



**MINUTES  
JUNE 4, 2021  
LAVON CITY COUNCIL  
REGULAR MEETING  
6:00 PM**

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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 6:03 P.M. AND ANNOUNCED A QUORUM PRESENT.**
2. **MAYOR SANSON LED THE RECITATION OF THE PLEDGE OF ALLEGIANCE AND TED DILL DELIVERED THE INVOCATION.**
3. **WORK SESSION**

City Engineer Mark Hill, Freeman Millican, LLC. presented information regarding potential projects relating to the Capital Improvements Plan. City Administrator Kim Dobbs presented information and sought direction regarding two items: 1) a proposed project to construct a pedestrian bridge trail system link over Bear Creek for which a Collin County Open Space Grant may be sought which would involve a city match as allocated in the current FY CIP budget, and 2) storm sewer and street conditions in Bently Farms. Director of Public Works David Carter and Mr. Hill reported on the findings of recent filming of the storm sewers and on the condition of the roads. Mr. Carter noted that road repairs are presently scheduled as soon as possible in July. Ms. Dobbs suggested that if sweeping repairs were necessary, it might be more prudent to apply the repairs funding to design and long-term repair efforts. The consensus of the City Council was to move forward on the trail link and the larger scale repairs in Bently Farms. The staff provided a report on progress with the construction management firm on the public safety / public works campus improvements.

4. **RECOGNITION**

Mayor Sanson recognized Mike Shepard for his service on the Community ISD School Board.

5. **CITIZENS COMMENTS**

There were none.

6. **ITEMS OF INTEREST/COMMUNICATIONS**

Blood drive at City Hall June 19, 2021 from 10am-3pm  
Local churches will be having Vacation Bible School in the coming weeks.  
Covid-19 vaccinations - 2<sup>nd</sup> Shot Clinic on June 12, 10am-1pm

7. **CONSENT AGENDA**

- A. **Approve the minutes of the May 18, 2021 meeting.**
- B. **Approve the second of two readings of Resolution No. 2021-06-01 authorizing the Lavon Economic Development Corporation to expend funds for the purchase of property and development of a building on a tract of land being approximately 0.60 acre at the southwest corner of Lake Road and Business Route 78 (Main Street) being Collin County Tax Property ID 2718718; and providing an effective date.**

**MOTION: APPROVE THE CONSENT AGENDA.**

MOTION MADE: SERKLAND

SECONDED: COOK  
APPROVED: UNANIMOUS

## 8. ITEMS FOR CONSIDERATION

- A. **Public hearing, discussion, and action regarding the application of Niju Shrestha for a conditional use permit (CUP) in a Retail (R) District to operate a vapor/vape shop within which smoking and vaping will be prohibited at 440 South SH 78, Suite #220, Lot 4R, Lavon Business Park (CCAD Property ID 2581656), Lavon, TX.**

### **Presentation of request.**

Ms. Dobbs provided background information regarding the plat application and a Planning and Zoning Commission report recommending approval of the application. Mr. Shrestha provided detailed information specific to his existing store in Rockwall and proposed location in Lavon.

### **PUBLIC HEARING, to receive comments regarding the request.**

Mayor Sanson opened the public hearing at 7:11 p.m. and invited comments for or against the application. Lindsey Hedge, 950 Corn Silk, asked if the store would sell Delta-8 CBD and if it was legal. Mr. Shrestha stated it was his intention to sell that item and that if it or any other item he sold were determined to not be legal, it would be removed from the store and not sold. There being no further comments Mayor Sanson closed the hearing at 7:14 p.m.

### **Discussion and action regarding the request and accompanying ordinance.**

Mr. Shrestha provided information regarding the application and answered questions. Ms. Wright verified that the proposed business venture and products were currently allowed by law.

**MOTION: APPROVE THE APPLICATION OF NIJU SHRESTHA FOR A CONDITIONAL USE PERMIT (CUP) IN A RETAIL (R) DISTRICT TO OPERATE A VAPOR/VAPE SHOP WITHIN WHICH SMOKING AND VAPING WILL BE PROHIBITED AT 440 SOUTH SH 78, SUITE #220, LOT 4R, LAVON BUSINESS PARK (CCAD PROPERTY ID 2581656), LAVON, TX., AND ACCOMPANYING ORDINANCE NO. 2021-06-01 WITH THE ADDITION OF NO GAME MACHINES ALLOWED IN THE SHOP.**

MOTION MADE: WRIGHT

SECONDED: none

FAILED

Per state law and procedure, a motion that does not receive a second is treated as a denial.

- B. **Discussion, and action regarding Resolution No. 2021-06-02 approving and authorizing the Mayor to execute an interlocal agreement with the North Central Texas Council of Governments for the creation of digital aerial photography.**

Ms. Dobbs provided information regarding the proposed agreement with North Central Texas Council of Governments.

**MOTION: APPROVE RESOLUTION NO. 2021-06-02 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR THE CREATION OF DIGITAL AERIAL PHOTOGRAPHY.**

MOTION MADE: WRIGHT

SECONDED: KELL

APPROVED: UNANIMOUS

- C. **Public hearing, discussion, and action regarding Ordinance No. 2021-06-02 amending Section 9.01.001 Public Works Construction, Section (a) Adoption of Standards of the City of Lavon Code of Ordinances to add Section (a)(3) to adopt a Drainage Design Manual; providing a repealer clause; providing a savings clause; providing a severability clause; providing for a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00); and providing for an effective date.**

**Presentation of regulations.**

Ms. Dobbs and Mr. Hill provided information regarding the proposed standards recommended to provide for minimum standards and uniformity in the design and construction of stormwater drainage facilities.

**PUBLIC HEARING, to receive comments regarding the regulations.**

Mayor Sanson opened the public hearing at 7:27 p.m. and invited comments for or against the application. Lindsey Hedge, 950 Corn Silk, asked if the standards would apply from the date of adoption forward and Mr. Hill stated that was correct. There being no further comments, Mayor Sanson closed the hearing at 7:28 p.m.

**Discussion and action regarding the request.**

**MOTION: APPROVE ORDINANCE NO. 2021-06-02 AMENDING SECTION 9.01.001 PUBLIC WORKS CONSTRUCTION, SECTION (A) ADOPTION OF STANDARDS OF THE CITY OF LAVON CODE OF ORDINANCES TO ADD SECTION (A)(3) TO ADOPT A DRAINAGE DESIGN MANUAL; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING FOR AN EFFECTIVE DATE.**

MOTION MADE: KELL  
SECONDED: DILL  
APPROVED: UNANIMOUS

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

Ms. Dobbs provided an update regarding the American Rescue Plan Act (ARPA) and anticipated stimulus funds for the City; reviewed Collin County case information; and presented information regarding the recent clinic at City Hall for free vaccinations. Fire Chief Danny Anthony asked the City Council for direction on planning upcoming fire department event such as the Halloween event and Santa event. The consensus of the Council was to plan to conduct the events with reasonable safety measures.

**E. Discussion and action regarding Board and Commission appointments – Planning and Zoning Commission and Lavon Economic Development Corporation Board of Directors.**

Ms. Dobbs reviewed the openings and shared applications for volunteer positions.

**MOTION: APPOINT BRAD TIEGS TO THE UNEXPIRED TERM FOR SEAT 3 OF THE PLANNING AND ZONING COMMISSION; APPOINT LINDSEY HEDGE TO THE UNEXPIRED TERM FOR THE ALTERNATE SEAT OF THE PARKS AND RECREATION BOARD; AND REAPPOINT MIKE JONES TO THE VOLUNTEER FIRE DEPARTMENT BOARD OF DIRECTORS.**

MOTION MADE: WRIGHT  
SECONDED: DILL  
APPROVED: UNANIMOUS

**9. EXECUTIVE SESSION**

There was no executive session.

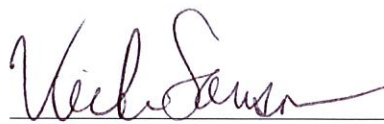
**10. RECONVENE INTO REGULAR SESSION**

**11. CITY COUNCIL TO SET FUTURE MEETINGS AND AGENDAS.**


June 15, 2021 – Regular Meeting 6:00 p.m.

**12. MAYOR SANSON ADJOURNED THE CITY COUNCIL MEETING AT 7:31 P.M.**

**DULY PASSED and APPROVED** by the City Council of Lavon, Texas, on this 15<sup>th</sup> day of June 2021.

  
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Vicki Sanson, Mayor

**ATTEST:**

  
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Rae Norton, City Secretary

