

**MINUTES OF MAY 24, 2021  
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:00 p.m. on May 24, 2021, pursuant to notice duly posted according to law. The following members were present:

|                  |   |               |
|------------------|---|---------------|
| Don Surratt      | - | Mayor         |
| Lynette Barks    | - | Councilwoman  |
| Kenny Burkhalter | - | Councilman    |
| Kenneth Wahl     | - | Mayor Pro Tem |
| Kimberly Cline   | - | Councilwoman  |
| David Maniscalco | - | Councilman    |
| Dan Bell         | - | Councilman    |

Also present were City Manager Steve Clark, City Attorney Curtis Soileau, Police Chief Danny Sullins, 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 meeting was duly called and posted in accordance with the Texas Open Meetings Act. Pastor Phillip Reed delivered the Invocation, Councilman Wahl led Pledge of Allegiance and Councilman Bell led the Texas Pledge.

***CITIZEN'S PARTICIPATION – MAYOR PRO TEM MANISCALCO PRESIDING***

None at this time.

***ANNOUNCEMENTS/CITY BUSINESS:***

Mayor Surratt announced that the First Baptist Church provides free meals to the needy from 11:00 – 1:00 on the first and third Thursdays of each month.

***COMMITTEE REPORTS:***

***CONSENT AGENDA:***

**A. APPROVAL OF MINUTES OF MAY 10, 2021 PUBLIC HEARING AND REGULAR MEETING**

Councilman Burkhalter made a Motion to accept the Minutes as presented. Councilwoman Barks seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**\*\*PROCLAMATION – MOTORCYCLE SAFETY AWARENESS MONTH**

Ms. Tonja Mills came forward to receive the Proclamation and thank the Council for their continued support.

***OLD BUSINESS:***

***Item # 210521 – Discussion and Possible Action – Second Reading – Consider amendments to the City's Zoning Ordinance under Chapter 50, Division 9 – MH Manufactured Housing Community Park District, Section 50-432 for the purpose of supplementing ground surface requirements for transient stands***

City Attorney, Curtis Soileau advised there have been no changes since the First Reading. Councilman Wahl made a Motion to approve the Second Reading – Amendments to Zoning Ordinance Chapter 50, Division 9 as presented. Councilwoman Cline seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item # 210522 – Discussion and Possible Action – Second Reading – Consider amendments to various sections of the City’s Zoning Ordinance under Chapter 50 for the purpose of amending regulations of driveways for clarity and conformity with Chapter 40 of the City of Lumberton’s Code of Ordinances**

City Attorney, Curtis Soileau advised there have no changes since the First Reading. Mayor Pro Tem Maniscalco made a Motion to approve the Second Reading – Amendments to various sections of the City’s Zoning Ordinance for the purpose of amending driveway regulations for clarity and conformity with Chapter 40. Councilman Burkhalter seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item # 210523 – Discussion and Possible Action – Request submitted by Whiteley Oliver, on behalf of Greentree Enterprises, LP, and M3 Ranger Builders, LLC, the joint developers of the proposed Heritage Highland Subdivision, to approve the Preliminary Plat for that subdivision. The property is located at S. LHS Drive, Abstract No. 2, F Arriola League, R.C. Rogers Survey, Abstract No.**

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**Lumberton, Hardin County, Texas**

Councilman Bell advised that, upon review of the information provided, the requested second point of access has not been included, therefore he made a Motion to Deny the request at this time. Mr. Zach Rowe, Whiteley Oliver came forward to address Council. Mr. Rowe stated that a second point of access through the apartment complex was discussed however, it did not seem feasible to route traffic through the complex. Much continued discussion including options of a “loop road” or a divided boulevard, Councilman Bell then *withdrew* his Motion to Deny. Mayor Pro Tem Maniscalco made a Motion to Table this item until the June 28<sup>th</sup> Council Meeting. Councilwoman Cline seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**NEW BUSINESS:**

**Item # 210524 – Discussion and Possible Action – Amendments to Driveway Design and Paving Detail Standards Manual**

Mr. Zach Rowe, Whiteley Oliver advised that the manual has been revised to include parking lot areas as well as driveways. Councilman Wahl made a Motion to approve the Amendments to Driveway Design and Paving Detail Standards Manual as presented. Councilman Burkhalter seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item # 210525 – Discussion and Possible Action – Appoint / Re-Appoint Library Advisory Board Members**

Councilman Bell made a Motion to re-appoint *Carol Dumatrait; Betty Iles, and Sharon Forret* to the Library Advisory Board for a two-year term as recommended. Mayor Pro Tem Maniscalco seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item # 210526 – Discussion and Possible Action – Approval of Lumberton Public Library Voter Registration Implementation Plan**

Library Director, Amanda Rodriguez came forward to present this item. Mrs. Rodriguez advised that the National Voter Registration Act and the Texas Election Code now require all public libraries to offer voter registration services and have their policies on file with the Secretary of State. Councilman Wahl made a Motion to approve the Voter Registration Implementation Plan as

presented. Councilwoman Barks seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

***Item # 210527 – Discussion and Possible Action – Approval of Lumberton Public Library Service Animal Policy***

Library Director, Amanda Rodriguez advised that a patron recently visited the Library with their Service Animal, and it was discovered that a Policy is not currently in place. City Attorney, Curtis Soileau advised that he has reviewed the policy for ADA compliance, and all is in order.

Councilman Bell made a Motion to approve the Public Library Service Animal Policy as presented. Mayor Pro Tem Maniscalco seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

***MONTHLY REPORTS:***

Monthly Financial Reports were reviewed and discussed at this time.

***MAYOR'S REPORT:***

**Proclamation – Motorcycle Safety Awareness Month**

\*\*\* This item was moved to the beginning of the meeting. \*\*\*

***CITY MANAGER'S REPORT:***

City Manager, Steve Clark advised that he met with the Pastor of the Candlestick Baptist Church concerning a possible road access.

Mr. Clark requested that the Mayor appoint a committee to assist in the research of projectors/televisions for the Council Chambers. Mayor Surratt then appointed Councilwoman Barks, Councilman Burkhalter and Councilwoman Cline to serve on the committee.

***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, Councilman Wahl made a Motion to adjourn the meeting. Councilwoman Barks seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against. The meeting adjourned at 8:00 p.m.

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DON Surratt  
MAYOR

ATTEST:

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SUSAN COLLINS  
CITY SECRETARY