

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

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

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

STAFF MEMBERS PRESENT: CITY MANAGER, CAROLYN CALDWELL, CITY SECRETARY, MICHELLE WIESE, AND FINANCIAL DIRECTOR, DAVID CRAFT.

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: CITIZEN TALK TIME: NONE.

**C-1 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FINAL SUBDIVISION PLAT OF THE CROSSINGS AT MISSION RIDGE PHASE 1, D. SAVAGE SURVEY, A-901, LOCATED AT 15497 CO. RD. 431 LINDALE, SMITH COUNTY, TEXAS.** STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, PRESENTED THE FINAL PLAT TO COUNCIL. THE PLANNING AND ZONING BOARD UNANIMOUSLY RECOMMEND APPROVAL TO COUNCIL. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE THE FINAL SUBDIVISION PLAT OF THE CROSSINGS AT MISSION RIDGE PHASE 1, D. SAVAGE SURVEY, A-901, LOCATED AT 15497 CO. RD. 431 LINDALE, SMITH COUNTY. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE. MOTION PASSED UNANIMOUSLY.

**C-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR AND AUTHORIZING THE PAYMENT OF 6 CENTS PER CAPITA TO STEERING COMMITTEE FUND REGULATORY AND RELATED ACTIVITIES OF ONCOR ELECTRIC DELIVERY COMPANY.** CAROLYN CALDWELL, CITY MANAGER, STATED THE CITY HAS BEEN PARTICPATING IN THE STEERING COMMITTEE OVER THE YEARS. IT IS A COALITION OF CITIES SERVED BY ONCOR AND SHE RECOMMENDS TO CONTINUE PARTICIPATING. GINGER SIMS MADE A MOTION TO APPROVE **RESOLUTION R03-2021** AUTHORIZING CONTINUED PARTICIPATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR. 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-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE A RESOLUTION TO DENYING CENTERPOINT ENERGY 2021 ANNUAL GRIP ADJUSTMENT FOR THE BEAUMONT/TEXAS DIVISION.** CAROLYN CALDWELL, CITY MANAGER, RECOMMENDS TO SUSPEND THE RATE FOR 45 DAYS. RICK THELEN MADE A MOTION TO APPROVE **RESOLUTION R04-2021** TO DENYING CENTERPOINT ENGERGY 2021 ANNUAL GRIP ADJUSTMENT FOR THE BEAUMONT/TEXAS DIVISION. 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-4 DISCUSSION AND POSSIBLE ACTION TO CONSIDER ABANDONMENT OF ALLEYWAY LOCATED BETWEEN BLOCK 16 LOT 7, 8, 9, & 10 AND BLOCK 16 LOT 4-6 SOUTH OF E SOUTH STREET (BETWEEN MINEOLA COMMUNITY BANK AND CAR WASH).** CAROLYN CALDWELL, CITY MANAGER, STATED THIS REQUEST IS MADE BY THE OWNERS OF MINEOLA COMMUNITY BANK. THEY WOULD LIKE TO EXPAND THEIR BUSINESS, BUT IN ORDER TO DO IT, THEY NEED THE ALLEYWAY SO THEY CAN BRING THE LOT TOGETHER. CURRENTLY THERE IS A SEWER LINE IN THE ALLEYWAY USED BY DAIRY QUEEN. IF COUNCIL OPTS TO ABANDON THE ALLEYWAY THE CITY WILL HAVE TO GO OUT TO HAVE THE ALLEYWAY SURVEYED AND APPRAISED. THEY WOULD HAVE TO PAY FAIR MARKET VALUE. THE MAYOR STATED HE HAS SPOKE TO CAROLYN HE WANTS TO MAKE SURE IN THE AGREEMENT WE PROTECT DAIRY QUEEN THAT THEY WILL

HAVE SHARED ACCESS OVER TO SOUTH STREET. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED BEFORE THEY SUBMIT A PLAT TO PLANNING AND ZONING WE CAN HAVE IT STATE THERE IS A DEDICATED SHARED ACCESS AGREEMENT. THIS CAN BE PLATTED AND RECORDED THAT THERE WILL BE ACCESS TO THE DAIRY QUEEN ALL THE WAY. THIS CAN BE ON THE PLAT BEFORE PLANNING AND ZONING AND COUNCIL APPROVES THE SURVEY COMBINING THE LOTS. BOB TARDIFF MADE A MOTION WITH PROVISIONS FOR ACCESS FOR DAIRY QUEEN AND HE MOVES FOR THE ABANDONMENT OF ALLEYWAY LOCATED BETWEEN BLOCK 16 LOT 7, 8, 9, & 10 AND BLOCK 16 LOT 4-6 SOUTH OF E. SOUTH STREET BETWEEN MINEOLA COMMUNITY BANK AND CAR WASH. SECOND BY YVETTE MARTIN. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR.

**C-5 DISCUSSION AND POSSIBLE ACTION TO CONSIDER ABANDONMENT OF UNDEVELOPED ALLEYWAY LOCATED BETWEEN BLOCK 18 LOT 1-6 AND TRACT 23, 70 & 84 SOUTH OF W SOUTH STREET (BETWEEN WHAT-A-BURGER AND FUNERAL HOME).** CAROLYN CALDWELL, CITY MANAGER, STATED IT WAS DISCOVERED AFTER WHATABURGER BUILT THEIR EXTENSION ON THEIR PARKING LOT THEY ENCROACHED UPON THE ALLEYWAY. THE ALLEYWAY RUNS BEHIND FUNERAL HOME AND WHATABURGER AND IT HAS NEVER BEEN DEVELOPED AND DOES NOT HAVE UTILITIES IN THAT AREA. THE CITY DOES NOT PLAN TO DO ANYTHING WITH THE ALLEYWAY. SINCE WHATABURGER IS ENCROACHED UPON THE ALLEYWAY WE WOULD LIKE TO ABANDON THE ALLEYWAY. IF COUNCIL ABANDONS ALLEYWAY IT WILL BE SURVEYED AND APPRAISED THEN OFFERED TO THE TWO ADJACENT PROPERTY OWNERS. GINGER SIMS MADE A MOTION TO ABANDON ALLEYWAY OF UNDEVELOPED ALLEYWAY LOCATED BETWEEN BLOCK 18 LOT 1-6 AND TRACT 23, 70 & 84 SOUTH OF W SOUTH STREET (BETWEEN WHATABURGER AND FUNERAL HOME. 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-6 DISCUSSION AND POSSIBLE ACTION TO AWARD BID ON HIGH SCHOOL WATER TOWER PAINTING.** KYLE MCCOY, DIRECTOR OF PUBLIC WORKS, STATED IT'S RECOMMENDED BY THE ENGINEERS TO GO WITH LOWEST BIDDER WITH 2 CONDITIONS IN WRITTEN LETTER. THEY WILL BE DOING THE WORK AND NOT SUB OUT AND A WARRANTY ON THE PAINT. DALTON BROWN WITH BRANNON ENGINEERING STATED THE LOWEST BID WAS FROM MCGUIRE IRON OUT OF SOUTH DAKOTA. THE BID WAS \$75,400 WITH A CONDITIONAL WARRANTY AND HE RECOMMENDS THEM. RICK THELEN MADE A MOTION TO AWARD BID ON HIGH SCHOOL WATER TOWER TO MCGUIRE IRON FOR \$75,400. SECOND BY BRYAN SUMMERVILLE. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR AND BRYAN SUMMERVILLE FOR. MOTION PASSED UNANIMOUSLY.

**C-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE 2019/2020 TDA GRANT #7220269 SANITARY SEWER IMPROVEMENTS PRELIMINARY ENGINEERING REPORT.** DAVID CRAFT, FINANCIAL DIRECTOR, STATED THE PRELIMINARY ENGINEERING REPORT AND THEIR ESTIMATED COST OF PROJECT TO REPLACE SEWER LINES ON THE NE SIDE OF TOWN. THEIR CONSTRUCTION ESTIMATE CAME IN AT \$310,000. THE GRANT CONSTRUCTION FUNDS WERE AROUND \$245,000-\$250,000. IF THE COST COMES IN ABOVE OUR GRANT AMOUNT WE CAN TAKE FUNDS FROM OUR WATER/SEWER ACCOUNT IF WE NEED TO MAKE UP SOME OF THE FUNDS. BOB TARDIFF MADE A MOTION TO APPROVE 2019/2020 TDA GRANT #7220269 SANITARY SEWER IMPROVEMENTS PRELIMINARY ENGINEERING REPORT. 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-8 DISCUSSION AND POSSIBLE ACTION TO UPDATE ON DAMAGE DONE AT DARDEN HARVEST PARK BATHROOM AND AUTHORIZE REPAIRS.** CAROLYN CALDWELL, CITY MANAGER, STATED THE DAMAGE TO THE BATHROOMS WAS AROUND \$2,680 TO REPLACE PANELS AND RERUN ADDITIONAL BAR PUTTING A THICKER BAR. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE HEAVIER DUTY BAR AND PANEL IN BATHROOM. 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-9 DISCUSSION AND POSSIBLE ACTION TO APPROVE DESIGN AND GOING OUT TO BID FOR COMMUNITY CENTER.** COUNCIL DISCUSSES COMMUNITY CENTER OPTIONS. RICK THELEN MADE A MOTION TO APPROVE COMMUNITY CENTER DESIGN OPTION I INCLUDING THE CHANGES MADE. 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 RENEW THE LAMAR BILLBOARD SIGN LOCATED WEST OF HWY 69 ON I-20.** BRYAN SUMMERVILLE MADE A MOTION TO APPROVE LAMAR BILLBOARD PANEL 1296 FOR A YEAR LEASE OF \$9,546.55 PAID OUT OF HOTEL MOTEL FUND. 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-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE A MID-YEAR COLA RAISE FOR CITY EMPLOYEES. CAROLYN CALDWELL, CITY MANAGER, . STATED SHE IS REQUESTING A COLA RAISE. AT THE BEGINNING OF THE YEAR WE DIDN'T DISCUSS DURING BUDGET TIME DUE TO THE PANADEMIC AND UNCERTAINTY OF OUR FINANCES BECAUSE IT WASN'T A GOOD TIME TO DISCUSS. WE HAVE COLLECTED 96% AD VAL TAX, 60% OF SALES TAX, FINES AND FORFEITURES ARE FINE. AND BUILDING PERMITS ARE EXCEEDING EXPECTATIONS. THE COLA RAISES ARE ACROSS THE BOARD AND ALSO HITS OUR PAY SCALE FOR HIRING NEW HIRES. BOB TARDIFF MADE A MOTION TO APPROVE 3% COLA FOR CITY EMPLOYEES AND INCREASE THE CITY PAY SCALE BY THE 3%. 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 MITIGATION MEASURES FOR THE CITY. NO ACTION.

C-13 DISCUSSION AND POSSIBLE ACTION TO APPROVE MINUTES FOR FEBRUARY 2, 2021 AND FEBRUARY 16, 2021 REGULAR COUNCIL MEETINGS AND FEBRUARY 1, 2021 AND FEBRUARY 8, 2021 CALLED COUNCIL MEETINGS. BOB TARDIFF MADE A MOTION TO APPROVE MINUTES FOR FEBRUARY 2, 2021 AND FEBRUARY 16, 2021 REGULAR COUNCIL MEETINGS AND FEBRUARY 1, 2021 AND FEBRUARY 8, 2021 CALLED COUNCIL MEETINGS. 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 FEBRUARY 2021 EXPENDITURES AND FINANCIAL REPORTS. DAVID CRAFT, FINANCIAL DIRECTOR, PRESENTED EXPENDITURES AND FINANCIALS TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE FEBRUARY 2021 EXPENDITURES AND FINANCIAL REPORTS. SECOND BY YVETTE MARTIN. RECORD OF VOTE RICK THELEN FOR, YVETTE MARTIN FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE. MOTION PASSED UNANIMOUSLY.

C-15 CITIZEN TALK TIME: (TIME LIMIT 5 MINUTES. NO DISCUSSION BY COUNCIL) NONE.

C-16 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLLT). MAYOR AND COUNCIL THANKED CITY STAFF AND POLICE DEPARTMENT FOR ALL THEIR HOURS AND HARD WORK PUT IN OVER THE EVENTS THAT OCCURRED OVER THE WEEKEND. CAROLYN CALDWELL, THANKED COUNCIL FOR GIVING BACK TO THE EMPLOYEES. IT WILL BE VERY MUCH APPRECIATED.

D. ADJOURNMENT. 7:07 P.M.

  
MICHELLE WIESE, CITY SECRETARY

  
JEFF D. DAUGHERTY, MAYOR

