

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, JULY 19, 2022, 6:00 P. M.
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY

COUNCIL MEMBERS PRESENT YVETTE MARTIN, AND GINGER SIMS, AND SALLIE BLACK

COUNCIL MEMBERS ABSENT: RICK THELEN AND GAVIN RASCO

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

F-1 PUBLIC HEARING TO RECEIVE COMMENTS REGARDING ANNEXATION OF THE FOLLOWING PROPERTY

- a. ALL THAT CERTAIN PROPERTY LOT 19 APPROXIMATELY 0.596 ACRE IN EAGLE PEAK KNOWN AS 17361 CORY RAY LANE, LINDALE, SMITH COUNTY, LINDALE, TEXAS.
- b. ALL THAT CERTAIN PROPERTY LOT 70, APPROXIMATELY 0.605 ACRE EAGLE PEAK, KNOWN AS 13397 CHOICE CR. LINDALE, SMITH COUNTY, TEXAS.
- c. ALL OF CERTAIN PROPERTY APPROXIMATELY 38.432 ACRES OF LAND SITUATED IN THE R.W. CHAPMAN SURVEY, ABSTRACT NO. 220, AND THE S.M. HAGERTY SURVEY, ABSTRACT NO. 436, SMITH COUNTY, TEXAS, BEING ALL OF THAT CERTAIN CALLED 36.620 ACRE TRACT OF LAND DESCRIBED IN A WARRANTY DEED WITH VENDOR'S LIEN FROM CHRISTOPHER TAYLOR AND STEPHANIE TAYLOR TO HIGHLANDS TYLER LLC, AS RECORDED IN INSTRUMENT NUMBER 202101039262 OF THE OFFICIAL RECORDS OF SMITH COUNTY. LOCATED NORTH OF HWY 16, NEXT TO EAGLE PEAK.

DAVID CRAFT, FINANCIAL DIRECTOR, STATED THE PROPERTIES WERE REQUESTED TO BE ANNEXED BY PROPERTY OWNERS. COUNCIL ENTERED INTO PUBLIC HEARING 6:01 P.M. BEING NO PUBLIC COMMENTS. PUBLIC HEARING ENDED 6:03 P.M.

F-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE ANNEXING ALL THAT CERTAIN PROPERTY LOT 19 APPROXIMATELY 0.596 ACRE IN EAGLE PEAK KNOWN AS 17361 CORY RAY LANE, LINDALE, SMITH COUNTY, LINDALE, TEXAS. GINGER SIMS MADE A MOTION TO APPROVE **ORDINANCE 08-2022** ANNEXING PROPERTY INTO THE CITY LIMITS APPROXIMATELY 0.596 ACRES BETTER KNOWN AS 17361 CORY RAY LANE, LINDALE, SMITH COUNTY, LINDALE, TEXAS. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR.

F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE ANNEXING ALL THAT CERTAIN PROPERTY LOT 70, APPROXIMATELY 0.605 ACRE EAGLE PEAK, KNOWN AS 13397 CHOICE CR. LINDALE, SMITH COUNTY, TEXAS. SALLIE BLACK MADE A MOTION TO APPROVE **ORDINANCE 09-2022** ANNEXING PROPERTY INTO THE CITY LIMITS APPROXIMATELY 0.605 ACRES BETTER KNOWN AS 13397 CHOICE CIRCLE, LINDALE, SMITH COUNTY, TEXAS. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE ANNEXING ALL THAT CERTAIN PROPERTY APPROXIMATELY 38.432 ACRES OF LAND SITUATED IN THE R.W. CHAPMAN SURVEY, ABSTRACT NO. 220, AND THE S.M. HAGERTY SURVEY, ABSTRACT NO. 436, SMITH COUNTY, TEXAS, BEING ALL OF THAT CERTAIN CALLED 36.620 ACRE TRACT OF LAND DESCRIBED IN A WARRANTY DEED WITH VENDOR'S LIEN FROM CHRISTOPHER TAYLOR AND STEPHANIE TAYLOR TO HIGHLANDS TYLER LLC, AS RECORDED IN INSTRUMENT NUMBER 202101039262 OF THE OFFICIAL RECORDS OF SMITH COUNTY, TEXAS. YVETTE MARTIN MADE A MOTION TO APPROVE **ORDINANCE 10-2022** ANNEXING PROPERTY INTO THE CITY LIMITS APPROXIMATELY 38.432 ACRES BETTER KNOWN AS THE R.W. CHAPMAN SURVEY, ABSTRACT NO. 220, AND THE S.M. HAGERTY SURVEY, ABSTRACT NO. 436, SMITH COUNTY, TEXAS, BEING ALL OF THAT CERTAIN CALLED 36.620 ACRE TRACT OF LAND DESCRIBED IN A WARRANTY DEED WITH VENDOR'S LIEN FROM CHRISTOPHER TAYLOR AND STEPHANIE TAYLOR TO HIGHLANDS TYLER LLC, AS RECORDED IN INSTRUMENT NUMBER 202101039262 OF THE OFFICIAL RECORDS OF SMITH COUNTY, TEXAS. SECOND BY SALLIE BLACK. ALL VOTED IN FAVOR.

F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE SMITH COUNTY 911 2022-2023 BUDGET. BILL MORALES, DISTRICT DIRECTOR FOR SMITH COUNTY 911, PRESENTED COUNCIL WITH THE SMITH COUNTY 911 2022-2023 BUDGET. GINGER SIMS MADE A MOTION TO APPROVE SMITH COUNTY 911 2022-2023 BUDGET. SECOND BY SALLIE BLACK. ALL VOTED IN FAVOR.

F-6 DISCUSSION AND PRESENTATION OF FINANCIALS FROM LINDALE BASEBALL FINANCIALS. NO MEMBER OF THE BASEBALL ASSOCIATION WAS PRESENT. ITEM TABLED.

F-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE REPLAT OF LOT 1 RICHARD WOOD ESTATES AND THE PRELIMINARY AND FINAL PLAT OF WOOD CRYSTAL SPRINGS SUBDIVISION T. SPELL SURVEY, A-889, LOCATED AT 15038 FM-849 AND 16122 CR 472 LINDALE, SMITH COUNTY, TEXAS. YVETTE MARTIN MADE A MOTION TO APPROVE THE REPLAT OF LOT 1 RICHARD WOOD ESTATES AND THE PRELIMINARY AND FINAL PLAT OF WOOD CRYSTAL SPRINGS SUBDIVISION T. SPELL SURVEY, A-889, LOCATED AT 15038 FM-849 AND 16122 CR 472 LINDALE, SMITH COUNTY, TEXAS. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR. ALL VOTED IN FAVOR.

F-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE PURCHASE OF LIGHT FIXTURES INSIDE PICKER'S PAVILION. SEONG MACLAREN ADDRESSED COUNCIL WITH LIGHTING OPTIONS FOR PICKER'S PAVILION. THE CURRENT LIGHTING INSIDE THE PAVILION IS NOT ENOUGH. SHE WOULD LIKE TO ADD 12 FIXTURES. OPTION ONE FIXTURE PRICE IS \$87.36 EACH. THE COST TO INSTALL THE LIGHT FIXTURES IS \$1,000 AND THE PURCHASE CAN BE PAID OUT OF THE HOT FUNDS. GINGER SIMS MADE A MOTION TO APPROVE THE PURCHASE OF LIGHT FIXTURES AND UP THE BUDGET TO 18 LIGHT FIXTURES. SECOND BY SALLIE BLACK. ALL VOTED IN FAVOR.

F-9 DISCUSSION AND POSSIBLE ACTION TO APPROVE ACCEPTING KINGDOM BUILDERS PHASE I INFRASTRUCTURE. CAROLYN CALDWELL, CITY MANAGER, STATED WE HAVE ACCEPTED THE STREETS OF PHASE I OF KINGDOM BUILDERS, BUT WE SHOULD HAVE ALSO ACCEPTED THE INFRASTRUCTURE. THE CITY IS ACCEPTING ONLY SEWER LINES. THE WATER LINES ARE WITH ANOTHER ENTITY AND IS THEIR RESPONSIBILITY. BRANDON WESTPHAL AND BRANDY BARNES WHO RESIDE AT 340 KINGDOM BLVD. ADDRESSED COUNCIL WITH ISSUES THEY ARE HAVING WITH BACKUP IN SEWER LINES. MICHELE CHEATHAM RESIDES AT 344 KINGDOM BLVD. SHE STATED THEY HAVE SEWER ISSUES AS WELL AND HAVE BACK UP EVERY DAY OR SO. THEY HAVE CONTACTED BRAD DEGENNARO, THE BUILDER OF KINGDOM ESTATES, WITH THE SEWER ISSUES. CORY MOOSE, DIRECTOR OF WATER UTILITIES, ADDRESSED COUNCIL. ON THE SEWER BACK UP ISSUES BEING ON THE RESIDENT SIDE AND NOT ON THE CITY SEWER SIDE. COUNCIL DISCUSSED THE SEWER ISSUES AND TABLED THE ITEM.

F-10 DISCUSSION AND POSSIBLE ACTION TO APPROVE MINUTES FOR JUNE 7 AND JUNE 21, 2022, REGULAR COUNCIL MEETINGS. YVETTE MARTIN MADE A MOTION TO APPROVE COUNCIL MINUTES FOR JUNE 7, AND JUNE 21, 2022, REGULAR COUNCIL MEETINGS. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE JUNE 2022 EXPENDITURES AND FINANCIAL REPORTS. DAVID CRAFT, FINANCIAL DIRECTOR, PRESENTED EXPENDITURES AND FINANCIAL REPORTS TO COUNCIL. SALLIE BLACK MADE A MOTION TO APPROVE JUNE 2022 EXPENDITURES AND FINANCIAL REPORTS. SECOND BY YVETTE MARTIN. ALL VOTED IN FAVOR.

F-12 CITIZEN TALK TIME: (TIME LIMIT 5 MINUTES. NO DISCUSSION BUT MAY BE PLACED ON FUTURE AGENDA FOR DISCUSSION OR ACTION). NONE.

F-13 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY). SEONG MACLAREN UPDATED COUNCIL ON WINE FESTIVAL IN FALL AND TOURISM WORKING ON CHRISTMAS IN LINDALE.

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. SECTION 551.072 TEXAS GOVERNMENT CODE TO DISCUSS DELIBERATION OR PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY. COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:31 P.M. COUNCIL ENTERED BACK INTO OPEN SESSION AT 7:01 P.M. NO ACTION TAKEN.

H. WORKSHOP ON BUDGET 2022-2023. ITEMS DISCUSSED WATER CAPITAL EXPENDITURES AND HISTORICAL WATER TOWER DOWNTOWN EXPENDITURE.

I. ADJOURNMENT. MEETING ADJOURNED 7:06 P.M.


MICHELLE WIESE, CITY SECRETARY


JEFF D. DAUGHERTY, MAYOR

