

City Council Meeting
July 17, 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 or (Absent):

Mayor Rebecca Mark
Councilmember Wayne Millsap
Councilmember Steve Duke (Absent)
Councilmember Debbie Fisher

Mayor Pro Tem Kathleen Peele
Councilmember Jim Olk
Councilmember Philip Lawrence

Staff Present:

City Manager Joni Clarke
Fire Chief Jim Kitchens
Public Works Director Stanton Foerster
Development Services Director Joe Hilbourn

City Secretary Kathy Wingo
HR Manager Cheryl Meehan
Finance Director Liz Exum

It was determined that a Quorum was present.

Everyone was reminded to turn off or silence cell phones.

Boy Scout Nicholas Flora and Estella led everyone in saying the Pledge of Allegiance.

Citizens' Input

1) Citizens' Input.

Nicholas Flora, 1555 Bartoncreek, came forward to speak. Mr. Flora is attending the meeting tonight to earn his Boy Scout Citizenship Badge.

Cheryl Meehan came forward to thank the Council, City Manager, and especially Staff for the support given to her family in their tragic loss of their son, Patrick. Ms. Meehan made the requests that her family be allowed to purchase a bench to place in the park next to City Hall to honor Patrick.

Karen Phillips, 555 Estelle Lane, wanted to speak about fireworks in the unincorporated Collin County. Ms. Phillips land is surrounded by the Cimarron subdivision. While the use of fireworks is prohibited in the city limits it is allowed in unincorporated Collin County. Ms. Phillips went on to read an email that she had previously sent to the members of Council.

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. **[Fisher/Foerster]**

Councilmember Debbie Fisher says there is no official tally yet, but the lake has risen 1 ¼”.

Councilmember Debbie Fisher thanked the volunteer staff that helped out on the 4th of July.

Mayor Rebecca Mark stated that Ms. Joni Clarke has been doing an outstanding job in her role as City Manager. Ms. Clarke provides great leadership not only to the staff but to the citizens of Lucas.

Public Hearing(s)

- 3) Public Hearing/Discuss and consider the voluntary annexation of Willow Springs Middle School located at 1101 West Lucas Road. 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. **[This is the 2nd Public Hearing, the 1st Public Hearing was held on June 26, 2014] [Hilbourn]**

The Public Hearing was opened at 7:16 p.m.

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

The Public Hearing was closed at 7:16 p.m.

No action necessary.

- 4) Public Hearing/Discuss and consider the annexation of a parcel of land being a 483 acre tract of land in the Pryor Holder Survey, Abstract No. 445, the W.D. Burnett Survey, Abstract No. 57, the Montgomery Birch Survey, Abstract No. 115, and the William Johnson Survey, Abstract No. 476, Collin County, Texas, being a part of Lake Lavon, otherwise known as part of Lake Lavon and Bratonia Park. **[This is the 2nd Public Hearing, the 1st Public Hearing was held on June 26, 2014] [Hilbourn]**

The Public Hearing was opened at 7:17 p.m.

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

The Public Hearing was closed at 7:18 p.m.

No action necessary.

- 5) Public Hearing/Discuss and consider the annexation of a parcel of land being a 25.950 acre tract of land situated in the John Gray Survey, Abstract No. 349, Collin County, State of Texas, and being part of that certain 87.1115 acre tract of land (tract 3) described in

deed to Lucas Real Estate, LLC, as recorded in instrument 20111014001101190, Deed Records, Collin County, Texas, more commonly known as part of Oakbrook Phase II. **[This is the 2nd Public Hearing, the 1st Public Hearing was held on June 26, 2014] [Hilbourn]**

The Public Hearing was opened at 7:19 p.m.

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

The Public Hearing was closed at 7:19 p.m.

No action necessary.

- 6) Public Hearing/Discuss and consider an amendment to the City of Lucas' Code of Ordinances, Chapter 14, Zoning, Subsection 14.04 "Supplementary Regulations", Division 2. Off-Street Parking and Loading by creating Sec. 14.04.039 concerning off-site parking allowing such alternative location of required parking space off-site. **[This is the 2nd Public Hearing, the 1st Public Hearing was held on June 12, 2014 by the Planning & Zoning Commission] [Hilbourn]**

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

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

The Public Hearing was closed at 7:24 p.m.

No action necessary.

Consent Agenda

The Consent Agenda was presented for consideration and action.

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.

7) Consent and Approve:

- a) The minutes from the June 19, 2014 City Council and the June 26, 2014 City Council Special meetings. **[Wingo]**
- b) Calling for two (2) Public Hearings regarding the Tax Rate and Fiscal Year Budget for 2014-2015, 1st Public Hearing to be held on August 21, 2014 and the 2nd Public Hearing to be held on September 4, 2014. **[Exum]**
- c) Amendment No. 9 to the Interlocal Agreement for the Jail Services between the City of Lucas and Collin County, with all terms and conditions of the agreement to remain in full force and effect, for a period of one (1) year, ending September 30, 2015. **[Clarke]**

Regular Agenda

- 8) Discussion and possible action regarding employee compensation and benefits for fiscal year 2014/2015 including the Texas Municipal Retirement System Cost of Living Adjustment, participation in social security, participation in the Texas Emergency Services Retirement System for specified Fire Department staff members, merit raises, cost of living adjustment (COLA), sick time accrual, long-term disability insurance and conducting a market survey. **[Clarke/Meehan]**

Council would like to have staff's feedback on adding Social Security, as it will impact them as well.

This will be brought back for Council's consideration at a future meeting.

- 9) Discuss and consider the approval of an agreement between the City of Lucas and Verizon to allow communication equipment to be located on the ground license north of the Winningkoff water tower; and authorize the City Manager to execute said agreement and memorandums. **[Foerster]**

MOTION: Councilmember Wayne Millsap made a Motion approve an agreement between the City of Lucas and Verizon to allow communication equipment to be located on the ground license north of the Winningkoff water tower; and authorize the City Manager to execute said agreement and memorandums. Mayor Pro Tem Kathleen Peele seconded the Motion. Motion carried. Vote: 6-0.

- 10) Discuss and consider an update to the Thoroughfare Plan dated July 17, 2014. **[Foerster]**

MOTION: Councilmember Jim Olk made a Motion to approve the Thoroughfare Plan dated July 17, 2014. Councilmember Debbie Fisher seconded the Motion. Motion carried. Vote: 6-0.

- 11) Discussion and give direction to staff regarding extending the city's nuisance ordinance into the ETJ. **[Hilbourn]**

MOTION: Councilmember Debbie Fisher made a Motion to direct Staff to bring an ordinance extending the city's nuisance into the ETJ. Councilmember Jim Olk seconded the Motion. Motion carried. Vote: 6-0.

Mayor Rebecca Mark announced that Items 12 and 13 would be switched.

- 12) Discuss and consider a request by Todd Wintters on behalf of Lucas Christian Academy (LCA) for a Development Agreement to pay

required impact fees over a five year period with the first payment of \$14,840.20 due in January 2015 and the final payment of \$14,840.20 due in January 2019. **[Hilbourn]**

MOTION: Councilmember Jim Olk made a Motion to approve the Development Agreement with Lucas Christian Academy (LCA) for a Development Agreement to pay required impact fees over a five year period with the first payment of \$14,840.20 due in January 2015 and the final payment of \$14,840.20 due in January 2019, with the additions to add a definition of roadway improvement, an escrow amount of \$ \$200K to install turn lane, completion by August 2015, provide traffic control. Councilmember Philip Lawrence seconded the Motion. The Second to the Motion is withdrawn. Motion withdrawn.

MOTION: Councilmember Jim Olk made a Motion to approve the Development Agreement with Lucas Christian Academy (LCA) for a Development Agreement to pay required impact fees over a five year period with the first payment of \$14,840.20 due in January 2015 and the final payment of \$14,840.20 due in January 2019, with the additions to add a definition of “roadway improvement”, to include an escrow amount of \$200K on or before January 1, 2015, lanes to be installed by August 2015, provide traffic control for beginning and end of each school day. Councilmember Philip Lawrence seconded the Motion. Motion carried. Vote: 6-0.

13) Discuss and consider a request by Mike Phipps on behalf of Lucas Christian Academy (LCA) for an extension on the time to allow for the installation of turn lanes until summer of 2015. **[Hilbourn]**

Julie Montgomery, 1516 Anchor Drive, Wylie, Texas serves as Head of Lucas Christian Academy. Ms. Montgomery is recommending that a uniform police officer be hired to direct traffic until summer 2015.

Mike Phipps, 1407 Red Oak, Farmersville, Texas serves as President of the LCA School Board. Mr. Phipps is accompanied by Chris Fryer, Project Manager, who wanted to give some background to the current situation. Mr. Fryer stated that TxDOT will be improving the road in 2015, LCA will escrow monies with TxDOT by February 2015 that will be used to construct the turn lanes. The turn lanes will be included in the improvements to the road by TxDOT. Mr. Phipps gave a review of the traffic flow and the number of cars that remain at the campus during the day.

This item will be included in the Motion for Item 12, above.

- 14) Discuss and consider a request submitted by Steve Lenart for a Development Agreement between the City of Lucas and CDAG Lewis Park LLC regarding the dedication of 5.5 acres of land to the City for parks in consideration for number of lots and parks fees. **[Hilbourn]**

No action, this item will be brought back for Council consideration.

- 15) Discuss and consider the establishment of the Service Tree Program to honor those individuals that have provided extraordinary service to the community. **[Mark]**

MOTION: Mayor Rebecca Mark made a Motion to approve the establishment of the Service Tree Program to honor those individuals that have provided extraordinary service to the community. Councilmember Wayne Millsap seconded the Motion. Motion carried. Vote: 6-0.

16) Adjournment.

MOTION: Councilmember Wayne Millsap made a Motion to adjourn the meeting at 9:58 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 August 7, 2014.

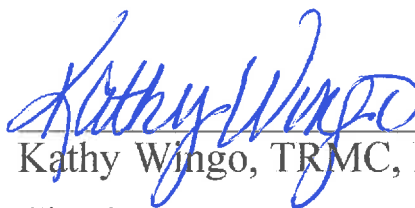


Rebecca Mark

Mayor



ATTEST:



Kathy Wingo, TRMC, MMC

City Secretary