



City Council Meeting
January 15, 2015, 6:00 PM
City Hall - 665 Country Club Road
Minutes

Call to Order

Mayor Rebecca Mark called the meeting to order at 6:00p.m.

Present:

Mayor Rebecca Mark	Mayor Pro Tem Kathleen Peele
Councilmember Wayne Millsap	Councilmember Jim Olk
Councilmember Steve Duke	Councilmember Debbie Fisher
Councilmember Philip Lawrence (7:03 p.m.)	

Staff:

City Attorney Joe Gorfida	Fire Chief Jim Kitchens
City Manager Joni Clarke	HR Director Cheryl Meehan
Public Works Dir. Stanton Foerster	Admin Assistant Jennifer Clark
Development Svc. Dir. Joe Hilbourn	

It was determined that a quorum was present.

Everyone was reminded to turn off or silence cell phones.

Mayor Pro Tem Kathleen Peele led everyone in saying the Pledge of Allegiance.

Executive Session

The City Council convened into Executive Session at 6:06 p.m.

1. The City Council pursuant to Section 551.074(a)(1) of the Texas Government Code (Personnel Matters) may convene into Executive Session to interview City Secretary candidates.

Regular Agenda

The City Council reconvened into Regular Session at 7:28 p.m.

2. Take any action as necessary as a result of the Executive Session.

No action taken as a result of Executive Session.

Consent Agenda

The Consent Agenda was presented for consideration and action.

5. The minutes from the December 18, 2014 City Council meeting.

MOTION: Councilmember Jim Olk made a Motion to approve the Consent Agenda as presented. Councilmember Phillip Lawrence seconded the Motion. Motion carried. Vote: 7-0.

Community Interest

4. Discussion and update regarding the drought contingency plan, conservation efforts and watering restrictions as it pertains to the City of Lucas.

Mayor Rebecca Mark commented that we are in a drought and each citizen needs to conserve water as best they are able to.

Citizens' Input

3. Citizens' Input.

Mayor Rebecca Mark addressed those in attendance regarding the proposed Animal Control Ordinance and the Fence Ordinance by reading a letter she drafted. Over the past few days many of the City Council members and myself have received several emails and feedback on this ordinance. This is not an action item and we are only giving city staff guidance as to what we want to see included in this ordinance. While they certainly may make observation as to what the City Staff sees and needs to be included. A critical part of the evaluation and decision making process is to know how heavily we take your observations. City Council needs your help to accurately reflect what is best for our community and the majority of our residents.

Public Hearings

- No public hearings are scheduled for this meeting

Regular Agenda

Mayor Rebecca Mark moved item numbers 12, 8, and 7 to the beginning of the agenda.

12. Discuss and give direction on an update to the city's Code of Ordinances, Chapter 2 in its entirety, labeled Animal Control.

Mayor Rebecca Mark opened Citizens Comments for this item.

Paul Low, 11 Kingswood, came forward to speak AGAINST this item.

Tracy Matern, 2 Choice Lane, came forward to speak AGAINST this item.

April Evans, 18 Brookhaven Drive, does not wish to speak but is AGAINST this item.

William Esposito, 13 North Star, came forward to speak AGAINST this item.

Brooke Mckee, 775 Scarlett Drive, does not want to speak but is AGAINST this item.

Paul McCants, 800 Honeysuckle Lane, does not wish to speak but is AGAINST this item.

Paula Reber, 101 Manor Circle, does not want to speak but is AGAINST this item.

Jerry Reber, 101 Manor Circle, does not want to speak but is AGAINST this item.

Heidi Higgason, 1055 Scarlett Drive, does not want to speak but is AGAINST this item.

Scott Bickford, 1 Estates Road, does not want to speak but is AGAINST this item.

Bob Winston, 315 East Blondy Jhune, does not want to speak but is AGAINST this item.

Michael Walters, 23 Hillcrest Circle, came forward to speak AGAINST this item.

Matthew Walters, 23 Hillcrest Circle, came forward to speak AGAINST this item.

Elizabeth Pekinpaugh, 4 Woodmoor Circle, did not wish to speak but is AGAINST this item.

Susan Bowes, 12 Kingswood Drive, did not wish to speak but is AGAINST this item.

Mandy Diercks, 6 Woodmoor Circle, did not wish to speak but is AGAINST this item.

George Milos, 8 Indian Trail, did not wish to speak but is AGAINST this item.

Laura Stallings, 960 East Winningkoff, did not wish to speak but is AGAINST this item.

Karen George, 5 Manor Lane, did not wish to speak but is AGAINST this item.

Jennifer Hillary, 20 Cedar Bend Trail, came forward to speak AGAINST this item.

Brenda Rizos, 1200 North Winningkoff, came forward to speak AGAINST this item.

Trisha Millsap, 318 McMillen Road, came forward to speak AGAINST this item.

Alison Stubbing, 7 Brookhaven Drive, came forward to speak AGAINST this item.

Christine Churchill, 1125 Brockdale Park, came forward to speak AGAINST this item.

Evelyn Linville, 21 Citrus Way, came forward to speak AGAINST this item.

Don Zriny, 380 Ingram Lane, came forward to speak AGAINST this item.

Tina Zale, 390 Holly Lane, came forward to speak AGAINST this item.

Charlie Gains, 24 Brookhaven Drive, came forward to speak AGAINST this item.

Chris & Lana Churchwell, 422 Oak Brook Drive, came forward to speak AGAINST this item.

Lou Zriny, 380 Ingram Lane, came forward to speak AGAINST this item.

Matt Day, 850 Honeysuckle Lane, came forward to speak AGAINST this item.

Kimberly Reitmajer, 3 Glencove Circle, came forward to speak AGAINST this item.

Emily Orr, 211 Forestview Drive, came forward to speak AGAINST this item.

Cheryl Reeves, 22 Hillcrest Circle, came forward to speak AGAINST this item.

Kathy Walters, 23 Hillcrest Circle, came forward to speak AGAINST this item.

J.D. McRae, 1830 Crestland Drive, came forward to speak AGAINST this item.

Jaclynn Cauthorn, 1622 Snider Lane, came forward to speak AGAINST this item.

Denise Tombaugh, 15 Glenbrook Circle, came forward to speak AGAINST this item.

Shari Nederhoff, 1160 Snider Lane, came forward to speak AGAINST this item. Ms. Nederhoff read a letter from Sylvia Hadstaff who was not able to attend the meeting. Ms. Hadstaff resides at 2254 County Club Road, and would like to express her opposition to this item.

David Bishop, 6 Orchard, did not wish to speak but is AGAINST this item

Mike Ballatti, 220 Rising Sun Lane, came forward to speak AGAINST this item.

Maureen Miller, 317 McMillen, came forward to speak AGAINST this item.

Cathy Gleason, 1 Manor Lane, came forward to speak AGAINST this item.

Steve Cleary, 1501 Bella Rae Lane, came forward to speak AGAINST this item.

Steve Grunin, 102 McMillen Road, came forward to speak AGAINST this item.

Mayor Rebecca Mark closed Citizens Comments for this item.

City Manager Joni Clarke will work with the City Attorney Joe Gorfida to narrow down this ordinance. Staff will post a draft copy of this ordinance to the website, allowing for electronic feedback from the citizens. Once we incorporate any feedback received staff will bring back this ordinance for approval.

Mayor Rebecca Mark asked each citizen in attendance to go back and review this ordinance with an open mind, and provide staff with your their feedback.

8. Consider Ordinance Number 2015-01-00808 of the City of Lucas, Texas, amending the Code of Ordinances by amending Chapter 3 titled “building regulations” by adding a new article 3.19 titled “fencing requirements” to set forth fencing requirements.

Presentation given by Community Services Director Joe Hilbourn.

Councilmember Debbie Fisher asked that we make a change to remove privacy style fencing in the front yard. On section 3.19.01.001 subsection (b) should be a minimum of 50% see through fencing. Councilmember Debbie Fisher also asked that we add back in the use of chain link fencing as acceptable materials in residential or estates district.

Mayor Rebecca Mark opened up Citizens Comment.

Tracy Matern, 2 Choice Lane, came forward to speak AGAINST this item.

Paul Low, 11 Kingswood, came forward to speak AGAINST this item.

Elizabeth Pekingpaugh, 4 Woodmoor Circle, came forward to speak AGAINST this item.

Maureen Miller, 317 McMillen, came forward to speak AGAINST this item.

Alison Stubing, 7 Brookhaven Drive, did not wish to speak but is AGAINST this item.

Jennifer Hillary, 20 Cedar Bend Trail, did not wish to speak but is AGAINST this item

April Evans, 18 Brookhaven Drive, did not wish to speak but is AGAINST this item.

Brooke McKee, 775 Scarlett Drive, did not wish to speak but is AGAINST this item.

Susan Bowes, 12 Kingswood Drive, did not wish to speak but is AGAINST this item

Karen George, 5 Manor Lane, did not wish to speak but is AGAINST this item.

Mayor Rebecca Mark closed Citizen Comments for this item.

Councilmember Jim Olk suggested that we continue this item and bring the ordinance back next month. Allowing citizens time to review and provide receive feedback to City Manager Joni Clarke.

MOTION: Councilmember Jim Olk made a Motion to table this item until the March 5, 2015 City Council meeting. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7:0

7. Consider Ordinance Number 2015-01-00806 of the City of Lucas, Texas, amending the Code of Ordinances by amending Chapter 6 titled "Health and Sanitation" by amending article 6.02 titled "dumping or depositing garbage, junk or refuse" by amending section 6.02.001 titled "definitions"; by amending section 6.02.002 titled "prohibited acts" to include erosion of soil or stagnant water; by amending article 6.03 titled "high grass and weeds" by amending section 6.03.001 titled "prohibited" to include dead trees; by

amending 6.03.002 titled “duty to cut and mow” to include regulations for dead trees; and by adding article 6.06 titled “rodent harborage” to provide regulations to prevent rodent harborage or infestation.

Presentation given by Community Services Director Joe Hilbourn.

Bob Winston did not wish to speak but is AGAINST this item.

Christine Churchill, would like to see an exclusion for agricultural uses of ponds included in the ordinance.

Maureen Miller, 317 McMillen Road, would also like to see an exclusion for agricultural uses of ponds included in this ordinance.

Tracy Matter, 2 Choice Lane, stated the only trees the City should be concerned with are the trees that might fall in the right of way or in the road.

Elizabeth Peckinpom, 4 Woodmoor Circle, came forward to express concerns on the rodent control that need to be clarified.

Denise Tomball, 15 Glenbrook Circle, came forward to express concern with the grass and weeds section and the way the stagnant water section is worded.

Mayor Pro Tem Kathleen Peele suggested having Community Services Director Joe Hilbourn review this ordinance and bring back on a future agenda.

MOTION: Councilmember Jim Olk made a Motion deny Ordinance Number 2015-01-00806 of the City of Lucas, Texas, amending the Code of Ordinances by amending Chapter 6 titled “Health and Sanitation” by amending article 6.02 titled “dumping or depositing garbage, junk or refuse” by amending section 6.02.001 titled “definitions”; by amending section 6.02.002 titled “prohibited acts” to include erosion of soil or stagnant water; by amending article 6.03 titled “high grass and weeds” by amending section 6.03.001 titled “prohibited” to include dead trees; by amending 6.03.002 titled “duty to cut and mow”

to include regulations for dead trees; and by adding article 6.06 titled “rodent harborage” to provide regulations to prevent rodent harborage or infestation. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 7-0

6. Consider Ordinance No. 2015-01-00807 Amending Chapter 1, Article 1.07, Emergency Management of the City of Lucas Code of Ordinances regarding the State requirements and the general duties of the Emergency Management Director.

MOTION: Councilmember Debbie Fisher made a Motion to approve Ordinance No. 2015-01-00807 Amending Chapter 1, Article 1.07, Emergency Management of the City of Lucas Code of Ordinances regarding the State requirements and the general duties of the Emergency Management Director. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7- 0.

9. Consider authorizing the City Manager to enter into Professional Service Agreement with BW2 Engineering for the design of the Parker Road 12-inch waterline.

MOTION: Councilmember Wayne Millsap made a Motion to authorize the City Manager to enter into Professional Service Agreement with BW2 Engineering for the design of the Parker Road 12-inch waterline not to exceed \$62,900.00. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7-0.

10. Consider authorizing the City Manager to enter into Interlocal Agreement 2014-292 with Collin County for the shared maintenance of specific roadways.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to authorize the City Manager to enter into Interlocal Agreement 2014-292 with Collin County for the shared maintenance of specific

roadways spelled out in what will be an attached Exhibit A listing of streets in Lucas and Collin County shared roadway maintenance. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 7-0.

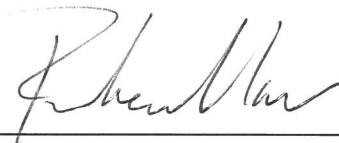
11. Consider Ordinance No. 2014-12-00805 Amending Chapter 1, Article 1.06, Code of Conduct of the City of Lucas Code of Ordinances regarding the General Standards of Conduct pertaining to Elected Officials and appointed Members of Boards and Commissions and establishing a complaint procedures.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to remove this item from the agenda and be placed on a future agenda. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 7-0.

13. Adjournment.

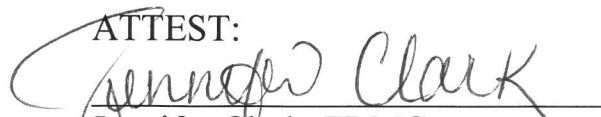
MOTION: Councilmember Wayne Millsap made a Motion to adjourn the meeting at 10:48 p.m. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 7-0.

These minutes were approved by a majority vote of the City Council on February 5, 2015.



Rebecca Mark
Mayor

ATTEST:



Jennifer Clark, TRMC
Administrative Assistant