



**City Council Meeting
December 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:

| | |
|---|------------------------------|
| Mayor Rebecca Mark | Mayor Pro Tem Kathleen Peele |
| Councilmember Wayne Millsap (absent) | Councilmember Jim Olk |
| Councilmember Steve Duke | Councilmember Debbie Fisher |
| Councilmember Philip Lawrence (7:09 p.m.) | |

Staff:

| | |
|------------------------------------|------------------------------------|
| City Attorney Joe Gorfida | Fire Chief Jim Kitchens |
| City Manager Joni Clarke | Finance Director Liz Exum |
| Public Works Dir. Stanton Foerster | Admin Assistant Jennifer Faircloth |
| Development Svc. Dir. Joe Hilbourn | |

It was determined that a quorum was present.

Everyone was reminded to turn off or silence cell phones.

Councilmember Steve Duke 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) 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. Councilmember Fisher attended the Board of Directors meeting this afternoon, and Lake

Lavon water level has come up but not by much. The good news is, at the end of the last fiscal year the cities had a thirty percent reduction of water used. That has helped tremendously.

- 3) Presentation of the Trinity Trails Preservation Association's Friend of the Trail Award.

Mayor Rebecca Mark commented this was an honor to accept this award on behalf of the City of Lucas and our Public Works Department.

Consent Agenda

The Consent Agenda was presented for consideration and action.

- 4) The minutes from the December 4, 2014 City Council meeting.
- 5) The first amendment to the Lease Agreement for Family Promise regarding use of premises to Trusted World

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to approve the Consent Agenda as presented. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 5-0.

Public Hearings

- No public hearings are scheduled for this meeting

Regular Agenda

- 6) Consider and give staff direction regarding an update to the city's Code of Ordinances adding regulations for permitting fences, and creating requirements for fences including height, type of material, and where they may be located within the city limits.

Presentation given by Development Services Director Joe Hilbourn to consider adding regulations for permitting fences, and creating requirements for fences including height, type of material, and where they may be located within the city limits.

City Council asked Community Services Director Joe Hilbourn to draft an Ordinance to be brought back on a future agenda for approval.

- 7) Consider the resignation of Lacey Bradshaw from the Parks and Open Space Board, and filling the unexpired term ending October 31, 2015.

MOTION: Councilmember Steve Duke made a Motion to accept the resignation of Lacey Bradshaw and appoint Valerie Turnbow as a full voting member to the Parks and Open Space Board filling the unexpired term ending October 31, 2015. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

- 8) Consider Ordinance No. 2014-12-00804 adopting a Master Fee Schedule that will be established as the new Chapter 15 City of Lucas Code of Ordinances.

MOTION: Councilmember Jim Olk made a Motion to approve Ordinance No. 2014-12-00804 adopting a Master Fee Schedule that will be established as the new Chapter 15 City of Lucas Code of Ordinances with the amendment of the removing the $\frac{3}{4}$ meter fee from Section 20.400 Water and Utilities. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0

- 9) Consider the following: 1) amending the a FY 14-15 budget to fund the Infinity Replacement Program and the automated meter reading project using Water Reserve Funds, and 2) authorizing the Mayor to enter into a sole source agreement with RG3 for said program and project in an amount not to exceed \$150,000.

MOTION: Mayor Pro Tem Kathleen Peele made a Motion to approve 1) amending the a FY 14-15 budget to fund the Infinity Replacement Program and the automated meter reading project using Water Reserve Funds, and 2) authorizing the Mayor to enter into a sole source agreement with RG3 for said program and project in an amount not to exceed \$150,000.

Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0.

- 10) Consider allowing the City Manager to enter into an advanced funding agreement with TxDOT (Texas Department of Transportation) for the construction of the Lucas Christian Academy funded turn lanes in the amount of \$116,160.56, and amending the FY 14-15 budget to reflect the revenue and the cost of the AFA (Advanced Funding Agreement).

MOTION: Councilmember Jim Olk made a Motion to approve the City Manager to enter into an advanced funding agreement with TxDOT (Texas Department of Transportation) for the construction of the Lucas Christian Academy funded turn lanes in the amount of \$116,160.56, and amending the FY 14-15 budget to reflect the revenue and the cost of the AFA (Advanced Funding Agreement). Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 6-0.

- 11) Consider an amendment to an approved Development Agreement with Lucas Christian Academy.

Councilmember Steve Duke suggested we have an escrow amount of \$200,000 and still keep the same completion date of May 5, 2015.

Public Works Director Stanton Foerster commented Lucas Christian Academy would need to deposit another \$21,000 in the escrow account. Amending the agreement to state that on January 5, 2015 we need to have deposited with us \$141, 000. This would change to agreement to say if construction is not completed by May 5, 2015 then an additional deposit of \$200,000 would need to be made into the escrow account.

MOTION: Councilmember Debbie Fisher made a Motion to approve an amendment to an approved Development Agreement with the following amendments on January 5, 2015 Lucas Christian Academy would deposit \$141,000 in escrow account and if construction of turn lanes is not completed by May 5, 2015 then another deposit of \$200,000 would need to be made into the

escrow account. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

- 12) 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 complaint procedures.

Councilmember Jim Olk would like to add “knowingly” to the beginning of the sentence in Section 1.06.004 Standards of Conduct subsection 8.

Mayor Rebecca Mark asked the City Attorney Joe Gorfida if we have a member of a board that owns a business that does work in the city would this a conflict? City Attorney Joe Gorfida answered Mayor Mark yes this would be a conflict of interest.

This item will be brought back on the January 15th City Council agenda with a change number 8 to “knowingly”.

Executive Session

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

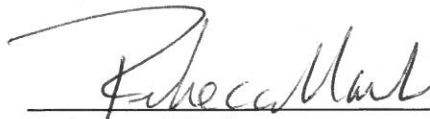
- An Executive Session is not scheduled for this meeting.

Reconvene into Regular Session

- 13) Adjournment.

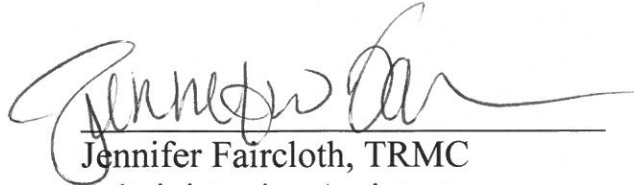
MOTION: Councilmember Jim Olk made a Motion to adjourn the meeting at 8:44 p.m. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0.

These minutes were approved by a majority vote of the City Council on January 15, 2015.



Rebecca Mark
Mayor

ATTEST:



Jennifer Faircloth, TRMC
Administrative Assistant