



**City Council Meeting  
December 4, 2014, 6:00 PM  
City Hall - 665 Country Club Road**

**Minutes**

**Call to Order**

Mayor Rebecca Mark called the meeting to order at 6:00 p.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 (absent)	

**Staff:**

City Manager Joni Clarke	Admin Assistant Jennifer Faircloth
Public Works Dir. Stanton Foerster	Fire Chief Jim Kitchens
Development Svc. Dir. Joe Hilbourn	Finance Director Liz Exum
HR Director Cheryl Meehan (6:24 p.m.)	

It was determined that a quorum was present.

Everyone was reminded to turn off or silence cell phones.

Councilmember Debbie Fisher led everyone in saying the Pledge of Allegiance.

**City Council Training**

City Council training with City Attorney Joe Gorfida

**Citizens' Input**

**1) Citizens' Input.**

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

## Community Interest

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

Councilmember Debbi Fisher provided Council an update. We are still in a critical drought situation. The Collin County Commissioners Court is holding a workshop, Monday at 11:00 am, with the elected state officials to discuss what they would like to see happen during this legislative session.

Mayor Rebecca Mark offered thanks and congratulations to all the Council members. A citizen commented to Mayor Rebecca Mark that Council was very respectful to each other and the guests in attendance at the meeting she attended.

## Consent Agenda

The Consent Agenda was presented for consideration and action.

- 3) The minutes from the November 20, 2014 City Council meeting.

**MOTION:** Mayor Pro Tem Kathleen Peele made a Motion to approve the Consent Agenda as presented. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0.

## Regular Agenda

- 4) Consider public feedback received on a possible street project, determine the date and time for the next public meeting, discuss the parameters of the project and associated funding strategies, and discuss the overall timeline of a possible street project. Discussion by City Council regarding the condition of streets and causes for street failure, design elements, funding strategies and provide guidance to staff regarding a potential street project, the parameters of the project, prioritization of specified streets and to provide feedback on establishing a timeline.

City Manager Joni Clarke expressed concern regarding the time line in that having a May election might be too soon. The public was very engaged and listening to them is extremely important.

Mayor Rebecca Mark shares in the concerns of the City Manager Joni Clarke. We did convey to our residents that we would do the necessary research to ensure this bond is a success. Mayor Rebecca Mark went on to say I think we need to research and not rush into an election but wait to have an election in November. Mayor Rebecca Mark would like to have the January 29<sup>th</sup> City Council meeting to discuss this further and keep the momentum going on this.

- 5) Discuss revising the City's Code of Ordinances by adopting a comprehensive solicitation ordinance to include; definitions, prohibiting solicitation in a right of way, solicitation and handbill distribution on private property, solicitation of other sources, permitting, permitting requirements, and permitting fees.

Community Services Director Joe Hilbourn addressed the City Council asking for guidance from the City Council regarding adopting a comprehensive solicitation ordinance. The City Council would like to see solicitation prohibited on the roadway added to the City's Code of Ordinances.

- 6) Discuss revising the City's Code of Ordinances by updating Chapter 6, Health and Sanitation. Give staff direction on which codes (if any) the City Council would like to see adopted, or any additions that should be incorporated into our city code.

Community Services Director Joe Hilbourn came forward to give a presentation to the City Council.

Councilmember Jim Olk asked to break up Section 6.02.002 into searchable subsections making this section easier to read and research. Again under Article 6.03 remove the last part of the sentence "developed property or any buildings or other structure". Councilmember Jim Olk would also like to see high grass and weeds divided into separate sections.

City Council asked for these changes to be incorporated into an ordinance to be placed on a future agenda for approval.

- 7) Consider Ordinance No. 2014-12-00803 Amending Chapter 1, Article 1.09, Parks and Recreation of the City of Lucas Code of Ordinances regarding Parks and Open Space Board's members and duties and further defining conduct that is prohibited in city parks.

Councilmember Jim Olk asked that a place be added where the Chairperson would appoint an alternate member as a voting member when a regular member is absent. City Attorney Joe Gorfida commented we could add this language in section 1.09.03. Councilmember Jim Olk would also like the discharge of fireworks added under the subsection 7 of Section 1.09.062 Conduct Prohibited in Parks.

**MOTION:** Councilmember Jim Olk made a Motion to approve Ordinance number 2014-12-00803 with the additions of Section 1.09.032 allowing the Chairman to determine which alternate member would be a voting member in the absent of a regular member, and adding the discharge of fireworks in subsection 7 of Section 1.09.062 Conduct Prohibited in Parks. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 6-0

- 8) Consider cancelling the January 1, 2015 City Council Regular Meeting.

**MOTION:** Mayor Pro Tem Kathleen Peel made a Motion to cancel the January 1, 2015 City Council Regular Meeting. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 6-0

- 9) Consider the Texas Emergency Services Retirement Act (TESRA), and the Lucas Fire Department Volunteer Pension Board's recommendation to cease further contributions to TESRA and to offer City of Lucas Volunteer Firefighters a 457(e) Length of Service Award Program (LOSAP).

Councilmember Wayne Millsap provided the Council an updated on the Texas Emergency Services Retirement Act (TESRA), and the Lucas Fire Department Volunteer Pension Board's recommendation to cease further contributions to TESRA and to offer City of Lucas Volunteer Firefighters a 457(e) Length of Service Award Program (LOSAP).

MOTION: Councilmember Debbie Fisher made a Motion to cease further contributions to TESRA and authorize the Lucas Fire Department Volunteer Pension Board to bring back the recommendation of LOSAP. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 6-0.

### **Executive Session**

The City Council may convene in a closed Executive Session pursuant to Chapter 551, Subchapter D of the Texas Government Code.

The City Council convened into Executive Session at 8:16 p.m.

- 10) As authorized by Section 551.072 of the Texas Government Code, to discuss the purchase, exchange, lease and value of real property owned by the City.
- 11) As authorized by Section 551.071(1)(A) and 551.071(2) of the Texas Government Code consultation with City Attorney regarding Seis Lagos Utility District unpaid invoice for fire services through October 15, 2014.

### **Reconvene into Regular Session**

The City Council reconvened into Regular Session at 8:56 p.m.

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

No action taken on item number 10 as a result of the Executive Session.


Action taken on item number 11 as a result of the Executive Session.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to authorize the City Attorney to take all necessary legal remedies including filling suit to collect the outstanding balance owed to the City of Lucas under the agreement with Seis Lagos for emergency services. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 6-0

13) Adjournment.

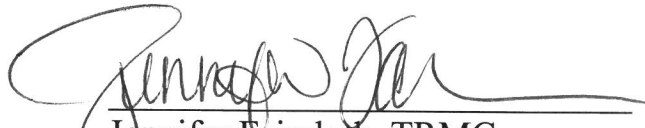
**MOTION:** Councilmember Wayne Millsap made a Motion to adjourn the meeting at 856 p.m. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 6-0.

These minutes were approved by a majority vote of the City Council on December 18, 2014.



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Rebecca Mark  
Mayor

ATTEST:



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Jennifer Faircloth, TRMC  
Administrative Assistant

