

Agenda

LINDSAY CITY COUNCIL
REGULAR MEETING
March 21, 2023
6:00pm
608 Ash Street
Lindsay, TX 76250

AGENDA TOPICS

1. Invocation and Pledge
2. Roll Call
3. Establish a Quorum/Call Meeting to Order
4. 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 or 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].*
5. Consider/take action on development agreement with Bonita Land & Cattle LP concerning the development of 91.81 acres of land in Cooke County, Texas.
6. Open Public Hearing to receive public comments on Annexation of 27.307 acres requested by Bonita Land & Cattle LP.

NOTICE OF PUBLIC HEARING

The City Council of the City of Lindsay, Texas will conduct a public hearing on the 21st day of March, 2023 at 6:00 p.m. in the Lindsay City Hall, located at 608 Ash Street, Lindsay, Texas 76250, where all interested persons will have the right to appear and be heard on the proposed annexation by the City of Lindsay, Texas of approximately 27.307 acres of land situated in the Henry Wilkey Survey, Abstract Number 1090, Cooke County, Texas, and being a portion of a 27.86 acre tract conveyed to Bonita Land and Cattle, LP, recorded in Volume 2312, Page 85 of the Cooke County Deed Records and part of a 31.97 acre tract conveyed to Bonita Land and Cattle, LP, recorded in Volume 2068, Page 445 of the Cooke County Deed Records. The area proposed to be annexed is located north of the City along FM 1199 and is contiguous to the current city limits of Lindsay, Texas, in the City's exclusive extraterritorial jurisdiction.

Close Public Hearing to Consider Remaining Items on the Agenda

7. Consider/take action on Annexation Services Agreement with Bonita Land & Cattle LP concerning 27.307 acres of land to be annexed into the City of Lindsay, Texas.
8. Consider/take action on Ordinance No. 0323-2 providing for the annexation into the City of Lindsay of approximately 27.307 acres of land situated in the Henry Wilkey Survey, Abstract Number 1090, Cooke County, Texas, located within the current ETJ of the City of Lindsay, Texas, for all municipal purposes; directing amendment of the official maps; establishing the rights and duties of inhabitants in the annexed area; providing for filing notice of this annexation in deed records of Cooke County and with the Cooke County Appraisal District; approving an annexation services agreement for such territory; providing that this ordinance shall be cumulative of all ordinances; providing a severability clause; providing for the exclusion of areas excepted from annexation; providing for engrossment and enrollment; and providing an effective date.
9. Open Public Hearing to receive public comments on Zoning Change for 27.307 acres requested by Bonita Land & Cattle LP.

PUBLIC HEARING

The City Council of the City of Lindsay, Texas will conduct a public hearing on the 21st day of March, 2023 at 6:00 p.m. in the Lindsay City Hall, located at 608 Ash Street, Lindsay, Texas 76250, where all interested persons will have the right to appear and be heard on the proposed zoning by the City of Lindsay, Texas of approximately 27.307 acres of land situated in the Henry Wilkey Survey, Abstract Number 1090, Cooke County, Texas, and being a portion of a 27.86 acre tract conveyed to Bonita Land and Cattle, LP, recorded in Volume 2312, Page 85 of the Cooke County Deed Records and part of a 31.97 acre tract conveyed to Bonita Land and Cattle, LP, recorded in Volume 2068, Page 445 of the Cooke County Deed Records. The property that is the subject of the zoning amendment is located north of Highway 82 and on the east side of FM 1199.

Close Public Hearing to Consider the Remaining Items on the Agenda

10. Consider/take action on Ordinance No. 0323-3 of the City of Lindsay, Texas, amending the zoning map of the City of Lindsay by changing the zoning designation of a parcel of land being 23.307 acres in the Henry Wilkey Survey, Abstract Number 1090, Cooke County, Texas, located North of Highway 82 and East of FM 1199, from "A" – Agriculture to "PD" – Planned Development for Single Family Residential; the parcel is shown graphically and described by the legal description provided on Exhibit "A"; waiving the separate public hearing for approval of detailed site plan; providing that this ordinance shall be cumulative of all ordinances; providing a penalty clause; providing that this ordinance shall be cumulative of all ordinances; providing a penalty clause; providing a savings clause; providing a severability clause; providing for publication; and providing an effective date.

11. 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.

- Claim for reconstruction of turn lane for Bailey Ranch by JBM Interests

- Claim for driveway repair

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.

ii. Real Estate Deliberation

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

iii. Personnel Matters

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

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.

12. Take any action necessary after executive session.

13. 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.]*

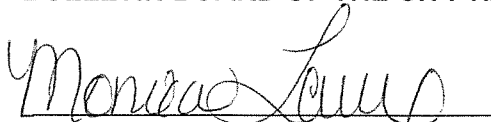
vi. Alderman Reports

Water, Sewer, Streets & Drainage; Police Department, Fire Department, Parks

vii. Mayor's Report

13. 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 17TH DAY OF MARCH 2023.



MONICA LAUX, CITY SECRETARY

This facility is wheelchair 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.