

REGULAR MEETING- TELECONFERENCE
LINDALE CITY COUNCIL
TUESDAY JUNE 16, 2020 6:00 P. M.
CITY HALL, 105 BALLARD DR.

DUE TO THE CURRENT CORONAVIRUS COVID-19 PUBLIC HEALTH EMERGENCY A TEMPORARY SUSPENSION OF THE OPEN MEETING ACTS TO ALLOW TELEPHONE OR VIDEOCONFERENCING PUBLIC MEETINGS HAS BEEN GRANTED BY GOVERNOR GREG ABBOTT. A TELECONFERENCE MEETING OF THE LINDALE CITY COUNCIL WAS CONDUCTED INSTEAD OF MEETING PROVIDING A PHYSICAL ACCESS TO THE PUBLIC. MEMBERS OF THE PUBLIC WERE ALLOWED TO PARTICIPATE BY JOINING A MEETING LIVE OR BY CALLING TO LISTEN LIVE.

MAYOR JEFF DAUGHERTY CALLED THE MEETING TO ORDER AT 6:00 P.M. HAVING ESTABLISHED A QUORUM.

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

OTHERS PRESENT: CITY MANAGER, CAROLYN CALDWELL (IN PERSON), CITY SECRETARY, MICHELLE PHILLIPS (IN PERSON), FINANCIAL DIRECTOR, DAVID CRAFT (IN PERSON), CHIEF DAN SOMES (IN PERSON), CITY ATTORNEY, GLEN PATRICK (IN PERSON).

CAROLYN CALDWELL, CITY MANAGER'S OPENING STATEMENT TO MEMBERS OF THE PUBLIC AND ANY CITIZENS ONLINE THAT WOULD LIKE TO SPEAK ON AN AGENDA ITEMS PLEASE STATE YOUR NAME AND AGENDA ITEM YOU WOULD LIKE TO ADDRESS. IF THERE ARE ANY CITIZENS THAT WOULD LIKE TO SPEAK ON CITIZEN TALK TIME STATE YOUR NAME.

C-1 DISCUSSION AND POSSIBLE ACTION TO APPROVE TURKEY TROT OFF EAGLE SPIRIT/BRAD CIRCLE AREA FOR THANKSGIVING DAY 2020. CAROLYN CALDWELL, CITY MANAGER, STATED THIS IS THE SAME RUN THEY HAD LAST YEAR. THERE WERE NOT ANY PROBLEMS AND RECOMMENDS APPROVAL. BOB TARDIFF MADE A MOTION TO APPROVE TURKEY TROT OFF EAGLE SPIRIT/BRAD CIRCLE AREA FOR THANKSGIVING DAY 2020. SECOND BY GINGER SIMS. ALL VOTED IN FAVOR. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-2 DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE AMENDING VENDOR ORDINANCE INCLUDING MOBILE FOOD UNITS AND SOLICITORS. CAROLYN CALDWELL, CITY MANAGER, STATED COUNCIL HAS A REVISED ORDINANCE AND SHE IS ASKING COUNCIL TO AMEND THE VENDOR ORDINANCE. MAIN ITEMS AMENDED TO ORDINANCE: PARKING, IF A FOOD TRUCK IS PARKED AT A BUSINESS THAT A BUSINESS WOULD HAVE ADEQUATE PARKING FOR THEIR OWN CERTIFICATE OF OCCUPANCY AND PLUS HAVE 4 ADDITIONAL SPACES FOR PARKING FOR THE FOOD TRUCK. FOOD TRUCKS THAT ARE WITHIN 200 FEET FROM AN EXISTING RESTAURANT WILL NEED PERMISSION FROM THE RESTAURANT OWNER. THIS WOULD BE MEASURED FROM THE BUILDING TO THE FOOD TRUCK TRAILER. SALES TAX: IF A FOOD VENDOR IS NOT PAYING SALES TAX AND IS STATIONED IN LINDALE THE CITY CAN REVOKE THE PERMIT UNTIL YOU CORRECT THE PROBLEM. THE PERMIT COULD BE REVOKED UP TO A YEAR; ANY ISSUES WITH FOOD TRUCKS BY THE HEALTH DEPARTMENT MUST BE REPORTED TO THE CITY; AMEND PERMIT FEES FROM \$300.00 A YEAR TO \$300.00 A QUARTER. CITIZEN: AMANDA LONGACRE ASKED WHY THE PERMIT FEES ARE BEING RAISED TO \$300 QUARTER NOW. WHY HAS SHE NOT BEEN ALLOWED TO SET UP FOR 4 WEEKS NOW? SHE HAS GIVEN ALL HER INFORMATION TO THE CITY. CAROLYN CALDWELL, CITY MANAGER, ADDRESSED THE ISSUE OF DOCUMENTATION OF SALES TAX BEING PAID TO THE CITY OF LINDALE. THE DOCUMENTATION PROVIDED DID NOT SHOW ANY SALES TAXES PAID TO THE CITY OF LINDALE. CITIZEN: CHRIS FOOTE ASKED IF THE \$300 PERMIT FEE PER QUARTER PER LOCATION OR CAN IT BE USED AT MULTIPLE LOCATIONS. CAROLYN CALDWELL, ADDRESSED THE QUESTION THAT ONE PERMIT WOULD COVER ONE FOOD TRUCK IN MULTIPLE LOCATIONS. RICK THELEN MADE A MOTION TO PASS THE **ORDINANCE 08-2020** CITY OF LINDALE AMENDING ORDINANCE 07-2014 REGULATING THE VENDORS INCLUDING MOBILE FOOD UNITS AND SOLICITORS WITHIN THE CITY LIMITS OF LINDALE, TEXAS. SECOND BY CLYDE HARPER. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-3 DISCUSSION AND POSSIBLE ACTION TO APPROVE A RESOLUTION TO ENTER INTO A FINANCE CONTRACT WITH GOVERNMENT CAPITAL CORPORATION FOR THE PURPOSE OF FINANCING LAW

ENFORCEMENT TECHNOLOGY AND ACCEPT SC 911 CONTRIBUTION OF \$35,000. CAROLYN CALDWELL, CITY MANAGER, STATED THIS ITEM WAS PASSED BY THE CITY COUNCIL LAST MEETING. THE FINANCING COMPANY NEEDED A RESOLUTION. SMITH COUNTY 911 IS GOING TO SUPPORT THE \$35,000 BUT WILL DO IT \$10,000 PER YEAR. BOB TARDIFF MADE A MOTION TO APPROVE **RESOLUTION R07-2020** TO ENTER INTO A FINANCE CONTRACT WITH GOVERNMENT CAPITAL CORPORATION FOR FINANCING LAW ENFORCEMENT TECHNOLOGY AND ACCEPT SC 911 DISTRICT CONTRIBUTION OF \$35,000. SECOND BY BRYAN SUMMERVILLE.. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-4 DISCUSSION AND POSSIBLE ACTION TO APPROVE TML INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL RERATE NOTICE FOR HEALTH, DENTAL, VISION, AND LTD. DAVID CRAFT, FINANCIAL DIRECTOR, TML PRESENTED THE CITY WITH RENEWAL OPTIONS. A RECOMMENDATION OF OPTION 3 BEING THE BEST OPTION FOR THE EMPLOYEE AND THE CITY. IT IS VERY CLOSE TO WHAT THE CITY IS CURRENTLY PROVIDING TO THE EMPLOYEES NOW. CAROLYN CALDWELL, CITY MANAGER, STATED THE EMPLOYEES HAVE A \$2,000 DEDUCTIBLE NOW AND THE CITY PAYS \$1,000 AND THE EMPLOYEE PAYS \$1,000. IF WE GO WITH OPTION 3, THE DEDUCTIBLE WILL BE \$3,000. SHE ASKED THAT THE COUNCIL TO APPROVE THE CITY TO PAY \$1,500 OF THE DEDUCTIBLE AND THE EMPLOYEE PAY \$1,500. BOB TARDIFF MADE A MOTION TO APPROVE EMPLOYEE MEDICAL OPTION 3 WITH THE SUGGESTED AMOUNT RECOMMEND BY CITY MANAGER OF \$1,500 THE CITY WILL PAY. SECOND BY GINGER SIMS. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-5 DISCUSSION ON CITY POLICY AND PROCEDURES. JUSTIN BROWN ADDRESSED COUNCIL WITH HIS FEARS AND ANXIETY THAT STEMS FROM CURRENT EVENTS IN THE MEDIA AND AROUND THE WORLD REGARDING POLICE BRUTALITY, RACIAL DIVISION, DIVERSITY AND INCLUSION. WHAT ARE ELECTED OFFICIALS DOING? MAYOR DAUGHERTY ADDRESSED MR. BROWN ON SOME OF THE ISSUES IN QUESTION. HE WOULD LIKE TO PUT TOGETHER A TEAM TO HELP ADDRESS ISSUES FROM THE PAST AND HELP WITH THE FUTURE IN THE COMMUNITY.

C-6 DISCUSSION AND POSSIBLE ACTION TO AWARD BID FOR CEMETERY MAINTENANCE. CAROLYN CALDWELL, CITY MANAGER, STATED SHE WOULD LIKE TO TAKE THE CEMETERY BACK OUT TO BID. THERE WAS AN ISSUE IN THE BID DOCUMENTS THAT REQUIRED THEY HAVE WORKER'S COMP. NO BIDS RECEIVED WITH WORKER'S COMP INSURANCE. RICK THELEN MADE A MOTION TO TABLE. SECOND BY CLYDE HARPER. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

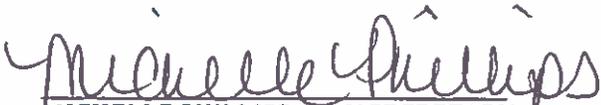
C-7 DISCUSSION AND POSSIBLE ACTION TO APPROVE MINUTES FOR MAY 5, 2020 AND MAY 19, 2020 REGULAR COUNCIL MEETINGS. GINGER SIMS MADE A MOTION TO APPROVE COUNCIL MINUTES FOR MAY 5, 2020 AND MAY 19, 2020 REGULAR COUNCIL MEETINGS. SECOND BY CLYDE HARPER. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-8 DISCUSSION AND POSSIBLE ACTION TO APPROVE MAY 2020 EXPENDITURES AND FINANCIAL REPORTS. DAVID CRAFT, FINANCIAL DIRECTOR, STATED ALL DEPARTMENTS ARE ON BUDGET AND FINANCES ARE IN GOOD SHAPE. THE SALES TAX WENT UP 0.86%. BRYAN SUMMERVILLE MADE A MOTION TO APPROVE MAY 2020 EXPENDITURES AND FINANCIALS. SECOND BY BOB TARDIFF. RECORD OF VOTE RICK THELEN FOR, CLYDE HARPER FOR, GINGER SIMS FOR, BOB TARDIFF FOR, AND BRYAN SUMMERVILLE FOR. MOTION CARRIED UNANIMOUSLY.

C-9 CITIZEN TALK TIME. NONE.

C-10 REPORTS: CITY COUNCIL, CITY MGR., CITY STAFF (NO DISCUSSION, INFORMATION UPDATE ONLY). MAYOR, DAUGHERTY STATED SUNDAY'S EVENT WAS WONDERFUL HE WAS VERY PLEASED. CAROLYN CALDWELL CONGRATULATED DAVID CRAFT ON COMPLETION OF TEXAS CERTIFIED PUBLIC MANAGER PROGRAM. COUNCILMAN RICK THELEN COMMENTED ON THE PARK AND SAID IT WAS GREAT TO SEE THE KIDS AND PARENTS USING THE PARK.

D. ADJOURNMENT. 6:54 P.M.


MICHELLE PHILLIPS, CITY SECRETARY


JEFF D. DAUGHERTY, MAYOR