Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas postponed until January 22, 1973 at 5:00 P. M. at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Henry Holubec,	
Nolan Hall,	
Mrs. Beatrice Nogle,	Councilmen
Calvin Lawrence,	
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Frank M. Eddins,	Councilman

Also Present:

John Sloan,	City Attorney
Bob Day,	Financial Advisor
Eddie Martin,	Diboll Tele-Vue

Meeting was opened in prayer by City Manager Dover.

Holubec moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

Manager presented a statement from Timberline Insurance Company for additional premium on workmen's compensation in the amount of $832.00. Nogle moved this statement be paid. Second by Hall.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

Mr. Dover presented a statement in the amount of $823.35 from Central Utility Supply Company for Water and Sewer Department maintenance supplies. Holubec moved this statement be paid. Second by Hall.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

City Manager reported that the street connecting Nelson and Booker need to be officially named. After discussion, Holubec

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

moved the street be named Wood. Second by Hall.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

Mr. Dover stated it was time to set the salary for the City Judge and Assistant Judge for the preceding six month period. After brief discussion, Lawrence moved City Judge Powell be paid $1,500. and Assistant Judge Hines be paid $125. for this pay period. Second by Nogle.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

City Manager reported the Corps of Engineers had visited Diboll at his request and inspected the drainage problems caused by White Oak Creek. He stated the City could enter into a project with the Corps by their office sending a representative to Diboll to make a study at no cost to the City. After considerable discussion, City Manager recommended that since the City would be under no obligation, that he write and request this study be conducted. Hall moved this recommendation be accepted. Second by Lawrence.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

Mr. Bob Day, the City's financial advisor, appeared before the Council to present an ordinance authorizing the issuance of certificates of deposit in the amount of $300,000. He stated these certificates would assure payment of contractual services during the building of the sewer treatment plant and facilities should the City receive a federal grant. Under the grant, forms would need to be completed and approved before monies could be returned to the City. In the meantime, the certificates would be available to make payment to the contractors, engineers, etc. After the presentation and much discussion, Holubec moved the City approve and adopt the ordinance. Second by Lawrence.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

The caption of the ordinance is as follows:

"AN ORDINANCE by the City Council of the City of Diboll, Texas, authorizing the issuance of $300,000 "CITY OF DIBOLL, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1973," dated January 1, 1973, for the purpose of paying contractual obligations of the City incurred for (i) the construction of a sanitary sewer treatment plant, collector and interceptor lines, and (ii) the purchase of land and right of way for authorized needs

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

and purposes (in connection with the improvements for the sanitary sewer system) and (iii) personal or professional services of (a) financial advisor or fiscal agent, (b) engineers and (c) attorneys in connection with the acquisition of land and other aspects of the construction and financing of the sanitary sewer improvement project; providing the terms and conditions of such certificates and the procedures to be followed in the authorization, issuance and delivery of such certificates; enacting provisions incident and relating to the purpose; and declaring an emergency."

Mr. Lynn Montes of Axley and Rode appeared before the Council to present the audit report for the fiscal year 1971-72. Mr. Montes discussed in detail the operations of each Department of the City and answered questions regarding income and expenses. He stated the City's books were much improved over recent years and employees had complied with recommendations made the previous year. After discussion, Lawrence moved the audit for 1971-72 be accepted as presented. Second by Nogle.

Voting Yes: Holubec, Hall, Nogle and Lawrence

Voting No: None

Eddie Martin of Diboll Tele-Vue Company appeared before the Council to report on the progress of a microwave system that would improve our television cable service. Mr. Martin stated he was negotiating a conversion with the cable service in Lufkin. He stated that he had provided tower space for the Lufkin service in order that new channels with better reception could be received in Diboll. Mayor Thompson explained there had been no signs of progress on the system although Mr. Martin had repeatedly assured the Council that he was diligently working toward better service. Mayor Thompson stated the City had waited long enough and now expected the system to improve or discontinue its service to the City.

There being no further business, Council adjourned at 7:35 P. M. upon motion by Holubec.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, February 1, 1973 at 5:00 P. M. in the Manager's office at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, Dr. Frank Eddins, Henry Holubec,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Nolan Hall,	Councilman

City Manager reported he had called the meeting because several pieces of equipment were needed which he felt should be advertised for bids as soon as possible.

Mr. Dover stated that approximately $2,700. in repair work is needed on the garbage truck; a new truck would cost approximately $5,400.

Mr. Dover stated that the front-end loader now being used at the sanitary landfill had never worked satisfactorily and needed $4,500. in parts at the present time. He recommended a new dozier that could do the work at the landfill in less time and then could be moved to work on streets. This type would cost approximately $25,000.

The Manager stated that the Street Department did not have any equipment to spread oil while patching the streets, which slowed the work considerably. He explained that a used distributor could be purchased for about $1,500.

Mr. Dover reported that the City's motor grader did not have a scarfier which is badly need by the Street Department. He recommended the City trade this motor grader on a machine with a scarfier.

After much discussion on each item, Eddins moved that the Manager be authorized to advertise for bids on the above equipment. Second by Nogle.

Voting Yes: Holubec, Nogle, Eddins and Lawrence

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

In other business, Council discussed the possibility of having the City's ordinances codified. Mayor Thompson instructed Mr. Dover to secure cost estimates of this project and report at the next regular meeting of the Council.

Manager Dover requested permission to make payments of invoices that would be discounted if paid at an early date without waiting for a regular meeting. He further requested that necessary maintenance pruchases within the budget be paid for without Council approval although over the $250. limit set forth by the Council. After considerable discussion, Mayor Thompson instructed the Manager to write down these recommendations and present them at the next regular meeting.

There being no further business, Council adjourned at 6:30 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, February 19, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Nolan Hall,
Mrs. Beatrice Nogle, Councilmen
Henry Holubec,

James E. Dover, City Manager
Geneva Sides, City Secretary

Members Absent:

Frank M. Eddins, Councilman

Also Present:

John Sloan, City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Holubec moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Lawrence.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

Council briefly discussed the City Election for 1973. Holubec moved the date of election be declared for April 7, 1973 at the Elementary Cafeteria and that Mrs. J. T. Arrington be appointed as Judge. Second by Lawrence.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

City Secretary presented a statement from Axley and Rode for the annual audit report in the amount of $1,700. Lawrence moved this statement be paid. Second by Hall.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Sealed bids for the purchase of a cab and chassis for the sanitation department were opened and read. Bidders and their bids are as follows:

Gibbs Motor Company	$5,520.00
Tipton-Billingsley Ford	5,282.00
Angelina Chevrolet-Cadillac	5,563.00
Angelina Truck and Tractor	5,521.10

Sealed bids for the purchase of a used motorgrader were opened. One bid was submitted from Browning and Ferris Machinery in the amount of $5,000. This is net bid after trading in the City's present machine for $5,500.

Sealed bids on the purchase of a crawler-loader were opened and read. The bidders and their bids are as follows:

Mustang Tractor	$29,723.00
Browning-Ferris Machinery	30,167.00
Pineywood Tractor	29,067.00

After all the bids were opened and reviewed, City Manager recommended that he be allowed to study the bids before making a decision. Mayor Thompson instructed Mr. Dover to secure a trade-in allowance on the cab and chassis for the sanitation department before any decision is made. City Manager stated he would notify the successful bidders within ten days.

City Manager reported that Amendment No. 6 on the ballot in the general election had passed in Diboll. The amendment allows a $3,000. homestead property tax exemption for persons 65 years or older. He stated if the City Council approved this amendment adoption for the City, it would amount to approximately $2,000. in taxes this year. After discussion, Holubec moved the City adopt an ordinance to approve this amendment. Second by Nogle.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

The caption of the ordinance is as follows:

"An ordinance providing that three thousand dollars ($3,000.) of the assessed valuation of residence homesteads of all persons sixty-five (65) years of age or older be exempt from ad valorem taxes under certain conditons; providing an effective date and declaring an emergency."

City Manager introduced an ordinance drafted by the City Attorney regarding taxicab service in Diboll. City Attorney explained the main points of the ordinance and after discussion, Hall moved the ordinance be adopted. Second by Lawrence.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

The caption of the ordinance is as follows:

"An Ordinance defining the term "Taxicab" regulating the taxicab business: reguiring all persons, firms and corporations before conducting a taxicab business to obtain a franchise; providing the mode and manner of obtaining franchises; prescribing the contents of such franchises: requiring each applicant for a franchise to file a statement with the City Secretary: requiring each person in charge and control of a taxicab business to have been a resident of the County of Angelina for a period of at least six months prior to the date of application for a franchise; requiring each such party to install and maintain an accounting system and authorizing the governing body of Diboll to inspect same; providing franchises to be nonassignable; requiring such person to carry public liability insurance, the type and in what amount; requiring such public liability policies be approved by City Attorney and filed for the issuance of taxicab driver's franchise; providing for inspection of taxicabs; making certain acts and omissions unlawful; authorizing the City Council to regulate fares; making any violation of this ordinance a misdemeanor and prescribing penalties therefor, including a fine and forfeiture of franchise; providing that non-use of a franchise for a period of thirty days will operate as a cancellation of same; containing a saving clause and declaring an emergency."

City Manager stated that since the special meeting, he had secured bids from two firms for the cost of coding the City's ordinances. The bidders and their bids are as follows:

Public Research and Management	$2,100. + $11.00 per page
Municipal Code Corporation	$3,850. + $16.00 per page

After discussion, Lawrence moved the City employ Public Research and Management, Inc. to provide codification service subject to the Manager verifying the quality of the company with Texas Municipal League. Second by Hall.

Voting Yes: Hall, Lawrence, Nogle and Holubec

Voting No: None

Manager Dover reported that a program is being sponsored by the Governor's office designed to develop a systems management approach toward solving traffic safety problems. This is called "Community Impact Programs". He stated a person could be placed in Diboll to work with the City on a three year program with the State bearing the expenses for two and one-half years; the City would pay the last six months expense. After considerable discussion, Holubec moved any decision be tabled until the next regular meeting and ask the co-ordinator for the program to

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

appear before the Council to fully explain the program. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle and Holubec

Voting No: None

City Manager presented the personnel policy which had been corrected at Council request and recommended it be adopted as revised to be retroactive for the beginning of the fiscal year, 1972-73. He further recommended that vacations be based on the employment date of each employee. After discussion, Council agreed they should read through the policy one more time before it is passed.

Mr. Dover presented an amendment to Ordinance #57, the City Manager Ordinance, and asked for approval. He explained the ordinance allowed the Manager to make purchases of $2,000. and under without advertising for a bid, but taking the price most advantageous for the City. After discussion, Holubec moved the amendment be adopted. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle and Holubec

Voting No: None

The caption of the ordinance is as follows:

"An ordinance amending the Diboll City Manager ordinance passed and approved December 13, 1966, being ordinance No. 57, amending Section 5 (j) to grant City Manager power to make purchases of $2,000.00 or less; adding Section 8, savings clause; adding Section 9, repealer and adding Section 10; declaring an emergency."

Mr. Dover then requested authorization to pay invoices early so that the discount could be taken rather than wait until regular meeting for approval. Lawrence moved this request be authorized but a list of the purchases be presented at each regular meeting of Council. Second by Hall.

Voting Yes: Hall, Lawrence, Nogle and Holubec

Voting No: None

In other business, Manager reported that the Corps of Engineers will conduct a preliminary flood control study of White Oak Creek which should be completed by mid-summer of this year.

There being no further business, Council adjourned at 6:40 P.M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, February 27, 1973 at 10:30 A. M. in the City Manager's office.

Members Present:

Calvin Lawrence,	Mayor Pro-Tem
Mrs. Beatrice Nogle, Nolan B. Hall, Dr. Frank Eddins,	Councilmen
James E. Dover,	City Manager

Members Absent:

Clyde Thompson,	Mayor
Henry Holubec,	Councilman

City Manager stated the purpose of the meeting was to award bids for equipment. Mr. Dover reported he had studied the bids which had been opened at the regular meeting of the Council and had also secured a trade-in allowance for the garbage truck.

After review of the bidders and their bids, the following motions were made.

Hall moved that Tipton-Billingsley Ford be awarded the bid for the sanitation refuse body in the amount of $4,282.00 which includes a $1,000. trade-in allowance for the old truck. Second by Nogle.

Voting Yes: Nogle, Hall, and Eddins

Voting No: None

Eddins moved that Mustang Tractor Company of Lufkin be awarded the bid for a crawler-loader in the amount of $27,723.00 which includes a $2,000. trade-in allowance for the old dozier. Second by Nogle.

Voting Yes: Nogle, Hall, and Eddins

Voting No: None

Hall moved that Plains Machinery Company be awarded the bid for a used A/C M-100 motorgrader in the amount of $5,000. which includes a trade-in allowance of $5,500. on the City's present machine. Second by Eddins.

Voting Yes: Nogle, Hall, and Eddins

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

After brief discussion, Eddins moved that all the foregoing equipment be paid for from the Revenue Sharing Fund. Second by Hall.

Voting Yes: Nogle, Hall, and Eddins

Voting No: None

There being no further business, meeting adjourned at 10:45 A.M.

Calvin Lawrence
MAYOR PRO-TEM

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, March 19, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Mrs. Beatrice Nogle, Calvin Lawrence, Henry Holubec, Dr. Frank Eddins,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Nolan B. Hall,	Councilman

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Nogle, Lawrence, Holubec and Eddins

Voting No: None

Ray Faircloth appeared before the Council to present a plat of a new subdivision, O'Hara #2 and requested the City accept it. He explained the streets would need to be completed and up to the City's specifications before they were accepted. After brief discussion, Lawrence moved the City accept O'Hara #2 with the exception of the streets. Second by Holubec.

Voting Yes: Nogle, Lawrence, Holubec and Eddins

Voting No: None

City Manager reported that a Board of Tax Equalization needed to be appointed. The present Board consists of A. F. Vaughn, Leroy Lazarine and Dennis Maynard. Holubec moved this Board be re-appointed. Second by Nogle.

Voting Yes: Nogle, Lawrence, Holubec and Eddins

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Several members of the Diboll Jaycees with Melvin Durham as spokesman, appeared before the Council to ask what is being done about improving the Mill and Hines Street railroad crossing. Mayor Thompson explained that the City Manager had been working with Mr. R. H. Patterson of Southern Pacific who agreed to set up a meeting after the 22nd of the month to discuss with the Council the different alternatives that could be taken. Mr. Thompson stated this meeting would be held at the crossing and invited any interested citizen to be present. After considerable discussion, Council agreed that something must be done to make the crossing safer and easier to cross and assured the Jaycees that pressure would be put on officials of Southern Pacific to expedite the matter.

Mr. Dover stated that an application for a taxicab franchise had been received from Mr. Richard Hendrick. City Attorney presented a draft of the franchise for Council review. The franchise includes the rate set and what the service can and cannot do. The franchise is not exclusive. After discussion, Eddins moved the franchise be granted to Richard Hendrick and that it be changed to read $.10 for each additional mile or fraction thereof instead of $.08. Second by Holubec.

Voting Yes: Nogle, Lawrence, Holubec and Eddins

Voting No: None

City Manager reported that he had contacted Texas Municipal League regarding the quality of work done by Public Research and Management and had received a favorable report. Alderman Holubec stated he somehow felt the ordinances could be coded without as much expense by perhaps getting a law student to work on them in the City Hall. After considerable discussion, Mayor Thompson stated that since this had already been approved the ordinances should be done by a reputable firm. Council agreed that City Manager should proceed with the recodification of the City's ordinances and enter into a contract with Public Research and Management.

The following bills were presented for ratification.

Axley and Rode, annual audit	$1,700.00
Bartlett, Baggett and Shands, automobile and general liability insurance	4,376.00
East Texas Asphalt Company street patching material	263.80
Texas Surplus Property Agency truck and small tools	322.76

Council accepted the bills as presented.

Since the previous meeting Council had been reviewing the amended personnel policy. Alderman Nogle moved the personnel

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

policy be adopted by the City. Second by Lawrence.

Voting Yes: Nogle, Lawrence, Eddins and Holubec

Voting No: None

Manager Dover stated that money had been appropriated in this year's budget for a tractor for the Park and requested authorization to advertise for bids. Eddins moved the City advertise for bids. Second by Holubec. Council urged that the tractor be purchased as soon as possible so that grass mowing can begin.

Voting Yes: Nogle, Lawrence, Eddins and Holubec

Voting No: None

City Manager stated that a portion of Neil Pickett Drive is badly in need of resurfacing and requested permission to advertise for bids. Eddins moved the City advertise for bids. Second by Lawrence.

Voting Yes: Lawrence, Eddins, Holubec and Nogle

Voting No: None

Mr. Dover reported that Deep East Texas Council of Governments and the Criminal Justice Council is offering a program where Police Departments can purchase equipment for 15% of its actual cost. Mr. Dover stated that since the City could use many of the items such as cameras, fingerprinting, tape recording and riot equipment, he recommended the City adopt a resolution to cooperate in this program. After discussion, Holubec moved the resolution be adopted. Second by Nogle.

Voting Yes: Lawrence, Holubec and Nogle

Voting No: Eddins

Mr. Kenneth Little, City Administrator of Onalaska, appeared before the Council to make an offer on the City's 1952 Ford fire truck. After discussion, Council agreed that the truck should not be sold at this time. Council assured Mr. Little that he would be notified when the City did purchase an additional piece of equipment and sold the 1952 Ford truck.

In other business, Mayor Thompson presented a letter from Deep East Texas Council of Governments requesting someone be appointed to represent the City of Diboll on the regional task force to study traffic problems. After brief discussion, Holubec moved that City Manager, James Dover be appointed to serve in this capacity. Second by Nogle.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Voting Yes: Lawrence, Holubec, Eddins and Nogle

Voting No: None

There being no further business, Council adjourned at 6:40 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, April 16, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Nolan B. Hall, Henry Holubec, Frank M. Eddins,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Mrs. Beatrice Nogle,	Councilman

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by James Dover.

Holubec moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Lawrence.

Voting Yes: Lawrence, Hall, Holubec and Eddins

Voting No: None

The returns of the April 7 City Election were presented to the Council. The canvass showed the following votes:

For Mayor		For Aldermen	
Clyde Thompson	127	Mrs. Beatrice Nogle	130
		Calvin Lawrence	124

After investigation, Holubec moved that Nogle and Lawrence be declared elected as Aldermen and Clyde Thompson as Mayor. Second by Hall.

Voting Yes: Lawrence, Hall, Holubec and Eddins

Voting No: None

The officials present were then administered the oath of office by City Attorney, John Sloan.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

City Manager presented the bids that had been received for improvement to Neil Pickett Street. The bidders and their bids are as follows:

Name	#1 Asphaltic-Concrete	#2 Concrete
Moore Brothers	$26,158.20	No Bid
Kenneth Koon	28,512.25	$39,081.20

Mr. Dover stated that due to the spongy condition of the base that now exists on this street, he would recommend that the City accept the bid #1 from Moore Brothers for asphaltic concrete in the amount of $26,158.20. After discussion, Hall moved the City accept the Manager's recommendation. Second by Lawrence.

Voting Yes: Lawrence, Hall and Holubec

Voting No: Eddins

Richard Hendrick, owner of Diboll Taxi Service, appeared before the Council to request a rate increase be granted on the minimum fare he is now charging. He requested the base rate be raised from $.35 per mile to $.75 per mile. Mr. Hendrick presented a report of income and expenses for the time the service had been in operation showing a net loss each month. After discussion, Holubec moved the City Attorney amend the franchise to change the rate as requested. Second by Eddins.

Voting Yes: Lawrence, Hall, Holubec and Eddins

Voting No: None

Mr. Dover stated three members needed to be appointed to the Housing Authority Board. Terms expiring are H. G. Stubblefield, Jr., Alan Miller and Willie Massey. After brief discussion, Lawrence moved these members be reappointed. Second by Hall.

Voting Yes: Lawrence, Hall, Holubec and Eddins

Voting No: None

City Manager presented to the Council a sketch and proposal made by Southern Pacific regarding the Mill Street Crossing. City Manager stated that he would contact an engineer with the State Highway Department to review the plans to determine the feasibility of the project. After discussion, the Council agreed the proposal should be studied and then call a meeting to make a decision.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

In other business, Manager Dover reported that equipment had been ordered by Tele-Vue Diboll Company and that the microwave system should be installed in about four weeks.

There being no further business, Council adjourned at 5:50 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, May 21, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Henry Holubec,	
Mrs. Beatrice Nogle,	
Calvin Lawrence,	Councilmen
Nolan Hall,	
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Dr. Frank Eddins,	Councilman

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Holubec.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Hall.

Voting Yes: Holubec, Nogle, Lawrence and Hall

Voting No: None

Mrs. Beth Denman and Mrs. Billie Oates appeared before the Council on behalf of the Diboll Garden Club to discuss the crepe myrtles on the esplanades through the City. Mrs. Denman stated that the Club had placed the plants on the highway several years ago as a beautification project. She stated that through the years some of the plants had been lost due to the elements, but that some of the plants had been mowed down; four this year. She explained that the Garden Club wants to know if the City is willing to cooperate with the mowing around the bushes or should they be taken up altogether. Mr. Dover then reported that the plants near the crossovers were becoming an obstruction to traffic. After considerable discussion of different alternatives, Mayor Thompson instructed the City Manager to have City employees hand mow around the crepe myrtles. Mrs. Denman stated that in the fall when the plants could be moved, the Club would consider grouping them to alleviate some of the mowing problem.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

City Manager reported that three members should be appointed to the Board of Adjustments and Appeals. The terms expiring are: Ray Faircloth, A. B. Conner and Kelsie Roach. After brief discussion, Holubec moved these three be reappointed. Second by Nogle.

Voting Yes: Holubec, Nogle, Lawrence and Hall

Voting No: None

City Manager reported that three members should be appointed to the Planning and Zoning Commission. The terms expiring are: H. G. Stubblefield, Jr., Paul Durham and J. C. Denman, Jr. After brief discussion, Lawrence moved these members be reappointed. Second by Hall.

Voting Yes: Holubec, Nogle, Lawrence and Hall

Voting No: None

Mr. Dover stated that the Department of the Treasury has requested a proposed budget for Revenue Sharing Funds be submitted. He explained this would cover the first half of 1973 and the estimated amount is $41,000. Mr. Dover stated there are several places the money needs to be spent, including streets, water and sewer lines and equipment. After discussion, Council agreed that Mr. Dover should prepare the proposed budget and send each member a copy. Council could then call the Manager if any changes need to be made before it is submitted on June 20, 1973.

City Secretary presented a list of the major bills that have been paid since the previous meeting. They are as follows:

Everitt Griffith & Associates--Neil Pickett Street engineering--$1,268.45
Steck-Warlick--tax supplies--$285.72
Tipton-Billingsley Ford--repairs on patrol car--$357.49
Utility Supply--maintenance supplies--$363.09
Public Research and Management--codification of ordinances for work completed--$568.00

After brief discussion, Holubec moved the payment of the bills be approved as presented. Second by Hall.

Voting Yes: Holubec, Nogle, Lawrence and Hall

Voting No: None

The Council discussed the repairs that have been made on the patrol car in the last year. After considerable discussion, Council authorized the City Manager to advertise for bids on a new police patrol car.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

In other business, Council discussed the Mill Street Crossing. It is agreed that an ideal situation has not been discussed in changing the crossing. After several alternatives were discussed, Mr. Dover was instructed to investigate the feasibility of relocating the crossing and contact the traffic coordinator for the State and ask him to make a recommendation.

City Manager stated that the final application on the proposed sewer improvement grant has been submitted. If approved, the City should receive its grant money sometime in July.

There being no further business, Council adjourned at 6:15 P. M. upon motion by Hall.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, June 18, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, Nolan B. Hall, Henry Holubec, Dr. Frank Eddins	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

John Sloan,	City Attorney

Meeting was opened in prayer by Alderman Holubec.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Nogle, Hall, Holubec

Voting No: None

Mr. H. G. Stubblefield, Jr. Chairman of the Park and Recreation Board, appeared before the Council to discuss the financial condition of the Park and Golf Course. He stated each time bills become due he has to ask for a donation in order to have funds available. He stated at this time $4,000. is all the money the Park Fund has and it is on a savings certificate at the bank. Since the certificate does not reach maturity until June 29, Mr. Stubblefield asked the Council to consider the City advancing the money to pay the bills now due and then be reimbursed at the end of June. Mr. Stubblefield further reported that the next three months' revenue at the golf course should be enough to keep the bills paid once they were caught up. After considerable discussion, Lawrence moved the City advance $4,000. to the Park and Recreation Fund so the current bills can be paid. Second by Holubec.

Voting Yes: Lawrence, Nogle, Hall, Holubec

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Stubblefield further reported that a contribution in the amount of approximately $22,000. has been offered to the Park and Recreation Board to build an amphitheater in the City Park. He stated he felt it may be wise to apply for a grant for matching funds from the State for other improvements such as a Little League field. He asked that the City consider donating $10,000. which could also be matched. The application for a grant has to be submitted prior to September 1. After discussion, Holubec moved that Mr. Stubblefield be authorized to take the necessary steps to proceed with the application but the City will not be able to donate $10,000. at this time. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Hall, Holubec

Voting No: None

Mayor Thompson then suggested that Mr. Stubblefield contact Mr. David Foster, President of the Booster Club, and request that a meeting be called before July and consider the Booster Club budgeting $5,000. for the matching funds for the Park.

City Manager reported that he had mailed a copy of the proposed budget for Revenue Sharing Funds to each member and asked that it be adopted at this time. Holubec moved the proposed budget be approved as submitted. Second by Hall.

Voting Yes: Lawrence, Nogle, Hall, Holubec

Voting No: None

Dr. Eddins entered the meeting at this time.

City Manager reported that he had done extensive study on the Mill Street Crossing and had found three alternatives available.

1. Relocate the crossing further south
2. Acquire the corner lot on Thompson and Hines and straighten the street so the crossing would be approached directly.
3. Acquire the two corner lots on Thompson and Hines, move the house there, and straighten the street which would make even a more direct approach to the crossing.

The Manager recommended the third alternative as being the most economical and feasible way to improve the crossing. After much discussion, Council agreed to accept the Manager's recommendation and Mayor Thompson instructed Alderman Holubec to work with Mr. Stubblefield on negotiations for acquiring the lots. City Manager stated he would then contact the Highway Department to see if an engineer could give the City a schematic drawing for the crossing improvement.

Mr. Dover stated that a copy of the letter from the State Health Department concerning the City's sanitary landfill had been distributed to the Council. He stated that he has since contacted

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Houston and asked that another evaluation be made for the sanitary landfill. The Health Department has stressed the fact that the landfill be relocated as soon as possible. However, it is difficult to find a new site. Mr. Dover stated that he had located one site but that it is not acceptable to the Health Department. He stated that as soon as he receives an answer on the re-evaluation of the landfill, a report will be made to the Council.

City Manager reported that he had talked with Mr. Hershel Watson, with the Corps of Engineers, regarding the flood study of White Oak Creek. He stated a meeting has been set for Tuesday, June 19, at 5:00 P. M. for the presentation of the report and urged all Council members to be in attendance. After the results of the study, the Council will discuss a drainage improvement program.

The following bills were presented for approval:

DuBose & Son--maintenance on equipment--$726.01
East Texas Asphalt--street patching material--$509.46
Bartlett, Baggett and Shands--General Liability--$365.00
East Texas Service--pipe and maintenance items--$1,333.95

Holubec moved the bills be paid as presented. Second by Eddins.

Voting Yes: Lawrence, Nogle, Hall, Holubec and Eddins

Voting No: None

Mr. Dover presented a resolution which invites the Texas Highway Department to hold a special meeting at Deep East Texas Council of Governments office in Jasper. This will be the first meeting of this type held outside Austin. After brief discussion, Eddins moved the resolution be adopted. Second by Holubec.

Voting Yes: Lawrence, Nogle, Hall, Holubec and Eddins

Voting No: None

In other business, the Manager reported that the Council of Governments asked that a representative to the Council for the City be appointed. After brief discussion, Holubec moved Mayor Thompson be appointed to represent the City. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Hall, Holubec and Eddins

Voting No: None

There being no further business, Council adjourned at 6:25 P. M. upon motion by Holubec.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, July 16, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Mrs. Beatrice Nogle, Calvin Lawrence, Nolan B. Hall, Dr. Frank Eddins,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Henry Holubec,	Councilman

Also Present:

Ward Burke,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Nogle, Lawrence, Hall and Eddins

Voting No: None

The following bills paid since the last meeting were presented for ratification:

A. East Texas Service--pipe and maintenance items--$437.75
B. Freeman Concrete--culvert pipe--$648.00
C. Goodyear Service Store--tires for motorgrader--$292.82
D. Uni-Chem Corporation--chemicals and maintenance for fogging machine--$452.70
E. Tipton-Billingsley Ford--repairs to dump truck and patrol car--$499.49

After review, Hall moved the bills be accepted as presented. Second by Nogle.

Voting Yes: Nogle, Lawrence, Hall and Eddins

Voting No: None

City Manager stated that a salary needed to be set for the City Judge for the previous six month period. After brief discussion,

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Hall moved the salary be set at $1,500. Second by Lawrence.

Voting Yes: Nogle, Lawrence, Hall and Eddins

Voting No: None

Mr. Dover presented a schematic drawing prepared by the Highway Department which shows the change proposed for the Mill Street Crossing. He stated that Alderman Holubec had been negotiating with Mr. Stubblefield regarding the acquisition of the lot on the corner of Thompson and Hines but since Mr. Holubec was not present he did not know what has been discussed. The Council discussed the different ways of reworking the crossing and the possibility of straightening Thompson Street to make a better approach to the crossing. The Council decided to take no official action at this time.

City Manager stated that since the grant has been approved for the sewer plant and improvements, he felt the Council should consider a drainage program for the City. He stated this is the most needed item at this time, and that he would like to employ an engineer to make an overall study of the entire City to find out what type program is needed and also the cost that would be involved. After discussion, Eddins moved that Mr. Dover be authorized to consult several engineers and get estimates of the fee that would be charged before anyone is employed. Second by Nogle.

Voting Yes: Nogle, Lawrence, Hall and Eddins

Voting No: None

Mr. Dover stated several streets were badly in need of repair. These include Borden Drive, School Street and Village Drive. Mayor Thompson then reported that a small portion of Gandy Street is in terrible condition and wondered if it could be added to the list. The Manager explained that this portion is outside the City Limits. After discussion and advice from the City Attorney, Nogle moved that the Manager be authorized to secure bids for repairs to Borden Drive, School Street and Village Drive and also for the portion of Gandy Street outside of the City Limits. The matter of repairing a street outside the City Limits is to be thoroughly investigated. Second by Hall.

Voting Yes: Nogle, Lawrence, Hall and Eddins

Voting No: None

Mayor Thompson stated that Mr. Ward Burke, City Attorney was present to discuss the private club located on Beech Street and also the proposed club on Lynn Street, near the same location. Mr. Burke stated that not only should the owner apply for a building permit but also a special use permit through the Planning and Zoning Commission. After the Planning and Zoning

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

receives the application, it will act and then come before the Council who will make the final decision. At this time the owner of the proposed club has not filed an application with the Planning and Zoning Commission. The City Council can wait until an application is filed or if he does not file, can enter a law suit against him, however Mr. Burke did not recommend this action at this time. Mr. Burke recommended that the City Manager write Mr. Williams again and urge him to file an application. Mr. Burke further stated that the Mayor needed to appoint a zoning officer. This officer would review the building permits and determine if construction could begin in the zone in which the permit is applied for. After considerable discussion, Council agreed that the zoning officer should be Oscar Crawford who is the Utilities Director and building inspector for the City.

There being no further business, Council adjourned at 5:50 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, August 20, 1973, at 5:00 P.M. in the meeting room at the Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Nolan Hall, Beatrice Nogle, Henry Holubec, Dr. Frank Eddins,	Councilmen
James E. Dover,	City Manager
Becky Chapman	Secretary

Members Absent:

Calvin Lawrence

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Holubec.

Nogle moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Holubec.

Voting Yes: Hall, Holubec, Nogle and Eddins

Voting No: None

Mayor Thompson stated that three members needed to be appointed to the Park and Recreation Board. The terms of Earnest Huizar, Milford Ruby, and Sara Lindsey had expired.

After brief discussion, Holubec moved that Earnest Huizar and Milford Ruby be reappointed to the Board and Mrs. Travis Groom be appointed to fill the position of Mrs. Sara Lindsey. Second by Nogle.

Voting Yes: Hall, Holubec, Nogle and Eddins

Voting No: None

City Manager Dover requested that a date be set for public hearing concerning a zone change for the Diboll Mobile Home Park. After brief discussion Holubec moved the public hearing be set for September 5, 1973 at 5:00 P.M. Second by Nogle.

Voting Yes: Hall, Holubec, Nogle and Eddins

Voting No: None

Copies held at The History Center, Diboll, Texas www.TheHistoryCenterOnline.com 1999:077

The following major bills have been paid since the previous meeting. They are as follows:

Central Utility Supply---$1,728.67 (Two pumps for lift station)
Freeman Concrete---$569.10 (Culverts)
Hill Plumbing Co.---$367.22 (Loop 210)

After brief discussion, Hall moved payment of the bills be approved. Second by Nogle.

Voting Yes: Hall, Nogle, Holubec, and Eddins

Voting No: None

City Manager Dover presented a list of citizens with delinquent taxes, and the amount. After discussion Nogle moved the City attorney write each person each person on the list a letter stating that if some arrangements are not made as to the payment of their delinquent taxes the City will find it necessary to take the action deemed to be in the best interest of the City of Diboll.

Voting Yes: Nogle, Hall, Holubec, and Eddins

Voting No: None

City Manager Dover requested that the Council approve the purchase of a 2000 gallon gasoline tank and pump to be installed at the location of the City's ground storage tank. The cost of this would be approximately $940. After brief discussion Holubec moved the City purchase the tank. Second by Hall.

Voting Yes: Hall, Nogle, Holubec and Eddins

Voting No: None

There being no further business, Council adjourned at 5:55 P.M.

ATTEST:

Clyde Thompson
MAYOR

Geneva Sides
SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, September 12, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, Nolan B. Hall, Dr. Frank Eddins, Henry Holubec,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

Ward Burke,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

James Simms, representing the Diboll Lions Club, appeared before the Council to discuss naming the City Park. Mr. Simms reported that the Lions Club would like to sponsor a contest to select a name for the Park, but needed the approval of the Council. After discussion, Mayor Thompson stated that he would contact the Chairman of the Park Board before a decision is made to sponsor a contest.

Mr. Dover reported that the 1973 tax roll needed to be adopted and the tax rate set. Lawrence moved the roll be accepted with the rate remaining the same, 40% valuation of the market value with a $1.00 per $100. tax rate. Second by Nogle.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

The Council discussed the progress of the improvement of the Mill Street crossing. Mayor Thompson reported that the gate

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

has been approved and would be placed at a cost of approximately $3,000. to the City. Mr. Dover then showed a drawing of the two proposals for the crossing improvement as projected by the Highway Department: Estimate #1, $2,960., Estimated #2, $9,462. After considerable discussion, Eddins moved that since the majority of the Council favored Proposal #2, and this would involve acquiring additional land from Temple Industries, that Mr. Dover and Mr. Holubec be appointed to meet with Mr. Temple to present the proposals. Cost of the land could be discussed with Mr. Temple as well as which proposal he would approve. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

Mr. Dover stated that for some time he has been investigating the possibility of better hospitalization insurance for the employees. He reported that after considerable research, the best coverage is offered by the City's present insurer, Blue Cross-Blue Shield. He stated for a small increase in premium that major medical could be included. He further stated that since the City's anniversary date with the company is October 1, that he had to give approval of the plan to the agent and now requested ratification by the Council. Nogle moved the Manager's action be approved. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

Mr. Dover presented major bills that had been paid since the last meeting for ratification.

Bell and Sons Construction	$ 744.75
Central Utility Supply	1,158.14
Clyde Freeman Concrete	906.00
Sumner's Air Conditioning	1,122.70
Utility Supply Company	1,780.55

After brief discussion, Eddins moved to ratify payment of the bills. Second by Hall.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

City Attorney Ward Burke reported that E. C. Williams had made application for a zone change in the A. C. Hall Addition. This would involve a change from Commercial to Commercial, Special Use. He further stated that the Planning and Zoning Commission could hold a hearing and then make recommendations to the Council, or a joint hearing could be held with the Planning and Zoning and the City Council. After discussion, Hall moved a joint hear-

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

ing be held and that possible dates and a suitable meeting place be checked out. Second by Nogle.

Voting Yes: Lawrence, Nogle, Hall, Eddins and Holubec

Voting No: None

There being no further business, Council adjourned at 5:45 P.M. and immediately went into an executive session.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, October 1, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson	Mayor
Calvin Lawrence, Nolan B. Hall, Mrs. Beatrice Nogle, Henry Holubec,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Frank M. Eddins,	Councilman

Meeting was opened with prayer by Alderman Holubec.

Mayor Thompson stated that the purpose of the meeting was to hold a public hearing on the adoption of the budget for the 1973-74 fiscal year. He asked that if anyone was present to object to please come forward at this time. No one opposed the budget so Lawrence moved it be adopted as presented. Second by Nogle.

Voting Yes: Lawrence, Hall, Nogle and Holubec

Voting No: None

There being no further business, Council adjourned at 5:30 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, October 4, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Calvin Lawrence,	Mayor Pro-Tem
Henry Holubec, Nolan Hall, Mrs. Beatrice Nogle,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Clyde Thompson,	Mayor
Dr. Frank Eddins,	Councilman

Meeting was opened with prayer by Alderman Holubec.

Mayor Pro-Tem Lawrence stated the purpose of the meeting was to review the bids that were submitted for an engineering proposal for a drainage study of the City. The bidders and their bids are as follows:

Temple Associates, Inc.	$24,000.
J. F. Fontaine and Associates	10,000.
Everett Griffith, Jr. & Asso.	33,000.
Chas. R. Haile Associates	27,000.

Mr. Kelsie Roach, representing Temple Associates, explained his bid to the Council. After much discussion, City Manager Dover recommended that the City accept the low bid from J. F. Fontaine and Associates. Hall moved the Manager's recommendation be accepted. Second by Holubec.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

There being no further business, Council adjourned at 5:45 P. M. upon motion by Hall.

Calvin Lawrence
MAYOR PRO-TEM

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, October 15, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Henry Holubec, Dr. Frank Eddins,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Mrs. Beatrice Nogle,	Councilwoman
Nolan B. Hall,	Councilman

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Holubec.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

City Manager reported that due to the resignation of Oscar R. Crawford, a building and zoning official needed to be appointed. After brief discussion, Eddins moved that M. D. Scarborough be appointed to this position. Second by Holubec.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

Mayor Thompson stated he had talked with Mr. Temple and Mr. Stubblefield regarding a contest sponsored by the Lions Club to name the City Park. Each thought this would be a good idea. After brief discussion, Eddins moved the Lions Club should proceed with the contest. Second by Holubec.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

The City Manager asked permission to call a public hearing so that the engineering firm of J. F. Fontaine and Associates can listen to specific problems concerning drainage. This firm was low bidder to conduct a survey of drainage problems within the

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

City. After brief discussion, Lawrence moved the hearing be set for 7:00 P. M. to 9:00 P. M., October 23, 1973 at Fair Acres Community Center. Second by Holubec.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

Mr. Al Luedke of the Texas Highway Department appeared before the Council to discuss the proposals for improvement to the Mill Street Crossing. After considerable discussion, Council agreed that Proposal #1 which calls for moving three houses in the area and for extensive alterations to Hines and Thompson Streets, is the best proposal. Holubec moved the City proceed with this proposal even though the cost would be greater. Second by Eddins.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

Mr. Dover asked Director of Utilities, M. D. Scarborough to explain to the Council the problems concerning the sanitary landfill operations. Mr. Scarborough reported that private garbage haulers regularly bring garbage to the landfill. Some of these are local citizens and some are from Lufkin and surrounding areas. There is no charge for this dumping. He further reported that a fence will be erected and the gate locked at night to prevent trash being dumped after the operator leaves. The City has been ordered to secure another landfill site by August 1974 since the present one has reached its capacity and the extra loads of garbage are not helping the situation. Mr. Scarborough stated that after talking with Mr. Dover, both feel an amendment to the garbage ordinance should be adopted that would prescribe charges for outsiders using the dump and also the penalty for non-compliance. After Council discussion, Mayor Thompson instructed City Manager Dover and M. D. Scarborough to work out a rate schedule and present it for approval of the Council.

Mr. Dover introduced an ordinance regarding weeded lots in the City. This ordinance will give the City the right to mow or clean up vacant lots and assess the owner for the charge, if the owner refuses to clean or mow the premises himself. After brief discussion, Holubec moved the ordinance be adopted. Second by Lawrence.

Voting Yes: Holubec, Lawrence and Eddins

Voting No: None

Mr. Dover stated that Mr. W. W. Wood had met with him regarding building sidewalks from Avalon Street to Mill Street, a distance of approximately 3,400 feet. This is in the interest of the people who live in that area and have no place to walk except

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

in the street. This is particularly dangerous for the children who walk this way to school. Mr. Wood had stated the Housing Authority has about $6,000. available that could be used on this project. That would leave about $4,000. for the City's part since the estimated cost will be around $10,000. After discussion, Lawrence moved the City cooperate with the Housing Authority in this project. Second by Holubec.

Voting Yes: Holubec and Lawrence

Voting No: None

Mr. Scarborough announced that the City would host a meeting of the Central East Texas Water Utilities members in Diboll on October 17, 1973 at 7:30 P. M. at Fair Acres Community Center and invited all the Council to attend.

There being no further business, Council adjourned at 6:25 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, November 1, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Dr. Frank Eddins, Mrs. Beatrice Nogle, Henry Holubec,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Nolan B. Hall,	Councilman

Meeting was opened with prayer by Alderman Holubec.

Mayor Thompson explained the meeting had been called to discuss receiving bids on the proposed sewer plant and improvements. He turned the meeting to the City's financial advisor, Mr. Bob Day.

Mr. Day stated a resolution to authorize the City to receive bids on its proposed sewer improvements and authorization to issue Certificates of Obligation in payment for all or a portion of the cost needed to be adopted. He stated this will be filed with the Attorney General. After brief discussion, Holubec moved the resolution be adopted. Second by Nogle.

Voting Yes: Lawrence, Nogle and Holubec

Voting No: Eddins

A copy of the resolution is on file in the office of the City Secretary.

Mr. Day then introduced an ordinance which would approve a revision of his contract with the City since he is no longer employed with Rowles, Winston and Company. After brief discussion, Nogle moved the ordinance be adopted. Second by Lawrence.

Voting Yes: Lawrence, Nogle and Holubec

Voting No: Eddins

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

The caption of the ordinance is as follows:

"An Ordinance by the City Council of the City of Diboll, Texas, approving a revision to the contract for the rendition of financial advice (amendment of a contract between a financial advisor or fiscal agent and the City); enacting other provisions incident and related to the subject and declaring an emergency."

There being no further business, Council adjourned at 5:50 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, November 14, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Calvin Lawrence,	Mayor Pro-Tem
Henry Holubec, Mrs. Beatrice Nogle, Nolan B. Hall,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Clyde Thompson,	Mayor
Frank M. Eddins,	Councilman

Meeting was opened with prayer by Alderman Holubec.

City Manager reported that the meeting had been called to review the bids that were received on a backhoe and loader. He stated three bids have been received: however, one bid does not meet the specifications required. The bidders and their bids are as follows:

Heins Industrial Equipment, Inc.	$13,222.01
W. A. DuBose & Son Company	12,430.00
Piney Woods Tractor & Implement, Inc.	20,760.00

Mr. Dover explained that the bid from W. A. DuBose and Son does not meet specifications: therefore, he recommended the bid from Heins Industrial be accepted and payment be made from Revenue Sharing Funds. After discussion, Holubec moved to accept the Manager's recommendation. Second by Nogle.

Voting Yes: Holubec, Nogle and Hall

Voting No: None

There being no further business, Council adjourned at 5:25 P. M.

Calvin Lawrence
MAYOR PRO-TEM

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, November 19, 1973 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Nolan B. Hall, Henry Holubec, Mrs. Beatrice Nogle,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Frank M. Eddins, Calvin Lawrence,	Councilmen

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by James Dover.

Holubec moved to dispense with the reading of the minutes and they be approved as previously submitted to each Alderman in writing. Second by Hall.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

City Manager introduced an amendment to the garbage ordinance as prepared by the City Attorney. This amendment will govern use of the City dump, restricting its use to citizens of the City of Diboll, prescribing a charge for use of the landfill, and setting the hours the dump will be open, the hours of 8:00 A. M. until 12:00 noon and from 1:00 P. M. until 5:00 P.M. Monday through Friday each week. After discussion, Holubec moved the amendment be adopted and effective date be set for January 1, 1974. Second by Nogle.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

The caption of the ordinance is as follows:

"An ordinance amending the Diboll Garbage Ordinance passed and approved July 27, 1964, being Ordinance No. 33, amending Section 7: Entrance into the City gargage dump, increasing fee for the use of the City Garbage Dump, setting hours of operation; and containing a savings clause."

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Dover stated that the coding of the ordinances which was authorized several months ago has been completed. He stated the attorney has reviewed the ordinances and found nothing contrary to the originals. Manager Dover recommended that the code of ordinances be accepted and payment be made in the amount of $3,337.00. He further recommended that a time be set to send in new ordinances for coding. After brief discussion, Nogle moved the recommendation be accepted and time for sending in ordinances be set at every six months. Second by Hall.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

Mr. J. B. Manning, Manager of Texas Power and Light Company, appeared before the Council to ask for a rate increase. He stated that beginning in 1974 the gross receipts tax paid to the City would increase from 2% to 3% which would mean several thousands of dollars to the City. He then explained the operations of his company and what it is doing to make improvements such as building new plants. He showed several charts of the cost of electricity over the last twenty-one years with the current cost and the proposed cost should a rate increase be approved. After discussion, Holubec moved the City grant a rate increase to Texas Power and Light and adopt an ordinance which outlines the increase. Second by Nogle.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

The caption of the ordinance is as follows:

"An ordinance approving certain Rate Schedules filed by Texas Power and Light Company in the City of Diboll, Texas and providing conditions under which such Rate Schedules may be changed, modified, amended or withdrawn:"

A copy of the Rate Schedule is on file in the office of the City Secretary.

City Manager reported that one of the pick-ups used by the Water and Sewer Department has been destroyed by fire and requested authorization to advertise for bids on a new one. After brief discussion, Hall moved the Manager advertise for bids. Second by Holubec.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

The City Manager reported that M. D. Scarborough had checked out the feasibility of accepting the 75,000 gallon water tower offered the City by Temple Associates. He stated it would cost

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

approximately $3,500. to restore the tank. He further stated that since the tank would cost about $50,000. to construct and it would add to the City's water reserve as well as add fire protection, he would recommend the City accept the tank. After discussion, Hall moved the Manager's recommendation be accepted. Second by Nogle.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

Mr. Dover reported that sandtraps are being built at the Golf Course which Temple Foundation will pay by a donation. However, Temple Foundation has not given the money and several bills have had to be paid from the Park and Recreation Fund. Mr. Dover asked the Council to consider the General Fund assuming this expense and then being reimbursed when Temple Foundation advances the money to the Park Fund. After discussion, Holubec moved the Manager's request be granted. Second by Hall.

Voting Yes: Hall, Holubec and Nogle

Voting No: None

City Manager reported that Dr. Mike Harbordt, Environmental Director for Temple Industries, has made application to the City to tie onto the sanitary sewer system. Mr. Dover stated that a sample from the Plywood Plant had been taken to Wood Laboratories in Houston for analysis. He stated that the Director of Utilities and the City's engineer had reviewed the test results which show the effluent from this plant has a BOD content that would use about one-half the capacity of the proposed sewer plant. Mr. Dover stated that, due to the findings of both the Utilities Director and the Engineer, he would recommend that the application be denied at this time. Council agreed with this recommendation and instructed Mr. Dover to write Dr. Harbordt of the decision.

Mayor Thompson reported that he has talked with several people regarding the position of Assistant City Judge and found only one man willing to serve, Mr. James T. Duncan. After Council discussion, Holubec moved Mr. James T. Duncan be appointed to this position. Second by Nogle.

Voting Yes: Holubec, Hall and Nogle

Voting No: None

City Secretary stated that one major invoice has been paid that needs ratification. It is in the amount of $549.00 for Workmen's Compensation for one quarter. After brief discussion, Holubec moved this payment be approved. Second by Hall.

Voting Yes: Holubec, Hall and Nogle

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

There being no further business, Council adjourned at 6:10 P. M. upon motion by Holubec.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

The City Council of the City of Diboll, Texas, met in special session November 27, 1973 at 5:00 P. M. at Diboll City Hall for the purpose of awarding bids for a sewer plant and improvements.

The following members were present:

Clyde Thompson, Mayor

Henry Holubec,
Mrs. Beatrice Nogle, Aldermen
Calvin Lawrence,

Members Absent:

Dr. Frank Eddins,
Nolan B. Hall, Aldermen

The bids that were opened on November 20, 1973 had thoroughly been investigated by the City's engineer, J. F. Fontaine and Associates, Consulting Engineers. Mr. Fontaine, who will be the engineer on the project reported to the Council that Thomas and Thompson Construction Company, Inc. has submitted the best bid for Contract B (treatment plant) in the amount of $254,600. and Leonard Hazel, Inc. has submitted the best bid for Contract A (collection and lift station) in the amount of $158,522.75.

Mr. Fontaine recommended to the Council that the proposal of these bidders be accepted and necessary documents be executed.

Alderman Nogle moved that the recommendation of Mr. Fontaine be accepted. Second by Alderman Lawrence.

Voting Yes: Nogle, Lawrence, and Holubec

Voting No: None

PASSED AND APPROVED this 27th day of November, 1973.

Geneva Sides
City Secretary

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, December 17, 1974 at 7:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Noglè, Nolan B3 Hall, Frank M. Eddins,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

Ward Burke,	City Attorney

Meeting was opened with prayer by Dr. Eddins.

Mayor Thompson explained that the first order of business was to consider a recommendation from the Planning and Zoning Commission to grant a special use permit to Mr. E. C. Williams to operate a club and restaurant at 703 Cypress Street. Mayor Thompson then welcomed the visitors that were present. He asked that anyone who wished to oppose the permit come forth at this time.

Mr. George Chandler representing Concerned Citizens of Diboll came forward to state the reasons why the permit should not be granted. Mr. Chandler stated that sufficient evidence had been presented at the public hearing held by the Planning and Zoning Commission and City Council on November 5 to know the club and restaurant is in violation of several ordinances of the City. He stated that in view of the violations and in the best moral interests of the community, he asked the Council to refuse a special use permit to E. C. Williams.

Mr. J. T. Maroney then came before the Council to state the reasons why the permit should be granted. He explained that if the club is granted the permit it will have to comply with strict regulations of the state. If it is not issued, alcoholic beverages can be carried in and out of the business and proper control could not be maintained. He stated that at any time the club is not operated properly, the City can close it. Mr. Maroney asked that the Council give fair consideration to the recommendation of the Planning and Zoning Commission and

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

issue the permit.

George Chandler stated that the City Manager had written Mr. Williams advising him not to continue with the building of the club when it was first started. He further stated that Mr. Williams had gone ahead with the building which is in violation of City codes, and if the permit is granted, the City will be at fault.

Marcellus Jones, proposed club manager, came forward to give his views on why the business operated as a private club would make a better situation rather than open bootlegging. He stated that since The Family Affair Club has been opened, which was about eight months, there have been less incidents in that part of town than at anytime before. He stated that this is not a black and white issue but that anyone would be welcome in the club.

George Chandler presented a transcript to Mayor Thompson from the public hearing held on November 5, 1973 to be made a part of City records.

Mayor Thompson then gave a detailed statement regarding The Family Affair and the special use permit. He stated that he realized other cities have private clubs but that he did not want one in Diboll. He further stated that violations cited by the Planning and Zoning Commission could not be corrected; however, steps have been taken to make better records and that the building inspector and the City Manager would see that the applications were filed properly with the City and checked on during construction to avoid anything like this in the future. The Mayor stated that he felt the majority of the citizens do not want the private club. After much discussion, Alderman Lawrence moved that the City not grant the special use permit to E. C. Williams. The motion died for lack of a second.

Alderman Nogle then read the recommendation of the Planning and Zoning Commission and moved that the City accept this recommendation and grant the special use permit. Second by Hall.

Voting Yes: Hall, Holubec, Nogle and Eddins

Voting No: Lawrence

Alderman Holubec then stated that several items needed to be corrected if the club is allowed to open, such as fire extinguishers placed properly in the building, a door that needed to be changed and covers to be installed on the electrical outlets. After considerable discussion, Holubec moved that the City Manager, Building Official, and Fire Marshal be directed to make inspections and be completely satisfied that the building is a safe and useful structure before the business begins its operation. Second by Nogle.

Voting Yes: Hall, Holubec, Nogle, Eddins and Lawrence

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Eddins moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Hall.

Voting Yes: Hall, Holubec, Nogle, Eddins and Lawrence

Voting No: None

City Manager stated that authorization needed to be given to sign the contracts for the sewer plant and improvements. Holubec moved that Mayor Thompson be authorized to sign these contracts. Second by Eddins.

Voting Yes: Hall, Holubec, Nogle, Eddins and Lawrence

Voting No: None

City Manager reported bids have been received on a 1974 pickup for the Water and Sewer Department to replace one that had recently burned. The bidders and their bids are as follows:

Angelina Chevrolet-Cadillac	$3,338.87
Angelina Truck & Tractor	3,375.00
Tipton-Billingsley Ford	3,317.00
Doug Williamson Dodge	3,105.25

After review and discussion, Holubec moved the City accept the lowest bid from Doug Williamson Dodge in the amount of $3,105.25. Second by Eddins.

Voting Yes: Hall, Holubec, Nogle, Eddins and Lawrence

Voting No: None

Mr. Dover stated that Christmas bonus had been budgeted for 5% of eleven months salary for all regular employees and requested permission to pay this. After discussion, Holubec moved that all regular employees be paid 4% of eleven months salary, employees of three months or less be paid $25.00 each under direction of the Department Head. Second by Lawrence.

Voting Yes: Hall, Holubec, Nogle, Lawrence.

Voting No: Eddins

City Secretary presented the major bills paid since the last meeting for ratification, as follows:

Burke, Leach and Sloan	$ 480.00
Arthur Dooley and Son	3,218.66
Garber's Service & Maintenance	1,211.50
National Cash Register	368.00
Plains Machinery	490.08

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

After brief discussion, Hall moved payment of these bills be approved. Second by Nogle.

Voting Yes: Hall, Holubec, Nogle, Lawrence and Eddins

Voting No: None

City Manager presented a resolution from Deep East Texas Council of Governments to be sent to Texas Water Quality Board requesting that rural water districts be given the same guidelines and assistance as Municipal water systems. After discussion, Lawrence moved the City adopt this resolution giving its support to rural water districts. Second by Nogle.

Voting Yes: Hall, Holubec, Nogle and Lawrence

Voting No: Eddins

There being no further business, Council adjourned at 8:10 P.M. upon motion by Holubec.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, January 15, 1974 at 6:30 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Henry Holubec,
Dr. Frank Eddins, Councilmen

Members Absent:

Nolan B. Hall,
Mrs. Beatrice Nogle, Councilmen

Mr. Lynn Montes, representing Axley and Rode, Certified Public Accountants, appeared before the Council to present the annual audit for 1972-73. Mr. Montes stated that he had prepared separate reports for the Temple Memorial Library and also for the Municipal Park and Golf Course.

There was considerable discussion regarding the operations of the Park and Golf Course as Mr. Dover explained the confusion and extra work it has placed on the employees of the City. He stated that records were not made available and that often bills were not paid because they were not received at City Hall. After considerable discussion, Holubec moved that Mr. Dover present recommendations for improvement of the operations of the Park and Golf Course at the next regular meeting. Second by Eddins.

Voting Yes: Lawrence, Holubec and Eddins

Voting No: None

Council further discussed raising the water and sewer rates and Holubec moved that the City Manager investigate the cost of operation and present before any action is taken. Second by Eddins.

Voting Yes: Lawrence, Holubec and Eddins

Voting No: None

After thorough discussion of the audit, Lawrence moved it be accepted as presented. Second by Holubec.

Voting Yes: Lawrence, Holubec and Eddins

Voting No: None

There being no further business, Council adjourned at 8:35 P. M.

Clyde Thompson
MAYOR

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, January 21, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Nolan Hall,	
Calvin Lawrence,	
Mrs. Beatrice Nogle,	Councilmen
Henry Holubec,	
Dr. Frank Eddins,	
Geneva Sides,	City Secretary
James Dover,	City Manager

Members Absent:

None

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

Mr. Leo Hearne, Street Superintendent for the City, appeared before the Council to discuss several changes and alterations in the streets. Mr. Hearne stated that five streets within the City have not been named and requested that Council name these streets. After discussion, Mayor and Council decided to study possible names and present names for these five streets at the next regular meeting.

Mr. Hearne further stated that a policy needed to be established for the installation of culverts in private driveways. After discussion, Council agreed that the City can continue to install culverts for citizens if culverts meet City specifications.

Mr. Hearne reported that the City has traffic signs that are not in compliance with the Uniform Traffic Control Devices manual, which are state and federal regulations aimed at getting uniform traffic signs and signals everywhere in the United States. He

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

stated that his department will erect new signs in accordance with the rules and change the old ones to conform. He requested that the Council authorize these changes. Lawrence moved that the City erect signs in compliance with the Uniform Traffic Control. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

Mr. Hearne then stated that in his opinion a dangerous situation now exists at the intersection of Borden and Hendrix Streets. He stated this is because buses and trucks which must stop for the stop sign heading east on Borden find their trailers or rear ends too close to the railroad tracks. Mr. Hearne recommended that four way stop signs be erected for about a week to give motorists on Hendrix an opportunity to get accustomed to stopping. Then the signs on Borden will be removed, giving Borden travelers the right-of-way at all times. He stated that he had conducted traffic checks that showed more traffic on Hendrix than Borden, however, a recent check indicated more traffic on Borden. Council agreed that probably there is more traffic on Hendrix than Borden. After discussion, Council approved Mr. Hearne's recommendation.

Mr. Lawrence reported that State law now made it necessary for the employees at the T. L. L. Temple Memorial Library to be covered by Workmen's Compensation Insurance. However, he felt that it would not be feasible for the library to have a separate policy from the City and requested that the employees be covered through the City. After discussion, Eddins moved that the library employees be covered by Workmen's Compensation through the City. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

City Manager reported it is time to set the City Judge's salary for the last half of 1973. He further stated that he did not feel it is necessary to go through this procedure since the budget includes the Judge's salary. After brief discussion, Holubec moved to set Judge Powell's salary at $1,500. for the six month period and that since it is included in the operating budget that it be paid on a regular basis. Second by Eddins.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

M. D. Scarborough, Utilities Director, appeared before the Council to discuss the purchase of new water meters. He stated that the budget includes money specifically for the repair of old meters. However, this money could be applied to new speedometer meters which would be more accurate and easier to read. He re-

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

quested Council to amend the budget to move the allowance for meter repair into new meters. He stated that he will gradually change all the existing meters for speedometer meters. After discussion, Lawrence moved the budget be amended. Second by Holubec.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

City Secretary presented the following major bills that were paid since the last regular meeting.

Bartlett, Baggett and Shands, insurance on water tower and storage tank--$502.00
Bane, Inc., starter for motor grader--$383.84
Dallas Brush Mfg., broom for street sweeper--$399.00
Dixie Materials, oil for street work--$802.16
Clyde Freeman Concrete, culvert pipe--$415.20
Everitt Griffith & Associates, revised maps--$2,100.00
Utility Supply, pump and maintenance items--$352.89

City Manager reported that after the recent audit report he felt improvements needed to be made in the operation of the City's Golf Course. He stated that at the present time, bills and invoices were going to the Pro Shop and to the City Hall and paying these had become a difficult task. He presented a list of recommendations which he felt would improve control over the operation of the Golf Course. After discussion, Council agreed with the recommendations and instructed Mr. Dover to review them with the Park and Recreation Board before any changes be made. A copy of the recommendations are attached to and made a part of these minutes.

In other business, Alderman Hall reported that improvement is needed on the end of Winder which is a dead end street between his home and Jim Nethery's. He stated he does not want to do anything that would not be approved of by the City. After discussion, Council agreed that Mr. Hall should not be responsible for repairing this street and instructed the City's Street Superintendent to investigate the best way to improve this area.

Mr. Hall reported that he always thought the City had an ordinance prohibiting the discharging of firearms inside the City Limits, but found that it did not. He stated he felt one is needed since a lot of shooting takes place in the White Oak Creek area. After discussion, Eddins moved an ordinance be adopted controlling discharging of firearms inside the City Limits. Second by Hall.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Alderman Hall further reported that the Fire Chief had approached him regarding a new fire station away from City Hall. He stated the firemen wanted a place with sufficient room for their equipment where other departments would not use it. After discussion, Council instructed the City Manager to secure cost estimates on a new combination fire-police station and also on possibly just remodeling the present location by extending a fire station onto the present building.

Mr. Hall then stated that he had been asked why City vehicles were not marked. Council agreed that all vehicles should be marked by a decal and instructed Mr. Dover to order them so they could be put on the vehicles as soon as possible.

Alderman Eddins then moved that the City pass a resolution commending the volunteer firemen for their excellent work in controlling the recent propane and mobile home fire at Temple Industries and the Police Department for its efficient patrolling. Second by Nogle.

Voting Yes: Lawrence, Hall, Nogle, Holubec and Eddins

Voting No: None

In other business, Sam Glass, Park Director, appeared before the Council regarding the Whispering Pines Park. He stated that he had been maintaining this area and had erected signs but found that the Park did not belong to the City. City Manager Dover said the City should have an agreement or deed with the landowner. After discussion, Council asked Manager Dover to look into the ownership of the park land with Sabine Investment Company and a possible dedication to the City to be used as a Park.

There being no further business, Council adjourned at 6:40 P.M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, January 28, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Nolan B. Hall, Henry Holubec,	Councilmen
Geneva Sides,	City Secretary
James Dover,	City Manager

Members Absent:

Dr. Frank Eddins Mrs. Beatrice Nogle,	Councilmen

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Holubec.

Mayor Thompson explained the meeting had been called to further discuss the Mill Street Crossing. City Manager presented a sketch that showed the State Highway Department's recommendation which entails moving three houses that belong to Sabine Investment. He stated he had talked with a house mover who could relocate the houses for approximately $6,000.00

Mr. H. G. Stubblefield, President of Sabine Investment Company, owner of houses and lots, stated that it would probably cost another $6,000.00 to repair the houses if moved.

He further stated that in his opinion, if the City is to take the State Highway Department's recommendation in connection with the Mill Street Crossing, it would be best to move the house on Thompson Street a sufficient distance to allow space for the widening of the Street and to either move the two houses on Hines Street to another location or to destroy, and not attempt to relocate on present sites, provided the City can make the necessary arrangements with the tenants. His company will make the land needed to comply with the Highway Department's recommendation available to the City at no cost, but his Company will not become involved in the negotiations with the tenants.

After considerable discussion, the Council decided to accept the Highway Department's recommendation and Mr. Stubblefield's offer and to assume the responsibility of attempting to handle with the tenants.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mayor Thompson agreed to talk to the Saxons, 103 Hines, Alderman Hall with the Turners, 105 Hines, and Manager Dover with the McClures, 102 Thompson, and to report at next regular Council meeting.

There being no further business, Council adjourned at 5:35 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, February 18, 1974, at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Mrs. Beatrice Nogle, Calvin Lawrence, Nolan B. Hall,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Frank M. Eddins, Henry Holubec,	Councilmen

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Nogle moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Lawrence.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

Mr. H. G. Stubblefield, Jr. appeared before the Council to present a petition prepared by the residents of the Sabine Mobil Home Park. The petition requested that the speed limit be lowered and that speed humps be installed to insure the safety of the children who play in the area. After Council discussion, Hall moved the City lower the speed limit to 15 MPH and that speed humps be installed in the Sabine Mobil Home Park. Second by Lawrence.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

Council further instructed the City Manager to investigate the possibility of speed humps on South First and also through the City Park.

Mayor Thompson declared Saturday, April 6, 1974, as Election Day for City Officials, (three Aldermen to be elected).

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Jerry F. Fontaine, the City's Consulting Engineer, appeared before the Council to present a report on the drainage study his firm is conducting in Diboll. He stated this is the first stage of the study and showed a map which points out the existing drainage structures and the problem areas. Mr. Fontaine gave a detailed presentation and answered questions regarding the study. The Council discussed the possibility of purchasing a grade all and instructed the City Manager and Mr. Fontaine to investigate and report at the next meeting.

City Manager presented a request for a time extension from Thomas and Thompson, contractors for the proposed sewer plant. Work has not begun as scheduled due to the rainy weather. Nogle moved the extension be granted,,totaling an additional three weeks. Second by Hall.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

City Attorney presented a draft of an ordinance prohibiting the discharging of firearms inside the City Limits. After brief discussion, Hall moved this ordinance be finally passed and adopted. Second by Lawrence.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

The caption of the ordinance is as follows:

"AN ORDINANCE AMENDING SECTION VI OF THE CODE OF THE CITY OF DIBOLL, TEXAS, 1973, ADDING CHAPTER 19 AS PERTAINING TO THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS; AND DECLARING AN EMERGENCY."

The City Manager reported that Deep East Texas Council of Governments is sponsoring a new program, "Operation Mainstream" whereby the City can employ people and train them for jobs with Deep East Texas Council of Governments paying the salary. Mr. Dover stated however, that it is the responsibility of the City to secure positions for these trainees or keep them on the City's payroll after the program ends. He explained that for this reason and the fact that a lot of paper work is involved, that he would recommend the City not participate in the program at this time. Nogle moved that the Manager's recommendation be accepted. Second by Hall.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

City Secretary reported the following major invoices were paid since the previous meeting.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Angelina Truck and Tractor--$318.56
East Texas Service Corporation--$355.95
Leonard Hazel, Inc.--$2,976.00 (extension of sewer lines, paid from Revenue Sharing Fund)
Johnson Laboratories--$1,921.00 (water meters)
Lufkin Supply--$291.46
Troy Ramsey Electric--$366.40
Sargent-Sowell, Inc.--$663.32
Doug Williamson Dodge--$3,147.75 (pickup for Water and Sewer Department, to replace one that burned)

Mayor Thompson reported that a seminar on Workmen's Compensation Insurance is being held in Houston on February 20, 1974, and urged the members of the Council to attend. He stated this is sponsored by the Texas Municipal League explaining a compensation insurance program geared to meet the needs of Municipalities.

In other business, Council named four streets within the City. The street between Durham and the City Park will be named Hall Street. The street going through the Park to Dale Drive will be named Stubblefield Drive. The street extending from Dale Drive will be named Arrington Road. The street off Borden Drive will be named Lawrence Drive.

There being no further business, Council adjourned at 6:50 P. M. upon motion by Hall.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, March 18, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Henry Holubec, Mrs. Beatrice Nogle, Dr. Frank Eddins, Nolan B. Hall,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Holubec.

Voting Yes: Lawrence, Holubec, Nogle, Eddins and Hall

Voting No: None

The Council discussed the charges for use of the sanitary landfill as set forth in the recent amendment to the garbage ordinance. Mr. Dover stated the $2.00 minimum charge for each load dumped is imposing a hardship on citizens. After considerable discussion, Council agreed that the ordinance should again be amended to provide free landfill service to the citizens inside the City Limits who are paying a monthly garbage fee. Residents outside the City Limits and commercial haulers will continue to purchase a permit before entering the landfill.

Mr. Dover stated that he had received three bids for the purchase of a diesel tractor and mower. The bidders and their bids are as follows:

DuBose and Son	$4,234.54
Pineywoods Tractor	$4,427.15
Heins Industrial Equipment	$4,234.54

Copies held at The History Center, Diboll, Texas www.TheHistoryCenterOnline.com 1999:077

Mr. Dover stated that he had reviewed the bids and all meet the specifications required: therefore he recommended that the City accept the lowest bid from Heins Industrial Equipment. Hall moved the manager's recommendation be accepted. Second by Nogle.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

City Manager reported that it is time to make a donation to the Cities-County Health Unit. He recommended a donation in the amount of $1,800. After brief discussion, Lawrence moved a donation in the amount of $1,800. be made to the Cities-County Health Unit. Second by Hall.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

Mr. Bob Day, Financial Advisor for the City, appeared before the Council to present the first estimate on Contract A for the sewer improvements from Leonard Hazel, Inc. for Council approval. He stated the contractor's estimate has been approved by the City's engineer, J. F. Fontaine and Associates in the amount of $18,625.05. He stated however, that since the certificates of obligation are issued in $5,000. denominations, $3,625.05 will be carried over to the next estimate. After discussion, Hall moved that the estimate be approved and the necessary documents be executed so that payment to the contractor could be made. Second by Holubec.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

The naming of streets off Lawrence Drive was tabled until a later time.

Mr. Dover stated that the City had entered into an agreement in September 1973 with the State Highway Department and Southern Pacific Railroad for the installation of warning signals at the Mill Street Crossing. He further stated that a resolution authorizing the Mayor to execute the necessary documents needed to be adopted. Holubec moved the Mayor be authorized to sign the contracts for the improvements at Mill Street Crossing. Second by Lawrence.

Voting Yes: Hall, Lawrence, Nogle, Holubec and Eddins

Voting No: None

In other business concerning the Mill Street Crossing, the Council discussed the three houses that were to be relocated. Mr. Dover stated that he had talked with the C. V. McClures and that

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

they were agreeable to whatever is necessary for the widening of the crossing and Hines Street. Mayor Thompson also reported that he has talked with the Saxton family, but definite arrangements have not been made at this time. Mr. Hall reported that he has talked with Harold Turner who is also undecided about moving. Mr. Turner had discussed the possibility of renting until he could have a home built, but definite plans have not been made.

Mr. Dover stated that several months ago the Council had decided to accept a water tower given to the City by Temple Associates. He stated that the Director of Utilities had checked the tank and found several repairs needed to be made including the installation of a valve inside the tank, a fence needs to be erected around it and it needs to be painted. After discussion, Eddins moved that the Manager advertise for bids for the specified work needed. Second by Nogle.

Voting Yes: Lawrence, Holubec, Nogle, Eddins and Hall

Voting No: None

The Manager reported that he had investigated the cost of a grade all and had found one to range from $48,000. to $63,000. After discussion, Council agreed that bids should not be taken on this machine until after the drainage report from the City's engineer to find if the machine is really needed.

City Manager reported the following major invoices paid since the previous meeting.

Bartlett, Baggett and Shands--$4,268.00 for fleet coverage and public liability
J. F. Fontaine and Associates--$5,000.00 for first report of drainage survey,(Revenue Sharing)
East Texas Asphalt--$586.02 for street materials
Muni-Chem Corporation--$687.53 for chemicals for the fogging machine and sewer line maintenance
Johnson Laboratories--$1,440.00 for water meters
Utility Supply--$453.15 for maintenance items
Whitton Sales and Service--$975.00 for steam cleaner, paid from Revenue Sharing

Mayor Thompson reported that Mrs. J. L. Bell of Burke had called him regarding the Burke Water System. Mrs. Bell stated that the residents of Burke are very dissatisfied with the quality of the water and wondered if the City of Diboll would be interested in assuming responsibility of the system if this could legally be done. After considerable discussion, Council agreed that this would entail a great expense to the City and that no action be taken.

Holubec stated he felt there has been sufficient time elapsed since the temporary appointment of Dewey Wolf to the position

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

of Chief of Police and that action needs to be taken for a final decision. Mr. Dover explained that he would prefer this be discussed in an executive session. After discussion, Council agreed to meet on March 25, 1974 at 5:00 P. M. to discuss personnel matters.

There being no further business, Council adjourned at 5:50 P.M.

C Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, March 25, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson, Mayor

Calvin Lawrence,
Nolan B. Hall,
Dr. Frank Eddins, Councilmen
Mrs. Beatrice Nogle,
Henry Holubec,

Members Absent:

None

Meeting was opened with prayer by Alderman Eddins.

City Manager Dover explained that after considerable investigation, Director of Utilities Scarborough had recommended that the proposed sewer line improvements on the east side of the highway in the North City Limits be changed. He stated that the change would delete two lift stations, which in years to come would cost the City in maintenance and it would also provide several additional customers inside the City with sewer service. This change would cost the City approximately $18,000. which would be paid from the City's general fund. Mr. Dover recommended that the project be amended and instructions be given to the engineer to prepare the necessary documents. After discussion, Holubec moved the Council accept the Manager's recommendation. Second by Nogle.

Voting Yes: Lawrence, Hall, Eddins, Nogle and Holubec.

Voting No: None

Mr. Dover presented a cost analysis of the operations of the Water and Sewer Department. After discussion, the matter was tabled until additional information could be secured from other cities regarding rates for water and sewer service.

The Council then adjourned at 5:35 P. M. to reconvene in executive session to discuss personnel matters.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, April 8, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Henry Holubec, Mrs. Beatrice Nogle, Nolan Hall, Calvin Lawrence,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Frank M. Eddins,	Councilman

Meeting was opened with prayer by Alderman Holubec.

Mayor Thompson and members of City Council were presented the returns of the April 6, 1974 City Election for investigation. The canvass of the votes showed the following:

FOR ALDERMAN (Three to be Elected)

James Simms	146
Benny Brown	41
Samuel Coleman	81
Charles Schmidt	170
Richard Hendrick	153
Joe K. Sample	85
Eloy Fernandez	30
Bennie Scott	51
Joe W. Elliott	127
James Rhone	54

After investigation of the results, Mayor Thompson declared three Aldermen elected are Richard Hendrick, Charles Schmidt and James Simms.

Mr. Bob Day, Financial Advisor introduced a resolution approving payment for Estimate #2, Leonard Hazel, Inc. for sewer collection lines in the amount of $40,088.27. This would be paid from certificates of obligation in the amount of $40,000.00 and the remaining $88.27 be carried forward. This is 39% completion of the work. After discussion, Holubec moved the resolution be adopted, proper documents be executed to make payment. Second by Lawrence.

Voting Yes: Holubec, Lawrence, Nogle and Hall

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Day presented an estimate for the following, Jerry F. Fontaine and Associates, $1,176.86, Bob Day, $2,200., Dumas, Huguenin, Boothman and Morrow, $1,623.14. Mayor Thompson introduced an ordinance to approve payment. Lawrence moved to suspend the reading of the ordinance. Second by Hall.

Voting Yes: Lawrence, Holubec, Nogle and Hall

Voting No: None

Hall then moved the ordinance be finally passed and adopted. Second by Lawrence,

Voting Yes: Lawrence, Holubec, Nogle and Hall

Voting No: None

The caption of the ordinance is as follows:

"AN ORDINANCE by the City Council of the City of Diboll, Texas, authorizing delivery of City of Diboll, Texas Certificates of Obligation, Series 1973, in payment of professional services rendered.

There being no further business, Council adjourned at 5:50 P. M.

Clyde D Longson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas April 15, 1974 at 5:00 P.M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thomspson,	Mayor
Nolan B. Hall, Calvin Lawrence, Mrs. Bea Nogle,	Councilmen
James Dover,	City Manager
Becky Chapman,	Secretary

Members Absent:

Henry Holubec, Dr. Frank Eddins,	Councilmen
Geneva Sides,	City Secretary

Also Present:

John Sloan,	City Attorney
Charles Schmidt, James Simms, Richard Hendrick,	Incoming Councilmen

Meeting was opened with prayer by Calvin Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Nogle and Hall

Voting No: None

Mr. Ray Faircloth, of Sabine Investment Company, requested that the City make Lindsey, Denman and Bryan streets, streets (forming a circle), in the Sabine Mobile Home Park one-way streets. He said this would cut down on present traffic hazards. After a brief discussion, Hall moved these streets be changed to one-way. Second by Lawrence.

Voting Yes: Lawrence, Nogle and Hall

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

City Manager Dover requested the Council name the three streets which had been discussed in the March meeting. After a brief discussion, it was decided to wait until a later meeting to name these.

A sealed bid for street improvements in the following sections of town was submitted by Moore Brothers Construction Company, being the only bid received from bid requests:

Bid "A"	Dale Street & Arrington Road	$16,649.80
Bid "B"	Park Roads	42,785.85
Bid "C"	South Neal Pickett	10,394.00
	Total Bid	$69,829.65

After much discussion, Nogle moved we accept the combined bid from Moore Brothers Construction Company, in the amount of $69,829.65 to be paid from Revenue Sharing. Second by Lawrence.

Voting Yes: Hall, Lawrence and Nogle

Voting No: None

Sealed bids for the purchase of a 12" trencher with trailer were opened and read. Bidders and their bids are as follows:

Underground Equipment & Supply Co.	$ 4,956.30
Peerless Equipment Corporation	4,916.75
Witch Equipment Comapny	4,741.46

After much discussion, Hall moved that the City accept the bid from Peerless Equipment Corporation in the amount of $4,916.75 since City Manager Dover and Moy Scarborough, Utilities Director, explained they have better service arrangements, and overall they considered it is a better machine. Second by Nogle.

Voting Yes: Nogle, Lawrence and Hall

Voting No: None

Sealed bids for painting and repairs on the 250,000 and 75,000 gallon elevated water towers were opened and read. Bidders and their bids are as follows:

Pittsburgh Tank and Tower Co.	$ 8,030.00
Watertower Paint and Repair Co.	10,658.00
American Tank and Tower Co.	5,885.00
State Wide Tank and Tower Co.	10,921.00
Universal Construction Co.	7,250.00

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Scarborough, Utilities Director, explained what the repairs would consist of, and why they needed to be made now. After much discussion he recommended accepting the bid from Pittsburgh Tank and Tower Company, in which City Manager Dover concurred, as they feel better and quicker service will be rendered. Lawrence moved the City accept the bid from Pittsburgh Tank and Tower Company in the amount of $8,030.00. Second by Hall.

Voting Yes: Lawrence, Nogle, and Hall

Voting No: None

City Manager Dover presented an evaluation of water sales and sewer charges as compared to production costs. After much discussion, Hall moved the city increase water and sewer rates as listed below, and rates will be increased on the May 15 billing. Second by Nogle.

Voting Yes: Hall, Nogle and Lawrence

Voting No: None

SEWER RATE

PRESENT	PROPOSED
$1.50	$2.50

WATER RATE

	PRESENT		PROPOSED	
	3,000	$2.00	3,000	$3.00
Next	4,000	.65/M	4,000	.70/M
"	3,000	.60/M	3,000	.65/M
"	10,000	.55/M	10,000	.60/M
"	20,000	.50/M	20,000	.55/M
"	60,000	.45/M	60,000	.50/M
"	100,000	.40/M	100,000	.45/M
Over	200,000	.35/M	200,000	.40/M

In other business, Hall, asked the Council to consider putting traffic humps on Carter Drive in order to slow traffic down. Mr. Leo Hearne, Street Superintendant, strongly objected to this, explaining that in his opinion the obstructions would cause additional wear on the pavement adjacent to the humps. He was also concerned about the City's liability in case of accidents. This matter was temporarily tabled and City Attorney Sloan was asked to check and advise the council regarding legal liability.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Newly elected aldermen Charles Schmidt, Richard Hendrick, and James Simms were sworn into office by John Sloan, City Attorney.

There being no further business, Council adjourned at 6:00 P.M.

Clyde Thompson
MAYOR

Geneva Sides
SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, May 13, 1974 at 10:00 A. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
James Simms, Charles Schmidt, Mr. Beatrice Nogle, Richard Hendrick,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Calvin Lawrence,	Councilman

Meeting was opened with prayer by Alderman Hendrick.

Mr. Jerry Fontaine, City's Consulting Engineer, brought the new Council members up to date on the study of the drainage survey in Diboll. In an earlier meeting, Mr. Fontaine had presented Phase I of the study. Mr. Fontaine explained in detail the problem areas and his recommendations for correcting the problems. He stated that in these areas an agreement would need to be made with the people on what type drainage is preferred and also easements will have to be secured. There was general discussion among the Council concerning this. After discussion, Nogle moved that Mr. Fontaine finish the survey and study and proceed with specifications and details for easements for July 1, 1974. Second by Simms.

Voting Yes: Simms, Hendrick, Schmidt and Nogle

Voting No: None

Mrs. Nogle and Mayor Thompson then volunteered to help secure easements from the property owners for the drainage improvements.

Manager Dover presented Estimate #3 from Leonard Hazel, Inc. for sewer collection line improvements and asked Council to approve payment. Simms moved that Estimate #3 in the amount of $25,971.53 be approved and necessary documents be executed. Second by Nogle.

Voting Yes: Simms, Hendrick, Schmidt and Nogle

Voting No: None

This would be a payment in certificates of obligation to Mr.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Hazel in the amount of $25,000.00 and a carryover of $971.53.

Mayor Thompson read a letter from the Booster Club regarding the City taking responsibility of the swimming pools and possibly building another one. Mayor Thompson requested Council authorize him to appear before the Booster Club to explain that the City could not take on this responsibility at this time but would consider it at a later time. Simms moved Mr. Thompson be authorized to appear before the Booster Club. Second by Schmidt.

Voting Yes: Simms, Hendrick, Schmidt and Nogle

Voting No: None

Councilman Hendrick read a letter from the residents on Cypress Street regarding speeding and "children at play" signs but no official action was taken.

There being no further business, Council adjourned at 11:05 A. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, May 20, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Mrs. Beatrice Nogle, Calvin Lawrence, Charles Schmidt, James Simms, Richard Hendrick,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by James Dover.

Nogle moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Schmidt.

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

Mr. Eddie Martin, owner of Tele-Vue Diboll Company appeared before the Council to request a rate increase for his television cable service. The monthly rate of $5.00 per month would be $6.50, an increase in installation of extra outlets from $7.50 to $10.00 and the monthly charge for those outlets from $.50 to $1.00 per month. There was considerable discussion about the improvement in the service which is now completely upgraded and a microwave system. After discussion, Council agreed to take the matter under advisement and not make a decision until the next regular meeting.

A group of citizens from the Ryan Chapel area, with Mr. Marvin Baker as spokesman, appeared before the Council to offer a petition for annexation to the City. A copy of the petition is attached and made a part of these minutes. After discussion, City Attorney Sloan was asked to study the situation before a final decision is made. Simms moved that the City tentatively

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

approve the annexation, pending a survey to determine if utility extensions are feasible, and what the estimated cost would be. Second by Nogle.

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

Mr. James L. Love appeared before the Council to express his appreciation to the City for including the library in its Revenue Sharing Budget for this year. He stated however, that since salaries, maintenance and repairs have become a greater expense, he would like to request the City place $5,000. in the budget for the coming fiscal year rather than $3,000. which is now budgeted. After discussion, Council took no official action but agreed that the City would consider an increase to $5,000. in the budget for T. L. L. Temple Memorial Library.

M. D. Scarborough, Building and Zoning Official for the City, appeared before the Council to discuss the problems that are arising from citizens requesting mobile homes to be put in R-1 Districts where they are prohibited. He stated that he felt that all R-1 Districts should not be opened to mobile homes but that exceptions could be made. Mayor Thompson stated that he did not feel this is the City's responsibility to make the decision before a recommendation is made by the Planning and Zoning Commission. Mr. Scarborough stated that the Chairman of this Board is aware of the situation but that no action has been taken. After considerable discussion, Mayor Thompson recommended that the Planning and Zoning Commission meet to discuss mobile homes in residential sections where they are not permitted, and make recommendation to the Council.

Discussion of granting a franchise for a taxi-cab service was tabled upon motion by Hendrick and second by Lawrence since the business is no longer operating.

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

Mr. Dover presented the proposed budget for Revenue Sharing for July 1, 1974 to June 30, 1975 in the amount of $87,638.00 tentatively specifying $47,000.00 for public transportation and $40,638.00 for environmental protection. He explained this can be used to purchase equipment, contract services or for practically any regular expense of the City. After brief discussion, Lawrence moved this tentative budget be approved. Second by Hendrick.

Voting Yes: Nogle, Schmidt, Simms, Lawrence, and Hendrick

Voting No: None

The following boards were appointed upon motion by Lawrence

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

and second by Hendrick with the Housing Authority Board being retroactive to April 21, 1974. All terms will be for two years with the exception of the Board of Equalization which is for one year.

Housing Authority Board
C. H. Shepherd, Jr.
James Rhone

Board of Adjustments and Appeals
O. C. Scott
Richard Donovan

Planning and Zoning Commission
Kenneth Nelson
C. H. Shepherd, Jr.

Board of Equalization
Dennis Maynard
A. F. Vaughn
Milford Ruby

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

City Manager brought before the Council information concerning the Flood Insurance Act of 1973. He stated that the City Park is in an area that is a flood zone. He explained that in order for the City to receive any federal funds for the park, this Act would have to be adopted and the area zoned as a flood zone. After considerable discussion, Council agreed to review this insurance act and consider passage at a later time since it will not be compulsary until 1975.

Mr. Dover reported that at the beginning of this fiscal year $8,000. was budgeted for salary for a full time fireman. He stated that this position has not been filled and requested authorization to amend the budget so that the $8,000. could be expended for fire department equipment. After brief discussion, Lawrence moved the budget be amended by transferring $8,000. from Account 703 to Account 750. Second by Nogle.

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

City Manager reported that the Fair Labor Standards Act which was effective May 1, 1974 also affects the City. This Act provides for a minimum wage of $1.90 until January 1975 when the minimum wage will be $2.00. He stated this will over expend the budget in some catergories, particularly the police dispatchers who work more than a forty hour week and also are not being paid less than the minimum wage. After discussion,

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Council agreed the Manager should work as quickly as possible to comply with the Fair Labor Standards Act. Hendrick moved that Mr. Dover look into financing the increase in salaries and present a proposal for the best way to comply with the Act and present at the next regular meeting. Second by Nogle.

Voting Yes: Nogle, Schmidt, Simms, Lawrence and Hendrick

Voting No: None

Mr. Dover stated that the City has adopted some guidelines regarding installation of culverts but, after talking with the Street Superintendent, felt an amendment to the building permit should be adopted. The amendment would include any construction or alteration that would affect a city street or the drainage. After discussion, City Attorney was instructed to prepare this amendment and present at the next regular meeting.

City Manager presented the members of the Council with a brochure and information on an NCR 399 accounting machine. He reported that he has seen the machine in operation and felt that it would adequately take care of the City's water bills, payroll accounting and general bookkeeping. He stated the present billing machine is nine years old and repairs and adjustments are needed quite often. Also, with the work load constantly increasing, this new machine would be a timesaver. He stated the machine costs approximately $23,000. After discussion, Simms moved the Manager be authorized to purchase the machine and trade in the present machine. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

The City Attorney presented an amendment to the Water and Sewer Ordinance which was voted at the last meeting to increase the water and sewer rates. Lawrence moved the amendment be adopted. Second by Nogle.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

The caption of the ordinance is as follows:

"AN ORDINANCE AMENDING PART V, CHAPTER 11, SECTIONS 5-11001 AND 5-11003 OF THE CODE OF THE CITY OF DIBOLL, TEXAS, 1973, INCREASING THE MONTHLY RATES FOR WATER AND SEWER SERVICE; AND CONTAINING A SAVINGS CLAUSE."

The Council discussed a letter received from Paul Durham, Editor of The Free Press, regarding a citizens advisory committee. Mr. Durham suggested this committee include some members from the

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

minority groups who would present their needs to the Council for consideration. After considerable discussion, Lawrence moved the Council take the suggestion under advisement until the next regular meeting. Second by Schmidt.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

City Manager reported that complaints on dogs running loose were increasing and the City is unable to catch many of the dogs and those that are tagged cannot be impounded. He stated that those placed in the city pound were being taken out at night, therefore defeating the purpose of employing a dogcathcer. The Manager welcomed suggestions from the Council for an effective method of curbing the dog problem. Mayor Thompson suggested that the dogs be carried to the Humane Society in Lufkin just as soon as they are picked up and also asked the editor of the paper to run an article concerning this problem and see what suggestions the citizens might have. Council also discussed the possibility of a leash law, but no official action was taken.

After brief discussion, a tentative date of June 4, 1974 was set for an appreciation dinner for the out-going Council members and to welcome the new members. Mr. Dover was granted permission to employ outside help for the preparation of this get together.

Alderman Simms reported that the contest to name the City Park sponsored by the Lions Club has now been concluded. He stated the entries were voted on by the Lions members and three names are being presented to the Council for consideration. The names are Tall Timbers, Old Orchard and Lumberjack. After discussion, Mayor Thompson asked the Secretary to make copies of all the entries and mail to each Alderman. A decision will be made at a future meeting.

In other business, Alderman Hendrick suggested the possibility of changing the meeting time. He stated the 5:00 P. M. time is inconvenient for him. After brief discussion, meeting time was left the same for the present time.

Floyd Minyard, Fire Chief, appeared before the Council to present material on a Ward LaFrance fire truck. He stated this company has a short delivery time on this particular truck whereas other companies have a delivery time for 1½ to 2 years. After considerable discussion, Manager Dover was authorized to work out the specifications with the Fire Department and to advertise for bids on a new truck. Mayor Thompson recommended that bids be taken on gasoline and diesel engines.

There being no further business, Council adjourned at 7:30 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, June 14, 1974 at 1:30 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, Charles Schmidt, James Simms, Richard Hendrick	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Meeting was opened with prayer by Alderman Lawrence.

Mayor Thompson explained the purpose of the meeting was to approve Estimates #1 and #2 from Thomas and Thompson for work completed on the sewer treatment plant.

Mr. Bob Day, Financial Advisor for the City, introduced a resolution authorizing the execution and delivery of certificates of obligation in payment of work done. Estimate #1 was presented in the amount of $49,613.40, but since the certificates are in $5,000. denominations, the contractor would receive $45,000. After brief discussion, Lawrence moved the estimate be approved and the resolution adopted. Second by Hendrick.

Voting Yes: Lawrence, Nogle, Schmidt, Simms and Hendrick

Voting No: None

Mr. Day then presented Estimate #2 in the amount of $15,000.00 from Thomas and Thompson and introduced a resolution authorizing the execution and delivery of certificates of obligation in this amount. Nogle moved the estimate be approved and the resolution be adopted. Second by Schmidt.

Voting Yes: Lawrence, Nogle, Schmidt, Simms and Hendrick

Voting No: None

There being no further business, Council adjourned at 1:45 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, June 24, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, Charle Schmidt, James Simms,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Richard Hendrick,	Councilman

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by James Dover.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Nogle, Schmidt and Simms

Voting No: None

Mayor Thompson reported that the possibility of making Carter Drive a one-way street has been discussed and asked Mrs. Nogle to give her views since she lives on the street. Mrs. Nogle explained that she felt the traffic could be better controlled if the street is made one way with all traffic entering from the south end. Leo Hearne, Street Superintendent, reported on a survey that he and the Police Department have made on Carter Drive. He stated that traffic checks have been made while school was in session and also at other times. He stated the average speed of all cars checked by radar was 30.25 miles per hour. He further reported that in reviewing the accident reports only four accidents have occurred during the last five years. He stated that in view of his findings he did not believe a one-way street is the solution of the problem. However, Mr. Hearne stated that he does feel the speed should be lowered from 30 mph to 20 mph and be enforced by more patrolling on this street. Alderman Simms stated that he felt the speed limit through the City Park should also be lowered to 20 mph since the new street

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

is causing excessive speed. After considerable discussion, Nogle moved that Carter Drive remain two way at this time and that the speed be lowered to 20 mph on Carter and also through the park and proper signs be erected as soon as possible. Second by Simms.

Voting Yes: Lawrence, Nogle, Schmidt and Simms

Voting No: None

Manager Dover opened two bids on a fire truck for Council review. The bidders and their bids are as follows:

Fire Fox Corporation, gasoline, 750 GPM--$28,500.00
Pierce Manufacturing Company, diesel, 1,000 GPM--$36,663.00

There was considerable discussion on which truck the Fire Department would prefer to have. Representatives from both companies were present to explain service policies, warranties and delivery time. After discussion, Manager Dover recommended that he and the Fire Chief review the bids and specifications before a decision is made. Council accepted the Manager's recommendation.

Mr. Dover reported that he has contacted Mr. Baker regarding the request for annexation of a part of the Ryan Chapel area. He stated the estimated cost to extend water and sewer service to this area is $13,878.00. The City will provide 100 feet for each customer with the property owner paying the balance. This will include nine houses and a total cost to the City of $8,326.80. Two of the property owners present expressed concern about the cost of extending service to their property and asked that the annexation not be considered until further discussed among the citizens that will be affected.

City Manager reported that he has reviewed the budget with regard to the Fair Labor Standards Act and found that it affects the dispatchers who are working more than forty hours per week below the minimum wage. He stated that for the remaining five months of this fiscal year the salary would be over expended by approximately $1,722. He requested authorization to amend the Fire Department salary adding $861.00 and the Police Department salary by $861.00 since the dispatching is divided between these. Lawrence moved that Mr. Dover be authorized to amend the budget for this amount. Second by Schmidt.

Voting Yes: Lawrence, Nogle, Schmidt and Simms

Voting No: None

City Manager reported the following major bills paid since the previous regular meeting:

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Central Utility Supply--$10,400.00, paid from Revenue Sharing for water and sewer pipe and supplies

John Lee Slaughter--$832.23, painting outside City Hall

Mayor Thompson reported that a list of all names entered in the contest for the naming of the City Park had been mailed to each Alderman. He stated the three names chosen by the Lions Club are Old Orchard, Tall Timbers and Lumberjack. After discussion, Schmidt moved that the park be named Old Orchard. Second by Nogle.

Voting Yes: Lawrence, Nogle, Schmidt and Simms

Voting No: None

Mr. Dover reported that a special meeting will be held at a later time to discuss a rate increase for Tele-Vue Diboll Company since Mr. Martin did not have the requested information ready at the present time.

In other business, Alderman Simms expressed his concern over the management of the City Park baseball field. He stated that he coaches a pony league team and at times he has to wait for independent teams to come off the field before he can play. Mr. Simms stated that he feels any team who plays on the field should turn in a schedule so that there will not be conflicts in playing time. He also stated that excessive drinking of alcoholic beverages is becoming a problem. After much discussion, Mayor Thompson recommended that a special meeting be called when City Attorney has drafted an ordinance that will control the use of alcoholic beverage in the City Park. The Council also discussed the need of a coordinated recreation program but no official action was taken.

Mrs. Nogle reported that she has had several complaints about a great increase in the electrical rates. She stated that her own bill has almost doubled for the same month last year. Mayor Thompson explained that he has talked with Mr. J. B. Manning, Manager of Texas Power and Light Company, and that he will be present at the next regular meeting to discuss this increase.

City Manager reported that City Engineer, Jerry Fontaine, will have the drainage study completed by July 1.

In other business, Mayor Thompson stated that three streets inside the City, all off Lawrence Drive, have not been named. He suggested the first street turning east be named Eddins, the second street turning east (towards the Jack Garrett residence) be named Holubec and the street turning west be named Ballenger. He asked the Council for any other suggestions. After discussion,

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Nogle moved that the Mayor's recommendations be accepted. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Schmidt and Simms

Voting No: None

There being no further business, Council adjourned at 6:25.P.M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, August 19, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, James Simms, Charles Schmidt,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Richard Hendrick, Mrs. Beatrice Nogle,	Councilmen

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the meeting and they be approved as previously submitted to each Alderman in writing. Second by Schmidt.

Voting Yes: Lawrence, Schmidt and Simms

Voting No: None

City Manager reported that four members need to be appointed to the Park and Recreation Board. The terms expiring are those of H. G. Stubblefield, Jr., Joe Elliott, Albert Delco, and Dr. R. W. Ingram. After brief discussion, Schmidt moved these members be reappointed. Second by Simms.

Voting Yes: Lawrence, Schmidt and Simms

Voting No: None

Mr. Dover reported that the McClure house on Thompson Street is being worked on now in order that it can be moved: however, the moving of the Saxton house is tentative as definite arrangements have not been made.

Manager reported that the Board of Equalization has met and the conflict between the City and Sabine Investment with regard to tax value assessments has been resolved without any difficulty.

Manager reported that approximately 50 to 75 feet of the concrete raceway at the new sewer plant will have to be replaced

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

because of seepage caused by recent heavy rains. This will be done at the contractor's expense.

Mr. Dover reminded the Council that the bid opening for the proposed drainage improvements will be at 10:00 A. M. on Tuesday, August 27, 1974 at City Hall.

In other business, Police Officer Jesse Lewis was asked to display a tranquilizer gun that will be used to control stray animals that cannot be captured easily. City Manager explained that a man has been hired to work as a dogcatcher and asked the Council to appoint this man as City humane officer so that he will be able to use the tranquilizer gun. After considerable discussion, Council agreed to appoint a humane officer but he would not have authority to use the gun except under supervision of the Police Department and that an officer should be present when it is used for the first few weeks. Mayor Thompson requested that a warning to the citizens be issued in The Free Press so that all will be aware the gun is being used.

The Council ratified the following major bills paid since the last regular meeting.

Bane, Inc.--$320.55
Central Utility Supply--$436.18
Muni-Chem Corporation--$955.72
Smith Municipal Supplies, Inc.--$1,743.07

Mayor Thompson set the time for the hearing of the budget for the fiscal year 1974-75 as September 3, 1974 at 5:00 P. M. at City Hall.

City Manager reported that Mr. W. J. Bearden has met with him regarding the annexation on Ryan Chapel Road. He stated all property owners concerned will accept the City's proposal; however, there is still survey work, etc., to be done before any action is taken by the City.

Council agreed to meet in executive session, August 26, 1974 at 5:00 P. M. to discuss personnel policies.

In other business, Alderman Simms expressed concern that no improvement has been made in the cable television service. Council agreed that Eddie Martin should be asked to report to the Council.

There being no further business, Council adjourned at 5:35 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, August 27, 1974 at 10:00 A. M. in the meet-room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Mrs. Beatrice Nogle, James Simms, Charles Schmidt, Richard Hendrick,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Calvin Lawrence,	Councilman

Also Present:

Jerry F. Fontaine,	City Engineer

Mayor Thompson opened the meeting and explained that it was for the purpose of opening bids on the City's proposed drainage improvements. He then asked Mr. Fontaine to proceed with the opening of the bids. The bidders and their bids are as follows:

Thomas & Thompson	$176,198.65
Moore Construction Company	156,240.50
Greer Construction Company	174,880.50
Jesske Construction	244,949.00

After discussion, Mr. Fontaine stated that the Council and Mayor could study the bids and that he would fully investigate and review them and make a bid tabulation. He stated that he would like to meet in special session with the Council to explain exactly what the construction contract will cover. After discussion, Mayor Thompson set September 4, 1974 at 6:00 P. M. for a special meeting to hear the engineer's report and to award the bid.

There being no further business, Council adjourned at 10:30 A.M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, September 3, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
James Simms, Calvin Lawrence, Mrs. Beatrice Nogle, Charles Schmidt,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Richard Hendrick,	Councilman

Meeting was opened with prayer by Alderman Lawrence.

Mayor Thompson stated the purpose of the meeting was to hold a public hearing on the proposed budget for the 1974-75 fiscal year. Members of the Council discussed each Department separately and noted any changes that had been made since the preliminary budget workshop. Council agreed that Account No. 1500, Tax Department, could be used with the exception of salaries. City Manager was instructed not to employ a person in this department without authorization from the Council.

City Manager reported that an ordinance needed to be adopted to fix the tax rate for the 1974 tax year. Simms moved the rate be set at $1.00 per hundred dollar valuation based on 40% of the market value. Second by Lawrence.

Voting Yes: Nogle, Simms, Lawrence and Schmidt.

Voting No: None

After discussion and adjustments on the budget, Simms moved the budget be adopted as presented in the amount of $880,404.06 for the fiscal year 1974-75. Second by Nogle.

Voting Yes: Nogle, Simms, Lawrence and Schmidt

Voting No: None

There being no further business, Council adjourned at 5:35 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, September 4, 1974 at 6:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence,	Mayor Pro-Tem
Charles Schmidt, James Simms, Richard Hendrick,	Councilmen
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Mrs. Beatrice Nogle,	Councilman

Meeting was opened with prayer by Alderman Lawrence.

Mr. Lawrence opened the meeting in the absence of Mr. Thompson who arrived late.

Mr. Lawrence then turned the meeting to J. F. Fontaine who made a presentation on the proposed drainage improvements. Mr. Fontaine presented a map which shows the areas that will be covered by the contract. He further showed areas where the property owners possibly may not want a concrete ditch and this could result in a change order of approximately $70,000. from the contract price. Various drainage problems were discussed and the possibility of having the State Highway Department work with the City on the ditches along Highway 59 South. Mayor Thompson stated that he would call the District Engineer and set a meeting between the City Council and the Highway Department.

After considerable discussion the drainage program, the engineer reported that he had tabulated the bids from the bid opening on August 27, 1974 and the low bid of $156,240.60 from M. G. Moore. Lawrence moved the engineer's recommendation be accepted. Second by Simms.

Voting Yes: Lawrence, Hendrick, Simms and Schmidt

Voting No: None

There being no further business, Council adjourned at 7:20 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, September 16, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Calvin Lawrence,	Mayor Pro-Tem
James Simms, Charles Schmidt, Mrs. Beatrice Nogle, Richard Hendrick,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Clyde Thompson,	Mayor

Also Present:

John Sloan,	City Attorney

The meeting was opened with prayer by Alderman Hendrick.

Nogle moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Schmidt.

Voting Yes: Simms, Schmidt, Nogle and Hendrick

Voting No: None

City Manager reported that Deep East Texas Council of Governments is sponsoring a program for retired citizens and has requested the City contribute to the program. Mr. Dover stated that a RSVP chapter is active in Diboll and approximately 90% of the money would be used in Diboll. After brief discussion, Mr. Dover recommended the City contribute $500. to the RSVP and adopt a resolution authorizing it. He stated this could be appropriated from the Revenue Sharing Budget. Nogle moved the Council accept the Manager's recommendation. Second by Simms.

Voting Yes: Simms, Schmidt, Nogle and Hendrick

Voting No: None

City Manager reported that at this time seventy-two (72) hours notice is required before anyone can be scheduled to be placed on the Council agenda. He stated that since the regular monthly meeting of the Council is on Monday, the seventy-two hours includes weekends and in some instances proper preparation cannot

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

be made before the person appears. After brief discussion, Simms moved the ordinance governing this be amended to allow a ninety-six (96) hour notice for a person to be scheduled to be placed on the Council agenda. Second by Nogle.

Voting Yes: Simms, Schmidt, Nogle and Hendrick

Voting No: None

Mr. Dover stated that the property owners of the Ryan Chapel Community interested in applying for annexation to the City have definitely decided to make application. He stated that much work has been done; the cost of extending water and sewer service has been determined, and money is being collected and placed in escrow with the City. This will involve six property owners. A formal petition will be presented to the City as soon as the boundary line survey is completed.

City Manager reported that he had done some preliminary work on a possible re-alignment of the parking spaces in the Village area. Sketches of the proposed improvements were given to the Council for study. Mr. Dover stated he felt a better situation would exist if the spaces in front of the Timberland Theater and Village Washateria were changed to parallel parking. He stated that sixty-nine spaces are now available and with the improvements suggested, seventy-nine spaces would be available. There was considerable discussion among the Council members concerning the Village Parking and also the traffic problem around the Arco Station. After discussion, no action was taken pending further study by the Manager and Council.

Mr. Dover reported that he has met with a representative from the Governor's Traffic Safety Council regarding a study for the City of Diboll. He stated the City has been offered a 100% grant in the amount of $4,660., 90% when the program is implemented and 10% at the completion of the study. This study will aid the City in conforming with the Uniform Traffic Safety Manual which has been adopted by the City. After discussion, Nogle moved the City adopt a resolution to accept the grant and authorize the necessary documents to be executed. Second by Simms.

Voting Yes: Simms, Schmidt, Nogle and Hendrick

Voting No: None

City Secretary presented a request from Thomas and Thompson Construction for a time extension on the the contract for the sewer plant. The request stated that ninety-seven days have been lost due to inclement weather and also two change orders that have been made will require extra days. After brief discussion, Hendrick moved that Thomas and Thompson be granted a ninety-seven day extension on the sewer plant contract time. Second by Nogle.

Voting Yes: Simms, Schmidt, Nogle and Hendrick

Voting No: None

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

The following major bills paid since the last regular meeting were presented for ratification.

Bowles and Eden	$ 337.80
Big Tin Barn	352.31
Albert Grumbles	380.00
W. A. DuBose and Son	1,474.66
Dixie Materials, Inc.	3,524.76

City Manager reported that at this time the tranquilizer gun is not being used for animal control because of a new drug that has to be ordered. Patrolman Lewis reported that he has written for information on the materials needed but has not received a reply. Mr. Dover stated that the humane officer is working and has picked up several dogs which have been taken to the Humane Society in Lufkin.

There being no further business, Council adjourned at 5:45 P. M.

Velma Lawrence
MAYOR PRO-TEM

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, October 21, 1974 at 5:00 P.M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Mrs. Beatrice Nogle, James P. Simms, Charles Schmidt, Richard Hendrick,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

John Sloan,	City Attorney
Robert G. Day,	Financial Advisor

Meeting was opened with prayer by Alderman Lawrence.

Lawrence moved to dispense with the reading of the minutes of the previous meeting and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Mr. Bob Day, Financial Advisor, presented for Council consideration, Change Order #1, Leonard Hazel, Inc.. Mr. Day read an ordinance ratifying, approving and confirming the change order which re-routed the sewer line along White Oak Creek. Lawrence moved the ordinance by adopted and Change Order #1 accepted. Second by Nogle.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Mr. Day presented Change Order #2, Leonard Hazel, Inc. for ratification. This change order allowed the depth of the sewer line to be changed from 6 to 8 feet. Lawrence moved this Change Order be accepted. Second by Schmidt.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Mr. Day introduced a resolution authorizing delivery of certificates of obligation in the amount of $15,000 to Leonard Hazel, Inc. in payment of Estimate #4. The remainder of the estimate in the amount of $2,733. to be paid from the City's General Fund. Nogle moved the City adopt the resolution and approve Estimate #4 in the amount of $17,733.00. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

City Manager reported that the lowest bid for Workmen's Compensation Insurance had been from Bartlett, Baggett and Shands of Lufkin, Texas and recommended it be accepted. The bidders and their bids are as follows:

Bartlett, Baggett and Shands	$4,216.00
Deep East Texas	4,966.00
Texas Municipal League	5,197.27
Timberline Insurance Agency	4,944.00
Diboll Insurance Company	6,018.00

After brief discussion, Hendrick moved that the Manager's recommendation be accepted. Second by Nogle.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Upon motion by Simms and second by Schmidt, Council approved a $500. donation to the Angelina Humane Society.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

City Manager reported that bids had been received on several pieces of equipment and that he would open them one at a time. Bidders and bids for one riding lawn mower are listed below.

Western Auto	$600.00
Angelina Truck and Tractor	$611.90
W. A. DuBose and Son	$625.00
Air Cooled Engine Service	$594.95

After brief discussion, Lawrence moved the City accept the bid from Western Auto. Second by Nogle.

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Mr. Dover stated that only one bid was received on a replacement pick-up for the Water and Sewer Department. The bid is from Service Datsun in the amount of $3,566.24. Mr. Dover recommended that the bid be accepted. Simms moved the manager's recommendation be accepted. Second by Schmidt.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Bids were then opened for one tractor loader-backhoe combination. The bidders and their bids are as follows:

Piney Woods Tractor and Implement, Inc.	$13,604.00
W. A. DuBose and Son	13,747.79
Heins Equipment Company	15,572.88

After discussion, Mr. Dover asked permission to study the bids and make a recommendation within the next few days. Council agreed to wait before awarding the bid for the backhoe.

Bidders and bids for one brush chipper are as follows:

Utility Equipment Company	$ 5,086.56
Asplundh Tree Expert Company	5,450.20

After brief discussion, Nogle moved to accept the bid from Utility Equipment Company. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

Mr. Dover stated that the bids on two police patrol cars is a combined bid and does not include a trade-in. The bidders and their bids are as follows:

Angelina Chevrolet-Cadillac	$ 9,452.82
Morrow Buick-Pontiac	9,673.02

Mr. Dover stated the trade-in for the 1972 patrol car is $700. from both bidders while the trade-in for the 1974 is $1,400. from Chevrolet and $1,600. from Pontiac. He stated that it may be better to sell the cars outright, rather than trade them in. Police Chief Wolf recommended the City sell the 1972 patrol car but keep the 1974 patrol car as an additional vehicle to be used as

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

as a back-up unit. After considerable discussion, Nogle moved that because of the service given and the dependability of Pontiac that the bid from Morrow Buick-Pontiac be accepted for two vehicles and that the City Manager be authorized to investigate the best way to dispose of the two trade-in vehicles and that he report to the Council. Mayor Thompson stated that he is not sure the City needs to keep the 1974 car for a backup unit and asked the Manager to investigate this possibility thoroughly. Second by Schmidt.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

City Manager reported that sewer service has not been extended in the Oak Hollow subdivision. He stated that Sabine Investment has agreed to pay for half the cost and that he would recommend extending the lines while Leonard Hazel, Inc. is still working on the sewer improvements in the north part of town. This would mean a considerable saving since the contractor has equipment here. After discussion, Lawrence moved that sewer service be extended in the Oak Hollow Addition at an approximate cost to the City of $6,500. Second by Nogle.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

City Manager stated that street signs and markers all over the City are being destroyed and that he felt a measure to control this needs to be taken. The manager suggested that possibly a reward for the conviction of the vandals be given to the person who reports seeing it. After considerable discussion, Nogle moved that the Council adopt an ordinance offering a reward of $25.00 for the conviction of any person destroying street signs and that it automatically terminate in six months. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Simms, Schmidt and Hendrick

Voting No: None

The following statements paid since the last meeting were presented for ratification.

Angelina Chevrolet	$ 308.92
Bane, Inc.	592.49
Bobby's Electric	626.07
Central Utility Supply	761.76
Centex	1,049.58
Dixie Materials	1,809.81
East Texas Service Corp.	479.42
Johnson Laboratories	619.00

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

City Manager passed out copies of the projected cost of the County operating a landfill that would serve the City. The Council discussed the pros and cons and the Manager stated that the County Commissioners are now re-evaluating the cost of operation to see if the fees could be lowered. Council favored the City retaining its own landfill if a new location could be secured. After considerable discussion, no official action was taken.

There being no further business, Council adjourned at 6:25 P.M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, November 5, 1974 at 10:00 A. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, James Simms, Mrs. Beatrice Nogle, Richard Hendrick, Charles Schmidt,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

Jerry F. Fontaine,	City Engineer
Robert G. Day,	Financial Advisor

Meeting was opened with prayer by Alderman Lawrence.

Mr. Day presented Change Orders #1 and #2 from Thomas and Thompson for additional cost of $10,426.30. This is for a change in the fence from barbed wire to chain link and for the construction of a laboratory building, both at the wastewater treatment plant. Lawrence moved the Change Orders be accepted. Second by Nogle.

Voting Yes: Lawrence, Simms, Nogle, Hendrick and Schmidt

Voting No: None

Mr. Day presented Estimate #5 from Leonard Hazel, Inc. in the amount of $62,532.27. This is the final estimate less $17,918.46 retainage held by the City. He explained that certificates of obligation in the amount of $25,000.00 could be issued and the remainder of $37,532.27 will be paid from the General Fund. After brief discussion, Lawrence moved a resolution be adopted to authorize delivery of certificates of obligation in the amount of $25,000.00 and $37,532.27 be paid from the General Fund. Second by Schmidt.

Voting Yes: Lawrence, Simms, Nogle, Hendrick and Schmidt

Voting No: None

Estimate #4 from Thomas and Thompson in the amount of $65,000.00 was presented for Council approval. After discussion, Nogle

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

moved that a resolution be adopted to authorize certificates of obligation in the amount of $65,000. be issued in payment to Thomas and Thompson. Second by Lawrence.

Voting Yes: Lawrence, Simms, Nogle, Hendrick and Schmidt

Voting No: None

Mr. Fontaine then explained to the Council that the estimate from Thomas and Thompson is late in being paid due to corrections that had to be made. He stated that due to inclement weather several working days have been lost. Also, the raceway that cracked during heavy rains had required extra days to be repaired. Mr. Fontaine stated that since the contractors had lost so many days, he would recommend the City give Thomas and Thompson an extension of time on the contract. After discussion, Mrs. Nogle stated she felt it would of benefit to the City if Mr. Thompson is given an extension since this would insure a good job at the plant. Council agreed that Mr. Thompson be given an extension on his contract time.

Mr. Fontaine commended Director of Utilities, M. D. Scarborough, in being responsible for a change in the sewer improvements that eliminated two lift stations and extended sewer service to several additional customers in the north City limits.

There being no further business, Council adjourned at 10:35 A.M.

Clyde Thompson
Mayor

ATTEST:

Geneva Sides
City Secretary

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a special meeting of the City Council of the City of Diboll, Texas, November 11, 1974 at 12:00 noon at the Overland Express in Lufkin, Texas.

Members Present:

Clyde Thompson,	Mayor
Charles Schmidt,	
James Simms,	
Mrs. Beatrice Nogle,	Councilmen
Richard Hendrick,	
Calvin Lawrence,	
James Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

None

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Alderman Lawrence.

Mayor Thompson stated the purpose of the meeting was for the Council to discuss a request for a rate increase from Diboll Tele-Vue Company. Mr. Thompson further stated that the prospective buyers of the company had asked about possibly transferring the franchise for the cable service from Eddie Martin to them. City Attorney Sloan stated that the City's ordinance specifically states that the franchise cannot be transferred. He stated that the present owners hold a thirty year franchise. After considerable discussion, it was the consenus of opinion of the Council that the City should grant a franchise for the least amount of years provided by the law. Mayor Thompson stated he has been told that the company will not purchase the system unless a franchise is granted. After discussion, Simms moved the franchise be granted for the least amount of years possible, pending investigation by the City Attorney. Second by Hendrick.

Voting Yes: Schmidt, Hendrick, Simms, Nogle and Lawrence

Voting No: None

The Council discussed the need for the cable service to improve the system. Mr. Dover stated that Mr. Campbell, who is negotiating for the purchase of the system, had told him new equipment has been ordered and will arrive December 16. He stated that no increase should be granted until the equipment is installed and service has improved. However, Mayor Thompson stated that the City is committed to an increase in rates since the Council told

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Mr. Martin that when the microwave system was installed, it would approve a rate increase. There was considerable discussion among the members of the Council and the City Manager concerning this. Mr. Dover stated that he felt the monthly rate should be increased from $5.00 a month to $5.75 and each extra outlet be raised from $.50 each to $.75 making a total monthly increase of $1.00. After much discussion, Hendrick moved that the cable service be granted a rate increase in the amount of $1.00 per month on each service and $.50 for each extra outlet. This would be $6.00 per month for regular service and $1.00 per month for each extra outlet, with all other requests in rates being granted as requested. A copy of the request is attached to and made a part of these minutes. The rates would become effective when the City grants the franchise to the new owners. Second by Lawrence.

Voting Yes: Lawrence, Nogle, Hendrick and Schmidt

Voting No: Simms

There being no further business, meeting adjourned at 1:30 P. M.

Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY

11-11-74

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

REQUEST FOR FRANCHISE CHANGES

DIBOLL

The following changes are necessary for the present Cable Television Franchise to conform with FCC franchise standards.

Change 1.

The Grantee's legal, character, financial, and technical qualifications have been approved by the franchising authority as part of a full public hearing affording due process.

Change 2.

The Grantee shall equitably and reasonably extend energized trunk cable to a substantial percentage of its franchise area each year, such percentage to be determined by the franchising authority.

Change 3.

The Grantee has the right to maintain and operate a television and electronic signal service and distribution for a period of twenty-five (25) year from date of approval of this ordinance.

Change 4.

Rates to be Charged to Subscribers

Installation Charges

Initial installation - TV or FM (Uncabled premise)	$15.00
Additional Outlet installation	10.00
Reconnection (cabled premise)	10.00

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Exhibit C

CATV SYSTEMS, INC.
TV CABLE OF Diboll , INC.
Proposed Maximum Rate Structure to be
Effective December 1, 1974

Installation Charges - Residential (1)

Initial installation, TV and/or FM, non-cabled premises	$ 15.00
Additional outlets, TV or FM, same, each	10.00
Reconnect of discontinued service cabled premises	10.00
Relocation of modification of outlet, TV or FM	10.00

Monthly Service Charges - Residential (1)

Initial outlet, TV or FM	$ ~~5.00~~ 6.00
Additional outlets, TV and/or FM, same premises, each	~~1.00~~ 1.00

Note:

(1) Definitions as contained in ordinance to remain applicable.

March 1, 1975

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

Minutes of a regular meeting of the City Council of the City of Diboll, Texas, November 18, 1974 at 5:00 P. M. in the meeting room at Diboll City Hall.

Members Present:

Clyde Thompson,	Mayor
Calvin Lawrence, Charles Schmidt, James Simms, Mrs. Beatrice Nogle,	Councilmen
James E. Dover,	City Manager
Geneva Sides,	City Secretary

Members Absent:

Richard Hendrick,	Councilman

Also Present:

John Sloan,	City Attorney

Meeting was opened with prayer by Manager Dover.

Lawrence moved to dispense with the reading of the minutes of the previous meetings and they be approved as previously submitted to each Alderman in writing. Second by Nogle.

Voting Yes: Lawrence, Simms, Nogle and Schmidt

Voting No: None

Mayor Thompson reported that a petition for annexation to the City Limits has been submitted to the Council and has been duly published in the City's official newspaper. This is a portion of land situated in the Thomas Quevado League, Abstract 39, in Angelina County, Texas, located on Ryan Chapel Road. Mr. Thompson asked that anyone who had objections to the annexation please step forward at this time. No one present came forth to object. Nogle moved that the Council approve the annexation petition and that City Attorney Sloan prepare the necessary ordinance. Second by Simms.

Voting Yes: Lawrence, Simms, Nogle and Schmidt

Voting No: None

City Manager reported that the City is experiencing problems with culverts that are not reinforced pipe. He recommended an amendment to the Street Ordinance that would specify the type

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

and size of culvert the City will accept. This would not be retroactive but would become effective at the time the amendment is adopted. After brief discussion, Nogle moved the Council accept the Manager's recommendation. Second by Lawrence.

Voting Yes: Lawrence, Simms, Nogle and Schmidt

Voting No: None

Mr. Dover reported that the City's engineer, Jerry Fontaine, and M. G. Moore, contractor for the proposed drainage improvements, have met with him regarding the drainage program. He stated the contracts have been signed and a letter has been written on this date advising the contractor to begin work within ten days. The first phase of improvement will begin on Devereaux and Durham Streets.

City Manager reported that since the called meeting to discuss the television cable service that City Attorney Sloan has investigated the length of time a City may grant a franchise. Mr. Sloan explained that he has talked with the Federal Communications Commission in Washington, D. C. and found that the maximum time on the initial granting of a franchise is fifteen (15) years. He stated that no minimum time is specified. Mr. Dover recommended that when the new tele-vue owners are granted a franchise that the City request a 3% gross receipts tax instead of the 2% that is now being paid. Council agreed to the Manager's recommendation.

Mr. Dover stated that following the last regular meeting, he had reviewed the bids received for a backhoe loader and found that the lowest bidder did not meet the specifications. He had been authorized by Council to make a decision and had purchased the backhoe from the second lowest bidder, DuBose and Son. He asked that Council ratify this purchase and authorize him to make payment in the amount of $13,747.79. Lawrence moved the purchase be ratified and payment be made. Second by Nogle.

Voting Yes: Lawrence, Simms, Nogle and Schmidt

Voting No: None

The following bills were presented to the Council for ratification:

CMI	$ 563.29
Dixie Materials	1,753.66
Deep East Texas COG	4,701.48
East Texas Service Corporation	809.51
Factory Sales	416.49
Everitt Griffith and Associates	325.00
Leonard Hazel, Inc.	9,522.22
Service Datsun	3,566.24
Wallace & Tiernan	428.00

Copies held at The History Center, Diboll, Texas. www.TheHistoryCenterOnline.com 1999:077

In other business, Alderman Simms reported that it had been brought to his attention at a recent Booster Club meeting that possibly the City could make application for grant money to build recreational facilities in Diboll. He stated that the proceeds from Diboll Day are now being discussed and a proposed allocation sheet has been distributed. Alderman Simms stated that if the City could receive any federal or state money to support the youth programs, he felt application should be made. This would allow the Diboll Day proceeds to be used in other areas where funds are needed. Mayor Thompson reported that he had received a letter from the Booster Club concerning this and as soon as the investigating committee is appointed he will send a memorandum to each Council member. Council agreed that the City should make application for grants if possible to do so.

Mayor Thompson presented a bulletin furnished him by Dr. Mike Harbordt concerning the Community Quality of Life Awards Program. He stated that he would like for the City to enter this awards which is sponsored by The Environmental Monthly. After brief discussion, Lawrence moved Mr. Thompson be authorized to make application on behalf of the City of Diboll. Second by Nogle.

Voting Yes: Lawrence, Simms, Nogle and Schmidt

Voting No: None

There being no further business, Council adjourned at 5:45 P. M.

C Clyde Thompson
MAYOR

ATTEST:

Geneva Sides
CITY SECRETARY