

**MINUTES OF FEBRUARY 27, 2023  
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:00 p.m. on February 27, 2023, pursuant to notice duly posted according to law. The following members were present:

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

Also present were City Manager Steve Clark, City Attorney Curtis Soileau, City Secretary Susan Collins, Secretary Darla Harrington, 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. Mayor Surratt delivered the Invocation, Councilwoman Barks led the Pledge of Allegiance and Councilman Maniscalco led the Texas Pledge.

**Proclamation – Teen Dating Violence Awareness and Prevention Month**

Zachary Carillo, LHS Student, came forward to accept the Proclamation and to thank Council for their support.

***CITIZEN’S PARTICIPATION – COUNCILMAN MANISCALCO PRESIDING***

None at this time.

***ANNOUNCEMENTS/CITY BUSINESS:***

Mayor Surratt announced the Lumberton Trade Days will be held at the FM 421 park on March 3<sup>rd</sup> and 4<sup>th</sup> and all are invited.

***COMMITTEE REPORTS:***

***CONSENT AGENDA:***

**A. APPROVAL OF MINUTES OF FEBRUARY 13, 2023 PUBLIC HEARING AND REGULAR MEETING**

Councilman Burkhalter made a Motion to accept the Minutes as presented. Councilman Wahl seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

***OLD BUSINESS:***

***NEW BUSINESS:***

**Item # 230221 – Discussion and Possible Action – Annual Audit Report – FY 2020-‘21**

Mr. Charles Reed, Charles Reed and Associates came forward to present this item. Mr. Reed discussed each item in detail and stated that all things presented fairly and that the city received an “unqualified/clean” audit opinion. Mr. Reed also stated that the City presented as “sound, well governed, and well managed”. Mr. Reed also advised that clerical errors were found on some pages and the revised books would be bound and sent to the City Secretary later in the week. Councilman Burkhalter made a Motion to accept the 2020-’21 Fiscal Year End Audit Report as presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

**Item # 230222 – Discussion and Possible Action – Award Candlestick/Williams Road Construction Project Bid**

City Engineer, Troy Whitehead came forward to present this item. Mr. Whitehead advised that the apparent low bidder was L-Z Services, however additional paperwork has been requested therefore it is recommended to Table this item at this time. Councilman Wahl made a Motion to Table this item to allow time for additional information to be reviewed. Councilman Maniscalco seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

**Item # 230223 – Discussion and Possible Action – Award American Rescue Plan Act (ARPA) Road Repair Project Bid**

City Engineer, Troy Whitehead advised that only one bid was received therefore, this was not a “competitive bid”. Mr. Whitehead then recommended that the bid be rejected and re-bid at a later date. Councilman Wahl made a Motion to accept City Engineer’s recommendation and reject the bid. Councilman Burkhalter seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

**Item # 230224 – Discussion and Possible Action – Accept City Secretary Certification of Unopposed Candidates**

*Discusión y Posible Acción - Aceptar Secretario de la Ciudad Certificación de Candidatos Únicos*

The City Secretary must Certify that all deadlines have passed and there are no opposed races. Councilman Wahl made a Motion to accept the City Secretary Certification of Unopposed Candidates as presented. Councilman Burkhalter seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

*El Secretario de la Ciudad debe Certificar que todos los plazos han pasado y que no hay carreras enfrentadas. El concejal Wahl hizo una moción para aceptar la Certificación del Secretario Municipal de Candidatos sin Oposición tal como se presentó. El concejal Burkhalter secundó la moción. Moción aprobada por unanimidad con cinco (5) a favor y ninguno (0) en contra.*

**Item # 230225 – Discussion and Possible Action – Order May 6, 2023 General Election Cancelled**

*Discusión y Posible Acción - Orden 6 de mayo de 2023 Elección General Cancelado*

Mayor Surratt advised that after the Certification of Unopposed Candidates is presented the Council must Order the General Election Cancelled. Councilman Wahl made a Motion to Cancel the May 6, 2023 General Election. Councilman Burkhalter seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

*El alcalde Surratt informó que después de presentar la Certificación de candidatos sin oposición, el Concejo debe ordenar la cancelación de la elección general. El concejal Wahl presentó una moción para cancelar las elecciones generales del 6 de mayo de 2023. El concejal Burkhalter secundó la moción. Moción aprobada por unanimidad con cinco (5) a favor y ninguno (0) en contra.*

***MONTHLY REPORTS:***

Monthly Financial Reports were reviewed at this time.

***MAYOR'S REPORT:***

**Proclamation – Teen Dating Violence Awareness and Prevention Month**

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

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

City Manager, Steve Clark stated that there have been many calls and social media posts concerning the noise from the bands at Catfish Cabin. Mr. Clark has been in contact with the owner as well as purchasing decibel meters for the police to monitor the noise levels.

***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 Burkhalter made a Motion to adjourn the meeting. Councilwoman Barks seconded the Motion. Motion passed unanimously with five (5) for and none (0) against. The meeting adjourned at 7:50 p.m.

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DON SURRETT  
MAYOR

ATTEST:

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SUSAN COLLINS  
CITY SECRETARY