



City Council Meeting
November 6, 2014, 7:00 PM
City Hall - 665 Country Club Road
Minutes

Call to Order

Mayor Rebecca Mark called the meeting to order at 7:05 p.m.

Present:

Mayor Rebecca Mark
Councilmember Wayne Millsap
Councilmember Steve Duke
Councilmember Debbie Fisher

Mayor Pro Tem Kathleen Peele
Councilmember Jim Olk
Councilmember Philip Lawrence

Staff:

City Manager Joni Clarke
City Attorney Joe Gorfida
Development Svc. Dir. Joe Hilbourn

Admin Assistant Jennifer Faircloth
Public Works Dir. Stanton Foerster

It was determined that a quorum was present.

Everyone was reminded to turn off or silence cell phones.

City Manager Joni Clarke led everyone in saying the Pledge of Allegiance.

Citizens' Input

1) Citizens' Input.

Emma Redman who resides at 1930 Mary Lee, is in attendance to earn credit for a government class she is taking at Collin County Community College.

Community Interest

2) Items of Community Interest.

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

Public Works Director Stanton Foerster commented that on November 1st the City went back to a seasonal watering schedule allowing citizens to water every two weeks. In the past we used zones for watering days now we are using the home addresses. Basically now you could water on your trash collection day depending on the odd and evenness of the address and date of your trash is picked up.

Councilmember Debbie Fisher attended a North Texas Municipal Water District Board of Directors meeting in October. The bad news is Lake Lavon is one foot lower than this time last year. With the recent rain we have received, this has brought up the lake levels. Also, the feral hogs are back if you receive calls on this please check the past newsletter articles on our website for links that can assist with information.

- b. Presentation of the Veteran's Day proclamation.

Mayor Rebecca Mark read the proclamation into the record.

Consent Agenda

The Consent Agenda was presented for consideration and action.

- 3) Consent and Approve:
 - a) The minutes from the October 16, 2014 and October 23, 2014 City Council meeting.
 - b) **Ordinance # 2014-11-00797** of the City of Lucas, Texas amending Chapter 6, Health and Sanitation by amending Article 6.04, Smoking, adding a new Article 6.06, Regulation of Electronic Vaping Devices; prohibit the sale and use of such devices by minors; provide for definition of electronic vaping devices and identify where the use of electronic vaping devices is prohibited.
 - c) **Ordinance # 2014-11-00798** of the City of Lucas, Texas, to adopt the 2009 Edition of the International Building Code.

- d) **Ordinance # 2014-11-00799** of the City of Lucas, Texas, to adopt the 2009 Edition of the International Fire Code.
- e) **Ordinance # 2014-11-00800** amending the City of Lucas' Comprehensive Plan by adding a new Thoroughfare Plan.

Councilmember Jim Olk indicated that item (c) the legal notice is posted to adopt the 2009 edition of the International Building Codes but behind that is the Plumbing Code, Mechanical Code, Fuel Gas Code, and Residential Code they are not listed as adopting those codes in the posting. I request that we pull items (c) and (d) off the Consent Agenda for discussion.

Mayor Rebecca Mark removed items (c) and (d) off the Consent Agenda leaving items (a), (b) and (e) for approval. Items (c) and (d) will be brought back on the Consent Agenda at the November 20, 2014 City Council meeting.

MOTION: Councilmember Jim Olk made a Motion to approve the Consent Agenda items (a), (b), and item (e). Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 7-0.

Regular Agenda

- 4) A change in zoning from AO to C (Commercial Business) for annexed tract of land, 30 acres±, situated in the Ann S. Hurt Survey, Abstract No. 428 and the James Lovelady Survey, Abstract No. 538 and being all of a tract of land conveyed to Lovejoy Independent School District as recorded in volume 2002-0137893 of the Deed of Records Collin County, Texas, more commonly known as Willow Springs Middle School located at 1101 W. Lucas Road.
 - a) Presentation by Development Services Director Joe Hilbourn
 - b) Conduct 2nd Public Hearing (the 1st Public Hearing was held on November 6, 2014, 6:00 p.m. by the Planning & Zoning Commission).
 - c) Discuss and consider

Presentation by Development Services Director Joe Hilbourn.

The Public Hearing was opened at 7:30 p.m.

There was no one present to speak FOR/AGAINST this item.

The Public Hearing was close at 7:31 p.m.

MOTION: Councilmember Wayne Millsap made a Motion to approve a change in from AO to C (Commercial Business) for annexed tract of land, 30 acres±, situated in the Ann S. Hurt Survey, Abstract No. 428 and the James Lovelady Survey, Abstract No. 538 and being all of a tract of land conveyed to Lovejoy Independent School District as recorded in volume 2002-0137893 of the Deed of Records Collin County, Texas, more commonly known as Willow Springs Middle School located at 1101 W. Lucas Road. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7-0.

- 5) A change in zoning from R-2 to C (commercial business) for a parcel of land, 0.9723 acres±, situated in the Jas Grayum Survey, Abstract No. A0354, Tract 50, more commonly known as 1820 Country Club.
 - a) Presentation by Development Services Director Joe Hilbourn.
 - b) Conduct 2nd Public Hearing (the 1st Public Hearing was held on November 6, 2014, 6:00 p.m. by the Planning & Zoning Commission.
 - c) Discuss and consider

Mayor Rebecca Mark pulled this item from the agenda the Planning and Zoning Commission denied this item during the November 6th Planning and Zoning meeting.

- 6) Consider the proposed regulations regarding the installation of fences, permitting of fences, requirements for fences, and style of fences.

Mayor Rebecca Mark pulled this item from the agenda the Planning and Zoning Commission tabled this item during the November 6th Planning and Zoning meeting until the next regularly scheduled meeting.

- 7) Consider Ordinance #2014-11-00801 concerning proposed changes to the City of Lucas Code of Ordinances, Chapter 12, Traffic and Vehicles.

MOTION: Councilmember Jim Olk made a Motion to approve Ordinance #2014-11-00801 amending the City of Lucas Code of Ordinance, Chapter 12, Traffic and Vehicles with the only amendment correcting the spelling of Hart Elementary. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 7-0.

- 8) Consider providing feedback to staff regarding the 2014 Founder's Day event, and set a date for the 2015 Founder's Day event.

MOTION: Councilmember Debbie Fisher made a Motion to set the date of October 24, 2015 for the City of Lucas' Founder's Day event. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7-0.

- 9) Consider the appointment of Randy Barnes to serve on the Board of Adjustments for a two (2) year term, term being November 1, 2014 through October 31, 2016.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to appoint Randy Barnes to serve on the Board of Adjustments for a two (2) year term, term being November 1, 2014 through October 31, 2016. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 7-0.

Executive Session

The City Council convened into Executive Session at 7:58 p.m.

- 10) The City Council pursuant to Section 551.074(a)(1) of the Texas Government Code (Personnel Matters) may convene into Executive Session to deliberate the employment, reassignment, duties, discipline, or dismissal of the City Secretary.

Regular Agenda

The City Council reconvened into Regular Session at 9:03 p.m.

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

MOTION: Mayor Rebecca Mark made a Motion to remove the City Secretary, Kathy Wingo from her employment with the City of Lucas. This removal is for cause specifically job abandonment. I further instruct the City Manager to document that she is not eligible for rehire. Mayor Pro Tem Kathleen Peel seconded the Motion. Motion carried. Vote: 7-0.

MOTION: Mayor Rebecca Mark made a Motion to appoint Joni Clarke as Interim City Secretary and give authority to Ms. Clarke to delegate the duties as she deems necessary. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 7-0.

12) Adjournment.

MOTION: Councilmember Wayne Millsap made a Motion to adjourn the meeting at 9:05. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7-0.

These minutes were approved by a majority vote of the City Council on November 20, 2014.



A handwritten signature in blue ink, appearing to read "Rebecca Mark", written over a horizontal line.

Rebecca Mark
Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Jennifer Faircloth", written over a horizontal line.

Jennifer Faircloth, TRMC
Administrative Assistant