

REGULAR MEETING  
LINDALE CITY COUNCIL  
TUESDAY FEBRUARY 1, 2022  
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY

COUNCIL MEMBERS PRESENT YVETTE MARTIN, GINGER SIMS, BOB TARDIFF AND BRYAN SUMMERVILLE.

ABSENT RICK THELEN

JUDGE COWART SAID THE INVOCATION AND MAYOR DAUGHERTY LED THE PLEDGE OF ALLEGIANCE.

**F-1 DISCUSSION AND ACTION TO CALL AND ORDER THE MUNICIPAL ELECTION MAY 7, 2022, TO ELECT POSITIONS OF COUNCIL PLACE 4, AND COUNCIL PLACE 5.** GINGER SIMS MADE A MOTION TO CALL AND APPROVE THE ORDER OF MUNICIPAL ELECTION FOR MAY 7, 2022, TO ELECT THE POSITIONS OF CITY COUNCIL PLACE 4 AND CITY COUNCIL PLACE 5. SECONDED BY BOB TARDIFF. ALL VOTED IN FAVOR.

**F-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE A TEMPORARY ACCESS ROAD AGREEMENT WITH GULF SOUTH PIPELINE IN ORDER TO CROSS THE NORTHWEST CORNER OF THE CITY CEMETERY PROPERTY AND THE ADJACENT LOT, LOCATED 702 W SOUTH ST. AKA (LINDALE CEMETERY RD.) / CR 467. THE PURPOSE BEING TO ALLOW UTILITY COMPANY ACCESS FOR WORK IN ASSOCIATION WITH THE TXDOT HIGHWAY-16 WIDENING PROJECT.** STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED GULF SOUTH PIPELINE HAS REQUESTED TEMPORARY ACCESS TO CITY CEMETERY PROPERTY WHILE DOING WORK ON HWY 16. BOB TARDIFF MADE A MOTION TO APPROVE AS PROPOSED A TEMPORARY ACCESS AGREEMENT WITH GULF SOUTH PIPELINE. SECONDED BY GINGER SIMS. ALL VOTED IN FAVOR.

**F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE CHAMBER OF COMMERCE LEASE ON THE KINZIE HOUSE.** SHELBIE GLOVER, CHAMBER OF COMMERCE PRESIDENT, ADDRESSED COUNCIL REQUESTING FOR A LONGER LEASE ON THE KINZIE HOUSE. DUE TO THE COST OF THE DIGITAL SIGN THE CHAMBER IS PURCHASING. THEY ARE ASKING FOR A LONGER LEASE OF 5 YEARS. CAROLYN CALDWELL, CITY MANAGER, RECOMMENDS A 5 YEAR LEASE. GINGER SIMS MADE A MOTION TO APPROVE THE FOURTH ADDENDUM TO THE LINDALE CHAMBER OF COMMERCE KINZIE HOUSE LEASE AGREEMENT DATED JUNE 30, 2011. SECONDED BY YVETTE MARTIN. ALL VOTED IN FAVOR.

**F-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE A DIGITAL SIGN FOR THE CHAMBER OF COMMERCE TO BE LOCATED AT THE KINZIE HOUSE, ALL COST RELATED TO SIGN TO BE PAID BY CHAMBER OF COMMERCE.** SHELBIE GLOVER PRESENTED A DRAFT DESIGN OF THE DIGITAL SIGN FOR THE CHAMBER. THEY DO NOT HAVE A FINAL VERSION YET. THEY ARE STILL WORKING ON BRICK COLOR TO TRY AND MATCH COLOR OF BUILDING. BOB TARDIFF MADE A MOTION TO APPROVE DIGITAL SIGN FOR THE CHAMBER OF COMMERCE, AND ALL COST RELATED TO SIGN BE PAID BY CHAMBER OF COMMERCE. SECONDED BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

**F-5 DISCUSSION AND POSSIBLE ACTION FOR LOWERING 8-INCH WATER MAIN LOCATED ON WOOD SPRINGS ROAD.** REA BOUDREAUX, BRANNON ENGINEERING UPDATED COUNCIL ON WOOD SPRINGS PAVING AND DRAINAGE IMPROVEMENTS, AND THE COST OF RELOCATING THE WATERLINES WITH PRICE OPTIONS OF CONTRACTORS OR CITY FORCES RELOCATING THE WATER LINES. KYLE MCCOY, WATER DIRECTOR, ADDRESSED COUNCIL ABOUT HAVING CITY CREW DO THE WORK OF LOWERING LINES. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE THE CITY LOWERING WATERLINES. SECONDED BY BOB TARDIFF. ALL VOTED IN FAVOR.

**F-6 DISCUSSION AND POSSIBLE ACTION TO APPROVE \$7,600 EXPENDITURE FOR FENCING AT DARDEN PARK.** DAVID CRAFT, FINANCIAL DIRECTOR, ADDRESSED COUNCIL WITH ISSUES AT DARDEN HARVEST PARK WITH DISC GOLF HOLE NUMBER 1 THAT GOES PARALLEL TO PRIVATE PROPERTY WHERE SEVERAL DONKEYS ARE KEPT IN PASTURE. DISC GOLFERS ARE HAVING THEIR DISC GO OVER PROPERTY OWNERS FENCE AND INTO HIS PASTURE. THE OWNER HAS HAD MANY TIMES WHERE PEOPLE KNOCK ON HIS DOOR FOR PERMISSION TO GO GET THE DISC AND OTHER TIMES, HE HAS SEEN SEVERAL PLAYERS GO OPEN HIS GATE AND GO IN THE PASTURE TO RETRIEVE THEIR DISC. HE IS CONCERNED THAT SOMEONE WILL LEAVE THE GATE OPEN OR GET INJURED WHILE ON HIS PROPERTY. THE CITY HAS RECEIVED AN ESTIMATE OF \$7,600 FOR 200 FEET OF 12 FOOT BLACK CHAIN FENCE THAT WOULD GO FROM THE TEE BOX

TO THE FIRST TREE LINE BASKET. YVETTE MARTIN MADE A MOTION TO APPROVE EXPENDITURE OF \$7,600 FOR FENCING AT DARDEN PARK. SECONDED BY GINGER SIMS. BOB TARDIFF VOTED FOR. YVETTE MARTIN FOR. BRYAN SUMMERVILLE ABSTAINED FROM VOTE. MOTION PASSED.

**F-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE EMERGENCY EXPENDITURE OF \$6,305.00 FOR AIR CONDITIONER IN POLICE DISPATCH.** GINGER SIMS MADE A MOTION TO APPROVE EMERGENCY EXPENDITURE OF \$6,305 FOR AIR CONDITIONER IN POLICE DISPATCH. SECONDED BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

**F-8 DISCUSSION AND POSSIBLE ACTION TO APPOINT A MEMBER TO THE PARKS BOARD.** CAROLYN CALDWELL, CITY MANAGER STATED RACHEL JOHNSON RESIGNED FROM THE PARKS BOARD BECAUSE SHE WAS PLANNING ON MOVING OUT OF THE AREA, BUT HER PLANS CHANGED AND SHE WOULD LIKE TO BE BACK ON THE PARKS BOARD. BOB TARDIFF MADE A MOTION TO RE-APPOINT RACHEL JOHNSON TO THE PARKS BOARD. SECONDED BY YVETTE MARTIN. ALL VOTED IN FAVOR.

**F-9 DISCUSSION AND POSSIBLE ACTION TO APPROVE MAYOR DAUGHERTY ABSENCE FROM THE JANUARY 18, 2022, REGULAR COUNCIL MEETING AS AN EXCUSED ABSENCE.** BOB TARDIFF MADE A MOTION TO APPROVE MAYOR DAUGHERTY ABSENCE FROM THE JANUARY 18, 2022, REGULAR COUNCIL MEETING AS AN EXCUSED ABSENCE. SECONDED BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

**F-10 DISCUSSION AND POSSIBLE ACTION TO APPROVE COUNCILMAN RICK THELEN ABSENCE FROM FEBRUARY 1, 2022, REGULAR COUNCIL MEETING AS AN EXCUSED ABSENCE.** BRYAN SUMMERVILLE MADE A MOTION TO APPROVE COUNCILMAN RICK THELEN ABSENCE FROM THE FEBRUARY 1, 2022, REGULAR COUNCIL MEETING AS AN EXCUSED ABSENCE. SECONDED BY BOB TARDIFF. ALL VOTED IN FAVOR.

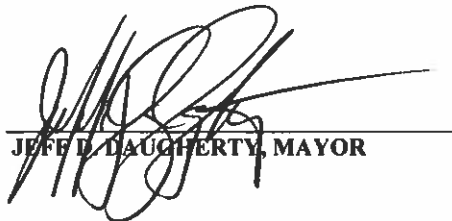
**F-11 CITIZEN TALK TIME.** PAUL FANCHER ADDRESSED COUNCIL HE IS AGAINST ABORTION AND KNOWS THE COUNCIL IS TOO. HE WOULD LIKE TO APOLOGIZE TO COUNCIL, CITY ATTORNEY, AND CITY STAFF FOR ALL THE PROBLEMS IT HAS CAUSED. HE BELIEVES IN THE CAUSE IN MAKING LINDALE A SANCTUARY CITY. WHEN HE JOINED UP WITH SOMEONE IN THE CAUSE HE WAS MISLEAD AND IS NOT FOR THE ORDINANCE THAT IS BEING PUT FORTH.

**F-12 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY).** KYLE MCCOY STATED THEIR DEPARTMENT IS PLANNING FOR THE UPCOMING BAD WEATHER.

**G. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT CONSULTATION WITH ATTORNEY UNDER SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO RECEIVE ADVICE ON LEGAL MATTERS NOT RELATED TO LITIGATION OR THE SETTLEMENT OF LITIGATION.** COUNCIL ENTERED INTO EXECUTIVE SESSION 6:38 P.M. COUNCIL ENTERED BACK INTO REGULAR SESSION AT 7:02 P.M.

**H. ADJOURNMENT. 7:03 P.M.**

  
MICHELLE WIESE, CITY SECRETARY

  
JEFF D. DAUGHERTY, MAYOR