

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, JANUARY 5, 2016 7:00 P. M.
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR ROBERT NELSON.

COUNCIL MEMBERS PRESENT: JEFF DAUGHERTY, CLYDE HARPER, GINGER SIMS, AND BRYAN SUMMERVILLE

COUNCIL MEMBERS ABSENT: BOB TARDIFF

MAYOR ROBERT NELSON SAID THE INVOCATION AND LED THE PLEDGE OF ALLEGIANCE.

F-1 PRESENTATION OF EMPLOYEE'S YEARS OF SERVICE PLAQUE. THE MAYOR PRESENTED YEARS OF SERVICE PLAQUES AND THANKED THE EMPLOYEE FOR THERE YEARS OF SERVICE TO THE CITY OF LINDALE. TOMMY TEW 5 YEAR PLAQUE, DOUGLAS STEVEN 5 YEAR PLAQUE, JAMES ALLUMS 10 YEAR PLAQUE, JAMES WILSON 15 YEAR PLAQUE, AND CARLOS FLORES 15 YEAR PLAQUE.

F-6 DISCUSSION AND POSSIBLE ACTION TO ADDRESS DRAINAGE ISSUES ON HENRY STREET, HERITAGE COURT, S MAIN AND OTHER AREAS THAT FLOODED IN THE LAST STORM. CITY MANAGER, CRAIG LINDHOLM, STATED THE CITY WAS INUNDATED WITH FLOODING CALLS DUE TO THE MASS AMOUNT OF RAIN IN SUCH A SHORT AMOUNT OF TIME. JOHNNY OWNER OF THE LINDALE STORAGE ADDRESSED THE COUNCIL REGARDING THE FLOODING AT HIS LOCATION STATING HIS BUSINESS IS IN A 911 STATE AT THIS POINT, STATING THE REDIRECTING OF WATER INTO THE DRAINAGE HAS CAUSED PROBLEMS AND ADDING TO THE PROBLEM THE CULVERTS HAVE SEPARATED AND NEED TO BE REPAIRED OR REMOVED COMPLETELY SO THE STORM WATER CAN FLOW FREELY THROUGH THE CULVERTS. HE STATED THE PROBLEM NEEDS TO BE ADDRESSED IN ORDER TO PROTECT LINDALE STORAGE AND THE GENERAL PUBLIC AND THE CITY SHOULD ASSUME THE RESPONSIBILITY OF REPAIRING AND/OR MAINTAINING THE STORM DRAINAGE PROBLEM. COMMUNITY DEVELOPMENT DIRECTOR STEVEN LLOYD STATED HE HAS SPENT TIME WITH THE SCHOOL REGARDING THE REDIRECTING OF THE SCHOOL WATER AND IS WORKING ON THE PROBLEM. JEFF DAUGHERTY ADDRESSED THAT THE CULVERTS IN QUESTION WERE NOT CITY CULVERTS AND ARE IN FACT ON PRIVATE PROPERTY INSTALLED BY THE OWNER OF THE PROPERTIES. HE ASKED IF THE CITY HAD ANY EASEMENTS IN THE AREA. TOMMY TEW, WATER DEPARTMENT ASSISTANT DIRECTOR STATED WE DO HAVE A SEWER EASEMENT FOR OUR SEWER LINE IN THE AREA. CRAIG STATED A STUDY NEEDED TO BE DONE IN ORDER TO ADDRESS HOW THE SITUATION CAN BE HANDLED. THE OWNERS OF THE PROPERTY HAD BEEN CONTACTED REGARDING FIXING THE CULVERTS BUT THEY HAD NOT BEEN FIXED AS OF TODAY. JEFF DAUGHERTY STATED THE CITY CAN CLEAN UP THE CITY EASEMENT. MAYOR NELSON ASKED WHAT OTHER AREAS HAD FLOODING. CRAIG STATED HENRY STREET, HERITAGE COURT, AND HELEN STREET. CLYDE HARPER MADE A MOTION TO ENGAGE ENGINEERING SERVICES TO ASSESS THE DRAINAGE PROBLEM AND FOR THE CITY CREWS TO CLEAN UP THE EASEMENT AREA. SECOND BY JEFF DAUGHERTY. ALL VOTED IN FAVOR.

F-2 DISCUSSION AND UPDATE REGARDING TORNADO DISASTER AND ALL RELATED ITEMS TO THE EVENT. CHIEF OF POLICE, DAN SOMES, UPDATED ON THE TORNADO: CLOSING OF THE STREET IMMEDIATELY AFTER THE TORNADO HIT, COMMAND CENTER SET UP, VOLUNTEERS, WHAT WORKED, WHAT NEEDS IMPROVEMENT, COST LOSS ESTIMATES, COST ESTIMATES ON EMPLOYEE AND MAN HOURS, HOW THE CITY CAME TOGETHER. MAYOR NELSON GAVE HIS THANKS TO ALL THE EMERGENCY RESPONDERS AND HOW QUICKLY THEY HANDLED THE SITUATION.

F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE PURCHASE OF A 4 WHEEL DRIVE POLICE VEHICLE OUT OF GENERAL CAPITAL FUND FOR \$37,380 PLUS EQUIPMENT. CLYDE HARPER MADE A MOTION TO PURCHASE A 4 WHEEL DRIVE POLICE VEHICLE TO BE PAID OUT OF GENERAL CAPITAL FUNDS FOR \$37,380 PLUS THE COST OF EQUIPMENT. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-4 DISCUSSION AND POSSIBLE ACTION REGARDING OPEN CARRY OF FIREARMS LAWS AND REGULATIONS. CHIEF OF POLICE, DAN SOMES, STATED THE REGULATION FOR POSTING OF OPEN CARRY OF FIRE ARMS. JEFF DAUGHERTY MADE A MOTION TO POST REMOVABLE SIGNS AT COUNCIL MEETING AND COURT. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-5 DISCUSSION AND POSSIBLE ACTION REGARDING CHAMPAGNE HOUSE AND POSSIBLE EMINENT DOMAIN ACTION. CRAIG LINDHOLM, CITY MANGER, STATED HE HAD BEEN UNABLE TO ACQUIRE AN EASEMENT AS REQUIRED FOR THE DEVELOPMENT AGREEMENT. JEFF DAUGHERTY STATED HE WOULD NOT BE FOR USING EMINENT DOMAIN AND STATED HE FELT IT NEEDED TO BE APPROACHED IN A DIFFERENT MANNER. CLYDE HARPER MADE A MOTION FOR JEFF DAUGHERTY AND BRYAN SUMMERVILLE TO WORK WITH THE PROPERTY OWNERS TO TRY AND COME TO A TERMS WITH THEM ON A RIGHT OF WAY FOR THE DEVELOPMENT.

SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-7 PROJECT UPDATE ON THE DOWNTOWN SIDE WALK GRANT PROJECT. CITY MANAGER, CRAIG LINDHOLM, STATED BIDS HAD BEEN SENT OUT FOR THE DOWNTOWN SIDEWALKS. THE BID OPENING IS SCHEDULED FOR JANUARY 25, 2016 AND WILL COME TO CITY COUNCIL ON FEBRUARY 2, 2016. NO ACTION.

F-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE ADAMS ENGINEERING FINAL DESIGN ON THE DOWNTOWN SIDEWALKS. BRYAN SUMMERVILLE STATED HE DID NOT FEEL THAT THE DRAWING HE HAD RECEIVED SHOWED ENOUGH INFORMATION. GINGER SIMS MADE A MOTION TO APPROVE ADAMS ENGINEERING FINAL DESIGN FOR THE DOWNTOWN SIDEWALKS. SECOND BY CLYDE HARPER. JEFF DAUGHERTY, CLYDE HARPER AND GINGER SIMS VOTED FOR BRYAN SUMMERVILLE VOTED AGAINST. MOTION PASSED.

F-9 DISCUSSION AND POSSIBLE ACTION TO AMEND PROFESSIONAL SERVICE AGREEMENT ADDENDUM WITH AKINS NORTH AMERICA, INC. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE AMEND PROFESSIONAL SERVICE AGREEMENT ADDENDUM WITH AKINS NORTH AMERICA, INC. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

F-10 DISCUSSION AND ACTION TO APPROVE CONTRACT BETWEEN THE CITY OF LINDALE, LINDALE INDEPENDENT SCHOOL DISTRICT, AND SMITH COUNTY, TEXAS FOR CONDUCTING ELECTION ON MAY 7, 2016. JEFF DAUGHERTY MADE A MOTION TO APPROVE CONTRACT BETWEEN THE CITY OF LINDALE, LINDALE INDEPENDENT SCHOOL DISTRICT, AND SMITH COUNTY, TEXAS FOR CONDUCTING 2016 ELECTION. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE COUNCILMEN BOB TARDIFF ABSENCE ON JANUARY 5, 2016 AS AN EXCUSED ABSENCE. JEFF DAUGHERTY MADE A MOTION BOB TARDIFF ABSENCE ON JANUARY 5, 2016 BE AN EXCUSED ABSENCE. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-12 DISCUSSION AND POSSIBLE ACTION TO APPROVE COUNCILMEN CLYDE HARPER ABSENCE ON JANUARY 5, 2016 AS AN EXCUSED ABSENCE. CLYDE HARPER WAS ABLE TO MAKE THE MEETING. NO ACTION.

F-13 CITIZEN TALK TIME: (TIME LIMIT 5 MINUTES. NO DISCUSSION BUT MAY BE PLACED ON FUTURE AGENDA FOR DISCUSSION OR ACTION).

G DISCUSSION ITEMS ONLY NO ACTION

1. UPDATE ON TOURISM AND EVENTS: TOURIST DIRECTOR, SEONG MACLAREN UPDATED COUNCIL ON THE CHRISTMAS EVENT AND STATED AT THIS TIME NO OTHER EVENTS ARE SCHEDULED.

H REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY) BILL ANDREASON UPDATED ON THE DOWNTOWN PROJECT; CRAIG LINDHOLM, CITY MANAGER UPDATED ON SUDDENLINK RATE INCREASE AND RAY PERRYMAN EVENT.

I ADJOURNMENT: MEETING ADJOURNED AT 9:38 P.M.


CAROLYN CALDWELL, CITY SECRETARY


ROBERT NELSON, MAYOR