



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

---

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 DELIVERED THE INVOCATION.**

**3. PROCLAMATION AND PRESENTATION**

Mayor Sanson presented proclamations in honor of Black History Month and Heart Health Month.

**4. ITEMS OF INTEREST/COMMUNICATIONS**

- CISD Education Foundation Fundraiser and Steak Dinner - February 24, 2023.
- Bunny Street Vendor Fair and Breakfast with the Bunny – April 1, 2023

**5. CITIZENS COMMENTS**

There were no citizen comments.

**6. CONSENT AGENDA**

- A. Approve the minutes of the January 17, 2023, meeting.**
- B. Approve Resolution No. 2023-02-01 approving and authorizing the Mayor to execute Change Order No. 1 to the construction contract with Summit Solutions Inc. for the City of Lavon North Lift Station (CIP-38) Construction Project in an amount of zero dollars (\$0) to clarify contract terms; and providing an effective date.**
- C. Approve Resolution No. 2023-02-02 designating authorized signatories for all Independent Financial depository accounts.**
- D. Approve Resolution No. 2023-02-03 approving and authorizing the Mayor to execute the construction contract for Texas Department of Agriculture TxCDBG #CDV21-0092 Street Improvements subject to final review and approval of the city attorney.**

**MOTION: APPROVE THE CONSENT AGENDA.**

MOTION MADE: KELL  
SECONDED: COOK  
APPROVED: UNANIMOUS

**7. ITEMS FOR CONSIDERATION**

- A. Discussion, and action Ordinance No. 2023-02-01 authorizing redemption of a portion of City of Lavon, Texas Special Assessment Revenue Bonds, Series 2019 (Lakepointe Public Improvement District Improvement Area #1 Project).**

Bond Counsel Cooper Anderson, McCall, Parker & Horton, LLP, provided details regarding the redemption of bonds.

**MOTION: APPROVE ORDINANCE NO. 2023-02-01 AUTHORIZING REDEMPTION OF A PORTION OF CITY OF LAVON, TEXAS SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2019 (LAKEPOINTE PUBLIC IMPROVEMENT DISTRICT IMPROVEMENT AREA #1 PROJECT).**

MOTION MADE: DILL  
SECONDED: WRIGHT  
APPROVED: UNANIMOUS

- B. Discussion, and action regarding the preliminary plat of the Hillstead parCHAUS Addition, consisting of 273 residential structures on a single lot on 35.201 acres of land, situated in the William Howard Survey, A-370, Tract 26 northwest of the intersection of CR 483 and CR 484, in the extraterritorial jurisdiction of the City of Lavon, Collin County, TX (CCAD Property ID 2832663), requested by Southland Consulting Engineers.**

City Manager Kim Dobbs provided information regarding the preliminary plat for the property located outside the city limits. Jorge Gonzalez, Southland Consulting Engineers, and Thomas Hill, Provident Realty, presented details regarding the proposed development. Ms. Dobbs provided a report from the Planning & Zoning Commission recommending approval.

**MOTION: APPROVE THE PRELIMINARY PLAT OF THE HILLSTEAD PARCHAUS ADDITION, CONSISTING OF 273 RESIDENTIAL STRUCTURES ON A SINGLE LOT ON 35.201 ACRES OF LAND, SITUATED IN THE WILLIAM HOWARD SURVEY, A-370, TRACT 26 NORTHWEST OF THE INTERSECTION OF CR 483 AND CR 484, IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LAVON, COLLIN COUNTY, TX. SUBJECT TO FINAL APPROVAL OF THE CIVIL PLANS AND CITY ENGINEER REQUIREMENTS**

MOTION MADE: WRIGHT  
SECONDED: HEDGE  
APPROVED: UNANIMOUS

- C. Public hearing, discussion, and action regarding a proposed amendment of Chapter 9 "Planning and Development Regulations," Article 9.02 "Subdivision Ordinance," Division 1 "General," Section 9.02.003 (g) (2) "Adequate Public Facilities," to reference Article 9.01 "General Provisions", Section 9.01.001 "Public Works Construction," and of Section 9.02.08 "Bonds and Insurance," (a) "Warranty Bond," to change the reference from general law to home rule municipality.**

**PRESENTATION of request.**

Ms. Dobbs provided information regarding the proposed amendment and a report from the Planning & Zoning Commission recommending approval.

**PUBLIC HEARING to receive comments regarding the request.**

Mayor Sanson opened the public hearing at 7:26 p.m. and invited comments for or against the proposed amendment. There being no comments, Mayor Sanson closed the public hearing at 7:26 p.m.

**Discussion and action regarding the proposed amendment.**

**MOTION: APPROVE ORDINANCE NO. 2023-02-02 AMENDING CHAPTER 9 "PLANNING AND DEVELOPMENT REGULATIONS," ARTICLE 9.02 "SUBDIVISION ORDINANCE," DIVISION 1 "GENERAL," SECTION 9.02.003 (G) (2) "ADEQUATE PUBLIC FACILITIES," TO REFERENCE ARTICLE 9.01 "GENERAL PROVISIONS", SECTION 9.01.001 "PUBLIC WORKS CONSTRUCTION," AND OF SECTION 9.02.08 "BONDS AND INSURANCE," (A)**

**“WARRANTY BOND,” TO CHANGE THE REFERENCE FROM GENERAL LAW TO HOME RULE MUNICIPALITY.**

MOTION MADE: WRIGHT  
SECONDED: KELL  
APPROVED: UNANIMOUS

- D. Public Hearing, discussion, and action regarding the need to continue, abolish, or modify the City of Lavon Juvenile Curfew Ordinance No. 2020-03-02 that established a curfew for minors and parental responsibility.**

Chief Jones provided a report regarding effects of the juvenile curfew ordinance noting that ten (10) warnings and eight (8) citations have been given since the 2020 ordinance had been approved. Ms. Dobbs noted that this was the first of two required public hearings to be held.

**PUBLIC HEARING to receive comments regarding the continuation of the juvenile curfew.**

Mayor Sanson opened the public hearing at 7:30 p.m. and invited comments for or against the proposed ordinance. Kamil Kell, 155 Cypress Grove, requested the times of the curfew, age of juvenile and types of offenses. Police Sergeant Vargas stated that the times are from 11p.m.-6a.m., the age is under 17 and that offenses could range from being at parks to loitering at businesses. There being no further comments, Mayor Sanson closed the public hearing at 7:34 p.m.

**Discussion and action regarding the proposed request.**

Council directed staff to schedule the second public hearing on February 21, 2023, with action on the item.

- E. Discussion and action regarding working with the Greater Texoma Utility Authority to seek funding through Texas Water Development Board programs for sanitary sewer system improvements.**

Ms. Dobbs and City Engineer Mark Hill provided information regarding the proposed activity.

**MOTION: AUTHORIZE THE STAFF TO WORK WITH THE GREATER TEXOMA UTILITY AUTHORITY TO SEEK FUNDING FOR WASTEWATER SYSTEM IMPROVEMENTS THROUGH TEXAS WATER DEVELOPMENT BOARD PROGRAMS.**

MOTION MADE: DILL  
SECONDED: WRIGHT  
APPROVED: UNANIMOUS

- F. Discussion regarding Ordinance No. 2023-02-03 amending Chapter 4 “Building Regulations” of the Code of Ordinances by adding Article 4.10 “Unattended Donation/Collection Boxes”; providing a penalty clause for each offense.**

Ms. Dobbs provided information regarding the proposed ordinance and the city attorney’s advice. Council directed staff to include the ordinance on the February 21, 2023 agenda for action.

- G. Discussion and action regarding Ordinance No. 2023-02-04 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 fees related to unattended donation boxes/collection boxes; and providing an effective date.**

Ms. Dobbs provided information regarding proposed amendment to the fee schedule.

**MOTION: APPROVE ORDINANCE NO. 2023-02-04 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 FEES RELATED TO UNATTENDED DONATION BOXES/COLLECTION BOXES; AND PROVIDING AN EFFECTIVE DATE.**

MOTION MADE: WRIGHT  
SECONDED: HEDGE

APPROVED: UNANIMOUS

- H. Discussion and action regarding Ordinance No. 2023-02-05 amending Article 11.02, “Operation of Vehicles,” Division 2, “Speed Limits,” Sec. 11.02.031, “Prima Facie Speed Limits; Posting of Signs,” Subsection (B), “Prima Facie Speed Limits” of the City’s Code of Ordinances reducing speed limits on residential roads to 25 miles per hour; establishing the maximum prima facie reasonable and prudent speed; providing for the incorporation of premises; providing a savings and repealer clause; providing a severability clause; providing a penalty clause; providing for publication and an effective date.

Ms. Dobbs and Police Chief Jones provided detailed information regarding state law provisions and the proposed ordinance.

**MOTION: APPROVE ORDINANCE NO. 2023-02-05 AMENDING ARTICLE 11.02, “OPERATION OF VEHICLES,” DIVISION 2, “SPEED LIMITS,” SEC. 11.02.031, “PRIMA FACIE SPEED LIMITS; POSTING OF SIGNS,” SUBSECTION (B), “PRIMA FACIE SPEED LIMITS” OF THE CITY’S CODE OF ORDINANCES REDUCING SPEED LIMITS ON RESIDENTIAL ROADS TO 25 MILES PER HOUR; ESTABLISHING THE MAXIMUM PRIMA FACIE REASONABLE AND PRUDENT SPEED; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING A SAVINGS AND REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

MOTION MADE: HEDGE  
SECONDED: KELL  
APPROVED: UNANIMOUS

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

**MOTION: APPOINT VICTORIA HARTMAN AND KAMIL KELL TO SEAT 1 AND SEAT 2 RESPECTIVELY OF THE PARKS AND RECREATION BOARD AND DAVID ROSENQUIST AND PERRY ELLIOTT TO ALTERNATE 1 AND ALTERNATE 2 RESPECTIVELY OF THE BOARD OF ADJUSTMENT.**

MOTION MADE: WRIGHT  
SECONDED: DILL  
APPROVED: 4-0  
FOR: COOK, WRIGHT, DILL, HEDGE  
ABSTAINING: KELL

- J. Discussion regarding the street naming update project involving Lake Road in the vicinity of the intersection with SH 78 and FM 6.

Ms. Dobbs provided information regarding the project and the City Council directed staff to work with Collin County addressing to obtain approval of the proposed name and limits.

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

There was no discussion.

- L. Discussion and action regarding Resolution No. 2023-02-04 approving and authorizing the Mayor to execute a Public Safety Agreement with the Elevon Municipal Utility District for the Elevon Addition, Section 1.

There was no action on this item.

## 8. EXECUTIVE SESSION

There was no executive session.

## 9. RECONVENE INTO REGULAR SESSION

**10. SET FUTURE MEETINGS AND AGENDA**

February 21, 2023- Regular Meeting to start at 6:30 pm

February 28, 2023 – Training-Planning and Zoning Commission and Board of Adjustment

March 7, 2023 – potential hold – Strategic Plan work session

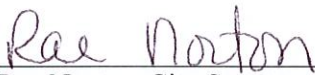
**12. MAYOR SANSON ADJOURNED THE CITY COUNCIL MEETING AT 8:19 P.M.**

**DULY PASSED and APPROVED** by the City Council of Lavon, Texas, on this 21<sup>st</sup> day of February 2023.



Vicki Sanson, Mayor

**ATTEST:**



Rae Norton, City Secretary

