

REGULAR MEETING  
LINDALE CITY COUNCIL  
TUESDAY, FEBRUARY 19, 2019 6:00 P. M.  
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY

COUNCIL MEMBERS PRESENT: CLYDE HARPER, RICK THELEN, GINGER SIMS, BOB TARDIFF AND BRYAN SUMMERVILLE

CLYDE HARPER SAID THE INVOCATION AND MAYOR JEFF DAUGHERTY LED THE PLEDGE OF ALLEGIANCE

**F-1 DISCUSSION AND ACTION REGARDING APPROVAL OF THE CITY AUDIT FOR FISCAL YEAR 2017-2018.** KEVIN CASHION, GOLLOB MORGAN PEDDY, PRESENTED TO MAYOR AND COUNCIL THE AUDIT FOR 2017-2018. THE AUDITOR GAVE THE HIGHEST OPINION TO THE CITY. THE CITY HAS SOME FUTURE PROJECTS AND CHALLENGES AHEAD HE RECOMMENDS LOOKING INTO WATER AND SEWER RATE STUDY. THE LAST ANALYSIS RATE STUDY WAS DONE IN 2007. THE WATER AND GENERAL FUND WAS IN OVER REVENUES AND UNDER IN EXPENDITURES. BOB TARDIFF MADE A MOTION TO APPROVE CITY AUDIT FOR FISCAL YEAR 2017-2018. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

**F-2 DISCUSSION AND 2ND PUBLIC HEARING ON PROPOSED ANNEXATION OF APPROXIMATELY 27.409 ACRES LOCATED ON CR 472 ON THE SOUTH SIDE OF THE ROAD BETWEEN HWY 69 AND JIM HOGG ROAD, SMITH COUNTY TAX PIN NUMBER R028432, ANNEXATION REQUESTED BY TYLER ROSE NURSERY, INC.** CITY COUNCIL ENTERED INTO PUBLIC HEARING 6:23 P.M. BEING NO COMMENTS PUBLIC HEARING ENDED 6:23 P.M.

**F-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE ANNEXING A SPARSELY OCCUPIED AREA ON PETITION OF AREA LANDOWNERS PURSUANT TO SECTION 43.028 OF THE TEXAS LOCAL GOVERNMENT CODE PROPERTY LOCATED ON CR 472 ON THE SOUTH SIDE OF THE ROAD BETWEEN HWY 69 AND JIM HOGG RD, APPROXIMATELY 27.409 ACRES, SMITH COUNTY, TAX PIN NUMBER R028432.** RICK THELEN MADE A MOTION TO APPROVE ORDINANCE 01-2019 ANNEXING A SPARSELY OCCUPIED AREA ON PETITION OF AREA LANDOWNERS PURSUANT TO SECTION 43.028 OF THE TEXAS LOCAL GOVERNMENT CODE PROPERTY LOCTED ON CR 472 ON THE SOUTH SIDE OF THE ROAD BETWEEN HWY 69 AND JIM HOGG RD, APPROXIMATELY 27.409 ACRES, SMITH COUNTY, PIN NUMBER R028432. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

**F-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTIES LISTED, CHANGE THE ZONING OF LISTED PROPERTIES, IN ZONING CLASSIFICATION FROM "R-1C SINGLE FAMILY RESIDENTIAL STANDARD DISTRICT" TO "MU-2 COMMUNITY AND REGIONAL MIXED USE DISTRICT".** STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED THE ZONING CHANGE HAS GONE THROUGH PLANNING AND ZONING AND THEY UNANIMOUSLY RECOMMEND APPROVAL TO COUNCIL FOR "MU-2 COMMUNITY AND REGIONAL MIXED USE DISTRICT". THERE ARE A WIDE VARIETY OF USES FOR "MU-2 COMMUNITY AND REGIONAL MIXED USE DISTRICT" EXCEPT HEAVY MANUFACTURING, OR HEAVY INDUSTRY OR WAREHOUSING. THE CHANGE IN ZONING WOULD NOT CHANGE CURRENT USE, HOMEOWNERS COULD ADD ON/REMODEL THEIR HOMES. THE USE WOULD ONLY CHANGE WHEN HOMES ARE SOLD AND TURNED INTO BUSINESSES. CAROLYN CALDWELL, CITY MANAGER, STATED GARY MARTIN STATED AT THE LAST PUBLIC HEARING HE WAS FOR ZONING CHANGE BUT WANTED TO BE "MU-1" HE HAS REQUESTED NOW TO GO ON RECORD AS BEING FOR ZONING CHANGE TO "MU-2" AFTER REVIEWING THE ZONING. GINGER SIMS MADE A MOTION TO APPROVE ZONING CHANGE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTIES LISTED, CHANGING THE ZONING OF LISTED PROPERTIES, IN ZONING CLASSIFICATION FROM "R-1C SINGLE FAMILY RESIDENTIAL STANDARD DISTRICT" TO "MU-2 COMMUNITY AND REGIONAL MIXED USED DISTRICT". SECOND BY BOB TARDIFF. ALL VOTED IN FAVOR.

<u>Address Location</u>	<u>Legal Information</u>	<u>Acres</u>
412 W. Hubbard St.	Abstract A0381 J Gibson, Tract 11	1.000
410 W. Hubbard St.	Abstract A0381 J Gibson, Tract 0013	0.317
402 W. Hubbard St.	Abstract A0381 J Gibson, Tract 14,12,13A,15, 15A, and 82A	4.792
405 W. Hubbard St.	Marchman University Subdivision, Block 2, Lot 1 & 2	0.351
602 W. Hubbard St.	Abstract A0381 J Gibson, Tract 1	0.460
502 W. Hubbard St.	Abstract A0381 J Gibson, Tract 2A	0.982
609 W. Hubbard St.	Abstract A0071 T Burbridge, Tract 31A (PT15.752AC/See TR31)	11.656
415 W. Hubbard St.	Abstract A0071 T Burbridge, Tract 32B	0.538
501 W. Hubbard St.	Abstract A0071 T Burbridge, Tract 32A, 33A	0.500

507 W. Hubbard St.	Abstract A0071 T Burbridge, Tract 33B	0.500
509 W. Hubbard St.	Abstract A0071 T Burbridge, Tract 33D	0.237
614 W. Hubbard St	Abstract A0071 T Burbridge, Tract 00035	2.000
606 W. Hubbard St	Abstract A0381 J Gibson, Tract 2B	0.387
106 Bell St.	Marchman University Subdivision, Block 2, Lot 3A	0.000
110 Bell St.	Marchman University Subdivision, Block 2, Lot 4A	0.231
200 Bell St.	Marchman University Subdivision, Block 2, Lot 5A	0.000 Stadium
Dr.	Marchman University Subdivision, Block 2, Lot 6,7,8	0.000
201 Stadium Dr.	Abstract A0071 T Burbridge, Tract 32	2.950
FM 16 W.	Abstract A0071 T Burbridge, Tract 31A (PT15.752AC/Sec TR31)	4.096
400 W. North St	Abstract A0071 T Burbridge, Tract 30	3.500
15207 FM 16 W.	Abstract A0071 T Burbridge, Tract 34A	1.002
15133 FM 16 W.	Abstract A0071 T Burbridge, Tract 00069, 51, 71	3.000
Betts Dr.	Abstract A0381 J Gibson, Tract 1A and Tract 2C,	0.498
109 Mt. Sylvan St.	Abstract A0381 J Gibson, Tract 63	0.500

**F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTY LOCATED AT 15307 FM 16 W, APPROXIMATE 3.876 ACRES, ABSTRACT A00071 T BURBRIDGE, TRACT 34, 38.S01 A CHANGE IN ZONING CLASSIFICATION FROM "R-1C SINGLE FAMILY RESIDENTIAL DISTRICT" TO "MU-2 COMMUNITY REGIONAL MIXED USED DISTRICT". STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT, STATED PLANNING AND ZONING VOTED UNANIMOUSLY TO RECOMMEND TO COUNCIL APPROVAL FOR ZONING "MU-2 COMMUNITY AND REGIONAL MIXED USE DISTRICT". BOB TARDIFF MADE A MOTION TO APPROVE ZONING CHANGE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTY LOCATED AT 15307 FM 16 W , APPROXIMATE 3.876 ACRES, ABSTRACT A00071 T BURBRIDGE, TRACT 34, 38.S01 A CHANGE IN ZONING CLASSIFICATION FROM "R1-C SINGLE FAMILY DISTRICT" TO "MU-2 COMMUNITY REGIONAL MIXED USED DISTRICT". SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.**

**F-6 DISCUSSION AND POSSIBLE ACTION TO APPROVE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTY LOCATED AT FM 16 W, APPROXIMATE 3.296 ACRES, ABSTRACT A0071 T BURBRIDGE, TRACT 34B, 38 S01, CONSIDERATION OF A CHANGE IN ZONING CLASSIFICATION FROM "R-3 MULTIPLE FAMILY RESIDENTIAL DISTRICT" TO "MU-2 COMMUNITY AND REGIONAL MIXED USED DISTRICT". STEVEN LLOYD, DIRECTOR OF PLANNING AND DEVELOPMENT STATED PLANNING AND ZONING VOTED UNANIMOUSLY TO RECOMMEND APPROVAL TO COUNCIL FOR ZONING "MU-2 COMMUNITY AND REGIONAL MIXED USE DISTRICT". RICK THELEN MADE A MOTION TO APPROVE ZONING CHANGE ZONING DISTRICT CLASSIFICATION AMENDMENT FOR PROPERTY LOCATED AT FM 16 W, APPROXIMATE 3.296 ACRES, ABSTRACT A0071 T BURBRIDGE, TRACT 34B, 38 S01, CHANGE IN ZONING CLASSIFICATION FROM "R-3 MULTIPLE FAMILY RESIDENT DISTRICT" TO "MU-2 COMMUNITY AND REGIONAL MIXED USED DISTRICT". SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.**

**F-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION IN SUPPORT OF APPLICATION FOR NATIONAL INCIDENT BASED MANAGEMENT SYSTEM GRANT. CHIEF SOMES STATED THIS IS AN APPLICATION TO APPLY FOR NATIONAL INCIDENT BASED MANAGEMENT SYSTEM GRANT. HE IS REQUESTING PERMISSION FROM COUNCIL TO APPLY FOR THE GRANT. THIS GRANT APPLICATION IS FOR KOLOGIK SOFTWARE. AMANDA FENWICK, ADMINISTRATIVE ASSISTANT TO POLICE DEPARTMENT STATED THIS WILL HELP WITH RECORDS MANAGEMENT SYSTEM, MAPPING, STATISTICS, COPSYNCH MOBILE, AND CAD SYSTEM. BOB TARDIFF MADE A MOTION TO APPROVE RESOLUTION R05-2019 IN SUPPORT OF APPLICATION FOR THE NATIONAL INCIDENT BASE MANAGEMENT SYSTEM. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.**

**F-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE CHANGE TO PARK ACCESS ROAD. CAROLYN CALDWELL, CITY MANAGER STATED COUNCIL HAS APPROVED THE PARK ACCESS ROAD FOR AN ADDITIONAL \$4,000.00. THE ROAD CAN BE ASPHALTED FOR AESTHETIC AND MAINTENANCE REASONS. SHE RECOMMENDS APPROVAL. GINGER SIMS MADE A MOTION TO APPROVE CHANGE TO PARK ACCESS ROAD. SECOND BY BOB TARDIFF. ALL VOTED IN FAVOR.**

**F-9 DISCUSSION AND POSSIBLE ACTION TO APPROVE CHANGE ORDER ONE ON WELL #6. KYLE MCCOY, UTILITIES DIRECTOR, UPDATED COUNCIL ON WELL #6. THE CHANGE ORDER IS FOR WELL REHAB AND REPLACEMENT OF EQUIPMENT CAROLYN CALDWELL, CITY MANAGER, STATED THIS EXPENDITURE WOULD BE PAID OUT OF THE WATER CAPITAL FUND. RICK THELEN MADE A MOTION TO APPROVE WEISINGER INCORPORATED CHANGE ORDER 1 FOR \$67,459.00. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.**

**F-10**

**DISCUSSION AND POSSIBLE ACTION TO APPROVE UPGRADING SEPTIC LINES AND TANKS AT FAULKNER PARK BATHROOMS.** DARCEY HARRIS, ADMINISTRATIVE ASSISTANT TO WATER UTILITIES DIRECTOR, UPDATED COUNCIL ON UPGRADING SEPTIC LINES AND TANKS AT FAULKNER PARK BATHROOMS. THE DESIGN COST \$1,450.00 FOR ONSITE SEWAGE SYSTEM AND UPGRADES AT THE PARK. THE COST ESTIMATE TO EXPAND THE SYSTEM, MOVE THE SPRINKLERS AND ADD EXTRA TANK \$16, 940.00. THE PROJECT CAN START THE SECOND WEEK IN MARCH. CAROLYN CALDWELL, CITY MANAGER, STATED THE SPRINKLERS ARE LOCATED BETWEEN THE BASEBALL FIELDS AND THE SCONCESSION STAND. THE PARKS BOARD WOULD LIKE THEM MOVED TO AN AREA WHERE THE KIDS DON'T PLAY. BOB TARDIFF MADE A MOTION TO APPROVE UPGRADING SEPTIC LINES AND TANKS AT FAULKNER PARK BATHROOMS FOR \$19,000.00. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

**F-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE REPLACING WATER LINES ON TERESA STREET UPGRADING TO A 6IN LINE.** KYLE MCCOY, UTILITIES DIRECTOR, UPDATED COUNCIL ON TERESA STREET. THERE IS A 4" WATER LINE THAT IS SPLITTING. HE RECOMMEND REPLACING WITH A 6" LINE, 2 HOT TAPS, 1 FIRE HYDRANT, AND 20 TONS OF ASHPALT. THE COST TO INSTALL \$9,071.00. GINGER SIMS MADE A MOTION TO APPROVE REPLACING WATER LINES ON TERESA STREET AND UPGRADING TO A 6IN. LINE NOT TO EXCEED \$9,071.00. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

**F-12 DISCUSSION AND POSSIBLE ACTION TO ALLOW BASEBALL TOURNAMENT FUNDRAISER AT POOL PARK ON MARCH 9, 2019.** DARCEY HARRIS INTRODUCED TIFFANY SMITH WITH BASEBALL ASSOCIATION. SHE STATED THIS WILL BE AN 8U SOFTBALL TOURNAMENT ON MARCH 9, 2019 TO HELP TOWARDS MEDICAL EXPENSES FOR PAISLEY PRUITT A STUDENT AT LISD. GINGER SIMS MADE A MOTION TO ALLOW A SOFTBALL TOURNAMENT FUNDRAISER AT POOL PARK ON MARCH 9, 2019. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

**F-13 UPDATE ON ETCOG MAPPING SYSTEM FOR CITY OF LINDALE ZONING MAP AND UTILITIES.** CAROLYN CALDWELL, CITY MANAGER, STATED IN DECEMBER 2017, COUNCIL APPROVED ETCOG TO DO GSI MAPPING FOR THE CITY. THIS MAP WILL GIVE INFORMATION ON ZONING, ANNEXATION, AND ZONING ORDINANCE. DAVID CRAFT AND STEVEN LLOYD WILL BE ASSIGNED TO UPDATING THE MAP WITH ANY CHANGES. DAVID CRAFT, FINANCIAL DIRECTOR, PRESENTED THE MAPPING TO COUNCIL.

**F-14 DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE CITY MANAGER TO SIGN CONTRACT EXTENSION FOR ELECTRICAL SERVICES FOR THE CITY'S ELECTRICAL NEEDS AS RECOMMENDED BY TEXAS POWER CONSULTANT.** CAROLYN CALDWELL, CITY MANAGER, STATED IN 2016 WE LOCKED IN AN EXTENSION OF 2 YEARS ON THE CITY ELECTRIC RATE, IF GEXA IS WILLING, SHE WOULD LIKE THE CITY TO GET AN 8-YEAR LOCK IN RATE IT WOULD BE BENEFICIAL FOR BUDGETING. POWER RATES WHICH CHANGE DAILY, SHE WOULD LIKE AUTHORIZATION TO SIGN AND LOCK IN A RATE. BRYAN SUMMERVILLE MADE A MOTION TO AUTHORIZE THE CITY MANAGER TO SIGN A CONTACT TO EXTEND ELECTRICAL CONTRACT WITH GEXA. SECOND BY BOB TARDIFF. ALL VOTED IN FAVOR.

**F-15 DISCUSSION AND POSSIBLE ACTION TO APPOINT A NEW MEMBER TO THE PLANNING AND ZONING BOARD.** CAROLYN CALDWELL, CITY MANAGER, STATED YVETTE MARTIN HAS BEEN ON THE PARKS BOARD FOR THE LAST SEVERAL YEARS AND HAS MADE APPLICATION FOR THE PLANNING AND ZONING BOARD. BRYAN SUMMERVILLE MADE A MOTION TO APPOINT YVETTE MARTIN TO THE PLANNING AND ZONING BOARD. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

**F-16 DISCUSSION AND POSSIBLE ACTION TO APPROVE COUNCIL MINUTES OF JANUARY 15, 2019 REGULAR MEETING.** GINGER SIMS MADE A MOTION TO APPROVE COUNCIL MINUTES OF JANUARY 15, 2019 REGULAR MEETING. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

**F-17 DISCUSSION AND ACTION TO APPROVE JANUARY 2019 EXPENDITURES AND FINANCIAL REPORTS.** DAVID CRAFT, FINANCIAL DIRECTOR, UPDATED COUNCIL THE SALES TAX CAME IN UP AGAIN. WE ARE UP FOR THE YEAR BY \$75,000. BOB TARDIFF MADE A MOTION TO APPROVE JANUARY 2019 EXPENDITURES AND FINANCIAL REPORTS. SECOND BY BRYAN SUMMERVILLE.

**F-18 CITIZEN TALK TIME: (TIME LIMIT 5 MINUTES. NO DISCUSSION BUT MAY BE PLACED ON FUTURE AGENDA FOR DISCUSSION OR ACTION). NONE.**

**G. REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY.** KYLE MCCOY, UTILITIES DIRECTOR UPDATED ON AMR METERS, CAROLYN CALDWELL, CITY MANAGER UPDATED ON FEEDER ROADS ON I-20 ARE BEHIND SCHEDULE. MICHELLE PHILLIPS, CITY SECRETARY UPDATED ON MAY 4, 2019 CITY ELECTION.

H. ADJOURNMENT. MEETING ADJOURNED 7:10 P.M.

  
MICHELLE PHILLIPS, CITY SECRETARY

  
JERRY D. BAUGHERTY, MAYOR

