



**MINUTES
APRIL 21, 2020
LAVON CITY COUNCIL
REGULAR MEETING
TELEPHONIC MEETING
CITY HALL, 120 SCHOOL ROAD, LAVON, TEXAS
7:00 P.M.**

The meeting was conducted telephonically in accordance with the orders of the Office of the Governor in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the Coronavirus (COVID-19). The meeting agenda and packet were posted on the city website prior to the meeting.

ATTENDING: VICKI SANSON, MAYOR
JOHN KELL, PLACE 1
MIKE COOK, PLACE 2
KAY WRIGHT, MAYOR PRO TEM, PLACE 3
TED DILL, PLACE 4
MINDI SERKLAND, PLACE 5

1. **MAYOR SANSON CALLED THE MEETING TO ORDER AT 7:00 P.M., TOOK ROLL AND CONFIRMED A QUORUM PRESENT.**
2. **MAYOR SANSON OBSERVED A MOMENT OF SILENCE**
3. **CITIZENS COMMENTS**

There were no comments.

4. **ITEMS OF INTEREST/COMMUNICATIONS**

- CWD Xtreme Green that was schedule for April 25, 2020 has been postponed until the fall.

5. **CONSENT AGENDA**

A. Approve the minutes of the April 7, 2020 meeting.

B. Accept the Heritage Public Improvement District #1 Assessment Report Summary dated 3/31/2020 and authorize the payment of all invoices for the Public Improvement District #1.

MOTION: APPROVE THE CONSENT AGENDA.

MOTION MADE: KELL

SECONDED: DILL

APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

6. **ITEMS FOR CONSIDERATION**

- A. Discussion and action regarding Ordinance No. 2020-04-05 amending Ordinance No. 2020-04-01 declaring a public health emergency to clarify the term of the ordinance and to permit meetings of the Tax Reinvestment Zone Board and Lavon Economic Development Corporation Board; providing a penalty; providing for severability, savings and repealing clauses; and providing for publication and an effective date.**

City Administrator Kim Dobbs provided information regarding the amendments to Ordinance No. 2020-04-01 proposed to address the duration of the regulations, incorporate current and future orders

of the Governor and to clarify which boards may lawfully meet. The purpose of this amendment is to allow the Lavon Economic Development Corporation Board and the Tax Increment Reinvestment Zone Board (TIF) to hold telephonic meetings.

MOTION: APPROVE ORDINANCE NO. 2020-04-05 AMENDING ORDINANCE NO. 2020-04-01 DECLARING A PUBLIC HEALTH EMERGENCY TO CLARIFY THE TERM OF THE ORDINANCE AND TO PERMIT MEETINGS OF THE TAX REINVESTMENT ZONE BOARD AND LAVON ECONOMIC DEVELOPMENT CORPORATION BOARD; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY, SAVINGS AND REPEALING CLAUSES; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

MOTION MADE: WRIGHT
SECONDED: SERKLAND
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

- B. Discussion and action regarding Ordinance No. 2020-04-06 amending Ordinance No. 2019-09-05, as amended, that approved and adopted a Budget for the city for the fiscal year October 1, 2019 through September 30, 2020 to amend adopted revenues and expenditures of the budget; and declaring an effective date.**

Ms. Dobbs provided information regarding each proposed amendment.

MOTION: APPROVE ORDINANCE NO. 2020-04-06 AMENDING ORDINANCE NO. 2019-09-05, AS AMENDED, THAT APPROVED AND ADOPTED A BUDGET FOR THE CITY FOR THE FISCAL YEAR OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020 TO AMEND ADOPTED REVENUES AND EXPENDITURES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.

MOTION MADE: WRIGHT
SECONDED: KELL
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

- C. Discussion and action regarding Ordinance No. 2020-04-07 deleting Section 2.05.041 Building Security Fee and Section 2.05.042 Technology Fee of Article 2.05 Municipal Court of Chapter 2 of the Code of Ordinances of the City of Lavon, Texas; providing for the incorporation of preamble; specifically repealing Ordinance No. 98-1-2, as codified as Section 2.05.041 Building Security Fee and; specifically repealing Ordinance No. 99-08-01, as codified as Section 2.05.042 Technology Fee, of the Code of Ordinances; providing a repealer clause, a severability clause, a savings clause and an effective date.**

Ms. Dobbs explained that recent actions by the state legislature changed the format and structure of two fees collected by the Municipal Court: the Municipal Court Building Security Fee and Technology Fee. Ms. Dobbs noted that the fee structure was timely implemented per state law and this amendment will bring the Code of Ordinances in line with state legislation.

MOTION: APPROVE ORDINANCE NO. 2020-04-03 DELETING SECTION 2.05.041 BUILDING SECURITY FEE AND SECTION 2.05.042 TECHNOLOGY FEE OF ARTICLE

2.05 MUNICIPAL COURT OF CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF LAVON, TEXAS; PROVIDING FOR THE INCORPORATION OF PREAMBLE; SPECIFICALLY REPEALING ORDINANCE NO. 98-1-2, AS CODIFIED AS SECTION 2.05.041 BUILDING SECURITY FEE AND; SPECIFICALLY REPEALING ORDINANCE NO. 99-08-01, AS CODIFIED AS SECTION 2.05.042 TECHNOLOGY FEE, OF THE CODE OF ORDINANCES; PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE AND AN EFFECTIVE DATE.

MOTION MADE: SERKLAND
SECONDED: DILL
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

- D. Discussion and action regarding Resolution No. 2020-04-11 authorizing the Mayor to execute a Letter of Engagement with Mike Ward accounting and Financial Consulting, PLLC for the audit and preparation of the city's financial statements for the fiscal year ending September 30, 2020.**

Ms. Dobbs stated that the Texas Local Government Code requires that the City's financial statements be audited annually by an independent certified public accountant ("CPA"). Ms. Dobbs acknowledged that the audit would include an audit of all component units of the city: Lavon Economic Development Corporation, the Heritage Public Improvement District #1, the LakePointe Public Improvement District, the Tax Increment Reinvestment Zone (TIF) Fund and the Lavon Volunteer Fire Department.

MOTION: APPROVE RESOLUTION NO. 2020-04-11 AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF ENGAGEMENT WITH MIKE WARD ACCOUNTING AND FINANCIAL CONSULTING, PLLC FOR THE AUDIT AND PREPARATION OF THE CITY'S FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2020.

MOTION MADE: SERKLAND
SECONDED: COOK
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

- E. Discussion and action regarding Resolution No. 2020-04-12 regarding a finance contract with Government Capital Corporation for the purpose of procuring a police department vehicle as provided in the approved fiscal year 2019-20 Budget.**

Ms. Dobbs gave background information regarding the plan for purchasing a new vehicle for the Police Department and noted that the cost exceeded the anticipated budget by almost \$5000. Chief Jones detailed the purchase price and financing payments and terms.

MOTION: APPROVE RESOLUTION NO. 2020-04-12 REGARDING A FINANCE CONTRACT WITH GOVERNMENT CAPITAL CORPORATION FOR THE PURPOSE OF PROCURING A POLICE DEPARTMENT VEHICLE AS PROVIDED IN THE APPROVED FISCAL YEAR 2019-20 BUDGET.

MOTION MADE: SERKLAND

SECONDED: COOK
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

F. Discussion and action regarding the extraterritorial jurisdiction boundary with the City of Nevada established pursuant to a 2009 Interlocal Boundary and ETJ Contract.

Ms. Dobbs recapped discussions with the Abston Hills developer, consultants and the City of Nevada. Ms. Dobbs and Mr. Hill noted the need for adjusting the boundaries based on future development and efficient service provision. The consensus of the council was to direct staff to prepare an agreement with the City of Nevada to adjust the shared ETJ line based on the April 2, 2020 draft Ultimate ETJ Boundary map for the Abston Hills Development. No action was taken.

G. Discussion and action to authorize the city administrator to file the cyber security awareness training local government compliance report form pursuant to Texas HB 3834.

Ms. Dobbs provided information regarding the legislative requirement for cyber security training for elected officials and employees. Ms. Dobbs noted that the City of Lavon had achieved 100% completion almost two months before the deadline.

MOTION: AUTHORIZE THE CITY ADMINISTRATOR TO FILE THE CYBER SECURITY AWARENESS TRAINING LOCAL GOVERNMENT COMPLIANCE REPORT FORM PURSUANT TO TEXAS HB 3834.

MOTION MADE: WRIGHT
SECONDED: SERKLAND
APPROVED: UNANIMOUS

The Mayor called roll for the vote:

PLACE 1-JOHN KELL	FOR
PLACE 2-MIKE COOK	FOR
PLACE 3-KAY WRIGHT	FOR
PLACE 4-TED DILL	FOR
PLACE 5-MINIDI SERKLAND	FOR

7. DEPARTMENT REPORTS

- A. Police Services** – Police Chief Mike Jones presented reports regarding traffic stops, calls for service, call breakout information and community relations officer’s report.
- B. Fire Services** – Fire Chief Danny Anthony presented the LFD service and equipment report, and EMS report.
- C. Public Works** – Ms. Dobbs reviewed a report regarding general public works and street maintenance including mowing and trash collection and the sewer plant expansion and the status of the wastewater treatment plant expansion, Crestridge Meadows, Lavon Farms, Traditions Phase 2, Presidents Rd. Bridge and LakePointe developments construction.
- D. Administration** – Ms. Dobbs referenced and offered to answer questions regarding the reports provided in the meeting packet including the Building Permits Report; CWD Recycling Report and COVID- 19 update; Collin County Tax Collection Reports; Sales Tax Report and the TxDOT SH 205 Status Report, TexStar Newsletter and NCTCOG 2020 Population Estimate. Ms. Dobbs specifically pointed out the presentation of the Hilltop Securities Regulatory Disclosure regarding Municipal Advisory Agreement.

8. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS.

- May 5, 2020 6pm Work Session and Regular City Council Meeting – most likely telephonic

9. MAYOR SANSON ADJOURNED THE CITY COUNCIL MEETING AT 8:20 P.M.

DULY PASSED and APPROVED by the City Council of Lavon, Texas, on this 5th day of May 2020.



Vicki Sanson
Mayor

ATTEST:

Kim Dobbs
City Administrator/City Secretary