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AGENDA
CITY COUNCIL MEETING
MONDAY, JANUARY 14, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order.
2. Invocation.
3. Approval of Minutes.
4. Hear Audit Report.
5. Open Bids on Golf Course Equipment.
6. Consider Going Out for Bids on Garbage Bags.

EXECUTIVE SESSION:

1. Discuss Personnel & Salaries.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, JANUARY 7, 1991 at 8:55 A. M. .

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Minutes of a regular City Council Meeting, Monday, January 14, 1991, 5:15 at Diboll City Hall.

Present:		Absent:
James Simms	Mayor	None
Don Hendrick	Councilman	
Dick Albrecht	Councilman	
Carl Pavlic	Councilman	
R. W. Ingram	Councilman	
Sam Coleman	Councilman	

Also Present:

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Ernie Murray	Free Press
Lynn Montes	Axley & Rode, CPA
Earl Carr	Director of Public Works
Lane Bass	Water & Sewer Superintendent
Roger Sanders	Sewer Plant Superintendent
Guy Anthony	Police Officer
Kent Havard	Police Officer
Jimmy Kee	Police Sergeant
Danny Ray	Chief of Police

Prior to calling meeting to order, Mayor Simms read a letter of commendation to officers Guy Anthony and Kent Havard from the City of Garland.

Items #1 & #2 Mayor Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Mayor Simms called for a motion to approve the minutes for the last council meeting. Dick Albrecht made the motion and Sam Coleman seconded.

Voting For:	Voting Against:
Don Hendrick	None
Dick Albrecht	
Carl Pavlic	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #4 Lynn Montes of Axley & Rode, CPA firm presented the city's annual audit report. He stated that overall the city is in good financial condition.

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Item #5 Jimmy Cassels, City Attorney opened and tabulated bids.received on Golf Course equipment. The bids were as follows:

Two Riding Greensmowers:

Watson's	$23,000.00
Goldthwaite's	24,280.00
Brookside Equipment	21,595.00
Brookside Equipment Alt. Bid	25,553.44

Seven Gang Hydraulic Mower:

Watson's	$21,820.00
Goldthwaite's	16,993.00
Brookside Equipment	24,500.00

Blower:

Watson's	2,689.00
Goldthwaite's	2,380.00
Brookside Equipment	2,120.00

R. W. Ingram made a motion to accept the low bid of $21,598.00 from Brookside Equipment for Two Riding Greensmowers; $16,993.00 from Goldthwaites for Seven Gang Hydraulic Mower; and $2,120.00 from Brookside Equipment for a Blower.upon review and approval of specifications. Sam Coleman seconded.

Voting For:

Don Hendrick
Dick Albrecht
Carl Pavlic
R. W. Ingram
Sam Coleman

Voting Against:

None

Motion Carried.

Item #6: After discussion by Vernon Cupit, Mayor Simms called for a motion to authorize going out for bids for garbage bags. Carl Pavlic made the motion and Don Hendrick seconded.

Voting For:

Don Hendrick
Dick Albrecht
Carl Pavlic
R. W. Ingram
Sam Coleman

Voting Against:

None

Motion Carried.

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At this time Mayor Simms called the council into Exevutive Session which was tape recorded with a certified agenda.

Mayor Simms called the council back into open session with no decision being made in Executive Session .

After discussion, Carl Pavlic made a motion to accept two new sergeants positions with pay adjustment and Don Hendrick seconded.

Voting For:

Don Hendrick
Dick Albrecht
Carl Pavlic
R. W. Ingram
Sam Coleman

Voting Against:

None

Motion Carried.

Mayor Simms called for a motion to adjourn. Sam Coleman made a motion and Carl Pavlic seconded.

Voting For:

Don Hendrick
Dick Albrecht
Carl Pavlic
R. W. Ingram
Sam Coleman

Voting Against:

None

Motion Carried.

Meeting adjourned at 6:30 P. M. .

Mayor

ATTEST:

City Secretary

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CITY OF DIBOLL

February 22, 1991

Mr. Tony May, Sales Representative
Brookside equipment Sales, Inc.
19003 I-45 North
Spring, Texas 77388

Dear Mr. May,

Based upon Mr. Dewey Wolf's discussion with you after reviewing the specifications accompanying your bid dated January 9, 1991 for two Riding Greensmowers, it was determined that the specifications were deficient. Therefore, your bid is being rejected.

The City thanks you for the submission of your bid.

Cordially,

Lanny Parish
City Secretary

LP/bks

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November 2, 1990

Mr. Vernon Cupit, City Manager
City of Diboll
Diboll, Texas

Dear Mr. Cupit:

In planning and performing our audit of the general purpose financial statements of the City of Diboll, Texas for the year ended September 30, 199[illegible] we considered the City's internal control structure to determine our auditing procedures for the purpose of expressing an opinion on the general purpose financial statements and not to provide assurance on the internal control structure.

However, during our audit we became aware of certain matters that are opportunities for strengthening internal controls and operating efficiency. Our comments and suggestions regarding those matters are summarized in this letter. A separate report dated November 2, 1990, contains our report on reportable conditions in the City's internal control structure. This letter does not affect our report dated November 2, 1990, on the general purpose financial statements of the City of Diboll, Texas.

GENERAL

Due to the limited number of personnel employed by the City, a total segregation of certain accounting functions may not be possible and management may determine that it would not be economically feasible to employ a larger accounting staff. As a result, you should frequently monitor the administrative and internal accounting control procedures in use to assure that compensating controls are being utilized to provide assurance that assets are safeguarded and transactions are proper and recorded in a timely manner. Such procedures should include, but not be limited to the following:

1. The functions of receiving cash or checks, preparing the bank deposits, and recording in the general ledger should be segregated. Additionally, a function requiring the comparison of the listing of remittances received on a daily basis to the amounts shown on validated deposit slips and subsequent postings to subsidiary receivable records should be in place. If this is not feasible, management should review the collection and depositing procedures on a frequent basis.

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GENERAL - CONTINUED

2. The functions of purchasing and receiving goods or services, authorizing and signing checks should be separated. Checks should not be signed without a detailed review of the documentation supporting the check to assure that all procedures required for the issuance of the check have been completed.

3. The functions of making adjustments to general ledger accounts or subsidiary receivable records should require review and approval by a representative of management who is not directly involved in the accounting process.

4. The functions of preparing the monthly billings, recording billings in the accounts receivable subsidiary ledger, receiving collections of such billings and posting these payments to the accounts receivable subsidiary ledger should be segregated. If this is not feasible, management should review the billing and posting procedures on a frequent basis.

GENERAL FUND BUDGET

Total expenditures of the General Fund exceeded the amount appropriated in the City's budget by $57,613.

We recommend that the budget be amended prior to incurring expenditures in excess of the amounts appropriated.

CAPITAL PROJECTS FUNDS

Jail Project:

The City had recorded the expenditures related to the $500,000 Community Development Block Grant within the General Fund. For audit purposes, these expenditures and the unrecorded revenues relating thereto were presented in the financial statements of the City's Capital Projects Funds.

We recommend that the transactions of the $500,000 Community Development Block Grant be recorded in a separate Capital Projects Fund in the City's financial records.

Golf Course Construction Project:

The City received a grant for its use in the construction of additions and improvements to the Diboll Municipal Golf Course. The construction project is being managed by the Diboll Booster Club and its representatives. Grant proceeds received by the City are deposited into the Diboll Booster Club Golf Course Construction bank account and related expenditures are authorized by and checks signed by representative of the Diboll Booster Club. Because the grant was in the City's name, for audit report purposes, the financial statements of the Construction Project are included as part of the City's general purpose financial statements.

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We recommend that in the future, the City consult with its legal counsel to determine that all laws and regulations pertaining to City funds are satisfactorily complied with prior to assigning the responsibility for the expenditure of such funds to other entities.

SALES TAX RECEIPTS

The state regulations pertaining to the one-half of one percent (1/2%) local option sales tax imposed by the City on January 1, 1990, appear to require that funds collected in excess of the "projected" amount of such sales tax revenue be put into an "excess sales tax revenue fund". The use of these funds is also restricted during the first three years.

We recommend that the City carefully review the state regulations and comply with them in all material respects.

ACCOUNTS PAYABLE AND ACCRUED LIABILITIES

As in prior years, our audit tests disclosed that the various liability accounts were not being reviewed on a monthly basis to determine that the amounts shown by the general ledger were properly supported by subsidiary schedules and workpapers. During our audit, we assisted the City in determining the appropriate year end balances for several of these accounts and with the City's approval made the necessary adjustments to the City's general ledger accounts.

We recommend that City personnel review the balances in the various liability accounts on a monthly basis and reconcile them to supporting data or subsidiary records.

GALLONS OF WATER PUMPED AND BILLED

As part of our analytical review of water and sewer revenues, we compared total gallons of water pumped as shown by the City's records to the total gallons of water billed as shown by the billing register. Based on this comparison, approximately seventy percent (70%) of the total gallons pumped were billed in 1990 compared to approximately seventy-five percent (75%) in 1989. City personnel did not have data to explain the difference between the gallons of water pumped and billed.

We recommend that the City compare total gallons of water pumped to total gallons of water billed on a monthly basis and, to the extent possible, document the reasons for such difference.

CAPITAL OUTLAY EXPENDITURES

Our tests of expenditures charge to the various capital outlay accounts in the City's general fund disclosed that certain items appeared to meet the criteria of repairs and maintenance and small tools rather than additions to fixed assets. City personnel assisted us in determining which items should be added to the City's general fixed assets records.

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CAPITAL OUTLAY EXPENDITURES - CONTINUED

We recommend that the City carefully review its procedures for classification of expenditures as capital outlay to assure that only those items that meet the criteria of a fixed asset are recorded in these accounts.

CLOSING COMMENTS

We will review the status of these comments during our next audit engagement. We have already discussed many of these comments and suggestions with the City personnel, and we will be pleased to discuss them in further detail at your convenience, to perform any additional study of these matters, or to assist you in implementing the recommendations.

This report is intended solely for the use of management of the City of Diboll, Texas and should not be used for any other purpose.

Very truly yours,

AXLEY & RODE

Lynn Montes

S. LYNN MONTES, CPA
PARTNER

SLM:sr

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November 2, 1990

Honorable Mayor and City Council
City of Diboll
Diboll, Texas

Members of the Council:

Statement on Auditing Standards No. 61, issued by the Auditing Standards Board of the American Institute of Certified Public Accountants requires that certain matters related to the conduct of an audit be communicated to those who have responsibility for oversight of the financial reporting process. These communications are normally made to an "audit committee". However, as the City has no formally designated audit committee, we are making them directly to you by this letter. The matters that we wish to communicate are as follows:

1. Our audit was conducted in accordance with generally accepted auditing standards and was designed to obtain reasonable, rather than absolute, assurance about the general purpose financial statements.

2. The City changed its method of accounting for endowment funds during the year ended September 30, 1990.

3. The general purpose financial statements did not include any particularly sensitive accounting estimates formulated by management.

4. We had no disagreements with the City's management during the audit.

5. Management did not consult with other accountants concerning auditing or accounting matters.

6. There were no major issues discussed with management prior to our engagement as the City's auditors.

7. There were no major difficulties encountered in performing the audit.

The firm of Axley & Rode appreciates the opportunity of performing our services for the City of Diboll, Texas. If you have any questions concerning the foregoing matters, please let us know.

Very truly yours,

AXLEY & RODE

Lynn Montes

S. LYNN MONTES, CPA
PARTNER

SLM:lc

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November 2, 1990

Honorable Mayor and City Council
City of Diboll
Diboll, Texas

Members of the Council:

In planning and performing our audit of the general purpose financial statements of the City of Diboll, Texas for the year ended September 30, 1990, we considered its internal control structure in order to determine our auditing procedures for the purpose of expressing our opinion on the general purpose financial statements and not to provide assurance on the internal control structure. However, we noted certain matters involving the internal control structure and its operation that we consider to be reportable conditions under standards established by the American Institute of Certified Public Accountants. Reportable conditions involve matters coming to our attention relating to significant deficiencies in the design or operation of the internal control that, in our judgment, could adversely affect the organization's ability to record, process, summarize, and report financial data consistent with the assertions of management in the basic financial statements.

Controls over cash receipts and monthly billings are limited due to the lack of separation of duties because of the limited number of personnel employed.

This report is intended solely for the information and use of the management of the City of Diboll, Texas. This restriction is not intended to limit the distribution of this report which, upon acceptance by the City Council, is a matter of public record.

Very truly yours,

AXLEY & RODE

Lynn Montes

S. LYNN MONTES, CPA
PARTNER

SLM:lc

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AGENDA
CITY COUNCIL MEETING
THURSDAY, FEBRUARY 21, 1991
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Open and tabulate bids on Garbage Bags.
5. Authorize asking for bids on Two Police Cars.
6. Discuss and consider entering a contract with Angelina Neches River Authority as a participating member of the Regional Water System.
7. Discuss bids on Greens Mower reviewed last month.
8. Discuss Trolley System payment.
9. Discuss Street Improvement Program.

EXECUTIVE SESSION:

1. Discuss Legal Requirements which Pertain to City Council Meetings.
2. Discuss Legal Matters Pertaining to Item #6.

POSTED ON BULLETIN BOARD AT CITY HALL: WEDNESDAY FEBRUARY 13, 1991 AT 3:40 P. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: February 18, 1991 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Routine bid opening

Item #5 Authorize asking for bids on two police cars.

We try to get bids and delivery on police cars before we begin to have major problems, normally about one hundred thousand miles. We have two cars that are approaching that time and mileage.

Item #6 Discuss regional water system.

I have asked Mr. Neighbors, and Mr. Griffith to be here for a discussion. I hope to gain enough information from these discussions and what information we have, to make a recommendation on the direction we should go.

Item #7 After Dewey reviewed the bids and specifications discussed the equipment with the low bidder, he feels the low bid does not meet specifications. I thought we should discuss the issue before going to the next low bid.

Item #8 Discuss trolley payment.

When we originally agreed to subsidize the transit system for running the trolley in Diboll the T.L.L. Temple Foundation gave that funding for a two year period. We

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do not have a copy of a contract, however we have talked with the lady at the Lufkin office and attempted to talk with Mr. McBeth at Bryan about the continuation of the system, with no response. Currently we are holding an invoice for $1666.67 which was not funded by the foundation. A ridership report is attached.

Item #9 Discuss street improvements program.

As you know we have not had a street improvement program since the discontinuation of revenue sharing. The $69,000. that we have appropriated for street repair each of the last two or three years is barely enough to keep almost everyone out of the mud. We do manage to do some spot major street repairs but certainly can't do enough to keep up.

I have asked Mr. Griffith to give me some cost estimates for some major repairs that I consider to be priority work that needs immediate attention.

We need to discuss, not only the priorities, but also the funding and timing of this project.

Executive Session:

Item #1 No comment at this time.

Item #2 Mr. Cassels will discuss some legal issues about the water contract.

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Minutes of a Regualar City Council Meeting, Thursday, February 21, 1991, at Diboll City Hall at 5:15 P. M..

Present		Absent
James Simms	Mayor	None
Carl Pavlic	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Dick Albrecht	Councilman	
R. W. Ingram	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director Of Public Works
Dewey Wolf	Golf Course Manager
Roger Sanders	Water Treatment Plant Superintendent
Lane Bass	Water & Sewer Superintendent
Danny Ray	Chief of Police
Gary Wilmon	Free Press
Jimmy Griffith	EGA
Gary Neighbors	A&NRA
Harold Maxwell	
Mike McCollum	
Levy Ellison	

Item #1 & #2 Mayor Simms called the meeting to order and Vernon Cupit to give the invocation.

Item #3 Mayor Simms called for a motion to approve the minutes for the last council meeting. R. W. Ingram made the motion and Carl Pavlic seconded.

Voting For	Voting Against
Carl Pavlic	None
Don Hendrick	
Sam Coleman	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney opened and tabulated bids reviewed on garbage bags. The bids were as follows:

Arrow Industries	$ 2.50 per Roll (box) $50.00 per 1000 $ .05 per bag	50 Bags per roll
Spartech Plastics	$2.80 per Roll (box) $56.00 per 1000 $ .056 per bag	50 Bags per roll

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Bemis Company Inc.	$ 2.63 per roll $52.78 per 1000	50 Bags per roll

Carl Pavlic made a motion to accept the low bid of $ 2.50 per roll from Arrow Industries and Don Hendrick seconded.

Voting For	Voting Against
Carl Pavlic	None
Don Hendrick	
Sam Coleman	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #5 Mayor Simms called for a motion to authorize asking for bids on two police cars. Dick Albrecht made the motion and Sam Coleman seconded.

Voting For.	Voting Against
Carl Pavlic	None
Don Hendrick	
Sam Coleman	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #6 Mayor Simms called the council into Executive Session at this time. Mayor Simms called council back into regular session.

Mayor Simms asked Jimmy Griffith to present information and he asked Gary Neighbors with A & N R A to present material concerning the Regional Water System and the contract. Vernon Cupit asked questions Jimmy Griffith responded. No decision had to be taken and no action was taken and item was tabled.

Item #7 Vernon Cupit discussed bids and pointed out that Brookside did not meet the specs. and recommended that we go with next bid which was Watson's. Dewey commented and concensus was the same.

R. W. Ingram made a motion to go with the purchase from Watson's at submitted bid price of $23,000.00 for two and Don Hendrick seconded.

Voting For	Voting Against
Carl Pavlic	None
Don Hendrick	
Sam Coleman	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #8 Vernon Cupit discussed contract from previous years. Concensus was for Vernon to write Mr. McBeth a letter and tell him.

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Item #9 Vernon Cupit discussed study Griffith made on Glass, Fairchild and others in subdivision and N & S First Street as to cost to re-do them. Said we need to find out what has to be done now and ask for bond issue. Also, Lynn and Cypress streets need rebuilding. Will get figures and present to council at later meeting.

At this time Mayor Simms called th Council into Executive Session. No decision was made and no vote was taken in Executive Session.

Mayor Simms called the council back into open session.

There being no futher business, the council adjourned at 8:02 P. M.

James P. Simms
MAYOR

ATTEST:

Larry Rush
CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, MARCH 18, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Discuss closing Pine Valley Road between Hendrix and N. First over RailRoad.
5. Open and tabulate bids on Police Cars.
6. Open and tabulate bids on Golf equipment:
   a. Trap maintenance riding machine.
   b. 2 Turf trucksters.
   c. Walking Aerifier.
7. Appoint Election Judge, Alternate Judge and Absesentee Ballot Board Judge.
8. Consider Regional Water System.
9. Authorize going out for bids on a tractor with mowing machine and a wing mower for the Parks Department.
10. Discuss Transit System.
11. Discuss street improvements.
12. Consider resolution and Agreement with TASK FORCE and authorize payment of $5,000.00.
13. Consider request of annexation of 7 acres at the Jail site.
14. Consider recommendation of Planning & Zoning Board to renew Mobile Home permit.
15. Consider resolution adopting speed limit on Highway 59 as recommended by the Texas Highway Department.

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, MARCH 12, 1991 AT 8:25 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit, City Manager Vernon Cupit

SUBJECT: Agenda Comments

DATE: March 14, 1991 RE:

Items 1, 2, & 3 are routine.

Item #4 Discuss closing Pine Valley Street across the railroad.

The Pine Valley crossing is where the train truck accident occurred last month. When Southern Pacific relaid the tracks they did not reopen the street.

I have had several conversations with Mr. Ron Olson of S.P. regarding the crossing and other street repair. S.P. would certainly like to see the road remain closed. In return for leaving the crossing closed they are offering to pay our share of the signal system at Harris St. (approx. $6,500), assist in providing sufficient turning radius for trucks using Pine Valley on and off N. 1st, in conjunction with this offer and for payment for the damages to N. 1st St. they are making a very reasonable financial offer. They will pay us the amount of a bid price for resurfacing N. 1st from Borden South to A St. including some shoulder and ditch work, this also includes resurfacing Harris St. from Hendrix to N 1st and repairs to all turning radius damage by trucks as a result of rerouting during the derailment. I am working on getting those bids together.

I have talked with Mr. Maxwell in order to get the company view of leaving the crossing closed. They have no problem with leaving it closed if provisions are made to allow continued truck traffic to the plant via Pine Valley as discussed about turning radius. They have no immediate plans to re-route traffic in or out of the plant via this street.

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Item #5 Open Bids on Police Cars

We do not have any bids at this time, however I do expect we will get a bid from the Chevrolet Co. which may be the only bid. Ford Motor Co. is in a transition period with their police vehicles and Chrysler no longer bids police cars.

Item#6 Open and tabulate bids on Golf Course Equipment

I expect we will get two or three bids on each piece of this equipment.

Item #7 Appoint Election Judge.

I spoke with Mr. Ramsey and he is willing to serve. I also talked to Mr. Dick Hendrick and he agreed to serve as alternate.

Item #8 Discuss Regional Water System

The deadline for a decision of participating in the regional system has been moved back to April or beyond. As you know, Lufkin tabled their decision and are looking at some other possibilities. I am not aware of all the things they are considering, however, indications are that there will remain a regional system of some sort. At this time I think we need to keep all our options open and just not take any action. I will stay in contact and abreast of the situation and keep you advised.

I have continued my research on the availability of ground water in our area and am getting some new cost figures together for the Eason Lake water. At this time I am of the opinion that there is adequate ground water available in the Diboll area to meet our needs in the distant future.

Item #9 Authorize asking for bids on Parks equipment.

A tractor with bush hog and a mowing machine were items discussed during the budget process. We need to go ahead and ask for bids on these items.

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Item #10 Discuss Transit System

After our last meeting I sent Mr. McBeth a letter stating our opinions of the contract (copy attached #10).

As of today I have not heard from anyone with the system other than receiving another bill and the same type report they mail monthly.

I suggest we continue delaying payment and consideration of a contract until they answer our questions.

Item #11 Discuss street improvements.

This item is a continuation from last month. Jimmy Griffith should have me some cost figures together before our meeting for discussion purposes, also item four comments concerning N First are part of this item.

Item #12 Consider a resolution to participate in the task force.

We have for several years participated in the regional task force. They apply for a grant annually, therefore the agreement is done annually. During our budget process we did not appropriate funds for this year because they were not sure participants would have to pay this year (expected to have sufficient monies from within as a result of siezures, etc.) this did not develop fully, therefore, they need our contribution to complete the matching portion of the grant.

Chief Ray has checked with D.A. Harrington and has the approval to use $5,000 of our seizure monies to make the payment.

Mr. Cassels is reviewing the agreement at this time and will breif us on Monday at the meeting.

I recommend we continue participating. We do use them occasionally to work in Diboll. They are usually the force behind the larger busts such as the one in Lufkin recently.

Item #13 Consider request for annexation of jail property.

Last year when we annexed the jail site somehow this 7.25 acres did not get annexed. We have the necessary documents to complete this transaction.

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(Note: Several agencies are beginning to wonder where the inmates for the jail are. N. Group is responsible for filling the jail with inmates, and I spoke with Bob Williams yesterday concerning their efforts. They are working with Harris County and the State in an attempt to get the inmates assigned. His statement continues to be "about two weeks" at any rate, from whatever the date N Group gets the assigned inmates, it will be about 60 days before operations begin. During this 60 days PRICORE will hire and train personnel and procure operating material and supplies).

Item #14 Consider renewing mobile home permit for L.L. Langston

P&Z did not meet for this request. We did talk to Mr. Henson the P&Z Chairman and explained the situation and he agreed that it could go directly to the council.

You may recall that the Langstons applied for a specfic use permit to allow their son move in on their property up on the old highway. The son still has not gotten the money together for a down payment on the mobile home but is till trying and they would like to renew the permit.

Circumstances have not changed as for as I find to disallow the permit. I recommend renewing it for an additional 6 months.

Item #15 Consider adopting Highway Department recommendations of speed zones.

The Highway Department did a speed test in the city to determine safe speed zones and made a recommendation that we change our speed limits and zones.

They ran the test from city limits North and South.

Very breifly the recommendations are to lower the speed limit from 45 MPH to 40 MPH through the heart of town from Weber St. to 1818 southbound and 1818 to Weber northbound. They also recommend a 45 MPH zone for a short distance (1/4 mile) to allow decelleration and acceleration. All zones outside these areas will remain at 55 MPH.

There is also a 50 MPH Zone in there,

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I have a chart giving specified areas and zone change points for your viewing at the meeting.

Chief Ray has checked the recommendations by on site viewing and concurs with the recommended speeds.

I will explain in more detail at the meeting.

OTHER COMMENTS:

No other candidates have signed up for a position.

For Rumor Control:

I have sold my home at South Meadows and purchased a mobile home and will live in the mobile home park. I have no plans to leave the city.

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Minutes of a regular City Council Meeting, Monday, March 18, 1991, at Diboll City Hall at 5:15 P. M. .

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
Don Hendrick	Councilman		
Carl Pavlic	Councilman		
Dick Albrecht	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Dewey Wolf	Golf Course Manager
Lane Bass	Water & Sewer Superintendent
Jimmy Kee	Sargeant
Ernie Murray	Free Press
Mike Isham	Angelina Cheverolet
Mr. Olsen	Southern Pacific R. R.
Lyle Nelson	Transit Authority

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Carl Pavlic called for a motion to approve the minutes of the last City Council Meeting. Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #4 Vernon Cupit dicussed the closing and ramifications of closing Pine Valley Road between Hendrix and North First. Dick Albrecht made a motion to close Pine Valley Road between Hendrix and North First.and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

TRAP MAINTENANCE RINDING MACHINE

BIDDERS NAME				
GOLDTHWAITES	$8,288.00 Gas	$10,000.00 Diesel		30 Day Delievery
WATSONS	$8,549.00			

DATE: March 18, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

TWO TURF TRUCKSTERS

BIDDERS NAME				
WATSONS	(2) 3 WHEEL $19,200.00 (1,500.00) TRADE IN	NET BID $17,700.00	(2) 4 WHEEL $19,900.00 (1,500.00)	TRADE-IN NET BID $18,400.00
GOLDTHWAITES	NO BID			

DATE: MARCH 18, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

(2) POLICE CARS

BIDDERS NAME				
BARRETTS-LUFKIN	NO BID			
DUKE CHEVEROLET-CORRIGAN	NO BID			
BULLOCK MOTORS-CORRIGAN	NO BID			
ANGELINA AUTOPLEX-LUFKIN	$30,307.80 (1,800.00) 1986 FORD (1,200.00) 1988 CHEV.	NET BID $27,307.80	120 DAYS DELIEVERY	
AL MEYER FORD-LUFKIN	NO BID			
LUFKIN MOTORS-LUFKIN	NO BID			

DATE: MARCH 18, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

WALKING AERIFIER

BIDDERS NAME				
GOLDTHWAITES	$7,380.00			
WATSONS	$ 5,950.00			

DATE: March 18, 1991

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Item #5 Jimmy Cassels, City attorney opened and tabulated bids received on Police cars as follows:

Angelina Autoplex-Lufkin	2 1991 Chev. Caprice Police Cars	$30,307.80
	Trade-In 1986 Ford Police Car	(1,800.00)
	Trade-In 1988 Chev. Police Car	(1,200.00)
	NET BID	$27,307.00
Barretts-Lufkin		NO BID
Duke Chev.-Corrigan		NO BID
Bullock Motor-Corrigan		NO BID
Al Meyer Ford-Lufkin		NO BID
Lufkin Motors-Lufkin		NO BID

Carl Pavlic made a motion to accept low bid of $27,307.80 from Angelina Autoplex for two (2) police cars upon staff review and approval of specifications and Don Hendrick seconded and try to sell trade-ins within 30 days.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #6 Jimmy Cassels opened and tabulated bids on Golf Course equipment as follows:

WALKING AERIFIER

Goldthwaites	$7,380.00
Watson's	$5,950.00

R. W. Ingram made a motion to accept low bid of $5,950.00 from Watson's for the Walkin Aerifier upon staff review and approval of specifications. Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

TWO TURF TRUCKSTERS

Goldthwaites	3 wheel		$19,200.00
		Trade-IN	(1,500.00)
		NET BID	$17,700.00

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WATSONS	4 Wheel		$19,900.00
		Trade-in	(1,500.00)
		NET BID	$18,400.00
GOLDTHWAITES			NO BID

Don Hendrick made a motion to accept low bid of $18,400.00 from WATSONS for 2 (two) Turf Truckster Cushman 4 Wheel upon staff review and approval of specifications and Carl Pavlic seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

TRAP MAINTENANCE RIDING MACHINE

Goldthwaites	Gas	$ 8,288.00
		$10,400.00
Watsons		$ 8,549.00

R. W. Ingram made a motion to accept low bid of $8,288.00 from Goldthwaites for a Trap Maintenance Riding Machine upon staff review and approval of specifications and Carl Pavlic seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #7 Dick Albrecht made a motion to appoint Mr. Robert Ramsey an Election Judge and Absentee Ballot Board Judge for the May 4, 1991 City Election and Mr. Dick Hendrick as Assistant Judge. Carl Pavlic seconded.

Voting For	Abstained	Voting Against
Carl Pavlic	Don Hendrick	None
R. W. Ingram		
Dick Albrecht		

Motion Carried.

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Item #8 Jimmy Griffith out of town and Vernon Cupit made comments concerning the Regional Water System. Recommended council to wait on some costs for Eason Lake possibilities and other possibilities.and table decision and keep options open.

Carl Pavlic made a motion to table item and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #9 Carl Pavlic made a motion to authorize accepting bids on a tractor with mowing machine and wing mower for Parks Department. R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #10 Lyle Nelson made presentation concerning cost and operation. Mayor James Simms pointed out that taxpayer money cannot be used to pay for operation of Trolley System. Mayor Simms suggested Mr. Nelson get with his staff and with Vernon Cupit and see what can be worked out.

Item #11 Jimmy Griffith not able to get figures for Fairchild, Glass and other streets. Vernon Cupit discussed Southern Pacific RR's offer to reconstruct damaged street as result of train derailment. Temple-Inland indicated they will also assist in repairs. Will try to have figures next meeting.

Item #12 Vernon Cupit made comments. Dick Albrecht made a motion to accept resolution with Task Force with letter being changed. Carl Pavlic seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

R. W. Ingram made a motion to pay $5,000.00 to the Task Force out of Drug Seizure Money. Carl Pavlic seconded.

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#15

ORDINANCE NO. 91-1

AN ORDINANCE ESTABLISHING MAXIMUM SPEEDS OF MOTOR VEHICLES FOR CERTAIN AREAS DESIGNATED

WHEREAS, the State Department of Highways and Public Transportation has made its recommendations to this Commission for such speed zone areas, and

WHEREAS, the City Commission of Diboll has studied such recommendations and believe them to be realistic and proper for the City of Diboll.

NOW, THEREFORE BE IT ORDAINED by the City Commission of Diboll that the maximum speed for the areas applicable shall be a s follows:

US Highway 59

From the North City Limits southward for a distance of 1.367 miles the speed limit shall be fifty-five (55) miles per hour in either direction. From a point 1.367 miles south of the North City Limits to a point approximately 700 feet north of Harris Street a distance of 0.200 mile the speed limit shall be fifty (50)miles per hour either direction. From a point approximately 700 feet north of Harris Street to its intersection with Weber Street a distance of 0.300 mile the speed limit shall be forty-five miles per hour in either direction. From its intersection with Weber Street to a point approximately 130 feet south of Farm-to-Market Road 1818 and Loop 210 a distance of 0.493 mile the speed limit the speed limit shall be forty (40) miles per hour in either direction. From a point approximately 130 feet south of Farm-to-Market Road 1818 and Loop 210 to a point approximately 200 feet north of Booker Street a distance of 0.200 mile the speed limit shall be forty-five (45) miles per hour in either direction. From a point approximately 200 feet north of Booker Street to a point approximately 100 feet south of Winder Street a distance of 0.200 mile the speed limit shall be fifty (50) miles per hour in either direction. From a point approximately 100 feet south of Winder Street to the South City Limits of Diboll a distance of 0.614 mile the speed limit shall be fifty-five miles per hour in either direction.

BE IT ORDAINED that this Ordinance shall become effective immediately upon your approval and publication.

PASSED and APPROVED this 18th. day of March, 1991.

Mayor, City of Diboll
Diboll, Texas

Attest:

City Secretary
City of Diboll

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Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #13 After discussion, Don Hendrick made a motion to approve the request for annexation of 7.25 acres between current city limits and jail facility on South First Street and Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #14 After discussion Dick Albrecht made a motion to accept recommendation of Planning & Zoning Board to renew mobile home permit for L. C. Langston on Property on lod highway and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

Item #15 After discussion , R. W. Ingram made a motion to adopt the ordinance recommended by the Sate Department fo Highways and Public Transportation.establishing maximum speeds of motor vehicles for certain areas designated and Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

Motion Carried.

R. W. Ingram made a motion to adjourn the meeting and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
Dick Albrecht	
R. W. Ingram	

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Motion Carried.

Meeting Adjourned at 6:35 P. M. .

Mayor

ATTEST:

City Secretary

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AGENDA
SPECIAL CITY COUNCIL MEETING
THURSDAY, APRIL 4, 1991
5:15 P. M.
DIBOLL CITY HALL

EXECUTIVE SESSION:

1. Discuss Jail Legal Matters.

2. Discuss Personnel Matters.

POSTED ON BULLETIN BOARD AT CITY HALL: MONDAY APRIL 1, 1991 AT 3:35 P. M. .

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Minutes of a called City Council Meeting, Thursday, April 4, 1991, at 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Don Hendrick	Councilman	
Carl Pavlic	Councilman	
R. W. Ingram	Councilman	
Sam Coleman	Councilman	
Dick Albrecht	Councilman	

Also Present

Vernon Cupit	City Manager
Jimmy Cassels	City Attorney
Joe Berry	Angelina County Judge

Item #1 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #2 Mayor Simms called the council into executive session.

The minutes of the executive session was tape recorded and given to the City Attorney Jimmy Cassels for preservation. No decisions were made and no action was taken in executive session.

Mayor Simms called the council back into open session. No action was taken.

Mayor Simms called for a motion to adjourn and R. W. Ingram made the motion and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Carl Pavlic	
R. W. Ingram	
Sam Coleman	
Dick Albrecht	

Motion Carried.

Meeting adjourned at 6:20 P. M. .

James C. Simms
Mayor

Minutes taken by Vernon Cupit, City Manager.

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AGENDA
CITY COUNCIL MEETING
MONDAY, APRIL 15, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order.
2. Invocation.
3. Approval of Minutes.
4. Open & Tabulate Bids for Equipment for Parks Department & Golf Course.
5. Authorize Asking for Bids for Pick-Up for Water & Sewer Department.
6. Consider New Cooperative Agreement with Health District.
7. Public Hearing on Annexation of 4 Parcels of Property on Arrington Street.
8. Consider Annexation of 4 Parcels of Property on Arrington Street.

EXECUTIVE SESSION:

1. Discuss Conflict of Interest.

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, APRIL 9, 1991 at 9:10 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: April 12, 1991 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Open bids on Park and Golf Course Equipment.

We should have a couple of bids on each of these items.

Item # 5 Authorize asking for bids for a Pick-up for Water/Sewer Department.

This is a replacement for a pick-up in the sewer department. The pick-up being replaced is a 1986 Ford. We will offer a Chevrolet as trade in and move the Ford to a less demanding slot.

Item #6 Consider new cooperative agreement with the Health Department

The new agreement is the one I gave you last week. I think we should favorably consider the new agreement.

Item # 7 Public hearing on Annexation.

A public hearing is required before action is taken on the annexation.

Item #8 Consider annexation of 4 properties.

This is the action to be taken after the public hearing.

We do not have all the details on sewer service worked out, but we will be ready by the time building begins.

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Executive Session:

Mr. Cassels would like to explain the law concerning conflict of interest.

Other Comments:

Southern Pacific is giving a BBQ Supper in the park this Monday evening for all firemen and employees to show their thanks for support rendered during the derailment. Each of you and your family are invited.

The conflict in scheduling, as far as having it on council meeting night, is regretable and S.P. officials apologize, but welcomes you to come by for supper.

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NOTICE

The City of Diboll will be accepting sealed bids until April 15, 1991 for 1 Dual Trim Tractor and 1 Bush Hog Tractor for the Parks Department.

Bids will be accepted until 5:15 P.M. on Monday, April 15, 1991 at which time they will be opened and tabulated.

Bids will be addressed to City Manager, City of Diboll, Texas P.O. Drawer E, Diboll, Texas 75941.

The City of Diboll reserves the right to reject any or all bids, to waive any informality in bidding and to award as may be advantageous to the City.

LANNY PARISH
CITY SECRETARY

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

WING MOWER

BIDDERS NAME				
GOLDTHWAITES	$20,475.00 W/OUT TRADE $19,503.00 W/ TRADE	20 DAY DELIVERY		
ARK-LA-TEX TURF	$19,336.00 W/OUT TRADE $16,336.00 W/TRADE	HUSTLER DEVIATIONS		
WATSONS	NO BID			

DATE: APRIL 15, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME

SMALL TRACTOR

PINEYWOODS TRACTOR	KUBOTA $6,495.00	5 DAY DELIVERY	DEVIATION	
FISH & STILL	$7,282.89	10 DAY DELIVERY	DEVIATION	
MUSTANG TRACTOR	NO BID			
W.A. DUBOSE	$7,150.00	3 DAY DELIVERY		

DATE: APRIL 15, 1991

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CITY O. DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

4-WHEEL RIDING TRI-PLEX MOWER

BIDDERS NAME				
GOLDTHWAITES	NO BID			
WATSONS	$6,490.00	14 Day Delivery		

DATE: APRIL 15, 1991

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STATE OF TEXAS §

COUNTY OF ANGELINA §

AFFIDAVIT

I, DON HENDRICK, as a member of the City Council of the CITY OF DIBOLL, make this affidavit and hereby on oath state the following: I, and/or a person or persons related to me, have a substantial interest in a business entity or in real property, as those terms are defined in V.T.C.A., Local Government Code, Section 171.001, et. seq., that would be ~~peculiarly~~ particularly affected by a vote or decision of the ~~Board of Trustees~~ City Council.

The business entity is NOT ANY.

I have a substantial interest in this business entity or real property for the following reasons: (Check all that are applicable).

____ Ownership of 10% or more of the voting shares of the business entity.

____ Ownership of $2,500.00 or more of the fair market value of the business entity.

____ ~~Funds~~ received from the business exceed 10% of my gross income for the previous year.

✓ Real property is involved and I have an equitable or legal ownership with a fair market value of at least $2,500.00.

Upon the filing of this affidavit with the City Secretary, I affirm that I will abstain from voting on any decision involving this business entity or real property, except as provided in V.T.C.A., Local Government Code, Article 171.001, et. seq.

Signed this 15TH day of April, 1991.

Don Hendrick

SIGNATURE OF OFFICIAL

ALDERMAN

TITLE OF OFFICIAL

THE STATE OF TEXAS §
COUNTY OF ANGELINA §

This instrument was acknowledged before me on the 15TH day of April, 1991, by Don Hendrick.

Notary Public, State of Texas

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Minutes of a regualar City Council Meeting, Monday, April 15, 1991, at Diboll City Hall, at 5:15 P. M. .

Present		Absent
James Simms	Mayor	None
Sam Coleman	Councilman	
Dick Albrecht	Councilman	
Don Hendrick	Councilman	
R. W. Ingram	Councilman	
Carl Pavlic	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Danny Ray	Police Chief
Earl Carr	Director of Public Works
Dewey Wolf	Golf Course Manager
Roger Sanders	Sewer Plant Superintendent
Ernie Murry	Free Press
Allen Still	Fish & Still Equipment
Mr. Dubose	W A Dubose & Equipment

Item #1 & #2 Mayor Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the previous regualr City Council Meeting and also the called City Council Meeting. R. W. Ingram seconded.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney, opened and tabulated bids received on small tractor for Parks Department. The bids were as follows:

PINEYWOODS TRACTOR	$6,495.00	Kubota	5 Day Delievery	Deviation
FISH & STILL	$7,282.89		10 Day Delievery	Deviation
MUSTANG TRACTOR	$ NO BID			
W. A. DUBOSE	$7,150.00		3 Day Delievery	

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Don Hendrick made a motion to accept the low bid of $6,495.00 from Pineywoods for the small tractor and Dick Albrecht seconded upon staff reviewing and accepting specifications.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Mr. Cassels opened and tabulated bids received on wing mower for the Parks Department. The bids were as follows:

GOLDTHWAITES	$20,475.00 W/Out Trade $19,503.00 W/Trade-In	20 Day Delievery
ARK-LA-TEX	$19,366.00 W/Out Trade $16,336.00 W/Trade-In	Hustler Deviations
WATSONS	NO BID	

R. W. Ingram made a motion to accept the low bid of $16,336.00 W/trade-in from Ark-La-Tex Turf and Sam Coleman seconded, upon review of specifications and approval by staff.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Mr. Cassels opened and tabulated bids on a 4-Wheel Riding Tri-Plex Mower for the Golf Course Department. The bids were as follows:

GOLDTHWAITES	NO BID	
WATSONS	$6,490.00	14 Day Delievery

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

WING MOWER

BIDDERS NAME				
GOLDTHWAITES	$20,475.00 W/OUT TRADE $19,503.00 W/ TRADE	20 DAY DELIVERY		
ARK-LA-TEX TURF	$19,336.00 W/OUT TRADE $16,336.00 W/TRADE	HUSTLER DEVIATIONS		
WATSONS	NO BID			

DATE: APRIL 15, 1991

CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

4-WHEEL RIDING TRI-PLEX MOWER

BIDDERS NAME				
GOLDTHWAITES	NO BID			
WATSONS	$6,490.00	14 Day Delivery		

DATE APRIL 15, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME

SMALL TRACTOR

PINEYWOODS TRACTOR	KUBOTA $6,495.00	5 DAY DELIVERY	DEVIATION	
FISH & STILL	$7,282.89	10 DAY DELIVERY	DEVIATION	
MUSTANG TRACTOR	NO BID			
W.A. DUBOSE	$7,150.00	3 DAY DELIVERY		

DATE: APRIL 15, 1991

Texas Genealogy Forum, The Portal to Texas History, Center, Diboll, Texas. www.texasgenealogyforum.com 19990077

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R. W. Ingram made a motion to accept the low bid of $6,490.00 from Watsons for a 4-Wheel Rinding Tri-plex Mower and Sam Coleman seconded upon review of specifications and approval by staff.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Item #5 Sam Coleman made a motion to authorize asking for bids for a pick-up truck for the Water & Sewer Department. Dick Albrecht seconded.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Item #6 Dick Albrecht made a motion that the City enter into the New Cooperative Agreement with the Health District and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Item #7 Mayor Simms opened the Public Hearing on the annexation of 4 parcels of property on Arrington Street. There being no opposition, Mayor Simms closed the public hearing.

Item #8 Carl Pavlic made a motion to approve the annexation of 4 parcels of property on Arrington Street and Dick Albrecht seconded. Councilman Don Hendrick filed affidavit with City Secretary as to conflict of interest and abstained from voting.

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Voting For	Voting Against	Abstaining
R. W. Ingram	None	Don Hendrick
Carl Pavlic		
Sam Coleman		
Dick Albrecht		

Motion Carried.

At this time, Mayor Simms called the council into Executive Session. No decisions were made and no vote was taken in Executive Session. The session was taped recorded for preservation.

Mayor Simms called council back into open session and there being no further business Carl Pavlic made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
Don Hendrick	
R. W. Ingram	
Carl Pavlic	

Motion Carried.

Council Meeting adjourned at 5:58 P. M.

Mayor

Attest:

City Secretary

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Minutes of a Special City Council Meeting, Monday, May 6, 1991, at Diboll City Hall at 5:15 P.M. .

Present		Absent
James Simms	Mayor	R. W. Ingram Councilman
Sam Coleman	Councilman	
Dick Albrecht	Councilman	
Carl Pavlic	Councilman	
Don Hedrick	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Clyde Maxey	Councilman-Elect

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 The ballots of the May 4, 1991 City of Diboll general election were canvassed and the totals submitted by the election judge were found to be correct. Carl Pavlic made a motion to accept the totals and Dick Albrecht seconded.

Voting For	Voting Against
Sam Coleman	NONE
Dick Albrehct	
Carl Pavlic	
Don Hendrick	

Motion Carried.

Sam Coleman made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	NONE
Dick Albrecht	
Carl Pavlic	
Don Hendrick	

Motion Carried.

Meeting adjourned at 5:33 P.M. .

Mayor

ATTEST

CITY SECRETARY

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AGENDA
SPECIAL CITY COUNCIL MEETING
MAY 6, 1991
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Canvass Votes for May 4 City Election.

Lanny Parish, City Secretary

POSTED ON BULLETIN BOARD AT CITY HALL MAY 2, 1991 at 12:30 P.M.

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AGENDA
CITY COUNCIL MEETING
MONDAY, MAY 20, 1991
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of Minutes.
4. Oaths of office to newly elected Councilman.
5. Select Mayor Pro-Tem.
6. Reappoint City Judge.
7. Open & Tabulate bids on pick-up for Water & Sewer Department.
8. Open & Tabulate bids on the following vehicles:
   a. 1988 Cheverolet
   b. 1989 Cheverolet
   c. 1980 Buick
   d. 1983 Pontiac
   e. 1973 Cadillac
9. Consider replacement for Clyde Maxey on Appeals Board.
10. Discuss Regional Water System.
11. Discuss Trolley System.

LATE ITEMS:

12. Discuss tax collection agency.
13. Consider appointing two Housing Authority board members.

EXECUTIVE SESSION:

1. Discuss legal matter concerning Sewer Easement.

POSTED ON BULLETIN BOARD AT CITY HALL: MONDAY, MAY 13, 1991 at 4:10 P.M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: **RE:**

Items 1, 2, & 3 are routine.

Item #4 Oaths of office to newly elected Councilman.

Swearing in of elected officials.

Item #5 Election of Mayor Pro-Tem.

The Mayor Pro-Tem is elected each year for a one year term. Mr. Pavlic was appointed last year.

Item #6 Reappoint City Judge.

The City Judge is appointed following the Mayoral election each two years. Judge Powell has given no indication of not filling the position. Also, Judge McConnico is willing to serve as alternate.

Item #7 Open and Tabulate bids on pick-up for Water & Sewer Department.

This should be a routine bid. I expect we will get three of four bids for Monday.

Item #8 Open & Tabulate bids on cars.

Three of these vehicles are seized vehicles from drug deals. The other two are police vehicles that were offered as trade-ins and we wanted to offer them for sale, hoping to get a better offer. So far, we only have one bid on some of these. Hopefully there will be more on Monday. If not, we may keep them and try again.

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Item #9 Consider replacement for Clyde Maxey on Appeals Board.

We need to appoint someone to replace Mr. Maxey on the Appeals Board. Mr. Pavlic's name has been mentioned, but I have not talked to anyone about serving.

Item #10 Discuss Regional Water System.

I have enclosed the latest information we have on what is being discussed as a regional system. Very briefly, the City of Lufkin made some decisions relating to water production and distribution that changed the regional concept from what was previously presented. Basically, Lufkin said they would produce enough water to sell to other entities on a contractial arrangement. They want to deal with only one agency (ANRA). In addition to providing the water, Lufkin plans to upgrade their distribution system to be capable of distributing to their City limits and any one purchasing water will tap on at convenient points for purchaser. In this proposal, each entity will share in Lufkin cost of upgrading their distribution system, based upon a projected use demand, referred to as standby quanity.

Our cost for 483,000 gallons per day (standby) is estimated at $65,000 annually. If and when we begin to take water, the cost will be the same as the industrial users in Lufkin. At present, it is estimated that the cost of the distribution lines to get water to Diboll and the water cost combined will be about $1.15 per thousand.

I will try and give more details at the meeting Monday.

My opinion at this time is that we can develope our own well and get water into our system at less than $1.00 per thousand.

Item #11 Discuss Trolley System.

I have attached the information Mr. Nelson of Brazos Transit system

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gave us back in March. There gave beenseveral discussions about the trolley since March.

I have had conversation with some people who would like for the trolley to continue operating, others who would like to see it stopped.

A Mr. Tatum collected over two hundred names of people who say they would like to keep the trolley. I expect he will be at our meeting.

I rode the bus on the 1:30 route May 7th, on that day 103 persons rode it. I talked with everyone who rode while I was on the trolley (12 total) four students from AC, three indicated they rode both directions each day, one rode ocassionaly. Two people that were returning to Diboll said they rode to and from Lufkin daily. One person who rode locally said she used the bus three or four times a week. The other five rode for different reasons, one to the doctor at Lufkin ocassionally, one to work at Lufkin four days a week, the other ocassionally.

Based upon our letter of agreement to fund 25% of the operating cost, not to exceed $20,000 per year, and the operating cost report furnished by Brazos Transit. We were over billed and paid $9,629.00 in 1989 and $8,371 in 1990 for a total overpayment in the two years of $18,000. I therefore suggest Brazos Transit authority continue operating the trolley serving Diboll at no additional charge until May or June 1992.

I suggest that in March or April 1992, a determination be made as to whether or not to continue service beyond that time, if service is to be continued, that a request for a grant from the TLL Temple Foundation be submitted.

Item # 12 Discuss Tax Collection Agency

You probably noticed in the paper that the appraisal district wanted to modify their budget procedure. They want to increase the appraisal

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fee and then collect everyone's tax "free". Their restructuring would have cost us $1,480.00 per year. The county tax collection is collecting our tax for $420.64 per year. There is no savings for Diboll and I voiced that opinion at their meeting. There were several people there who voiced opposition to the proposal.

Item #13 Consider appointing two Housing Authority board members.

Two unexpired terms, Mr. Willie Massey (deceased) and Mr. Jim Dunlap, need to be filled.

There have been two names suggested, Mr. Stacey Cook and Mr. Roy Smith. I have not talked with either of these men about this. You may want to wait until next month to fill the vacancies.

Executive Session:

Item #1 Discuss legal matter concerning Sewer Easement.

Back in 1973, when a new sewer line was laid down Frostly Lane, we obtained an easement (attached) from Mrs. Scarborough. Although the document does not state that she gets free sewer service, we have never charged her for sewer until this month. Mrs. Scarborough states that the verbal agreement was that she would receive free service.

I know that those deals were sometime made. I expect that it happened this time also.

Since she has never been billed before and all the other residences on Frosty Lane are billed, we may be creating a problem by charging her now.

Other Comments:

The jail opening ceremony will be this Friday at 10:00. Letter from Judge Berry included.

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Minutes of a regular City Council Meeting Monday, May 20, 1991, at Diboll City Hall, at 5:15 P. M. .

Present		Absent
James Simms	Mayor	None
Sam Coleman	Councilman	
Clyde Maxey	Councilman	
Dick Albrecht	Councilman	
Don Hendrick	Councilman	
R. W. Ingram	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Lane Bass	Water & Sewer Superintendent
Roger Sanders	Sewer Plant Superintendent
Earl Carr	Director of Public Works
Danny Ray	Chief of Police
Ernie Murry	Free Press
Mark Watson	Lufkin Daily News
Levy Ellison	
Mr. Nelson	Brazos Valley Transit

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Dick Albrecht made a motion to approve minutes of the previous City Council Meeting and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney, administered Oath of Office to the newly elected councilmen Sam Coleman and Clyde Maxey and to the mayor James Simms.

Item #5 Sam Coleman made motion to appoint Dick Albrecht as Mayor Pro-Tem and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

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Item #6 Sam Coleman made a motion to reappoint Sherod Powell as City Judge and James B. McConnico as alternate City Judge. Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

Item #7 Jimmy Cassels, City Attorney opened and tabulated bids recieved on pick-up for Water and Sewer Department as follows:

Barret Lone Star GMC Lufkin, Texas	NO BID	
Angelina Autoplex Lufkin, Texas	BID Trade-in Net Bid	$12,790.45 400.00 $12,390.45
Southern Dodge Lufkin, Texas	No Bid	
Al Meyer Ford Lufkin, Texas	No Bid	

Don Hendrick made a motion to accept the low bid of $12,390.45 from Angelina Auto plex and Dick Albrecht seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

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CITY OF BOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

1991 PICKUP

BIDDERS NAME				
Barret Lone Star GMC Lufkin, Texas	NO BID			
Angelina Autoplex Lufkin, Texas	$12,790.45 400.00 Trade-in $12,390.45 Net Bid			
Southern Dodge Lufkin, Texas	NO BID			
Al Meyer Ford 311 S. Timberland Lufkin, Texas	NO BID			

DATE: MAY 20,1991

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Item #8 Jimmy Cassels opened and tabulated bids as follows:

1980 Buick	
Maria Perez	$501.00
Roland Harvey	$300.00
Fred Weeks, Sr.	$505.00*
1983 Pontiac	
Richard Farley	$601.95*
Fred Weeks Sr.	$305.00
1973 Cadillac	
Fred Weeks Sr.	$105.00*
1988 Chevrolet	
Smokies Motor Co.	$1,050.00
Dwayne Durham	$ 675.00
1989 Cheverolet	
Dwayne Durham	$1,690.00

R. W. Ingram made a motion to approve high bids on all except two Cheverolet (1988 & 1989) until staff have checked trade in value on them. Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

Item #9 R. W. Ingram made a motion to appoint Carl Pavlic to Appeals Board and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

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CITY OF 'BOLL
EQUIPMEN. FOR SALE

BID TABULATION
CITY OF DIBOLL
1973 CADILLAC

BIDDERS NAME				
Fred Weeks Sr.	$105.00*			

DATE: May 20, 1991

EQUIPMENT FOR SALE

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BID TABULATION
CITY OF DIBOLL
1980 BUICK

BIDDERS NAME				
Maria Perez	$501.00			
Roland Harvey	$300.00			
Fred Weeks, Sr.	$505.00*			

DATE: May 20, 1991

CITY OF DIBOLL
EQUIPMENT FOR SALE

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BID TABULATION
CITY OF DIBOLL

1983 PONTIAC

BIDDERS NAME				
Richard Farley	$601.95*			
Fred Weeks Sr.	$305.00			

DATE: May 20, 1991

EQUIPMENT FOR SALE

BID TABULATION
CITY OF DIBOLL
1989 CHEVROLET

BIDDERS NAME				
Dwayne Durham	$1,690.00			

DATE: _____

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CITY OF DIBOLL
EQUIPMENT FOR SALE

BID TABULATION
CITY OF DIBOLL

1988 Chevrolet

BIDDERS NAME				
Smiley Motor Co.	$1,050.00			
David Durham	675.00			

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Item #10 Vernon Cupit discussed Regional Water System. He said standby cost to be used by City of Lufkin to increase installing their larger line for 20 years. If we laid lines to Lufkin at $1.16-$1.80/M for standby and construction, probably $1.40 estimated can get water from Eason Lake for less than $1.00/M.

No decision was made. Consensus of Council was in favor of Vernon Cupits' comments.

Item #11 Mr. Nelson with the Brazos Valley Transit presented breakdown of costs. He said no direct costs were included. Mr. Nelson said he would furnish direct cost this week.. He also stated that 16% was direct cost. Vernon Cupit said other concerns was ridership. Mr. Nelson said 133 trips per day.

Item #12 Vernon Cupit made comments about proposal presented by Central Appraisal District. Stated that Central Appraisal District had cancelled proposal. No decision was made by Council.

Item #13 R. W. Ingram made a motion to appoint Stacey Cooke and Roy G. Smith to the Housing Authority Board and Dick Albrecht seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

Mayor James Simms called the council into Executive Session.

Mayor Simms called council back into Open Session.
No decisions were made in Executive Session.

Mayor James Simms called for a motion to adjourn and R. W. Ingram made the motion. Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
Don Hendrick	
R. W. Ingram	

Motion Carried.

Meeting adjourned at 6:15 P. M. .

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Mayor

ATTEST:

City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, JUNE 10, 1991
5:15 P. M.
Diboll City Hall

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Discuss Trolley System
5. Discuss Cemetery Project
6. Discuss Street Improvements

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, JUNE 4, 1991
AT 9:20 A. M. .

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: June 5, 1991 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Discuss Trolley System

This is a continuation item from last months meeting. Mr. Nelson with BTS brought the revised operating cost report to me (Attachment #4) and we discussed the total operation. The figures are about what we expected. The BTS will not bill us for the months of January through May, as a result of not having the agreement (contract) worked out.

I did submit a letter (grant request) to the T.L.L. Temple Foundation and discussed the request with Mr. Zeagler. Mr. Zeagler called and informed me that he was processing the request through individual board members and had only one remaining for complete approval and expected completion this week.

We will be getting the money ($20,000.00) for a full year operation, however, the BTS FY coincides with our FY. Mr. Nelson and I agreed on a four month contract followed with a twelve month, contingent upon the city getting another grant next year. I discussed the next year grant with Mr. Zeagler and Mr. Burke and based on their discussion with Mr. Temple think there will be no problems.

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There are some other discussions about the routing that we will discuss. The new routing will begin late this summer or fall. Proposed route attached.

Item #5 Discuss Cemetery Project

This may be a new subject for some of you, but attachment #5 is a letter from Mayor Simms to the T.L.L. Temple Foundation for funds to upgrade the old Shiloh Cemetery. This letter is a result of several conversations with Mr.King and others concerned with the cemetery and Mr. Leach with the foundation. Also attachment #5 is the letter from the foundation in response to our letter. Contingent #1 is being discussed both by the community and the city. Our Cemetery Board met last Thursday and heard a report by Mr. King that several of the churches were discussing this issue today (June 5) in hopes of getting enough support to keep the cemetery in good shape on their own if the foundation will agree to go ahead and give us the grant for the initial work.

Basically what we are looking at is asking the foundation to give us the grant and let the cemetery stay as a community cemetery.

Item #6 Discuss Street Improvements

I have the engineering estimate on street repairs that we have discussed a couple of times. Attachment #6.

We will discuss this in more detail Monday.

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Other Items

The first load of prisoners arrived Tuesday night. Another load will be here Friday, then three next week. Everything is going OK so far. The road has been topped, shoulders seeded, looks good.

The golf course is slow in getting replanted. The greens have been replanted but the fairways have not. The grass people are working when its dry enough. Our watering system is causing problems in the new planting. Its either too wet or too dry!

We still hope to open this fall.

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Minutes of a regular City Council Meeting, Monday, June 10, 1991, at Diboll City Hall, at 5:15 P. M. .

Present:		Absent:	
Dick Albrecht	Mayor Pro-Tem	James Simms	Mayor
Sam Coleman	Councilman	R. W. Ingram	Councilman
Clyde Maxey	Councilman		
Don Hendrick	Councilman		

Also Present:

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Ernie Murray	Free Press
Mark Watson	Lufkin Daily News
Phillip Goodwin	
Rep. Billy Clemmons	
Bill Brown	
Levy Ellison	

Item #1 & #2 Mayor Pro-Tem Dick Albrecht called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of previous meeting and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Don Hendrick	

Motion Carried.

Item #4 Vernon Cupit discussed the Trolley System. Pointed out operating costs exceeded our maximum contribution of $20,000.00. Have received a check from T L L Foundation for funding system this year. New contract will begin in June, 1991 through September, 1991.

Don Hendrick made a motion to enter into 4 year contract with Brazos Transit Authority and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Don Hendrick	

Motion Carried.

New proposed schedule for Diboll route only, will begin August 18, 1991 if approved.

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Item #5 Vernon Cupit discussed Cemetery Project. Pointed out that the City would need to seek funds elsewhere for City to participate in maintence and upkeep of "Old Cemetery". Grant request was made to T L L Temple Foundation and a contingent grant was approved. Up to council whether to accept deed to cemetery or not. Suggested that City try to get grant without getting deed to cemetery. Consensus of council was to proceed in this vein.

Item #6 Vernon Cupit discussed Street Improvements. Total cost of project $1,143,903.76. HUD suggested that the City request funds for street repairs. Mr. Raymond Vann inquired about grant for $300,000 and looks favorable. Vernon Cupit stated that we need to consider bond issue for this project and have election so that tax increase needed to pay debt would be pproved without possibility of roll back.

Consensus of council was to go ahead and contact bond consultant and pursue.

Sam Coleman called for a motion to adjourn and Don Hendrick made the motion Clyde Maxey .seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Don Hendrick	

Motion Carried.

Meeting Adjourned at 6:15 P. M. .

Mayor Pro-Tem

ATTEST:

City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, JULY 15, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Discuss Proposed Bond Issue
5. Council Approval of Release for Southern Pacific Transportation Co.

Executive Session:

1. Discuss Personnel Matters
2. Law Enforcement Legal Matters

Late Item to the Agenda:

1. Approve resolution authorizing the traffic light synchronization program. (July 10, 1991)

Posted on Bulletin Board at City Hall: Tuesday, July 9, 1991 at 1:08 P. M. .

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: July 11, 1991 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Discuss bond proposal.

We are doing a survey, trying to find out if there is enough community support for a bond issue. We just need to discuss the issue.

Item #5 Approval of release for Southern Pacific.

Southern Pacific gave us the check for repairs on North 1st St. Acceptance of the check has a legal release form requiring a signature. Mr. Cassels feels it will be appropriate for the council to act on this release (attached).

Item #6 Consider resolution for a grant.

The State has appropriated funds from the oil overcharge restitution act for signal light synchronization. Since the Highway Department maintaines our signals they will receive the grant. However, the application must be initiated by the city.

Executive Session

1. Discuss personnel matters.

Judge Powell asked me about taking a leave of absence or some method of taking some extended time off. We discussed the possibility of he and Judge McConnico switching roles. He and Judge Mac have no problem in doing this. I expressed the feelings that he should be the one to say when he wants

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to change back.

Today he wants to keep working. Again this is a discussion item.

2. Discuss law enforcement legal matters.

I have some concerns about the Task Force, and our participation in the program.

I have asked Charles Christian, director of the Task Force to give us a briefing on the overall program.

They have some cases pending in Diboll, therefore, I thought we should hear this in executive session.

Other Comments

Mr. Temple called and said that the foundation approved the cemetery grant only under the condition that the property be deeded to the city.

The situation in the Police Department is resolved. The resignation took care of our part of the problem. We have not had any public criticism to my knowledge. There was a little talk, but it settled down quickly.

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Minutes of a regular City council Meeting Monday, July 15, 1991 at Diboll City Hall at 5:15 P.M..

Present		Absent	
James Simms	Mayor	Don Hendrick	Councilman
R. W. Ingram	Councilman		
Clyde Maxey	Councilman		
Dick Albrecht	Councilman		
Sam Coleman	Councilman		

Also Present

Vernon Cupit	City Manager
Betty Capps	Secretary
Jimmy Cassels	City Secretary
Earl Carr	Director of Pubilc Works
Carl Halsell	Street Superintendent
Danny Ray	Chief of Police
Ernie Murray	Free Press
Tony Gallagher	Task Force

Item #1 & #2 Mayor Simms called meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of last council meeting and Clyde Maxey seconded.

Voting For	Voting Against
R. W. Ingram	None
Clyde Maxey	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Item #4 Vernon Cupit discussed the bond election. He stated we are still getting input from the citzens, and are getting cost estimates on S. First.

He stated people are willing to work with us on the bonds. It will be put on the next budget year.

Carl Halsell was introduced as the new Street Superintendent.

Item #5 Request submitted to Southern Pacific on damages as a result of the train wreck. The release was prepared by the City Attorney.

It was noted that some work still needs to be done by the contractor who was cleaning it up.

A motion was made by R.W. Ingram to approve holding the release until further work is done. Seconded by Clyde Maxey.

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Voting For	Voting Against
R. W. Ingram	None
Clyde Maxey	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Late Item to the Agenda Resolution authorizing traffic light syncronization. A motion was made by Dick Albrecht to authorize syncronization and seconded by R. W. Ingram.

Voting For	Voting Against
R. W. Ingram	None
Clyde Maxey	
Dick Albrecht	
Sam Coleman	

Motion Carried.

At this time Mayor Simms called the council into Executive Session.

Mayor Simms reconvened council back into open session. No decisions were made and no votes cast in Executive Session.

Mayor Simms called for a motion to adjourn and R. W. Ingram made the motion and Clyde Maxey seconded.

Voting For	Voting Against
R. W. Ingram	None
Clyde Maxey	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Meeting Adjourned at 6:10 P. M..

MAYOR

ATTEST:

SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, AUGUST 12, 1991
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Consider Recommendations of Parks Board
5. Consider Recommendations of Cemetery Board
6. Consider Annexation for Mr. Mettlen
7. Budget Work Shop

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, AUGUST 6, 1991 at 10:05 A.M.

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Minutes of a regular City Council Meeting, Monday, August 12, 1991, Diboll City Hall at 5:15 P. M..

Present		Absent	
James Simms	Mayor	Dick Albrecht	Councilman
Sam Coleman	Councilman		
Clyde Maxey	Councilman		
Don Hendrick	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Ernie Murray	Free Press

Item #1 & #2 Mayor James Simms called the meeting to order and asked Sam Coleman to give the invocation.

Item #3 R. W. Ingram made a motion to approve the minutes of the previous Council Meeting and Sam Coleman seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Item #4 Vernon Cupit made comments on Parks Board Meeting and R. W. Ingram made a motion to accept the Parks Board recommendations to name the Golf Course, Neches Pines & Sam Coleman seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Item #5 Vernon Cupit commented that the Cemetery Board for the Old Cemetery would like to keep cemetery. So issue is dead at this point, as far as the City is concerned.

Sam Coleman commented that a Cemetery Organization has been formed and officers elected for the Old Cemetery. They are going to try to secure a grant from the foundation.

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Item #6 Mayor James Simms remarked that all necessary forms had been secured and completed and called for a motion to accept. Mr. Mettlen's property.. Sam Coleman made the motion and annex Mr. Mettlens property and R. W. Ingram seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Item #7 Vernon Cupit reviewed preliminary budget and explained increases and decreases.

Need to have a meeting on August 26, 1991 for public hearing and budget workshop.

There being no further business Sam Coleman made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Meeting Adjourned at 5:45 P. M..

MAYOR James C. Simms

ATTEST:

CITY SECRETARY Lenny Rush

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit, City Manager Vernon Cupit

SUBJECT: Agenda Comments

DATE: August 8, 1991 **RE:**

Items 1, 2, and 3 are routine.

Item #4 Consider recommendations of Parks Board.

The Parks Board met July 29 primarily to recommend a name for the golf course. Minutes of the meeting are attached. As you know the board recommends Neches Pines. The board will meet again August 26 to make recommendations affecting the budget, i.e., fee schedules, etc.

Item #5 Consider recommendations of Cemetery Board.

The Cemetery Board met July 25 and discussed the old community cemetery.

Their recommendation is that if the "cemetery committee" signs the deed to the city then the city accept the cemetery and administer it as part of our existing cemetery. Minutes attached.

A community meeting was held after our board meeting and recommended that the cemetery stay independent of the city.

We will discuss this at the meeting.

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Item #6 Consider annexation of Mr. Mettlen's property.

Mr. Mettlen has requested annexation. All notices have been run and all other requirements have been met. The property is contiguous, it joins the property we annexed two months ago on the north side.

We are having sewer line engineering done at this time and including this property is no problem.

Item #7 Budget workshop.

I would like to bring you up to date where we are in the budget process. This should not take but a few minutes.

Other Comments:

The meeting was moved up a week because I will be in a HUD housing meeting at Ft. Worth on the 19th.

We will need to have another meeting on the 26th for budget workshop and a public hearing on our grant request.

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AGENDA
CITY COUNCIL MEETING
MONDAY, AUGUST 26, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Public Hearing on TCDP Grant
4. Budget Workshop

POSTED ON BULLETIN BOARD AT CITY HALL: AUGUST 20, 1991 AT 9:30 A. M.

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

Minutes fo a City Council Meeting, Monday, August 26, 1991, 5:15 P. M. Diboll City Hall.

Present		Absent	
James Simms	Mayor	R. W. Ingram	Councilman
Dick Albrecht	Councilman		
Clyde Maxey	Councilman		
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Ernie Murray	Free Press
Biily Simms	KSA Engineers
Raymond Vann	

Item #1 & #2 Mayor James Simms called meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Mayor James Simms opened Public Hearing and asked for comments concerning Grant. Raymond Vann explained grant. Billy Simms made remarks about streets. Vernon Cupit commented that City showed good failth by including some other streets. Said we can ge money with Certificate of Obligation if necessary.

Mayor closed Public Hearing.

Sam Coleman made a motion to pass resolution to authorize the City of Diboll to submit an application for a Community Development Fund Grant.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
Sam Coleman	
Don Hendrick	

Motion Carried.

Item #4 Dick Albrecht made a motion to increase taxes to .2973 and have Public Hearing on Thursday, September 5, 1991 at 5:15 P. M. at Diboll City . Don Hendrick seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
Sam Coleman	
Don Hendrick	

Motion Carried.

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Don Hendrick made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Sam Coleman	
Clyde Maxey	

Motion Carried.

Meeting adjourned at 6:18 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF COMMERCE FOR THE COMMUNITY DEVELOPMENT FUND; AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM.

WHEREAS, the City Council of the City of Diboll desires to develop a viable urban community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income; and

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

WHEREAS, it is necessary and in the best interest of the City of Diboll to apply for funding under the 1991 Texas Community Development Program;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS:

1. That a Texas Community Development Program application for the Community Development Fund is hereby authorized to be filed on behalf of the City with the Texas Department of Commerce.

2. That the City's application be placed in competition for funding under the Community Development Fund.

3. That the application be for $250,000 of grant funds to carry out Street Improvements.

4. That the City Council directs and designates the Mayor as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Program.

5. That it further be stated that the City of Diboll is committing $275,470 from its General Fund as a cash contribution toward the construction, acquisition and administration activities of this Street Improvements project.

PASSED AND APPROVED this 26th day of August, 1991.

JAMES P. SIMMS, MAYOR

CITY SECRETARY

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AGENDA
PARKS BOARD MEETING
MONDAY, AUGUST 26, 1991
4:00 P.M.
DIBOLL CITY HALL

1. Discuss Extending Baseball Fields

2. Discuss Budget

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Minutes of a Parks Board Meeting on Monday, July, 29, 1991 at 4:00 P.M. at the Diboll City Hall.

Members Present:

Harold Maxwell
Nan Miller
Robert Ramsey
Ken Holt
Bill Fulmer
David Kellam
Milford Ruby - came in late

Members Absent:

Paul Suarez

Also Present:

Dewey Wolf
Ernie Murray
Vernon cupit
Earl Carr
Betty Capps

The meeting was called to order by Harold Maxwell.

Dewey gave a report on the progress of the golf course. Sprigging is complete and areas resprigged are looking good. Army worms are a problem, but are being sprayed.

Mr. Cupit stated the driveway to the new barn is being constructed, and the maintenance barn is about to be constructed.

The old cart paths have been repaired, and ten more carts have been ordered.

The operating report for the golf course was good. Play has increased 300 to 400 players a month.

After discussion of a name for the golf course a motion was made by Nan Miller to name it Neches Pines Golf Course. Seconded my Milford Ruby. All voted yes. Motion carried.

Civic Center was discussed. The new video equipment has been installed. A report will be ready at the next meeting.

The next meeting of the parks board will be Monday, August 26, 1991 at 4:00 P.M. to discuss fee schedules and review the budget.

Meeting adjourned.

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Minutes of a Cemetery Board Meeting, Thursday, July 25, 1991 at 4:00 P.M. at Diboll City Hall.

Members Present	Members Absent
Joe Sosa	None
John McClain	
Roy Smith	
A.J. Delco	
Nan Miller	
Charles MOses	

Also Present

Vernon Cupit
Betty Capps
Earl Carr

Grant from T.L.L. Temple Foundation was contengent on the city taking over the cemetery.

Community meetings revealed the community wanted to keep the cemetery for 2 years trial period. If standards not met the city would take over.

Mr. Temple called Mr. Cupit and told him that the money was ready but the city would have to take the cemetery.

It was recommended that the board approve acceptance from the community to turn the deed over to the city.

A motion was made by John McClain to accept the deed for the cemetery. Seconded by Joe Sosa. All voted yes. Motion carried.

There being no further business. The meeting was adjourned.

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AGENDA
CITY COUNCIL MEETING
THURSDAY, SEPTEMBER 5, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Public Hearing on Tax Increase
4. Schedule and Announce Meeting to Adopt Tax Rate

Posted on Bulletin Board Thursday, August 29, 1991 at 10:45 at Diboll City Hall.

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

Minutes of a called City Council Meeting, Thursday, September 5, 1991, at Diboll City Hall, at 5:15 P. M. .

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
Dick Albrecht	Councilman	Don Hendrick	Councilman
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Ernie Murray	Free Press
Mark Watson	Lufkin Daily News
Linwood Johnson	
Mrs. Jason Cook	

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Mayor James Simms opened the Public Hearing on the Tax Increase and asked for comments. Mr. Linwood Johnson asked for explanation of tax rate. Mr. Johnson complained about street. Mayor James Simms closed Public Hearing.

Item #4 Dick Albrecht made motion to set September 19, 1991 at 5:15 P. M. as the date and time for the City Council Meeting at which to adopt the 1991 Tax Rate and R. W. Ingram seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #5 Vernon addressed and explained circumstances of the circumstances of the applicants and pointed out that none of the neighbors objected and recommended that council approve request.

Dick Albrecht made a motion to approve P & Z recommendation to grant request for six months and reapply for renewal at that time and R. W. Ingram seconded.

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Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

R. W Ingram made a motion to adjourn and Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Meeting adjourned at 5:27 P. M..

Mayor

ATTEST:

CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
THURSDAY, SEPTEMBER 19, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Vote to Adopt 1991-1992 Budget
5. Vote to Adopt Tax Rate

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, SEPTEMBER 19, 1991 at 8;55 A. M.

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Minutes of a regular City Council Meeting September 19, 1991, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
R. W. Ingram	Councilman		
Don Hendrick	Councilman		
Dick Albrecht	Councilman		
Clyde Maxey	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Levy Ellison	

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 R. W. Ingram made a motion to approve the minutes of the September 5, 1991, August 26, 1991 and August 12, 1991 meetings and Don Hendrick seconded.

Voting For	Voting Against
R. W. Ingram	None
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #4 Dick Albrecht made a motion to adopt the 1991-92 City Budget as presented and Don Hendrick seconded.

Voting For	Voting Against
R. W. Ingram	None
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #5 R. W. Ingram made a motion to adopt the 1991 City Ad Valorem Tax Rate of .2973 and Dick Albrecht seconded the motion.

Voting For	Voting Against
R. W. Ingram	None
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

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R. W. Ingram made a motion to adjourn and Clyde Maxey seconded.

Voting For	Voting Against
R. W. Ingram	None
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Meeting Adjourned at 5:25 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL
BUDGET SUMMARY
GENERAL FUND

ESTIMATED BEGINNING BALANCE, October 1, 1991		$ 473,635.63
REVENUE		
Franchise Tax	337,100.00	
Current Tax	347,390.55	
City Sales Tax	425,000.00	
Delinq. Tax	3,000.00	
Municipal Court	60,000.00	
Gargage Fees	142,000.00	
Green Fees	200,000.00	
Driving Range Fees	20,000.00	
Golf Cart Rental Fees	120,000.00	
Interest Income	30,000.00	
Civic Center Rental	25,000.00	
All Other Revenue	164,575.50	$1,874,066.05
EXPENDITURES		
GENERAL GOVERNMENT/FINANCE		
Administration	129,701.39	
General Government	287,952.00	
Municipal Court	39,073.58	
	$ 456,726.97	
COMMUNITY RECREATIONAL SERVICES		
Park	142,845.94	
Golf Course	440,671.34	
Swimming Pool	74,867.54	
Civic Center	77,632.16	
	$ 736,016.98	
PUBLIC SAFETY		
Police	447,374.97	
Fire	126,187.16	
	$ 573,562.13	
PUBLIC WORKS		
Street	369,978.12	
Sanitation	180,244.88	
Garage	31,172.60	
	$ 581,395.60	
TOTAL EXPENDITURES		$ 2,347,701.68
ESTIMATED ENDING BALANCE, September 30, 1992		$ -0-

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CITY OF DIBOLL
BUDGET SUMMARY
UTILITY FUND

ESTIMATED BEGINNING BALANCE, October 1, 1991		$ 226,364.37
REVENUE		
Water Sales	285,000.00	
Sewer Charges	200,000.00	
Interest Income	25,000.00	
All Other Income	3,400.00	513,400.00
EXPENDITURES		
Water & Sewer Dept.	441,400.47	
Sewer Plant	101,726.90	
Debt Service	196,637.00	739,764.37
ESTIMATED ENDING BALANCE, September 30, 1992		$ -0-

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CITY OF DIBOLL
BUDGET SUMMARY
ENDOWMENT FUND

ESTIMATED BEGINNING BALANCE , October 1, 1991	$ 260,059.26
REVENUE	
Interest	22,846.84
EXPENDITURES	
Civic Center, Library, Cemetery	22,846.84
ESTIMATED ENDING BALANCE , September 30, 1992	$ 260,059.26

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CITY OF DIBOLL
BUDGET SUMMARY
BOND FUND

ESTIMATED BEGINNING BALANCE, October 1, 1991		$ 7,000.00
REVENUE		
Property Tax	77,418.75	
Interest Income	7,000.00	84,418.75
EXPENDITURES		
Bonds	78,618.75	78,618.75
ESTIMATED ENDING BALANCE, September 30, 1992		$ 12,800.00

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AGENDA
CITY COUNCIL MEETING
MONDAY, OCTOBER 21, 1991
5:15 P.M.
DIBOLL CITY HALL

1. Call to order
2. Invocation
3. Approval of Minutes.
4. Amend Ordinance to Reflect New Garbage Rate
5. Ordinance Update on T M R S Service Credit
6. Authorize Going Out For Bids for 2 Dump Trucks for Street Department
7. Consider Annexation of Marie Bane Property
8. Consider Ordinance to Increase the Maximum Penalty for Code and Ordinance Violations

EXECUTIVE SESSION:

1. To Discuss Legal Matters

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, OCTOBER 15, 1991, 8:10 A. M..

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: October 17, 1991 **RE:**

Items 1, 2, & 3 are routine.

Items 4, 5, & 8

These are housekeeping type items. #4 as a result of increasing the garbage rate, the ordinance must be changed to reflect the increase. #5. We update the service credit of TMRS each year. However, this year they are changing their requirement so that this will not be required each year. #8 is again updating the ordinance to coincide with the new law on the amount of fines for a municipal court.

Item #6 Authorize asking for bids for two dump trucks.

We need to go out for bids for replacement dump trucks for the Street Department. These two trucks are five years old and are about used up.

#7 Consider annexation of property.

Mrs. Bane is requesting annexation. Her property is contiguous and the new sewer line will go in front of her property. All legal notices have been run and the sewer line size is adequate to handle her house. Recommend approval.

Executive Session:

Discuss Legal Matters

The Mayor is usually kept abreast of inspection reports of the housing authority and some need legal

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reviews. As a result of the latest inspection (audit) some of the comments need to be brought up to each of you. Mr. Cassels will brief us on the latest audit report.

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ORDINANCE NO. 91-6

AN ORDINANCE AMENDING CHAPTER 1, SECTION 1-5, OF THE CODE OF THE CITY OF DIBOLL, TO INCREASE THE MAXIMUM PENALTY FOR CODE AND ORDINANCE VIOLATIONS

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

1. The Code of Ordinance of the City of Diboll, Chapter 1, Section 1-5, is hereby amended to read as follows:

Sec. 1-5. General penalty; continuing violations.

Whenever in this Code or in any ordinance of the city any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in such Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such provision of this Code or any ordinance shall be punished by a fine of one dollar ($1.00) to five hundred dollars ($500.00) except for the violation of a rule, ordinance, or police regulation that governs fire safety, zoning, or public health and sanitation, including dumping of refuse, in which case the violation shall be punished by a fine of one dollar ($1.00) to two thousand ($2,000.00). Each day any violation of any provision of this Code shall continue shall constitute a separate offense.

2. Should it be determined that any clause, condition or covenant of this ordinance is, for any reason, illegal or unenforceable, such clause, condition or covenant shall be disregarded and the existence of same shall not affect the remaining clauses, conditions or covenants of this ordinance.

PASSED AND ADOPTED by the City Council of the City of Diboll, Texas, on this the 21st day of October, 1991.

ATTEST:

City Secretary

Mayor

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ORDINANCE NO. 91-7

THE STATE OF TEXAS §
§
CITY OF DIBOLL §

WHEREAS, the City of Diboll, Texas, has been presented with a request for annexation under Section 43.028 of the Texas Local Government Code by the record title owner to one (1) tract of land in the J. R. CHEVANO SURVEY, ABSTRACT NO. 10, being a tract of 1.269 acres, described in Exhibit "A" attached hereto;

WHEREAS, the record title owner has been certified by the appropriate taxing authority to be the record title property owner of the property to be annexed; and

WHEREAS, notice has been given to the general public by virtue of a legal notice run in the Diboll Free Press on the 10 day of Oct., 1991, and the 17 day of Oct., 1991, asking that all persons interested in this proposed annexation present themselves at this meeting; and

WHEREAS, no opposition has been voiced; and

WHEREAS, the owner has properly requested annexation under § 43.052 of the Texas Local Government Code; and

WHEREAS, the Diboll City Council is of the opinion that annexation of the above referenced property would be mutually beneficial to both the owner of the property involved and to the City of Diboll;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that it is hereby ORDAINED from and after this date that the tract of 1.269 acres more particularly described in Exhibit "A" in the J. R. CHEVANO SURVEY, ABSTRACT NO. 10, shall from hereafter be annexed to the City of Diboll, Texas and shall from hereafter be included in the corporate limits of the City of Diboll, Angelina County, Texas.

Mayor, City of Diboll, Texas

ATTEST:

City Secretary

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Minutes of a regular City Council Meeting October 21, 1991, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Dick Albrecht	Councilman
Don Hendrick	Councilman		
R. W. Ingram	Councilman		
Clyde Maxey	Councilman		
Sam Coleman	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Danny Ray	Chief of Police
Levy Ellison	
Ernie Murray	Free Press
Mark Watson	Lufkin Daily News

Item #1 & #2

Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 R. W. Ingram made a motion to approve the minutes of the previous City Council Meeting and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

Item #4 Tabled until next month.due to ordinance not available at this time.

Item #5 After discussion by City Manager, Sam Coleman made a motion to adopt a City Ordinance updating TMRS service credits annually automatically and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

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Item #6 After discussion by City Manager, Don Hendrick made a motion to au authorize asking for bids for two (2) dump trucks for the Street Dept. Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

Item #7 City Manager discussed annexation and Sam Coleman made a motion to approve annexation to the city of the Marie Bane property and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

Item #8 City Manager explained necessary process. R. W. Ingram made a motion to adopt a City Ordinance increasing the Maximum Penalty for Code a and Ordinance Violations and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

Mayor Simms called the council into Executive Session.

Mayor Sims called the council back into Open Session and tabled until next meeting.

There being no other business R. W. Ingram made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	

Motion Carried.

Meeting adjourned at 5:40 P. M. .

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Mayor

ATTEST:

City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, NOVEMBER 18, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Appoint Angelina County Appraisal Board of Director Member
5. Discuss Housing Authority Audit and Recommendations
6. Appoint Municipal Court Judge
7. Consider Agreement With Houston/Galveston Area Council
8. Consider Ordinance Increasing the Monthly Service Charge for Garbage Collection
9. Open Bids On The Sale Of One Portable Welding Machine And One Portable Air Compressor

Posted On Bulletin Board, November 12, 1991, at 11:25 A. M., Diboll City Hall.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: November 14, 1991 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Our appraisal board members term is expiring this year. Mr. Levy Ellison is currently filling this position and is willing to serve another term. I have talked with Mr. Ward at the school and they concur Mr. Ellison serving another term.

Item #5 Mayor Simms has invited Mr. Alan Miller, Chairman of the Housing Authority Board, and Margie Harrell, Housing Authority Administrator, to come and brief us on this subject.

Item #6 We need to officially appoint a replacement for Judge Powell. Judge McConnico is filling the position and certainly desires to continue a full time Judge.
We have discussed the possibility of leaving the associate judge position vacant for the next several months or so.

Item #7 The Houston/Galveston Area Council is a part of the C.O.G. In an attempt to procure equipment and material in the most efficient and economical advantage to the City of Diboll, we are looking at perhaps pruchasing through the HGAC.

Mr. Cassels is reviewing the agreement now and will brief us Monday.

The short of this deal is that HGAC bids for material in volume and members pay for what they need, i.e. police cars are bid by the hundred and small departments only

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need one or two. The same with dump trucks.

I am doing more checking on this and will discuss in more detail Monday.

Item #8 This is a carry over item from last month. The new ordinance was not ready for signatures last month.

Item #9 These two items have been advertised for bid for sale. This is equipment that is not in working order and the cost of getting it back in shape and keeping it running is greater than our need for its use.

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Minutes of a regular City Council Meeting, November 18, 1991, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
Don Hendrick	Councilman		
Dick Albrecht	Councilman		
R. W. Ingram	Councilman		
Clyde Maxey	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Danny Ray	Chief Of Police
Carl Halsell	Street Superintendent
Lane Bass	Water Superintendent
Mark Hines	Water Department
Ernie Murray	Free Press
Margie Harrell	Executive Director of Housing Authority
Levy Ellison	

Item #1 &#2 Mayor James called meeting to order and asked Vernon Cupit to give invocation.

Item #3 Dick Albrecht made a mtion to approve minutes' of previous meeting and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

Item #4 Following comments by Vernon Cupit, Don Hendrick made a motion to reappoint Levy Ellison to the Board of Directors of the Angelina County Central Appraisal District and Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

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Item #5 Discuss Housing Authority Audit & Recommendations:
Mayor James Sims asked Margie Harrell to comment. Mrs. Harrell summarized the audit report. Stated that tenants owing balances was cited in the report as a deficiency. Said notices for payment had been sent and eviction notices will follow if payment not paid. Monthly report to HUD will be made showing reduction in Accounts Receivable. Mayor pointed out that the City Council will be becoming more involved in the the advisory capacity of operations of the development. Stated that the City Council request that the Housing Authority report to the council on a quarterly basis.

Dick Albrecht made a motion to have Housing Authority personnel report to the council on a quarterly basis with first report in January 1992. Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

Item #6 Following recommendations by Mayor James Simms, J. B. McConnico was nominated by Don Hendrick to be the new City Judge and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

Item #7 Agreement with Houston/Galveston Area Council.
Mayor discussed contract and Houston/Galveston Area Council and Jimmy Cassels, City Attorney confirmed information. Contract can be terminated with 30 day notice.

Don Hendrick made a motion to enter into contract with Houston/Galveston Area Council with Vernon Cupit to check particular items and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

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Item #8 R. W. Ingram made a motion to ammend City Ordinance increasing the monthly service charges for garbage collection to $7.25 per four cubic yard container with a minumum carge of $21.75 for three pick-ups during montha and from $5.00 to $6.00 on household. Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

Item #9 Jimmy Cassels, City Attorney opended an tabulated the bids received for one portable welding machine and one protable air compressor. The bids were as follows:

Portable Welding Machine		Portable Air Compressor	
Bobby Cranford	$156.00	Bobby Cranford	$125.00
Fred Weeks Sr.	$105.79	**Fred Weeks Sr.	$226.36
Wayne Steel	$125.00	Levy Ellison	$105.00
Levy Ellison	$ 51.00	Clearwood Logging	$ 50.00
**Clearwood Logging	$250.00		

R. W. Ingram made a motion to accept the high bid of Clearwood Logging for the Portable Welding Machine and Fred Weeks Sr. high bid for the Portable Air Compressor. Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

There being no more business, R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	

Motion Carried.

Meeting Adjourned at 6:00 P. M.

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Mayor

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
PROTABLE WELDING MACHINE

BIDDERS NAME				
,BOBBY CRANFORD	$156.00			
FRED WEEKS	$105.79			
WAYNE STEEL	$125.00			
LEVY ELLISON	$ 51.00			
****CLEARWOOD LOGGING	$250.00			

DATE: NOVEMBER 18, 1991

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
PORTABLE AIR COMPRESSOR

BIDDERS NAME				
BOBBY CRANFORD	$125.00			
*****FRED WEEKS	$226.36			
LEVY ELLISON	$105.00			
CLEARWOOD LOGGING	$ 50.00			

DATE: NOVEMBER 18, 1991

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CITY OF DIBOLL
EQUIPMENT

PORTABLE AIR COMPRESSOR

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME				
Bobby Crawford	$125.00			
Fred Weeks	$226.36	X		
Larry Ellison	$105.00			
Clearood Logging	$50.00			

DATE: _____

CITY OF DIBOLL
EQUIPMENT

PORTABLE WELDING MACHINE

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME				
Bobby Crawford	$156.00			
Fred Weeks	$105.79			
Wayne Steel	$125.00			
Leroy Ellison	$51.00			
Clearwood Logging	$250.00	X		

DATE: _____

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AGENDA
CITY COUNCIL MEETING
MONDAY, DECEMBER 16, 1991
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Consider Resolution for Commendation to Governor Ann Richards and the Deep East Texas Regional Narcotics Trafficking Task Force for aid in the combat against the problem of drugs
5. Authorize asking for bids on Fire Truck.

Executive Session:

1. Discuss property use by First Baptist Church

LATE ITEM:

1. REPRESENTATIVE BILLY CLEMONS TO DISCUSS TROLLEY SYSTEM ROUTES.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL 12/10/91 AT 1:20 P. M. .

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: December 11, 1991 **RE:**

Items 1, 2 & 3 are routine.

Item #4 Resolution

Governor Richards and the Criminal Justice System continues to fund the task force. To show appreciation for this, the administrator is asking each entity to do a resolution showing their appreciation.

Item #5 Ask for authorization to bid fire truck.

Chief Jones has worked on the specifications for a fire truck and is ready to ask for bids. We will open the bids in February and expect about 8 to 12 months for delivery. We will be asking Temple-Inland Foundation to help in funding this truck. We estimate the cost to be about $130,000.00.

Executive Session

The First Baptist Church has renewed their building program and the need for additional property.

You may recall a year or so ago we discussed this issue and no final action was taken.

The church has submitted a letter requesting a long term lease of the property. Since their plans now show that part of the building will be located on the city property thus affecting any cancellation of a lease. We have discussed selling the property to the church, and that's fine with them.

I will go into greater detail at the meeting.

I have attached a map showing the property in question. The church is having the property surveyed for specific meets and bounds.

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Other Comments:

Although these comments are at the time of our regular meeting rather than between meetings, the time between meetings this month seems to have vanished.

First, thanks to you, we had a wonderful party. Your attendance means a great deal to the employees. I had fun and hope everyone else did. Thanks for coming. I failed to mention at the party, but Susan and Mrs. Julia Schinke gave us a check for two hundred dollars to help on the party.

Yesterday, December 10, I presented our Texas Community Development Program grant request to the regional review committee. We should have a report on the scoring by Monday, and should know about funding by early January.

This grant request is for street repairs in the Lynn and Cypress Street area and is a result of the HUD mandate to clear the Young vs. Kemp case.

Our grant request is for the maximum $250,000.00 and the total project estimate is $525,470.00, which means we will need to issue certificates of obligation for the balance. We will have sufficient time for that when we find our if we will be funded.

The jail situation continues to change daily. The Lufkin News finds out more about whats happening than we can.

The golf course continues to do well after we opened the new side. We broke a course record the Friday following Thanksgiving with one hundred fifty nine rounds played. October was also a good month.

The North 1st Street project continues to move even if it is slow. We had the soil analysis done for the base work and Billy Sims is working on the plans and specs. now. Should get something going there shortly after the 1st of the year.

Club Nouveau has changed ownership. The new owners are applying to the State for a alcohol beverage permit. We will continue monitoring the situation.

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We didn't have a real problem with the old club and don't expect a lot from this one.

E.C. Rogers who has driven the garbage truck for the past ten years is retiring at the end of December. The new driver will be Daniel Zarzoza.

We have the first temporary club permit at the Civic Center. The Lemke's Wurst Hous Inc. will sponsor the Lufkin Service League Christmas Ball on December 13. Certainly don't expect any problem with this.

Our auditors are finishing their audit and will publicly have a report in January. Everything looks good at this point.

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Minutes of a regular City Council Meeting, December 16, 1991, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Don Hendrick	Councilman
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		
Dick Albrecht	Councilman		
Sam Coleman	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Gary Jones	Fire Chief
Rep. Billy Clemmons	
Ernie Murray	Free Press

Item #1 & #2 Mayor Simms called the meeting to order and asked Sam Coleman to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the last council meeting and Dick Albrecht seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Item #4 Following comments by Vernon Cupit, a motion was made by R. W. Ingram to approve a resolution for Commendations to Governor Ann Richards and the Deep East Texas Regional Narcotics Trafficking Task Force for aid in the combat against the problem of drugs and Clyde Maxey seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Item #5 After comments by Vernon Cupit and Gary Jones, Dick Albrecht made a motion to authorize asking for bids on a fire truck and R. W. Ingram.

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Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Dick Albrecht	
Sam Coleman	

Motion Carried.

LATE ITEM Rep. Billy Clemmons discussed changes in the Trolley Systems routes. Diboll ridership down. Submitted changes for consideration which will add new ... high school and new jail. Hourly service to Lufkin restored with changeover at Farm Road #2108. Said possible to take effect between college semesters. Rep. Billy Clemmons asked council to consider and notify him of their thoughts. Was a concensus of council for Mr. Clemmons to go ahead with changes.

EXECUTIVE SESSION It was determined that an executive session was not needed at this time. City Attorney Jimmy Cassels stated that preliminary work of surveying the lot in question was being done and more information would be given a the next council meeting.

PROPERTY FOR FIRST BAPTIST CHURCH Jimmy Cassels stated have a difficulty in leasing. Since is under 1 acre can consider selling. Said we are getting survey and if under 1 acre can sell. Will consider at next meeting.

Next meeting set for January 13, 1991.

R. W. Ingram made a motion to adjourn and Clyde Maxey seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Dick Albrecht	
Sam Coleman	

Motion Carried.

Meeting adjourned at 5:45 P. M.

MAYOR

ATTEST:

CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, JANUARY 13, 1991 1992 (PC)
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Open Bids on Dump Truck for Street Department
5. Hear Housing Authority Report

POSTED ON BULLETIN BOARD 01/07/92, TUESDAY AT DIBOLL CITY HALL AT 2:20 P. M.

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

City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: January 10, 1992 **RE:**

Items 1, 2 & 3 are routine.

Item #4 Open Bids on Dump Truck

We have one local bid and are expecting to get another one Monday. I also have some quotes from the Houston Galveston Area Council that we may compare with the local bid.

Item #5 Hear Housing Report

In November we asked Margie Harrell to give us a report on the Housing audit which she did. At that time we asked her to come back this month and give us an update on the situation.

Other Comments:

We had a good holiday season, again thank each of you for helping us enjoy the season.

As you probably know our grant request looks very good at this time. We should be funded with no problem at the State level. No final word yet. I will start work on our part of the financing as soon as the final word comes down.

I would like to finance the N. 1st Street project at the same time.

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We have drawings and an estimated cost for that project now. I am not satisfied with the cost at this time in excess of #300,000.00

The Commissioner's Court meets today to consider a contract with the State on jail prisoners. Hope to know more about this Monday.

The 911 system is in full operation and the ribbon cutting is today. We will have decals for our police cars and fire equipment. There will be a good publicity program on this system soon.

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Minutes of a regular City Council Meeting, January 13, 1992, 5;15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Dick Albrecht	Councilman
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Danny Ray	Chief of Police
Margie Harrell	Diboll Housing Authority
Levy Ellison	

Item #1 & #2 Mayor Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the previous council meeting and R. W. Ingram seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Sam Coleman	
Don Hendrick	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney, opened and tabulated bids received on dump truck as follows:

HOUSTON/GALVESTON COG	54,712.12
ANGELINA AUTOPLEX	44,664.28
AL MEYER FORD	47,997.36

R. W. Ingram made a motion to accept the bid from Angelina Autoplex upon staff review and approval. Sam Coleman seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Sam Coleman	
Don Hendrick	

Motion Carried.

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Item #5 HOUSING AUTHORITY REPORT

Mrs. Harrell stated remarkable reduction at end of December 1991 in A/R more reduction by end of January 1992.

Evicted 5 people with few problems. Vernon Cupit asked about balance of evi evicted and length of balance. Some made arrangements to pay balance. Accounts are less than 6 months old for most elderly. Occupancy rate low because of moderization program. No vacancy in elderly section. Rates based on income less medical deduction for elderly, $60.00 -$140.00 per month. Rate 30% of the adjusted income. All rental payments include utilities. Mayor James Simms asked for a report reflecting past due schedules and dollar amounts. Income will not cover operating expenses without HUD subsidity. Next meeting report in April.

There being no further business, Don Hendrick made a motion to adjourn and R. W. Ingram seconded.

Voting For

Clyde Maxey
R. W. Ingram
Sam Coleman
Don Hendrick

Voting Against

None

Motion Carried.

Meeting adjourned at 5:35 P. M. .

MAYOR

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
2 DUMP TRUCKS/STREET DEPARTMENT

BIDDERS NAME				
HOUSTON/GALVESTON COG	$54,712.12			
ANGELINA AUTOPLEX/LUFKIN, TX.	$44,654.28	DELIVERY DATE 90 DAYS	15 WORKING DAYS TO GET CHASIS 60 DAYS AFTER GE CHASIS	
AL MEYER FORD/LUFKIN, TX.	$47,997.36			

DATE: _____

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CITY OF DIBOLL

Axley & Rode
P. O. Box 1388
Lufkin, Texas 75901

Gentlemen:

In connection with your audit of the records of the City of Diboll for the year ended September 30, 1991 in which I am an official, I hereby certify, to the best of my knowledge and belief, the following:

1. During the time I have served as an official, I have complied with state laws and regulations in all matters where the City did business with entities in which I owned an interest.

2. During the time that I have served as an official, I have complied with state and local laws and regulations related to competitive bidding for the purchase of personal property by the City.

3. I do not know any employment practices followed by the City that would be in violation of the nepotism laws of the State of Texas.

_____, Mayor

_____, Councilman

_____, Councilman

_____, Councilman

_____, Councilman

_____, Councilman

City of Diboll

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AGENDA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 17, 1992
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Consider Entering a Agreement for Financial & Bond Service With Southwest Securities Inc.
5. Consider Annexation of McNaughton Property on Arrington Street
6. Consider Annexation of Brandon Property on Arrington Street
7. Open and Tabualte bids on a Fire Truck
8. Consider Amending Chapter 3 of the Code of Ordinance concerning Alcoholic Beverage Hours of Operation
9. Call for an Election and Appoint Election Judge and Alternate Judge
10. Authorize Asking for Bids Repairing N. First Street
11. Authorize Asking for Bids on Two Replacement Tractors for the Golf Course
12. Authorize Asking for Bids on a Hydraulic Gang Mower for the Golf Course

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, FEBRUARY 11, 1992 at 10:40 A. M..

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: February 12, 1992 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Attached is a standard type contractual agreement with Southwestern Securities Inc. for financial service. Mr. Ed Moore is their representative and is an officer with the company. Southwest is a member of the New York Stock Exchange and is a reputable company. I know Mr. Moore to be a reputable person and know they are capable of handeling our issue.

We will be issueing certificates of obligation type bonds which only requires council action, no public vote. This issue will be for $500,000.00 and will be for our share of the Lynn & Cypress project and the N. 1st Street project.

Item #5 & 6 Mr. McNaughton and Mr. Brandon have made the proper request for annexation and all required notices have been published. This area is servicable from our new sewer line on Arrington Street.

Item #7 We sent out bid requests to six companies. At this time we don't have any bids, but I expect we will get at least three by Monday.

Item 15 in the specifications require the successful bidder to provide 5 million dollars insurance with no exception. This requirement did limit the bidders therefore I sent a notice to all six bidders stating this item may be considered as an exception. I don't

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think we need the requirement because of the tort laws currently in effect. Specifications attached.

We will be asking the Company for some assistance in paying for this truck.

Item #8 Our ordinance is more liberal on hours of consumption and sale than the state law.

We are requesting the ordinance be changed to comply with the state law. This change was suggested by the State Alcohol Commission and our police chief.

Item #9 The Mayor has already signed an order calling for the election but normally the council votes on it. We have three positions to be voted on. My hope is that each of you will continue serving.

I asked Mr. Ramsey to serve as election judge and he agreed if that is your wish. Since Mr. Hendrick won't be eligible to serve as alternate, Mr. Ramsey suggested Mrs. Mozell Devereaux. I will visit with her if you concur with this recommendation.

Item #10 We have reviewed the plans and cost estimates of N. 1st St. and think we will be able to go with a 20' concrete street with adequate drainage, with the city doing some of the work for about $200,000.00. We will have some alterations in the bid that will allow us to do some of the work, therefore keeping the price within range.

Item #11 The two old tractors at the golf course are past due for trade so we need to replace them. These are items we discussed at budget time and will be paid from the equipment fund.

Item #12 The purchase of a hydraulic gang mower is is a piece of equipment we anticipated buying as a result of opening the new side. This mower will replace the

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old drag mower currently being used. We will keep the old one as a backup and for the rougher areas. Again, this is an item to be paid from the equipment fund.

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Minutes of a regular City Council Meeting February 17, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Sam Coleman	Councilman	
R. W. Ingram	Councilman	
Don Hendrick	Councilman	
Dick Albrecht	Councilman	
Clyde Maxey	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Dewey Wolf	Golf Course Manager
Charlie Harris	Sergeant/Police Department
Joe Parish	Fire Department
Mark Watson	Lufkin Daily News
Gary Wilmon	Free Press

Representative/Wilson Fire Apparatus
Mike-Representative/A R T Fire Apparatus

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the last City Council Meeting and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #4 Vernon Cupit described Certificate of Obligation issue and Mr. Ed Moore was here with Southwest Securities to answer questions.

Dick Albrecht made a motion to enter into agreement with Southwest Securities, Inc. for Financial and Bond Service and R. W. Ingram seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

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Item #5 Vernon Cupit discussed property to be annexed and stated that all legal and public notice requirements had been complied with.

Sam Coleman made a motion to annex McNaughton property on Arrington Street and R. W. Ingram seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #6 Vernon Cupit made comments about property to be annexed. Dick Albrecht made a motion to annex Brandon property on Arrington Street and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #7 Jimmy Cassels, City Attorney opened and tabulated bids received on fire truck as follows:

ART FIRE APPARATUS	GMC C-808	$134,444.88	180-200 DAY DEL.
	FORD	$135,888.00	45 DAY DEL.
WILSON FIRE APPARATUS	GMC	$143,353.00	

R. W. Ingram made a motion to accept the low bid of $134,444.88 from A R T Fire Apparatus and Sam Coleman seconded with the condition upon review and approval of staff.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

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Item #8 Vernon Cupit discussed the ammenedment under consideration to bring the hours of operation into harmony with the state's hours.

R. W. Ingram made a motion to amend Chapter 3 of the City of Diboll Code of Ordinance concerning Alcoholic Berverage Hours of Operation and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #9 Don Hendrick made a motion to call for an election on May 2, 1992 to elect new councilman for terms expiring. Clyde Maxey seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

R. W. Ingram made a motion to appoint Robert Ramsey as election judge and Mrs. Mozell Devereaux as alternate. Clyde Maxey seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Item #10 Vernon Cupit discussed costs of $192,000 and what city could contribute on repairing N. First Street.

R. W. Ingram made a motion to ask for bids on repairing N. First Street and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

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Item #12 Vernon Cupit discussed reason for purchase, Dewey discussed re-working two greens in response to R. W. Ingram's question.

Sam Coleman made a motion to ask for bids on a Hydraulic Gang Mower for the Golf Course and Clyde Maxey seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

There being no other business, R. W. Ingram made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	
Clyde Maxey	

Motion Carried.

Meeting Adjourned at 6:00 P. M..

MAYOR James C. Lemm

ATTEST:

CITY SECRETARY Lenny Rush

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Chapter 3

ALCOHOLIC BEVERAGES*

Sec. 3-1. Intent.

Notwithstanding anything contained herein, this chapter shall not authorize the sale or consumption of any alcoholic beverages on any location within the corporate limits of the city at which location consumption of alcoholic beverages is prohibited by ordinance or statute.
(Two Ords. of 7-28-80, § 1)

Sec. 3-2. Definition.

As used in the following section, a person holding a mixed beverage permit or a wine and beer retailer's permit shall mean such permits as are defined in Vernon's Texas Codes Annotated, Alcoholic Beverage Code, Section 1.01 et seq.
(Ord. No. 7-28-80, § 1)

State law reference—Definitions, V.T.C.A. Alcoholic Beverage Code, § 1.04.

Sec. 3-3. Hours of sale—Mixed beverages; wine; beer.

The holder of a mixed beverage extended hours permit or of a wine and beer retailer's permit may sell or offer for sale alcoholic beverages in accordance with the license held between the hours of 7:00 a.m. and midnight and between the hours of midnight and ~~2:00~~ 1:15 a.m. on any day except Sunday. On Sunday, such permit holder may sell or offer for sale such beverages between midnight and ~~2:00~~ 1:15 a.m. and between noon and midnight.
(Ord. of 7-28-80, § 1)

CHANGE TO THESE TIMES

State law references—Hours of sale of mixed beverages, V.T.C.A. Alcoholic Beverage Code, § 105.03; hours of sale of wine and beer, V.T.C.A. Alcoholic Beverage Code, § 105.04 et seq.

Sec. 3-4. Same—Private clubs.

The provisions for extended hours for sale and consumption of alcoholic beverages on a private club's premises within a city's corporate limits, as provided by Vernon's Texas Codes Annotated, Alcoholic Beverage Code, Section 1.01 et seq., are hereby adopted by the city.
(Ord. of 7-28-80, § 1)

State law reference—Private club late hours permit, V.T.C.A. Alcoholic Beverage Code, § 33.01 et seq.

***Cross references**—Licenses and business regulations, Ch. 8; motor vehicles and traffic, Ch. 9; parks and recreation, Ch. 13; solid waste, Ch. 16; taxation, Ch. 19; alcoholic beverages in pool halls, § 8-19; alcoholic beverages in public parks, § 13-9.

State law references—Local regulation of alcoholic beverages, V.T.C.A. Alcoholic Beverage Code, § 109.31 et seq.; public intoxication, V.T.P.C., § 42.08; general penalty, V.T.C.A. Alcoholic Beverage Code, § 1.05.

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CITY OF DIBOLL
EQUIPMENT

FIRE TRUCK

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME				
****A. R. T.-TEX APPARATUS, INC P. O. BOX 713, HUMBLE, TX.	$134,444.88			
WILSON FIRE APPARATUS, INC 3006 INDUSTRIAL PARK ROAD VAN'BUREN, ARK.	$143,353.00			

DATE: FEBRUARY 17, 1992

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AGENDA
CITY COUNCIL MEETING
MONDAY, MARCH 16, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Open & Tabualte Bids on Golf Course Equipment
5. Hear Audit Report
6. Beautification Committee Survey Report By Fran McClain
7. Consider Proposals for Management services for 1991 TCDP Project
8. Select Engineering Firm for TCDP Project

POSTED ON BULLETIN BOARD MARCH 10, 1992 at 10:30 at DIBOLL CITY HALL

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

Minutes of a regular City Council Meeting, March 16, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Don Hendrick	Councilman
Dick Albrecht	Councilman	Clyde Maxey	Councilman
Sam Coleman	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Dewey Wolf	Golf Course Manager
Carl Halsell	Street Superintendent
Mrs. Fran McClain	Beautification Committee
Billy Sims	KSA Engineers
Raymond Vann	Grant Administration
Gary Wilmon	Free Press
Lynn Montes	Axley & Rode CPA
Representative	Fish & Still

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 R. W. Ingram made a motion to approve the minutes of the last City Council Meeting and Sam Coleman seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney opened and tabulated bids on Golf Course equipment as follows:

TWO TRACTORS					
W. A. DUBOSE	LARGE	15,350.00	TOGETHER	22,825.00	60 day
FORD	TRADE-IN	-1,500.00			delivery
		13,850.00			
	SMALL	12,475.00			
	TRADE-IN	-2,500.00			
		9,975.00			
PINEYWOODS TRACTOR	54HP	14,850.00	TOGETHER	22,650.00	20 day
KABOTA	TRADE-IN	-1,650.00			delivery
		13,200.00			
	SMALL	10,950.00			
	TRADE-IN	- 500.00			
		10,650.00			

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FISH & STILL JOHN DEERE	UTILITY	13,150.00	TOGETHER	17,834.00	30-90 day delivery
	TRADE-IN	-2,500.00			
		10,650.00			
	SMALL	9,684.00			
	TRADE-IN	-2,500.00			
		7,184.00			

Dick Albrecht made a motion to accept the low bid of $17,834.00 from Fish & Still for the purchase of two tractors subject to staff review and approval of specifications and R. W. Ingram seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

HYDRAULIC GANG MOWER

GOLDTHWAITES	NO BID	
WATSON	$21,820.00	30 day delivery

R. W. Ingram made a motion to accept the low bid of $21,820.00 from Watsons for the purchase of a hydraulic gang mower subject to staff review and approval of specifications and Dick Albrecht seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

Item #5 Lynn Montes, CPA with Axley & Rode presented the City's annual audit report. Reviewed audit letters and reportable conditions and suggestions. Said city in good financial condition. Were able to give the clean opinion of the city. City Manager commended Lynn and staff for their cooperation.

R. W. Ingram made a motion to approve audit report and Dick Albrecht seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

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Item #6 Mrs. Fran McClain presented the Beautification Committee Survey Report. Commended City for participation. Suggested ways to help beautify city.

Item #7 Vernon Cupit discussed proposals for Management services for the 1992 TCDP Project and recommended Raymond Vann be retained as Grant Administrator under two year contract. Sam Coleman made the motion to retain Raymond Vann as Administrator for the 1992 TCDP project.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

Item #8 Vernon Cupit discussed this project which is the same project in Item #7 and recommended KSA Engineers as engineers for the project. Dick Albrecht made a motion to select KSA Engineers as engineers for the project and R. W. Ingram seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

There being no further business R. W. Ingram made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Dick Albrecht	None
Sam Coleman	
R. W. Ingram	

Motion Carried.

Meeting Adjourned at 6:25 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: March 12, 1992 **RE:**

Items 1, 2 & 3 are routine.

Item #4 Open bids on Golf Course Equipment.

This is the bids on the two tractors and the gangmower. I expect at least two bids on each.

Item #5 Hear Audit Report.

Mr. Montes will be here to brief you on the annual audit. Copy attached.

Item #6 Beautification Report.

Mrs. McClain asked to be heard concerning the survey she did concerning clean up and beautification ordinance enforcement.

Item #7 Consider Proposal of Management Service for the 1992 TCDP Project.

This is to officially select the admininstator of our grant project. Raymond Vann is the person who worked this grant for us, therefore I recommend he be retained as administrator. We did mail out proposals to other agencies and have had courtesy replys.

Item #8 Select an Engineering Firm for TCDP Project.

This is the same project as #7. Mr. Sims did the engineering for this project application, therefore I recommend we select his company as engineers for the project. We did ask for proposals from other engineering companies because grant funds will not pay the total expenses. City funds will pay that portion of the fee. This is the normal process on both these items.

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Other Comments:

We did get official notification of the grant approval.

After specifications and bid documents were reviewed on the fire truck, we acknowledged that the low bid did meet our specifications, and the review by the other bidder, therefore we notified the low bidder, A.R.T. Tex Apparatus, Inc., of acceptance of their bid.

I visited with Mr. Maxwell concerning a grant to help pay for the new truck and he feels strongly that either T.L.L. or Temple Inland Foundations will pay half the cost.

Chief Jones has not given me the list of existing equipment, but states that he will.

Temple Inland reimbursed us $55,000.00 for the first quarter deficit of operations of the golf course. This is the amount we requested.

I am also working with Mr. Maxwell on an additional grant request of approximately $125,000.00 for additional work and equipment at the golf course, i.e., the equipment we are buying new, reworking old green #10 and #11, cart path repairs on the old site and fencing along the front of the old pro shop on Arrington Street.

WE have the request for bids out on the N. 1st Street project and should be ready to award that contract at our April meeting.

The First Baptist Church had the property they need appraised, so we will be ready to take action on that in April.

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CITY OF DIBOLL
EQUIPMENT

HYDRAULIC GANG MOWER

BID TABULATION
CITY OF DIBOLL
GOLF COURSE

BIDDERS NAME				
GOLDTHWAITES	NO BID			
WATSON	21,820.00		DELIVERY 30 DAYS	

DATE: March 16, 1992

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CITY OF DIBOLL
EQUIPMENT

TWO TRACTORS

BID TABULATION
CITY OF DIBOLL

GOLF COURSE

BIDDERS NAME				
W.A. DUBOSE FORD	LARGE 15,350.00 TRADE-IN -1,500.00 13,850.00	TOGETHER 22,825.00	60 DAY DELIVERY	
	SMALL 12,475.00 TRADE-IN -2,500.00 9,975.00			
PINEYWOODS TRACTOR KABOTA	54HP 14,850.00 TRADE-IN -1,650.00 13,200.00	TOGETHER 22,650.00	20 DAY DELIVERY	
	SMALL 10,950.00 TRADE-IN - 500.00 10,650.00			
****FISH & STILL JOHN DEERE	UTILITY 13,150.00 TRADE-IN -2,500.00 10,650.00	TOGETHER 17,834.00	30-90 DAY DELIVERY	
	SMALL 9,684.00 TRADE-IN -2,500.00 7,184.00			

DATE: MARCH 16, 1992

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NOTICE OF MEETING

NOTICE is hereby given that the City Council of the City of Diboll, Texas will meet at 5:15 o'clock P.M. on the 20th day of April, 1992, at the City Hall, 400 Kenley Drive, Diboll, Texas, and during such meeting will consider all matters incident and related to approving and authorizing publication of notice of intention to issue certificates of obligation, including the passage and adoption of a resolution pertaining thereto.

Vernon Cupit

Administrative Officer

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ADVERTISEMENT FOR BIDS

The Diboll Police Department will accept sealed bids on the following vehicles and wheels/tires. Bids will be opened at the City Council meeting at Diboll City Hall on April 20, 1992 at 5:15 P.M.

The City of Diboll reserves the right to reject any or all bids. Vehicles will be available for inspection at the Diboll Police Department.

(1) 1988 Mazda SE-5 Pickup. AM/FM CD, Tinted windows, 5 spd., 4-cyl., mag wheels/B.F. Goodrich radial tires, has matching Snugtop shell. Excellent condition.

(2) 1981 Buick Park Avenue, 4-dr, beige with full vinyl top. Tinted windows, cloth seats. 5.0 (307) Olds Engine. Loaded! Very Clean.

(3) 4 - mag wheels with Goodyear Eagle Tires. P205/55VR16. Like new!

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NOTICE TO BIDDERS

The City of Diboll is accepting sealed bids for one (1) Half Ton Pickup Truck per specifications.

Bids will be accepted at the regular city council meeting until 5:00 P.M., Monday, April 20, 1992 or by mail to P.O. Drawer E, Diboll, Texas 75941.

The City is offering for trade-in: (1) 1982 Chevrolet Pick-up. Said vehicle will be available for inspection at the Diboll City Hall.

The City reserves the right to reject any or all bids.

Please mark your envelope "BID PROPOSAL - PICKUP TRUCK".

Bidders are notified of City Exemption from otherwise applicable sales and excise taxes.

LANNY PARISH
City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, APRIL 20,1992
5:15 P. M.
DIBOLL, CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. MHMR Personnel to Discuss Locating a Group House in Diboll
5. Open and Tabulate Bids on the Following:
   a. 1989 Mazda SE-5 Pickup
   b. 1981 Buick Park Avenue, 4-dr
   c. 4-Mag Wheels with Goodyear Eagle Tires
6. Open and Tabluate Bids on Truck for Golf Course
7. Award Bid on First Street Construction
8. Consider Resolution Authorizing Publication of Notice of Intent to Issue Certificate of Obligation
9. Public Hearing for Proposed Sale of .200 Acre Tract
10. Consider Approval fo Ordinance for Proposed Sale of .200 Acre Tract
11. Consider Approval of Entering contract With Deep East Texas Regional Narcotics Trafficking Task Force

POSTED ON BULLETIN BOARD APRIL 13, 1992, AT DIBOLL CITY HALL AT 11:10 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: April 15, 1992 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Carolyn McDonald and others from MHMR will be here to discuss the group home.

I expect several people to be in attendance in an attempt to get several questions answered.

Item #5 These vehicles and the wheels and tires were confiscated from drug deals. This is the appropriate disposition of this equipment and the monies received from the sale will be used in law enforcement.

Item #6 This is a replacement pickup for the golf course, to be paid from equipment fund. We will probably do some internal trading after the truck is purchased.

Item #7 We had the bid opening April 7th with results as indicated on attached bid sheet. Mr. Sims has reviewed the bids and recommends we take the low bid of J-W Payne.

I think we received some good bids and was pleased with the price. The contractor will be F.R. Lewis, although he worked as Ajax, they are the company that did Harris Street and South First. We have no problem working with them.

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Item #8 This resolution is required as a step in issuing. the certificates of obligation for our street money.

Mr. Shands has indicated that 1st Bank & Trust will purchase the bonds which will certainly benefit us on the sale. We will not have to go out for a bond rating.

Items #9 & #10 These items relate to the sale of the property we discussed previously that joins the First Baptist Church property. Legal requirements such as appraisal and notices have been accomplished.

Item #11 Our contract with the Task Force is an annual contract. Our cost is $5,000.00 which will be paid with seized funds, i.e., sale of vehicles in #5.

The Task Force has been working locally and we are satisfied with their effort this year.

For details you may want to visit with Chief Ray.

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Minutes of a Regular City Council Meeting, April 20, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Dick Albrecht	Councilman
Don Hendrick	Councilman	Sam Coleman	Councilman
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
See Attached List	

Item #1 & #2 Mayor called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 R. W. Ingram made a motion to approve the minutes of the last City Council Meeting and Don Hendrick.seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #4 Mayor James Simms made comments. Stated city has no recourse and City Attorney Jimmy Cassels explained statute. Marsha Ford, MHMR Director and Carolyn McDonald, MHMR Residential Director both made remarks. Ms. Ford summarized group homes and its program of half-way houses. Level 6 Facility is Severe to Profound (males probably) mentally handicapped. Probably 6 residents. Will have full-time staff. Kay Henson suggested house be located close to new jail. Sam Glass commented. Ms. Ford stated future meetings are possible. Mayor James Simms suggested put item on agenda in future. Ms. Ford to notify Council of progress. Said should know something in next 2 weeks. Ms. McDonald commented as to procedures of house and its activities. Chet Winger posed problems which exists in other house. Will keep public informed. Have 9 months to contract house one decision is made.

Item #5 Jimmy Cassels, City Attorney opend and tabulated bids as follows:

1989 MAZDA SE-5 PICKUP		
Chris CLemens	3,002.00	(1106 Cypress Forfeited. 5/5/92)
Eli Gann	2,105.09	
Smokies Motor Co.	2,106.00	
1106 Cypress, Diboll	4,500.00**********	
Larry Powell	2,525.00	
Paula Goins	2,100.00	

R. W. Ingram made a motion to accept the high bid of $4,500.00 from 1106 Cypress, Diboll. Clyde Maxey seconded.

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Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

1981 BUICK PARK AVENUE, 4-DOOR

ELI GANN	472.04
JOE GANZALES	1,566.06
CHRIS CLEMENS	600.00
RICHARD FARLEY	1,050.00
GARY L. MCKINNEY	2,000.00*******
C. W. SHEPHERD	1,025.00
CATRINO PEREZ	850.00
TOM FARLEY	989.23
VICTOR VANTICAR	1,351.00

Don Hendrick made a motion to accept the high bid of $2000.00 from Gary L. McKinney and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

4-MAG WHEELS WITH GOODYEAR EAGLE TIRES

CATARINO PEREZ	151.00	REJECTED	

Bid was too low and was rejected.

1992 TRUCK FOR GOLF COURSE

ANGELINA AUTOPLEX	11,377.10	BASE BID	DEVIATIONS NONE
	500.00	TRADE-IN	90 DAY DELIEVERY
	10,877.10		
*****AL MEYER FORD	9,977.50	BASE BID	DEVIATIONS NONE
	500.00	TRADE IN	
	9,477.50		

Don Hendrick made a motion to acceopt the low bid of $9,477.50 from Al Meyer Ford subject to staff review and approval of specifications and Clyde Maxey seconded.

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Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #7 Vernon Cupit made comments. R. W. Ingram made a motion to award bid on First Street Construction to the low bidder Sonny Lewis with T. W. Payne Construction, Inc. of New Boston in the amount of $219,610.50 and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #8 Ed Moore made comments and gave explanation. Don Hendrick made a motion to authorize Publication of Intent to Issue Certificates of Obligation not to exceed $485,000 for the purpose of paying contractual obligations to be incurred for (i) the construction of street improvements, including drainage incidental thereto, and (ii) professional services, such certificates to be payable from ad valorem taxes and a limited pledge of the net revenues of the city's combined Waterworks & Sewer Systems and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #9 Mayor James Simms opened Public Hearing for proposed sale of .200 acre tract. After comments, Mayor James Simms closed Public Hearing.

Item #10 Don Hendrick made a motion to approve the ordinance to approve the proposed sale of .200 acre tract to First Baptist Church of Diboll for $800.00 and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

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Item #11 Don Hendrick made a motion to enter into contract with Deep East Texas Regional Narcotics Trafficking Task Force and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

There being no further business, R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Meeting Adjourned at 6:15 P. M. .

MAYOR

ATTEST:

CITY SECRETARY

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DEWEY WOLF
Rita Ramsey
Robert T. Ramsey
Ray Rector
WANDA CLARK
Linda Fulmer
BILL FULMER
Bernieece Henson
Kay Henson
Kaye McElroy
LaRose Burnette
B.C. BURNETTE
Brenda Jones
JUDY REISNER
JAMES LEAVELL
[illegible]
[illegible]
Jason Burrows
Warren J Ford
Stephen Sikes
Deanna Medford
Nita Hurley
[illegible]
Gary Hurley
[illegible]
Cal Halsell
Roger Sandlin
Kenny Ray

Clint Wright
Joe P. Stovall
Alvie Stovall

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CITY OF DIBOLL
EQUIPMENT

TRUCK

BID TABULATION
CITY OF DIBOLL

GOLF COURSE

BIDDERS NAME				
ANGELINA AUTOPLEX	11,377.10 BASE BID 500.00 TRADE IN 10,877.10	NO DEVIATIONS	90 DAY DELIEVERY	
***AL MEYER FORD	9,977.50 BASE BID 500.00 TRADE IN 9,477.50	NO DEVIATIONS		

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

4-MAG WHEELS WITH GOODYEAR EAGLE TIRES

BIDDERS NAME				
CATARINO PEREZ	151.00	REJECTED		

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
1989 MAZDA SE-5 PICKUP

BIDDERS NAME				
CHRIS CLEMENS	3,002.00	1106 CYPRESS FORFEITED BID GIVEN TO CHRIS CLEMENS 05/05/92		
ELI GANN	2,105.09			
SMOKIES MOTOR CO.	2,106.00			
****1106 CYPRESS DIBOLL, TEXAS	4,500.00			
LARRY POWELL	2,525.00			
PAULA GOINS	2,100.00			

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
1981 BUICK PARK AVENUE, 4-Dr

BIDDERS NAME				
Eli Gann	472.04			
Joe Gonzales	1,566.06			
Chris Clemens	600.00			
Richard Farley	1,050.89			
**Gary. L. McKinney	2,000.00			
C. W. Shepherd	1,025.00			
Catrino Perez	850.00			
Tom Farley	989.23			
Victor Vanticar	1,351.00			

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
4-MAG WHEELS WITH GOODYEAR EAGLE TIRES

BIDDERS NAME				
Catarino Perez	156.00	Rejected		

DATE: APRIL 20, 1992

CITY OF DIBOLL
EQUIPMENT

Chris 2nd
Woody Mother

BID TABULATION
CITY OF DIBOLL

1989 MAZDA SE-5 PICKUP

BIDDERS NAME				
Chris Clemons	$ 3,002.00			
Eli Gann	$ 2,105.09			
Smokies Mtr. Co.	2,160.00			
1106 Cypress	X 4,500.00			
Larry Powell	2,525.00			
Paula Goins	2,100.00			

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL
1981 BUICK PARK AVENUE, 4-DR

Don - Miller
Chris 2nd

BIDDERS NAME				
Eli Gann	472.04			
Joe Gonzales	1,566.06			
Chris Clemens	600.00			
Richard Fasley	1,050.89			
Gary G. McGinty	2,000.00 *			
C.W. Shepherd	1,025.00			
Cathino Perez	850.00			
Tom Fasley	989.23			
Victor Vanticar	1,351.00			

DATE: APRIL 20, 1992

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CITY OF DIBOLL
EQUIPMENT

TRUCK

BID TABULATION
CITY OF DIBOLL
GOLF COURSE

BIDDERS NAME				
Angelina Auto Supply	11,377.10 Base Bid - 500.00 Trade in 10,877.10	No Deviations	90 Day Del	
Al Mayer Ford	9,977.50 Base Bid - 500.00 Trade 9,477.50	No Deviations		

DATE: APRIL 20, 1992

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AGENDA
CITY COUNCIL MEETING
MONDAY, MAY 4, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Canvass Votes

POSTED ON BULLETIN BOARD AT CITY HALL, APRIL 30, 1992, AT 10:00 A. M.

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

Minutes of a called City Council Meeting, May 4, 1992, 5:15 P. M. at Diboll City Hall.

Present		ABSENT
James Simms	MAYOR	NONE
Sam Coleman	COUNCILMAN	
Dick Albrecht	COUNCILMAN	
R. W. Ingram	COUNICLMAN	
Clyde Maxey	COUNCILMAN	
Don Hendrix	COUNCILMAN	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney

Items #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Votes were canvassed and Sam Coleman made a motion to accept tally as counted and Clyde Maxey seconded, as follows:

Don Hendrick	137
R. W. Ingram	147
Richard Albrecht	147

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	
Don Hendrix	

Motion Carried.

There being no further business R. W. Ingram made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
Dick Albrecht	
R. W. Ingram	
Clyde Maxey	
Don Hendrix	

Motion Carried.

Meeting Adjourned at 5:25 P. M. .

James C. Simms
MAYOR

ATTEST:

Lanny Parish
CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, MAY 18, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Housing Authority Quarterly Report
5. Select Mayor Pro-Tem
6. Authorize Asking For Bids For Staff Car
7. Consider an Ordinance Authorizing Issuance of $236,000 Government Obligation Refunding Bonds and All Other Matters Incident and Related Thereto.
8. Consider an Ordinance Authorizing Issuance of $485,000 Certificates of Obligation and All Other Matters Incident and Related Thereto.

LATE ITEM:

1. Consider a Resolution Approving and Authorizing the Execution of "Paying Agent/Registrar Agreements" In Relation to the General Obligation Refunding Bonds.
2. Consider a Resolution Providing for the Redemption of Certain Outstanding Obligations of the City.
3. Approve awarding bid to Al Meyer Ford for Dump Trucks

POSTED ON BULLETIN BOARD AT CITY HALL: TUESDAY, MAY 12, 1992 at 9:30.

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

City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: May 12, 1992 **RE:**

Items 1, 2 & 3 are routine.

Item #4 Hear report on Housing Authority.

I called and reminded Mrs. Harrell that the council wanted a quarterly report on the Housing Authority. Particularly the area previously discussed concerning those patrons who were not paying. She said she would be here.

Item #5 Select a Mayor Pro-Tem.

Following the election each year you need to appoint a Mayor Pro-Tem. Mr. Albrecht is currently serving in that position.

Item #6 Ask for authorization to ask for bids for a staff car.

We need to replace the 1986 Ford that Chief Ray uses. The car has over 100,000 miles and is beginning to have some problems. My plans are to transfer the car I am currently using to P.D. and use the new one. Will be paid from equipment fund.

Item #7 This ordinance is required for the issuance of the C.O.s.

This issue is for the bonds we refunded for a savings of about $35,000.00 over the five year life of the issue. The interest rate is the reason for the savings.

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Item #8 This ordinance is for the issuance of the new certificates.

Other Comments:

We will swear in the newly elected councilmen prior to convening the meeting.

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Minutes of a regular City Council Meeting, May 18, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Don Hendrick	Councilman	
Dick Albrecht	Councilman	
Clyde Maxey	Councilman	
R. W. Ingram	Councilman	
Sam Coleman	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Danny Ray	Chief of Police
Jim Gray	Free Press
Ed Jones	Southwest Securities
Mrs. Margie Harrell	City of Diboll Housing Authority

Item #1 & #2 Mayor called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the previous regular meeting and also the called meeting. R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #4 Mrs. Margie Harrell from the Housing Authority presented their Quarterly reports. Dewelling Rental $35,010.16. A/R $462.68. April Rent almost 99% collected. Stated transfers were mostly complete. Going to remodel burned out units.

Mayor James Simms commended Mrs. Harrell for improvements she has made.

Item #5 Dick Albrecht made a motion to select Don Hendrick for mayor Pro-Tem and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

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Motion Carried.

Item #6 After comments by City Manager, Sam Coleman made a motion to authorize asking for bids for a staff car and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick Dick Albrecht Clyde Maxey R. W. Ingram Sam Coleman	None

Motion Carried.

Item #7 Don Hendrick made a motion to authorize an ordinance authorizing issuance of $236,000 of Government Obligation Refunding Bonds or all other matters incidental and related thereto and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick Dick Albrecht Clyde Maxey Sam Coleman	R. W. Ingram Abstained Art. 988B-Conflict of Interest None

Motion Carried.

Item #8 Don Hendrick made a motion to authorize an ordinance authorizing issuance of $485,000 of Certificates of Obligation and all other matters incidental and related thereto and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick Dick Albrecht Clyde Maxey Sam Coleman	R. W. Ingram Abstained Art. 988B-Conflict of Interest None

Motion Carried.

Late Items

Item #1 Sam Coleman made a motion to approve and authorize the execution of "Paying Agent/Registar Agreements" in relation to the General Obligation Refunding Bonds and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick Dick Albrecht Clyde Maxey Sam Coleman	R. W. Ingram Abstained Art. 988B-Conflict of Interest None

Motion Carried.

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Item #2 Don Hendrick made a motion to approve a resolution providing for the Redemption of Certain Outstanding Obligations of the City and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	R. W. Ingram Abstained
Dick Albrecht	Art. 988B-Conflict of Interest
Clyde Maxey	
Sam Coleman	None

Motion Carried.

Item #3 R. W. Ingram made a motion to award the bid for dump trucks which was formerly awarded to Angelina Autoplex, to Al Meyer Ford and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
Sam Coleman	
R. W. Ingram	

Motion Carried.

There being no further business, R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
Sam Coleman	
R. W. Ingram	

Motion Carried.

Meeting adjourned at 5:40 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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Angelina Autoplex
CHEVROLET • GEO • OLDSMOBILE • CADILLAC | JEEP-EAGLE

May 15, 1992

Lanny Parrish
Diboll City Hall
P. O. Box E
Diboll, TX 75941

Dear Lanny,

Due to the fact that Angelina Autoplex will not be able to deliver the two medium duty trucks that you have ordered in the time that you were quoted, we hereby relinquish you from the responsibility of accepting these two trucks. We are sorry for this inconvenience and hope that this will not deter you from ordering from me, Ernie Mayes, in the future. As you know, our dealership is changing hands and I sincerely hope that once we are up and running again, that you will allow us to bid on your vehicle needs.

Again, we are sorry for this inconvenience and if you need anything in the future, do not hesitate to call.

Sincerely,

Ernie Mayes
Fleet Manager

1710 S. First • Box 968 • Lufkin, Texas 75901 • (409) 634-3383 • 1-800-392-3966 • Fax (409) 634-9384

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AGENDA
CITY COUNCIL MEETING
MONDAY, JUNE 15, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. MHMR Briefing by Ms. McDonald
5. Open and Tabulate Bids on Staff Car

POSTED ON BULLETIN BOARD 6/9/92 AT DIBOLL CITY HALL: 11:30.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: June 10, 1992 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Hear briefing on MHMR house.

As you know from newspaper reports MHMR received approval from the state to build the group home here. Mayor Simms and I visited with Ms. McDonald last week and asked her to come and present the latest information to the council and public.

You also noticed in the news report that the Temple Foundation is funding the project.

You will hear in Ms. McDonald's report there are steps to be taken before construction which is projected for about September.

Item #5 Open and tabulate bids on staff car.

We sent bids to all local dealers and two in Polk County. I expect to get two or three bids.

Additional Comments:

North 1st Street project should start Monday if it doesn't rain between now and then.

We have a water well problem that may be severe. We found out yesterday that Well #3 was not producing. We don't know why yet. We had this well re-worked in

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the fall of 90. We have Layne Well Company scheduled to come in and check the problem. I won't know much more on this until they finish in a couple of weeks. There are two or three situations that may exist that can be fixed, but there is also the possibility the water level has dropped to a level that we can't get it. If that is the situation, we will be looking at a new well. We are hoping for the best.

I will keep you informed as we go.

All of you know as much about the jail situation as I do at this time.

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Minutes of a regular City Council Meeting, June 15, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Don Hendrick	Councilman	
Clyde Maxey	Councilman	
Dick Albrecht	Councilman	
Sam Coleman	Councilman	
R. W. Ingram	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Jim Gray	Free Press
Arthur Temple	
Buddy Zeagler	
Ward Burke	
Ms. McDonald	MHMR
Susan Rushing	MHMR
Kay Henson	
Mr. & Mrs. Robert Ramsey	
Levy Ellison	
Gary & Nita Hurley	

Item #1 & #2 Mayor James Simms called the meeting to order and asked Sam Coleman to give the invocation.

Item #3 Don Hendrick made a motion to approve the minutes of the previous council meeting and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Clyde Maxey	
Dick Albrecht	
Sam Coleman	
R. W. Ingram	

Motion Carried.

Item #4 Ms. McDonald with MHMR briefed the council updating the status of the group house to be constructed. Mr. Ward Burke made remarks on behalf of MHMR in the capacity of a lawyer. Gave the history of MHMR locally and involvement with agency and explained the goals of MHMR with the group home. Mayor James Simms made remarks and explained lack of education and communication was basis of misunderstanding. Arthur Temple made remarks supporting the MHMR and group home concept. Buddy Zeagler stated he lives 2 blocks from group home in Lufkin. Kay Henson stated he was opposed to location of home and not to MHMR.

Item #5 Jimmy Cassels, City Attorney opened and tabulated bids received on staff car as follows:

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BARRETT BUICK PONTIAC	NO BID
AL MEYER FORD 1992 Crown Victoria 10 Day Delievery	14,338.00 - 1,200.00 Trade-in 13.138.00 Net Price
CLIFTON CHEVEROLET	NO BID
BARRETT CHRYSLER PLYMOUTH	NO BID
LUFKIN LINCOLN MERCURY	NO BID
BULLOCK MOTOR COMPANY	NO BID

Dick Albrecht made a motion to accept the low bid of $13,138.00 from Al Meyer Ford, subject to review and approval of specifications by staff and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick Clyde Maxey Dick Albrecht Sam Coleman R. W. Ingram	None

Motion Carried.

R. W. Ingram made a motion to adjourn and Dick Albrecht seconded.

Voting For	Voting Against
Don Hendrick Clyde Maxey Dick Albrecht Sam Coleman R. W. Ingram	None

Motion Carried.

Meeting adjourned at 6:10 P. M. .

MAYOR

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

STAFF CAR

BIDDERS NAME				
BARRETT BUICK PONTIAC LUFKIN, TEXAS 75901	NO BID			
AL MEYER FORD LUFKIN, TEXAS 75901	14,338.00 -1,200.00 TRADE-IN 13,138.00 NET PRICE	10 DAY DELIEVERY 1992 CROWN VICTORIA		
CLIFTON CHEVEROLET CORRIGAN, TEXAS 75939	NO BID			
BARRETT CHRYSLER PLYMOUTH LUFKIN, TEXAS 75901	NO BID			
LUFKIN,LINCOLN MERCURY LUFKIN, TEXAS 75901	NO BID			
BULLOCK MOTOR COMPANY CORRIGAN, TEXAS 75939	NO BID			

DATE: JUNE 15, 1992

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AGENDA
CITY COUNCIL MEETING
MONDAY, JULY 20, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Appoint Members to the Housing Authority Board
5. Consider Request of Sabine Investment to Vacate and Abandon an Alley
6. Authorize Going Out for Bids on Garbage Bags

Posted on Bulletin Board at City Hall: Tuesday, July 14, 1992 at 9:20 A. M.

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

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: July 16, 1992 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Appoint Housing Authority Board Members

As I mentioned in my memo earlier this week, three Housing Authority Board members time is expiring. Those members are Ms. Geraldine Pouland, Alan Miller, and James Rhone.

Item #5 Request to vacate and abandon alley.

Sabine Investment is preparing papers to sell Brookshire Bros. the property they currently occupy including the parking lot. Since the alley has long been abandoned across this property we may at their request give it back. Sabine did request the property and legal steps have been followed for our giving it back. Attached is a copy of their request and a map identifying the area. We will keep all existing easements.

Item #6 Authorize Going Out For Bids on Garbage Bags

The bid for garbage bags is an annual event. We need to get bids and delivery before the October issue. This is a budgeted item.

Other Comments

We had the production of the well tested Tuesday and got good results. The well is producing and pumping 140+ gallons per minute.

First Street is progressing on schedule. North end was poured this morning.

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Minutes of a regular City Council Meeting, July 20, 1992, 5:15 P. M., at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
R. W. Ingram	Councilman	
Sam Coleman	Councilman	
Clyde Maxey	Councilman	
Dick Albrecht	Councilman	
Don Hendrick	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Danny Ray	Chief of Police
Gary Wilmon	Free Press

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the minutes of the previous council meeting and R. W. Ingram seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Item #4 Don Hendrick made a motion to appoint Alan Miller, James Rhone, and Geraldine Pouland to the Housing Authority Board and R. W. Ingram seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Item #5 Sam Coleman made a motion to accept the request from Sabine Investment to vacate and abandon the alley described in the attached. R. W. Ingram seconded.

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Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Item #6 R. W. Ingram made a motion to authorize going out for bids for garbage bags and Dick Albrecht seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Don Hendrick made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman	
Clyde Maxey	
Dick Albrecht	
Don Hendrick	

Motion Carried.

Meeting Adjourned 5:33 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, AUGUST 17, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Consider Annexation of Barkley Property on Arrington Street
5. Open and Tabulate Bids on Garbage Bags
6. Discuss Disbursement of Fire Equipment
7. Budget Workshop
8. Discuss Tax Rate, Take Record Vote and Schedule Public Hearing
9. Appoint A Member to the DETCOG Board.

POSTED ON BULLETIN BOARD: DIBOLL CITY HALL, AUGUST 11, 1992 at 11:55 A. M. .

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

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: August 25, 1992 **RE:**

Item # 1 Public Hearing on Tax Increase

Item # 2 Budget Workshop

Items 1 and 2 probably should be inverted.

We will discuss the line item budget which I have attached.

The "1992-93 Estimated Budget" heading on the extreme right side is the new budget figures.

I have put together a budget that has no frills, but allows us to provide the necessary service to the community. This budget has an expenditure in the general fund of $2,248,337.63 compared to $2,350,701.68 a difference (decrease) of $102,364.00. The largest decrease was in the street department, because we had a line item for First Street repairs.

One of the major increases was medical insurance. There is no across the board salary increase, there are some positions which will be increased primarily in the semi skilled positions. Also, I left a 2% bonus in the budget.

The utility fund decreased from $638,037.00 to $561,239.00 (76,748.00) the primary reduction in this fund was the funds set aside for the water study.

Our total bond payments increased from $78,618.00 to $111,516.00.

We have a total estimated revenue of $2,791,829.00.

As you know the balance is from the estimated ending or beginning balance. At this time we are estimating slightly less than $400,000.00.

There will possibly be some minor line item adjustments on expenditures and possibly some adjustments to the ending balance.

Item #3 Ask for bids to sell a vehicle.

We have one old car that was seized ready to sell. We must take bids on it.

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Minutes of a regular City Council Meeting, August 17, 1992, 5:15 P. M., at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Don Hendrick	Councilman	
Dick Albrecht	Councilman	
Clyde Maxey	Councilman	
R. W. Ingram	Councilman	
Sam Coleman	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Joe Parish	Fireman
Gary Jones	Fire Chief
Butch Parish	Fireman
Jim Gray	Editor, Free Press
Sam Glass	
Mike Smith	
Dave Martinez	
Levy Ellison	

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Sam Coleman made a motion to approve the last council meeting minutes and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #4 After discussion, Don Hendrick made a motion to approve annexation of Fred & Betty Barkley's property on Arrington Street and Clyde Maxey seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

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Item #5 Jimmy Cassels City Attorney, opened and tabulated bids received for garbage bags as follows:

*********ARROW INDUSTRIES	2,500	2.16 per roll	7-14 DAY DELIVERY
DALLAS, TX.	5,000	2.16 per roll	" " " "
ADAMS INDUSTRIES	NO BID		
MONROE, LA.			
BEMIS COMPANY	2,500	2.50 per roll	35 DAY DELIVERY
TERRE HAUTE, IND.	5,000	2.50 per roll	" " " "
SPAR-TEC PLASTICS	NO BID		
ARLINGTON, TX.			
POLY AMERICA	NO BID		
GRAND PRAIRIE, TX.			
MERICAN FILM PRODUCTS, INC.	NO BID		
MONROE, LA.			
COATING & LAMINATING SPEC.	2,500	3.50 per roll	30 DAY DELIVERY
MONROE, LA.	5,000	3.39 per roll	" " " "
ARROW INDUSTRIES	SEE ARROW INDUSTRIES, DALLAS, TX.		
CARROLLTON, TX.			

Dick Albrecht made a motion to accept the low bid of $2.16 per roll from Arrow Industries, Dallas, Texas and Clyde Maxey seconded with review and approval of the staff.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #6 Vernon Cupit commented about the fire truck and Beulah community and Jimmy Cassels, City Attorney stated that the city cannot give the fire truck away by constitution statute. Discussion ended.

Item #7 Vernon Cupit reviewed budget process and tax rate. Calculations were discussed.

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Item #8 Sam Coleman made a motion to schedule a public hearing on tax rate to increase for August 27, 1992,.Monday, at 5:15 P. M. and R. W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #9 Dick Albrecht made a motion to appoint James Simms as a member to the DETCOG Board and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

There being no further business, R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Dick Albrecht	
Clyde Maxey	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Meeting Adjourned at 6:20 P. M..

MAYOR

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL

Mr. Mike Zucker
Arrow Industries, Inc.
P. O. Box 810489
Dallas, Texas 75381-0489

August 24, 1992

Dear Mr. Zucker,

This is to inform you that your bid of $2.16 per roll for 5,000 rolls of garbage bags per the City of Diboll specifications with delievery within 7-14 complete calendar days was accepted.

Please accept this letter as your authorization to deliever 5,000 rolls of garbage bags at $2.16 per roll to the City of Diboll.

Thank you for submitting your bid and your interest in the City of Diboll.

Cordially,

Lanny Parish
City Secretary/Finance Director

LP/bks

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CITY OF DIBOLL
EQUIPMENT

GARBAGE BAGS

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME				
ARROW INDUSTRIES DALLAS, TEXAS 75285				
ADAMS INDUSTRIES MONROE, LA. 71203				
BEMIS COMPANY TERRE HAUTE, IND. 47807				
SPAR-TEC PLASTICS ARLINGTON, TEXAS 77060				
POLY AMERICA GRAND PRAIRIE, TEXAS 75051				
AMERICAN FILM PRODUCTS, INC. MONROE, LA 71201				
COATING & LAMINATING SPEC. MONROE, LA. 71211-8045				
ARROW INDUSTRIES CARROLLTON, TEXAS 75006				

DATE: AUGUST 17, 1992

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CITY OF DIBOLL
EQUIPMENT

GARBAGE BAGS

BID TABULATION
CITY OF DIBOLL

BIDDERS NAME					
ARROW INDUSTRIES DALLAS, TEXAS 75285	2500 5,000	2.16 Roll 2.16 Roll	= $5,400.00 = $10,800.00	7-14 Day Delivery	
ADAMS INDUSTRIES MONROE, LA. 71203					
BEMIS COMPANY TERRE HAUTE, IND. 47807	2500 5000	2.50 Roll 2.50 Roll	= =	35 Days	
SPAR-TEC PLASTICS ARLINGTON, TEXAS 77060					
POLY AMERICA GRAND PRAIRIE, TEXAS 75051					
AMERICAN FILM PRODUCTS, INC. MONROE, LA 71201					
COATING & LAMINATING SPEC. MONROE, LA. 71211-8045	2,500 5,000	3.50 Roll 3.39 Roll	= =	30 Day Del	50
ARROW INDUSTRIES CARROLLTON, TEXAS 75006	2,500 5,000	4 4%		35 Day Del	

DATE: AUGUST 17, 1992

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AGENDA
CITY COUNCIL MEETING
THURSDAY, AUGUST 27, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Public Hearing on Tax Increase
4. Budget Workshop
5. Authorize Asking For Bids to Sell Seized Vehicles

POSTED ON BULLETIN BOARD DIBOLL CITY HALL, TUESDAY, AUGUST 25, 1992, 8:50 A. M.

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Minutes of a called City Council Meeting at Diboll City Hall, August 27, 1992 at 5:15 P. M. .

Present		Absent	
James Simms	Mayor	Dick Albrecht	Councilman
Sam Coleman	Councilman		
R. W. Ingram	Councilman		
Clyde Maxey	Councilman		
Don Hendrick	Councilman		

Also Present

Vernon Cupit	CITY MANAGER
Lanny Parish	CITY SECRETARY
Jim Gray	Editor, Free Press

Item #1 & #2 Mayor James Simms called the meeting to order and asked Sam Coleman to give the invocation.

Item #3 Mayor James Simms opened the public hearing on the tax increase. After discussion, R. W. Ingram made a motion to have a meeting Tuesday, September 8, 1992 at 5:15 P. M. at Diboll City Hall to adopt the tax rate and budget. Clyde Maxey seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Item #4 Vernon Cupit discussed the line item budget, covering revenues and expenses.

Item #5 After discussion, Don Hendrick made a motion to authorize accepting bids for seized vehicle and R. W. Ingram seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	

Motion Carried.

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There being no further business, R. W. Ingram made a motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	

Motion Carried.

Meeting adjourned at 5:47 P. M. .

MAYOR

ATTEST:

CITY SECRETARY

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NOTICE OF PUBLIC HEARING ON TAX INCREASE

The City of Diboll will hold a public hearing on a proposal to increase total tax revenues from properties on the tax roll in 1991 by eight (8) percent. Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property.

The public hearing will be held on Aug. 27 at 5:15 p.m. at Diboll City Hall.

FOR the proposal: Sam Coleman, R.W. Ingram, Don Hendrick, Clyde Maxey, Dick Albrecht

AGAINST the proposal: None

PRESENT and not voting: None

ABSENT: None

The statement above shows the percentage increase the proposed rate represents over the EFFECTIVE tax rate that the unit published on August 13, 1992. The following table compares taxes on an average home in this taxing unit last year to taxes proposed on the average home this year. Again, your individual taxes may be higher or lower, depending on the taxable value of your property.

	Last Year	**This Year**
Average home value	$26,250	$25,080
General exemptions available (amount available on the average home, not including senior citizen's or disabled person's exemptions)	-0-	-0-
Average taxable value	$26,250	$25,080 (proposed)
Tax rate	.29730 /$100	.32780 /$100 (proposed)
Tax	$78.04	$82.21

Under this proposal taxes on the average home would INCREASE by $4.17 or 5.34% percent compared with last year's taxes. Comparing tax rates without adjusting for changes in property value, the tax rate would INCREASE by $.0305 per $100 of taxable value or 10.25% percent compared to last year's tax rate. These tax rate figures are not adjusted for changes in the taxable value of property.

Criminal Justice Mandate (for counties): N/A

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AGENDA
CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 8, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approve Budget
4. Vote on Tax Rate

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL: AUGUST 31, 1992 at 8:00 A. M.

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Minutes of a called City Council Meeting, September 8, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	None
Sam Coleman	Councilman	
R. W. Ingram	Councilman	
Clyde Maxey	Councilman	
Don Hendrick	Councilman	
Dick Albrecht	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Guy Anthony	Policeman

Item #1 & #2 Mayor James Simms called the meeting to order and asked Sam Coleman to give the invocation.

Item #3 After comments by Vernon Cupit, R. W. Ingram made a motion to adopt the proposed 1992-93 budget and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Item #4 After comments by Vernon Cupit, Don Hendrick made a motion to approve .32780 as the property tax rate for 1992 and Sam Coleman seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	
Dick Albrecht	

Motion Carried.

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There being no further business R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
R. W. Ingram	
Clyde Maxey	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Meeting adjourned at 5:35 P. M. .

Mayor

ATTEST:

City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, SEPTEMBER 21, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Open Bids on Seized Vehicles
5. Authorize Going Out for Bids for Golf Course Mowing Machine

POSTED ON BULLETIN BOARD AT CITY HALL, TUESDAY, SEPTEMBER 15, 1992 at 8:50.

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Minutes of a regular City Council Meeting, September 21, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent
James Simms	Mayor	Don Hendrick
Dick Albrecht	Councilman	Sam Coleman
Clyde Maxey	Councilman	
R. W. Ingram	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attroney
Jim Gray	Editor Free Press
Earl Carr	Director of pRublic Works

Item #1 & #2 Mayor James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Dick Albrecht made a motion to approve the minutes of the previous called and regular city council meetings. R. W. Ingram seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Item #4 No bids were received on seized vehicle.

Item #5 After discussion, R. W. Ingram made a motion to authorize going out for bids for a golf course mowing machine and Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

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There being no further business, R. W. Ingram made a motion to adjourn and Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	

Motion Carried.

Meeting adjournedat 5:25 P. M. .

Mayor

Attest:

City Secretary

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ADVERTISEMENT FOR BIDS

The City of Diboll will accept sealed bids until September 21, 1992 at 5:15 P.M. for the sale of a 1984 Pontiac Grand Prix 2 door sedan.

The car is available for inspection at the Diboll Police Department, 302 N. Temple, Diboll, Texas.

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AGENDA
CITY COUNCIL MEETING
MONDAY, OCTOBER 19, 1992
5:15 P. M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Open and Tabulate Bids on Wing Mowing Machine for Golf Course
5. Open Bids on Seized 1984 Pontiac Grand Prix 2 Door Sedan
6. Authorize Asking for Bids for Tractor at Sewer Plant
7. Authorize Asking for Bids for Pickup for street Department

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, OCTOBER 13, 1992 at 11:30 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit, City Manager Vernon Cupit

SUBJECT: Agenda Comments

DATE: October 14, 1992 **RE:**

Items 1, 2 & 3 are routine.

Item #4 This should be a routine bid opening for the mowing machine for the golf course. We don't have any bids at this time but I expect we will get at least two.

Item #5 This is the same vehicle we tried to sell last month. We do have one bid at this time and may get another one.

Item #6 We need to get bids for a replacement tractor for the sewer plant. We will need the tractor at the beginning of the mowing season next Spring. This is an item budgeted to be paid from the equipment fund.

Item #7 We need to replace a pickup in the street department. Again this is an item bedgeted to be paid from the equipment fund.

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NOTICE

The City of Diboll will accept sealed bids until October 19, 1992 for a Wing Mower for the Golf Course.

Bids will be accepted until 5:15 P.M. on Monday, October 19, 1992 at which time they will be opened and tabulated.

Please mark your envelopes "Bid on Wing Mower" for Golf Course.

Bids will be mailed to the City of Diboll, P.O. Drawer E, Diboll, Texas.

The City of Diboll reserves the right to reject any or all bids.

LANNY PARISH
City Secretary

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ADVERTISEMENT FOR BIDS

The City of Diboll will accept sealed bids until October 19, 1992 at 5:15 P.M. for the sale of a 1984 Pontiac Grand Prix 2 door sedan.

. The car is available for inspection at the Diboll Police Department, 302 N. Temple drive, Diboll, Texas.

Lanny Parish
City Secretary

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Minutes of a regular City Council Meeting, Monday, October 19, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Lanny Parish	City Secretary
Don Hendrick	Councilman		
Dick Albrecht	Councilman		
Clyde Maxey	Councilman		
Sam Coleman	Councilman		
R. W. Ingram	Councilman		

Also Present

Vernon Cupit	City Manager
Jimmy Cassels	City Attorney
Betty Capps	(filling in for City Secretary)
Danny Ray	Chief of Police
Earl Carr	Director of Public Works
Carl Halsell	Street Superintendent
Jim Gray	Free Press, Editor

Item #1 & #2 Mayor James Simms called the meeting to order AND asked Veron Cupit to give the invocation.

Item #3 Dick Albrecht made a motion to approve the minutes of the previous meeting. R. W. Ingram seconded the motion.

Voting For	Voting Against
Dick Albrecht	None
R. W. Ingram	
Clyde Maxey	
Sam Coleman	
Don Hendrick	

Motion Carried.

Item #4 Two Bids were received on the Wing Mower.

*********Ark-la- Tex Turf	$20,000.00	
Less trade	- 400.00	
	$19,600.00	
GOLDTHWAITES	$25,750.00	with deviation
	-.900.00	
	$24,850.00	

Don Hendrick made a motion to accept the gid from Ark-La-Tex Turf. Sam Coleman seconded the motion.

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Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Clyde Maxey	
R. W. Ingram	
Dick Albrecht	

Motion Carried.

Item #5 Two bids were received on the seized vehicle. Both bids were for $75.00. Bidders will be contacted to see if one will withdraw his bid. If one does not withdraw the vehicle will have to be re-bid again.

Item #6 After discussion, R. W. Ingram made a motion to go out for bids for a tractor at the Sewer Plant. Don Hendrick seconded.

Voting For	Voting Against
Clyde Maxey	None
Don Hendrick	
Dick Albrecht	
R. W. Ingram	
Sam Coleman	

Motion Carried.

Item #7 After discussion R. W. Ingram made a motion to authorize going out for bids on a pickup for the Street Department. Clyde Maxey seconded.

Voting For	Voting Against
Clyde Maxey	None
Don Hendrick	
Dick Albrecht	
R. W. Ingram	
Sam Coleman	

Motion Carried.

There being no further business, Sam Coleman made a motion to adjourn. Clyde Maxey seconded.

Voting For	Voting Against
Sam Coleman	None
Clyde Maxey	
Dick Albrecht	
R. W. Ingram	
Don Hendrick	

Motion Carried.

Meeting adjourned at 5:40 P. M..

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Mayor

Attest:

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AGENDA
CITY COUNCIL MEETING
TUESDAY, NOVEMBER 24, 1992
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Open and Tabulate Bids on 1992 Small Tractor for the Sewer Treatment Plant
5. Open and Tabulate Bids on 1992 One-Half Ton Pickup For the Street Department
6. Authorize to Sale Two (2) Fire Trucks
7. Authorize to Sale Two (2) Dump Trucks
8. Public Works Director, Earl Carr, Will Brief Council on Water Project
9. Police Chief Danny Ray Will Update Council on Police Activities
10. Discuss Housing Project
11. Review and Accept 0.0325 Acres of Land M/L Donated to City by Temple Inland for Easement
12. Review and Accept 0.0349 Acres of Land M/L Donated to City by Jim Ligon for Easement

LATE ITEM TO AGENDA:

Executive Session to discuss personnel matters concerning use of City equipment.

Late Item Posted on City Hall Bulletin Board 11/20/92 at 3:30 P.M.

POSTED ON BULLETIN BOARD, MONDAY, NOVEMBER 16, 1992, at 9:00 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor & City Council

FROM: Vernon Cupit

SUBJECT: Agenda Comments

DATE: November 19, 1992 **RE:**

Items #1, 2 & 3 are routine.

Item #4 This is a routine bid opening for a tractor for the sewer plant.

Item #5 This is a routine bid opening for a pickup truck for the street department.

Item #6 Authorize to sell two fire trucks. We have ended up with two pieces of fire apparatus that we are paying insurance and other up-keep on that each have supposedly been replaced. We have the large four wheel tank truck for brush fires. Therefore, we should sell the small four wheel drive truck.

The new truck, delivered in September, was to replace either the 1974 Ford or the 1978 Chevrolet. Chief Jones is considering which of the old ones will provide us with the best service, the other one should be sold. He will know before the 24th which one is to be offered for sale.

Item #7 Authorize to sell two dump trucks. The two dump trucks were traded or sold at the time the new ones were delivered,

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in the Spring, because of the work we had to do this Summer. That project is complete, therefore we need to sell these two 1985 Ford trucks.

Item #8 I have asked Earl to brief you on the water developments under construction at this time.

Item #9 Chief Ray will give you a short briefing on police department events and activities.

Item #10 I will brief you on the housing projects and the street renovation.

These three items will be information items, questions and comments are welcome.

Items #11 & #12 These are easements for street repair and construction for the Lynn & Cypress project.

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Minutes of a regular City Council Meeting, Tuesday, Novmeber 24, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		
Don Hendrick	Councilman		
Dick Albrecht	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Earl Carr	Director of Public Works
Roger Sanders	Water & Sewer Superintendent
Gary Jones	Fire Chief
Joe Parish	Fireman
Mike Smith	Fireman
Randy Barkley	Fireman
Danny Ray	Chief of Police
Guy Anthony	Policeman
Jim Gray	Free Press, Editor
Raymond Van	Raymond Van & Associates
Billy Sims	KSA Engineers
Jim Kennedy	Temple-Inland Inc., Mineral Department.

Item #1 & #2 James Simms called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Dick Albrecht made a motion to approve the minutes of the previous council meeting and Don Hendrick seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Item #4 Jimmy Cassels, City Attorney, opened and tabulated bids received on a 1992 Small Tractor for the Sewer Treatment Plant as follows:

PINEYWOODS TRACTOR LUFKIN, TEXAS	$9,430.00 -2,150.00 $7,280.00	Trade-In	Kubota	30 Days Delivery
BRYANT EQUIPMENT NACOGDOCHES, TEXAS	$ NO BID			
****** FISH & STILL NACOGDOCHES, TEXAS	$7,981.00 -2,800.00 $5,181.00	Trade-In	John Deere ********** $8,451.00 -2,800.00--- $5,651.00	30-45 DAY DELIVERY

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W. A. DUBOSE LUFKIN, TEXAS	$11,500.00 -4,000.00 $ 7,500.00	Trade-In	FORD	30 DAY DELIVERY
SAN AUGUSTINE TRACTOR SAN AUGUSTINE, TX.	$ 8,750.00 -2,800.00 $ 5,950.00	Trade-In	INTERNATIONAL	5 DAY DELIVERY

R. W. Ingram made a motion that the low bid of $5,181.00 from Fish & Still be accepted upon review of specifications by staff and Don Hendrick seconded.

Voting For	Voting Against
Clyde Maxey R. W. Ingram Don Hendrick Dick Albrecht	None

Motion Carried.

Item #5 Jimmy Cassels, City Attorney opened and tabulated bids received on a 1993 one-half ton pickup as follows:

AL MEYER FORD LUFKIN, TEXAS	$11,840.50 - 750.00 $11,090.50	Trade-In		60 DAY DELIVERY
SOUTHERN DODGE LUFKIN, TEXAS	$12,617.00		12,417.00	
MIKE PERRY NACOGDOCHES, TX.	$12,350.00 - 850.00 $11,500.00	Trade-In		30-60 DAY DELIVERY
LONE STAR AUTOLAND LUFKIN, TEXAS	$NO BID			
*****TIPTON FORD NACOGDOCHES, TX.	$11,721.00 - 690.00 $11,031.00	Trade-In	WITHOUT TRADE-IN $11,721.00*******	6-8 WEEK DELIVERY ROGER WILLIAMS
DALE SISK NACOGDOCHES, TX.	$NO BID			
BARRETT MOTORS LUFKIN, TEXAS	$13,998.46 -1,000.00 $12,998.46	Trade-In		60 DAYS DELIVERY

Don Hendrick made a motion that the low bid of $11,721.00 from Tipton Ford be accepted without trade upon review of specifications by staff and Dick Albrecht seconded.

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Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried

Item #6 Gary Jones, John Ray Baxter, and Joe Parish of the fire department made comments that the Ford 4-wheel has been fixed up by the volunteers and use it as a back-up. Councilman asked questions as to the need. After discussion it was decided to sell only one fire truck (Unit 55) and R. W. Ingram made a motion to do this and Don Hendrick seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Item #7 Don Hendrick made a motion to sell two (2) dump trucks requiring a minimum of $4,000.00 per truck and Clyde Maxey seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Item #8 Earl Carr, Director of Public Works briefed council on water project concerning future demands for water for the city and offered some possible solutions. Stated that the company indicates they are willing to assist. Commented on use of waste water being pumped to fiber board plant for irrigation purposes.

Item #9 Danny Ray, Chief of Police updated the council on police activities. Summarized activities of police department from January 1992 to present. Commended officers for their efforts to provide adequate services and protection to our citizens. Informed council on organization of police department.

Item #10 The Housing Project (Housing Authority) was discussed by City Manager. Out of 60 houses, 50 are not occupied. Plans are to renovate houses and sell them. Future street project will be in this area with projecting of increase in the tax revenue and citizens. All homes are leased to Housing Authority by HUD.

Item #11 After reviewing document for .0325 acres of land M/L, donated to the city by Temple-Inland Inc. for easement, Dick Albrecht made a motion to accept the donated land and R. W. Ingram seconded.

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Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Item #12 After reviewing document for .0349 acres of land M/L donated to the city by Jim Ligon for easement, Don Hendrick made a motion to accept the donated land and R. W. Ingram seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Late Item to Agenda Mayor James Simms, called the council into executive session to discuss personnel matters concerning the use of city equipment. No decisions were made and no votes were taken.

Mayor James Simms called the council back into open session.

Jimmy Cassels looked up statute about having to use tape recorder in executive session. City Attorney, Jimmy Cassels and City Manager, Vernon Cupit made comments.

Dick Albrecht made a motion to issue a memo to each employee stating that employees are prohibited from using city equipment for personal use and such use could result in termination and that a letter be placed in the employee in question's file. Also that the employee in question be required to reimburse the city for the value of dirt he received at his personal residence and Don Hendrick seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

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There being no more business, R. W. Ingram made a motion to adjourn and Clyde Maxey seconded.

Voting For	Voting Against
Clyde Maxey	None
R. W. Ingram	
Don Hendrick	
Dick Albrecht	

Motion Carried.

Meeting adjourned at 7:38 P. M..

Samuel P. Lemmon
MAYOR

ATTEST:

CITY SECRETARY

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CITY OF DIBOLL
EQUIPMENT

PICK UP

BID TABULATION
CITY OF DIBOLL

STREET DEPARTMENT

BIDDERS NAME				
AL MEYER FORD 800 N. MEDFORD, LUFKIN	$11,840.50 -750.00 TRADE-IN $11,090.50		60 DAYS DELIVERY	
SOUTHERN DODGE 2711 MEDFORD DR. , LUFKIN	$12,617.00	$12,417.00		
MIKE PERRY 3828 SOUTH ST., NACOGDOCHES	$12,350.00 -850.00 TRADE-IN 11,500.00		30-60 DAY DELIVERY	
LONE STAR AUTOLAND 1703 S. FIRST ST.,LUFKIN				
TIPTON FORD ********** 1115 NORTH ST., NACOGDOCHES	$11,721.00 -690.00 TRADE-IN $11,031.00	WITHOUT TRADE $11,721.00 **********	6-8 WEEKS ROGER WILLIAMS	
DALE SISK 222 SOUTH STREET , NACOGDOCHES	NO BID			
BARRETT MOTORS LUFKIN, TEXAS	$13,998.46 -1,000.00 TRADE-IN $12,998.46		60 DAYS DELIVERY	

DATE: NOVEMBER 24, 1992

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CITY OF DIBOLL
EQUIPMENT
TRACTOR

BID TABULATION
CITY OF DIBOLL
SEWER TREATMENT PLANT

BIDDERS NAME				
PINEYWOODS TRACTOR 2705 S. MEDFORD DR.,LUFKIN	$9,430.00 -2,150.00 TRADE-IN $7,280.00	KUBOTA	30 DAYS DELIVERY	
BRYANT EQUIPMENT CO. 5231 SOUTH ST., NACOGDOCHES	NO BID			
FISH & STILL ******** 1120 N. W. STALLINGS DR., NACOGDOCHES	$7,981.00 -2,800.00 TRADE-IN $5,181.00	JOHN DEERE $8,451.00 TRADE-IN -2,800.00 **********$5,651.00	30-45 DAY DELIVERY	
W. A. DUBOSE P. O. BOX 151537, LUFKIN	$11,500.00 - 4,000.00 $ 7,500.00	FORD	30 DAYS DELIVERY	
SAN AUGUSTINE TRACTOR SAN AUGUSTINE, TEXAS	$ 8,750.00 - 2,800.00 TRADE-IN $ 5,950.00	INTERNATIONAL	5 DAY DELIVERY	

DATE: NOVEMBER 24,1992

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AGENDA
CITY COUNCIL MEETING
MONDAY, DECEMBER 14, 1992
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Authorize Advertising for Bids on Lynn & Cypress Street Project
5. Consider Entering contract with KSA Engineers for Water Project
6. Open & Tabulate Bids on 1986 3/4 Ton Pickup
7. Authorize Going Out For Bids on 1978 Mercury Drug Seizure Vehicle- $100.00 Minimum

POSTED ON BULLETIN BOARD DECEMBER 9, 1992 AT DIBOLL CITY HALL AT 9:55 A. M.

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City of Diboll

OFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Vernon Cupit Vernon Cupit

SUBJECT: Agenda Comments

DATE: December 10, 1992 **RE:**

Items 1, 2, & 3 are routine.

Item #4 Ask for bids on Lynn & Cypress Street Project.

The engineers have the documents ready to go out for bids on the street project. We need council approval. Mr. Sims should be available if there are any questions about the project.

Item # 5 Consider entering a contract with K.S.A. for the water project.

After our last meeting with the discussion about developing the new well and installing supply line, Earl and I met with Mr. Maxwell and discussed this proposal. He is of the opinion as we are, that the entire project should be developed as a City project. As you recall, Billy Sims has been working with us on this project at no direct charge. We still don't have all the financial data worked out but Harold indicated the company will help us at about $200,000.00. We expect the total project to cost approximately $500,000.00. We need to enter a contract with an engineering company to do the required work. K.S.A. (Billy Sims) is our recommendation.

Item #6 Open Bids to Sell Pickup.

This is the 3/4 ton Ford that is being replaced. We did not get a good trade-in offer from the bidders, therefore opted to sell outright. I expect we will get two or three bids.

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Item #7 Authorize asking for bids on a seized vehicle.

This is another seized vehicle we are authorized to sell. Unfortunately it is in about the same condition as the last one we sold. We would like to make the minimum bid at least $100.00 to cover our expense of getting rid of it. It is a 1978 Mercury and is the one sitting behind the Police Department, it is blue or white looking.

We will not have a department briefing this month, but will hear from Dewey about the golf course next month.

The third Monday in January falls on Martin Luther King's birthday, which is a holiday. You may want to move the meeting to Tuesday the 19th.

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Minutes of a regular City Council Meeting, Monday, December 14, 1992, 5:15 P. M. at Diboll City Hall.

Present		Absent	
James Simms	Mayor	Sam Coleman	Councilman
Dick Albrecht	Councilman		
Clyde Maxey	Councilman		
R. W. Ingram	Councilman		
Don Hendrick	Councilman		

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Danny Ray	Chief of Police
Earl Carr	Director of Public Works
Billy Sims	KSA Engineers
Jim Gray	Editor, Free Press

Items #1 & #2 Mayor James Simms Called the meeting to order and asked Vernon Cupit to give the invocation.

Item #3 Dick Albrecht made a motion to approve the minutes of the previous council meeting. Don Hendrick seconded with spelling of Mayor James Simms last name being corrected.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

Item #4 After discussion by Vernon Cupit, City Manager, Dick Abrecht made a motion to authorize advertising for bids on Lynn and Cypress Street Project and Don Hendrick seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

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Item #5 After discussion by City Manager, Vernon Cupit, Don Hendrick made a motion to enter into a contract with KSA Engineers for a water project for the City and Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

Item #6 Jimmy Cassels, City Attorney, opened and tabulated the bids received for the 1986 3/4 ton pickup as follows:

Robert Peck Jr. $1,500.00

Don Hendrick made a motion to accept the high bid of $1,500.00 from Robert Peck Jr. Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

Item #7 R. W. Ingram made a motion to authorize going out for bids for the sale of a 1978 Mercury Drug Seizure Vehicle with a $100.00 minimum bid. Clyde Maxey seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

There being no further business, R. W. Ingram made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Dick Albrecht	None
Clyde Maxey	
R. W. Ingram	
Don Hendrick	

Motion Carried.

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Meeting adjourned at 6:25 P.M..

Mayor

ATTEST:

CITY SECRETARY

January city council meeting will be held Tuesday January 19, 1993.

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CITY OF DIBOLL
EQUIPMENT

BID TABULATION
CITY OF DIBOLL

1986 3/4 TON PICKUP WATER DEPT.

BIDDERS NAME				
ROBERT PECK , JR.	$1,500.00		(Bid withdrawn 12/16, 1992)	

DATE: DECEMBER 14, 1992

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AGENDA
CITY COUNCIL MEETING
THURSDAY, DECEMBER 17, 1992
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Hear and Discuss Jail Proposal

Posted on Bulletin Board at City Hall December 15, 1992 at 8:57 A.M.

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

Minutes of a City Council Meeting on Thursday, December 17, 1992.

Present:

James Simms, Mayor
Dick Albrecht, Councilman
Clyde Maxey, Councilman
Don Hendrick, Councilman
R. W. Ingram, Councilman
Sam Coleman, Councilman

Absent: None

Also Present:

Jimmy Cassels, City Attorney
Vernon Cupit, City Manager
Betty Capps, Secretary
Bob Brown, T.U. Electric
Jerry Huffman, Chamber
Judge Joe Berry
Judge Harold Crager
Judge J. B. McConnico
Levy Ellison
Earl Carr
Chief Danny Ray
Sgt. Charlie Harris
Roger Sanders
Jim Gray, Free Press
Guy Anthony
G. B. Treadway
Daisies Troop 9331
Brownie Troop 950

Mayor Simms opened the meeting and asked Vernon Cupit to give the invocation.

Mayor Simms welcomed Daisie Troop 9331 and Brownie Troop 950 to the meeting.

The only item on the agenda was to discuss the possibility of placing another private jail in Diboll.

Bob Brown discussed the jail proposal. There were comments and questions from the council and people in the audience.

The public hearing on the proposed jail will be Wednesday, January 13, 1993 at 2:00 P.M. here at the city hall.

The meeting was adjourned at 5:45. P.M.

MINUTES RECORDED BY BETTY CAPPS.

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ATTEST:

James P. Simms, Mayor

Lanny Parish, City Secretary