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MINUTES OF DIBOLL CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
JANUARY 5, 1963

A call meeting of the City Council of the City of Diboll, Texas was held at 11:00 a.m. on Saturday, January 5, 1963, at the Southern Pine Lumber Company's Directors Room.

Those present were:

Clyde Thompson, Mayor, Presiding
Nolan Hall
Calvin Lawrence
Doyne Rich
Edwin Hoot

comprising a quorum.

Those absent were: None

Also present were:

Ward Burke, Attorney
Philip Leach, Attorney
Alpha Henrich, Secretary

Meeting was called to order by Mayor Thompson and prayer was offered by Calvin Lawrence.

Minutes of previous meeting were read and approved as read.

Mayor Thompson turned the meeting over to Mr. Philip Leach, who explained to the Council that the purpose of this meeting was to discuss a workable program for community improvement and development.

Mr. Leach then asked Mr. Horace Stubblefield to explain to the Council the need and purpose of a workable program for community development. Mr. Stubblefield also discussed with the Council a program for building of a housing development to replace substandard housing for minority groups.

Charles Hanks then offered motion, seconded by Nolan Hall, that the Council establish the creation of a Community Development Advisory Committee.

Those voting in favor of this motion were: Charles Hanks, Nolan Hall, Doyne Rich, Calvin Lawrence, Edwin Hoot.

There were no Noes.

Motion carried unanimously.

Dr. Edwin Hoot offered motion, seconded by Calvin Lawrence, that there be set up a sub-committee on Minority Group Housing Problems.

Those voting in favor of this motion were: Dr. Edwin Hoot, Calvin Lawrence, Doyne Rich, Charles Hanks, Nolan Hall.

There were no Noes.

Motion carried unanimously.

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Mayor Thompson then appointed then appointed the following people to serve on these two committees:

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE FOR CITY OF DIBOLL.

Horace G. Stubblefield, Jr., Chairman
Stacey Cook
Arthur Temple
Carl Sheppard
Mrs. Carl Sheppard
Mrs. Charles Hanks
Mike Partin
Don Weir
Jim Love
Milford Ruby
Carl Pavlic
Paul Durham
Vernon Burkhalter
Mrs. Lottie Wimp
James Rhone
Willie Massey
Rev. Dan Smith
Joe C. Denman
Paul Stovall
A. F. (Lefty) Vaughn
Bennie Rector

SUB-COMMITTEE OF Advisory COMMITTEE ON MINORITY GROUP HOUSING PROBLEMS.

Horace G. Stubblefield, Chairman
Arthur Temple
Clyde Thompson
Vernon Burkhalter
Willie Massey
Paul Stovall
Carl Pavlic

Motion made by Nolan Hall, seconded by Doyne Rich, that official sanction be given to these committees to study building codes and make recommendations to the City Council, and that an appointed committee to serve under the Advisory Committee be utilized for this study.

Those voting Yes on the motion were: Nolan Hall, Doyne Rich, Calvin Lawrence, Charles Hanks and Edwin Hoot.

There were no Noes.

Motion carried unanimously.

Mayor Thompson then appointed the following people to form the committee for Building Code:

Joe C. Denman, Chairman
Doyne Rich
Eddie Joiner
H. C. Stubblefield
Billie Brown

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Philip Leach then presented to the Council a proposed Workable Program and Statement of Policy.

Motion by Calvin Lawrence, seconded by Nolan Hall that this Workable Program and Statement of Policy, as submitted by Mr. Leach, be adopted and that Mayor Thompson be authorized to execute and file any applications or other proceedings necessary in connection with this Workable Program.

Those voting in favor of this motion were: Calvin Lawrence Nolan Hall, Doyne Rich, Dr. Edwin Hoot and Charles Hanks.

There were no Noes.

Motion carried unanimously.

There being no further business the meeting adjourned at 12:00 noon on the same day of convening thereof.

Respectfully submitted.

City Secretary

ATTEST:

Mayor

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MINUTES OF COUNCIL MEETING
CITY OF DIBOLL

Friday, January 18, 1963

A call meeting of the City Council of the City of Diboll, Texas was held on Friday, January 18, 1963 at 3:00 p.m. in the Southern Pine Lumber Company offices in Diboll, Texas.

Those present were:

Clyde Thompson, Mayor, Presiding

Calvin Lawrence Nolan Hall

Charles Hanks

Doyne Rich

comprising a quorum.

Those absent were:

Dr. Edwin Hoot

Also present were:

Alpha Henrich, City Secretary

Ward Burke, City Attorney

Meeting was called to order and a letter was read from the Housing and Home Administration, Fort Worth, Texas, requesting that a city official be named as authorized representative of the City of Diboll in connection with any applications made to Housing and Home Administration, rather than any outside representative.

On motion by Doyne Rich, the following resolution, known as Resolution No. 9, was read and adopted:

RESOLUTION OF GOVERNING BODY OF APPLICANT

] Copy of which is hereto attached and hereby made a part of these minutes.

Motion was seconded by Calvin Lawrence.

Those voting yes were: Calvin Lawrence, Doyne Rich, Nolan Hall, Charles Hanks.

There were no Noes;

There being no further business, the meeting adjourned at 3:45 p.m. on the day of convening thereof.

Respectfully submitted

Alpha Henrich
City Secretary, City of Diboll

ATTEST:

_____
Mayor

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CFA-1101a
(10-4-62)

RESOLUTION GOVERNING BODY OF APPLICANT

RESOLUTION NO. 9 Project No. _____
For HHFA Use

Resolution amending resolution authorizing filing of application with the Housing and Home Finance Agency, United States of America, for a grant under the terms of Public Law 345, 84th Congress, as amended by the Public Works Acceleration Act, in order to change the authorized representative of the City.

WHEREAS, on the 5th day of November, 1962, the City Council of Diboll, Texas, authorized the filing of an application with the Housing and Home Finance Agency, United States of America, for a grant under the terms of Public Law 345, 84th Congress, as amended by the Public Works Acceleration Act; and,

WHEREAS, in Paragraph 2 of said ordinance R. S. Woodruff was named as the authorized representative of the City of Diboll, and it is necessary to designate a new authorized representative by reason of the fact that R. S. Woodruff is now deceased.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Diboll, Texas:

1. That Paragraph 2 of the ordinance of November 5, 1962, naming R. S. Woodruff as the authorized representative of the City of Diboll, be and it is hereby rescinded and the said R. S. Woodruff shall not be the authorized representative of the City of Diboll.

2. That Clyde Thompson, Mayor of the City of Diboll, Texas, be and he is hereby authorized and directed to furnish such information as the Housing and Hom e Finance Agency may reasonably request in connection with the application which has heretofore been authorized to be filed by the City of Diboll, and to execute and deliver such applications and other documents as may be requested by the Housing & Home Finance Agency.

CERTIFICATE OF RECORDING OFFICER

The undersigned uly qualified and acting City Secretary of the City of Diboll, Angelina County, Texas, does hereby certify: That the attached resolution is a true and correct copy of the resolution, authorizing the filing of application amendment with the Housing and Home Finance Agency, changing name of authorized representative , as regularly adopted at a legally convened meeting of the City Council of Diboll, Texas, duly held on the 18th day of January, 1963, and further that such resolution has been fuly recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of January, A.D 1963.

Alpha Henrich
Alpha Henrich, City Secretary

HOUSING AND HOME FINANCE AGENCY
COMMUNITY FACILITIES ADMINISTRATION

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RESOLUTION OF GOVERNING BODY OF APPLICANT

RESOLUTION NO. 9 Project No. _____
For HHFA Use

Resolution amending resolution authorizing filing of application with the Housing and Home Finance Agency, United States of America, for a grant under the terms of Public Law 345, 84th Congress, as amended by the Public Works Acceleration Act, in order to change the authorized representative of the City.

WHEREAS, on the 5th day of November, 1962, the City Council of Diboll, Texas, authorized the filing of an application with the Housing and Home Finance Agency, United States of America, for a grant under the terms of Public Law 345, 84th Congress, as amended by the Public Works Acceleration Act; and,

WHEREAS, in Paragraph 2 of said ordinance R. S. Woodruff was named as the authorized representative of the City of Diboll, and it is necessary to designate a new authorized representative by reason of the fact that R. S. Woodruff is now deceased:

NOW, THEREFORE, BE IT RESOLVED by the City Council of Diboll, Texas:

1. That Paragraph 2 of the ordinance of November 5, 1962, naming R. S. Woodruff as the authorized representative of the City of Diboll, be and it is hereby rescinded and the said R. S. Woodruff shall not be the authorized representative of the City of Diboll.

2. That Clyde Thompson, Mayor of the City of Diboll, Texas, be and he is hereby authorized and directed to furnish such information as the Housing and Home Finance Agency may reasonably request in connection with the application which has heretofore been authorized to be filed by the City of Diboll, and to execute and deliver such applications and other documents as may be requested by the Housing & Home Finance Agency.

PASSED AND APPROVED as an emergency measure on first reading by unanimous vote on this the 18th day of January, 1963.

ATTEST:

Alpha Hesnick
Secretary

Clyde Thompson
Clyde Thompson, Mayor of the City of Diboll

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS

JANUARY 28, 1963

The regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, January 28, 1963, at 7:00 p.m. in the Diboll Elementary School Cafetorium in Diboll, Texas.

Those present were:

Clyde Thompson, Mayor, Presiding

Charles Hanks

Calvin Lawrence

Dr. Edwin Hoot

Nolan Hall

Comprising a quorum

Those absent were:

None

Also present were:

Alpha Henrich, Secretary

Philip Leach, City Attorney

Meeting was called to order by Mayor Thompson at 7:00 p.m. and was opened with prayer offered by Alderman Calvin Lawrence.

On Motion by Charles Hanks, seconded by Calvin Lawrence, the reading of the minutes of previous meeting was dispensed with since each alderman had been furnished a copy of said minutes.

Motion by Nolan Hall, seconded by Doyne Rich, that the minutes be approved without correction or addition.

Motion carried unanimously.

Mayor Thompson then recognized Mr. J. D. Perdue and Mr. L. A. Douglas, representing United Gas Corporation, who read aloud and discussed with the Council proposed franchise ordinance for the natural gas franchise in the City of Diboll.

Motion by Doyne Rich that United Gas Corporation's proposed franchise ordinance by tabled until the next regular council meeting or until the Council had an opportunity to give the franchise detailed study. Motion seconded by Dr. Edwin Hoot.

Motion carried: Those voting Yes were Charles Hanks, Calvin Lawrence, Dr. Edwin Hoot and Nolan Hall. There were no Noes.

Mr. A. L. Wood and Milford Ruby, representing the Diboll Lions Club, were recognized by Mayor Thompson. They discussed with the Council a proposition for the numbering of houses in Diboll with the Lions Club to assign the house numbers and to sell house numbers.

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The following resolution, known as resolution No. 9 was offered by Dr. Edwin Hoot, seconded by Nolan Hall:

RESOLUTION TO ACCEPT LIONS CLUB OFFER TO ASSIGN HOUSE NUMBERS TO RESIDENTIAL AND COMMERCIAL PROPERTIES WITHIN THE CORPORATE LIMITS OF THE CITY OF DIBOLL

WHEREAS, the town of Diboll was incorporated on May 2, 1962 and thereby became the City of Diboll and;

WHEREAS, there has never been nor does there now exist a systematic plan for numbering residential and business properties within the corporate limits of the City of Diboll and;

WHEREAS, the Lions Club of Diboll has given much time and effort to a detailed survey resulting in an orderly plan for the numbering of residential and commercial properties in the City of Diboll, and

WHEREAS, the plan as been brought to the attention of and discussed with the City Council, City of Diboll, Texas,

NOW, THEREFORE, BE IT RESOLVED that the City of Diboll accept the Lions Club workable plan for the orderly numbering of residential and commercial properties within the City of Diboll and its offer to follow the plan through to completion, and

BE IT FURTHER RESOLVED that the Chairman of the Community Development Advisory Committee for the City of Diboll be asked to work with the Lions Club on this project and he be further asked to make a final and official map of the City of Diboll for the purpose of numbering properties now and in the future.

Motion carried. Those voting Yes were Dr. Edwin Hoot, Nolan Hall, Charles Hanks, Calvin Lawrence and Doyne Rich. There were no Noes.

The following resolution, known as resolution No. 10 was offered by Doyne Rich, seconded by Calvin Lawrence.

A RESOLUTION AUTHORIZING THE CITY SECRETARY TO EXECUTE
n NOTICES REGARDING CITY TAXES.

Copy of which is hereto attached and hereby made a part of these minutes.

Motion carried, Those voting Yes were Doyne Rich, Calvin Lawrence, Dr. Edwin Hoot, Nolan Hall and Charles Hanks. There were no NOes.

Upon discussion a call meeting of the Council was set for Monday, February 4, 1963, at 7 :00 p.m.

There being no further business, the meeting adjourned at 8:15 p.m. on the day of convening thereof.

Respectfully submitted.

Alpha Henrich
City Secretary - City of Diboll

ATTEST:

Clyde Thompson
Mayor

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MINUTES OF CITY COUNCIL MEETING
DIBOLL, TEXAS

February 25, 1963

The regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, February 25, 1963, at 7:00 p.m. in the Diboll Elementary School Cafetorium in Diboll, Texas.

Those present were:

Clyde Thompson, Mayor, Presiding
Calvin Lawrence
Dr. Edwin Hoot
Nolan B. Hall

comprising a quorum.

Those absent were:

Charles Hanks
Doyne Rich.

Also present were:

Alpha Henrich, Secretary

Meeting was called to order by Mayor Thompson at 7:00 p.m. and was opened with prayer offered by Alderman Calvin Lawrence.

On motion by Dr. Edwin Hoot, seconded by Nolan Hall, the reading of the minutes of the previous meeting was dispensed with since each alderman had been furnished a copy of said minutes and minutes were approved without addition or correction. Motion carried unanimously.

On motion by Dr. Edwin Hoot, seconded by Nolan Hall, discussion and any action on a franchise to United Gas Corporation was tabled until the next regular meeting date. Motion carried unanimously.

On motion by Calvin Lawrence, seconded by Nolan Hall, city election date was set for April 2, 1963, for the purpose of electing one mayor and five aldermen. Motion carried unanimously.

Mayor Thompson then recommended Nolan Hall as Civil Defense Director for the City of Diboll. On motion by Calv-n Lawrence, seconded by Dr. Edwin Hoot, the Mayro's recommendation was unanimously approved.

On motion by Nolan Hall, seconded by Calvin Lawrence, discussion and any action on the proposition of additional street lights within the City of Diboll was tabled until the next regular meeting date.

Mayor Thompson then called for a reading aloud of and a discussion of the Diboll Traffice Ordinance. No other action was taken on this ordinance.

There being no further business, the meeting adjourned at 8:35 p.m. the same day of convening thereof.

Respectfully submitted

Alpha Henrich
City Secretary

APPROVED:

Clyde Thompson
Mayor

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MINUTES OF CITY COUNCIL MEETING
DIBOLL, TEXAS

MARCH 4, 1963

A call meeting of the City Council of the City of Diboll, Texas, was held on Monday, March 4, 1963, at the Southern Pine Lumber Company Directors Room in Diboll, Texas.

Those present were:

Clyde Thompson, Mayor, Presiding
Calvin Lawrence
Charles Hanks
Nolan B. Hall
Doyne Rich

comprising a quorum

Those absent were:

Dr. Edwin Hoot

Also present were:

Ward Burke, Burke & Leach, Attorney
Alpha Henrich, Secretary

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Ward Burke.

On motion by Calvin Lawrence, seconded by Nolan Hall, the reading of the minutes of the previous meeting was dispensed with since each alderman had been furnished a copy of said minutes and minutes were approved without addition or correction. Motion carried unanimously.

On motion by Nolan Hall, seconded by Calvin Lawrence, the following Ordinance, known as ordinance No. 16, was read allowed and accepted: copy of which is attached hereto and made a part hereof:

AN ORDINANCE OF THE CITY OF DIBOLL DEFINING WORDS AND PHRASES PERTAINING TO TRAFFIC: PROVIDING FOR TRAFFIC ADMINISTRATION: PROVIDING FOR ENFORCEMENT, OBEDIENCE TO TRAFFIC REGULATIONS AND NEGLIGENT COLLISION: PROVIDING FOR TRAFFIC CONTROL DEVICES: PROVIDING FOR SPEED REGULATIONS: REGULATING TURNING MOVEMENTS AND REQUIRED SIGNALS: PROVIDING FOR SPECIAL STOPS: PROVIDING FOR RIGHT-OF-WAY REGULATING DRIVING ON RIGHT SIDE OF ROADWAY: OVER-TAKING AND PASSING: REGULATING PEDESTRIANS' RIGHTS AND DUTIES: REGULATING METHOD OF PARKING: REGULATING STOPPING, STANDING OR PARKING IN SPECIFIED PLACES: REGULATING STOPPING FOR LOADING OR UNLOADING: PROHIBITING STOPPING, STANDING OR PARKING ON CERTAIN STREETS: PROVIDING FOR USE OF FLARES: PROVIDING FOR INSPECTION OF VEHICLES: REGULATING ACCIDENT REPORTS: RECKLESS DRIVING AND STARTING PARKED VEHICLES: PROVIDING FOR MISCELLANEOUS RULES: PROVIDING FOR PENALTIES FOR VIOLATION OF ORDINANCE BY VARIOUS FINES IN AMOUNTS FROM ONE DOLLAR TO TWO HUNDRED DOLLARS: PROVIDING FOR DISPOSITION OF PARTIES TO A CRIME AND PROCEDURE UPON ARREST: AND MAKING PROVISIONS FOR TITLE OF ORDINANCE, CONSTITUTIONALITY, AND REPEAL OF INCONSISTENT ORDINANCES:

Motion carried unanimously and ordinance was adopted with the following vote:

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Those voting Yes were:

Nolan Hall
Calvin Lawrence
Doyne Rich
Charles Hanks

There were no Noes:

There being no further business, the meeting adjourned at 7:40 p.m. the same day of convening thereof!

Respectfully submitted

Alpha Henrich
Secretary

APPROVED:

Clyde Thompson
Mayor

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ORDINANCE NO. 17

AN ORDINANCE OF THE CITY OF DIBOLL DEFINING WORDS AND PHRASES PERTAINING TO TRAFFIC; PROVIDING FOR TRAFFIC ADMINISTRATION; PROVIDING FOR ENFORCEMENT, OBEDIENCE TO TRAFFIC REGULATIONS AND NEGLIGENT COLLISION; PROVIDING FOR TRAFFIC CONTROL DEVICES; PROVIDING FOR SPEED REGULATIONS; REGULATING TURNING MOVEMENTS AND REQUIRED SIGNALS; PROVIDING FOR SPECIAL STOPS; PROVIDING FOR RIGHT-OF-WAY; REGULATING DRIVING ON RIGHT SIDE OF ROADWAY; OVERTAKING AND PASSING; REGULATING PEDESTRIANS' RIGHTS AND DUTIES; REGULATING METHOD OF PARKING; REGULATING STOPPING, STANDING OR PARKING IN SPECIFIED PLACES; REGULATING STOPPING FOR LOADING OR UNLOADING; PROHIBITING STOPPING, STANDING OR PARKING ON CERTAIN STREETS; PROVIDING FOR USE OF FLARES; PROVIDING FOR INSPECTION OF VEHICLES; REGULATING ACCIDENT REPORTS; RECKLESS DRIVING AND STARTING PARKED VEHICLES; PROVIDING FOR MISCELLANEOUS RULES; PROVIDING FOR PENALTIES FOR VIOLATION OF ORDINANCE BY VARIOUS FINES IN AMOUNTS FROM ONE DOLLAR TO TWO HUNDRED DOLLARS; PROVIDING FOR DISPOSITION OF PARTIES TO A CRIME AND PROCEDURE UPON ARREST; AND MAKING PROVISIONS FOR TITLE OF ORDINANCE, CONSTITUTIONALITY, AND REPEAL OF INCONSISTENT ORDINANCES:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

ARTICLE I. IN GENERAL

Section 1. Definitions:

The following words and phrases when used in this ordinance shall for the purpose of this ordinance have the meanings respectively ascribed to them in this Section.

Alley: Any street as defined in this section having no legal or official name other than alley of twenty feet or less in width.

Legal Holidays: Include only the following days: New Years Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, Christmas Day and such other holidays officially designated by the City Council.

Operator: Any person in control of or assuming control of a vehicle or railroad train.

Park or Parked: The standing of a vehicle, whether occupied or not, otherwise then temporarily for the purpose of and while actually engaged in loading or unloading.

Standing: Any stopping of a vehicle, whether occupied or not.

Police or Police Officer: Any peace officer of the State of Texas, Angelina County, or the City of Diboll, duly elected or appointed, qualified and acting as such.

Curb Line: The boundary of that portion of any street which is improved, designed or ordinarily used for vehicular traffic.

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Plant: Any hedge, bush, shrub, vine, palm or other vegetation, except trees.

Property line: The boundary line of any street which line marks the division between the street area and the property abutting upon same.

Street: The entire width of every way or place of whatsoever nature when any part thereof is open to the use of the public as a matter of right for the purpose of traffic.

Traffic: Pedestrians, riders of animals and drivers of vehicles while using any street for the purpose of travel.

Vehicle: Every device in, upon or by which any person or property is or may be transported or drawn upon a street, except devices moved by human power.

Section 2. Compliance with chapter.

It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this ordinance.

Section 3. Applicability of Ordinance to persons propelling push-carts:

Every person propelling any pushcart upon a roadway shall be subject to the provisions of this ordinance applicable to the driver of any vehicle, except those provisions of this ordinance which by their very nature can have no application.

Section 4. Authority of Police Officers:

Police Officers are hereby authorized to direct all traffic or pedestrians by voice, hand or signal in the enforcement of the laws of the State and the City, but whenever and wherever any police officer shall find it necessary to the safeguarding of the pedestrians or the expeditious handling of traffic, or in the safety of persons or property, police officers shall direct traffic and pedestrians as conditions may require notwithstanding other provisions of the traffic laws.

Section 5. Compliance with lawful orders of police officers:

No person shall willfully fail or refuse to comply with any lawful order or direction of a police officer, pertaining to the movement of traffic or pedestrians on the public streets, whether given in person or by means of visible or audible signals.

Section 6. Funerals, processions, parades, etc.

A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant of a type designated by the traffic engineer and the driver of each vehicle shall turn on the headlights as identification that such vehicle is a part of the funeral procession.

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No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle.

Section 12. Unlawful riding and clinging to moving vehicles.

The operator of any motor vehicle shall not carry any person on the fenders, running boards or bumpers of the vehicles, and no persons shall ride on any motor vehicle on that portion not designated or intended for the use of passengers as above described.

Any person riding upon any motorcycle, coaster, sled, roller skates or any toy vehicle shall not attach the same or himself to any moving vehicle upon any roadway.

Section 13. Pedestrians soliciting rides; lingering, loitering, et cetera, prohibted:

No person shall obstruct traffic by standing in a roadway for the purpose of soliciting a ride from the driver of any vehicle, and no pedestrian shall obstruct traffic by lingering, loitering or remaining upon any roadway for any purpose.

Section 14. Following ambulance or police car prohibited.

No person shall follow any ambulance or police car which is traveling on a public street in response to a report of any automobile collision or accident.

Section 15. Failure to obey notice or summons:

No person shall willfully violate his written promise to appear given to an officer upon an arrest for any traffic violation, regardless of the disposition of the charge on which he was originally arrested.

No owner or driver of a motor vehicle shall neglect to answer to the charges set forth in a written notice affixed to such motor vehicle by a police officer as provided by this Code or any ordinance of the City regardless of the disposition of the charge for which notice was originally given.

Section 16. Prohibition against moving a vehicle so that it is unlawfully parked:

No person shall move a vehicle not lawfully under his control in such a way as to make the stopping, standing or parking of such vehicle unlawful.

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Section 17. Parking vehicle for sale, rent, etc., or for washing, repairing, etc., prohibited:

No person shall stand or park a vehicle upon any roadway for the principal purpose of:

1. Displaying it for sale, rent, lease or hire;
2. Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

Section 18. Duty to report accidents and remain at scene.

The driver of a vehicle involved in any accident upon any highway or public place in the City, resulting in the injury to or death of any person, or damage to any property, including damage to the vehicle being driven by him, shall notify or cause to be notified the police department of the City or some other peace officer, before such vehicle is removed from the scene of the accident, and it shall be unlawful for the driver of any vehicle involved in any such accident to leave the scene of such accident or to remove such vehicle from the scene of the accident or collision until authorized to do so by the police or peace officer in charge of the investigation of such accident, except when there is a duty on the part of the driver to use such vehicle in carrying any person injured in such accident to a physician or surgeon for medical or surgical treatment.

Section 19. Removal of vehicles after an accident.

It shall be unlawful for any person to remove or attempt to remove any vehicle involved in a collision or accident, or in any way to interfere with or change the position of any such vehicle, except upon authority or direction and in the presence of a police or peace officer, unless such change is made or attempted for the purpose of releasing a person imprisoned within or under any such vehicle involved in such accident or collision.

Section 20. When the driver is unable to make the required accident report:

Whenever the driver of a vehicle is physically incapable of reporting an accident and there was another occupant in the vehicle at the time of the accident capable of making a report, such occupant shall make or cause to be made such report.

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Section 21. Garages to keep records and report damaged vehicles:

The person in charge of any garage or repair shop shall keep a record of all damaged vehicles which show evidence of having been involved in an accident or wreck or struck by bullets. This record shall be available for police inspection and shall show the name of the driver or person in charge of the vehicle, the license number, model and type of same, a description of the damage of the vehicle and the date brought in for repair.

Section 22. Owner's responsibility:

No person shall cause, allow, permit or suffer any vehicle owned by him or registered in his name or operated by him to stop, stand or be parked in violation of any provision of this Ordinance or State law. Proof that a vehicle found so parked was registered in a person's name shall constitute prima facie evidence that such person caused, allowed, suffered and permitted the vehicle to be parked at the place where such violation occurred.

ARTICLE II. GENERAL TRAFFIC VIOLATIONS

Section 1. Applicability of State Law:

Except where otherwise provided in this Ordinance, all the provisions of the laws of the State relating to the regulation of pedestrian and motor traffic shall, insofar as applicable, be the law of the City upon the same subjects.

Section 2. Stop when traffic is obstructed:

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed.

Section 3. Emerging from and entering alleys or driveways:

(a) The driver of a vehicle emerging from an alley, driveway or building shall stop such vehicle immediately prior to driving onto a sidewalk or into the sidewalk area extending across any alleyway, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on such roadway.

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Section 4. Driving vehicles on sidewalks.

The driver of a vehicle shall not drive within or across any sidewalk area except at a permanent or temporary driveway.

Section 5. Limitations on turning around.

The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction between intersections and shall not turn such vehicle at any intersection where traffic signals are in place.

Section 6. Backing:

The driver of a vehicle shall not back the same into an intersection or over a crosswalk and shall not in any event or at any place back a vehicle unless such movement can be made in safety.

Section 7. Reckless Driving:

No person shall drive any motor vehicle upon, over or along any street or public place in the City in such manner as to reasonably endanger life or property.

Section 8. Driving motor vehicles or motor-driven vehicles in public playgrounds:

No person shall drive any motor vehicle, motorcycle, motorbike, motor scooter or other motor-driven device or vehicle into, along or across any public playground which is owned, operated or maintained by the City or any civic or charitable organization as a public playground, except upon roadways therein; provided that this section shall not apply to vehicles being used for the purpose of loading or unloading freight therein or in the construction, maintenance or repair of such playground.

Section 9. Cutting corners:

It shall be unlawful and an offense to drive a vehicle over any sidewalk area and through any driveway, parking lot or business entrance at any intersection, in making either a right or left turn, except for the purpose of coming to a complete stop to obtain or render some service or make a sale or purchase. It is the intention of this Section to prohibit corner cutting by driving a vehicle from one street into another across any sidewalk and driveway and through any driveway.

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Section 10. Stopping, standing or parking prohibited in certain specified places:

No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device, in any of the following places:

(1) On a sidewalk or on any part of the sidewalk area, which area is hereby defined as the space between the curb line or the lateral line of a roadway and the adjacent property line along any street, irrespective of whether such area has been improved by concrete, gravel or other walkways.

(2) Upon a street having a roadway over thirty-four (34) feet in width in such manner or under such conditions as to leave available less than ten (10) feet of the roadway on each side of the center of the street for free movement of vehicles in each direction, and on streets having a roadway of less than thirty-four (34) feet in width so as to leave available less than ten (10) feet of the roadway for the free movement or passage of vehicles, except that a driver may stop temporarily during the actual loading or unloading of passengers or when necessary in obedience to traffic regulations or traffic signs or signals or a police officer.

(3) The space for a distance of twenty (20) feet, as measured along the curb, in the street directly in front of the front entrace to any building used as a theatre or motion picture house in the City which is hereby declared to be a "Fire Zone".

(4) Within an alley in a residential district in such a manner or under such conditions as to block the alley or leave insufficient width of the roadway available for the free movement of vehicular traffic or to block the entrance or exit to any private driveway or building.

(5) Within an alley in a business district in such a manner or under such conditions as to block the alley or leave insufficient width of the roadway available for the free movement of vehicular traffic or to block the entrance or exit to any private driveway or building.

Section 11. When Forty-Five Miles Per Hour to be maximum:

It is hereby determined upon the basis of an engineering and traffic investigation that the maximum reasonable and safe speed for the operation of vehicles upon the streets of the City is forty-five (45) miles per hour, and no person shall drive a vehicle on any street in the City at a speed greater than forty-five (45) miles per hour, except in school zones as herein specified or as prescribed in other ordinances; provided, however, that this ordinance shall not apply at specific locations in the City where the City Council, upon the basis of an engineering and traffic investigation, shall have found and declared a difference in the speed to be the maximum reasonable and safe speed.

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Section 12. Maximum speed less than forty-five (45) miles per hour:

Whenever, after an engineering and traffic investigation, the City Council shall have found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles under the conditions found to exist at a specific location upon the streets is less than forty-five (45) miles per hour, the City Council shall, by resolution, describe such location and state what it found to be the maximum reasonable and safe speed at such location, and no person shall drive a vehicle at any such location at a speed greater than the maximum so established.

Section 13. Maximum speed more than forty-five miles per hour:

Whenever, after an engineering and traffic investigation, the City Council shall have found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles under the conditions found to exist at a specific location upon the streets is greater than forty-five (45) miles per hour, the City Council shall, by resolution, describe such location and state what it found to be the maximum, reasonable and safe speed at such location, and no person shall drive a vehicle at any such location at a speed greater than the maximum so established.

(a) By reason of a traffic survey the City Council finds that the maximum, reasonable and safe speed is sixty (60) miles per hour on those portions of streets and roads in the City of Diboll, as follows:

On U.S. Highway No. 59 from the North City Limits to its intersection with Hines Street (Loop 210), and from its intersection with Thompson and Dennis Streets to the South City limits;

and no person shall drive a vehicle on such portions of said highway at a speed greater than the maximum so established.

Section 14. Speed Limit less than forty-five (45) miles per hour:

In accordance with the provisions of this ordinance and when signs are erected giving notice thereof, the maximum speed limits on the streets and parts of streets, shall be as set forth in the hereinafter schedule:

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(1) Not more than twenty-five (25) miles per hour in the school zones, being those portions of Willow, Pine, White Oak, Ash and School Streets and Hendrix Avenue, where said streets and avenue are adjacent to the public schools or public school property; between the hours of 8:00 A.M., and 4:00 P.M , on every day of the week except Saturday and Sundays and any day during the months of June, July and August.

Section 15. Lines or markings designating parking spaces: vehicles to be parked wholly within area designated:

Lines or markings shall be painted or placed upon the curb and upon the street adjacent to each parking space for the purpose of designating the parking space for each vehicle, and each vehicle parked in an area where parking spaces are so marked, shall park within the lines or markings so established. It shall be unlawful to park any vehicle across any such line or markings or to park such vehicle in such position that the same shall not be entirely within the area so designated by such lines or markings.

Section 16. Locations established administratively in traffic register:

Whenever the Mayor shall approve in writing and shall file with the City Secretary, any written determination, designation, finding or conclusion of a traffic survey pursuant to the authority granted in this ordinance, the same shall become a record of the specific location at which a traffic-control device, marking or special regulation of traffic is hereby made applicable, and the same shall be dated, authenticated and placed in the traffic register by the City Clerk.

Section 17. Duties and authority of Mayor to establish traffic regulations:

Whenever and wherever the congestion of traffic, the frequency of passage of vehicles or pedestrains, or both, the direction and volume of the flow of traffic, the dimensions and conditions of the streets and sidewalks, and the use of property abutting the streets are such that the Mayor, by a traffic survey, finds it to be necessary for the free flow and the expeditious handling of traffic and the safety of persons and property, the Mayor, in compliance with this ordinance, is authorized:

(1) To designate and maintain crosswalks.
(2) To establish safety zones on any of the streets of the City.
(3) To mark lanes for traffic and parking stalls on the streets of the City.
(4) To designate the locations at which the making of the right, left or complete turns at any intersection of streets in the City is prohibited.
(5) To designate the course to be traveled by vehicles turning at or near certain intersections.

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(6) To designate routes directing traffic near public or private schools, parks and public buildings.

(7) To determine the location of passenger zones, loading zones and military passenger and loading zones.

(8) To designate spaces on the streets of the City for use as public cab stands.

(9) To designate spaces on the streets of the City for use as bus stops.

(10) To designate areas on the streets of the City which shall not be used as spaces for the parking of vehicles.

(11) To designate areas in the streets of the City where single parking may be permitted.

(12) To designate intersections of streets at which drivers operating vehicles approaching the intersection on one or more of the intersecting streets must bring such vehicle to a complete stop before proceeding into such intersection.

(13) To designate intersections, the crossing of which shall be controlled by red, green and amber lights and arrows as elsewhere provided in this chapter, and to determine the type of such lights or traffic-control devices to be installed at each intersection.

(14) To designate the routes which must be followed by commercial vehicles in using the streets of the City; provided, that no such vehicle shall be prohibited from using any street for the purpose of going directly to or from any residential, commercial or industrial establishment abutting on such street for the purpose of delivering or picking up materials thereat.

(15) To make such changes as changing conditions may require in any designation, determination or regulation he is herein authorized to make.

Section 18. Authority to Install:

The Mayor shall place and maintain traffic-control signs, signals, or devices when and as required under the traffic ordinances of this City to make effective the provisions of said ordinances, and may place and maintain such additional traffic-control devices as he may deem necessary to regulate traffic under the traffic ordinances of this City or under State law or to guide or warn traffic.

Section 19. Conformity with manual, etc.:

All traffic-control devices, signs, signals shall conform to the current manual on uniform traffic-control devices, and specifications approved by the State Highway Commission and resolutions adopted by the legislative body of this City.

Section 20. Driving on private property to avoid:

No driver of any vehicle shall enter upon or drive across any private property in order to avoid obedience to any traffic-control sign or device.

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Section 21. Obedience Thereto:

The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed in accordance with the provisions of this chapter, unless otherwise directed by a traffic or police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this chapter.

Section 22. Proper placement for enforcement; sections effective where no signs required.

No provision of this chapter for which signs are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective even though no signs are erected or in place.

Section 23. Standing for loading and unloading only.

Between the hours of 7:00 A.M., and 11:00 P.M., of any day, no person shall stop, stand or park a vehicle in a passenger zone for any purpose or length of time, other than for the expeditious loading or unloading of passengers, and in no case shall the stop for loading or unloading of passengers exceed three minutes.

Section 24. Loading Zones:

Between the hours of 7:00 A.M., and 7:00 P.M., on any day except Sundays, no person shall stop, stand or park a vehicle for any purpose or length of time, other than for the expeditious unloading and delivery or pickup and loading of materials or merchandise, in any loading zone and in no case shall the stop for loading or unloading of materials or merchandise exceed thirty minutes.

Section 25. Signal Legend - Stop, Go, Caution:

Whenever traffic is controlled by traffic-control signals exhibiting the words "Go", "Caution", or "Stop", or exhibiting different colored lights successively one at a time, or with arrows, the following colors only shall be used and such terms and lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

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(a) Green alone for "G":

(1) Vehicular traffic facing the signal, may proceed straight through or turn right or left unless a sign at such place prohibits either such movement. But vehicular traffic, including vehicles turning right or left, shall yield right-of way to other vehicles and to pedestrians lawfully within the intersection of an adjacent crosswalk at the time such signal is exhibited.

(2) Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk unless prohibited from so doing by a pedestrian "Wait" signal.

(b) Steady Yellow alone:

(1) Vehicular traffic facing the signal is thereby warned that the red or "Stop" signal will be exhibited immediately thereafter and such vehicular traffic shall not enter the intersection when red or "Stop" signal is exhibited.

(2) No pedestrian facing such signal shall enter until the green or "Go" is shown (unless authorized to so do by a pedestrian "Walk" signal).

(c) Steady red alone, or "Stop".

(1) Vehicular traffic facing the signal shall stop before entering the intersection and remain standing until the green or "Go" signal is shown.

(2) No pedestrian facing such signal shall enter the roadway until the green or "Go" signal is shown (unless authorized to do so by a pedestrian "Walk" signal.

(d) In the event an official traffic-control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal.

Section 26. Same - Walk, wait, don't walk:

Whenever special signals controlling pedestrains movement exhibiting the words "Walk" or "Wait" or "Don't Walk" are in place such signals shall indicate as follows:

(a) Walk: Pedestrians facing such signal may proceed across the roadway in the direction of the signal and shall be given the right-of-way by the drivers of all vehicles.

(b) Wait, or don't walk. No pedestrian shall start to cross the roadway in the direction of such signal, but any pedestrian who has partially completed his crossing on the walk signal shall proceed to a sidewalk or safety zone while the wait signal is showing.

Section 27. Same - Flashing signals:

(a) Whenever an illuminated flashing red or yellow signal is used in traffic sign or signal it shall require obedience by vehicular traffic as follows:

(1) Flashing red (stop signal). When a red lens is illuminated with rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when

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marked, or if none, then before entering the intersection, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

(2) Flashing yellow (caution signal): When a yellow lens is illuminated with rapid intermitten flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.

ARTICLE III. PLANT AND OBJECTS INTERFERING WITH TRAFFIC

Section 1. Plants higher than three feet - prohibited near street corner:

It shall be unlawful for any person to place or cause to be placed any plant having a height greater than three feet above the level of the center of the nearest abutting street, on or in that portion of any corner lot in the City, which portion is included in a triangle on the street corner of the lot formed by a diagonal line intersecting the property lines at points twenty (20) feet from the street corner intersections of the property lines.

Section 2. Same - Prohibited in sidewalk areas:

It shall be unlawful for either the owner or the occupant of any corner lot in the City to place, maintain or permit or cause to be placed or maintained any plant having a height greater than three feet above the level of the center of the nearest abutting street on or in that area which lies between the property lines of such corner lot and the curb lines of streets abutting such property lines and which area extends for a distance of fifty (50) feet back from the intersection of the curb lines of such abutting streets.

Section 3. Placing or maintaining in sidewalk areas so as to prohibit free passage.

It shall be unlawful for either the owner or the occupant of any lot in the City to place, maintain or permit or cause to be placed or maintained any tree or plant on or in the area between the property line thereof and the curb line of any street abutting such property line in such a way as to obstrct the free passage on and use of that area by the public.

Section 4. Placing near fire hydrants:

It shall be unlawful for either the owner or the occupant of any property in the City to place, maintain or permit or cause to be placed or maintained thereon any tree or plant within five (5) feet of any fire hydrant in the City.

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Section 5. Minimum clearance of trees in sidewalk areas:

It shall be unlawful for the owner or occupant of any property in the City to maintain or permit limbs of trees growing thereon to overhang or grow above the area between his property line and the curb line of any abutting street unless such limbs and all branches and foliage thereon are kept trimmed and pruned to a minimum clearance of eight (8) feet above the street level at the nearest curb line.

Section 6. Correction of violcation of Sections 2 to 6 of this Code:

It shall be the duty of the City Marshall, also called the Chief of Police, to cause a written notice to be served upon the owner or occupant of any property upon which any violation of Sections 2 to 6 of this Ordinance exists to correct such condition as constitutes a violation of these sections within ten (10) days after serving such notice; and if such condition is not corrected or remedied or caused to be corrected or remedied by such person by the end of each ten day's notice, the Mayor is hereby authorized and directed to cause the tree or plant or part thereof constituting such violation to be so trimmed, pruned or removed as to eliminate the prohibited condition.

Section 7. Authority of Mayor to trim, remove, etc.

The Mayor is hereby authorized to remove, or cause to be removed, any trees or plants found between the opposite curb lines in any street in the City and to trim branches, limbs or foliage of any tree or plant which overhangs or grows above the area which lies between the opposite curb lines of any street, so as to provide a minimum clearance of eight (8) feet above the street level at the curb line and so as to be graduated toward the center of the street to a clearance of twelve (12) feet above the street level at the center of the street.

Section 8. Certain fences prohibited:

It shall be unlawful for any person to construct or replace, or cause to be constructed or replaced, any fence having a height greater than three (3) feet above the level of the center of the nearest abutting street on or in that portion of any corner lot in the City, which portion is included in a triangle on the street corner of the lot formed by a diagonal line intersecting the property lines at points twenty (20) feet from the street corner intersection of the property lines.

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Section 9. Parking automobiles on streets, etc., for display purposes:

It shall be unlawful for the owner, agent or employee of any automobile, garage, sales agency, foundry, machine shop, repair shop, store or establishment of any kind, to place, store or park or permit or cause to be placed, stored or parked, on any street, alley or sidewalk in the City, for the purpose of exhibiting for sale the things hereinafter enumerated, or while the same are being used or awaiting to be used, or after being used, or in connection with the work or business thereof, or as waste, refuse or junk from any such place, any automobile, truck, tractor or part of any automobile, truck or tractor, farming or other implements, machine, machine parts, iron or other piping, buggy, wagon or other vehicle, or any part thereof, or any box, crate, can, container or any tinware, ironware or any bulky substance, or any lumber or other building material when not being used in the construction or repair of a building, for a longer period of time than one hour. This section shall not apply to any automobile or other vehicle while in the personal use or care of any person, or while such automobile or other vehicle is temporarily parked in the street curb, while awaiting the personal use of any person.

Section 10. Parking automobile on streets, etc., for repair purposes;

It shall be unlawful for the owner, agent or employee of any automobile garage, sales agency, foundry, machine shop, repair shop, store or establishment of any kind, to do, or permit or cause to be done, any repairs or work of any kind on any automobile, truck, tractor, farming or other implement, machine or machine parts, iron or other piping, buggy, wagon, or other vehicle or the parts thereof, on the streets, alleys, and sidewalks of the City. This section shall not prohibit the changing of an automobile or truck tire or the doing of minor repairs on any of the above enumerated things for a period of time not longer than one (1) hour, while such automobile or truck, or any such other thing is in the personal care and under the supervision of the owner thereof or his personal representative, other than the owner, agent or employee of such garage, sales agency, foundry, machine shop, repair shop, store or establishment of any kind.

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ARTICLE IV. PENALTIES

Section 1. Penalties for Violations of this Ordinance:

Every person convicted of a violation of any provision of this ordinance shall be punished by a fine of not less than ONE & NO/100 ($1.00) DOLLARS, nor more than TWO HUNDRED & NO/100 ($200.00) DOLLARS.

ARTICLE V. SHORT TITLE AND EFFECT OF ORDINANCE

Section 1. Short Title:

This Ordinance may be cited as the "Diboll Traffic Ordinance".

Section 2. Constitutionality:

If any part or parts of this Ordinance shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining part or parts of this Ordinance. The City Council of the City of Diboll, Texas, hereby says and declares that it would have passed the remaining parts of this Ordinance had it known that such part or parts, if any, hereof would be declared unconstitutional.

Section 3. Repeal of Inconsistent Ordinances:

All ordinances or parts of ordinances inconsistent or conflicting with the provision or provisions of this ordinance are hereby repealed.

Section 4. Effective Date:

This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

PASSED AND APPROVED on this 4th day of MARCH, A.D. 1963.

ATTEST:

Clyde Kennedy
Mayor, City of Diboll, Texas

City Secretary

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This is to certify that the foregoing ordinance, known as Ordinance No. 17, was adopted by a two-thirds (2/3) vote of all of the councilmen elected, at a regular meeting of the Council of the City of Diboll, held at 2:00 p.m. on the 4th day of March, 1963, the vote being as follows:

Those for Adoption	Against the Adoption
All Voted For	None Voted Against

Given under my hand and the Seal of the City of Diboll, this the 4th day of March, 1963.

Alpha Hesnick

City Secretary, City of Diboll, Texas

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MINUTES OF DIBOLL CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
APRIL 3, 1963

A call meeting of the City Council of the City of Diboll, Texas, was held on Wednesday, April 3, 1963, at the Southern Pine Lumber Company Directors Room at 2:00 p.m.,

Those present were:

Clyde Thompson, Mayor, Presiding
Calvin Lawrence
Charles Hanks
Nolan B. Hall
Dr. Edwin Hoot

comprising a quorum.

Absent were:

Doyne Rich

Also present were:

Ward Burke, City Attorney
Alpha Henrich, City Secretary

Meeting was called to order by Mayor Thompson and was opened by prayer offered by Ward Burke.

Minutes of the previous meeting were read and approved as read.

Mayor Thompson reported that United Gas Corporation was not presently prepared to discuss a franchise ordinance and this item was tabled for re-call.

On motion by Calvin Lawrence, seconded by Charles Hanks, the following Resolution, was submitted:

ACCEPTANCE OF THE GRANT OFFER

Copy of which is attached hereto and hereby made a part of these minutes.

Those voting Yes for the Acceptance of this resolution were:

Calvin Lawrence, Charles Hanks, Nolan B. Hall, Dr. Edwin Hoot.

There were no Noes.

Motion carries unanimously.

On motion by Nolan Hall, seconded by Edwin Hoot, the following ordinance amendment, known as Amendment to Ordinance No. 17, was offered; copy of which is attached hereto and hereby made a part of these minutes.

Those voting yeatfor the acceptance of this amendment were:
Nolan Hall, Charles Hanks, Dr. Edwin Hoot, Calvin Lawrence.

There were no Noes.

Ordinance Amendment was adopted unanimously.

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Motion by Calvin Lawrence, seconded by Nolan Hall, that the following accounts be paid:

R. S. Woodruff	$ 33.41
Matlock Printing Company	8.75
Royle Typewriter Company	5.54
The Steck Company	7.95
Mrs. Ora Kimball, Election Judge	6.00
Mrs. Robbie McClure, Election Clerk	5.00
Mrs. J. R. Dale, Election Clerk	5.00

Mayor Thompson then called for the canvassing of the votes of the City Election held for the purpose of electing a mayor and five aldermen on April 2, 1963.

The votes were duly canvassed by members of the Council.

The following motion was made by Charles Hanks: That we find the official count of the City Election held at Precinct No. 19, Diboll, Texas, on April 2, 1963, to be as follows:

Office of Mayor:

Clyde Thompson	185 votes
C. H. Shepherd, Jr.	4
George Thompson	1
Bennie Rector	1

Office of Alderman:

Charles Hanks	188 votes
Nolan B. Hall	187
Dr. Edwin L. Hoot	187
Calvin Lawrence	188
Doyne Rich	183
A. R. Weber	1
Bennie Rector	2

and further move that the following be declared duly elected:

Clyde Thompson, Mayor
Charles Hanks, Alderman
Nolan B. Hall, Alderman
Dr. Edwin L. Hoot, Alderman
Calvin Lawrence, Alderman
Doyne Rich, Alderman

There be Motion carried unanimously.

There being no further business the meeting was adjourned at 3:00 p.m. the same day of convening thereof.

RESPECTFULLY SUBMITTED

City Secretary, City of Diboll, Texas

ATTEST:

Mayor

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WHEREAS, there has been filed with the Government in behalf of

City of Diboll, Texas

(herein called the Applicant) an application, Project Number APW-Tex-73G

dated March 20, 1963, for Federal assistance under the Public Works Acceleration Act, Public Law 87-658, and the UNITED STATES OF AMERICA, acting by and through the Regional Director of Community Facilities, has transmitted to the Applicant for acceptance a Grant Offer dated March 20, 1963 of Federal assistance in connection with the Project referred to in said application and described in said Offer; and

WHEREAS, said Grant Offer has been fully considered in accordance with all pertinent rules of procedure and legal requirements, and made a part of the Applicant's public records; and

WHEREAS, it is deemed advisable and in the public interest that said Grant Offer be accepted;

NOW, THEREFORE, be it Resolved by City of Diboll, Texas
(Name of Applicant)

that the said Grant Offer, a true and correct copy of which, including the Special Conditions and the Terms and Conditions, is hereto attached, be and the same hereby is accepted without reservation or qualification, and the Applicant agrees to comply with the provisions thereof.

Passed by the aforementioned governing body of the Applicant on the 3rd day of April, 1963.

Date April 3, 1963 (Signed) Elyde Thompson
(Name of Officer Required to Approve)

Title Mayor

Approved as a Valid Acceptance of the
above-mentioned Grant Offer
Burke & Leach

(Applicant's Attorney)

Address:

Diboll, Texas

Housing and Home Finance Agency
Community Facilities Administration

CFA-1122
(2-63)

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NOTICE OF INTENTION OF THE CITY OF DIBOLL, TEXAS,
TO ENTER INTO A COOPERATION AGREEMENT WITH
THE HOUSING AUTHORITY OF THE CITY OF DIBOLL, TEXAS

Pursuant to a Resolution duly adopted on April 29, 1963, by the City Council of Diboll, Texas, Notice is hereby given of the intention of the City of Diboll, Texas, to enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas, and further;

Notice is hereby given that at the expiration of sixty (60) days from May 2, 1963, the City Council of the City of Diboll, Texas, will consider the question of whether or not it will enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas. A copy of the proposed Cooperation Agreement is available for the inspection of the public at the office of the City Secretary during business hours.

This Notice is given and published pursuant to the Housing Cooperation Law of the State of Texas.

Alpha Henrich Bilbo

Alpha Henrich Bilbo
City Secretary of the
City of Diboll, Texas

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AMENDMENT TO CITY OF DIBOLL ORDINANCE NO. 17

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, that Section 11 and Section 13 of Article II, of City Ordinance No. 17 be amended to read as follows:

SECTION 11: When Forty-five (45) Miles Per Hour to be Maximum:

"It is hereby determined upon the basis of an engineering and traffic investigation that the maximum, reasonable and safe speed for the operation of vehicles upon the streets of the City of Diboll is 45 miles per hour, and no person shall drive a vehicle on any street in the City at a speed greater than 45 miles per hour, except as prescribed in other ordinances; provided, however, that this ordinance shall not apply at specific locations in the City where the City Council, upon the basis of an engineering and traffic investigation, shall have found and declared a difference in the speed to be the reasonable and safe speed."

SECTION 13: Maximum Speed More than Forty-five (45) Miles Per Hour:

"Whenever, after an engineering and traffic investigation, the City Council shall have found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles under the conditions found to exist at a specific location upon the streets is greater than 45 miles per hour, the City Council shall, by resolution, describe such location and state what it found to be the maximum, reasonable and safe speed at such location, and no person shall drive a vehicle at any such location at a speed greater than the maximum so established."

(a) By reason of a traffic survey the City Council finds that the maximum, reasonable and safe speed is 60 miles per hour on those portions of U.S. Highway 59, situated within the City Limits of the City of Diboll, as follows:

From the North City Limits to the intersection of said U.S. Highway No.59 with the Diboll Airport Road; and from the South City Limits to the intersection of said U.S. Highway 59 with Maynard Street;

and no person shall drive a vehicle on such portions of said highway at a speed greater than the maximum so established.

(b) By reason of a traffic survey the City Council finds that the maximum, reasonable and safe speed is 55 miles per hour onthose portions of U.S. Highway 59 in the City of Diboll, as follows:

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From the intersection of U.S. Highway 59 and the Diboll Airport Road to the intersection of said U.S. Highway 59 and Harris Street (At Powell's Store); and from the intersection of U.S. Highway 59 and Maynard Street to the intersection of said U.S. Highway 59 with Booker Avenue;

and no person shall drive a vehicle on such portions of said highway at a speed greater than the maximum so established.

PASSED AND APPROVED ON THE 3rd DAY OF APRIL, A. D., 1963

ATTEST: Alpha Henrich

APPROVED: _____
Mayor, City of Diboll, Texas

This is to certify that the foregoing ordinance amendment, known as Amendment to Ordinance No. 17, was adopted by a two-thirds (2/3) vote of all of the councilmen elected, at a regular meeting of the council of ythe City of Diboll, held at 2:00 p.m. on the 3rd day of April, 1963, the vote being as follows:

Those for Adoption	Against the Adoption
All Voted For	None Voted Against

Given under my hand and the Seal of the City of Diboll, this the 3rd day of April, 1963.

Alpha Henrich
City Secretary, City of Diboll, Texas

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MINUTES OF THE MEETING OF THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, HELD ON THE 29th DAY OF April, 19 63.

On the 29th day of April, 19 63, at 1:00 o'clock P. m., the City Council of the City of Diboll, Texas, met in Special/Regular Session. The meeting was called to order and on roll call the following members of the body were present:

MESSRS. Thompson, Doyne Rich, Charles Hanks, Dr. Edwin Hoot, Calvin Lawrence and Nolan Hall

Absent were Messrs. NONE,

Also present were City Attorney Phillip Leach and Horace G. Stubblefield.

The Council ordered that the following Waiver and Consent be spread upon the Minutes:

WAIVER OF NOTICE OF AND CONSENT TO SPECIAL MEETING

We, the undersigned, do hereby accept Notice of this Special Meeting, waiving any and all irregularities in the service of Notice and do hereby consent and agree that the City Council of the City of Diboll, Texas, shall meet at the Pine Bough Restaurant, in Diboll, Texas at 1:00 o'clock P. m., on the 29 day of April, 19 63, for the following purposes:

(1) To activate, create and organize the "Housing Authority of the City of Diboll, Texas."
(2) To approve an application for a Preliminary Loan for Low-Rent Public Housing.
(3) To authorize publication of the intent to enter into a "Cooperation Agreement" with the Housing Authority of the City of Diboll, Texas.

To transact any other business that may come before the meeting.

Clyde Thompson
Mayor

Doyne Rich
Charles Hanks
E D Hoot
Calvin Lawrence
Nolan Hall

There being a quorum present, the following business was transacted:

The following Resolution was introduced by Mr. Lawrence, read in full and considered; and Mr. Lawrence moved its adoption:

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MINUTES OF MEETING OF THE _____
OF THE CITY OF _____, TEXAS,
HELD ON THE _____ DAY OF _____, 19__.

On the _____ day of _____, 19__, at _____ o'clock, __M., the _____ of the City of _____, Texas, met at _____ in said City in Regular/Special session. The meeting was called to order and on the roll call the following members of the body were found to be present:

Messrs. _____, _____, _____,

_____, _____, _____.

Absent were Messrs. _____, _____, _____.

The following resolution was introduced by Mr. _____, who moved its adoption:

RESOLUTION NO. 13

"A RESOLUTION FINDING AND DECLARING THAT THERE EXISTS A NEED FOR THE HOUSING AUTHORITY OF THE CITY OF Diboll, TEXAS, TO FUNCTION."

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Diboll, TEXAS, as follows:

Section 1. The City Council of the City of Diboll, Texas, hereby determines, finds and declares in pursuance of the "Housing Authorities Law" of the State of Texas, that:

A. Insanitary and unsafe inhabited dwelling accomodations exist in the City of Diboll, Texas; and

B. There is a shortage of safe and sanitary dwelling accommodations in said City available to families of low income at rentals they can afford; and

C. There is a need for the Housing Authority of the City of Diboll, Texas to function.

Section 2. In accordance with the foregoing finding, the Housing Authority of the City of Diboll, Texas, is authorized to transact business and exercise its powers pursuant to the "Housing Authorities Law" of the State of Texas.

Section 3. The Mayor of said City be and he hereby is directed to file the necessary Certificate relative to the appointment of the Commissioners and designation of the first Chairman of said Housing Authority in the Office of the City Secretary.

Section 4. That the shortage of safe and sanitary dwelling accommodations for families of low income compels such families to occupy unsafe, insanitary and over-crowded dwelling accommodations, and causes an increase in and spread of disease and crime, thereby creating an emergency and making it necessary for the preservation of the public peace, health and safety that this resolution becomes effective without delay, and therefore this resolution shall take effect and be in force immediately upon its adoption.

DATE: April 29, 1963 APPROVED:

Clyde Thompson
Mayor

Mr. Edwin Hoot, M.D. seconded the motion to adopt the Resolution as read and upon Roll Call the following vote was recorded:

AYE: Messrs. Rich, Hanks, Dr. Hoot, Lawrence and Hall,

NAY: Messrs. NONE,

1985 Thereupon the resolution was declared duly passed and adopted.

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The following Resolution was then introduced by Mr. Nolan Hall,

who moved its adoption.

RESOLUTION NO. 14

RESOLUTION APPROVING APPLICATION FOR PRELIMINARY LOAN
FOR LOW-RENT PUBLIC HOUSING

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all of its citizens; and

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended, the Public Housing Administration is authorized to provide financial assistance to local public housing agencies for undertaking and carrying out preliminary planning of low-rent housing projects that will assist in meeting this goal; and

WHEREAS, the Act provides that there shall be local determination of need for low-rent housing to meet needs not being adequately met by private enterprize and that the Public Housing Administration shall not make any contract with a public housing agency for preliminary loans for surveys and planning in respect to any low-rent housing projects unless the governing body of the locality involved has by resolution approved the application of the public housing agency for such preliminary loan; and

WHEREAS, the Housing Authority of the City of Diboll, Texas (herein called the "Local Authority") is a public housing agency and is applying to the Public Housing Administration for a preliminary loan to cover the costs of surveys and planning in connection with the development of low-rent housing;

NOW, THEREFORE, be it resolved by the City Council of the City of Diboll, Texas as follows:

1. There exists in the City of Diboll, Texas a need for such low-rent housing at rents within the means of low-income families;

2. The application of the Local Authority to the Public Housing Administration for a preliminary loan in an amount not to exceed $ 47,500.00 for surveys and planning in connection with low-rent housing projects of not to exceed approximately 300 dwelling units is hereby approved.

Mr. Edwin Hoot, M. D. seconded the motion to adopt the Resolution as read and upon Roll Call, the following vote was recorded:

AYE: Messrs. Rich, Hanks, Dr. Hoot
Lawrence and, Hall, _____

NAY: Messrs. None, _____, _____

Thereupon the Resolution was declared duly passed and adopted.

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The following resolution was introduced by Mr. Calvin Lawrence, who moved its adoption.

RESOLUTION NO. 15

RESOLUTION AUTHORIZING PUBLICATION OF THE INTENT TO ENTER INTO A COOPERATION AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF Diboll, Texas

BE IT RESOLVED BY THE CITY COUNCIL OF DIBOLL, TEXAS, as follows:

1. The City Secretary is hereby authorized and directed to give notice of the intention of the City of Diboll, Texas, to enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas, by publishing a copy of said notice in "The Angelina Free Press, Inc." which is the City's officially designated newspaper. Notice shall be published twice on May 2nd, 1963 and on May 9th, 1963.

2. Said Notice shall state that at the expiration of sixty days from the date of the first publication, the City will consider the question of whether or not it will enter into a Cooperation Agreement with the Housing Authority.

3. The City Secretary shall keep a copy of the Cooperation Agreement proposed available for inspection by the public at the office of the City Secy. during usual business hours.

4. This Resolution shall take effect immediately.

The motion to adopt said Resolution was seconded by Mr. Doyne Rich, and upon roll call the following voted:

AYE: Messrs. Rich, Hanks, Dr. Hoot, Lawrence and Hall, _____,

NAY: Messrs. None, _____, _____, _____,

Thereupon the Resolution was declared duly passed and adopted.

The Mayor of the City of Diboll, Texas, being present at the meeting was thereupon notified of the adoption of the foregoing resolutions.

ADJOURNMENT: Meeting adjourned at 3:30 O'Clock P. M.

APPROVED:

Clyde Thompson
Mayor

ATTEST:

Alpha Hemrick Bibbs
City Secretary

April 29, 1963

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NOTICE OF INTENTION OF THE CITY OF Diboll, TEXAS, TO ENTER INTO A COOPERATION AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF Diboll, TEXAS.

Pursuant to a Resolution duly adopted on April 29, 1963, by the City Council of Diboll, Texas, Notice is hereby given of the intention of the City of Diboll, Texas, to enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas, and further;

Notice is hereby given that at the expiration of sixty (60) days from May 2, 1963, the City Council of the City of Diboll, Texas, will consider the question of whether or not it will enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas. A copy of the proposed Cooperation Agreement is available for the inspection of the public at the office of the City Secretary during business hours.

This Notice is given and published pursuant to the Housing Cooperation Law of the State of Texas.

Alpha Henrich Bilbo

Alpha Henrich Bilbo
City Secretary of the
City of Diboll, Texas

(NOTE: This notice must be published two times within a period of 60 days).

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CERTIFICATE

I, Alpha Henrich Bilbo, City Secretary (~~Secretary~~) (~~Clerk~~) of the City of Diboll Texas, hereby certify that I have compared the annexed extract from the minutes of the (~~regular~~) (special) meeting of the City Council of said City, held on the 29 day of April, 1963, with the original thereof, recorded in the official minute book, and that it is a correct transcript therefrom and of the whole of said original; that the annexed extracts of the minutes of the meeting is a true and complete transcript of such minutes and that the Resolution(s) contained therein is a true, complete and accurate copy of the Resolution(s) adopted at said meeting.

I further certify that at the time of the adoption of the annexed Resolution(s) the duly elected, qualified incumbents in office were Clyde Thompson, Mayor, and Clavin Lawrence, Charles Hanks, Nolan B. Hall, Edwin Hoot, M.D. and Doyne Rich (~~Councilmen~~) (~~Commissioners~~) Aldermen.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Diboll, Texas, this ___ day of _____, 1963.

Alpha Henrich Bilbo
(~~Clerk~~)
Alpha Henrich Bilbo,
City Secretary of the
City of Diboll
Diboll, Texas

(SEAL)

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ATTORNEY'S CERTIFICATE AND OPINION

I, the undersigned City Attorney for the City of Diboll, _____, Texas, do certify that I have examined the attached extracts from the ~~(xxxxxx)~~ (special) meeting of the City Council of the City of Diboll, Texas, held April 29, 1963 and it is my opinion that the aforesaid meeting was duly and legally held and that the resolution(s) contained therein were duly and regularly adopted by such governing body in compliance with the laws of the State of Texas, and are not subject to referendum or the time for filing a petition for referendum has expired.

BURKE & LEACH
P. O. BOX 777
DIBOLL, TEXAS

By: Phillip M. Leach
~~City Attorney~~
Phillip M. Leach
City Attorney

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CERTIFICATE OF APPOINTMENT OF COMMISSIONERS AND DESIGNATION OF THE FIRST CHAIRMAN OF THE HOUSING AUTHORITY OF THE CITY OF DIBOLL, TEXAS

WHEREAS, the City Council of the City of Diboll, Texas, held a duly authorized meeting on the 29th day of April, 1963, at which meeting the following entitled resolution was passed and adopted:

"A RESOLUTION FINDING AND DECLARING THAT THERE EXISTS A NEED FOR THE HOUSING AUTHORITY OF THE CITY OF DIBOLL, TEXAS, TO FUNCTION"

NOW THEREFORE, pursuant to the provisions of said resolution and of Section 5 of the "Housing Authorities Law" of the State of Texas and by virtue of my office as Mayor:

I hereby appoint the five (5) persons hereinafter named to serve as Commissioners of the Housing Authority of the City of Diboll, Texas, and to serve for the number of years appearing after their names respectively from the 29 day of April, 1963.

Horace G. Stubblefield, Jr., 2 years
Willie Massey, 2 years
Vernon Burkhalter, 2 years
Rev. Dan Smith, 1 year
James Rhone, 1 year

I hereby certify that none of the above designated Commissioners is an officer or employee of the City of Diboll, Texas, but each of said Commissioners is a resident thereof.

I hereby designate Horace G. Stubblefield, Jr. to serve until the next annual meeting as the First Chairman of the Housing Authority of the City of Diboll, Texas.

IN WITNESS WHEREOF, I have hereunto signed my name as Mayor of the City of Diboll, Texas, and caused the official corporate seal of said City of Diboll, Texas to be attached hereto this 29 day of April, 1963.

Clyde Thompson
Mayor

ATTEST:
Alpha Louise Bills
City Secretary
(SEAL)

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CERTIFICATE OF THE CITY SECRETARY OF
THE CITY OF DIBOLL, TEXAS
RE FILING OF CERTIFICATE OF APPOINTMENT

I HEREBY CERTIFY that on the 29 day of April, 1963, a Certificate of Appointment of Commissioners and Designation of the first Chairman of the Housing Authority of the City of Diboll, Texas was duly filed with the City Secretary of the City of Diboll, Texas, said Certificate being dated April 29, 19 63, and signed by the Mayor of said City, and that attached hereto is a true, correct and compared copy of the original Certificate of Appointment and Designation which is now on file in the office of the City Secretary of the City of Diboll, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Diboll, Texas this 29 day of April, 1963.

Alpha Lenrich Bibbs
City Secretary

(SEAL)

DIBOLL, TEXAS

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I do solemnly swear that I will faithfully execute the duties of the office of Commissioner of the Housing Authority of the City of Diboll, Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I solemnly swear that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office of employment, as a reward to secure appointment, so help me God.

Horace G. Stubblefield, Jr.
Commissioner

Subscribed and sworn to before me, by the said Horace G. Stubblefield, Jr., this 29 day of April, 1963, to certify which witness my hand and seal of office.

Phyllis S. Burnett
Notary Public

(Seal)

I do solemnly swear that I will faithfully execute the duties of the office of Commissioner of the Housing Authority of the City of Diboll, Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I solemnly swear that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office of employment, as a reward to secure appointment, so help me God.

James E. Rhone
Commissioner

Subscribed and sworn to before me, by the said James E. Rhone, this 29 day of April, 1963, to certify which witness my hand and seal of office.

Phyllis S. Burnett
Notary Public

(Seal)

I do solemnly swear that I will faithfully execute the duties of the office of Commissioner of the Housing Authority of the City of Diboll, Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I solemnly swear that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office of employment, as a reward to secure appointment, so help me God.

Willie Massey
Commissioner

Subscribed and sworn to before me, by the said Willie Massey this 29 day of April 1963, to certify which witness my hand and seal of office.

Phyllis S. Burnett
Notary Public

(Seal)

I do solemnly swear that I will faithfully execute the duties of the office of Commissioner of the Housing Authority of the City of Diboll, Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I solemnly swear that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office of employment, as a reward to secure appointment, so help me God.

Vernon H. Burkhalter
Commissioner

Subscribed and sworn to before me, by the said Vernon H. Burkhalter, this 29 day of April, 1963, to certify which witness my hand and seal of office.

Phyllis S. Burnett
Notary Public

(Seal)

I do solemnly swear that I will faithfully execute the duties of the office of Commissioner of the Housing Authority of the City of Diboll, Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this state, and I solemnly swear that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office of employment, as a reward to secure appointment, so help me God.

Rev. Dan Smith
Commissioner

Subscribed and sworn to before me, by the said Rev. Dan Smith, this 29 day of April, 1963, to certify which witness my hand and seal of office.

Phyllis S. Burnett
Notary Public

(Seal)

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CERTIFICATE

I, Alpha Henrich Bilbo, Secretary of the City of Diboll, Texas do hereby certify that the foregoing and attached Oaths of Office of Horace G. Stubblefield, Jr., James E. Rhone, Willie Massey, Vernon Burkhalter, and Rev. Dan Smith, as Commissioners of the Housing Authority of the City of Diboll, Texas, are true, correct and compared copies of the original Oaths of Office of said Commissioners on file and of record in the office of the City Secretary of the City of Diboll, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Diboll, Texas, this 30th day of April 1963.

(SEAL)

Alpha Henrich Bilbo
City Secretary

B-0776

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MINUTES OF THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS MAY 21, 1963

A call meeting of the City Council of the City of Diboll, Texas, was held on Tuesday, May 21, 1963, at the Southern Pine Lumber Company Directors Room, Diboll, Texas, at 2:00 p.m.

Those present were:

Clyde Thompson, Mayor, Presiding
Charles Hanks
Nolan B. Hall
Dr. Edwin Hoot
Doyne "Pop" Rich
Calvin Lawrence

comprising a quorum.

Absent were:

None.

Also present were:

Alpha Henrich Bilbo, City Secretary

H. G. Stubblefield, Jr.

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Calvin Lawrence.

Mr. Thompson recognized Mr. H. G. Stubblefield, Chairman of the Community Development Advisory Committee to the City of Diboll, who discussed with the Council an application for planning assistance in the securing of a master plan for the orderly development and growth of the City of Diboll.

After Mr. Stubblefield's presentation and discussion and upon motion by Charles Hanks, seconded by Nolan Hall, the following resolution was adopted unanimously:

RESOLUTION

WHEREAS, the City of Diboll, Angelina County, Texas, recognizes the need to insure its proper and orderly growth and to prevent further development of undesirable physical conditions, and

WHEREAS, City planning is recognized to be of primary importante for further growth and development of the City of Diboll, and

WHEREAS, the Texas State Department of Health, acting as the State Planning Agency, can arrange for the needed planning and can arrange for the financial assistance from Federal sources,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Diboll, Texas, that the City of Diboll, Texas, requests the Texas State Department of Health to arrange for the following planning services; preparation of a general urban master plan as applicable Federal Law 701 and amendments thereto, and to arrange for financial assistance in the sum of $12,500.00.

BE IT FURTHER RESOLVED by the City Council of the City of Diboll, Texas, that the City of Diboll, Texas, will make available upon the request of the Texas State Department of Health the sum of $7,175.00 to aid in defraying the cost of the requested stated planning service.

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Those voting Yes were: Charles Hanks, Nolan B. Hall, Dr. Edwin Hoot, Calvin Lawrence and Doyne "Pop" Rich.

There were no Noes.

On motion by Doyne "Pop" Rich, seconded by Calvin Lawrence, the following ordinance, KNown as Ordinance No. 18, was unanimously adopted; copy of which is attached hereto and is hereby made a part of these minutes:

AN ORDINANCE CREATING A PLANNING AND ZONING COMMISSION FOR THE CITY OF DIBOLL, TEXAS, AND PRESCRIBING THEIR POWERS AND DUTIES.

Those voting Yes were: Doyne "Pop" Rich, Calvin Lawrence, Nolan B. Hall, Dr. Edwin Hoot and Charles Hanks.

There were no Noes.

On Motion by by Nolan Hall, seconded by Doyne "Pop" Rich, the following Resolution was unanimously adopted:

RESOLUTION:

WHEREAS, at a call meeting of the City Council of the City of Diboll, a quorum being present, it was called to the attention of the Council that by reason of the application of the City Council being presented to the State Department of Health, it will be necessary for said City ot have a Planning and Zoning Commission, and

WHEREAS, "An Ordinance Creating a Planning and Zoning Commission For the City of Diboll, Texas, and Prescribing Their Powers and Duties, was passed and approved by the Council on the 21st day of May, 1963, and

WHEREAS, the Mayor has appointed the following resident citizens, taxpayers and qualified voters of the City of Diboll, Texas, as a Planning and Zoning Commission:

Horace G. Stubblefield, Chairman
C. H. Shepherd
Arthur Temple, Jr.
Kenneth Nelson
Paul Durham, Secretary

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Diboll, that said Planning and Zoning Commission Ordinance be adopted by the City of Diboll, and that the above named persons constitute the Planning and Zoning Commission, of said City of Diboll.

Those voting Yes were: Nolan Hall, Doyne "Pop" Rich, Charles Hanks, Calvin Lawrence and Dr. Edwin Hoot.

There were no Noes.

There being no futhur business, the meeting adjourned at 3:00 p.m. the same day of convening thereof.

Respectfully submitted

Alpha H. Bilbo

Alpha H. Bilbo, City Secretary

ATTEST:

Clyde Thompson, Mayor

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ORDINANCE NO. 18 - CITY OF DIBOLL, TEXAS

AN ORDINANCE CREATING A PLANNING AND ZONING COMMISSION FOR THE CITY OF DIBOLL, TEXAS, AND PRESCRIBING THEIR POWERS AND DUTIES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

Section 1. That there is hereby created and established for the City of Diboll, Texas, a Planning and Zoning Commission, which shall be composed of five (5) members. The members shall be resident citizens, taxpayers and qualified voters of the City, all of whom shall be appointed by the Mayor subject to confirmation by the Governing body, to serve for terms of two (2) years. All vacancies shall be filled for the unexpired term in the same manner as provided for the original appointments. All expired terms shall be filled for terms as provided for the orginal appointments and in the same manner. Members of the Commission may be removed by the Mayor, with the consent of the Governing Body, after public hearing and for cause assigned in writing. The members of the Commission shall serve without compensation. (The Mayor shall be an ex-officio member of the Planning and Zoning Commission.)

Section 2. The Planning and Zoning Commission shall elect a Chairman and Vice Chairman from its membership and shall have power to employ such qualified persons as may be necessary for the proper conduct and undertakins of the Commission and to pay for their services and such other necessary expenses, provided that the cost of such services and expenses shall not exceed the amount appropriated by the Governing Body for the use of the Commission. It shall also have the power to make rules, regulations and by-laws for its own government, which shall conform as nearly as possible with those governing the City Council and same shall be subject to approval by such council. Such by-laws shall include, among other items, provisions for: (a) regular and special meetings, open to the public; (b) records of its proceedings, to be open for inspection by the public; (c) reporting to the governing body and the public, from time to time and annually; and (d) for the holding of public hearings on its recommendations.

Section 3. The Planning and Zoning Commission shall have the power and it shall be its duty to make and recommend for adoption a master plan, as a whole or in parts for the future developement and redevelopment of the municipality and its environs and shall have power and it shall be its duty to prepare a comprehensive plan and ordinance for zoning the city in accordance with Chapter 283 Acts of the Regular Session of the Legislature, 1927, (Arts. 1011a to 1011j, R.C.S.) The Commission shall perform such other duties as may be prescribed by ordinance or State Law.

PASSED AND APPROVED this 21st day of May, 1963.

ATTEST:

Alpha Henrich Bilbo

Alpha Henrich Bilbo, City Secretary

Clyde Thompson, Mayor of the City of Diboll, Texas

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MINUTES OF THE CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
MAY 27, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, May 27, 1963, at the Diboll Elementary School Cafetorium at 7:00 p.m.

Those present were:

Clyde Thompson, Mayor, Presiding
Charles Hanks
Dr. Edwin Hoot
Doyne "Pop" Rich
Calvin Lawrence

compriaing a quorum.

Those absent were:

Nolan B. Hall

Also present were:

Alpha H. Bilbo, City Secretary
Ward Burke, Burke & Leach, City Attorney

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Calvin Lawrence.

On motion by Calvin Lawrence, seconded by Charles Hanks, the reading of the minutes of the previous meeting was dispensed with since each alderman had been furnished a copy of said minutes and minutes were approved without addition or correction. Motion carried unanimously.

Mayor Thompson recognized Mr. J. D. Perdue of United Gas Corporation who discussed with the Council a revised franchise for gas service for the City of Diboll, along with rate schedule. After some discussion and on motion by Doyne Rich, seconded by Calvin Lawrence, it was voted unanimously to table any action on this franchise until the city attorneys could give the franchise further study.

On motion by Calvin Lawrence, seconded by Charles Hanks, the following resolution was adopted unanimously, copy of which is attached hereto and hereby made a part of these minutes.

RESOLUTION APPROVING THE MAYOR TO ENTER INTO A CONTRACT CALLING FOR A TOTAL OF SIX (6%) PER CENT ON THE LOW BID PRICE AS TAKEN AND ACCEPTED BY THE CITY OF DIBOLL AND THE GOVERNMENT TO BE PAYABLE TO MR. DESMOND OR HIS FIRM IN CONSIDERATION FOR THE SERVICES RENDERED IN THIS REGARD.

Those voting Yes were: Charles Hanks, Calvin Lawrence, Dr. Edwin Hoot, Doyne "Pop" Rich.

There were no Noes.

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On motion by Doyne "Pop" Rich, seconded by Calvin Lawrence, the following resolution giving the Mayor of the City of Diboll, Texas, authority to execute a proper document conveying to the Diboll State Bank a portion of the alley or alley-ways not a through street, and being approximately sixteen (16) feet of a thirty (30) foot alley-way. Copy of the resolution is attached hereto and is hereby made a part of these minutes. Resolution was adopted unanimously.

RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, ANGELINA COUNTY, TEXAS, ON THE 27th DAY OF MAY, 1963.

Those voting Yes were: Doyne "Pop" Rich, Calvin Lawrence, Dr. Edwin Hoot, Charles Hanks.

There were no Noes.

Mayor Thompson read to the Council a letter from State Firemen's and Fire Marshals Association of Texas regarding membership in the association and attendance at the annual Firemen's Training School at Texas A & M.

There was a motion by Charles Hanks, seconded by Doyne Rich, that consideration of membership in the Fireman's Association be tabled until the December council meeting, but that the fire marshall for the City of Diboll be reimbursed his yearly dues in the amount of $5.00 for membership in the East Texas Firemen's Association, providing the City Fire Marshall is not reimbursed these dues by Southern Pine Lumber Company.

Motion carried unanimously.

Mayor Thompson then recognized Mr. E. F. Lord who discussed with the Council traffice violations, particularly by operators of motorbikes. Mr. Lord was told about the Traffic Ordinance and its application to motorbikes and assured that every effort would be made to enforce this portion of the ordinance.

The Council then drew for terms of office as follows:

Calvin Lawrence	2 year term
Charles Hanks	2 year term
Doyne Rich	1 year term
Dr. Edwin Hoot	1 year term
Nolan Hall	1 year term

There being no further business the meeting adjourned at 8:15 p.m. the same day of convening thereof.

Respectfully submitted

Alpha Bilbo

Alpha Bilbo, City Secretary

ATTEST:

Clyde Thompson, Mayor

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RESOLUTION ADOPTED BY THE CITY COUNCIL OF
THE CITY OF DIBOLL, ANGELINA COUNTY, TEXAS,
ON THE 27 DAY OF MAY, 1963

WHEREAS, it has come to the attention of the City Council of the City of Diboll, Texas, that the Diboll State Bank is desirous of building an addition to their present banking facilities, to include an extension in the rear of their present building, extending approximately sixteen (16) feet, for the purpose of providing the customers of said bank and the citizenry of the Town of Diboll, Texas, with a Drive-in-window facility; and,

WHEREAS, the City Council of the City of Diboll, Texas, feel that this will be a great asset to the Town of Diboll; and,

WHEREAS, the alley or alley-way shown on the Plat of the Town of Diboll as the Village Alley, is not a through street or alley-way and approximately sixteen (16) feet of said thirty (30) foot alley-way can be conveyed over to the Diboll State Bank and there will remain approximately twelve (12) to thirteen (13) feet of said alley-way available for use by the general public, if necessary;

IT IS THEREFORE RESOLVED, that the following described portion of said Village Alley or alley-way be closed and the Mayor of the Town of Diboll, Texas, be and he is hereby given authority to execute a proper document, conveying to the Diboll State Bank the following described property, to-wit:

BEING out of and a part of a tract out of the J. R. Chevano League. Abstract No. 10, Angelina County, Texas, as same is described in a deed from J. A. Massingill to Southern Pine Lumber Company dated February 10, 1905 and recorded in Volume 15, page 461 of the Deed Records of Angelina County, Texas, to which deed and its record reference is hereby made for a more complete description and being described by metes and bounds as follows:

BEGINNING at a stake for corner in the E.B.L. of Village Alley R. O. W. which point is N. 42 deg. 23 min. E. 34.2 feet from the Northeast corner of a 0.29 acre tract as same is described in a Deed of Trust from A. J. Brown and wife to C. B. Richardson dated October 4, 1955 and recorded in Volume 42, page 154 of the Deed Records of Angelina County, Texas;

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THENCE S. 19 deg. 47 min. E. with said Village Alley E.B.L. 65.31 feet to a stake for corner in same;

THENCE S. 70 deg. 50 min. W. 14.37 feet to a stake for corner in Village Alley;

THENCE N. 19 deg. 10 min. W. 64.63 feet to a stake for corner;

THENCE N. 68 deg. 10 min. E. 13.69 feet to the place of beginning and containing 0.021 acres of land.

DATED this 27 day of May, 1963.

Clyde Thompson

Clyde Thompson - Mayor of
TheCity of Diboll, Texas

ATTEST:

Alpha Henrich Bilbo

Alpha Henrich Bilbo,
City Secretary

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MINUTES OF THE CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
JUNE 4, 1963

A call meeting of the City Council of the City of Diboll, Texas, was held on Tuesday, June 4, 1963, at 9:00 a.m. in the Board of Directors Room of Southern Pine Lumber Company.

Those present were:

Clyde Thompson, Mayor, Presiding
Nolan Hall
Dr. Edwin Hoot
Charles Hanks
Calvin Lawrence

comprising a quorum.

Those absent were:

Doyne "Pop" Rich.

Also present were:

Alpha H. Bilbo, City Secretary
Ward Burke, City Attorney

Metting was called to order by Mayor Thompson and was opened with prayer offered by Calvin Lawrence.

Mayor Thompson recognized Mr. Ward Burke who discussed with the Council the need for a drilling ordinance.

On motion by Calvin Lawrence, seconded by Dr. Edwin Hoot, the following ordinance, known as ordinance No. 19, was adopted unanimously, copy of which is attached hereto and is hereby made a part of these minutes:

AN ORDINANCE REGULATING THE DRILLING OF OIL OR GAS WELLS WITHIN THE CITY LIMITS OF THE CITY OF DIBOLL: DEFINING CERTAIN TERMS: PROHIBITING THE DRILLING OR OPERATION OF ANY WELL WITHOUT A PERMIT: PROVIDING FOR A FILING FEE TO BE PAID IN CONNECTION WITH APPLICATION FOR PERMIT: PROVIDING FOR THE APPOINTMENT OF AN OIL AND GAS INSPECTOR: PROVIDING FOR THE TYPE OF EQUIPMENT TO BE USED IN DRILLING AND THE MANNER OF DRILLING, COMPLETING AND ABANDONING OF OIL OR GAS WELLS: PROVIDING THAT VIOLATION OF CERTAIN LAWS OF THE STATE OF TEXAS AND CERTAIN REGULATIONS OF REGULATORY BODIES SHALL BE A VIOLATION OF THIS ORDINANCE: PROVIDING THAT THE INVALIDITY OR UNCONSTITUTIONALITY OF ANY PARTICULAR PROVISION OF THIS ORDINANCE SHALL NOT AFFECT THE VALIDITY OR CONSTITUTIONALITY OF THE REMAINING PROVISIONS: PROVIDING FOR A PENALTY, AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

Those voting yes were: Calvin Lawrence, Edwin Hoot, Nolan Hall and Charles Hanks.

There were no Noes.

There being no further business the meeting adjourned at 9:15 a.m. the same day of convening thereof.

Respectfully submitted

Alpha H. Bilbo

Alpha H. Bilbo, City Secretary

ATTEST:

Clyde Thompson, Mayor

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AN ORDINANCE REGULATING THE DRILLING OF OIL OR GAS WELLS WITHIN THE CITY LIMITS OF THE CITY OF DIBOLL; DEFINING CERTAIN TERMS; PROHIBITING THE DRILLING OR OPERATION OF ANY WELL WITHOUT A PERMIT; PROVIDING FOR A FILING FEE TO BE PAID IN CONNECTION WITH APPLICATION FOR PERMIT; PROVIDING FOR THE APPOINTMENT OF AN OIL AND GAS INSPECTOR: PROVIDING FOR THE TYPE OF EQUIPMENT TO BE USED IN DRILLING AND THE MANNER OF DRILLING, COMPLETING AND ABANDONING OF OIL OR GAS WELLS; PROVIDING THAT VIOLATION OF CERTAIN LAWS OF THE STATE OF TEXAS AND CERTAIN REGULATIONS OF REGULATORY BODIES SHALL BE A VIOLATION OF THIS ORDINANCE; PROVIDING THAT THE INVALIDITY OR UNCONSTITUTIONALITY OF ANY PARTICULAR PROVISION OF THIS ORDINANCE SHALL NOT AFFECT THE VALIDITY OR CONSTITUTIONALITY OF THE REMAINING PROVISIONS; PROVIDING FOR A PENALTY, AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE CITY OF DIBOLL, TEXAS:

Section 1 - Definitions: For the purpose of this Ordinance, and for all purposes under this Ordinance, the following words and terms wherever and whenever used or appearing in this Ordinance shall have the scope and meaning hereinafter defined and set out in connection with each:

(a) The word "Person" shall include both the singular and the plural; and shall mean and include any person, individual, firm, partnership, association, corporation, club, society, cooperative, trust, municipal corporation or political subdivision whatsoever.

(b) The word "well" shall include and mean any hole or holes, bore or bores, to any sand, formation, strata or depth for the purpose of producing and recovering any oil, gas, liquid hydrocarbon, or any of them.

(c) The word "permittee" shall mean the person to whom is issued a permit for the drilling and operation of a well under this Ordinance, and his or its administrators, executors, heirs, successors and assigns.

(d) All technical or oil and gas industry words or phrases used herein and not specifically defined herein shall have that meaning customarily attributable thereto by prudent operators in the oil and gas industry.

(e) The word "lease" as that term is used herein shall mean any tract of land subject to an oil, gas and mineral lease or other oil and gas development contract, or any unit composed of several tracts and leases but operated as one lease, and any tract of land in which the minerals are owned by an operator or someone holding under it or him, but which, due to the fee royalty ownership is developed and operated as a separate tract.

(f) "City Clerk" is the same as "City Secretary".

Section 2 - Permit: It shall be unlawful and an offense for any person acting either for himself or acting as agent, employee, independent contractor, or servant of any other person, to commence to drill, to drill, or to operate, any well within the city limits of the City of Diboll; or to work upon or assist in any way in the prosecution or operation of any such well, without a permit for the drilling and operation of such well having first been issued by the authority of the City Council of the City of Diboll in accordance with the terms of this Ordinance.

Section 3 - Streets and Alleys: No well shall be drilled and no permit shall be issued for any well to be drilled at any location which is within any of the streets or

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alleys of The City of Diboll; and no street or alley shall be blocked or incumbered or closed in any drilling or production operation except by special permit by order of the City Council of the City of Diboll, and then only temporarily.

Section 4 - Well Location: No well shall be drilled and no permit shall be issued for any well to be drilled at any location which is nearer than 150 feet of any residence or commercial building without the applicant having first secured the written permission of the owner or owners thereof.

Section 5 - Application and Filing Fee: Every application for a permit to drill and operate a well shall be in writing, signed by the applicant or by some person duly authorized to sign same on his behalf, and it shall be filed with the City Clerk and be accompanied with a filing fee of $300.00 in cash. No application shall request a permit to drill and operate but one well, the said application shall include full information, including the following:

(a) The date of said application;
(b) Name of the applicant;
(c) Address of the applicant
(d) Proposed site of the well, including:
    (1) Name of the fee owner;
    (2) Name of the lease owner;
    (3) Brief description of the land;
(e) Type of derrick to be used;
(f) The proposed depth of the well (which shall not be deeper than 12,000 feet)

Section 6 - Issuance or Refusal of Permit: The City Council, within twenty (20) days after the filing of the application for a permit to drill and operate a well shall determine whether or not said application complies in all respects with the provisions of this Ordinance, and if it does, the City Council shall then fix the amount of the principal of the bond and insurance provided for in Section 8 herein, and after such determination shall issue a permit for the drilling and operation of the well applied for. Each permit issued under this Ordinance shall:

(1) By reference have incorporated therein all the provisions of this Ordinance with the same force and effect as if this Ordinance were copies verbatim in said permit;

(2) Specify the well location with particularity to lot number, block number, name of addition or subdivision, or other available correct legal description;

(3) Contain and specify that the term of such permit shall be for a period of one year from the date of the permit and as long thereafter as the permittee is engaged in drilling operations with no cessations of such operations for more than ninety (90) days, or oil or gas is produced in commercial quantities from the well drilled pursuant to such permit, provided that if at any time after discovery of oil or gas the production thereof in commercial quantities shall cease, the term shall not terminate if the permittee commences additional reworking operations within ninety (90) days thereafter, and if they result in the production of oil or gas, so long thereafter as oil or gas is produced in commercial quantities from said well;

(4) Contain and specify such conditions as are by this Ordinance authorized;

(5) Specify the total depth to which the well may be drilled, not exceeding the projected depth; and,

(6) Contain and specify that no actual operations shall be commenced until the

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permittee shall file and have approved an indemnity bond in the designated principal amount as so determined by the City Council and conditioned as specified in Section 8 hereof.

Said permit, in duplicate originals, shall be signed by the City Clerk of the City of Diboll , and prior to delivery to the permittee shall be signed by the permittee (with one original to be retained by the City and one by the permittee); and when so signed shall constitute the permittee's drilling and operating license and the contractual obligation of the permittee to comply with the terms of such permit, and such bond, and this Ordinance.

If the permit for the well be refused, or if the applicant notifies the City Council in writing that he does not elect to accept the permit as tendered and wishes to withdraw his application, or if the bond of the applicant be not approved and the applicant notifies the City Council in writing that he wishes to withdraw his application, then upon the happening of said events the cash deposit provided for to be filed with the application shall be returned to the applicant, except that there shall be retained therefrom by the City of Diboll one hundred ($100.00) dollars as a processing fee.

Section 7 - Termination of Permit: When a permit shall have been issued, the same shall terminate and become inoperative without any action on the part of the City unless within ninety (90) days from the date of issuance actual drilling of the well shall have commenced. The cessation for a like period of the drilling operations or the cessation of the production of oil or gas from the well after production shall have commenced shall operate to terminate and cancel the permit, and the well shall be considered as abandoned for all purposes of this Ordinance, and it shall be unlawful thereafter to continue the operation or drilling of such well without the issuance of another permit.

Section 8 - Permittee's Insurance and Bond: In the event a permit be issued by the City Council under the terms of this Ordinance for the drilling and operation of a well, no actual drilling operations shall be commenced until the permittee shall file with the City Clerk of the City of Diboll a bond and a certificate of insurance, as follows:

(a) A bond in the principal sum of such number of dollars as has been so determined by the City Council of the City of Diboll, but not to be less than $25,000.00. Said bond to be executed by a reliable insurance company authorized to do business in the State of Texas, as surety, and with applicant as principal, running to the City of Diboll for the benefit of the City and all persons concerned, conditioned that the permittee will comply with the terms and conditions of this Ordinance in the drilling and operation of the well. Said bond shall become effective on or before the date the same is filed with the City Clerk and remain in force and effect for at least a period of six (6) months subsequent to the expiration of the term of the permit issued, and in addition the bond will be conditioned that the permittee will promptly pay off fines, penalties and other assessments imposed upon permittee by reason of his breach of any of the terms, provisions and conditions of this Ordinance, and that the permittee will promptly restore the streets and sidewalks and othe public property of the City, which may be disturbed or damaged in the operations, to their former condition; and that the permittee will promptly clear all premises of all litter, trash, waste, and other substances used, allowed, or occurring in the drilling or producing operations, and will, after abandonment, grade, level and restore said property to the same surface condition, as nearly as possible, as existed when operations for the drilling of the well or wells were first commenced; and that the permittee will indemnify and hold the City of Diboll harmless from any and all liability growing out of or attributable to the granting of such permit. If at any time the City Council of the City of Diboll shall deem any permittee's bond to be insufficient for any reason, it may require the permittee to file a new bond.

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If, after completion of a well permittee has complied with all of the provisions of this Ordinance, such as to removing derrick, clearing premises, etc. he may apply to the City Council to have said bond reduced to a sum of not less than $10,000.00 for the remainder of the time said well produces without reworking. During reworking operations the amount of the bond shall be increased to the original amount.

(b) In addition to the bond required in Paragraph (a) of this Section, the permittee shall carry a policy or policies of standard comprehensive public liability insurance, including contractural liability covering bodily injuries and property damage, naming the permittee and the City of Diboll, in an insurance company authorized to do business within the State of Texas, said policy or policies in the aggregate shall provide for the following minimum coverages:

(1) Bodily injuries $100,000.00 one person;
$300,000.00 one accident.

(2) Property damage $200,000.00.

Permittee shall file with the City Clerk of the City of Diboll certificates of said insurance as above stated, and shall obtain the written approval thereof by the City Clerk of the City of Diboll, who shall act thereon within ten (10) days from the date of such filing. Said insurance policy or policies shall not be cancelled without written notice to the City Clerk of the City of Diboll at least ten (10) days prior to the effective date of such cancellation. In the event said insurance policy or policies are cancelled, the permit granted shall terminate, and permittee's rights to operate under said permit shall cease until permittee files additional insurance as provided herein.

If, after completion of a well permittee has complied with all of the provisions of this Ordinance, such as to removing derrick, clearing premises, etc. he may apply to the City Council to have said insurance policies reduced as follows:

(1) Bodily injuries $50,000.00 one person;
$100,000.00 one accident,
(2) Property damage $50,000.00,

for the remainder of the time said well produces without reworking. During reworking operations the amount of the insurance policy or policies shall be increased to the original amount.

Section 9 - Appointment of Oil and Gas Inspector: The City Council shall appoint an Oil and Gas Inspector, and his compensation shall be set by the City Council; and said Inspector may be removed at the will of said City Council. It shall be the duty of the Oil and Gas Inspector to enforce the provisions of this Ordinance.

Section 10 - Well Below 12,000 Feet Prohibited: It shall be unlawful and an offense for any person to drill a well within the city limits of Diboll to a true vertical depth in excess of twelve thousand (12,000) feet; and no drilling and operating permit shall be granted for any well to a true vertical depth in excess of twelve thousand (12,000) feet.

Section 11 - Deeper Drilling: Once any well has either been completed as a producer or abandoned as a dry hole, it shall be unlawful and an offense for any person to drill such well to a deeper depth than that reached in the prior drilling operations without the permittee as to such well obtaining a supplemental permit after filing a supplemental application with the City Clerk specifying:

(1) The then condition of the well and the casing therein;
(2) The depth to which it is proposed such well be deepened, not to exceed

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in any event a total true vertical depth from the surface in excess of twelve thousand (12,000) feet;

(3) The proposed casing program to be used in connection with proposed deepening operations;

(4) And evidence of adequate current tests showing that the casing strings in said well currently pass the same tests as are in this Ordinance provided for in case of the drilling of the original well.

In the event the City Council is satisfied that said well may be deepened with the same degree of safety as existed in the original well, a supplemental permit may be issued without additional filing fee to the permittee authorizing the deepening and operation of the well to such specified depth as applied for, not exceeding in any event a total true vertical depth from the surface in excess of twelve thousand (12,000) feet. In any deeper drilling or any deeper completion or any deeper production operations the permittee shall comply with all other provisions contained in this Ordinance and applicable to the drilling, completion and operation of a well or wells.

Section 12 - Derrick and Rig: It shall be unlawful and an offense for any person to use or operate in connection with the drilling or reworking of any well within the city limits of Diboll, any wooden derrick or any steam-powered rig, and all engines shall be equipped with adequate mufflers approved by the Oil and Gas Inspector; or to permit any drilling rig or derrick to remain on the premises or drilling site for a period longer than sixty (60) days after completion or abandonment of the well. At all times from the start of erection of a derrick, or a mast, or a gin-pole, until the well is abandoned and plugged or completed as a producer and enclosed with a fence as herein provided, the permittee shall keep a watchman on duty on the premises at all times; provided, however, it shall not be necessary to keep an extra watchman on duty on the premises when other workmen of permittee are on said premises.

Section 13 - Pits: Either earthen or steel slush pits shall be permitted in connection with the drilling operation. In the event a steel pit is used, said pit and its contents shall be removed from the premises and the drilling site within thirty (30) days after completion of the well. In the event an earthen slush pit is used, same shall be filled and leveled within one hundred and twenty (120) days after completion of the well.

Section 14 - Casing: All casing, including surface protection and production strings, shall be either seamless steel or equivalent quality oil well casing. Each production string of casing must comply with at least the following minimum internal pressure yield strength, computed in accordance with A.P.I. standards, to wit:

Depth of String in Feet	Internal Pressure Rating (psi)
7" Casing	
0' - 3,400'	2,720 lbs.
3,400' - 4,400'	3,740 lbs.
4,400' - 5,850'	4,360 lbs.
5,850' - 7,650'	6,340 lbs.
7,650' - 9,450'	7,240 lbs.
9,450' -11,300'	8,160 lbs.
5½" Casing	
0' - 4,400'	3,110 lbs.
4,400' - 5,600'	4,270 lbs.
5,600' - 6,900'	4,810 lbs.
6,900' - 8,000'	5,320 lbs.
8,000' -10,005'	7,740 lbs.

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Each joint and length of each particular casing string shall have prior to setting unconditionally passed a complete cold water test.

Section 15 - Setting and Cementing Casing: No well shall be drilled within the City limits of Diboll without properly setting surface casing to a minimum depth of eight hundred (800) feet. No well shall be drilled within the city limits of Diboll without cementing the surface casing by the pump and plug method with sufficient cement to completely fill all of the annular space behind such casing to the surface of the ground; and without cementing the production string by the pump and plug method with sufficient cement to completely fill all the annular space behind the production string to at least 600 feet above the highest oil and/or gas bearing horizon; and in the event a protection string of casing be required under the terms of this Ordinance, without cementing the protection string by the pump and plug method with sufficient cement to completely fill all the annular space behind the protection string to at least 600 feet above the highest oil and/or gas bearing horizon.

Section 16 - Valves and Blow-Out Preventers: No well shall be drilled within the city limits of Diboll without properly equipping the surface casing when set with at least one master valve, and without properly equipping the protection casing when set with at least one master valve and one fluid-operated ram type blowout preventer; and without properly equipping the production casing during completion operations and workover operations with at least one master valve and at least one fluid-operated ram type blow-out preventer. On each well drilled a valve cock or kelly cock shall be installed on the kelly used. Each blow-out preventer shall test six thousand (6,000) pounds and its mechanical operation shall be tested at least once every eight-hour period, and all control equipment shall be in good working condition and order at all times.

Section 17 - Drilling Fluid: No well shall be drilled within the city limits of Diboll without using mud as the drilling fluid after the setting of surface casing as provided in Section 15 hereof. Prior to the time the well reaches a total depth of 5,000 feet or the depth of the first known or encountered oil or gas bearing horizon, which ever is the lesser depth, the weight of the mud laden drilling fluid shall be at all times maintained at not less than ten (10) pounds per gallon. After the well reaches a total depth of 5,000 feet or the depth of the first known or encountered oil or gas bearing horizon, whichever is the lesser depth, the weight of the mud laden drilling fluid shall be at all times maintained at such weight as will provide a hydrostatic head of not less than five hundred (500) pounds per square inch in excess of the formation pressure. In reworking a well a drilling fluid shall be at all times maintained at such weight as will provide a hydrostatic head of not less than five hundred (500) pounds per square inch in excess of the formation pressure.

Section 18 - Drill Stem Tests: It shall be unlawful and an offense for any person in connection with the drilling or reworking operations of any well within the city limits of Diboll to take and to complete any drill stem test or tests except during daylight hours and then only if the well effluent during the test is produced through an adequate oil and gas separator to storage tanks, and the effluent remaining in the drill pipe at the time the tool is closed is flushed to the surface by circulating drilling fluid down the annulus and up the drill pipe.

Section 19 - Tubing: All tubing used in any well within the city limits of the City of Diboll shall be seamless steel tubing having not less than a minimum internal pressure yield strength of 5,280 pounds per square inch if used in connection with a well completion at a depth not exceeding 7,000 feet, or less than a minimum internal pressure yield strength of 7,260 pounds per square inch if used in connection with a well completion at a depth in excess of 7,000 feet.

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Section 20 - Bradenhead: Each well drilled within the city limits of Diboll shall be equipped with a bradenhead with a working pressure of not less than 3,000 pounds per square inch. Bradenheads shall not be welded. The bradenhead installed on the surface casing shall be set above ground level and shall be equipped with fitting having a working pressure rating of not less than 3,000 pounds per square inch. The bradenhead pressure shall be checked at least once each calendar month and if pressure is found to exist, proper remedial measures shall be immediately taken to eliminate the source and the existence of the pressure.

Section 21 - Christmas Tree and Well Head Connections: The Christmas tree and all well head connections on each well drilled within the city limits of Diboll shall be as follows: On all flowing wells completed at a depth of above 4,000 feet the Christmas tree and well head connections shall have at least a minimum working pressure of 2,000 pounds per square inch and a minimum test pressure of at least 4,000 pounds per square inch; and on all wells completed to a depth of from 4,001 to 7,000 feet the Christmas tree and well head connections shall have at least a minimum working pressure of 3,000 pounds per square inch and a minimum test pressure of at least 6,000 pounds per square inch; and on all wells completed below a depth of 7,000 feet the Christmas tree and well head connections shall be at least a minimum working pressure of 5,000 pounds per square inch and a minimum test pressure of at least 10,000 pounds per square inch. All piping and fittings connecting the well head to an oil gas separator shall have at least the same minimum working pressure and minimum test pressure as hereinabove specified for Christmas tree and well head connections. In the event the surface shut-in pressure of any well in the city limits of Diboll exceeds 2,000 pounds per square inch, the flow wing of the Christmas tree shall be equipped with an automatic closing safety valve in addition to the regular control valves.

Section 22 - Premises to be Kept Clean and Sanitary: The premises shall be kept in a clean and sanitary condition, free from rubbish of every character, to the satisfaction of the Health Officer of the City of Diboll , at all times drilling operations or reworking operations are being conducted, and as long thereafter as oil and/or gas is being produced therefrom.

Section 23 - Mufflers Required: Motive power for all operations after completion of drilling operations shall be electricity or properly muffled gas, gasoline or Deisel engines; such mufflers to be approved by the Oil and Gas Inspector prior to their use.

Section 24 - Storage Tanks and Separators: It shall be unlawful and an offense for any person to use, construct or operate in connection with any producing well within the city limits of Diboll any crude oil storage tanks except to the extent of two steel tanks for oil storage, not exceeding 500 barrels capacity each and so constructed and maintained as to be vapor tight and each surrounded with an earthen fire wall at such distance from the tanks as will under any circumstances hold and retain at least one and one half times the maximum capacity of such tank. A permittee may use, construct and operate a steel conventional separator, and such other steel tanks and appurtenances as are necessary for treating oil, with each of such facilities to be so constructed and maintained as to be vapor tight. Each oil gas separator shall be equipped with both a regulation pressure relief safety valve and a bursting head.

Section 25 - Fence: Any person who completes any well as a producer shall have the obligation to enclose said well, together with its surface facilities and storage tanks, by a substantial smooth net wire fence sufficiently high and properly built so as to ordinarily keep persons and animals out of the enclosure with all gates thereto to be kept locked when the permittee or his employees are not within the enclosure. It is provided, however, that in non-congested areas the Oil and Gas Inspector, in his discretion, may waive the requirement of any fence or may designate the type of fence to be erected.

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Section 26 - Venting and Flaring of Gas: No person engaged in drilling operating any well shall permit gas to escape or be vented into the air unless said gas be flared and burned. All gas flared or burned from a torch, pipe, or any other burning device, within the city limits of Diboll must be done in such manner so as not to constitute a fire hazard to any property; and the location of the torch, pipe, or other burning device, the construction thereof, the maintenance thereof, and the operation thereof, shall at all times be in full compliance with such regulations as may from time to time be issued by the Oil and Gas Inspector of the City of Diboll.

Section 27 - Abandonment and Plugging: Whenever any well is abandoned it shall be the obligation of the permittee and the operator of the well to set a 200-foot cement plug in the bottom of the surface casing with the bottom of the plug 100 feet below the surface casing section, and the top of the plug 100 feet above the surface casing section; and to set a 50-foot cement plug in the top of the surface casing. No surface or conductor string of casing may be pulled or removed from a well. During initial abandonment operations it will be the obligation of the permittee and the operator of the well to flood the well with mud-laden fluid weighing not less than ten (10) pounds per gallon, and the well will be kept filled to the top with said mud-laden fluid at all times; mud-laden fluid of the above specifications will be left in the well bore below and between cement plugs. Any additional provisions or precautionary measures prescribed by the State of Texas or the Railroad Commission of the State of Texas in connection with the abandonment and plugging of a well shall be complied with by the permittee.

Section 28 - Disposal of Salt Water: Permittee shall make adequate provisions for the disposal of all salt water or other impurities which he may bring to the surface, such disposal to be made in such manner as to not contaminate the water supply, present or prospective, or to injure surface vegetation.

Section 29 - Violation of Laws or Regulations: Any violation of the laws of the State of Texas or any rules, regulations or requirements of any State or Federal regulatory body having jurisdiction in reference to drilling, completing, equipping, operating, producing, maintaining, or abandoning an oil or gas well or related appurtenances, equipment or facilities, or in reference to fire walls, fire protection, blow-out protection, safety protection, or convenience of persons or property, shall also be a violation of this Ordinance and shall be punishable in accordance with the provisions hereof.

Section 30 - Severability: If any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance shall, for any reason, be adjudged invalid or held to be unconstitutional, the invalidity or unconstitutionality of such particular section, paragraph, subdivision, clause, phrase or provision so declared shall not affect the validity or constitutionality of the remaining provisions hereof, but the same, and each of them, shall remain in full force and effect.

Section 31 - Penalty: It shall be unlawful and an offense for any person to violate or neglect to comply with any provision hereof irrespective of whether or not the verbage of each section hereof contains the specific language that such violation or neglect is unlawful and is an offense. Any person who shall violate any of the provisions of this Ordinance, or any of the provisions of a drilling and operating permit issued pursuant hereto, or any condition of the bond filed by the permittee pursuant to this Ordinance, or who shall neglect to comply with the terms hereof, shall be deemed guilty of a misdemeanor and shall, on conviction thereof, be fined in any sum not less than five ($5.00) dollars nor more than two hundred ($200.00) Dollars; and the violation of each separate provision of this Ordinance, and of said permit, and of said bond, shall be considered a separate offense, and each day's violation of each

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separate provisions thereof shall be considered a separate offense. In addition to the foregoing penalties, it is further provided that the City Council of the City of Diboll at any regular or special session or meeting thereof, may, provided ten (10) days notice has been given to the permittee that revocation is to be considered at such meeting, revoke or suspend any permit issued under this Ordinance and under which drilling or producing operations are being conducted in the event the permittee thereof has violated any provision of said permit, said bond, or this Ordinance. In the event the permit be revoked, the permittee may make application to the City Council of the City of Diboll for a reissuance of such permit, and the action of the City Council thereon shall be final.

Section 32 - Repealing Clause: Any and all ordinances of the City of Diboll in conflict with any of the provisions of this Ordinance are hereby expressly repealed, and this drilling ordinance shall take effect and be in force from and after its passage.

PASSED by the City Council this 4 day of June, A. D. 1963.

Clyde Thompson
Mayor

ATTEST:

Alpha Henrick Bibb
City Secretary

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
JUNE 24, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, June 24, 1963, at 7:00 p.m. in the Diboll Elementary School Cafetorium.

Those present were:

Clyde Thompson, Mayor, Presiding
Dr. Edwin Hoot
Nolan Hall
Calvin Lawrence
Doyne Rich

comprising a quorum.

Those absent were:

Charles Hanks

Also present were:

Ward Burke, City Attorney
Alpha H. Bilbo, City Secretary

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Mr. Ward Burke.

On motion by Calvin Lawrence, seconded by Doyne Rich, reading of the minutes of previous meeting was dispensed with since each councilman had received a copy and that minutes be approved as submitted.

Those voting Yea were: Edwin Hoot, Calvin Lawrence, Doyne Rich and Nolan Hall.

There were no Noes.

Motion by Calvin Lawrence, seconded by Edwin Hoot, that in order to further comply with Federal Housing Administration requirements so that property owners in the City of Diboll may be eligible to secure Federal Housing Administration insured loans, the following amendment to Ordinance No. 19, Drilling Ordinance, be adopted:

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 19 PASSED BY THE CITY COUNCIL OF THE CITY OF DIBOLL ON THE 4th DAY OF JUNE, 1963, AND PROVIDING NO OIL WELLS SHALL BE DRILLED NEARER THAN 300 FEET OF ANY RESIDENCE OR COMMERCIAL BUILDING.

copy of which is attached hereto and is hereby made a part of these minutes.

Those voting Yea were: Calvin Lawrence, Dr. Edwin Hoot, Nolan Hall and Doyne Rich.

There were no Noes.

Mayor Thompson then asked the Council for their thoughts on an ordinance to regulate the peddling of merchandise from door to door within the City Limits. Open discussion was held. There was a motion by Calvin Lawrence, seconded by Nolan Hall, that this matter be held in abeyance until additional information could be secured.

Those voting Yea were: Calvin Lawrence, Nolan Hall, Dr. Edwin Hoot and Doyne Rich.

There were no Noes.

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On motion by Nolan Hall, seconded by Edwin Hoot the Council approved, ratified and confirmed the contract between the City of Diboll and R. S. Woodruff and Associates, employing such firm as the official city engineer.

Those voting Yea were: Nolan Hall, Edwin Hoot, Calvin Lawrence, Doyne Rich.

There were no Noes.

Mayor Thompson then handed out copies of feasibility report on the purchase by the City of Diboll of the Diboll Water Company, which report had been compiled by R. S. Woodruff and Associates, for study by the councilmen.

There being no further business, the meeting adjourned at 8:15 p.m. the same day of convening thereof.

Respectfully submitted

Alpha H. Bilbo, City Secretary

ATTEST:

Clyde Thompson, Mayor

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AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 19 PASSED BY THE CITY COUNCIL OF THE CITY OF DIBOLL ON THE 4th DAY OF JUNE, 1963, AND PROVIDING NO OIL WELLS SHALL BE DRILLED NEARER THAN 300 FEET OF ANY RESIDENCE OR COMMERCIAL BUILDING

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

Section 1: That Section 4 - Well Location, of Ordinance No. 19 of the City of Diboll, adopted June 4, 1963, regulating the drilling of oil or gas wells within the City limits be, and the same is hereby amended to hereafter read as follows, to-wit:

Section 4 - Well Location: No well shall be drilled and no permit shall be issued for any well to be drilled at any location which is nearer than 300 feet of any residence or commercial building without the applicant having first secured the written permission of the owner or owners thereof.

PASSED by the City Council this the 24th day of June, A. D. 1963.

Clyde Thompson
Clyde Thompson, Mayor

ATTEST:

Alpha Herrick Bilbo
City Secretary

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
JULY 8, 1963

A called meeting of the City Council of the City of Diboll, Texas, was held on Monday, July 8, 1963, at 2:30 p.m. in the Directors Room of Southern Pine Lumber Company office.

Those present were:

Clyde Thompson, Mayor, Presiding
Doyne Rich
Calvin Lawrence
Charles Hanks

comprising a quorum.

Those absent were:

Nolan Hall
Dr. Edwin Hoot

Also present were:

James McClung, Field Engineer, Housing & Home Finance
Mr. Dean Blue, Field Engineer
Mrs. Julia Schinke, Member of Library Board
Mrs. Calvin Lawrence, Librarian
Mr. Arthur Temple, President, Southern Pine Lumber Company and member of Library Board.
Mr. Paul Durham, Editor, Angelina County Free Press and member of Library Board
Mr. Jack Hicks, City Attorney
Mr. Jim Love, Chairman, Library Board
Mrs. Beth Stubblefield, Member of Library Board
Mr. Horace Stubblefield, Chairman, Community Development Advisory Committee
Mr. Ward Burke, City Attorney
Mr. Eddie Joyner, representing Temple Associates
Mr. L. E. Miremont, Architect
Mrs. Jewell Smith, Assistant City Secretary

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Mr. Ward Burke. Mayor Thompson stated the meeting was called to consider bids on Diboll Memorial Library Building.

Mayor Thompson then presented Mr. McClung, Field Engineer, Housing and Home Finance. Mr. McClung requested that Mr. Thompson open bids for library building and have them read by Mr. Miremont, architect. There was only one bid received. Mayor Thompson opened bid and Mr. Miremont, architect, read bid. The bidder was Temple Associates and the base bid was $81,217.00.

There were two alternates:

Alternate # 1	Less Shelter and Building	$4,862.00
Alternate # 2	Less Paving and Curbs	$2,220.00

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The bid was discussed by all present and Mr. Temple made the suggestion that the Council see if a time extension could be had to see if more bids would be made and, if not, he would underwrite the necessary amount so Council could accept the base bid, less Alternate # 1. This would make cost:

Base Bid	$81,217.00
Less Alternate # 1	4,862.00
	$76,355.00
Architect Fee	4,581.00
Attorneys Fee	700.00
	$81,636.00
Contingent	2,000.00
	$83,636.00

On motion duly made, seconded and unanimously carried, it was resolved to request an extension of time from the Housing and Home Finance Agency, to hold in abeyance any action on the bid of Temple Associates and to re-advertise for bids if a time extension was obtained.

There being no further business, the meeting adjourned the same day of convening thereof.

Respectfully submitted

Jewell Smith

Jewell Smith, Ass't City Secretary

ATTEST:

Clyde Thompson, Mayor

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MINUTES OF CITY COUNCIL MEETING CITY OF DIBOLL
DIBOLL, TEXAS

JULY 22, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, July 22, 1963, at 7:00 p.m. in the Diboll Elementary School Cafetorium.

Those present were:

Clyde Thompson, Mayor, Presiding
Charles Hanks
Calvin Lawrence
Doyne Rich
Dr. Edwin Hoot

comprising a quorum.

Those absent were:

Nolan Hall

Also present were:

Ward Burke, City Attorney
Alpha Henrich Bilbo, City Secretary
The Reverand Elzine Strong, Pastor, United Pentecostal Church, Diboll.

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Reverend Elzine Strong.

Motion by Calvin Lawrence, seconded by Doyne Rich, that reading of the minutes of previous meeting be dispensed with since each councilman had received a copy and that minutes be approved as submitted.

Those voting Yes were: Calvin Lawrence, Doyne Rich, Charles Hanks and Dr. Edwin Hoot.

There were no Noes.

Motion carried unanimously.

Mayor Thompson advised the Council that a special call meeting of the Council will be held on August 1, 1963, at 2:30 p.m. in the Directors Room of Southern Pine Lumber Company for the purpose of opening bids for the library building.

Mr. Ward Burke read aloud to the Council two ordinances: one giving a franchise to the Lufkin Telephone Exchange, Inc. and one setting the rates for telephone service by the Lufkin Telephone Exchange. After some discussion there was a motion offered by Doyne Rich, seconded by Dr. Edwin Hoot, that no further action be taken on these ordinances until Councilman Calvin Lawrence and Charles Hanks could give the ordinances additional study and perhaps further the the negotiations with Lufkin Telephone Exchange and report back to the Council.

Those voting Yea on the motion were: Calvin Lawrence, Charles Hanks, Dr. Edwin Hoot and Doyne Rich.

There were no Noes.

Motion carried.

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Mayor Thompson presented to the Council some basic research material on a "Peddlers" ordinance. After some discussion regarding provisions to be incorporated in the ordinance, Mayor Thompson appointed a committee composed of Dr. Edwin Hoot and Nolan Hall to give this further study and make recommendations to the Council.

It was decided by the Council to ask Woodruff & Associates to send a representative to meet with the Council for the purpose of discussing Woodruff's feasibility report on the study of the Diboll Water Works and Diboll Sewerage System.

On motion duly made and seconded, the city secretary was instructed to pay the following invoices:

Lufkin Printing Company	$32.00
The Free Press	30.42

Motion carried unanimously.

Mayor Thompson appointed Charles Hanks and Calvin Lawrence to serve as a committee for the purpose of preparing a budget for the City of Diboll for the fiscal year beginning October 1, 1963.

There being no further business the meeting adjourned at 8:15 p.m. the same day of convening thereof.

Rebspectfully submitted

Alpha Henrich Bilbo

Alpha Henrich Bilbo
City Secretary

ATTEST:

Clyde Thompson

Clyde Thompson, Mayor

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
AUGUST 1, 1963

A call meeting of the City Council of the City of Diboll, Texas, was held on Thursday, August 1, 1963, at 2:30 p.m. in the Directors Room of Southern Pine Lumber Company office.

Those present were:

Charles Hanks
Calvin Lawrence
Dr. Edwin Hoot
Nolan Hall
Doyne Rich

comprising a quorum.

Absent were:

Clyde Thompson, Mayor

Also present were:

Philip Leach, City Attorney
Alpha Henrich Bilbo, City Secretary
Horace G. Stubblefield, Chairman Community Development Advisory Committee
Delmer D. Blue, Field Engineer, Housing & Home Finance
Mrs. Calvin Lawrence, Librarian
Sidney Beenel, Desmond-Miermont & Associates, Architects
Paul Durham, member Library Board of Directors
Eddie Joyner, representing Temple Associates, Inc.
James L. Lovell, Chairman, Library Board of Directors
John J. Desmond, Architect
Clarence Shepherd, Member Library Board
Jack Hicks, City Attorney
Arthur Temple, Jr., member Library Board.

Meeting was called to order by the city secretary and opened with prayer offered by Calvin Lawrence.

Upon motion duly made and seconded, Charles Hanks was elected Mayor Pro-Tem to preside over the meeting in the absence of Mayor Clyde Thompson.

Motion carried unanimously.

Mayor Pro-Tem Hanks recognized Mr. Philip Leach, City Attorney, who brought before the Council a map and plat of the A. C. Hall Addition. Upon motion by Calvin Lawrence, seconded by Doyne Rich, the following resolution was unanimously adopted, copy of which is attached hereto and is hereby made a part of these minutes.

RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, ON THE 1ST DAY OF AUGUST, 1963, APPROVING AND ACCEPTING THE A. C. HALL ADDITION TO THE CITY OF DIBOLL, TEXAS.

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Those voting Yes were: Calvin Lawrence, Doyne Rich, Nolan Hall and Dr. Edwin Hoot.

There were no Noes.

The meeting having been called for the purpose of opening bids for construction of the Diboll Memorial Library, was then turned over to Mr. Jack Hicks, Attorney.

Mr. Hicks announced that there were two bids to be opened and proceeded with the opening. The bids were as follows:

Henderson Manufacturing Company, Lufkin, Texas:

Base Bid		$82,988.00
Alternate # 1 (Omitting Parking Shelters and covered walkways)	Less	4,840.00
		78,148.00
Alternate # 2 (Omitting paving and curbing of drives)	Less	2,080.00
		$ 76,068.00

Temple Associates, Inc., Diboll, Texas.

Base Bid		$80,886.00
Alternate # 1 (Omitting Parking Shelters and covered walkways)	Less	5,022.00
		75,864.00
Alternate # 2 (Omitting paving and curbing of drives)	Less	2,220.00
		$73,644.00

It was duly moved by Dr. Edwin Hoot, seconded by Calvin Lawrence, that the Temple Associate, Inc. bid with Alternate No. 1 and Alternate No. 2, being the low bid of $73,644.00, be accepted subject to concurrence of Housing and Home Finance Agency.

Those voting yes were Dr. Edwin Hoot, Calvin Lawrence, Nolan Hall and Doyne Rich.

There were no Noes.

Motion carried unanimously.

Mr. Hicks advised the Council that with the acceptance of this bid the status of the finances for construction of the library is as follows:

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Low Bid	$	73,644.00
Architects Fee		4,418.64
		78,062.64
Attorney's Fee		700.00
		78,762.64
Contingency Account - Required by HHFA		2,000.00
		80,762.64
LESS Cash in Diboll State Bank		40,136.44
		40,626.20
Less HHFA Contribution -		32,000.00
		8,626.20
Less Amount Paid to Architect prior to this date		750.00
AMOUNT NEEDED TO COMPLETE BUILDING FUND	$	7,876.20

After some discussion as to various ways and means of raising the necessary $7,876.20, Mr. Arthur Temple said after the council had exhausted other means of raising monies, he would contribute the final necessary funds, not to exceed the required $7,876.20.

On motion by Dr. Edwin Hoot, seconded by Nolan Hall, the following resolution was adopted, copy of which is hereto attached and is hereby made a part of these minutes:

RESOLUTIONS ADOPTED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, ON THE 1ST DAY OF AUGUST, 1963, PERTAINING TO DIBOLL MEMORIAL LIBRARY CONSTRUCTION.

Those voting Yes were: Dr. Edwin Hoot, Nolan Hall, Doyne Rich, and Calvin Lawrence.

There were no Noes.

There being no further business the meeting adjourned at 3:45 p.m. the same day of convening thereof.

Respectfully submitted.

Alpha Henrich Bilbo

Alpha Henrich Bilbo, City Secretary

ATTEST:

Clyde Thompson, Mayor

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RESOLUTIONS ADOPTED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, ON THE 1st DAY OF AUGUST, 1963 PERTAINING TO DIBOLL MEMORIAL LIBRARY CONSTRUCTION

BE IT RESOLVED, that the low base bid, with alternates number one and number two, of Temple Associates, Inc., in the amount of $73,644.00, be accepted by the City of Diboll, Texas, for construction of the Diboll Memorial Library according to the plans and specifications prepared by Architect John Desmond and accepted by the City of Diboll and Temple Associates, Inc., provided, however, that such acceptance be contingent upon the concurrence in said action by the Housing and Home Finance Agency of the United States Government, and further provided that the additional sum of $7,876.20 is raised and is added to that amount of cash, said amount being $40,186.44, now available for the library construction, and when said contingencies are fulfilled, then at such time, the Mayor and City Secretary are hereby authorized and instructed to enter into a Construction Contract for the construction of said proposed library with Temple Associates, Inc., for a total construction price of $73,644.00,

BE IT FURTHER RESOLVED, that the Mayor or Mayor Pro-tem, be authorized and instructed to make application to the Housing and Home Finance Agency ofthe United States Government for an additional amount of $3,938.10, being one-half (1/2) of $7,876.20, to be added to the United States Government's contribution and grant for project number APW-TEX-73G.

DATED this 1st day of August, 1963.

ATTEST:

Alpha Henrich Bilbo
Alpha Henrich Bilbo,
City Secretary

Charles Hanks, Mayor Pro-tem

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RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, ON THE 1st DAY OF AUGUST, 1963 APPROVING AND ACCEPTING THE A. C. HALL ADDITION TO THE CITY OF DIBOLL, TEXAS

WHEREAS, A. C. Hall, the owner of a certain tract of land described herein, except those lots designated as "OUT LOT", has presented to the City Council of Diboll, Texas, a Plat of said land and area, whereby said area is sub-divided into blocks and lots; and,

WHEREAS, the said A. C. Hall has duly adopted said Plat designating the herein described property as the "A. C. Hall Addition to the City of Diboll, Texas" and did thereby dedicate to the public use forever all streets, alleys, easements, land intended for public use and other public property and did grant tothe City ofDiboll and its assigns the right to use said streets, alleys and easements for utilities; and,

WHEREAS, said Plat has been duly certified by Mr. Everett Griffith, Jr., Registered Professional Engineer No. 10749 and Registered Public Surveyor No. 1269; and,

WHEREAS, William R. Massey acting for R. S. Woodruff & Associates, Inc., City Engineers for the City of Diboll, Texas, has approved said Plat; and,

WHEREAS, the City Council does believe it is to the best interest of the City of Diboll, Texas and its citizens to approve and accept said Plat as the official Map or Plat designated as the "A. C. Hall Addition to the City of Diboll, Texas";

IT IS THEREFORE RESOLVED, that the Plat of the below described land, called the A. C. Hall Addition to the City of Diboll, Texas, as located and laid out by Everett Griffith, Jr., Registered Professional Engineer and Public Surveyor, said land being 10.57 acres and said Plat being dated July, 1963, to-wit:

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BEING out of and a part of the Antonio Chevano League Abstract No. 9 and being that certain 10.3 acre tract as same is described in a Deed from Lauri Wyatt to A. C. Hall, et ux, Dated February 14, 1959, recorded in Volume 226, Page 414, of the Deed Records of Angelina County, Texas, and being more particularly described as follows:

BEGINNING at the S.E. corner of said 10.3 acre tract an iron pin in the root of a 22" R.O. on the West side of same, said point being in the E.B.L. of a 100 acre tract as same is described in a Deed from Joseph S. Copes to V.M. Courtney dated December 15, 1879, recorded in Vol. J, Page 231, Deed Records of Angelina County, Texas;

THENCE S. 70 Deg. W. with S.B.L. of said 10.3 acre tract, 1055.3 feet to an iron pin which is the S.W. corner of same, from which a 9" pine brs. N. 56 deg. 30 E. 11.4 feet, a Ditto 9" brs. S. 5 deg. E. 28.3 feet;

THENCE N. 22 Deg. 03 min. W. with the W.B.L. of said 10.3 acre tract, 433.5 feet to its N.W. corner, an iron pin from which a 11" S.G. brs. N. 15 deg. 30 min. W. 1.9 feet, a 6" Pine brs. S. 17 deg., 30 min. W., 31.1 feet;

THENCE N. 70 deg. E. with N.B.L. of said tract, 1070.6 feet to a Concrete monument in the E.B.L. of said 100 acre tract above referred to which is the N.E. corner of said 10.3 acre tract;

THENCE S. 20 deg. E. with said E.B.L. 433.2 feet to the place of beginning, containing 10.57 acres of land;

be in all things approved and accepted on this the 1st day of August, 1963 and dedicated as the A. C. Hall Addition to the City of Diboll, Texas, and the Mayor, Clyde Thompson, and the City Secretary, Alpha Henrich Bilbo, both be authorized and instructed to sign and seal the Certificate of Approval and Acceptance by and for the City of Diboll, Texas, appearing upon said Plat, as same will appear of record in the Plat Records of Angelina County, Texas.

DATED this 1st day of August, 1963.

ATTEST:

Alpha Henrich Bilbo
Alpha Henrich Bilbo,
City Secretary

Clyde Thompson
Clyde Thompson, Mayor of the
City of Diboll, Texas

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City's Copy

MINUTES OF THE MEETING OF THE
CITY COUNCIL
OF THE CITY OF DIBOLL,
TEXAS, HELD ON THE 13th
DAY OF AUGUST, 19 63.

On the 13th day of August, 1963, at 4:00 o'clock p.m., the City Council of the City of Diboll, Texas met in Special/~~Regular~~ Session. The meeting was called to order and on roll call the following members of the body were present:

MESSRS. Thompson, Lawrence, Dr. Hoot
Hall, Hanks and Rich

Absent were Messrs. None,

Also present were P.M. Leach, City Attorney,

The Council ordered that the following Waiver and Consent be spread upon the Minutes:

WAIVER OF NOTICE OF AND CONSENT TO SPECIAL MEETING

We, the undersigned, do hereby accept Notice of this Special Meeting, waiving any and all irregularities in the service of Notice and do hereby consent and agree that the City Council of the City of Diboll, Texas, shall meet at their regular meeting place at 4 o'clock p. m., on the 13 day of August, 19 63, for the following purposes:

(1) To consider a "Cooperation Agreement" with the Housing Authority of the City of Diboll, Texas and to approve or disapprove same, and if approved to authorize its execution; and,

(2) To transact any other business that may come before the meeting.

Clyde Thompson
Calvin Lawrence
Edwin L Hoot
Nolan Hall
Charles Hanks

There being a quorum present, the following business was transacted:

The following Resolution was introduced by Mr. Lawrence, read in full and considered:

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RESOLUTION NO. 22

RESOLUTION APPROVING COOPERATION AGREEMENT WITH HOUSING AUTHORITY OF THE CITY OF DIBOLL, TEXAS AND AUTHORIZING ITS EXECUTION.

Whereas, the City of Diboll, Texas has caused to be published twice in its officially designated newspaper the notice of its intent to enter into a Cooperation Agreement with the Housing Authority of the City of Diboll, Texas;

Whereas, 60 days or more have elapsed since the date of the first publication of said Notice, with no petition for election being filed in accordance with the Housing Cooperation Law of Texas;

Now, therefore

BE IT RESOLVED BY THE City Council of the City of Diboll, Texas as follows:

1. The Cooperation Agreement between the City of Diboll, Texas and the Housing Authority of the City of Diboll, Texas is hereby approved.

2. The Mayor of the City of Diboll, Texas is hereby authorized and directed to execute said Agreement and the City Secretary of the City of Diboll, Texas is hereby authorized and directed to seal and attest said Agreement in the name of the City of Diboll, Texas.

3. This Resolution shall become effective immediately.

4. The Cooperation Agreement is in the following form to-wit:

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COOPERATION AGREEMENT -

This Agreement entered into this 13th day of August, 1963, by and between Housing Authority of the City of Diboll, Texas (herein called the "Local Authority") and City of Diboll, Texas (herein called the "Municipality"), witnesseth:

In consideration of the mutual covenants hereinafter set forth, the parties hereto do agree as follows:

1. Whenever used in this Agreement:

(a) The term "Project" shall mean any low-rent housing hereafter developed as an entity by the Local Authority with financial assistance of the Public Housing Administration (herein called the "PHA"); excluding, however, any low-rent housing project covered by any contract for loans and annual contributions entered into between the Local Authority and the PHA, or its predecessor agencies, prior to the date of this Agreement.

(b) The term "Taxing Body" shall mean the State or any political subdivision or taxing unit thereof in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a Project if it were not exempt from taxation.

(c) The term "Shelter Rent" shall mean the total of all charges to all tenants of a Project for dwelling rents and nondwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and nondwelling utilities.

(d) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health, or morals.

2. The Local Authority shall endeavor (a) to secure a contract or contracts with the PHA for loans and annual contributions covering one or more Projects comprising approximately 300 units of low-rent housing and (b) to develop and administer such Project or Projects, each of which shall be located within the corporate limits of the Municipality. The obligations of the parties hereto shall apply to each such Project.

3. (a) Under the constitution and statutes of the State of Texas, all Projects are exempt from all real and personal property taxes and special assessments levied or imposed by any Taxing Body. With respect to any Project, so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the Municipality agrees that it will not levy or impose any real or personal property taxes or special assessments upon such Project or upon the Local Authority with respect thereto. During such period, the Local Authority shall make annual payments (herein called "Payments in Lieu of Taxes") in lieu of such taxes and special assessments and in payment for the Public services and facilities furnished from time to time without other cost or charge for or with respect to such Project.

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(b) Each such annual payment in Lieu of Taxes shall be made after the end of the fiscal year established for such Project, and shall be in an amount equal to either (i) ten percent (10%) of the aggregate Shelter Rent actually collected but in no event to exceed the Shelter Rent charged by the Local Authority in repsect to such Project during such fiscal year, or (ii) the amount by which the real property taxes which would have been paid to all Taxing Bodies for such fiscal year if such Project were not exempt from taxation exceeds twenty percent (20%) of the Federal Annual Contribution actually payable with respect to such Project for such fiscal year, provided that if two or more Projects are covered by one contract with PHA for annual contributions, the amount of the Federal Annual Contribution actually payable with respect to each Project shall be determined by pro-rating the total Federal Annual Contribution actually payable with respect to all such Projects in proportion to the development cost of the respective Projects, or (iii) the amount permitted to be paid by applicable State law in effect on the date such payment is made, whichever amount is the lowest. For the purpose of computing the Federal Annual Contribution and Payment in Lieu of Taxes, all projects which are covered by the same contract with the PHA for annual contributions and which have cooperation agreements, subject to limitation as expressed in clause (ii) above, with the identical Taxing Bodies shall be treated collectively as a single project.

(c) The Local Authority shall distribute the Payments in Lieu of Taxes among the taxing bodies in the proportion which the real property taxes which would have been paid to each Taxing Body for such year if the Project were not exempt from taxation bears to the total real property taxes which would have been paid to all of the Taxing Bodies for such year if the Project were not exempt from taxation; Provided, however, That no payment for any year shall be made to any Taxing Body in excess of the amount of the real property taxes which would have been paid to such Taxing Body for such year if the Project were not exempt from taxation.

(d) Upon failure of the Local Authority to make any Payment in Lieu of Taxes no lien against any Project or assets of the Local Authority shall attach, nor shall any interest or penalties accrue or attach on account thereof.

4. The Municipality agrees that, subsequent to the date of initiation (as defined in the United States Housing Act of 1937, as amended) of each Project and within five years after the completion thereof, or such further period as may be approved by the PHA, there has been or will be elimination (as approved by the PHA) by demolition, condemnation, effective closing, or compulsory repair or improvement, of unsafe or insanitary dwelling units situated in the locality or metropolitan area in which such Project is located, substantially equal in number to the number of newly constructed dwelling units provided by such Project; Provided, That, where more than one family is living in an unsafe or insanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accomodated therein; and Provided, further, That this paragraph 4 shall not apply in the case of (i) any Project developed on the site of a Slum cleared subsequent to July 15, 1949, and that the dwelling units eliminated by the clearance of the site of such Project shall not be counted as elimination for any other Project or any other low-rent housing project, or (ii) any Project located in a rural nonfarm area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the Municipality without cost or charge to the Local Authority or the tenants of such Project (other than the Payments in Lieu of Taxes) shall:

(a) Furnish or cause to be furnished to the Local Authority and the tenants of such Project public services and facilities of the same character and to the same extent as are furnished from time to time without cost or charge to other dwellings and inhabitants in the Municipality;

(b) Vacate such streets, roads, and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the Municipality may have in such vacated areas, and, in so far as it is lawfully able to do so without cost or expense to the Local Authority or to the Municipality, cause to be removed from such vacated areas, in so far as it may be necessary, all public or private utility lines and equipment;

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(c) Insofar as the Municipality may lawfully do so, (i) grant such deviations from the building code of the Municipality as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project, and at the same time safeguard health and safety, and (ii) make such changes in any zoning of the site and surrounding territory of such Project as are reasonable and necessary for the development and protection of such Project and the surrounding territory;

(d) Accept grants of easements necessary for the development of such Project; and

(e) Cooperate with the Local Authority by such other lawful action or ways as the Municipality and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the Municipality further agrees that within a reasonable time after receipt of a written request therefor from the Local Authority:

(a) It will accept the dedication of all interior streets, roads, alleys, and adjacent sidewalks within the area of such Project, together with all storm and sanitary sewer mains in such dedicated areas, after the Local Authority, at its own expense, has completed the grading, improvement, paving, and installation thereof in accordance with specifications acceptable to the Municipality;

(B) It will accept necessary dedications of land for, and will grade, improve, pave, and provide sidewalks for, all streets bounding such Project or necessary to provide adequate access thereto (in consideration whereof the Local Authority shall pay to the Municipality such amount as would be assessed against the Project site for such work if such site were privately owned); and

(c) It will provide, or cause to be provided, water mains, and storm and sanitary sewer mains, leading to such Project and serving the bounding streets thereof (in consideration whereof the Local Authority shall pay to the Municipality such amount as would be assessed against the Project site for such work if such site were privately owned).

7. If by reason of the Municipality's failure or refusal to furnish or cause to be furnished any public services or facilities which it has agreed hereunder to furnish or to cause to be furnished to the Local Authority or to the tenants of any Project, the Local Authority incurs any expense to obtain such services or facilities then the Local Authority may deduct the amount of such expense from any Payments in Lieu of Taxes due or to become due to the Municipality in respect to any Project or any other low-rent housing projects owned or operated by the Local Authority.

8. No Cooperation Agreement heretofore entered into between the Municipality and the Local Authority shall be construed to apply to any Project covered by this Agreement.

9. So long as any contract between the Local Authority and the PHA for loans (including preliminary loans) or annual contributions, or both, in connection with any Project remains in force and effect, or so long as any bonds issued in connection with any Project or any monies due to the PHA in connection with any Project remain unpaid, this Agreement shall not be abrogated, changed, or modified without the consent of the PHA. The privileges and obligations of the Municipality hereunder shall remain in full force and effect with respect to each Project so long as the beneficial title to such Project is held by the Local Authority or by any other public body or governmental agency, including the PHA, authorized by law to engage in the development or administration of low-rent housing projects. If at any time the beneficial title to, or possession of, any Project is held by such other public body or governmental agency, including the PHA, the provisions hereof shall inure to the benefit of and may be enforced by, such other public body or governmental agency, including the PHA.

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"10. (a) In order to achieve and maintain the low-rent character of the Project and to insure its financial solvency, the Municipality shall, when requested in writing by the Local Authority, assist in the operation and administration of the Project by providing, without cost or expense to the Local Authority, the following additional services and facilities:

(1) Necessary office space in the offices of the Municipality, together with local telephone service, janitorial services and utilities for the office;

(2) Stenographic and clerical assistance from among employees of the Municipality;

(3) The services of an official or employee of the Municipality to act as Manager of the Project and Executive Director for the Local Authority, who shall, among other things, (i) receive applications for dwelling units in the Project and collect and verify information needed in the selection of tenants and the rental of the units, (ii) collect the rents and income from the Project, keep the books of account and provide custody and safekeeping of the rents and books of account, and (iii) coordinate and supervise the repairs and maintenance of the Project;

(4) Services of the municipal engineer and other municipal employees in making (with materials supplied by the Local Authority) repairs to or replacements in the Project;

(5) Services of the municipal attorney;

(6) The maintenance of streets, drives, sidewalks, curbs, gutters and grounds within the boundaries of the Project site;

(7) The use of the purchasing facilities of the Municipality for the purchase (with funds supplied by the Local Authority) of equipment, supplies and materials.

(b) It is further understood and agreed:

(1) That the hereinabove described services and facilities are to be provided by the Municipality notwithstanding any inability of the Local Authority to make Payments in Lieu of Taxes, at any time, due to the financial condition of the Projects; and

(2) That Payments in Lieu of Taxes shall be made by the Local Authority for any year to the extent that operating receipts for such year provide funds for such payments after payment of all other operating expenditures (including a reasonable allocation to reserves in accordance with reserve policies established by the Public Housing Administration).

(3) With reference to the term 'to insure its financial solvency' as used in Section 10 (a) above, the financial solvency of the Project shall be endangered at any time where, in the opinion of the Local Authority, operating receipts from the Project for such year will not provide sufficient funds to meet all operating expenditures, including a reasonable allocation to reserves established in accordance with reserve policies prescribed by the Public Housing Administration, but not including funds required to meet interest and principal payments on the Local Authority's notes or bonds."

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10. It is the purpose and intent of the parties hereto, in entering into this Agreement, to comply with the requirements of the United States Housing Act of 1937, as amended, and particularly Sections 10(a), 10(h), and 15(7)(b) thereof, in order to enable the Local Authority to obtain financial assistance from the PHA under authority of such Act. It is further not the intent of the parties hereto by this Agreement to obligate the Municipality to the issuance of bonds, or the lending of credit or expending of money or assuming any debt in a manner prohibited by Article 6 of the Texas Constitution, and to that end the several provisions of this Agreement are declared to be separate and several, and if any provision of this Agreement shall ever be held to require the issuance of bonds, or lending of credit or expending of money or assuming any debt by the Municipality in violation of Article 6 of the Texas Constitution, then such provision shall be ineffective and the balance of the Agreement, as so modified, shall remain in full force and effect so long as it constitutes compliance with the provisions of the United States Housing Act of 1937, as amended to this date.

IN WITNESS WHEREOF the Municipality and the Local Authority have respectively signed this Agreement and caused their seals to be affixed and attested as of the day and year first above written.

City of Diboll

By Clyde Thompson
Mayor
Clyde Thompson

(SEAL)

Attest:
Jewel Smith
Jewel Smith (Title)
~~Asst.~~ City Secretary

HOUSING AUTHORITY OF THE CITY OF DIBOLL, TEXAS,

By Horace G Stubblefield Jr
Chairman
Horace G. Stubblefield, Jr.

(SEAL)

Attest:
Mrs Betty Burkhalter
Secretary
Mrs. Betty Burkhalter

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The resolution was read in full, considered and discussed. Mr. Lawrence moved its adoption and Dr. Hoot seconded the motion. On roll call the following vote was recorded:

AYE: Hanks, Lawrence, Hoot, Hall and Rich.

NAY: None

Thereupon the resolution was declared duly adopted and passed.

ADJOURNMENT: Meeting adjourned at 4:55 o'clock P.M. on August 13, 1963.

APPROVED:

Clyde Thompson

Mayor
Clyde Thompson

(SEAL)

ATTEST:

Jewell Smith

Jewel Smith, ~~Assistant~~
City Secretary

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
AUGUST 16, 1963

A called meeting of the City Council of the City of Diboll, Texas was held on Friday, August 16, 1963, at 1:15 p.m. in the Directors Room of Southern Pine Lumber Company office.

Those present were:

Clyde Thompson	Mayor
Charles Hanks,	Councilman
Calvin Lawrence	Councilman
Dr. Edwin Hoot	Councilman
Nolan Hall	Councilman
Doyne Rich	Councilman

comprising a quorum.

Absent none

Also present were:

Mr. Jim Cornelius	Special City Attorney
Mr. Ward Burke	City Attorney
Mr. Elwyn Jones	President Temple Associates, Inc.
Mr. Jim Love	Chairman, Library Board ofDirectors
Mr. Paul Durham	Member Library Board
Mrs. Jewell Smith	City Secretary

Meeting was called to order by Mayor Thompson and opened with prayer offered by Mr. Calvin Lawrence.

Mayor Thompson stated the meeting was called for the purpose of executing a contract with Temple Associates, Inc., for the construction of the Memorial Library Building in the City of Diboll, and for any other matters that may properly come before the meeting.

Mayor Thompson recognized Mr. Jim Cornelius who read and explained the contract documents. The contract is for $73,644.00, Temple Associates, Inc. being the successful bidder. The documents were discussed. Upon motion made by Calvin Lawrence and seconded by Dr. Hoot, the following resolution was adopted:

BE IT RESOLVED: that the Mayor and City Secretary shall execute a contract for the construction of the Diboll Memorial Library for a total contract price of $73,644.00 with Temple Associates, Inc.

The motion carried unanimously.

Mayor Thompson read Mrs. Alpha Bilbo's resignation as City Secretary because she was moving out of the State. Motion made by Calvin Lawrence the resignation be accepted as of the 12th day of August, 1963. Motion was seconded by Doyne Rich.

Motion carried unanimously.

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Upon motion made by Calvin Lawrence and seconded by Dr. Hoot, the following resolution was adopted:

BE IT RESOLVED: that Mrs. Jewell Smith be appointed as City Secretary, effective as of the 13th day of August, 1963.

Motion carried unanimously.

Mayor Thompson read a letter from Mrs. Evie McClung complaining about the ponds that are close to her house smelling so bad. It was reported that the ponds are in the process of being drained.

Mayor Thompson then read a letter from Mrs. James Smith asking that the city spray for mosquitos. Since the city does not have the funds for such a big undertaking, no action was taken on this.

There being no other business the meeting adjourned at 2:30 p.m. the same day of convening thereof.

Jewell Smith
Jewell Smith, City Secretary

ATTEST:

Clyde Thompson
Clyde Thompson, Mayor

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ANNEXATION PETITION

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

The undersigned owner of the hereinafter described tract of land, which is vacant and without residents, or on which less than three (3) qualified voters reside, hereby petitions the City Council of the City of Diboll, Texas, to extend the present city limits so as to include, as a part of the City of Diboll, Texas, the following described territory, to-wit:

BEING the most western portion of a 35.14 acre tract out of the Antonio Chevano League in Angelina County, Texas, as same is described in deed from A. C. Hall and wife to Southern Pine Lumber Company dated November 15, 1954, recorded in Volume 186, page 597, Deed Records of Angelina County, Texas, and more particularly described as follows:

BEGINNING at a point in the S.B.L. of above mentioned tract which is also in the W.B.L. of the corporate limits to the Town of Diboll, 2571.3' N. 12 deg. 07 min. E., from the S.W. corner of said City limits;

THENCE with the W.B.L. of said Corporate limits, N. 12 deg. 07 min. E., 828.6 feet to a point in same which is also in the N.B.L. of said 35.14 acre tract;

THENCE S. 69 deg. 48 min. W., 336.0 feet to a corner of same;

THENCE N. 20 deg. 10 min. W., 542.2 feet to another corner of same;

THENCE S. 69 deg. 12 min. W., 652.2 feet to the N.W. corner of said 35.14 acre tract;

THENCE S. 20 deg. 06 min. E., 1243.3 feet to the S.W. corner of same;

THENCE N. 68 deg. 52 min. E., 546.2 feet to the place of beginning, containing 20.49 acres of land.

The undersigned corporation hereby certifies that the above described tract of land is contiguous and adjacent to the City of Diboll, Texas, is not more than one-half (1/2) mile in width, and that this petition is executed and duly acknowledged by the sole and only owner, person or corporation having an interest in said land.

SOUTHERN PINE LUMBER COMPANY

By Kenneth Nelson

Kenneth Nelson, Vice President

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THE STATE OF TEXAS |

COUNTY OF ANGELINA |

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Kenneth Nelson, Vice President of Southern Pine Lumber Company, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act and deed of Southern Pine Lumber Company, for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 16th day of August, A. D. 1963.

Phyllis S. Burnett
Notary Public, Angelina County, Texas

CERTIFICATE

The herein contained petition for Annexation to the City of Diboll, Texas, by Southern Pine Lumber Company was filed in the office of the Mayor and City Secretary on the 16th day of August, 1963, and a hearing on same has been set for 8:30 o'clock A. M. on Thursday the 22nd day of August, 1963.

Clyde Thompson
Clyde Thompson, Mayor

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
AUGUST 22, 1963

A called meeting of the City Council of the City of Diboll, Texas, was held on Thursday, August 22, 1963, at 8:30 a.m. in the Directors Room of Southern Pine Lumber Company office.

Those present were:

Clyde Thompson	Mayor
Calvin Lawrence	Councilman
Charles Hanks	Councilman
Nolan Hall	Councilman

comprising a quorum.

Absent were:

Doyne Rich	Councilman
Dr. Edwin Hoot	Councilman

Also present were:

Philip Leach	City Attorney
Jewell Smith	Cith Secretary
Paul Durham	Angelina County Free Press
Richard D. Gardemal	Representing Texas Power & Light Co.

Meeting was called to order by Mayor Thompson and opened with prayer offered by Mr. Calvin Lawrence.

Mayor Thompson stated the meeting was called for the purpose of taking action on a petition from Southern Pine Lumber Company requesting the annexation of approximately 20.9 acres of land to the City of Diboll, and any other business that may properly come before the meeting.

Mayor Thompson introduced Mr. Richard D. Gardemal who was representing Texas Power and Light Company. Mr. Gardemal explained to the City Council the 2% rate reduction in electrical power to the City of Diboll.

New rate booklets were given to Mayor and all Councilmen.

Mr. Gardenmal then presented Mayor Thompson a check for $137.24 from Texas Power & Light Company which was 2% of additional gross revenue derived from the sale of electric energy from said Company from its residential and commercial business conducted within the corporate limits of said City for the twelve months ending April 30, 1963.

Upon motion made by Calvin Lawrence and seconded by Charles Hanks the following resolution was adoped:

BE IT RESOLVED: the following ordinance, known as ordinance No. , be adopted. Copy of which is attached hereto and is hereby made a part of these minutes:

AN ORDINANCE IMPOSING AN ADDITIONAL CHARGE ON TEXAS POWER & LIGHT COMPANY IN AN AMOUNT EQUALING 2% OF ITS GROSS REVENUES FROM SALE OF ELECTRICITY TO INDUSTRIAL, GOVERNMENTAL, AND MUNICIPAL CUSTOMERS IN THIS CITY.

Motion carried unanimously.

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Attorney Leach then presented petition of Southern Pine Lumber Company to the City Council to extend the present city limits to include approximately 20.9 acres of land west ofthe City of Diboll, said petition having been filed with the City on the 16th of August, 1963.

Upon motion made by Calvin Lawrence and seconded by Nolan Hall the following resolution was adopted:

BE IT RESOLVED: that an ordinance, known as ordinance No. 27 and which is described as an Annexing Ordinance and attached hereto and made a part of these minutes be adopted.

Motion carried unanimously.

Mayor Thompson appointed an auditing committee consisting of Mr. Charles Hanks, Mr. Nolan Hall and Mr. Calvin Lawrence for the purpose of auditing City Secretary records from July 30, 1962 to August 12, 1963 and requested they report at next regular meeting of Council.

Mayor Thompson reported on letters sent to different cities about the size of Diboll on peddlers fees. There was some discussion and every one agreed that it seemed that there would not be much additional income to the city from this source. There was no action taken.

Charles Hanks made motion and Calvin Lawrence seconded that the meeting be adjourned, there being no further business, at 9:15 a. m. the same day of convening.

Motion carried unanimously.

Jewell Smith
Jewell Smith, City Secretary

ATTEST:

Clyde Thompson
Clyde Thompson, Mayor

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NO. 21

"AN ORDINANCE IMPOSING AN ADDITIONAL CHARGE ON TEXAS POWER & LIGHT COMPANY IN AN AMOUNT EQUALING 2% OF ITS GROSS REVENUES FROM SALE OF ELECTRICITY TO INDUSTRIAL, GOVERNMENTAL, AND MUNICIPAL CUSTOMERS IN THIS CITY."

WHEREAS, by ordinance dated October 29, 1962, there was granted to Texas Power & Light Company for a period of 25 years the right, privilege, and franchise to use the streets, alleys, and public places of the City of Diboll, for the purpose of supplying electricity; and

WHEREAS, said ordinance imposed an annual charge on Texas Power & Light Company in a sum equal to two percent (2%) of its gross revenues derived from the sale of electric energy by said Company from its residential and commercial business conducted within the corporate limits of said City; and whereas, since July 1, 1963 the Company, by agreement with the City (Letter of Confirmation of Agreement dated October 29, 1962), has been paying a sum equal to 2% of its industrial revenues within the City of Diboll, and

WHEREAS, Texas Power & Light Company has voluntarily offered to pay in addition a like percentage of its gross revenues derived from its governmental, and municipal business conducted within such City;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL

Section 1: To indicate its acceptance of this ordinance Texas Power & Light Company shall upon its passage pay to the City the sum of $137.24, and thereafter on July 1, 1964 and on July 1 of each succeeding year during the life of said franchise shall pay to the City of Diboll a sum equal to 2% of its gross revenues received from the sale of electric power and energy within the corporate limits of the City during the preceding twelve months ending April 30 for the privilege specified in Section 5 of the franchise ordinance passed by the City of Diboll on October 29, 1962.

Section 2: This ordinance shall be effective from and after its passage.

PASSED AND APPROVED this 22 day of August, 1963.

Clyde Thompson
Mayor

ATTEST:

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ANNEXING ORDINANCE

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF DIBOLL, ANGELINA COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANCE OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANCE BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY.

WHEREAS, a Petition for Annexation has been duly signed and acknowledged by each and every person or corporation having an interest in the following described territory, to-wit:

BEING the most western portion of a 35.14 acre tract out of the Antonio Chevano League in Angelina County, Texas, as same is described in a Deed from A. C. Hall and wife to Southern Pine Lumber Company dated November 15, 1954, recorded in Vol. 186, page 597, Deed Records of Angelina County, and more particularly described as follows:

BEGINNING at a point in the S.B.L. of above mentioned tract which is also in the W.B.L. of the corporate limits to the Town of Diboll, 2571.3 feet N. 12 deg. 07 min. E. from the S. W. corner of saidCity Limits;

THENCE with the W.B.L. of said corporate limits, N. 12 deg. 07 min. E., 828.6 feet to a point in same which is also in the N.B.L. of said 35.14 acre tract;

THENCE S. 69 deg. 48 min. W, 336.0 feet to a corner of same;

THENCE N. 20 deg. 10 min. W., 542.2 feet to another corner of same;

THENCE S 69 deg. 12 min. W., 652.2 feet to the N. W. corner of said 35.14 acre tract;

THENCE S 20 deg. 06 min. E., 1243.3 feet to the S.W. corner of same;

THENCE N. 68 deg. 52 min. E., 546.2 feet to the place of beginning, containing 20.49 acres of land; and,

WHEREAS, said tract of land is contiguous and adjacent to the City of Diboll, Texas, and is not more than one-half (1/2) mile in width, and

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WHEREAS, said Petition was presented to the City Council on the 16th day of August, 1963, such date being not less than five (5) and not more than thirty (30) days from the date hereof, and

WHEREAS, after hearing such Petition and the arguments for and against the same the City Council has voted to grant such Petition and to annex said territory to the City of Diboll, Texas;

NOW, THEREFORE, be it ordained by the City Council of the City of Diboll, Texas;

That the following described property, to-wit:

BEING the most westernportion of a 35.14 acre tract out of the Antonio Chevano League in Angelina County, Texas, as same is described in a Deed from A. C. Hall and wife to Southern Pine Lumber Company dated November 15, 1954, recorded in Vol. 186, page 597, Deed Records of Angelina County, and more particularly described as follows:

BEGINNING at a point in the S.B.L. of above mentioned tract which is also in the W.B.L. of the corporate limits to the Town of Diboll, 2571.3 feet N. 12 deg. 07 min. E. from the S. W. corner of said City limits;

THENCE with the W.B.L. of said corporate limits, N. 12 deg. 07 min. E., 828.6 feet to a point in same which is also in the N.B.L. of said 35.14 acre tract;

THENCE S. 69 deg. 48 min. W., 336.0 feet to a corner of same;

THENCE N. 20 deg. 10 min. W., 542.2 feet to another corner of same;

THENCE S. 69 deg. 12 min. W., 652.2 feet to the N.W. corner of said 35.14 acre tract;

THENCE S. 20 deg. 06 min. E., 1243.3 feet to the S.W. corner of same;

THENCE N. 68 deg. 52 min. E., 546.2 feet to the place of beginning, containing 20.49 acres of land;

be and the same is hereby annexed to the City of Diboll, Angelina County, Texas, and that the boundary limits of the City of Diboll, Texas, be and the same are hereby extended to include the above described territory within the City Limits of the City of Diboll, Texas, and the same shall hereafter be included within the

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territorial limits of said City, and said land and the future inhabitance thereof shall hereafter be entitled to all rights and privileges of other citizens of the City of Diboll, Texas, and shall be bound by the Acts and Ordinances of said City,

The Assistant City Secretary is hereby directed to file with the County Clerk of Angelina County, Texas, a certified copy of this Ordinance.

PASSED by an affirmative vote of all members of the City Council, this 22nd day of August, 1963.

APPROVED:

ATTEST:

Jewell Smith
Assistant City Secretary

Clyde Thompson
Clyde Thompson, Mayor of the City of Diboll, Texas

CERTIFICATE

I, Jewell Smith, ~~Assistant~~ City Secretary of the City of Diboll, Texas, hereby certify that I have compared the Annexed Ordinance with the original thereof, recorded in the official minutes of the special meeting of the City Council of the City of Diboll, Texas, held on the 22nd day of August, 1963, and that said Annexed Ordinance is a true, complete and accurate copy of the Ordinance adopted at said meeting. In witness whereof I have hereunto set my hand and seal of City of Diboll, Texas, this 22nd day of August, 1963.

Jewell Smith
~~Assistant~~ City Secretary

THE STATE OF TEXAS ⟩

COUNTY OF ANGELINA ⟩

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Clyde Thompson, Mayor of the City of Diboll, Texas, and Jewel Smith, ~~Assistant~~ City Secretary of the City of Diboll, Texas,

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known to me to be the persons and officials whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same as the act and deed of the City of Diboll, Texas, forthe purposes and considerations therein expressed, and in the capacities therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 22nd day of August, A.D. 1963.

Notary Public, Angelina County, Texas

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
AUGUST 26, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, August 26, 1963 at 7:00 p.m. in the Diboll Elementary School Cafetorium.

Those present were:

Clyde Thompson	Mayor
Dr. Edwin Hoot	Councilman
Doyne Rich	Councilman
Charles Hanks	Councilman
Calvin Lawrence	Councilman

Comprising a quorum.

Those absent were:

Nolan Hall	Councilman

Also present were:

Jewell Smith, City Secretary
Mike Partin, Vistor

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Calvin Lawrence.

Motion was made by Doyne Rich, seconded by Calvin Lawrence, that reading of the minutes of previous meeting be dispensed with since each councilman had received a copy and that minutes be approved as submitted.

There were no noes.

Motion carried.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the following resolution was made:

BE IT RESOLVED: That all bills for electirc energy from Texas Power and Light Company be paid each month as received.

Motion carried unanimously.

The light bills from Texas Power and Light Company for July, for $330.50 and August for $341.92 were approved by the council.

The committee appointed to study giving a franchise to the Lufkin Telephone Exchange, Inc. and setting the rates for telephone service by the The Lufkin Telephone Exchange, Inc. had no report to give.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the

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following resolution was made:

BE IT RESOLVED: That the plans and specifications labeled, "Existing and Proposed Roads, Walter Allen Housing Project", be approved.

Motion carried unanimously.

The auditing committee appointed to audit City Secretary records from May, 1962 through August 15, 1963, composed of Charles Hanks and Calvin Lawrence gave their report.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the following resolution was adopted:

BE IT RESOLVED: That the audit report be approved as read. The report is hereby attached and made a part of these minutes.

Motion carried unanimously.

Calvin Lawrence gave a report on the budget and it was decided to hold-up on the budget for a while until more work could be done on it.

It was discussed and decided that the engineer working on the feasibility study of the purchase of the water and sewage systems from Southern Pine Lumber Company be contacted and a meeting set with him.

The peddlers ordinance was discussed and it was decided to table it for the time being.

Doyne Rich brought up the fact that there were quite a few blind corners in Diboll. Mayor Thompson said he would see about getting the brush and trees cut so that all street corners would be clear.

The Mayor reported that a deputy was being assigned by the Angelina County Sheriff to the Diboll area the first of September.

Upon motion made by Charles Hanks and seconded by Calvin Lawrence the following resolution was made:

BE IT RESOLVED: That the City of Diboll pay $75.00 per month rent on a suitable building to be used by the City.

Motion carried unanimously.

The Mayor reported that the traffic lights on Highway 59 would be working by the time school starts.

There being no other business the meeting was adjourned at 8:10 p.m. the same day of convening.

Jewell Smith

Jewell Smith, City Secretary

ATTEST:

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
AUGUST 26, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, August 26, 1963 at 7:00 p.m. in the Diboll Elementary School Cafetorium.

Those present were:

Clyde Thompson	Mayor
Dr. Edwin Hoot	Councilman
Doyne Rich	Councilman
Charles Hanks	Councilman
Calvin Lawrence	Councilman

Comprising a quorum.

Those absent were:

Nolan Hall	Councilman

Also present were:

Jewell Smith, City Secretary
Mike Partin, Vistor

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Calvin Lawrence.

Motion was made by Doyne Rich, seconded by Calvin Lawrence, that reading of the minutes of previous meeting be dispensed with since each councilman had received a copy and that minutes be approved as submitted.

There were no noes.

Motion carried.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the following resolution was made:

BE IT RESOLVED: That all bills for electirc energy from Texas Power and Light Company be paid each month as received.

Motion carried unanimously.

The light bills from Texas Power and Light Company for July, for $330.50 and August for $341.92 were approved by the council.

The committee appointed to study giving a franchise to the Lufkin Telephone Exchange, Inc. and setting the rates for telephone service by the The Lufkin Telephone Exchange, Inc. had no report to give.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the

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following resolution was made:

BE IT RESOLVED: That the plans and specifications labeled, "Existing and Proposed Roads, Walter Allen Housing Project", be approved.

Motion carried unanimously.

The auditing committee appointed to audit City Secretary records from May, 1962 through August 15, 1963, composed of Charles Hanks and Calvin Lawrence gave their report.

Upon motion made by Doyne Rich and seconded by Dr. Hoot the following resolution was adopted:

BE IT RESOLVED: That the audit report be approved as read. The report is hereby attached and made a part of these minutes.

Motion carried unanimously.

Calvin Lawrence gave a report on the budget and it was decided to hold-up on the budget for a while until more work could be done on it.

It was discussed and decided that the engineer working on the feasibility study of the purchase of the water and sewage systems from Southern Pine Lumber Company be contacted and a meeting set with him.

The peddlers ordinance was discussed and it was decided to table it for the time being.

Doyne Rich brought up the fact that there were quite a few blind corners in Diboll. Mayor Thompson said he would see about getting the brush and trees cut so that all street corners would be clear.

The Mayor reported that a deputy was being assigned by the Angelina County Sheriff to the Diboll area the first of September.

Upon motion made by Charles Hanks and seconded by Calvin Lawrence the following resolution was made:

BE IT RESOLVED: That the City of Diboll pay $75.00 per month rent on a suitable building to be used by the City.

Motion carried unanimously.

The Mayor reported that the traffic lights on Highway 59 would be working by the time school starts.

There being no other business the meeting was adjourned at 8:10 p.m. the same day of convening.

Jewell Smith

Jewell Smith, City Secretary

ATTEST:

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, TEXAS
September 16, 1963

A called meeting of the City Council of the City of Diboll, Texas was held on Monday, September 16, 1963 at 9:00 a.m. in the office of Mr. Charles Hanks in The Diboll State Bank in Diboll, Texas.

Those Present Were:

Clyde Thompson	Mayor
Calvin Lawrence	Councilman
Charles Hanks	Councilman
Nolan Hall	Councilman
Doyne Rich	Councilman
Dr. Edwin Hoot	Councilman

There were none absent.

Also present were:

Jewell Smith	City Secretary
Philip Leach	City Attorney
Ward Burke	City Attorney
Wm. R. Massey	Representing R.S. Woodruff & Associates, Inc
Horace Stubblefield, Chariman of P.H.A. of City Diboll	

Meeting was called to order by the Mayor, Mr. Thompson, and opened with prayer offered by Mr. Calvin Lawrence.

Mayor Thompson stated that the meeting was called for the purpose of discussing the Feasibility Report made by R. S. Woodruff and Associates, Inc. concerning the City of Diboll buying the water and sewer systems from Southern Pine Lumber Company.

Mayor Thompson presented Mr. W. R. Massey who presented the report.

Upon motion made by Charles Hanks and seconded by Nolan Hall the following resolution was passed:

BE IT RESOLVED: That Mayor Thompson be authorized to negotiate with Mr. Temple in regards to the purchase of the water and sewer systems and report back to council.

The motion carried unanimously.

Various other problems confronting the city were generally discussed.

Jewell Smith
Jewell Smith, City Secretary

ATTEST:

_____
Clyde Thompson, Mayor

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MINUTES OF CITY COUNCIL MEETING CITY OF DIBOLL
DIBOLL, TEXAS
SEPTEMBER 19, 1963

A called meeting of the City Council of the City of Diboll, Texas was held on Thursday, September 19, 1963 at 1:30 p.m. in Mr. Arthur Temple's office in Southern Pine Lumber Company's Office.

Those present were:

Clyde Thompson, Mayor
Dr. Edwin Hoot, Councilman
Doyne Rich, Councilman
Calvin Lawrence, Councilman
Nolan Hall, Councilman

comprising a quorum.

Those absent were:

Charles Hanks, Councilman

Also present were:

Mr. Robert G. Day, Vice President of Almon, McKinney & Dudley, Inc. Investment Bankers
Mr. Horace Stubblefield, Public Housing Authority
Mr. Wm. R. Massey, of R. S. Woodruff & Associates
Mr. Ward Burke, City Attorney
Mrs. Jewell Smith, City Secretary
Mr. Paul Durham, Editor Free Press

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Mr. Ward Burke.

Mayor Thompson gave a report of a meeting with Mr. Arthur Temple with reference to Southern Pine Lumber Company selling the water and sewer systems to the City of Diboll, and reported that Mr. Temple was agreeable to Southern Pine Lumber Company selling the systems to the City for their appraised fair market value. Mr. Thompson reported that the fair market value of these systems is $211,000.00 according to evaluation by R. S. Woodruff and Associates, City Engineer. Mr. Woodruff confirmed this value.

Mayor Thompson introduced Mr. Robert G. Day, Vice President and representative of Almon, McKinney & Dudley, Investment Bankers, and discussed issuing revenue bonds for financing the purchase by the city of the water and sewer system and paying the engineering, legal and bonding fees.

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Minutes of City Council Meeting City of Diboll
September 19, 1963

Upon motion made by Calvin Lawrence and seconded by Nolan Hall the following resolution was passed:

RESOLVED, That the City of Diboll employ the firm of Almon, McKinney and Dudley, Inc., Investment Bankers, as its financial representative in purchasing the water and sewerage systems from Southern Pine Lumber Company, and in complying with all legal procedures for the issuance and sale of revenue bonds, only, in the amount of $225,000.00 for the purchase price and expenses, and that the Mayor execute the necessary contract according to copy attached hereto.

Motion carried unanimously.

There being no other business the council was adjourned at 4:00 p.m. the same day of convening.

Jewell Smith

Jewell Smith, City Secretary

ATTEST:

Clyde Thompson, Mayor

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NOTICE OF SPECIAL MEETING

THE STATE OF TEXAS
CITY OF DIBOLL
COUNTY OF ANGELINA

TO THE MEMBERS OF THE CITY COUNCIL
OF THE CITY OF DIBOLL TEXAS:

NOTICE IS HEREBY GIVEN that a special meeting of the City Council of the City of Diboll, Texas, will be held at the City Hall in said City on the 26 day of September, 1963, at 4:00 o'clock P.M., for the purpose of passing a resolution authorizing issuance of notice of intention to purchase water and sewer system and issue bonds in payment therefor.

DATED, this the 26 day of September, 1963.

Clyde Thompson
Mayor, City of Diboll
Texas

ATTEST:

Jewell Smith
City Secretary, City of Diboll
Texas

CONSENT TO MEETING

WE, THE UNDERSIGNED, members of the City Council of the City of Diboll, Texas, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that said City Council shall meet at the time and place therein stated, and for the purpose herein stated.

Clyde Thompson — Dayne Rich
Nolan B. Hall — Edwin L. Hoot
Calvin Lawrence — Charles Hanks

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MINUTES OF CITY COUNCIL MEETING
OF THE CITY OF DIBOLL, TEXAS
HELD ON THE 26th DAY OF SEPTEMBER, 1963

A called meeting of the City Council of the City of Diboll, Texas, was held on Thursday, the 26th day of September, 1963, at 4 o'clock p.m. in the office of the Mayor, pursuant to the notice of said special meeting and consent to said meeting, signed by the Mayor and City Council members, hereinabove reflected.

Those present were:

Clyde Thompson	Mayor
Dr. Edwin Hoot	Councilman
Doyne Rich	Councilman
Calvin Lawrence	Councilman
Nolan Hall	Councilman
Charles Hanks	Councilman
Ward R. Burke	City Attorney

comprising a quorum.

There were no Councilmen absent.

The meeting was called to order by the Mayor, Clyde Thompson, and was opened with a prayer offered by Mr. Calvin Lawrence.

Mayor Thompson introduced a Resolution which was read in full, and Alderman Hall moved its adoption. The motion was seconded by Alderman Rich and carried by the following vote:

AYES: Aldermen Hoot, Lawrence, Rich, Hall and Hanks.

NOES: None

Said Resolution being attached hereto and made a part hereof, to-wit:

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"A RESOLUTION by ( ) City Council of the City f Diboll, Texas, authorizing the Mayor to publish notice of the City's intention to purchase and acquire the existing waterworks and sanitary sewer systems now surving said City and of the intention of the City to issue and deliver waterworks and sanitary sewer system revenue bonds in payment therefor."

WHEREAS, this City Council is of the opinion that it is to the best interest of the City of Diboll and its inhabitants that the existing privately owned waterworks and sanitary sewer system now serving the City and owned by Arthur Temple, Jr., be purchased and acquired by the City, such systems to become in their entirety the property of said City; and

WHEREAS, this Council is further of the opinion that the purchase and acquisition of said systems should be accomplished by the issuance and delivery of the special bond obligations of the City to be payable as to both principal and interest from and secured by an exclusive first lien on and pledge of the revenues and income of such systems after deduction of reasonable operation and maintenance expenses; and

WHEREAS, it is now proper that the City give notice of its intention to purchase said existing systems and of its intention to issue its revenue bonds to acquire such systems or to obtain the funds to acquire the same; and

WHEREAS, under the provisions of Article 1112 V.A.T.C.S., this Council is not required to submit the question of the issuance of revenue bonds to an election when such bonds are issued for purchase money; and

WHEREAS, it is provided by Section 11 of Article 2368a, V.A.T.C.S., that no competitive bids shall be required in the event a municipality proposes to acquire an existing utility plant or plants, but that in issuing revenue bonds to be paid out of the property and income from such systems the governing body shall comply with the provisions of that Article with regard to notice and the right of referendum on the question of whether or not the utility system or systems shall be purchased; and

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WHEREAS, in accordance with applicable law, such notice is to be published in a newspaper of general circulation in the City of Diboll and published in said City, such publication to be made once a week for two consecutive weeks, the date of the first publication being at least fourteen (14) days prior to the date set for the passage of the ordinance authorizing the issuance of such bonds; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

SECTION 1: That the Mayor be and he is hereby authorized and instructed to do all things necessary to have posted and published the aforesaid notice specifying the time and place where this City Council will pass an ordinance authorizing the purchase of the aforesaid waterworks and sanitary sewer systems and authorizing the issuance of "City OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1963", in an amount not exceeding TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS ($225,000) (being not to exceed $110,000 for the purchase of the waterworks system and not to exceed $115,000 for the purchase of the sanitary sewer system) such bonds to mature serially in not to exceed forty (40) years from their date and to bear interest at a rate not to exceed SIX PER CENTUM (6%) per annum, such bonds to be issued for the purchase money required for said systems.

SECTION 2: That the notice to be published, as provided in the preamble hereof, shall be substantially in the following form:

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NOTICE OF THE CITY OF DIBOLL'S INTENTION TO ACQUIRE THE EXISTING WATERWORKS AND SANITARY SEWER SYSTEMS NOW SERVING THE CITY AND TO ISSUE WATERWORKS AND SEWER SYSTEM REVENUE BONDS FOR PURCHASE MONEY THEREFOR

TO WHOM IT MAY CONCERN:

IN ACCORDANCE with the provisions of Article 2368a, V.A.T.C.S., public notice is hereby given that the City Council of the City of Diboll, Texas, will meet on the 28th day of October, 1963, at Seven o'clock P.M., at its regular meeting place at the City Hall, Diboll, Texas, to pass such ordinances and take such action as may be deemed necessary to purchase and acquire from the owner, Southern Pine Lumber Company, the entire waterworks and sanitary sewer system now existing and serving said City and its inhabitants.

THE CITY COUNCIL intends to pay the purchase price of said waterworks and sewer system by the authorization, issuance and delivery of "CITY OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1963", in an amount not exceeding $225,000 (being not to exceed $110,000 for waterworks system and not to exceed $115,000 for sewer system), bearing interest at a rate not to exceed 6% per annum, and maturing serially not to exceed 40 years from their date, as contemplated by Articles 1111 et seq., and Article 2368a, V.A.T.C.S..

SAID BONDS are to be special obligations of the City, payable as to both principal and interest from and secured by a first lien on and pledge of the net income and revenues of the combined waterworks and sanitary sewer systems being acquired, and each of the bonds shall contain the following provision: "The holder hereof shall never have the right to demand payment of this obligation out of any funds raised or to be raised by taxation".

WITNESS MY HAND AND THE SEAL OF THE CITY OF DIBOLL, TEXAS, this the 26th day of September, 1963.

Clyde Thompson

(CITY SEAL)

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SECTION 3: That further action be reserved until the 28th day of October, 1963, the date set for the passage of the ordinance authorizing the issuance of the bonds in the form of notice herein provided and hereby approved.

PASSED AND APPROVED this the 26th day of September, 1963.

Clyde Thompson
Mayor, City of Diboll, Texas

ATTEST:

Jewell Smith
City Secretary, City of Diboll, Texas

(City Seal)

There being no other business the Council was adjourned at 4:45 o'clock p.m. on the day of convening thereof.

ATTEST:

Jewell Smith
Jewell Smith, City Secretary

Clyde Thompson, Mayor

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(c) City of Diboll Waterworks and Sewer System Revenue Bonds Reserve Fund, hereinafter called "Reserve Fund". This Fund shall be deposited with the DIBOLL STATE BANK, Diboll, Texas, Trustee.

SECTION 13: System Fund. All revenues of every nature received through the operation of the System shall be deposited from day to day as collected, into the System Fund, and the reasonable and proper expense of operating and maintaining the System, including salaries, labor and materials shall be paid therefrom upon approval of the City Council. All revenues of the System not actually required to pay expenses and costs incurred as permitted by this Section shall be deposited in the other Funds created by this ordinance, each of which shall have priority thereto in the order in which they are treated in the following sections.

SECTION 14: Interest and Sinking Fund. Beginning on the 10th day of December, 1963 and on the 10th day of each month thereafter, the City shall deposit in the Interest and Sinking Fund an amount of money not less than one-sixth of the next semi-annual installment of interest and one-twelfth of the next maturing principal. The amount received from the purchasers of the bonds as interest accrued thereon to the date of delivery and the proceeds of the bonds found not to be required for the acquisition of the Waterworks and Sanitary Sewer System shall also be placed in the Interest and Sinking Fund, which shall reduce by such amount the sums which would otherwise be required to be placed into the Interest and Sinking Fund from the revenues of the System.

SECTION 15: Reserve Fund. On the 10th day of each month beginning December 10, 1963, there shall be deposited in the Reserve Fund the amount of $ 315.00 /th mo. The Reserve Fund

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shall be used to pay principal of or interest on the Bonds falling due at any time when there is not sufficient money available in the Interest and Sinking Fund. No payments need be made into the Reserve Fund after there shall have been accumulated in said Fund the sum of $15,700.00 except that whenever said Reserve Fund is reduced below that amount, payments into the Fund shall be resumed and continued until such time as the Fund has been restored to the sum of $15,700.00. Money in the Reserve Fund may be at the option of the City invested in direct obligations of the United States of America, having maturities not in excess of ten years from the date of making such investment. Any obligations in which money is so invested shall be kept in escrow in the DIBOLL STATE BANK, Diboll, Texas, and shall be promptly sold and the proceeds of sale applied to the making of payments required to be made from the Reserve Fund, whenever such payments are necessary to be made under this Section. The deposits into this Fund shall be subordinate to those required to be made into the Interest and Sinking Fund.

SECTION 16: Deficiencies in Funds. If in any month the City shall, for any reason, fail to pay into the Interest and Sinking Fund and Reserve Fund the full amount above stipulated amounts equivalent to such deficiencies shall be set apart and paid into said Funds from the first available and unallocated revenues of the following month or months and such payments shall be in addition to the amounts hereinabove provided to be otherwise paid into said Funds during such month or months.

SECTION 17: Excess Revenues. Any revenues in excess of those required to establish and maintain the Funds as above required may be used for the redemption of Bonds or Additional Bonds, or for any lawful purpose.

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SECTION 18: Security of Funds. All funds created by this ordinance shall be secured in the manner and to the fullest extent permitted by the Laws of Texas for the security of public funds, and such funds shall be used only for the purposes permitted by this ordinance.

SECTION 19: Issuance of Additional Parity Bonds. In addition to the right to issue bonds of inferior lien as authorized by the laws of the State of Texas, the City reserves the right hereafter to issue Additional Bonds. The Additional Bonds when issued shall be secured by and payable from a first lien on and pledge of the net revenues of the System in the same manner and to the same extent as are the bonds authorized by this ordinance, and the bonds and the Additional Bonds shall be in all respects of equal dignity. The Additional Bonds may be issued in one or more installments, provided, however, that none shall be issued unless and until the following conditions have been met:

(a) The City is not in default as to any covenant, condition or obligation prescribed by this ordinance;

(b) That the laws of the State of Texas in force at such time provide permission for the issuance of such bonds;

(c) That each of the funds created by this ordinance contains the amount of money then required to be on deposit therein;

(d) That the ordinance authorizing the issuance of such bonds make provision for the amount to be accumulated in the Reserve Fund to be increased to an amount not less than the average annual principal and interest requirements on all bonds to be secured by a first lien on and pledge of the net revenues of the system (after giving effect to the issuance of the proposed Additional Bonds) and such amount is to be accumulated in not less than five (5) years from the date of such Additional Bonds;

(e) The Additional Bonds are made to mature on November 15 of each of the years in which they are scheduled to mature;

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(f) That the Net Earnings of the System for the twelve (12) months immediately preceding the month in which the ordinance authorizing the issuance of the Additional Bonds is adopted are equal to at least one and one half (1-1/2) times the average annual principal and interest requirements of the bonds to be secured by a first lien on and pledge of the net revenues of the System (after giving effect to the issuance of the proposed Additional Bonds) as such net earnings are shown by a report of a Certified Public Accountant or a Licensed Public Accountant. The term "Net Earnings" as used in the preceding sentence shall mean the gross revenues after deducting the expense of operation and maintenance, but not deducting expenditures which under standard accounting practice should be charged to capital expenditure.

SECTION 20: Maintenance and Operation - Insurance. The City shall maintain the System in good condition and operate the same in an efficient manner and at reasonable cost. So long as any of the bonds are outstanding, the City agrees to maintain insurance for the benefit of the holder or holders of the bonds on the System of a kind and in an amount which usually would be carried by private companies engaged in a similar type of business. Nothing in this ordinance shall be construed as requiring the City to expend any funds which are derived from sources other than the operation of the System but nothing herein shall be construed as preventing the City from doing so.

SECTION 21: Records - Accounts - Accounting Reports. The City of Diboll hereby covenants and agrees that so long as any of the bonds herein authorized or any interest thereon remain outstanding and unpaid, it will keep and maintain proper and complete system of records and accounts pertaining to the

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operation of its combined Waterworks and Sanitary Sewer System separate and apart from all other records and accounts in which complete and correct entries shall be made of all transactions relating to said System, as provided by Article 1113, Revised Civil Statutes of Texas, 1925, as amended, and that the holder or holders of any of the bonds or any duly authorized agent or agents of such holders, shall have the right at all reasonable times to inspect all such records, accounts and data relating thereto, and to inspect the System and all properties comprising same. The City further agrees that within sixty (60) days following the close of each fiscal year, it will cause an audit of such books and accounts to be made by an independent firm of Certified Public Accountants or Licensed Public Accountant, showing the receipts and disbursements for account of the System for the fiscal year. Each such audit, in addition to whatever other matters may be thought proper by the Accountant, shall particularly include the following:

(a) A detailed statement of the income and expenditures of the System for such fiscal year;

(b) A balance sheet as of the end of such fiscal year;

(c) The Accountant's comments regarding the manner in which the City has carried out the requirements of this ordinance and his recommendations for any changes or improvements in the operation, records and accounts of the System;

(d) A list of the insurance policies in force at the end of the fiscal year on the System properties, setting out as to each policy the amount thereof, the risk covered, the name of the insurer, and the policy's expiration date;

(e) A list of the securities which have been on deposit as security for the money in the Interest and Sinking Fund throughout the Fiscal Year, a list of the securities, if any, in which the Reserve Fund has been invested, and a statement of the manner in which money in the System Fund has been secured in such fiscal year;

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(f) The number of properties connected with the System and the total income from the System for the year.

Expenses incurred in making the audits above referred to are to be regarded as maintenance and operating expenses and paid as such. Copies of the aforesaid annual audit shall be immediately furnished to the Executive Director of the Municipal Advisory Council of Texas at his office in Austin, Texas, and to the original purchasers of the bonds and any subsequent holder at his request. At the close of the first six months' period of each fiscal year, the City Secretary is hereby directed to furnish a copy of an operating and income statement in reasonable detail covering such period, to any bondholder upon his request therefor, received not more than thirty (30) days after the close of said six months' period. Any bondholder shall have the right to discuss with the Accountant making the annual audit the contents thereof and to ask for such additional information as he may reasonably require.

SECTION 22: Remedies in Event of Default. In addition to all the rights and remedies provided by the laws of the State of Texas, the City covenants and agrees particularly that in the event the City (a) defaults in payments to be made tothe Interest and Sinking Fund and Reserve Fund as required by this ordinance, or (b) defaults in the observance or performance of any other of the covenants, conditions or obligations set forth in this ordinance, the following remedies shall be available:

(1) The holder or holders of any of the bonds shall be entitled to a writ of mandamus issued by a court of proper jurisdiction compelling and requiring the City Council and other officers of the City to observe and perform any covenant, condition or obligation prescribed in the bond ordinance.

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(2) No delay or omission to exercise any right or power accruing upon any default shall impair any such right or power, or shall be construed to be a waiver of any such default or acquiescence therein, and every such right and power may be exercised from time to time and as often as may be deemed expedient.

The specific remedies herein provided shall be cumulative of all other existing remedies and the specification of such remedies shall not be deemed to be exclusive.

SECTION 23: Special Covenants. The City hereby further covenants as follows:

(a) That it has the lawful power to pledge the revenues supporting this issue of bonds and has lawfully exercised said power under the Constitution and laws of the State of Texas, including said power existing under Articles 1111 to 1118, both inclusive, Revised Civil Statutes of the State of Texas, 1925, with amendments thereto; that the bonds issued hereunder, and the Additional Bonds, when issued, shall be ratably secured under said pledge of income, in such manner that one bond shall have no preference over any other bond of said issue;

(b) The City covenants and represents that other than for the payment of the bonds herein authorized, the rents, revenues and income of the System have not in any manner been pledged to the payment of any debt or obligation of the City or of the System;

(c) That, so long as any of said bonds remain outstanding, the City will not sell or encumber the System or any substantial part thereof, and that with the exception of the Additional Bonds expressly permitted by this ordinance to be issued, it will not encumber the revenues thereof unless such encumbrance is made junior and subordinate to all of the provisions of this ordinance;

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(d) That no free service of the System shall be allowed, and should the City or any of its agents or instrumentalities make use of the services and facilities of the System payment of the reasonable value thereof shall be made by the City out of funds from sources other than the revenues and income of the system.

(e) To the extent that it legally may, the City further covenants and agrees that, so long as any of the bonds or Additional Bonds or any interest thereon are outstanding, no franchise shall be granted for the installation or operation of any water system or sewer system other than those owned by the City and the operation of any such system by anyone other than this City is hereby prohibited.

SECTION 24: Bonds are Special Obligations. The Bonds are special obligations of the City payable from the pledged revenues, and the holder thereof shall never have the right to demand payment thereof out of funds raised or to be raised by taxation.

SECTION 25: Mayor to have Charge of Records and Bonds. That the Mayor of the City of Diboll shall be, and he is hereby authorized to take and have charge of all necessary orders and records pending investigation by the Attorney General of the State of Texas, and shall take and have charge and control of the bonds herein authorized pending their approval by the Attorney General and their registration by the Comptroller of Public Accounts.

SECTION 26: Confirmation of Sale. That the sale of the bonds herein authorized to ALMON, McKINNEY & DUDLEY, INC., Dallas, Texas, at the price of par and accrued interest to date of delivery is hereby confirmed. Delivery of said Bonds shall be made to said purchaser as soon as may be after the adoption of this ordinance, upon payment therefor in accordance with the terms of sale.

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SECTION 27: Emergency. The fact that it is to the best interest of the City to provide funds for the acquisition and purchase of a Waterworks and Sanitary Sewer System for said City at the earliest possible date, constitute and create an emergency and an urgent public necessity, requiring that any rule providing for ordinances to be read and voted upon at more than one meeting of the City Council be suspended, and requiring that this ordinance be passed and take effect as an emergency measure, and such rules and provisions are accordingly suspended, and this ordinance is passed as an emergency measure, and shall take and have effect and be in full force from and after its passage.

PASSED AND APPROVED, this the 28th day of October, 1963.

Clyde Thompson
Mayor, City of Diboll, Texas

ATTEST:

Jewell Smith
City Secretary, City of Diboll, Texas

(City Seal)

3:4:10:31:63

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MINUTES OF CITY COUNCIL MEETING OF
THE CITY OF DIBOLL, TEXAS,
HELD ON TUESDAY, THE 29th DAY OF OCTOBER, 1963

At the regular meeting of the City Council of the City of Diboll, Texas, held on Tuesday, the 29th day of October, 1963 at 7 o'clock p.m. at the regular meeting place, there were the following persons present:

Clyde Thompson	Mayor
Charles J. Hanks	Alderman
Dr. Edwin Hoot	Alderman
Calvin Lawrence	Alderman
Doyne Rich	Alderman
Nolan Hall	Alderman

with constituted a quorum.

There were no Aldermen absent.

Also present were:

Ward R. Burke	City Attorney
Phillip M. Leach	Attorney
Mr. Paul Durham	Editor of the Angelina County Free Press
Mr. Robert G. Day	Vice President of Almon, McKinney & Dudley, Inc. Investment Bankers

The meeting was called to order by Mayor Clyde Thompson and was opened with a prayer by Mr. Calvin Lawrence.

Upon motion by Calvin Lawrence, as seconded by Doyne Rich, the reading of the minutes of the previous meeting were dispensed with and the minutes were approved as submitted in writing previously to the Aldermen.

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Motion carried unanimously.

Mayor Thompson introduced Mr. Bob Day, who read and explained the ordinance for issuing bonds to purchase the water and sewer system from Southern Pine Lumber Company.

Then Mayor Thompson introduced said ordinance, after it had been read in full.

Upon motion made by Alderman Calvin Lawrence, as seconded by Alderman Hanks, it was unanimously agreed that any rule requiring ordinances to be read at more than one meeting be suspended.

The vote on said motion was as follows:

AYES: Aldermen Hanks, Hoot, Lawrence, Rich and Hall.

NOES: None

Upon motion duly made by Dr. Edwin Hoot, as seconded by Alderman Hall, the ordinance as introduced by Mayor Thompson, which is attached hereto and made a part hereof, was unanimously passed by the following vote:

AYES: Aldermen Hanks, Hoot, Lawrence, Rich and Hall.

NOES: None

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The Mayor announced that the ordinance had been finally passed.

The ORDINANCE is as follows:

"AN ORDINANCE by the City Council of the City of Diboll, Texas, authorizing the issuance of $225,000 'CITY OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1963', dated November 15, 1963 for the purpose of purchasing and acquiring the existing Waterworks and Sanitary Sewer Systems now serving said City and its inhabitants, as authorized by the General Laws of the State of Texas, particularly Article 2368a, and Article 1111 et seq., Revised Civil Statutes of Texas, 1925, as amended; prescribing the form of the bonds and the form of the interest coupons; pledging the revenues of the City's combined Waterworks and Sanitary Sewer System, after deduction of reasonable operation and maintenance expenses as said expenses are defined by statute; enabling provisions incident and relating to the subject and purpose of this ordinance; and declaring an emergency."

WHEREAS, under the provisions of Article 2368a,V.A.T.C.S., the City Council has caused to be published a notice of the City's intention to purchase and acquire the existing Waterworks and Sanitary Sewer System now serving said City and of its intention to issue and deliver Waterworks and Sewer System Revenue Bonds in payment thereof; and

WHEREAS, such notice of intention was published in a newspaper of general circulation in and published in the City of Diboll, the first publication being fourteen (14) days prior to the date set for the taking of action to purchase and acquire said Systems; and

WHEREAS, under the provisions of Section 11 of the aforesaid law the voters are entitled to petition for a referendum on the question of whether or not the utility shall be purchased; and

WHEREAS, no petition has been submitted asking that an election be called to determine whether or not said Waterworks System, Sanitary Sewer System, either or both, should be acquired and it is now proper for this Council to proceed with the authorization of revenue bonds in accordance with the aforementioned notice therefore

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

SECTION 1: Authorization -Principal Amount-Designation. That in order to borrow the said sum of TWO HUNDRED TWENTY FIVE THOUSAND DOLLARS ($225,000) for the purpose of purchasing and acquiring the existing Waterworks and Sanitary Sewer Systems now serving the City of Diboll and its inhabitants, the City Council of the City of Diboll, Texas, pursuant to the General Laws of the State of Texas, particularly Article 2368a and Articles 1111 et seq., Revised Civil Statutes of 1925, as amended, has determined that there shall be issued and there is hereby ordered to be issued a series of coupon bonds, to be designated "CITY OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1963", aggregating the sum of TWO HUNDRED TWENTY FIVE THOUSAND DOLLARS ($225,000), payable as to both principal and interest solely from and secured by a first lien on and pledge of the revenues of the City's combined Waterworks and Sanitary Sewer System, after deduction of reasonable operation and maintenance expenses, as said expenses are defined by statute.

SECTION 2: Date - Numbers - Maturity- Option. Said bonds shall be dated November 15, 1963; shall be numbered consecutively from One (1) to Two Hundred Twenty Five (225), both inclusive, shall be in denomination of One Thousand Dollars ($1,000) each, aggregating the principal sum of TWO HUNDRED TWENTY FIVE THOUSAND DOLLARS ($225,000); and shall become due and payable serially on November 15 in each of the years in accordance with the following schedule:

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BOND NUMBERS (All Inclusive)	MATURITY	AMOUNT
1 to 3	1964	$3,000
4 to 6	1965	3,000
7 to 9	1966	3,000
10 to 12	1967	3,000
13 to 15	1968	3,000
16 to 20	1969	5,000
21 to 25	1970	5,000
26 to 30	1971	5,000
31 to 36	1972	6,000
37 to 42	1973	6,000
43 to 49	1974	7,000
50 to 57	1975	8,000
58 to 65	1976	8,000
66 to 73	1977	8,000
74 to 82	1978	9,000
83 to 91	1979	9,000
92 to 100	1980	9,000
101 to 110	1981	10,000
111 to 120	1982	10,000
121 to 131	1983	11,000
132 to 142	1984	11,000
143 to 154	1985	12,000
155 to 167	1986	13,000
168 to 181	1987	14,000
182 to 195	1988	14,000
196 to 210	1989	15,000
211 to 225	1990	15,000

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PROVIDED, HOWEVER, the City reserves the right to redeem Bonds maturing in each of the years 1979 to 1990, both inclusive of said series, in whole or in part, but in inverse numerical order if less than all on November 15, 1978, or on any interest date thereafter, at the price of par and accrued interest to the date fixed for redemption; and PROVIDED, FURTHER, that at least thirty (30) days prior to any interest payment date upon which any of said bonds are to be redeemed, notice of redemption, signed by the City Secretary (specifying the serial numbers and amount of bonds to be redeemed) shall have been filed with the DIBOLL STATE BANK, Diboll, Texas (the paying agent named in each of said bonds); and should any bond or bonds not be presented for redemption pursuant to such notice, the same shall cease to bear interest from and after the date so fixed for redemption.

SECTION 3: Interest. That said bonds shall bear interest from date to maturity at the rate of FOUR AND ONE-HALF PER CENTUM (4-1/2%) per annum, said interest to be evidenced by proper coupons attached to each of said bonds and said interest shall be payable on May 15, 1964 and semi-annually thereafter on November 15 and May 15 in each year.

SECTION 4: Place of Payment. Both principal and interest of this issue of bonds shall be payable in lawful money of the United States of America, without exchange or collection charges to the owner or holder at the DIBOLL STATE BANK, Diboll, Texas, upon presentation and surrender of bonds or proper coupons.

SECTION 5: Execution of Bonds and Coupons. The seal of said City may be impressed on each of said bonds or in the alternative a facsimile of such seal may be printed on the said bonds. The bonds and interest coupons appurtenant thereto may be executed by the imprinted facsimile signatures of the Mayor and City Secretary of the City, and execution in such manner shall have the same effect as if such bonds and coupons had been signed

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by the Mayor and City Secretary in person by their manual signatures. Inasmuch as such bonds are required to be registered by the Comptroller of Public Accounts for the State of Texas, only his signature (or that of a deputy designated in writing to act for the Comptroller) shall be required to be manually subscribed to such bonds in connection with his registration certificate to appear thereon, as hereinafter provided; all in accordance with the provisions of the "Texas Uniform Facsimile Signature of Public Officials Act", enacted by the 57th Legislature of Texas at its Regular Session in 1961.

SECTION 6: Form of Bonds. That the form of said bonds shall be substantially as follows:

NO. _____ UNITED STATES OF AMERICA $1,000

STATE OF TEXAS

COUNTY OF ANGELINA

CITY OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BOND, SERIES 1963

The CITY OF DIBOLL, a municipal corporation of the State of Texas, acknowledges itself indebted to and for VALUE RECEIVED, hereby promises to pay to bearer, the sum of

ONE THOUSAND DOLLARS

($1,000), in lawful money of the United States of America, on the FIFTEENTH DAY OF NOVEMBER, 19____, with interest thereon from the date hereof to maturity at the rate of FOUR AND ONE-HALF PER CENTUM (4-1/2%) per annum, payable on May 15, 1964, and semi-annually thereafter on November 15 and May 15 in each year, and interest falling due on or prior to maturity hereof is payable only upon presentation and surrender of the interest coupons hereto attached as they severally become due.

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BOTH PRINCIPAL and interest shall be payable at the DIBOLL STATE BANK, Diboll, Texas, without exchange or collection charges to the owner or holder, and the said City of Diboll, Texas, is hereby held and firmly bound to apply the pledged appropriated revenues of its combined Waterworks and Sanitary Sewer System to the prompt payment of principal and interest of this bond at maturity and to pay said principal and interest as they mature.

THIS BOND is one of a series of bonds of like tenor and effect, except as to number, right of prior redemption and maturity, aggregating in amount TWO HUNDRED TWENTY FIVE THOUSAND DOLLARS ($225,000), numbered consecutively from One (1) to Two Hundred Twenty Five (225), both inclusive, in denomination of One Thousand Dollars ($1,000) each, issued for the purpose of purchasing and acquiring the existing Waterworks and Sanitary Sewer Systems now serving the City of Diboll and its inhabitants, in accordance with the Constitution and laws of the State of Texas, particularly Article 2368a and Articles 1111 et seq., Revised Civil Statutes of 1925, as amended, and pursuant to an ordinance passed by the City Council of the City of Diboll, Texas, and duly recorded in the Minutes of said City Council.

AS SPECIFIED in the ordinance hereinabove mentioned the City reserves the right to redeem Bonds maturing in each of the years 1979 to 1990, both inclusive of this series, in whole or in part, but in inverse numerical order if less than all on November 15, 1978, or on any interest payment date thereafter, at the price of par and accrued interest to the date fixed for redemption; PROVIDED, HOWEVER, that at least thirty (30) days prior to any interest payment date upon which any of said bonds are to be redeemed, notice of redemption, signed by the City Secretary (specifying the serial numbers and amount of bonds to be redeemed) shall have been filed with the DIBOLL STATE BANK, Diboll, Texas; and should any bond or bonds not be presented for

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redemption pursuant to such notice, the same shall cease to bear interest from and after the date so fixed for redemption.

THE DATE of this bond in conformity with the ordinance above mentioned is November 15, 1963.

THIS BOND and the series of which it is a part, is payable solely from and secured by a first lien on and pledge of the revenues of the City's combined Waterworks and Sanitary Sewer System, after deduction of reasonable expenses of operation and maintenance.

THE CITY, however, expressly reserves the right to issue additional bond obligations in all things on a parity with the bonds of this series, and payable solely from and secured by a first lien on and pledge of the net revenues of the City's combined Waterworks and Sanitary Sewer System; PROVIDED, HOWEVER, that any and all such additional bonds may be so issued only in accordance with and subject to the covenants, conditions, limitations and restrictions relating thereto which are set out and contained in the ordinance authorizing this series and to which said ordinance reference is hereby made for more complete and full particulars.

THE HOLDER HEREOF shall never have the right to demand payment of this obligation out of any funds raised or to be raised by taxation.

EACH HOLDER of this bond, payable to bearer, or of the interest coupons hereto attached, is conclusively presumed to forego and renounce his equities in favor of subsequent holders for value without notice and to agree that, being payable to bearer, this bond and each of the interest coupons attached, may be negotiated by delivery however possession may have been acquired, and that any subsequent holders who may receive this bond or any of the interest coupons attached, for value without notice, has thereby acquired absolute title free from all equities and claims of ownership of any prior holder. The City of Diboll, its officers and the paying agent shall not be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED AND RECITED that the issuance of this bond, and the series of which it is a part, is duly authorized by law; that all acts, conditions and things required to exist and to be done precedent to and in the issuance of this bond to render

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the same lawful and valid, have been properly done, have happened and have been performed in regular and due time, form and manner, as required by the Constitution and laws of the State of Texas, and the ordinance hereinabove mentioned, and that this series of revenue bonds does not exceed any constitutional or statutory limitations; and that provision has been made for the payment of the principal of and interest on this bond and the series of which it is a part by irrevocably pledging the net revenues of the City's combined Waterworks and Sanitary Sewer System.

IN TESTIMONY WHEREOF, the City Council of the Cityof Diboll, Texas, in accordance with the provisions of the "Texas Uniform Facsimile Signature of Public Officials Act", enacted by the 57th Legislature of Texas at its Regular Session in 1961, has caused the seal of said City to be impressed or a facsimile thereof to be printed hereon, and this bond and its appurtenant coupons to be executed with the imprinted facsimile signatures of the Mayor and City Secretary of said City, as of the 15th day of November, 1963.

Clyde Thompson
Mayor, City of Diboll, Texas

COUNTERSIGNED:

Jewell Smith
City Secretary, City of Diboll, Texas

SECTION 7: Interest Coupons. The form of said interest coupons shall be substantially as follows:

NO.____ ON THE FIFTEENTH DAY OF____ $_____
19__,

*(unless the bond to which this coupon pertains has been properly called for redemption in accordance with its terms), the City of Diboll, a municipal corporation of the State of Texas, hereby promises to pay to bearer, out of funds specified in the bond to which this coupon is attached (without right to demand payment out of any funds raised or to be raised by taxation), and in lawful money of the United States of America, without exchange or

*NOTE TO PRINTER: The expression in parenthesis to be included only in coupons maturing May 15, 1979 and subsequent pertaining to optional bonds maturing in the years 1979 to 1990, inclusive.

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collection charges to the owner or holder, at the DIBOLL STATE BANK, Diboll, Texas, the sum of

_____DOLLARS

($_____), said sum being_____months' interest due that day on "CITY OF DIBOLL, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BOND, SERIES 1963", dated November 15, 1963. Bond No.____.

Jewell Smith
City Secretary

L. Clyde Thompson
Mayor

SECTION 8: Form of Comptroller's Certificate. Substantially the following shall be printed on the back of each bond:

OFFICE OF COMPTROLLER
STATE OF TEXAS

REGISTER NO._____

I HEREBY CERTIFY that there is on file and of record in my office a certificate of the Attorney General of the State of Texas to the effect that this bond has been examined by him as required by law, and that he finds that it has been issued in conformity with the Constitution and laws of the State of Texas, and that it is a valid and binding special obligation of the City of Diboll, Texas, payable from the revenues pledged to its payment by and in the ordinance authorizing same, and said bond has this day been registered by me.

WITNESS MY HAND AND SEAL OF OFFICE, at Austin, Texas,

_____.

_____
Comptroller of Public Accounts of the
State of Texas

SECTION 9: Definitions. For all purposes of this ordinance and in particular for clarity with respect to the issuance of the bonds herein authorized and the pledge and appropriation of revenues therefor, the following definitions are provided:

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(a) The term "System" shall mean the City's combined Waterworks and Sanitary Sewer System, including all present and future additions, extensions, replacements and improvements thereto;

(b) The term "Net Revenues" shall mean the gross revenues of the System less the expense of operation and maintenance, including all salaries, labor, materials, repairs and extensions necessary to render efficient service, provided, however, that only such repairs and extensions, as in the judgment of the City Council, reasonably and fairly exercised, are necessary to keep the System in operation and render adequate service to the City and the inhabitants thereof, or such as might be necessary to meet some physical accident or condition which would otherwise impair the bonds authorized by this ordinance and the additional bonds permitted to be issued under Section 19 hereof, shall be deducted in determining "net revenues";

(c) The term "Bonds" shall mean the $225,000 bonds authorized by this ordinance;

(d) The term "Additional Bonds" means the additional Parity Bonds, which the City reserves the right to issue under Section 19 hereof;

(e) The term "Fiscal Year" shall mean the period from October 1 to September 30 of the following year.

SECTION 10: Pledge. All of the Net Revenues of the combined Waterworks and Sanitary Sewer System, with the exception of those in excess of the amounts required to establish and maintain the funds as hereinafter provided, are hereby irrevocably pledged for the payment of the Bonds and of the Additional Bonds if issued under the conditions and in the manner specifid in this ordinance, and the interest thereon, and it is hereby ordained

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that the Bonds and the Additional Bonds if so issued, and the interest thereon, shall constitute a first lien upon said Net Revenues.

SECTION 11: Rates and Charges. The City covenants and agrees with the holders of the Bonds and of the Additional Bonds if and when issued:

(a) That it will at all times charge and collect for services rendered by the System rates sufficient to pay all operating, maintenance, depreciation, replacement and betterment expenses, and other costs deductible in determining "Net Revenues" as herein defined and to pay the interest on and principal of the Bonds and to establish and maintain the Funds as hereinafter provided;

(b) If the Additional Bonds are issued, or if the System should become liable for any other indebtedness, the City will fix and maintain rates and collect charges for the services of the System sufficient to discharge such indebtedness.

SECTION 12: Fund Designations. All revenues derived from the operation of the System shall be kept separate from other funds of the City. To that end, the following special Funds are hereby created:

(a) City of Diboll Waterworks and Sewer System Fund, hereinafter called "System Fund". This Fund shall be kept in the City's Depository Bank;

(b) City of Diboll Waterworks and Sewer System Revenue Bonds Interest and Sinking Fund, hereinafter called "Interest and Sinking Fund". This Fund shall be deposited with the DIBOLL STATE BANK, Diboll, Texas, as Trustee of the pledged revenues;

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Upon motion by Dr. Hoot, as seconded by Calvin Lawrence, Don Weir was unanimously elected as Director of Civil Defense for the City of Diboll, Texas.

Upon motion by Alderman Hall, as seconded by Alderman Rich, all current bills and expenses were approved and ordered paid by the Mayor and City Secretary.

Upon motion by Calvin Lawrence, as seconded by Alderman Nolan Hall, the following Amendment to the City of Diboll, Texas, Ordinance No. 17 was unanimously approved and passed, to-wit:

AMENDMENT TO CITY OF DIBOLL, TEXAS,
ORDINANCE NO. 17

BE IT ORDAINEDBY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, that Ordinance No. 17 of the City of Diboll, Texas, be amended to provide for the addition of ARTICLE VI and SECTION 1 thereof, to read as follows:

ARTICLE VI ONE WAY TRAFFIC

SECTION 1: That the public street which runs from the village square of the City of Diboll, Texas, to Hendrix Avenue, said street running from East to West, immediately adjacent to the North side of the Diboll State Bank, and which also runs through Lot Six (6) of Block No. Two (2) of the Village Addition to the Town of Diboll, Texas, is hereby named and designated "BANK STREET", and said street will carry traffic only from EAST to WEST, for its entire length, being from the Village Square on the EAST to Hendrix Avenue on the WEST.

Upon motion by Alderman Calvin Lawrence, as seconded by Dr. Edwin Hoot, the meeting adjourned at 8:45 p.m. on the day of convening thereof.

ATTEST:

Jewell Smith

Jewell Smith, City Secretary

Clyde Thompson, Mayor

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NOTICE OF SPECIAL MEETING

THE STATE OF TEXAS §
CITY OF DIBOLL §
COUNTY OF ANGELINA §

TO THE MEMBERS OF THE CITY COUNCIL
OF THE CITY OF DIBOLL, TEXAS:

NOTICE IS HEREBY GIVEN that a special meeting of the City Council of the City of Diboll, Texas, will be held in the Director's Room of the Diboll State Bank in said City on the 8th day of November, 1963, at 10 o'clock A.M., for the purpose of considering and passing an Ordinance prescribing rates for the City's Waterworks and Sanitary Sewer System.

DATED, this the 8th day of November, 1963.

Clyde Thompson
Clyde Thompson, Mayor of the City of Diboll, Texas

ATTEST:

Jewell Smith
Jewell Smith, City Secretary
City of Diboll, Texas

CONSENT TO MEETING

WE, THE UNDERSIGNED, members of the City Council of the City of Diboll, Texas, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that said City Council shall meet at the time and place therein stated, and for the purposes herein stated.

Clyde Thompson — Calvin Lawrence
Elvin L Hoot — Nolan Hall
Dayne Ricks — Thos. Hanks

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MINUTES OF CITY COUNCIL MEETING OF
THE CITY OF DIBOLL, TEXAS
HELD ON FRIDAY, THE 8th DAY OF NOVEMBER, 1963

At a special meeting of the City Council of the City of Diboll, Texas, held on Friday, the 8th day of November, 1963 at 10 o'clock A.M. in the Director's Room of the Diboll State Bank, in Diboll, Angelina County, Texas, there were the following persons presents:

Clyde Thompson	Mayor
Charles J. Hanks	Alderman
Dr. Edwin Hoot	Alderman
Calvin Lawrence	Alderman
Doyne Rich	Alderman
Nolan Hall	Alderman

which consituted a quorum.

There were no Aldermen absent.

Also present were:

Phillip M. Leach	City Attorney
Horace G. Stubblefield,Jr.	Chairman of the Diboll Public Housing Authority
Mr. Paul Durham	Editor of the Angelina County Free Press

The meeting was called to order by Mayor Clyde Thompson and was opened with a prayer by Mr. Calvin Lawrence.

Upon motion by Calvin Lawrence, as seconded by Charles J. Hanks, the reading of the minutes of the previous meeting were dispensed with and the meetings were approved as submitted in writing previously to the Aldermen.

Motion carried unanimously.

Mayor Thompson introduced a proposed Ordinance. The Ordinance was read in full.

Alderman Lawrence made a motion that any rule requiring Ordinances to be read at more than one meeting be suspended.

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The motion was seconded by Alderman Rich and carried by the following vote:

AYES: Alderman Hanks, Hoot, Lawrence, Rich and Hall.

NOES: None

Alderman Rich made a motion that the Ordinance be passed finally. The motion was seconded by Alderman Hanks and carried by the following vote:

AYES: Alderman Hanks, Hoot, Lawrence, Rich and Hall.

NOES: None

The Mayor announced that the Ordinance had been finally passed.

The Ordinance is as follows:

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"AN ORDINANCE by the City Council of the City of Diboll, Texas, prescribing rates to be charged for services furnished by the City's Waterworks and Sanitary Sewer System; repealing all ordinances, orders or resolutions in conflict but only to the extent of said conflict; and declaring an emergency."

WHEREAS, the City Council has determined that it is necessary and to the best interest of the City and its inhabitants to provide a schedule of rates or charges to be made for the services furnished by the City's Waterworks System and Sanitary Sewer System; therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

SECTION 1: That the following schedule of monthly rates or charges for services furnished by the City's Waterworks System shall be and such is hereby adopted and established as follows, to-wit:

$2.00 minimum for which 3,000 gallons are allowed.
.65 per thousand gallons for next 4,000 gallons.
.60 per thousand gallons for next 3,000 gallons.
.55 per thousand gallons for next 10,000 gallons.
.50 per thousand gallons for next 20,000 gallons.
.45 per thousand gallons for next 60,000 gallons.
.40 per thousand gallons for next 100,000 gallons.

All over 200,000 gallons shall be charged out at a negotiated rate by and between the City of Diboll and the consumer, said negotiated rate not to be in violation of any law of the State of Texas or any Ordinance of the City of Diboll, Texas.

If no rate is negotiated then in that event the consumer will be charged .35¢ per thousand gallons for any amount used over 200,000 gallons during any monthly period, until a rate is negotiated and determined.

SECTION 2: That the following rules and regulations are hereby adopted and established concerning the City's Waterworks System and Service, to-wit:

2.1 Water rates for schools, churches and charitable organizations shall be the same as the residential rate inside or outside the city limits as the case applies.

2.2 There shall be no summer discounts in water rates.

2. Meter and Tapping Charges:

All new consumers requiring water service shall pay for meter and tap and the same shall remain the property of the city. The following tapping charges shall apply. The charge includes all costs to the property.

3/4" tap	$ 30.00
1" tap	$ 60.00
1 ½" tap	$ 100.00
2" tap	$150.00
Over 2" tap	Actual cost of materials and labor.

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2.4 The city shall pay for all water supply main extensions within the city limits.

2.5 The developer shall pay for all water lines within the area of the development with construction to be performed or directed by the city.

2.6 The city shall negotiate any water line extensions and/or rate outside the city limits.

2.7 A water deposit of $10.00 shall be required of each water consumer. This is to be collected before water shall be turned on for all new consumers, provided, however, all present consumers will be charged $1.00 per month beginning February 1, 1964, for ten (10) consecutive months on their regular water statement to satisfy this requirement. All such deposits shall be refunded without interest at termination of service, provided the consumer has paid all amounts due the City of Diboll.

2.8 A charge of $1.00 shall be assessed for each water turn-off or turn-on, not made necessary by consumer's or user's failure to pay charges to the City.

2.9 Each water consumer shall be billed monthly. This bill shall also include the charges for sewer service and garbage pickup service, if applicable. This bill shall have no incentive for prompt payment unless deemed necessary in the future, but all bills will be due within ten (10) days after date.

SECTION 3: That the following schedule of monthly rates or charges for services furnished by the City's Sanitary Sewer System shall be and such is hereby adopted and established as follows, to-wit:

RESIDENCE:

$1.50 Minimum per residence or single family dwelling.

COMMERCIAL, BUSINESS, INDUSTRIAL AND MULTI-UNIT DWELLINGS:

$1.00 Per commode

.40 Per urinal

.20 Per sink

.20 Per shower and/or bath

.20 Per lavatory

.20 Per floor drain

.40 Per washing machine and dish washer

1.20 Per trap

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CHURCHES AND SCHOOLS:

1/2 of the Commercial rates.

SECTION 4: That the following rules and regulations are hereby adopted and established concerning the City's Sanitary Sewer System and service, to-wit:

4.1 No sewerage service shall be extended beyond the city limits.

4.2 For new connections, the city shall tap the main, a tap fee of $10.00 shall be charged user and in addition thereto user shall pay for service line from tap to property line, and the user shall reimburse the city for restoration of city property involved therein

4.3 Sewer main extensions inside the city limits shall be done by the city for a distance of 100 feet; owner to pay for extension over 100 feet.

SECTION 5: That such rates and charges hereby fixed and prescribed shall be paid by the users of the Waterworks and Sanitary Sewer System to the Secretary of the City of Diboll, Texas in advance of the 10th day of each month, and which shall be the date such rates or charges shall become due and payable; and in any case any user or customer of such systems does not pay the amount due by such user or customer within fifteen (15) days from the date the same becomes due and payable, then it is hereby made the duty of the City Secretary to add a ten per cent (10%) penalty to the amount past due and unpaid.

SECTION 6: In event any user or customer of such water and sewer systems does not pay matured rates and charges within thirty (30) days from the date the same becomes due and payable, it is hereby made the further duty of the City Secretary to disconnect the water and sewer service; and whenever the amount past due and delinquent is paid by such user or customer, such service may be resumed, but there shall be charged and collected a re-connection charge of $10.00.

SECTION 7: That no free service shall be allowed, and to the extent that the City of Diboll, Texas, or any of its agencies or instrumentalities avail themselves of the services and facilities provided by the systems, they shall pay therefor the same rates and charges hereby prescribed.

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SECTION 8: That all ordinance, resolutions, or orders heretofore enacted, passed and adopted by the governing body of the City of Diboll, Texas, or parts thereof, in conflict herewith are hereby repealed but only to the extent of such conflict.

SECTION 9: The public importance of this measure and the fact that it is to the best interest of the City and its inhabitants to provide the rates for water and sanitary sewer services as herein set forth for the orderly conduct of the City's business, constitute and create an emergency and an urgent public necessity, requiring that any rule providing for ordinances to be read or voted upon at more than one meeting of the City Council be suspended, and requiring that the ordinance be passed and take effect as an emergency measure, and such rules are accordingly suspended and this ordinance shall take effect as an emergency measure and be in full force and effect after passage and it is so ordained.

APPROVED, PASSED AND ADOPTED, this the 8th day of November, 1963.

Clyde Thompson
Mayor, City of Diboll, Texas

ATTEST:

Jewell Smith
City Secretary, City of Diboll, Texas

(CITY SEAL)

Upon motion by Calvin Lawrence, as seconded by Charles Hanks the Council adjourned at 4:35 P.M. on the day of convening thereof.

Jewell Smith
Jewell Smith, City Secretary

ATTEST:

Clyde Thompson
Clyde Thompson, Mayor of the City of Diboll, Texas

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, DIBOLL, TEXAS
NOVEMBER 25, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, November 25, 1963, at 7:00 p.m. in the Diboll Elementary School Cafetorium.

Those present were:

Clyde Thompson, Mayor, Presiding
Nolan Hall, Councilman
Dr. Hoot, Councilman
Charles Hanks, Councilman
Calvin Lawrence, Councilman
Doyne Rich, Councilman

comprising a quorum.

Also present were:

Ward R. Burke, City Attorney
Jewell Smith, City Secretary
Don Wier, Chairman Civil Defense
Nathan Edwards, City Merchant

Meeting was called to order by Mayor Thompson and was opened with prayer offered by Mr. Ward Burke.

Mr. Burke explained to the Council how in building a new furniture store in Diboll owned by Paul Spivey, Nathan Edwards and William D. Griggs, the building was placed by mistake approximately two (2) feet into the right-of-way of Hendrix Avenue. This was discussed by the Council and on motion made by Nolan Hall and seconded by Charles Hanks the Mayor and City Secretary were authorized to execute a document conveying to Paul Spivey, Nathan Edwards and William D. Griggs approximately two (2) feet in the right-of-way of Hendrix Avenue. A copy of this resolution is hereto attached and made a part of these minutes.

Motion carried unanimously.

The Council then discussed an ordiance on fireworks but decided on no action.

Upon motion made by Dr. Hoot and seconded by Doyne Rich the following resolution was adopted:

BE IT RESOLVED: Willie Massey fill the vacancy on the Board of Trustees of the Diboll Memorial Library.

Motion carried unanimously.

All bills were approved for payment.

It was reported that a yield-right-of-way sign has been placed at Drake's store and at the plant entrance.

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Council discussed placing a yield-right-of-way sign at Stovall's store and one at Fiber Board road at the Tex-Lam intersection.

Mayor reported the first installment on City Planning amounting to $2,280.00 has been paid.

Calvin Lawrence made a motion and Doyne Rich seconded to pay H. E. Whitman for sixteen (16) hours for reading meters.

Motion carried unanimously.

Mr. Burke reported the Revenue Bonds for buying the Water and Sewer System from Southern Pine Lumber Company were ready.

Motion made by Calvin Lawrence and seconded by Charles Hanks authorizing the Mayor to have as many Arson Award notices printed as was needed.

Motion carried unanimously.

Mr. Hanks gave a report on his talks with the telephone company regarding the telephone franchise, and presented two forms of ordinances for consideration.

The first one:

"AN ORDINANCE FIXING, DETERMINING AND REGULATING THE RATES TO BE CHARGED BY LUFKIN TELEPHONE EXCHANGE INC, FOR LOCAL TELEPHONE EXCHANGE TRANSMISSION SERVICE OR RENTAL AND FOR OTHER SERVICES RENDERED TO PERSONS, FIRMS OR CORPORATION WHITIN THE CORPORATE LIMITS OF THE CITY OF DIBOLL, TEXAS, AND FIXING AND DETERMINING THE EFFECTIVE DATE OF SUCH RATES; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH",

was read to the Council, whereupon, on motion duly made by Alderman Hoot, and seconded by Alderman Rich, the ordinance was passed unanimously on first reading, only, final action to betaken at the next stated meeting of the Council on December 16, 1963. A copy of this ordinance is attached to these minutes.

The second one:

"AN ORDINANCE GRANTING TO LUFKIN TELEPHONE EXCHANGE, INC., ITS SUCCESSORS AND ASSIGNS, A FRANCHISE AND AGREEMENT FOR THE CONDUCTING OF A TELEPHONE BUSINESS AND TO CONSTRUCT, RECONSTRUCT, REPAIR AND MAINTAIN A TELEPHONE EXCHANGE AND ALL NECESSARY AND FEASIBLE APPURTENANCES; TO USE THE STREETS, AVENUES, ALLEYS, AND OTHER PUBLIC PLACES IN THE CITY OF DIBOLL FOR SUCH PURPOSES, AND FIXING THE RENTAL THEREFOR; SUBJECTING THE FRANCHISE TO ALL VALID LAWS OF THE STATE OF TEXAS AND ORDINANCES OF THE CITY OF DIBOLL, TEXAS; FIXING THE TERM THEREOF; PROVIDING FOR FREE TELEPHONE DIRECTORIES; AND REQUIRING TOLL CONNECTION AND FIXING THE EFFECTIVE DATE THEREOF",

was read to the Council, whereupon, on motion duly made by Alderman Lawrence, and seconded by Alderman Hall, the ordinance was passed

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unanimously on first reading, only, final action to be taken at the next stated meeting of the Council on December 16, 1963. A copy of this ordinance is attached to these minutes.

It was decided because of the Christmas holidays the next regular meeting of the City Council would be held on the 16th of December.

There being no other business the meeting was adjourned at 8:00 p.m. the same day of convening.

Jewell Smith, City Secretary

ATTEST

Clyde Thompson, Mayor

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MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF DIBOLL, TEXAS

December 16, 1963

A regular meeting of the City Council of the City of Diboll, Texas, was held on Monday, December 16, 1963, at 7 o'clock p.m. in the Director's Room of Southern Pine Lumber Company at its main office building in the City of Diboll, Texas.

Those present were:

Mr. Marion Clay — Lufkin Telephone Exchange, Inc.

Clyde Thompson, Mayor

Charles Hanks, Alderman

Calvin Lawrence, Alderman

Edwin Hoot, Alderman

Nolan Hall, Alderman

Jewell Smith, City Secretary

Phillip M. Leach, City Attorney

There were the following absent: Doyne Rich

The meeting was called to order by Mayor Thompson and was opened with prayer offered by Mr. Calvin Lawrence.

Upon motion by Calvin Lawrence, as seconded by Nolan Hall, the reading of the minutes of the previous meeting were dispensed with and the minutes were approved as previously submitted in writing to each Alderman.

Mayor Thompson introduced Mr. Clay who discussed the Lufkin Telephone Exchange, Inc., franchise and rate ordinances.

Mayor Thompson then introduced an Ordinance granting to Lufkin Telephone Exchange, Inc., a franchise, a complete and full copy of which is hereinafter provided.

Alderman Lawrence moved that the rules be suspended and that the Ordinance be placed on second reading: seconded by Alderman Hall and carried by the following vote:

AYES: Charles Hanks, Edwin Hoot, Calvin Lawrence and Nolan Hall.

NAYS: None

Mayor Thompson announced that the Ordinance was thereby placed on second and final reading.

Alderman Hanks moved that the Ordinance pass second reading; seconded by Alderman Hoot and carried by the following vote:

AYES: Charles Hanks, Edwin Hoot, Calvin Lawrence and Nolan Hall.

NAYS: None

Mayor Thompson announced that the Ordinance had passed the second and final reading and therefore was finally passed.

The ORDIANCE is as follows:

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AN ORDINANCE GRANTING TO LUFKIN TELEPHONE EXCHANGE, INC., ITS SUCCESSORS AND ASSIGNS, A FRANCHISE AND AGREEMENT FOR THE CONDUCTING OF A TELEPHONE BUSINESS AND TO CONSTRUCT, RECONSTRUCT REPAIR AND MAINTAIN A TELEPHONE EXCHANGE AND ALL NECESSARY AND FEASIBLE APPURTENANCES; TO USE THE STREETS, AVENUES, ALLEYS, AND OTHER PUBLIC PLACES IN THE CITY OF DIBOLL FOR SUCH PURPOSES, AND FIXING THE RENTAL THEREFOR; SUBJECTING THE FRANCHISE TO ALL VALID LAWS OF THE STATE OF TEXAS AND ORDINANCES OF THE CITY OF DIBOLL, TEXAS; FIXING THE TERM THEREOF; PROVIDING FOR FREE TELEPHONE DIRECTORIES; AND REQUIRING TOLL CONNECTION AND FIXING THE EFFECTIVE DATE THEREOF.

BE IT ORDAINED by the City Council of the City of Diboll, Texas:

SECTION ONE

That, for and in consideration of the agreement on the part of Lufkin Telephone Exchange, Inc. to conduct a telephone business and to construct, reconstruct, repair and maintain a dial telephone exchange and all necessary and feasible appurtenances thereto, and to pay to the City of Diboll, Texas, an annual rental (for 12 calendar months) for the use of the streets, avenues, alleys, and other public places in said City equal to two (2%) per cent of the gross receipts received from subscribers living in or doing business in the corporate limits of the City of Diboll, Texas, for local exchange telephone transmissbn rentals (except that received from rental of PBX, PABX, And all other inter-communication systems and stations used in connection therewith), such rental to be in lieu of all other taxes and charges except lawfully assessed ad valorem taxes, the City of Diboll, Texas, a municipal corporation, hereby gives and grants to Lufkin Telephone Exchange, Inc., its successors and assigns, hereinafter called "EXCHANGE", the right and franchise, in the City of Diboll, Texas, to conduct a telephone business and to construct, reconstruct, repair and maintain a dial telephone exchange and all necessary and feasible appurtenances thereto, and to use the streets, avenues, alleys and other public places of the City of Diboll, Texas, for such purposes.

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SECTION TWO

Annually after the effective date hereof and on or before the 5th day of June in each succeeding year, Lufkin Telephone Exchange, Inc. shall file with the City of Diboll a report showing its gross receipts for the preceding twelve (12) calendar months, as that term is defined in Section One hereof, and pay the rental due, based upon such gross receipts for the preceding twelve (12) calendar months. Provided, however, the report and rental due on June 5, 1963, for the preceding twelve (12) calendar months may be made and paid on or before December 31, 1963.

SECTION THREE

The grant of authority and franchise herein contained is and shall be subject to all valid laws of the State of Texas and all valid ordinances of the City of Diboll, Texas, now or hereafter in existence.

SECTION FOUR

The term of this franchise and agreement shall be for a period of twenty-five (25) years from the effective date hereof.

SECTION FIVE

EXCHANGE, its successors and assigns, shall, at least once a year, publish and have printed a full and complete directory containing the names of its customers in alphabetical order and the corresponding numbers of their telephones, a copy of which directory shall be furnished free of charge to each customer of such telephone service.

SECTION SIX

EXCHANGE shall conduct telephone business in such a manner that connections with long distance toll lines running into the City of Diboll, Texas, may be had by customers of EXCHANGE, its successors and assigns.

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SECTION SEVEN

This franchise and agreement shall become effective and shall be binding upon the City of Diboll and Lufkin Telephone Exchange, Inc. from and after the date of its final passage and the acceptance thereof in writing by Lufkin Telephone Exchange, Inc.

PASSED AND APPROVED ON FINAL READING, the 16th day of December, A. D. 1963.

CITY OF DIBOLL, TEXAS

BY Clyde Thompson
MAYOR

ATTEST:

Jewell Smith
CITY SECRETARY

ACCEPTED December 16, 1963
LUFKIN TELEPHONE EXCHANGE, INC.

BY W. F. Emmon M. D.
PRESIDENT

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Mayor Thompson then introduced an Ordinance fixing, determining and regulating the rates to be charged by the Lufkin Telephone Exchange, Inc., a complete copy of which is hereinafter provided.

Alderman Lawrence moved that the rules be suspended and that the Ordinance be placed on second reading; seconded by Alderman Hall and carried by the following vote:

AYES; Charles Hanks, Edwin Hoot, Calvin Lawrence and Nolan Hall.

NAYES: None

Mayor Thompson announced that the Ordinance was thereby placed on second and final reading.

Alderman Hanks moved that the Ordinance passed second reading; seconded by Alderman Hoot and carried by the following vote:

AYES: Charles Hanks, Edwin Hoot, Calvin Lawrence and Nolan Hall.

NAYES: None

Mayor Thompson then announced that the Ordinance had passed second and final reading and therefore was finally passed.

The Ordinance is as follows:

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(9) For each commercial PBX station, a monthly rate charge, or rental not in excess of $ 1.50

(10) For each commercial PABX and other intercommunication system station, a monthly rate, charge, or rental not in excess of 2.25

(11) For semi-public service, a monthly rate, charge or rental not in excess of the charge for one-party business telephone.

SECTION TWO

OTHER SERVICES

For services not enumerated in Section One hereof, including installations and any and all services for which the charge therefor is based upon cost of the material and labor, the cost of installation, the monthly rate or rental to be charged shall be fixed and determined by contract between the Lufkin Telephone Exchange, Inc. and the patron or user.

SECTION THREE

EFFECTIVE DATE

This ordinance shall take effect and be in full force from and after the final passage hereof.

SECTION FOUR

REPEALING CLAUSE

All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

PASSED AND APPROVED ON FINAL READING, this 16th day of December, 1963.

Clyde Thompson
MAYOR, City of Diboll

ATTEST:

Jewell Smith
CITY SECRETARY, City of Diboll

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AN ORDINANCE FIXING, DETERMINING AND REGULATING THE RATES TO BE CHARGED BY THE LUFKIN TELEPHONE EXCHANGE, INC. FOR LOCAL TELEPHONE EXCHANGE TRANSMISSION SERVICE OR RENTAL AND FOR OTHER SERVICES RENDERED TO PERSONS, FIRMS, OR CORPORATIONS WITHIN THE CORPORATE LIMITS OF THE CITY OF DIBOLL, TEXAS, AND FIXING AND DETERMINING THE EFFECTIVE DATE OF SUCH RATES: AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH

BE IT ORDAINED by the City of Diboll, Texas, that from and after the effective date of this ordinance, Lufkin Telephone Exchange, Inc. shall have the right, and it is hereby authorized and empowered to charge all persons, firms or corporations using or contracting for the services of the Exchange and who reside or do business within the corporate limits of the City of Diboll, Texas, for local telephone exchange transmission service or rental, and for other services, the rate, charge, or rental not in excess of the following:

SECTION ONE

FOR LOCAL TELEPHONE EXCHANGE TRANSMISSION SERVICE OR RENTAL

(1)	For each one-party business telephone, a monthly rate, charge, or rental not in excess of	$11.00
(2)	For each two-party business telephone, a monthly rate, charge, or rental not in excess of	9.40
(3)	For each one-party residence telephone, a monthly rate, charge, or rental not in excess of	5.40
(4)	For each two-party residence telephone, a monthly rate, charge, or rental not in excess of	4.50
(5)	For each four-party residence telephone, a monthly rate, charge, or rental not in excess of	3.75
(6)	For each business telephone extension, a monthly rate, charge or rental not in excess of	1.75
(7)	For each residence telephone extension, a monthly rate, charge or rental not in excess of	1.25
(8)	For each commercial, PBX, PaBX and intercommunication system trunk, a monthly rate charge, or rental not in excess of one and one-half times the rate charges for one-party business telephones.	

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Upon motion by Nolan Hall as seconded by Charles Hanks the following Resolution was adopted:

BE IT RESOLVED that the Mayor's bill as to expenses incurred in regard to his trip to Texas Municipal League annual meeting in Houston, Texas, be paid by the City, in the amount of $34.50.

All other current bills were then approved by unanimous vote of the Council.

There being no other business coming before the meeting and upon motion by Alderman Hanks as seconded by Alderman Lawrence the meeting was adjourned at 8 o'clock p.m. the day of convening thereof.

Jewell Smith, City Secretary

ATTEST:

_____
Clyde Thompson, Mayor

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MINUTES OF CITY COUNCIL MEETING
CITY OF DIBOLL, DIBOLL, TEXAS
DECEMBER 30, 1963

A called meeting of the City Council of the City of Diboll, Texas was held on Monday evening, December 30, 1963, in the office of Mr. Charles Hanks in the Diboll State Bank in Diboll, Texas.

Those present were:

Clyde Thompson	Mayor
Calvin Lawrence	Councilman
Charles Hanks	Councilman
Nolan Hall	Councilman
Dr. Edwin Hoot	Councilman

Absent:

Doyne Rich	Councilman

Meeting was called to order by the Mayor and opened with prayer offered by Mr. Calvin Lawrence.

Mayor Thompson stated that the meeting was called for the purpose of employing a City Secretary-Administrator. The various applications were discussed in detail and it was apparent all were of the opinion Mr. Wilford Cockrell, of Harker Heights should be employed. Mr. Cockrell is presently Administrator of the City of Harker Heights, and offered to accept the position for a salary of $650.00 per month, plus car allowance if the city would not furnish transportation (but strongly urged that the city furnish transportation, stating he felt it would be more satisfactory to himself and to the city and cheaper for the city).

Dr. Hoot made a motion that Mayor Thompson immediately contact Mr. C. C. Crutchfield, of the Texas Municipal League, and the Mayor or City Manager of Killeen, Texas, in regard to Mr. Cockrell and if they recommended him for the position, to employ Mr. Cockrell not later than January 1, 1964, so he could give 30 days notice to the City of Harker Heights, and his employment here could begin February 1, 1964.

Motion seconded by Mr. Nolan Hall.

Motion carried unanimously.

_____
Calvin Lawrence, Acting City Secretary

ATTEST

_____
Clyde Thompson, Mayor

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NOTICE OF SPECIAL MEETING

THE STATE OF TEXAS I
CITY OF DIBOLL I
COUNTY OF ANGELINA I

TO THE MEMBERS OF THE CITY COUNCIL
OF THE CITY OF DIBOLL, TEXAS:

NOTICE IS HEREBY GIVEN that a special meeting of the City Council of the City of Diboll, Texas, will be held in the Director's Room of Southern Pine Lumber Company in said City on the 7th day of January, 1964, at 5 o'clock P.M., for the purpose of considering and passing an Amendment of the City Sewer Rate Structure as contained in the City's Ordinance on said subject adopted on the 8th day of November, 1963.

DATED this the 7th day of January, 1964.

ATTEST:

Jewell Smith
Jewel Smith, City Secretary
City of Diboll, Texas

Clyde Thompson
Clyde Thompson, Mayor
City of Diboll, Texas

CONSENT TO MEETING

WE, THE UNDERSIGNED, members of the City Council of the City of Diboll, Texas, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that said City Council shall meet at the time and place herein stated, and for the purposes herein stated.

Clyde Thompson — Dayne Rich
Edwin L Hoot — Nolan Hare
Charles Hanks — Calvin Lawrence

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SPECIAL CITY COUNCIL MEETING OF THE CITY OF DIBOLL, TEXAS HELD ON TUESDAY, THE 7th DAY OF JANUARY, 1964

At a special meeting of the City Council of the City of Diboll, Texas, held on Tuesday, the 7th day of January, 1964, at 5 o'clock P.M. in the Director's Room of Southern Pine Lumber Company, in Diboll, Angelina County, Texas, there were the following persons present:

Clyde Thompson	Mayor
Charles Hanks	Alderman
Dr. Edwin Hoot	Alderman
Calvin Lawrence	Alderman
Doyne Rich	Alderman
Nolan Hall	Alderman
Phillip M. Leach	City Attorney

which constituted a quorum.

There were no Aldermen absent.

The meeting was called to order by Mayor Clyde Thompson.

Mayor Thompson introduced an Amendment to the City Ordinance prescribing rates to be charged for services furnished by the City's Water Works and Sanitary Sewer System and declaring an emergency.

The Amendment to said Ordinance was read in full, and a true copy of same is attached hereto and made a part hereof for any and all purposes.

Alderman Lawrence made a motion that any move requiring Ordinances or Amendments to Ordinances, to be read at more than one meeting be suspended.

The motion was seconded by Alderman Hall and carried by the following vote:

Ayes: Aldermen Lawrence, Hoot, Hanks, Rich and Hall

Noes: None

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Alderman Hoot made a motion that the Ordinance be passed finally.

The motion was seconded by Alderman Hanks and carried by the following vote:

Ayes: Aldermen Lawrence, Hoot, Hanks, Rich and Hall

Noes: None

The Mayor announced that the Amendment to said Ordinance had been finally passed, and the Amendment to said Ordinance reads as follows:

WHEREAS, the City Council of the City of Diboll, Texas, has determined that it is imperative, necessary and to the best interest of the City and its inhabitants to amend the City Water and Sewer Rate Structure as contained in the City Ordinance covering said subject, as adopted on November 8, 1963, as follows:

Section 3 pertaining to the monthly rates or charges for services furnished by the City Sanitary Sewer System shall be and such is hereby amended as follows:

Hereinafter it is agreed, understood and ordained that each living unit operated and maintained by the Housing Authority of the City of Diboll, Texas, will be charged the applicable rate charged for a residence in the City of Diboll, Texas, said applicable rate being $1.50, and such public housing units, operated and maintained by the Housing Authority of the City of Diboll, Texas, will not be effected by those rates charged to those structures classified as commercial, business, industrial or multi-unit dwellings.

Upon motion by Alderman Lawrence, as seconded by Alderman Hanks, the Council adjourned at 5:26 P.M. on the day of convening thereof.

ATTEST:

Clyde Thompson

Clyde Thompson, Mayor
City of Diboll, Texas

Jewell Smith

Jewell Smith, City Secretary of
City of Diboll

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February 24, 1964

Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, February 24, 1964, 7:00 p. m. in the Board of Directors' Room, Southern Pine Lumber Company.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Doyne Rich,
Charles Hanks,
Nolan Hall, Councilmen

W. L. Cockrell, City Secretary

Absent:

Dr. Edwin Hoot, Councilman

Also Present Were:

Robert Day, Fiscal Agent
William Massey, Consulting Engineer
Ward Burke, City Attorney
Phillip Leach, City Attorney
Paul Durham, Free Press

Meeting was opened with prayer by Ward Burke.

The Mayor reported that the City had received bids for the purchase of two new pickups and that Cockrell had also inspected several used pickups in the past week. Isaacs Chevrolet Company in Rusk had submitted the best bid on two new pickups; however, they would not deliver the pickups for four weeks. The bid from Angelina Chevrolet Company was $23.45 higher but could make immediate delivery. Mayor Thompson told the Council he felt that car allowance for the Secretary and a maintenance man would run considerably more than $23.00 a month. Rich then moved to accept the bid of Angelina Chevrolet of $1,666.66 each. Motion was seconded by Hall.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks and Nolan Hall.

Voting No: None

This motion later amended to have the pickups purchased through the Diboll Water Company so that the price could be included in the bonds.

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In regard to the purchase of the Water Works, Mr. Robert Day informed the Council that he had consulted with the bond attorneys and that it would be possible for the City to authorize issuance of $225,000.00 in bonds, and when the bonds were taken to the bank, they could issue an order cancelling the bonds not needed. The Council also discussed the need of including supplies in the cost of the Water Works System.

Mayor Thompson reported that H. G. Stubblefield, Jr.'s term on the Angelina County Development Association had expired and recommended Mr. Stubblefield to be re-appointed. Lawrence moved Mr. Stubblefield be reappointed. Motion seconded by Hall.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks, and Nolan Hall.

Voting No: None.

Lawrence moved the Mayor issue an election order setting Tuesday, April 7, 1964 as the date of the Municipal Election. Seconded by Rich.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks and Nolan Hall.

Voting No: None.

Mayor Thompson reported the Company had a new policy for the use of their employees in the City maintenance work. The new policy is to charge the City for the amount of time they were used and to add 100 per cent for overhead allowance. Cockrell told the Council there was sufficient work to employ a full-time maintenance man and he felt that Doyle Glass would be available for not more than $300.00 a month. Lawrence moved Cockrell be authorized to hire Doyle Glass with a beginning salary not to exceed $300.00 per month. Seconded by Hall.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks and Nolan Hall.

Voting No: None.

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There being no further business, the Council adjourned at 8:40 p. m. upon motion by Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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February 27, 1964

Minutes of a Special Meeting of the City Council, City of Diboll, Texas, February 27, 1964, 7:00 p. m. in the Board of Directors' Room, Southern Pine Lumber Company

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Doyne Rich,
Charles Hanks, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Also Present Were:

Phillip Leach, City Attorney
Ward Burke, City Attorney
Paul Durham, Free Press

The Meeting was opened with prayer by Calvin Lawrence.

Cockrell presented the following statements for payment:

Story-Wright	524.12
W. C. Royle Company	122.36
The Free Press	201.02
Coburns' Plumbing Supply	5.21
Dixie Furniture Company	15.00
Texas City Mgrs. Assn.	8.00
East Texas Asphalt	58.50
Souther Pine Lumber Co.	61.85
Cash Drug Store	1.48
H. E. Whitman	56.00
R. S. Woodfuff and Asso.	334.15
Monroe Business Machines	319.95
International Business Mach.	535.50
Billy E. Lee	25.00
Burke & Leach	28.16

Hanks moved that statements be approved and authorized Cockrell to pay them. Seconded by Lawrence.

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Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks, Nolan Hall and Dr. Edwin Hoot.

Voting No: None

Cockrell reported that he had hired Doyle Glass to start work February 1, 1964 with a salary of $286.00 a month. He also reported that Mr. Whitman, who has been reading the water meters, would be available for week-end duties at the well and disposal plant. Cockrell informed the Council that before the City could withhold Social Security from employees, it would be necessary for the City to enter into an agreement with the State Health Department, submit a formal application and pass an ordinance authorizing Social Security benefits to their employees. Also, at the time of application, the City would be required to place on deposit the amount of $830.10 which would be the total amount due for one year of the City's employees. Since it is possible to make the Social Security retroactive, there was no need for formal action at this time.

Mayor Thompson reported that Cockrell and Lowell Wood had investigated the water facilities and consulted with the City's consulting engineer and all were in agreement that the City needed a new 100,000 gallon water storage tank. The reason being under the present set-up, the well is required to pump twice the amount of water needed, resulting in a loss of over 4,000,000 gallons of water a month. It is also decreasing the life of the well.

Mayor Thompson requested the Council to reimburse Cockrell $160.07 for moving expenses. Lawrence moved to reimburse Cockrell in this amount. Seconded by Hall.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks, Nolan Hall and Dr. Edwin Hoot.

Voting No: None.

There being no further business, the Council adjourned at 8:45 p. m. upon motion by Hanks.

L. Doyle Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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March 9, 1964

Minutes of a Called Meeting of the City Council, City of Diboll, Texas, March 9, 1964, 7:00 p. m. in the Board of Directors'Room, Southern Pine Lumber Company

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Doyne Rich,
Charles Hanks, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Also Present Were:

Ward Burke, City Attorney

The Meeting was opened with prayer by Ward Burke.

Mayor Thompson introduced an ordinance amendment. The caption is as follows:

#27 AMENDMENT TO CITY OF DIBOLL, TEXAS ORDINANCE PRESCRIBING RATES TO BE CHARGED FOR SERVICES FURNISHED BY THE CITY'S WATER WORKS AND SANITARY SEWER SYSTEM AS ORIGINALLY PASSED ON THE 8TH DAY OF NOVEMBER,1963

Hanks moved the ordinance be passed as read. Seconded by Hall.

After much discussion, Mayor Thompson called for a vote on the amendment.

Voting Yea: Hanks, Hall and Hoot

Voting No: None

Abstained: Rich and Lawrence

The above ordinance is in file in the City Secretary's office and is hereby made a part of these minutes.

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Ward Burke reported the contract to purchase the water and sewer system was completed except for the cost of materials that were to be included. The contract could be completed at such time as the prices were obtained. Cockrell reported that the bids had been received on the water meters with Rockwell submitting the low bid of $31.72 each. The next low bid from Neptune Meter Company with a price of $31.80 each. Cockrell said that the City needed these meters immediately and recommended the Neptune Meter Company's bid be accepted because of the low maintenance cost. Lawrence moved to accept the bid of Neptune Meter Company for 100 water meters. Seconded by Rich.

Voting Yea: Calvin Lawrence, Doyne Rich, Charles Hanks, Nolan Hall and Dr. Edwin Hoot.

Voting No: None.

There being no further business, the Council adjourned at 8:20 p. m. upon motion by Hanks.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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March 23, 1964

Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, March 23, 1964, 7:00 p. m. in the Board of Directors' Room, Southern Pine Lumber Company.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Doyne Rich,
Charles Hanks, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Also Present Were:

Phillip Leach, City Attorney

Meeting was opened with prayer by Alderman Calvin Lawrence.

Cockrell presented the following bills to the Council for approval:

General Fund

W. C. Royle Company	28.44
Steck Company	17.42
Bartlett, Baggett & Shands	2.00
East Texas Asphalt Co.	52.00
G. L. Carroll	1.50
	101.36

Water & Sewer Fund

Lufkin Telephone Exchange	19.18
Dixie Chemical Co.	33.00
R. S. Woodruff & Associates	299.75
Bartlett, Baggett & Shands	164.00
Coburn's Plumbing Supplies	6.45
Southern Pine Lumber Co.	41.01
Mill Supplies	84.80
Lone Star Meter Service	172.50
	820.69

Hall moved the Secretary be authorized to pay above bills. Seconded by Hoot.

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Voting Yea: Lawrence, Rich, Hanks, Hall and Hoot.

Voting No: None

After approving the payment of bills, Cockrell asked the Council to adopt a resolution to authorize him to pay all bills up to a certain amount but not to include any capital expenditures. The resolution introduced by Phillip Leach is as follows:

> "Be it resolved that the Administrator is hereby authorized to pay all monthly expenses incurred by the City of Diboll at his discretion any time after receipt of invoices for same up to and not to exceed $250.00 per invoice and under no circumstances will he pay for any capital expenditures, including office equipment and machinery without prior Council approval; and the Administrator will furnish a complete schedule of all checks written in payment of said expenses since the last regular meeting of the City Council."

Lawrence moved the resolution be passed and adopted. Seconded by Hall.

Voting Yea: Lawrence, Rich, Hanks, Hall and Hoot.

Voting No: None

Cockrell reported it would be necessary for the Council to adopt a Building, Plumbing, Electrical and Housing Code before the City could get its workable program re-certified. He told the Council that the adopting ordinances were ready but he would like to go over them with the City Attorney before they were adopted. No further action was taken on the codes.

Mayor Thompson told the Council a site had been selected west of Tex-Lam for the elevated storage tank and a soil test had been conducted to make sure the location was suitable. Due to unexpected cost of the tank, the City would not be able to purchase the supplies that had been previously discussed.

Cockrell reported that through December 31, 1963, Judge Smith had heard 53 cases in City Court and had collected a total revenue of $811.50. He requested the Council to authorize payment of the Judge's salary through December 31, 1963. Lawrence moved the Administrator be authorized

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to pay Judge George Smith $210.00 as full salary through December 31, 1963. Seconded by Hanks.

Voting Yea: Lawrence, Rich, Hanks, Hall and Hoot.

Voting No: None.

Mayor Thompson reported that there would be a Civil Defense Meeting at 2:00 p. m. and a Texas Municipal League Meeting at 6:00 p. m. in Beaumont on April 1, 1964 and requested all Councilmen to attend if possible.

The Mayor also reported that the Library Building was ready for Final Inspection and the auditors were to be appointed for a final audit on the construction fund. The Formal Opening of the Library was set for April 25, 1964.

Upon motion by Calvin Lawrence, and Seconded by Nolan Hall, the reading of the minutes of the previous meetings were dispensed with and the minutes were approved as previously submitted in writing to each Alderman.

Voting Yea: Lawrence, Rich, Hanks, Hall and Hoot.

Voting No: None.

There being no further business, the Council adjourned at 8:25 p. m..

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Special Meeting of the City Council, City of Diboll, Texas, April 3, 1964, 5:00 p. m. in the Board of Director's Room, Southern Pine Lumber Company.

Parties Present:

Clyde Thompson, Mayor

Doyne Rich,
Dr. Edwin Hoot, Councilmen
Calvin Lawrence,

W. L. Cockrell, City Secretary

Parties Absent:

Charles Hanks,
Nolan Hall, Councilmen

Meeting was opened with prayer by Calvin Lawrence.

Mayor Thompson reported bids had been received on the elevated storage tank and that a tank with a capacity of 250,000 gallons would suffice for a population of 4,600. To maintain the pressure of our present system the tank would need to be 120 feet in height. He informed the Council that a soil test was being taken to determine what strength the foundation should be. He further reported that the engineers recommended an 8 inch main to tie the water tower into the existing lines and also an 8 inch main to connect a 6 inch main on Thompson Street with a 6 inch main located on the corner of Steel and Mills Streets. He also informed the Council that an automatic cut-off device for the well would not cost more than $200. He told the Council the necessary construction would cost approximately $21,000 more than the $225,000 bond issue but that he and Cockrell had talked to Mr. Temple and other officials of Southern Pine Lumber Company and they had given their approval to go ahead with the engineer's recommendations. Rich then moved the City proceed with the necessary construction. Seconded by Lawrence.

Voting Yea: Rich, Hoot and Lawrence

Voting No: None.

Rich reported that W. T. Parker had volunteered labor and equipment to repair streets if the City would furnish

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the materials. He further reported he would talk with Mr. Parker in an effort to determine the cost of the materials and report back to the Council .

The Council also briefly discussed an air gun ordinance and a request for sidewalk improvements by one of the residents.

There being no further business, the Council adjourned at 5:40 p. m.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, April 27, 1964, 7:00 p. m. in the School Cafeteria.

Parties Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Charles Hanks, Nolan Hall, Dr. Edwin Hoot,	Councilmen
W. L. Cockrell,	City Secretary

Parties Absent:

Doyne Rich,	Councilman

Also Present Were:

Phillip Leach,	City Attorney

Meeting was opened with prayer by Alderman Calvin Lawrence.

Lawrence moved to dispense with the reading of the minutes and that they be approved as previously submitted to each Alderman in writing. Seconded by Hanks.

Mr. and Mrs. Stewart McGee appeared before the Council to discuss the drainange in their area. The Council informed them that a comprehensive study was being made to improve the over all drainage for the entire City of Diboll and that a drainange easement south of their property was being secured and would help the water drain from their property. Upon motion by Lawrence, and seconded by Hall, the following resolution was passed:

> "RESOLVED that the City of Diboll accepts from Arthur Temple, Jr. and the Great Texas Lumber Company a drainage easement between Lots 6 and 7 and Lots 18 and 19, Block 3, Fair Acres Addition to the City of Diboll, Texas"

Voting Yea: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Cockrell reported that he had received a request for three additional street lights to be located at Maynard and Nelson

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Streets and Maynard and Highway 59 and another to be located on Carter Street. Hanks moved that Cockrell be authorized to have lights installed and for all other requests for lights to be approved by the City Council. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Cockrell read an ordinance extending social security to all City employees. The caption of the ordinance is as follows:

#28

AUTHORIZING THE CITY COUNCIL OF CITY OF DIBOLL ACTING FOR AND ON BEHALF OF SAID CITY TO ENTER INTO ALL NECESSARY AGREEMENTS WITH THE STATE DEPARTMENT OF PUBLIC WELFARE RELATIVE TO FEDERAL OLD-AGE AND SURVIVORS INSURANCE BENEFITS UNDER THE PROVISIONS OF APPLICABLE STATE AND FEDERAL LAWS; AUTHORIZING THE MAYOR TO EXECUTE ALL SAID NECESSARY AGREEMENTS AND INSTRUMENTS FOR AND ON BEHALF OF SAID CITY COUNCIL AND CITY; DIRECTING THE SECRETARY TO MAKE ASSESSMENTS, COLLECTIONS, AND REPORTS; AND ORDERING THE ALLOCATION AND SETTING ASIDE OF SUFFICIENT MONEY FROM AVAILABLE FUNDS TO CARRY OUT THE PROVISIONS OF SAID LAWS, SUCH MONEY TO BE SET ASIDE AND MAINTAINED IN THE REGULAR CITY DEPOSITORY AND TO BE KNOWN AS THE CITY OF DIBOLL SOCIAL SECURITY FUND.

Hall moved the ordinance be passed and approved as read. Seconded by Hanks.

Voting Yea: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Mr. Lawrence reported that the Library Board had taken no action on letting the City have the air conditioner in the old library. However, he felt since the City actually owns the Library and would be furnishing water for the Library, there would be no objection to the City having the air conditioner. Mayor Thompson appointed Hall, Hanks and Cockrell to work with the Library Board to obtain the air conditioner.

The Council discussed water customers refusing to pay their penalties and decided unanimously that there would be no

exceptions in the collecting of penalties for a bill when it was not paid on time. They instructed the Administrator to handle all delinquencies in the normal routine manner.

Cockrell reported "Yield Right Of Way" signs were needed at the intersections of Mills street and Steel street, North First Street and "A" Street. Permission to purchase and to install the signs was granted .

Cockrell requested permission to advertise for bids for the purchase of a truck chassis and garbage collection body. Hall moved that the Administrator be authorized to advertise for bids for the purchase of garbade collection equipment with bids to opened at the next regular meeting of the Council. Seconded by Hanks.

Voting Yes: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

The election returns of the April 7, 1964 municipal election were canvassed by the Council. There were 90 valid and legal votes cast and each of the candidates in the said election received the following votes: For Aldermen-Doyne "Pop" Rich-89, Nolan Hall-87 and Dr. Edwin Hoot-87.

Lawrence moved that the results of the election be approved and the candidates be declared elected. Seconded by Hanks.

Voting Yes: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Cockrell reported that the terms of Will Massey and C. H. Shepherd, Jr. of the City of Diboll Housing Authority had expired. Both men were agreeable to be reappointed for a two year term if the Council so desired. Lawrence moved Willie Massey and C. H. Shepherd, Jr. be reappointed to the City of Diboll Housing Authority for two year terms. Seconded by Hanks.

Voting Yes: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

The following ordinances were introduced and read in their entirety. Three copies of each ordinance are on file in the

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Office of the City Secretary and made a part of these minutes by reference.

Building Code:

29 AN ORDINANCE PROVIDING FOR FIRE LIMITS, AND REGULATIONS GOVERNING THE CONSTRUCTION, ALTERATION, REMOVAL, DEMOLITION, EQUIPMENT, USE AND OCCUPANCY, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES.

Plumbing Code:

30 AN ORDINANCE TO PROVIDE FOR PLUMBING INSPECTIONS FOR ALL PLUMBING WHEREVER WATER ORIGINATING FROM CITY OF DIBOLL, TEXAS WATER SYSTEM: PROVIDING FOR PLUMBING INSPECTOR: FIXING QUALIFICATIONS OF PLUMBING INSPECTOR OR PLUMBING INSPECTORS: PROVIDING FOR ADOPTION OF THE SOUTHERN STANDARD PLUMBING CODE: FIXING OF WATER SERVICE: REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH: DECLARING AN EMERGENCY AND FOR OTHER RELATED PURPOSES.

Electrical Code:

31 AN ORDINANCE TO PROVIDE FOR THE ADOPTION BY REFERENCE OF THE NATIONAL ELECTRIC CODE STANDARD OF THE NATIONAL BOARD OF FIRE UNDERWRITERS FOR ELECTRIC WIRING AND APPARATUS FOR THE CITY OF DIBOLL, TEXAS, FOR CREATING THE OFFICE OF ELECTRICAL INSPECTOR, FOR LICENSING OF ELECTRICIANS AND FOR OTHER PURPOSES, AND REGULATING THE INSTALLATION OF ELECTRIC WIRING AND APPARATUS AND OTHER PURPOSES.

Housing Code:

32 AN ORDINANCE ESTABLISHING MINIMUM HEALTH AND HOUSING STANDARDS: PROVIDING FOR AN ENFORCING OFFICIAL: CREATING A BOARD OF HOUSING APPEALS: PROVIDING FOR THE INSPECTION OF DWELLINGS AND PREMISES: AND FOR OTHER PURPOSES.

Hoot moved that the Ordinances be approved and adopted. Seconded by Lawrence.

Voting Yes: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Cockrell reported he had received request for water service on the two-inch line on Farm to Market Road 58 outside of the city limits. He recommended that the request be denied as the line is not sufficient in size to accomodate more customers. Hall moved to deny water service outside the city

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limits. Seconded by Hanks.

Voting Yes: Lawrence, Hanks, Hall and Hoot

Voting No: None.

Cockrell reported the only purchases that would exceed $250.00 were a four-inch water meter costing $280.00 and three two-inch water meters costing $193.50 each and also the final payment of $500.00 to R. S. Woodruff and Associates for work on the feasibility report.

Mayor Thompson reported that Temple Industries, Incorporated had agreed to loan the City $21,000 but that approval by the City Council must be obtained. Hanks moved the Mayor and the City Secretary be authorized to borrow the sum of $21,000 from Temple Industries for improvements to the water system. The loan to be repaid from current revenue prior to the end of the fiscal year ending September 30, 1964. Seconded by Hall.

Voting Yes: Lawrence, Hanks, Hall and Hoot.

Voting No: None.

Mayor Thompson appointed a committee of Hanks, Lawrence and Cockrell to study a proposal by Temple Industries for the City to assume the responsibility and operation of the fire department. Mayor Thompson also appointed a committee of Hoot, Lawrence and Cockrell to meet with the Library Board to determine if it would be possible for the City to hold court in the new Library Building.

There being no further business, the Council adjourned at 9:30 p. m. upon motion by Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Milford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, May 25, 1964, at 7:00 P. M. in the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Charles Hanks,
Nolan Hall, Councilmen
Dr. Edwin Hoot,
Doyne Rich,

W. L. Cockrell, City Secretary

Parties Absent:

None

Also Present Were:

Phillip Leach, City Attorney

Meeting was opened with prayer by Alderman Calvin Lawrence.

Lawrence moved to dispense with the reading of the minutes and they be approved as previously submitted to each Aldermen in writing. Seconded by Hoot.

Voting Yea: Lawrence, Hanks, Hall, Rich and Hoot.

Voting No: None.

Sealed bids for the purchase of a cab and chassis and garbage collection body were opened and read. Bidders and their bids for the purchase of the cab and chassis are as follows:

Angelina Chevrolet Company	$2,668.39
Gibbs Motor Company	2,743,59
Henderson Medford Motor Company	3,327.00

Bidders and their bids for the purchase of a garbage collection body are as follows:

Storm-Vulcan Inc.	$3,450.00
Berry Brothers Machinery Co.	5,727.50
Hobbs Trailers	2,973.75
Alternate Bid	3,420.62
Pac-Mor Manufacturing Co.	3,193.00
Alternate Bid	3,618.00
Tampo Manufacturing Co.	3.450.00

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Hanks moved that bids be taken under advisement for study and recommendations by the City Administrator. Seconded by Hoot.

Voting Yea: Lawrence, Hanks, Hall, Rich and Hoot.

Voting No: None.

Joe Denman appeared before the Council to explain a proposal by Temple Industries for the City to assume operation of the Fire Department. Mr. Denman explained that in addition to the $2,000. annual contribution, the company would also keep the trucks in operating condition. Following the discussion, Hoot moved the City Administrator inform the City's planning consultants of the proposal and obtain their opinion and recommendations. Seconded by Hall.

Voting Yea: Lawrence, Hanks, Hall, Rich and Hoot.

Voting No: None.

City Attorney, Phillip Leach, read a resolution closing a portion of Walnut Street. Hall moved the resolution be adopted. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich and Hoot.

Voting No: None.

The resolution as adopted is as follows:

> BE IT RESOLVED that the following described portion of said Walnut Street be closed and the Mayor of the City of Diboll, Texas is hereby given authority to execute a proper document conveyed to Temple Industries, Inc. the following described property, to-wit:

Properly executed copies of the resolution are on file in the office of the City Administrator and made a part of of these minutes by reference.

Cockrell requested the Councilmen to declare January 1, May 30, July 4, November 26, and December 25 as legal holidays for the closing of City offices. Hoot moved to close the City offices on the recommended days. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich and Hoot.

Voting No: None.

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Cockrell told the Council that Mr. Sherod Powell had requested the City to increase the size of the water main behind his commercial property for the installation of a washateria. After the discussion, the Council decided since the present main was adequate to serve the present needs of that area, it would not be feasible to enlarge the main at this time.

Mr. Joe Denman appeared before the Council to explain his views concerning the drainage at his washateria. He stated that if the City would install the lift pump necessary to put him on sewer, he would pay the monthly sewer charge, however, he did not feel he should have to pay for the lift pump and also pay a monthly sewer charge. Cockrell was requested to investigate the cost of installation of the lift pump.

Cockrell reported he had received a bill from J. D. Winder charging the City $100. per month for sending in water samples. The Council instructed Cockrell to have the samples taken by City employees and that Winder be paid a reasonable amount for his services.

There being no further business, the Council adjourned at 8:20 P. M. upon motion by Alderman Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, June 22, 1964, at 7:00 P. M. in the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Charles Hanks, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Parties Absent:

Doyne Rich

Meeting was opened with prayer by Alderman Calvin Lawrence.

Lawrence moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Seconded by Hall.

Voting Yea: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell reviewed the bids for the purchase of garbage collection equipment and recommended the bid by Angelina Chevrolet Cadillac Company of $2,541.14 plus transportation cost on furnishing the City a truck cab and chassis, and the bid of $3,193.00 by Pac-Mor Manufacturing Company to furnish a garbage collection body, be accepted and he be authorized to enter purchase orders. Hoot moved to accept the bids of Angelina Chevrolet Cadillac Company and Pac-Mor Manufacturing Company and Cockrell be authorized to issue purchase orders on the basis of the approved bids. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell reported the 8" water main had been completed and due to an error of the location of existing main, the total price was $443.32 higher than the contract price. He requested the Council to authorize payment for the construction of the water main, the total price being $9,755.32. Hall moved Cockrell be authorized to make payment on construction of 8" water main. Seconded by Hanks.

Voting Yea: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

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The Council discussed the possibility of flourdating the City water supply and all were in agreement that it should be done as soon as it became feasible to do so. No official action was taken at this time.

The Workable Program for the City of Diboll was reviewed and discussed by the Council. Hanks moved the Workable Program be approved as presented. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell reported that furniture for the new courtroom would cost approximately $400.00 and requested he be authorized to take bids for the purchase of said furniture. Hall moved that Cockrell be authorized to purchase all furniture needed to furnish the courtroom including an air conditioning unit. Seconded by Hoot.

Voting Yea: Lawrence, Hanks, Hall, and Hoot.

Voting No: None.

There being no furthur business, the Council adjourned at 7:55 P. M.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, July 27, 1964, at 7:00 P. M. at the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Charles Hanks, Councilmen
Doyne Rich,
Nolan Hall,

W. L. Cockrell, City Secretary

Parties Absent:

Dr. Edwin Hoot

Also Present:

Phillip Leach
George Chandler, City Attorneys

Meeting was opened with prayer by Alderman Calvin Lawrence.

Rich moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Seconded by Hall.

Voting Yea: Lawrence, Hanks, Hall, and Rich.

Voting No: None.

J. D. Winder appeared before the Council and requested his statement of $400. for services rendered the Water Department be paid. The Council questioned Mr. Winder as to the amount of time and nature of the work involved. The Council took the matter under advisement for study and later voted unanimously to pay Mr. Winder $200. for his services.

Cockrell read a Garbage Collection Ordinance and informed the Council it would be necessary to pass the Ordinance prior to beginning garbage collection. Hanks moved the Ordinance be passed as read. Seconded by Hall.

33

Voting Yea: Lawrence, Hall, Rich, and Hanks.

Voting No: None.

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The Council discussed the dog problem and the need of an ordinance regulating the keeping of dogs and pets. No official action was taken as the Council felt they could not properly enforce the ordinance at this time.

Cockrell reported he had received an estimate for partial payment on the elevated storage tank in the amount of $33,156. The estimate had been approved by the City's engineers and was in accordance with provisions in the contract. Lawrence moved the Secretary be authorized to make partial payment for $33,156. to the Bering Company. Seconded by Rich.

Voting Yea: Lawrence, Hanks, Hall, and Rich.

Voting No: None.

Cockrell reported that for the period from January 1, to June 30, 1964, Judge Smith had heard thirteen cases and collected $221. in fines. He requested the Council to set the Judge's salary for this period. Hanks moved the City Judge be paid $10. per month for his services during the six month period ending June 30. Seconded by Lawrence.

Voting Yea: Lawrence, Rich, Hall, and Hanks.

Voting No: None.

Cockrell reported the electrical bill on the swimming pool for the first month was $76.99 and the second month which he had not yet paid, was $85.75. He told the Council that he felt that it was in order for the City to pay these bills and would like to have authorization to do so in the minutes. Hanks moved that the electrical bills on the swimming pool be paid by the City. Seconded by Lawrence.

Voting Yea: Lawrence, Rich, Hall, and Hanks.

Voting No: None.

The Council discussed tax valuations and amount of money that would be needed from taxes to finance the City's improvement program. The Council instructed Cockrell to prepare an estimate of the cost of operations for the coming fiscal year and to include any services he felt the City should be responsible for.

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There being no further business, Council adjourned at 8:10 P. M. on motion by Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, August 24, 1964, at 7:00 P. M. at the Temple Memorial Library.

Parties Present:

Charles Hanks, Mayor Pro-Temp

Calvin Lawrence,
Doyne Rich, Councilmen
Nolan Hall,

W. L. Cockrell, City Secretary

Parties Absent:

Mayor, Clyde Thompson
Dr. Edwin Hoot

Also Present:

Phillip Leach,
George Chandler, City Attorneys

Meeting was opened with prayer by Alderman Calvin Lawrence.

Rich moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Seconded by Hall.

Voting Yea: Lawrence, Hanks, Hall, and Rich.

Voting No: None.

Dick Gardemal, representing Texas Power and Light explained proposed agreements between the City of Diboll and Texas Power and Light Company for Texas Power and Light to furnish the City electrical power for water pumping and street light utilities. He explained it was a standard contract that Texas Power and Light had with all Cities they serve. The City Attorney, Phillip Leach, recommended the Council authorize the Mayor to sign the contract. The following resolution was then offered by Alderman Hall and seconded by Lawrence, and duly adopted by unanimous vote by all Aldermen present. The resolution is as follows:

> RESOLVED THAT CLYDE THOMPSON, MAYOR OF THE CITY OF DIBOLL, TEXAS BE AND IS HEREBY AUTHORIZED AND EMPOWERED TO MAKE AN AGREEMENT OR CONTRACT IN THE NAME AND IN BEHALF OF THE CITY OF DIBOLL, TEXAS, WITH TEXAS POWER & LIGHT COMPANY FOR A TERM OF 10 YEARS, BEGINNING AUGUST 3, 1964, PRO-VIDING FOR A SUPPLY OF ELECTRIC POWER AND ENERGY TO BE USED BY THE CITY OF DIBOLL, TEXAS, FOR STREET LIGHTING AND MUNICIPAL WATER PUMPING. SAID AGREEMENT TO BE IN THE FORM SUBMITTED TO THIS MEETING.

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Cockrell reported the Plumbing, Housing, and Electrical Codes previously adopted needed to be amended to more specifically state the editions of the model codes adopted. Doyne Rich moved Ordinance 30 adopting the Southern Standard Plumbing Code be amended to read Southern Standard Building Code, Part III, 1962-63 edition. Seconded by Hall.

Voting Yea: Lawrence, Hall, Rich and Hanks.

Voting No: None.

Doyne Rich moved to amend Ordinance 31 adopting the National Electrical Code 1963, be amended to read the National Electrical Code, 1962 edition. Seconded by Hall.

Voting Yea: Lawrence, Hall, Rich and Hanks.

Voting No: None.

Doyne Rich moved Ordinance 32 adopting the Southern Standard Housing Code be amended to read Southern Standard Building Code, Part IV, Housing, 1960-61 edition. Seconded by Hall.

Voting Yea: Lawrence, Hall, Rich and Hanks.

Voting No: None.

Cockrell reported that it would be necessary for the Council to pass an ordinance entering into an agreement with the State Highway Department for them to install, maintain, and pay the utilities on the traffic signals already installed at each end of Loop 210 and the blinking lights installed entering Diboll. Hall moved the Ordinance be passed and adopted. Seconded by Rich.

Voting Yea: Lawrence, Hall, Rich and Hanks.

Voting No: None.

The caption of the Ordinance is as follows:

34 35

AN ORDINANCE PROVIDING FOR THE APPROVAL OF THE AGREEMENT DATED _____ BETWEEN THE STATE OF TEXAS AND THE CITY OF DIBOLL FOR THE INSTALLATION, CONSTRUCTION, EXISTENCE, USE, OPERATION, AND MAINTENANCE OF HIGHWAY SIGNAL PROJECTS AT THE LOCATION SHOWN ON EXHIBIT I, ATTACHED HERETO AND MADE A PART HEREOF, IN THE CITY OF DIBOLL; PROVIDING FOR THE EXECUTION OF SAID AGREEMENT; AND DECLARING AN EMERGENCY.

Three copies of the entire Ordinance are on record in the office of the City Secretary and made a part of these minutes by reference.

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Cockrell reported the county had offered to resurface the Old Diboll Highway providing the City would furnish all necessary materials. The approximate cost of these materials would be about $1500. He stated that this would be a cost of slightly less than $.06 per square yard and to have the same work done by contract would cost approxiamtely $.25 per square yard. Lawrence moved the City furnish all necessary materials for the county to resurface the Old Diboll Highway from the Post Office to the North City Limits, a distance of approximately one and one-half miles. Seconded by Hall.

Voting Yea: Lawrence, Hall, Hanks and Rich.

Voting No: None.

There being no further business, the Council adjourned at 7:45 P. M. upon motion by Calvin Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, September 28, 1964, at 7:00 P. M. at the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Charles Hanks,
Doyne Rich, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Parties Absent:

None.

Also Present:

Phillip Leach, City Attorney

Meeting was opened with prayer by Calvin Lawrence.

Rich moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

Cockrell reported that a payment of $2,280. on the City's Comprehensive Planning Program was due to the Texas State Department of Public Health and requested that he be authorized to make the payment. Hall moved the Administrator be authorized to make the payment for the planning program. Seconded by Hoot.

Voting Yea: Lawrence, Hanks, Rich, Hall, and Hoot.

Voting No: None.

Mr. H. G. Stubblefield, Jr. appeared before the Council and requested the City to annex 4.37 acres of land adjacent to the North City Limits. Hoot moved the City

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accept the annexation petition and annex the 4.37 acres of land as requested. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

Mr. Stubblefield also request the extension of a six inch water main to a proposed subdivision to be partly in the area just annexed. He stated the developers would pay for the extension if the City would agree to reimburse them over a period of time. Hoot recommended the developers meet with the City Administrator and prepare a definite proposal to be acted on at the next Council Meeting.

Cockrell reported the county had agreed to patch the streets as soon as the weather cleared. He reported that the City was now paying over $100. a month for part time labor and that for a little more he could hire another employee to do all the part time work and also maintain the streets after they have been repaired. Hoot moved Cockrell be authorized to hire one additional man at a salary not to exceed $240. per month. Seconded by Rich.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

Mayor Thompson Reported the Library Board was withholding final payment to the contractor until some minor discrepancies are corrected in the library building.

Mr. Thompson also requested the Administrator to check and make recommendations on the drainage at the Baptist Church.

Cockrell requested the Council to authorize an audit of the City records after the close of the fiscal year, September 30, 1964. Hall moved Cockrell be authorized to retain Axeley and Rode to audit the City records. Seconded by Rich.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

Hoot asked the Council if any of them had received complaints about the lack of telephone service in the colored section of town. All Councilmen indicated they had and requested Cockrell to have Mr. Clay attend the next Council Meeting to explain why service could not be provided.

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Cockrell reported the State Health Department had revised its recommendations on the flouridation of public water supplies for a city with the average temperature that Diboll has, they recommend .6 to .8 parts per million of flouride. Diboll's water supply has a content of .6 making it unnecessary to flouride its water supply.

There being no further business, Council adjourned at 8:45 P. M. upon motion by Calvin Lawrence.

Clyde Thompson
MAYOR

ATTEST:

Milford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, November 23, 1964, at 7:00 P. M. at the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Charles Hanks,
Doyne Rich, Councilmen
Nolan Hall,
Dr. Edwin Hoot,

W. L. Cockrell, City Secretary

Parties Absent:

None.

Also Present:

Ward Burke, City Attorney

Meeting was opened with prayer by Ward Burke.

Lawrence moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Seconded by Rich.

Cockrell reported the Texas State Department of Health had requested the City to approve payment of $3,580. to the City's Planning Consultants for work completed on the City's Planning Program. Rich moved that Mayor Thompson be authorized to approve said payment. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

The plat of a proposed subdivision was presented to the Council and Hanks moved the plat be approved as presented. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None:

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Cockrell reported the developers of the Ryan Subdivision just approved had agreed to finance the extension of a water line to the subdivision with the City to make repayment as possible. However, upon discussion the Council decided the City could probably obtain a better interest rate than the developers. Rich then moved the Mayor and Administrator investigate and obtain the money at the best possible interest rate and they be further authorized to order the materials and install the water line. Seconded by Lawrence.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

Cockrell reported the State Highway Department had complained about the manner in which the Highway crossing signals were being used. After discussing the matter, the Council instructed Cockrell to see if there was some way the signals could be locked when not being used during school hours.

Cockrell reported that Jerry Hall had requested the City to install a street light on the north end of Devereaux Street. Hoot moved the Administrator be authorized to have the light installed. Seconded by Rich.

Voting Yea: Lawrence, Hanks, Hall, Rich, and Hoot.

Voting No: None.

The Council discussed and tabled a request by C. T. Halsell to have Ashworth Street reopened.

Cockrell requested the Council to name an Equalization Board and to set a date for them to meet and hear complaints. After discussion and consultation with proposed members of the Board, the Council appinted Dennis Maynard, Rufus Taylor, and A. F. Vaughn to serve on the Equalization Board. The date of the Equalization Board meeting was set for December 14, 1964 at 7:00 P. M. in the Elementary School Cafeteria.

The City Administrator made the following reports which concern the City's operation.

A. He reported a telephone cable had been extended into the colored section of town and telephone service was now available.

B. The annual audit was about completed and would be presented at the next regular Council meeting.

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C. The City's Consulting Engineers were still in the process of regulating the controls on the water tower and if they had no success with the present controls, the City would probably have to install a more expensive type of control.

Cockrell requested the Council to authorize him to close the City Hall on Saturday, the day following Christmas. After discussion, the Council authorized the closing of the City Hall at noon December 24, and to remain closed until 8 A. M. December, 28.

There being no further business, Council adjourned at 9:10 P. M. upon motion by Alderman Lawrence.

C. Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Special Meeting of the City Council, City of Diboll, Texas, December 15, 1964, at 7:00 P. M. at the Temple Memorial Library.

Parties Present:

C. J. Hanks, Mayor Pro-Temp

Edwin L. Hoot,
Nolan B. Hall, Councilmen
Calvin Lawrence,

W. L. Cockrell, City Secretary

Parties Absent:

Clyde Thompson, Mayor
Doyne Rich, Councilman

Meeting was opened with prayer by Calvin Lawrence.

Cockrell introduced an Ordinance setting the tax rate at $1 dollar per $100 dollar valuation. Three copies of the Ordinance are on file in the office of the City Secretary and the caption is as follows:

36 AN ORDINANCE FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF DIBOLL FOR THE FISCAL YEAR 1964-64, UPON ALL TAXABLE PROPERTY IN SAID CITY OF DIBOLL, TEXAS, IN CONFORMITY WITH EXISTING STATE STATUATES AND ORDINANCES OF SAID CITY OF DIBOLL: APPROPRIATING THE FUNDS DERIVED FROM SAID TAX LEVY TO VARIOUS FUNDS: REPEALING ALL ORDINACES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH:

Hall moved the Ordinance be approved and adopted. Seconded by Lawrence.

Voting Yea: Lawrence, Hall, and Hoot.

Voting No: None.

Cockrell requested the Council to authorize payment for the installation of the two inch water main to the Ryan Addition from the Meter Deposit Fund. Following a discussion, Hall moved the Administrator be authorized to pay for the installation of the water main from the Meter Deposit Fund with

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the Meter Deposit Fund to be paid a minimum of $50. per month. Seconded by Hoot.

Voting Yea: Lawrence, Hall, and Hoot.

Voting No: None.

There being no further business, Council adjourned at 7:40 P. M. upon motion by Councilman Hoot.

Clyde Thompson
MAYOR

ATTEST:

Wilford L. Cockrell
CITY SECRETARY

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Minutes of a Regular Meeting of the City Council, City of Diboll, Texas, December 28, 1964, at the Temple Memorial Library.

Parties Present:

Clyde Thompson, Mayor

Doyne Rich,
Charles Hanks, Councilmen
Edwin Hoot,
Nolan Hall,

W. L. Cockrell, City Secretary

Parties Absent:

Calvin Lawrence, Councilman
Phillip Leach, City Attorney

Meeting was opened with prayer by W. L. Cockrell.

Hanks moved the minutes of the November 23, regular meeting be approved as previously submitted to each Councilman in writing. Seconded by Rich.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

The minutes of the Special Meeting held December 15, 1964, were read by the City Secretary. Mayor Thompson then approved the minutes as read since there were no corrections or additions.

The City Council discussed the operation of the Garbage Department and upon recommendation by Cockrell, Hall moved the garbage men be given a salary increase of $20. per month to be effective January 1, 1965. Seconded by Hanks.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

A Public Hearing on the proposed budget for the fiscal year October 1, 1964 to September 30, 1965 was held by the Council. As no one was present to contest the budget, the Council reviewed the budget in detail and upon motion by Rich and second by Hall, the Council approved and adopted the proposed budget.

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Cockrell read a letter from the State Highway Department stating they would allow the controls of the traffic signals to be locked, provided it was officially requested by the City of Diboll. Hanks moved the City Administrator be authorized to make the request. Seconded by Rich.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

The City Council reviewed the annual audit prepared by Axeley and Rode, Certified Public Accounting firm of Lufkin, Texas. Upon completion of the review, Dr. Hoot moved the audit be approved and accepted. Seconded by Hanks.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell informed the Council that due to the growth of the City, and the Water Department, there was a definite need to purchase an accounting machine or hire additional part-time help. He recommended the purchase of an accounting machine as the City would need one in the near future and that it had been recommended by the auditors. Rich moved the City purchase an accounting machine with the type to be determined by Councilman Hanks and the City Administrator. Seconded by Hall.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell requested the Council to authorize the purchase of a water pump to aid the maintenance personnel in repairing leaks. Hall moved the Administrator be authorized to purchase the pump. Seconded by Rich.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

Cockrell reported the water meter at the Plywood Plant was the wrong type and would not accurately measure the water used by the plant. He estimated the City was losing a minimum of 500,000 gallons per month by not having the proper type water meter. To purchase

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and install the type of meter needed would cost approximately $900.00. Hanks moved the Administrator be authorized to purchase and install the meter. Seconded by Hall.

Voting Yea: Rich, Hanks, Hall, and Hoot.

Voting No: None.

There being on further business, Council adjourned at 9:50 P. M. upon motion by Councilman Rich.

Clyde Thompson
MAYOR

ATTEST:

Milford L. Cockrell
CITY SECRETARY