

**MINUTES OF FEBRUARY 10, 2020
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:00 p.m. on February 10, 2020, pursuant to notice duly posted according to law. The following members were present:

	Don Surratt	-	Mayor
	Lynette Barks	-	Councilwoman
	Steve Templeton	-	Mayor Pro Tem
	Sharon Spears	-	Councilwoman
	David Maniscalco	-	Councilman
	Dan Bell	-	Councilman
And absent:	Kenneth Wahl	-	Councilman

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 7:15 p.m. noting that a quorum was present, and meeting was duly called and posted in accordance with the Texas Open Meetings Act. Mayor Surratt then delivered the Invocation, Councilwoman Barks led the Pledge of Allegiance and Councilman Bell led the Texas Pledge.

CITIZEN'S PARTICIPATION – MAYOR PRO TEM TEMPLETON PRESIDING

None at this time.

ANNOUNCEMENTS/CITY BUSINESS:

None at this time.

COMMITTEE REPORTS:

CONSENT AGENDA:

A. APPROVAL OF MINUTES OF JANUARY 27, 2020 REGULAR MEETING

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

OLD BUSINESS:

NEW BUSINESS:

Item # 200211 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by the office of Mark W. Whiteley and Associates, Inc., on behalf of Mr. & Mrs. Daws, to drain a portion of the 4.155 acres to the south to a proposed pond, as well as a portion of the property to drain to the west towards Adler Ditch, to build a residence. The property is located in the S K Van Meter League, Parcel # 13123, on the south east corner of the intersection of Pineburr Loop at Forest Road, Lumberton, Hardin County, Texas.

Councilman Bell made a Motion to accept the Zoning Commission recommendation and approve the variance request as presented noting that this approval *does not* include a pond. Councilman

Maniscalco seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200212 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by the office of Mark W. Whiteley and Associates, Inc., on behalf of Anderson Petit, LLC, to drain portions of Lot 1 of the proposed Anderson Pines Subdivision towards the sides of the lot to the existing ditches adjoining the property. The property is approximately 2.908 acres located in the S K Van Meter League, AB 53, on the north east corner of the intersection of Pineburr Loop at Forest Road, Lumberton, Hardin County, Texas

Councilman Bell asked if any consideration was given to relocating the proposed driveway farther back from the Forest Road intersection. Mr. Stony Petit, Developer advised that he has no objection to relocating the driveway and further stated that the driveway will have a turning apron to enable residents to pull forward onto Pineburr Loop rather than backing out. Councilman Bell then made a Motion to accept the Zoning Commission Recommendation and approve the variance request as presented. Councilwoman Spears seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200213 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by the office of Mark W. Whiteley and Associates, Inc., on behalf of Anderson Petit, LLC, for the reduced width of Lot 1 of the proposed Anderson Pines Subdivision, to 50 feet of road frontage. The property is approximately 2.908 acres located in the S K Van Meter League, AB 53, on the north east corner of the intersection of Pineburr Loop at Forest Road, Lumberton, Hardin County, Texas

Councilman Maniscalco made a Motion to accept the Zoning Commission Recommendation and approve the variance request as submitted. Mayor Pro Tem Templeton seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200214 – Discussion and Possible Action – Zoning Commission Recommendation – Variance Request submitted by Heights Engineering, LLC, on behalf of their client for the proposed Popeyes development, to encroach upon side setback lines to within 5' of the side property lines and encroach upon the rear setback line to within 10' of the rear property line to pour concrete parking areas. This will create better traffic circulation. The property is located at 108 S. LHS Drive, Out lot 2B, Highland Park, AB2, in the F Arriola Survey, Replat 4-198-A, 02/03/2018, P# HLP-OL2-B, I# 1592/714, Lumberton, Hardin County, Texas

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

Item # 200215 – Discussion and Possible Action – Approve David J. Waxman, Inc. for Administration Services for the City of Lumberton 20-065-069-C195 grant for the Hurricane Harvey Project

Councilman Bell made a Motion to approve David J. Waxman, Inc. for grant Administration Services. Councilman Maniscalco seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200216 – Discussion and Possible Action – Approve Resolution Adopting Civil Rights plans and procedures for the City of Lumberton 20-065-069-C195 grant for the Hurricane Harvey Project

Councilwoman Spears made a Motion to approve the Resolution as presented. Mayor Pro Tem Templeton seconded the Motion. Motion passed unanimously with six (6) for and none (0) against.

Item # 200217 – Discussion and Possible Action – Approve Resolution designating authorized signatories for contractual documents and documents for requesting funds pertaining to the City of Lumberton 20-065-069-C195 grant for the Hurricane Harvey Project

Mayor Pro Tem Templeton made a Motion to approve the Resolution designating signatories as presented. Councilwoman Barks 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.

MAYOR'S REPORT:

Mayor Surratt reported that the General Land Office (GLO) will have a “kick-off” meeting at City Hall beginning at 9:00 a.m. on Wednesday February 12, 2020.

CITY MANAGER'S REPORT:

None at this time.

POLICE CHIEF'S REPORT:

Chief Sullins reported that Officer Joshua Robison was sworn in on February 3rd.

EXECUTIVE SESSION:

Council entered into closed Executive Session under Section 551.071 – Legal Consultation and Section 551.074 – Personnel at 7:40 p.m. and reconvened in open session at 8:05 p.m.

ACTION ON EXECUTIVE SESSION ITEMS:

None at this time.

PERSONNEL:

ITEMS FOR FUTURE AGENDA:

None at this time.

ADJOURNMENT:

There being no further business, Mayor Pro Tem Templeton 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 8:07 p.m.

DON SURRETT
MAYOR

ATTEST:

SUSAN COLLINS
CITY SECRETARY