

REGULAR MEETING- TELECONFERENCE
LINDALE CITY COUNCIL
TUESDAY, FEBRUARY 16, 2021 6:00 P. M.
CITY HALL, 105 BALLARD DR.

DUE TO THE CURRENT CORONAVIRUS COVID-19 PUBLIC HEALTH EMERGENCY A TEMPORARY SUSPENSION OF THE OPEN MEETING ACTS TO ALLOW TELEPHONE OR VIDEOCONFERENCING PUBLIC MEETINGS HAS BEEN GRANTED BY GOVERNOR GREG ABBOTT. A TELECONFERENCE MEETING OF THE LINDALE CITY COUNCIL WAS CONDUCTED INSTEAD OF MEETING PROVIDING A PHYSICAL ACCESS TO THE PUBLIC. MEMBERS OF THE PUBLIC WERE ALLOWED TO PARTICIPATE BY JOINING A MEETING LIVE OR BY CALLING TO LISTEN LIVE.

MAYOR JEFF DAUGHERTY CALLED THE MEETING TO ORDER AT 6:00 P.M. HAVING ESTABLISHED A QUORUM.

COUNCIL MEMBERS PRESENT VIA TELEPHONE CONFERENCE: RICK THELEN, YVETTE MARTIN, GINGER SIMS, BOB TARDIFF AND BRYAN SUMMERVILLE.

OTHERS PRESENT: CITY MANAGER, CAROLYN CALDWELL (IN PERSON), FINANCIAL DIRECTOR, DAVID CRAFT (IN PERSON), MICHELLE WIESE, CITY SECRETARY (VIRTUAL), KYLE MCCOY, WATER DIRECTOR (VIRTUAL).

CAROLYN CALDWELL, CITY MANAGER'S OPENING STATEMENT TO MEMBERS OF THE PUBLIC AND ANY CITIZENS ONLINE THAT WOULD LIKE TO SPEAK ON AN AGENDA ITEM. PLEASE STATE YOUR NAME AND AGENDA ITEM YOU WOULD LIKE TO ADDRESS. IF THERE ARE ANY CITIZENS THAT WOULD LIKE TO SPEAK ON CITIZEN TALK TIME STATE YOUR NAME.

C-1 PUBLIC HEARING TO RECEIVE COMMENTS REGARDING VOLUNTARY ANNEXATION OF THE FOLLOWING PROPERTY ALL THAT CERTAIN LOT, TRACT OR PARCEL OF LAND LOCATED WITHIN THE D. SAVAGE SURVEY, ABSTRACT NO.901 AND THE E. DILLARD SURVEY, ABSTRACT NO., 325 OF SMITH COUNTY, TEXAS, BEING ALL OF A CALLED 78.447 ACRE TRACT AS DESCRIBED IN A DEED FROM FRANK M. CHRISTIAN AND WIFE, MARILYN L. CHRISTIAN TO ROGER AVERITT AND WIFE, BETH AVERITT, DATED APRIL 29, 1992 AND RECORDED IN VOLUME 3228, PAGE 760 OF THE DEED RECORDS OF SMITH COUNTY, TEXAS SAVE AND EXCEPT A 1.00 ACRE TRACT, DESCRIBED AS TRACT 2 IN THIS DOCUMENT, AND THIS 77.12 ACRE TRACT BEING MORE FULLY DESCRIBED AS FOLLOWS: LOCATED AT 15497 COUNTY ROAD 431, LINDALE, SMITH COUNTY, TEXAS. COUNCIL ENTERS INTO PUBLIC HEARING 6:03 P.M. THERE BEING NO PUBLIC COMMENTS HEARING ENDED AT 6:03 P.M.

C-9 DISCUSSION AND POSSIBLE ACTION TO AWARD BID FOR WASTE WATER PLANT BASIN. CAROLYN CALDWELL, CITY MANAGER, STATED OUR ENGINEERS RECOMMEND TO AWARD BID TO CAPPS-CAPCO CONSTRUCTION. THEY WERE THE LOWEST BIDDERS. RICK THELEN MADE A MOTION TO APPROVE AWARDED THE BID FOR THE SOUTHSIDE WWTP EQUALIZATION BASIN TO CAPPS-CAPCO CONSTRUCTION, INC. FOR \$417,674. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE ALL MATTERS INCIDENT AND RELATED TO THE ISSUANCE AND SALE OF CITY OF LINDALE, TEXAS COMBINATION TAX AND UTILITY SYSTEM REVENUE CERTIFICATES OF OBLIGATION, SERIES 2021, INCLUDING THE ADOPTION OF AN ORDINANCE AUTHORIZING THE ISSUANCE OF SUCH CERTIFICATES OF OBLIGATION. DEREK HONEA WITH RBC CAPITAL MARKETS PRESENTED COUNCIL WITH THE BOND SALE RESULTS OF 4.6 MILLION BOND FOR CONSTRUCTION PROJECTS. GINGER SIMS MADE A MOTION TO APPROVE **ORDINANCE 01-2021** FOR ISSUANCE OF CITY OF LINDALE, TEXAS COMBINATION TAX AND UTILITY SYSTEM REVENUE CERTIFICATES OF OBLIGATION, SERIES 2021. SECOND BY BOB TARDIFF. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-3 DISCUSSION AND PRESENTATION OF FINANCIALS FROM LINDALE BASEBALL. ANDREW RAGLAND, TREASURER FOR THE LINDALE BASEBALL ASSOCIATION, PRESENTED COUNCIL WITH THE 2019 AND 2020 FINANCIALS, AND DISCUSSED POSSIBLE PROJECT IMPROVEMENTS AT FAULKNER PARK AND POOL PARK. NO ACTION TAKEN.

C-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE AN AGREEMENT WITH CITY OF LINDALE AND LINDALE BASEBALL ASSOCIATION AND PRESENTATION FROM THE BASEBALL ASSOCIATION. CAROLYN CALDWELL, CITY MANAGER, STATED THE BASEBALL ASSOCIATION CONTRACT WAS A 3 YEAR CONTRACT. THEY HAVE ASKED THE CONTRACT TO BE RENEWED WITH NO CHANGES. THE CONTRACT WAS REVIEWED BY THE PARKS BOARD. SHE HAD A MEETING WITH ANDREW RAGLAND AND WENT OVER THE CONTRACT AND NEITHER PARTY ARE ASKING FOR ANY CHANGES. BOB TARDIFF MADE A MOTION TO APPROVE AN AGREEMENT WITH CITY OF LINDALE AND LINDALE BASEBALL ASSOCIATION. SECOND BY RICK THELEN, RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FINAL SUBDIVISION PLAT OF COLONIAL MANNER PHASE 5, MARIA DE LOS ANGELES CARMONA LEAGUE, A-3, CREATING 7 LOTS, BEING 3.602 ACRES AND 1.031 ACRES BEING DEDICATED RIGHT OF WAY, LOCATED AT 11841 CR 4102, LINDALE, SMITH COUNTY, TEXAS. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED THIS IS PHASE 5 AND LAST PHASE OF THIS SUBDIVISION. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE THE FINAL SUBDIVISION PLAT OF COLONIAL MANNER PHASE 5, MARIA DE LOS ANGELES CARMONA LEAGUE, A-3, CREATING 7 LOTS, BEING 3.602 ACRES AND 1.031 ACRES BEING DEDICATED RIGHT OF WAY, LOCATED AT 11841 CR 4102, LINDALE, SMITH COUNTY, TEXAS. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-6 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FINAL PLAT OF THE GROVE, J.H. SANDERS SURVEY, A-948, JOHN DILLARD SURVEY A-311, PHASE 1, CREATING 35 LOTS, AND 3.955 ACRES DEDICATED FOR RIGHT-OF-WAY. LOCATED AT 16391 CR 498 LINDALE, SMITH COUNTY, TEXAS. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED THE DEVELOPER WENT THROUGH WITH PRELIMINARY PLAT AND DEVELOPED 35 LOTS ALL AT ONCE. THE PRELIMINARY PLAT HAD A LARGE CUL-DE-SAC AT THE NORTHEAST. THIS DIDN'T MEET THE SUBDIVISION ORDINANCE WITH PLANNING AND ZONING. THE DEVELOPER MADE CHANGES AND STUBBED IT OUT TO A TRACK OF LAND TO THE NORTH. ALL THE LOTS ARE IN COMPLIANCE WITH THE SUBDIVISION ORDINANCE. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL TO COUNCIL. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE THE FINAL PLAT OF THE GROVE, J.H. SANDERS SURVEY, A-948, JOHN DILLARD SURVEY A-311, PHASE 1, CREATING 35 LOTS, AND 3.955 ACRES DEDICATED FOR RIGHT-OF-WAY, LOCATED AT 16391 CR 498 LINDALE, SMITH COUNTY, TEXAS. SECOND BY YVETTE MARTIN. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION PLAT OF AJ & RJ PROPERTIES ADDITION M.J. FALVEL SURVEY, A-348, AND CREATING LOT 1 BEING 0.718 ACRES, LOT 2 BEING 0.500 ACRES AND LOT 3 BEING 5.840 ACRES, LOCATED AT 802 E. HUBBARD ST., LINDALE, SMITH COUNTY, TEXAS. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED THESE LOTS ARE OUTSIDE THE CITY LIMITS. THE DEVELOPER HAS SPOKEN TO CITY STAFF ABOUT OBTAINING CITY SEWER AND WATER SERVICES. THE PROPERTY WOULD NEED TO BE ANNEXED INTO THE CITY FIRST. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL. BOB TARDIFF MADE A MOTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION PLAT OF AJ & RJ PROPERTIES ADDITION M.J. FALVEL SURVEY, A-348, AND CREATING LOT 1 BEING 0.718 ACRES, LOT 2 BEING 0.500 ACRES AND LOT 3 BEING 5.840 ACRES. LOCATED AT 802 E. HUBBARD ST., LINDALE, SMITH COUNTY, TEXAS. SECOND BY BRYAN SUMMERVILLE. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE CORRECTED PLAT OF SUNSET HILLS ADDITION, H. HARRISON SURVEY, A-485, WITH A NEW STREET NAME, LOCATED AT 14674 CR 472, LINDALE, SMITH COUNTY, TEXAS. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT STATED THE FINAL PLAT WAS APPROVED BY COUNCIL. THE DEVELOPER HAD THE STREET NAME AS TITO WAY. THE PLAT WAS RECORDED WITH THE COUNTY. HE WANTS TO RECORD A DIFFERENT STREET NAME AND HAS GONE THROUGH THE PROCESS TO CHANGE THE STREET NAME. THE PLANNING AND ZONING BOARD MADE RECOMMENDATION FOR APPROVAL TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE THE CORRECTED PLAT OF SUNSET HILLS ADDITION, H. HARRISON SURVEY, A-485, WITH A NEW STREET NAME, LOCATED AT 14674 CR 472, LINDALE, SMITH COUNTY, TEXAS. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-10 DISCUSSION AND POSSIBLE ACTION TO AWARD BID FOR REPAINTING OF ELEVATED WATER TOWERS AND GROUND STORAGE TANK #5. CAROLYN CALDWELL, CITY MANAGER, STATED WHEN BIDS WERE OPENED THEY WERE ALL EXTREMELY HIGH. SHE HAD DISCUSSION WITH THE ENGINEERS AND THEY WOULD LIKE TO REFUSE ALL BIDS. THEY WOULD LIKE TO BREAK THE BIDS OUT AND BID THEM OUT AS SEPARATE ITEMS. FIRST BID OUT THE HIGH SCHOOL TOWER BY ITSELF SO WE CAN GET IT DONE BEFORE THE SUMMER. THEN BRING THE OTHER 2 TOWERS BACK AFTER SUMMER. BRYAN SUMMERVILLE MADE A MOTION TO REFUSE ALL BIDS. SECOND BY BOB TARDIFF. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE CHANGES MADE TO THE DISC GOLF LAYOUT. CAROLYN CALDWELL, CITY MANAGER, WENT OVER THE CHANGES TO THE DISC GOLF LAYOUT. THERE IS A DISCUSSION AMONG COUNCIL MEMBERS ON CHANGES. RICK THELEN MADE A MOTION TO APPROVE CHANGES TO THE DISC GOLF LAYOUT AS SHOWN IN THE SKETCHES. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-12 DISCUSSION AND POSSIBLE ACTION REGARDING COVID POLICY, PROCEDURES, ORDERS, UPDATES, COMMUNITY EVENTS AND CONSULT WITH CITY MEDICAL ADVISOR. MAYOR DAUGHERTY SPOKE ON COVID CASES THE HOSPITAL NUMBERS HAVE BACKED OFF SOME. RESTAURANTS HAVE OPENED BACKED UP TO 75 % CAPACITY. CAROLYN CALDWELL, CITY MANAGER, STATED THERE HAS BEEN NO CHANGES TO OUR POLICY. WE HAVE CLOSED PICKER'S PAVILION UNTIL MARCH. PEOPLE ARE GOING TO START CALLING WANTING TO RESERVE FOR EVENTS. THERE IS A DISCUSSION AMONG COUNCIL. MAYOR DAUGHERTY SUGGEST WE HAVE A DISCUSSION AT NEXT MEETING ON OPENING UP PICKER'S FOR EVENTS AND DISCUSS TIMELINE WHEN COUNCIL WOULD BE COMFORTABLE HOLDING FUTURE COUNCIL MEETINGS IN PERSON. NO ACTION TAKEN.

C-13 DISCUSSION AND POSSIBLE ACTION TO APPROVE COUNCILMAN BRYAN SUMMERVILLE ABSENCE FEBRUARY 2, 2021 AS AN EXCUSED ABSENCE. GINGER SIMS MADE A MOTION TO APPROVE COUNCILMAN BRYAN SUMMERVILLE ABSENCE ON FEBRUARY 2, 2021 AS AN EXCUSED ABSENCE. SECOND BY RICK THELEN. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-14 DISCUSSION AND POSSIBLE ACTION TO APPROVE MINUTES FOR JANUARY 5, 2021 AND JANUARY 19, 2021 REGULAR COUNCIL MEETINGS AND JANUARY 12, 2021 CALLED COUNCIL MEETING. BOB TARDIFF MADE A MOTION TO APPROVE COUNCIL MINUTES FOR JANUARY 5, 2021 AND JANUARY 19, 2021 REGULAR COUNCIL MEETINGS AND JANUARY 12, 2021 CALLED COUNCIL MEETING. SECOND BY YVETTE MARTIN. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-15 DISCUSSION AND POSSIBLE ACTION TO APPROVE JANUARY 2021 EXPENDITURES AND FINANCIAL REPORT. DAVID CRAFT, FINANCIAL DIRECTOR PRESENTED FINANCIAL REPORT TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE JANUARY 2021 EXPENDITURES AND FINANCIAL REPORT. SECOND BY BOB TARDIFF. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

C-16 CITIZEN TALK TIME: NONE

C-17 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY. RICK THELEN, GINGER SIMS, BOB TARDIFF, AND BRYAN SUMMERVILLE THANKED WATER DIRECTOR KYLE MCCOY, CHIEF SOMES, AND ALL THEIR STAFF FOR ALL THEY ARE DOING. THE LONG HOURS THEY ARE WORKING DURING SNOW STORM. YVETTE MARTIN CONGRATULATED LINDALE SCHOOLS ON SOCCER, CHOIR AND BASKETBALL. MAYOR THANKED KYLE MCCOY AND CHIEF SOMES AND THE FIRE DEPARTMENT ON THEIR LONG HOURS AND WORKING THROUGH DETAILS TOGETHER. WE APPRECIATE WHAT THEY ARE DOING. CHIEF SOMES, UPDATED COUNCIL. THERE IS TEMPORAY WARMING STATIONS SET UP AT THE FIRE STATION AND METHODIST CHURCH. THERE IS A SHELTER SET UP IN RED SPRINGS. CAROLYN CALDWELL, CITY MANAGER THANKED STAFF, KYLE, AND DAN FOR DOING AN AWESOME JOB: CONGRATULATED MAYOR AND YVETTE MARTIN FOR SIGNING UP AND SERVING ON COUNCIL ANOTHER 3 YEARS.

D. ADJOURNMENT. 7:06 P.M.


MICHELLE WIESE, CITY SECRETARY


JEFF D. DAUGHERTY, MAYOR

