

**MINUTES OF MAY 13, 2024  
CITY OF LUMBERTON**

A Regular Meeting of the City Council of the City of Lumberton was held at 7:15 p.m. on May 13, 2024, pursuant to notice duly posted according to law. The following members were present:

Don Surratt	-	Mayor
Lynette Barks	-	Mayor Pro Tem
Joey Schoen	-	Councilman
Kenneth Wahl	-	Councilman
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 Darla Harrington, Zoning Secretary 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. Councilman Wahl delivered the Invocation, Mayor Pro Tem Barks led the Pledge of Allegiance, and Councilman Bell led the Texas Pledge.

***PROCLAMATION – Motorcycle Safety Awareness Month***

Members of various motorcycle clubs came forward to express the need for more motorcycle safety and awareness. Councilwoman Cline then came forward to read and present the proclamation. Members then thanked Council members for their support.

**\*\*\*\* OATH OF OFFICE – NEWLY RE-ELECTED MEMBERS \*\*\*\***

City Attorney, Curtis Soileau came forward to administer the Oath of Office to the newly re-elected members. No further action taken or required.

***CITIZEN'S PARTICIPATION***

None at this time

***ANNOUNCEMENTS/CITY BUSINESS:***

***COMMITTEE REPORTS:***

***CONSENT AGENDA:***

**A. APPROVAL OF MINUTES OF APRIL 22, 2024 REGULAR MEETING**

Councilman Wahl made a Motion to accept the Minutes as presented.

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

**OLD BUSINESS:**

None at this time.

**NEW BUSINESS:**

**Item #240511 – Administer Pre-Oath to newly re-elected members**

City Secretary Darla Harrington administered the Pre-Oath to newly re-elected members prior to the swearing-in ceremony.

**Item #240512– Appoint 2024-'25 Mayor Pro Tem**

Mayor Surratt advised that a Councilmember must be appointed each year to serve as Mayor Pro Tem and Councilman Schoen has agreed to serve. Mayor Pro Tem Barks made a Motion to appoint Councilman Schoen to serve as 2024-'25 Mayor Pro Tem. Councilwoman Cline seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item #240513– Discussion and Possible Action – Appoint/Re-appoint Library Advisory Board Members – Linda Surratt and Joleen Hernandez**

Councilman Bell made a Motion to re-appoint Linda Surratt and Joleen Hernandez to the Library Advisory Board for a two-year term as recommended. Councilman Maniscalco seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item #240514 – Discussion and Possible Action – Appoint Megan Barrow to Planning and Zoning Commission**

Councilman Maniscalco made a Motion to appoint Megan Barrow to the Planning and Zoning Commission to serve a two-year term for Position 3. Councilwoman Cline seconded the Motion. Motion passed unanimously with six (6) for and none (0) against. Councilman Schoen abstained.

**Item #240515 – Discussion and Possible Action - Interlocal Agreement with Hardin County for the purpose of improving, maintaining, or repairing streets within the City limits.**

Councilman Wahl made a Motion to approve the Interlocal Agreement with Hardin County for the purposes of improving, maintaining, or repairing the streets within the City Limits. Councilman Schoen seconded the Motion. Motion passed unanimously with Seven (7) for and none (0) against.

**Item #240516 – Discussion and Possible Action – Second Meeting in May**

Due to the second meeting in May landing on May 27, 2024, which is Memorial Day, Councilwoman Cline made a Motion to move the second meeting to Tuesday, May 28, 2024.

Councilman Maniscalco seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

**Item #240517 – Discussion and Possible Action - Zoning Commission**

**Recommendation**

**behalf**

**Variance request submitted by Terry Bright, of MBRC, LLC., on**

**of Scott Kahla, to widen his existing driveway by 4.25 feet, extending it to within 3.25 feet of the property line. The property is located at 6380 April Lane, in the Woodridge II Subdivision, Block No. 3, Lot No. 17, Lumberton, Hardin County, Texas.**

Councilman Maniscalco made a Motion to accept the Zoning Commission Recommendation and approve the variance request to widen the existing driveway at

6380 April Lane. Councilman Wahl seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

***Item #240518 - Discussion and Possible Action - Zoning Commission***

**Recommendation**

**Variance request submitted by Glenn Wolf, on behalf of his Father, Daniel Wolf, to enclose his 960 square feet carport for an accessory building. This would exceed the maximum allowed size of 800 square feet. The property is located at 101 Welter Road, Abstract No. 36, Lot No. 2, in the Baker Estates Subdivision, A. Lancaster Survey, Lumberton, Hardin County, Texas.**

Councilman Schoen made a Motion to accept the Zoning Commission Recommendation and approve the variance to enclose the 960 foot carport to use it as an accessory building. Mayor Pro Tem Barks seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against.

***Item #240519 - Discussion and Possible Action - Zoning Commission Recommendation***

**Variance request submitted by James Abshire, of Abshire Building Group, to drain the rear of Lots 13-28, Block 20, to the back of the property, into the drainage ditch. The property is River Birch Phase**

**III,**

**located at Abstract No. 46, in the R. C. Rogers Survey, Lumberton, Hardin County, Texas.**

Councilman Maniscalco made a Motion to deny the request for a variance to drain to the rear of Lots 13-28, Block 20 of River Birch Phase III. Councilwoman Cline seconded the motion. Motion passed unanimously with seven (7) 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:***

Proclamation – Motorcycle Safety Awareness Month

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

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

There was discussion regarding the abandoned Crawdad's store across from City Hall. The property has become an eye sore due to overgrown grass, trash, and being unkept. There was discussion on how to resolve the issue. City Attorney Curtis Soileau explained that the only recourse is to send the

owners a letter giving them a deadline as to when it must be cleaned up. If the action is not taken, then the City will bill the owners for the work performed. In the event that the owners do not pay, the City could then file a lien against the property for the cost.

***POLICE CHIEF'S REPORT:***

Chief Sullins stated that there have been a lot of phone calls about the sink hole that has developed at the corner of Mathews Lane and South Main. A contract has been entered into by TXDOT and LMUD to make the repairs. It is expected that the repairs will take at least six weeks to complete. Chief Sullins also stated that the City has purchased four new vehicles for the Police Department.

***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 Schoen made a Motion to adjourn the meeting. Councilwoman Cline seconded the Motion. Motion passed unanimously with seven (7) for and none (0) against. The meeting was adjourned at 7:55 p.m.

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DON SURRETT  
MAYOR

ATTEST:

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DARLA HARRINGTON  
CITY SECRETARY