



AGENDA

City of Lucas Special City Council Meeting November 11, 2020 8:30 AM

City Hall – Council Chambers and by Zoom Video Conference 665 Country Club Road – Lucas, Texas

Notice is hereby given that a meeting of the Lucas City Council will be held on Wednesday, November 11, 2020 at 8:30 am at Lucas City Hall, 665 Country Club Road, Lucas, Texas 75002-7651 and by video conference at which time the following agenda will be discussed. As authorized by Section 551.071 of the Texas Government Code, the City Council may convene into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any item on the agenda at any time during the meeting.

On March 16, 2020 Governor Abbott suspended some provisions of the Open Meetings Act in response to the COVID-19 emergency. In order to practice safe distancing, Lucas City Council meetings will be open to on-site visitors in a limited capacity of 15 audience members. City Council meetings will also be available through Zoom Webinar from your computer or smartphone. To join the meeting, please click this URL

<https://zoom.us/j/91205084001?pwd=Q3NsbEE2VTU1RjluSi9LTjJMNWdOUT09> and enter your name and email address. To join by phone: 1-346-248-7799 Webinar ID: 912 0508 4001
Passcode: 766385

Call to Order

- Roll Call
- Determination of Quorum
- Pledge of Allegiance

Regular Agenda

1. Consider approving Resolution R 2020-11-00507 of the City Council of the City of Lucas, Texas, canvassing the returns and certifying the results of the municipal officers election of the City of Lucas, Texas, held in the City of Lucas, Collin County, Texas, on November 3, 2020 for the purpose of electing two City Council members for Seat No. 1 and Seat No. 2 to serve three (3) year terms, beginning November 19, 2020.
2. Consider approving Resolution R 2020-11-00508 of the City Council of the City of Lucas, Texas, canvassing and declaring the results of the special election of the City of Lucas held November 3, 2020 regarding Proposition (A) the reauthorization of the one-half of one percent (.50%) local sales and use tax within the City of Lucas, Texas, to continue providing revenue for maintenance and repair of municipal streets; and Proposition (B) the issuance of not to exceed \$19,190,000 of City of Lucas, Texas general obligation bonds for a fiber optic cable utility system to provide broadband internet service, and the levying of a tax in payment thereof.

3. Adjournment.

Certification

I do hereby certify that the above notice was posted in accordance with the Texas Open Meetings Act on the bulletin board at Lucas City Hall, 665 Country Club Road, Lucas, TX 75002 and on the City's website at www.lucastexas.us on or before 5:00 p.m. on November 6, 2020.

Stacy Henderson, City Secretary

In compliance with the American with Disabilities Act, the City of Lucas will provide for reasonable accommodations for persons attending public meetings at City Hall. Requests for accommodations or interpretive services should be directed to Stacy Henderson at 972.912.1211 or by email at shenderson@lucastexas.us at least 48 hours prior to the meeting.



RESOLUTION R 2020-11-00507
 [November 3, 2020 General Election Canvass]

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LUCAS, TEXAS, CANVASSING THE RETURNS AND CERTIFYING THE RESULTS OF THE MUNICIPAL OFFICERS ELECTION OF THE CITY OF LUCAS, TEXAS, HELD IN THE CITY OF LUCAS, COLLIN COUNTY, TEXAS, ON NOVEMBER 3, 2020 FOR THE PURPOSE OF ELECTING TWO CITY COUNCIL MEMBERS FOR SEAT NO. 1 AND SEAT NO. 2 TO SERVE THREE (3) YEAR TERMS, BEGINNING NOVEMBER 19, 2020; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on November 3, 2020, a municipal officer election was held in the City of Lucas, Collin County, Texas for the purpose of electing two (2) council members;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LUCAS, TEXAS, THAT:

SECTION 1. After canvassing the returns of said election pursuant to the Charter and ordinances of the City of Lucas and pursuant to the applicable provisions of the Texas Election Code, including the early voting votes, the City Council, acting as canvassing authority, certifies the following are true and correct results, to-wit:

	Early Election Votes Cast	Election Day Votes Cast	Total Votes Cast
Council Member, Seat 1 (3-year term)			
	Early Voting	Election Day	
Tim Johnson	1,956	157 <i>(including Mail-In Ballots)</i>	2,113 <i>(55.97%)</i>
Wayne Millsap	1,512	150 <i>(including Mail-In Ballots)</i>	1,662 <i>(44.03%)</i>
Council Member, Seat 2 (3-year term)			
	Early Voting	Election Day	
Tim Baney	2,678	234 <i>(including Mail-In Ballots)</i>	2,912 <i>(100%)</i>
Running Unopposed – Declared Elected			

SECTION 2. Said election was duly and timely called by the City Council as required by the Texas Election Code; notice of said election was given in accordance with the law; the election

was conducted as required; and, the canvass of the votes cast in said election and returns thereof was made in accordance with the law.

SECTION 3. Pursuant to the City Charter of the City of Lucas and applicable provisions of the Texas Election Code, the following individuals has been elected to serve on the Lucas City Council, with the term beginning November 19, 2020:

1. Tim Johnson, Council Member Seat 1 (three-year term)
2. Tim Baney, Council Member Seat 2 (three-year term)

SECTION 4. If any part or parts of this Resolution are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts thereof and such remaining parts shall remain in full force and effect.

SECTION 5. This Resolution shall take effect immediately from and after its passage, and it is accordingly, So Resolved.

PASSED AND APPROVED on this 11th day of November, 2020.

CITY OF LUCAS

ATTEST:

Jim Olk, Mayor

Stacy Henderson, City Secretary



RESOLUTION NO. R 2020-11-00508
 [Canvassing November 3, 2020 Special Election Results]

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LUCAS, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE SPECIAL ELECTION OF THE CITY OF LUCAS HELD NOVEMBER 3, 2020 REGARDING PROPOSITION (A) THE REAUTHORIZATION OF THE ONE-HALF OF ONE PERCENT (.50%) LOCAL SALES AND USE TAX WITHIN THE CITY OF LUCAS, TEXAS, TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; AND PROPOSITION (B) THE ISSUANCE OF NOT TO EXCEED \$19,190,000 OF CITY OF LUCAS, TEXAS GENERAL OBLIGATION BONDS FOR A FIBER OPTIC CABLE UTILITY SYSTEM TO PROVIDE BROADBAND INTERNET SERVICE, AND THE LEVYING OF A TAX IN PAYMENT THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is hereby found and determined that notice of the election was duly given in the form, manner and time required by law, and said election was in all respects legally held and conducted in accordance with applicable laws of the State of Texas and the proceedings calling and governing the holding of such election; and

WHEREAS, it is imperative to consider the returns of an election held on November 3, 2020, for the purpose of considering the returns of Proposition (A): The reauthorization of the one-half of one percent (.50%) local sales and use tax within the City of Lucas, Texas, to continue providing revenue for maintenance and repair of municipal streets; and Proposition (B) the issuance of not to exceed \$19,190,000 of City of Lucas, Texas general obligation bonds for a fiber optic cable utility system to provide broadband internet service, and the levying of a tax in payment thereof; and

WHEREAS, the returns of said election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling place and for early voting, as canvassed and tabulated by this governing body as follows:

	EARLY ELECTION VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST
Proposition A: The reauthorization of the one-half of one percent (.50%) local sales and use tax within the City of Lucas, Texas, to continue providing revenue for maintenance and repair of municipal streets			
FOR	3,319	322 <i>(including Mail-In Ballots)</i>	3,641 <i>(82.77%)</i>
AGAINST	695	63 <i>(including Mail-In Ballots)</i>	758 <i>(17.23%)</i>

	EARLY ELECTION VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST
Proposition B: The issuance of not to exceed \$19,190,000 of City of Lucas, Texas general obligation bonds for a fiber optic cable utility system to provide broadband internet service, and the levying of a tax in payment thereof			
FOR	1,578	195 <i>(including Mail-In Ballots)</i>	1,773 39.84%
AGAINST	2,484	193 <i>(including Mail-In Ballots)</i>	2,677 60.16%

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LUCAS, TEXAS:

SECTION 1. That said election was duly called, that notice of said election was given in accordance with law, that said election was held in accordance with law, and that it is determined that Proposition A has passed by the majority of the qualified voters voting at said election and Proposition B has failed by the majority of the qualified voters voting in said election.

SECTION 2. That it is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located at City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

SECTION 3. If any part or parts of this Resolution are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts thereof and such remaining parts shall remain in full force and effect.

SECTION 4. That this Resolution shall become effective immediately from and after its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Lucas, Texas, on this the 11th day of November, 2020.

CITY OF LUCAS, TEXAS

ATTEST:

Jim Olk, Mayor

Stacy Henderson, City Secretary