



**MINUTES**  
**JANUARY 17, 2023**  
**LAVON CITY COUNCIL**  
**CITY HALL, 120 SCHOOL ROAD, LAVON, TEXAS**  
**REGULAR MEETING**  
**7:00 PM**

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ATTENDING: VICKI SANSON, MAYOR  
JOHN KELL, PLACE 1  
MIKE COOK, PLACE 2  
KAY WRIGHT, PLACE 3, MAYOR PRO TEM  
TED DILL, PLACE 4  
LINDSEY HEDGE, PLACE 5

1. **MAYOR SANSON CALLED THE MEETING TO ORDER AT 7:00 P.M. AND ANNOUNCED A QUORUM PRESENT.**

2. **MAYOR SANSON LED THE RECITATION OF THE PLEDGE OF ALLEGIANCE AND MS. WRIGHT DELIVERED THE INVOCATION.**

3. **PROCLAMATION AND PRESENTATION**

Mayor Sanson presented proclamations in honor of Martin Luther King Jr. Day, CISD School Board Recognition Month and the retirement of Bo Daffin, Chief Appraiser for the Collin Central Appraisal District (CCAD).

4. **ITEMS OF INTEREST/COMMUNICATIONS**

- CISD Education Foundation Fundraiser and Steak Dinner February 24, 2023.

5. **CITIZENS COMMENTS**

Travis Jacob, 366 Chase Creek requested speed limits be reduced and add speed limit signs be placed in the Lakepointe neighborhood. City Manager Kim Dobbs offered to follow up with Mr. Jacob.

6. **CONSENT AGENDA**

A. **Approve the minutes of the December 20, 2022, meeting.**

B. **Receive Quarterly Investment Report**

C. **Approve Resolution No. 2023-01-01 authorizing continued participation with the Steering Committee of Cities served by Oncor; and authorizing the payment of ten cents per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC.**

**MOTION: APPROVE THE CONSENT AGENDA.**

MOTION MADE: WRIGHT

SECONDED: HEDGE

APPROVED: UNANIMOUS

7. **ITEMS FOR CONSIDERATION**

A. **Discussion, and action Resolution No. 2023-01-02 designating Independent Financial as the City's depository for a period beginning January 18, 2023, and ending January 18, 2026, in compliance with the City's Investment Policy; and authorizing the city manager to act as the Executive Officer and authorized representative of the City in all matters pertaining to said contract agreement.**

Ms. Dobbs provided information regarding the RFQ for banking services and contract recommendation.

**MOTION: APPROVE RESOLUTION NO. 2023-01-02 DESIGNATING INDEPENDENT FINANCIAL AS THE CITY'S DEPOSITORY FOR A PERIOD BEGINNING JANUARY 18, 2023, AND ENDING JANUARY 18, 2026, IN COMPLIANCE WITH THE CITY'S INVESTMENT POLICY; AND AUTHORIZING THE CITY MANAGER TO ACT AS THE EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE OF THE CITY IN ALL MATTERS PERTAINING TO SAID CONTRACT AGREEMENT.**

MOTION MADE: KELL  
SECONDED: DILL  
APPROVED: UNANIMOUS

- B. Discussion, and action regarding Ordinance No. 2023-01-01 granting to Oncor Electric Delivery Company LLC, its successors and assigns, an electric power franchise to use the present and future streets, alleys, highways, public utility easements, public ways and public property of the City of Lavon, Texas, providing location, relocation, restoration, and abandonment provisions; providing for indemnification and insurance; providing for compensation; providing for audit of records; providing for default, remedies, and termination; providing for an effective date and a term of said franchise; providing for right of renegotiation; providing for written acceptance of this franchise; providing for severability; and providing for the repeal of all existing franchise ordinances to Oncor Electric Delivery Company LLC, its predecessors and assigns.**

Ms. Dobbs provided information regarding the franchise agreement and introduced Cindy Tayem to answer questions.

**MOTION: APPROVE ORDINANCE NO. 2023-01-01 GRANTING TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC POWER FRANCHISE TO USE THE PRESENT AND FUTURE STREETS, ALLEYS, HIGHWAYS, PUBLIC UTILITY EASEMENTS, PUBLIC WAYS AND PUBLIC PROPERTY OF THE CITY OF LAVON, TEXAS, PROVIDING LOCATION, RELOCATION, RESTORATION, AND ABANDONMENT PROVISIONS; PROVIDING FOR INDEMNIFICATION AND INSURANCE; PROVIDING FOR COMPENSATION; PROVIDING FOR AUDIT OF RECORDS; PROVIDING FOR DEFAULT, REMEDIES, AND TERMINATION; PROVIDING FOR AN EFFECTIVE DATE AND A TERM OF SAID FRANCHISE; PROVIDING FOR RIGHT OF RENEGOTIATION; PROVIDING FOR WRITTEN ACCEPTANCE OF THIS FRANCHISE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR THE REPEAL OF ALL EXISTING FRANCHISE ORDINANCES TO ONCOR ELECTRIC DELIVERY COMPANY LLC, ITS PREDECESSORS AND ASSIGNS.**

MOTION MADE: DILL  
SECONDED: COOK  
APPROVED: UNANIMOUS

- C. Discussion, and action regarding the scope of the project and the recommendation by Kimley-Horn for award of construction contract for Texas Department of Agriculture TxCDBG #CDV21-0092 Street Improvements.**

Ms. Dobbs provided information regarding the recommendation and introduced Casey McElroy and W. Travis Phemister, Kimley Horn who presented details regarding the project scope, bid process and award of the project.

**MOTION: AUTHORIZE THE AWARD OF A CONSTRUCTION CONTRACT TO G-ROD CONSTRUCTION FOR TEXAS DEPARTMENT OF AGRICULTURE TxCDBG #CDV21-0092 STREET IMPROVEMENTS IN THE AMOUNT NOT TO EXCEED \$538,187.00.**

MOTION MADE: WRIGHT  
SECONDED: HEDGE  
APPROVED: UNANIMOUS

- D. Discussion and action regarding Resolution No. 2023-01-03 approving and authorizing the Mayor to execute Change Order No. 1 to the construction contract with Rebcon, LLC for the City of Lavon Lake Road, Phase 1 Paving (CIP-16) construction project in an amount not to exceed \$100,000.00 for additional paving repairs on Lake Road.**

Ms. Dobbs and City Engineer Mark Hill provided information regarding the proposed change order to repair two places on Lake Road north of the project limits.

**MOTION: APPROVE RESOLUTION NO. 2023-01-03 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1 TO THE CONSTRUCTION CONTRACT WITH REBCON, LLC FOR THE CITY OF LAVON LAKE ROAD, PHASE 1 PAVING (CIP-16) CONSTRUCTION PROJECT IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR ADDITIONAL PAVING REPAIRS ON LAKE ROAD.**

MOTION MADE: WRIGHT  
SECONDED: COOK  
APPROVED: UNANIMOUS

- E. Discussion and action regarding Ordinance No. 2023-01-02 amending the provisions for sign variances by amending the City's Code of Ordinances Chapter 4, "Building Regulations," Article 4.05, "Signs," Section 4.05.006 "Variances"; providing for publication and an effective date; providing severability, repealer and savings clauses; and finding and determining that the meeting at which this ordinance is adopted to be open to the public as required by law.**

Ms. Dobbs provided information regarding the proposed ordinance.

**MOTION: APPROVE ORDINANCE NO. 2023-01-02 AMENDING THE PROVISIONS FOR SIGN VARIANCES BY AMENDING THE CITY'S CODE OF ORDINANCES CHAPTER 4, "BUILDING REGULATIONS," ARTICLE 4.05, "SIGNS," SECTION 4.05.006 "VARIANCES"; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE; PROVIDING SEVERABILITY, REPEALER AND SAVINGS CLAUSES; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

MOTION MADE: KELL  
SECONDED: DILL  
APPROVED: UNANIMOUS

- F. Discussion and action regarding Ordinance No. 2023-01-03 amending the fee schedule approved and adopted by Ordinance No. 2022-08-09 for the fiscal year October 1, 2022, through September 30, 2023, to add non-resident sanitary sewer utility rates; and providing an effective date.**

Ms. Dobbs provided information regarding the proposed non-resident sanitary sewer utility rates of 110% of the resident service rates.

**MOTION: APPROVE ORDINANCE NO. 2023-01-03 AMENDING THE FEE SCHEDULE APPROVED AND ADOPTED BY ORDINANCE NO. 2022-08-09 FOR THE FISCAL YEAR OCTOBER 1, 2022, THROUGH SEPTEMBER 30, 2023, TO ADD NON-RESIDENT SANITARY SEWER UTILITY RATES; AND PROVIDING AN EFFECTIVE DATE.**

MOTION MADE: WRIGHT  
SECONDED: COOK  
APPROVED: UNANIMOUS

- G. Discussion and action regarding Board and Commission appointments – Parks and Recreation Board and Board of Adjustment.**

**Ms. Hedge noted that when possible, she would like to resign her Parks and Recreation Board seat to allow the appointment of someone else to serve.**

**MOTION: APPOINT RACHEL BLAKEY, RACHEL DUMAS, JOHN FRANCO, KRISTIN MOORE, AND MINDI SERKLAND TO THE BOARD OF ADJUSTMENT AND JULIE FRANCO TO SEAT 3 OF THE PARKS AND RECREATION BOARD.**

MOTION MADE: WRIGHT  
SECONDED: DILL  
APPROVED: UNANIMOUS

**H. Discussion and action regarding the regulation of unattended donation containers.**

City Secretary Rae Norton presented information relating to issues associated with unattended donation bins. Council directed staff to research and bring back an ordinance to prohibit unattended donation boxes.

**I. Discussion and action regarding orders and regulations, programming, city facilities and operations related to COVID-19.**

**There was no discussion.**

**8. DEPARTMENT REPORTS**

- A. Police Services** – Police Chief Mike Jones provided reports, and referenced information provided in the meeting packet.
- B. Fire Services** – Fire Chief Danny Anthony referenced the reports in the meeting packet, noted there were 84 calls in the month of December and the FD finished 2022 with 705 calls.
- C. Public Works** – Ms. Norton provided a report on behalf of Director of Public Works David Carter that included general information regarding public works operations. Mr. Hill provided a status report on public works construction projects in progress.
- D. Administration** – Ms. Dobbs referenced reports in the meeting packet and provided information regarding the Building Permits; CWD Service; Collin County Tax Collection; Sales Tax; TxDOT Projects Report; finance report, and administration and staff reports. Ms. Dobbs and the Council congratulated Ms. Norton for her achievement of the Texas Municipal Clerks Association certification.

**9. EXECUTIVE SESSION**

The City Council did not convene into executive session.

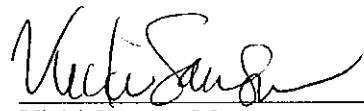
**10. RECONVENE INTO REGULAR SESSION**

**11. SET FUTURE MEETINGS AND AGENDA**

February 7, 2023- Regular Meeting

**12. MAYOR SANSON ADJOURNED THE CITY COUNCIL MEETING AT 8:06 P.M.**

**DULY PASSED and APPROVED** by the City Council of Lavon, Texas, on this 7<sup>th</sup> day of February 2023.

  
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Vicki Sanson, Mayor

**ATTEST:**

  
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Rae Norton, City Secretary

