

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, APRIL 6, 2021 6:00 P. M.
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY

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

GINGER SIMS SAID THE INVOCATION AND MAYOR JEFF DAUGHERTY LED THE PLEDGE OF ALLEGIANCE.

F-1 PRESENTATION OF THE CITY OF LINDALE POLICE DEPARTMENT ANNUAL CONTACT REPORT 2020. DAN SOMES, CHIEF OF POLICE, PRESENTED THE COUNCIL WITH THE 2020 ANNUAL TRAFFIC CONTACT REPORT FOR THE CITY OF LINDALE. THE POLICE DEPARTMENT CONDUCTED 3,422 TRAFFIC STOPS IN 2020. NO COMPLAINTS FILED.

F-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE HOTEL/MOTEL FUNDING FOR VINTAGE MARKET DAYS AND AMEND BUDGET. SEONG MACLAREN, TOURISM DIRECTOR, ADDRESSED COUNCIL WITH AN APPLICATION FROM VINTAGE MARKET DAYS OF EAST TEXAS FOR A GRANT REQUEST OF \$3,000. THE FUNDS WOULD BE USED FOR ADVERTISING/PROMOTIONS FOR THE MAY 20-22 EVENT. BOB TARDIFF MADE A MOTION TO APPROVE HOTEL/MOTEL FUNDING FOR VINTAGE MARKET DAYS AS PROPOSED AND AMEND THE BUDGET. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE SERVICE AGREEMENT AND CALL FOR PUBLIC HEARING FOR VOLUNTARY ANNEXATION BY CODY LEIFER AND JASON BURROUGHS (CROW TOWING SERVICES). DAVID CRAFT, FINANCIAL DIRECTOR, STATED THE OWNERS OF CROW TOWING, CODY LEIFER AND JASON BURROUGHS, HAVE REQUESTED VOLUNTARY ANNEXATION OF THEIR PROPERTY. THERE IS A SERVICE AGREEMENT BETWEEN THE OWNERS AND THE CITY FOR SERVICES PROVIDED. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE THE SERVICE AGREEMENT BETWEEN THE CITY OF LINDALE AND THE OWNERS OF CROW TOWING AND TO SET A PUBLIC HEARING FOR ANNEXATION OF PROPERTY LOCATED AT 13658 CR 433 FOR APRIL 20TH AT 6:00 P.M. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

F-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE SERVICE AGREEMENT AND CALL FOR PUBLIC HEARING FOR VOLUNTARY ANNEXATION BY HOLY CATHOLIC CHURCH. DAVID CRAFT, FINANCIAL DIRECTOR, STATED THE HOLY CATHOLIC CHURCH IS REQUESTING VOLUNTARY ANNEXATION OF THEIR PROPERTY. THEY CURRENTLY HAVE A SEPTIC SYSTEM AND WANT TO BE ANNEXED INTO THE CITY TO GET ON SEWER SERVICE. THERE IS A SERVICE AGREEMENT BETWEEN THE CHURCH AND CITY FOR SERVICES PROVIDED BY THE CITY. RICK THELEN MADE A MOTION TO APPROVE THE SERVICE AGREEMENT BETWEEN THE CITY OF LINDALE AND THE HOLY CATHOLIC CHURCH AND SET A PUBLIC HEARING FOR APRIL 20TH AT 6:00 P.M. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE EXECUTING RELEASE OF LIEN ON THE CANNERY PROPERTY. CAROLYN CALDWELL, CITY MANAGER, STATED THIS WAS PART OF THE DEVELOPMENT AGREEMENT IN 2015. THEY HAVE MET ALL REQUIREMENTS PER DEVELOPMENT AGREEMENT. GINGER SIMS MADE A MOTION TO APPROVE EXECUTING RELEASE OF LIEN ON THE CANNERY PROPERTY. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR.

F-6 DISCUSSION AND POSSIBLE ACTION TO APPROVE USE OF LEASED EQUIPMENT IN BASEBALL AND SOCCER CONCESSION STANDS. TABLED.

F-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE MOVIE IN THE PARK. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE MOVIES IN THE PARK. SECOND BY BOB TARDIFF. ALL VOTED IN FAVOR.

F-8 DISCUSSION AND POSSIBLE ACTION TO ACCEPT OR DENY PUBLIC UTILITY COMMISSION OF TEXAS CONSUMER PRICE INDEX ADJUSTMENT TO RIGHT OF WAY FEES. CAROLYN CALDWELL, CITY MANAGER, STATED SHE RECOMMENDS WE TAKE THE INCREASE. BOB TARDIFF MADE A MOTION TO ACCEPT THE 2021 MAXIMUM ACCESS LINE RATE DUE TO INFLATION. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-9 DISCUSSION AND POSSIBLE ACTION TO ACCEPT LIBERTY CROSSING AND FREEDOM DRIVE PAVING, DRAINAGE, WATER AND SEWER IMPROVEMENTS SUBJECT TO THE MAINTENANCE AGREEMENT. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED THE LINDALE ECONOMIC DEVELOPMENT CORPORATION HAS ACCEPTED THE ROADS AND THE CITY ENGINEERS HAVE PASSED INSPECTIONS. BRYAN SUMMERVILLE MADE A MOTION TO ACCEPT LIBERTY CROSSING AND

FREEDOM DRIVE PAVING. DRAINAGE. WATER AND SEWER IMPROVEMENTS SUBJECT TO THE MAINTENANCE AGREEMENT. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-10 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION PLAT OF COYOTE RIDGE, PHASE 2 PART OF THE MARIA DE LOS ANGELES CARMONA LEAGUE A-3, CREATING 4 LOTS BEING 4.000 ACRES WITH 0.722 ACRES BEING DEDICATED AS RIGHT-OF-WAY. LOCATED AT 10870 CR 4103 LINDALE, SMITH COUNTY, TX. STEVEN LLOYD, PLANNING AND DEVELOPMENT DIRECTOR, PRESENTED TO COUNCIL THE FINAL PLAT THE PLANNING AND ZONING BOARD UNANIMOUSLY APPROVED THE FINAL PLAT AND RECOMMEND APPROVAL TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION PLAT OF COYOTE RIDGE. PHASE 2 PART OF THE MARIA DE LOS ANGELES CARMONA LEAGUE A-3. CREATING 4 LOTS BEING 4.000 ACRES WITH 0.722 ACRES BEING DEDICATED AS RIGHT-OF-WAY. LOCATED AT 10870 CR 4103 LINDALE. SMITH COUNTY, TX. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR.

F-11 DISCUSSION AND ACTION TO APPROVE THE PRELIMINARY AND FINAL RE-SUBDIVISION PLAT OF LINDALE INDUSTRIAL PARK LOTS 2 AND 5-A, CREATING LOT 2-A OF 24.464 ACRES AND LOT 5-B BEING 28.352 ACRES, LOCATED AT 800 LINDALE INDUSTRIAL PKWY, LINDALE, SMITH COUNTY, TX. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, PRESENTED THE FINAL PLAT TO COUNCIL THIS IS PART OF THE FEDEX EXPANSION PROJECT. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL TO COUNCIL. BOB TARDIFF MADE A MOTION TO APPROVE THE PRELIMINARY AND FINAL RE-SUBDIVISION PLAT OF LINDALE INDUSTRIAL PARK LOTS 2 AND 5-A. CREATING LOT 2-A OF 24.464 ACRES AND LOT 5-B BEING 28.352 ACRES. LOCATED AT 800 LINDALE INDUSTRIAL PKWY, LINDALE. SMITH COUNTY, TX. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-12 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION OF KLEAM ADDITION D. SAVAGE SURVEY A-901, CREATING LOT 1 BEING 1.07 ACRES AND LOT 2 BEING 3.95 ACRES AND DEDICATING 0.38 ACRES AS RIGHT-OF-WAY, LOCATED AT 12658 CR 474 LINDALE SMITH COUNTY, TX. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, PRESENTED THE FINAL PLAT TO COUNCIL. THIS IS LOCATED IN THE ETJ AND FITS REGULATIONS. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE THE PRELIMINARY AND FINAL SUBDIVISION OF KLEAM ADDITION D. SAVAGE SURVEY A-901, CREATING LOT 1 BEING 1.07 ACRES AND LOT 2 BEING 3.95 ACRES AND DEDICATING 0.38 ACRES AS RIGHT-OF-WAY. LOCATED AT 12658 CR 474 LINDALE SMITH COUNTY, TX. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR.

F-13 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE FINAL SUBDIVISION PLAT OF KINGDOM ESTATES OF LINDALE, PHASE 3, LINDSEY MANN SURVEY A-630, CREATING 20 LOTS, LOCATED ON FM 849 LINDALE, SMITH COUNTY, TX. STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, PRESENTED FINAL PLAT TO COUNCIL. THE PLANNING AND ZONING BOARD RECOMMENDS APPROVAL TO COUNCIL. RICK THELEN MADE A MOTION TO APPROVE TH FINAL SUBDIVISION PLAT OF KINGDOM ESTATES OF LINDALE. PHASE 3. LINDSEY MANN SURVEY A-630. CREATING 20 LOTS, LOCATED ON FM 849 LINDALE, SMITH COUNTY, TX. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-14 DISCUSSION AND POSSIBLE ACTION REGARDING TRAFFIC FLOW, GROWTH PATTERNS, SPEED LIMITS AND SIDEWALKS IN THE DOWNTOWN AREA. THERE WAS DISCUSSION AMONG COUNCIL ON ADDING SIDEWALKS FROM THE CANNERY HOTEL TO THE PARK, CROSSWALK SIGNS AND SETTING SPEED LIMITS IN THE DOWNTOWN AREA. NO ACTION TAKEN.

F-15 DISCUSSION AND POSSIBLE ACTION TO APPROVE SOUND SYSTEM FOR COMMUNITY CENTER. THERE WAS A DISCUSSION AMONG COUNCIL MEMBERS ON SOUND SYSTEM FOR THE COMMUNITY CENTER AND TO BID OUT SOUND SYSTEM SEPERATE. NO ACTION TAKEN.

F-16 DISCUSSION AND ACTION TO APPROVE A RESOLUTION FINDING AND DETERMINING THAT A CERTAIN AREA OF THE CITY CONTAINS CONDITIONS AND IDENTIFYING BOUNDARIES AND DETERMINE A BLIGHTED AREA. DAVID CRAFT, FINANCIAL DIRECTOR, STATED THIS IS A RESOLUTION NEEDED TO APPLY FOR THE TEXAS OF AGRICULTURE DOWNTOWN REVITALIZATION PROGRAM GRANT FOR SIDEWALKS DOWNTOWN. GINGER SIMS MADE A MOTION TO APPROVE RESOLUTION R05-2021 TO DETERMINE AN AREA OF BLIGHT. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

F-17 DISCUSSION AND POSSIBLE ACTION TO APPROVE A RESOLUTION AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE DOWNTOWN REVITALIZATION PROGRAM GRANT AND AUTHORIZING THE MAYOR AND CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICERS. DAVID CRAFT, FINANCIAL DIRECTOR, STATED THIS IS TO APPLY FOR \$350,000 GRANT FOR SIDEWALKS AND MAKE EXECUTIVE OFFICERS AUTHORIZED REPRESENTATIVES. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE **RESOLUTION R06-2021** AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE DOWNTOWN REVITALIZATION PROGRAM GRANT AND AUTHORIZING THE MAYOR AND CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICERS. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR

F-18 DISCUSSION AND POSSIBLE ACTION TO APPROVE AMENDMENT NO.4 MUNISERVICES, LLC SERVICE AGREEMENT FOR COLLECTION OF SALES TAX AND HOTEL/MOTEL TAX. DAVID CRAFT, FINANCIAL DIRECTOR, STATED THIS IS A RENEWAL OF THE CONTRACT BY PLACING AN AMENDMENT IN THE CONTRACT TO EXTEND IT TO THE NEXT YEAR. THE TERMS ARE THE SAME AS LAST YEAR WITH AMENDMENT TO THE AUDIT SERVICES TO INCLUDE \$2,000 FOR EACH AUDIT OF A HOTEL/MOTEL. BOB TARDIFF MADE A MOTION TO APPROVE EXTENSION OF MUNISERVICES CONTRACT FOR HOTEL/MOTEL COLLECTIONS AND SALES TAX. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

F-19 DISCUSSION AND POSSIBLE ACTION REGARDING COVID MITIGATION MEASURES FOR THE CITY. CHIEF SOMES STATED THE POLICE DEPARTMENTS MITIGATION UNIT WILL BE SETTING UP TO HELP ASSIST WITH COVID SHOTS. EAGLE PHARMACY IS SETTING UP IN VARIOUS LOCATIONS TO ADMINISTER COVID SHOTS. NO ACTION TAKEN.

F-20 CITIZEN TALK TIME: NONE.

F-21 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY). CAROLYN CALDWELL, CITY MANAGER UPDATED COUNCIL ON CHAMBER BANQUET ON APRIL 12TH.

G. ADJOURNMENT. 7:05 P.M.


MICHELLE WIESE, CITY SECRETARY


JEFF D. DAUGHERTY, MAYOR