

Agenda

LINDSAY CITY COUNCIL REGULAR MEETING

October 14, 2019

7:00 PM

608 Ash Street

Lindsay, Texas 76250

Agenda Topics

1. Invocation and Pledge
2. Roll Call
3. Establish a Quorum /Call Meeting to Order
4. Proclamation Presentation - Domestic Violence Awareness Month
5. Citizen Comments: *[The City Council invites persons with comments or observations to briefly address the Council regarding any item listed on the agenda or regarding any other topics not listed on the agenda for the limited purpose of determining whether the matter should be referred to staff for study and response and/or be placed on a future meeting agenda. State law prohibits the City Council from considering deliberations on any item not listed on the posted City Council Agenda. Sec. 551.042 of Open Meetings Act]*

6. Consent Agenda:

[The Consent Agenda includes non-controversial and items that the Council may act on with one single vote. The Mayor or any Alderman may pull any item from the Consent Agenda in order that the council may discuss and act upon it individually as part of the Regular Agenda.]

- a. Approve Minutes: Regular meeting September 9, 2019
- b. Approve Operating Checks, Checks, Invoices, Financial Statements
- c. Receive and File Departmental Reports (If Received):
 - i. Police Department
 - ii. Lindsay Volunteer Fire Department
 - iii. Keep Lindsay Beautiful
 - iv. Public Works

7. Open Public Hearing to Receive Public comments on the request of Leon & Elizabeth to annex the unannexed portion of their property at 807 East JM Lindsay Blvd.

CITY OF LINDSAY CITY COUNCIL NOTICE OF PUBLIC HEARING

THE CITY COUNCIL OF THE CITY OF LINDSAY WILL HOLD A PUBLIC HEARING TO CONSIDER PUBLIC COMMENTS ON AND CONSIDER ANNEXATION OF 1.234 ACRES IN THE D. MARTIN SURVEY (807 EAST JM LINDSAY BLVD.). THE 3.25-ACRE TRACT AT 807 EAST JM LINDSAY BLVD. IS 62% INSIDE THE CITY LIMITS AND THE PROPERTY OWNERS, LEON AND BETSY FLEITMAN, WISH TO ANNEX THE REMAINING PORTION OF THE PROPERTY.

CLOSE PUBLIC HEARING AND REOPEN REGULAR MEETING TO CONSIDER THE ITEMS ON THE AGENDA.

8. Consider/take action on Ordinance #1019-1. Annexation of 1.234 Acres belonging to Leon and Betsy Fleitman
9. Consider/take action on any and all items relating to the Preliminary Plat/Final Plat for the First State Bank, Cooke County Texas. *FIRST STATE BANK, OWNER OF ALL THAT CERTAIN TRACT OR PARCEL OF LAND SITUATED IN THE A. ELSTON SURVEY, ABSTRACT NUMBER 350, COOKE COUNTY, TEXAS, BEING ALL OF A CALLED 0.602 OF AN ACRE TRACT DESCRIBED IN THE DEED TO FIRST STATE BANK, AS RECORDED IN VOLUME 2236, PAGE 516 OF THE OFFICIAL PUBLIC RECORDS OF DENTON COUNTY, TEXAS, SAID TRACT ALSO BEING A PART OF THE "COMMERCIAL AREA" OF THE PARKVIEW ACRES ADDITION, AS SHOWN ON THE PLAT THEREOF RECORDED IN CABINET B, SLIDE 122 OF THE PLAT RECORDS OF COOKE COUNTY.*
10. Consider/ take action on matters relating to the hiring, resignation, retirement, appointment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee - specifically, the Police Chief; City Reserve Officer; City Secretary; City Clerk, and Public Works Employee.
11. Consider/take action on Resolution #101419-1. Supporting NIBRS (National Incident Based Management) Grant Application.
12. Consider/take action Ordinance #1019-2, which amends Section 35.30 of the Lindsay, Texas Code of Ordinances (bands smoking in public places) to include electronic smoking devices and other oral smoking devices.
13. Consider/take action on Economic Development Agreement with Stanley Hess.
14. Consider/take action on establishing policy related to HB 2840.

15. Executive Session: (Closed Meeting)

i. Advice from Attorney

Pursuant to Sec. 551.071 of the Texas Government code, the Board of Aldermen reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law. In addition, the Board may convene in executive session to receive advice from its attorney regarding the following:

- a. Pending or contemplated litigation or a settlement offer.
- b. A matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the chapter.
 - "Annexation Request from Leon and Betsy Fleitman"

ii. Real Estate Deliberation

Pursuant to Sec. 551.072, deliberation regarding the purchase, exchange, lease or value of real property.

ii. Personnel Matters

Pursuant to Sec. 551.074, deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee.

- "Deliberation regarding Personnel Matters pursuant to Sec. 551.074 Texas Government Code to deliberate the hiring, resignation, retirement, appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – specifically, the Police Chief; City Reserve Officer; City Secretary; Public Works Employees; and City Clerk."

iv. Security Devices

Pursuant to Sec. 551.076, deliberation regarding security personnel or devices.

v. Economic Development

Pursuant to Sec. 551.087, deliberation regarding Economic Development Negotiations including (1) discussion or deliberation regarding commercial or financial information that the governmental body has received from a business prospect that

the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic negotiations; OR (2) deliberation of a financial or other incentive to a business prospect described in (1) above.

- Economic Development Agreement with Stanley Hess.

16. Consider/take action on matters discussed in executive session.

- a. Matters relating to Item 8 - Specifically Annexation
- b. Matters relating to Item 10 - Specifically the Police Chief
- c. Matters relating to Item 10 - Specifically City Reserve Officer
- d. Matters relating to Item 10 - Specifically the City Secretary
- e. Matters relating to Item 10 - Specifically the City Clerk
- f. Matters relating to Item 10 - Specifically the Public Works Employee
- g. Matters relating to Item 13 - Economic Development Agreement

17. Information Reports - *(These Reports are for information only. No discussion is appropriate unless there is a specific item listed below or there is a request that the item be placed on a subsequent agenda as a discussion and action item. Sec. 551.042 of Open Meetings Act)*

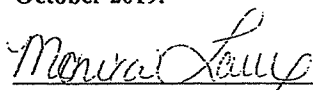
vi. Alderman Reports

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| 1. Water | 2. Sewer | 3. Streets & Drainage |
| 4. Police Department | 5. Fire Department | 6. Parks |

vii. Mayor's Report

18. Adjournment

THIS IS TO CERTIFY THAT I, MONICA LAUX, CITY SECRETARY, POSTED THIS AGENDA ON THE BULLETIN BOARD OF THE CITY HALL AT/BEFORE 5:00 P.M. ON THE 11th day of October 2019.



MONICA LAUX, CITY SECRETARY

This facility is wheel chair accessible and accessible parking spaces are available. Persons with disabilities planning to attend this meeting and need assistance should contact the City Secretary at 940-665-4455 before 1:00 p.m. on the date of the meeting so that appropriate arrangements can be made.