunity to be involved in the planning process and to take part in the decisions making process that affect the future of the communities that they live in.

3. Jurisdictional Hazard Identification and Risk Assessment

The Hazard Mitigation Planning Committee for the City of Lavon identified several natural and man-made hazards that could affect the city. The committee decided to focus on the natural hazards identified in Section 5 of this update. This was done after reviewing the 2016 HazMAP, the State of Texas Hazard Mitigation Plan, as well as other sources such as federal and state agencies. The hazards were ranked using the Priority Risk Index.

Priority Risk Index

A Priority Risk Index (PRI) was developed with the purpose of categorizing potential hazards for the city of Lavon and ranks each hazard as high, moderate, low, or negligible to no risk. The hazard classification generated through the use of the PRI allows for the prioritization of those high hazard risks for mitigation planning purposes, and more specifically, the identification of hazard mitigation opportunities for Collin County jurisdictions to consider as part of their proposed mitigation strategy.

The PRI is used to assist all jurisdictions participating in the Collin County HazMAP in determining which hazards pose the most significant threat based on a variety of factors. The PRI is not scientifically based, but is rather meant to be utilized as an objective and systematic planning tool for classifying and prioritizing hazard risks in Collin County based on standardized criteria. The PRI results in numerical values that allow identified hazards to be ranked against one another. The sum of all four categories equals the final PRI value, as shown below:

$$\text{PRI Value} = (\text{Probability} \times .30) + (\text{Life Impact} \times .35) + (\text{Property Impact} \times .25) + (\text{Spatial Extent} \times .10)$$

The higher the PRI value, the greater the hazards risk. These values were obtained by assigning varying degrees of risk to four categories for each hazard: Probability, Life Impact, Property Impact, and Spatial Extent (*Table 3.1*). Each category has been assigned an Index Value (0 to 3) and a Weighing Factor (0 – 100%). These values may be adjusted during future plan updates. In order to evaluate the risk of each hazard, the assigned PRI Value for each category is multiplied by the weighing factor. Then, the PRI for each hazard is calculated by adding the product obtained in each category. According to the weighing scheme applied for Collin County, the highest possible PRI value is 3.0. The PRI calculations are presented in *Table 3.2*. *Table 3.1* breaks down the value of each category.

Table 3.1 Priority Risk Index Value

Assigned Weighing Factor	PRI Category	Degree of Risk		
		Level	Criteria	Index Value
30%	Probability	Unlikely	Less than 1% annual probability	0
		Possible	Between 1 and 10% annual probability	1
		Likely	Between 10 and 100% annual probability	2
		Highly Likely	100% annual probability	3
35%	Life Impact	Minor	Very few injuries, if at all none	0
		Limited	Minor Injuries	1
		Critical	Multiple deaths/injuries	2
		Catastrophic	High number of deaths/injuries	3
25%	Property Impact	Minor	Only minor property damage and minimal disruption of life. Temporary shutdown of critical facilities.	0
		Limited	More than 10% of property in affected area damaged/destroyed. Complete shutdown of critical facilities for more than one day.	1
		Critical	More than 25% of property in affected area damaged/destroyed. Complete shutdown of critical facilities for more than one week.	2
		Catastrophic	More than 50% of property in affected area damaged/destroyed. Complete shutdown of critical facilities for 30 days or more.	3
10%	Spatial Extent	Negligible	Less than 1% of area affected	0
		Small	Between 1 and 10% of area affected	1
		Moderate	Between 10 and 50% of area affected	2
		Large	Between 50 and 100% of area affected	3

Table 3.2 Priority Risk Index for the City of Lavon

Hazard	Category/Degree of Risk				
	Probability Index Value (0 - 3 30%)	Life Impact Index Value (0 - 3 35%)	Property Impact Index Value (0 - 3 25%)	Spatial Extent Index Value (0 - 3 10%)	PRI Value 2021
Dam Failure	0	0	1	0	0.25
Drought	2	0	0	3	0.9
Earthquake	0	1	0	1	0.45
Expansive Soils	2	0	0	1	0.7
Extreme Heat	2	1	0	2	1.15
Flooding	1	1	0	1	0.75
Hail	2	0	0	1	0.7
High Winds	2	0	0	2	0.8
Lightning	1	0	0	0	0.3
Tornado	2	2	2	2	2
Wildfire	2	1	2	2	1.65
Winter Storms	2	0	2	3	1.4

The conclusions drawn from the hazard profiling process for the City of Lavon, resulted in the classification of risk for each identified hazard according to four categories: High Risk, Moderate Risk, Low Risk, and Negligible to No Risk (*Table 3.3*). For purposes of these classifications, risk is expressed in relative terms according to the probability of occurrence and estimated impact that a hazard will have on human life and property in the City of Lavon.

Table 3.3 Hazard Rankings for City of Lavon

High Risk (PRI 2 - 3)	Tornado
Moderate Risk (PRI 1.01 -1.9)	Wildfire Winter Storms Extreme Heat
Low Risk (PRI 0.50 – 1)	High Winds Flooding Expansive Soils Hail Drought
Negligible to No Risk (PRI 0 – 0.49)	Earthquake Lightning Dam Failure

Changes in Development and Priorities (Requirement §201.6(d)(3))

In terms of physical development for the City of Lavon, based on 2020 Census estimates the population of Lavon increased 100%, from 2,219 to 4,469. Housing units increased from approximately 775 to 1500.

Vulnerability Narratives

This annex focuses on specific areas of vulnerability the City of Lavon faces with each hazard. The hazards identified in the main plan are all addressed in this annex, therefore the natural hazards rated negligible to no risk are included, described, and considered for mitigation in this plan.

Dam and Levee Failure The City of Lavon is not subject to dam failure because no Dams are located inside the city limits and the city is not vulnerable to a Dam failure that might occur outside the city limits, but as a participant in the county plan inundation studies will be considered.

Drought Drought has the potential to impact the entire planning area equally; all improved property, emergency facilities, critical facilities, critical infrastructure, and the entire population of Lavon are vulnerable to this hazard. Foundations of all buildings are vulnerable; however, older structures, or those built under less stringent foundation code requirements are most vulnerable. Lake Lavon, Lake Texoma, Lake Tawakoni, Lake Fork and the Lake Chapman-Cooper reservoir system are water sources for the City of Lavon and are vulnerable to drought. In turn, the city's population, wildlife and vegetation are vulnerable. Lower income populations who may not have the resources to buy containerized water in the event of a shortage may be more vulnerable than other populations.

Earthquake Earthquakes have the potential to occur anywhere in the geographic planning area, therefore all geographic areas are potentially vulnerable. Buildings constructed under older building codes, aging underground infrastructure, and roads are most vulnerable to damages from seismic activity. However, this hazard was identified as having negligible or no risk to the City of Lavon.

Expansive Soils All property has the potential to be affected by expansive soils, especially those constructed under older building codes.

Extreme Heat The entire population has the potential to be vulnerable to extreme heat. The homeless, very young, elderly, and populations without air conditioning are most vulnerable.

Flooding There are several undersized culverts that need to be upgraded. This makes the City of Lavon at risk for flooding.

Hail The entire geographic planning area, properties, and populations have the potential to be vulnerable to hail. Exposed populations, manufactured homes, and older properties are most vulnerable.

High Winds The entire geographic planning area has the potential to be vulnerable to high winds. Significant vegetative debris generated during high wind events requires removal to keep roads passable. Manufactured homes and exposed populations are most vulnerable.

Lightning All geographic areas, property, and populations in Josephine have the potential to be vulnerable to lightning. Direct strikes have the power to cause significant damage to buildings, critical facilities, infrastructure, and ignition of wildfires which can result in widespread damages to property. The

City of Lavon is at low risk for lightning. Property without lightning protection and exposed populations are most vulnerable.

Tornado The entire geographic planning area has the potential to be vulnerable to tornadoes, with manufactured home populations being most vulnerable.

Wildland Fire All geographic areas in Lavon are susceptible to wildfire, with the most vulnerable structures and populations located in the WUI. 52.46% of the city's population lives in the Wildland Urban Interface, and this area is at a high level of risk according to the Texas Forest Service Wildfire Risk Assessment Summary.

Winter Storms The entire geographic area of Lavon has the potential to be vulnerable to winter storms, with the homeless, elderly, and populations without access to heat being most vulnerable. These winter storms have the potential to make roads impassable for days. Residents may be confined to their homes due to the storm and may be without basic services, such as water and electricity, for an extended period of time.

Identification of Assets and Vulnerability Assessment

An inventory of the City of Lavon geo-referenced assets was created in order to identify and characterize property and population potentially at risk to the identified hazards. By understanding the type and number of assets that exist and where they are located in relation to known hazard areas, the relative risk and vulnerability for such assets can be assessed. For this assessment, five categories of assets were evaluated using Geographic Information System and statistical analysis. The five categories of vulnerable assets include:

- **Population**: Includes the number of people residing in Collin County jurisdictions as delineated by U.S. Census 2020 block data provided by NCTCOG.
- **Improved property**: Includes all developed properties according to local parcel data from the Collin County Central Appraisal District. The information has been expressed in terms of the total assessed value of improvements that may be exposed to the identified hazards.
- **Emergency facilities**: Includes fire stations, police stations and hospitals, provided by the Regional Hazard Assessment Tool, Collin County Emergency Management Coordinator, and participating jurisdictions.
- **Critical facilities**: Includes schools and historic places provided by Regional Hazard Assessment Tool, Collin County Emergency Management Coordinator, and participating jurisdictions. These are non-emergency facilities, but still provide critical services and functions for vulnerable sectors of the population.
- **Critical infrastructure**: Includes airports, natural gas facilities, wastewater facilities, potable water treatment facilities, wastewater treatment facilities, dams, and bridges. Data for all critical facilities was obtained from Regional Hazard Assessment Tool, Collin County Emergency Management Coordinator, and participating jurisdictions.

The following tables provide a breakdown by municipal jurisdiction of the geo-referenced assets that were used for the vulnerability assessment.

Population

According to the 2020 NCTCOG Population Predictions, the total population of the City of Lavon in 2020 was 4,102 people, with 1,610 households. The count breakdown by municipal jurisdiction is provided in *Table 3.4*.

Table 3.4. Population Counts

Jurisdiction	Population			Households		
	Population	% of County Total	Population Density (Sq. Mile)	Household	% of County Total	Household Density (Sq. Mile)
City of Lavon	4,210	0.38%	1354.24	1,500	0.38%	454.55

Source: 2020 NCTCOG Population Estimate & Collin County Appraisal District

Table 3.5 summarizes population counts and population change (absolute and percent predictions for the City of Lavon).

Table 3.5 Population Predictions

Jurisdiction	Population 2010 Census	Population 2018 Estimate	Population 2019 Estimate	Absolute Change 2018-2019	Percent (%) Change 2018-2019
City of Lavon	2,219	3,750	4,090	340	9.07%

Source: 2020 NCTCOG Population Estimate

Property

There are an estimated 2,458 parcels in the City of Lavon, with an estimated \$362,865,134 in total assessed value of, *Table 3.6* lists the total number and percentage of parcels by jurisdiction.

Table 3.6 Parcel Counts and Improvements Value

Jurisdiction	Number of Parcels	% of County Total	Total Assessed Value of Improvements (Buildings) ¹
City of Lavon	2,458	0.26%	\$362,865,134

Source: Collin County Appraisal District 7-2021

Emergency Facilities

There is one identified emergency facility in the City of Lavon, including one fire station, one police station, and no hospitals. *Table 3.7* presents the distribution of emergency facilities by jurisdiction. Geographic coordinates were used to determine the location of each facility.

Table 3.7 Emergency Facilities

Jurisdiction	Number of Fire Stations	Number of Police Stations	Number of Hospitals
City of Lavon	1	1	0

Source: County Data and Regional Hazard Assessment Tool

Critical Facilities

There is one critical facility, which are considered non-emergency in the City of Lavon. The critical facilities include one school and two historical property sites (*Table 3.8*). Geographic coordinates (i.e., latitude and longitude) were used to determine the location of each facility.

Table 3.8 Critical Facilities

Jurisdiction	Schools	Historical Property
City of Lavon	1	2

Source: Local jurisdictions

Critical Infrastructure

There are 4 identified critical infrastructure facilities in the City of Lavon, including no airports, no natural gas facilities, no water treatment facilities, one wastewater treatment facilities, no dams, and 3 railway/highway bridges (*Table 3.9*).

Table 3.9 Critical Infrastructure

Jurisdiction	Airports	Natural Gas Facilities	Wastewater Treatment Facilities	Potable Water Treatment Facilities	Dams	Railway/ Highway Bridges
City of Lavon	0	0	1	0	0	3

Source: Local jurisdictions

Methodology

Based on the type of information available for analysis, the City of Lavon's vulnerability assessment was conducted using two distinct methodologies, a Geographic Information System-based analysis and a statistical risk assessment methodology. Each approach provides estimates for the potential impact of hazards by using a common, systematic framework for evaluation of historical occurrence information provided by National Centers for Environmental Information, the Texas Forest Service, and the FEMA Resilience and Planning Tool. The results of the vulnerability assessment are provided by jurisdiction for each hazard analyzed.

Of the 12 hazards evaluated for the City of Lavon, four were analyzed using a Geographic Information System-based analysis, five using a statistical risk assessment methodology, and the remaining three hazards using a qualitative analysis. Qualitative analysis was used due to lack of information, the inability to define specific areas of risk, and/or inexistence of historical records. Additional information regarding

these hazards is unattainable at the present time; studies to address this data deficiency are noted as action items in this update. *Table 3.10* summarizes the methodology used for each hazard.

Table 3.10 Analysis used for Vulnerability Assessment

Hazard	Geographic Information System-based Analysis	Statistical Analysis	Qualitative Analysis
Dam Failure			X
Drought	X		
Earthquake			X
Expansive Soils			X
Extreme Heat		X	
Flooding	X		
Hail	X		
High Winds		X	
Lightning		X	
Tornado		X	
Wildfire	X		
Winter Storms		X	

Summary of Vulnerability Assessment

A summary of the vulnerability assessment for each hazard using geographic and statistical analysis is presented in the following pages. The detailed assessment is presented in the following sections.

Summary Table 3.11

Drought	
Population	According to National Centers for Environmental Information (NCEI) zero (0) recorded injuries or fatalities have been recorded for drought events. There are no personal losses expected from drought events.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected but financially unknown due to lack of accurate reporting. Historical data indicates that crop losses in the City of Lavon are expected mostly during water shortages, financially unknown due to lack of accurate reporting.
Emergency Facilities	Because of the nature of this hazard, no losses are expected on emergency facilities but foundation issues could occur due to drought events.

Critical Facilities	Because of the nature of this hazard, no losses are expected on critical facilities but foundation issues could occur due to drought events.
Critical Infrastructure	Because of the nature of this hazard, no losses are expected on critical infrastructure but foundation issues and road degradation could occur due to drought events.

Summary Table 3.12

Extreme Heat	
Population	According to National Centers for Environmental Information (NCEI), there were no fatalities recorded due to extreme heat from the City of Lavon. The City of Lavon and its population are vulnerable to this hazard.
Improved Property	According to National Centers for Environmental Information (NCEI), there is little impact of extreme heat to developed areas and the improved property in City of Lavon is not vulnerable to this hazard.
Emergency Facilities	According to National Centers for Environmental Information (NCEI), there is little impact of extreme heat to buildings and the emergency facilities in City of Lavon are not vulnerable to this hazard.
Critical Facilities	According to National Centers for Environmental Information (NCEI), there is little impact of extreme heat to buildings, and the critical facilities in City of Lavon are not vulnerable to this hazard.
Critical Infrastructure	According to National Centers for Environmental Information (NCEI) there is little impact of extreme heat to critical infrastructure, and vulnerability to this hazard is considered minimal in City of Lavon

Summary Table 3.13

Flooding	
Population	Flooding produces an expected annualized count of zero (0) fatalities and injuries per year. Approximately 14 residential parcels in the City of Lavon are located within the 100-year floodplain.
Improved Property	There have been four (4) recorded flood events in the City of Lavon. Property losses are expected but unknown due to inaccurate reporting. No crop losses are expected or recorded county-wide. Approximately \$259,195 of the total assessed value is at risk from the 100-year storm event.
Emergency Facilities	Emergency facilities have the potential to be at risk in the 100-year storm event.
Critical Facilities	Critical facilities have the potential to be at risk in the 100-year storm event.

Critical Infrastructure	Critical Infrastructure have the potential to be at risk in the 100-year storm event.
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Summary Table 3.14

Hail	
Population	According to National Centers for Environmental Information (NCEI), no recorded injuries or fatalities have been recorded for hailstorm events. There are no personal losses expected from hailstorm events.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected at \$7,142.86 per year however these values are underestimated due to lack of accurate reporting. All improved property is vulnerable to this hazard. Although some crops are susceptible to hail hazards, available historical data for City of Lavon indicates that there are no expected crop losses from this event.
Emergency Facilities	Because of the unpredictability of the geographical location of hailstorms, all emergency facilities in City of Lavon are vulnerable to this hazard.
Critical Facilities	Because of the unpredictability of the geographical location of hailstorms, all critical facilities in City of Lavon are vulnerable to this hazard.
Critical Infrastructure	Because of the unpredictability of the geographical location of hailstorms, all critical infrastructures in City of Lavon are vulnerable to this hazard.

Summary Table 3.15

High Wind	
Population	According to National Centers for Environmental Information (NCEI), there are one (1) recorded injury and no recorded fatalities from high wind events. All the population of City of Lavon is vulnerable to this hazard.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected at \$628.57 per year however these values are underestimated due to lack of accurate reporting. No in crop losses resulted from this hazard in City of Lavon.
Emergency Facilities	Because of the expected geographical widespread nature of high winds, all emergency facilities in City of Lavon are vulnerable to this hazard.
Critical Facilities	Because of the expected geographical widespread nature of high winds, all critical facilities in City of Lavon are vulnerable to this hazard.

Critical Infrastructure	Because of the expected geographical widespread nature of high winds, all critical infrastructures in City of Lavon are vulnerable to this hazard.
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Summary Table 3.16

Lightning	
Population	According to National Centers for Environmental Information (NCEI), lightning events can be expected to cause no deaths or injuries in City of Lavon. All the population of City of Lavon is vulnerable to this hazard.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected at \$2,083.33 per year however these values are underestimated due to lack of accurate reporting.
Emergency Facilities	Because of the expected geographical widespread nature of lightning, all emergency facilities in City of Lavon are vulnerable to this hazard.
Critical Facilities	Because of the expected geographical widespread nature of lightning, all critical facilities in City of Lavon are vulnerable to this hazard.
Critical Infrastructure	Because of the expected geographical widespread nature of lightning, all critical infrastructures in City of Lavon are vulnerable to this hazard.

Summary Table 3.17

Tornado	
Population	According to National Centers for Environmental Information (NCEI), there have been no recorded injuries or fatalities from tornado events in City of Lavon. All the population of City of Lavon is exposed and vulnerable to this hazard.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected but unknown due to lack of accurate reporting.
Emergency Facilities	Because of the impossibility to predict the geographical area of impact for tornados, all emergency facilities in City of Lavon are exposed and vulnerable to this hazard.
Critical Facilities	Because of the impossibility to predict the geographical area of impact for tornados, all critical facilities in City of Lavon are exposed and vulnerable to this hazard.
Critical Infrastructure	Because of the impossibility to predict the geographical area of impact for tornados, all critical infrastructures in City of Lavon are exposed and vulnerable to this hazard.

Summary Table 3.18

Wildfire	
Population	Based on geographical data, approximately 52.46% of City of Lavon is vulnerable to wildfires. There have been no recorded injuries or fatalities due to wildfires.
Improved Property	Based on historical data, annual financial losses expected from property loss due to wildfires are unknown due to lack of accurate reporting; therefore, percentage of the overall property improvement values across the City of Lavon are also unknown.
Emergency Facilities	Based on geographic information there are 1 fire stations at risk from wildfire events.
Critical Facilities	Based on geographic information there are no schools at risk from wildfire events.
Critical Infrastructure	Based on geographic information there are 0 bridges, 0 dams, 0 wastewater treatment facility, and 0 water treatment facility at risk from wildfire events.

Summary Table 3.19

Winter Storm	
Population	According to National Centers for Environmental Information (NCEI), there was one (1) county-wide fatality recorded due to winter storms, none from the City of Lavon. All the population of City of Lavon exposed and vulnerable to this hazard.
Improved Property	According to the National Centers for Environmental Information (NCEI), property losses in the City of Lavon are expected but unknown due to lack of reporting however county-wide property loss is estimated at \$116,250 per year. No crop losses are expected from this hazard in City of Lavon.
Emergency Facilities	Because of the expected geographical widespread nature of winter storms, all emergency facilities in City of Lavon are exposed and vulnerable to this hazard.
Critical Facilities	Because of the expected geographical widespread nature of winter storms, all critical facilities in City of Lavon are exposed and vulnerable to this hazard.
Critical Infrastructure	Because of the expected geographical widespread nature of winter storms, all critical infrastructures in City of Lavon are exposed and vulnerable to this hazard.

4. Capability Assessment

The risk assessment and capabilities assessment serves as the foundation for the development of a meaningful hazard mitigation strategy. During the process of identifying specific mitigation actions to pursue, Lavon considered not only its level of hazard risk but also the existing capabilities to minimize or eliminate that risk.

Table 4.1 Legal and Regulatory Capability Summary

Legal and Regulatory Capabilities														
Jurisdiction	Building Code	Zoning Ordinance	Subdivision Ordinance or regulation	Special purpose ordinances (floodplain management, storm water management, hillside or steep slope ordinances wildfire ordinances, hazard setback requirements)	Growth management ordinances (also called "smart Growth" or anti-sprawl programs)	Site Plan review requirements	General or comprehensive plan	A capital improvements plan	An economic development plan	An emergency response plan	A post-disaster recovery plan	A post-disaster recovery ordinance	Real estate disclosure requirements	Other
City of Lavon	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	N	?
Average % Yes Capabilities – 76%														
Y- Yes N- No ?- Don't Know														
76%														

Table 4.2 Administrative and Technical Capability Summary

Administrative and Technical Capabilities											
Jurisdiction	Planner(s) or engineer(s) with knowledge of land development and land management	Engineer(s) or professional(s) trained in construction practices related to buildings and/or infrastructure	Planners or engineer(s) with an understanding of natural and/or human caused hazards	Floodplain manager	Surveyors	Staff with education or expertise to assess the community's vulnerability to hazards	Personnel skilled in GIS	Scientists familiar with the hazards of the community	Emergency manager	Grant writers	% Yes
City of Lavon	Y	Y	Y	Y	N	N	N	N	Y	Y	60%
Average % Yes Capabilities – 60%											
Y- Yes N- No ?- Don't Know											

Table 4.3 Fiscal Capability Summary

Fiscal Capabilities											
Jurisdiction	Community Development Block Grants (CDBG)	Capital improvements project funding	Authority to levy taxes for specific purposes	Fees for water, sewer, gas, or electric service	Impact fees for homebuyers or developers for new developments/homes	Incur debt through general obligation bonds	Incur debt through special tax bonds	Incur debt through private activity bonds	Withhold spending in hazard-prone areas	Other	% Yes
City of Lavon	Y	Y	Y	Y	Y	Y	Y	N	N	?	70%
Average % Yes Capabilities – 70%											
Y- Yes N- No ?- Don't Know											

To quantify Lavon's legal and regulatory capabilities, administrative and technical, and fiscal capabilities, an overall rating system was administered for each category: limited (0-30%), moderate (31-70%), and strong (70-100%). Questionnaire responses indicated that on average, Lavon has 76% of identified legal and regulatory capabilities, 60% of identified administrative and technical capabilities, and 70% of identified fiscal capabilities.

Table 4.4 Administrative Information

Jurisdiction	Chief Administrative Officer	Ability to Implement Capabilities
City of Lavon	Mayor	The city council, including the mayor, mayor pro-tem, and council members, along with the department heads, address the budget; pass laws, regulations, and codes; hire staff; approve plans; and determine the direction of the city overall. As the governing body, the ability to implement and approve mitigation actions and integrate mitigation into existing policies and programs is a function of this group.

Specific actions that can expand and improve existing capabilities, authorities, plans, policies, and resources for mitigation include: budgeting and passing policies and procedures, adopting and implementing stricter mitigation regulations, approving the hiring and training of staff for mitigation activities, and approving mitigation updates and additions to existing plans as new needs are recognized.

5. Mitigation Strategies

Based on the results of the risk and capability assessments, and reviews of the goals and objectives included in the 2021 HazMAP, the City of Lavon Hazard Mitigation Planning Committee developed mitigation strategies for the plan update.

Goal 1 Reduce or eliminate loss of life, injuries and property damage resulting from severe weather events.

Objective 1-A Expand adequate warning and communication before, during, and after a hazard event.

Objective 1-B Expand and coordinate Early Warning Systems currently in use.

Objective 1-C Reduce or eliminate loss of life and property damage from tornados through the construction and use of safe rooms or shelter areas.

Goal 2 Protect existing and new properties from the effects of all natural hazards.

Objective 2-A Conduct studies to determine hazard and vulnerability threat assessment for all natural hazards.

Objective 2-B Rehabilitate or retrofit identified high hazard critical infrastructure.

Objective 2-C Enact and enforce regulatory measures that enforce hazard mitigation measures.

Objective 2-D Construct enhancements or additions to current and new facilities which mitigate the effects of natural hazards.

Objective 2-E Maintain NFIP compliance, storm water management, and implement drainage projects.

Goal 3 Reduce losses and repetitive damages for chronic hazard events.

Objective 3-A Conduct a hazard/vulnerability assessment of personal properties and structures located in flood zones within Lavon.

Objective 3-B Develop and implement a buyout program for those personal properties and structures located in high hazard flood zones starting with those that are most vulnerable to life and property loss.

Objective 3-C Develop and execute new programs which identify and reduce threats from natural hazards.

Goal 4 Develop public education campaigns to disseminate information about actions to mitigate potential loss of life, injuries and property damage resulting from natural hazards.

Objective 4-A Educate the public on risks, threats, and vulnerability from all natural hazards.

Objective 4-B Educate the public on actions they can take to prevent or reduce the loss of life or property from all natural hazards.

Objective 4-C Develop and implement a community education campaign to heighten public awareness about chronic flooding and options for insurance coverage to protect their personal properties as well as long term benefits from a buyout program.

6. Action Items

Below is a list of the new and deferred action items identified for the HazMAP Update. Each of the actions in this section were prioritized based on FEMA's STAPLEE criteria, which includes considering the social, technical, administrative, political, legal, economic and environmental factors necessary for the implementation of each action. As part of the STAPLEE analysis economic considerations were weighed for each action. The STAPLEE was used for the 2016 Plan along with the 2021 Update. Priority rankings are classified as indicated in the table below.

Priority	Description
High	Benefits of mitigating risk of death or severe bodily injury outweigh costs to implement actions rated as high priorities.
Medium	Reducing vulnerability to threats and the resulting improvement in quality of life and peace of mind are benefits for actions rated as medium priorities.
Low	Awareness of low risk/low impact hazards offer benefits of time to assess, plan and integrate low priority mitigation actions as time, need, and funding permit.

City of Lavon Action Items: Modified from 2016 Plan

Lavon Action Item	Employ an automated alert system to broadcast weather conditions, hazards and road closures. Also will allow for broadcast of watches, warnings, evacuation routes, shelter information, and mitigation information.
Hazard(s) Addressed	Dam Failure, Drought, Earthquake, Expansive Soils, Extreme Heat, Flooding, Hail, High Winds, Lightning, Tornado, Wildfire, Winter Storms
Goal/Objective	1-A
Priority	High
Estimated Cost	\$3,000
Potential Funding Sources	City Budget
Lead Department	City Manager's Office
Implementation Schedule	Done
Effect on Old Buildings	Depending on mitigation actions taken for structures, can make existing building safer, stronger and less vulnerable to damages through retrofits
Effect on New Buildings	Depending on mitigation actions taken for structures, can make new building safer, stronger and less vulnerable to damages
Cost Effectiveness	This project's cost effectiveness is in the lives it saves by alerting citizens to take shelter during extreme weather conditions.
Discussion	The automated alert system will reduce the threats to the citizens by alerting them to impending severe weather and warn citizens to seek appropriate shelter inside.
Status	Completed

Lavon Action Item	Reduce the impact of Severe Heat by utilizing Green Landscaping Roofing on all new city construction.
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Hazard(s) Addressed	Extreme Heat
Goal/Objective	2-B, 2-D
Priority	Medium
Estimated Cost	\$50,000
Potential Funding Sources	Local funding, HMGP
Lead Department	Public Works
Implementation Schedule	1-5 years
Effect on Old Buildings	No effect
Effect on New Buildings	The green landscaping will reduce overall effect of extreme heat on buildings, making cooling more efficient and reducing the use of electricity as well as reducing the effects of extreme summer heat on the citizens.
Cost Effectiveness	This project is cost effective in the reduction of hazards to citizens as well as the reduced power and electricity requirements for cooling buildings in summer heat.
Discussion	By utilizing landscaping on the roofs several significant benefits will be utilized. Including, insulation in the facility reducing the need for electricity, reducing the impact of extreme heat on the residents.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Develop and implement a Master Storm Water Drainage Plan for the City.
Hazard(s) Addressed	Flooding
Goal/Objective	2-E
Priority	High
Estimated Cost	\$50,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	1-5 years
Effect on Old Buildings	Improved planning reduces potential flooding impacts
Effect on New Buildings	Mitigates flooding impacts
Cost Effectiveness	This project is extremely cost effective when compared to the property and agriculture/crop damage that will be avoided once the Master Storm Drainage plan enactment begins.
Discussion	There is a Storm Sewer Map currently, but no Master Storm Drainage Plan. By preparing and implementing this plan, it will reduce the occurrence of flash flooding and sudden inundation of areas. It will improve transportation during severe weather. Reduce vulnerabilities to those homeowners who are located in areas outside of flood zones but vulnerable to overflow flooding. And eliminate the rerouting of storm water to unattended areas.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Implement Building Codes requiring New Commercial Facilities to utilize Hail Resistant Roofing Materials to the extent allowed by State law..
Hazard(s) Addressed	Hail
Goal/Objective	2-C
Priority	Medium
Estimated Cost	\$5,000-\$10,000
Potential Funding Sources	HMGP, Local budget
Lead Department	Emergency Management
Implementation Schedule	1-5 years
Effect on Old Buildings	Hail resistant roofing and window coverings will significantly mitigate the potential hazards of property damage as well as possible personal injury due to severe storm and hail.
Effect on New Buildings	Reduce impacts of hail on new structures
Cost Effectiveness	The cost effectiveness of the project will be the reduction of damage to property as well as reducing the need for debris disposal after a storm.
Discussion	The City of Lavon will enact codes for new development and city construction by requiring developers to install hail resistant roofing and window coverings, thus reducing the effect of severe weather and damage.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Retrofit an existing structure or construct a new City Hall built to withstand an EF2 Tornado.
Hazard(s) Addressed	Tornado
Goal/Objective	1-C
Priority	High
Estimated Cost	\$5,000,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	5-10 years
Effect on Old Buildings	No effect on existing buildings unless retrofit
Effect on New Buildings	This would affect the new City Hall building, making it able to withstand an EF2 tornado, mitigating the loss of such critical infrastructure.
Cost Effectiveness	This project is cost effective because the current City Hall building is a renovated historic structure and will not withstand an EF2 tornado. City Hall houses many functions, documents, and records, and the potential loss of those greatly outweighs the cost of a new hardened structure.
Discussion	The current City Hall houses Administration and Finance, Development Services, Building Inspection and Permitting, , Municipal Court and City

	Council Chambers, PW, community meeting rooms, gymnasium and all the records are housed. The City Hall facility is a historic structure. The construction or retrofit of the new City Hall should include a hardened infrastructure to withstand known hazard extent levels.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Retrofit an existing structure or construct a new Public Works office and shop built to withstand a EF2 Tornado
Hazard(s) Addressed	Tornado
Goal/Objective	1-C
Priority	High
Estimated Cost	\$1,000,000
Potential Funding Sources	City Budget, Grant Programs
Lead Department	Department of Public Works
Implementation Schedule	2-4 years
Effect on Old Buildings	No effect on existing buildings unless retrofit
Effect on New Buildings	This would affect the new Public Works office and shop buildings, making them able to withstand an EF2 tornado, mitigating the loss of such critical infrastructure and protecting critical equipment.
Cost Effectiveness	This project is cost effective because the current Public Works building will not withstand an EF2 tornado. The building houses many functions, documents, operations equipment, heavy equipment, and records, and the potential loss of those greatly outweighs the cost of a new hardened structure.
Discussion	The current Public Works building contain operations and heavy equipment. The building would not withstand an EF2 tornado. In order to mitigate the effects of that hazard, the retrofit or construction of the new Public Works office and shop should include a hardened infrastructure to withstand known hazard extent levels.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Implement a program to inspect and clear excessive brush along high-voltage power lines and surrounding land, reducing the vulnerability to citizens located in potential wildland fire areas.
Hazard(s) Addressed	Wildland Fire
Goal/Objective	2-C
Priority	High
Estimated Cost	\$500,000/year
Potential Funding Sources	Local funding, HMGP
Lead Department	Public Works, Fire Department
Implementation Schedule	1-2 years

Effect on Old Buildings	This would mitigate the effects of wildland fire encroaching upon built up areas for existing construction.
Effect on New Buildings	This would mitigate the effects of wildland fire encroaching upon built up areas for new structures.
Cost Effectiveness	This project's cost effectiveness is seen in the management of wildland fire fuels to significantly reduce the damage or loss of buildings, structures, agriculture products, or homes to wildland fire.
Discussion	Currently the City of Lavon is susceptible to wildland fires due to the large amounts of family owned and un-maintained land along with the large farming industry. With the clearing of brush around high power voltage lines and surrounding land, this will create a fire break, greatly reducing the hazard and risks associated with possible ignition sources of wildland fire.
Status	Deferred – included in 2021 Action Items

Lavon Action Item	Develop and implement a community awareness program utilizing the City's existing communication outlets including the website, social media, and newsletter in order to mitigate the effects of wildland fire.
Hazard(s) Addressed	Wildland Fire
Goal/Objective	4-A, 4-B
Priority	High
Estimated Cost	\$7,000-\$10,000
Potential Funding Sources	City Budget
Lead Department	Development Services
Implementation Schedule	1-5 years
Effect on Old Buildings	This will greatly mitigate the effect of wildland fire on all buildings by increasing mitigation actions through public awareness and education campaigns, especially during periods of low rain and high heat.
Effect on New Buildings	This will greatly mitigate the effect of wildland fire on all buildings by increasing mitigation actions through public awareness and education campaigns, especially during periods of low rain and high heat.
Cost Effectiveness	This project is cost effective when compared to property damage, crop consumption, and potential loss of life that can be attributed to the hazards of wildland fire.
Discussion	The City of Lavon is highly susceptible to the dangers posed by wildland fire. By educating the public, they will be more aware of conditions, hazard assessment, and any applicable codes or burn ban enforcements applied by the city. This will mitigate the hazards associated with wildland fire.
Status	Receive supplies and materials from the NCTCOG KnowWhat2do Program and provide to residents. Continue – will be included in 2021 Plan

City of Lavon Action Items: New

City of Lavon Action Item	Implement Hazard Mitigation Education Series to mitigate the impacts of each identified hazard.
Hazard(s) Addressed	Tornado, Hail, Winter Storms, High Winds, Dam Failure, Lightning, Expansive Soils, Extreme Heat, Earthquake, Flooding, Wildfire, Drought
Goal/Objective	4-A, 4-B, 4-C
Priority	High
Estimated Cost	\$10,000
Potential Funding Sources	General Fund, HMGP
Potential Matching Sources	Local funds, in-kind
Lead Department	EMC
Implementation Schedule	9-12 months
Effect on Old Buildings	Depending on mitigation actions taken for structures, can make existing building safer, stronger and less vulnerable to damages through retrofits
Effect on New Buildings	Depending on mitigation actions taken for structures, can make new building safer, stronger and less vulnerable to damages
Cost Effectiveness	Minimal compared to preservation of life safety
Discussion	Public education can help educate the public to reduce personal and property damage during disasters. Program will include information about hazard mitigation

City of Lavon Action Item	Develop and implement an extreme temperature program that establishes heating and cooling centers for vulnerable residents
Hazard(s) Addressed	Extreme Heat, Winter Storms
Goal/Objective	2-A, 2-D, 3-C
Priority	High
Estimated Cost	Current staffing project time/resources
Potential Funding Sources	HMGP, PDM,
Potential Matching Sources	Local funds, donations, in-kind
Lead Department	H.R. Dept.
Implementation Schedule	12 months
Effect on Old Buildings	Could require retrofit to accommodate required space and resources
Effect on New Buildings	May entail enhanced construction materials
Cost Effectiveness	Cost to implement this program is low compared to the benefits of program.

Discussion	Cooling shelters would allow special populations to reduce their vulnerability to extreme heat, as warming centers would aid residents in extreme cold
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City of Lavon Action Item	Implement Individual Tornado Safe Room Rebate Program
Hazard(s) Addressed	High Wind, Tornado
Goal/Objective	1-C
Priority	High
Estimated Cost	Up to \$3,000 per shelter
Potential Funding Sources	HMGP, PDM, Resident Match
Potential Matching Sources	Local Grants, FEMA
Lead Department	EMC
Implementation Schedule	2-3 years
Effect on Old Buildings	Enhance safety of existing residential structures through retrofit
Effect on New Buildings	Enhance safety of new residential structures
Cost Effectiveness	Residential safe room shelters potentially decrease personal injuries and death during severe weather, tornadoes or high wind events.
Discussion	Program would give rebates to residents who purchase and install safe rooms for their homes or properties.

City of Lavon Action Item	Continue to increase outdoor warning siren coverage for new development areas.
Hazard(s) Addressed	Tornado, Wildfire, High Winds, Flooding, Hail, Lightning, Dam Failure
Goal/Objective	1-A, 1-B
Priority	High
Estimated Cost	\$25,000
Potential Funding Sources	General Fund, HMGP, Developer cost
Potential Matching Sources	Local funds, in-kind
Lead Department	EMC
Implementation Schedule	1-2 years
Effect on Old Buildings	None
Effect on New Buildings	None
Cost Effectiveness	High. Cost to implement small compared to benefits
Discussion	Early warning is a key element in keeping citizens that are outdoors notified of hazards. This action item would be specific to installation/placement of new OWS sirens in the jurisdiction.

City of Lavon Action Item	Hire consultant to complete new inundation studies of all high and moderate hazard dams within the county.
Hazard(s) Addressed	Dam Failure, Flood
Goal/Objective	2-A, 3-A
Priority	Medium
Estimated Cost	\$50,000
Potential Funding Sources	HMPG, Watershed Authorities, Dam Sponsors
Potential Matching Sources	Local sponsors, in-kind
Lead Department	Planning
Implementation Schedule	1-2 years
Effect on Old Buildings	Results will determine what mitigation actions are needed to protect existing buildings in inundation zones
Effect on New Buildings	Results will determine what mitigation actions are needed for new buildings in inundation zones
Cost Effectiveness	Low
Discussion	Data deficiency identified in Chapter 3. Identify all structures and infrastructures that would be impacted by a potential dam failure.

City of Lavon Action Item	Develop a Community Wildfire Protection Plan (CWPP)
Hazard(s) Addressed	Wildfire
Goal/Objective	2-A, 3-C
Priority	Medium
Estimated Cost	\$5,000
Potential Funding Sources	TFS Grants,
Potential Matching Sources	Local sponsors, in-kind
Lead Department	Fire Dept.
Implementation Schedule	1-3 years
Effect on Old Buildings	Reduce vulnerability of existing structures to damages or loss from wildfire
Effect on New Buildings	Reduce vulnerability of new structures to damages or loss from wildfire
Cost Effectiveness	CWPPs show city officials where to redouble their efforts in preventing wildfire, saving time and money. Also work to establish urban wildfire interface around new development properties.
Discussion	Identify all structures and infrastructures that would be impacted by a potential wildfire and measures to mitigate vulnerability.

City of Lavon Action Item	Adopt and enforce water conservation measures
Hazard(s) Addressed	Drought, Expansive Soils
Goal/Objective	2-C
Priority	Medium
Estimated Cost	\$10,000
Potential Funding Sources	HMGP, PDM, General Fund
Potential Matching Sources	Local sponsors, in-kind
Lead Department	Public Works
Implementation Schedule	1-2 years
Effect on Old Buildings	Will identify need for retrofits, such as low-flow plumbing
Effect on New Buildings	May require new codes for low-flow plumbing and foundation integrity
Cost Effectiveness	Low cost for effective means of preserving water.
Discussion	Adopt and enforce water restriction ordinances to limit water consumption to mitigate against drought. When water is conserved and not used for landscape during droughts, this would provide water for homeowners to use, through drip irrigation, to keep their foundations at a consistent saturation level, mitigating the impacts of drought and lack of water.

City of Lavon Action Item	Conduct earthquake assessment study to determine potential for earthquakes to affect public facilities and utilities.
Hazard(s) Addressed	2-A
Goal/Objective	Earthquake
Priority	Low
Estimated Cost	\$20,000
Potential Funding Sources	HMGP
Potential Matching Sources	Local Funds
Lead Department	Public Works
Implementation Schedule	1-2 years
Effect on Old Buildings	Results will help identify/define retrofits or additions to reduce vulnerability to earthquakes
Effect on New Buildings	Results will identify/define codes for new construction to reduce vulnerability to earthquakes
Cost Effectiveness	Low
Discussion	Project outputs will guide development of future earthquake mitigation projects.

City of Lavon Action Item	Conduct a soil analysis to determine the scope, impact, and extent of expansive soils
Hazard(s) Addressed	Expansive Soils
Goal/Objective	2-A
Priority	Low
Estimated Cost	\$10,000
Potential Funding Sources	Federal grants, state grants
Potential Matching Sources	Local funds
Lead Department	Emergency management, Public works
Implementation Schedule	1-2 years
Effect on Old Buildings	Study would identify existing construction most at risk for expansive soil damage.
Effect on New Buildings	Study would be used to identify undeveloped areas at risk for expansive soil damage for real estate disclosure.
Cost Effectiveness	High. This study would lead to targeted mitigation projects to lower vulnerability to expansive soils.
Discussion	Study would be used to identify scope, impact, and extent of expansive soils throughout jurisdiction.

City of Lavon Action Item	Hardening of critical public buildings to include installation of generators and other measures necessary to ensure continuous operation.
Hazard(s) Addressed	Flood, Winter Storm, Thunderstorm, Wind, Earthquake
Goal/Objective	
Priority	High
Estimated Cost	\$2,000,000
Potential Funding Sources	FEMA, HMGP, GLO
Potential Matching Sources	Local funds
Lead Department	City Administration, Approved Contractor
Implementation Schedule	1-2 years
Effect on Old Buildings	Significant protection for City Hall, Police Department, Fire Department and other critical public buildings throughout the City.
Effect on New Buildings	Improve effectiveness of new structures and infrastructure.
Cost Effectiveness	High. This reduces the risk to existing and future structures and interruption of critical services.

Discussion	Ensure continuous operation of critical facilities to reduce environmental impacts due to failure to function, reduce threat to public health and safety.
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City of Lavon Action Item	Develop Cybersecurity and Response Plan
Hazard(s) Addressed	Critical information systems for emergency and public safety services, traffic signals, sanitary sewer operations
Goal/Objective	
Priority	High
Estimated Cost	\$20,000
Potential Funding Sources	General Fund
Potential Matching Sources	Local funds
Lead Department	City Administration
Implementation Schedule	1-2 years
Effect on Old Buildings	NA.
Effect on New Buildings	NA
Cost Effectiveness	High. This Plan would provide additional training and resources to prevent cybersecurity incidents
Discussion	Plan would be used to identify vulnerabilities and improvements.

National Flood Insurance Program (NFIP) Compliance

Lavon is participating in the National Flood Insurance Program and has identified their respective areas as vulnerable to flooding. This is incorporated into all current and future planning for dealing with repetitive loss vulnerabilities.

Table 6.1 NFIP Compliance

CID	Community Name	County	Initial FHBM Identified	Initial FIRM Identified	Curr Eff Map Date	Reg-Emer Date	Tribal
481313#	LAVON, CITY OF	COLLIN COUNTY	5/23/1978	4/2/1991	06/02/09(M)	5/13/1991	No

Source: <http://www.fema.gov/cis/TX.html>

Jurisdiction Activities

In order to maintain eligibility with NFIP, jurisdictions are required to maintain their list of properties that hold a policy with NFIP, along with up-to-date maps of the floodplains in the jurisdictions. Each jurisdiction participating in the Collin County Hazard Mitigation Action Plan completes this basic requirement and has the information on file with the jurisdiction's designated floodplain manager. Using this plan, participating jurisdictions will be able to continue their compliance with NFIP by implementing damage control measures and take action to minimize the effects of flooding in their respective jurisdictions.

Table 6.2 NIFP Activity

Jurisdiction	Community Floodplain Administrator	NFIP Activity	Activity Description	Enforcement
City of Lavon	City Engineer	Complete and maintain FEMA elevation certificates for pre-FIRM and or post-FIRM buildings	Permits are issued through the City Services office. The City of Lavon requires 2 feet of freeboard above the base flood elevation for the top of bottom floor on residential structures and non-residential structures that will be built on properties created or platted after the effective date of the Flood Damage Prevention Ordinance.	NFIP compliance is implemented and enforced through a process of floodplain identification using FEMA floodplain maps, permit issuance, building requirements, and compliance inspections pending approval. Failure to comply with City's flood damage prevention order shall result in fines up to \$500 per violation plus court costs.
		Floodplain development permits	Permits are required for any new construction in a floodplain.	
		Participate with FEMA in identifying Special Flood Hazard Areas for future FIRM maps	The City of Lavon participates in Risk Assessment, Mapping and Planning Partners (RAMPP) meetings held by FEMA and/or their contractors to better identify areas that are flood prone that are not shown on current Flood Insurance Rate Maps.	
		Take action to minimize the effects of flooding on people, property, and building contents through measures including flood warning, emergency response, and evacuation planning	City public works department installs signs at low water crossings.	
		Future Mitigation Projects	The City of Lavon will continue to monitor for new areas of flooding that have not been previously identified for mitigation.	

LOCAL MITIGATION PLAN REVIEW TOOL

The *Local Mitigation Plan Review Tool* demonstrates how the Local Mitigation Plan meets the regulation in 44 CFR §201.6 and offers States and FEMA Mitigation Planners an opportunity to provide feedback to the community.

- The [Regulation Checklist](#) provides a summary of FEMA's evaluation of whether the Plan has addressed all requirements.
- The [Plan Assessment](#) identifies the plan's strengths as well as documents areas for future improvement.
- The [Multi-jurisdiction Summary Sheet](#) is an optional worksheet that can be used to document how each jurisdiction met the requirements of the each Element of the Plan (Planning Process; Hazard Identification and Risk Assessment; Mitigation Strategy; Plan Review, Evaluation, and Implementation; and Plan Adoption).

The FEMA Mitigation Planner must reference this *Local Mitigation Plan Review Guide* when completing the *Local Mitigation Plan Review Tool*.

Jurisdiction: Collin County	Title of Plan: Colin County Hazard Mitigation Plan	Date of Plan: December 2021
Local Point of Contact: Randall Gurney	Address:	
Title: AEMC		
Agency: Collin County OEM		
Phone Number: 972-548-5581	E-Mail: rgurney@co.collin.tx.us	

State Reviewer: Brian Hurtuk	Title: Hazard Mitigation Planner	Date: 3/8/2022
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FEMA Reviewer: David Freeborn	Title: Community Planner	Date: June 15, 2022
Date Received in FEMA Region 6	June 14, 2022	
Plan Not Approved		
Plan Approvable Pending Adoption		
Plan Approved	June 15, 2022	

LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 1: REGULATION CHECKLIST

INSTRUCTIONS: The Regulation Checklist must be completed by FEMA. The purpose of the Checklist is to identify the location of relevant or applicable content in the Plan by Element/sub-element and to determine if each requirement has been 'Met' or 'Not Met.' The 'Required Revisions' summary at the bottom of each Element must be completed by FEMA to provide a clear explanation of the revisions that are required for plan approval. Required revisions must be explained for each plan sub-element that is 'Not Met.' Sub-elements should be referenced in each summary by using the appropriate numbers (A1, B3, etc.), where applicable. Requirements for each Element and sub-element are described in detail in this *Plan Review Guide* in Section 4, Regulation Checklist.

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
ELEMENT A. PLANNING PROCESS			
A1. Does the Plan document the planning process, including how it was prepared and who was involved in the process for each jurisdiction? (Requirement §201.6(c)(1))	<i>Pdf page numbers</i> pp. 12-13, 291-292, 331-334, 371-374, 406-409, 443-446, 480-483, 517-520, 557-561, 592-595, 628-631, 663-666, 697-700, 737-740, 776-779, 815-818, 852-855, 888-891, 926-929, 963-966, 1005-1008, 1040-1044	X	
A2. Does the Plan document an opportunity for neighboring communities, local and regional agencies involved in hazard mitigation activities, agencies that have the authority to regulate development as well as other interests to be involved in the planning process? (Requirement §201.6(b)(2))	pp. 293, 331-333, 372-373, 407-408, 444-445, 481-482, 518-519, 559-560, 592-594, 629-630, 664-665, 698-699, 738-739, 777-778, 817, 853-855, 889-890, 927-929, 964-965, 1006-1007	X	
A3. Does the Plan document how the public was involved in the planning process during the drafting stage? (Requirement §201.6(b)(1))	pp. 12, 293-294, 331-334, 374, 408-409, 445-446, 482-483, 519-520, 560-561, 594-595, 630-631, 665-666, 700, 739-740, 778-779, 817-818, 855, 890-891, 929, 965-965, 1007-1008, 1040-1044	X	
A4. Does the Plan describe the review and incorporation of existing plans, studies, reports, and technical information? (Requirement §201.6(b)(3))	pp. 12-13, 291, 331, 371-372, 406-407, 443, 480-481, 517, 558, 592, 628, 663-664, 697-698, 738, 776, 815-816, 853, 888-889, 926-927, 963, 1005	X	

LOCAL MITIGATION PLAN REVIEW TOOL

A5. Is there discussion of how the community(ies) will continue public participation in the plan maintenance process? (Requirement §201.6(c)(4)(iii))	pp. 288, 328-329, 370, 404-405, 442, 479, 516, 591, 627, 662, 696, 736, 775, 814, 851, 887, 925, 962, 1004, 1039	X	
A6. Is there a description of the method and schedule for keeping the plan current (monitoring, evaluating and updating the mitigation plan within a 5-year cycle)? (Requirement §201.6(c)(4)(i))	pp. 287, 327, 368, 403, 440, 477, 514, 555, 590, 624-624, 660, 694, 734, 773-774, 812-813, 849, 885, 923-924, 960, 1002, 1037	X	
<u>ELEMENT A: REQUIRED REVISIONS</u>			

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
<u>ELEMENT B. HAZARD IDENTIFICATION AND RISK ASSESSMENT</u>			
B1. Does the Plan include a description of the type, location, and extent of all natural hazards that can affect each jurisdiction(s)? (Requirement §201.6(c)(2)(i))	pp. 14-98	X	
B2. Does the Plan include information on previous occurrences of hazard events and on the probability of future hazard events for each jurisdiction? (Requirement §201.6(c)(2)(i))	pp. 14-98, 105-107, 109-111, 122-132, 134, 138, 140-161, 162-164, 165-166, 167-169, 171, 295-301, 336-337, 376-377, 411-412, 449, 485, 523, 564, 635, 669, 742-743, 782, 821, 858, 893-894, 931, 968, 1011	X	
B3. Is there a description of each identified hazard's impact on the community as well as an overall summary of the community's vulnerability for each jurisdiction? (Requirement §201.6(c)(2)(ii))	pp. 107-174, 298-308, 338-352, 378-387, 412-422, 451-460, 486-496, 528-536, 567-577, 598-607, 635-643, 669-678, 705-716, 743-753, 783-794, 822-830, 859-867, 894-904, 933-942, 969-980, 1012-1021	X	
B4. Does the Plan address NFIP insured structures within the jurisdiction that have been repetitively damaged by floods? (Requirement §201.6(c)(2)(ii))	pp. 116-121	X	
<u>ELEMENT B: REQUIRED REVISIONS</u>			

LOCAL MITIGATION PLAN REVIEW TOOL

1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)	Location in Plan (section and/or page number)	Met	Not Met
ELEMENT C. MITIGATION STRATEGY			
C1. Does the plan document each jurisdiction's existing authorities, policies, programs and resources and its ability to expand on and improve these existing policies and programs? (Requirement §201.6(c)(3))	pp. 309-311, 353-355, 387-390, 423-425, 461-463, 498-500, 536-539, 578-580, 607-610, 644-646, 679-681, 717-719, 754-757, 795-797, 831-833, 868-870, 905-907, 943-945, 981-983, 1021-1024	X	
C2. Does the Plan address each jurisdiction's participation in the NFIP and continued compliance with NFIP requirements, as appropriate? (Requirement §201.6(c)(3)(ii))	pp. 286, 309-310, 324-326, 366-367, 401-402, 423-424, 438-439, 475-476, 512-513, 553-554, 589, 624, 658-659, 692-693, 732-733, 771-772, 810-811, 847-848, 883-884, 921-923, 958-959, 1000-1001, 1035-1036	X	
C3. Does the Plan include goals to reduce/avoid long-term vulnerabilities to the identified hazards? (Requirement §201.6(c)(3)(i))	pp. 3, 312, 356, 391, 426, 464, 501, 540, 581, 611, 647, 682, 720, 758, 798-799, 834, 871, 908, 946, 984, 1025	X	
C4. Does the Plan identify and analyze a comprehensive range of specific mitigation actions and projects for each jurisdiction being considered to reduce the effects of hazards, with emphasis on new and existing buildings and infrastructure? (Requirement §201.6(c)(3)(ii))	pp. 318-324, 361-365, 397-400, 432-437, 469-474, 507-511, 547-552, 583-588, 617-662, 653-658, 687-692, 726-732, 765-771, 805-810, 841-846, 878-882, 914-920, 952-957, 993-999, 1030-1034	X	
C5. Does the Plan contain an action plan that describes how the actions identified will be prioritized (including cost benefit review), implemented, and administered by each jurisdiction? (Requirement §201.6(c)(3)(iv)); (Requirement §201.6(c)(3)(iii))	pp. 313, 318-324, 357, 361-365, 392, 397-400, 427, 465, 469-474, 507-511, 541, 547-552, 582-588, 612, 617-662, 648, 653-685, 683, 687-692, 721, 726-732, 759, 765-771, 799, 805-810, 835, 841-846, 872, 878-882, 909, 914-920, 947, 952-957, 985, 993-999, 1026, 1030-1034	X	

LOCAL MITIGATION PLAN REVIEW TOOL

C6. Does the Plan describe a process by which local governments will integrate the requirements of the mitigation plan into other planning mechanisms, such as comprehensive or capital improvement plans, when appropriate? (Requirement §201.6(c)(4)(ii))	pp. 12-13, 288, 327-328, 369-370, 403-404, 441, 478-479, 515-516, 555-556, 591, 626-627, 661-662, 694, 735, 774-775, 813-814, 850, 885-886, 924-925, 961-962, 1003, 1038-1039	X	
ELEMENT C: REQUIRED REVISIONS			
1. REGULATION CHECKLIST Regulation (44 CFR 201.6 Local Mitigation Plans)		Location in Plan (section and/or page number)	Met Not Met
ELEMENT D. PLAN REVIEW, EVALUATION, AND IMPLEMENTATION (applicable to plan updates only)			
D1. Was the plan revised to reflect changes in development? (Requirement §201.6(d)(3))	pp. 108, 297, 337, 378, 412, 451, 488, 524, 524, 567, 636, 670, 706, 745, 826, 864, 900, 937, 974, 1017	X	
D2. Was the plan revised to reflect progress in local mitigation efforts? (Requirement §201.6(d)(3))	pp. 175-285, 313-318, 357-361, 392-397, 427-432, 465-469, 502-506, 541-546, 582-583, 612-617, 648-652, 683-687, 721-726, 759-765, 799-805, 835-841, 872-877, 909-914, 947-952, 985-993, 1026-1030	X	
D3. Was the plan revised to reflect changes in priorities? (Requirement §201.6(d)(3))	pp. 3, 297,	X	
ELEMENT D: REQUIRED REVISIONS			
ELEMENT E. PLAN ADOPTION			
E1. Does the Plan include documentation that the plan has been formally adopted by the governing body of the jurisdiction requesting approval? (Requirement §201.6(c)(5))		N/A	
E2. For multi-jurisdictional plans, has each jurisdiction requesting approval of the plan documented formal plan adoption? (Requirement §201.6(c)(5))	pp. 1	X	
ELEMENT E: REQUIRED REVISIONS E2: The adoption documentation for Collin County has been received. The other jurisdictions must provide documentation once their governing bodies have adopted the plan. .			
ELEMENT F. ADDITIONAL STATE REQUIREMENTS (optional for State reviewers only; not to be completed by FEMA)			
F1.			
F2.			
ELEMENT F: REQUIRED REVISION			

LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 2: PLAN ASSESSMENT

INSTRUCTIONS: The purpose of the Plan Assessment is to offer the local community more comprehensive feedback to the community on the quality and utility of the plan in a narrative format. The audience for the Plan Assessment is not only the plan developer/local community planner, but also elected officials, local departments and agencies, and others involved in implementing the Local Mitigation Plan. The Plan Assessment must be completed by FEMA. The Assessment is an opportunity for FEMA to provide feedback and information to the community on: 1) suggested improvements to the Plan; 2) specific sections in the Plan where the community has gone above and beyond minimum requirements; 3) recommendations for plan implementation; and 4) ongoing partnership(s) and information on other FEMA programs, specifically Risk MAP and Hazard Mitigation Assistance programs. The Plan Assessment is divided into two sections:

1. Plan Strengths and Opportunities for Improvement
2. Resources for Implementing Your Approved Plan

Plan Strengths and Opportunities for Improvement is organized according to the plan Elements listed in the Regulation Checklist. Each Element includes a series of italicized bulleted items that are suggested topics for consideration while evaluating plans, but it is not intended to be a comprehensive list. FEMA Mitigation Planners are not required to answer each bullet item and should use them as a guide to paraphrase their own written assessment (2-3 sentences) of each Element.

The Plan Assessment must not reiterate the required revisions from the Regulation Checklist or be regulatory in nature and should be open-ended and to provide the community with suggestions for improvements or recommended revisions. The recommended revisions are suggestions for improvement and are not required to be made for the Plan to meet Federal regulatory requirements. The italicized text should be deleted once FEMA has added comments regarding strengths of the plan and potential improvements for future plan revisions. It is recommended that the Plan Assessment be a short synopsis of the overall strengths and weaknesses of the Plan (no longer than two pages), rather than a complete recap section by section.

Resources for Implementing Your Approved Plan provides a place for FEMA to offer information, data sources and general suggestions on the overall plan implementation and maintenance process. Information on other possible sources of assistance including, but not limited to, existing publications, grant funding or training opportunities, can be provided. States may add state and local resources, if available.

LOCAL MITIGATION PLAN REVIEW TOOL

A. Plan Strengths and Opportunities for Improvement

This section provides a discussion of the strengths of the plan document and identifies areas where these could be improved beyond minimum requirements.

Element A: Planning Process

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Element B: Hazard Identification and Risk Assessment

On page 486 (F-485) the plan states that “we are unaware of any significant structures upstream from our jurisdiction which could potentially cause harm within our jurisdiction.” This sentence is somewhat confusing and should be clarified.

Element C: Mitigation Strategy

One of the actions for Lavon (Hardening of critical facilities) is listed as being for Thunderstorm. Since this hazard was not profiled in the plan and generally is an umbrella hazard (wind, rain, lightning, or hail) it was impossible to determine what hazards the action is intended to address. Lowry Crossing has an action for Severe Storms that has a similar problem. It is unknown what this hazard is as it was not profiled in the plan.

Element D: Plan Update, Evaluation, and Implementation (Plan Updates Only)

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B. Resources for Implementing Your Approved Plan

This section provides examples of possible resources plan implementation.

Ideas may be offered on moving the mitigation plan forward and continuing the relationship with key mitigation stakeholders such as the following:
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- | |
|---|
| <ul style="list-style-type: none">• What FEMA assistance (funding) programs are available (for example, Hazard Mitigation Assistance (HMA)) to the jurisdiction(s) to assist with implementing the mitigation actions?• What other Federal programs (National Flood Insurance Program (NFIP), Community Rating System (CRS), Risk MAP, etc.) may provide assistance for mitigation activities?• What publications, technical guidance or other resources are available to the jurisdiction(s) relevant to the identified mitigation actions?• Are there upcoming trainings/workshops (Benefit-Cost Analysis (BCA), HMA, etc.) to assist the jurisdictions(s)?• What mitigation actions can be funded by other Federal agencies (for example, U.S. Forest Service, National Oceanic and Atmospheric Administration (NOAA), Environmental Protection Agency (EPA) Smart Growth, Housing and Urban Development (HUD) Sustainable Communities, etc.) and/or state and local agencies? |
|---|

FEMA Mitigation grants are available to eligible applicants. Search grants.gov for additional resources for implementing mitigation actions.
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LOCAL MITIGATION PLAN REVIEW TOOL

SECTION 3:

MULTI-JURISDICTION SUMMARY SHEET (OPTIONAL)

INSTRUCTIONS: For multi-jurisdictional plans, a Multi-jurisdiction Summary Spreadsheet may be completed by listing each participating jurisdiction, which required Elements for each jurisdiction were 'Met' or 'Not Met,' and when the adoption resolutions were received. This Summary Sheet does not imply that a mini-plan be developed for each jurisdiction; it should be used as an optional worksheet to ensure that each jurisdiction participating in the Plan has been documented and has met the requirements for those Elements (A through E).

MULTI-JURISDICTION SUMMARY SHEET												
#	Jurisdiction Name	Jurisdiction Type (city/borough/ township/ village, etc.)	Plan POC	Mailing Address	Email	Phone	Requirements Met (Y/N)					
							<u>A.</u> <u>Planning</u> <u>Process</u>	<u>B.</u> <u>Hazard</u> <u>Identification</u> <u>& Risk</u> <u>Assessment</u>	<u>C.</u> <u>Mitigation</u> <u>Strategy</u>	<u>D.</u> <u>Plan Review,</u> <u>Evaluation &</u> <u>Implementation</u>	<u>E.</u> <u>Plan</u> <u>Adoption</u>	<u>F.</u> <u>State</u> <u>Require-</u> <u>ments</u>
1	Collin County						Y	Y	Y	Y	Y	
2	Allen						Y	Y	Y	Y	N	
3	Anna						Y	Y	Y	Y	N	
4	Blue Ridge						Y	Y	Y	Y	N	
5	Celina						Y	Y	Y	Y	N	
6	Fairview						Y	Y	Y	Y	N	
7	Farmersville						Y	Y	Y	Y	N	
8	Frisco						Y	Y	Y	Y	N	
9	Josephine						Y	Y	Y	Y	N	
10	Lavon						Y	Y	Y	Y	N	
11	Lowry Crossing						Y	Y	Y	Y	N	
12	Lucas						Y	Y	Y	Y	N	
13	Melissa						Y	Y	Y	Y	N	
14	Murphy						Y	Y	Y	Y	N	
15	New Hope						Y	Y	Y	Y	N	

LOCAL MITIGATION PLAN REVIEW TOOL

16	Parker						Y	Y	Y	Y	N	
17	Princeton						Y	Y	Y	Y	N	
18	Prosper						Y	Y	Y	Y	N	
19	St Paul						Y	Y	Y	Y	N	
20	Wylie						Y	Y	Y	Y	N	



FEMA

June 15, 2022

Jasper Cooke, Hazard Mitigation Section Chief
Texas Division of Emergency Management
P.O. Box 15467
Austin, TX 78761

RE: Approval of the Collin County, Texas Multi-Jurisdiction Hazard Mitigation Plan

Dear Mr. Cooke:

This office has concluded its review of the referenced plan and we are pleased to provide our approval of this plan in meeting the criteria set forth by 44 CFR § 201.6. By receiving this approval, eligibility for the Hazard Mitigation Assistance Grants will be ensured for five years from the date of this letter, expiring on June 14, 2027.

This approval does not demonstrate approval of projects contained in the plan. This office has provided the enclosed Local Hazard Mitigation Planning Tool with reviewer's comments, to further assist the community in refining the plan going forward. Please advise the referenced community of this approval.

If you have any questions, please contact David Freeborn, HM Community Planner, at (940) 898-5323.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald C. Wanhanen".

Ronald C. Wanhanen
Chief, Risk Analysis Branch

Enclosures: Approved Participants

Approved Participants

Attached is the list of approved participating governments included in the June 15, 2022 review of the referenced Hazard Mitigation plan.

Community Name

- | |
|------------------|
| 1) Collin County |
|------------------|



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 7 – A

Item:

Discussion and action regarding acceptance of the public infrastructure for the L & D Sanitary Sewer project.

Background:

L & D Automotive recently completed construction of public infrastructure improvements consisting of sanitary sewer infrastructure to connect their property to the city's sanitary sewer system. The connection included off-site facilities to be dedicated to the city. The Code of Ordinances provides that prior to finalization of the project, the City Council will accept the dedication of the public infrastructure.

The City Engineer has recommended acceptance of the infrastructure as provided in his June 15, 2022 letter.

Financial Implication:

There is none.

Staff Notes:

Acceptance of the dedication of infrastructure is recommended subject to City Engineer approval.

Attachments: 1) City Engineer Letter

June 15, 2022

Ms. Kim Dobbs
City of Lavon
120 School Road
Lavon, TX 75166

Re: L&D Auto Sanitary Sewer
Final Acceptance

Dear Ms. Dobbs:

The above referenced project has been completed and is recommended for acceptance.

The Maintenance Bond has previously been submitted to the City.

Please contact us if you may have any questions or comments regarding this recommendation.

If there are any questions, please contact me at 214-503-0555 x115 or by email at mdhill@fmi-dallas.com.

Sincerely,
FREEMAN-MILLICAN, INC.


Mark D. Hill, P.E.
Consulting City Engineer

Attachments

Cc: David Carter

F:\17024 - LAV General Servies\9 - Review\L&D Auto\L&D Auto Sewer - Final Acceptance.docx



CITY OF LAVON Agenda Brief

MEETING: June 21, 2022

ITEM: 7 - B

Item:

Discussion and action regarding Resolution No. 2022-06-09 amending Resolution No. 2022-06-06 to provide for additional appointments to the Home Rule Charter Commission; and providing an effective date.

Background:

On June 7, 2022, the City Council adopted Resolution No. 2022-06-06 providing for the appointment of fifteen residents to serve on the Home Rule Charter Commission and approving the appointment of Deborah Nabors to serve as the chairperson.

Subsequently, additional residents have been put forth for consideration to serve. The number of residents appointed to the Charter Commission has a minimum number of 15 people. There is not a maximum number of appointees specified in the state law. To prevent the possibility of a tie vote, establishing the number of appointments to an odd number makes sense.

Financial Consideration:

There are none.

Staff Notes:

Approval is recommended.

The next step will be to schedule a joint kick-off meeting with the City Council and Home Rule Charter Commission and establish regular meeting dates.

Attachments: 1) Proposed Resolution

CITY OF LAVON, TEXAS
RESOLUTION NO. 2022-06-09

Additional Appointments - Home Rule Charter Commission

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAVON, TEXAS AMENDING RESOLUTION NO. 2022-06-06 TO
PROVIDE FOR TWO ADDITIONAL APPOINTMENTS TO THE
HOME RULE CHARTER COMMISSION; AND PROVIDING AN
EFFECTIVE DATE.**

WHEREAS, on June 7, 2022, the City Council of the City of Lavon (the “City Council”) approved Resolution No. 2022-06-06 selecting and appointing a Home Rule Charter Commission; acknowledging the Mayor’s appointment of a Chairperson; and providing an effective date; and

WHEREAS, Section 9.002 of the Texas Local Government Code provides that the governing body of a municipality and the mayor may select and appoint a charter commission; and

WHEREAS, the City Council finds it to be in the best interests of the City to select and appoint two additional people to serve on the Home Rule Charter Commission.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
LAVON, TEXAS, THAT:**

Section 1. That the above findings are hereby true and correct and are incorporated herein in their entirety.

Section 2. That two additional people are hereby selected and appointed by the City Council to the Home Rule Charter Commission as identified in Exhibit “A”, attached hereto, and incorporated herein.

Section 4. That this Resolution shall become effective immediately upon approval by the City Council.

DULY PASSED and APPROVED by the City Council on the 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary

CITY OF LAVON, TEXAS
RESOLUTION NO. 2022-06-09

EXHIBIT A

Home Rule Charter Commission Appointments:

1. Joan Aquatero
2. Scott Beaudette
3. Rachel Dumas
4. Perry Elliott
5. Jose Garcia
6. Mike Gulino
7. Lindsey Hedge
8. Kamil Kell
9. Heather Miedema
10. Deborah Nabors
11. David Rosenquist
12. Vicki Sanson, Mayor
13. Mindi Serkland
14. Mandy Spink
15. Kay Wright
16. _____
17. _____

Home Rule Charter Commission Chairperson: Deborah Nabors



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 7 – C

Item:

Discussion and action regarding Ordinance No. **2022-06-04** amending the fee schedule approved and adopted by Ordinance No. 2021-09-05 for the fiscal year October 1, 2021, through September 30, 2022 as amended to update the alcoholic beverage permitting fees; and providing an effective date.

Background:

With the City Council's June 7, 2022 approval of updated business regulations relating to permitting alcoholic beverage related uses, corresponding adjustments have been prepared to implement the amended regulations and reflect the expanded business and use options.

The revised fees are proposed to track the statutory fees established in the Texas Alcoholic Beverage Code and Texas Alcoholic Beverage Commission (TABC) rules. In most instances, the permit and fees are effective for two years.

On a related note, the Texas Comptroller's Office confirmed that the City is not required to take affirmative action to receive mixed beverage taxes once they have been remitted. The mixed beverage permit sets that tax collection in motion.

Financial Implications:

The financial implication is neutral as the permit fee is anticipated to cover the cost associated with the review as determined by the TABC.

Staff Notes:

Approval is recommended.

Attachments:

- 1) Proposed Ordinance
- 2) TABC Fee Schedule
- 3) DRAFT Revised Permit Application

CITY OF LAVON, TEXAS
ORDINANCE NO. 2022-06-04

Amending Fee Schedule – Alcohol Permits

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS AMENDING THE FEE SCHEDULE APPROVED AND ADOPTED BY ORDINANCE NO. 2021-09-02 FOR THE FISCAL YEAR OCTOBER 1, 2021, THROUGH SEPTEMBER 30, 2022 AS AMENDED TO UPDATE ALCOHOLIC BEVERAGE PERMIT FEES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has authority to establish fees relating to City applications, permits and services; and

WHEREAS, on May 7, 2022, the voters of the City of Lavon approved the authorization of the legal sale of all alcoholic beverages including mixed beverages in the City; and

WHEREAS, Section 11.38 of the Texas Alcoholic Beverage Code grants authority for the City to levy and collect a fee for each alcoholic beverage permit issued; and

WHEREAS, the City Council finds it necessary to make changes to the fee schedule to best reflect the cost of certain services provided by the City.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1. That the Fee Schedule for fiscal year October 1, 2021, through September 30, 2022, be amended, as shown in “Exhibit A”.

SECTION 2. That this ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

DULY PASSED and APPROVED by the City Council of the City of Lavon, Texas, on the 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary

CITY OF LAVON, TEXAS
ORDINANCE NO. 2020-06-04

EXHIBIT A

FEE SCHEDULE

1) Add:

MISCELLANEOUS

Alcoholic Beverage Permit	One-half of the statutory fee provided in the Texas Alcoholic Beverage Code for the permit issued

2) Remove:

LAND USE SERVICES

Beer and Wine Permit Application - initial application	\$100.00
Beer and Wine Retailers Permit	\$60.00



Licenses and Permits

Maximum Local Fees

TIER	LICENSE/PERMIT TYPE	TWO-YEAR FEE IN CODE AUG. 31, 2021 (no surcharge)	MAXIMUM LOCAL FEE (for two-year period) <i>Effective Sept. 1, 2021</i>
Upper Tier	Brewer's License (BW) (consolidation of a Manufacturer's License and Brewer's Permit)	N/A	\$1,500
Upper Tier	Distiller's and Rectifier's Permit (D)	\$3,000	\$1,500
Upper Tier	Winery Permit (G)	\$150	\$75
Upper Tier	Out-of-State Winery Direct Shipper's Permit (DS)		N/A (Out-of-state)
Upper Tier	Nonresident Brewer's License (BN)		N/A (Out-of-state)
Upper Tier	Nonresident Seller's Permit (S)	\$300	\$150
Middle Tier	General Distributor's License (BB)	\$600	\$300
Middle Tier	Wholesaler's Permit (W)	\$3,750	\$1,875
Middle Tier	General Class B Wholesaler's Permit (X)	\$600	\$300
Lower Tier	Mixed Beverage Permit and Mixed Beverage w/ Food & Beverage Certificate (FB) required (MB)		
	ORIGINAL	\$6,000	EXEMPT per Code Sec. 11.38(d)
	1ST RENEWAL	\$4,500	\$1,125 EXEMPT per Code Sec. 11.38(d) in 1st year of 2-year renewal period
	2ND RENEWAL	\$3,000	\$1,500
	3RD & SUBSEQUENT RENEWALS	\$1,500	\$750
Lower Tier	Wine and Malt Beverage Retailer's Permit (BG) (previously known as a Wine and Beer Retailer's Permit)		
	Every county EXCEPT Bexar, Dallas, Harris, and Tarrant counties	\$350	\$175
	ORIGINAL in Bexar, Dallas, Harris, and Tarrant counties	\$2,000	\$1,000
	RENEWAL in Bexar, Dallas, Harris, and Tarrant counties	\$1,500	\$750
Lower Tier	Wine and Malt Beverage Retailer's Off-Premise Permit (BQ) (previously known as Wine and Beer Retailer's Off-Premise Permit)	\$120	\$60

TIER	LICENSE/PERMIT TYPE	TWO-YEAR FEE IN CODE AUG. 31, 2021 (no surcharge)	MAXIMUM LOCAL FEE (for two-year period) <i>Effective Sept. 1, 2021</i>
Lower Tier	(Malt Beverage) Retail Dealer's On-Premise License (BE) <i>Every county EXCEPT Bexar, Dallas, Harris, and Tarrant counties</i> <i>ORIGINAL in Bexar, Dallas, Harris, and Tarrant counties</i> <i>RENEWAL in Bexar, Dallas, Harris, and Tarrant counties</i>	 \$300 \$2,000 \$1,500	 \$150 \$1,000 \$750
Lower Tier	(Malt Beverage) Retail Dealer's Off-Premise License (BF)	\$120	\$60
Lower Tier	Private Club Registration Permit (N)		EXEMPT per Code Sec. 11.38(d)
Lower Tier	Private Club Malt Beverage and Wine Permit (NB)		EXEMPT per Code Sec. 11.38(d)
Lower Tier	Private Club Exemption Certificate (NE)		EXEMPT per Code Sec. 32.11(b) and Code Sec. 11.38(d)
Lower Tier	Package Store Permit (P)	\$1,000	\$500
Lower Tier	Wine-Only Package Store Permit (Q)	\$150	\$75
Lower Tier	Passenger Transportation Permit (TR)		EXEMPT per Code Sec. 11.38(d)
Other Permits	Consumer Delivery Permit (CD)	N/A	No fee established in Code on 8/31/21; fee was established in rule per Code Sec. 57.03
Other Permits	Bonded Warehouse Permit (J/JD)	\$300	\$150
Other Permits	Manufacturer's Agent's Warehousing Permit (AW)	\$1,500	\$750
Other Permits	Carrier's Permit (C)		EXEMPT per Code Sec. 11.38(d)
Other Permits	Promotional Permit (PR)	\$600	\$300
Other Permits	Third-Party Local Cartage Permit (ET)		EXEMPT per Code Sec. 11.38(d)
Other Permits	Branch Distributor's License (BC)	\$150	\$75
Subordinates	Forwarding Center Authority (FC)		Not a license or permit so local fee is not authorized
Subordinates	Brewer's Self-Distribution License (SD) <i>(consolidation of a Manufacturer's Self-Distribution License and Brewer's Self-Distribution Permit)</i>	N/A	\$600
Subordinates	Brewpub License (BP)	\$1,000	\$500
Subordinates	Food and Beverage Certificate (FB)		Not a license or permit so local fee is not authorized
Subordinates	Late Hours Certificate (LH) <i>(consolidation of a Mixed Beverage Late Hours Permit, Private Club Late Hours Permit, and a Retail Dealer's On-Premise Late Hours License)</i>	N/A	Not a license or permit so local fee is not authorized
Subordinates	Local Distributor's Permit (LP)	\$200	\$100
Subordinates	Water Park Permit (WP)	\$60	\$30



CITY OF LAVON, TEXAS
ALCOHOLIC BEVERAGE PERMIT APPLICATION

Date: _____ TABC Permit # _____

Application: *check one* _____ New Original Permit _____ Permit Renewal (Bi-Annual)

Applicant or Applicant's Representative: _____

Applicant Address: _____
Street Address City, State, Zip

Applicant Phone: _____ Email: _____

Business Name: _____

Business Known As (if different): _____

Business Location: _____
Street Address City, State, Zip

Business Owner: _____

Property Legal Description: _____

Property Owner Address: _____
Street Address City, State, Zip

Owner Phone: _____ Email: _____

Survey provided; prepared and sealed by a Texas Registered Professional Land Surveyor
showing property lines, buildings, measurements and 300-foot buffer

Completed Texas Alcoholic Beverage Commission Pre-Qualification Packet attached

Copy of the Texas Alcoholic Beverage Commission (TABC) Certificate along with applicable
permit fees (see "Fee Schedule") must be submitted prior to issuance of a City of Lavon Permit
Certificate.

Date Received: _____

Submit Application to: City Secretary
P.O. Box 340
Lavon, Texas 75166

FOR OFFICIAL OFFICE USE ONLY:

Permit Fee Paid: \$ _____ Date: _____

FOR OFFICIAL INTERNAL OFFICE USE ONLY
APPLICATION ROUTING and REVIEW

A. City Secretary

_____ INITIAL APPLICATION _____ RENEWAL APPLICATION (*skip to D*)

_____ Application Filed date _____
_____ Application is Complete
_____ Survey is Provided
_____ Complete TABC Pre-Qualification Packet is Provided
_____ Business is located within corporate limits as of **05/07/2022**.

SIGNED: City Secretary _____

Application referred to Public Works date & Initial _____

B. Public Works - Inspection

Application Referred by City Secretary on date _____ Survey is Complete

Verification - if statement is true, check the blank.

- _____ 1. Residential Area: Business is not located in a residential area.
- _____ 2. Church: Business is not located within 300' (front door to front door).
- _____ 3. Public Hospital: Business is not located within 300' (front door to front door).
- _____ 4. Public School: Business is not located within 300' (property line to property line).
- _____ 5. Private School: Business is not located within 300' (property line to property line).
- _____ 6. Day-Care/Child-Care Facility: Business is not located within 300' (property line to property line).

SIGNED: PW Representative _____

Application Referred back to City Secretary on: date & Initial _____

C. City Secretary

Application Referred by Public Works on: date _____

* If any of the above statements are not true AND a variance has not been obtained, the permit application shall be denied. Notify Applicant of Variance Procedures.

_____ Sign Packet and prepare file copy

Return TABC Pre-Qualification Packet to Applicant date & Initial _____

D. City Secretary

TABC Certificate Provided by Applicant date _____ Permit Fee Paid \$ _____

Provide Certificate to Applicant date & Initial _____

E. City Secretary

Mark Up Renewal Certificate Date: _____

STATUTORY FEES - TEXAS ALCOHOLIC BEVERAGE CODE

09-01-2021

- ___ **AW** – Agent’s Manufacturing Warehousing Permit (\$750 biennial fee)
- ___ **BB** – General Distributor’s License (\$300 biennial fee)
- ___ **BC** – Branch Distributor’s License (\$75 biennial fee)
- ___ **BE** – Beer Retailers On-Premise Permit (\$150 biennial fee)
- ___ **BF** – Beer Retailer’s Off-Premise License (\$60 biennial fee)
- ___ **BG** – Wine and Beer Retailer’s Permit (\$175 biennial fee)
- ___ **BP** – Brewpub License (\$500 biennial fee)
- ___ **BQ** – Wine and Beer Retailer’s Off-Premise Permit (\$60 biennial fee)
- ___ **BW** – Brewer’s License (\$1500 biennial fee)
- ___ **C** – Carrier’s Permit (\$0)
- ___ **D** – Distiller’s & Rectifier’s Permit (\$1500 biennial fee)
- ___ **ET** – Local Cartage Transfer Permit (\$0)
- ___ **FB** – Food & Beverage Certificate (\$0)
- ___ **FC** – Forwarding Center Authority (\$0)
- ___ **G** – Winery Permit (\$75 biennial fee)
- ___ **J/JD** – Bonded Warehouse Permit (\$150 biennial fee)
- ___ **LH** – Late Hours Certificate (\$0)
- ___ **LP** – Local Distributor’s Permit (\$100 biennial fee)
- ___ **MB** – Mixed Beverage Permit (Year 1-3: \$0.00 per year)
- ___ **MB** – Mixed Beverage Permit (Years 5 & 6: \$750 per year)
- ___ **MB** – Mixed Beverage Permit (Year 7 & Subsequent: \$375 per year)
- ___ **M** – Mixed Beverage Restaurant Permit with Food & Beverage
Certificate (Year 1-3: \$0.00 per year)
- ___ **MB** – Mixed Beverage Restaurant Permit with Food & Beverage
Certificate (Years 5 & 6: \$750 per year)
- ___ **MB** – Mixed Beverage Restaurant Permit with Food & Beverage
Certificate (Year 7 & Subsequent: \$375 per year)
- ___ **P** – Package Store Permit (\$500 biennial fee)
- ___ **PR** – Promotional Permit (\$300 biennial fee)
- ___ **Q** – Wine Only Package Store: Includes BF – Retail Dealer’s Off-
Premise License (\$75 biennial fee)
- ___ **S** – Nonresident Seller’s Permit (\$750 biennial fee)
- ___ **SD** – Brewer’s Self-Distribution License (\$600 biennial fee)
- ___ **W** – Wholesaler’s Permit (\$1875 biennial fee)
- ___ **WP** – Water Park Permit (\$30 biennial fee)
- ___ **X** – General Class B Wholesaler’s Permit (\$300 biennial fee)



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 7 – D

Item:

Discussion and action regarding Ordinance No. 2022-06-05 amending Chapter 6 “Fire Prevention and Protection” to add Article 6.04.007 “Permits”; providing requirements and regulations for administration of permits generally and for special events; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date.

Background:

The Pre-Annexation Development Agreement between the City of Lavon and the owner of Boyd Farm established specific amendments would be prepared for City Council consideration that enable Boyd Farm to continue business operations as set out in the agreement.

With respect to Fireworks Displays, many of which were contracted prior to annexation, the development agreement provides:

Notwithstanding Sec. 6.04 of the City's Code of Ordinances, the Owner shall be allowed to (a) store fireworks for use when a paying customer of Owner is holding an event, and (b) use fireworks during an event paid for by a customer, in consultation with, and approved by the City's Fire Marshal. The Owner or Owner's representative will provide a courtesy notice to the City not later than three days prior to the firework display providing the date, approximate time, and duration of the display.

The proposed ordinance amends the Code of Ordinances to satisfy the commitments made in the agreement. The agreement and annexation provide greater limitations on and parameters for the activity than would otherwise be applicable. Had the property remained outside of the city, there would be no limitations related to firework displays in place.

Financial Implications:

The financial implication is neutral.

Staff Notes:

The City Attorney prepared the ordinance with staff input. Approval is recommended.

Attachments: 1) Proposed Ordinance

CITY OF LAVON, TEXAS
ORDINANCE NO. 2022-06-05

Amending Sections 6.04.002 and 6.04.004 and Adding Section 6.04.007 of the Code of Ordinances
– Fireworks Permits

AN ORDINANCE OF THE CITY OF LAVON, TEXAS, AMENDING CHAPTER 6 “FIRE PREVENTION AND PROTECTION” BY AMENDING SECTION 6.04.002 “PENALTY; VIOLATIONS BY MINOR” AND 6.04.004 “PROHIBITION” TO RECOGNIZE PERMITS AND ADDING SECTION 6.04.007 “PERMITS”; PROVIDING REQUIREMENTS AND REGULATIONS FOR ADMINISTRATION OF PERMITS; PROVIDING A PENALTY; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lavon (“City”) has authority pursuant to Texas Local Government Code, Section 51.001, to adopt an ordinance that is for the good government, peace, or order of the City; and

WHEREAS, Section 2154.004 of the Texas Occupations Code allows a municipality to enact an ordinance further regulating fireworks than provided therein; and

WHEREAS, it is in the interest of the public health, safety, and welfare of the citizens of the City to regulate the permitted use and storage of fireworks within the City and its extraterritorial jurisdiction; and

WHEREAS, the City is committed to ensuring that permitted use or storage of fireworks in the community is safe and in accordance with public health, safety, and property maintenance standards as adopted in the City’s Code of Ordinances; and

WHEREAS, the City Council of the City (the “City Council”) has investigated and determined it is in the best interest of the citizens of the City to amend Chapter 6 “Fire Prevention and Protection” of the City’s Code of Ordinances to regulate the permitted use, storage, or other possession of fireworks in the City; and

WHEREAS, the City Council finds that the adoption of this Ordinance will promote and provide for the health, safety, and welfare of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1. Recitals

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

SECTION 2. Amendments to Chapter 6.

I. Chapter 6 “Fire Prevention and Protection”, Article 6.04 “Fireworks”, Sections 6.04.002

and 6.04.004 of the City's Code of Ordinances are hereby amended as follows, with additions indicated by underline:

“Section 6.04.002 Penalty; violations by minor

Any person who shall manufacture, assemble, store, transport, receive, keep, sell, offer for sale or have in his possession with intent to sell any fireworks shall be fined in accordance with the general penalty provided in section 1.01.009 of this code, unless otherwise permitted in this article. Any parent or guardian of any minor child below the age of fourteen (14) who permits or allows such minor child to use, discharge, ignite, detonate, fire or otherwise set in action any fireworks shall be fined in accordance with the general penalty provided in section 1.01.009 of this code.”

“Section 6.04.004 Prohibition

It shall be unlawful for any person to manufacture, assemble, store, transport, receive, keep, sell, offer or have in his possession with intent to sell, use, discharge, cause to be discharged, ignite, detonate, fire or otherwise set in action any fireworks of any description, unless otherwise permitted in this article.”

- II. Chapter 6 “Fire Prevention and Protection”, Article 6.04 “Fireworks” of the City's Code of Ordinances is hereby amended to add Section 6.04.007 “Permits” to read entirely as follows:

“Section 6.04.007. Permits.

- (a) *Generally*. Fireworks may be used, shot, ignited, stored, displayed, or otherwise possessed, as part of a special event when holding an event for a paying customer, or by public authorities, private persons, or organizations, that have been granted a permit for such action by the city fire marshal. Each application for such a permit shall be referred to the fire marshal, who shall inspect the location. If the fire marshal shall report that the location is unobjectionable relative to fire hazards and safety, they may issue said permit upon the receipt of a permit fee as established by the city council. Such permit may be granted for a period not to exceed six (6) days, and shall specify:
- (i) the name and address of the applicant, or the principal officers thereof if a corporation or association;
 - (ii) details regarding the location where the fireworks are to be stored, used, or otherwise possessed;
 - (iii) the exact time when such fireworks are to be used and the duration;
 - (iv) the nature of the occasion; and
 - (v) a list of the fireworks to be used.
- (b) *State licensure and permits*. The applicant for any fireworks permit shall provide with the permit application a copy of any license or permit required by the state of Texas to engage in any actions applied for on a city fireworks permit, including but not limited to use, storage, or public display. A copy of each permit shall be filed in the office of the city secretary.”

SECTION 3. Penalty

Any person violating any provision of this Ordinance shall, upon conviction, be fined a sum in accordance with the general penalty provided in section 1.01.009 of the City's Code of Ordinances. Each time that a provision of this Ordinance is violated shall constitute a separate offense. An offense under this division is a misdemeanor. The penalty provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies to it pursuant to local,

state and federal law.

SECTION 4. Savings

This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of such ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance; whether such ordinances are codified or uncoded, and all other provisions of the ordinances of the City, codified or uncoded, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. Any repeal occurring due to this provision shall not abate any pending prosecution or lawsuit and/or prevent any prosecution or lawsuit from being commenced for any violation occurring before the effective date of this Ordinance.

SECTION 5. Severability

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

SECTION 6. Open Meeting

That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.042, Texas Government Code.

SECTION 7. Effective Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas this 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 7 – E

Item:

Discussion and action regarding Ordinance No. **2022-06-06** amending Chapter 8 “Offenses and Additional Provisions”, Article 8.03 “Noise” to add Section 8.03.010 “Affirmative Defense for Boyd Farm”; providing certain defenses to the city’s Noise Ordinance for Boyd Farm; providing extended hours for the affirmative defense for certain dates; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date.

Background:

The Pre-Annexation Development Agreement between the City of Lavon and the owner of Boyd Farm established specific amendments would be prepared for City Council consideration that enable Boyd Farm to continue business operations as set out in the agreement.

With respect to Noise, much of which is related to contracts entered into prior to annexation, the development agreement provides:

3.1(b)

ii. Owner, or any person operating the Development on the Property, shall be excepted from Section 8.03.003 or 8.03.004(2) of the City's Code of Ordinances, if Owner, or any person operating the Development on the Property, reasonably operates the Development for the purposes described herein and as permitted by the Land Use Standards during the following hours, under the described circumstances, and if the noise created from the Property was caused by the Owner or a person operating the Development and such noise does not exceed 85 dB at an adjacent owner's property boundary line:

- a. between the hours of 7:00am to 10:30pm from Sunday through Thursday (except as provided below);
- b. between the hours of 7:00am to midnight from Friday through Saturday (except as provided below); or
- c. from 7:00am to 1:00am (of the following day) on New Year's Eve, Christmas Eve, and the Fourth of July.

iii. Until the last of any events that were contracted for by Owner on the Property before the Effective Date occur and no later than December 31, 2022, except on the specific contract dates after December 31, 2022 provided in Exhibit D, attached hereto and incorporated herein, to accommodate current client contracts of the Owner, (i) the hours described

in Sec. 3.1 (b)(ii)(a) shall be until 11:00pm, and (ii) the hours described in Sec. 3.1 (b)(ii)(b) shall be until 1:00am.

The proposed ordinance amends the Code of Ordinances to satisfy the commitments made in the agreement. The agreement and annexation provide greater limitations on and parameters for the activity than would otherwise be applicable. Had the property remained outside of the city, there would be no limitations related to noise in place.

Financial Implications:

The financial implication is neutral.

Staff Notes:

The City Attorney prepared the ordinance with staff input. Approval is recommended.

Attachments: 1) Proposed Ordinance

CITY OF LAVON, TEXAS
ORDINANCE NO. 2022-06-06

Adding Section 8.03.010 of the Code of Ordinances – Noise Ordinance Affirmative Defense for Boyd Farm

AN ORDINANCE OF THE CITY OF LAVON, TEXAS, AMENDING CHAPTER 8 “OFFENSES AND ADDITIONAL PROVISIONS”, ARTICLE 8.03 “NOISE” TO ADD SECTION 8.03.010 “AFFIRMATIVE DEFENSE FOR BOYD FARM”; PROVIDING CERTAIN DEFENSES TO THE CITY’S NOISE ORDINANCE FOR BOYD FARM; PROVIDING EXTENDED HOURS FOR THE AFFIRMATIVE DEFENSE FOR CERTAIN DATES; PROVIDING A PENALTY; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lavon (“City”) has authority pursuant to Texas Local Government Code, Section 51.001, to adopt an ordinance that is for the good government, peace, or order of the City; and

WHEREAS, it is in the interest of the public health, safety, and welfare of the citizens of the City to regulate noise within the City; and

WHEREAS, the City has recently annexed Boyd Farm into the City and desires to provide certain affirmative defenses to violations of the City’s noise ordinance in order to allow the continued operation of Boyd Farm at designated hours without violation of the City’s noise ordinance; and

WHEREAS, the City Council of the City (the “City Council”) has investigated and determined it is in the best interest of the citizens of the City to amend Chapter 8 “Offenses and Additional Provisions”, Article 8.03 “Noise” of the City Code of Ordinances to provide certain affirmative defenses to the City’s noise ordinance for Boyd Farm; and

WHEREAS, the City Council finds that the adoption of this Ordinance will promote and provide for the health, safety, and welfare of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1. Recitals

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

SECTION 2. Amendment to Chapter 8.

Chapter 8 “Offenses and Additional Provisions”, Article 8.03 “Noise” of the City’s Code of Ordinances is hereby amended to add Sec. 8.03.010 “Affirmative Defense for Boyd Farm” to read entirely as follows:

“Sec. 8.03.010 Affirmative Defense for Boyd Farm

It shall be an affirmative defense to a violation of Section 8.03.003 or 8.03.004(2) of this article if the noise is created within Boyd Farm by an owner of Boyd Farm (located at 10350 State Hwy 205, Lavon, TX 75166), or a vendor thereof, so long as the noise is not louder than 85 dB measured at an adjacent owner’s property boundary line, and is limited to occur during the following hours:

- a. 7:00am to 10:30pm from Sunday through Thursday;
- b. 7:00am to midnight from Friday through Saturday; and
- c. 7:00am to 1:00am (of the following day) on New Year’s Eve, Christmas Eve, and the Fourth of July.”

SECTION 3. Exception.

The City Council hereby authorizes, until December 31, 2022, or any date listed on **Exhibit “A”**, attached hereto and incorporated herein, an exception to Section 2 of this Ordinance as follows:

- a. The hours described in Section 8.03.010(a) shall be until 11:00pm; and
- b. The hours described in Section 8.03.010(b) shall be until 1:00am.

SECTION 4. Penalty

Any person violating any provision of this Ordinance shall, upon conviction, be fined a sum in accordance with the general penalty provided in section 1.01.009 of the City’s Code of Ordinances. Each time that a provision of this Ordinance is violated shall constitute a separate offense. An offense under this division is a misdemeanor. The penalty provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies to it pursuant to local, state and federal law.

SECTION 5. Savings

This Ordinance shall be cumulative of all other ordinance of Lavon and shall not repeal any of the provisions of such ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance; whether such ordinances are codified or uncoded, and all other provisions of the ordinances of Lavon, codified or uncoded, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. Any repeal occurring due to this provision shall not abate any pending prosecution or lawsuit and/or prevent any prosecution or lawsuit from being commenced for any violation occurring before the effective date of this Ordinance.

SECTION 6. Severability

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

SECTION 7. Open Meeting

That it is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.042, Texas Government Code.

SECTION 8. Effective Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas this 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary

Exhibit A
Additional Exception Dates

January 1, 2023	January 7, 2023	January 18, 2023	January 25, 2023	February 4, 2023
February 12, 2023	February 14, 2023	February 17, 2023	February 18, 2023	February 19, 2023
February 25, 2023	February 26, 2023	March 4, 2023	March 5, 2023	March 11, 2023
March 18, 2023	March 20, 2023	March 25, 2023	March 26, 2023	April 13, 2023
April 22, 2023	May 6, 2023	May 11, 2023	May 20, 2023	May 21, 2023
May 27, 2023	May 28, 2023	June 3, 2023	June 9, 2023	June 10, 2023
June 11, 2023	June 29, 2023	July 7, 2023	August 12, 2023	August 13, 2023
October 14, 2023	November 4, 2023	November 5, 2023	November 11, 2023	November 12, 2023
November 18, 2023	November 19, 2023	January 16, 2024	February 16, 2024	March 9, 2024
March 10, 2024	September 17, 2025			



CITY OF LAVON Agenda Brief

MEETING: June 21, 2022

ITEM: 7 – F

Item:

Discussion and action regarding Ordinance No. **2022-06-07** adding Chapter 1 “General Provisions”, Article 1.04 “Taxation”, Division 3 “Sales and Use Taxes”, Sections 1.04.063 to 1.04.090 to be reserved, and Division 4 “Hotel Occupancy Tax” to the City’s Code of Ordinances; providing for the city’s adoption of a hotel occupancy tax and the administration, payment, and collection of such tax; providing a penalty; providing savings and severability clauses; finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law; and providing an effective date..

Background:

The Zoning Ordinance and several Planned Development Districts provide for permitted and conditional uses associated with overnight lodging. Recent inquiries point to increased interest in the development potential in Lavon for hotel accommodations. Additionally, the Pre-Annexation Development Agreement between the City of Lavon and the owner of Boyd Farm established permitted uses to provide for the continuation of established business operations, including existing guest cabins, specifically identifying, “Commercial lodging including cabin rentals, hotel and motel,” as a permitted use.

The Texas Hotel Occupancy Tax is a tax on the rental of rooms that the city, county, state, or country may require and is generally owed on the price of accommodations or any additional fees like cleanings or extra guests. Hotel owners, operators or managers must collect *state* hotel occupancy tax from their guests. Section 351.002 of the Texas Tax Code authorizes cities to impose a hotel occupancy tax.

The tax applies not only to hotels and motels, but also to bed and breakfasts, condominiums, apartments, and houses rented out for less than 30 days and includes cabin rentals. The tax is generally paid by the guest, and the obligation to remit the taxes to the government typically falls on the host.

The state hotel occupancy tax rate is six percent (.06) of the cost of a room. Cities are authorized to impose an additional local hotel tax that the city collects of up to seven percent (7%).

Revenue derived from a local HOT is strictly restricted to be used for projects or purposes that attract overnight tourists to the city’s hotels, motels, and other specified lodging establishments. Additionally, every expenditure of hotel taxes is required to fit into one of nine statutorily authorized categories:

- (1) convention and visitor centers;
- (2) convention registration;
- (3) advertising the city;

- (4) promotion of the arts;
- (5) historical restoration and preservation;
- (6) sporting events in a county under one million in population;
- (7) enhancing or upgrading existing sports facilities or sports fields (only in certain cities);
- (8) tourist transportation systems; and
- (9) signage directing the public to sights and attractions that are visited frequently by hotel guests in the city promoting the city's hotel industry

Cities are required to annually report HOT information to the comptroller that includes information on how the funds are spent.

Financial Implications:

It is anticipated that there may be minimal cost associated with the implementation, collection, and reporting of the tax.

Staff Notes:

The City Attorney prepared the ordinance with staff input. Approval is recommended.

- Attachments:**
- 1) Proposed Ordinance
 - 2) Texas Municipal League (TML) article

CITY OF LAVON, TEXAS
ORDINANCE NO. 2022-06-07

Enact Hotel Occupancy Tax

AN ORDINANCE OF THE CITY OF LAVON, TEXAS, ADDING CHAPTER 1 “GENERAL PROVISIONS”, ARTICLE 1.04 “TAXATION”, DIVISION 3 “SALES AND USE TAXES”, SECTIONS 1.04.063 TO 1.04.090 TO BE RESERVED, AND DIVISION 4 “HOTEL OCCUPANCY TAX” TO THE CITY’S CODE OF ORDINANCES; PROVIDING FOR THE CITY’S ADOPTION OF A HOTEL OCCUPANCY TAX AND THE ADMINISTRATION, PAYMENT, AND COLLECTION OF SUCH TAX; PROVIDING A PENALTY; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lavon (“**City**”) has authority pursuant to Texas Tax Code 351.002, by ordinance to impose a tax on a person who, under a lease, concession, permit, right of access, license, contract, or agreement, pays for the use or possession or for the right to the use or possession of a room that is in a hotel, costs \$2 or more each day, and is ordinarily used for sleeping; and

WHEREAS, Section 156.001 of the Texas Tax Code defines “hotel” as a building in which members of the public obtain sleeping accommodations for consideration; and

WHEREAS, pursuant to Texas Tax Code 351.003, a municipality may impose a hotel occupancy tax at any rate not to exceed seven percent (7%) of the price paid for a room in a hotel; and

WHEREAS, pursuant to Texas Tax Code 351.0025, a municipality with a population of less than 35,000 may impose its hotel occupancy tax in the municipality’s extraterritorial jurisdiction; and

WHEREAS, the City Council finds that there are prospective hotels taking interest in business in and around the City; and

WHEREAS, the City Council of the City (the “**City Council**”) desires to enact a hotel occupancy tax and impose rates, rules, regulations, reporting schedules, and penalties; and

WHEREAS, the City Council finds that the adoption of this Ordinance will promote and provide for the health, safety, and welfare of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1. Recitals

The City Council hereby finds that the statements set forth in the recitals of this Ordinance are true and correct, and the City Council hereby incorporates such recitals as part of this Ordinance.

SECTION 2. Reserving Chapter 1 “General Provisions”, Article 1.04 “Taxation”, Division 3

“Sales and Use Taxes”, Sections 1.04.063 to 1.04.090.

Chapter 1 “General Provisions”, Article 1.04 “Taxation”, Division 3 “Sales and Use Taxes”, Sections 1.04.063 to 1.04.090 are hereby reserved in the City’s Code of Ordinances for future regulations in Division 3.

SECTION 3. Adoption of Chapter 1 “General Provisions”, Article 1.04 “Taxation”, Division 4 “Hotel Occupancy Tax”

Chapter 1 “General Provisions”, Article 1.04 “Taxation”, Division 4 “Hotel Occupancy Tax” of the City’s Code of Ordinances is hereby amended to add Division 4 “Hotel Occupancy Tax” to read entirely as provided in Exhibit “A,” attached hereto and incorporated herein.

SECTION 4. Penalty

Any person violating any provision of this Ordinance shall, upon conviction, be fined a sum in accordance with the general penalty provided in section 1.01.009 of the City’s Code of Ordinances. Each time that a provision of this Ordinance is violated shall constitute a separate offense. An offense under this division is a misdemeanor. The penalty provisions imposed under this Ordinance shall not preclude the City from filing suit to enjoin the violation. The City retains all legal rights and remedies to it pursuant to local, state and federal law.

SECTION 5. Savings

This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of such ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance; whether such ordinances are codified or uncoded, and all other provisions of the ordinances of the City, codified or uncoded, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. Any repeal occurring due to this provision shall not abate any pending prosecution or lawsuit and/or prevent any prosecution or lawsuit from being commenced for any violation occurring before the effective date of this Ordinance.

SECTION 6. Severability

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

SECTION 7. Open Meeting

That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.042, Texas Government Code.

SECTION 8. Effective Date

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

PASSED AND APPROVED by the City Council of the City of Lavon, Texas this 21st day of June 2022.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary

Exhibit A

Chapter 1 General Provisions

ARTICLE 1.04. Taxation

Division 3. Sales and Use Taxes

Sec. 1.04.063-1.04.090 Reserved

Division 4. Hotel Occupancy Tax

Sec. 1.04.091. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Administrator shall mean the accounting administrator of the city.

Consideration shall mean the cost of the room in such hotel only if the room is one ordinarily used for sleeping, and shall not include the cost of any food served or personal services rendered to the occupant of such room not related to the cleaning and readying of such room for occupancy.

Hotel shall mean any building in which the public may, for a consideration, obtain sleeping accommodations. The term shall include hotels, motels, tourist homes, lodging houses, cabins, inns, rooming houses, trailer houses, trailer motels, dormitories where bed space is rented, apartments not occupied by permanent resident, short-term rentals, and all other facilities where rooms or sleeping facilities or space are furnished for consideration. The term "hotel" does not include a residence or portion of a residence rented to a member of the resident's family, hospitals, sanitariums, or nursing homes.

Occupancy shall mean the use or possession, or the right to the use or possession, of any room in a hotel if the room is one ordinarily used for sleeping and if the occupant's use, possession, or right to use or possession extends for a period of less than thirty (30) days.

Occupant shall mean anyone who, for consideration, uses, possesses, or has a right to use or possess any room in a hotel if the room is one ordinarily used for sleeping.

Short-term rental shall mean any residence or residential structure, or portion thereof, rented for a period of less than thirty (30) days. The term does not include (i) a unit that is used for a nonresidential purpose, including an educational, health care, retail, restaurant, banquet space, or event center purpose or another similar use; or (ii) a bed and breakfast.

Sec. 1.04.092. Established and levied.

There is hereby established and levied a tax upon the cost of occupancy of any room ordinarily used for sleeping and furnished by any hotel in the city or in the city's extraterritorial jurisdiction. Such tax is hereby levied at the rate of seven (7) percent of the consideration paid to the hotel by the occupant of the room.

Sec. 1.04.093. Expenditure of revenues.

The revenues derived from the hotel occupancy tax levied pursuant to this division shall be expended only for the purposes authorized by Texas Tax Code Chapter 351, as it exists or may be amended, as the city council may direct and authorize.

Sec. 1.04.094. Collection of tax by hotel and payment to city.

The tax levied pursuant to this division upon hotel occupancy shall be collected by each hotel within the city or within the city's extraterritorial jurisdiction upon collection by said hotel of the consideration paid by the occupant of the sleeping room. Such revenues shall be paid by the hotel to the city through its finance office by the fifteenth (15th) day of the month following each monthly reporting period in which the tax is earned pursuant to section 1.04.097 of this division.

Sec. 1.04.095. Records to be maintained by hotel.

Every hotel within the city or within the city's extraterritorial jurisdiction shall keep and maintain an accurate record of the consideration and the hotel occupancy tax paid by the occupant of each sleeping room in the hotel, and any employee, agent, officer or representative of the city shall be authorized to have access to the records maintained hereunder at all reasonable times.

Sec. 1.04.096. Rules and regulations for implementation.

The administrator shall have the power to make any rules and regulations necessary to effectively collect the tax. The administrator shall, upon giving reasonable notice, have access to all books and records necessary to enable him to determine the correctness of any report filed as required by this division and the amount of taxes due under this division.

Sec. 1.04.097. Reporting requirements.

- (a) By the 15th day of the month following each month in which a tax is earned, every person required by this division to collect the tax shall file a report with the administrator showing:
 - (1) The consideration paid for all occupancies in the preceding month;
 - (2) The amount of the tax collected on the occupancies; and
 - (3) Any other information the administrator may reasonably require.
- (b) Every person required by this division to collect the tax shall pay the tax due on all occupancies in the preceding month to the administrator at the time of filing the report required under subsection (a) of this section.

Sec. 1.04.098. Offenses and penalties.

- (a) A person commits an offense if the person:
 - (1) Fails to collect the tax;
 - (2) Fails to file a report as required by this division;

-
- (3) Fails to pay the administrator the tax when payment is due; or
 - (4) Files a false report.
- (b) An offense committed under subsection (a) of this section is punishable by a fine as provided in section 1.01.009.
- (c) In addition to any penalties imposed under subsection (b) of this section, a person failing to pay the tax to the administrator within the time required shall pay an additional ten (10) percent of the tax due as a penalty. An additional ten (10) percent of the tax due shall be paid thirty (30) days later if the tax is not paid. The penalty provided by this subsection may never be less than five dollars (\$5.00). Delinquent taxes shall draw interest at the rate of ten (10) percent per year beginning thirty (30) days from the date the tax is due.

Sec. 1.04.099. Collection authorized.

Civil action for collections. In addition to any other remedies allowed by state law, the city attorney or other attorney acting for the city may bring suit against a person who is required to file a report required by section 1.04.097, collect the tax imposed by this chapter and/or pay the collections over to the city if such person has failed to file a tax report, collect the tax and/or pay the tax when due in order to collect the tax not paid, obtain the reports or to enjoin the person from operating a hotel in the municipality until the tax is paid and/or the report filed, as applicable. In addition to the amount of any tax owed under this chapter, the person is liable to the city for the city's reasonable attorney's fees and a penalty equal to fifteen (15) percent of the total amount of the tax owed, pursuant to Texas Tax Code § 351.004.

THE HOTEL TAX “TWO-STEP”

By **Bill Longley**, TML Legislative Counsel



In the grand scheme of things, city hotel occupancy taxes account for just a small amount of city revenue. Property taxes and sales taxes are far more important to most cities. Why does it seem, then, that hotel taxes generate so much confusion and controversy?

The answer is this: Hotel taxes, unlike most other taxes, are levied on a specific category of businesses—hotels. As a result, these businesses tend to pay close attention to how cities expend these funds. Spend city sales taxes in a controversial way, and no particular category of business feels singled out enough to raise a fuss. Perceived misuses of hotel taxes, on the other hand, are a different story.

Fortunately, it's very easy for a city official to remember how to legally spend hotel taxes. A city simply needs to remind itself to always follow the "two-part test." The key element of a two-part test is – surprise – that it has two parts! Cities frequently remember to meet one element of the test, but then entirely forget the other part. This article will succinctly describe the two-part test, and then describe some common situations to which we can apply the test.

Part 1: Heads in Beds

The first element of the two-part test is this: Every expenditure of hotel taxes must put "heads in beds." What this means is that every funded project must attract overnight tourists to the city's hotels and motels, thus promoting the city's hotel industry.

For example, how about a weekend-long arts and crafts show? There's a very good chance that out-of-town guests might come to visit such an event, so expenditure of hotel tax money on that event would likely qualify.

On the other hand, how about a quilting bee at a local nursing home? While a worthy cause, the quilting bee is unlikely to attract overnight tourists and, therefore, probably wouldn't qualify to receive hotel tax funds.

Part 2: The Nine Categories

Once a project has cleared the first part of the test, it's time for – you guessed it – the second part of the test. Here it is: Every expenditure of hotel taxes must also fit into one of nine statutorily authorized categories. These are the nine categories: (1) convention and visitor centers; (2) convention registration; (3) advertising the city; (4) promotion of the arts; (5) historical restoration and preservation; (6) sporting events in a county under one million in population; (7) enhancing or upgrading existing sports facilities or sports fields (only in certain cities); (8) tourist transportation systems; and (9) signage directing the public to sights and attractions that

are visited frequently by hotel guests in the city.

Thus, even if an event puts heads in beds, it cannot receive hotel tax money unless it also fits into one of the nine categories. For instance, what about a livestock auction that will attract attendees from surrounding counties? While that event is likely to attract overnight tourists, it doesn't fit neatly into one of the nine categories. Therefore, it's likely not a valid recipient of hotel tax money.

It's not enough to meet one of the two prongs of the two-part test. A city must meet both! The following are some real-life examples that have been the focus of inquiries received by the Texas Municipal League (TML) Legal Department.

Fireworks, Anyone?

The prototype hotel tax controversy is an event like a fireworks show or a parade. Cities frequently ask if they can fund a fireworks show with hotel tax money.

Let's subject a fireworks show to the two-part test. Does a fireworks show put heads in beds? The answer is "probably not," unless it is a truly spectacular event. But let's give it the benefit of the doubt. Suppose the Town of Pyrotechnic, Texas, truly does put on a fireworks extravaganza that attracts tourists from around the state. So far, so good.

But what about the second part of the test – the nine categories? Do fireworks shows fit neatly into any of the nine? Not really. Some may argue that such shows "advertise" the city, but this is likely not what that category means. Advertising the city literally means some sort of print or other media that explicitly promote the city. Otherwise, a city could simply say that any popular event "advertises" the city that holds it. Direct funding of fireworks displays and the like are, usually, not a very good fit.

Signs of the Times?

Another frequent question concerns highway signs promoting the city. May a city fund a billboard touting the city's attractions, restaurants, and hotels? Let's put it to the two-part test. Heads in beds? Well, why not? If a billboard encourages motorists to stop in town, those motorists might stay the night, whereas without the sign they would have driven on to the next city. This is exactly what the statute intends. The nine categories? How about advertising? Prior to 2009, a convincing argument could be made that because a billboard literally advertises the city it refers to, that it would fit within the advertising category. All doubt was erased in 2009, when the Texas Legislature added the ninth category – signage directing the public to



sights and attractions. Travel signs are a perfect fit for hotel occupancy tax expenditures.

Chambers of Commerce?

Cities frequently wonder if they can fund the local chamber of commerce using hotel tax money. Do chambers put heads in beds? Maybe, maybe not. Chambers of commerce are typically charged with promoting economic development, not tourism. Even assuming a chamber does promote tourism though, how about the nine categories? Funding a chamber doesn't, in itself, fall into any of the nine categories.

Fortunately, there is an easy solution. The laws governing hotel tax expenditures permit the city to delegate expenditure of hotel tax money to another entity, typically a chamber or convention and visitor bureau. As long as the chamber spends the money on projects that otherwise meet the two-part test mentioned above, it's fine to delegate some funds to them. There must be a written contract laying out the duties of the chamber, though. Also, the chamber must keep the hotel funds in an account separate from its general operating fund.

Arts Organizations

City arts organizations are a common trouble area. It seems that every arts council in the state knows that promotion of the arts is one of the nine categories on which city hotel taxes may be expended. Cities know this because these

arts groups frequently come asking for the money.

The thing to remember about arts groups is this: Direct funding of the organization's operations does nothing in and of itself to put "heads in beds." Put another way, funding the operating budget of an arts council meets the second part of the test (promotion of the arts) but not necessarily the first.

The solution? The city should encourage the group to seek funding only for its festivals and shows that do, in fact, attract tourists to the city. By limiting the expenditure to such events, the city meets both parts of the test.

Don't Forget to Report

Legislation passed in 2017 that requires cities to annually report hotel occupancy tax information to the comptroller, including information on how the funds are spent. Not later than February 20 of each year, a city that imposes a hotel occupancy tax must submit to the comptroller information that includes the city's hotel occupancy tax rate, the amount of revenue generated by the tax, and the amount and percentage of the revenue spent for each of the following purposes:

- Convention or information centers
- Convention delegates registration
- Advertising to attract tourists
- Arts promotion and improvement
- Historical restoration and preservation projects
- Signage directing the public to sights and attractions

Cities must comply with the annual reporting requirements by either submitting the report to the comptroller on a form prescribed by the comptroller, or alternatively providing the comptroller a direct link to, or a clear statement describing the location of, the information required to be reported that is posted on the city's website.

What Else?

There are numerous other technical details about how to legally expend hotel tax funds. In truth, by simply learning and remembering the two-part test, city officials are 99 percent of the way toward full compliance with hotel tax laws. City officials with questions about the hotel occupancy tax should call the TML Legal Department at 512-231-7400. ★



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 8

Item:

BUDGET WORK SESSION

Discussion regarding the regulatory requirements, financial status for current fiscal year, budget calendar, anticipated commitments, departmental service levels, fee schedule, capital improvement planning, and projected needs for FY 2022-23.

Attachments:

Materials to be distributed at the meeting:

Budget Worksheets

Capital Improvements Plan (CIP) Worksheet



CITY OF LAVON

Agenda Brief

MEETING: June 21, 2022

ITEM: 9

Item:

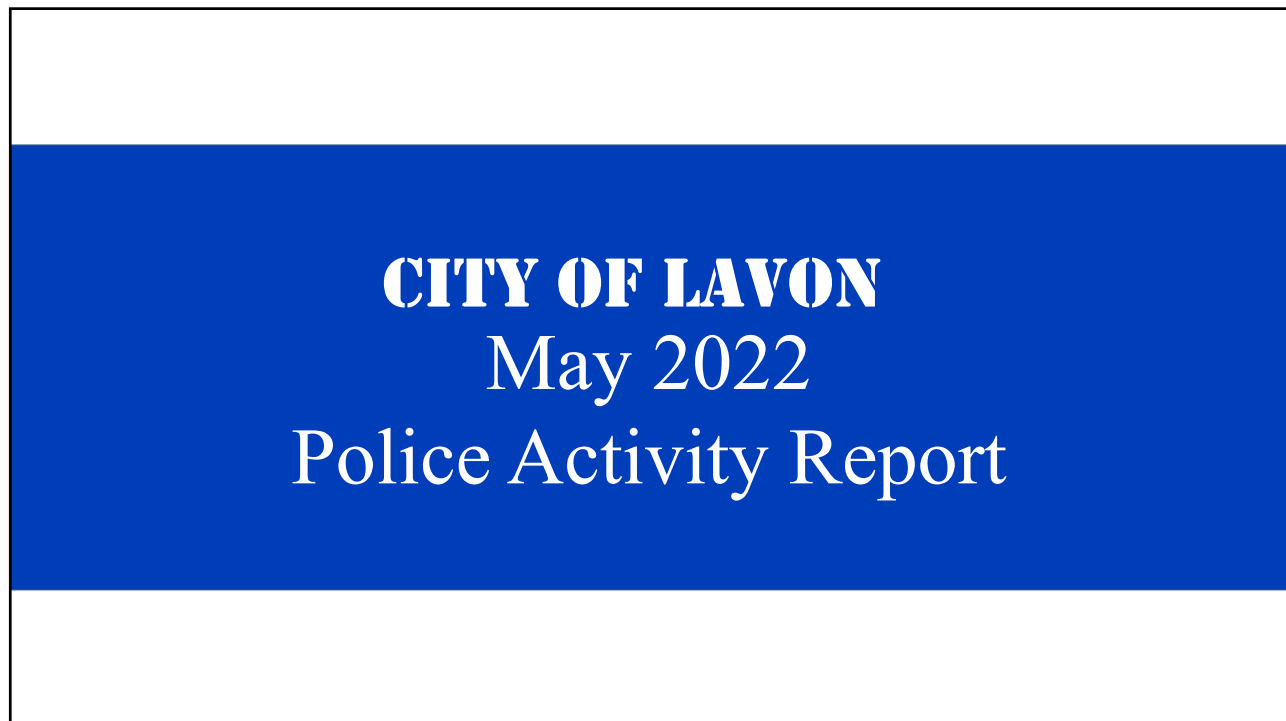
DEPARTMENT REPORTS

Members may receive and discuss the reports.

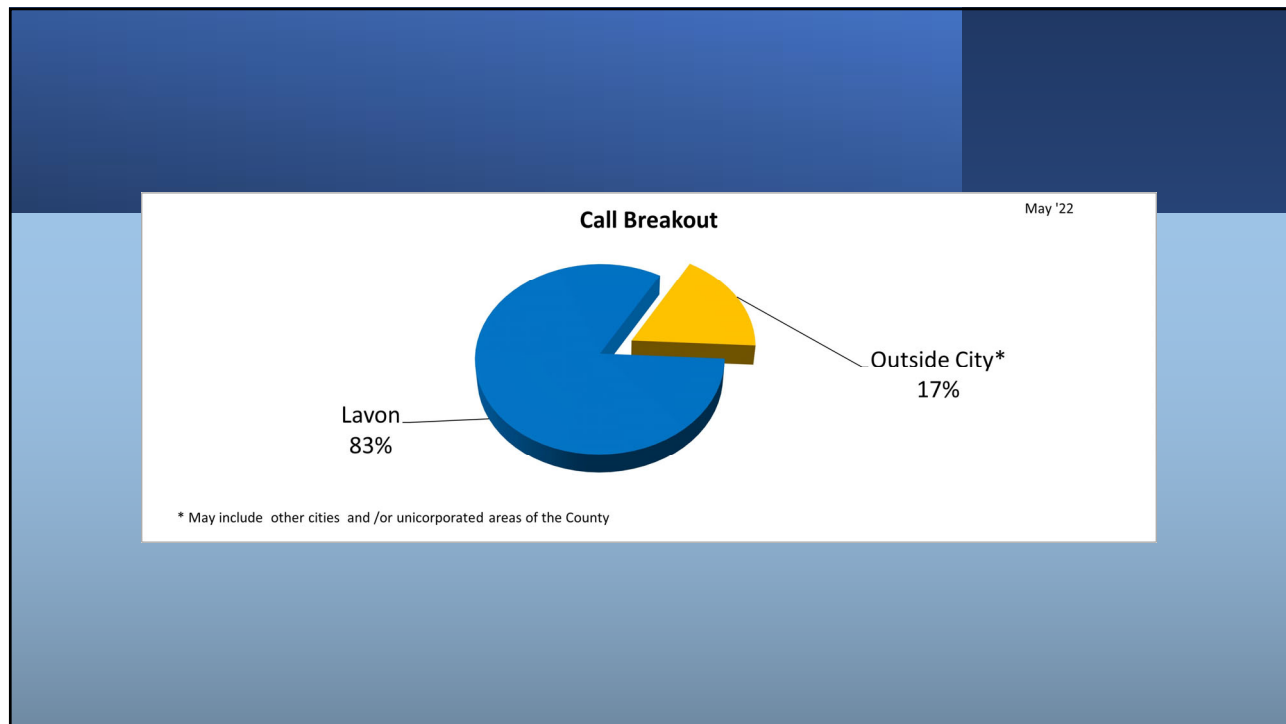
- A.** Police Services – Service, activity, programs, and administration report
- B.** Fire Services – Service, activity, programs, and administration report
- C.** Public Works Services – Utilities, capital projects, public works, and street maintenance report
- D.** Administration Services – Building Permits; CWD Service; Collin County Tax Collection; Sales Tax; Financial Report, TxDOT Projects Report; and administration and staff reports



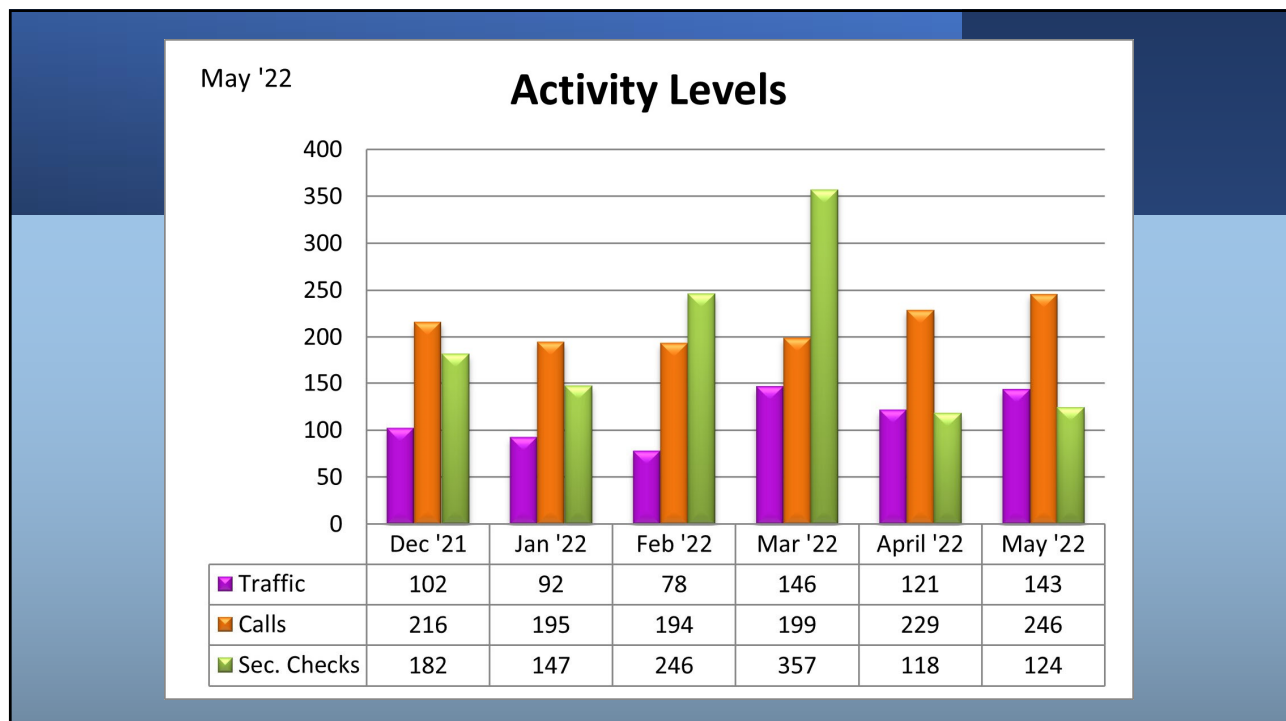
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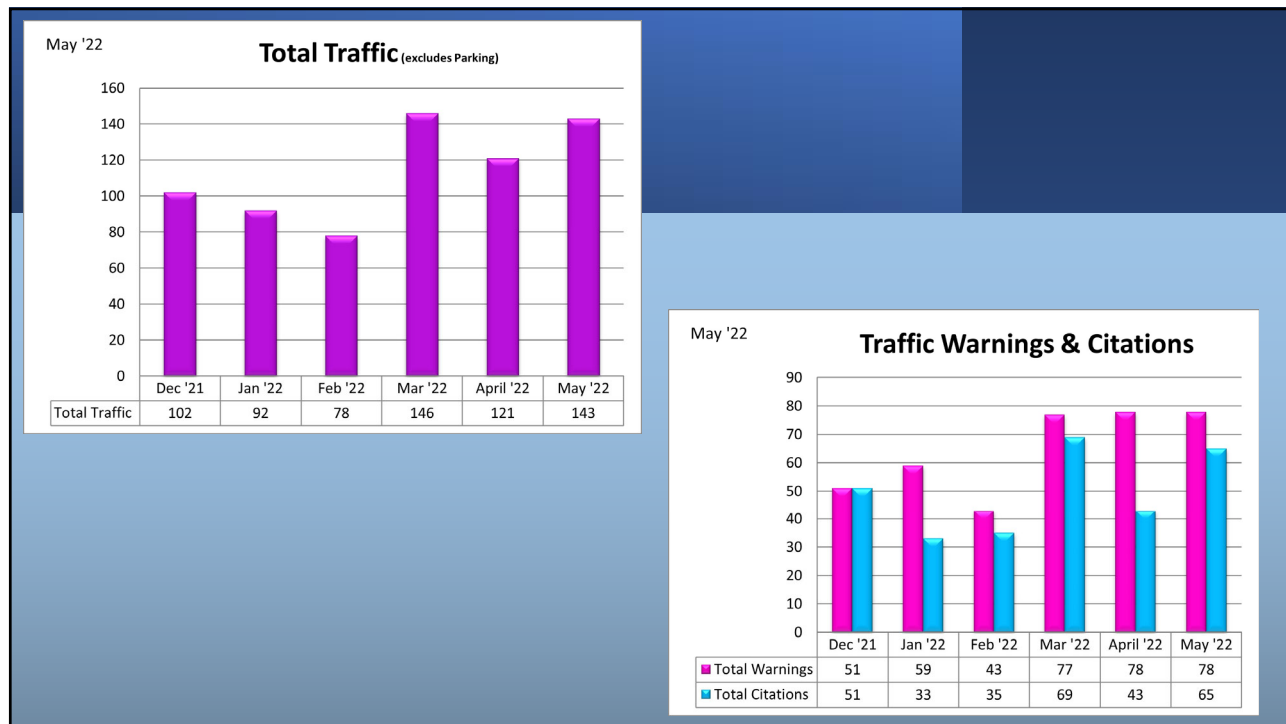
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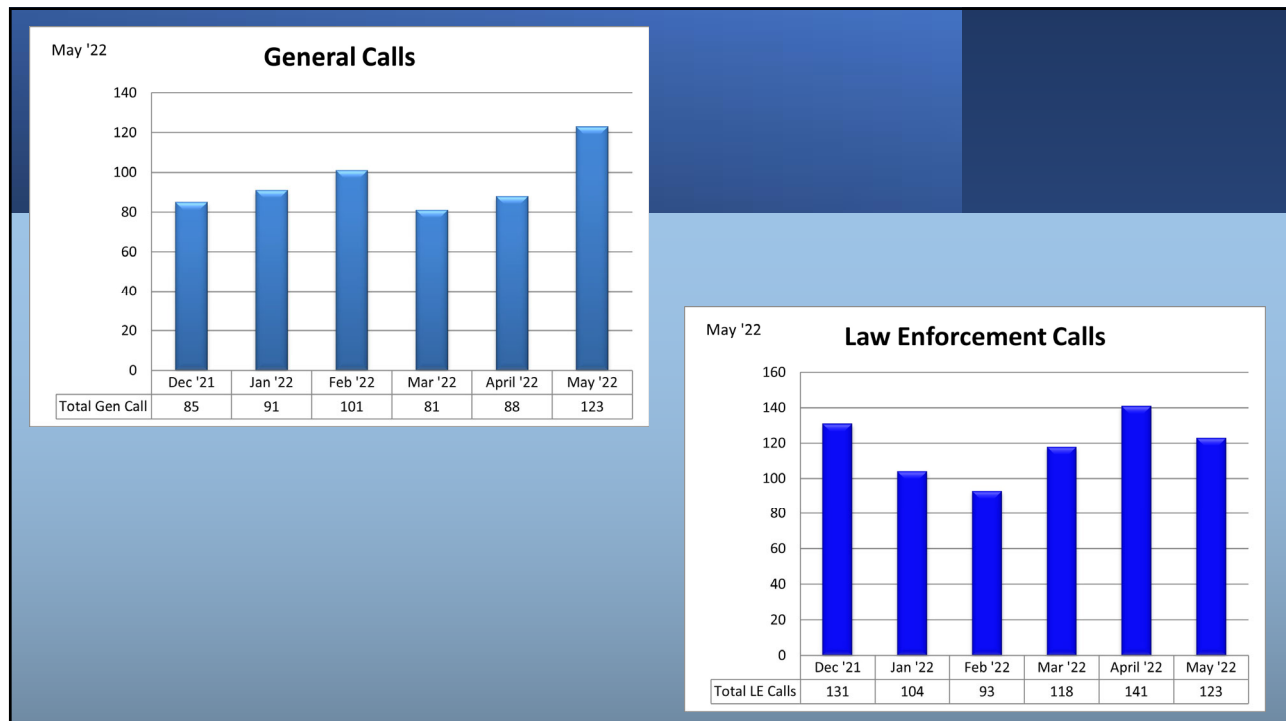
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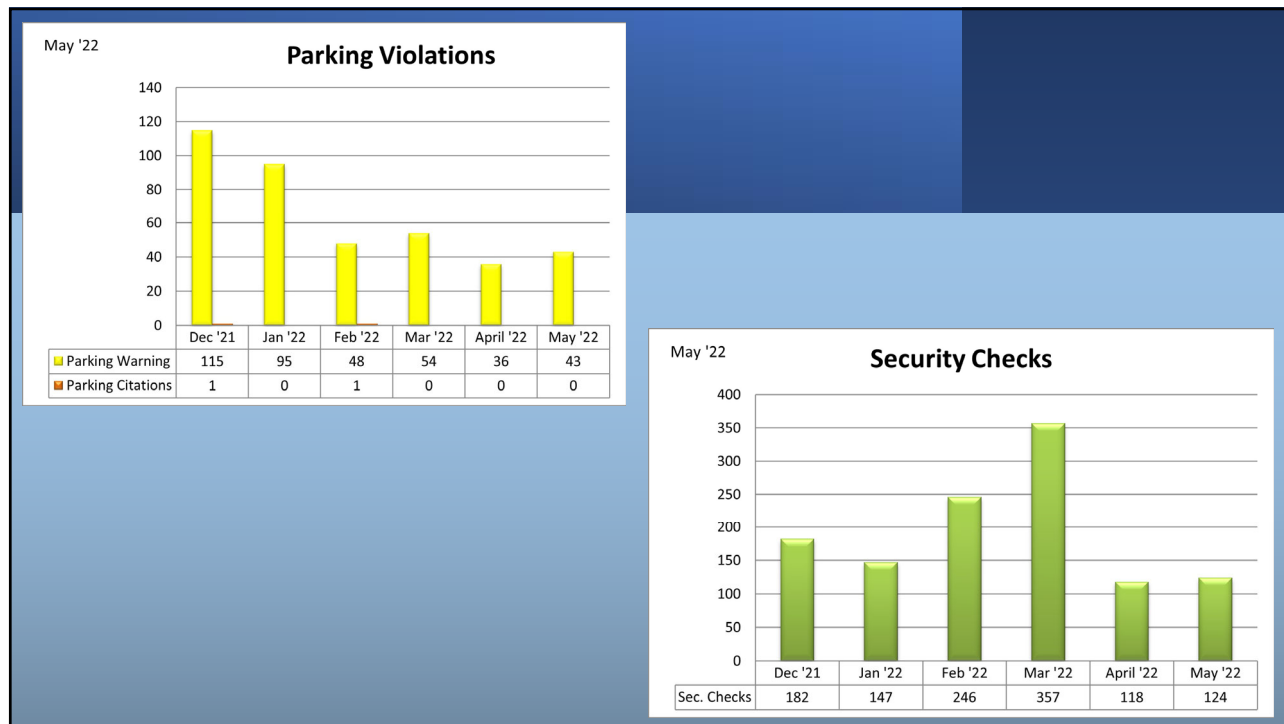
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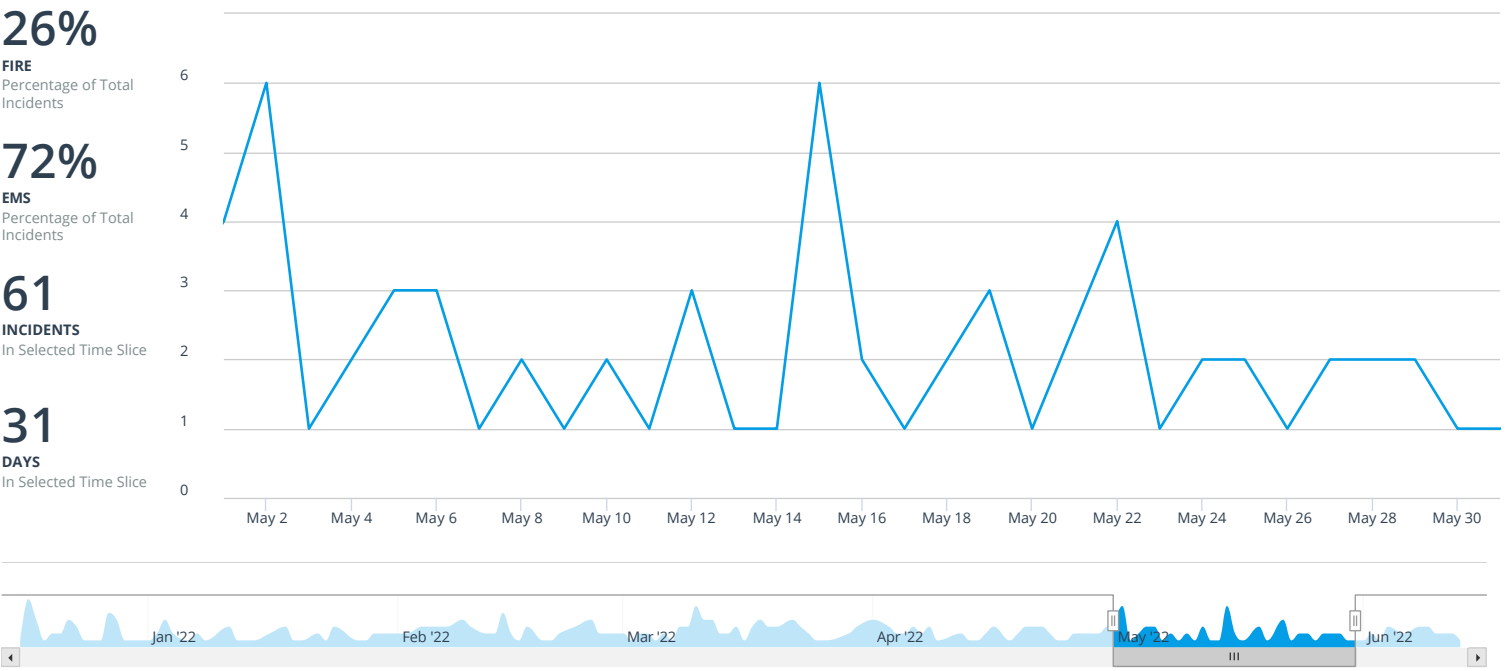
7



8

Previous Month ▾

May 1, 2022 - May 31, 2022 ▾



Counts % Rows % Columns % All

Week Ending	5/1/22	5/8/22	5/15/22	5/22/22	5/29/22	6/5/22	6/12/22	6/19/22	6/26/22	7/3/22	7/10/22	7/17/22	7/24/22	Total
(11) Structure Fire						1								1
(32) Emergency medical service (EMS) incident	2	15	10	9	8									44
(41) Combustible/f... spills & leaks		1												1
(53) Smoke, odor problem			1											1
(55) Public service assistance	1		1		1									3
(56) Unauthorized burning			1											1
(60) Good intent call, other					1									1
(61) Dispatched and canceled en route		1	2		1									4
(62) Wrong location, no emergency found				1										1
(65) Steam, other gas mistaken for smoke				1	1									2
(70) False alarm and false call, other		1												1
NULL	1													1
Total	4	18	15	11	12	1								61



TO: Danny Anthony, Fire Chief
Kim Dobbs, City Administrator

FROM: Travis Tilley, Emergency Management

DATE: May 31, 2022

RE: Lavon Outdoor Storm Warning Siren Installation

As of 31MAY2022 we have a fully functioning siren system. The project that was approved, funded, and started in 2020 has been completed.

The project included:

- Upgraded our Outdoor Warning System management and control software to the CentrAlert (TM) computer-based platform which also included upgrading all existing telemetry equipment to an encrypted communications system with military grade malicious interference protection. Since we switched to this new system we've had 0 uncommanded activations, 0 accidental activations, and no known attempts of unauthorized system use. (December/January 2021)
- Removed the unused radio communications tower at the Fire Station and replaced it with building-mounted siren communications equipment. (January 2021)
- Installed a new high-powered rotating siren on property near Public Works (January 2021)
- Installed a new omni-directional siren at the recently completed JP Annex. (May 2022)
- Performed battery replacements for the two original existing sirens as part of normal and routine maintenance. (Summer 2021)

The resulting coverage of this project brought the City to near-100% acceptable outdoor warning coverage. See the following map of current coverage. It is important to note that atmospheric conditions can impact coverage areas and in certain cases the coverage area may likely be greater than illustrated. *[note: the map does not include most recent annexations, for which additional program funding is being explored and finalized]*





Community Waste Disposal Monthly Report to the City of Lavon

Nicole Roemer *Municipal Director*



Municipal Recycling Program



Single Stream Recycling

Participation in the Residential Curbside Recycling Program continues to demonstrate that residents of the City of Lavon are dedicated to the preservation of the Texas environment for future generations.

The chart below details the statistics of the CWD Residential Curbside Recycling Program.

	May-2022	Apr-2022	Mar-2022	Feb-2022	Jan-2022	Dec-2021	Nov-2021	Oct-2021	Sep-2021	Aug-2021	Jul-2021	Jun-2021
Homes	1,970	1,922	1,910	1,901	1,873	1,840	1,840	1,814	1,790	1,751	1,720	1,692
Resi Rcy Tonnage	33.93	19.67	38.82	29.27	26.47	38.95	27.88	33.40	41.61	23.81	19.33	27.15
Pounds / Home / Month	34.45	20.47	40.65	30.79	28.26	42.34	30.30	36.82	46.49	27.20	22.48	32.09



Municipal Service Inquiries



Residential Solid Waste Services

The Solid Waste Industry has a standard service inquiry ratio of 1.0 inquiries per 1,000 service opportunities.

**** Service inquiries related to the three storm days in February, and potential subsequent collection days, were not recorded as grievances, as these were non-ordinary operating circumstances for CWD. ****

	May-2022	Apr-2022	Mar-2022	Feb-2022	Jan-2022	Dec-2021	Nov-2021	Oct-2021	Sep-2021	Aug-2021	Jul-2021	Jun-2021
Service Opportunities	17,060	16,644	16,540	16,462	16,220	15,934	15,934	15,709	15,501	15,163	14,895	14,652
Service Inquiries	11	15	11	6	5	18	2	8	9	13	25	9
Per 1,000 Service Opps	0.64	0.90	0.67	0.36	0.31	1.13	0.13	0.51	0.58	0.86	1.68	0.61



Customer Service Inquiries - Detail



Good Service is Good Business

CWD's Customer Service Community is available to provide solutions via phone or online. Our efficient team is here to support the City of Lavon and we continually strive for top-notch performance to ensure residents receive the most value out of their waste and recycling services.

City Account Grievances for the Period of 05/01/2022 - 05/31/2022

Date	Account	Address	Service Type	Service Code
05/11/2022	105627-818	351 COYOTE CREEK DR		
05/11/2022	105627-819	784 DEVONSHIRE DR		
				Total : 2
05/19/2022	105627-497	560 LINCOLN	RESI-BULK	RESI R/L BULK
05/25/2022	105627-599	579 PROVIDENCE PL	RESI-BULK	RESI R/L BULK
				Total RESI-BULK: 2
05/11/2022	105627-089	553 ADAMS LN	RESI-RECYCLE	NOTE

					Total RESI-RECYCLE: 1
05/04/2022	105627-245	808 AUSTIN LN	RESI-TRASH	SERVICE TRASH CART	
05/16/2022	105627-824	307 OAK CREEK DR	RESI-TRASH	NOTE	
05/18/2022	105627-825	730 WINDSOR CT	RESI-TRASH	SERVICE TRASH CART	
05/19/2022	105627-826	828 FOXTAIL	RESI-TRASH	SERVICE TRASH CART	
05/19/2022	105627-827	319 OAK CREEK DR	RESI-TRASH	SERVICE TRASH CART	
05/25/2022	105627-829	624 MAIN ST	RESI-TRASH	SERVICE TRASH CART	
					Total RESI-TRASH: 6
					Total Inquiries: 11

CITY OF LAVON
BUILDING PERMITS
CALENDAR YEAR 2021-2022

PERMITS	May - 22	Calendar Year 2022	Permit Valuations	May - 21	Calendar Year 2021	Permit Valuations
	NUMBER	NUMBER	Permit Fee's	NUMBER	NUMBER	Permit Fee's
COMMERCIAL	6	27	\$775.00	5	17	\$20,759.00
SINGLE FAMILY	77	232	\$770,170.57	43	210	\$655,235.38
POOLS	3	5	\$2,000.00	0	0	\$0.00
OTHERS	67	375	\$43,497.53	50	295	\$35,582.00
TOTAL	153	639	\$816,443.10	98	522	\$711,576.38

**Kenneth L. Maun
Tax Assessor Collector
Collin County
2300 Bloomdale Rd
P.O. Box 8046
McKinney, Texas 75070
972- 547-5020
Metro 424-1460 Ext.5020
Fax 972-547-5040**

June 10, 2022

**Mayor Vicki Sanson
City of Lavon
P. O. Box 340
Lavon, Texas 75166**

Dear Mayor Sanson,

**Enclosed is the Monthly Collection Report for:
The City of Lavon tax collections for the month were:**

**May 2022
4,378.57**

Sincerely,

**Kenneth L. Maun
Tax Assessor Collector**

Attachment

cc: Kim Dobbs, City Administrator/City Secretary

KM:jd

Kenneth L Maun
Tax Assessor/Collector
Collin County
P O Box 8046
McKinney Tx 75070

Monthly Collection Status Report
May 2022

City of Lavon #18

	Collections Month of May	Cumulative Total 10/1/21 thru 5/31/22	% of Collections
Current Tax Year Collections			
Base M&O	2,420.94	1,215,197.19	100.53%
Base I&S	2,040.36	1,024,140.91	
Late Rendition Penalty	0.00	327.17	
P&I M&O	6.97	1,177.03	
P&I I&S	5.88	986.71	
P&I I&S Bond	0.00	0.00	
Attorney Fee	20.98	20.98	
Other	0.00	0.00	
Subtotal	<u>4,495.13</u>	<u>2,241,849.99</u>	100.64%
Delinquent TaxYears Collections			
Base M&O	(58.66)	6,290.74	
Base I&S	(39.72)	4,412.98	
Late Rendition Penalty	0.00	0.00	
P&I M&O	1.67	513.34	
P&I I&S	1.13	364.81	
P&I I&S Bond	0.00	0.00	
Attorney Fee	2.56	3.59	
Other	0.00	0.00	
Subtotal	<u>(93.02)</u>	<u>11,585.46</u>	0.52%
Combined Current & Delinquent:			
Base M&O	2,362.28	1,221,487.93	
Base I&S	2,000.64	1,028,553.89	
Late Rendition Penalty	0.00	327.17	
P&I M&O	8.64	1,690.37	
P&I I&S	7.01	1,351.52	
P&I I&S Bond			
Attorney Fee	23.54	24.57	
Other	0.00	0.00	
Total Collections	<u>4,402.11</u>	<u>2,253,435.45</u>	101.16%
Original 2021 Tax Levy			
		<u>2,227,547.65</u>	100.00%

Kenneth L Maun
Tax Assessor/Collector
Collin County
P O Box 8046
McKinney Tx 75070

Cumulative Comparative Collection Status Report
May 2022

City of Lavon #18

	Collections thru May 2022	% Collections	Collections thru May 2021	% Collections
Current Tax Year Collections				
Base M&O	2,239,338.10	100.53%	1,869,201.32	99.44%
Late Rendition Penalty	327.17		66.96	
P&I M&O	2,163.74		2,718.63	
Attorney Fee	20.98		271.51	
Other	0.00		0.00	
Subtotal	<u>2,241,849.99</u>	100.64%	<u>1,872,258.42</u>	99.60%
Delinquent Tax Years Collections				
Base M&O	10,703.72		2,355.98	
Late Rendition Penalty	0.00		0.00	
P&I M&O	878.15		1,207.86	
Attorney Fee	3.59		817.30	
Other Fees	0.00		0.00	
Subtotal	<u>11,585.46</u>	0.52%	<u>4,381.14</u>	0.23%
Combined Current & Delinquent:				
Base M&O	2,250,041.82		1,871,557.30	
P&I M&O	3,041.89		3,926.49	
Late Rendition Penalty	327.17		66.96	
Attorney Fee	24.57		1,088.81	
Other	0.00		0.00	
Total Collections	<u>2,253,435.45</u>	101.16%	<u>1,876,639.56</u>	99.84%
Adjusted 2020 Tax Levy			<u>1,879,711.89</u>	100.00%
Original 2021 Tax Levy	<u>2,227,547.65</u>	100.00%		

Kenneth L. Maun
Tax Assessor/Collector
Collin County
P O Box 8046
McKinney Tx 75070

Levy Outstanding Status Report
May 2022

City of Lavon #18

	Current Tax Year	Delinquent Tax Years
Current Month:		
Tax Levy Remaining as of 4/30/22	18,149.34	7,834.77
Base M&O Collections	4,461.30	(98.38)
Supplement/Adjustments	(191.57)	(174.66)
Write-Off	0.00	0.00
Remaining Levy as of 5/31/22	<u>13,496.47</u>	<u>7,758.49</u>
Cumulative (From 10/01/21 thru 5/31/22)		
Original 2021 Tax Levy (as of 10/01/21)	2,227,547.65	7,178.10
Base M&O Collections	2,239,338.10	10,703.72
Supplement/Adjustments	25,286.92	11,284.11
Write-Off	0.00	0.00
Remaining Levy as of 5/31/22	<u>13,496.47</u>	<u>7,758.49</u>

Kenneth L Maun
Tax Assessor/Collector
Collin County
P O Box 8046
McKinney Tx 75070

Monthly Distribution Report
May 2022

City of Lavon #18

	Distribution Month of May	Distribution 10/1/21 thru 5/31/22
Weekly Remittances:		
Week Ending 5/6/22	104.92	168,081.29
Week Ending 5/13/22	0.00	295,659.37
Week Ending 5/20/22	1,070.18	1,349,500.88
Week Ending 5/27/22	2,198.92	141,826.85
Week Ending 5/31/22	1,004.55	298,158.50
Total Weekly Remittances	<u>4,378.57</u>	<u>2,253,226.89</u>
Overpayment from Prior Month	0.00	167.63
Excess Refund Remittance Repaid to Entity	0.00	0.00
Commission Paid Delinquent Attorney	23.54	24.57
Entity Collection Fee	0.00	0.00
Judgement Interest	0.00	0.00
5% CAD Rendition Penalty	0.00	16.36
Total Disbursements	<u><u>4,402.11</u></u>	<u><u>2,253,435.45</u></u>
Carryover to Next Month	0.00	0.00

2833 - Lavon, City of (General Obligation Debt)
Report - Lavon, City of (General Obligation Debt) / Sales Tax Data

The charts below contain sales tax revenue allocated each month by the Texas State Comptroller. Please contact and search the [Texas Comptroller's website](#) if you notice an incorrect amount.

For example, the February allocations reflect December sales, collected in January and allocated in February.

*Excludes any sales tax retained by the municipality and not remitted to the Comptroller.

- [View Grid Based on Calendar Year](#)
- [View Grid With All Years](#)

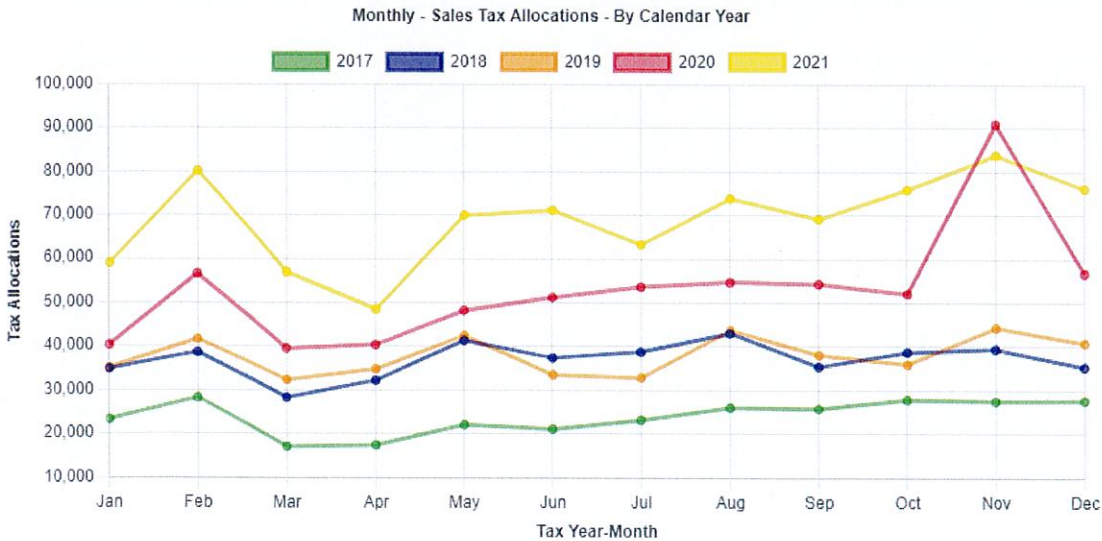
[Download to Excel](#)

Change Fiscal Year End

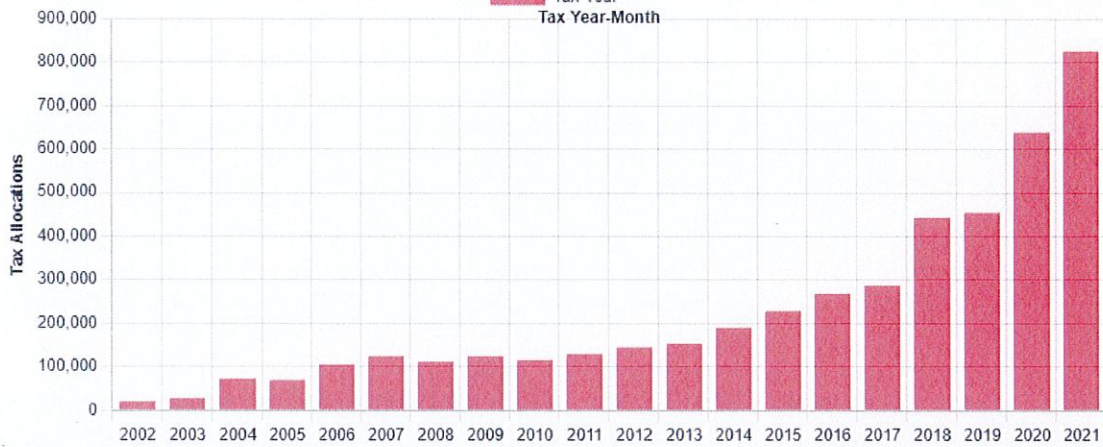
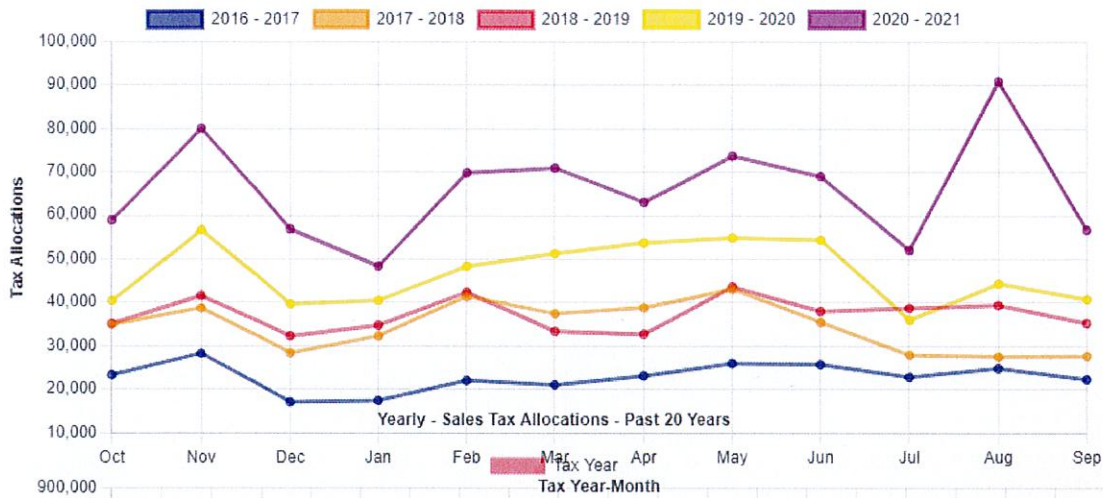
09/30/2023

Submit

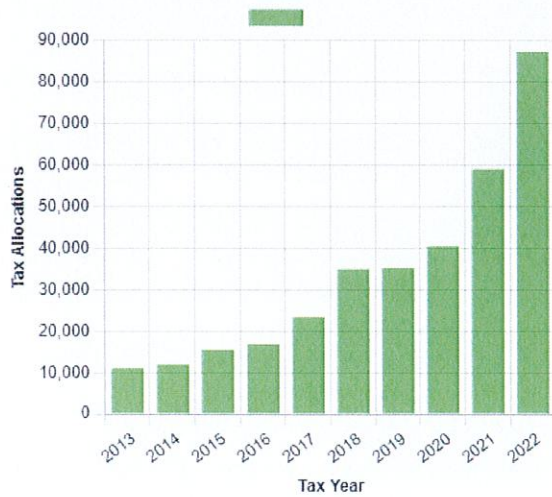
Year	October	November	December	January	February	March	April	May	June	July	August	September	Total
2022	\$75,699	\$83,649	\$75,926	\$87,161	\$91,220	\$82,408	\$68,743	\$91,544	\$78,074	\$0	\$0	\$0	\$734,425
2021	\$52,096	\$90,909	\$56,718	\$58,898	\$80,039	\$56,878	\$48,350	\$69,834	\$70,944	\$63,068	\$73,676	\$68,987	\$790,396
2020	\$35,846	\$44,260	\$40,667	\$40,349	\$56,602	\$39,533	\$40,351	\$48,207	\$51,191	\$53,631	\$54,745	\$54,314	\$559,696
2019	\$38,730	\$39,419	\$35,260	\$35,116	\$41,596	\$32,296	\$34,749	\$42,410	\$33,403	\$32,771	\$43,642	\$37,975	\$447,367
2018	\$27,837	\$27,458	\$27,603	\$34,883	\$38,663	\$28,296	\$32,210	\$41,357	\$37,397	\$38,763	\$43,030	\$35,374	\$412,870
2017	\$22,849	\$24,877	\$22,304	\$23,334	\$28,270	\$17,054	\$17,410	\$22,051	\$21,074	\$23,146	\$25,990	\$25,733	\$274,094
2016	\$18,554	\$24,151	\$17,624	\$16,738	\$23,265	\$18,517	\$17,691	\$24,381	\$25,242	\$24,250	\$25,789	\$22,468	\$258,670
2015	\$16,213	\$17,336	\$16,025	\$15,458	\$20,264	\$16,418	\$15,845	\$20,890	\$16,999	\$18,497	\$23,514	\$20,100	\$217,559
2014	\$12,032	\$14,975	\$11,935	\$11,898	\$19,981	\$12,109	\$11,920	\$21,846	\$14,703	\$14,625	\$18,397	\$14,846	\$179,266
2013	\$11,166	\$15,054	\$12,518	\$10,998	\$14,996	\$8,945	\$11,649	\$14,195	\$13,186	\$13,097	\$14,801	\$13,139	\$153,743
2012	\$9,075	\$15,224	\$9,414	\$10,525	\$12,667	\$8,695	\$11,343	\$13,292	\$12,186	\$12,749	\$13,134	\$11,847	\$140,152
2011	\$8,990	\$10,146	\$10,217	\$8,568	\$12,089	\$7,877	\$8,777	\$13,275	\$11,177	\$9,920	\$13,226	\$10,718	\$124,980
2010	\$11,983	\$12,813	\$9,335	\$8,985	\$9,570	\$8,152	\$7,584	\$10,791	\$10,820	\$10,174	\$12,293	\$8,167	\$120,668
2009	\$10,655	\$14,185	\$10,830	\$7,074	\$12,022	\$7,044	\$7,416	\$13,001	\$9,537	\$9,769	\$10,693	\$13,639	\$125,864
2008	\$9,001	\$13,869	\$10,505	\$6,439	\$15,097	\$6,019	\$3,917	\$10,012	\$5,481	\$7,609	\$13,184	\$7,853	\$108,986
2007	\$10,725	\$14,759	\$7,398	\$6,567	\$11,434	\$7,902	\$8,989	\$13,114	\$8,797	\$7,037	\$16,120	\$10,821	\$123,662
2006	\$8,371	\$10,348	\$7,185	\$6,940	\$10,522	\$7,581	\$4,398	\$10,629	\$8,192	\$7,183	\$10,029	\$6,573	\$97,950
2005	\$5,168	\$5,637	\$4,324	\$3,686	\$4,729	\$3,046	\$3,680	\$5,722	\$5,214	\$3,911	\$6,051	\$7,280	\$58,448
2004	\$3,584	\$3,394	\$3,786	\$3,514	\$6,693	\$3,724	\$4,356	\$5,415	\$15,931	\$4,471	\$8,017	\$4,952	\$67,838
2003	\$1,877	\$1,687	\$1,281	\$1,278	\$2,106	\$1,441	\$918	\$2,203	\$1,877	\$1,825	\$3,033	\$2,150	\$21,676



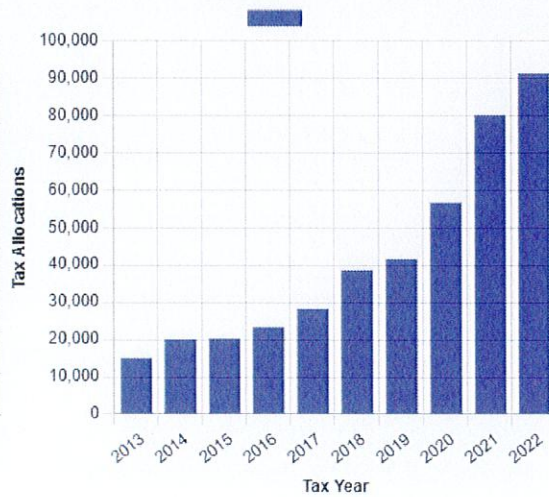
Monthly - Sales Tax Allocations - By Fiscal Year 10/01 - 09/30



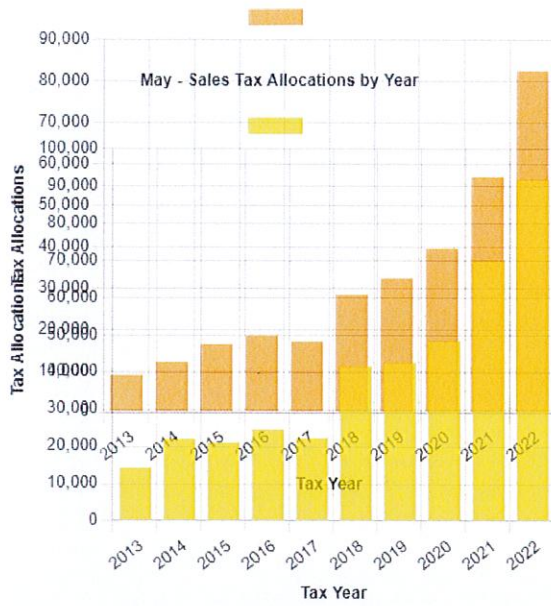
January - Sales Tax Allocations by Year



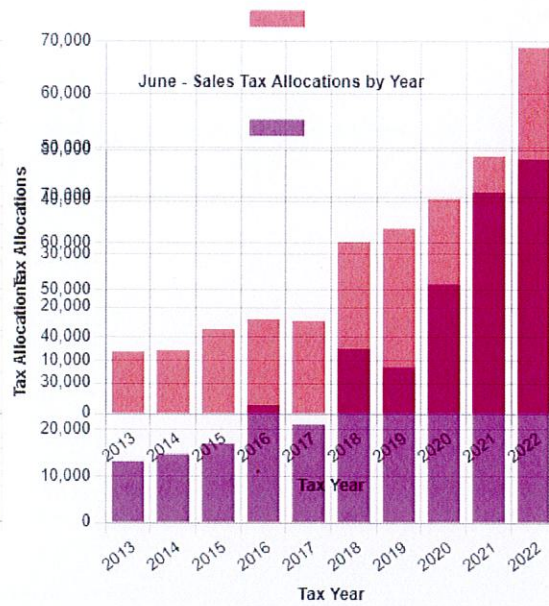
February - Sales Tax Allocations by Year



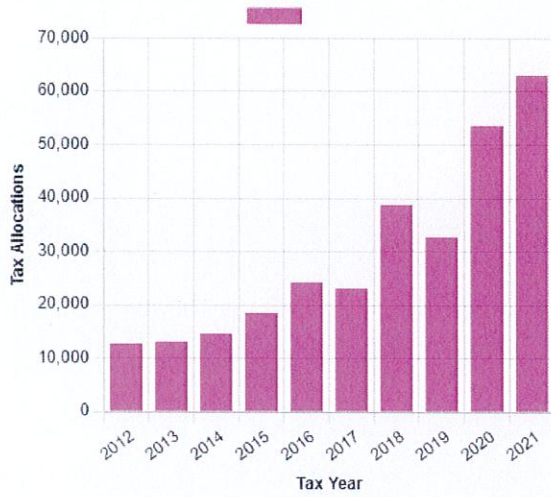
March - Sales Tax Allocations by Year



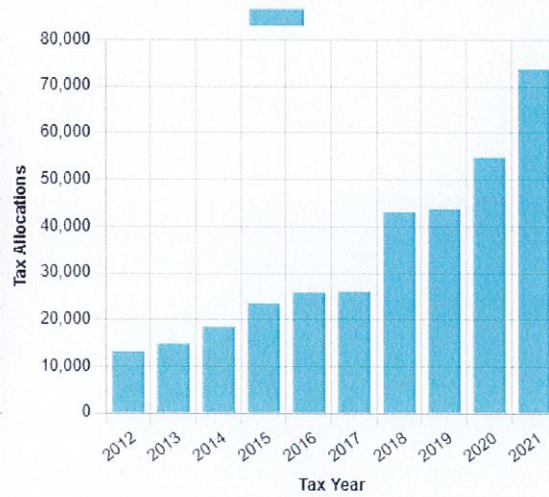
April - Sales Tax Allocations by Year



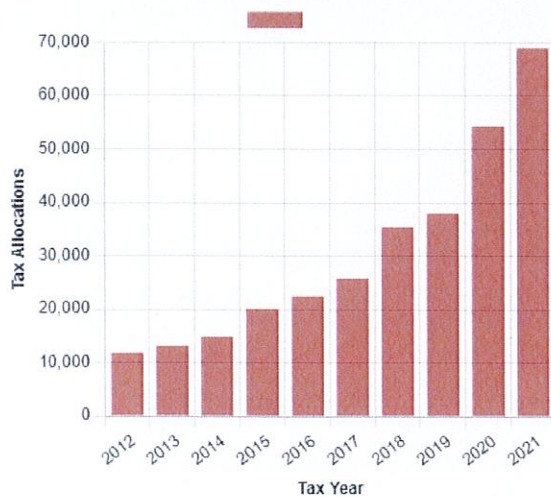
July - Sales Tax Allocations by Year



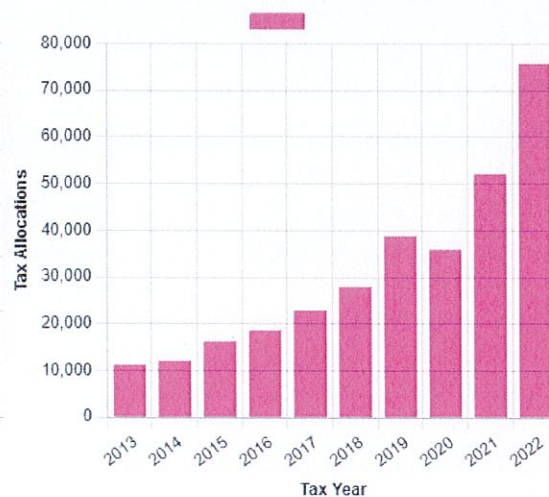
August - Sales Tax Allocations by Year



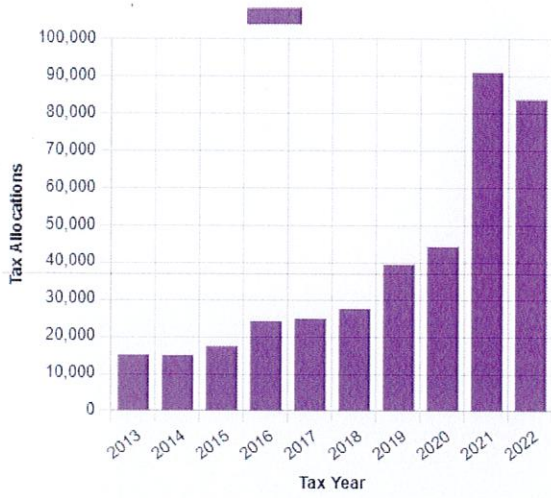
September - Sales Tax Allocations by Year



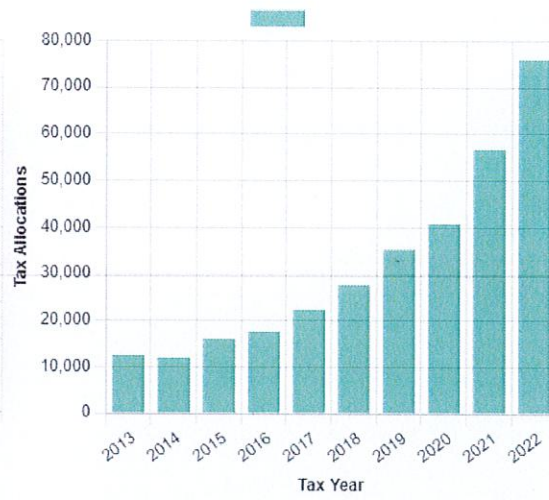
October - Sales Tax Allocations by Year



November - Sales Tax Allocations by Year



December - Sales Tax Allocations by Year



CITY OF LAVON
REVENUE AND EXPENSE REPORT
AS OF MAY 31, 2022

GENERAL FUND		ADOPTED / AMENDED 2021-22	YTD	REMAINING BUDGET	% of BUDGET
SOURCE OF FUNDS					
	Estimated Beginning Resources	1,876,500	1,876,500	-	100.00%
	Bond Proceeds for Professional Serv	75,000	75,000		
REVENUE - CURRENT					
Taxes					
10-00-4200	Property Tax	1,219,047	1,224,303	(5,256)	100.43%
10-00-4205	Franchise	160,000	154,846	5,154	96.78%
10-00-4206	Sales & Use Tax	390,000	328,175	61,825	84.15%
10-00-4208	Penalty & Interest	500	-	500	0.00%
10-00-4209	Ad Valorem Delinquent Taxes	1,000	-	1,000	0.00%
	Total Taxes	1,770,547	1,707,324	63,223	96.43%
Transfers to Reimburse GF					
10-00-4900	Solid Waste for admin svc	172,000	114,667	57,333	66.67%
10-00-4901	Sewer for admin svc	120,000	80,000	40,000	66.67%
10-00-4907	Transfer from Sewer for I&S	500,000	333,333	166,667	66.67%
	Total Transfers	792,000	528,000	264,000	66.67%
Municipal Court					
10-00-4501	Court Fees	2,000	-	2,000	0.00%
	Total Municipal Court	2,000	-	2,000	0.00%
Administration					
10-00-4004	Administrative Fee	25,000	19,450	5,550	77.80%
10-00-4010	Banking Interest	12,500	14,628	(2,128)	117.02%
10-00-4122	Utility Late Fees	12,500	15,535		124.28%
	Total Administration	50,000	49,613	388	99.23%
Operations					
10-00-4324	Land Use Application Fees	50,000	93,192	(43,192)	186.38%
10-00-4325	Food Serv Insp Permits	6,500	3,475	3,025	53.46%
10-00-4326	General Permit Fees	225,000	95,201	129,799	42.31%
10-00-4327	Bldg Permit Fees	975,000	1,120,321	(145,321)	114.90%
10-00-4328	OSSF Permit Fees	500	800	(300)	160.00%
10-00-4329	Infrastructure Inspection Fees	350,000	140,832	209,168	40.24%
10-00-4332	Building Rent - LEDC	6,000	6,000	-	100.00%
10-00-4503	PD Fines/Fees	40,000	33,995	6,005	84.99%
10-00-4504	PD Warrant Fines / Fees	5,000	1,289	3,711	25.78%
10-00-4509	FD Services Contract	15,000	20,324	(5,324)	135.49%
10-00-4700	Comm Ctr/Pav Rent Fees	4,000	4,213	(213)	105.31%
10-00-4800	Sale of Property	-	120	(120)	0.00%
	Total Operations	1,677,000	1,519,761	157,239	90.62%
	Total General Fund Revenues	4,291,547	3,804,698	486,849	88.66%
	Total Source of Funds	6,168,047	5,681,198	486,849	92.11%
EXPENDITURES					
Municipal Court Services					
10-25-5000	Payroll	59,759	43,816	15,943	73%
10-25-5015	Health Insurance	8,800	5,373	3,427	61%
10-25-8501	FICA & Medicare	4,572	3,352	1,220	73%
10-25-8502	Retirement	9,112	5,055	4,057	55%
10-25-8503	TWC	1,673	97	1,577	6%
10-24-5005	Credit Card Fees	1,250	-	1,250	0%
10-24-5010	Jury Panel	250	60	190	24%
10-25-5016	Judge / Prosecutor Contract Labor	7,500	6,188	1,313	83%
10-24-5400	Postal Fees	500	174	326	35%
10-24-5800	Training	1,000	530	470	53%
10-24-6250	Office Supplies	1,500	641	859	43%

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GENERAL FUND		ADOPTED / AMENDED 2021-22	YTD	REMAINING BUDGET	% of BUDGET
Total Municipal Court		95,916	65,284	30,631	68%
Administration Services					
10-00-5000	Payroll - Admin Staff	372,200	208,423	163,777	56%
10-00-5015	Health Insurance	35,200	16,118	19,082	46%
10-00-8501	FICA & Medicare	28,473	15,860	12,614	56%
10-00-8502	Retirement	56,751	28,356	28,395	50%
10-00-8503	TWC	10,422	3	10,419	0%
10-21-6010	Adv, Notices & Pubs	10,000	12,788	(2,788)	128%
10-21-6014	Building Supplies	2,000	1,319	681	66%
10-21-6020	Cell Phone	500	328	172	66%
10-21-6060	Computer Software (comb w 10-21-65	20,000	11,578	8,422	58%
10-21-6065	Council Supplies	1,500	196	1,304	13%
10-21-6070	Cleaning	7,500	3,092	4,408	41%
10-21-6080	CPA	1,000	-	1,000	0%
10-21-6100	Dues & Fees	5,000	5,259	(259)	105%
10-21-6101	Elections	12,000	2,813	9,187	23%
10-21-6104	Community Events	7,500	3,631	3,869	48%
10-21-6250	Office Supplies	3,000	1,767	1,233	59%
10-21-6251	Drinking Water All Depts	1,000	301	699	30%
10-21-6252	Office Furniture	2,500	1,190	1,310	48%
10-21-6253	Office Equipment	4,000	678	3,322	17%
10-21-6264	Sales Tax Grant	45,000	17,656	27,344	39%
10-21-6304	Comm Events Monitors	1,000	631	369	63%
10-21-6400	Postal Fees	250	107	143	43%
10-21-6800	Training	7,500	6,150	1,350	82%
10-21-6802	Staff Development	3,500	625	2,875	18%
10-21-7000	Electric	5,000	2,566	2,434	51%
10-21-7002	Natural Gas	4,500	5,105	(605)	113%
10-21-7003	Telephone	4,000	2,032	1,968	51%
10-21-7004	Water	1,000	364	636	36%
10-21-8419	Mileage & Meals	1,500	1,099	401	73%
Total Administration Operations		653,796	350,036	303,760	54%
Admin Capital Outlay					
10-29-8150	City Hall improvements	1,500	-	1,500	0%
Total Admin Capital Outlay		1,500	-	1,500	0%
Total Admin Services		655,296	350,036	305,260	53%
Fire Services					
10-25-6008	Stipend	80,000	44,050	35,950	55%
10-48-5000	Payroll	245,000	62,224	182,776	25%
10-48-5015	Health Insurance	35,200	7,269	27,931	21%
10-48-8501	FICA & Medicare	18,743	4,760	13,982	25%
10-48-8502	Retirement	37,356	8,977	28,379	24%
10-48-8503	TWC	6,860	10	6,850	0%
10-25-7002	Storm Siren and Maint	1,000	-	1,000	0%
10-48-5002	Asset Tags/Metal	300	-	300	0%
10-48-5604	Postage	75	16	59	22%
10-48-6002	Equipment Maint Rep	4,500	405	4,095	9%
10-48-6003	Internet/Wifi Utility	18,000	7,398	10,602	41%
10-48-6005	NFPA Pump/Ladder Test	5,000	2,830	2,171	57%
10-48-6011	Office Supplies	2,000	1,866	134	93%
10-48-6012	Travel/ Conf / Meals	10,000	(1,649)	11,649	-16%
10-48-6102	Dues & Fees	5,500	3,101	2,399	0%
10-48-6145	Medical Services	2,000	1,082	918	54%
10-48-6160	Mobile Technology	2,500	2,618	(118)	105%
10-48-6200	Safety/Fire Equipment	30,000	6,307	23,693	21%
10-48-6201	Fire Hose	1,000	-	1,000	0%
10-48-7000	Electricity	8,000	5,117	2,883	64%

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GENERAL FUND		ADOPTED / AMENDED 2021-22	YTD	REMAINING BUDGET	% of BUDGET
10-48-7002	Natural Gas	3,000	1,467	1,533	49%
10-48-7004	Water	3,500	733	2,767	21%
10-48-7006	PPE/ Bunker Gear & Maint	20,000	553	19,447	3%
10-48-7009	Apparatus Maintenance	35,000	19,701	15,299	56%
10-48-7010	ALS Med Supplies	10,000	8,706	1,294	87%
10-48-7011	EOC Fire Alarm Mon	1,000	-	1,000	0%
10-48-7014	IT / Software	27,500	26,536	964	96%
10-48-7024	Graphics/Uniforms	7,000	6,450	550	92%
10-48-7030	Fuel	7,000	7,306	(306)	104%
10-48-7031	Cleaning	3,900	2,794	1,106	72%
	Total Fire Operations	630,934	230,626	400,308	37%
	Fire Capital Outlay				
10-48-6550	FD-EOC-PD Signage	2,500	-	2,500	0%
10-48-7036	FD furn and EOC tech	15,000	11,872	3,129	79%
10-48-8118	Fire Radios	29,565	29,535	30	100%
10-48-8117	Fire Apparatus	200,000	-	200,000	0%
	Total Fire Capital Outlay	247,065	41,406	203,159	17%
	Total Fire Services	877,999	272,032	603,467	31%
Police Services					
10-45-5000	Payroll	781,671	560,437	221,234	72%
10-45-5015	Health Insurance	105,600	58,681	46,919	56%
10-45-8501	FICA & Medicare	59,798	42,014	17,784	70%
10-45-8502	Retirement	119,185	71,595	47,590	60%
10-45-8503	TWC	21,887	182	21,705	1%
10-29-6015	Audio Visual	2,500	2,195	305	88%
10-29-6018	Protective Gear	5,500	1,293	4,207	24%
10-29-6050	Child Abuse Interlocal	1,500	1,500	-	100%
10-29-6055	Cleaning	5,000	3,285	1,715	66%
10-29-6061	Computers	5,000	1,119	3,881	22%
10-29-6070	Crime Prev / Community Policing	9,000	2,473	6,527	27%
10-29-6071	Database Services	4,000	330	3,670	8%
10-29-6072	Dispatch	54,711	39,656	15,055	72%
10-29-6102	Dues & Fees	1,000	98	902	10%
10-29-6140	Emergency Equipment	6,000	1,677	4,323	28%
10-29-6145	Medical Services	1,500	75	1,425	5%
10-29-6146	Travel / Meals	1,000	372	628	37%
10-29-6150	Inmate Boarding	15,000	3,750	11,250	25%
10-29-6160	Mobile Technology	16,000	13,545	2,455	85%
10-29-6253	Office Supplies	4,000	2,485	1,515	62%
10-29-6254	Patrol Rifle / Firearms	6,000	3,676	2,324	61%
10-29-6350	Police Equipment Mtnc.	2,500	266	2,234	11%
10-29-6351	Office Equipment	1,500	976	524	65%
10-29-6400	Postal Fees	750	394	356	53%
10-29-6401	Radio Maintenance	2,500	16	2,484	1%
10-29-6403	Report Mgt System	9,500	8,951	549	94%
10-29-6500	Software	3,000	815	2,186	27%
10-29-6502	Tazers (3)	10,000	-	10,000	0%
10-29-6550	TLETS Management	11,000	9,600	1,400	87%
10-29-6751	Operational Supplies	8,500	895	7,605	11%
10-29-6800	Training	6,000	1,886	4,114	31%
10-29-6850	Uniform	6,500	6,077	423	93%
10-29-6900	Vehicle Cleaning	1,000	400	600	40%
10-29-6903	Vehicle Fuel	23,000	21,108	1,892	92%
10-29-6904	Vehicle Mtnc.	15,000	14,693	307	98%
10-29-7025	Electricity	6,000	3,888	2,112	65%
10-29-7027	Telephone	6,500	1,100	5,400	17%
10-29-7028	Water	1,000	349	651	35%

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10-45-6017	Body Cams and video storage	15,000	10,641	4,359	71%
10-50-8305	Law Enforcement Liability	8,295	6,120	2,175	74%
	Total Police Operations	1,363,397	898,613	464,784	66%
	Police Capital Outlay				
10-29-7509	Police remodel	3,000	-	3,000	0%
10-29-7515	Police Vehicles Total	132,210	68,202	64,008	52%
	Total Police Capital Outlay	135,210	68,202	67,008	50%
	Total Police Services	1,498,607	966,815	531,792	65%
Public Works Services					
10-40-5000	Payroll	189,675	108,648	81,027	57%
10-40-5015	Health Insurance	35,200	17,066	18,134	48%
10-40-8501	FICA & Medicare	14,510	8,303	6,207	57%
10-40-8502	Retirement	28,921	15,105	13,816	52%
10-40-8503	TWC	5,311	120	5,191	2%
10-40-5999	Computer & Equip	1,000	-	1,000	0%
10-40-6022	Cell Phone	2,400	1,939	461	81%
10-40-6024	Meals & Travel	1,000	42	958	4%
10-40-6025	MS4 Supplies	1,000	-	1,000	0%
10-40-6026	PW Office Supplies	500	157	343	31%
10-40-6027	Postage	75	-	75	0%
10-40-6104	Code Enforcement	10,000	-	10,000	0%
10-40-6105	Food Service Inspector	7,000	2,375	4,625	34%
10-40-6145	Medical Services	1,000	45	955	5%
10-40-6155	Grounds Mtnc	18,000	3,924	14,076	22%
10-40-6156	Heavy Equipment Maintenance	10,000	-	10,000	0%
10-40-6550	Signage	11,600	4,008	7,592	35%
10-40-6700	State OSSF Fees	300	-	300	0%
10-40-6701	Street Lights	65,000	36,188	28,812	56%
10-40-6703	Street Repair/Maintenance	10,000	397	9,604	4%
10-40-6749	Mosquito Spraying	12,000	2,960	9,040	25%
10-40-6750	Tools	5,000	1,064	3,936	21%
10-40-6751	Operational Supplies	4,500	468	4,032	10%
10-40-6800	Training	3,500	-	3,500	0%
10-40-6850	Uniform	5,000	1,766	3,234	35%
10-40-6905	Vehicle Fuel	7,000	4,289	2,711	61%
10-40-6906	Vehicle Maintenance	7,000	220	6,780	3%
10-40-7004	Water	1,000	283	717	28%
10-40-7512	Lightbars	6,000	-	6,000	0%
	Total Public Works Operations	463,492	209,366	254,126	45%
	Public Works Capital Outlay				
10-40-6352	PW Heavy Equip	235,000	102,229	132,771	44%
10-40-6910	PW Truck	-	43,442	(43,442)	200%
10-40-7511	Mower	9,000	17,743	(8,743)	197%
10-40-8023	CIP Prep & Admin	2,000	-	2,000	0%
	Total Capital Outlay	246,000	163,414	82,586	66%
	Total Public Works Services	709,492	372,780	336,712	53%
Facilities - Multi-Department					
10-40-6907	Bldg Mtnc - PW	2,500	-	2,500	0%
10-40-8116	Demolition - Forder	16,000	16,000	-	100%
10-50-8011	Copier Service Contract	8,000	5,031	2,969	63%
10-50-8012	Postage Service Contract	6,500	2,083	4,417	32%
10-50-8100	Bldg Mtnc. - City Hall	45,000	36,321	8,679	81%
10-50-8101	Bldg Mtnc - PD/FD	7,500	1,402	6,098	19%
10-50-8151	Parks Improvements	75,000	30,593	44,407	0%
	Total Facilities	160,500	91,430	69,070	57%
Insurance					
10-50-8300	Auto Liability	6,771	4,114	2,656	61%

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GENERAL FUND		ADOPTED / AMENDED 2021-22	YTD	REMAINING BUDGET	% of BUDGET
10-50-8301	Auto Phys. Damage	4,410	5,377	(967)	122%
10-50-8302	Errors & Omissions	1,838	1,241	597	68%
10-50-8303	General Liability	840	562	278	67%
10-50-8306	Mobile Equipment	2,000	407	1,593	20%
10-50-8307	Real & Personal Property	14,700	8,210	6,490	56%
10-50-8308	Workers Compensation	34,000	25,598	8,402	75%
	Total Insurance	64,558	45,508	19,050	70%
Outsourcing					
10-40-6051	Building Inspection & Plan Review	245,000	122,301	122,699	50%
10-50-8400	Ambulance Service	13,500	11,069	2,431	82%
10-50-8401	Animal Control	6,250	4,688	1,563	75%
10-50-8402	Auditor	16,000	10,000	6,000	63%
10-50-8403	Central Appr District	14,260	11,716	2,544	82%
10-50-8404	City Attorney	48,000	35,820	12,180	75%
10-50-8405	City Engineer	35,000	9,180	25,820	26%
10-50-8406	Fidelity Bonding	200	194	6	97%
10-50-8407	Information Tech	30,000	13,033	16,967	43%
10-50-8408	Tax Assessor/Collector	2,500	1,800	700	72%
10-50-8409	TIFF Administration	-	253	(253)	0%
10-50-8410	Shredding Services	2,000	531	1,469	27%
10-50-8411	MS4 Execution	10,000	2,537	7,463	25%
10-50-8412	Consulting/Prof Serv	67,500	52,674	14,826	78%
10-50-8413	Codification	4,000	-	4,000	0%
10-50-8414	Drainage / Prelim Eng	10,000	43,750	(33,750)	438%
10-50-8417	Infrastructure Inspection	175,000	77,068	97,933	44%
10-50-8418	Fire Inspection Services	5,000	2,126	2,874	43%
	Total Outsourcing	684,210	398,738	285,472	58%
Total General Fund Expenditures		4,746,577	2,562,623	2,181,455	54%
ENDING RESOURCES (Net)		1,421,470	3,118,575		
		30%	122%		
		1,186,644	640,656		
		234,825	2,477,920		

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DEBT SERVICE (I&S) FUND	ADOPTED/ AMENDED 2021-22	YTD	REMAINING BUDGET	% OF BUDGET
Beginning Resources	148,083	148,083	-	100%
REVENUE				
10-00-4375 Property Tax	1,027,387	1,030,595	(3,208)	100%
10-00-4376 Penalty & Interest	500	-	500	0%
10-00-4377 Ad Valorem Delinquent Taxes	1,000	-	1,000	0%
10-00-4904 LEDC Contrib to I&S (Ser 14)	-	-	-	0%
10-00-4907 Utility Fund Contrib to I&S (Ser 18, 20)	115,000	76,667	38,333	67%
Total Revenues	1,143,887	1,107,262	36,625	
EXPENDITURES				
10-00-8654 2020 GO Ref Bonds (2018) Principal	465,000	465,000	-	100%
10-00-8655 2020 GO Ref Bonds (2018) Interest	33,450	19,050	14,400	57%
10-00-8656 2020 CO Principal	105,000	105,000	-	100%
10-00-8657 2020 CO Interest	490,650	245,850	244,800	50%
10-00-8658 Miscellaneous Expenditures	5,000	3,527	1,473	71%
10-48-8512 Fire Truck Principal & Interest	22,501	22,501	-	100%
Total Expenditures	1,121,601	860,928	260,673	
Ending Resources	170,369	394,417		

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STREET FUND	Maintenance/Construction	ADOPTED / AMENDED 2021-2022	YTD	REMAINING BUDGET	% OF BUDGET
Funded by Street Maintenance Sales Tax					
	Beginning Resources	302,752	302,752	-	100%
	Street Repair Fund Revenue				
17-00-4204	Street Maint Sales Tax	175,000	164,088	10,912	94%
	Total Street Repair Fund Revenue	175,000	164,088	10,912	
	Street Repair Fund Expenditure				
10-40-8483	Street Project Maint	350,000	9,332	340,668	3%
	Total Street Repair Expenditure	350,000	9,332	340,668	
	Ending Resources	127,752	457,508		
Funded by Capital Recovery Fees for CR 483					
	Beginning Resources	182,659	188,856	(6,197)	103%
	Street Repair Revenue				
10-40-4615	Lavon Farms CRF	26,707	17,184	9,523	64%
	Total Street Repair Revenue	26,707	17,184	9,523	
	Street Repair Fund Expenditure				
10-40-4616	CR 483 Maintenance	40,000	-	40,000	0%
	Total Street Repair Expenditure	40,000	-	40,000	
	Ending Resources	169,366	206,040		

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UTILITY FUND		ADOPTED 2021-2022	YTD	REMAINING BUDGET	% OF BUDGET
Beginning Resources		586,429	586,429	-	100%
UTILITY FUND REVENUE					
Solid Waste					
20-21-4119	Solid Waste Income	663,600	465,701	197,899	70%
Total Solid Waste		663,600	465,701	197,899	70%
Sanitary Sewer					
20-00-4120	San Sewer Income	828,000	589,673	238,327	71%
Total Sanitary Sewer		828,000	589,673	238,327	71%
Total Revenue		1,491,600	1,055,374	436,226	71%
UTILITY FUND EXPENDITURES					
Solid Waste					
20-00-5255	Utility Billing Cost	3,000	1,306	1,694	44%
20-21-6400	Postal Fees	8,500	6,506	1,994	77%
20-21-6990	Credit Card Fees	3,500	(75)	3,575	-2%
20-21-7015	Sales Tax	48,000	29,524	18,476	62%
20-21-7016	Utility Billing Software	3,500	2,537	963	72%
20-21-7018	Office Equipment	500	240	260	48%
20-21-7020	Solid Waste Contract	482,236	272,941	209,296	57%
20-21-9010	Gen Fund Transfer Admin	172,000	114,667	57,333	67%
Total Solid Waste		721,236	427,646	293,590	59%
Sanitary Sewer					
20-34-5614	Transfer to I&S	115,000	76,667	38,333	67%
20-34-9010	Gen Fund Transfer Admin	120,000	80,000	40,000	67%
Total Sanitary Sewer		235,000	156,667	78,333	
Total Expenditure		956,236	584,313	371,924	

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SEWER TAP FUND		ADOPTED/ AMENDED 2021-2022	YTD	REMAINING BUDGET	% OF BUDGET
Beginning Resources		697,411	697,411	-	100%
Transfer In for Expansion/Maint		575,000	262,575	312,425	
SEWER TAP FUND REVENUE					
22-00-4123	Sewer Tap Fees	900,000	1,101,850	(201,850)	122%
22-00-4125	Interest	500	5,461	-	1092%
22-34-4128	Sewer Service transfer from Utility	-	-	-	
22-34-4877	Bear Creek Trunk Cap Recovery	35,000	63,518	(28,518)	181%
Total Sewer Tap Fund Revenue		935,500	1,170,829	(235,329)	125%
SEWER TAP FUND EXPENDITURES					
22-34-5605	General Maint & Equip	40,000	6,892	33,108	17%
22-34-5608	Eleven WWTP Construction	-	262,575	(262,575)	
22-34-5609	System Expansion/Improvement	275,000	810	274,190	
22-34-5610	NTMWD - WWTP Operation	482,675	351,893	130,782	73%
22-34-5612	WWTP Ph 3 Expansion	300,000	-	300,000	
22-34-5614	Transfer to GF for I&S	500,000	333,333	166,667	67%
22-34-7000	Electric	64,000	35,576	28,424	56%
22-34-7950	Developer Reimbursement	20,000	46,394	(26,394)	
Total Sewer Tap Fund Expenditures		1,681,675	1,037,473	644,202	62%