

**MINUTES OF JANUARY 13, 2020
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:00 p.m. on January 13, 2020, pursuant to notice duly posted according to law. The following members were present:

Don Surratt	-	Mayor
Lynette Barks	-	Councilwoman
Kenneth Wahl	-	Councilman
Sharon Spears	-	Councilwoman
David Maniscalco	-	Councilman
Dan Bell	-	Councilman

And absent:

Steve Templeton	-	Mayor Pro Tem
-----------------	---	---------------

Also present were City Manager Steve Clark, Police Chief Danny Sullins, City Attorney Curtis Soileau, City Secretary Susan Collins, Zoning Clerk Anita Price and other guests (see attached Guest Register).

Mayor Surratt called the Meeting to order at 7:00 p.m. noting that a quorum was present, and the meeting was duly called and posted in accordance with the Texas Open Meetings Act. Councilman Wahl then delivered the Invocation, Mayor Surratt led the Pledge of Allegiance and Councilman Maniscalco led the Texas Pledge.

MAYOR'S REPORT:

CALL TO ORDER:

COMMITTEE REPORTS:

CONSENT AGENDA:

A. APPROVAL OF MINUTES OF DECEMBER 9, 2019 PUBLIC HEARING and REGULAR MEETING

Councilman Wahl made a Motion to approve the Minutes as presented. Councilwoman Barks seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

CITIZEN'S PARTICIPATION – COUNCILMAN WAHL PRESIDING

None at this time.

ANNOUNCEMENTS/CITY BUSINESS:

City Manager, Steve Clark announced that a Pre-bid conference for the Taft Road Project will be held on Friday, January 17th, the bids will be due on Thursday, January 23rd and the bids will be presented to Council, for possible award, on Monday January 27, 2020.

OLD BUSINESS:

NEW BUSINESS:

Item # 200111– Discussion and Possible Action – Zoning Commission Recommendation– Variance request submitted by Tim Isenblitter to divide his property into three lots with a common access easement to each lot. The lots would not have the required 75’ of road frontage. One of the lots will be 1 acre, another will be 1.5 acres and the remaining lot will be approximately 5.08 acres. The property is approximately 7.58 acres of land located at 128 Creek Road, AB 21, in the C A Felder Survey, P# 21-18-A, 1#2017-77248 9/12/2017, Lumberton, Hardin County, Texas.

Councilman Bell made a Motion to accept Zoning Commission Recommendation and grant the variance as requested and presented with the Maintenance/Easement and Unrestricted Access agreement(s), as approved by the City Attorney, filed with the Minor Plat. Councilman Wahl seconded the Motion. Motion passed with six (6) for and none (0) against.

Item # 200112 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by Helen Johnson to divide her property, which has two houses on it into two lots. Both lots would have less than the required 75’ road frontage. The property is approximately .46 acres located at 223 Church Loop, AB 14, in the E Duncan Survey, P#14-203, Tract S-18, 1#1438/776, Lumberton, Hardin County, Texas

Councilman Wahl made a Motion to grant the variance as requested and presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200113 – Discussion and Possible Action – Zoning Commission Recommendation-- Variance Request submitted by Jessica and Jerrith Stoute of JT&I Custom Homes, LLC to encroach upon the west side building setback lines to within 2’ of the property line to construct a concrete driveway for a side garage. The property is located at 217 Pindo Palm Drive, Lot 26, Block 4, Woosley Palms, Phase 3, P# WP3-4-26, 1#2019-97772 08/30/2019, Lumberton, Hardin County, Texas.

Councilman Bell made a Motion to accept the Zoning Commission Recommendation and grant the variance request as presented. Councilwoman Spears seconded the Motion. Motion passed with six (6) for and none (0) against.

Item # 200114 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by Pierce Harrington to encroach upon the rear building setback line to within 20’ of the property line and the north side building setback lines wit within 5’ of the property line, to construct a 40 x 60 accessory building and carport. The property is located at 225 Jena Lane, Lot 19, Block 1, Chance Estates P# CL31-19, 1#2016-69204 10/27/2016, Lumberton, Hardin County, Texas

Councilwoman Spears made a Motion to accept the Zoning Commission Recommendation and grant the variance request as presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200115 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by Jacob Hannah, on behalf of Bret Forsyth, to encroach upon the north side building setback line to within 2’ of the property line to widen and extend the existing concrete driveway. The property is located at 108 Saylor’s Way, Lot 49, The Cascades Subdivision, P# TC-49. 1#2018/85889 6/11/2018, Lumberton, Hardin County, Texas

Councilman Wahl made a Motion to accept the Zoning Commission Recommendation and grant the variance request as presented. Councilman Bell seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200116 – Discussion and Possible Action – Zoning Commission Recommendation – Request submitted by Verizon Wireless for a Specific Use Permit to construct a 150 ft. monopole design cell tower. The tower would be located at 314 North L.H.S. Drive, AB 2 in the F Arriola Survey, Lot 1, Rinh Estates, P#2-66-A, Tract 48, 1#1759/23 1/5/10, Lumberton, Hardin County, Texas.

Councilman Bell made a Motion to accept the Zoning Commission Recommendation and approve the Verizon Wireless Specific Use Permit as requested and presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

MONTHLY REPORTS:

Reports from the Permit Department, Police Department and Library were reviewed and discussed at this time.

CITY MANAGER'S REPORT:

None at this time.

POLICE CHIEF'S REPORT:

Chief Sullins reported that Kenneth Aydelotte's last day with the city was January 7th as he has accepted a position with Chambers County. Joshua Robison has been hired to fill the vacancy and will begin on February 3, 2020.

EXECUTIVE SESSION:

Council did not enter into closed Executive Session.

ACTION ON EXECUTIVE SESSION ITEMS:

None at this time.

PERSONNEL:

ITEMS FOR FUTURE AGENDA:

None at this time.

ADJOURNMENT:

There being no further business, Councilman Wahl made a Motion to adjourn the meeting. Councilwoman Barks seconded the Motion. Motion passed unanimously with six (6) for and none (0) against. The meeting adjourned at 7:19 p.m.

DON SURRETT
MAYOR

ATTEST:

SUSAN COLLINS
CITY SECRETARY