

Minutes

September 18th, 2025 @ 6:00 p.m.

Regular Council Meeting
Oran White Civic Center
701 N Tool Drive
Tool, TX 75143



1. Call to Order @ 6:01p.m.
2. Roll Call: Bennett, Dumont, Figueroa, Fladmark, Sayre, Stykes. All Present. Quorum was established with Mayor Dumont Presiding.
3. Invocation and Pledge of Allegiance
4. Declare, if any, Council's Conflicts of Interest. Councilmember Bennett stated that she had a conflict of interest on Item 26. All other Councilmembers stated that they had no known conflicts of interest.

5. **Appointments, Presentations, Proclamations and Recognitions**

- a) Receive status reports from the Tool Fire Department, Fire Chief Rodney McClain. Fire Chief Rodney McClain presented the Calls for Service Report for the month of August.

6. **Citizen Comments:** Citizens wishing to speak on an agenda item must sign up to do so **(3 Minute Maximum)** *The Council will not comment on items not on the agenda; however, the Council may refer the item to City Staff for research, resolution or referral of the matter to the Council as a future agenda item.*

A. None

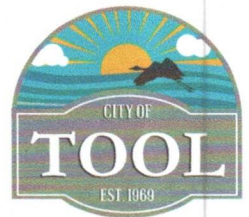
Public Hearings – *The Tool City Council shall open relevant public hearings to receive citizen testimony regarding the following items. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the City of Tool City Council, Office of the City Secretary, 701 N. Tool Dr., Tool, TX 75143, or electronically via email at contact@tooltexas.org. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the city's public record.*

7. **Open, announce the time and conduct a public hearing to receive testimony on the following @ 6:04 p.m.**
8. Discuss a variance request by Gary and Lisa Lackey, of 201 Tanglewood Drive, to allow a pool safety fence to be 48" tall. Gary Lackey presented his variance request highlighting that the state and his Homeowner's Association require a four foot fence while the City of Tool requires a five foot fence. Councilmember Bennett stated that the variance should be granted and that the City of Tool's ordinance should mirror the state's ordinance. Councilmember Fladmark inquired if the swimming pool was above ground or in ground.
9. Discuss a variance request by Rob Williams, of 817 Shoreline Drive, to erect an accessory structure, located at 601 Cedar Crest Drive, before the existence of a principal structure on the lot. Rob Williams presented this variance request highlighting that his intent was to sell his current property and store building materials in the accessory structure while building a new house. Rob Williams continued by stating that the property had already been replatted and received a 911 address. Councilmember Fladmark inquired regarding the size of the shop to which Rob Williams stated that a shop of this size was needed.

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10. Discuss a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new home, located at 601 Cedar Crest Drive, in an R-1, Residential District. Rob Williams presented this item highlighting that the house would require a five foot variance due to moving all structures closer to the front of the property since there was a utility easement at the back of the property. Councilmember Bennett stated that she felt as though granting this variance would improve the look of the property. Mayor Dumont stated that he agreed with Councilmember Bennett that the new shop would help clean up the property.
11. Discuss a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new shop, located at 601 Cedar Crest Drive, in an R-1, Residential District. Rob Williams presented this item and highlighted the reduction in size of the proposed shop.
12. Proposed Tax Rate of \$.375061 per \$100 valuation. City Controller Kimberly Kroha stated that she was proposing the same tax rate as this past fiscal year which was \$.375061 per \$100 valuation.
13. Proposed 2025-2026 Fiscal Year Budget. Mayor Dumont stated that the proposed budget was \$3,269,581.28.
14. **Close public hearing and announce the time @ 6:28 p.m.**

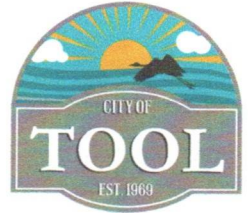
Consent Agenda - *Approval of Consent Agenda items authorize each to be implemented in accordance with staff recommendations provided. An item may be removed from the consent agenda and added to the Statutory Agenda for full discussion upon request by a member of the Council present at this meeting.*

15. Approve Minutes: July 31st, 2025 Budget Workshop and August 21st, 2025 Regular Meeting. Councilmember Fladmark provided his recommended changes to the minutes. Councilmember Fladmark continued by thanking City Secretary Kimberley Price for her hard work on the minutes. Motion to Approve Minutes: July 31st, 2025 Budget Workshop and August 21st, 2025 Regular Meeting as amended was made by Councilmember Fladmark with second by Councilmember Sayre. Motion Passed 5/0.
16. Approve Monthly Activity Reports for August 2025 as presented: (A) Executive Summary (B) Financial and Expenditure (C) Municipal Court; (D) Police (E) Maintenance; (F) Building (G) Code Enforcement and; (H) Animal Control. City Administrator Kizzee presented his Executive Summary and highlighted the Neighborhood a Week program, Police Department remodel, Maintenance Barn remodel, and Paradise Bay Drainage project. City Administrator concluded by discussing a Hazard Mitigation Plan. Councilmember Figueroa thanked the Police Chief Robert Walker for his help in authorizing the patrol of streets at night for the area that has a "Meth Sold Here" sign. Councilmember Fladmark thanked City Controller Kroha for including a balance type for the bank accounts citing that it helps everyone to know how and what the money can be spent on. Councilmember Stykes inquired regarding the audit fees and the audit process. Motion to Approve Monthly Activity Reports for August 2025 as presented: (A) Executive Summary (B) Financial and Expenditure (C) Municipal Court; (D) Police (E) Maintenance; (F) Building (G) Code Enforcement and; (H) Animal Control was made by Councilmember Figueroa with second by Councilmember Bennett. Motion Passed 5/0.

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4. Declare, if any, Council's Conflicts of Interest. Councilmember Bennett stated that she had a conflict of interest on Item 26. All other Councilmembers stated that they had no known conflicts of interest.

5. **Appointments, Presentations, Proclamations and Recognitions**

- a) Receive status reports from the Tool Fire Department, Fire Chief Rodney McClain. Fire Chief Rodney McClain presented the Calls for Service Report for the month of August.

6. **Citizen Comments:** Citizens wishing to speak on an agenda item must sign up to do so **(3 Minute Maximum)** *The Council will not comment on items not on the agenda; however, the Council may refer the item to City Staff for research, resolution or referral of the matter to the Council as a future agenda item.*

A. None

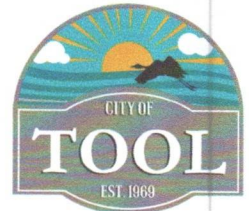
Public Hearings -- *The Tool City Council shall open relevant public hearings to receive citizen testimony regarding the following items. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the City of Tool City Council, Office of the City Secretary, 701 N. Tool Dr., Tool, TX 75143, or electronically via email at contact@tooltexas.org. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the city's public record.*

7. **Open, announce the time and conduct a public hearing to receive testimony on the following @ 6:04 p.m.**
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9. Discuss a variance request by Rob Williams, of 817 Shoreline Drive, to erect an accessory structure, located at 601 Cedar Crest Drive, before the existence of a principal structure on the lot. Rob Williams presented this variance request highlighting that his intent was to sale his current property and store building materials in the accessory structure while building a new house. Rob Williams continued by stating that the property had already been replatted and received a 911 address. Councilmember Fladmark inquired regarding the size of the shop to which Rob Williams stated that a shop of this size was needed.

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Statutory Agenda - *The purpose of this section is to have full discussion upon request by the Tool City Council. Ideas, thoughts and decisions are formulated by City Council and staff plans, operations, policies, and/or future projects, including the following:*

17. Discuss and Take Action on a variance request by Gary and Lisa Lackey, of 201 Tanglewood Drive, to allow a pool safety fence to be 48" tall. Motion to Approve the variance request by Gary and Lisa Lackey, of 201 Tanglewood Drive, to allow a pool safety fence to be 48" tall was made by Councilmember Figueroa with second by Councilmember Sayre. Motion Passed 5/0.
18. Discuss and Take Action on a variance request by Rob Williams, of 817 Shoreline Drive, to erect an accessory structure, located at 601 Cedar Crest Drive, before the existence of a principal structure on the lot. Motion to Approve a variance request by Rob Williams, of 817 Shoreline Drive, to erect an accessory structure, located at 601 Cedar Crest Drive, before the existence of a principal structure on the lot was made by Councilmember Bennett with second by Councilmember Figueroa. Motion Passed 5/0.
19. Discuss and Take Action on a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new home, located at 601 Cedar Crest Drive, in an R-1, Residential District. Motion to Approve a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new home, located at 601 Cedar Crest Drive, in an R-1, Residential District was made by Councilmember Sayre with second by Councilmember Bennett.
20. Discuss and Take Action on a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new shop, located at 601 Cedar Crest Drive, in an R-1, Residential District. Motion to Approve a variance request by Rob Williams, of 817 Shoreline Drive, to encroach the front setbacks for a new shop, located at 601 Cedar Crest Drive, in an R-1, Residential District was made by Councilmember Fladmark with second by Councilmember Sayre. Motion Passed 5/0.
21. Approve the Notice of Election for the General Election that will take place on November 4th, 2025. Motion to Approve Notice of Election for the General Election that will take place on November 4th, 2025 was made by Councilmember Bennett with second by Councilmember Fladmark. Motion Passed 5/0.

Ordinance Readings

22. Consider, Discuss and Take Action, on first reading, to Adopt Ordinance 2025-05T, Tax Rate for Fiscal Year 2025-2026. Councilmember Fladmark stated that this budget would raise less revenue from property taxes than last year's budget by an amount of \$-229,212, which is a -12.19 percent decrease from last year's budget. Councilmember Fladmark concluded by stating that the property tax revenue to be raised from new property added to the tax roll this year is \$54,350. Mayor Dumont called for each Councilmember to provide a record vote for this item.

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Councilmember Fladmark - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

Councilmember Sayre - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

Mayor Dumont - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

Councilmember Bennett - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

Councilmember Figueroa - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

Councilmember Stykes - "I move that the property tax rate be increased by the adoption of a tax rate of 0.375061, which is effectively a 0.00 percent increase in the tax rate."

23. Consider, Discuss and Take Action, on first reading, to Adopt Ordinance 2025-06B, Budget for Fiscal Year 2025-2026. Mayor Dumont called for each Councilmember to provide a record vote for this item.

Councilmember Fladmark - "I make a motion to vote "Yes" on the Proposed 2025-2026 Fiscal Year Budget"

Councilmember Sayre - "I make a motion to vote "Yes" on the Proposed 2025-2026 Fiscal Year Budget"

Councilmember Bennett - "I make a motion to vote "Yes" on the Proposed 2025-2026 Fiscal Year Budget"

Councilmember Figueroa - "I make a motion to vote "Yes" on the Proposed 2025-2026 Fiscal Year Budget"

Councilmember Stykes - "I make a motion to vote "Yes" on the Proposed 2025-2026 Fiscal Year Budget"

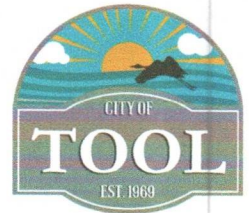
Resolution Adoption

24. Consider, Discuss and Take Action, on second reading, to Adopt Resolution 2025-04R, Council Rules of Procedure, repealing Resolution 2025-03R, Council Rules of Procedure, as presented by Councilmembers Michael Fladmark and Vera Bennett. Councilmember Fladmark stated that the primary change to this Resolution was language regarding a motion to reconsider. Mayor Dumont stated that he had spoken with the City Attorney, and it was recommended not to tie the City Council's hands on reconsiderations. Mayor Dumont stated that he believed that a reconsideration should be allowed within the following two regular council meetings by someone who voted in the affirmative. Councilmember Fladmark stated that he felt that 60 days was too long for a reconsideration. Councilmember Bennett

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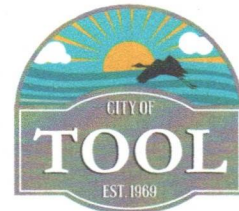
stated that the City Council was already not following Roberts' Rules of Order as they should and concluded by stating that in regard to a Class B penalty for items discussed in Executive Session, the penalty should be removed as it was no longer proper. Motion to Consider, Discuss and Take Action, on second reading, to Adopt Resolution 2025-04R, Council Rules of Procedure, repealing Resolution 2025-03R, Council Rules of Procedure, as presented by Councilmembers Michael Fladmark and Vera Bennett was made by Councilmember Fladmark with second by Councilmember Stykes. Motion Passed 5/0.

25. Consider, Discuss and Take Action, on first reading, to adopt Resolution 2025-05R, Emergency Funds for 2025-2026 Fiscal Year. City Controller Kroha presented this item by highlighting the need for funding prior to the city receiving its larger Ad Valorem payments in December. City Controller stated that she was requesting \$112,000.00 from the Emergency Fund and stated that the money would be deposited back into the Emergency Fund once Ad Valorem payments were received. Councilmember Figueroa discussed that the funding from the Emergency Fund until Ad Valorem payments were received was needed since the City of Tool's fiscal year is October thru September. Councilmember Bennett stated that during the budget process, a contingency line item was added to the budget to assist with these situations in the future. City Administrator Kizzee stated that the contingency line item may be needed for the next two budget cycles. Councilmember Figueroa discussed income from outside sources highlighting police fines, Right of Way fees and Hotel Occupancy Tax fees. Councilmember Fladmark thanked City Administrator Kizzee and City Controller Kroha on the creation of needed accounts and that he appreciated their hard work. Motion to on first reading, Adopt Resolution 2025-05R, Emergency Funds for 2025-2026 Fiscal Year was made by Councilmember Bennett with second by Councilmember Figueroa. Motion Passed 5/0.
26. Consider, Discuss, and Take Action, on first reading, to Adopt Resolution 2025-06R, Mayoral Pay. Mayor Dumont stated that this was an administrative function that was required by the auditors in the form of a Resolution. Motion to on first reading, to Adopt Resolution 2025-06R, Mayoral Pay was made by Councilmember Sayre with second by Councilmember Stykes. Motion Passed 4/0. Councilmember Bennett Abstained.
27. **Staff Comments** - *Hear announcements concerning matters appearing on the agenda; items of community interest; Staff gives regards dealing with specific factual information or existing policy dealing within the City, that may have an impact on citizens, staff or the City Council of Tool. No formal action will be discussed or taken.*
 - A. Chief of Police Walker discussed the Police Department remodel
 - B. City Secretary Price discussed the upcoming Meet the Candidate Night
28. **Council Comments** - *Hear announcements concerning matters appearing on the agenda; items of community interest; and/or inquiries of staff regarding specific factual information or existing policy from the Mayor, Councilpersons, and City staff, for which no formal action will be discussed or taken.*
 - A. Councilmember Fladmark stated that the City of Tool was funded for the FY 2025-2026 and was able to keep the same tax rate

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- B. Councilmember Sayre stated the need for more stop signs in Paradise Bay. Councilmember Sayre concluded by thanking the Police Department for their hard work and stated that they deserve all of their respect
- C. Councilmember Bennett thanked Director of Maintenance and Operations Frank Martin for his hard work on the Neighborhood a Week program. Councilmember Bennett continued by thanking City Administrator Kizzee and the City Staff for their hard work. Councilmember Bennett continued by discussing the Eight at Tool Vendor Market, National Night Out hosted by the City of Tool and Early Voting for the November Election. Councilmember Bennett concluded by thanking everyone for coming to the meeting.
- D. Councilmember Figueroa stated that he went to the Eight at Tool Vendor Market and that market was wonderful. Councilmember Figueroa concluded by stating that he was happy with the passing of the tax rate and budget and concluded by thanking the Police Department for their hard work.
- E. Councilmember Stykes thanked everyone for coming to the meeting and thanked the City Staff for their hard work.
- F. Mayor Dumont thanked everyone for coming to the meeting and concluded by discussing the Neighborhood a Week program

29. Closing

- A. Next Meeting: October 16th, 2025
- B. Adjourn @ 7:22 p.m.

A meeting that is “open to the public”, pursuant to the Open Meetings Act, is one that the public is permitted to attend. The act does not entitle the public to choose the items to be discussed or to speak about items on the agenda. If the City Council, during the course of the meeting covered by this notice, should determine that an executive session is required, then such executive session, as authorized by the Texas Open Meetings Act, Texas Government Code, Section 551.001 et seq., will be held by the Council at the date, hour and place given in this notice, concerning but not limited to the following sections and purposes of the Act: 551.071 Private consultation with the city’s attorney; 551.072 Deliberations about Real Property; or, 551.074 Discussing personnel or to hear complaints against personnel. Should any final action, final decision or final vote be required in the opinion of the City Council regarding any matter considered in such executive session, then the final action, final decision or final vote shall be in the open meeting covered by this Notice upon the reconvening of the public meeting.

I certify that the above notice of meeting, a true and correct copy, was posted on the bulletin board in front of Tool City Hall prior to the required 72 hours and that the city’s official newspaper was notified.



Attest:

Minutes

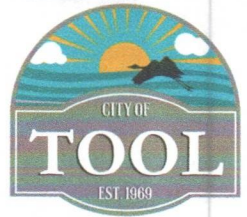
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Mike Dumont, Mayor

Kimberley Price, City Secretary