



City Council Meeting
September 18, 2014, 7:00 PM
City Hall - 665 Country Club Road
Minutes

Call to Order

Mayor Rebecca Mark called the meeting to order at 7:00 p.m.

Present (Absent):

Mayor Rebecca Mark

Councilmember Wayne Millsap

Councilmember Steve Duke

Councilmember Philip Lawrence (absent)

Mayor Pro Tem Kathleen Peele

Councilmember Jim Olk

Councilmember Debbie Fisher

Staff Present (Absent):

City Attorney Joe Gorfida

City Secretary Kathy Wingo

Fire Chief Jim Kitchens

Human Resources Manager Cheryl Meehan

Development Services Director Joe Hilbourn

City Manager Joni Clarke

Finance Manager Liz Exum

Public Works Director Stanton Foerster

It was determined that a Quorum was present.

Everyone was reminded to turn off or silence cell phones.

Councilmember Wayne Millsap led everyone in saying the Pledge of Allegiance.

Citizens' Input

1) Citizens' Input.

There was no one present who wished to speak during Citizens' Input.

Community Interest

2) Items of Community Interest.

- a) Update regarding the drought contingency plan, conservation efforts and watering restrictions as it pertains to the City of Lucas. **[Fisher/Foerster]**

Councilmember Debbie Fisher stated that the City continues with Stage 3 Water Restrictions.

- b) Presentation of a Certificate of Achievement for Excellence in Financial Reporting to Finance Director Liz Exum.

Mayor Rebecca Mark presented the Certificate of Achievement for Excellence in Financial Reporting to Finance Director Liz Exum.

A reminder that the Annual Founder's Day will be held on Saturday, October 25th.

Consent Agenda

The Consent Agenda was presented for consideration.

Mayor Rebecca Mark pulled Items 3a and 3c from the Consent Agenda.

3) Consent and Approve:

- a) The minutes from the September 4, 2014 City Council meeting. **[Wingo]**
- b) An amendment to the EMS Medical Control agreement to obtain medical supervision of its emergency medical services (EMS) activities in the form of a Medical Director, as required by Texas law, between the City of Lucas and Questcare Medical Services, P.A. **[Kitchens]**
- c) An Interlocal Cooperation Agreement between the City of Lucas and Seis Lagos Utility District regarding the provision of fire and emergency medical services for fiscal year 2014-2015. **[Clarke]**

MOTION: Councilmember Wayne Millsap made a Motion to approve the Consent Agenda Item 3b. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 6-0.

Item 3a - The minutes from the September 4, 2014 City Council meeting.

Mayor Rebecca Mark stated that Item 13 should be clarified. “Mayor Rebecca Mark requested that this item be placed on the September 18th meeting agenda. Appointments will be made at the October 16th City Council meeting.”

MOTION: Mayor Rebecca Mark made a Motion to approve the minutes from the September 4, 2014 City Council meeting as amended. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

Item 3c - An Interlocal Cooperation Agreement between the City of Lucas and Seis Lagos Utility District regarding the provision of fire and emergency medical services for fiscal year 2014-2015.

City Manager Joni Clarke stated that an email was received from Seis Lagos Utility District asking for some amendments to the agreement: 1) multiyear agreement versus a one year contract; 2) 15% cap increase with a true up annual to help SLUD manage budget, as it is written in the existing contract; and 3) Price contract based on fire department actuals versus fire budget.

Using the original calculation, the contract would have been about \$208K. Two years ago the contract was \$174K. The true up cannot be done until the audit is complete.

The majority of the City Council agreed that the proposed contract was what they were willing to offer and approve for the SLUD.

MOTION: Councilmember Debbie Fisher made a Motion to offer the proposed contract as written. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 5-1, Councilmember Wayne Millsap voting NAY.

Regular Agenda

- 4) Consider **Ordinance # 2014-09-00793** of the City Council of the City of Lucas, Texas, adopting the budget for fiscal year beginning October 1, 2014 and ending September 30, 2015. **[Exum]**

MOTION: Councilmember Jim Olk made a Motion to approve **Ordinance # 2014-09-00794** of the City of Lucas, Texas, levying Ad Valorem Taxes for

the Tax Year 2014 (Fiscal Year 2014-2015) at a rate of \$0.320661 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Lucas as of January 1, 2014.

After further discussion Councilmember Jim Olk withdrew his Motion.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to approve **Ordinance # 2014-09-00794** of the City of Lucas, Texas, levying Ad Valorem Taxes for the Tax Year 2014 (Fiscal Year 2014-2015) at a rate of \$0.320661 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Lucas as of January 1, 2014. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

Voting AYE: Councilmember Wayne Millsap, Councilmember Jim Olk, Councilmember Steve Duke, Councilmember Debbie Fisher, Mayor Pro Tem Kathleen Peele, and Mayor Rebecca Mark.

Voting NAY: None.

Absent: Councilmember Philip Lawrence.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to ratify the property tax revenue increase as reflected in the Fiscal Year 2014-2015 adopted budget. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0.

- 5) Consider **Ordinance # 2014-09-00794** of the City of Lucas, Texas, levying Ad Valorem Taxes for the Tax Year 2014 (Fiscal Year 2014-2015) at a rate of \$0.320661 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Lucas as of January 1, 2014. [Exum]

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to approve **Ordinance # 2014-09-00794** of the City of Lucas, Texas, levying Ad Valorem Taxes for the Tax Year 2014 (Fiscal Year 2014-2015) at a rate of \$0.320661 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the City of Lucas as of January 1, 2014.

Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 6-0.

Voting AYE: Mayor Rebecca Mark, Mayor Pro Tem Kathleen Peele, Councilmember Wayne Millsap, Councilmember Jim Olk, Councilmember Steve Duke, and Councilmember Debbie Fisher.

Voting NAY: None.

ABSENT: Councilmember Philip Lawrence.

- 6) Consider the acceptance of the Fiscal Year 2014 – 2015 Budget for the Lucas Fire Control, Prevention & Emergency Medical Services District.

MOTION: Councilmember Wayne Millsap made a Motion to acceptance of the Fiscal Year 2014 – 2015 Budget for the Lucas Fire Control, Prevention & Emergency Medical Services District. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

- 7) Consider the appointment of one (1) trustee to the Texas Emergency Services Retirement System Local Board pursuant to Section 865.012 of the Texas Government Code. **[Meehan]**

MOTION: Mayor Rebecca Mark made a Motion to appoint Councilmember Wayne Millsap as trustee to the Texas Emergency Services Retirement System Local Board pursuant to Section 865.012 of the Texas Government Code. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 5-1, Councilmember Wayne Millsap abstained.

- 8) Consider the selection of eight benchmark cities using criteria set by City Council to be used for comparative purposes when conducting the Comprehensive Market Analysis and Survey. **[Meehan]**

MOTION: Councilmember Wayne Millsap made a Motion to select Celina, Fairview, Fate, Melissa, Parker, Prosper, Sunnyvale, and Trophy Club as the benchmark cities to use when conducting the Comprehensive Market Analysis and Survey. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

- 9) Consider the appropriation of Child Safety Funds for the construction of a southbound FM 1378 to eastbound Estelle Lane left hand turn lane in an amount not to exceed \$10,000.00 and to amend the FY 14-15 budget accordingly. **[Foerster]**

MOTION: Councilmember Jim Olk made a Motion to appropriate the Child Safety Funds for the construction of a southbound FM 1378 to eastbound Estelle Lane left hand turn lane in an amount not to exceed \$10,000.00 and to amend the FY 14-15 budget. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 6-0.

- 10) Consider a Development Agreement between the City of Lucas and Bullard Brothers Property concerning a tract of land BEGINNING at a roome capped 1/2 inch iron rod found in the southeast right-of-way line of FM 3286, a northwest line of said 28.9936 acre tract, and also marking the northwest corner of a 10.00 acre tract of land owned by Faustino Aranda as recorded in Volume 4850, Page 743 DRCCT, located along E. Lucas Road. **[Hilbourn]**

MOTION: Councilmember Wayne Millsap made a Motion to approve the Development Agreement between the City of Lucas and Bullard Brothers Property concerning a tract of land BEGINNING at a roome capped 1/2 inch iron rod found in the southeast right-of-way line of FM 3286, a northwest line of said 28.9936 acre tract, and also marking the northwest corner of a 10.00 acre tract of land owned by Faustino Aranda as recorded in Volume 4850, Page 743 DRCCT, located along E. Lucas Road. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 6-0.

- 11) Consider **Ordinance # 2014-09-00791** of the City of Lucas, Texas, annexation of a tract of land BEGINNING at a roome capped 1/2 inch iron rod found in the southeast right-of-way line of FM 3286, a northwest line of said 28.9936 acre tract, and also marking the northwest corner of a 10.00 acre tract of land owned by Faustino Aranda as recorded in Volume 4850, Page 743 DRCCT. [The 1st Public Hearing was held on August 7, 2014 and the 2nd Public Hearing was held on August 21, 2014.] **[Hilbourn]**

This item was removed from the agenda, the Ordinance # 2014-09-00791 will be reused at a later date.

- 12) Consider a preliminary plat submitted by Steve Lenart for the Enchanted Creek Phase 1B subdivision, located just west of the intersection of Parker Road and FM 1378, otherwise known as the Hunt property. **[Hilbourn]**

MOTION: Councilmember Jim Olk made a Motion to approve the preliminary plat submitted by Steve Lenart for the Enchanted Creek Phase 1B subdivision, located just west of the intersection of Parker Road and FM 1378, otherwise known as the Hunt property. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 6-0.

- 13) Consider a preliminary plat submitted by Steve Lenart for the Lewis Park subdivision, located just east of the Kenneth R. Lewis Park on Southview Drive. **[Hilbourn]**

MOTION: Councilmember Debbie Fisher made a Motion to approve the preliminary plat submitted by Steve Lenart for the Lewis Park subdivision, located just east of the Kenneth R. Lewis Park on Southview Drive. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

- 14) Consider the selection of applicants to interview for the upcoming board appointments and determine a schedule for said interviews.

The applicants will be brought into a meeting to be held on Thursday, October 23rd, 6:00 p.m. for interviews.

Executive Session

The City Secretary's evaluation will be moved to the October 16, 2014 City Council meeting.

The City Council convened into Executive Session at 8:34 p.m.

- 15) The City Council pursuant to Section 551.074 of the Texas Government Code (Personnel Matters) may convene into Executive Session to conduct the annual evaluation for the City Secretary and City Manager.

Regular Agenda

The City Council reconvened into Regular Session at 11:08 p.m.

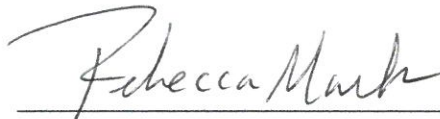
- 16) Take any action as necessary as a result of the Executive Session.

There was no action taken as result of the Executive Session.

- 17) Adjournment.

MOTION: Councilmember Wayne Millsap made a Motion to adjourn the meeting at 11:09 p.m. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 6-0.


These minutes were approved by a majority vote of the City Council on October 16, 2014.



Rebecca Mark
Mayor



ATTEST:



Kathy Wingo, TRMC, MMC
City Secretary