



City of Lucas
City Council Meeting
August 17, 2017
7:00 P.M.

City Hall - 665 Country Club Road – Lucas Texas
Minutes

Call to Order

Mayor Olk called the meeting to order at 7:00 p.m.

City Councilmembers Present:

Mayor Jim Olk
Councilmember Tim Baney
Councilmember Steve Duke
Councilmember Debbie Fisher
Councilmember Wayne Millsap (*arrived at 7:09pm*)
Councilmember Philip Lawrence

Staff Present:

City Manager Joni Clarke
City Attorney Joe Gorfida
City Secretary Stacy Henderson
Development Services Director Joe Hilbourn
Public Works Director/City Engineer Stanton Foerster
Fire Chief Ted Stephens

City Councilmember Absent:

Mayor Pro Tem Kathleen Peele

Mayor Olk determined that a quorum was present. Everyone was reminded to silence their cell phones and the Pledge of Allegiance was recited.

Citizen Input

1. Citizen Input.

There was no citizen input from the audience members.

Community Interest

2. Community Interest.

Mayor Olk stated that he and City Staff attended a meeting with the North Central Texas Council of Government Transportation Director Michael Morris on August 14 to discuss transportation plans for Collin County. Mayor Olk stated that the North Central Texas Council of Government indicated that there was support for the peninsula freeway alignment that would be located outside the city limits of Lucas and requested that the City identify operational improvements for possible funding particularly related to north/south roadway improvements.

City Attorney Joe Gorfida stated that during the special Legislative session, an annexation bill was passed that reduced the power cities would have related to annexation going into effect December 1, 2017. Mr. Gorfida stated that he would compile an update for Council to discuss at a future meeting.

Executive Session

- Pursuant to Section 551.071 (1)(A) and (2) of the Texas Government Code, the City Council will convene into Executive Session to consult with the City Attorney regarding City of Lucas v. Lawrence E. Delekta Suit #429-03482-2013.**

The City Council convened into Executive Session at 7:06 pm to consult with the City Attorney.

- Reconvene into open session and take any action necessary as a result of the Executive Session.**

The City Council reconvened from Executive Session at 7:25 pm and took the following action:

MOTION: A motion was made by Mayor Olk, seconded by Councilmember Millsap to authorize Linebarger, Goggan Blair & Sampson, LLP to proceed with the tax sale for the property located at Country Club and Estelle. The motion passed unanimously by a 6 to 0 vote.

Consent Agenda

- Authorize the Mayor to enter into an interlocal agreement between the City of Lucas and the North Central Texas Council of Governments (NCTOG) for Public Works Emergency Response Team (PWERT).**

MOTION: A motion was made by Mayor Olk, seconded by Councilmember Duke to approve the Consent Agenda as presented. The motion passed unanimously by a 6 to 0 vote.

Public Hearing

- Public hearing to consider the tax rate for Fiscal Year 2017-2018.**

Mayor Olk opened the public hearing at 7:28 pm and asked if anyone in the audience wanted to speak regarding this matter. There being none, the public hearing was closed.

Mayor Olk noted that the City Council had voted to adopt a tax rate of \$0.317948, which was the same tax rate approved during fiscal year 2016-2017.

Regular Agenda

- Receive presentation and consider approving Resolution R 2017-08-00464 supporting the Little Free Library Program and receive presentation from Lovejoy High School student Sophia Foster regarding implementation of a Little Free Library at the Lucas Community Park.**

Sophia Foster, a sophomore at Lovejoy High School gave an overview of the Little Free Library Program. Ms. Foster explained that a Little Free Library was a program dedicated to encouraging

reading and sharing books within the community. The most common Little Free Library was in the form of a small wooden box shaped like a mailbox, stocked with books, free to the community and placed in a central location. Ms. Foster asked that the Little Free Library be located near the pavilion at the Lucas Community Park for easy access. There would be no cost to the City as Ms. Foster would build and maintain the Library and supplying books when needed.

The City Council discussed maintenance of the Little Free Library and replenishment of books as needed. The City Council was pleased to support this project.

MOTION: A motion was made by Councilmember Millsap, seconded by Councilmember Lawrence to approve Resolution R 2017-08-00464 supporting the Little Free Library Program and implementing a Little Free Library at the Lucas Community Park. The motion passed unanimously by a 6 to 0 vote.

8. Consider adopting Ordinance 2017-08-00864 amending Code of Ordinances, Appendix C- "Fee Schedule" Articles 19.000 and 20.000 adjusting the water and wastewater rates for a five-year period beginning October 1, 2017 through September 30, 2022.

MOTION: A motion was made by Councilmember Fisher, seconded by Councilmember Duke to adopt Ordinance 2017-08-00864 amending the Code of Ordinances, Appendix C- "Fee Schedule" Articles 19.000 and 20.000 adjusting the water and wastewater rates for a five-year period beginning October 1, 2017 through September 30, 2022. The motion passed unanimously by a 6 to 0 vote.

9. Consider adopting Ordinance 2017-08-00862 amending the City Code of Ordinances, Chapter 4, Article 4.06 Alcohol Sales by setting requirements for alcohol permits.

City Secretary Stacy Henderson explained that the Code of Ordinances currently did not adequately outline permit requirements or establish a time frame in which alcohol permits were valid. Ms. Henderson noted that the proposed ordinance amendments clarified the permitting process and established a two-year time frame in which permits were valid that coincided with the Texas Alcoholic Beverage Commission requirements as well.

MOTION: A motion was made by Councilmember Lawrence, seconded by Councilmember Duke to adopt Ordinance 2017-08-00862 amending the City Code of Ordinances, Chapter 4, Article 4.06 Alcohol Sales by setting requirements for alcohol permits. The motion passed unanimously by a 6 to 0 vote.

10. Discuss the Fiscal Year 2017-2018 Proposed Budget.

City Manager Joni Clarke stated that one additional adjustment had been made to the budget in the amount of \$80,000 that added the generator expense for the fire station.

Councilmember Fisher explained that the 11.7 percent property tax increase in the budget was related to the new debt service issued in 2017. The maintenance and operating portion of the proposed tax rate had decreased from the previous year, resulting in a lower effective tax rate increase.

This item was for discussion purposes only, no formal action was taken.

11. Consider adopting Ordinance 2017-08-00863 approving amendments to the City's Code of Ordinances, Appendix C, Master Fee Schedule relating to Miscellaneous Permits, Registration and Licensing, Parks and Recreation, Solid Waste Collection and Disposal, and Network Providers.

Development Services Director Joe Hilbourn gave a summary overview of the changes proposed to the Master Fee Schedule. He discussed amendments that occurred during the recent legislative session that removed fees associated with electrical contractor registration. Mr. Hilbourn also noted that electrical and plumbing permits had been amended.

Councilmember Fisher discussed Parks and Recreation fees and the advantage of requiring deposits that encouraged cleanup and safety for event rentals at City facilities.

City Manager Joni Clarke stated that with each rental application, conditions were placed on the application requiring the applicant to sign and agree to maintaining City property in its current condition.

MOTION: A motion was made by Councilmember Fisher, seconded by Councilmember Baney to adopt Ordinance 2017-08-00863 approving amendments to the City's Code of Ordinances, Appendix C, Master Fee Schedule relating to Miscellaneous Permits, Registration and Licensing, Parks and Recreation, Solid Waste Collection and Disposal, and Network Providers. The motion passed unanimously by a 6 to 0 vote.

12. Discuss and provide information on various alignments and easements for the Snider Lane Eight-Inch Waterline Project from Shady Lane to the Lakeview Downs neighborhood.

Public Works Director/City Engineer Stanton Foerster stated that this item was for informational purposes and no formal action was required. Mr. Foerster gave a summary overview of the Snider Lane waterline project. He informed the Council that in 1969, the City of Lucas obtained a 20-foot easement along the south side of Snider Lane from White Rock Creek to Highland Park for the installation of a waterline.

Mr. Foerster noted that in April of 2006, a development agreement between the City of Lucas and Lakeview Development was established requiring the installation of a 6,500-foot long, eight-inch waterline from the east side of the White Rock Creek to the west side of Sterling Brown Lane. Mr. Foerster further explained that the agreement required that a waterline be placed on the south side of Snider Lane in the prescriptive right-of-way and if any new easements were needed, Lakeview Development would be responsible for the acquisition.

Mr. Foerster explained that in 2016, Lakeview Development started acquiring easements along Snider Lane, and in December 2016, the City discovered easements that were filed by the City in 1969 with Collin County. Mr. Foerster stated that the Lakeview Development was allowed to use the City easements.

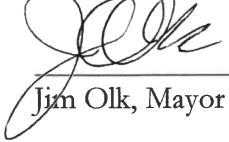
Councilmember Fisher asked if the easements were shown on the plat when property owners may have been purchased their property.

Mr. Foerster stated that some plats reflected the easements and some did not. Mr. Foerster stated that the easements were valid and filed with Collin County in 1970. Mr. Foerster advised the Council that as the project moved forward, he wanted to brief the Council of the additional information.

13. Adjournment.

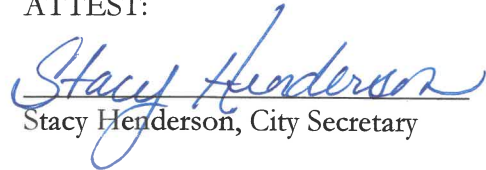
MOTION: A motion was made by Councilmember Millsap, seconded by Councilmember Lawrence to adjourn the meeting at 7:59 pm. The motion passed unanimously by a 6 to 0 vote.

APPROVED:



Jim Olk, Mayor

ATTEST:



Stacy Henderson, City Secretary