

Minutes

June 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 p.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. No Known Conflicts of Interest from all present Council Members.
 5. **Appointments, Presentations, Proclamations and Recognitions**
 - A. Receive status reports from Emergency Services District #4, Fire Chief Rodney McClain. McClain was not present so this was not discussed.
 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. Allen Anderson spoke in regards to the possibility of several Emergency Service Districts being combined to create one Emergency Service District for the west side of Cedar Creek Lake.
 - B. Nick Knight of Fat Boy's BBQ spoke in regards to greywater disposal in the Eight at Tool park citing the need for a greywater disposal for food truck vendors in the park.
 - C. Phyllis Byrd spoke in regards to parking near the roadway at Fig's Backyard, located near the entrance of the Royal Oaks subdivision
- 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.*
7. Approve Minutes: May 15th, 2025 Regular Meeting. Motion to Approve Minutes: May 15th, 2025 Regular Meeting with minor correction was made by Councilmember Fladmark with second by Councilmember Bennett. Motion Passed 5/0.
 8. Approve Monthly Activity Reports for May 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.
 - Councilmember Fladmark: Inquired regarding a sidewalk grant from TXDOT, discussion for a health clinic on the west side of the lake, and Mixed Beverage Tax sales
 - Councilmember Bennett: Inquired regarding drainage issues and discussed a recent meeting with Stan Hayes of Hayes Engineering
 - Councilmember Figueroa inquired regarding hiring contractors to help assist the Maintenance Department with drainage issues throughout the City

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Motion to Approve Monthly Activity Reports for May 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 Sayre with second by Councilmember Stykes. Motion Passed 5/0.

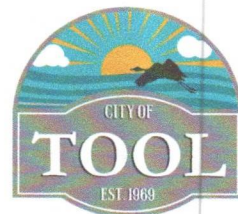
Statutory Agenda - *The purpose of this section is to have full discussion upon request by the Tool City Council. Ideas, thoughts and decisions are formulated by City Council and staff plans, operations, policies, and/or future projects, including the following:*

9. Consider and Take Action to enter into a Memorandum of Understanding with the City of Athens for Animal Quarantine Services, for the period of July 1st, 2025 to July 1st, 2027. Councilmember Stykes inquired how current animal quarantine situations were handled. Councilmember Fladmark requested clarification to Section Seven: Jurisdiction. Motion to Enter into a Memorandum of Understanding with the City of Athens for Animal Quarantine Services, for the period of July 1st, 2025 to July 1st, 2027 pending clarification to Section Seven: Jurisdiction was made by Councilmember Stykes with second by Councilmember Bennett. Motion Passed 5/0.
10. Approve the City Administrator to enter into a contract with Humane Society for the period of July 1st, 2025 to June 30th, 2026 for the purpose of animal shelter services for animals within the City of Tool. Mayor Dumont stated that there would not be a rate change for this contract period just a new agreement for the city to enter into. City Administrator Kizzee discussed the terms he would like to negotiate with the Humane Society. Councilmember Fladmark stated that he would like to see minor changes to the contract in terms of definitions. Motion to Approve the City Administrator to enter into a contract with Humane Society for the period of July 1st, 2025 to June 30th, 2026 for the purpose of animal shelter services for animals within the City of Tool was made by Councilmember Fladmark with second by Councilmember Sayre. Motion Passed 5/0.
11. General Discussion on a business symposium luncheon, hosted by the City of Tool as presented by Mayor Dumont and Councilmember Fladmark. Mayor Dumont and Councilmember Fladmark stated that they would like to have a luncheon for current and potential business owners in Tool to discuss ideas for business growth in the City. Council decided to schedule the symposium luncheon for July 24th, 2025 from 11AM – 1PM.
12. Consider and Take Action on a donation to the Thunder Over Cedar Creek Lake Air Show as presented by Mayor Dumont. Mayor Dumont highlighted that this event would bring people to Tool and that concluded by discussing paying for the donation out of the Hotel Occupancy Tax fund. Councilmember Fladmark stated that the City of Tool would receive 10 tickets for the donation and would like for eight of the tickets to be given to the citizens of Tool. Councilmember Fladmark stated that he would like the winners of the tickets to be selected in the form of a drawing during an event at the Eight at Tool Park event. All Councilmembers stated that they would like to donate to the Thunder Over Cedar Creek Lake Air Show. Motion to Approve a donation in the amount of \$5,000.00 was made by Councilmember Figueroa with second by Councilmember Sayre. Motion Passed 5/0.

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13. Receive and discuss an update regarding the Eight at Tool, Inc. Park Board, as presented by Councilmember Bennett. Councilmember Bennett discussed the current committees and the highlighted that there were a total of 35 volunteers on the committees. Councilmember Bennett continued by discussing the three meetings that the Eight at Tool, Inc. Park Board have had so far since the change from the City Council being the Park Board. Councilmember Bennett concluded by discussing the Park Procedure Manuel.

A. La Mon Chaney of the Fundraising Committee discussed a potential grant that would provide up to \$40,000.00 per year to host a concert series at the Eight at Tool Park. Chaney concluded by discussing the need for a Public Space Release form to attach to the Grant Application.

Councilmember Figueroa stated that he would like to partner with the Fundraising Committee to assist with the grant by providing a letter of support.

14. Consider, Discuss and Take Action on the Third Amended and Restated Bylaws of the Eight at Tool, Inc. Councilmember Bennett and Mayor Dumont provided their requested changes to the Bylaws of the Eight at Tool, Inc. Councilmember Figueroa called for a Point of Order highlighting that he did not believe it was legal for the City Council to have control over a nonprofit organization. Councilmember Figueroa continued by stating that he would like to get a legal clarification in regard to this subject and recommended that the City Council table this item. Councilmember Fladmark stated that a Mission Statement should be included in the Bylaws of the Eight at Tool, Inc. Motion to Table Item # 14 was made by Councilmember Stykes with second by Councilmember Fladmark. Motion Passed 5/0.

Ordinance Readings

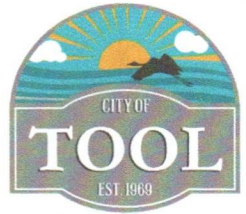
15. Discuss, on first reading, to Adopt Ordinance 2024-10A, Parks and Recreation, as presented by Councilmember Vera Bennett. Motion to Table Ordinance 2024-10A, Parks and Recreation, as presented by Councilmember Vera Bennett was made by Councilmember Fladmark with second by Councilmember Sayre. Motion Passed 5/0.

Resolution Adoption

16. Consider, Discuss and Take Action, on first reading, to Adopt Resolution 2025-03R, Council Rules of Procedure, repealing Resolution 2025-02R, Council Rules of Procedure, as presented by Councilmembers Michael Fladmark and Vera Bennett. Councilmember Fladmark discussed his recommended changes to the resolution. Councilmember Figueroa discussed the process of a reconsideration on previously voted on items. Councilmember Bennett highlighted the change from a Certified Agenda to an audio recording of Executive Session. Councilmember Dumont stated that he had spoken with the City Attorney and that the City Attorney stated that the City Council should have flexibility in their decision process and reconsideration of items as needed. Motion to Table on first reading, to Adopt Resolution 2025-03R, Council Rules of Procedure, repealing Resolution 2025-02R,

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Council Rules of Procedure, as presented by Councilmembers Michael Fladmark and Vera Bennett was made by Councilmember Fladmark with second by Councilmember Stykes. Motion Tabled 5/0.

17. Consider, Discuss and Take Action, on first reading, to Adopt Resolution 2025-04R, Employee Tax Rate Calculations. Councilmember Stykes requested additional information in regard to the Resolution. Motion to on first reading, to Adopt Resolution 2025-04R, Employee Tax Rate Calculations was made by Councilmember Sayre with second by Councilmember Figueroa. Motion Passed 5/0.

Executive Session

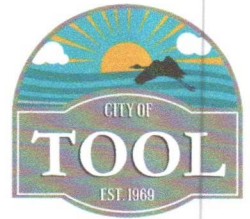
18. Convene into executive session pursuant to Texas Government Code Chapter 551 (2) sections:
@ 7:44PM
- a. Section 551.074 to consider the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Administrator.
19. Reconvene in open session and take any action necessary resulting from executive session @ 9PM.

Motion to Extend Contract for City Administrator Julius Kizzee for two years was made by Councilmember Bennett with second by Councilmember Sayre. Motion Passed 5/0.

20. **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. Building and Code Official LaCosta Davis introduced Matthew Hamaker, who was hired for Code Enforcement
- B. City Clerk Alicia Keith discussed the upcoming Summer Bash and the Blood Donation Drive
- C. Court Clerk Stacy Hamaker discussed the recent Teen Court session and further discussed its purpose and the additional training that would provide the participants of the program
- D. City Controller Kimberly Kroha discussed the upcoming Budget Workshop meeting that would be held July 10th
- E. City Administrator Kizzee thanked the City Council for the renewal of his contract
- F. City Secretary Kimberley Price discussed the upcoming November Election and highlighted the seats up for reelection which included Mayor Dumont, Councilmember Bennett and Councilmember Fladmark.
21. **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 thanked everyone for coming to the meeting and congratulated City Administrator Kizzee on his contract renewal

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- B. Councilmember Sayre thanked everyone for coming to the meeting, congratulated City Administrator Kizzee on his contract renewal and concluded by discussing the upcoming Poker Run hosted by the Parrot Head Club of Cedar Creek Lake
- C. Councilmember Bennett thanked everyone for coming to the meeting, congratulated City Administrator Kizzee on his contract renewal and concluded by discussing the upcoming Concert Series in the Park Event on June 28th, 2025
- D. Councilmember Figueroa thanked everyone for coming to the meeting, welcomed Matthew Hamaker to the City Staff and concluded by congratulating City Administrator Kizzee on his contract renewal
- E. Councilmember Stykes thanked everyone for coming to the meeting, welcomed Matthew Hamaker to the City Staff and concluded by congratulating City Administrator Kizzee on his contract renewal
- F. Mayor Dumont thanked everyone for coming to the meeting and concluded by congratulating City Administrator Kizzee on his contract renewal

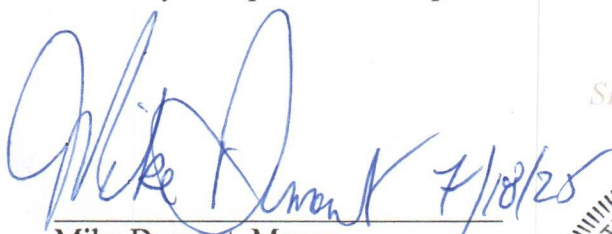
22. Closing

- A. Next Meeting: July 17th 2025
- B. Adjourn @ 9:09 p.m.

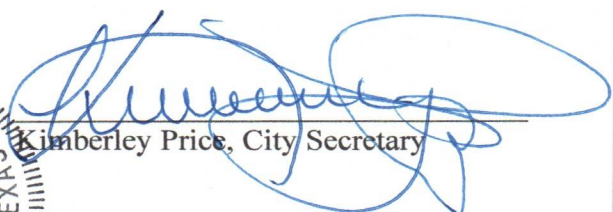
A meeting that is “open to the public”, pursuant to the Open Meetings Act, is one that the public is permitted to attend. The act does not entitle the public to choose the items to be discussed or to speak about items on the agenda. If the City Council, during the course of the meeting covered by this 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:


Mike Dumont, Mayor




Kimberley Price, City Secretary