



**City Council Meeting  
November 7, 2013, at 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 Debbie Fisher  
Interim City Manager Dan Savage  
Development Services Director Joe Hilbourn

Mayor Pro Tem Kathleen Peele  
Councilmember Jim Olk  
Councilmember Philip Lawrence  
Administrative Asst. Jennifer Faircloth  
Fire Chief Jim Kitchens

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.

Interim City Manager Dan Savage gave an update as to the election flier that was sent out to many of the residents that live in the Lovejoy ISD school district. The flier mailed used the address of City Hall as the return address. When this was brought to the City's attention, we contacted the printer that was responsible for this flier. The printer indicated that when the flier was requested to be printed it did not have a return address, which is required by the Post Office. The Post Office would not accept the flier for mailing without a return address. The printer took it upon herself to go ahead and use the address of City Hall, the flier was then mailed out. Interim City Manager Dan Savage asked the printer to mail out a letter of apology to everyone that received the original flier, the citizens should have received the letter

on Friday or perhaps Saturday. There is a process that a citizen has to go through to file a formal complaint. Interim City Manager Dan Savage stated that he had filed a formal complaint with the Texas Election Commission on behalf of the City to let them know what happened so that there is a record of what happened. Included with the formal complaint was several pieces of correspondence and also the letter of apology from the printer. The Council was advised of this issue and I feel it was important to set the record straight. Interim City Manager Dan Savage is unsure what the Texas Ethics Commission will do with this and stated that from his perspective the matter was closed.

Councilmember Jim Olk wanted to thank all the volunteers for Founder's Day. This year's event was a great success.

## Public Hearings

- 3) Public Hearing/Discuss and Consider the unilateral annexation of a tract of land situated in the Benjamin Sparks Survey, Abstract NO. 813, in Collin County, Texas, being out of a 70.00 acre tract, as described in Volume 3928, Page 145, in the Deed Records of Collin County, Texas, and being more particularly described as follows: BEGINNING, at a 5/8 inch iron rod found the northwest corner of Lucas UMC, and addition to the City of Lucas, as described in Volume 948, Page 145, in said deed records; THENCE, North 89° 43'48" West, for a distance of 420.19 feet, to a ½ inch iron rod found at the northwest corner of Lucas UMC; THENCE, North 00° 19'07" East, for a distance of 19.00 feet, to a ½ iron rod set; THENCE, North 89° 43'48" West, for a distance of 333.41 feet, to a ½ iron set on a non-tangent curve to the left, having a radius of 665.00 feet, a central angle of 01° 18'37", and a tangent of 7.60 feet; THENCE, along said curve to the left for an arc distance of 15.21 feet (Chord Bearing South 02° 05'44" East 15.21 feet), to a ½ inch iron rod set a curve to the right, having a radius of 65.00 feet, a central angle of 97° 11'21"; THENCE, along said curve to the right for arc distance of 15.21 feet (Chord Bearing South 40° 16'44" East 15.21 feet), to a ½ inch iron rod set at the point of compound curvature of a curve to the right, having a radius of 735.00 feet, a central angle of 08° 31'36", and a tangent of 54.79 feet; THENCE, along said curve to the right for an arc distance of 109.38 feet (Chord Bearing North 04° 03'08" West 109.28 feet), to a ½ inch iron rod set at the point of tangency; THENCE, North 00° 12'40" East, for a distance of 180.90 feet, to a ½ inch iron rod set; THENCE, North 89° 43'48" West, for a distance of 300.00 feet, to a ½ inch iron rod set, in the east line of F.M. 1378 (90 R.O.W.); THENCE, North 00° 12'40" East, along the east line of said F.M. 1378, for a distance of 70.00 feet, to ½ inch iron rod set; THENCE, South 89° 43'48" East, departing said east line, for a distance of 300.00 feet, to a ½ inch iron rod set; THENCE, North, 00° 12'40" East, for a distance of 856.23 feet, to a ½ inch iron rod set on a non-tangent curve to the right, having a radius of 60.00 feet, a central angle of 179° 59'07"; THENCE, along said curve to the right for an arc distance of 188.513 feet (Chord Bearing North 35° 54'14" East 120.00 feet), to a





The Public Hearing was opened at 7:07 p.m.

Dan Olsen, 805 Stratton Dr., asked what are the benefits for us to be annexed? City Attorney Joe Gorfida responded to Mr. Olsen by saying normally what the Council does is take the public input and then if there are questions staff could respond to those. Mr. Olsen had a few other things to address with Council, one being mosquito infestation control. There are a couple of issues in our neighborhood that are not fully resolved. One is the drainage in back along the ponds. I do not believe there is ample drainage there I believe that is a health concern. I am in hope that the City will look into this issue.

Mayor Rebecca Mark commented that in this month's newsletter on the front page there is an article that outlines why a city wants to annex land that is not in their city limits. The City certainly can give you the same information tonight.

Interim City Manager Dan Savage stated that on Council's agenda tonight is a purchase of an ambulance and other medical equipment. Next Spring the City will take over the ambulance service for the city limits, not the unincorporated areas. The unincorporated areas will continue to be served by East Texas Medical Group that is based out of the Wylie Fire Station. This could result in longer response times for areas depending on many different factors. This service will be beneficial not only to people that are to be annexed through this annexation process but the rest of the citizens of Lucas. At some point in the future there will be a need for street maintenance in this area. This is a fairly expensive proposition and if not in the city limits the city would not take on that issue.

Councilmember Jim Olk asked if this annexation is part of cleaning up the city's boundaries. Development Services Director Joe Hilbourn responded by saying yes

The Public Hearing was closed at 7:15 p.m.

No action taken, the 2nd Public Hearing will be held the November 21, 2013 meeting.

- 4) Public Hearing/Discuss and Consider the unilateral annexation of a tract situated in the Benjamin Sparks Survey, Abstract No. 813, in Collin County, Texas, being a part of a 71.19 acre tract, as described in Volume 549, Page 333, in the Deed Records of Collin County, Texas, and more particular described as follows: Beginning, at ½ inch iron rod set at the northeast corner of Cimarron Phase 1, an addition to the City of Lucas, as described in Volume, Page in the Plat Records of Collin County, Texas: Thence, South 89° 43'22" East, along the north line of said 71.19 acre tract, for a distance of 825.00 feet, to a ½ inch rod set; Thence, South 00° 35'59" West, along the east lines of the 71.19 acre tract, for a distance of 570.020 feet, to a ½ inch iron rod set; Thence, South 89°15'50" East, continuing along said the east line, for a distance of 464.13 feet, to a to a ½ inch iron rod set; Thence, South 00°03'46" West, continuing along said east line, for a distance of 485.39 feet, to a to a ½ inch iron rod set; Thence, South 00°14'24" West, continuing along said east line, for a distance of 527.89 feet, to a to a ½ inch iron rod set; Thence, South 00°09'04" West, continuing along said east line, for a distance of 711.34 feet, to a to a ½ inch iron rod set; Thence, North 89°50'56" West, departing said east line, for a distance of 178.84 feet, to a to a ½ inch iron rod set on a non-tangent curve to the right, for an arc distance of 60.00 feet, a central angle of 134° 50'48" and a tangent of 144.31 feet; Thence, along said curve to the right for an arc distance of 141.21 feet (Chord Bearing South 77°10'07" West – 110.81 feet), to a to a ½ inch iron rod set; Thence, North 89°43'22" West, for a distance of 313.80 feet, to a to a ½ inch iron rod set; Thence, South 00°16'38" West, for a distance of 289.81 feet, to a to a ½ inch iron rod set in the south line of said 71.19 acre tract also being in the north line of F.M. 1378 (90' R.O. W.); Thence, North 89°43'22" West, along said north and south lines, for a distance of 70.00 feet, to a to a ½ inch iron rod set; Thence, North 00°16'38" East, departing said north and south lines, for a distance of 289.81 feet, to a to a ½ inch iron rod set; Thence, North 89°43'22" West, for a distance of 335.35 feet, to a to a ½ inch iron rod set; on a non-tangent curve to the right, having a radius of 60.00 feet, a central angle of 164° 03'21"; Thence, along said curve to the right for an arc distance of 171.80 feet (Chord Bearing North 62°00'34" West – 118.84 feet), to a to a ½ inch iron rod set; Thence, North 89°43'21" West, for a distance of 179.82 feet, a to a ½ inch iron rod set in the west line of said 71.19 acre tract being in the east line of 2.00 acre tract, as described in Volume 948, Page 428, in the Deed Records of Collin County, Texas; Thence, North 00°03'59" East, along the west line of said 71.19 acre tract and the east line of said 2.0 acre tract, at 62.28 feet passing a 5/8 inch rod found at the northeast corner of said 2.00 acre also being the southeast corner of said Cimarron

Phase I, for a total distance of 1021.44 feet, a to a ½ inch iron rod set; Thence, North 00°30'35" East, along said west line and with the east line of said Cimarron Phase I, for a distance of 1247.36 feet, to the POINT OF BEGINNING and containing 62.976 acres of land. **[Commonly known as Edgewood Estates. This is the 1<sup>st</sup> Public Hearing, the 2<sup>nd</sup> Public Hearing will be held on November 21, 2013] [Hilbourn]**

The Public Hearing was closed at 7:20 p.m.

Tiffany Reiner, 207 Lee Drive, stated that after reading the city newsletter, one of the benefits discussed was weed control. Ms. Reiner's lot abuts a city lot and has followed all city procedures. There is nothing being done to control the weeds on that City's lot. There is also a major drainage issue in the back of the lot which abuts Mr. Olsen's lot and on the side of the city lot. There is a major mosquito problem due to the drainage issue. It is Ms. Reiner's understanding that if the ground does not dry within seventy-two hours there is a drainage problem. In the City newsletter you mentioned weed control as a benefit to annexation but the City has not taken care of this lot. We have been up to City Hall multiple times and nothing has been done. We have considered selling due to the issues that are not being resolved.

Diane Redmond, 1930 Marylee Lane, said she was not in favor of the annexations for the reasons discussed tonight. The impact fees paid by the developer were passed on to me and in this subdivision the homeowners were not required to pay those fees. It seems like the City of Lucas is coming in on their white horse trying to clean up some of the items, like the drainage issue, that the developer should have been responsible for. For this reason, I am against the annexation.

The Public Hearing was closed at 7:25 p.m.

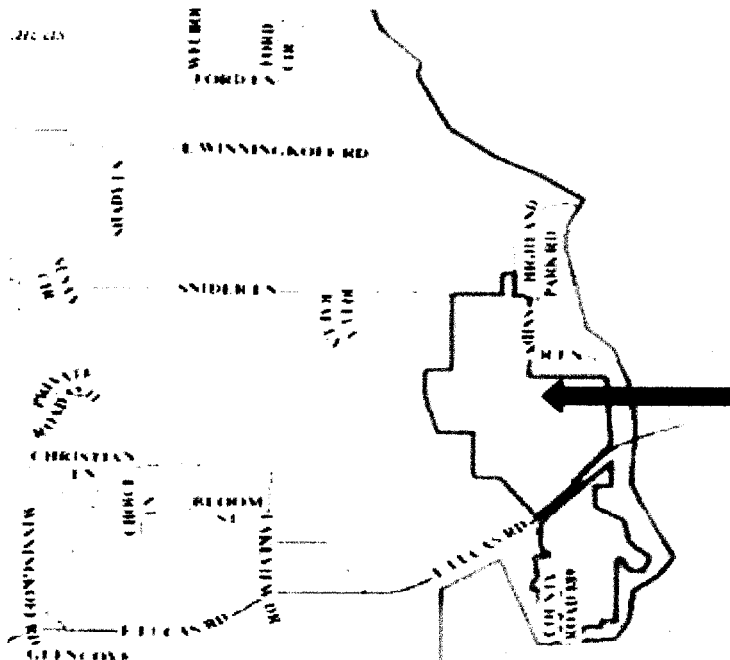
Councilmember Debbie Fisher asked if the City owns any lots in this subdivision. There are four lots in Edgewood that are in the city limits but not owned by the City so that issue would be a Code Enforcement issue. The City would not have any responsibility to take care of the property.

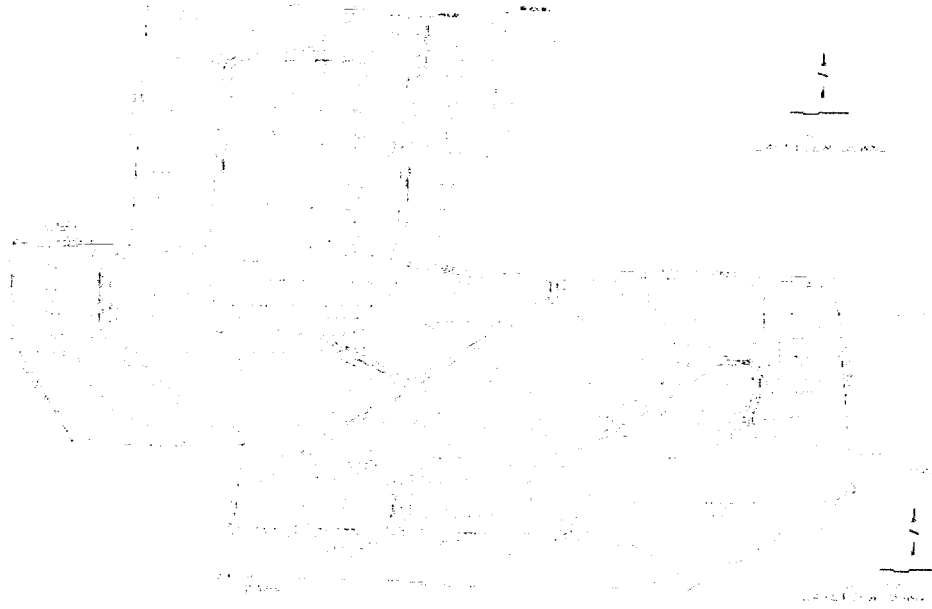
No action taken, the 2nd Public Hearing will be held the November 21, 2013 meeting.

- 5) Public Hearing/Discuss and Consider the unilateral annexation of a tract situated in the Montgomery Birch Survey, Abstract NO. 115 and being part of a tract of land described in deed recorded in Volume 1975, Page 744 of the Deed Records of Collin County, Texas and an 83.2327 acre parcel of land out of T. D. James Survey, Abstract NO. 477 and being part of a tract of land described in deed recorded in Volume 480, Page 141 of the Deed of Records of Collin County, Texas and being

more particularly described as follows: BEGINNING at the Northeast of said 83.2327 acre tract for the POINT OF BEGINNING; THENCE South 01°47'06" West, a distance of 1559.81 feet to an iron rod found; THENCE South 88°18'53" East, a distance of 1158.69 feet to an iron rod found; THENCE South 02°30'00" East, a distance of 1282.52 feet to an iron rod found; THENCE North 60°35'42" East, a distance of 0.02 feet to an iron rod found; THENCE South 26°03'44" East, a distance of 29.62 feet to an iron rod found; THENCE South 49°46'37" West, a distance of 156.47 feet to an iron rod found; THENCE South 39°22'18" West, a distance of 682.78 feet to an iron rod found; THENCE North 87°39'20" West, a distance of 1535.59 feet to an iron rod found; THENCE North 02°44'57" East, a distance of 805.91 feet to an iron rod found; THENCE North 88°23'52" West, a distance of 568.39 feet to an iron rod found; THENCE North 18°17'35" West, a distance of 651.22 feet to an iron rod found; THENCE North 00° 11'32" East, a distance of 604.85 feet to an iron rod found; THENCE South 88°50'24" East, a distance of 390.20 feet to an iron rod found; THENCE North 01°50'24" East, a distance of 1464.26 feet to an iron rod found; THENCE South 88°31'45" East, a distance of 1203.50 feet to the POINT OF BEGINNING and containing 6,477,178 square feet, 148.6956 acres of land, more or less. **[Commonly known as Lakeview Downs located at the intersection of E. Lucas Road and Snider Lane. This is the 1<sup>st</sup> Public Hearing, the 2<sup>nd</sup> Public Hearing will be held on November 21, 2013]** [Hilbourn]

Development Services Director Joe Hilbourn came forward to address the Council regarding the property to be annexed.





Councilmember Jim Olk asked if there were any existing improvements at this time. There are no improvements currently. There is a development agreement on this property that does not address annexation.

Mayor Pro Tem Kathleen asked as part of the development agreement was there a waterline improvement that was to happen prior to development? Development Service Director Joe Hilbourn stated that before construction the developer was to replace the waterline on Snider Lane from Shady Lane to the subdivision. Was this addressed awhile back with a smaller development? No, the City allowed Monte Carlo Estates to connect to the existing line. There are no changes to the plat that was approved in 2006 is that correct? Yes, this is the same plat.

Mayor Pro Tem Kathleen Peele requested Council convene into Executive Session to seek counsel from the City Attorney.

City Council may convene into executive session in accordance with Local Government Code all decisions must be made in open session. As authorized by Section 551.0712 of the Texas Government Code the City Council may convene in closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney regarding any item on the agenda at any time during the meeting.

The City Council convened into Executive Session at 7:31 p.m.

The City Council reconvened at 7:36 p.m., with no action being taken.

The Public Hearing was opened at 7:36 p.m.

There was no one present who wished to speak FOR or AGAINST this item.

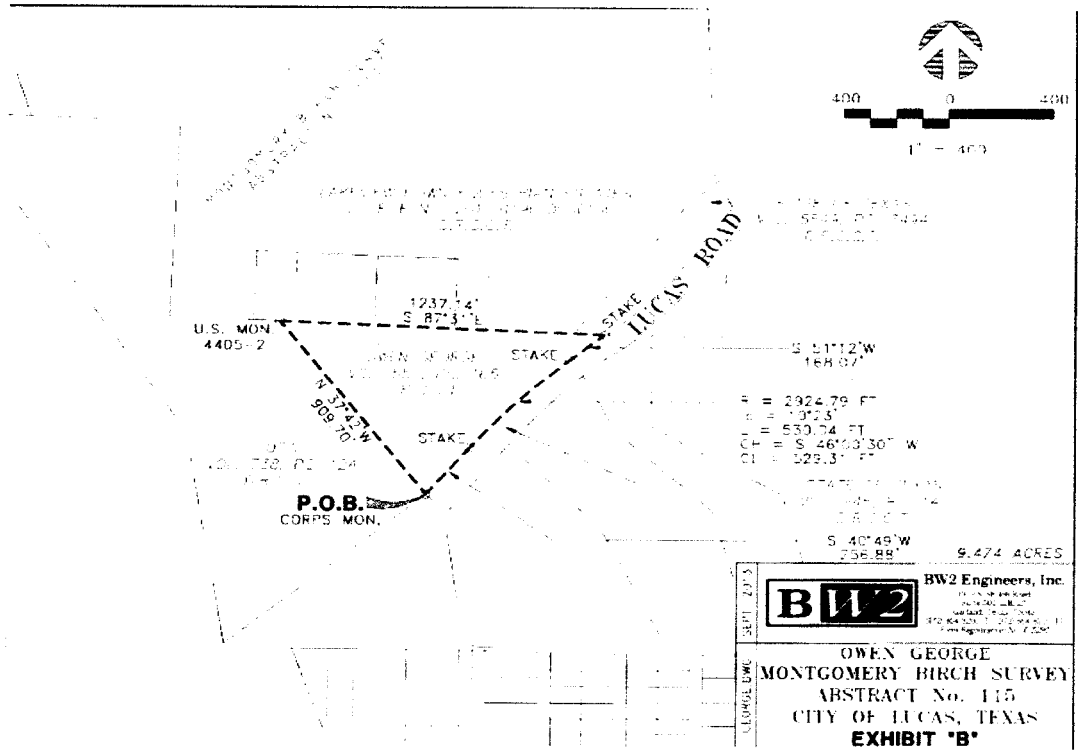
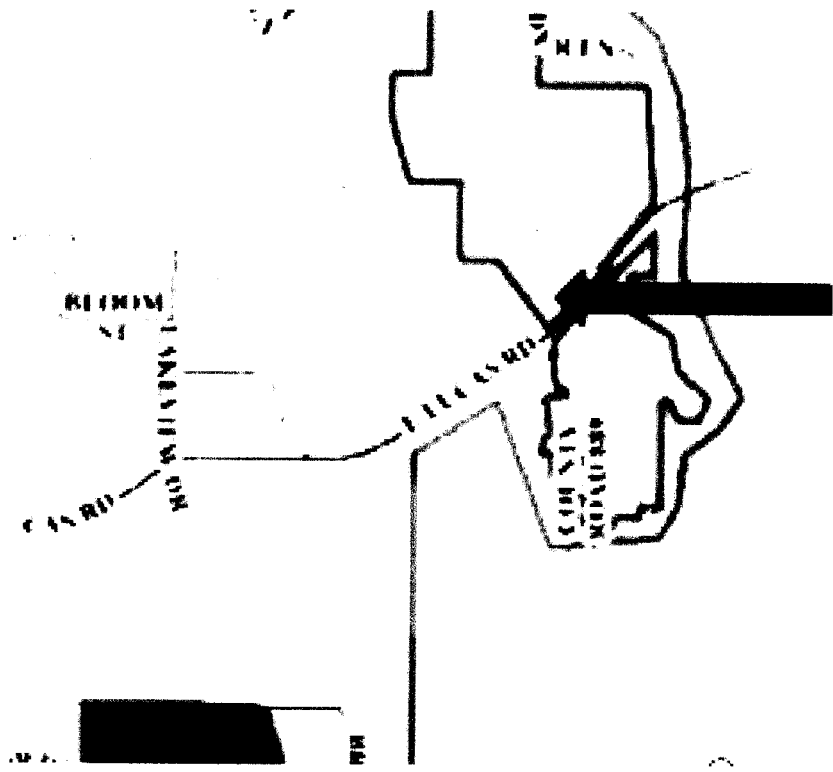


The Public Hearing was closed at 7:36 p.m.

No action taken, the 2nd Public Hearing will be held the November 21, 2013 meeting.

- 6) Public Hearing/Discuss and Consider the unilateral annexation of a 9.474 ACRE TRACT OF LAND OUT OF THE MONTGOMERY BIRCH SURVEY, ABSTRACT 115, COLLIN COUNTY, TEXAS, BEING THE REMAINDER OF A 39.73 ACRE TRACT OF LAND AS DEEDED TO OWEN GEORGE AND RECORDED IN VOLUME 550, PAGE 165 OF THE DEED RECORDS OF COLLIN COUNTY, TEXAS (DRCCT), AS SHOWN ON THE ATTACHED EXHIBIT "B" AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: The POINT OF BEGINNING is a Corps of Engineers (COE) monument at the southernmost corner of the remainder tract herein described, said point being the westernmost corner of Right of Way as deeded to the State of Texas (TxDOT) and recorded Volume 945, Page 149, DRCCT, and being the northeast corner of tract 4405-1 as deeded to the United States of America (USA) for the Lake Lavon Reservoir and recorded in Volume 738, Page 124, DRCCT; THENCE North 37°42' West, departing said Right of Way line and crossing said Owen George tract with the northeast line of said USA tract, a distance of 909.70 feet to COE monument No. 4405-2, said point being on the north line of said Owen George tract; THENCE South 87°31' East, with the north line of said Owen George tract, a distance of 1237.14 feet to a stake marking the northeast corner of the Owen George remainder tract, and being the northwest corner of said TxDOT Right of Way tract; THENCE South 51°12' West with the northwest line of the Right of Way for FM 3286, a distance of 168.07 feet to a stake at the beginning of a tangent curve to the left; THENCE with said curving Right of Way having a radius of 2924.79, through a central angle of 10°23', an arc distance of 530.04 feet, and having a chord which bears South 46°00'30" West, a distance of 529.32 feet to a stake at the point of tangent; THENCE South 40°49' West, with said Right of Way line, a distance of 256.88 feet to the POINT OF BEGINNING, and containing 9.474 acres of land. **[Owned by Owen George and is located off E. Lucas Road. This is the 1<sup>st</sup> Public Hearing, the 2<sup>nd</sup> Public Hearing will be held on November 21, 2013] [Hilbourn]**

Development Services Director Joe Hilbourn came forward to address the Council regarding the property to be annexed.



The Public Hearing was opened at 7:39 p.m.

Michelle Birch, 2089 Okle Court, McKinney, stated what she and her husband, Robert, have owned Birch Fireworks for the last two years, it was formally Lavon Fireworks. We would like to thank you for allowing us to remain at the current location. We have been in business for 30 years and many of your citizens are our customers. We provide a place for people to shoot off the fireworks that prevent your citizens from shooting the fireworks off in your city limits. We want to continue to provide this service to the City of Lucas and ask for an extension of at least five years to continue the business.

Dan Olsen, 805 Stratton Drive, came forward to agree with the Birch's comments. I shot fireworks there this year and enjoyed it very much. I hope the City continues to allow them to do business at the current location.

The Public Hearing was closed at 7:44 p.m.

Councilmember Philip Lawrence made the comment that he was adamantly against preventing someone from continuing a business. There are certain things that a City must do I hope this does not affect anyone's business.

No action taken, the 2nd Public Hearing will be held the November 21, 2013 meeting.

## Regular Agenda

- 7) Discuss and Consider approval of the minutes from the October 17, 2013 City Council meeting. [Wingo]

Councilmember Jim Olk requested the following changes to the October 17, 2013 City Council minutes: page six of seven, the third paragraph says discuss and consider the three and the number 4 is in the parentheses, this needs to be corrected. On page seven of seven, the motion was made to negotiate with Government Capital for the lease purchase option of a new ambulance. I did vote nay, however, I have asked Ms. Wingo to note that I desired American National to be given the loan and that I was not voting against the ambulance.

**MOTION:** Councilmember Jim Ok made a Motion to approve minutes of the October 17, 2013 City Council meeting with corrections. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7-0.

- 8) Discuss and Consider the approval of Amendment One of the Owner/Architect Agreement between the City of Lucas and Wiginton Hooker Jeffry, P.C. revising the total estimated cost for Basic Services for the Lucas Fire Station Expansion Project in the amount of \$310,000. [Savage]

The original agreement called for a smaller building and a budget amount of \$1.6 million dollars which included the construction cost as well as architectural fees of \$209,000. At the October 3<sup>rd</sup> meeting you approved the schematic design for the Fire Station addition and it is a larger building. The budget estimate for that building including the construction cost and engineering cost is \$2.8 million. The signed agreement has the \$209,000 figure I asked the architect to prepare a revised amendment to reflect the revised based on the larger building. If you will recall the briefing that was given on October 3<sup>rd</sup> the estimate for the architect fees was \$321,000. This amendment is for \$310,000 in the original agreement was based on a 9.5% fee for the architect based on the actual construction cost. There is a possibility later on that an addition or deduction will be in order for this. I do request that Council approve the amendment so we do have an agreement that is more in line with the project.

**MOTION:** Mayor Pro Tem Kathleen Peele made a Motion to approve the Amendment One of the Owner/Architect Agreement between the City of Lucas and Wiginton Hooker Jeffry, P.C. revising the total estimated cost for Basic Services for the Lucas Fire Station Expansion Project in the amount of \$310,000. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7:0.

- 9) Discuss and Consider the approval of Resolution # R-2013-11-00405 of the City Council of the City of Lucas, Texas approving a financing contract with Government Capital Corporation in the amount of \$345,000 for the purchase of a new ambulance; medical equipment for new and used ambulances; and this finance contract as a qualified tax exempt obligation for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. [Savage]

Interim City Manager Dan Savage addressed Council regarding the resolution. It is primarily to obtain the tax exempt status from the financing. I will call to your attention the dollar amount that we are going to finance is \$345,000. The numbers received from the Fire Chief Jim Kitchens for the equipment is slightly higher but will not go over the \$345,000. In the previous information presented at the last meeting, the figure for the six monthly payments are slightly larger than what is presented today, the figure is actually around \$270 a year less. Part of that is because of the market as the interest rates have decreased. If approved, the process can begin for the purchasing of the medical equipment. The most important piece of equipment that we need to purchase for the Advanced Life Support Service is the Lifepack. There is a lead time on this piece of equipment as they are not made until the order is placed. Fire Chief Jim Kitchens has obtained necessary licenses from the state and federal government concerning the use of drugs. An agreement will be placed on a future agenda for Council's approval so that our First Responder Advance Life Support will be in compliance with East Texas Medical Ambulance Service. The Fire Department's goal at this time it to have Advance Life Support in-service sometime in December.

Councilmember Philip Lawrence thanked Interim City Manager Dan Savage and Fire Chief Jim Kitchens for making this happen. This will be a great service to our community.

At the request of the Interim City Manager Dan Savage Fire Chief Jim Kitchens came forward to introduce the firemen present at tonight's meeting Operations Chief Craig Zale and Battalion Chief James Tellier.

**MOTION:** Councilmember Wayne Millsap made a Motion to approve **Resolution # R-2013-11-00405** of the City Council of the City of Lucas, Texas approving a financing contract with Government Capital Corporation in the amount of \$345,000 for the purchase of a new ambulance; medical equipment for new and used ambulances; and this finance contract as a qualified tax exempt obligation for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 7-0.

- 10) Discuss and Consider the ratification of a State Homeland Security Program (SHSP) grant awarded to the City of Lucas' Fire Department from the Department of Homeland Security FEMA Grants Program Directorate in the amount of \$3,498.57 to be used for training and the method of payment is primarily reimbursement. [Kitchens]

Fire Chief Jim Kitchens came forward to address the Council. This is a grant we applied for and have been awarded. This grant allows us to hold training classes and be reimbursed for it. Three items on the grant are fire rehabilitation, partner with the forestry service to hold a wild land interface summit in this area, and send our CERT coordinator to the national CERT conference.

**MOTION:** Councilmember Jim Olk made a Motion for ratification of a State Homeland Security Program (SHSP) grant awarded to the City of Lucas' Fire Department from the Department of Homeland Security FEMA Grants Program Directorate in the amount of \$3,498.57 to be used for training and the method of payment is primarily reimbursement. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 7-0.

- 11) Discuss and Consider the approval of an Interlocal Cooperation Agreement between the City of Lucas and the City of Cedar Hill authorizing the participation in a Cooperative Purchasing Program for the purchase of goods and services. [Kitchens]

Chief Jim Kitchens stated that this is an Interlocal Agreement which will piggy back on the City of Cedar Hill 's contract to purchase medical supplies. This will reduce the city's cost of the items anywhere from 10% to 20% per item. This will provide a large cost savings for the department.

**MOTION:** Councilmember Wayne Millsap made a Motion to approve an Interlocal Cooperation Agreement between the City of Lucas and the City of Cedar Hill authorizing the participation in a Cooperative Purchasing Program for the purchase of goods and services. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7-0.

- 12) Discuss and Consider the approval of an agreement between the City of Lucas and BW2 Engineers for design services for W. Lucas Road between Country Club and Angel Parkway and authorize the Interim City Manager to execute said agreement. [Foerster]

Interim City Manager Dan Savage addressed the Council on behalf of Stanton Forester concerning the agreement with BW2 Engineers for design services of W. Lucas Road between Country Club and Angel Parkway. This project was approved in the budget. The State of Texas is providing \$1.2 million dollars and Collin County is providing \$244,000. The City's obligation is \$56,000. It is asked that Council authorize BW2 Engineers, Inc. to go ahead with the design work. BW2 Engineers will prepare a schematic to bring before Council for approval.

**MOTION:** Councilmember Debbie Fisher made a Motion to approve an agreement between the City of Lucas and BW2 Engineers for design services for W. Lucas Road between Country Club and Angel Parkway and authorize the Interim City Manager to execute said agreement in an amount not to exceed \$79,250. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7-0.

## Executive Session

The City Council convened into Executive Session at 8:06 p.m.

- 10) The City Council pursuant to Section 551.074 of the Texas Government Code may convene into Executive Session to deliberate the appointment of individuals to serve on the Planning and Zoning Commission and Board of Adjustments with a term ending October 31, 2015.
- 11) The City Council pursuant to Section 551.074 of the Texas Government Code may convene into Executive Session to discuss the hiring and appointment of the City Manager.

## Regular Agenda

The City Council reconvened into Regular Session at 10:33 p.m.

12) Take any action as necessary from the Executive Session.

**MOTION:** Mayor Rebecca Mark made a Motion to appoint Peggy Rusterholtz, David Keer, Andre Guilemaud and Joe Williams to full voting members and Scott Sperling as an Alternate Commissioner of the Planning & Zoning Commission to serve a two (2) year term, beginning November 1, 2013 ending October 31, 2015. Councilmember Steve Duke seconded the Motion. Motion carried. Vote: 5-2, Councilmember(s) Philip Lawrence and Debbie Fisher voting NAY.

**MOTION:** Mayor Rebecca Mark made a Motion to appoint Karen Hurtt, Chris Bierman, and Craig Williams as full voting members of the Board of Adjustments to serve a two (2) year term, beginning November 1, 2013 ending October 31, 2015. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 5-2, Councilmember(s) Philip Lawrence and Debbie Fisher voting NAY.

13) Discuss and Consider the appointment of 3 full board members and 1 alternate to serve on the Parks & Open Space Board with a term ending October 31, 2015.

**MOTION:** Councilmember Steve Duke made a Motion to appoint the following individuals to the Parks & Open Space Board: Chris Vanhorn, Lacey Bradshaw, David Rhoads, Lisa O'Leary as full voting members, and Jerry Straka as an Alternate Member. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 7-0.

14) Adjournment.

**MOTION:** Councilmember Wayne Millsap made a Motion to adjourn the meeting at 10:33 p.m. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 7-0.

These minutes were approved by a majority vote of the City Council on November 21, 2013.



Rebecca Mark, Mayor

ATTEST:

Kathy Wingo, TRMC, MMC  
City Secretary