



City of Lucas
City Council Meeting
December 17, 2020

City Hall Council Chambers
and by Video Conference Meeting
7:00 P.M.

City Hall, 665 Country Club Road, Lucas, Texas

MINUTES

Call to Order

City Councilmembers Present:

Mayor Jim Olk
Mayor Pro Tem Kathleen Peele
Councilmember Tim Johnson
Councilmember Tim Baney
Councilmember Steve Duke
Councilmember Debbie Fisher
Councilmember Phil Lawrence

City Staff Present:

City Manager Joni Clarke
City Secretary Stacy Henderson
City Attorney Joe Gorfida
City Attorney Courtney Morris
Development Services Director Joe Hilbourn

This meeting was conducted in person and by video conference.

Mayor Olk called the meeting to order at 7:00 p.m., determined that a quorum was present, and the Pledge of Allegiance was recited.

Citizen Input

1. Citizen Input

There was no citizen input at this meeting.

Community Interest

2. Items of Community Interest

Mayor Olk presented a Proclamation to Service Tree recipient David Rhoads and read a Proclamation for Craig Zale who could not be present at the meeting.

Mayor Olk discussed items of community interest.

Public Hearing Agenda

- 3. Continuation of a public hearing to consider adopting Ordinance 2020-12-00927 amending the City's Code of Ordinances, Chapter 14 Zoning, Article 14.04 Supplementary Regulations, by adding Division 12 Personal Broadband Antenna and Support Structures.**

Mayor Olk opened the public hearing at 7:11 pm.

The following individuals requested to speak during this item:

- Wayne Millsap, 318 McMillan, spoke against allowing a commercial use in a residential district and for towers to be located in more appropriate commercial locations.
- Tom Grisak spoke against having towers located in residential areas decreasing property values.
- Laura Giles, Lucas resident spoke in favor of the request.
- Mark Skaggs, Lucas resident, spoke in favor of the request.

Mayor Olk read the following emails into the record:

- Aubrey Stock asked if towers in residential areas were the best viable option for the City.
- Chad Swiere noted he was in favor of the request.
- Debra Gulickson had various questions regarding the request.

The public hearing was closed at 7:30 pm.

MOTION: A motion was made by Mayor Olk seconded by Mayor Pro Tem Peele to adopt Ordinance 2020-12-00927 amending the City's Code of Ordinances, Chapter 14 Zoning, Article 14.04 Supplementary Regulations, by adding Division 12 Personal Broadband Antenna and Support Structures with the following conditions:

- Private towers allowed by right
- Non-private towers allowed by right on HOA property
- Towers with micro-pops be allowed by right on private property
- A fall radius for the tower created that is equal to the height of the tower where it does not fall into buildable habitable space of an adjoining property.
- Providing a penalty of fine not to exceed the sum of \$2,000 for each offense.

The motion passed unanimously by a 7 to 0 vote.

Consent Agenda

4. Consent Agenda:

- A. Approval of the minutes of the December 3, 2020 City Council meeting.
- B. Approval of the Revocation Amendment between the City of Lucas and the Texas Emergency Services Retirement System (TESRS) terminating the pension system participation contract between the City of Lucas and TESRS effective December 31, 2020 and authorize the City Manager and Fire Chief to execute the Revocation Agreement.
- C. Approving Resolution R 2020-12-00509 suspending the CoServ January 23, 2021 effective date of the requested rate increase allowing time for the City to study the

request and to establish reasonable rates; approving cooperation with other cities in the CoServ service area; hiring legal and consulting services to negotiate with CoServ and direct any necessary litigation and appeals.

- D. Approving Resolution R 2020-12-00510 adopting a rate review schedule and rate review mechanism for Atmos Energy Corporation, Mid-Tex Division as a substitution for the annual interim rate adjustment process.

Mayor Olk asked to remove Agenda Item 4D from the Consent Agenda for further discussion.

MOTION: A motion was made by Mayor Olk, seconded by Councilmember Johnson to approve agenda Items 4A, 4B, and 4C on the Consent Agenda. The motion passed unanimously by a 7 to 0 vote.

Regular Agenda

- 4D. Approving Resolution R 2020-12-00510 adopting a rate review schedule and rate review mechanism for Atmos Energy Corporation, Mid-Tex Division as a substitution for the annual interim rate adjustment process.**

City Attorney Courtney Morris explained the review schedule and mechanism for Atmos Energy.

MOTION: A motion was made by Mayor Pro Tem Peele seconded by Councilmember Baney to approve Resolution R 2020-12-00510 adopting a rate review schedule and rate review mechanism for Atmos Energy Corporation, Mid-Tex Division as a substitution for the annual interim rate adjustment process. The motion passed unanimously by a 7 to 0 vote.

The City Council moved to Agenda Item No. 6 at this time and would move to Agenda Item No. 5 after Executive Session.

- 6. Discussion and consideration of amendment(s) to the Home Rule Charter as they relate to term limits for City Council, Boards and Commissions.**

The following individuals requested to speak on this item.

- Chris Koerner spoke in favor of implementing term limits for City Council and board member positions.
- Mark Skaggs, Lucas resident, spoke against having term limits.
- Chad Stock, spoke in favor of having term limits.

There was no support from the City Council to put this item on a future agenda and there was no further action taken on this item.

City Council took a short break at 10:15 pm and returned at 10:23 pm.

- 7. Discussion regarding COVID-19 prevention practices and testing alternatives.**

Councilmember Lawrence gave a presentation regarding the recent COVID-19 conference he attended citing practices in other countries, and requirements in place.

Councilmember Duke spoke regarding COVID-19 requirements in place and several videos were displayed during this discussion.

There was no action taken on this item.

Executive Session Agenda

8. **Executive Session: The City Council will convene into Executive Session as permitted under the Texas Government Code, Section 551.074, Personnel Matters, to discuss appointments to the Board of Adjustments.**

The City Council did not go into Executive Session at this meeting and requested it be placed on the January 7, 2021 City Council agenda.

9. **Reconvene from Executive Session and take any action necessary as a result of the Executive Session.**

The City Council did not go into Executive Session at this meeting.

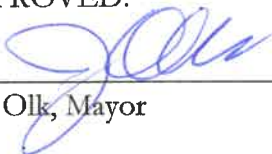
5. **Consider appointments to the Parks and Open Space Board and Board of Adjustments for two-year terms beginning January 2021 through December 31, 2022.**

The City Council requested this item be placed on the January 7, 2021 City Council meeting.

10. **Adjournment.**

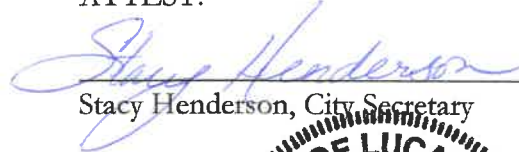
MOTION: A motion was made by Councilmember Johnson, seconded by Councilmember Baney to adjourn the meeting at 10:53 pm. The motion passed unanimously by a 7 to 0 vote.

APPROVED:



Jim Olk, Mayor

ATTEST:



Stacy Henderson, City Secretary

