

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, APRIL 4, 2023
CITY HALL, 105 BALLARD DRIVE

MAYOR DAUGHERTY CALLED THE MEETING TO ORDER AT 6:00 P.M. WITH THE FOLLOWING COUNCIL MEMBERS PRESENT:

RICK THELEN, GINGER SIMS, SALLIE BLACK, AND GAVIN RASCO

COUNCIL MEMBER ABSENT: YVETTE MARTIN

SALLIE BLACK SAID THE INVOCATION, AND MAYOR JEFF DAUGHERTY LED THE PLEDGE OF ALLEGIANCE.

F-1 DISCUSSION AND ACTION TO APPROVE GOING OUT TO BID FOR THE TDA CDM21-0133 SIDEWALK PROJECT GRANT. A SUMMARY OF THE PROJECT WAS PROVIDED BY REA BOUDREAUX OF BRANNON ENGINEERING. THE GRANT IS FOR SIDEWALK RECONSTRUCTION INCLUDING ADA IMPROVEMENTS IN THE DOWNTOWN AREA LOCATED NORTHEAST CORNER OF HIGHWAY 69 AND FM 16. THE GRANT WAS ACCEPTED IN 2022, GRANT AMOUNT \$350,000. HE IS REQUESTING PERMISSION TO GO OUT TO BID FOR THE PROJECT. THE PROJECT SHOULD BE COMPLETED BY FEBRUARY 2024. GINGER SIMS MOVED TO APPROVE GOING OUT TO BID FOR TDA CDM21-0133 SIDEWALK PROJECT GRANT. SALLIE BLACK SECONDED. ALL VOTED IN FAVOR.

F-2 DISCUSSION AND POSSIBLE ACTION TO SET KINZIE COMMUNITY CENTER RENTAL FEES AND APPLICATION. CITY MANAGER, CAROLYN CALDWELL, PROVIDED A SUMMARY OF THE RENTAL FEES. THE COUNCIL PREVIOUSLY ESTABLISHED NEW RENTAL FEES AND DEPOSIT AMOUNTS, AND POSSIBLY WITH DIFFERENT PRICING FOR NON-LINDALE RESIDENTS. WE'VE BROUGHT BACK THE RENTAL APPLICATION WITH TWO RENTAL OPTIONS: A RENTAL FEE FOR EVERYONE WITH THE RULES AND REGULATIONS FOR USING THE FACILITIES, OR A RENTAL FEE FOR INSIDE AND OUTSIDE NON-LINDALE RESIDENTS. THE COUNCIL TALKED ABOUT PRICING ALTERNATIVES. COUNCILMAN RASCO SUGGESTS INCLUDING A MAXIMUM OCCUPANCY ON THE RENTAL FORM. GAVIN RASCO MOVED TO APPROVE THE RENTAL FEES AND DEPOSIT FEE WITH THE ADDITION OF THE MAXIMUM OCCUPANCY ON THE APPLICATION AND SETTING INSIDE-CITY/OUTSIDE CITY RENTAL FEES. GINGER SIMS SECONDED. ALL VOTED IN FAVOR.

F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE A RESOLUTION TO DENY OR TAKE NO ACTION ON CENTERPOINT ENERGY 2023 ANNUAL GRIP ADJUSTMENT FOR THE BEAUMONT/EAST TEXAS DIVISION. CAROLYN CALDWELL, CITY MANAGER, SAID THERE ARE ONLY (2) OPTIONS. THE CITY HAS THE OPTION TO SUSPEND RATES FOR 45 DAYS OR TAKE NO ACTION. SHE RECOMMENDS TAKING NO ACTION. RICK THELEN MOVED TO APPROVE A **RESOLUTION R02-2023** TO DENY THE CENTERPOINT ENERGY 2023 ANNUAL GRIP ADJUSTMENT FOR THE BEAUMONT/EAST TEXAS DIVISION. SALLIE BLACK SECONDED THE MOTION. GINGER SIMS AND GAVIN RASCO TOOK NO ACTION; MAYOR DAUGHERTY BROKE THE TIE VOTE BY VOTING IN FAVOR TO DENY THE CENTERPOINT ENERGY GRIP ADJUSTMENT. MOTION PASSED.

F-4 DISCUSSION AND POSSIBLE ACTION TO AMEND THE CITY OF LINDALE SUBDIVISION ORDINANCE ARTICLE 3 CONSTRUCTION AND DESIGN REQUIREMENTS, PART 2 WATER AND SEWER IMPROVEMENTS; TO INCLUDE SEWER AND WATER SPECIFICATIONS AND DETAILS. DIRECTOR OF UTILITIES, CORY MOOSE, PROVIDED A SUMMARY. THIS IS AN UPDATE TO WATER AND SEWER STANDARDS. ADDENDUM 9 AND 10 ARE FOR THE WATER AND SEWER STANDARDS SPECIFICATIONS. THE SPECIFICATIONS WILL HELP STANDARDIZE THE CONSTRUCTION AND MATERIALS USED FOR FUTURE CITY-OWNED INFRASTRUCTURE AND HELP EXPEDITE THE DESIGN AND APPROVALS OF CONTRACTORS AND DEVELOPERS. ALL OF THE PLANS CURRENTLY UNDER CONSTRUCTION ACCORDING TO REA BOUDREAUX OF BRANNON ENGINEERING, ALREADY SATISFY THOSE REQUIREMENTS. GAVIN RASCO MOVED TO APPROVE AMENDING SUBDIVISION ORDINANCE ARTICLE 3 CONSTRUCTION AND DESIGN REQUIREMENTS, PART 2 WATER AND SEWER IMPROVEMENTS, TO INCLUDE SEWER AND WATER SPECIFICATIONS AND DETAILS. GINGER SIMS SECONDED. ALL VOTED IN FAVOR.

F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE AN ORDINANCE ADOPTING THE 2021 EDITION OF THE INTERNATIONAL BUILDING CODE, AND INTERNATIONAL FIRE PROTECTION, AND AMEND FEES. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, PROVIDED A SUMMARY OF THE AMENDED FEES FOR RESIDENTIAL AND COMMERCIAL PERMITS. THE ORDINANCE WAS REVIEWED BY GLEN PATRICK, CITY ATTORNEY. THE INTERNATIONAL CODE COUNCIL (ICC) REVISES AND ISSUES NEW BUILDING CODE REVISIONS ON A THREE-YEAR CYCLE. GAVIN RASCO MOVED TO APPROVE

ORDINANCE 02-2023 ADOPTING THE 2021 EDITION OF THE INTERNATIONAL BUILDING CODE, AND INTERNATIONAL FIRE PROTECTION AND AMEND FEES. SALLIE BLACK SECONDED. ALL VOTED IN FAVOR.

F-6 CITIZEN TALK TIME. NONE.

F-7 **REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY).** CAROLYN CALDWELL, CITY MANAGER, SAID SHE WAS VERY PROUD OF CHIEF DAN SOMES FOR RECEIVING THE CHAMBER OF COMMERCE'S CITIZEN OF THE YEAR AWARD. UPDATED ON THE HISTORIC WATER TOWER LIGHTS ARE COMPLETED. CORY MOOSE, UTILITIES DIRECTOR, UPDATED ON THE NEW WATER UTILITIES OFFICE.

G. 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 CONCERNING A DEVELOPMENT NOT RELATED TO LITIGATION OR THE SETTLEMENT OF LITIGATION AND DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS UNDER SECTION 551.087 OF THE TEXAS GOVERNMENT CODE. COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:29 P.M. EXECUTIVE SESSION ENDED AT 6:38 P.M.

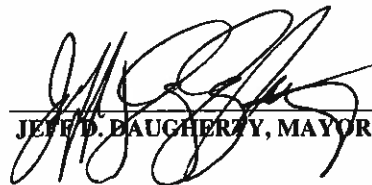
H. DISCUSSION AND POSSIBLE ACTION ON EXECUTIVE SESSION. NO ACTION WAS TAKEN.

I. 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 AND IN ACCORDANCE WITH THE TEXAS OPEN MEETING LAW TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY AS AUTHORIZED BY SECTION 551.072 TEXAS GOVERNMENT CODE. COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:38 P.M. EXECUTIVE SESSION ENDED AT 6:46 P.M.

J. DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE SESSION. NO ACTION WAS TAKEN.

K. ADJOURNMENT. 6:47 P.M.


MICHELLE WIESE, CITY SECRETARY


JEFF D. BAUGHERTY, MAYOR