



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

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

Members Present: Mayor Chuck Teske  
Council Member Place 1, Chris Kane, Mayor Pro-Tem  
Council Member Place 3, Melissa Stroop  
Council Member Place 4, David Hawkins  
Council Member Place 5, Jenny Bodwell arrived 7:12

Members Absent: Council Member Deborah Nabors

Staff Present: City Secretary Chris Wess  
Public Works Dir. Kevin Dudley  
City Services Coordinator Jennifer Wolfe  
Sergeant Roger Myers  
Officer Carissa Vargas

Legal Representative: Andy Messer, Tim Green and Jan Bartholomew

Commission and Board Members: EDC Board President Kay Wright

Visitors: 11  
There was a quorum present.

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

#### III. INVOCATION

Council Member Stroop gave the invocation.

#### IV. CONSENT AGENDA

- A. Approve the PID #1 Assessment Report Summary for the month ending 6/30/13 (Wess)\*
- B. Approve David Hawkins to the Lavon TIF Board Place 1 (Teske)\*
- C. Approve Dale Nabors to the Lavon TIF Board Place 3 (Teske)\*
- D. Approve Darlene Hurth to the Lavon TIF Board Place 5 (Teske)\*

**Motion:** Mayor Pro-Tem Kane made a motion to approve the consent agenda in its entirety.

**Second:** Council Member Stroop

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

**Opposed:** None

**Motion:** Carries

#### V. CITIZENS' COMMENTS

Dan Swan of 271 Lamar Drive called the City in January 2012 about water standing on his property on a consistent basis, and did not hear anything



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

for 8 months, so he filled out an online inquiry. He then heard back from Police Chief Mike Jones in August 2012. Then, in October 2012, he heard from Public Works Dir. Dudley and he was told they are trying to work on a permanent solution. He stated that it is now currently July of 2013 and 70% of the time he has standing water. One of his major concerns with the standing water is West Nile Virus.

#### **VI. STAFF REPORTS**

- A.** City Secretary Wess to discuss an update on the Nov. 5, 2013 Election, her attendance at the TX Economic Development Sales Tax Workshop, June 2013 Financial Outlook. City Secretary Wess relayed to the Council that early voting will begin October 21<sup>st</sup> and go through November 1<sup>st</sup> and that the election will be held here by Collin County. She said the sign up period for a spot on ballots will begin July 29 and continue through the month of August. She confirmed that she attended the TEDC workshop with the EDC on June 28<sup>th</sup> in Mesquite and had a class over sales tax and how to use it, the public information act, and the open meetings act. She related that she received a certificate and that the class was very informative.
- B.** Police Department- Due to Chief Jones's being on vacation, his representative will discuss back to school plans and importance of routing calls for service through Collin County dispatch. Sergeant Myers introduced the new School Resource Officer (SRO) Vargas to the Council. He explained some of Officer Vargas 's duties such as; she will be taking over crossing walk duties in front of the school on Jackson and President Roads and she will also be directing traffic for the first two weeks of school. He relayed some of her other duties will be to educate the staff and give direction on what to do when there is an active shooter. She will also teach the kids about crosswalk safety, bike safety, and bike registration, bullying and stranger danger. Sergeant Myers stated that he has sent a request to Public Works Dir. Dudley to change the school zone sign on Presidents and asked for the crosswalks on Eisenhower and Presidents to be repainted.

Mayor Teske wanted the record to reflect that Council Member Bodwell has arrived at 7:12.

Sergeant Myers wanted to inform the citizens in the newsletter if they have an emergency call 911 but if it is a non-emergency call dispatch number 972-547-5350. He said the department would prefer that the community not call the office for emergency calls because they are not trained for it and they do not have the dispatch equipment.

- C.** Public Works Director Dudley to discuss the progress of the following projects: SH78, the City Hall Park and City Hall renovations. Public Works Dir. Dudley



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

stated he talked to the Superintendent of the project about SH78 and the 60% defect that TXDOT located early. He stated that 20% of it was repaired; now they are fixing the other 40% and that this side of SH78 will be opened in December. He also confirmed they are on schedule with the highway. Mayor Pro-Tem Kane had some questions about diverting traffic and what options the City has to control that. Mayor Teske stated if the City runs into a problem with traffic, he can talk to Mario Sinacola to see if they will employ some of our Officer's to help control traffic. Public Works Dir. Dudley affirmed he had an update on the Park and that once they get started on the Pavilion, it will take one week to put up. The walking trail will take one week to complete, and it appears the project is still on tract. He relayed that they are working on the restroom in the gym in City Hall and it will be painted on Thursday. He reported that carpet will be put in the conference room the next week. He stated that the Fire Marshall will come in to inspect the entire building including the gym. He affirmed the Fire Station will be painted the next day.

#### VII. ITEMS OF INTEREST/CITY COUNCIL COMMUNICATIONS

Council Member Stroop relayed there will be a back-to-school bash on August 24<sup>th</sup> at McClendon Elementary sponsored by Nevada Volunteer Fire Department / Lavon Fire Department. She said that there will be an open house on Saturday, July 20<sup>th</sup> at the Lavon Fire Department from 12-2 p.m. to show off the new fire truck. She stated that there would be hot dogs and drinks and that County Commissioner Williams would be there to christen the truck.

#### VIII. CONSIDERATION AND ACTION

- A. City Council to Consider and Act on approving the Lavon Economic Development Corporation's Annual Budget 2013-2014. (Kane). Mayor Pro-Tem Kane had the Council look at the copy of the budget and note that it was early this year. Council Member Bodwell had some questions about the training on the paperwork. She was told that the training for board members is mandatory every year. Mayor Teske asked if the budget addressed the Project on SH 205. The project is currently on the line agenda but the EDC is not sure if it will hit this fiscal year or next. Council Member Stroop had a question about the entrance features on the paperwork and was told EDC is a putting in one "Welcome to Lavon" Sign on SH 205 and that, eventually, there will be three put up. A question was also asked about incentives, such as potential business abatements, which come out of a separate line item.

**Motion:** Council Member Stroop moved to approve the Lavon Economic Development Corporation's Annual Budget 2013-2014.

**Second:** Council Member Bodwell

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

**Opposed:** None  
**Motion:** Carries

- B. City Council to Consider and Act on approving the Interlocal Agreement for Dispatch Services. (Teske) Mayor Teske confirmed that this, basically, is about renewing our Dispatch Services.

**Motion:** Mayor Pro-Tem Kane moved to approve item "B" on the Consider and Act Agenda.

**Second:** Council Member Stroop

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell

**Opposed:** None

**Motion:** Carries

- C. City Council to Consider and Act on approving the Order of Election for the November 5, 2013 Election. (Wess) Council had no questions.

**Motion:** Council Member Stroop moved to approve the Order of Election for November 5, 2013 Election.

**Second:** Council Member Hawkins

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell

**Opposed:** None

**Motion:** Carries

- D. City Council to Consider and Act on Resolution No. 2013-07-01 that sets a date, time and place for public hearings on the proposed re-zoning of certain property for a temporary concrete plant. (Wess) Council had no questions.

**Motion:** Mayor Pro-Tem Kane moved to approve Resolution No. 2013-07-01.

**Second:** Council Member Hawkins

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell

**Opposed:** None

**Motion:** Carries

- E. City Council to Consider and Act on approving a move away from the current employee health insurance plan to TMLIEBP Consumer Centered Pool Plans. (Teske) Mayor Teske stated the City would like to move away from the current plan to a new plan and explained some the differences between the two.



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

**Motion:** Council Member Bodwell motioned to approve a move away from current employee health insurance plan to the TMLIEBP Consumer Centered Pool Plan for 2013.

**Second:** Council Member Stroop

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell

**Opposed:** None

**Motion:** Carries

Mayor Teske moved to the Discussion Items prior to the Executive Session.

## XI. DISCUSSION

- A. City Council to hear a report from Bond Counsel and Underwriter regarding plan to issue \$7,935,000 City of Lavon, Texas Special Assessment Revenue Bonds, Series 2013 (Heritage Public Improvement District No. 1 (Residential) and update on market conditions. (Teske) Tim Green stated that they have been working on issuing the bonds and are almost ready to do that. He wanted to come and answer any questions or concerns that the Council might have before the City moves forward. Jan Bartholomew explained about the bonds and she said the bonds will probably be sold non-rated because this is the first transaction. Andy Messer stated that he will look at this agreement by August 6<sup>th</sup>.
- B. City Council to hear and update from the Lavon Economic Development Corporation "Strategic Plans" to include, but not limited to, review all ongoing projects including zoning issues, monument signage update, educational training update, trade show participation. (Kane) EDC Board President Kay Wright explained the EDC's strategic goals and how the EDC is talking to John Main and M-Tex about annexing their properties into the City in exchange for sewer. Mayor Pro-Tem Kane explained the John Main project and the M-Tex project. EDC Board President Wright discussed where the "Welcome to Lavon" sign will be placed and how big the sign will be.
- C. City Council to discuss the usage of the rooms in City Hall as well as space planning and the renovation of the gym. (Hawkins/Kane) The Council skipped to item D and this item was later place on the future meetings agenda.
- D. City Council to review Progressive Waste's (formerly I.E.S.I.) contract. (Kane) Mayor Teske related that he and Public Work Dir. Dudley have been discussing different options for trash collection. Mayor Pro-Tem Kane asked when the contract is up and how much notice is needed. He wanted to make sure the City reviews this and gives plenty of notice, if and when,



# Lavon City Council Regular Meeting

## Minutes

### July 16, 2013

---

the decision is made. Mayor Teske stated with the new contract there will no longer be totes for recyclables; it will be a roll away trash can. Public Works Dir. Dudley confirmed that he has contacted two companies about what kind of service they can offer.

#### **IX. EXECUTIVE SESSION**

Mayor Teske read a letter from Mr. Messer to the council members stating that the executive session was legal.

In accordance with Texas Government Code, Section 555.074, 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, specifically the City Secretary. (Teske)

Council convened into executive session at 8:34 p.m.

#### **X. RECONVENE INTO REGULAR SESSION**

In accordance with Texas Government Code, Section 5551.001, 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 hear a complaint or charge against an officer or employee, specifically the City Secretary. (Teske)

Council reconvened into regular session 11:28 p.m.

**Motion:** Council Member Stroop motioned to create a development plan that relates to the duties of the City Secretary.

**Second:** Mayor Pro-Tem Kane

**In Favor:** Mayor Pro-Tem Kane, Council Members Stroop, Hawkins, and Bodwell

**Opposed:** None

**Motion:** Carries

#### **XI. CITY COUNCIL TO SET FUTURE MEEITNGS AND AGENDAS**

Mayor Teske stated anything not covered in the meeting will be put on the agenda for the next meeting: bond issue, budget workshop, and room plan for City Hall.



**Lavon City Council Regular Meeting  
Minutes  
July 16, 2013**

---

**XII. PRESIDING OFFICER TO AJOURN THE CITY COUNCIL MEETING**

Mayor Teske adjourned the meeting at 11:31 p.m.

Duly passed and approved on this 29<sup>th</sup> day of October, 2013.

\_\_\_\_\_  
Mayor Chuck Teske

Attest:

\_\_\_\_\_  
Chris Wess, City Secretary