

REGULAR MEETING
LINDALE CITY COUNCIL
TUESDAY, SEPTEMBER 6, 2016 6:00 P. M.
CITY HALL, 105 BALLARD DRIVE

THE MEETING WAS CALLED TO ORDER BY MAYOR JEFF DAUGHERTY.

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

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

CHIEF DANIEL SOMES DID A PRESENTATION FOR THE PROMOTION OF SGT. DETECTIVE MICHAEL LAZARINE.

F-1 SECOND PUBLIC HEARING TO RECEIVE COMMENTS REGARDING LEVYING TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF LINDALE, TEXAS AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR THE YEAR 2016-2017 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE CITY HAS SET A PROPOSED TAX RATE OF .472219 WHICH WILL RAISE MORE TAXES THAN LAST YEAR BY \$95,000 OR 8.7%. AND OF THAT AMOUNT \$20,146 IS RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR. THE I & S PROPOSED TAX RATE IS .230925 AND THE M/O PROPOSED TAX RATE IS .241294 FOR A TOTAL TAX RATE OF .472219 THAT IS SLIGHTLY LOWER THAN LAST YEAR'S TAX RATE. THIS IS THE FINAL PUBLIC HEARING. THE TAX RATE WILL BE PASSED SEPTEMBER 20, 2016 @ 6:00 P.M. AT A REGULAR SCHEDULED COUNCIL MEETING. THIS IS A PUBLIC HEARING AND IS OPEN TO ANYONE WANTING TO SPEAK. THERE BEING NO FURTHER COMMENTS. PUBLIC HEARING ENDED AT 6:08 P.M.

F-2 PUBLIC HEARING TO RECEIVE COMMENTS REGARDING THE PROPOSED 2016-2017 BUDGET YEAR. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE CITY HAS SET A PROPOSED TAX RATE OF .472219 THAT WILL RAISE MORE TAXES THAN LAST YEAR BY \$95,000 OR 8.7%. AND OF THAT AMOUNT \$20,146 IS RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR. THIS IS A PUBLIC HEARING ON THE BUDGET. THE BUDGET WILL BE ADOPTED AT THE SEPTEMBER 20, 2016 MEETING. THIS IS A PUBLIC HEARING AND IS OPEN TO ANYONE WANTING TO SPEAK. THERE BEING NO FURTHER COMMENTS. PUBLIC HEARING ENDED AT 6:09 P.M.

F-3 DISCUSSION AND POSSIBLE ACTION REGARDING SETTING A DATE TO APPROVE THE 2016-2017 BUDGET YEAR. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE LAW NOW REQUIRES THE CITY TO TAKE ACTION ON THE BUDGET AT THE CONCLUSION OF THE HEARING. EVEN IF THE ACTION IS TO POSTPONE THE ADOPTION OF THE BUDGET UNTIL SEPTEMBER 20TH, 2016 MEETING. BOB TARDIFF MADE A MOTION TO POSTPONE THE ADOPTION OF THE BUDGET UNTIL SEPTEMBER 20TH, 2016 MEETING. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-4 PUBLIC HEARING TO RECEIVE COMMENTS ON THE DOWNTOWN PARK. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED HUNTER WITH MHS STATED THE CITY NEEDED TO HAVE ANOTHER PUBLIC HEARING TO RECEIVE COMMENTS ON THE DOWNTOWN PARK IN ORDER TO GET EXTRA POINTS ON THE APPLICATION. THIS IS A PUBLIC HEARING ON THE DOWNTOWN PARK AND IS OPEN TO ANYONE WANTING TO SPEAK. MEAGHAN MCEIG STATED HER DAUGHTER IS EXCITED FOR THE SPLASH PAD. TYE PHELPS STATED THE PARK IS A CRUTIAL THIRD PIECE TO THE DOWNTOWN DEVELOPMENT. THERE BEING NO FURTHER COMMENTS. PUBLIC HEARING ENDED AT 6:11 P.M.

F-5 DISCUSSION AND POSSIBLE ACTION TO APPROVE THE DOWNTOWN LINDALE PARK PROJECT SITE PLAN AND PROJECT PRIORITIES. BILL ANDREASON SPOKE CONCERNING THE CONCERT STAGE MOVED AT A DIAGONAL POSITION TOWARD THE EAST WITH SLIGHT VIEWER AREA CHANGE. ALSO THE TRAIL AREA WAS ALTERED ON NORTH STREET AND THE PARKING LOT WAS REDUCED. THE STREET LAMP COUNT WAS REDUCED FROM 26 TO NOW 19 DUE TO THIS SHIFT OF THE STAGE. GINGER SIMS MADE A MOTION TO APPROVE THE DOWNTOWN PARK PROJECT SITE PLAN. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

F-6 DISCUSSION AND POSSIBLE ACTION TO APPROVE SIGN DESIGN FOR TOURISM OFFICE AT THE CANNERY. SEONG MACLAREN, TOURISM DIRECTOR SPOKE REGARDING THE COLORS OF THE SIGNS ON THE DESIGN PRESENTED TO COUNCIL. SHE STATED THE FLAGS ARE NOT PINK, BUT RED AND THE COLOR FADES. TYLE PHELPS, OWNER OF LOVE AND WAR SAID THAT ON THE LEFT CORNER OF THE BUILDING WILL BE A SIGN PAINTED THAT SAYS, "THE CANNERY" THEN THE TOURISM OFFICE. SOME COUNCIL MEMBERS DID NOT LIKE THE FONT OF THE SIGN FOR TOURISM. SEONG WILL HAVE IT CHANGED AND PRESENT A NEW DESIGN TO COUNCIL FOR APPROVAL. NO ACTION.

F-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE AN ONCOR EASEMENT ON THE NORTHEAST CORNER OF PICKERS PAVILION PROPERTY 205 E. NORTH STREET. BILL ANDREASON, ANDREASON DEVELOPMENT STATED ALL LINES THAT WERE OVERHEAD ON THE CANNERY ARE NOW UNDERGROUND, HOWEVER THE EAST SIDE CANNERY AND PARK IS THE AREA ONCOR WANTS TO TAKE UNDERGROUND TO PICKERS PAVILION & DARDEN PROPERTY. THIS IS NECESSARY AS THE CITY EXPANDS TO PREPARE FOR THE FUTURE DEVELOPMENT. THE CONDUIT IS IN PLACE, ALL THAT NEED BE DONE ARE LINES TO BE RUN UNDERGROUND AT NO COST TO THE CITY. BOB TARDIFF MADE A MOTION TO APPROVE ONCOR EASEMENT ON THE NORTHEAST CORNER OF THE PICKERS PAVILION, 205 E. NORTH STREET. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

F-8 DISCUSSION AND POSSIBLE ACTION APPROVE EMERGENCY EXPENDITURE FOR REPLACING AIR UNIT AT CITY HALL. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE UNIT THAT SERVICES THE 5 OFFICE ON THE SOUTH SIDE OF CITY HALL BUILDING AND LEDC OFFICE QUIT WORKING ON AUGUST 24, 2016. DUE TO THE URGENCY (NO AIR), SHE APPROVED ORDERING THE REPLACEMENT UNIT. THE EXPENDITURE OF \$9,363.00 NEEDS TO BE APPROVED AND WILL BE PAID OUT OF THE GENERAL CAPITAL FUND. GINGER SIMS MADE A MOTION TO APPROVE PURCHASE OF AIR CONDITIONING UNIT FOR CITY HALL AT A COST OF \$9,363.00 TO BE PAID OUT OF THE GENERAL CAPITAL FUND. SECOND BY RICK THELEN. ALL VOTED IN FAVOR.

F-9 DISCUSSION AND POSSIBLE ACTION REGARDING THE PICKERS PAVILION UPKEEP, RENTAL AND FEES. NO ACTION

F-10 DISCUSSION AND POSSIBLE ACTION TO APPROVE AN INTER-LOCAL AGREEMENT BETWEEN THE LEDC AND THE CITY OF LINDALE FOR HEALTH BENEFITS FOR THE LEDC EMPLOYEES. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED WE TURNED IN AN ORDINANCE THE CITY PASSED TO GET THE LEDC ON THE CITY HEALTH INSURANCE. THEIR LEGAL DEPARTMENT CAME BACK AND SAID WE ARE REQUIRED TO HAVE AN INTER-LOCAL AGREEMENT WITH THE LEDC. SHE ADDED THE COUNCIL WILL WAIVE THE WAITING PERIOD OF 90 DAYS FOR THE CURRENT LEDC EMPLOYEES (2), ONLY BECAUSE OF THE LENGTH OF TIME IT HAS TAKEN TO GET THIS APPROVED. RICK THELEN MADE A MOTION TO APPROVE THE INTER-LOCAL AGREEMENT BETWEEN THE LEDC AND THE CITY OF LINDALE TO ALLOW LEDC TO PARTICIPATE IN CITY HEALTH BENEFITS WITH THE WAITING PERIOD OF 90 DAYS WAIVED FOR THE TWO CURRENT EMPLOYEES. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR.

F-11 DISCUSSION AND POSSIBLE ACTION TO APPROVE PUBLIC WORKS CAPITAL EXPENDITURES FOR BUDGET YEAR 2015-2016 FOR NEW TRUCK AND MOWER. CHARLES GILMORE, UTILITIES DIRECTOR SPOKE TO COUNCIL REGARDING THE QUOTE ON THE TRACTOR/MOWER. HE WOULD LIKE TO OBTAIN FROM ROSE COUNTRY TRACTOR IN TYLER. REGARDING THE TRUCK QUOTE, CHARLES WOULD LIKE TO OBTAIN A TRUCK FROM GMC. HIS FLEET IS MOSTLY FORDS AND HE STATED HE HAS HAD NOTHING BUT PROBLEMS. COUNCIL WOULD LIKE FOR CHARLES TO OBTAIN A QUOTE ON A DIESEL TRUCK AND PRESENT TO THEM AT NEXT COUNCIL MEETING. BOB TARDIFF MADE A MOTION TO APPROVE PUBLIC WORKS CAPITAL EXPENDITURES FOR BUDGET YEAR 2015-2016 FOR NEW TRACTOR MOWER, HOWEVER THEY WOULD LIKE TO HAVE A QUOTE ON A DIESEL GMC TRUCK BEFORE THEY APPROVE THIS ITEM. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-12 DISCUSSION REGARDING THE PROCEDURES FOR APPOINTING A BOARD TO REVIEW THE CITY CHARTER. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE CITY MUST REVIEW THEIR CHARTER EVERY 5 YEARS. IT IS TIME TO APPOINT A BOARD OF 9 PEOPLE. THE COUNCIL WILL CHECK AND SEE IF ANY OF THE PREVIOUS BOARD WOULD LIKE TO SERVE AND ANY CITIZEN INTERESTED MUST COME FORWARD. A REQUIREMENT IS THAT ALL BOARD MEMBERS MUST LIVE WITHIN CITY LIMITS. THIS WILL BE DISCUSSED AGAIN AT NEXT COUNCIL MEETING. NO ACTION.

F-13 DISCUSSION AND POSSIBLE ACTION TO APPROVE PROFESSIONAL FIRM OF GOLLOB MORGAN PEDDY CO., P.C. TO PERFORM CITY AUDIT FOR FISCAL YEAR 2015-2016. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE CITY IS REQUIRED BY LAW TO HAVE THE CITY FINANCIAL RECORDS AUDITED BY AN INDEPENDENT AUDITOR. GOLLOB MORGAN PEDDY HAS BEEN THE CITY AUDITORS FOR SEVERAL YEARS. SHE IS RECOMMENDING THAT GOLLOB MORGAN PEDDY BE APPROVED TO DO THE CITY FINANCIAL RECORDS AUDIT FOR FISCAL YEAR 2015-2016. BOB TARDIFF MADE A MOTION TO APPROVE GOLLOB MORGAN PEDDY CERTIFIED PUBLIC ACCOUNTANTS AS THE CITY OF LINDALE FINANCIAL AUDITORS FOR THE FISCAL YEAR 2015-2016. SECOND BY BRYAN SUMMERVILLE. ALL VOTED IN FAVOR.

F-14 DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION AUTHORIZING APPLICATION FOR TEXAS PARKS AND WILDLIFE GRANT. CAROLYN CALDWELL, INTERIM CITY MANAGER STATED THE RESOLUTION R13-2016 AUTHORIZES APPLICATION FOR THE TEXAS PARK AND WILDLIFE GRANT FUNDS AND IS REQUIRED FOR THE GRANT. GINGER SIMS MADE A MOTION TO APPROVE RESOLUTION AUTHORIZING APPLICATION FOR THE LOCAL PARK GRANT PROGRAM THROUGH TEXAS PARK AND WILDLIFE. SECOND BY CLYDE HARPER. ALL VOTED IN FAVOR.

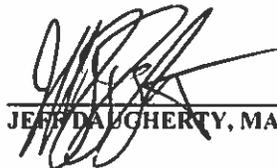
G **REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY).** CAROLYN CALDWELL, INTERIM CITY MANAGER UPDATED COUNCIL ON WELL #5 STATING IT IS FLUSHED AND PUMPING AND WILL BE UP BY FRIDAY, SEPTEMBER 9, 2016. CAROLYN SAID THE CITY IS IN NEED OF A MEMBER ON THE BOARD FOR THE TIF ZONE AND WE CAN HAVE UP TO 2 ON BOARD FROM COUNCIL. THIS WILL BE LISTED ON UPCOMING AGENDA FOR NEXT COUNCIL MEETING. BILL ANDREASON, ANDREASON DEVELOPMENT STATED THE PARKING AND STREETS WILL BE AS READY AS THEY CAN FOR COUNTRYFEST. HE SAID IT IS THEIR GOAL TO HAVE AS MUCH DONE AS POSSIBLE.

H **EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT- DELIBERATION REGARDING PERSONNEL MATTERS UNDER SECTION 551.074 OF THE TEXAS GOVERNMENT CODE- TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES OF THE CITY MANAGER.** COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:51 P.M.: COUNCIL ENTERED BACK INTO OPEN SESSION AT 7:23 P.M.

I **DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE SESSION. NO ACTION.**

J **ADJOURNMENT: MEETING ADJOURNED AT 7:24 P.M.**


CAROLYN CALDWELL, CITY SECRETARY


JEFF DAUGHERTY, MAYOR

