

**MINUTES OF MARCH 23, 2020
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:00 p.m. on March 23, 2020, pursuant to notice duly posted according to law. The following members were present:

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| Don Surratt | - | Mayor |
| Lynette Barks | - | Councilwoman |
| Steve Templeton | - | Mayor Pro Tem |
| Kenneth Wahl | - | Councilman |
| David Maniscalco | - | Councilman |
| Dan Bell | - | Councilman |

And absent:

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| Sharon Spears | - | Councilwoman |
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Also present were City Manager Steve Clark, Police Chief Danny Sullins, City Attorney Curtis Soileau, City Secretary Susan Collins. Due to the COVID-19 Pandemic, no guests were present.

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

CITIZEN'S PARTICIPATION – MAYOR PRO TEM TEMPLETON PRESIDING

None at this time.

ANNOUNCEMENTS/CITY BUSINESS:

Mayor Surratt advised that with the County Judge's recent order to close restaurant dining areas; all of our local restaurants are offering take out and/or drive-thru service as well as various delivery options.

COMMITTEE REPORTS:

CONSENT AGENDA:

A. APPROVAL OF MINUTES OF MARCH 9, 2020 PUBLIC HEARING AND REGULAR MEETING

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

OLD BUSINESS:

Item # 200321 – Discussion and Possible Action – Second Reading – Ordinance 20-1241 – Incremental Franchise Fee Agreement

As no changes have been made since the first reading and after much discussion, Councilman Bell made a Motion to accept the Second Reading – Ordinance 20-1241 – Incremental Franchise Fee

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

NEW BUSINESS:

Item # 200322 – Discussion and Possible Action – Excavation Request at 188 Pineburr Loop – Daws Residence

Mr. Zach Rowe, Mark Whiteley and Associates, came forward to present this item. Mr. Rowe stated that the pond is six feet deep with the water level at a depth of four feet; an emergency spillway at five feet; and a ditch cut in the top of the pond for overflow control. Mr. Rowe further stated that the pond will provide detention and prevent “run-off” which will help with the drainage from Ashley. After much discussion including fencing requirements, Councilman Bell made a Motion to approve the Excavation Request contingent upon the following: 1) there is **no berm** and 2) that a fence no less than five feet high be placed to prevent accidental access to the pond. Councilman Wahl seconded the Motion. Motion passed with four (4) for and Councilwoman Barks and Mayor Pro Tem Templeton (2) against.

MONTHLY REPORTS:

Monthly Financial Reports were reviewed and discussed at this time.

MAYOR’S REPORT:

None at this time.

CITY MANAGER’S REPORT:

None at this time.

POLICE CHIEF’S REPORT:

None at this time.

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, Councilwoman Barks made a Motion to adjourn the meeting. Mayor Pro Tem Templeton seconded the Motion. Motion passed unanimously with six (6) for and none (0) against. The meeting adjourned at 8:11 p.m.

DON SURRETT
MAYOR

ATTEST:

SUSAN COLLINS
CITY SECRETARY