



Lavon City Council Regular Meeting

P.O. Box 340 ~ 120 School Rd.

Lavon, TX 75166

Ph. (972) 843-4220 ~ Fax (972) 843-0397

LAVON CITY HALL – COUNCIL ROOM

May 17, 2016

7:00 PM

NOTICE OF ATTENDANCE

NOTICE is hereby given that members of the Lavon Economic Development Corporation, Lavon Planning and Zoning Commission, Parks and Recreation Board, Infrastructure and Facilities Commission and Tax Increment Financing Zone #1 Board may be in attendance at this Lavon City Council Meeting.

I. PRESIDING OFFICER TO CALL THE LAVON CITY COUNCIL MEETING TO ORDER AND ANNOUNCE THAT A QUORUM IS PRESENT.

II. PRESIDING OFFICER TO LEAD THE COUNCIL AND VISITORS IN THE PLEDGE OF ALLEGIANCE.

III. INVOCATION

IV. CITIZENS COMMENTS

Citizens, who wish to address the Council, may discuss matters not on the agenda and who have not previously expressed to the Council or City Hall a desire to discuss such matters. The only response from the Council can be to request these items to be placed on a future agenda for action.

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

Members of City Council have the opportunity to notify others of community events, functions and other activities.

VI. CITY COUNCIL TO CANVASS THE RESULTS OF THE MAY 7, 2016 ELECTION.

VII. CONSENT AGENDA

- A. Minutes of the November 3, 2015 Meeting.* (Johnson)
- B. Minutes of the February 2, 2016 Meeting.* (Johnson)
- C. Minutes of the March 1, 2016 Meeting.* (Johnson)
- D. Minutes of the March 22, 2016 Meeting.* (Johnson)
- E. Minutes of the March 29, 2016 Meeting.* (Johnson)
- F. Minutes of the April 19, 2016 Meeting.* (Johnson)
- G. Minutes of the May 5, 2016 Meeting.* (Johnson)
- H. Heritage Public Improvement District #1 Assessment Report Summary dated 04/30/16.* (Johnson)

VIII. STAFF REPORTS

- A. Interim City Secretary – City Hall Administration, May elections, Outlook.
- B. Police Department – Chief Jones to discuss door to door solicitors and “We’ve Got Your 6” event.
- C. Fire Department – ERS Update, Station improvements.
- D. Public Works – Mowing, put cedar mulch in the flower beds of City Hall, picked up trash, had pump addressed at the lift station at MTech and the pump at Orbit lift station, code enforcement and ceiling at Fire station.



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IX. CONSIDERATION AND ACTION

- A. City Council to Consider and Act on approving Ordinance No. 2016-05-01, an ordinance providing for the control of animals, impoundment, fees, quarantine, animal nuisances, prohibiting certain animals and the repeal of ordinances in conflict, providing a penalty, severability and an effective date. (Serkland)
- B. City Council to consider and act on approving Resolution 2016-05-01, a resolution providing for the collection of a local sales and use tax at the rate of one-fourth of one percent (0.25%) to provide revenue for the maintenance and repair of municipal streets.. (Teske)
- C. City Council to consider and act on Ordinance 2016-05-02, an ordinance adopting the Budget Amendment #1 for fiscal year 2015-2016. (Teske)
- D. City Council to consider and act on appointing an Economic Development Corporation-City Council liaison. (Teske)

X. DISCUSSION

- A. City Council to discuss presentation by Community Waste Disposal, Inc. (Teske)
- B. City Council to discuss monthly Comp time report. (Johnson)
- C. City Council to discuss monthly credit card statement. (Johnson)
- D. City Council to discuss possible appointments to mayoral committee to finish personnel manual. (Teske)
- E. City Council to discuss providing a mechanism for funding certain in-kind services or projects through fee credits.
- F. City Council to discuss authorizing Mayor Teske to enter into a contract with Bloomfield Homes to construct a Fire Department Crew Quarters at 501A Lincoln Avenue, using budgeted funds and up to \$65,000 of future fee credits. (Teske)

XI. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Council Members and staff may request items be placed on a future agenda or request a special meeting be called.

XII. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Notes to the Agenda:

1. Items marked with an * are consent items considered to be non-controversial and will be voted on in one motion unless a council member asks for separate discussion.
2. The Council may vote and/or act upon each of the items listed in this Agenda except for discussion items.
3. The Council reserves the right to retire into executive session under Sections 551.071 – of the Texas Open Meetings Act concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act.
4. Persons with disabilities who plan to attend this meeting and who may need assistance should contact the City Secretary at 972-843-4220 two working days prior to the meeting so that appropriate arrangements can be made.



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This is to certify that I, Susan K. Johnson, Interim City Secretary for the City of Lavon, posted this Agenda on the glass of the front door of the City Hall, facing the outside, the City's website at www.cityoflavon.com and on the City Hall bulletin board, on or before 7:00 PM on May 13, 2016.

Susan K. Johnson, Interim City Secretary

Removed from posting this _____ day of May, 2016 at _____ a.m. / p.m.

Susan K. Johnson, Interim City Secretary

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STATE OF TEXAS

§

CANVASS OF THE
CITY OF LAVON
SPECIAL ELECTION

COUNTY OF COLLIN

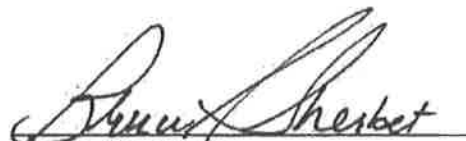
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MAY 7, 2016

I, Bruce Sherbet, the undersigned Elections Administrator of Collin County, do hereby certify that I have made an actual check and comparison of all the ballots tabulated as voted with the Return Sheets, and the unused ballots as recorded on the Register of Official Ballots. I, therefore, make the following report of my findings from the May 7, 2016, City of Lavon Special Election that was held in Collin County, Texas.

I hereby certify the results to be a full, true and correct tabulation, audit and count of the votes cast in the said election.

WITNESS, my hand on this the 13th day of May 2016.



Bruce Sherbet
Elections Administrator
Collin County

Election Summary Report
Collin County, Texas
General and Special Elections
May 7, 2016

Date:05/13/16
Time:11:08:57
Page:1 of 1

Summary For Jurisdiction Wide, All Counters, Lavon City
Early Voting and Election Day Combined Accumulated Totals

Registered Voters 482033 - Cards Cast 38 0.01%

Num. Report Precinct 199 - Num. Reporting 199 100.00%

Lavon City Proposition 1		Total	(310)
Number of Precincts		3	
Precincts Reporting		3	100.0 %
Vote For		1	
Times Counted	38/1855		2.0 %
Total Votes		38	
Times Blank Voted		0	
Times Over Voted		0	
Number Of Under Votes		0	
For		32	84.21%
Against		6	15.79%

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Lavon City Council Meeting Minutes November 03, 2015

I. MEETING CALLED TO ORDER AT 7:00 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 1, Sedric Thomas
Council Member Place 2, Jorge Calderon, Mayor Pro-Tem
Council Member Place 3, Melissa Stroop
Council Member Place 4, Matt Childers
Council Member Place 5, Mindi Serkland

Members Absent: None

Staff Present: Interim City Secretary Sue Johnson
Interim Acting City Secretary Kelly Davis
Public Works Operator Sonny Mancias
Police Chief Mike Jones
Director of Health and Life Safety Jon Scott
Police Officer Michael Moore

Legal Representative: Andy Messer

Commission and Board Members: Planning and Zoning Commissioner Vicki Sanson
Planning and Zoning Commissioner Gary Meeks
Planning and Zoning Commissioner Tom Ormsby

Visitors: 31

There was a quorum present.

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

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

Ryan Lisko asked the Council when something was going to be done about his drainage issues. Mayor Teske asked Chief Jones to take Mr. Lisko into the hall and explain to him some the ideas that the city was looking into. Thomas Martinez addressed the Council about possibly re-naming Hwy. 78 through Lavon. Chris Wess, former City Secretary, explained that she believed that was done a few years ago and the Council Members at the time decided on Lavon Pkwy.

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

None

VI. CONSENT AGENDA

- A. Approve the firm of Conway Company CPAs PC for the purpose of conducting the City's fiscal year 2014-2015 financial audit.* (Teske)
- B. Appoint Tom Ormsby to Seat 4 on the Planning and Zoning Commission, whose term expires 6/30/2016.* (Davis)



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November 03, 2015**

C. Minutes of the August 18, 2015 City Council Meeting* (Davis)

Motion: Mayor Pro-Tem Calderon made a motion to approve the Consent Agenda as is.

Second: Council Member Serkland

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

Opposed: None

Abstained: None

Motion: Carries

VII. PUBLIC HEARING

A. Mayor Teske opened the Public Hearing at 7:11 p.m.

B. Mayor Teske opened the floor to receive comments for or against renewing the curfew ordinance at 7:11 p.m.

No comments were made by citizens.

C. Mayor Teske closed the floor to public comment at 7:11 p.m.

D. Mayor Teske closed the Public Hearing at 7:12 p.m.

VIII. CONSIDERATION AND ACTION

A. City Council to Consider and Act on approving Ordinance № 2015-11-01, an ordinance establishing a curfew for minors and parental responsibility, setting the hours of curfew for minors, providing for affirmative defenses to prosecution and providing for a penalty. (Jones)

Motion: Council Member Stroop made a motion to approve Ordinance № 2015-11-01.

Second: Council Member Thomas

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

Opposed: None

Abstained: None

Motion: Carries

B. City Council to Consider and Act on approving Ordinance № 2015-11-02, an ordinance establishing all City of Lavon facilities as a tobacco free campus. (Stroop)

Motion: Council Member Stroop made a motion to approve Ordinance № 2015-11-02.

Second: Mayor Pro-Tem Calderon

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

Opposed: None

Abstained: None

Motion: Carries

C. City Council to Consider and Act on approving Resolution № 2015.11.01, a resolution designating certain City facilities and certain City parks as tobacco free. (Stroop)

Motion: Council Member Stroop made a motion to Amend Resolution № 2015.11.01.

Second: Council Member Serkland

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

Opposed: None



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Abstained: None

Motion: Carries

2nd Motion: Council Member Stroop made a motion to approve Resolution No 2015.11.01 as amended.

Second: Council Member Childers

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

Opposed: None

Abstained: None

Motion: Carries

- D. City Council to Consider and Act on approval of allowing the use of reserve funds up to \$100,000.00 until Property Tax proceeds arrive in December 2015 and January 2016. At that time all borrowed reserve funds, including the ones allocated in the 2014-15 budget and still due, will be transferred back into the dedicated reserve account. (Teske)**

Motion: Council Member Stroop made a motion to approve the use of reserve funds up to 100,000.00 until the Property Tax proceeds arrive in December 2015 and January 2016.

Second: Council Member Childers

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

Opposed: None

Abstained: None

Motion: Carries

- E. City Council to Consider and Act on re-approving the final plat for Traditions at Grand Heritage, a 25.558 acre tract of land situated in the Drury Anglin Survey, Abstract No, Collin County, Texas, with amendments made by Adams Engineering . (Teske)**

Mayor Teske explained changes from DR Horton to Bloomfield. Chris Wess provided petition asking for a fence to be put up between Mustang Ct. and Traditions for sound and sight barrier. Concerned that 64"buffer will not be maintained. David Schnurbaugh explained that it will be a common area therefor maintained by HOA.

Motion: Council Member Stroop made a motion to approve the final plat for Traditions at Grand Heritage, a 25.558 acre tract of land situated in the Drury Anglin Survey, Abstract No, Collin County, Texas, with amendments made by Adams Engineering.

Second: Mayor Pro-Tem Calderon

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

Opposed: None

Abstained: Council Members Childers and Serkland

Motion: Carries

- F. City Council to Consider and Act on re-approving the plans for Geren Dr. Reconstruction Project, listing Bloomfield Home.LP as the developer, with Amendments made by Adams Engineering. . (Teske)**

David Schnurbush explained the difficulties of grading the road. Property (Cape Cod) in an estate cannot get in touch with owners. He has tried several times. There is no easement.



Lavon City Council Meeting Minutes November 03, 2015

Motion: Council Member Stroop made a motion to approve the plans for Geren Drive Reconstruction Project, listing Bloomfield Home LP as the developer with Amendments made by Adams Engineering.

Second: Mayor Pro Tem Calderon

In Favor: Mayor Pro Tem Calderon, Council Members Thomas, Stroop, Childers and Serkland

Opposed: None

Motion: Carries

G. City Council to Consider and Act on authorizing the City Engineer to conduct a study to determine the cost (including engineering for bringing City sewer to the residents of the Wolf Run area, First Baptist Church and Assembly of God Church. (Teske)

Dennis Lang with Adams Engineering would need surveying to find out grading. \$16,500 include design plans. Sanitary Survey \$2,000-\$3,000 for preliminary plan. Land survey would help plans and help with estimated construction cost

Motion: Council Member Stroop made a motion to authorize the City Engineer to conduct a study to determine cost of bringing sewer services to Wolf Run area, FBC and Assembly of God Churches.

Second: Council Member Serkland

In Favor: Council Members Thomas, Stroop, and Serkland

Opposed: Mayor Pro Tem Calderon and Council Member Childers

Abstained: None

Motion: Carries

H. City Council to Consider and Act on authorizing the City engineer to conduct a study to determine the cost (including engineering) to improve the storm water drainage for Wolf Run and adjacent properties along Main St. (Teske)

Gary Meeks questioned if studies were wrong to begin with why were they continued, why do we have to pay for it again? Original study was done approximately 10 years ago. Adams outsourced, there was an engineered design. Several Wolf Run residents spoke about the troubles caused by lack of drainage.

Motion: Council Member Stroop made a motion to Table this discussion until the December 01, 2015 meeting.

IX. DISCUSSION

A. City Council to discuss the 2014 Annual Service Plan including the collection of the 2014-2015 Annual Installment for the Heritage Public Improvement District No. 1 (Residential). (Teske)

Abody with Municap explained why we could delay payment due to developer not meeting requirements verified by Collin County Appraisal District until after 2016 Tax Rolls Come in.

B. City Council to discuss Ordinance № 2015.11.03, an ordinance prohibiting parking at certain locations and times; restricting the parking of certain vehicles in residential areas and providing corresponding definitions; providing for a penalty for the violation of this ordinance; providing for repealing, savings, and severability clauses; providing for an effective date of this ordinance; and providing for the publication hereof. (Calderon)



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No parking at NeSmith issue for several residents who have poor parking choices. Corner of Jackson has no additional parking for residents. The parking problem needs time restrictions, or parking permits. Council Member Melissa Stroop asked for this to be on the agenda for December 1st. Chief Jones to designate traffic administrator.

X. EXECUTIVE SESSION

In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting pursuant to the provisions of Chapter 551, TEXAS GOVERNMENT CODE, to discuss the following, in accordance with the authority contained in:

Section 551.074 – personnel matters: deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

City Secretary

Executive Session called at 8:16pm

XI. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Section 551.001, et seq., the City Council will reconvene into Regular Session to take any action necessary regarding the following:

Section 551.074 – personnel matters: deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

City Secretary

Reconvened into Regular Session at 9:27pm

XII. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Melissa Stroop December 1- Wolf Run info from Engineer

Jorge Calderon- C&A Traffic Administrator

Friday 13th 5:00pm canvass election

XIII. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 930 p.m.

Duly passed and approved on this _____ day of _____, 2016.

Mayor Chuck Teske

Attest:

Susan K Johnson, Interim City Secretary

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Lavon City Ordinance Workshop and Council Meeting Minutes February 02, 2016

I. ORDINANCE WORKSHOP CALLED TO ORDER AT 6:20 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 3 Melissa Stroop
Council Member Place 4 Matt Childers
Council Member Place 5, Mindi Serkland

Members Absent: Council Member Place 2, Jason Kidd

Staff Present: City Secretary Kelly Davis
Public Works Director Terry McCalpin
Police Chief Mike Jones
Public Works Operator Sonny Mancias

Legal Representative: Mack Reinwand
Brett Gardner

Commission and
Board Members: Planning and Zoning Commissioner Vicki Sanson
Planning and Zoning Commissioner Don Mauzy

Visitors: 1

There was a quorum present.

II. MAYOR TESKE CLOSED THE ORDINANCE WORKSHOP AT 7:00 P.M.

III. COUNCIL MEETING CALLED TO ORDER AT 7:21 P.M. BY MAYOR TESKE

Visitors: 7

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

V. INVOCATION

Mayor Teske gave the invocation.

VI. CITIZENS COMMENTS

None.

VII. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

Council Member Melissa Stroop announced that Council Member Matt Childers had just had his 40th birthday and everyone wished him a Happy Birthday.



Lavon City Ordinance Workshop and Council Meeting Minutes February 02, 2016

VIII. CONSENT AGENDA

- A. Heritage Public Improvement District #1 Assessment Report Summary Dated 12/31/15 * (Davis)
- B. Joint General and Special Election Contract between the City of Lavon and Community I.S.D for the May general election. (Davis)
- C. Re-Appoint Brad Tiegs to the City of Lavon Parks and Recreation Board, Place 4, to expire 01/01/2018.* (Davis)
- D. Minutes of the September 01, 2015 Meeting.* (Davis)
- E. Minutes of the September 08, 2015 Meeting.* (Davis)
- F. Minutes of the September 14, 2015 Meeting.* (Davis)
- G. Minutes of the September 15, 2015 Meeting.* (Davis)
- H. Minutes of the September 29, 2015 Meeting.* (Davis)
- I. Minutes of the October 20, 2015 Meeting.* (Davis)

Motion: Council Member Childers made a motion to approve the consent agenda as written.

Second: Council Member Stroop

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Abstained: None

Motion: Carries

IX. CONSIDERATION AND ACTION

- A. City Council to Consider and Act on appointing a City Council Member to Seat 1 whose term will expire 11/01/2016. (Teske)

Council Member Melissa Stroop nominated Planning and Zoning Commissioner Vicki Sanson and Council Member Mindi Serkland nominated Jennifer Hubbard. Vicki Sanson received 2 votes and Jennifer Hubbard received 1 vote.

Motion: Council Member Melissa Stroop made a motion to appoint Vicki Sanson to City Council, Seat One.

Second: Council Member Childers

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Motion: Carries

- B. City Council to Consider and Act on selecting a liaison to the Planning and Zoning Commission. (Teske)

Motion: Council Member Stroop made a motion to appoint Council Member Sanson as the liaison to the Planning and Zoning Commission.

Second: Council Member Childers

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Motion: Carries



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C. City Council to Consider and Act on selecting two council members for the Personnel Manual Committee. (Teske)

Motion: Council Member Serkland made a motion to nominate Council Members Stroop and Childers as the designated Council Members for the Personnel Manual Committee.

Second: Council Member Sanson

In Favor: Council Members Sanson, Stroop, Childers and Serkland

Opposed: None

Motion: Carries

D. City Council to Consider and Act on appointing a Traffic Administrator. (Jones)

Police Chief Jones discussed the reason for having a traffic administrator. It will be very effective for keeping up with the parking ordinance recently passed. He also suggested that the council appoint this to a city position and not a named person to make any future transitions easier.

Motion: Council Member Stroop made a motion to appoint the Chief of Police as the Traffic Administrator.

Second: Council Member Serkland

In Favor: Council Members Sanson, Stroop, Childers and Serkland

Opposed: None

Motion: Carries

X. EXECUTIVE SESSION.

In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) pursuant to the provisions of Chapter 551, TEXAS GOVERNMENT CODE, to discuss the following, in accordance with the authority contained in:

A. Section 551.071 – to seek legal advice about pending or contemplated litigation or settlement offer, regarding Lavon v. Joshua Murray.

B. Section 551.071 – to seek legal advice on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter in regard to open carry laws.

Mayor Teske read a letter from the attorney that meeting is legal.

Council convened into Executive Session at 7:38 P.M

XI. COUNCIL RECONVENED INTO REGULAR SESSION AT 8:56 P.M.

In accordance with Texas Government Code, Section 551.001, et seq., the City Council will reconvene into Regular Session to take any action necessary regarding the following:

A. Section 551.071 – to seek legal advice about pending or contemplated litigation or settlement offer, regarding Lavon v. Joshua Murray.

B. Section 551.071 - to seek legal advice on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter in regard to open carry laws.

Motion: No action.



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XII. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDA.

None.

XIII. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING AT 8:57 P.M

Duly passed and approved on this _____ day of _____, 2016.

Mayor Chuck Teske

Attest:

Susan K. Johnson, Interim City Secretary

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**Lavon City Council Meeting
Minutes
March 01, 2016**

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

Members Present: Mayor Chuck Teske
Council Member Place 3, Melissa Stroop
Council Member Place 4, Matt Childers
Council Member Place 5, Mindi Serkland

Members Absent: Council Member Place 1, Vicki Sanson
Council Member Place 2, Jason Kidd

Staff Present: Municipal Services Director, LeAnn McClendon
Public Works Director, Sonny Mancias
Police Chief, Mike Jones
Fire Chief, Jon Scott
Police Officer, Lucie Spencer

Legal Representative: None

Commission and Board Members: None

Visitors: 5

There was a quorum present.

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

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

David Hawkins expressed concern regarding the completion of parts of the City Hall Building. He was approached by 3 different groups that would like to use the stage area. Mr. Hawkins advised the council his membership in the original committee set



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forth to oversee the renovation. He advised the building was meant to be used for housing historical artifacts and provide meeting rooms as well as activities for the citizens of Lavon. Mr. Hawkins would like more rooms made available in the building and after 3 years the stage remains unfinished. He is concerned that there was money set aside in 2012 for the completion of this project. Mr. Hawkins also spoke regarding the need for a historical marker.

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

LeAnn McClendon gave information regarding the upcoming Easter Celebration on 3/19/2016. We will be partnering with the Lavon Assembly of God Church. Fliers will be sent home with the students of Community ISD.

VI. CONSENT AGENDA

Heritage Public improvement District #1 Assessment Report Summary Date 12/31/2015. (Davis)

Motion: Mayor Teske made a motion to table the Assessment Report Summary.

VII. CONSIDERATION AND ACTION

A. City Council to Consider and Act on appointing Jorge Calderon to the Parks and Recreation Board, Seat 2, whose term will expire on January 01, 2018. (Teske)

Motion: Council Member Stroop made a motion to approve the appointment of Jorge Calderon to the Parks and Recreation Board.

Second: Council Member Childers

In Favor: Council members Stroop, Childers and Serkland

Opposed: None

Abstained: None

Motion: Carries

B. City Council to Consider and Act on a one-time extension to allow employees an extra thirty days to exhaust vacation days remaining from 2015. (Teske)

Motion: Council Member Stroop made a motion to amend item B to extend 30 day to 60 days to allow employees to use vacation days.

Second: Council Member Childers

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Abstained: None

Motion: Carries

Motion: Council Member Stroop made a motion to approve a one-time extension to allow employees to use vacation days.



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Second: Council Member Childers
In Favor: Council Members Stroop, Childers and Serkland
Opposed: None
Abstained: None
Motion: Carries

C. City Council to Consider and Act on approving Resolut6ion № 2016-02-01, a resolution concerning the carrying of handguns during certain meetings.

(Jones)

Jason Arnold expressed the opinion for safety and protection this resolution be approved. Chief Mike Jones expressed that he strongly supports the resolution that concerned citizens may carry handguns during the meetings.

Motion: Council Member Stroop made a motion to approve the carrying of handguns in certain meetings.
Second: Council Member Childers
In Favor: Council Members, Stroop, Childers and Serkland
Opposed: None
Motion: Carries

D. City Council to Consider and Act on allowing the Lavon Police Department to proceed with the lease purchase of a new patrol vehicle, releasing the item from the revenue contingent budget hold. (Teske)

Council Member Melissa Stroop discussed contingent budget line items. Discussion regarding a 3yr lease on the vehicle.

Motion: Council Member Serkland made a motion to approve the lease Purchase of a new patrol vehicle.
Second: Council Member Stroop
In Favor: Council Members Stroop, Childers and Serkland
Opposed: None
Motion: Carries

E. City Council to Consider and Act on approving a Memorandum of Understand between the City of Lavon and the Nevada Volunteer Fire Department. (Scott)

Fire Chief Jon Scott informed the council that this Memorandum is an agreement between the City and the Nevada VFD and will expire in five (5) years. This agreement will need to be renewed every 5 years. If either party decides to cancel, they are required to give a six (6) month notice. The Volunteer Fire Department has been in existence for approximately fifteen (15) years.

Motion: Council Member Childers made a motion to approve the agreement between the City and the Nevada Fire Department.



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Second: Council Member Stroop

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Motion: Carries

F. City Council to Consider and Act on authorizing an RFP for turn-key construction of a Storm Siren System with voice broadcast option, project not to exceed \$70,000.00 and not to commence until funded in a revised city budget. (Scott)

Mayor Teske asked for permission to request bids be submitted. Jon Scott suggested three (3) vendors but will check with several. Council Member Childers requested more bids and asked for possible lower price. Council Member Stroop also requested we not limit ourselves and be sure to get multiple bids. Jon Scott agreed.

Motion: Council Member Stroop made a motion to approve authorizing Construction of Storm Siren System with voice broadcast.

Second: Council Member Childers

In Favor: Council Members Stroop, Childers and Serkland

Opposed: None

Motion: Carries

VIII. DISCUSSION

A. City Council to discuss the projected Engineer/Planning costs of bringing various city drainage projects to the point of readiness for a Bond Election in November. (Teske)

Dennis Lang discussed the information from Adams Engineering. Discussion of the Bond issuance that would be centered on Lake Ridge Meadows to 78. Mr. Lang explained that this would be 7 separate projects with several areas in each. The hope is to have each area laid out so the Bond would be easy to understand and each estimate would be attached. A summary was presented to the Council broken down by each project. Discussion regarding the priority of each project and where each project is located. Engineering cost were discussed and how the Bond would cover these projects. Budget was discussed and how the bond would cover what was not in the amount previously budgeted. Council Member Stroop acknowledged the need for \$32,000 budget change. Mayor Teske questioned the need to pursue the project, and Council Member Serkland proposed the two priorities be Wolf Run and Geren. Dennis Lang explained how each project would lead to the need for the other projects. Council Member Stroop questioned how project 2 and 3 had any bearing on the Lake Ridge Meadow project. Mr. Lang explained the need for a higher culvert on Lake Rd. and how the drainage is needed to get the water off the road quicker. Council Member Stroop asked if the cleaning of Wolf Run culvert would illuminate the problem. Mike Jones explained that it would not illuminate the problem, but would help. Mr. Lang explained that some of the projects are culvert jobs not all are drainage jobs. Council Member Stroop continued to voice concern for the residents near Geren and the amount of



**Lavon City Council Meeting
Minutes
March 01, 2016**

time it is taking to fix the problem.

B. City Council to discuss Aerial Mapping of the City. (Teske)

City Council discussed sharing the cost of a new map with the EDC. Council will table until the next EDC meeting has taken place.

Motion: Council Member Melissa Stroop made a motion to table the discussion of purchasing a new aerial map until after the next EDC meeting.

C. City Council to discuss Texas Guidelines for film friendly certification. (Teske)

Charlie Allen explained why the city can use these guidelines and applications to help make money for the City of Lavon. Mr. Allen felt the City of Lavon would be a perfect location for small film companies. This would put us in the Texas Film Commission. Mr. Allen feels like gaining this certification would help City of Lavon gain branding as well as lots of revenue (permits) Mr. Allen feels we need to have a vision for the future. This is a proposal from the EDC. Mr. Allen also proposed a 50's style throwback prom as well as possible car show. Use these items to promote and brand our city. Mike Jones expressed the need to address this issue and notify the community. Council Member Stroop questioned the con's of doing this. Mr. Allen explained it may not always shine a great light on the city (as in the film Bernie) but people still visit and bring in revenue for the city. Another drawback could be the possible traffic re-routing or minor inconveniences. Mike Jones feels the need for regulations regarding this issue.

D. City Council to discuss 2nd Chance Prom proposal for Gym and Community Center Rentals. (Teske)

Travis Anders gave an explanation of the 2nd Chance Prom. It is a prom for adults, 50's style and Car Show. It will help create pictures and memories. The group requested alcohol be permitted in the building. This could be a fundraiser for the stage. There are several events in other cities that we could compare too. They would like to hold the event close to May 21st.

E. City Council to discuss Tier1-2015 Partial Exemption Racial Profiling. (Jones)

Mike Jones explains Texas Law Racial Profiling report/Qualify Partial Exemption to show what was filed. Because we have cameras in our police cars we are considered "Partial Exemption". This states that Lavon Police Department does not engage in racial profiling. Council Member Stroop asked how the police department would know the race of the occupants of the vehicle prior to the stop. Chief Jones stated that in the report that must be filled out the question is asked "did you know the race of the occupants prior to the stop".



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IX. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Budget Reset, Conflict of interest/Excluded from budget itinerary, Consent Agenda item back on. Include Area Mapping, Staffing Reports and Voluntary Annexation

X. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 8:40 p.m.

Duly passed and approved on this _____ day of _____, 2016.

Mayor Chuck Teske

Attest:

Susan K. Johnson, Interim City Secretary

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**Lavon City Ordinance Council Meeting
Minutes
March 22, 2016**

I. COUNCIL MEETING CALLED TO ORDER AT 7:06 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
 Council Member Place 1, Vicki Sanson
 Council Member Place 3, Melissa Stroop
 Council Member Place 4, Matt Childers
 Council Member Place 5, Mindi Serkland

Members Absent: Council Member Place 2, Jason Kidd

Staff Present: Municipal Services Director LeAnn McClendon
 Public Works Director Sonny Mancias
 Police Chief Mike Jones

Legal Representative: None

Commission and Board Members: EDC President Kay Wright

Visitors: 5

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

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

Resident Bobby Kennelly brought concerns over the fence ordinance and asked for help with problems around his neighborhood. He spoke of the lack of help from his HOA and how the City may be able to help him get this matter under control. Mr. Kennelly brought photos of the problem area. Mike Jones spoke to Mr. Kennelly regarding the problem. Due to the lack of a quorum at the prior workshop Councilmember Serkland asked to add this to a future agenda.

V. ITEMS OF INTEREST

The Easter Egg hunt was a huge success thanks to all involved.

VI. STAFF REPORTS

A. City Secretary-Staffing, Training, Historical Marker update, Outlook.

Council members reviewed the information provided to them. Council Member Serkland asked Chief Mike Jones about the number of AED's and Tasers purchased and how many more the City needed to purchase to have a complete set. Chief Jones advised the need for 1 more AED to bring it to a total of 5. Also the need for 1 more Taser to bring it to a total of 4. Chief Jones is looking at ways to tighten his budget to cover the cost of some of these.



Lavon City Ordinance Council Meeting

Minutes

March 22, 2016

Hired Rae Norton as the new assistant.

Training on April 8th for EDC sales tax training. All shifts have been covered.

Kelly has been in contact with Linda Hesse regarding the Historical Marker and they plan on having an unveiling this summer.

Council Member Stroop questioned Dumpster Donations credits.

B. Police Department-Recent accidents on SH 78, Warrant round-up 2016, current staffing and reserves.

Chief Jones said most of the recent accidents on Hwy 78 have been cars that are turning while being waved in by other drivers. The driver turning is the driver at fault, no matter if they were waved in. No specific area, just all on 78. Warrant round up went well. 108 Active Warrants and the Police Dept. was able to clear 52 of the 108. That doesn't mean we collected on 52, but we collected almost \$4000. Very good return on warrants. Sue did a tremendous job on getting things prepared and Detective Yeager helped with the preparation as well. Current staffing: Detective Yeager retired and came back as a reserve. Very excited about his investigating. His position was replaced by Lucie Spencer, who was previously reserve. Reserve staffing is down to 5, but there are places for 10. The process takes about 3-4months for background. Not including training time. More reserve officers are needed. Please add to newsletter.

C. Fire Department-Emergency Operations Plan, Emergency Response Staffing update.

EOP is on hold until Council Member Kidd has looked over it. Member Stroop offered to help look at the plan due to the lack of attendance of Council Member Kidd.

Chief Scott stated that every shift has been covered which in turn is cutting response time down. Stipend will be paid quarterly. Payment will be coming soon. In the future we will need more space to house our firefighters. Not much room there now.

D. Public Works- Flashing School Zone Sign, Road repairs and street clean-up, address flooding issues. Mowing and weeding at City Hall, PD, FD and Eagle Pond.

Director Mancias said flashing school sign is up. Part of Lake Road has been repaired, and spoke to Army Corp regarding cutting some cedar trees back. Department has done some clean up on Lake Rd and pumped Geren. We will need some pipe across the road to help illuminate the flooding. Mowing City hall, PD, FD, and Eagle Pond will begin. Also hiring part-time temp worker. Mesquito spraying will begin and Mancias made sure there was no harm to Pets. Garlic spray was used to help keep Mosquitos under control.

VII. CONSENT AGENDA

A. Heritage Public Improvement District #1 Assessment Report Summary Dated 1/31/16 * (Davis)

B. Heritage Public Improvement District #1 Assessment Report Summary Dated 2/29/16 * (Davis)

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



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Minutes
March 22, 2016**

Second: Council Member Childers
In Favor: Council Members Stroop, Childers, Sanson and Serkland
Opposed: None
Abstained: None
Motion: Carries

VIII. CONSIDERATION AND ACTION

A. Appoint Jason Arnold to the City of Lavon Parks and Recreation Board, Place 5, to expire 01/01/2017.* (Teske)

Motion: Council Member Stroop made a motion to appoint Jason Arnold to the City of Lavon Parks and Recreation Board Place, 5 to expire 01/01/2017.

Second: Council Member Serkland
In Favor: Council Members Stroop, Childers, Sanson and Serkland
Opposed: None
Abstained: None
Motion: Carries

B. City Council to Consider and Act on approving the final plat for Traditions at Grand Heritage West. (McClendon)

Mr. David Schnurbusch and JR Douglas from Douglas properties were in attendance. Mr. Schnurbusch explained the dirt work has begun. Moving the materials is 80% complete. Water/Sewer/Storm to begin and paving. Trying to keep both projects close together. Right of way by prescribed use. Westside dedicated to Row dedication

Motion: Council Member Sanson made a motion to approve above with final plat for Traditions at Grand Heritage West.

Second: Council Member Stroop
In Favor: Council Members Stroop, Childers, Sanson and Serkland
Opposed: None
Motion: Carries

C. City Council to Consider and Act on approving a Re-Plat of Eubank Hill Addition, Block A, Lots 2R, 2R1, 2R2, 2R3 and 2R4 of the Thomas R. Roberts Survey, Abstract No 781,5.256 acres, (McClendon)

LeAnn McClendon asked for a brief meeting on Tuesday 3/29/2016. Some explanation was given regarding the OSSF.

This Consideration was tabled.

IX. DISCUSSION

A. City Council to discuss Aerial Mapping of the City. (Teske)

Kay Wright discussed the aerial map is outdated. EDC would like to have new maps printed and would like to share the cost with the City. LeAnn McClendon stated that there was a need for an aerial map and how useful it would be while explaining



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Minutes

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things to new contractors and residents. Council would like to wait until fall, so there are less obstructions to the view. Schnurbusch added that if you print brochures with the maps, those are great handouts for builders. He proposed adding advertisement to help with the cost. Kay Wright will be getting quotes for the Council to add to next years' budget.

B. City Council to discuss monthly credit card statement. (Davis)

Council Member Stroop questioned several missing receipts. (\$299 for Printer as well as a few from Dollar General and for storage boxes) Council Member Stroop also wanted an explanation regarding a returned step for the truck, why we took the consultants to eat at the "Rustic" if we were paying for the training and license plate receipt. Council Member Stroop wanted to know why we didn't use the "Sale" for most of our business rather than going to "Home Depot". Sonny Mancias explained that some of the purchases are cheaper at "Home Depot" she also wanted clarification for the "Donuts for pre-con" purchase. It was explained that expenditure was for Pre-Construction.

C. City Council to discuss monthly Comp Time report. (Davis)

Council Member Stroop asked about SRO comp time. Chief Jones explained that some of the time had been used. A lot of his time SRO officers use the comp time during the summer while school is not in session.

X. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDA.

Special Meeting on March 29th at 6:00pm for Annexation.
Serkland: April Road Repairs in Bently Farms on the Agenda
Stroop: Collin County Commisioners Meeting Recognition at Meeting after April 5th.
Stroop will not attend the April 5th Council Meeting.

XI. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING AT 8:02 P.M

Duly passed and approved on this _____ day of _____, 2016.

Mayor Chuck Teske

Attest:

Susan K. Johnson, Interim City Secretary

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**Lavon City Council Meeting
Minutes
April 19, 2016**

I. MEETING CALLED TO ORDER AT 7:00 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 1, Vicki Sanson
Council Member Place 4, Matt Childers
Council Member Place 5, Mindi Serkland

Members Absent: Council Member Place 2, Jason Kidd
Council Member Place 3, Melissa Stroop

Staff Present: City Secretary Kelly Davis
Public Works Director Sonny Mancias
Police Chief Mike Jones
Fire Chief Jon Scott

Legal Representative: None

Commission and Board Members: Planning and Zoning Commissioner Don Mauzy

Visitors: 6

There was a quorum present.

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

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

Melissa Stroop would like the board to consider naming the Fire Station/Complex after Peter Hacking

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

None

VI. PUBLIC RECOGNITION

City Council to honor outgoing Council Member Melissa Stroop for her years of dedication and service to the City of Lavon.

Mayor Teske honored Melissa Stroop and presented her with a plaque to wish her luck.

VII. CONSENT AGENDA

- A. Minutes of the November 13, 2015 Meeting* (Davis)
- Minutes of the November 17, 2015 Meeting* (Davis)
- Minutes of the December 01, 2015 Meeting* (Davis)



Lavon City Council Meeting Minutes April 19, 2016

Minutes of the January 05, 2016 Meeting* (Davis)

Minutes of the January 19, 2016 Meeting* (Davis)

Heritage Public Improvement District #1 Assessment Report Summary dated 1/31/16

Heritage Public Improvement District #1 Assessment Report Summary dated 2/29/2016

Heritage Public Improvement District #1 Assessment Report Summary dated 3/31/2016

Motion: Council Member Serkland made a motion to approve the entire Consent Agenda as written.

Second: Council Member Sanson

In Favor: Council Members, Sanson, Childers and Serkland

Opposed: None

Abstained: None

Motion: Carries

VII. STAFF REPORTS

A. City Secretary Kelly Davis informed the board of new employee. Office dynamic is wonderful. Minutes are getting caught up. Election Day is coming up. .25% tax to be approved. Comp time may go up a bit due to the voting schedule.

B. Police Department Chief Jones informed the board of the assistance of Wylie during the Peter Hacking funeral and all the security provided at his home. Lavon returned the favor during the storms last week. He discussed importance in recognizing post-traumatic stress in emergency responders.

C. Fire Department Jon Scott discussed debriefing for emergency responders. ERS is fully staffed for the month of April. They have added two new members, one is a flight nurse and one is a DFR paramedic. Working of RFQ for storm sirens. Dispatched for Wylie after storms. All calls were answered.

D. Public Works Director Sonny Mancias discussed the repaired leak in the lift station by M Tech. TCEQ signed off on the repairs. Mowing has begun, with all the rain it is keeping us busy. Roofs are being replaced Fire/Police station and on City Hall. Public Works was honored to help with traffic during the Hacking funeral. Fence ordinance will be enforced June 01, 2016

VIII. DISCUSSION

A. City Council to discuss the We've Got Your 6 Memorial Event. (Teske)

Debra Fato explained that this is a non-profit that was formed on April 6, 2016. Sunday May 15th is National Peace Officer Memorial Day. The plan is to hold a 3 hr event to be held here at the City facilities. Candle Light vigil will be held. T-shirts will name all sponsors. High School Band, Drill Teams and many sponsors from the area. C.O.P.S (Concerns of Police Survivors Organization) and Local PD will benefit from this event. This event is already receiving large donations. Waive the permit fee, but ask for a donation instead of charging for food.



**Lavon City Council Meeting
Minutes
April 19, 2016**

B. City Council to discuss road repairs in Bently Farms (Stroop/Serkland)

This item was tabled until a later date.

C. City Council to discuss Time Warner Cable Bill of Sale. (Teske)

After conference call with TWC on Monday, a bill of sale may not be necessary. This will be state mandated. 5% of revenue will go to City. Transfer of old cable assests. We will continue thru the process.

D. City Council to discuss monthly Comp Time Report. (Davis)

Chief Jones explained PD Comp time. Council Member Serkland has offered to take over the comp time report since the resignation of Councilman Stroop.

E. City Council to discuss monthly credit card statement. (Davis)

Council Member Serkland has offered to take on the bank statement. She discussed the training reimbursement.

F. City Council to discuss developing a Film Guideline Ordinance. (Teske)

Discussion on pros and cons of creating an ordinance or fee schedule for filming. We need a fee scheduled to clarify any questions. Need examples of other cities.

X. EXECUTIVE SESSION

In accordance with Texas Government Code, Section 511.001, et seq., the City Council will recess into Executive Session (closed meeting pursuant to the provisions of Chapter 551, Texas Government Code), to discuss the following, in accordance with the authority contained in: Section 551.074- personnel matters: deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

-City Administrator

IX. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Section 551.001, et seq., The City Council will reconvene into Regular Session to take any action necessary regarding the following:

In accordance with Texas Government Code, Section 551.074-personnel matters: deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

-City Administrator

This item was tabled.

IX. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS

Appointment of open Council Seat 3.

X. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 7:35pm p.m.

Duly passed and approved on this _____ day of _____, 2016.



**Lavon City Council Meeting
Minutes
April 19, 2016**

Mayor Chuck Teske

Attest:

Susan K Johnson, Interim City Secretary

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Lavon City Council Special Meeting Minutes

May 5, 2016

I. MEETING CALLED TO ORDER AT 7:07 P.M. BY MAYOR TESKE

Members Present: Mayor Chuck Teske
Council Member Place 1, Vicki Sanson
Council Member Place 2, Jason Kidd
Council Member Place 4, Matt Childers Mayor Pro Tem
Council Member Place 5, Mindi Serkland

Members Absent: None

Staff Present: City Secretary Kelly Davis
Police Chief Mike Jones
City Administrative Assistant Rae Norton
Police Officer Rodney Sneed
Court Police Clerk Sue Johnson

Legal Representative: None

Commission and Board Members: Economic Development Board President Kay Wright

Visitors: 1

There was a super quorum present.

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

III. INVOCATION

Mayor Teske gave the invocation.

IV. CITIZENS COMMENTS

EDC Board President Kay Wright spoke regarding Time Warner is moving forward laying more cable. They have already made it to some of the subdivisions.

V. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS.

Council Member Vicki Sanson recognized and thanked the Police Chief and Officer Aaron for closing her husband's work truck door in the early hours of the morning. She is extremely grateful for the officers looking out for the residents.

VI. CONSENT AGENDA

Ford Credit Municipal Finance Quote for previously approved purchase of 2016 Ford Interceptor Utility and Equipment.(Jones)

Mayor Teske explained the cost of the vehicle and that it was not a revenue contingent item on the budget.

Motion: Mayor Pro Tem Childers made a motion to approve the Consent Agenda.



Lavon City Council Special Meeting Minutes

May 5, 2016

Second: Council Member Serkland

In Favor: Mayor Pro-Tem Childers, Council Members Sanson, Kidd and Serkland

Opposed: None

Abstained: None

Motion: Carries

VII. CONSIDERATION AND ACTION

City Council to Consider and Act on appointing a City Council Member to Seat 3, whose term will expire on 11/01/2016. (Teske)

This will be a six (6) month appointment prior to elections in November. Matt Childers nominated Jason Arnold. Jason Arnold stated that he had been volunteering his time to the City of Lavon since he moved here. He has a willingness to be involved and help.

Vicki Sanson nominated Kay Wright. Kay Wright stated that she was also very willing to volunteer and is President of the EDC. The board voted: 3 votes for Jason Arnold and 1 vote for Kay Wright.

Motion: Council Member Kidd made a motion to appoint Jason Arnold for Seat 3 of the Lavon City Council.

Second: Mayor Pro Tem Childers

In Favor: Mayor Pro-Tem Childers, Council Members Sanson, Kidd and Serkland

Opposed: None

Abstained: None

Motion: Carries

Mayor Teske swore in Jason Arnold to Seat 3 of the Lavon City Council.

VIII. EXECUTIVE SESSION

In accordance with Texas Government Code, Section 551.001, et seq., The City Council will recess into Executive Session (closed meeting pursuant to the provisions of Chapter 551, Texas Government Code), to discuss the following, in accordance with the authority contained in: Section 551.074- personnel matters: deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

-City Secretary

Council convened into Executive Session at 7:21pm.

IX. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Section 551.001, et seq., The City Council will reconvene into Regular Session to take any action necessary regarding the following:

In accordance with Texas Government Code, Section 551.074, personnel matters - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.



Lavon City Council Special Meeting Minutes May 5, 2016

-City Secretary

Council Reconvened into regular session at 8:07pm.

Motion: Mayor Pro Tem Childers made a motion to grant leave request of the current City Secretary Kelly Davis to begin May 9, 2016 and cease on June 12, 2016, returning to work on June 13, 2016. During which time Sue Johnson will be interim City Secretary.

Second: Council Member Jason Kidd

In Favor: Mayor Pro Tem Childers, Council Members Sanson, Kidd, Arnold and Serkland

Opposed: None

Abstained: None

Motion: Carries

X. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDA

Consider and Act on Animal Ordinance.

Next meeting May 17, 2016

Kay Wright asked that the Film Friendly Ordinance be included on this agenda

XI. PRESIDING OFFICER TO ADJOURN THE CITY COUNCIL MEETING

Mayor Teske adjourned the meeting at 8:08 p.m.

Duly passed and approved on this _____ day of _____, 2016.

Mayor Chuck Teske

Attest:

Susan K. Johnson, Interim City Secretary

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OATH

STATE OF TEXAS:

COUNTY OF COLLIN

I, Mike Arterburn, being duly sworn state that I am the Tax Assessor-Collector for the mentioned District and that the foregoing report reflects a true and correct accounting of all taxes collected during the month stated herein.


Mike Arterburn, RTA

SWORN TO AND SUBSCRIBED BEFORE ME, THIS 3rd DAY OF May, 2016.

(SEAL)




NOTARY PUBLIC, STATE OF TEXAS

My commission expires 9/26/17



11500 Northwest Freeway I Suite 465 I Houston, Texas 77092 I Voice: 713-688-3855 I Fax: 713-688-3931

HERITAGE PUBLIC IMPROVEMENT DISTRICT #1 ASSESSMENT REPORT SUMMARY 4/30/16

Total Receivables As of	4/30/16	\$ 84,294.83	pg 2
Cash Balance As of	3/31/16	\$ 33,421.77	pg 3
April Receipts		\$ 11,257.42	pg 3
April Disbursements		\$ (15,065.38)	pg 3
May Disbursements:			
1 Wire Transfer & 2 Invoices To Be Approved		\$ (10,000.00)	pg 4
Cash Balance as of	5/1/16	\$19,613.81	pg 4

CURRENT COLLECTIONS & 4 YEAR HISTORICAL DATA

Year	Collections 4/30/16	Adjustments 4/30/16	Reserve Uncollectables	Collections 9/1/11-4/30/16	Receivables 4/30/16	Percent Collected
2015	8,696.43			515,646.14	83,916.31	86.00
2014	1,174.86			599,994.20	378.52	99.94
2013				616,722.00		100.00
2012				616,722.00		100.00
2011				617,412.00		100.00

Last Year's Percentage of Collections as of 4/30/15 91.78%

CURRENT CERTIFIED LEVY & 4 YEAR HISTORICAL DATA

Year	Assessment Rates			Class 3	Original	Adjustments	Assessment
	Platted	Class 1	Class 2		Levy		Levy
2015	2006	675.89	810.27		419,449.67	(810.27)	418,639.40
	2008	663.13	794.96	397.48	180,923.05		180,923.05
					600,372.72		599,562.45
2014	2006	675.89	810.27		419,449.67		419,449.67
	2008	663.13	794.96	397.48	180,923.05		180,923.05
					600,372.72		600,372.72
2013		690.00	828.00	414.00	616,722.00		616,722.00
2012		690.00	828.00	414.00	616,722.00		616,722.00
2011		690.00	828.00	414.00	618,102.00	(690.00)	617,412.00

(Levy Calculated by Lot Size)

**HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
ASSESSMENT REPORT
4/30/16**

Receivables at 8/31/15	\$ 16,041.70		\$ 16,041.70
------------------------	--------------	--	--------------

2015 Assessment Levy	\$ 600,372.72		\$ 599,562.45
KR 1	\$ (810.27)		

Collections From: 9/1/15 - 4/30/16

	2015	\$ 515,646.14	
	2014	\$ 15,663.18	

(\$ 531,309.32)

TOTAL RECEIVABLE AS OF 4/30/16

\$ 84,294.83
=====

April 11, 2016

Marie Meave, Trustee
The Bank of New York Mellon
601 Travis Street, 16th Fl.
Houston, TX 77002

**RE: City of Lavon, Texas, Special Assessment Revenue Bonds, Series 2013
Heritage Public Improvement District No. 1**

Dear Ms. Meave,

Pursuant to the Trust Indenture between the City of Lavon, Texas and The Bank of New York Mellon Trust Company, N.A., as Trustee, providing for the issuance of \$8,065,000 of the City of Lavon, Texas Special Assessment Revenue Bonds (Heritage PID #1 Project), please pay the enclosed invoice in the total amount of \$2,028.75 to MuniCap, Inc., from the Administrative Expense Fund created pursuant to the Trust Indenture. This invoice is for administrative services provided by MuniCap for the City, and the nature of these services is more fully described in the attached invoice.

Please mail the check to MuniCap at the following address:

**8630 M Guilford Road
#263
Columbia, MD 21046**

The undersigned person is an Authorized Representative of the City as provided for in the Trust Indenture.

Please do not hesitate to call me with any questions regarding this matter.

Very truly yours,

City of Lavon, Texas

By: _____
Authorized Representative

Enclosure



11500 Northwest Freeway I Suite 465 I Houston, Texas 77092 I Voice: 713-688-3855 I Fax: 713-688-3931

HERITAGE PUBLIC IMPROVEMENT DISTRICT #1 ASSESSMENT REPORT SUMMARY 4/30/16

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CURRENT COLLECTIONS & 4 YEAR HISTORICAL DATA

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2014	1,174.86			599,994.20	378.52	99.94
2013				616,722.00		100.00
2012				616,722.00		100.00
2011				617,412.00		100.00

Last Year's Percentage of Collections as of 4/30/15 91.78%

CURRENT CERTIFIED LEVY & 4 YEAR HISTORICAL DATA

Year	Assessment Rates			Original Levy	Adjustments	Assessment Levy
	Platted	Class 1	Class 2			
2015	2006	675.89	810.27	419,449.67	(810.27)	418,639.40
	2008	663.13	794.96	180,923.05		180,923.05
				600,372.72		599,562.45
2014	2006	675.89	810.27	419,449.67		419,449.67
	2008	663.13	794.96	180,923.05		180,923.05
				600,372.72		600,372.72
2013		Class 1 690.00	Class 2 828.00	Class 3 414.00		616,722.00
2012		690.00	828.00	414.00		616,722.00
2011		690.00	828.00	414.00	(690.00)	617,412.00

(Levy Calculated by Lot Size)

**HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
ASSESSMENT REPORT
4/30/16**

Receivables at 8/31/15	\$ 16,041.70		\$ 16,041.70
------------------------	--------------	--	--------------

2015 Assessment Levy	\$ 600,372.72		\$ 599,562.45
KR 1	\$ (810.27)		

Collections From: 9/1/15 - 4/30/16

2015	\$ 515,846.14
2014	\$ 15,663.18

(\$ 531,309.32)

TOTAL RECEIVABLE AS OF 4/30/16

\$ 84,294.83
=====

HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
4/30/16

	<u>Month of</u> <u>4/30/16</u>	<u>Fiscal to Date</u> <u>10/1/15-4/30/16</u>
Cash Balance as of 3/31/16	\$ 33,421.77	\$ 31,936.01
 Receipts Deposited in the Assessment Acct (UTS):		
Current/Prior Assessments	9,868.29	523,963.11
Penalty & Interest	1,104.53	4,925.62
Atty's Fee-Del Coll	282.03	2,008.86
Overpayment Refunds		867.88
NSF Checks		794.96
NSF Fees Paid		65.00
Court Filing Fees		484.61
Title Search Fee		459.25
Notice of Purchaser		10.00
Assessment Fees Pd in Full		
Stale Dated Checks		
Bank Interest	<u>2.57</u>	<u>15.57</u>
TOTAL RECEIPTS:	\$ 11,257.42	\$ 533,594.86
 Disbursements Issued from the Assessment Acct (UTS):		
Transfer/Debt Service	15,000.00	535,000.00
Overpayment Refunds	16.20	867.88
Bank Charges	<u>49.18</u>	<u>49.18</u>
TOTAL DISBURSEMENTS:	(\$ 15,065.38)	(\$ 535,917.06)
 Cash Balance As of 4/30/16	 \$ 29,613.81 =====	 \$ 29,613.81 =====

**HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
4/30/16**

Disbursements For March 2016:

<u>Payee</u>	<u>Description</u>	<u>Amount</u>
Wells Fargo Bank	Deposit Slips Order	49.18

Cash Balance As of 4/30/16 **\$ 29,613.81**

Disbursements For May 2016:

<u>Check #</u>	<u>Payee</u>	<u>Description</u>	<u>Amount</u>
W/T	Debt Service Fund on 5/4/16	Transfer of Funds	10,000.00

Total Disbursements: **(\$ 10,000.00)**

Cash Balance As of 5/1/16 **\$ 19,613.81**
=====

Invoices to be Approved & Paid at a Later Date for May 2016:

<u>Payee</u>	<u>Description</u>	<u>Amount</u>
MiniCap, Inc	Professional Fees (Inv#042016-149)	\$ 2,028.75
Mike Arterburn, A/C	May Fee	\$ 850.55
	Total	\$ 2,879.30

HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
4/30/16

CURRENT COLLECTIONS & HISTORICAL DATA

<u>Year</u>	<u>Collections</u> <u>4/30/16</u>	<u>Adjustments</u> <u>4/30/16</u>	<u>Reserve</u> <u>Uncollectables</u>	<u>Collections</u> <u>9/1/07- 4/30/16</u>	<u>Receivables</u> <u>4/30/16</u>	<u>Percent</u> <u>Collected</u>
2015	8,693.43			515,646.14	83,916.31	86.00
2014	1,174.86			599,994.20	378.52	99.94
2013				616,722.00		100.00
2012				616,722.00		100.00
2011				617,412.00		100.00
2010				618,102.00		100.00
2009				618,102.00		100.00
2008				441,835.00		100.00
2007				431,388.00		100.00

CURRENT CERTIFIED LEVY & HISTORICAL DATA

<u>Year</u>	<u>Replatted</u>	<u>Class 1</u>	<u>Class 2</u>	<u>Class 3</u>	<u>Original</u> <u>Levy</u>	<u>Adjustments</u>	<u>Assessment</u> <u>Levy</u>	<u>SR/KR</u> <u>Rolls</u>
2015	2006	675.89			274,411.34		274,411.34	
			810.27		145,038.33	(810.27)	144,228.06	
	2008	663.13			69,628.65		69,628.65	
			794.96		85,855.68		85,855.68	
				397.48	25,438.72		25,438.72	
					600,372.72		599,562.45	
2014	2006	675.89			274,411.34		274,411.34	
			810.27		145,038.33		145,038.33	
	2008	663.13			69,628.65		69,628.65	
			794.96		85,855.68		85,855.68	
				397.48	25,438.72		25,438.72	
					600,372.72		600,372.72	
2013		<u>Class 1</u>	<u>Class 2</u>	<u>Class 3</u>				
		690.00	828.00	414.00	616,722.00		616,722.00	
2012		690.00	828.00	414.00	616,722.00		616,722.00	
2011		690.00	828.00	414.00	618,102.00	(690.00)	617,412.00	0-1
2010		690.00	828.00	414.00	618,102.00		618,102.00	
2009		690.00	828.00	414.00	615,894.00	2,208.00	618,102.00	2-1
2008		690.00	828.00		431,388.00	10,447.00	441,835.00	1-0
2007		690.00	828.00		431,388.00		431,388.00	

(Levy Calculated by Lot Size)

**HERITAGE PUBLIC IMPROVEMENT DISTRICT #1
4/30/16**

Accounts Paid in Full:

- \$11,275.00 Reported as other fees collected on 12/08 report. Transferred to 2008 Assessments on 3/09 report. Account paid in full.
Account #R-9032-00M-0120-1 (Per SR #1 increased 08 base on 3/09)
- \$ 8,538.19 Received funds (paid in full) on 10/11 report.
(Account # R-9095-00B-0150-1) (Did not increase base-we applied as Other)
- \$ 9,658.04 Received funds (paid in full) on 1/15 report.
(Account # R-9032-00A-0790-1) (Did not increase base-we applied as Other)

Notes:

- \$ 56.72 Reported as overpayment refund check #1158 on 2/16 report. Placed stop payment on check #1158 due to report never received and re-issued as check #1160.

Installment Plans

<u>Year(s)</u>	<u>Name/Account Number</u>	<u>Payment Schedule</u>	<u>Current Yes/No</u>
2015	Kenneth Kennedy R-9635-00E-0180-1	2/16-1/17 12 Months	Yes
2014	Ronnie Van Cleve R-9095-00B-0130-1	7/15-6/16 12 Months	Voided as of 4/16
2014	Jane Eckhoff R-9095-00H-0140-1	8/15-7/16 12 Months	Voided as of 4/16
2015	Carrie Lasater R-9032-00L-0070-1	4/16-3/17 12 Months	Yes

MuniCap, Inc.
 8965 Guilford Road
 Suite 210
 Columbia, MD 21046

INVOICE

Invoice Date 4/8/2016
Invoice # 042016-149

Balance Due \$2,028.75

Remit check to:

or

Wire instructions:

Bill To:

CITY OF LAVON, TEXAS
 c/o Utility Tax Services
 - VIA EMAIL TO -
 utilitytaxservice@sbcglobal.net

MuniCap, Inc.
 8630 M Guilford Road #263
 Columbia, MD 21046

The Columbia Bank
 9151 Baltimore National Pike
 Ellicott City, MD 21042
 (410) 418-8500

ABA Routing No.: 055 002 338
 To the account of: MuniCap, Inc.
 Account No.: 00 082 362 31

Project Heritage PID #1 1657

PLEASE DETACH AND RETURN TOP PORTION WITH PAYMENT

Invoice Date
4/8/2016

Invoice #
042016-149

MuniCap, Inc.
 8965 Guilford Road
 Suite 210
 Columbia, MD 21046

Terms Net 30
Client # 1657

Item	DATE	Description	Hrs	Amount
Vice Pres (AY)	3/1/2016	Continue working on annual continuing disclosure report.	0.5	100.00
Vice Pres (AY)	3/3/2016	Continue working on annual continuing disclosure report. Parcel research.	0.75	150.00
Vice Pres (AY)	3/9/2016	Continue working on annual continuing disclosure report.	0.5	100.00
Vice Pres (AY)	3/10/2016	Continue working on annual continuing disclosure report. Parcel research.	0.75	150.00
Vice Pres (AY)	3/15/2016	Continue working on annual continuing disclosure report.	0.75	150.00
Vice Pres (AY)	3/17/2016	Continue working on annual continuing disclosure report.	0.5	100.00
Vice Pres (AY)	3/21/2016	Continue working on annual continuing disclosure report. Parcel research.	1.5	300.00
Vice Pres (AY)	3/22/2016	Continue working on annual continuing disclosure report. Parcel research.	1	200.00
Manager (MD)	3/24/2016	Review account reconciliation.	0.25	43.75
Assoc (MV)	3/24/2016	Update account reconciliation for the months of January and February.	0.5	67.50
Assoc (MV)	3/24/2016	Process administrative invoices and certificates authorizing payment and forward for approval, as required by Trust Indenture.	0.25	33.75
Assoc (MV)	3/24/2016	Check and email trustee regarding availability of sufficient funds to pay debt service due on April 1, 2016.	0.25	33.75
Vice Pres (AY)	3/24/2016	Continue working on annual continuing disclosure report.	1.75	350.00
Vice Pres (AY)	3/28/2016	Finalize annual disclosure report and file with EMMA.	1.25	250.00
Subtotal Fees:				2,028.75

EIN: 03-0461891. Overdue accounts are subject to 1% monthly finance charge.

Total \$2,028.75

Billing Inquiries? Call (443) 539-4104

April 11, 2016

Marie Meave, Trustee
The Bank of New York Mellon
601 Travis Street, 16th Fl.
Houston, TX 77002

**RE: City of Lavon, Texas, Special Assessment Revenue Bonds, Series 2013
Heritage Public Improvement District No. 1**

Dear Ms. Meave,

Pursuant to the Trust Indenture between the City of Lavon, Texas and The Bank of New York Mellon Trust Company, N.A., as Trustee, providing for the issuance of \$8,065,000 of the City of Lavon, Texas Special Assessment Revenue Bonds (Heritage PID #1 Project), please pay the enclosed invoice in the total amount of \$2,028.75 to MuniCap, Inc., from the Administrative Expense Fund created pursuant to the Trust Indenture. This invoice is for administrative services provided by MuniCap for the City, and the nature of these services is more fully described in the attached invoice.

Please mail the check to MuniCap at the following address:

8630 M Guilford Road
#263
Columbia, MD 21046

The undersigned person is an Authorized Representative of the City as provided for in the Trust Indenture.

Please do not hesitate to call me with any questions regarding this matter.

Very truly yours,

City of Lavon, Texas

By: _____
Authorized Representative

Enclosure

Mike Arterburn, Tax A/C

%Utility Tax Service, LLC
11500 NW Freeway, Ste 465
Houston, TX 77092

Invoice

Date	Invoice #
5/1/2016	5246

Bill To
Heritage PID 1

Item	Description	Amount
Monthly Fee	May Assessor-Collector Fee	850.55
Total		\$850.55
Payments/Credits		\$0.00
Balance Due		\$850.55

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CITY OF LAVON, COLLIN COUNTY TEXAS

ORDINANCE NO: 2016-05-01

Animal Control

AN ORDINANCE OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS: PROVIDING FOR THE CONTROL OF ANIMALS; PROVIDING FOR IMPOUNDMENT; PROVIDING FOR FEES; PROVIDING FOR QUARANTINE; PROHIBITING ANIMAL NUISANCES; PROHIBITING CERTAIN ANIMALS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING A PENALTY PROVIDING SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City Council of the City of Lavon recognizes that failure to properly control animals in the city of Lavon is a growing problem; and

WHEREAS, City Council of the City of Lavon recognizes that establishing clear rules for animals in the City will improve the quality of life for the animals and our citizens; and

WHEREAS, City Council of the City of Lavon recognizes that previous animal control ordinances have become outdated; and

WHEREAS, City Council of the City of Lavon believes it is in the best interest of the citizens of the City, to enact new regulations relating to the control of animals within the City of Lavon;

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

SECTION 1 - FINDINGS

1.1 The City Council of the City of Lavon finds that the above foregoing recitals are true and correct and are hereby incorporated for all purposes as official findings of the City Council of the City of Lavon.

SECTION 2 - DEFINITIONS

2.1 4-H -NATIONAL COUNCIL - the 4-H council is the national, private sector non-profit partner of 4-H and the cooperative Extension System. Council is governed by its own Board of Trustees, made up of youth, representatives from 4-H/Extension/land-grant universities, corporate executives and other private citizens.

2.2 ANIMAL - Shall mean any living creature, including but not limited to, Dogs, Cats, Horses, Birds, Fish, Mammals, Reptiles, Insects, Fowl and Livestock, but specifically excluding Human Beings.

2.3 ANIMAL CONTROL OFFICER - Shall mean any person designated by the Supervisor of Animal Control to enforce the provisions of this ordinance.

2.4 ANIMAL CONTROL SUPERVISOR - Shall mean the person designated by the Animal Control Authority to supervise all aspects of Animal Control

- 2.5 ANIMAL PROJECT, LARGE - Shall mean Cows, Steers, Bulls, or Heifers
- 2.6 ANIMAL PROJECT, MEDIUM - Shall mean Pigs, Sheep, or Goats.
- 2.7 ANIMAL PROJECT, SMALL - Shall mean Chickens, Roosters, or Rabbits.
- 2.8 AT LARGE - Off the premises of the owner and not under the control of the owner or another person authorized by the owner to care for the animal by leash, cord, chain or rope.
- 2.9 CAT - Shall mean any live or dead Cat (Felis Catus)
- 2.10 CISD- Community Independent School District.
- 2.11 COMMERCIAL STABLE - Shall mean a facility where a fee is charged to House, Pasture or Rent Horses or other Livestock.
- 2.12 DANGEROUS ANIMAL - Shall mean any individual animal of any species that has made an unprovoked attack on a person or animal that causes bodily injury and occurs in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own, or commits unprovoked acts in a place other than an enclosure in which the animal was being kept and that was reasonably certain to prevent the animal from leaving the enclosure on its own an those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to that person or another animal.
- 2.13 DOG - Shall mean any live or dead Dog (Canis Familiaris)
- 2.14 DOMESTIC ANIMALS - Shall mean all species of animals commonly accepted as being domesticated.
- 2.15 FFA -The National FFA Organization, governed by a Board of Directors and a Board of Student Officers, charters state associations; provides direction, programmatic materials and support; and hosts the National FFA Convention.
- 2.16 HARBORING - The act of keeping and caring for an animal or of providing a premise to which the animal returns for food, shelter or care for a period of three (3) consecutive days.
- 2.17 LIVESTOCK - Shall mean horses or any member of the domesticated Horse Family, including but not limited to, Mules, Donkeys, and Ponies: and all types and varieties of Cattle.
- 2.18 LOCAL HEALTH AUTHORITY - A person or agency designated by the City Mayor to receive reports of animal bites, investigate bite reports, insure quarantine of possible rabid animals and otherwise carry out provisions of the Texas Law pertaining to the control and eradication of Rabies.

- 2.19 OWNER - Shall mean any person, firm or corporation having title to any animal; or a person who has, harbors, or keeps or causes or permits an animal to remain on or about his premises
- 2.20 PET ANIMAL - Shall include Dogs, Cats, Rabbits, Rodents, Birds, Reptiles and any other species of animal that are sold or retained as a household pet, but shall not include skunks, non-human primates and any other species of wild, exotic, or carnivorous animal that may be further restricted in this law.
- 2.21 PROOF OF PARTICIPATION- A student must present a notarized letter of participation from the local 4-H Chapter leader or the CISD FFA leader. And be a member in good standing.
- 2.22 PROPERTY LAYOUT - A drawing of the overall lay out of the land including all buildings and enclosures on the premises.
- 2.23 SMALL LIVESTOCK - Shall mean all types of domesticated swine, sheep and goats.
- 2.24 STRAY ANIMAL - Any animal for which there is no identifiable owner or harborer.
- 2.25 STUDENT- A youth that is currently attending Public or Private School. Between the grades of Kindergarten and 12th Grade.
- 2.26 STUDENT PROJECT PERMIT·A permit required to house Student animal projects inside The City of Lavon. Must be renewed annually at the cost of \$10.00 per Calendar year.
- 2.27 VACCINATED - Means properly injected with a rabies vaccine licensed for use in that species by the United States Department of Agriculture and administered by a Veterinarian licensed to practice in the State of Texas.
- 2.28 VACCINATED CURRENTLY - Means vaccinated and satisfying the following criteria:
- 2.28.1 The animal must have been at least three (3) months of age at the time of Vaccination.
- 2.28.2 At least thirty (30) days has elapsed since the initial vaccination.
- 2.28.3 No more than three (3) years have elapsed since the most recent Vaccination.
- 2.29 VARIANCE- Approval by The City Council to do some act contrary to the usual rule.
- 2.30 WILD ANIMAL - Shall mean any poisonous or dangerous Reptile, or any other species of animals that commonly exists in a natural, unconfined state and is usually not domesticated, including, but not limited to, Foxes, Opossums, Raccoons, Squirrels, Leopards, Panthers, Tigers, Lions, Lynx, unless certified for medical, biological, herpetological or other scientific research or study. This definition shall apply regardless of state or duration of captivity.

SECTION 3 - RABIES CONTROL

- 3.1 VACCINATIONS - Every owner of a dog or cat three (3) months of age or older shall have such animal vaccinated against Rabies.
- 3.1.1 All dogs or cats vaccinated at three (3) months of age or older shall be re-vaccinated at one (1) year of age and every three years thereafter. Any person moving into the City from a location outside of the City shall comply with this section of this ordinance within thirty (30) days after having moved into the City.
- 3.1.2 If the Dog or Cat has inflicted a bite on any person, or another animal, within the last ten (10) days, the owner of said Dog or Cat shall report such act to the Veterinarian, and no Rabies Vaccine shall be administered until after the ten (10) days observation period.
- 3.2 CERTIFICATE OF VACCINATION - Upon vaccination, the Veterinarian shall execute and furnish to the owner of the Dog or Cat as evidence thereof, a Certificate upon a form furnished by the Veterinarian. The Veterinarian shall retain a duplicate copy. Such Certificate shall contain the following information:
- 3.2.1 The name, address and telephone number of the owner of the vaccinated Dog or Cat;
- 3.2.2 The date of vaccination;
- 3.2.3 The type of Rabies Vaccine used;
- 3.2.4 The year and number of Rabies Tag; and,
- 3.2.5 The breed, age, color, and sex of vaccinated Dog or Cat
- 3.3 RABIES TAGS - Concurrent with the issuance and delivery of the Certificate of Vaccination referred, the owner of the Dog or Cat shall cause to be attached to the collar or harness of the vaccinated Dog or Cat a metal tag, serially numbered to correspond with the Vaccination Certificate Number, and bearing the year of issuance and the name of the issuing Veterinarian and his address. The owner shall cause the collar or harness, with the attached metal tag, to be worn by his Dog or Cat at all times.
- 3.4 DUPLICATE TAGS – In the event of loss or destruction of the original rabies tag, the owner of the dog or cat shall obtain a duplicate tag. Vaccination Certificates and tags shall be valid only for the animal for which it was originally issued.
- 3.5 PROOF - It shall be unlawful for any person who owns or harbors a vaccinated dog or cat to fail or refuse to exhibit his copy of the Certificate of Vaccination upon demand to any person charged with the enforcement of this ordinance.
- 3.6 HARBORING UNVACCINATED ANIMALS - It shall be unlawful for any person to harbor any dog or cat that has not been vaccinated against rabies, as provided herein, or that cannot be identified as having a current vaccination certificate.

3.7 ANIMALS EXPOSED TO RABIES - Any person having knowledge of the existence of any animal known to have been, or suspected of being, exposed to rabies must immediately report such knowledge to the local health authority, giving any information that may be required. For any animal known to have been, or suspected of being exposed to rabies, the following rules must apply:

3.7.1 Animals having a current vaccination must be revaccinated immediately and confined according to the method prescribed by the Local Health Authority for a period of not less than ninety (90) days.

3.7.2 Animals not having a current vaccination should be humanely destroyed. However, if the owner of such an animal elects, he may, at his expense and in a manner prescribed by the Local Health Authority, confine said animal. Such animal must be vaccinated immediately following exposure and quarantined for not less than six (6) months. A revaccination shall be done one (1) month prior to release from quarantine.

SECTION 4 - REPORTING HUMANS BITTEN BY ANIMALS

4.1 Any person having knowledge of an animal bite to a human will report the incident to the Police or Local Health Authority as soon as possible, but not later than twenty-four (24) hours from the time of the incident.

4.1.1 The owner of the biting animal will place that animal in quarantine under the supervision of the Local Health Authority.

4.1.2 Utilizing Standardized Reporting Forms provided by the TDH, the Local Health Authority will investigate each bite incident.

4.1.3 Human Bites from Rodents, Rabbits, Birds and all cold-blooded animals are excluded from the reporting requirements of this section.

4.2 When an animal that has bitten a human is identified, the owner is required to produce the animal for ten (10) days confinement at the owner's expense. Refusal to produce said dog or cat constitutes a violation of this section and each day of such refusal constitutes a separate and individual violation.

4.2.1 The ten (10) day observation period will begin on the day of the bite incident.

4.2.2 The animal must be placed in a licensed quarantine facility. However, the owner of the animal may request permission from the Local Health Authority for home quarantine if the following criteria can be met.

4.2.2.1 Secure facilities must be available at the home of the animal's owner and must be approved by the Local Health Authority.

4.2.2.2 The animal is currently vaccinated against rabies.

- 4.2.2.3 The Animal Control Officer, Local Health Authority or Licensed Veterinarian must observe the animal at least on the first and last days of the quarantine period.
- 4.2.2.4 If the animal becomes ill during the observation period, the Local Health Authority must be notified by the person having possession of the animal.
- 4.2.2.5 At the end of the observation period, the release from quarantine must be accomplished in writing.
- 4.2.2.6 The animal was not in violation of any laws at the time of the bite.
- 4.2.2.7 The victim of the bite was a member of the immediate family.
- 4.2.3 If the biting animal cannot be maintained in secure quarantine, it shall be humanely destroyed and the brain submitted to the TOH Certified Laboratory for rabies diagnosis.
- 4.2.4 It shall be unlawful for any person to interrupt the ten (10) day observation period.
- 4.2.5 No wild animal will be placed in quarantine. All wild animals involved in biting incidents will be humanely killed in such a manner that the brain is not mutilated. The brain shall be submitted to a TOH Certified Laboratory for rabies diagnosis.

SECTION 5 - RUNNING AT LARGE

- 5.1 It shall be unlawful for any owner to allow any dog or other animal possessed, kept, or harbored, other than a cat, to run at large as is defined in this Ordinance.
- 5.2 The Animal Control Officer is authorized to impound such animals running at large, other than a cat.
- 5.3 The Animal Control Officer may impound a cat under conditions specified in this Ordinance, or when he has received a complaint that the cat has caused a nuisance or hazard to the health or welfare of human or animal population.
- 5.4 All dogs kept in the City must be kept in an enclosure of sufficient strength and type to ensure the dog does not escape.
 - 5.4.1 A fence around all or part of the property shall serve as an approved enclosure as long as the fence is capable of keeping the dog from leaving the property.
- 5.5 It shall be the responsibility of every person residing at a location where a dog is kept to ensure that the enclosure is maintained in a manner capable of containing all dogs kept on the property.
 - 5.5.1 Any dog running at large shall be prima facie evidence that the enclosure was not maintained in a manner to keep the dog contained.

5.6 It shall be unlawful for any person to fail to maintain an enclosure in compliance with paragraph 5.5.

SECTION 6 - ANIMAL NUISANCE

6.1 The keeping of any animal, which, by causing frequent or long continued barking, cry or noise that shall disturb any person or ordinary sensibilities in the vicinity is prohibited.

6.2 The keeping of any animal in such a manner as to endanger the public hearth; to annoy neighbors by the accumulation of animal wastes which cause foul and offensive odors, or are considered to be a hazard to any other animal or human being; or by continued presence on the premises of another is prohibited.

6.3 Animal pen, stables, or enclosures in which any animal may be kept or confined that have become offensive to a person of ordinary sensitivities are prohibited.

6.4 The keeping of bees in such a manner as to deny that lawful use of adjacent property or endanger personal health and welfare is prohibited.

6.5 Persistent laxness in supervision of cats so that their running at large results in disturbance to persons of ordinary sensibilities is prohibited.

SECTION 7 - PROHIBITED ANIMALS

7.1 It shall be unlawful for any person to sell, offer for sale, barter, or give away as toys, premiums or novelties, baby chickens, ducklings or other fowl under three (3) weeks old; and rabbits under two (2) months old; sale of such animals for agricultural purposes is exempt from this provision.

7.2 It shall be unlawful to color, dye, stain, or otherwise change the natural color of any chickens, ducklings, other fowl, or rabbits, or to possess for the purpose of sale or to be given away, any of the above mentioned animals which have been so colored.

7.3 It shall be unlawful to keep and/or sell any wild animal inside the city.

SECTION 8 - DANGEROUS ANIMALS

8.1 Any dangerous animal found running at large may be destroyed by any Peace Officer or Animal Control Officer in the interest of public safety.

8.2 The animal control officer or Code Enforcement Officer may order any owner or person having care, control, or custody of any dangerous animal to take such animal permanently from the City.

8.2.1 This animal must be removed immediately following receipt of such an order, even if an appeal is initiated.

- 8.2.2 This order may be appealed in writing within ten (10) days to the Municipal Judge.
- 8.2.3 The Municipal Judge may uphold, reverse or modify the order, and may stipulate restrictions on the animal as a condition to allowing the animal to remain in the City.
- 8.2.4 If the Municipal Judge upholds the order, the owner or person having care, control, or custody shall not bring the animal back inside the city limits.
- 8.3 If the owner or person having care, custody or control of a dangerous animal fails to remove such animal as provided for in this section, such animal may be impounded and/or destroyed.
- 8.4 The owner or person having care, custody or control of a dangerous animal must report the disposition and relocation of such animal to the Animal Control Officer in writing within ten (10) days after the expiration date for removal of such animal from the city.
- 8.4.1 Each day thereafter- such information is not provided shall constitute a separate offense.
- 8.5 The Animal Control Officer or Code Enforcement Officer shall be authorized to obtain a search and seizure warrant if there is reason to believe that an animal ordered removed from the city for being dangerous has not been so removed.

SECTION 9 - IMPOUNDMENT

- 9.1 The following animals may be impounded:
- 9.1.1 Cats or dogs not exhibiting evidence of being vaccinated as described in this ordinance;
- 9.1.2 Cats or dogs not exhibiting evidence of being registered as described in this ordinance;
- 9.1.3 Any animal infected with rabies or kept under conditions that could endanger the public or animal health;
- 9.1.4 Any animal that creates a nuisance, in this ordinance;
- 9.1.5 Any animal found running at large;
- 9.1.6 Any animal treated in a manner determined by an Animal Control Officer to be cruel and inhumane;
- 9.1.7 Any animal that has bitten a human being or needs to be placed under observation for rabies determination, as determined by an Animal Control Officer;
- 9.1.8 Any animal violating any provisions of this Ordinance.

9.2 If any of the animals named in this Ordinance are found upon the premises of any person, the owner or occupant of the premises shall have the right to confine such animal in a humane manner until he can notify an Animal Control Officer to retrieve the animal for impoundment.

9.2.1 When so notified, it shall be the duty of the Animal Control Officer to impound such animal.

9.3 Except where otherwise prohibited, the owner can resume possession of any impounded animal upon payment of required fees and any charges incurred for the care of the animal, and upon compliance with vaccination and registration provisions of this Ordinance.

9.4 Disposition of animals impounded on the grounds of cruel or inhumane treatment shall be determined by the Court of Jurisdiction.

9.5 If any animal is being held in quarantine or observation for rabies, the owner shall not be entitled to possession until it has been released from quarantine.

9.6 The City Mayor shall select and establish a place for impounding animals under any provisions of this Ordinance or may contract with an outside agency to provide such service.

SECTION 10 - IMPOUNDMENT FEES

10.1 All fees related to animal control shall be as established by the City's animal contractor or in the absence of an animal control contractor, fees shall be as established in the City's comprehensive fee schedule.

SECTION 11 - ADOPTION

11.1 The adoption of animals shall be regulated by the City of Lavon animal control contractor.

SECTION 12 -LIVESTOCK

12.1 It shall be unlawful for any person to keep any swine within the city limits except in a Zoning District in which a stockyard or stable is permitted.

12.2 It shall be unlawful for any person to keep a cow or horse on any premises, the overall area of which is less than one-third (1/3) of an acre for each cow or horse kept, or to keep more than can be cared for under sanitary conditions and not create a nuisance.

12.2.1 In no event shall the cows and horse kept exceed the permitted number of adult animals and their foals or calves.

- 12.2.2 The number of cows or horses permitted shall not exceed one (1) adult per one-third (1/3) of an acre for the first acre, and two (2) adults per acre for each additional acre over two (2) acres of a single tract of land.
- 12.2.3 Within the limitations stated above, persons in lawful possession of the premises, as owner or tenant, may keep thereon cows and horses belonging to others, but not as a commercial business in violation of the Zoning Ordinance.
- 12.3 Any enclosure, pen, corral, or other restrictive area for small livestock shall consist of a solid wall stretching from the ground to at least four (4) feet in height, that does not sway or give way when tested by an Animal Control Officer; or shall consist of a fence.
- 12.3.1 Such fence must have at least sixteen-(16) gauge wire arranged in a grid pattern (Hogwire) with the maximum size of any grid in the wire being seven and one-half inches (7 1/2") by twelve inches (12").
- 12.3.2 The wire pattern must stretch continuously from the ground to at least thirty-two inches (32") above ground.
- 12.3.3 Above this wire pattern must be stretched tautly at least two (2) strands of at least sixteen (16) gauge wire with at least one of these strands at least four (4) feet above the ground.
- 12.3.4 The maximum distance allowed between fence posts shall be fifteen (15'). The fence posts must not sway more than six inches (6") when tested by an Animal Control Officer. Trees may not be used as fence posts.
- 12.3.5 Gates for small livestock enclosures shall be mounted on hinges to a solid wall or fence post and stretch from the ground to at least four feet (4') above the ground.
- 12.3.5.1 Such a gate must connect with another fence post or wall in such a manner that small livestock cannot pass through it.
- 12.3.5.2 The gate itself must be constructed so that there is not an opening in it larger than seven and one-half inches (7 1/2") by twelve inches (12").
- 12.3.5.3 Such gates must have a latch or chain attached capable of keeping the gate closed when tested by an Animal Control Officer.
- 12.4 Any enclosure, pen, corral or restrictive area for large livestock shall consist of a fence.
- 12.4.1 Such fence must have at least sixteen (16) gauge wire stretched tautly between fence posts.
- 12.4.2 Such a fence shall have at least four (4) strands of wire with one strand one foot (1') above the ground and one strand at least four feet (4') above the ground, with the two other strands uniformly spaced between the top and bottom strands.

12.4.3 The maximum distance between fence posts shall be fifteen feet (15'). The fence posts must not sway more than six (6) inches when tested by an Animal Control Officer. Trees may not be used as fence posts.

12.4.4 Gates for large livestock shall be mounted on hinges to a solid wall or fence and stretch from one foot (1') above the ground to at least four feet (4') above the ground.

12.4.4.1 Such a gate must connect to another fence post or solid wall in such a manner that large livestock cannot pass through it, and the gate itself must be constructed so that there is not an opening in it large enough for large livestock to pass through.

12.4.4.2 Such gates must have a latch or chain attached capable of keeping the gate closed when tested by an animal control officer.

12.5 When small and large livestock are kept together, the standards for small livestock must be met.

12.6 It shall be unlawful for any person, firm or corporation to keep on premises under his or its control, within the city limits, any small or large livestock in such a manner that the livestock will be quartered closer than one hundred and fifty feet (150') from any human living quarters, other than the living quarters of the owner or keeper.

12.7 Male Equine, including, but not limited to, horses, capable of breeding, will be confined in such a manner that said animal will not be dangerous to human beings and all breeding shall be under the control of the owner or handler.

SECTION 13 - VARIANCE FOR FFA OR 4-H PROJECTS

13.1 Any student wishing to house a livestock project in the City of Lavon may do so within the requirements of this section.

13.2 Obtain a student project permit by:

13.2.1 Show proof of participation in either FFA or 4-H and be a member in good standing.

13.2.2 Present a property layout of the premises where the animal will be housed. No pen or enclosure shall be closer than 25 feet from any adjoining property.

13.2.3 Show the number and types of animals to be housed.

13.3 There will be no more than two (2) large animal projects on a single tract of land.

13.4 There will be no more than four (4) medium animal projects on a single tract of land.

13.5 There will be no more than twelve (12) small animal projects on a single tract of land.

13.6 At which time the student is no longer a member in good standing with the above-mentioned organizations they have thirty (30) days in which to remove the animal or animals from the premises.

13.7 Student Project Permits shall be restricted to premises of one (1) acre or larger.

13.8 Except where modified herein all other sections of this ordinance must be followed.

SECTION 14 - FOWL

14.1 Except for exotic birds not raised, kept or harbored for commercial purposes, it shall be unlawful for any person, firm or corporation to maintain, own or control any premises within the city limits of the City of Lavon where more than an aggregate of twelve (12) fowl are kept or harbored on any lot in City.

14.1.1 Provided further, however, that not more than one-fourth (1/4) of the maximum allowable number of such animals may be of the male species.

SECTION 15 - SANITARY CONDITIONS

15.1 The owner or person in possession of animals shall keep yards, pens and enclosures in which such animals are confined in such a manner as not to give off odors offensive to persons or ordinary sensibilities residing in the vicinity or to breed or attract flies, mosquitoes or other noxious insects, or in any manner, to endanger the public health or safety, or create a public nuisance.

15.2 All persons keeping such animal shall comply with the following regulations:

15.2.1 Manure and droppings shall be removed from pens, stables, yards, cages and other enclosures as necessary to maintain sanitary conditions and handled or disposed of in such manner as to keep the premises free of any nuisances.

15.2.2 Mound storage of droppings or manure between such removals shall be permitted only under such conditions as to protect against the breeding of flies and to prevent the migration of fly larvae (maggots) into the surrounding soil.

15.2.3 The feeding of vegetables, meat scraps or garbage shall be done only in impervious containers or on an impervious platform.

15.2.4 Watering troughs or tanks shall be provided they are equipped with adequate facilities for draining the overflow so as to prevent the breeding of flies, mosquitoes and other insects.

15.2.5 No putrescible material shall be allowed to accumulate on the premises, and all such material used to feed that is un-consumed shall be removed and disposed of by burial or other sanitary means.

15.2.6 Any pen or enclosure shall be maintained in such a manner as to be not less than fifty feet (So') from any adjoining residentially zoned property.

SECTION 16 - TREATMENT OF ANIMALS

16.1 The following are established as guidelines for pet and animal care and not intended to contravene with the provisions for animal cruelty as contained in the Texas Penal Code.

16.2 No owner shall fail to provide his animal(s) with sufficient good wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with humane care and treatment.

16.3 No person shall beat, cruelly ill-treat, torment, overload, overwork or otherwise abuse an animal; or cause instigate or permit any dogfight, cockfight, bullfight, or other combat between animals or between animals and humans.

16.4 No owner of an animal shall abandon such animal.

16.5 Any person who, as the operator of a motor vehicle, strikes a domestic animal, shall stop at once and render such assistance as may be possible and shall immediately report such injury or death to the animals owner; in the event owner cannot be ascertained and located, such operator shall at once report the accident to the appropriate law enforcement agency.

16.6 The use of steel jaw traps shall be prohibited.

SECTION 17 - ENFORCEMENT

17.1 Primary enforcement of this Ordinance shall be the responsibility of the Local or or contracted animal control agency.

17.1.1 Any Code Enforcement Officer, Public Health Officer or Police Officer shall possess the authority to enforce any provision of this ordinance.

17.1.2 Any authority vested with an animal control officer by this ordinance shall vest an equal authority with any Lavon Code Enforcement Officer, Public Health Officer or Police Officer.

17.2 Any Animal Control Officer, Lavon Code Enforcement Officer, Public Health Officer or Police Officer shall have the authority to issue citations for any violation of this Ordinance.

17.3 If the person being cited is not present, the officer may send the citation to the alleged offender by registered or certified mail.

17.4 It shall be unlawful for any person to interfere with the Animal Control Officer, Lavon Code Enforcement Officer, Public Health Officer or Police Officer in the performance of his duties as outlined in this ordinance.

17.5 The Any Animal Control Officer, Lavon Code Enforcement Officer or Public Health Officer are given the right to go onto any private property in the City of Lavon for the purpose of determining whether or not any provisions of this ordinance has been violated and to impound any animal kept or harbored in violation of any terms of this ordinance.

SECTION 18 - PENALTY

18.1 Any person found to be violating any provision of this ordinance and who has not been previously found guilty of any provision of this ordinance in the last 12 months shall be deemed guilty of a class C misdemeanor and upon conviction shall pay a fine of not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000.00).

18.2 Any person found to be violating any provision of this ordinance a second or subsequent time within any 12 month period shall be deemed guilty of a class C misdemeanor and upon conviction shall pay a fine of not less than five hundred dollars (\$500.00) nor more than two thousand dollars (\$2,000.00).

SECTION 19 - SEVERBILITY

19.1 It is hereby declared by the City Council of the City of Lavon that if any of the sections, paragraphs, sentences, clauses or phrases of this ordinance shall be declared unconstitutional or otherwise illegal by the valid judgment or decree of any court of competent jurisdiction, such event shall not affect any remaining the sections, paragraphs, sentences, clauses or phrases of this ordinance.

SECTION 20 - Effective Date

20.1 This ordinance shall be in full force and effect from and after its passage and publication and it is so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS ON THIS 3rd DAY OF MAY, 2016.

The Honorable Charles Teske, Mayor

Attest:

Susan K. Johnson, Interim City Secretary

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CITY OF LAVON, TEXAS

ORDINANCE 2016-05-02

Budget amendment #1 for Fiscal Year 2015-2016

AN ORDINANCE FOR THE CITY OF LAVON, TEXAS APPROVING AND ADOPTING AN AMENDED BUDGET FOR THE CITY FOR THE FISCAL YEAR OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lavon, Texas has adopted and approved a budget of the expenditures and revenues of all City Departments, Divisions and Offices for the Fiscal Year 2015-2016; and

WHEREAS, the City Council of the City of Lavon, Texas has determined certain amendments need to be made to the budget for the City covering the fiscal year aforesaid; and

WHEREAS, the City Council upon full consideration of the matter, is of the opinion that the amended budget hereinafter set forth is proper and should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS;

Section 1. That the appropriations as designated for the payment of expenses for the operation of the City government, hereinafter itemized by a true and correct copy of the Budget Document hereto attached as Exhibit A, are hereby approved.

Section 2. That the expenditures during the fiscal year shall be made in accordance with the budget approved by this ordinance, unless otherwise authorized by a duly enacted ordinance of the City, said budget document being on file for public inspection in the office of the City Secretary.

Section 3. That the necessity for making and approving a budget for the fiscal year, as required by the laws of the State of Texas, requires that this ordinance shall take effect immediately from and after its passage, as the law in such case provides.

Section 4. That on and after the passage of this ordinance, it shall supersede and replace Ordinance #2015-09-01 that adopted the Fiscal Year 2015-2016 Budget.

Section 5. 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.

DULY PASSED AND ADOPTED by the City Council of the City of Lavon, Collin County, Texas on this ____ day of May, 2016.

Charles A. Teske, Jr. Mayor

Attest: _____

Susan K Johnson, Interim City Secretary

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
INCOME					
Enterprise Income Transfer					
	Solid Waste Fund Transfer	154,966.00	154,966.00	0.00	
	Sanitary Sewer Fund Transfer	120,000.00	120,000.00	0.00	
	Enterprise Income Transfer	274,966.00	274,966.00	0.00	
Judicial Branch					
	Court fees	2,200.00	2,200.00	0.00	
	Total Judicial Branch	2,200.00	2,200.00	0.00	
Legislative Branch					
	Administrative Fee	10,000.00	18,000.00	8,000.00	Run Rate Incr.
	Banking Interest	1,050.00	550.00	-500.00	Run Rate Decr.
	Late fees	22,000.00	20,000.00	-2,000.00	Run Rate Incr.
	Photocopies	25.00	25.00	0.00	
	Return of Equity-Insurance	730.00	730.00	0.00	
	Returned Check Fees	0.00	0.00	0.00	
	Community Center/Pavilion Rental Fees	1,575.00	2,500.00	925.00	Increased Rentals
	Restitution	4,750.00	4,750.00	0.00	
	Total Legislative Branch	40,130.00	46,555.00	6,425.00	
Operations Division					
	Food Service Inspection Permits	3,410.00	3,710.00	300.00	
	General Permit Fees	35,000.00	35,000.00	0.00	
	New Building Permit Fees	75,000.00	98,000.00	23,000.00	Existing lots permitted
R	New Addition Building Permit Fees	90,000.00	0.00	-90,000.00	Trad @ GH
	OSSF Permit Fees	400.00	1,600.00	1,200.00	Run Rate Incr.
	PD Fines/Fees	70,000.00	73,000.00	3,000.00	Run Rate Incr.
	PD Warrant Fines/Fees	9,700.00	6,000.00	-3,700.00	Run Rate Decr.
	Sale of Property	0.00	5,000.00	5,000.00	Dispose Hail Dam Tahoe
	SRO Contribution - Community ISD	18,596.00	18,596.00	0.00	
	Total Operations Division	302,106.00	240,906.00	-61,200.00	
Prior Year Carryover					
	Prior Year Carryover FY 2014-2015 Funds	107,000.00	166,521.00	59,521.00	YE Carryover higher
	Total Prior Year Carryover	107,000.00	166,521.00	59,521.00	
Tax					
	Franchise Tax	111,000.00	111,000.00	0.00	
	Property Tax (Tax Rate Unchanged)	1,006,000.00	1,006,000.00	0.00	
	Sales & Use Tax	130,000.00	132,500.00	2,500.00	Run Rate Incr.
	Total Tax	1,247,000.00	1,249,500.00	2,500.00	
	TOTAL INCOME	1,973,402.00	1,980,648.00	7,246.00	
EXPENSE					

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
Judicial Branch					
Judicial Admin.					
	Credit Card Fees	1,775.00	1,775.00	0.00	
	Jury Panel	150.00	150.00	0.00	
	Health Insurance	3,246.00	3,246.00	0.00	
	Office Supplies	2,000.00	1,500.00	-500.00	Savings
	Payroll - Court Clerk	36,952.00	36,952.00	0.00	
	Payroll - Part time Court Clerk	10,611.00	10,611.00	0.00	
	Payroll - Judge	4,500.00	3,500.00	-1,000.00	Savings
	Payroll - Prosecutor	4,500.00	3,500.00	-1,000.00	Savings
	Postal Fees	450.00	450.00	0.00	
	Training	1,000.00	1,000.00	0.00	
	Total Judicial Branch	65,184.00	62,684.00	-2,500.00	
Legislative Branch					
	Advertising, Notices & Publications	6,000.00	4,000.00	-2,000.00	
	Cell Phone Stipend/City Phone - Secretary	600.00	600.00	0.00	
	Cell Phone Stipend/City Phone - City Serv. Coord.	477.00	477.00	0.00	
	Computer / Computer Equip.	2,675.00	6,000.00	3,325.00	New Server Purchase
	Cleaning	4,200.00	4,200.00	0.00	
	CPA	2,000.00	2,000.00	0.00	
	Dues & Fees	1,500.00	1,500.00	0.00	
	Drinking Water/Gatorade All Depts	1,000.00	1,000.00	0.00	
	Elections	6,200.00	6,200.00	0.00	
	Health insurance	19,480.00	19,480.00	0.00	
R	Office Furniture	1,000.00	2,000.00	1,000.00	Counter / Cabinet Built
	Building Supplies	2,000.00	2,000.00	0.00	
	Office Supplies	3,350.00	5,000.00	1,650.00	Exp Higher than Anticipated
	Council Events	650.00	650.00	0.00	
	Office Equipment	6,500.00	6,500.00	0.00	
	Payroll - Secretary	47,520.00	43,000.00	-4,520.00	Staff Change
	Payroll - Services Coordinator	32,793.00	32,793.00	0.00	
	Payroll - Accounting Clerk	36,254.00	36,254.00	0.00	
	Payroll - Administrative Assistant	32,469.00	29,000.00	-3,469.00	Staff Change
	Community Center/Gym Monitors	3,500.00	4,000.00	500.00	Increased Rental activity
	Events	4,000.00	4,500.00	500.00	Increased funding Fall Fest
	Postal Fees	250.00	250.00	0.00	
	Records Storage	1,392.00	1,392.00	0.00	
	Software	1,250.00	2,000.00	750.00	New Server Purchase
	Training/Mileage	3,000.00	3,000.00	0.00	
	Electric	6,000.00	5,000.00	-1,000.00	Savings Elect. Rates
	Natural Gas	4,000.00	3,500.00	-500.00	Lower NG Costs
	Telephone	5,750.00	6,000.00	250.00	Run Rate Incr.
	Water	500.00	500.00	0.00	
	Total Legislative Branch	236,310.00	232,796.00	-3,514.00	
City Administrator's Office					
	City Administrator	45,945.00	16,000.00	-29,945.00	Run Rate Decr.
	Cell Phone	900.00	200.00	-700.00	Run Rate Decr.

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
	Office Equipment	1,001.00	1,001.00	0.00	Run Rate Decr.
	Health Insurance	6,494.00	1,100.00	-5,394.00	Run Rate Decr.
	Total Administator's Office	54,340.00	18,301.00	-36,039.00	
Operations Division					
Fire Services					
	Cell Phone	900.00	900.00	0.00	
	Emergency Service Equipment	22,502.00	22,502.00	0.00	
	Equipment Maintenance & repair	5,000.00	5,000.00	0.00	
	3" Fire Hose (5)	1,050.00	1,050.00	0.00	
	Fire Hose (5)	1,250.00	1,220.00	-30.00	
	Fuel	5,000.00	4,000.00	-1,000.00	Lower Fuel Costs
	Fire Marshal Dues & Fees	170.00	170.00	0.00	
	Fire / Safety Manager	60,000.00	60,000.00	0.00	
	Health Insurance	6,494.00	6,494.00	0.00	
	NFPA Pump/Ladder Testing E2	450.00	450.00	0.00	
	Part Time Personnel Stipend	22,000.00	22,000.00	0.00	
	Safety Fire Equipment	200.00	200.00	0.00	
	TFT Nozzles for E2 (2)	1,700.00	1,300.00	-400.00	Savings
	Graphics/Uniforms	800.00	800.00	0.00	
	Electric	1,800.00	2,500.00	700.00	Station Staffed Days
	Natural Gas	1,000.00	700.00	-300.00	Warmer Winter
	Water	400.00	400.00	0.00	
	Tornado Sirens	0.00	70,000.00	70,000.00	Add Sirens
	Fire Services Total	130,716.00	199,686.00	-1,030.00	
Police Department					
	Audio Visual	1,800.00	1,800.00	0.00	
	Cell Phone Staff	7,900.00	7,600.00	-300.00	Run Rate Decr.
	Child Abuse Interlocal	1,500.00	1,500.00	0.00	
	Cleaning	4,200.00	4,200.00	0.00	
	Computers	6,500.00	6,500.00	0.00	
	Crime Prevention	1,800.00	1,800.00	0.00	
	Database Services	400.00	400.00	0.00	
	Dispatch	17,729.00	17,729.00	0.00	
	Dues & Fees	800.00	600.00	-200.00	Savings
	Emergency Equipment	3,000.00	3,000.00	0.00	
	Explorer Post Program	5,000.00	4,000.00	-1,000.00	Savings
	Health Insurance	51,946.00	51,946.00	0.00	
	Inmate Boarding	1,200.00	900.00	-300.00	
	COP/COO Meals and Travel	500.00	500.00	0.00	
	Mobile Internet	3,000.00	2,600.00	-400.00	Run Rate Decr.
	Office Equipment	1,000.00	700.00	-300.00	Savings
	Office Supplies	3,000.00	2,500.00	-500.00	Savings
	Payroll	0.00	0.00	0.00	
	Police Chief / COO \$	77,795.00	77,795.00	0.00	
	Lieutenant \$	62,226.00	62,226.00	0.00	
	SRO	43,190.00	43,190.00	0.00	
	Police Officer 1 \$	53,823.00	53,823.00	0.00	

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
	Police Officer 2 \$	43,190.00	43,190.00	0.00	
	Police Officer 3 \$	42,763.00	42,763.00	0.00	
	Police Officer 4 \$	43,190.00	43,190.00	0.00	
	Police Officer 5 \$	41,933.00	41,933.00	0.00	
	Police Officer 6 \$	41,103.00	10,000.00	-31,103.00	Open Position
	Police Equipment Repair/Replace	3,000.00	2,500.00	-500.00	Savings
	Postal Fees	400.00	400.00	0.00	
R	Radio (City Band)	5,000.00	5,000.00	0.00	
	Report Management System	1,600.00	1,500.00	-100.00	
	School Resourse Expenses	500.00	500.00	0.00	
	Software	2,000.00	2,000.00	0.00	
	TLETS Management	7,500.00	7,500.00	0.00	
	Training	5,500.00	4,500.00	-1,000.00	Savings
	Uniform	4,400.00	6,000.00	1,600.00	Dress Uniforms
	Vehicle Cleaning	350.00	350.00	0.00	
	Vehicle Fuel	22,000.00	17,000.00	-5,000.00	Lower Fuel Costs
	Vehicle Mtnc.	10,000.00	10,000.00	0.00	
	Vests (Standard)	3,000.00	3,000.00	0.00	
	Electric	5,000.00	5,000.00	0.00	
	Telephone	6,540.00	7,000.00	460.00	Run Rate Incr.
	Water (Utility)	350.00	400.00	50.00	
	New Projects and Equipment	0.00	0.00	0.00	
R	Crime Scene Camera	1,000.00	0.00	-1,000.00	
R	Four AED's	6,400.00	4,800.00	-1,600.00	3 AED's
R	3 Tazers	5,400.00	5,400.00	0.00	
R	Type Barricades III (6)	3,000.00	0.00	-3,000.00	
	Grant Match Body Cam's	0.00	2,000.00	2,000.00	Body Cam Grant Match
	Police Department Total	653,428.00	611,235.00	-44,193.00	

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
Public Works					
R	Audio Visual	700.00	0.00	-700.00	
R	Bear Creek Park/Eagle Pond / Field Improvements	3,000.00	0.00	-3,000.00	
	Building Inspector	37,000.00	37,000.00	0.00	
	Cell Phone - DPW	800.00	800.00	0.00	
	Cell Phone - Operator 1	800.00	800.00	0.00	
	Cell Phone - Operator 2	800.00	700.00	-100.00	
	Code Enforcement supplies	1,000.00	1,000.00	0.00	
	Food Service Inspector	2,500.00	2,000.00	-500.00	
	Grounds Mtnc. / Arbor Day / Chipper Rental	6,500.00	6,500.00	0.00	
	Heavy Equipment Mtnc	5,000.00	5,000.00	0.00	
	Meals & Travel	500.00	500.00	0.00	
	MS4 Supplies	2,000.00	2,000.00	0.00	
	Office Supplies	500.00	1,000.00	500.00	Run Rate Incr.
	Health Insurance	19,480.00	19,480.00	0.00	
	Payroll - Director	47,289.00	44,000.00	-3,289.00	Staff Change
	Payroll - Operator 1	28,309.00	28,309.00	0.00	
	Payroll - Operator 2	25,459.00	25,459.00	0.00	
	Payroll - part time/seasonal/work program	6,000.00	6,000.00	0.00	
	Postal Fees	1,000.00	1,000.00	0.00	
	Signage	10,000.00	9,000.00	-1,000.00	Savings
	State OSSF Fees	300.00	300.00	0.00	
	Street Lights	42,824.00	42,824.00	0.00	
	Street Repair/Mtnc	20,000.00	20,000.00	0.00	
	Mosquito Spraying	10,000.00	12,000.00	2,000.00	Early Start Mosquito Spray
	Tools	3,000.00	3,000.00	0.00	
	Training & Per Diem	4,000.00	4,000.00	0.00	
	Uniform	2,000.00	2,000.00	0.00	
	Vehicle & Equipment Fuel	8,000.00	6,500.00	-1,500.00	Savings
	Vehicle Mtnc.	5,000.00	4,000.00	-1,000.00	Savings
	PW Facility Rental	7,800.00	7,800.00	0.00	
	fire extinguishers	600.00	600.00	0.00	
	Heavy Duty Used Gooseneck Trailer	5,000.00	5,000.00	0.00	
	New Dodge 3/4 ton Truck Pmt. #1	7,000.00	6,400.00	-600.00	Savings
	Jet Machine Rental / Sewer	1,200.00	1,200.00	0.00	
	Boom Lift Rental	3,580.00	3,000.00	-580.00	Savings
	Zero Turn Mower(Diesel) / Rhino Bush Hog	5,000.00	5,000.00	0.00	
	Public Works Total	323,941.00	314,172.00	-9,769.00	
Total Operations Division					
		1,108,085.00	1,125,093.00	-54,992.00	
Other Expenses					
Debt Service					
	Copier Mtnc Contract	2,800.00	2,800.00	0.00	
	Pitney Bowes Contract	0.00	429.00	429.00	Legacy / No Budget

**City of Lavon General Fund
FY 2015-2016 Budget**

	Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change	
	Tractor	4,017.00	4,017.00	0.00	
	Police Vehicle (Newer- Tahoes) Last Pmt's	32,557.00	32,557.00	0.00	
	New Police Vehicle (Ford) Pmt. 1 of 3	17,000.00	17,000.00	0.00	
	New Police Vehicle (TBD) Pmt 1 of 3	0.00	17,000.00	17,000.00	New Police Vehicle
	Total Debt Service	56,374.00	73,803.00	17,429.00	
	Facilities				
	"Fencing" for Stage	800.00	0.00	-800.00	
	North & South doors - Main Campus	1,680.00	1,680.00	0.00	
	Solar Screens	2,500.00	2,500.00	0.00	
	Office/Living Quarters 24/7 Fire	0.00	49,000.00	49,000.00	Bloomfield Proposal
	Building Mtnc - Main Campus	16,100.00	16,100.00	0.00	
	Building Mtnc - Emergency Service Campus	14,500.00	19,500.00	5,000.00	Concrete Failing FD
	Facilities Total	35,580.00	88,780.00	53,200.00	
	Fund Transfer				
	TIF Fund Transfer (City Portion)	85,000.00	80,000.00	-5,000.00	Tiff Report Adj. Amount
R	Phase II Radios upgrade (establish fund)	50,000.00	20,000.00	-30,000.00	Reduce Funding
R	Reserve Fund Transfer	14,542.00	8,294.64	-6,247.36	To Balance
	Total Fund Transfers	149,542.00	108,294.64	-41,247.36	
	Insurance				
	Auto Liability	4,608.00	4,608.00	0.00	
	Auto Phys. Damage	2,460.00	2,460.00	0.00	
	Errors & Omissions	1,586.00	1,586.00	0.00	
	General Liability	669.00	669.00	0.00	
	Law Enforcement Liability	5,477.00	5,477.00	0.00	
	Mobil Equipment	282.00	282.00	0.00	
	Real & Personal Property	1,632.00	1,632.00	0.00	
	Workers Compensation	13,402.00	13,402.00	0.00	
	Insurance Total	30,116.00	30,116.00	0.00	
	Outsourcing				
	Ambulance Service	21,534.00	13,366.36	-8,167.64	Coalition Savings
	Animal Control	6,690.00	6,690.00	0.00	
	Auditor	14,000.00	14,000.00	0.00	
	Central Appraisal District	6,451.00	6,451.00	0.00	
	City Civil Attorney	40,000.00	45,000.00	5,000.00	Min. Necessary to YE
	City Engineer	8,000.00	18,000.00	10,000.00	Sewer / Drainage Work
	Fidelity Bond	200.00	200.00	0.00	
	Information Technologies	21,923.00	18,000.00	-3,923.00	Run Rate Decr.
	MS4 Consulting/Execution	3,000.00	5,000.00	2,000.00	More MS4 Compliance
	Tax Assessor/Collector	1,300.00	1,300.00	0.00	
	TIFF Administration	3,200.00	6,200.00	3,000.00	Actual Report Cost
	Sports Park Engineering	5,000.00	0.00	-5,000.00	N/A - Mundo Proj Included
	Shredding Services	1,300.00	1,300.00	0.00	
	Outsourcing Total	132,598.00	135,507.36	2,909.36	
	Payroll Taxes				

**City of Lavon General Fund
FY 2015-2016 Budget**

Item	2015 - 2016 Adopted Budget	2015 - 2016 Ammended Budget #1	Change
FICA	53,426.00	53,426.00	0.00
Medicare	12,496.00	12,496.00	0.00
Retirement - City Portion	39,162.00	39,162.00	0.00
SUTA	189.00	189.00	0.00
Payroll Taxes Total	105,273.00	105,273.00	0.00
Total Other Expenses	509,483.00	541,774.00	32,291.00
TOTAL EXPENSE	1,973,402.00	1,980,648.00	7,246.00
Net Surplus / <Deficit>	0.00	0.00	0.00
Memo: R			
Contingent Revenue	90,000.00	0.00	
Contingent Expense	90,042.00	45,494.64	

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CITY OF LAVON, TEXAS
RESOLUTION NO. 2016-05-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS, CANVASSING THE RETURNS, INCLUDING THE RETURNS OF EARLY VOTING BALLOTS CAST IN CONNECTION THEREWITH, AND DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD ON MAY 7, 2016, FOR THE PURPOSE OF ADOPTING A LOCAL SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT (0.25%) TO PROVIDE REVENUE FOR THE MAINTENANCE AND REPAIR OF MUNICIPAL STREETS. ISSUANCE OF A CANVASS OF GENERAL MUNICIPAL ELECTION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 17, 2016, the City Council of the City of Lavon, Texas (hereinafter referred to as the "City") passed and approved Resolution No. 2016-05-01, which resolution ordered a special election (hereinafter referred to as the "Special Municipal Election") to be held on May 7, 2016 for the purpose of adopting a local sales and use tax at the rate of one-fourth percent (0.25%) to provide revenue for the maintenance and repair of municipal streets; and

WHEREAS, the City Council of the City has heretofore caused to be posted and published in accordance with the election laws of the State of Texas, notices of the General Election to be held on May 7, 2016; and

WHEREAS, notices of the Special Municipal Election were actually given by the City and the Collin County Elections Administrator as required by state law; and

WHEREAS, the City Secretary presented affidavits of posting and publication of the notices of the Special Municipal Election; and

WHEREAS, the affidavits of posting the publishing notices of the Special Municipal Election were examined and approved; and

WHEREAS, the Special Municipal Election was duly and legally held on May 7, 2016 in the City and in conformity with the election laws of the State of Texas, and the results of the Special Municipal Election, including the early voting results, have been certified and returned by the proper judges and clerks thereof; and

WHEREAS, the City Secretary, acting as Special custodian of the election records, presented the canvass report for the Special Municipal Election, including the returns of the early ballots cast in connection therewith, to the Canvassing Board; and

WHEREAS, the City Council of the City, acting in its capacity as the Canvassing Board for the Special Municipal Election, has considered the returns of said Special Municipal Election, including the returns of said ballots cast in connection therewith; and

WHEREAS, the returns of the Special Municipal Election, including the returns of early ballots cast in connection therewith, duly and legally made, showed that there were cast at said Special Municipal Election, the following total valid and legal votes:

PROPOSITON 1:

FOR: 32 VOTES; AGAINST: 6 VOTES

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

Section 1. Incorporation of Premises. The above and foregoing premises are true and correct and are incorporated into the body of this Resolution and made a part hereof for all purposes.

Section 2. Confirmation of Vote Tabulations. The results of the Special Municipal Election, as canvassed and tabulated above reflect the expressed desires of the resident qualified voters of the City.

Section 3. Issuance of Canvass of General Municipal Election. The Mayor is hereby authorized and directed to execute and deliver the Canvass of the Special Municipal Election, a copy of which is attached hereto as **Exhibit A**, in accordance with the election laws of the State of Texas, and to take all other action necessary connection therewith.

Section 4. Declaring an Effective Date. This resolution shall be in full force and effect from and after its passage, and it is accordingly so resolved.

Passed and approved by the City Council of the City of Lavon, Texas this 17th day of May 2016.

Charles A. Teske, Jr., Mayor

ATTEST:

Susan K. Johnson, Interim City Secretary

EXHIBIT “A”

CANVASS OF CITY OF LAVON, TEXAS MAY 7, 2016 SPECIAL ELECTION

I, Charles A. Teske, Jr. Mayor of the City of Lavon, Texas, met with the City Council sitting as the canvassing board to canvass the general election of May 7, 2016, on Tuesday, May 17, 2016, at City Hall, 120 School Road, Lavon, Texas 75166.

I certify that the figures on the tally sheets correspond with the figures on the returns.

Witness my hand this 17th day of May 2016.

Presiding Officer of Canvassing Authority

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2016 Comp Time Balances

Available as of the
05/08/2016 payroll
In Hours:Minutes:
seconds

Previous Month
May 8, 2016

Position

Organizational Support Office

City Services Coordinator	0:00:00	11:25:30
Accounting Clerk	12:55:00	33:06:30
Admin. Asst.	9:05:00	0:00:00
Total Organizational Support	22:00:00	44:32:00

Public Works Dept.

PW Operator #1	23:18:01	12:55:30
PW Operator #2	1:33:00	0:00:00
Total Public Works	24:51:01	12:55:30

Police Department

Officer 1	0:00:00	6:50:00
Officer 2	54:12:30	66:05:00
Officer 3	7:00:00	17:56:00
Officer 4	85:35:00	84:45:30
Officer 5	9:58:30	9:58:30
Officer 6	62:44:30	48:25:00
SRO	113:43:00	62:05:00
Court Clerk	4:28:30	0:00:00
Total Police Department	337:42:00	296:05:00

Grand Comp Time Total	384:33:01	353:32:30
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