

**MINUTES OF MARCH 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 March 27, 2023, pursuant to notice duly posted according to law. The following members were present:

Don Surratt	-	Mayor
Lynette Barks	-	Councilwoman
Kimberly Cline	-	Councilwoman
David Maniscalco	-	Councilman
Dan Bell	-	Mayor Pro Tem

And Absent:

Kenneth Wahl	-	Councilman
Kenny Burkhalter	-	Councilman

Also present were City Manager Steve Clark, City Attorney Curtis Soileau, Police Chief Danny Sullins, 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 David Maniscalco led the Texas Pledge.

**Proclamation – Child Abuse Prevention Month**

Cindy Milstead came forward to accept the Proclamation and to thank Council for their support.

***CITIZEN’S PARTICIPATION – MAYOR PRO TEM BELL PRESIDING***

None at this time.

***ANNOUNCEMENTS/CITY BUSINESS:***

***COMMITTEE REPORTS:***

***CONSENT AGENDA:***

**A. APPROVAL OF MINUTES OF MARCH 13, 2023 REGULAR MEETING**

Mayor Pro Tem Bell made a Motion to accept the Minutes as presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously with five (5) for and none (0) against.

***OLD BUSINESS:***

***Item # 230321 – Discussion and Possible Action – Second Reading – Ordinance 23-1271  
Proposed amendment to the City of Lumberton Code of Ordinances,  
Division 6 – C-2 Community Business District, to amend Sec. 50-338 provide  
clarification for fencing requirements.***

Councilman Maniscalco made a motion to accept the Second Reading - Ordinance 23-1271, amending Sec. 50-338 providing clarification for fencing requirements as presented. Councilwoman Cline seconded the Motion. Motion passed unanimously. Five (5) for and none (0) against.

***Item # 230322 – Discussion and Possible Action – Second Reading – Ordinance 23-1272  
Proposed amendment to the City of Lumberton Code of Ordinances further  
regulating the movement and installation of manufactured homes within the city  
limits and amending Sections 50-266 and 50-431 of the City of Lumberton’s  
Zoning Ordinance.***

Mayor Pro Tem Bell made a motion to accept the Second Reading – Ordinance 23-1272 amending Sections 50-266 and 50-431- regulating the movement and installation of manufactured homes in the city limits as presented. Councilman Maniscalco seconded the Motion. Motion passed unanimously. Five (5) for and none (0) against.

***Item # 230323 – Discussion and Possible Action - Second Reading – Ordinance 23-1273  
Proposed amendment to the City of Lumberton Code of Ordinances, Division 12  
– Height, Area, and Space Regulations Applicable to All Districts, to adopt a  
new Section 50-538 regulating the use and location of outdoor kitchens,  
Lumberton Hardin County, Texas.***

Councilman Maniscalco made a Motion to accept the Second Reading – Ordinance 23-1273 – Adopting new Section 50-538, regulating outdoor kitchens as presented. Councilwoman Cline seconded the motion. Motion passed unanimously. Five (5) for and none (0) against.

***Item # 230324 – Discussion and Possible Action – Second Reading – Ordinance 23-1274  
Proposed Amendment to the City of Lumberton Code of Ordinances, Division 12  
– Height, Area, and Space Regulations Applicable to All Districts, to adopt a  
new Section 50-539 prohibiting the encroachment of carports and similar  
overhead structures into the required setbacks, Lumberton Hardin County,  
Texas***

Mayor Pro Tem Bell made a Motion to accept the Second Reading – Ordinance 23-1274 – Adopting New Section 50-539 – prohibiting the encroachment of carports and similar overhead structures into the setbacks as presented. Councilwoman Cline seconded the Motion. Motion passed unanimously. Five (5) for and none (0) against.

***Item #230325 – Discussion and Possible Action – Second Reading – Ordinance 23-1275 -  
Amending Chapter 44 (Swimming Pools) of the City of Lumberton Code of  
Ordinances to Provide Clarity on the Regulatory Distance Measurements  
Pertaining to the Location of Swimming Pools, Hot Tubs, and Accessories.***

Councilman Maniscalco made a Motion to accept the Second Reading – Ordinance 23-1275- Amending Chapter 44 (swimming pools) Providing clarity on regulatory distance and location of Swimming pools, hot tubs, and accessories as presented. Mayor Pro Tem Bell seconded the Motion. Motion passed unanimously. Five (5) for and none (0) against.

***NEW BUSINESS:***

***MONTHLY REPORTS:***

Monthly financial reports were reviewed at this time.

***MAYOR’S REPORT:***

Mayor Surratt reported that he, along with County Judge Wayne McDaniel and City Manager Steve Clark met with TxDOT representatives concerning the delineators on Hwy 96 / Main Street. TxDOT is considering lowering the delineators to allow motorists a less obstructive view.

Mayor Surratt also advised that the SETRPC Transportation Committee is currently working on their 2050 plan. He also stated that consultant and environmental testing has begun for the US 69 corridor to bypass around Lumberton. Bids for this project could be let as soon as September 2023.

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

City Manager, Steve Clark, advised that there will be a pre-construction meeting on Wednesday, March 29, 2023 on the Candlestick/Williams Rd construction project.

Mr. Clark further stated that architect has completed the preliminary plans for the event center and we should be ready to advertise for bids in the near future.

***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 Cline 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 7:25 p.m.

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DON SURRETT  
MAYOR

ATTEST:

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SUSAN COLLINS  
CITY SECRETARY