

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, AUGUST 2, 2016, 6:00 P. M.
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY.

COUNCIL MEMBERS PRESENT: RICK THELEN, CLYDE HARPER, GINGER SIMS, BOB TARDIFF AND BRYAN SUMMERVILLE.

CLYDE HARPER SAID THE INVOCATION AND MAYOR JEFF DAUGHERTY LED THE PLEDGE OF ALLEGIANCE.

F-1 DISCUSSION AND POSSIBLE TO APPROVE \$15,500 FOR FENCING AROUND WATER TOWER AND WELL #8. ITEM TABLED.

H. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT-CONSULTATION WITH ATTORNEY UNDER SECTION 551.071 (2) OF THE TEXAS GOVERNMENT CODE – TO RECEIVE ADVICE ON LEGAL MATTERS NOT RELATED TO LITIGATION OR THE SETTLEMENT OF LITIGATION. COUNCIL ENETERED INTO EXECUTIVE SESSION AT 6:07 P.M.; COUNCIL ENTERED BACK INTO OPEN SESSION AT 6:32 P.M.

I EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT – DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS UNDER SECTION 551.087(1) AND (2) OF THE TEXAS GOVERNMENT CODE CONCERNING THE DOWNTOWN DEVELOPMENT. COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:33 P.M.; COUNCIL ENTERED BACK INTO OPEN SESSION AT 6:45 P.M.

J DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE SESSION. BOB TARDIFF MADE A MOTION TO APPROVE CONTRACTUAL INDEMNIFICATION AGREEMENT BETWEEN THE CITY OF LINDALE AND LINDALE CBC, LLC AND CITY OF LINDDALE AND ANDREASON DEVELOPMENT CORPORATION. . SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-2 DISCUSSION ONLY REGARDING SIGN LOCATED IN FRONT OF BROOKSHIRE'S. MR. HOBBS ADDRESSED COUNCIL ON ERECTING AN ELECTRIC SIGN AND MESSAGE BOARD IN FRONT OF BROOKSHIRE'S. HE WANTS HIS CAR WASH SIGN ON TOP OF THE ELECTRIC SIGN AND WILL HAVE ROSES AND PLANTS AROUND THE BASE OF THE SIGN. THE LOCATION IS ON PROPERTY HE DOES NOT OWN. JEFF DAUGHERTY STATED THE COUNCIL CAN NOT TAKE ACTION. HE WILL HAVE TO GET IT APPROVED THROUGH PLANNING AND ZONING AND MAY NEED TO GO TO BOARD OF ADJUSTMENTS. IT IS CON SIDERED OFF PREMISE SIGNAGE.

F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE LANDSCAPING CHANGES FOR CITY HALL. CAROLYN CALDWELL, ACTING CITY MANAGER. CAROLYN CALDWELL, ACTING CITY MANAGER STATED THE FLOWER BEDS AT CITY HALL ARE IN BAD SHAPE AND THE ROSE BUSHES ARE DYING OFF. SHE WOULD LIKE INPUT ON PLANTS FOR THEIR REPLACEMENT. COUNCIL WOULD LIKE TO SEE BEDS WITH A VARIETY OF PLANTINGS AND SEASONAL FLOWERS. A SUGGESTION TO CONTACT MASTER GARNDRS ASSOCIATION TO SEE IF THEY WILL COME OUT TO EVALUATE AND TAKE OUR BEDS AS A PROJECT FOR THEIR CERTIFICATIONS. NO ACTION TAKEN.

F-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE SMITH COUNTY 911 2016-2017 BUDGET. CAROLYN CALDWELL, ACTING CITY MANAGER. CAROLYN CALDWELL, ACTING CITY MANAGER STATED THE SMITH COUNTY 911 BUDGET FOR 2016-2017 REQUIRES COUNCIL ACTION. GINGER SIMS MADE A MOTION TO APPROVE SMITH COUNTY 911 2016-2017 BUDGET. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE REPUBLIC SERVICES, INC. NOTIFICATION OF 2% INCREASE IN SOLID WASTE COLLECTION & DISPOSAL WITH CITY OF LINDALE. GENE KENNON, MANAGER GOVERNMENT AFFAIRS REPUBLIC SERVICES SPOKE TO COUNCIL REGARDING THE INCREASE. HE STATED THE INCREASE IS APPROXIMATELY \$0.20 PER RESIDENTIAL CUSTOMER. THE INCREASE ADJUSTMENT WILL NOT BE EFFECTIVE UNTIL OCTOBER 1, 2016. CAROLYN CALDWELL STATED THE CITY OF LINDALE WILL NEED TO UPDATE AND PASS ORDINANCE AT NEXT COUNCIL MEETING. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE REPUBLIC SERVICES, INC. 2% INCREASE PER CONTRACT. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

F-7 UPDATE ON TOURISM UPCOMING EVENTS. SEONG MACLAREN, TOURISM DIRECTOR. SEONG MACLAREN, TOURISM DIRECTOR UPDATED COUNCIL ON PINK PISTOL OPENING ON AUGUST 5, 2016. RIBBON CUTTING WILL BE HELD ON MONDAY, AUGUST 8, 2016 AT 10:00 A.M. LOVE AND WAR OF TEXAS WILL OPEN IN OCTOBER, 2016 ONE WEEK PRIOR TO COUNTRY FEST. THERE WILL BE A JOINT GRAND OPENING HELD OCTOBER 21-22, 2016 FOR LOVE AND WAR OF TEXAS AND PINK PISTOL. THE THEME IS 'PAINT THE TOWN PINK' AND CHARLIE ROBINSON WILL BE OPENING AT LOVE AND WAR OF TEXAS. CHARLIE ROBINSON WAS THE FIRST ARTIST TO GIVE MIRANDA LAMBER HER CHANCE TO OPEN FOR HIM. THE HOME GAME FRIDAY EVENING FOR 'PINK-OUT' IS WITH CORSICANA AND STAN SURRATT WILL SPEAK WITH CHEERLEADERS, TEAMS AND DRILL TEAM TO POSSIBLE HAVE A FOOTBALL TOSS WITH A PINK FOOTBALL. TYE PHELPS OF LOVE AND WAR OF TEXAS PLANS TO DO THE POST PARTY AT THE CANNERY SATURDAY EVENING. COLLIN STREET BAKERY WILL PROVIDE THEIR FAMOUS CHERRY ICE BOX COOKIES FOR ALL. SEONG MACLAREN AND CAROLYN CALDWELL HAVE A MEETING SET UP WITH KATHY FROM TEXAS ROSE HORSE PARK TO DISCUSS THEIR INVOLVMENT. IT HAS BEEN DISCUSSED TO POSSIBLY DYE A WHITE HORSE PINK WITH KOOLAIDE AND GIVE FREE CARRIAGE RIDES DURING THE FESTIVITIES. A CHILI COOKOFF WILL BE HELD. DANCE ROUTINES, BOUNCE HOUSES AND MEDIA COVERAGE AS WELL.

F-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE BILLBOARD ON 849 HWY AND 120. SEONG MACLAREN, TOURISM DIRECTOR. SEONG MACLAREN, TOURISM DIRECTOR STATED THE BILLBOARD SIGN ON HWY 849 HAS NOT BEEN CHANGED OUT BECAUSE THEY HAVE BEEN WAITING FOR THE LAMBERTS TO APPROVE THE USE OF MIRANDA ON THE SIGN. SEONG SPOKE WITH SCOTT JOSLOVE, PRESIDENT AND CEO OF TEXAS HOTEL & LODGING ASSOCIATION REGARDING THE USE OF HOTEL OCCUPANCY TAX REVENUE TO PAY FOR SIGNAGE DIRECTING TOURISTS. HE STATED WE CAN USE OUR BILLBOARD AS A DIRECTIONAL SIGN AND THE CURRENT SIGN DOES QUALIFY FOR HOTEL/MOTEL FUNDS. NO ACTION.

F-10 CITIZEN TALK TIME: (TIME LIMIT 5 MINUTES. NO DISCUSSION BUT MAY BE PLACED ON FUTURE AGENDA FOR DISCUSSION OR ACTION). GENE KENNON STATED ON AUGUST 16, 2016, MISS TEXAS WILL BE ATTENDING ROTARY AT 12:00 P.M. AT KINZIE BUILDING AND 12:30 P.M. AT POOL PARK FOR THOSE INTERESTED IN ATTENDING.

K. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT - DELIBERATION REGARDING PERSONNEL MATTERS UNDER SECTION 551.074 OF THE TEXAS GOVERNMENT. ITEM TABLED.

G. WORKSHOP TO DISCUSS 2016-2017 BUDGET. CAROLYN CALDWELL, ACTING CITY MANAGER. ITEMS DISCUSSED: NEW TAX RATE .472219 ESTABLISHED AND PUBLIC HEARINGS TO BE SET WITHIN A FEW WEEKS. GENERAL FUND BALANCE TO BE DISTRIBUTED FOR NEW HIRE IN DEPARTMENT (06) PUBLIC WORKS AND ADDITIONAL FUNDS SET FORTH FOR NEW EQUIPMENT AND PARKING LOT IMPROVEMENTS AT BOTH FAULKNER & POOL PARK.

G-1 DISCUSSION AND POSSIBLE ACTION REGARDING BUDGET SETTING PROPOSED TAX RATE AND SCHEDULING PUBLIC HEARINGS. CAROLYN CALDWELL, ACTING CITY MANAGER STATED THE NEW TAX RATE .472219 MUST HAVE PUBLIC HEARINGS. COUNCIL AGREED TO THE FOLLOWING DATES: AUGUST 23, 2016 6:00 P.M. FOR THE FIRST PUBLIC HEARING, SEPTEMBER 6, 2016 AT 6:00 P.M. FOR THE SECOND PUBLIC HEARING AND SEPTEMBER 20, 2016 TO SET THE NEW TAX RATE. COUNCIL VOTED AS FOLLOWS: GINGER SIMS, YES. CLYDE HARPER, YES, RICK THELEN, YES, BOB TARDIFF, YES AND BRYAN SUMMERVILLE, YES. MOTION AND SECOND RECORD VOTE.

MAYOR JEFF DAUGHERTY ORDERED A 10 MINUTE BREAK BEGINNING AT 7:44 P.M. COUNCIL ENTERED BACK INTO OPEN SESSION AT 8:00 P.M.

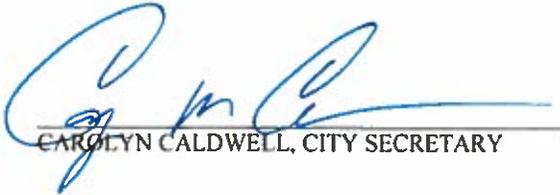
F-6 DISCUSSION AND POSSIBLE ACTION TO AMEND ORDINANCE 15-2013 INTERNATIONAL PROPERTY MAINTENANCE. GLEN PATRICK, CITY ATTORNEY ADDRESSED COUNCIL REGARDING THE ADOPTION OF SUBSTANDARD BUILDING CODE FOR THE CITY OF LINDALE. IT WAS ADOPTED TO ESTABLISH PROCEDURES OF STATE LAW REGARDING SUBSTANDARD BUILDINGS WITHIN CITY LIMITS. THE INTERNATIONAL PROPERTY MAINTENANCE IS NOT TAILORED FOR THE STATE OF TEXAS NOR THE CITY OF LINDALE. GLEN HAS AMENDED THE ORDINANCE 15-2013 AND TAILORED TO OUR JURISDICTION. BOB TARDIFF MADE A MOTION TO APPROVE ORDINANCE 08-2016 AMENDING ORDINANCE 15-2013. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

F-9 DISCUSSION AND POSSIBLE ACTION TO APPROVE ACCEPTANCE OF DEED FOR STREETS AND PARKING FROM LINDALE CBC, LLC. GLEN PATRICK, CITY ATTORNEY STATED A PARAGRAPH HAS BEEN

ADDED TO ADDRESS THE PARKING LOT REMAINING PARKING LOTS AND WOULD REQUIRE COUNCIL APPROVAL. GINGER SIMS MADE A MOTION TO APPROVE EXCEPTING DEED OF STREETS AND PARKING LOT IN THE DOWNTOWN CANNERY. GINGER SIMS MADE A MOTION TO APPROVE ACCEPTANCE OF DEED FOR STREETS AND PARKING FROM LINDALE CBC, LLC. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

L. REPORTS: CITY COUNCIL, CITY MANAGER, CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY). NONE

M. ADJOURNMENT: MEETING ADJOURNED AT 8:12 P.M.



CAROLYN CALDWELL, CITY SECRETARY



JEFF DAUGHERTY, MAYOR

