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AGENDA
CITY COUNCIL MEETING
MONDAY, JANUARY 13, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Discuss ambulance service. Hear Mr. Welch discuss Gaddy ambulance service.
5. Hear a presentation by Mr. Ron Ramsey relating to water well repairs.
6. Consider entering into a contract with Waste Management Company for solid waste collection and disposition.
7. Consider renewing contract with East Texas Drug Task Force
8. Hear Annual Audit Report presented by Axley & Rode, CPA'S.
9. Authorize going out for bids for installation and construction of safety system in the Police Department building.
10. Consider approving recommendation of Planning & Zoning Board on Zoning request.
11. Discuss and take action approving Prohibiting Tobacco use in Municipal Buildings owned by the City of Diboll.
12. Discuss and take action to approve rewriting and updating Personnel Policy Manual.
13. Amend Budget for Water Well Repair.
14. Open, tabulate and award bid for purchase of golf carts.
15. Open, tabulate and award bid for purchase of fairway mower for golf course.
16. Discussion on drainage problem at 908 Lynn Street

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17. Public Forum

18. Council Comments

19. Consider approving Reserve Police Officer Marcus Stokke

EXECUTIVE SESSION:

Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.001, the council during the course of the meeting covered by this notice may enter into closed or executive session for the following reasons:

Section 551.074 Discussing personnel or to hear complaints against personnel.

1. Consider Police Reserve Officer Marcus Stokke

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 11:00 A.M. TUESDAY, JANUARY 7, 1997.

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Minutes of a regular City Council meeting, Monday, January 13, 1997 (moved from January 20, 1997) 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Sam Coleman, Sr.
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Danny Ray	Chief of Police
Charles Maclin	Water & Sewer Superintendent
Jimmy Mettlen	Pro Shop Neches Pines Golf Course
Kevin Whitely	Neches Pines Maintenance
Claude Welch	Attorney for Gaddy Ambulance Service
Gary Wilmon	Editor Free Press
Marty Roberts	Fire Department
Gary Jones	Fire Chief
Mr. & Mrs. Gaddy	Gaddy Ambulance Service

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

Item 3 After review, Mayor called for a motion to approve the minutes of December 9, 1996 council meeting with Kent Havard making the motion and Councilman Ingram seconding.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	

Motion carried.

Mayor also called for motion to approve the minutes of the December 16,1996 meeting with Kent Havard making the motion and R.W. Ingram seconding.

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Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	

Motion carried.

Item 4 Mayor Simms asked Attorney Claude Welch to address the council concerning Gaddy Ambulance service in the City of Diboll. Reviewed what he discussed at previous council meeting on behalf of Gaddy Ambulance Service. Said did not get anything resolved at that meeting. Said he and Gary Jones were to meet but couldn't because of trial Mr. Welch had to attend. Said Darrell Roberts called and said were willing to meet. Said have some problems with city's first responders. Recounted incident with Neyland family. Said doesn't believe will ever have a chance until and unless city council makes some move to make it happen. Said if city decides against another ambulance service, then Gaddy service will leave. Mayor asked for response from Gary Jones, Diboll Fire Chief, he had none. Mr. Welch recapped services Gaddy can offer. Kent Havard asked about protocol. Does city asked 911 which ambulance service. Danny Ray said not unless requested by caller. Mayor suggested that council and staff needs to get with Mr. Welch and with city's first responders and see if can work out something and see of can reach a solution. Bill Brown asked about problems and Mr. Welch said same problems as they had talked about. Said two instances been reported. Mayor said like to see which way to go. Councilman Ingram asked what exactly council suppose to do - what do you (Mr. Welch) want from us. Mr. Welch said that they wanted to not be interfered with on responding to calls. Said council has power to set policy. Don Hendrick said he is confused why our first responder do something like that. Mayor suggested that set down with responders and talk about problems. Mrs. Gaddy related an incident which occurred for an example which illustrated some of problem. Don Hendrick asked about Neyland incident. Gary Jones said Gaddy Ambulance personnel were in Lufkin washing clothes. Mrs. Gaddy said their ambulance was enroute to Diboll at Garden of Memories. Don Hendrick agreed that we need meeting. Gary said Neyland requested (said Neyland said get me nearest ambulance) and this is problem with rotation. Marty Roberts said he was on the scene at Neylands call. Said there was no interference with patient or Gaddys.

Item 5 Mr. Ron Ramsey cancelled his appearance due inclement weather.

Item 6 Mayor Simms asked city manager to discuss entering into a contract with Waste Management Company for solid waste collection and disposition for the City of Diboll. City Manager said Mr. Cassels has problem with page 4 item. Delete automatic renewal. City Manager said contract beneficial for City of Diboll and he recommends entering into contract. Said be no increase in fees this year. Said cost about $500,000. to change to Waste Management and about same in 5 years if decide not like company. Don Hendrick asked about other cities using waste management and Vernon said they happy and cost

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hadn't increase unreasonably. R.W. Ingram and Bill Brown asked questions. Bill Brown made a motion to enter contract with Waste Management Company and R.W. Ingram seconded with deleting item on page 4 at city attorney recommendation.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried.

Item 7 After discussing entering into a contract with the Deep East Texas Regional Narcotics Trafficking Task Force, Don Hendrick made a motion to approve a resolution to do so and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried.

Item 8

Auditors not present due to inclement weather - will come if council request at next meeting.

Item 9 Mayor asked for discussion of cost of purchase and construction of safety system in the police building and city manager presented the facts and figures. After discussion R.W. Ingram made a motion to authorize going out for bids for the project and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried.

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Item 10 This item was deleted due to the citizens not being required to seek rezoning at this time. R.W. Ingram asked what item was concerning. City Manager explained bed and breakfast business and explained the zoning process and after conferring with city attorney, he suggested withdrawing request and build business and request specific use when she builds second story.

Item 11 Mayor Simms called for discussion concerning approving Prohibiting Tobacco use in city owned facilities. Jimmy Cassels, City Attorney said needs to know what want ordinance to say. R.W. Ingram and Bill Brown asked questions. Charles Maclin asked about making exception for Water & Sewer Department. Kent Havard said wouldn't agree to allowing any department to be excluded. Mayor suggested that smoking be prohibited in vehicles and municipal buildings. Don Hendrick said he was against smokeless tobacco, not professional and R.W. Ingram agreed. Bill Brown said he hates government regulations but smoking different. Suggested to city attorney that he adjust draft to allow smokeless tobacco and disallow in city cars, trucks, and city buildings Kent made motion to approve and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	

Motion carried unanimously.

Item 12 Mayor asked city Manager to discuss the cost and features involved in rewriting and updating the city's personnel policy manual. City Manager explained the proposed contract from Ray Associates, Inc. R.W. Ingram agreed that need to do it all at once. Don Hendrick asked if have money to pay for it. City Manager said think we can find money. After discussion Bill Brown made a motion to proceed entering into a contract with Ray Associates to rewrite and update the city's personnel policy manual and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 13 After discussion by City Manager pertaining to the need for water well repair and the necessity of amending the budget to cover the expense of repairing the well Don

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Hendrick made a motion to amend the budget by $24,000. to well repair and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 14 Jimmy Cassels, City Attorney opened and tabulated the bids received for the purchase of golf carts. After discussion R.W. Ingram made a motion to award the bid to Club Car to, purchase 20 golf carts in the amount of $48,000.00 and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried.

Item 15 Jimmy Cassels, City Attorney opened and tabulated the bids received for purchase of one fairway mower per bid specification for the golf course and Kent Havard made a motion to accept the bid of $20,545.41 from Professional Turf Products and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
R.W. Ingram	
Kent Havard	

Motion carried.

Item 16 Mayor asked city manager to discuss the drainage problem at 908 Lynn Street. Charles Maclin explained elevations from above the resident's house to the house and the house is about 16-17 feet at bottom of hill. Pointed out that house not built up. Kent Havard suggested take pictures next time rains and show her with statements explaining problem.

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Item 17 Mayor opened the floor to the public for public forum. Gary Jones asked to set time to meet with EMT. Bill Brown said witnessed response to wreck and times sequences of Gaddys response. Tuesday, January 21, 1997 at 5:15 P.M.

Item 18 Mayor asked for comments from the council. R.W. Ingram said people complained about "No bicycles in park" signs down. Wants to investigate about roller blades on jogging path.

At this time Mayor Simms called the council into executive session to consider appointing officer Marcus Stokkes as a police reserve officer.

Mayor Simms reconvened city council in to open session. No votes were taken and no decisions were made during executive session. Minutes were taken by Lanny Parish and are kept in a lock box with the certified agenda in the city's vault.

Item 19 Mayor Simms called for a motion to approve and appoint Marcus Stokke as a police reserve officer and Kent Havard made a motion and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried.

There being no further business Mayor Simms called for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconding.

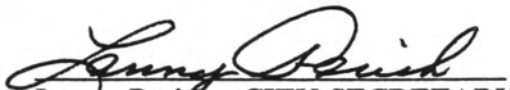
Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried and meeting adjourned at 7:32 P.M.

James P. Simms, MAYOR

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ATTEST:



Lanny Parish, CITY SECRETARY

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AGENDA

Called City Council Meeting
Tuesday, January 21, 1997
5:15 p.m. at Diboll City Hall

1. Call to order.

2. Invocation.

3. Discuss first responders and ambulance operations.

Posted on bulletin board at Diboll City Hall, January 14, 1997, 1:20 p.m.

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TO: MR. CUPIT

FROM: CHIEF RAY

SUBJECT: DISPATCHING EMERGENCY MEDICAL SERVICES

DATE: 1-17-97

I WILL NOT BE AVAILABLE FOR THE MEETING SCHEDULED, 1-21-97 AT 5:15 PM. MY SON IS GOING FOR A DIABETIC CHECK-UP THAT DAY IN GALVESTON.

I DO HAVE A COMMENT CONCERNING DISPATCHING E.M.S. WITHOUT A CERTAIN PROTOCOL IN PLACE, THE POLICE DEPARTMENT DISPATCHERS WILL BE EXPECTED TO MAKE DECISIONS THEY ARE NOT TRAINED OR QUALIFIED TO MAKE. IF IT IS DECIDED THAT WE SHOULD DISPATCH FOR GADDY'S, I FEEL WE WILL BE ACCEPTING A CERTAIN AMOUNT OF LIABILITY FOR THEIR SERVICES.

IF THERE IS NOT A BETTER SOLUTION THAN WHAT I'VE HEARD DISCUSSED, I RECOMMEND THAT WE STAY WITH OUR CURRENT PROCEDURE. GADDY'S, BEING A PRIVATE BUSINESS, CAN USE THE CHANNELS OF ADVERTISING TO SOLICIT THEIR SERVICES.

THE DISPATCHERS WILL BE ADVISED TO CONTINUE WITH THEIR CURRENT DISPATCHING METHODS. WE WILL BE GLAD TO CONTACT GADDY'S ONLY WHEN REQUESTED BY THE CALLER. DISPATCHERS WILL NOT RECOMMEND OR SUGGEST ANY SPECIFIC SERVICE OUTSIDE THEIR REGULAR PROCEDURE NOW BEING USED.

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PLEASE SIGN

ATTENDANCE

City Council Meeting - January 21, 1997

Claude E Welch
Dave Martinez Jr
Darrell Robert
Ruth Doty
Myrtle Thompson
James Byford
Allison Page & Jo Lobo
Betty Capps
Sammy Tucker
Sonny Wayland
GARY JONES
Keith Do
Marty Robert
GARY Mike Smith
Rick & Dawn Ashworth
Kitty Fleming
Joe Daddy
Joe Paul
Steve Carrizo
J D Preissig
Zada Henderson
Rodney Allen

Joe Page
John Ray Ball

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, JANUARY 21, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Discuss ambulance service

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

Called city council meeting, Tuesday, January 21, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
R.W. Ingram	Councilman	
Sam Coleman, Sr.	Councilman	
Kent Havard	Councilman	
Bill Brown		
Don Hendrick		

Also Present

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

See Sign in Sheet Attached

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

Item 3 Mayor Simms outlined the purpose of meeting and outlined procedure for meeting. Said Gary Jones will be spokesman for fire department and then allow Claude Welch to respond, then audience and the council.

Gary Jones summarized history of fire department and first responders. Begin in 1983, said work under Lufkin Fire Department. Next gave account of Neyland incident. Said Neyland called Gaddy and waited and then called Diboll and when Diboll gets to Neyland Gaddy was loading patient and Diboll EMT and Gaddy EMT had altercation. Said Diboll told need unit enroute. Didn't know Gaddy was responding. One of Diboll EMT questioned Neyland about their calling Gaddy amd P.D. officer asked Sonny Neyland to come outside and officer related Gaddy instance in responding, said no time that patient was compromised. Said might not have used best judgment in talking about situation with Gaddy's. Said system working well with Lufkin. Said if go to rotation will have to train dispatcher to give first aid. Also said we put ourself in position of liability. Councilman Ingram asked if I hurt and call Diboll P.D. will Diboll call 911. Answer from Gary Jones was yes. Then Lufkin dispatch to Diboll. Mayor asked if 911 is county operation. Gary said 911 system bid on and county got bid. Mayor asked why can't Gaddy get 911 to call them. Gary Jones said Lufkin has contract with county to furnish ambulance to entire county. Sam asked when started and if have had any major complaints and Gary Jones said no. Sam said he used twice over years and had no probelm. Mayor said council have to answer about funding since 1983 and now going to have to answer how can I go anywhere in town and get aske about response time if their father called 911 and Gaddy's has ambulance sitting there. Maybe there is a way can work this out. Gary said sounds good but number of entitites looked at problem of
rotation and didn't work out. Repeated way system works and this won't work under current system. Mayor Simms said no one questioning integrity of fire department or first responders.

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Mayor repeated question. how can I answer about response time. Kent Havard asked how many ambulances does Lufkin have. Leftwich said 8 plus backups. Asked what happen if call and all ambulances out? Gary Jones said will happen over period of time. Mayor then asked Mr. Claude Welch to respond. Said can't give person locally explanation why wait for ambulance to come from Lufkin when have Gaddy sitting here in town. Said never been Gaddy's intention to stir up problems. Said if get call directly to Gaddy that doesn't believe first responders will cooperate with Gaddy's. Claude Welch said is no contract between Lufkin and County. Said county subsidize city $175,000. per year for ambulance service. Said no exclusive agreement between City of Lufkin and county. Said maybe if talk with first responders might have solved problems. Said hoped could meet with first responders as offered in first meeting but hasn't been able to. three levels to render aid permitted by state, EMT Basics said if Paramedic comes on scene then EMT to back off. Repeated that Gaddy's can't continue to operate if some agreement can't be reached. Said council going to have to make decision. Said all have is tendency to throw rocks a Gaddy's. Gave some instances where might need on site ambulance. Mayor asked for questions from council, Mr. Welch asked Kent Havard if had questions. Kent Havard said you made good presentation and have heard both saides. Mayor Simms if always 1 paramedic and 1 EMT basic. Gaddy's said yes. Mayor asked length of shifts, answer was 48 hours. Mr. Welch said if demand required would put 3 personnel. Kent Havard asked if Gaddy'schange for call that they do not transport. Answer no-unless actually to transport. Mr. Welch said have never sent a collection letter. Mr. Welch was thanked. Mayor asked for comments from audience. Alice Ashworth told of an incident with her mother-in-law. Asked what if Diboll EMT's can't be dispatched if she called police department. Mayor said if she called and request Gaddy's. Dispatcher said he would not call EMT unless Gaddy's could not respond. Mrs. Ashworth said dispatcher capable of doing that. Mayor said if didn't get request for Gaddy's. If someone calls P.D. direct -he would call Diboll EMT and call Lufkin and if emergency he call 911. Unless specifically request Gaddy's call Lufkin on every call. Mr. Welch said not know if Gaddy's available unless call them. ady witg Gaddy's said Gaddy dispatchers all hold patches. Said 911 push dispatch button for Gaddy's. Said dispatcher not have liability. Mayor asked council for comments. R.W. Ingram asked, what decision is council required to make-why can't work together -what happen if get request for Gaddy's and Gaddy's doesn't have ambulance available -answer Gaddy have ambulance in route for back up. Another question - if advertise will get business eventually. Bill Brown said have problem with having city give private enterprise business. Bill Brown said can make sure EMT's work with Gaddy. Mr. Welch said because city EMT's have monoply. Said puts Gaddy's in competition with government. Bill Brown said get with county and let them direct 911 calls. Mr. Welch said no city ordinance regulates ambulance service. Mr. Welch said city can: pass ordinance; regulating service in city; grant exclusive ambulance service; pass resolution requesting ambulance service be put on rotation at 911. Don Hendrick asked how get around 911 since it controlls calls. Jimmy Cassels agreed with Mr. Welch. Said city has rotation of wreckers. Mr. Coleman asked why didn't Gaddy come before council before had if interested in harmony. Mr. Welch responded because only opposition so far from first responers and Gaddy wasn't asking for anything from council. If had wanted exclusive agreement would have come to council. Looking at hind sight probably should have come before council. Kent Havard asked Gaddy employees if they have been here since start. Asked if tension between Gaddy and first responders gotten any better. Said at first rough lately been cordial. Bill Brown asked Gary if our EMOS can work with Gaddy. Gary Jones said didn't see why not. As is now, when Lufkin shows up, they are in charge.

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Mayor Simms asked if paramedic shows up will he be in charge. Not just any paramedic must be according to system. Ruth Oates said seem to get along with Gaddy's well. Don Hendrick said seems if only way tp work must 911 direct ambulance calls. Gary Jones said don't believe would have been problem if Gaddy's had gone to 911 and integrated themselves into 911. Mr. Welch City of Lufklin regulates 911 and not county. Said don't believe can work out anything with City of Lufkin. Bill Brown asked Rodney Allen to relate Neyland incident. Said got call and requested Gaddy's. Called Gaddy's and was told they would be in enroute. Gaddy's did not respond - called Gaddy's numerous times. After 4 minutes 45 seconds called Gaddy's again and they said they where about to be on scene. Called back and spoke to Mr. Gaddy and was told ambulance was in Lufkin. Joe Parish asked why didn't dispatch our EMTs- Rodney Allen said can't do that when Gaddy's requested - after 4 minutes did call our EMT's. Policeman Eddie Matthews said Police Chief, Lieutenant or Sergent needs to answer this. Sonny Neyland said he didn't call Gaddy's because of prior business. Said he thought Gaddy's could respond in 3-4 minutes. Said he had to send someone to show Gaddy's where address is. Said Gaddy's did good job once they got there. Said Rodney Allen should have known where Gaddy's where Gaddy's was. Said could have been avioded if Rodney Allen had known where Gaddy's was. Gary Jones said was no problem between EMT's and Gaddy's. Alice Ashworth said Diboll could have called our EMTS. Gary Jones pointed out that have to call service requested. Mayor Simms pointed out that dispatcher should noty have been put on spot. Mr. Welch said now call and tell Diboll going to be out of town. Mayor said should be able to respond when called. Don Hendrick said dispatcher should be able to respond if Gaddy's can't respond. Mr. Welch said piece of puzzle missing is City of Lufkin. Bill Brown asked if ambulance late can they sue city. What about private service - are we liable. Jimmy Cassels said doesn't see how. Mayor asked if dispatched Gaddy's why can't dispatch our EMTS. Mr. Welch said why can't dispatch our EMTS also when Gaddy requested. JohnRay Baxter asked why didn't Gaddy's tell him out of town. Eddie Matthews, Diboll P.D. recounted Neyland incident. Said he and partner responded. Gaddy's unit there when he arrived. Said he held door for them. Said Rick Ubanks went I house. Said Rick Ubanks asked who called Gaddy's why called Gaddy's. At this point Eddie Matthews asked EMTS to come outside and said this not time to discuss these things. Said EMTS agreed and there wasn't any problems. Sammy Tucker asked what difference in cost between Gaddy's and Lufkin. Gaddy's dispatcher said they accept assignments which is usually 80%. If patient doesn't have insurance usually work out payments. Non-emergency $275.00 and $4.25 per mile. Ruth Oates said $250.00 and $3.00 per mile is what Lufkin charges. Kent Havard asked if folks don't pay do you answer future calls - answer yes. Mayor Simms said intent of council to consider and action item be on February council agenda. Mr. Welch offered any assistance he could.
Mayor Simms appreciated audience and EMTS being present and reminded that council meets monthly.

Sam Coleman, Sr. made a to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Bill Brown	
Kent Havard	

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Don Henrick
R.W. Ingram

Motion carried and meeting adjourned at 6:53 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 17, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Authorize advertising for bids to purchase black garbage bags. (Staff)
5. Authorize selling garbage trucks and containers. (Staff)
6. Order City General Election for May 3, 1997. (Staff)
7. Authorize advertising for bids to purchase tractor for street department. (Staff)
8. Approve amending Industrial Sewer Rate Schedule. (Staff)
9. Hear Gina Lee concerning condition of South First Street in front of USCC Detention Center. (Lee)

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 11:00 A.M., TUESDAY, FEBRUARY 11, 1997.

10. Authorize advertising for bids to sell two (2) National Mowing Machines Model 84 (obsolete equipment. (Council)
11. Discuss ambulance service. (Council)
12. Discuss emergency traffic in Diboll. (Brown)
13. Public Forum.
14. Council Comments.

EXECUTIVE SESSION:

(CONTINUED ON NEXT PAGE)

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Under the authority of Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for the following reason:

551.071 Private consultation with the City's Attorney.

1. Hear legal update on lawsuits.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 11:10 A.M., WEDNESDAY, FEBRUARY 12, 1997.

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

Minutes of a Regular City Council Meeting, Monday, February 17, 1997, 5:15 p.m., at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman, Sr.	Councilman	
Don Hendrick	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	

Also Present:

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

See sign in sheet

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

Item 3 After comments, and welcome to the audience, press and TV, Mayor Simms called for a motion to approve the January 13, 1997 and January 21, 1997 council meetings minutes and Kent Havard made the motion to approve and R.W. Ingram seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	
Kent Havard	
Bill Brown	
R.W. Ingram	

Motion carried.

Item 4 After discussion by City Manager, Mayor and staff, Sam Coleman, Sr. made a motion to authorize advertising for bids to purchase black garbage bags and Don Hendrick seconded.

Voting For	Voting Against

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THOSE PRESENT
FEBRUARY 17, 1997
DIBOLL CITY COUNCIL MEETING

Dave Ashworth
Roland Ashworth
JOE MARTINEZ
James Lattimore
Jim Bush

Helen Schmidt
BIG ED (ED LUCAS)
Ray Rios
Darrell Hofstetter
Gary Jones
Charles A. Mallia
Linda Craft
Ruth Oates
Jim Bob
Wesley Day
Mitchell Welch
Tommy Treichler
Lisa Lee
Brad Mitchell
Lizzy Fleming
Suzanne Salcedo
Alissa Gage
Danyelle
Sandra Ray
Richard Thompson
Bill Thompson
Mary Thompson

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Sam Coleman, Sr.	None
Don Hendrick	
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 5 After discussion by Mayor, City Manager, and staff concerning going with private vendor for garbage service, R.W. Ingram made a motion to authorize selling the city's two garbage trucks and containers and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 6 After discussion by City Manager and Mayor Simms, Sam Coleman, Sr. made a motion to order the city general election for May 3, 1997 to be held at the Diboll Primary School Cafeteria and Bill Brown seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 7 After discussion by City Manager that this is a budgeted item R.W. Ingram made a motion to authorize advertising for bids to purchase a tractor for the street department and Sam Coleman, Sr. seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	

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Bill Brown
Kent Havard
R.W. Ingram

Motion carried unanimously.

Item 8 After discussion by City Manager concerning amending the city's Industrial Sewer Rate Schedule on a case by case basis, previously decided to base on water consumption monthly. Were not aware that Borden uses 75 % of metered in product and only putting 25 % back into system. Recommend that industrial sewer rates be amended to read " SEE ATTACHED SHEET FOR WORDING". Councilman Ingram asked if sprinkler meters were exempt from sewer. R.W. Ingram made a motion to so amend and Kent Havard seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	
Bill Brown	
Kent Havard	
R. W. Ingram	

Motion carried unanimously.

Item 9 Gina Lee was asked to address the council by Mayor Simms concerning the condition of South First Street in front of the U.S.C.C. Detention Center. Ms. Lee stated that she was told that road would be better after U.S.C.C. constructed. Said talked to Mr. Cupit and was told that money not in budget. Said she wants to know when will be fixed. Said road bad when dry and almost impassable when wet. Said this area before concrete low water crossing is problem area. Mayor said will have engineer get estimates of costs for budget this year. Said everyone who lives down there are here except two. Mayor reassured that will put in budget this year. Said will try to keep where will be passable. Kent Havard said he wasn't out there since rain and is in bad shape. Don Hendrick concerned. Kent Havard wanted to know why not included in last year's budget. Mayor replied part of grant. Kent Havard wanted to know why engineers can't go ahead and look at problem. Mayor said cost be $15,000.-$65,000. Bill Brown agreed need to go ahead and look at problem and Sam Coleman, Sr. concerned. Questions asked why so wide, answer was so 18 wheelers can turn around. R.W. Ingram asked when going to do something. City Manager said tomorrow weather permitting. Don Hendrick said when summer comes need to do something.

Item 10 After discussion by City Manager that these 2 tractors are obsolete and would like to sell them. Bill Brown made a motion to authorize advertising to sell two (2) Golf Course National Mowing Machines Model 84 and Sam Coleman, Sr. seconded.

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Voting For	Voting Against
Sam Coleman, Sr.	None
Bill Brown	
Don Hendrick	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 11 Discuss Ambulance Service
Mayor Simms said on going discussion. Said staff done some research and we have discussed this since September. Have heard from both sides (City EMTS and Gaddy EMTS). Said told was sponsored by City of Lufkin. Said he is of opinion that City of Diboll should take no action on matter because if accept Gaddy as exclusive would do away with our EMTS or if city put Gaddy's on 911 would lose city EMTS because would make Gaddy's exclusive. Ruth Oates said Temple will stay with Lufkin regardless. What happen if burn bridges with Lufkin and Gaddy's goes out of business; what happens if give exclusive to City of Lufkin and years later Lufkin gets into trouble and have to move ambulance from Diboll, Diboll be without ambulance service. Said only thing Gaddy's can do that Lufkin can do is response time. Said witnessed heart attack of friend where City's EMTS was there immediately and more City EMTS within 3-4 minutes. Said recommends that council take no action. Said wished Gaddy's luck in getting with Lufkin to work something out. Asked Claude Welch, Gaddy's Attorney to comment. Mr. Welch said didn't disagree with City First Responders. Said, has City of Lufkin told Diboll EMTS that if city goes with Gaddy's that they will quit sponsoring Diboll EMTS. Mayor said don't want to jeopardize relationship with Lufkin ambulance service. Related first time he heard of incident. Claude Welch said never been intent to ask for exclusive contract. Said if Gaddy's gets call that Diboll's EMTS will not participate. Said item not on agenda in paper, added later. Said shouldn't lose on helping a citizen because of which ambulance service is used. Mayor said when call comes all respond. Also said Diboll EMTS will respond if Gaddy's gets call and calls Diboll P.D. and he would assure that this will be done. Claude Welch said this was best they could hope for. Said they are not looking to city to solve 911 nor to give Gaddy's contract. Said wants clarification of what to do if wreck happens in front of Gaddy's office what is Gaddy's to do. Answer by Mayor was to respond until Lufkin responds and then let Lufkin take over. Gaddy's EMT said this is not what Lufkin's manual states. Said if he releases patient he is in violation of law. Mayor asked Gaddy EMT for clarification. Mr. Welch said this session of legislative to address this problem. R.W. Ingram asked, if Gaddy's has patient stabilized why should they stop and let Lufkin take patient? Gary Jones said is protocol. Ruth Oates said Lufkin has backed off on occasion. Said if 911 call, Gaddy's should not even answer 911 call. Mayor asked why can't Gaddy's and City of Lufkin work this out? Claude Welch said like to be able to work with City of Diboll. Danny Ray said if Gaddy had been called why call our EMTS to respond.. If Gaddy's responded there was a delay then we would call our EMTS. Mayor said would like to see

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our EMTS respond to every emergency call and Gary Jones said "we do when we are called." Mayor said was under impression that our EMTS were first ones called. Mayor said if Gaddy's get with Lufkin and tell them they have worked out with City of Diboll and would like to be able to tell Lufkin they need not come, that they are able to transport. Bill Brown asked how this affect working with Lufkin. Claude Welch agreed 911 not Diboll's problem. Darrell Roberts said could respond until Gaddy's as long as patient call P.D. and tell them Gaddy's coming. Claude Welch said area of response treatment area to be worked out. Mayor said this is gray area to be addressed. R.W. Ingram asked what liability be if tubes taken out of patient in order to change ambulance to transfer? Claude Welch responded, not sure. Mayor Simms said this is what Gaddy's need to get worked out with City of Lufkin. Ruth Oates asked if Gaddy's is not to respond to 911 calls. Mayor said that is not what he is saying. Said can't tell Gaddy not to respond. Claude Welch said would work with City of Lufkin. Ruth Oates wants to know if 911 calls and Gaddy's shows up, what are Diboll's EMTS to do. Mayor said go ahead and do job and when senior paramedic arrives, let them do the job. Mr. Welch is going to study legality of 911 call, if it authorizes jurisdiction. Mrs. Gaddy said when they get emergency call they call Diboll P.D.; and asked council to clarify when Gaddy's shows up that Diboll does not block door to them. Said when call 911 should get closest ambulance. Not way works now. Legislative considering this in session. Mayor said has requested that Chief of Police is to instruct EMTS to release patient to higher EMT classification when Gaddys gets worked out with Lufkin. Joe Gage, said Diboll EMTS can communicate with Lufkin and Gaddy's doesn't have communication. How will communicate with our EMTS? Alice Ashworth asked if Diboll respond if she calls for Gaddy. Mayor answered yes.

Item 12 DISCUSS EMERGENCY TRAFFIC IN DIBOLL
Save to future meeting.

Item 13 PUBLIC FORUM
Roy Rios , asked about No Smoking Ordinance in city vehicles. Said what about dipping in vehicles. Ed Lura said not going to smell smoke in truck because he has just been in sewer. Bill Brown said smokers have option and non-smokers don't have option. Sue Roberts, said if going to be smokeless city, be total tobacco free. Said need to be total tobacco free if any at all. Charles Maclin made comments in favor of argument.
Make as agenda item on March agenda.
Sammy Tucker asked questions about garbage rates, both residential and commercial. City Manager and Mayor explained the rates.

Item 14 COUNCIL COMMENTS
R.W. Ingram said light at Poulands on Highway 59, caution is too quick. Also speeding traffic on Arrington Street. Also, commercial garbage rates. Kent said he also heard complaints. Sam Coleman Sr. said street light out on Mill Street. Don reiterated traffic speed concern on Arrington. City Manager asked about changing monthly city council meeting to 2nd Monday, be on next agenda.

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At this time Mayor Simms called the council into executive session.
Mayor Simms reconvened the council into open session from executive session. No decisions were made and no votes were taken in executive session. Minutes of the executive session were taken by Lanny Parish, City Secretary and are in a lock box in the city's vault.
There being no further business Bill Brown made a motion to adjourn and Sam Coleman Sr. seconded.

Voting For	Voting Against
Don Hendrick	
Bill Brown	
Kent Havard	
Sam Coleman, Sr.	
R.W. Ingram	

Motion carried and meeting adjourned at 7:25 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, APRIL 14, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Reconsider Non-Smoking Ordinance
5. Open and tabulate bids received to purchase tractor for street department.
6. Open and tabulate bids received for sale of mowers at golf course.
7. Approve adopting a proclamation recognizing April as Fair Housing month.
8. Approve appointing Fair Housing/Equal Opportunity Standards Officer.
9. Approve resolution adopting a citizens Participation Plan for city's Texas Community Development Program.
10. Discuss mosquito control and consider purchasing mosquito control equipment.
11. Award bid on sewer plant project.
12. Public Forum
13. Council Comments

EXECUTIVE SESSION:

Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the meeting covered by this notice, may enter into closed or executive session for the following reasons:

551.071 Private consultation with the City's Attorney.

1. Hear legal update on lawsuits.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 3:10 P.M., TUESDAY, APRIL 8, 1997

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

Minutes of a Regular City of Diboll City Council Meeting, Monday, April 14, 1997, 5:15 P.M., at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
R.W. Ingram	Councilman	
Sam Coleman, Sr.	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Kent Havard	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Lana Hines	
Gary Wilmon	Editor Free Press
Nick Ashworth	Park Superintendent
Charles Maclin	Water & Sewer Superintendent
Lane Bass	Street Superintendent
James Houston	
Henry Lee Gordon	
Andy Jarvis	Fish & Still

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

Item 3 After discussion and welcome by Mayor, Councilman Ingram made a motion to approve the March 17, 1997 city council minutes and Sam Coleman, Sr. seconded.

Voting For	Voting Against
R. W. Ingram	None
Sam Coleman, Sr.	
Bill Brown	
Don Hendrick	
Kent Havard	

Motion carried.

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Item 4 Mayor asked for comments from audience. James Houston said he knows where they are coming from. Said not affect him. Kent Havard said if change at all would like to add all tobacco products to ordinance. Don Hendrick asked if will include ball complex. Said would like to include ball parks. Mayor Simms said going too far if do that. Mayor said came about because of smoking in Civic Center. Sam Coleman, Sr. suggested put in paper and get consensus. R.W. Ingram commented that if you think more of smoking than seeing kids play, your option. Bill Brown made second to Sam Coleman's idea to put in papers. Bill Brown suggested talk to Gary Mike Smith and Beauford Chapman about putting up "No Smoking signs in bleachers" and Jimmy Cassels said need to put on agenda. R.W. Ingram said put on agenda. Don Hendrick said put on agenda for May 12th meeting.

Item 5 Jimmy Cassels, City Attorney opened bids received for purchase of a tractor for the street department as follows: See attached bid sheet.
After discussion Kent Havard made a motion to accept the low bid of $16,579.24 less Trade-in $8,000.00 total bid $8,579.24 from Fish & Still Equipment Co., Inc. with staff reviewing the specifications and approving and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Bill Brown	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 6 No bids received will rebid in May.

Item 7 After discussion by Mayor and City Manager Don Hendrick made a motion to approve adopting a proclamation recognizing April as Fair Housing month and Kent Havard seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Bill Brown	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

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Item 8 After discussion by Mayor Simms and City Manager, R.W. Ingram made a motion to approve appointing Vernon Cupit as Fair Housing/Equal Opportunity Standards Officer and Bill Brown seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Don Hendrick	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 9 After discussion by Mayor and City Manager, Don Hendrick made a motion to approve resolution adopting a citizens Participation Plan for City's Texas Community Development Program and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Bill Brown	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 10 After discussion by Mayor, City Manager and Park Superintendent, Nick Ashworth, and council. Kent commented on what used in Houston. City Manager commented problem with mosquitoes and danger of kids following fog truck and Nick Ashworth explained fogging equipment. Mayor asked if spray stayed low answer yes. R.W. Ingram made a motion to authorize to purchase mosquito control equipment from Industrial Chemical Cleaner, Inc. for $6,940.00 and Sam Coleman, Sr. seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Don Hendrick	
Bill Brown	
Kent Havard	

Motion carried unanimously.

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Item 11 After discussion by Mayor, City Manager and Billy Sims with KSA Engineers. Recommended that city be allowed to make up difference from Sales Taxes Reserve which is unrestricted. Bill Brown made a motion to award the bid on the Sewer Plant Project to Oscar Crawford Construction in the amount of $211,570. with the city providing balance to complete the project from unrestricted Sales Tax account and Sam Coleman, Sr. seconded.

Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Bill Brown	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 12 Mayor Simms opened the floor for public comment. No comments.

Item 13 Mayor Simms called for council comments. Kent Havard said had lot of complaints on road between Borden and Ryan Chapel and also behind Road Runner. Mayor commented weather condition contributed.
R.W. Ingram asked about lights on 59 S. by Okay Store. If have heard from TxDot. Answer by City Manager was have not.
Bill Brown said in front of Jr. High asked if can get right turn lane at red light. Mayor commented that child safety in. cross prohibited by state. Staff going to check on lengthening red light.
Mayor asked about Maynard railroad crossing. Said he set there for 25 minutes need to contact railroad people about breaking at Maynard Street when train breaks.
Don Hendrick said vehicles tearing up park grounds around pavilion. City Manager said usually request to use pavilion. Mayor asked to check who putting garbage in dumpster by high school baseball park.
Don Hendrick asked how new garbage service doing. City Manager said few isolated complaints.

At this time Mayor Simms called the council into executive session.
Mayor Simms called the council back into open session from the executive session. No decisions were made and no votes were cast in the session. Minutes of the session were taken by Lanny Parish, City Secretary, and along with a certified agenda are kept in a lock box in the city's vault.

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

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Voting For	Voting Against
R.W. Ingram	None
Sam Coleman, Sr.	
Don Hendrick	
Bill Brown	
Kent Havard	

Motion carried and meeting adjourned at 6:10 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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BID FORM

TO: MAYOR AND CITY COUNCIL

FROM: Fish & Still Equipment Co., Inc.

P.O. Box 630628

Nacogdoches, Tx 75963

(I) (We) hereby offer to sell the City of Diboll, Texas, a tractor for the Street Department meeting your specifications except as noted below for the considerations stated herein.

Describe any deviations from prepared specifications.

1. None
2. _____
3. _____

Said tractor to be delivered within 45 - 60 complete calendar days to the City of Diboll.

Bid Price for one tractor for the Street Department Unit Bid - 5300 John Deere Tractor	$ 16,579.24
Less Trade-in of a John Deere 2350 Tractor	$ -8,000.00
TOTAL BID FOR TRACTOR	$ 8,579.24

Cindy Jarvis Sales Mgr. this 14 day of April, 1997.

Signature & Title

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, MAY 5, 1997
5:15 P.M.
DIBOLL CITY HALL

1. **Call to Order.**

2. **Invocation.**

3. **Canvass votes from May 3, 1997 city election.**

Posted on bulletin board at City Hall, 1:50 p.m., Monday, April 28, 1997.

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

Minutes of a Called City Council Meeting, Monday, May 5, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Kent Havard	Councilman	
R.W. Ingram	Councilman	
Bill Brown	Councilman	
Sam Coleman, Sr.	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Janet Reynolds	City Attorney
Tony Homan	
Danny Ray	Chief of Police
Jimmy Lenderman	
Gary Jones	Fire Chief
Mrs. Sandra Ray	
Charles Maclin	Public Works Director
Sam Glass	

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

Item 3 Mayor Simms asked if anyone wish to see tally sheets. Mayor Simms and council canvassed the votes from the May 3, 1997 city general election for mayor and two councilmen as follows:

Mayor:

James P. Simms	292
James Leftwich	87

Councilmen:

Tony Homan	179
Kent Havard	250
Carl Pavlic	135
Henry Gordon	105
Larry Rast	36

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and Sam Coleman, Sr. made a motion to accept election Judge Robert Ramsey's total as correct and James P. Simms was certified as Mayor with Tony Homan and Kent Havard elected as Councilmen and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R.W. Ingram	
Bill Brown	
Sam Coleman, Sr.	

Motion carried unanimously.

There being no further business Bill Brown made a motion to adjourn and Sam Coleman, Sr. seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R.W. Ingram	
Bill Brown	
Sam Coleman, Sr.	

Motion carried unanimously and meeting adjourned at 5: 21 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, MAY 12, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order

2. Invocation

3. Approval of Minutes

4. Open and tabulate bids received for mowers at golf course.

5. Consider amending Non-Smoking Ordinance to include no smoking in bleachers at baseball complex.

6. Open and tabulate bids received for Sale of Parks Department truck.

7. Appoint Judge

8. Appoint Mayor Pro-Tem

9. Oath of office to Mayor and New Councilmen

10. Consider and approve P & Z Board recommendation to approve zone change for Melvin Linton for subdivision.

11. Consider request to rename South First Street to Martin Luther King Street.

12. Appoint Detcog board member.

EXECUTIVE SESSION:

Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council during the meeting covered by this notice, may enter into closed or executive session for the following reasons:

551.071 Private consultation with the City's Attorney.

1. Hear legal update on lawsuits.

13. Public Forum

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14. Council Comments

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 11:33 A.M., TUESDAY, MAY 6, 1997.

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

Minutes of a regular City Council Meeting, Monday, May 12, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Don Hendrick
Tony Homan	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Janet Reynolds	City Attorney
Jimmy Cassels	City Attorney

See Attached sign in sheet

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

Item 3 After review by Mayor and council Bill Brown made a motion to approve the minutes of the April 14, 1997 and May 5, 1997 meetings and Kent Havard seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
R.W. Ingram	
Tony Homan	

Motion carried unanimously.

Item 9 Item 9 moved to item 4 Janet Reynolds, City Attorney gave the oath of office to re-elected Mayor James P. Simms and re-elected Councilman Kent Havard and newly elected Councilman Tony Homan.

Item 4 No bids received for sale of mowers at golf course.

Item 5 Mayor Simms opened the item to consider amending the Non-Smoking City Ordinance to include no smoking in the bleachers at the baseball complex to the council. Tony Homan made a motion to prohibit smoking in bleachers and R.W. Ingram seconded.

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Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Kent Havard	
Bill Brown	

Motion carried unanimously.

Item 6 City Attorney opened the bid received for the sale of a Park's Department pickup truck. The bid is as follows:

Darrell Smith	$100.00
Wayne A. Steel	$300.00

Kent Havard made a motion to accept the bid of $300.00 from Wayne A. Steel and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
R.W. Ingram	
Tony Homan	
Kent Havard	

Motion carried unanimously.

Item 7 Mayor explained process of appointing judge. Bill Brown suggested that council investigate and put as item on June agenda as item in executive session. Bill Brown made motion and Kent seconded.

Voting For	Voting Against
Bill Brown	None
R.W. Ingram	
Kent Havard	
Tony Homan	

Motion carried unanimously.

Item 8 Moved ahead of Item 4. After discussion by Mayor, R.W. Ingram made a motion to appoint Bill Brown as mayor pro-tem for 1997-98 and Kent Havard seconded.

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Voting For	Voting Against
Bill Brown	None
Kent Havard	
R.W. Ingram	
Tony Homan	

Motion carried unanimously.

Item 10 City Manager explained that there is to be another P & Z meeting on May 29, 1997 and after that meeting the item will be placed on the city council agenda for consideration and action of the council. This has to do with the 13.3 acres purchased by Melvin Linton on Arrington Road to develop a sub division. R.W. Ingram made a motion to table the item and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
R.W. Ingram	
Kent Havard	
Tony Homan	

Motion carried unanimously.

Item 11 Died for Lack of Motion
Mayor Simms discussed request received to name a street Martin Luther King. Asked audience for input. Mary Bray spoke against changing name of South First to Martin Luther King Street. Mrs. Queen King opposed changing South First Street also. Richard Thompson also opposed changing South First Street and pointed out that prisons would have tremendous cost increase to correct records. Thelma Scott said which street changed does not matter. Mayor Simms asked about Mill Street being changed to Martin Luther King. Consensus was that Mill Street would be okay. Diboll postmaster, Frank Juarez also called and wanted his opposition to be recorded to change South First Street to Martin Luther King Street. Mayor said council will consider and item will be on June agenda.

Item 12 Mayor explained that it is time to appoint a member to the DETCOG Board of Directors for one year and since it must be an elected official and Mayor Simms has previously served, and is willing to serve again it is recommended that he be reappointed and R.W. Ingram made a motion to appoint Mayor Simms and Bill Brown seconded.

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Voting For	Voting Against
R.W. Ingram	None
Bill Brown	
Tony Homan	
Kent Havard	

Motion carried unanimously.

Before adjourning to executive session Mayor Simms presented retiring Councilman Sam Coleman, Sr. with a plaque recognizing his service on the council.

At this point, Mayor Simms called the council into Executive Session to hear legal update on the city's lawsuit. No votes were cast and no decision was made in executive session. Minutes were taken by Lanny Parish, City Secretary and are kept in a lock box inside the city's vault.

Mayor Simms called the council back into open session.

Item 13 Mayor Simms opened the floor to public forum so anyone could comment that desired. No comments.

Item 14 Mayor Simms asked for council comments. Mayor read the letter from Vernon Cupit relating to his retirement at the end of June 30, 1997. Mayor said this is official notice and that he hated to see him retire and that there are more accomplishments that can be added. Kent Havard asked about status of Policy and Personnel Manual. Also, commented about safety work done at P.D. concerning speaker system. Bill Brown commented about disturbance across west side of town in the Housing project. Thelma Scott said people of that caliber should not be allowed in the project. Manager said council appoints board for Housing Authority. Another lady pointed out that it is the outsiders that come in and cause the problems. Danny Ray pointed out that Margie Harrell has set of rules to help regulate these type of activities. Richard Thompson, said "foot patrol" observes kids from other surrounding towns. Can't do much without curfew. Tony Homan asked if had crime watch in area. Steve Baker said don't have any tools to work with. Danny Ray said has copy. Mayor Simms suggested that Danny Ray communicate with Mrs. Margie Harrell and prepare copy of curfew draft for council for June meeting.
Mayor Simms read letter from Vernon Cupit, City Manager stating that he is retiring June 30, 1997. Mayor Simms complimented manager on the

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fine work he had done for the city during his tenure and that he hated to see him retire.

There being no further business Tony Homan made a motion to adjourn and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
Tony Homan	
R.W. Ingram	

Motion carried and meeting adjourned at 6:20 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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City Council Meeting - May 12, 1997

Rhonda James
Larry D Thompson
Mary Thompson
Shirley Wilson
Rhonda Thompson
Henry Gordon
Greenes Whitmill
Mary Helen Bray
Luder King
Gertrude Bledsoe
Joyce Spencer.
Willie Maxie Moye.
Lane Bass
Verlie Nixson A Sain
Evelyn Stephens
Darrell Bl
Richard Thompson
Lena Lee
Alex L Bak
Thelma Scott
Annette Ross

Lane Bass, Street Supt.
Tina Canazos
Gary Wilson, Ed. for Free Press

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AGENDA
CITY COUNCIL MEETING
MONDAY, JUNE 9, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Consider and take action on Animal Control Agreement with the City of Lufkin
5. Discuss Waste Water reuse program.
6. Resolution renewing A E P contract with school.
7. Take action on recommendation of P & Z board to zone 13.3 acres on Arrington Street for subdivision.
8. Approve changing name of Mill Street to Martin Luther King, Jr. Street.
9. Hear Rosalind Hadnot concerning complaint against police officer.
10. Public Forum
11. Council Comments

Executive Session:
Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.071 Private consultation with City attorney
1. Update on lawsuits

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, 10:25 A.M., TUESDAY, JUNE 3, 1997.

Posted on Bulletin Board at Diboll City Hall, 3:00 p.m., Wednesday, June 4, 1997.

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

Minutes of a Regular City Council Meeting, Monday, June 9, 1997 at Diboll City Hall, 5:15 P.M.

Present		Absent
James P. Simms	Mayor	Kent Havard
R.W. Ingram	Councilman	
Bill Brown	Councilman	
Tony Homan	Councilman	
Don Hendrick	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Richard Thompson	Police Officer
Roy Smith	
Charles Maclin	Public Works Director
Earl Carr	

Item 1 & 2 Mayor Simms called the meeting to order and expressed appreciation for those in attendance and asked Roy Smith to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes with corrections of minutes of the May 12, 1997 council meeting. R.W. Ingram made a motion to approve and Tony Homan seconded.

Voting For	Voting Against
R.W. Ingram	None
Bill Brown	
Tony Homan	
Don Hendrick	

Motion carried unanimously.

Item 4 After discussion by Mayor, City Manager, Council and Police Chief Danny Ray explaining to audience the contract with City of Lufkin, Bill Brown made a motion to approve the Animal Control Agreement with the City of Lufkin and R.W. Ingram seconded.

Voting For	Voting Against
Bill Brown	None

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Tony Homan
Don Hendrick
R.W. Ingram

Motion carried unanimously.

Item 5 Mayor Simms asked Billy Sims, KSA Engineers to address the council concerning Waste Water Reuse program. Stated conducted study to see if need existed by industry and also see what cost would be to transport water to golf course to use in case of emergency so city could use well at golf course. Said talked with Temple Inland concerning amount of water available to them to use and cost to them. Related average daily use at golf course. Questions are 1) is City interested in alternate supply, 2) if Temple is interested, 3) are going to give Temple priority as to usage for the effluent water. R.W. Ingram asked for simplification. Billy Sims said could use treated wastewater and construct transport line from sewer plant to Temple to golf course. City Manager said would only use approximately 200,000 gallons per day. R.W. Ingram asked about using golf course well for city and city manager responded yes. Billy Sims stated Temple gets their water for cooling from their sources. Said there are some fertilization valves to water. Total cost includes iimprovements to sewer, line to Temple, line to golf course. City cost about $200,000 plus, according to city manager and negotiate cost to be shared by Temple. Jimmy Cassels asked about odor, use on grass. Mr. Sims said no odor or harm. R.W. Ingram asked if make sewer plant work less and where funds come from, city manager said could seek grant or provide for in budget. R.W. Ingram ask if city wanted first 185,000 gallons per day if Temple still be interested. City Manager said Mr. Harold Maxwell indicated company still be interested. Also said council needs to decide if interested in pursuing the item. Mayor said like to see specific figures. City Manager said cost dependent upon consumption and city needs to specify the amount of water needed daily. Said probably cost $3,000. - $4,000. to proceed. R.W. Ingram asked if can stipulate that in emergency can use more water and Mr. Sims responded, yes.

Item 6 Mayor Simms and city manager explained the renewing of the Alternative Education Program contract with Diboll Independent School and that the school board had already approved the renewal and Bill Brown made a motion to renew the contract and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Tony Homan	

Motion carried unanimously.

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Item 7 This item tabled until June 16, 1997 meeting since the P & Z Board tabled this item until after a meeting with representatives of interested parties to be held, Friday, June 13, 1997. Don Hendrick made a motion to table this item until future meeting and Tony Homan seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	
R.W. Ingram	

Motion carried unanimously.

Item 8 Mayor Simms discussed the proposal to change the name of Mill Street to Martin Luther King, Jr. Street and called for a motion to implement the change. Don Hendrick made a motion to change the name of Mill Street to Martin Luther King, Jr. Street and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
R.W. Ingram	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor to Rosalind Hadnot concerning her complaint against police officer Richard Thompson. Ms. Hadnot addressed the council, stated she had not heard from officer since accident. No pictures taken, accident report stated she in wrong for violating stop sign. Said no investigation made on skid marks. Said she asked Chief about 18 wheeler being left out of report. Said truck driver apologized that he didn't see her. She related Chief Ray's statement and said she considered it rude. She further made statements concerning the accident. Mayor asked Jimmy Cassels to respond. Mr. Cassels said there was eye witness pumping gas and Ms Hadnot needs to produce her witnesses. Complimented city police department . Members of audience asked if any way city can prevent 18 wheelers from parking in front of store. Mayor stated city has passed ordinance to prohibit the truckers from parking.

Item 10 Mayor Simms opened the floor for public input. Joyce Burrous addressed council concerning weedy lot ordinance. Stated two houses by her 1405 & 1409 Fairchild have weeds higher than fence and she wants to know what to do. City Manager said one is same had problem with last year. City Manager said city follows process in ordinance of sending letter. Mayor assured Mrs. Burrous that the city will proceed.

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Mayor commented concerning letter from Bennie Scott desiring the city judge job. Mayor said will take Mr. Scott request under consideration. Felton Burt said he is interested in city judge job.. Mayor pointed out that Judge McConnico retired this past week. Mayor said Earl Carr and Joe Baker also interested. Bill Brown said would like to have interviews and R.W. Ingram agreed and city attorney said can take applications and resume. Thelma Scott asked about having parade June 19. Told to coordinate with police chief.

Item 11 Mayor Simms opened the floor to council comments. R.W. Ingram asked about windows in library. City Manager said last report was they were consulting an architect firm and pursuing funding. Building is settling at each end and windows have cracked. Tony Homan asked about dip in park and what can be done about it. Charles Maclin said be observed and said could build up and raise low water crossing; run pipe to creek, or get pipeline company to lower line. City Manager said council has debated issue before. Said pipeline put in in 1949 by hand and was probably 5' deep and each time have cut ditch have made pipeline more shallow. Don Hendrick concerned that something needs to be done. Mayor told Charles Maclin to get cost estimates. Tony Homan also asked about season pass fee at Old Orchard Pool. City Manager said was dropped on recommendation of council.

At this time Mayor Simms called the council into executive session to hear update on lawsuits.

Mayor Simms called the council back into open session. No votes were cast and no decisions were made in executive session. Minutes were taken by Lanny Parish, City Secretary and are kept in a lock box in the city's vault.

There being no further business, Mayor Simms called for a motion to adjourn and R.W. Ingram made the motion and Tony Homan seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	
R.W. Ingram	

Motion carried unanimously and meeting adjourned at 6:30 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JUNE 16, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order

2. Invocation

Executive Session:
Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.071 Private consultation with City's attorney

551.074 Discussing personnel or to hear complaints against personnel.
(1) Discuss City Manager retirement benefits.
(2) Discuss appointment of interim city manager
(3) Discuss job description and appointment criteria of city judge

551.075 To confer with employees of the city to receive information or to ask questions.

3. Consider acceptance of City Managers' retirement letter and determine effective date of said resignation as same pertains to benefits.

4. Consider and take action on appointment of interim city manager

5. Consider and take action on acceptance of resignation of municipal judge

6. Approve change order # 1 to wastewater treatment plant improvements contract

7. Approve representative and alternate to represent City of Diboll on Angelina County Cities Health Board.

8. Public Forum

9. Council Comments

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POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, JUNE 10, 1997 AT 11:45 A.M.

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

Minutes of a Called City Council Meeting, Monday, June 16, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Kent Havard	Councilman	
R.W. Ingram	Councilman	
Tony Homan	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present

Vernon Cupit	City Manager
Lanny Parish	City Secretary
Jimmy Cassels	City Attorney
Tina Cavazos	
Gandy Stubblefield	
Charles Maclin	Public Works Director
Nick Ashworth	Parks Superintendent
Betty Capps	
Gary Jones	Fire Chief
Danny Ray	Chief of Police
Gary Wilmon	Editor, Free Press
Joe Baker	
Sandra Ray	
Sharon Brown	
Steve Baker	

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

At this time Mayor Simms called the council into executive session. No decisions were made and no votes were cast during the session. Minutes were taken by Lanny Parish, City Secretary and are kept in a lock box in the city's vault.

Mayor Simms called the council back into open session.

Item 3 After discussion by Mayor and council R.W. Ingram made a motion to accept City Managers Vernon Cupit's retirement letter as presented to the council with the effective date to be June 30, 1997 and Don Hendrick seconded.

Voting For Voting Against

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Don Hendrick	Tony Homan
R.W. Ingram	Kent Havard
	Bill Brown

Motion failed.

Kent Havard made a motion to accept City Manager's Vernon Cupit retirement letter and pay him only through June 30 due to policy and pay only earned vacation and not sick leave and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	Don Hendrick
Kent Havard	R.W. Ingram
Bill Brown	

Motion carried.

Item 4 After discussion by Mayor Simms and council members Kent Havard made a motion to appoint Lanny Parish as interim city manager as of June 30, 1997 and R.W. Ingram seconded.

Voting For	Voting Against
Tony Homan	None
Kent Havard	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 5 After discussion by Mayor and city council Tony Homan made a motion to accept the resignation of J.B. McConnico as city judge. The resignation is effective immediately, seconded by Bill Brown.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
Don Hendrick	
R.W. Ingram	

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Motion carried.

Item 6 After discussion by mayor, council, and Mr. Billy Sims with KSA Engineers Don Hendrick made a motion to approve change order # 1 to the Wastewater Treatment Plant Improvements Contract in the amount of $12,000.00 to add one (1) sludge pump (motor) control panel including all associated electrical wiring, piping and valves located at the proposed pump station for Clarifier No. 2 and R. W. Ingram seconded.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Kent Havard	
Don Hendrick	
R.W. Ingram	

Motion carried unanimously.

Item 7 After discussion by Mayor Simms, Jimmy Cassels, City Attorney and council. Tony Homan made a motion to appoint Bill Brown as representative and Lanny Parish as alternate representative to represent the City of Diboll on the Angelina County Cities Health Board and R.W. Ingram seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Kent Havard	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms opened the floor to the audience for public input. Gary Jones said he has approval in his budget about $16,000. to buy air packs and will be on July agenda. Tony Homan asked about all night hoe-down in Old Orchard Park. Who approved this? Vernon said Maurice Jones asked him and he told them he saw no problem as long as no alcohol present. Bill Brown asked about booths and Vernon said as far as he knows benefits are to benefit charity. Mayor asked how we stop it. Questions were raised about security. Mayor asked Danny Ray to check it out.

Item 9 Mayor Simms asked for council comments. No comments.

There being no further business Don Hendrick made a motion to adjourn and Kent Havard seconded.

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Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Tony Homan	
Bill Brown	

The motion carried unanimously and the meeting adjourned at 7:07 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, JUNE 26, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

Executive Session:

Under the authority of the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.074 Discussing Personnel or to hear complaints against personnel.
(1) Discuss and finalize job description and appointment criteria of city judge.

551.075 To confer with employees of the city to receive information or to ask questions.

3. Consider qualifications for Municipal Court Judge together with setting criteria for selecting a Municipal Judge.

4. Public Forum.

5. Council Comments.

POSTED ON BULLETIN B0ARD AT DIBOLL CITY HALL, MONDAY, JUNE 23, 197 AT 11:45 A.M.

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

Minutes of a Called City Council Meeting Thursday, June 26, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James Simms	Mayor	Tony Homan
Kent Havard	Councilman	
R.W. Ingram	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present

Lanny Secretary	City Secretary
Jimmy Cassels	City Attorney
Bennie Scott	
Betty Capps	
Charles Maclin	Public Works Director
Danny Ray	Chief of Police

Number of others in audience

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

At this time Mayor Simms read the section of the Texas Open Meeting Act which allows the council to enter into Executive Session and called the council into executive session.

Council returned from Executive Session and was called back into open session by Mayor Simms. No votes were cast and no decisions were made in the executive session. Minutes were taken by Lanny Parish and are kept in a lock box in the city's vault.

Item 3 Mayor Simms welcomed those present and explained to them that the purpose of this meeting was not to appoint a city judge but to formulate a job description for that job and that applications would be taken at a later date and publicized by posting and in the newspaper. After comments by councilmen and city attorney Jimmy Cassels, Kent Havard made a motion to authorize Mr. Cassels to draft the job description and qualifications for the city's municipal court judge together with setting the criteria for selecting a municipal judge and send copies to mayor and councilmen with action to be taken at the next city council meeting and Bill Brown seconded.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
R.W. Ingram	

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Don Hendrick

Motion carried unanimously.

Item 4 Mayor Simms opened the floor for public comments at this time. A lady in the audience asked what to do about not getting trash picked up. Kent Havard explained current company starts picking up later.
Mr. Thelma Scott said shrubs in median at Okay's needs to be trimmed. Jimmy Cassels said may be state's problem. Asked about trucks parking in front of Okay. If not on Okay's property we can do something. Mayor said we will continue to monitor. Lady asked if can put sign on Saxton Street saying "Slow children at play." Mayor said will get signs for this and other streets. Man asked about stop sign at Carter and Okay. Can it be placed closer to highway? City Attorney said can check with Texas Department of Transportation. Said he had written to TDOT. Said state is to write city. City attorney asked man to give us copy of letters

Item 5 Mayor Simms called for council comments at this time. No comments.

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

Voting For	Voting Against
Kent Havard	None
Bill Brown	
Don Hendrick	
R.W. Ingram	

Motion carried and meeting adjourned at 6:36 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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12. Public Forum

13. Council Comments

POSTED ON BULLETIN BOARD TUESDAY, JULY 8, 1997, 9:45 A.M., AT DIBOLL CITY HALL.

Item # 9 Posted on Bulletin Board Wednesday, July 9, 1997, 2:15 P.M., at Diboll City Hall.

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

Minutes of a Regular City Council Meeting, Monday, July 14, 1997, 5:15 P.M., at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Tony Homan
Don Hendrick	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	

Also Present

Lanny Parish	Interim City Manager/City Secretary
Jimmy Cassels	City Attorney

See Attached List

Item 1 & 2 Mayor Simms asked Lanny Parish to give the invocation.
Mayor Simms welcomed those in the audience and thanked them for coming.

Item 3 After comments by Mayor Simms, Kent Havard made a motion to approve the minutes of the June 9, and June 16, and June 26, 1997 regular city council meeting and called city council meetings and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
R.W. Ingram	
Kent Havard	

Motion carried unanimously.

Item 4 Mayor Simms asked Nick Ashworth concerning the mowing machine for the Park's Department he wished to purchase. After comments by Nick and the council, Kent Havard asked about useful life. Nick commented metal fatigue. Don Hendrick asked how often replace. Nick said every 5-6 years.
Don Hendrick made a motion to authorize advertising for bids to purchase a mowing machine for the Park's Department and R.W. Ingram seconded. Mayor complimented Nick in trying to save city money.

Voting For	Voting Against

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Don Hendrick	None
Bill Brown	
R.W. Ingram	
Kent Havard	

Motion carried unanimously.

Item 5 Mayor Simms asked City Attorney, Jimmy Cassels to open the bids received for the purchase of a fire pumper for the City of Diboll Volunteer Fire Department and tabulate them. The bids received are as follows: See attached bid sheet.
Discussion by Mayor and City Council followed, Kent Havard asked about plans for old truck. Gary Jones said get rid of. Don Hendrick asked if analysis on need had been done by the city. Is there a need by the city? Gary Jones said he analyzed a need because of Temple. Has anyone asked Temple? R.W. Ingram said he agreed with Don Hendrick. He needs to be convinced of need before spend this amount. Gary said have three pumpers and replacing one and will only have three main pumpers. A member of the volunteer fire department said Lufkin called last week and wanted mutual assistance and when good truck gone only have one good truck (pumper). R.W. Ingram asked if new truck same size. Gary said yes. R.W. Ingram then asked is 1974 model is old - Gary Jones said no key rate benefit for Temple with old truck. New truck give Temple better key rate. Don Hendrick asked what going to do with truck. Gary Jones said sell. Bill Brown asked what Equipment Fund balance ? $400,000. Kent Havard asked what equipment purchase for next year - sweeper, police cars, fire pumper, pick up. R.W. Ingram asked if what Gary Jones wanted? Gary Jones said he would accept low bid. Gary Jones said we shouldn't need any trucks for a long time in the future.
After discussion R.W. Ingram made a motion to approve the low bid of $161.664.00 from Emergency Vehicle to purchase the fire pumper and Bill Brown seconded subject to review by Fire Chief and staff.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
R.W. Ingram	
Kent Havard	

Motion carried unanimously.

Item 6 Mayor Simms asked Fire Chief Gary Jones to comment on the purchase of air packs for the Fire Department. Fire Chief Jones said he would like for the item to be tabled until the August 1997 council meeting since he would be able to obtain a greater discount off the price by postponing the purchase. Bill Brown made a motion to approve tabling the item until the August 1997 council meeting and Don Hendrick seconded.

Voting For	Voting Against

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Bill Brown	None
Don Hendrick	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 7 Mayor Simms and council discussed the proposed dates of Thursday, July 24,1997 at 5:15 P.M. and Monday, July 28, 1997 at 6:00 P.M. for budget workshop. Kent Havard made a motion to approve the dates Thursday, July 24, 1997 and Monday, July 28, 1997 and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 8 Mayor Simms, Lanny Parish and council made comments regarding the displeasure with the current TML employee health insurance policy now in effect and the fact that we must bid out the insurance since the cost equals $5,000. annually. Bill Brown made a motion to authorize advertising for bids to purchase employee health insurance and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

EXECUTIVE SESSION

At this time Mayor Simms called the council into executive session to discuss: (1) workers comp payment policies (2) city manager employment and (3) interim city manager compensation.

Mayor Simms called the council back into open session. No decisions were made in executive session and no votes were cast. Minutes were taken by Lanny Parish and are kept in a lock box in the city's vault.

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Item 9 After Mayor Simms called the council back into open session he asked for further discussion concerning the city's workers comp payments policies and there was none. No action taken..

Mayor Simms asked for further discussion concerning interim city manager's compensation. Kent Havard made a motion to increase monthly salary by $1000.00 per month to the current interim city manager until permanent selection of city manager is made.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Mayor Simms then asked for further discussion concerning the procedure for employing the city manager. Kent Havard made a motion to advertise in TML Town & City Magazine and see if ad had already run if not to put in to run with deadline to receive applications until August 30, 1997, and notify current applicants applications received. Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 10 After Discussion by Mayor Simms and City Attorney Jimmy Cassels concerning authorizing Kent Gaston to negotiate purchasing right-of-way for the A.S. Davis water and sewer project on behalf of the City of Diboll. R.W. Ingram made a motion to authorize Kent Gaston to purchase the right-of-way on behalf of the City of Diboll and Don Hendrick seconded the motion.

Voting For	Voting Against
R. W. Ingram	None
Don Hendrick	
Bill Brown	
Kent Havard	

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Motion carried unanimously.

Item 11 After comments by Mayor Simms in reference to the job application proposed by city attorney for the City of Diboll municipal court judge, Bill Brown made a motion to approve the judge's job description and to post the description and to run it in the Free Press and Lufkin News with notice of application being received by the City of Diboll to fill the job until August 11, 1997.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R. W. Ingram	

Motion carried unanimously.

Item 12 Mayor Simms opened the floor to public forum. No comments were made.

Item 13 Mayor Simms asked for any additional council comments. No comments were made.

There being no further business, Mayor Simms called for a motion to adjourn. Don Hendrick made a motion to adjourn and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Kent Havard	
R.W. Ingram	

Motion carried unanimously and the meeting adjourn at 6:40 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish/Interim City Manager
City Secretary

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Darrell Coats
Gary Jones
Myrtle Thompson
Ruth Oates
Jim Cobb
Betty Cooper
Robert Ashworth
Rhonda Haynes
Kevin R. Davis
Paula Parish

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AGENDA
CITY COUNCIL MEETING
MONDAY, JULY 14, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to Order

2. Invocation

3. Approval of Minutes

4. Authorize advertising for bids to purchase mowing machine for Parks Department

5. Open bids received for purchase of fire pumper and take action

6. Open bids received for purchase of air packs for Fire Department and take action

7. Schedule Budget workshops:
   Monday - July 21
   Thursday - July 24
   Thursday - July 31- Final Revenue & Expense

8. Authorize advertising for Employee Health Insurance Bids

   EXECUTIVE SESSION:
   Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

   551.071 Private consultation with City's attorney
   1. Discuss workers comp payment policies

   551.074 Discussing personnel or to hear complaints against personnel
   1. Discuss City Manager employment
   2. Discuss interim city manager compensation

9. Possibly take action on items discussed in executive session

10. Authorize Mr. Kent Gaston to negotiate purchasing ROW for A.S. Davis Street and W & S project..

11. Review and approve municipal judge job description.

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, JULY 24, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order

2. Invocation

3. Budget Workshop
   - A. Street Department
   - B. Garage Department
   - C. Parks Department
   - D. Civic Center Department
   - E. Swimming Pools Department
   - F. Fire Department
   - G. Police Department

4. Public Forum

5. Council Comments

6. Adjourn

POSTED ON BULLETIN B0ARD AT DIBOLL CITY HALL, MONDAY, JULY 21, 1997, at 10:30 A.M.

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

Minutes of a Called City Council Meeting, Thursday, July 24, 1997, 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Kent Havard	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Tony Homan	Councilman	

Also Present

Lanny Parish	Interim City Manager/City Secretary
Danny Ray	Police Chief
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Charles Maclin	Water & Sewer Superintendent
Gary Jones	Fire Chief
Tina Cavazos	Accounts Payable Clerk

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

Item 3 Each department head presented their proposed budget for 1997-1998 and answered questions presented by the council and mayor. Departments which presented their budgets were: Street, Garbage, Parks, Civic Center, Swimming Pools, Fire and Police, at the next council meeting, scheduled for Monday, July 28, 1997 the remainder of the departments budget will be presented. Jimmy Cassels asked Lanny how did you arrive at these salary totals. Lanny explained that Ray Associates had presented this to the City after researching other cities our size. Bob Brown from T.U. Electric said there would not be an increase this year and our Franchise Tax was $36,000 more than last year. Still waiting on Bill Shanklin for our effective tax rate. Lanny said we would have to increase 63 cents per household per month on garbage. Cassels said without a contingency fund to go to we need to under budget the revenue and over budget the expense. That way you do not come out with a deficit budget. Mayor Simms said before we get into the budget like for us to stay on the line items only. Mayor Simms said to put Salary survey on the next agenda in executive session. Both Councilmen Ingram and Havard agree to put salary on next regular council meeting. Mayor said we may have a public hearing due to tax increase before budget approval which will be at the end of August. Lanny said 15 per cent increase on insurance nation wide, still waiting on John Strain on bid packet at this time. Each department presented their budget and councilmen will consider it.

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Item 4 Mayor Simms asked for comments from the audience during public forum. No comments from the public.

Item 5 Mayor Simms asked for any additional council comments. There being no further business Mayor Simms called for a motion to adjourn and Bill Brown made the motion and Kent Havard seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried and meeting adjourned at 7:30 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JULY 28, 1997
6:00 P.M.
DIBOLL CITY HALL

1. Call to order

2. Invocation

3. Budget Workshop
   A. Golf Course Department
   B. Water Department
   C. Sewer Department
   D. Administration Department
   E. Municipal Court Department
   F. General Government Department

4. Public Forum

5. Council Comments

6. Adjourn

POSTED ON BULLETIN B0ARD AT DIBOLL CITY HALL, MONDAY, JULY 21, 1997, at 10:30 A.M.

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Minutes of a called City Council meeting, Thursday, July 28, 1997 6:00 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Bill Brown	Councilman	
Tony Homan	Councilman	
Kent Havard	Councilman	

Also Present

Lanny Parish	Interim City Manager/City Secretary
Charles Maclin	Water & Sewer Supertindent
Jimmy Mettlen	Pro Shop Neches Pines Golf Course
Kevin Whitely	Neches Pines Maintenance
James Houston	Water Department
Tina Cavazos	Account Payable Clerk
Erin Bryan	Free Press

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

Item 3 Mayor Simms explained to the Free Press how the budget process was done before the department's presentation. Each department head presented their proposed budget for 1997-1998 and answered questions presented by the council and mayor. Departments that presented their budget were Golf Course, Water, Sewer, Administration, Municipal Court, and General Government. Jimmy Mettlen said things were picking up at the golf course, revenue was looking good. Jimmy said they would not need new equipment this year and if things keep going good the golf course would pay for itself. Councilman Ingram asked if there was alot of thievery, Jimmy said no, not really. Mayor Simms asked what about bad checks, Jimmy replied that most have been being recovered with the help of Tina and Chief Ray calling them and the rest sent to the county to be taken care of. Jimmy said the merchandise for resale was great becausewe had the lowest prices around this area in the pro shop. Councilman Ingram remarkedthe Golf Course looked great. Kevin told the councilmen that they were using the peak hours that T.U. Electric offered which saved money. Councilmen Ingram said Harold Maxwell is working on getting some money for the Golf Course. Jimmy said that we needed to look into a pavilion at the Golf Course, needed real bad especially when there is a Golf Tournament so people can sit down and eat. Lanny told the Councilmen that we need to look into giving Kevin and Nick certificate pay for their license they had to have. Charles Maclin presented the water and sewer department and said he

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would like to have and new sewer machine which would be used alot. Councilman Hendrick asked what kind of problem well it help and Charles answered like the one in the past about the sewer backing up. The example was, Mr. Lee out on Ryan Chapel Road. Maclin said also physical exams needed to go up as he would like to see all his department takes hepatitis shots. Sewer Plant needs a truck to carry the sludge and that is the only thing carried from the drying beds. Lanny addressed the council with the rest of the departments. Indirect contributions was needed to go up for Library by $1000 Mr. Cupit had told Brenda Russell we would this. Lanny told the council that things were being done around the City in different departments with prisoners. The only thing we have to furnish the prisoner is a meal and equipment.

Item 4 Mayor Simms asked for comments from the audience during public forum. Kent asked about street signs down around town, Lanny said they were being taken care of . Mayor Simms said we needed to check on junk cars around town. Councilman Homan asked about the limbs on Ashford. Lanny said Lane Bass was taking care of the matter.

Item 5 Mayor Simms asked for any additional council comments. There being no future business Mayor Simms called for a motion to adjourn and Bill Brown made the motion and R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried and meeting adjourned at 8:28 P.M.

James P. Simms, MAYOR

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, AUGUST 11, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order

2. Invocation

3. Approval of Minutes

4. Open, tabulate and take action on bids received to purchase air packs for Fire Department.

5. Ray and Associates to present Policy Manual and class and pay recommendations.

6. Hear report from Fire Marshall Wayne Harris

7. Authorize City of Diboll policy manual amended to reflect that a city employee who is a volunteer fireman does not have to use vacation time when he (she) is away at fire training schools. This time is not to exceed one week per year.

8. Discuss curfew and loitering ordinance.

9. Appoint a city representative and an alternate representative to Angelina County and Cities Health District Board of Directors.

10. Authorize advertising for bids to overlay portion of the following streets: Hall, Arrington, Wells, Mulberry, S. First and Lawrence. Attached is an estimate we obtained from Moore Brothers to give us an idea as to cost.

11. Authorize Billy Sims with KSA Engineers to prepare specifications

12. Discuss revising method of disposing of junk vehicles.

13. Authorize advertising to sell two (2) fire trucks.

EXECUTIVE SESSION:
Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

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551.074 Discuss personnel or hear complaints against personnel.

(1) Discuss Police Reserve Officer
(2) Discuss salary survey for city employees
(3) Discuss city judge applications received

14. Approve Police Reserve Officer

15. Consider employee salaries

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Minutes of a regular City Council meeting, Monday, August 11, 1997, 5:15 P.M. at City Hall.

Present		Absent
James P. Simms	Mayor	None
Tony Homan	Councilman	
R.W. Ingram	Councilman	
Don Hendrick	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	

Also Present

Lanny Parish	Interim City Manager/City Secretary
Billy Sims	KSA Engineers
Gary Jones	Fire Chief
Paula Parish	
Lane Bass	Street Superintendent
Wayne Harris	Fire Marshall
Darrell Roberts	Fire Department
Ruth Oates	Fire Department
Nick Ashworth	Parks Superintendent
Charles Maclin	Water & Sewer Supertindent
Marty Roberts	Fire Department
Dick Dixon	
Jimmy Mettlen	Golf Course Manager
Thelma Scott	
Rhonda James	
Evelyn Scott	
Billy Lamb	

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

Item 3 After review, Mayor called for a motion to approve the minutes of July 28, 1997 council meeting with R.W. Ingram making the motion and Councilman Havard seconding.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Tony Homan	

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Kent Havard

Motion carried,unanimously.

Mayor Simms also called for a motion to approve the minutes of the July 14, 1997 meeting with R.W. Ingram making the motion and Kent Havard seconding.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
Don Hendrick	
R.W. Ingram	

Motion carried,unanimously.

Item 4 Jimmy Cassels, City Attorney opened and tabulated the bids received for the purchase of air packs for The Fire Department. R.W. Ingram asked why did we decide to wait until now, Fire Chief answered because we would receive 8 free bottles which cost $350.00 apiece. Kent Havard asked is this the top of the line and Gary Jones replied no, but they are good enough. Tony Homan asked if the old bottles could not be traded in, Gary Jones replied no. Gary Jones said that the bottles should last up to 15 years and that next year they would need at least 8 more. After discussion Tony Homan made a motion to award the bid to Casco to purchase the air packs for $18,950.00 and Bill Brown seconded.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
R.W.Ingram	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 5 Mayor Simms asked Lanny to tell them what he had found out about Mr. Linwood Johnson's road. Lanny showed the councilmen pictures that he had taken and also told them that from everything he had found out, it was outside of City limits and the City was not responsible for his private driveway. Kent Havard asked if he had checked with the Appraisal District, Lanny said he had checked already. Mayor Simms said this was not the first time this situation has been brought up and each time they have found out that it is a private driveway and the City not responsible. R.W. Ingram made a motion Tony Homan seconded.

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Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Tony Homan	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 6 Mayor Simms asked for Wayne Harris, Fire Marshall to give his report and to move up front where they could hear better. Wayne said that there was a few inspection he had done,like the Day Care Center, High School, and a few small businesses. Wayne Harris also said he had bought a $2,500.00 computer to keep up with his records on inspection. Councilman Ingram asked if he bought it through the City , Wayne Harris said he had and purchased it at Circuit City. Tony Homan asked how long do you give people to correct their mistake, Wayne Harris replied no certain time,I just try to work with them to correct the problem.

Item 7 Mayor Simms asked the council to authorize an amendment to the City of Diboll policy, manual that a city employee who is a volunteer fireman not use vacation time when he (she) is away at fire training schools. This time is not to exceed one week per year with approval from the chief and city manager. Tony Homan made a motion and Kent Havard seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms asked Danny Ray to address the Councilmen concerning the curfew and loitering situation. R. W. Ingram said curfew did not seem to be a good idea because not all should have to pay for a few bad ones. Chief Ray advised that he would rather see loitering in effect because it would give his foot patrol officer a tool to work with. Jimmy Cassels said that the laws we have already take care of most of these problems but, there is a lot of red tape to everything, or to every situation we have, some laws are abuse. Mayor Simms asked Jimmy Cassels to look into the loitering and present at the next council meeting.

Item 9 Mayor Simms said that we need two persons to service on the Health Board.

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Kent said leave Lanny Parish and Bill Brown . Tony Homan made a motion and Kent Havard seconded.

Motion carrier unanimously.

Item 10 Mayor Simms asked Billy Sims to speak up front and explain the letter from TNRCC about wastewater permit and a minor amendment. He said that this was amended draft permits summary and effluent limitation for the above operation. An annual average flow limitation and a maximum 2-hour peak flow requirement have been added to the draft permit. In addition, the daily average (30-day average) flow limitation in the existing permit has been changed to a reporting requirement in the draft permit. R.W. Ingram asked by fixing this you are saying the inflow from leaks will be saving us money.

Item 11 Mayor Simms asked Lane Bass to address the councilmen on advertising for bids to overlay portion of the following streets Hall, Arrington, Wells, Mulberry S. First and Lawrence. Lane Bass said these streets need attending to and that the repairs would be $49,000. R.W. Ingram said if we have the money then fix them since they are in need of repair. Mayor Simms said we need to go ahead and authorize advertising for bids. Kent Havard made a motion and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Tony Homan	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 12 Billy Sims reviewed the council on preparing the specifications for overlaying the streets in item (11). Mayor Simms advised that we needed to go ahead and authorize Billy Simms with KSA Engineers to prepare specifications for overlying the streets. R.W. Ingram made the motion and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried.

Item 13 Mayor Simms asked Chief Ray to address the council with the problems

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on junk cars. Chief Ray said the way it was now just took a lot of time and paper work and that Officer Seale had looked into the one the City of Lufkin had and it seemed to work better and faster. The Councilmen could not see from what Officer Seale had written that it could be done any better or faster. Jimmy Cassels was asked to look into this and to present at the next council meeting. Kent Havard made a motion and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Tony Homan	
Kent Havard	
Bill Brown	

Motion carried unanimously.

Item 14 Mayor Simms said lets not advertise just local more like state wide, a small town out there may be in a need of bad and not have much funds. Don Hendrick made a motion to authorize advertising to sale 2 fire trucks and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R.W. Ingram	
Bill Brown	
Tony Homan	

Motion carried.

EXECUTIVE SESSION

At this time Mayor Simms called the council into executive session to discuss (1) Police Reserve Officers (2) salary survey for city employees (3) city judge applications received. Mayor Simms called the council back into open session. Council decided not to go by the salary survey and to interview judge in the next council meeting.

Items 15 & 16 Councilmen agree on Christy Ryan and John Hasting for Police reserve Officers and no decision would be made at this time on employee salaries. Tony Homan made a motion and Don Hendrick seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Bill Brown	
Tony Homan	
R.W. Ingram	

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Motion carried unanimously.

Item 17 Mayor Simms asked American Sweeper Representative to brief them on how they operate. American Sweeper said they came mostly late in the afternoon and spend more time on which streets were needed more attention twice a week and the rest of the week on other streets.

Item 18 Mayor Simms asked if any comments from council, and Lanny advised that the bridge at the Old Orchard Park needed to be closed first thing in the morning until repairs are done. R.W. Ingram made a motion and Bill Brown seconded.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
R.W. Ingram	
Tony Homan	
Don Hendrick	

Motion carried unanimously.

Item 20 Mayor Simms said they needed to go ahead and authorize an engineer to draw up specification on repairs to Dogwood Ridge,Willow Oak, Red Oak and Redbud. The streets need a lot of repair and the red clay was part of the problem. Kent Havard made a motion and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
Tony Homan	
R.W.Ingram	
Bill Brown	

Motion carried unanimously.

Item 21 Jimmy Cassels opened four bids received. The bids received were, Arka Turf for one wing mower $22,000; Excel Sales mower $32,700; Goldwaithes 52 HP, $28,550; Professional Turf grand master $24,446. Kent Havard made a motion to award the bid to Arka Turf for $22,000.00 and R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R.W.Ingram	
Bill Brown	

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Tony Homan

Motion carried unanimously.

There being no further business, Mayor Simms called for a motion to adjourn with Tony Homan making the motion and Bill Brown seconding.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Tony Homan	
Kent Havard	

Motion carried unanimously and meeting adjourned at 8:05 P.M.

~~James P. Simms~~, Mayor - Pro-tem,
BILL BROWN

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, AUGUST 18, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order

2. Invocation

3. EXECUTIVE SESSION:
Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:
551.074 Discuss personnel or hear complaints against personnel.
(1) Interview Municipal Court Judge applicants.

4. Authorize advertising for bids for Air Conditioning unit at Civic Center.

5. Consider repairs to bridge in Old Orchard Park and take action.

6. Budget Workshop.

7. Public Forum.

8. Council Comments.

9. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, AUGUST 12, 1997 AT 10:22 A.M.

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

Minutes of a regular City Council meeting, Monday , August 18,1997,5:15 P.M. at City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	
Tony Homan	Councilman	

Also Present

Lanny Parish	Interim City Manager/City Secretary
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Mr. Johnson	
Sam Glass	
Mr.Bowers	
Mr. Dixon	
Lisa Burkhalter	
Felton Burt	

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

EXECUTIVE SESSION

At this time Mayor Simms called the council into executive session to interview each judge applicant in alphabetical order. Mayor Simms called the council back into open session. Jimmy Cassels said that he was impressed with the applicatants' that were interested in the job. Councilmen said they were impressed also and that it was a real hard decision to make.

R.W. Ingram made a motion to appoint Lisa Burkhalter and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	Bill Brown
R.W. Ingram	Tony Homan
	Kent Havard

Motion failed.

Bill Brown said he was glad that decisions like this were not made every day . Kent Havard made a motion to appoint Judge Bowers and Tony Homan seconded.

Voting For	Voting Against
Bill Brown	R.W. Ingram

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Kent Havard
Tony Homan

Don Hendrick

Motion carried.

Jimmy Cassels said that the salary for the Judge was advertised at $1000 a month. Kent Havard made a motion and Bill Brown seconded.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
Don Hendrick	
Tony Homan	
R.W. Ingram	

Motion carried.

Item 4 Mayor Simms asked Lanny Parish to address them about the Civic Center. One unit is out at the Civic Center, I do not think another event would be a good idea until this matter is taken care of. Mayor Simms said then we need to authorize advertising for bids for air conditioning unit at Civic Center. Kent Havard made a motion and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
R.W. Ingram	
Tony Homan	
Kent Havard	

Item 5 Mayor Simms said we have to take action now on repairing the bridge in the park, traffic at the school seem worst this year. Concrete bridge would cost to much and a grant for it would take two to three years to get. Kent Havard said he would like to see the wooden bridge stay. Mayor Simms said we need to go ahead and get proposal for the Old Orchard Bridge. Don Hendrick made a motion and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Bill Brown	
Tony Homan	
R.W. Ingram	

Items 6 Mayor Simms asked Lanny Parish to reveiw the Budget. He said

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for what he could see we did not need to raise taxes this year. Don Hendrick asked if he was confortable with this. R.W. Ingram said we need to go up one cent aleast that way if we need to go up in the future we would not have to go up so much and hit people hard like last time. Lanny Parish told the council that we would have to go up on garbage rates due to the contract to make up the difference. R.W. Ingram asked how much . Lanny Parish said around 47 cents.

Item 7 Mayor Simms asked if anyone in the auidence had any question. Mr. Johnson said he would like to address the council. Mr. Johnson was upset with the letter that the city had sent him telling him the city could not fix the driveway. Mayor Simms said we have looked into this several times and it being outside the city and a private driveway we do not see how the city can be responsible. Jimmy Cassel also told Mr. Johnson that the city was not responsible for a private driveway.

Item 8 Don Hendrick said he really hated things like the Johnson matter, but we have to start standing up if we are going to do things right.
There being no further business, Mayor Simms called for a motion to adjourn with Don Hendrick made the motion and Kent Havard seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Tony Homan	
Bill Brown	
R.W. Ingram	

Motion carried unanimously and meeting adjourned at 8:48 P.M.

James P. Simms, Mayor - Protem
Bill Brown

ATTEST:

Lanny Parish, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 25, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3.Consider request for proposals received from engineering firms to prepare specifications to replace or repair bridge in Old Orchard Park and take action.

4. Open bids received to replace air conditioner at the Civic Center and take action.

5. EXECUTIVE SESSION

Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.074 Discuss personnel or hear complaints against personnel.

(1) Discuss employee salaries

6. Public Forum.

7.. Council Comments.

8. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, AUGUST 19, 1997, 11:12 A.M.

9. ADDITIONAL ITEM:

Administer Oath of Office to Municipal Court Judge R. G. Bowers.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, WEDNESDAY, AUGUST 20, 1997, 3:20 P.M.

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Minutes of a regular City Council meeting, Monday, August 25, 1997, 5:15 P.M. at City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	
Tony Homan	Councilman	

Also Present	
Lanny Parish	Interim City Manager/City Secretary
Tina Cavazos	Accounts Payable Clerk
Jimmy Cassels	Lawyer
Judge Bowers	
Judge Crager	
Nick Ashworth	Parks Superintendent
Danny Ray	Police Chief
Gary Jones	Fire Chief
Sue Roberts	Clerk
Betty Capps	Judge Secretary
Billy Sims	Engineer
Charles Maclin	Water Superintendent
Jimmy Mettlen	Golf Course
Stanton Oliphant	Street
James Houston	Water Dept.
Weldon Hunter	Sewer Plant
Gary Wilmon	Free Press
Mr. Lasiter	Engineer

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

Item 3 Jimmy Cassels said there was only two proposals on the Old Orchard Project for the bridge, Mr. Stolz of Everritt Griffith and Mr. Sims from K.S.A. Engineers. Mayor Simms asked each of them to explain a little about their company , and a project they had worked on that was a bridge or came close to this project. After listening to each one, the council decided to keep the wooden bridge and let Billy Sims for K.S.A. Engineers bring bid specifications to on the next meeting and Jimmy Cassels would look into some legal matters about this project. R.W. Ingram made motion and Kent Havard seconded.

Voting For	Voting Against
Kent Havard	None
Bill Brown	

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Don Hendrick
Tony Homan
R.W. Ingram

Item 4 Jimmy Cassels said that there was 3 bids received on the air conditioner for the Civic Center. The bids were received from McWilliams, Morris and Dial. This item was tabled due to the fact the duct work at the civic center is not in the proper location. The duct work needs to be fixed properly before installing a new air conditioner. Bill Brown made motion and Don Hendrick seconded.

Voting For _	Voting Against
Kent Havard	None
R,W. Ingram	
Don Hendrick	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Public Forum
The council and mayor requested an explanation of some of the statements in the letter wrote to the councilmen, mayor and city manager from the city employees. Several employees gave their input on the matter.

EXECUTIVE SESSION:
At this time Mayor Simms called the council into executive session. Mayor Simms called the council back into open session. No decisions were made pertaining to employees salaries at this time.

Council Comments
Mayor Simms made a comment on the letter written to the Free Press from the gentlemen in reference to how clean the City of Diboll was. Council and Mayor advised salaries would be discussed in next regular council meeting.

There being no further business, Mayor Simms called for a motion to adjourn with Kent Havard making the motion and Don Hendrick seconing.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Tony Homan	
Bill Brown	
R.W. Ingram	

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Motion carried unanimously and meeting adjourned at 7:40 P.M.

~~James P. Simms~~, MAYOR- Protem
Bill Brown

ATTEST:

Lanny Parish, CITY SECRETARY

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Minutes of a regular City Council meeting, Monday, September 08, 1997 5:15 P.M. at Diboll City Hall.

Present		Absent
Don Hendrick	Councilman	James P. Simms Mayor
Kent Havard	Councilman	
Bill Brown	Mayor Pro-Tem	
Tony Homan	Councilman	
R.W. Ingram	Councilman	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Weldon Hunter	Sewer Plant
Lane Bass	Street Surperintendent
Earl Carr	
Paula Parish	
Lana Hines	
Sue Roberts	
Charles Maclin	Water Superintendent
John Strain	Insurance Represented
Nick Ashworth	Park Superintendent
Gary Jones	Fire Chief
Gary Wilmon	Free Press
Bo Smith	

Item 1 & 2 Bill Brown called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Bill Brown called for a motion to approve the minutes of the August 11, 1997, August 18, 1997, and August 25, 1997 council meeting with Don Hendrick making the motion and Councilman Kent Havard seconding.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R.W. Ingram	
Tony Homan	
Bill Brown	

Item 4 Bill Brown asked Billy Sims of K.S. A. engineers to present the two proposals that he had for the Old Orchard project on the bridge. Billy Sims said the first proposal

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leaving the deck as it is, which is in good shape and replacing the piling where the problemis would be good for a least ten years. The second proposal is a concrete bridge after we get a grant which will take two to three years. Don Hendrick and R. W. Ingram both asked how soon could we bid on these two proposals. Don Hendrick asked once we get the bids how soon do you think the bridge could be done? Billy Sims said he could have bids by the following Monday. Don Hendrick asked how long would the project take? Billy Sims said the first one could be anywhere between two to four weeks, the second one about two months. Kent Havard said to get three different ones to compare.

Item 5 Bill Brown asked Billy Sims to update them on the sewer plant project and change order for Oscar Crawford. Billy Sims said he that it would be a good idea if they went ahead and did all the other projects on the sewer line on A.S. Davis before they overlay the street. Jimmy Cassels said they could not do that, it was not included in the bid and this would be an additonal project. Jimmy Cassels said this would have to be rejected and bid all over at the next council meeting. Kent made a motion to reject this bid and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
Tony Homan	
R.W. Ingram	
Bill Brown	

Motin carried.

Item 6 Bill Brown asked Tom Paxton to discribe the problem on the cooling at the Civic Center. Tom Paxton said one of the problems was the control on the thermosate. Ducts is a mayor problem. Tom Paxton said install a 5 ton unit in front and add a control thermosate would help the problem and would not be that big of a cost. This job would take 2 or 3 weeks. Tony Homan made a motion to go out for proposals and R.W. Ingram seconded.

Voting For	Voting Against
R. W. Ingram	None
Tony Homan	
Don Hendrick	
Kent Havard	
Bill Brown	

Motion Carried.

Item 7 Bill Brown asked Lanny Parish to address the Councilmen about the name of the service center road. Lanny Parish said that the Postmaster had called him and said that we needed to name the street going out to the service center because of 911. R.W.

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Ingram said why not name it Corrine since she was the only person that lives on that road. Kent Havard made a motion and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Don Hendrick	
R.W. Ingram	
Bill Brown	

Motion carried.

Item 8 Jimmy Cassels, city attorney opened bids on employee health, dental, ad&d and long term disability insurance for October 1, 1997 to September 30,1998. The City of Diboll had received 3 bids which were TML, Blue Cross & Blue Shield, and Farmers Home. TML Insurance was $9,1200.00 less than the others. Bill Brown said I understand their is not much difference from last year. R.W. Ingram asked if the difference was that with this insurance the employees paid more out of pocket. Lanny Parish said that employee had to pay x-ray if done in office which with Blue Cross you did not pay for anything execept the office visit of $15 dollars. Jimmy Cassels said there was not much you could do this year since the time was short. October the first was just around the corner, but next year we need to be more specific before we go out for bids. Don Hendrick made a motion to go with TML and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Kent Havard	
R.W. Ingram	
Bill Brown	

Motion carrierd.

Item 9 Bill Brown asked Lane Bass to address the council about the dump truck. Lane Bass said the one that they were using now was a rental, the dump truck they had, the transmission had gone out. Lane Bass said if we buy a new one it should last 20 years. Don Hendrick said if it is something necessary them I make a motion to go out for bids on a dump truck and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Kent Havard	
Tony Homan	

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Bill Brown

Item 10 Bill Brown said that a called city council meeting Monday, September 15, 1997 to approval the budegt with three separate items on the agenda, approving one by one. Kent Havard made a motion and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Kent Havard	
Tony Homan	
Don Hendricks	
Bill Brown	

Motion carried.

Item 11 Jimmy Cassels said that he had drawn up the ordinance like Danny Ray had asked. The councilmen all had looked at it and were satisfied. Tony Homan made a motion and Kent Havard seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Don Hendrick	
R.W. Ingram	
Bill Brown	

Item 12 Jimmy Cassels said he had gotten a draft of the lotering ordianance from Lufkin and had drawn ours just like it. The councilmen all agreed to take action on the City loitering ordianance. Don Hendrick made a motion and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
R.W. Ingram	
Kent Havard	
Bill Brown	

Item 13 Bill Brown at this time called the city councilmen into executive session to consider employing a city manager, employee salaries, and police reserve applicants.

Bill Brown reconvened city council into open session. Minutes were taken by Jimmy Cassels.

Item 14 Bill Brown said we received a lot of good applications and are happy that there are people interstead in Diboll, but Lanny has been here a long time, cares about

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Diboll and has done a great job these past few months. Tony Homan said that he was also pleased with Lanny Parish and keeping the councilmen informed of what was going on weekly at City Hall was a great idea. Don Hendrick said City Hall looked good and he knew that Lanny Parish cared about Diboll and had been here a long time. R.W. Ingram said he thought that Lanny Parish would do a great job because he has been with the City a long time and has done a great job the past few months. Kent Havard said he was also pleased with Lanny Parish great effort in the past few months and years working with the City. Tony Homan made a motion and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Kent Havard	
Don Hendrick	
R.W. Ingram	
Bill Brown	

Bill Brown said Lanny Parish salary should start at $55,000 a year. R.W. Ingram made a motion and Don Hendrick seconded.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Don Hendrick	
Kent Havard	
Bill Brown	

Motion carried unamiously.

Item 15 Bill Brown said after looking at the budget and going over it, the councilmen felt like 2% salary would be fair to the employees Tony Homan made a motion and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Tony Homan	
Kent Havard	
Bill Brown	

Motion carried unamiously.

Item 16 Bill Brown said that the council had two reserve applicants, Daniel Gaudet and Christina McKnight. Kent Havard said he would like to have this tabled have more information on the applicants. Tony Homan made a motion and Don Hendrick

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seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
R.W. Ingram	
Don Hendrick	
Bill Brown	

Motion carried.

Item 17 Bill Brown opened the floor for public forum. Roy Rios said he would like for the city to help maintain his road since the city went through to the manhole. Lanny Parish and the councilmen said they would have to look into the easement and get back with him later.

Item 18 Bill Brown asked if there were any further comments from the council. Don Hendrick asked if there was anyway that we could get the light at the 1818 to stay green longer so that more cars than just 3 could go through. Don Hendrick said traffic in the morning was still bad and people were complaining. Lanny Parish said he would call the Highway Department and have something done.

There being no further business Bill Brown called for a motion to adjourn with Don Hendrick making the motion and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R.W. Ingram	
Tony Homan	
Bill Brown	

Motion carried and adjourned at 8:47 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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Minutes of a called City Council Meeting, Monday, September 15, 1997, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	
Bill Brown	Councilman	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Lane Bass	Street Superintendent
Billy Sims	KSA
Nick Ashworth	Parks Department
Danny Ray	Police Chief
Michael Seales	Police Officer

Item 1 & 2 Mayor Simms called the meeting to order and asked Bill Brown to give the invocation.

Item 3 Tabled item due to bids not being opened until September 25, 1997. Bill Brown made motion and Tony Homan seconded

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 4 Hear Billy Sims cost and action on bridge in Old Orchard Park. Billy Sims gave different options and cost to repair bridge in Old Orchard Park. The council discussed these options and cost with Mr. Sims. Consensus of council to go with free span bridge. Mayor Simms advised that since it was on the agenda to take action that could authorize going out for bids on repairs. R.W. Ingram made the motion and Don Hendrick seconded.

Voting For Voting Against

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Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 5 Open and award proposal for engineering design and renovation of two air conditioning units for Lottie and Arthur Temple Civic Center. Mayor Simms requested Mr. Parish to address this issue. Mr. Parish advised he and Mr. Cassels had checked on this item. Mr. Cassels advised should award bid to Paxsun on air condition but contact Jerry Hill who was the original architect who help the civic center. Tabled item after discussion with city attorney and councilmen. R.W. Ingram made motion to table item and Kent Havard seconded.

Voting For ___	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Kent Havard	
Tony Homan	

Motion carried unanimously.

Item 6 Approve ordinance adopting the 1997-1998 city budget. Kent Havard made a motion to approve budget and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Kent Havard	
Tony Homan	

Motion carried unanimously.

Item 7 Approve an ordinance adopting the M & O rate of .29214 for the 1997-1998 City of Diboll budget. Don Hendrick made motion to approve and Tony Homan seconded.

Voting For	Voting Against

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R.W. Ingram	None
Don Hendrick	
Kent Havard	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 8 Approve an ordinance adopting the I & S rate of .19485 for the 1997-1998 City of Diboll budget. Tony Homan made motion and Bill Brown seconded.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Kent Havard	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 9 Reject all previous bids received to replace air conditioner at the Civic Center. Bill Brown made motion and Tony Homan seconded.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Kent Havard	
Tony Homan	

Motion carried unanimously.

Item 10 Executive Session Mayor Simms called the council into executive session. No action was taken, no votes cast.
Mayor Simms called the council back into open session.

Item 11 Discuss and approve police reserve applicants Daniel Gaudet and Christina McKnight. Tony Homan made motion to accept both applicants for police reserve officers and Bill Brown seconded.

Voting For	Voting Against
R.W. Ingram	None

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Don Hendrick
Bill Brown
Kent Havard
Tony Homan

Motion carried unanimously.

Item 12 Public Forum
No comments

Item 13 Council Comments
No comments

Item 14 Adjourn
There being no further business Bill Brown made a motion to adjourn and Kent Havard seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Bill Brown	
Tony Homan	

Motion carried and meeting adjourned at 7:30 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, OCTOBER 13,1995
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Discuss bids received for street project and take action.

5. Discuss installation of utilities on A.S. Davis and authorize advertising for bids.

6. Award bid for Old Orchard Park Bridge repair.

7. Discuss personnel policy manual draft and employee funeral leave and possibly take action for approval.

8. Update SBCCI Codes, fire, building, gas, mechanical and plumbing for current status.

9. Thelma Scott read letter of appreciation.

10. Discuss full time Civic Center director.

11. Update on Civic Center air conditioning problem and possibly take action.

12. Hear request from Diboll High School KYSSED organization to change name of Harris Street to Lumberjack Drive.

13. Authorize advertising for bids to purchase Digital Logging System for police department.

14. Authorize advertising for bids to purchase car for police department.

15. Public Forum.

16. Council Comments.

17. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, FRIDAY, OCTOBER 3,1997, 3:14 P.M.

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18. Open, tabulate and take action on bids received for purchase of dump truck for the Wastewater Treatment Plant.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, OCTOBER 7, 1997, 5:00 P.M.

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Minutes of a regular City Council meeting,Monday, October 13, 1997 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Tony Homan	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	
Don Hendrick	Councilman	
Kent Havard	Councilman	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Nick Ashworth	Park Superintendent
Lane Bass	Street Superintendent
Charles Maclin	Water Superintendent
James Rhone	
Danny Ray	Chief of Police
Terry Simms	Nacogdoches Sheet Metal & Plumbing
Ruth Oath	Fire Department
Gary Wilmon	Free Press
Darell Roberts	Fire Department
Carolyn Sewell	School Superintendent

Item 1 & 2 James Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 James Simms called for a motion to approve the minutes of September 08, 1997 and September 15, 1997 council meeting with R.W. Ingram making a motion and Bill Brown seconding.

Voting For	Voting Against
Kent Havard	None
R.W. Ingram	
Tony Homan	
Don Hendrick	
Bill Brown	

Motion carried.

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Item 4 James Simms asked Bob Thurber to stand and address the council on the Deer Trace street project before taking action and discussing the bids received. Bob Thurber came on behalf of Billy Sims and after viewing and discussing the street project they felt that it would be best just to go ahead and do the utilities on A. S. Davis at the time. Then later do a Bid Package with Deer Trace and A.S. Davis. James Simms said we need to table this, Bill Brown made a motion and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
R. W. Ingram	
Bill Brown	
Tony Homan	
Kent Havard	

Motion carried.

Item 5 James Simms said they had already discussed and decided to go ahead and do utility only on A.S. Davis at this time, Don Hendrick made a motion and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Bill Brown	
Tony Homan	
Kent Havard	

Motion carried.

Item 6 James Simms said the City received two bids for the Old Orchard Project, one was from Action Contract Services which do not include a bid bond, therefore their bid was not opened. The other bid was from L & W LaFour & Sons Construction, their bid was for $34,500 and they did have a bid bond. James Simms said he could not believe more people did not bid. Tony Homan made a motion to award the bid to L & W LaFour & Sons construction and R.W. Ingram seconded.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Bill Brown	
Kent Havard	

Motion carried.

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Item 7 James Simms asked if the council had all looked at the personnel policy draft and the employees funeral leave. R.W. Ingram said he did not see why they could not give 5 days if needed. Don Hendrick said he thought it was a good idea on having a sick leave policy, Kent Havard said he did not have time to look at it. Tony Homan said he needed more time to look at this. Bill Brown said he needed to review it some more. Don Hendrick made a motion to table it at this time and Kent Havard seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R. W. Ingram	
Tony Homan	
Bill Brown	

Motion carried.

Item 8 James Simms said that we need to update SBCCI , fire, building, gas, mechanical and plumbing codes for current status. Lanny Parish told the council that all we needed to do is bring all codes up to date and adopt the 1997 codes except for fire is to stay the same, it is still a 1995 edition. Kent Havard asked if Charles has to go to school for these codes, Charles said no all they do is just send updates to the City. Kent Havard made a motion to Adopt the 1997 codes and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
R.W. Ingram	
Don Hendrick	

Motion carried.

Item 9 James Simms said that Thelma Scott was not able to be here do to illness.

Item 10 James Simms said we need to discuss a full time Civic Center director. Bill Brown said we have budgeted for one at $19,000 and feel like we need someone there to answer the calls and promote more customer to our town. Lanny Parish said it is not being markered and being used as much as it could be. The Civic Center gets a donation of $25,000 and the city budget s $25,000, the expenditure is usually alot more. Lanny Parish said from last year figure it looks like we going to break even. Jimmy Cassels asked how do we compare to Lufkin. Lanny Parish said Lukin Civic Center is larger and they do have a full time Civic Center director that is there to answer the calls and solicit people. Bill Brown said they also get 10% from the catering. Nick Ashworth said it is written in our contract also, but someone started letting some pay and others did not have to pay so, it started falling through the cracks. James Simms

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said it looks like 70 % expense and 30 % income, so do you think Nick Ashworth that a full time Civic Center director would make a difference. Nick Ashworth said I do not think it is going to bring more business. Jimmy Cassels said you need to ask your self how many people are out there that would use this Civic Center if they knew about it. Jimmy Cassels said you could advertise like Cleveland and Livingston, and just start having the phone ring at City Hall. Jimmy Cassels said also why not just hire someone to come in for 5 hours instead of spending $19,000 a year on a full time director. Don Hendrick asked is it a phone only or does it have answering machine also. R.W. Ingram said I think we need to see if a retired person might be interested in a part time job like this with flexible hours. Jimmy Cassels said maybe get someone up here in front office that could book for the Civic Center but also help Lanny in the front office if needed. James Simms said that is why I was asking Lanny and Tina about it because they been here long enough to know what is going on. Tina Cavazos said we do get a lot of phone complaints about calling the Civic Center and not having someone there. People had rather speak to a person and not a answer machine. Bill Brown said we need to get someone with a personality. R.W. Ingram said we need to have Lanny Parish drawn up a job description for Civic Center director.

Item 11 James Simms asked Terry Simms to address the council and tell them what he found out after looking at the Civic Center air conditioning units. The # 1 air condition unit requires fan coil cleaning, new belts, new filter and maxing out the amp draw on the motor to produce maximum air flow up front. Terry Simms suggest dis-connecting the economizer section,closing dampers and adding programmable thermontats, which will allow eliminating time clocks and almost all the relays. The condenser has a leak in the coils which can possibly be found and welded up for about $400. If new coil is needed the price well be $2,694 and a compressor rebuilt $3,394. The #2 air conditioning unit requires the same as first except no leaks in the coils and compressor not needed. The #3 air conditioning unit requires cleaning of evaporator coil, installing new belts and filters, programmable thermostat, and replace damper in upstairs light area. Total price $2,475. R.W. Ingram said I think we should have it maintenanced twice a year from now on. Terry Simms said it looks like it has been neglected on changing filters and that is where some of the maintenance problems have come. Kent Havard said it should have been done by the maintenance person at the Civic Center. There are probably about three filters to be changed that should have not been a problem. Jimmy Cassels said to reject all information and call all the bidders again. Jimmy Cassels said the city needs to go out for bids on the condenser and do the maintenance repair only. Bill Brown made a motion and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Kent Havard	
Don Hendrick	
R.W. Ingram	

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Motion carried.

Item 12 James Simms asked Lisa Capps to address the council. Lisa Capps said that on behalf of the KYSSED organization and others they would like to ask to have Harris street name changed over to Lumberjack Drive if possible. James Simms said before going any further we need to check and see who it was named after and how the family feels about it. James said most of our streets were named after people that were in volved with Diboll and helped alot. R.W. Ingrain said yes we do need to do some research on it before we make a decision. Bill Brown asked if we could have a proclamation for Homecoming week only and change Harris to Lumberjack, just a temporary sign. Lanny Parish said he would do some research on it and get back with the council. James Simms said to table it until the next meeting. Tony Homan made a motion and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Kent Havard	
Tony Homan	
Bill Brown	

Motion carried.

Item 13 James Simms asked Danny Ray to brief them on the Digital Logging System for the police department. Danny Ray said the system was old and it needed a lot of repairs on it that in the long run they might be wasting money since it is old. Danny Ray said I think we will be better off with a new one. R.W. Ingram said tell me what all does this machine does. Danny Ray said it logs all calls that come in for Police and Fire department. Lanny Parish said this would come out of the equipment fund. Danny Ray advised that he would try to sell the old one. R.W. Ingram said if we need one think we should get one. Bill Brown made a motion and Tony Homan seconded to authorize advertising for bids.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R.W. Ingram	
Bill Brown	
Tony Homan	

Motion carried.

Item 14 James Simms said we need to authorize for bids to purchase one car for the police department. Danny Ray stood up and addressed the council about a new vehicle. Danny Ray said we need a new vehicle because alot of miles have been put on it and

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to much repair is being done on it. Danny Ray told the council that this also would come out of the equipment fund. Tony Homan made a motion and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Kent Havard	
Don Hendrick	
Bill Brown	
Tony Homan	

Motion carried.

Item 18 James Simms said we need to table this because we did not receive any bids on the dump truck for the Wastewater Treatment Plant. Kent Havard made a motion and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Tony Homan	
R.W. Ingram	
Bill Brown	

Motion carried.

Item 15 James Simms asked if anyone in the audience had something to say. Ruth Oates on behalf of the fire department said I would like to let you know that last week we went around the school and talked to the children and some parents about fire safety, it went well. James Simms said on our next council meeting I would like to put agenda item about discussing and possibly taking action on applying for an "Enterprise Zone" which will promote industry and companies choosing to locate in Diboll. This would be beneficial to other industry and companies already located here as well as to the City. We have one industries that is looking to locate by the particleboard plan and every thing seems to be in order except maybe the expense for application fee. We will keep you all informed as we get more information.

Item 16 James Simms asked the council if they had any comments. Bill Brown and Kent Havard asked how the court was doing, Jimmy Cassels replied tomorrow we have court and I have a long list, I think there will be alot of unhappy people in the hallway at the city. Tony Homan asked Lanny Parish to check into the empty house on Stubblefied next to the park. Tony Homan said it looks junky and the yard needed to be mowed. R.W. Ingram said we need to start checking into setting up some kind of contingency fund so that in the near future if a major project comes up we will have the money for it. James Simms said he had noticed that there was alot of trash between the Civic Center and Housing Authority and we needed to have that taken care of.

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There being no further business James Simms called for a motion to adjourn with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
R.W. Ingram	
Don Hendrick	
Kent Havard	

Motion carried and adjourned at 7:00 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, OCTOBER 27, 1997
5:15 P.M., DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Hear Bob Thurber with K.S.A. Engineers discuss Deer Trace street repairs.
4. Update on Enterprise Zone by Bill Wellborn, President, Angelina County Economic Development Partnership.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, OCTOBER 21, 1997,10:25 A.M.

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Minutes of a called meeting Monday, October 27, 1997 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Kent Havard	Councilman		
Bill Brown	Councilman		
R.W. Ingram	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Bill Wellborn	
Lane Bass	Street Superintendent
Gandy Stubblefield	
Bob Thurber	KSA Engineers
Billy Sims	KSA Engineers

Items 1 & 2 Mayor James Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor James Simms asked Bob Thurber to update the council on the results of their testing as to what it will cost to repair the streets in Deer trace and the options we have to correct them. Bob Thurber said the problem was the clay in that area. Bob Thurber gave a price with flexible pavement for Dogwood Drive $159.700.50, Redbud Avenue $69,290.50, Willow Oak Street $78,822.00 and Red Oak Lane $128,337.00. The cost for streets with Rigid Pavement on Dogwood Drive $183,341.50, Redbud Avenue $77,617.50, Willow Oak Street $89,021.00 and Redoak Lane $145,313.00. Bob Thurber said with the history of the fence falling and all the trouble we have had they would have to go 6 inches thick concrete at least. Bob Thurber said that it was good advice to do all streets at one time instead of having heavy traffic in that area several times. Bob Thurber said we do have to build from the ground up and replace with new material. R.W. Ingram said before we spend anymore money how do we know this is going to hold. I was here when we were assured back then that they were going to be built to last a long time and we have had trouble since the beginning. Mayor James Simms asked where did we go wrong? Billy Sims said it could have been when they tested they did not test like they should have for the clay situation. Billy Sims said Arrington has the same problem with clay. Jimmy Cassels said it looks like we need to check into who the original contract was with for this project and see how long they had liability for, Jimmy Cassels said the city has had trouble with this street from the first year it was built, and I think we should check into this before the city spends anymore money on these streets. Bill Brown said one area had already been overlaid. Lanny Parish said he would get with Sabine Investment and see who the contractor was and go from there. The council suggested that

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Lanny Parish get with Jimmy Cassels and visit with Jim Brasse of Sabine Investments concerning the problems.

Item 4 Mayor James Simms asked Bill Wellborn to address the council on the Enterprise Zone. Bill Wellborn said if a business moved in with in a year the city would receive property tax from it. Stephen Abraham who works for the City of Lufkin said they have what they call credit points, for instance so much for $500 payroll annual salary, increase one million dollars and a creation of 10 jobs. Mayor James Simms asked if the school does this? Bill Wellborn said no they do not. Kent Havard asked if any City our size did this, Bill Wellborn replied Lufkin and Nacogdoches.

Item 5 Mrs. Davis expressed thanks to the council for what they had done at the intersection of Center and highway 59 by painting a large white line and printing stop on the ground by the stop sign.

Item 6 James Simms asked when will they start the bridge at Old Orchard, Lanny Parish answered tomorrow as soon as they get out of the 10:00 a.m. pre construction meeting. James Simms said he was concerned about the way they were cutting down the trees around town. Lanny Parish said the light company was responsible for cutting down the trees. James Simms said the tree they had cut down on Saxton seems to be dangerous. Kent Havard said he also had noticed that. James Simms said he would like for the Fire Department not to take the new fire truck out of town in case of a fire here and it may be needed. James Simms said we have another fire truck that can be used. Bill Brown said he understood and that they did not intend to go anywhere except for the little towns around the area like Corrigan, Huntington and so forth. James Simms asked if anyone had heard anymore on Harris street. Lanny Parish said he had contacted several people and no one knew. Bill Brown said put article in the paper and if any one interested come to the meeting. Bill Brown asked Danny Ray about setting someone at the Red Light at 1818 and highway 59 and what had become of this, Danny Ray answered they were still working on the final details and they should be ready soon. R.W. Ingram asked about the contingency fund, if there was big amount of taxes money so that we can start building up. After discussing back and forth on this, James Simms said the best thing to do is wait until the end of the year to see if nothing major comes up. Jimmy Cassels said you need to put this item on the December agenda.

There being no future business James Simms called for a motion to adjourn with Bill Brown making the motion and Kent Havard seconding.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
Don Hendrick	
R.W. Ingram	

Motion carried and adjourned at 6:36 P.M.

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James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, NOVEMBER 10, 1997
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Discuss personnel policy manual draft and employee funeral leave and take action.
5. Update concerning Civic Center director.
6. Open bid received for A/C unit at Civic Center.
7. Thelma Scott to read letter of appreciation.
8. Authorize changing name of Harris street to Lumberjack Drive
9. Open tabulate and take action on bids received for purchase of dump truck for Wastewater Treatment Plant.
10. Open, tabulate and take action on bids received for purchase of car for Police Department.
11. Authorize advertising for bids for one truck for water department and one truck for street department.
12. Authorize advertising for sewer cleaner for water & sewer department.
13. Resolution to approve City of Diboll Investment Policy.
14. Consider and take action on request by Mrs. Molly Emmons for outside city limits water service.
15. Discuss policy of use of fire department equipment.
16. Authorize changing council meeting to Tuesday December 9, 1997.
17. Approve ordinance to collect fee from traffic tickets for court house security,
18. Discuss repair of streets in Dear Trace subdivision and take action.

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19. Discuss with Billy Sims, KSA Engineers and award bid for Utility improvements to A.S. Davis street.

20. Public Forum.

21. Council Comments.

22. Adjourn.

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Minutes of the regular City Council meeting , Monday, November 10,1997 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Tony Homan	Councilman	
Kent Havard	Councilman	
R.W. Ingram	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manger
Jimmy Cassels	City Attorney
Nathan Terrell	
Jeff Taylor	Police Officer
Nick Ashworth	Park Superintendent
Lane Bass	Street Superintendent
Billy Simms	
Bob Thurber	
James Houston	
Marty Roberts	Fire Department
Gary Jones	Fire Chief
Roy Rios	
Ruth Oates	Fire Department
Darrell Roberts	Fire Department
Gandy Stubblefield	
Gary Wilman	Free Press

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of October 10, 1997 council meeting with Don Hendrick making a motion and Bill Brown seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Tony Homan	
Kent Havard	

Motion carried unamiously.

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Item 4 Mayor Simms said we need to discuss and possibly take action on personnel policy manual draft and employees funeral leave and address it. R.W. Ingram said on page 5, Fire arms should only be carried in City Vehicle we have to travel and if the a person has license to carry a weapon and not in the buildings. James Simms said on page 6, wearing city uniforms should not be allowed at other jobs that are not City related. If doing security maybe wear a shirt that says security. Kent Havard said if it is inside the City Limits I do not see anything wrong with that. Bill Brown said at school events, I do not see anything wrong with that. James Simms said turn to page 7 about gifts and gratuity should not be accepted, several of the councilmen agree. Tony Homan said he thought that at the end of the month employees should be required to report any gifts, for example if taken to eat. Page 14, all employee should be required to take a drug test and not be kept employed hired if the test comes back positive. Page 27 Tony Homan said he thought that insurance should have a waiting period of 90 days like most other place and not first day coverage. On page 32 some of the councilmen thought that accumulated sick leave per year should not be more that 480 hours. R.W. Ingram said he thought before next year's budget we need to see about doing salary a little different. Councilmen all agreed to look into the policy more before making any final decision.

Item 5 Mayor Simms said we need an up date concerning a civic center director. Lanny Parish had written a rough draft of the job description and Jimmy Cassels look at it before making a final. Mayor Simms suggest we take more time to look it over before making a final decision at the next council meeting.

Item 6 Jimmy Cassels said we have received three bids for A/C unit at Civic Center. McWilliams bid $7,860.00, Nacogdoches Sheet Metal bid $9, 387.00, and Morris air conditioning bid $8,400.00. Kent Havard made motion to award to the lowest bidder, McWilliams at $7,860.00 and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
R.W. Ingram	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 7 Mayor Simms asked Thelma Scott to come up front where the councilmen could hear her. Thelma Scott said she was not going to read them the letter just wanted to thank everyone in person and that sometime next year some of the King family was coming to Diboll and celebrate the new Martin L. King street.

Item 8 Mayor Simms asked if anyone had found out anything on Harris street. Lanny Parish said as of today I have not been able to locate anyone who know for certain. R.W. Ingram asked if we have had any objection and Lanny Parish said

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not that I know of. Mayor Simms said he had received two and that these people told him that it had be named after Maude Harris that use to live on second street years ago and worked at Temple White for the Handle factory. Mayor Simms asked how difficult would it be to change only the east side of 59 going down Harris street to the school to Lumberjack Drive and the other side across 59 where Poulands is leave as Harris. The councilmen thought that was a great idea. Bill Brown made a motion to change just part of Harris to Lumberjack Drive and the other to stay as Harris and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Kent Havard	
Don Hendrick	
R.W. Ingram	

Motion carried unanimously

Item 9 Mayor Simms said we need to open bids and take action to purchase of one dump truck for Wastewater treating plant. Jimmy Cassels said we have received only two bids. Beavers Chevrolet bid $32,696.80 and Lone Star of Galveston and Houston bid $31,104.98. Tony Homan asked if we get the truck from Lone Star do we have to take it up there to get it fixed. Lanny Parish said we can have maintenance up in Lufkin and we do not have to go all the way to Houston. Kent Havard made a motion to award to the lowest bidder Lone Star at $31,104.98 and R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R.W. Ingram	
Bill Brown	
Tony Homan	

Motion carried unanimously,.

Item 10 Mayor Simms asked if we received any bids on the police car. Lanny Parish answered that Houston Galveston government was the only one. Tony Homan said he thought that we should advertise this and send bids packets locally. Kent Havard made a motion to advertise and R.W. Ingram seconded.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Bill Brown	

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Kent Havard

Motion carried.

Item 11 Mayor Simms said we need to authorize for bids to purchase one truck for the water department and one truck for street department . Lanny Parish told the council the money for these trucks will come out of equipment fund. Don Hendrick made a motion to approve to go out for bids purchase of the trucks and R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Bill Brown	
Tony Homan	
R.W. Ingram	

Motion carried unanimously.

Item 12 Mayor Simms said we need to advertise for a new sewer cleaner. Charles MaClin addressed the councilmen. Charles MaClin told the councilmen that the city was probably spending too much money on repair of the pump because it had already been rebuilt and that the machine is 10 years old. Charles MaClin said this sewer cleaner was used to clean out sewer lines so that they would not back up. Charles MaClin said this machine was used alot. Don Hendrick made a motion to go out for bids and Bill Brown seconded.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Kent Havard	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms said we need to approve a resolution that is required by law to be approved annually for the city's investment policy. Lanny Parish said this is something we have to do annually. Lanny Parish also said this is limit to what we can invest. Don Hendrick made a motion to approve the resolution policy and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Kent Havard	

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R.W. Ingram
Tony Homan

Motion carried unanimously.

Item 14 Mayor Simms asked Mrs. Molly Emmons to address the Council. Mrs. Emmons asked if there was any way possible to get water outside the city where she wants to put a Mobile Home for herself. Mrs. Emmons told the Council that the Zoning board would not approve a Mobil Home specific use permit for her next to her granddaughter unless it was a hardship. The Councilmen told Mrs. Emmons that they did not see anything wrong in giving her water from the city as long as she put they trailer far enough back where it would be outside city and her rates would be double. Tony Homan made a motion to approve water outside the city for Mrs. Molly Emmons and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Kent Havard	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 15 Mayor Simms said we need to discuss the policy on using the fire department equipment on outside city activities. Mayor Simms said he could not see taking the new fire truck out of town for activities and maybe putting Diboll in danger in case of a fire. Gary Jones said he would never put the City of Diboll in danger. Marty Roberts said we have 3 pumper trucks in case of a fire. Ruth Oates said we have always taken the fire truck to the Red Ribbon parade and Christmas parade. Kent Havard said this could be settled in a different matter, like for instance the City Manager and Fire Chief sit down and make a rough draft on what the fire department can and can not do. All the councilmen agreed that this could be handled differently.

Item 16 Mayor Simms told the councilmen that the next regular council meeting needed to be changed to December 9,1997 due to the city Christmas party scheduled for December 8, 1997 at 6:30 P.M. The Councilmen all agreed that the next regular city council meeting be Tuesday, December 9. 1997. Kent Havard made a motion to authorize changing the regular city council meeting to December 9, 1997 and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None

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Tony Homan
Don Hendrick
R.W. Ingram
Bill Brown

Motion carried unanimously.

Item 17 Mayor Simms asked Lanny Parish to address the council on the ordinance to collect a $2.00 fee from traffic tickets for courts house security. Lanny Parish said this will produce a little more revenue, he said this is to be used to increase security the of the court for protection. R.W. Ingram made a motion to a approve and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Tony Homan	
Bill Brown	
Don Hendrick	
R.W. Ingram	

Motion carried unanimously.

Item 18 Mayor Simms asked Lanny Parish what he had found out concerning Deer Trace subdivision repair of streets. Lanny Parish said Mr. Maxwell and he had walked down the streets in Deer Trace and inspected them. Lanny Parish said Mr. Maxwell suggested to consider repairing only the deteoriating sections correctly and performing preventive maintenance on the remainder. Mr.Brasse has been out of town and have not been able to get a hold of him. Lanny Parish said the section of the streets that had been previously repaired are holding up. R.W. Ingram said we just do not have the money to repair Deer Trace like it should have been done in the first place. Gandy Stubblefield said he thought we need this done soon before the weather starts getting bad. Don Hendrick said he thought the bad section could be fixed. Bill Brown made a motion to repair the bad sections only and R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R.W. Ingram	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 19 Mayor Simms said the engineer needs to award the bid on utility improvements to A.S. Davis street. Mayor Simms said there was someone in the audience that

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wanted to say something on this matter. Jeff Bearden said I was wondering how much longer before this project is started because when it rains it really caused me a lot of problems. Mayor Simms said that is what we are going to try to do tonight. Billy Sims recommendation was to award it to the lowest bidder. The engineers had received only 4 bids. The lowest bid was $48, 728.10 from Oscar Crawford Construction. Kent Havard asked how long will it be before the project be completed. Billy Sims said construction should start in 3 weeks as soon as the insurance is taken care of and the contract allows 120 days for completion. Kent Havard made a motion to award the bid to Oscar Crawford and Don Hendrick seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
Bill Brown	
Tony Homan	
R.W. Ingram	

Motion carried unanimously..

Item 20 Mayor Simms asked if anyone in the audience had anything to say. Mayor Simms with no comment we will go to the next item.

Item 21 Mayor Simms asked the council if they had any comments. Tony Homan asked when will the Old Orchard bridge be open anytime soon. Lanny Parish said it should be open this week if all goes well.
There being no further business Mayor Simms called for a motion to adjourn with Tony Homan making the motion and Bill Brown seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Kent Havard	
Don Hendrick	
R.W. Ingram	

Motion carried and meeting adjourned at 7:45 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
Called City Council Meeting
Tuesday, November 25, 1997
5:15 p.m.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Discuss and take action concerning employer pay.

4. EXECUTIVE SESSION.
Under the authority of the Texas Open Meeting Act, Texas Government code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit:
551.074 Discuss personnel or hear complaints against personnel.
1)Discuss hiring and transfer of personnel.

5. Take action if any required for executive session.

6. Authorize advertising for sale 1989 Mustang from Police department.

7. Discuss and take possible action on request to change Christmas holidays this year only to Thursday, December 25 and Friday, December 26, 1997.

8. Public Forum.

9. Council Comments.

10. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, NOVEMBER 18, 1997 11:15 A.M.

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Minutes of a called City Council meeting, Tuesday, November 25, 1997 5:15 P.M. at Diboll City Hall.

Present	Absent
Tony Homan	Kent Havard
Bill Brown	
Don Hendrick	
R.W. Ingram	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Charles MaClin	Water Superintendent
Roy Rios	Water Department
Danny Ray	Police Chief
James Houston	Water Department
Dennis Wilson	Finance Director
Gary Wilmon	Free Press

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to the invocation.

Item 3 Mayor Simms said we need to discuss and take action concering the employees Bonus pay. Bill Brown said that he felt that it should be across the board for all employees. Don Hendrick and R.W. Ingram said they did not think that it should be like that because it would not be fair to the employees that have been here awhile and those who just started like 1 year ago to get the same. Don Hendrick said I think it should be a 2 per cent bonus for the employees. The Councilmen asked a few employee out in the audience to give their opnion, one said they thought that 2% would be a better choice. Tony Homan made a motion to give the employees a 2% bonus and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	
R.W. Ingram	
Don Hendrick	
Bill Brown	

Motion carried unamiously.

Item 4 Executive Session Mayor Simms called the council into executive session.

Item 5 Mayor Simms called the council back into open session. Mayor Simms said no action was taken.

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Item 6 Mayor Simms said we need to authorize to advertize for sale on 1989 Mustang from the police department. Danny Ray told the council this was a car that was seized in a nacortic arrest, the district attorney had released it and would split the cost 70% to police department and 30% to county. Tony Homan made a motion to authorize to advertize for sale of the 1989 Mustang and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	None
Bill Brown	
Tony Homan	
Don Hendrick	

Motion carried unamiously.

Item 7 Mayor Simms said we need to discuss and possibly take action on request to change Christmas holidays this year only to Thursday, December 25 and Friday, December 26,1997. Tony Homan said he did not see any problem with this change except that City Hall needs to be open until 5:00 P.M. Wednesday , December 24, 1997 if we were going to close Thursday, December 25, and Friday, December 26, 1997. Lanny Parish assured the council that we would stay open until 5:00 P.M. Don Hendrick made a motion to close City Hall, Thursday, December 25, and Wednesday, December 26, 1997 and R.W. Ingram seconded.

Voting For	Voting Against
R.W. Ingram	nONE
Bill Brown	
Tony Homan	
Don Hendrick	

Motion carried unamiously.

Item 8 Mayor Simms asked if anyone in the audience had anything to say. Roy Rios address the council and said he just want to say he thought that Charles MaClin had been doing a great job no more patching like it use to be and that everything needing to be replace was.

Item 9 Mayor Simms asked if any of the Council had comments.
There being no further buisness Mayor Simms called for a motion to adjourn with Don Hendrick making the motion and Kent Havard seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Tony Homan	

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Motion carried and meeting addjourned at 6:48 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
TUESDAY, DECEMBER 9,1997
5:16 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Open, tabulate and take action on bids received for fire trucks for sale.

5. Open, tabulate and take action on bids received for purchase of vehicle for Police department.

6. Open, tabulate and take action on bids received for purchase of one truck for water department and one truck for street department.

7. Open, tabulate and take action on bids received for purchase of sewer cleaner for water and sewer department, verses cost to repair.

8. Open, tabulate bids received for sale of 1989 Mustang.

9. Discuss street repairs in Deer Trace subdivision.

10. Approve resolution authorizing the submission of a grant request to the governor's office for the funding of the Deep East Texas Regional Narcotics Trafficking Task force.

11. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.074 Discuss personnel or hear complaints against personnel.

1. Discuss personnel use of City vehicles.

12. Take action if any required from executive session.

13. Update on Civic Center Director.

14. Open, tabulate and take action on bids received for purchase of Digital Logging System for Police Department.

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15. Approve Angelina County & Cities Health District Cooperative Agreement.

16. Discuss personnel policy manual draft and possibly take action.

17. Public Forum.

18. Council Comments

19. Adjourn.

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Minutes of the regular City Council Meeting December 9, 1997, Tuesday at City Hall at 5:15 P.M.

Present		Absent
James P. Simms	Mayor	Bill Brown
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Kent Havard	Councilman	
Tony Holman	Councilman	

Also Present

Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Danny Ray	Chief of Police
Gary White	Police Officer
Charlie Harris	Sergeant
Gary Jones	Fire Chief
Gary Wilmon	Free Press
Lane Bass	Street Superintendent
Charles MaClin	Wastewater Superintendent
Jeff Taylor	Police Officer
Linda Chastian	City employee

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the regular City council meeting, November 10, 1997 and the called City Council meeting, November 25, 1997 with Tony Homan making the motion and with Kent Havard seconding.

Voting For	Voting Against
Kent Havard	None
R.W. Ingram	
Don Hendrick	
Tony Homan	

Motion carried.

Item 4 Jimmy Cassels said we had received one bid from a Mr. Jerry DeBerry for

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a 1971 Ford 4X4 (Grass Fire Truck) in the amount of $1055.55. Gary Jones said that the bid was to low and that the city needed to go out for bids again and to put it in the Texas Municipal Magazine. The council also thought the bid was to low and needed to go out for bids again. Gary Jones said the truck was at least worth around $3000.00. Lanny Parish said it would be in the February 1998 regular council meeting for this bid due to the ad in the TML magazine that would come out in January 1998. Mayor Simms said we need to make a motion to reject this bid and go out for bids again, and Don Hendrick made a motion and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 5 Jimmy Cassels said we received one bid from Philpott Motors in Port Neches for one 1998 Ford Crown Victoria Pursuit Sedan for $19,699.00 with a trade in of one 1994 Chevrolet Caprice at $3,800.00 that would leave a grand total of $15,899.00. Mayor Simms recommended to award the bid to Philpott Motors at $15,899.00, with Kent Havard making the motion and Tony Homan seconded

Vote For	Voting Against
Kent Havard	None
Tony Homan	
Don Hendrick	
R.W. Ingram	

Motion carried unanimously.

Item 6 Jimmy Cassels said one bid was received from Buddy Chevrolet Inc. from Port Arthur for two (2) 1998 Chevrolet Pickup for $16,041.71 each, total for two $32,083.42. Lanny Parish told the council that there would not be any trade in as one truck would go to the Humane Officer that was in need of a truck real bad and the other would go to the Garage department. R.W. Ingram asked how long it would be before the trucks were delivered, Lanny Parish said that it would be 90 days. Mayor Simms called for a motion to accept the bid from Buddy Chevrolet Inc. for two 1998 Chevrolet Pickup at the price of $16,041.71 each with Tony Homan making the motion and Don Hendrick seconding.

Voting For	Voting Against

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Tony Homan	None
Don Hendrick	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 7 Mayor Simms said there were no bids received for the sewer cleaner. Charles MaClin addressed the council and told them that from what he could tell it was just a routine estimate not for sure around $7000.00 to repair. Kent Havard asked when was the last time you had it worked on, Charles MaClin answered 2 year. R.W. Ingram asked how often do you use this machine. Charles MaClin said this is probably the most used piece of city equipment used, sometimes it can be used up to 5 times a day and the street department uses it to clean out culverts sometime. Don Hendrick asked how long will it last and how much does it cost. Charles MaClin said it can cost anywhere between 25 to 30 Thousand Dollars and the one we have it at least 15 years old. Mayor Simms said we need to make a motion to go out for bids with R.W. Ingram making the motion and Tony Homan seconding.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 8 Jimmy Cassels said 4 bids were received for the 1989 Mustang seized in a drug bust. The first bid is from Mac Powers of Lufkin for $800.55, second bid is from Bryan Henry of Huntington for $2,500.50, third bid is from Eddie Upshaw for $2,533.15 and the last one is from a Ernest Bryan of Zavalla for $2,050.00. Chief Ray told the council he was pleased with this bid and the highest bidder should get it. Tony Homan made a motion to award the bid to Eddie Upshaw for $2,533.15 and R.W. Ingram seconding.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Kent Havard	
Don Hendrick	

Motion carried unanimously.

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Item 9 Mayor Simms asked Billy Sims to address the Council on the repairs of Deer Trace. Billy Sims said he had gone out with Lane Bass and looked at the matter and the best way is to repair the worst streets. We need to go 6 inches deep with black base and 2 inches of asphalt. R.W. Ingram asked, is this the best way to go and will it hold up. Billy Sims said this is the same problem we had on Arrington, the clay was so bad and we went 6 inches deep with black base and 2" with asphalt and it is holding up. Billy Sims said we will have to repair Dogwood Ridge later. The Council agreed that this matter need to be taken care of as soon as possible. Jimmy Cassels told the council once you start repairs on these streets we can not pursue the matter with Mr. Brasse. Jimmy Cassels said I just think someone should pay on this repairs besides the tax payer since the street started deteriorating from the beginning. R.W. Ingram made a motion to go ahead and fix these streets now and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 10 Mayor Simms said we have someone in the audience to answer any question about the resolution that has been approved in the past years for Deep East Texas Regional Narcotics Trafficking Task Force. Mike Kelly from the Task Force said that they had done very well this year, alot were from Diboll when the arrests where made. Mayor Simms said he would like to see the little guy arrested as much as the big guy, since most of the young kids are more likely to get drugs from the little guys. Danny Ray said in the past Temple Foundation has given $13,900 so, I will be asking for a grant again this year. Tony Homan made a motion to approve the resolution authorizing the submission of a grant request to the governor and R.W. Ingram seconding.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Kent Havard	

Motion carried unanimously.

Item 11 Executive Session Mayor Simms called the council into executive session.

Item 12 Mayor Simms called the council back into open session. Mayor Simms said no action was taken.

Item 13 Mayor Simms asked Lanny Parish to address the council on the job description

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for a Civic Center Director. Lanny Parish told the council that each one had a proposed job description for the Civic Center director and if anyone of them had question or needed anything changed. Don Hendrick said this is a part time job with no benefits and it can become a full time someday if things start to look up. Tony Homan said he did not think it would bring in more money. Mayor Simms said I think it well be good if the person we hire could work at City Hall to take all calls and reservations and also help the front office some. R.W. Ingram made a motion to advertise for a part time Civic Center Director and Kent Havard seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
R.W. Ingram	
Tony Homan	

Motion carried unanimously.

Item 14 Mayor Simms asked if received any bids for purchase of Digital Logging System. Jimmy Cassels we have only one from HGAC which met the bidding process requirements at $12,458.00. Charlie Harris said that every radio and traffic call will be logged in, and that it should last 15 years. Charlie Harris said you can also upgrade at anytime. Tony Homan made a motion to accept the bid from Digital Logging at $12,458.00 and with Don Hendrick seconding.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Kent Havard	
R.W. Ingram	

Motion carried unanimously.

Item 15 Mayor Simms stated this is an annual agreement we enter into every year with the Health District, the City contribution is $4,842.00. Lanny Parish said we budget for this each year. R.W. Ingram made a motion to approve the annual agreement with the Health District and Kent Havard seconded.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Kent Havard	
Don Hendrick	

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Motion carried unanimously.

Item 16 Mayor Simms asked if everyone had looked at the personnel policy manual draft and had any question or changes. Lanny Parish said he would like to change where the policy has a 90 day waiting period to be cover right away since insurance is from October to the next October. After discussing a few changes in the personnel policy, Lanny Parish said we will now send the corrected draft with your approval, to Ray Associated for the final copy.

Item 17 Mayor Simms asked if anyone in the audience had anything to say. Mayor Simms said since no comment we will go to the next item.

Item 18 Mayor Simms asked the council if they had any comments. R.W. Ingram said the council would like to congratulate Kent Havard for Officer of the Year. There being no further business Mayor Simms called for a motion to adjourn with R.W. Ingram making the motion and with Tony Homan seconding.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Kent Havard	
R.W. Ingram	

Motion carried and meeting adjourned at 7:10 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, JANUARY 12, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Approve appointing Levy Ellison to serve on Angelina County Appraisal board.
5. Hear Wayne Neal with Cable One concerning Cable television theft.
6. Hear Bob Brown with T U Electric discuss electricity rate decrease.
7. Open tabulate and taken action on bids received for purchase of sewer cleaner.
8. Authorize advertising for street repairs to Stubblefield, South First, Lawrence, Wells, A .S. Davis, Hall , and Arrington.
9. Approve ordinance to Nominate an area in the City of Diboll corporate limits as an Enterprise Zone.
10. Public Forum.
11. Council Comments.
12. Adjourn.

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Minutes of a regular City Council meeting, Monday, January 12, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Kent Havard	Councilman	
Tony Homan	Councilman	
R.W. Ingram	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Gary Wilmon	Free Press
Dennis Wilson	Finance Director
Wayne Neal	Cable One
Bob Brown	T.U. Electric
Tim Allen	T. U.Electric
Mr. Lilly	Underground Inc.
Lane Bass	Street Superintendent
Billy Ballard	Water Superintendent
Jeff Taylor	Police Officer
128 Troop Master	A Group of Boy Scouts

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the regular council meeting, December 9, 1998 with Kent Havard making a motion and Tony Homan seconding.

Voting For	Voting Against
Don Hendrick	None
R.W. Ingram	
Tony Homan	
Kent Havard	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms asked for a motion to approve appointing Levy Ellison to serve on Angelina County Appraisal Board. Mayor Simms said this is a yearly deal and Levy Ellison has been doing a good job and I think we should reappoint Levy Ellison. Kent

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Havard made a motion to appoint Levy Ellison to serve on Angelina County Appraisal Board and Tony Homan seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Tony Homan	
Bill Brown	
R.W. Ingram	

Motion carried unanimously.

Item 5 Mayor Simms asked Wayne Neal to address the council on the Cable television theft. Wayne Neal said, first I would like to say that the picture on the cable is more clear and are happy with this matter. Wayne Neal said I would like to talk alittle about the issue of cable television theft because Cable theft affects both the physical and financial resources of our company. The Cable industry currently loses several billion dollars annually due to cable theft. Theft also undermines the value of the service in the mind of paying customer and increases our cost, resulting in higher prices for honest consumers. Wayne Neal said what he would like to do is launch a full-fledged campaign to educate the community about piracy, because many people see cable piracy as a victimless crime. Wayne Neal said then we can allow consumers who are receiving services illegally the opportunity to become honest subscribers. Wayne Neal also told the council he knew of two places in Lufkin you could buy a cable box. R.W. Ingram asked if they were going to do away with boxes. Wayne Neal said they had tried in the larger cities and it has not worked out as good at they thought it would. People have kept the boxes for pay per view movies. Kent Havard asked how were they able to know if someone had illegal cable, besides someone calling in. Wayne Neal said they had a detector that picks up a signal just by driving around .

Item 6 Mayor Simms asked Bob Brown with T U Electric address the council concerning electricity rate decrease. Bob Brown said he had a meeting last week and submitted a written ordinance to give a decrease of 4% to residential, a 2 % to commercial and 1 % to industrial, and this will be from January 1, 1998 to January 1, 1999 and then give residential another 1 % decrease. Don Hendrick and R.W. Ingram said we will take any decrease we can get. R.W. Ingram asked why the decrease? Bob Brown answered we are not as man power dependent as we use to be with all the new technology.

Item 7 Jimmy Cassels said we have received two (2) bids for purchase of sewer cleaner. Jimmy Cassels said Underground, Incorporated out of Pearland,Texas for $20,809.00, and H-GAC out of Green Cove Spring, Florida for $21,269.00. R.W. Ingram said if the sewer cleaner is the most used equipment in the City and we are in need of one I make a motion to accept the lowest bid of $20,809.00 from Underground Incorporated and Don Hendrick seconded.

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Voting For	Voting Against
Don Hendrick	None
Tony Homan	
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 8 Mayor Simms asked Lanny Parish to address the council on the advertising for street repairs to Stubblefied, South First, Lawrence, Wells, A.S. Davis, Hall, Arrington, and Mulberry. Lanny Parish said these are streets we went out for bids for last September and we rejected all bids because of the high cost due to the shortage of asphalt. Lanny Parish said that he had talked to Bob Thurber and Billy Sims and they both agree prices are coming down and should be back to normal by the time we advertise for bids. R.W. Ingram said I make a motion to advertise for bids on street repairs to Stubblefield, South First, Wells, Lawrence, A.S. Davis, Hall, Arrington, and Mulberry and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Bill Brown	
Kent Havard	

Motion carried unanimously.

Item 9 Mayor Simms said we need to approve an ordinance to Nominate an area in the City of Diboll corporate limits as an Enterprise Zone which is going to help Diboll. Lanny Parish said this is the next step in our application process to receive the designation of Enterprise Zone for the area submitted and I will be in Austin next week if everything is going OK to meet with the department of commerce. Tony Homan made the motion to approve the ordinance to Nominate an area in the City of Diboll corporate limits as an Enterprise Zone and Bill Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Kent Havard	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

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Item 10 Mayor Simms asked if anyone in the audience had questions or something to say. With no one having anything he recognized the Scout Master from Troop 128. The Troop Leader stated on behalf of Troop 128 they were happy to be here and that three(3) of his scouts would become Eagle Scouts this week which was a big honor and that Troop 128 was working on their Citizen Patch and that was the reason they were here.

Item 11 Mayor Simms asked if any council comments, besides the Junk Vehicles around town still not being moved. R. W. Ingram said he would like to put an item on the next agenda to discuss about Sweeping the streets in Diboll, the straw does seem to deteoriate the street. Tony Homan asked if the Red Light Patrol was still being done. Jeff Taylor said I do not think it has been done in a few days. There being no further business Mayor Simms called for a motion to adjourn with Don Hendrick making the motion and R.W. Ingram seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
R.W. Ingram	
Bill Brown	
Kent Havard	

Motion carried and meeting adjourned at 5:40 P.M.

James P. Simms MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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CALLED COUNCIL MEETING
MONDAY, JANUARY 26, 1998
5:15 P.M.

1. Call to order
2. Invocation.
3. Approve T.U. Electric rate decrease ordinance.
4. Discuss and take action on bid received for repair of Deer Trace streets
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON BULLENTIN BOARD AT CITY HALL , JANUARY 20, 1998 AT 2:15 P.M.

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Minutes of a called City Council meeting, Monday, January 26, 1998 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Kent Havard	Councilman
Tony Homan	Councilman		
Don Hendrick	Councilman		
Bill Brown	Councilman		
R.W. Ingram	Councilman		

Also Present

Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Lane Bass	Street Superintendent
Jeff Taylor	Police Officer
Gary Wilmon	Free Press
Bob Thurber	KSA Engineers
Bob Brown	T.U. Electric
Dennis Wilson	Finance Director
Danny Ray	Chief Police

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said we need to discuss and approve the T.U. Electric rate decrease ordinance. Bob Brown addressed the council and said all Cities were approving this ordinance except Arlington and they usually disagree with anything. Mr. Brown said the only thing that can happen to Arlington is that they will not get the decrease or be over ruled by the P.V.C. Don Hendrick made a motion to approve the rate decrease ordinance and Bill Brown seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Tony Homan	

Motion carried.

Item 4 Mayor Simms said we need to discuss and take action on the bid received for repair of Deer Trace streets. Bob Thurber gave the council the bid sheet to compare the difference between alternate #1 and alternate #2. The council reviewed the alternates and Bill Brown asked if they accepted alternates # 2 which was the lower bid, would this hold

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and not have a problem in a couple of years again. Bob Thurber said yes it will hold because it has 8 inches of asphalt and 9 inches of concrete cement. Mr. Thurber also told the council that he would make sure the construction would not start until better weather, possibly later in the Spring. R.W. Ingram made a motion to accept alternate # 2 low bid of $74,521.26 and Tony Homan seconded.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Don Hendrick	
Bill Brown	

Motion carried.

Item 5 Mayor Simms said with no public forum we move on to next item.

Item 6 Mayor Simms asked if council had any comments. Don Hendrick said he had received a phone call from a customer not receiving her water bill and having to pay the penalty the first time. Her complaint was that the City should not have charged her a penalty when she did not receive a water bill. Mayor Simms said I get calls like that all the time. The City sends the water bill the first of the month and second notice the fifteenth of the month. Mayor Simms asked Don Hendrick is she new in town? Don Hendrick answer no. Mayor Simms said then she should know when the bills come out, and if she is not receiving a water bill, she needs to talk to the Post Office. There being no further business Mayor Simms called for a motion to adjourn with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Don Hendrick	
R.W. Ingram	

Motion carried and adjourned at 5:40 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 9, 1998
5:15 P. M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Discuss purchase of street sweeper and alternative and possibly take action.
5. Hear annual audit report by Axley and Rode.
6. Open and tabulate bids received for sale of fire department vehicle and take action.
7. Discuss and possibly take action on installing Highway 59 median lights form Office Street South to the City limits.
8. Approve amendment to Junked motor Vehicle Ordinance.
9. Approve amendment to Loitering Ordinance.
10. Hear Billy Sims with K.S.A. Engineers discuss the results of the Infiltration and Inflow study on the City sewer lines.
11. Hear Billy Sims with K.S.A. Engineers discuss the wastewater reuse project to Temple and possibly take action.
12. Public forum.
13. Council Comments.
14. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, TUESDAY, FEBRUARY 03, 1998 AT 11:42 A.M.

ADDITONAL ITEM:

15. Order City Election for May 2, 1998.

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Minutes of a regular City Council meeting, Monday, February 9, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Kent Havard	Councilman		
R.W. Ingram	Councilman		
Bill Brown	Councilman		
Don Hendrick	Councilman		

Also Present

Lane Bass	Street Superintendent
Billy Ballard	Water Superintendent
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Linda Milford	Alexy & Rodey
Dennis Wilson	Finance Director
Danny Ray	Chief of Police
Billy Sims	K.S.A Engineer
Weldon Hunter	Wastewater Foreman

Item 1& 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the regular council meeting, January 12, 1998 and called meeting January 20, 1998 with Bill Brown making a motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Kent Havard	

Motion carried unanimously.

Item 4 Mayor Simms said next item is to discuss a possibility of street sweeper purchase which has been discussed before. R.W. Ingram said he would just like to see if there was anyway we could contract for once or twice a week to do the streets that need it the most. R.W. Ingram asked Lane Bass if he and his crew had ever gone around and looked at the streets that need the most sweeping. Lane Bass said there are a few streets that have problem with straw and leaf. Weldon Hunter said that at one time when we were having the streets swept it took 2 hours for them to clean from Rutland to Devereaux especially when it rained because of all the sand. Mayor Simms said the last time we

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checked the price on a Sweeper it was high and also to contract out was high. Mayor Simms said we have so many projects going right now that is costing thousands of dollars that we need to wait. R.W. Ingram said maybe at next years budget we can consider it again.

Item 5 Mayor Simms said Linda Milford from Axley & Rode is here to give us the annual audit report. Linda Milford addressed the council and went over some of the accounts and issued clean report.

Item 6 Mayor Simms said we have two different vehicles to open bids on. The City Attorney said we have 3 bids on the 1974 suburban. First bid is from Hudson Volunteer fire department for $5,000.00. Second bid is from Apple Spring Volunteer fire department for $2,500.00 and the last from David Myer for $2,250.00. The first bids for the 4 wheel drive 1972 ford is from Apple Spring Volunteer fire department for $3,500.00. The second bid is from Hudson Volunteer fire department for $500.00 and the last bid is from David Dyer for $920.00. Mayor Simms and Don Hendrick both agree that the two highest bidders were good prices for the vehicles. Kent Havard made the motion to award to, Hudson volunteer fire department for 1974 Suburban at $5,000.00 and for the 4 wheel drive 1972 Ford to Apple Spring volunteer fire department at $3,500.00 with Bill Brown seconding.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Bill Brown	
R.W. Ingram	

Item 7 Mayor Simms said before we take action on installing Highway 59 median lights from Office street to the City limits we need have the ordinance on the agenda so we need to leave this item for a later date.

Item 8 Mayor Simms said we need to approve the amendment to Junked motor vehicle ordinance if no one has any future questions or changes. Kent Havard made the motion to approve the amendment to the Junked motor vehicle ordinance with R.W. Ingram seconded.

Voting For	Voting Against
Kent Havard	None
R.W. Ingram	
Don Hendrick	
Bill Brown	

Item 9 Mayor Simms asked the council if anyone had any questions about the Loitering ordinance, no one had any so R.W. Ingram made a motion to approve the amendment to Loitering ordinance and Don Hendrick seconded.

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Item 10 Mayor Simms asked Billy Sims with K.S.A. Engineers to address the council on the results of the Infiltration and Inflow study on the City sewer lines. Billy Sims told the council after 9 to 10 months of study and evaluation we have a lot to deal with. Billy Sims said we have alot of old sewer lines that need to be replaced and some have cracks others rusted. Billy Sims said also alot of the home owners need to repair their leaks and clean out roots on their lines, and see that it is installed properly. Billy Sims said also replacing manholes would be time consuming. Mr. Sims said the Housing Authority area needs a lot of replacing and repairing. Don Hendrick asked if Temple had a lot to replace, Billy Sims answer not really only about 20 or 25 per cent. Lanny Parish said he would talk to Mrs Margie Harrell from the Housing Authority and see if HUD could help with their part. Don Hendrick asked how long ago was the last project on this matter. R.W. Ingram said it has been since Jeff Holberg was here and never really made an effort to do anything. Billy Sims adviced that it would be better to contract someone to do it, which would take a contractor only around four months instead of the water department which does not have enough man power nor time to do all that has to be done. Billy Sims said once it is done, the city should try to keep up with it so that it does not get this bad again. This project will cost a lot of money so the City will probably try for a grant said Mr. Parish.

Item 11 Mayor Simms asked Billy Sims to address the council on the wastewater reuse project to Temple and possibly take action. Billy Sims said Temple would like to see this project of laying wastewater line from the City's plant to Temple's plant completed as soon as possible. Temple is to pay for all the construction cost involved and the City will place a meter at the plant entrance and Temple will pay the city "x" amount per gallon used which will cover the maintenance cost incurred by the city to the line annually. In the future should the City decide to "tie on" to the line at the Temple plant and run it to the Golf Course for irrigation use, this will be permitted. This will be beneficial both to the city and the company. Mayor Simms said at this time no action needs to be taken.

Item 12 Mayor Simms stated the late item is just regular routine. Every year we OK the May 2, 1998 City Election. Kent Havard made the motion to ok the May 2, 1998 City Election with Don Hendrick seconding.

Item 13 Mayor Simms said with no public input so we will move on to next item.

Item 14 Mayor Simms asked if any council comments and Don Hendrick said that he had never seen Thompson street have a junked house like the one across from Dr. Ingram's Office. Mayor Simms said there was a few junked vehicles around town like at Sunshine Unlimited on 59 and Exxon had 2 junked cars. Lanny Parish said with the ordinance on junked vehicles this matter will be taken care of. There being no further business Mayor Simms called for a motion to adjourn and with R.W. Ingram making the motion and Bill Brown seconding.

Voting For Voting Against

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Bill Brown
Don Hendrick
R.W. Ingram
Kent Havard

None

Motion carried and meeting adjourned at 6:30 P.M.

JAMES P. SIMMS, MAYOR

ATTEST:

TINA CAVAZOS, CITY SECRETARY

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AGENDA
CITY COUNCIL MEETING
MONDAY, MARCH 9, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Approve final Personnel Policy manual draft.

5. Approve final job description manual.

6. Approve agreement with Tx Dot to install Hwy 59 median lights.

7. Approve ordinance authorizing Tx Dot to install Hwy 59 median lights.

8. Approve amended Enterprise Zone Ordinance.

9. Approve Mrs. Nita Hurley as election judge and Mr. Bob Grimes alternate judge for the May 2, 1998 city election.

10. Approve resolution providing for transfer and assignment of cable television franchise.

ADDITIONAL ITEM:

11. Approve exception to park rules to allow Brownie Scouts to stay overnight in the Scout House in Old Orchard Park , Thursday, March 12, 1998.

POSTED ON BULLETIN BOARD AT CITY HALL WEDNESDAY,MARCH 4,1998 AT 3:30 P.M.

12. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit: 551.071 Private consultation with the City's Attorney.

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss personnel and retirement benefits.

13. Public Forum.

14. Council Comments.

15. Adjourn.

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Minutes of a regular City Council meeting, Monday March 9, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Bill Brown	Councilman	
Tony Homan	Councilman	
Kent Havard	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Billy Ballard	Water/Sewer Superintendent
Dennis Wilson	Finance Director
Thelma Scott	
Charlie Harris	Lieutenant
Jeff Taylor	Police Officer
Rhonda James	

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the regular council meeting, February 9, 1998 with Bill Brown making a motion and Tony Homan second.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Kent Havard	
Don Hendrick	
R.W. Ingram	

The motion carried unanimously.

Item 4 Mayor Simms called for a motion to approve the Personnel Policy manual with R.W. Ingram making a motion and Bill Brown second.

Voting For	Voting Against
R.W. Ingram	None
Bill Brown	
Kent Havard	

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Tony Homan
Don Hendrick

The motion caried unanimously.

Item 5 Mayor Simms called for a motion to approve the job description manual with Tony Homan making a motion and Bill Brown second.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Bill Brown	
Kent Havard	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve an agreement with TxDot to install Hwy 59 median lights. Lanny Parish said we have received the grant for the city's part. R.W. Ingram made a motion to approve the agreement with TxDot to install Hwy 59 median lights and Tony Homan seconded.

Voting For	Voting Against
R.W. Ingram	None
Tony Homan	
Kent Havard	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms called for a motion to approve the ordinance authorizing Tx Dot to install Hwy 59 median lights with R.W. Ingram making a motion and with Don Hendrick seconding.

Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Kent Havard	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said because of a few field notes that need to be put in the

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Enterprise Zone Ordinance the council needs to approve the amended Enterprise Zone Ordinance. Kent Havard made a motion to approve the amended Enterprise Zone Ordinance and Don Hendrick seconded.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
Tony Homan	
R.W. Ingram	
Bill Brown	

Motion carried unanimously.

Item 9 Lanny Parish said this is done every year for election purposes to approve the election judge and the alternate judge for the May 2, 1998 election. Don Hendrick made a motion for Mrs. Nita Hurley to serve as election judge and Mr. Bob Grimes to serve as alternate judge and Tony Homan seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Kent Havard	
Bill Brown	
R.W. Ingram	

Motion carried unanimously.

Item 10 Mayor Simms said we need to approve the resolution providing for transfer and assignment of cable television franchise since another firm bought the Cable Com. R.W. Ingram and Don Hendrick both agree that the cable has improved over the years. Bill Brown made a motion to approve the resolution providing for transfer and assignment of cable television franchise and Kent Havard seconded.

Voting For	Voting Against
Bill Brown	None
Kent Havard	
Tony Homan	
R.W. Ingram	
Don Hendrick	

Motion carried unanimously.

Item 11 Mayor Simms said he did not see why the Brownie Scout Troop could not stay overnight at the Scout House it is the Scout's facilities and since we let the trail riders spend one night every year. Bill Brown asked was this for the Boy Scouts also. Lanny

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Parish said each one needs to go before the council when wanting to stay overnight since it is a City ordinance that the park closes at 10:00 P.M. Tony Homan made a motion to approve the exception to park rules to allow the Brownie Scouts to stay overnight in the Scout House in Old Orchard Park and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Kent Havard	
R. W. Ingram	
Bill Brown	

Motion carried unanimously.

Item 12 Mayor Simms called the council into executive session.

Item 13 Mayor Simms called the council back into open session. Mayor Simms said no action was taken. Executive minutes in the vault and lock.

Item 14 Mayor Simms asked if anyone in the audience had anything to say. Thelma Scott said she would like to update the council on the Martin L. King street dedication which at this time is not known for sure until Mr. King has an engagement in Houston,at which time the expense would be alot less to Diboll.

Item 15 Mayor Simms called for a motion to adjourn with Don Hendrick making the motion and Tony Homan seconding.

Voting For	Voting Against
Kent Havard	None
Bill Brown	
Don Hendrick	
RAW. Ingram	
Tony Homan	

Motion carried and meeting adjourned at 6:05 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, MARCH 23, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION:

Under the authority of Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.071 Private consultation with the City
551.074 Discussing personnel or to hear complaints against personnel.
A. Review and discuss Police Chief applications received.

4. Discuss Police Chief applications received and possibly take action.

5. Public Forum.

6. Council Comments.

7. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL MONDAY, MARCH 16, 1998 AT 9: 50 A.M.

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

Minutes of a called city council meeting, Monday, March 23,1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
R.W. Ingram	Councilman	
Kent Havard	Councilman	
Tony Homan	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Charlie Harris	Acting Chief of Police
Gary Jones	Fire Chief
Wayne Harris	Fire Marshal
Jeff Taylor	Police Officer
Fred Blakemore	Police Officer

Item 1 & 2 Mayor Simms called the meeting to order and ask Lanny Parish to give the invocation.

Item 3 Mayor Simms called the council into executive session to discuss the applications received for Police Chief.

Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city's vault.

Item 4 Mayor Simms called for discussion of interviewing Police Chief applicants. Tony Homan made a motion to interview four applicants on Monday, March 30,1998 at 5:15 P.M. and four on April 1, 1998 at 5:15 and R.W. Ingram seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
Tony Homan	
R.W. Ingram	
Bill Brown	

Motion carried unanimously.

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, MARCH 30, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. **Executive Session:**

   Under the authority of the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

   551.071 Private consultation with the city attorney.
   551.074 Discussing personnel or to hear complaints against personnel.
   A. Interview Police Chief applicants.

4. Public Forum.

5. Council Comments.

6. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL TUESDAY, MARCH 24, 1998 AT 9:15 A.M.

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

Minutes of the call City Council Meeting Monday, March 30, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W.Ingram	Councilman	
Tony Homan	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called the council into executive session to interview the applicants for the Chief of Police.

Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city's vault.

Item 4 Mayor Simms said with no public forum we move on to the next item.

Item 5 Mayor Simms asked the council if anyone had comments. Tony Homan asked Lanny Parish if he heard anything else on when they might start repairs on the streets on Deer Trace. Lanny Parish said the Engineers said they did not want to rush things until the weather was better so that we would not be in the same situation we are now. Don Hendrick asked about A.S. Davis. Lanny Parish said at this time I am still waiting on Oscar Crawford to return my calls. Mayor Simms asked for a motion to adjourn and Bill Brown made the motion with Don Hendrick seconding.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Tony Homan	
R.W. Ingram	

The motion carried unanimously and the meeting adjourned at 6:48 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
WEDNESDAY, APRIL 1, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. **Executive Session:**

   Under the authority of the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

   551.071 Private consultation with the city attorney.
   551.074 Discussing personnel or to hear complaints against personnel.
   A. Interview Police Chief applicants.

4. Public Forum.

5. Council Comments.

6. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL TUESDAY, MARCH 24, 1998 AT 9:15 A.M.

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

Minutes of the called City Council Meeting Wednesday, April 1,1998 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Kent Havard
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Tony Homan	Councilman	
Bill Browm	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called the council into executive session to interview the applicants for Chief of Police.

Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. The council and City Manager agreed no decision would be made until a the regular City Council meeting on April 13, 1998. A certified agenda and minutes are kept in a locked box in the city's vault.

Item 4 Mayor Simms said with no public forum we move to the next item

Item 5 Mayor Simms asked the council if anyone had comments. Don Hendrick said he would a like a report on the situation of the water still tasting like chlorine. Mayor Simms asked for a motion to adjourn and Tony Homan made the motion with Bill Brown seconding.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Don Hendrick	
R.W. Ingram	

The motion carried unanimously and the meeting adjourned at 7:56 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 13, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Dennis Wilson, Finance Director to present Quarterly Investment Report.

5. Approve Mayor James Simms to serve on the Deep East Texas Council of Governments Board of Directors.

6. Billy Ballard up date on water.

7. Discuss readvertising for bids for street repairs which were rejected last year.

8. Discuss and approve a resolution consenting to the sale of bonds by Rusk County Health Facilities, Inc.

9. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit:

551.071 Private consultation with the City's Attorney.

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Chief applicants.
2. Discuss employee sick leave.
3. Discuss prospective Police Reserve Officers.

10. Approve Police Reserve Officers.

11. Appoint Police Chief.

12. Public Forum.

13. Council Comments.

14. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY,APRIL 7, 1998 AT 11:35 A.M.

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Minutes of a regular City Council meeting, Monday, April 13, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Tony Homan	Councilman	
Bill Brown	Councilman	
R.W. Ingram	Councilman	
Don Hendrick	Councilman	
Kent Havard	Councilman	

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Lane Bass	Street Superintendent
Billy Ballard	Water/ Sewer Superintendent
Weldon Hunter	Water Department
Nick Ashworth	Parks Superintendent
Gary Jones	Fire Chief
Earl Carr	
Bobby Epperly	Police Officer
Jeff Taylor	Police Officer
Joe Gage	
Paula Parish	
Gary Wilmon	Free Press

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the regular council meeting, March 9, 1998 and the called meetings March 23, 1998, March 30, 1998 and April 1, 1998 with Bill Brown making a motion and Tony Homan seconding.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Tony Homan	
R.W. Ingram	
Kent Havard	

Motion carried unanimously.

Item 4 Mayor Simms asked Dennis Wilson to address the council concering the investment reports of the City. Mr. Wilson told the council that the city was in good shape and that the

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interest we earned goes into the Endowment Fund. Kent Havard asked if we had alot of long term investments. Dennis Wilson said no, we have short term in case a situation comes up that we need money so we are not penalized.

Item 5 Mayor Simms said he has been serving on the Deep East Texas Council of Governments Board of Directors and he was willing to serve again unless someone else wished to serve. Bill Brown made a motion for James P. Simms to serve on the Deep East Texas Council of Governments Board of Directors and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Don Hendrick	
R.W. Ingram	
Kent Havard	

The motion carried unanimously.

Item 6 Mayor Simms asked Billy Ballard to update the council on the water situation. Billy said that the water was tasting better and they had flushed the water out of the lines. The problem was due to the house being the last on the dead-end street. Mr. Ballard also advised that the large amount of water not being accounted for every month was, that some of the places did not have a meter for instance the library and police department and a line at the sewer plant was open and now been fixed. Mr. Ballard also said that the water had been retested and the sample came by ok. Mr. Ballard also told the council that there were meters installed in places where there wasn't one.

Item 7 Mayor Simms called for a motion to approve readvertising for bids for street repairs which were rejected last year with Kent Havard making a motion and Don Hendrick seconding.

Voting For	Voting Against
Kent Havard	None
Don Hendrick	
R. W. Ingram	
Tony Homan	
Bill Brown	

The motion carried unanimously.

Item 8 Mayor Simms said the corporation which owns South Meadows Nursing Home and others is going to sell $22,000,000 in bonds to improve their nursing homes and the city has to approve a resolution before they can proceed. Jimmy Cassels said he saw no

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problem with approving the resolution. Don Hendrick made a motion to approve the resolution for South Meadows Nursing Home and Kent Havard seconded.

Voting For	Voting Against
Don Hendrick	None
Kent Havard	
Bill Brown	
Tony Homan	
R.W. Ingram	

The motion carried unanimously.

Item 9 Mayor Simms called the council into executive session to discuss the Police Chief applicants, employee sick leave, and prospective Police Reserve Officers. Kent Havard was excluded from the executive session.

Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city vault.

Item 10 Mayor Simms called for a motion to approve a three applicants for Police Reserve Officer with Tony Homan making the motion and R.W. Ingram seconding. Kent Havard abstained form voting.

Voting For	Voting Against
Tony Homan	None
R.W. Ingram	
Don Hendrick	
Bill Brown	

Item 11 Lanny Parish addressed the council and public by saying that when he became Manager he knew this would come some day, but never realized that it would come so soon. Lanny Parish told the council and public that it was a tough decision and they had a lot of good applicants but, he had to make a choice and he decided that Kent Havard would be our new Chief of Police. Bill Brown approved the resolution for Kent Havard to be the new Chief of Police and Don Hendrick seconded. Kent Havard abstained from voting.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
R.W. Ingram	

The motion carried unanimously.

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Item 12 Mayor Simms said with no public forum, we move to the next item.

Item 13 Mayor Simms asked the council if anyone had comments. Mayor Simms asked if they had found out who was responsible for the Bradford Pear Trees destroyed in the median on 59. Lanny Parish said he would ask the police department they should have a written report on the person. Mayor Simms asked for a motion to adjourn and Tony Homan made the motion with R.W. Ingram seconding.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
R.W. Ingram	

The motion carried unanimously and the meeting adjourned at 6:05 P.M.

James P. Simms, MAYOR

ATTEST :

Tina Cavazos, City Secretary

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AGENDA
Called City Council Meeting
Monday, April 20, 1998
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION

   Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit:

   551.071 Private consultation with the City's Attorney.

   1. Discuss City Council vacancy.
   2. Discuss employee insurance.

4. Accept resignation letter from councilman Kent Havard.

5. Possibly appoint person to fill vacancy on the council.

6. Public Forum.

7. Council Comments.

8. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY, APRIL 14, 1998 AT 11.10 A.M.

ADDITIONAL ITEMS:(4 & 5)
POSTED ON CITY HALL BULLETIN WEDNESDAY, APRIL 15, 1998 AT 2:25 P.M.

EXECUTIVE SESSION: POSTED ON CITY HALL BULLETIN THURSDAY, APRIL 16, 1998 AT 10:40 A.M.

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Minutes of a called City Council meeting Monday, April 20, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Tony Homan	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Kent Havard	No longer on Council due to being selected as police chief.	

Also Present	
Lanny Parish	City Manger
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Gary Wilmon	Free Press

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called the council into executive session to discuss City Council vacancy and employee insurance.

Mayor Simms called the council back into open session. No decisions were made and no votes were taken in executive session. A certified agenda and minutes are kept in a locked box in the city vault.

Item 4 Mayor Simms called for a motion to accept resignation letter from councilman Kent Havard with Bill Brown making the motion Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
R.W. Ingram	
Tony Homan	

The motion carried unanimously.

Item 5 Mayor Simms said we need to appoint person to fill vacancy on the council. Don Hendrick said Thelma Scott had called and said she would be more than happy to serve if the council needed her. Mayor Simms said that Sam Coleman said he would finish out the term in Kent Havard's place. R.W. Ingram made a motion for Sam Coleman to finish out the term for Kent Havard and Don Hendrick seconded.

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Voting For	Voting Against
R.W. Ingram	None
Don Hendrick	
Bill Brown	
Tony Homan	

The motion carried unanimously.

Item 6 Mayor Simms said with no public forum we move to the next item.

Item 7 Mayor Simms asked the council if they had any comments. Bill Brown asked how is Deer Trace coming along. Lanny Parish told the council that Billy Sims had taken some pictures of the streets and found no trace of lime, just basic clay when they started digging. Jimmy Cassels said they need to get with Mr. Brassie and see if there was anything they could do with this situation. Mayor Simms asked for a motion to adjourn and Tony Homan made the motion with Don Hendrick seconding.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
R. W. Ingram	

The motion carried unanimously and the meeting adjourned at 5:37 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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CALLED CITY COUNCIL MEETING
THURSDAY, MAY 7, 1998
5:15 P.M. DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Canvass votes from May 2, 1998 City Election.
4. Public Forum.
5. Council Comments.
6. Adjourn.

POSTED ON CITY HALL BULLETIN ON APRIL 29, 1998 AT 1:58 P.M.

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Minutes of a Called City Council meeting on Thursday, May 7, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
R.W. Ingram	Councilman	
Bill Brown	Councilman	
Tony Homan	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Jimmy Cassels	City Attorney

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms asked if anyone wish to see tally sheets. Mayor Simms and the council look at the tally sheets and canvassed the votes from the May 2, 1998 city general election for three councilmen as follows:

Councilmen:

Don Hendrick	84
Bill Brown	73
Gandy Stubblefield	89
Rhonda James	24

and Bill Brown made a motion to accept election Judge Bob Grimes total as correct and Gandy Stubblefield, Bill Brown and Don Hendrick elected Councilman with Sam Coleman Sr. appointed Councilman and Tony Homan seconded.

Voting For	Against
Bill Brown	
Tony Homan	
Don Hendrick	
R.W. Ingram	

The motion carried unanimously.

Item 4 Mayor Simms said with no public forum we move to the next item.

Item 5 Mayor Simms asked the council if anyone had any comments. Mayor Simms said

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I notice the other day when I went into the Haven Cemetery that there is alot of weed in the asphalt that we need to take care before it ruins our roads in the cemetery. Mayor Simms asked for a motion to adjourn and Bill Brown made the motion with Tony Homan seconding.

Voting For	Against
Tony Homan	None
Bill Brown	
R. W. Ingram	
Don Hendrick	

The motion carried unanimously and meeting adjourned at 5:39 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 11, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Oath of office to Sam Coleman, Don Hendrick, Bill Brown, and Gandy Stubblefield.
4. Approval of minutes.
5. Elect Mayor Pro-Team.
6. Approve proclamation for R.W. Ingram Day.
7. Authorize Fire Dept. to go out for bids for purchase of air packs.
8. To reappoint Housing Authority Board of Commission members.
9. EXECUTIVE SESSION:

   Under the authority of the Texas open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit:

   551.071 Private consultation with the City's Attorney.

   1. Discuss construction of Deer Trace Streets.
10. Discuss executive session item and take action if necessary.
11. Public Forum.
12. Council Comments.
13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD AT 3:35 P.M. ON MAY 4, 1998.

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Minutes of the regular meeting Monday, May 11, 1998 at 5:15 P.M. at Diboll City Hall

Present		Absent
James P. Simms	Mayor	Tony Homan Councilman
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Sam Coleman Sr.	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Kent Havard	Chief of Police
R.W. Ingram	
Gary Wilmon	Free Press
Gary Jones	Fire Chief

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms asked Sam Coleman Sr., Don Hendrick, Bill Brown and Gandy Stubblefield to stand up and take their Oath of Office.

Item 4 Mayor Simms called for a motion to approve the minutes of the regular meeting April 13, 1998 and of the called meeting of April 20, 1998 with Bill Brown making the motion and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Sam Coleman Sr.	
Don Hendrick	
Gandy Stubblefield	

The motion carried unanimously.

Item 5 Mayor Simms asked if Bill Brown would like to stay as Pro Team Mayor or would someone like to nominated someone else. Bill Brown made a motion to nominated Tony Homan for Pro Team Mayor and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Sam Coleman Sr.	
Don Hendrick	
Gandy Stubblefield	

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The motion carried unanimously.

Item 6 Mayor Simms called for a motion to approve proclamation for R.W. Ingram Day with Don Hendrick making the motion and Bill Brown seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman Sr.	
Gandy Stubblefield	

The motion carried unanimously.

Item 7 Mayor Simms asked for a motion to authorize Fire Department to go out for bids for purchase of air packs that have already been budget with Don Hendrick making the motion and Gandy Stubblefield seconded.

Voting For	Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Sam Coleman Sr.	

The motion carried unanimously.

Item 8 Mayor Simms called the council into executive session to discuss construction of Deer Trace Streets.

Item 9 Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city's vault.

Item 10 Mayor Simms asked if anyone in the audience had any item at this time. Chief Kent Havard told the council that he wanted to do alot of background checking about having a Drug Dog in the Police Department, but before getting started on this project he want to know if the council would even think of considering it or if liability cost would be to much to even consider before he waste time on searching this item. Jimmy Cassels and the council all said they did not see a problem with this item for Kent Havard to do the research on it and then bring them the information to look over and discuss it.

Item 11 Mayor Simms said having no council comments I asked for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconded.

Voting For	Against

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Bill Brown
Gandy Stubblefield
Sam Coleman Sr.
Don Hendrick

None

The motion carried unanimously and the meeting adjourn at 6:24 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
Regular City Council Meeting
Monday, June 8, 1998
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Approve Parks Board members and terms.

5. Discuss life guard situation and salary for summer employment at City swimming pools and possibly take action.

6. Consider and take action on Parks Board recommendation for city to submit grant application to T.L.L. temple Foundation for Old Orchard Park Renovation and Improvements.

7. Discuss and take action on streets repair bids received.

8. Approve Housing Authority Board members.

9. Hear Billy Sims discuss costs of overlaying streets in Deer Trace and possibly take action.

10. Discuss TV cable program service change.

11. Hear Billy Sims discuss laying water line from golf course well to Ground storage and from well on old nine to pond on new nine.

12. Police Chief Kent Havard to discuss obtaining Drug Dog.

13. EXECUTIVE SESSION:

Under the authority of the Texas open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit:

551.071 Private consultation with the City's Attorney.

551.074 Discussing personnel or to hear complaints against personnel.

1) Discuss Fire Marshall position
2) Discuss drug dog liability issue..

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3) Discuss retirement situation of former employee.
4) Discuss police reserve officers.
5) Discuss the City's participation in Entex litigation.

14. Discuss and possibly take action on executive session item concerning Fire Marshall position.

15. Discuss and possibly take action on executive session item concerning drug dog.

16. Discuss and possibly take action on executive session item concerning retirement situation of former employee.

17. Discuss and possibly take action on executive session item concerning police reserve officers.

18. Hear explanation by City Attorney Jimmy Cassels concerning the City of Pearland Entex litigation and make a decision for the City of Diboll to participate in or opt out of the litigation and take council action.

19. Public Forum.

20. Council comments.

21. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JUNE 2, 1998, 10:52 A.M.

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

Minutes of the regular City Council meeting Monday, June 8, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Gandy Stubblefield	Councilman	Bill Brown	Councilman
Sam Coleman,Sr.	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Beauford Chapman	Baseball Youth
Kent Havard	Police Chief
Lane Bass	Street Superintendent
Billy Ballard	Water Superintendent
Nick Ashworth	Park Superintendent
Kevin Whitely	Golf Course Superintendent
Jimmy Mettlen	Golf Course Manager
Dee Scarborough	Waste Treatment Superintendent
Gary Wilmon	Free Press
Billy Sims	K.S.A. Engineer

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said if no one has any correction I ask for a motion to approve the minutes of May 7, 1998 and May 11, 1998 with Sam Coleman making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman, Sr.	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms asked for a motion to approve Parks Board members terms with Don Hendrick making the motion and Sam Coleman Sr. seconding.

Voting For	Voting Against

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Don Hendrick
Sam Coleman, Sr.
Gandy Stubblefield

None

Motion carried unanimously.

Item 5 Mayor Simms asked Lanny Parish if we had found an Instructor for the Life Guards. Don Hendrick and Sam Coleman both said they had gotten calls about the Pools not being open. Lanny Parish said we had not been able to find anyone to work this summer and take the Life Guard Class. The kids had to have $100.00 up front and that is hard for most kids to come up with. Mayor Simms said maybe we can pay 50 % of their class. Lanny Parish also said that Lufkin pays their Life Guards $6.75 an hour and we pay $5.15 an hour so, we might consider raising their hourly rate. Jimmy Cassels said don't you ever remember being broke. Sam Coleman, Sr. said I think we should pay the Lifeguards for the Certification Class since some kids just can not come up with $100.00, they just do not have it. Don Hendrick agreed with Sam Coleman, Sr. on paying the Lifeguards for their Certification Class. Mayor Simms said the City can reimburse all Lifeguards their $100.00, if they work for us all summer. Lanny Parish said the biggest problem was that Lufkin Red Cross only offered one lifeguard school and the kids were not out of school at the time and some were unable to take test at that time. Lanny Parish said next year we will have this taken care early, now that we know of other Instructors in the area. Lanny Parish also told the council that by this weekend we should have some certified Lifeguards since they take their final test Saturday June 13, 1998. Mayor Simms asked for a motion to approve reimbursing all certified Lifeguards that work all Summer for the City their $100.00 and, maybe next year raise their hourly pay, with Gandy Stubblefield making the motion and Don Hendrick seconding.

Voting For
Don Hendrick
Gandy Stubblefield
Sam Coleman, Sr.

Voting Against
None

Motion carried unanimously.

Item 6 Mayor Simms said next item is to consider and possibly take action on Parks Board recommendation for the city to submit a grant application to T.L.L. Temple Foundation for Old Orchard Park Renovation and Improvements. Lanny Parish told the council that each one had a copy of the proposal in their packet. Lanny Parish said this was presented to the Parks Board by Beauford Chapman and Gary Martz and was recommended by the board to the council for your consideration. Beauford Chapman addressed the council and said the estimated cost was $299,820.00 which includes park equipment, sand volley ball court, park road, Pop Jordan lights, one new T-Ball field, tennis court resurface, baseball complex restroom, and park bridges. Mayor Simms said he thought it would be a good idea to add some for the Scout House in the proposal. Don Hendrick and Sam Coleman, Sr. also thought that was a good idea. Gandy Stubblefield

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asked why the restroom over in that area. Beauford Chapman answered the sewer line is located where it will be easy to get to and the restrooms can be washed down easy. Lanny Parish told the council that the restroom at the pool stays open all the time for the people's convenience. Mayor Simms said when we ask for the grant application I think we should put in there what we have done to improve the park for instance the Old Orchard Bridge project we did and that will show that the city is helping to improve the park area also. Sam Coleman, Sr. made a motion to approve submitting a grant application to T.L.L. Temple Foundation for Old Orchard Park Renovation and Improvements with Don Hendrick seconding.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman, Sr.	

Motion carried unanimously.

Item 7 Mayor Simms said next item is to discuss and possibly take action on streets repair on Arrington, A.S. Davis and Deer Trace. Jimmy Cassels advised the council to table this item since two members of the council were not present. Jimmy Cassels said if necessary we can call a special meeting for this item at a later time. Don Hendrick made a motion to table this item and Sam Coleman, Sr. seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman, Sr.	
Gandy Stubblefield	

Motion carried unanimously.

Item 8 Mayor Simms said next item is to approve Housing Authority Board members. Mayor Simms asked for a motion if, no one had any objections on Alan Miller, Geraldine Pouland, and James Rhone to serve on the Housing Authority Board for a two year term. Gandy Stubblefield made the motion and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman, Sr.	

Motion carried unanimously.

Item 9 Mayor Simms said next item is to discuss the costs of overlaying streets in Deer Trace and possibly take action. Mayor Simms asked Billy Sims to address the council on the cost estimate to overlay the streets in Deer Trace except for the concrete

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street. Billy Sims said to overlay the streets in Deer Trace would cost $41,000.00, this is for 1/2" asphalt overlay. Mayor Simms said I think we should table this item for a later meeting and have more councilmen to voice there opinion and vote. Sam Coleman, Sr. made a motion to table this item and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman, Sr.	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Simms said next item is to discuss T.V. cable program service change and we have Wayne Neal in the audience to answer questions if needed. Wayne Neal said we have 10 customers in Diboll with the Sega Channel and approximately 75 customers within the Lufkin, Burke and Diboll franchise areas. Mr. Neal said with the competition from other technology(Saturn, PlayStation and Nintendo) and the growth of the Internet, the T.V. Cable will no longer provide the Sega Channel after June 30, 1998.

Item 11 Mayor Simms said next item is to discuss laying water line from golf course well to Ground storage and from well on old nine to pond on new nine. Billy Sims addressed the council and went over the cost estimate total of $137,300 with putting a "T" at the well so if needed the city can use the well to water the new nine and also, this will serve as a "back-up" to the city watersupply. Lanny Parish told the council that Jimmy Mettlen, Kevin Whitely and himself had all met with Harold Maxwell to see how much the T.L.L. Temple Foundation could help with and had gone over the plans.

Item 12 Mayor Simms said next item is to discuss obtaining a Drug Dog. Police Chief Kent Havard had asked several cities on obtaining Drug Dog and he received no negative response on this matter. Lanny Parish enclosed a survey that Mayor Simms had asked him to get. Chief Havard told the council that it takes one officer to work the dog. Gandy Stubblefield asked if strickly a drug dog. Chief Kent Havard answered yes. Chief Kent Havard also told the council that he had submitted a grant to the T.L.L. Temple Foundation. Chief Kent Havard said the grant money will be for one year's food supply for the dog, training for dog and officer equipment and clothes. Chief Kent Havard said that the officer he has in mind and his work schedule would work for the training. Chief Kent Havard also informed the council that the dog would not be riding with the officer when needed. Gandy Stubblefield asked when would you use the dog. Kent Havard answered only when an officer calls and there is a need.

Item 13 Mayor Simms called the council into executive session to discuss the Fire Marshall position, drug dog liability issue, retirement situation of former employee, police reserve officers and the City's participation in Entex litigation.

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Item 14 Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city's vault. Mayor Simms said no action was taken concerning Fire Marshall position at this time.

Item 15 Mayor Simms said we need to possibly take action on the executive session item concerning the drug dog. Jimmy Cassels said I see no problem with liability on the drug dog. Don Hendrick make a motion to proceed with the drug dog purchase and Gandy Stubblfield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 16 Mayor Simms no action was taken on executive session item concerning retirement situation of former employee.

Item 17 Mayor Simms said no action taken on the next executive session item concerning police reserve officers.

Item 18 Mayor Simms asked Jimmy Cassels to explain to the council on the Pearland Entex litigation. Jimmy Cassels told the council he saw this as a Lawyer trying to make a few dollars. Jimmy Cassels told the council he did not see there was anything different as they send sales taxes straight to the state and my suggestion is to opt out of the litigation. Gandy Stubblefield made the motion to opt out of the Entex litigation and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman, Sr.	
Don Hendrick	

Motion carried unanimously.

Item 19 Mayor Simms asked the public if anyone had any comments at this time. Jimmy Cassels said if no has any objection I would like to be considered to serve on the Health Board committee. Someone suggested Mr. Cassels do so if there were no conflicts.

Item 20 Mayor Simms asked the council if they had any comments at this time. Don Hendrick wanted to know who owned the weedy lot behind Jerry Rains house so we can send a weedy lot letter. Lanny Parish said he would find out and we would send a weedy

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lot letter to the owner. Mayor Simms said since no other comments I, call for a motion to adjourn with Don Hendrick making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Don Hendrick	

The motion carried unanimously and the meeting adjourned at 7:20 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, JUNE 18, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Discuss making application for grant and modifications to grant for Old Orchard Park renovations and improvements and take action if needed.
4. Discuss and possibly take action on overlaying streets in Deer Trace.
5. Discuss and possibly take action on laying water line from well on old nine to pond on new nine.
6. Discuss and approve an Ordinance designating an area as an Enterprise Zone.
7. Discuss and possibly take action on tabled item from last council meeting on bids received for street repair.
8. Discuss and possibly take action on a representative for the Angelina County Appraisal District Board.
9. Public Forum.
10. Council Comments.
11. Adjourn.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, JUNE 15, 1998, AT 10:45 AM

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

Minutes of the called City Council meeting Thursday, June 18, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Sam Coleman Sr.	Councilman
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		
Tony Homan	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Lane Bass	Street Superintendent
Gary Wilmon	Free Press
Billy Ballard	Water Superintendent
Bob Thurber	K.S.A. Engineer

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said next item to discuss is making application for a grant and modifications to the grant for Old Orchard Park renovations and improvements. Mayor Simms said this item was discussed and approved at the last council meeting but is included in this agenda in case someone has anything additional to submit and to allow time to check for any legal exceptions to the original Parks and Wildlife grant for the park. Mayor Simms said we need to include a picture of the Old Orchard Bridge so the application for this grant can be more affected and see that the City is also trying to improve the park.

Item 4 Mayor Simms said next item on the agenda is to discuss and possibly take action on overlaying streets in Deer Trace. Bill Brown asked Bob Thurber how long do you think the seal coat will hold. Bob Thurber answered 3 to 5 years. Bill Brown asked if the seal cost was possibly a dollar a foot. Gandy Stubblefield asked what would it take to get the streets repaired properly. Mayor Simms answered $672.000. After the council had looked at the figure for overlaying Deer Trace streets and discussing the cost with Bob Thurber, the council decided to wait and see what happens in the winter before the spend City more money on Deer Trace. Lanny Parish said Mr. Maxwell said he would fix the street at the east end of the subdivision so that construction vehicles can enter form there. We will also require new builders to sign a form indicating they understand the construction route to be used and accept responsibility for directing vehicles on their job.

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Item 5 Mayor Simms said the next item on the agenda is to discuss and possibly take action on laying a water line from the well on old nine to pond on new nine. Lanny Parish addressed the council and said he had discuss the estimated cost with Billy Sims of engineering fees appearing to be too high and he will itemize these. I also visited with Mr. Harold Maxwell and he indicated he could get the money for this project, if the city will pay for the engineering. Lanny Parish said this will serve two purposes, one to allow all 18 holes to be irrigated out with the use of any city water, two, the new well on the new nine can be used as a back-up for the city system since it is potable water and can be used in the system with treatment. Mayor Simms asked for a motion and Tony Homan made the motion and Gandy Stubblefield seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Tony Homan	
Don Hendrick	
Bill Brown	

The Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve an Ordinance designating an area as an Enterprise Zone. Lanny Parish addressed the council as to the reason we are doing this is the Enterprise Zone application had to be amended which required another public hearing and an Ordinance designating this area as an Enterprise Zone. Bill Brown made the motion to approve an Ordinance designating an area as an Enterprise Zone with Tony Homan seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Don Hendrick	
Gandy Stubblefield	

The Motion carried unanimously.

Item 7 Mayor Simms said the next item is to possibly take action on the tabled item from last council meeting on bids received for street repairs. Mayor Simms said we had to amend the street budget line item for this project which we tabled last September because of materials costs being high. Lanny Parish said the $50,000 of the $153,398 project cost is for A.S. Davis Street which comes from the 1996 Water and Sewer Project funds and the remainder of the project cost of $103,398 can be divided between the general fund and the contingency fund. Tony Homan said we need to get started on A.S. Davis as soon as possible due to school starting August 13, 1998 and the traffic that goes through there could cause a problem. Gandy Stubblefield made the motion to approve the street repairs with Don Hendrick seconding.

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Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item on the agenda is to discuss and possibly take action on a representative for the Angelina County Appraisal Review Board. The council suggested that Jimmy Cassels would be a good idea. Bill Brown made the motion to have Jimmy Cassels representative for the Angelina County Appraisal Review Board and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms said with no one in the audience having any comments we move on to the next item.

Item 10 Mayor Simms said having no comments from the council, I call for a motion to adjourn, with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Gandy Stubblefield	
Don Hendrick	

The motion carried unanimously and the meeting adjourned at 6:58 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 13, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Discuss and possibly take action on sewer plant and sewer lines improvements and funding alternatives.

5. Discuss Water and Sewer rates.

6. Approve renewal of Fred Blakemore contract with DISD for Alternative Education Program (AEP).

7. Approve ordinance, resolution and agreement with TxDOT for Municipal Maintenance Agreement.

8. Discuss and possibly approve representative for Appraisal Review Board.

9. Authorize advertising for employee hospitalization insurance bids.

10. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit: 551.071 Private consultation with the City's Attorney.

1. Discuss possible sewer litigation.

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Reserve applicant.
2. Discuss Fire Marshall Position.

11. Approve Thomas Stewart as Police Reserve Officer.

12. Discuss and possibly take action on Fire Marshal position.

13. Discuss and possibly take action concerning sewer situation.

14. Public Forum.

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15. Council Comments.

16. Adjourn.

POSTED ON CITY HALL BULLET
IN TUESDAY, JULY 7,1998 AT 11:59 P.M.

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

Minutes of the regular City Council meeting Monday, July 13, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Tony Homan	Councilman	
Sam Coleman Sr.	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Gary Jones	Fire Chief
Billy Ballard	Water Superintendent
Dee Scarborough	Sewer Superintendent
Billy Sims	KSA Engineers
Gary Wilmon	Free Press
Marty Roberts	
Mr. Vardeman	

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms asked for a motion to approve the June 8, 1998 and June 18, 1998 minutes with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Don Hendrick	
Sam Coleman Sr.	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms stated next item to discuss and possibly take action on is the sewer plant and sewer lines improvements and funding alternatives. Lanny Parish addressed the council and told them that he had met with Billy Sims, Billy Ballard, and Dee Scarborough and had been working on long-term and short term plans for sewer plant expansion, water needs and sewer lines repairs and funding alternatives. Lanny Parish said there is a possibility we may be able to obtain a loan from the State Revolving Fund for our sewer project. Lanny Parish asked if anyone had heard or seen where Nacogdoches received a $5 million loan at 3 1/2 % from State Revolving Fund, we may also be able to get a HUD grant. Billy Sims addressed the council with

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the estimated cost on the sewer plant project of $4,650.000. Bill Brown told the council that we have been running for several months at maximum capacity. Lanny Parish told the council that we had to have Billy Sims start on the preliminary for the sewer plant before the state comes down on us and starts charging the City a $10 thousand fine for violating our maximum capacity. Gandy Stubblefield and other members of the council wanted to know if we had the money for Billy Sims to start the plans. Lanny Parish said we have it in the Water Fund which we have aside $36 Thousand in the budget for water study. Bill Brown made the motion for Billy Sims to draw the plans for the sewer project and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Tony Homan	
Sam Coleman Sr.	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss water and sewer rates. Mrs. Spivey in the audience said she just thought that the water rates was not the problem she did not mind paying for the water usage it was the sewer rates that did not seem fair. Mr. Vardeman and few others in the audience said they just feel like the council needed to check into another way of charging sewer rates. Mr. Vardeman said it has cost me my garden this year. Lanny Parish said he had the information on water and sewer rates that Lufkin goes by which looks fair. Gandy Stubblefield and Don Hendrick both asked if this is the way we always done it. Lanny Parish answer no, we use to use the coldest months of the year which was January, February, and March and use those consumption of water and come out with a flat sewer rate for one year, every October it would change if needed. Lanny Parish said I think Lufkin rates is the best way to go with having a minimum and a cap on residential sewer, and minimum water charge for both residential and commercial. Gandy Stubblefield made the motion to accepted Lufkin water and sewer rates and Sam Coleman Sr. seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman Sr.	
Don Hendrick	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve renewal of Fred Blakemore's contract with DISD for Alternative Education Program (AEP). Gandy Stubblefield made the motion to approve renewal with DISD and Tony Homan seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Tony Homan	
Sam Coleman Sr.	

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Bill Brown
Don Hendrick

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to approve ordinance, resolution and agreement with TxDot for Municipal Maintenance Agreement, which is a standard agreement required of cities. Lanny Parish also said it is just a standard update of legal wording. Sam Coleman Sr. made the motion to approve ordinance, resolution and agreement with TxDot and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman Sr.	None
Don Hendrick	
Tony Homan	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 8 Mayor Simms said next item is to possibly approve representative for Appraisal Review Board. Lanny Parish addressed the council and said that everyone he had asked did not want to serve. The council agreed not to take action at this time, having no one to serve on Appraisal Review Board.

Item 9 Mayor Simms said next item is to authorize advertising for employee hospitalization insurance bids which we do every year. Tony Homan made the motion and Gandy Stubblefield seconded.

Voting For	Voting For
Tony Homan	None
Gandy Stubblefield	
Sam Coleman Sr.	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session to discuss possible Sewer litigation, Police reserve application, and Fire Marshall position.

Item 11 Mayor Simms called the council back into open session. No decisions were made and no votes were taken in Executive Session. A certified agenda and minutes are kept in a locked box in the city's vault. Mayor Simms said Mr. Thomas Stewart, our reserve applicant came highly recommended. Tony Homan made the motion to accept Mr. Thomas Stewart and Gandy Stubblefield seconded.

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Voting For	Voting Against
Tony Homan	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman Sr.	
Bill Brown	

Motion carried unanimously.

Item 12 Mayor Simms said next item is to discuss and possibly take action on the Fire Marshall position. Councilman Tony Homan said he felt like Marty Roberts would do a good job as a Fire Marshall since he does alot for the fire department and would be able to be contacted easy and be around when needed. Bill Brown made the motion to accept Marty Roberts as Fire Marshall and Sam Coleman Sr. seconded. Mayor Simms said he would officially start as Fire Marshall August 1, 1998 and acquire the necessary courses within a year.

Voting For	Voting Against
Bill Brown	None
Sam Coleman Sr.	
Tony Homan	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms said the next item to take action on sewer situation but at this time no action will be taken.

Item 14 Mayor Simms asked the public if anyone had any comments at this time and with no anyone having any, we moved to the next item.

Item 15 Mayor Simms asked the council if they had any comments at this time and with no comments, the Mayor called for a motion to adjourn with Bill Brown making the motion and Sam Coleman Sr. seconding.

Voting For	Voting Against
Sam Coleman Sr.	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	
Tony Homan	

The motion carried unanimously and the meeting adjourned at 6:25 P.M.

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James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, AUGUST 10, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Open tabulate and award bid for fire department equipment.
5. Discuss proposed Fire department Individual release and Intensity Agreement.
6. Discuss and possibly take action on laying line from Golf Course well to ground storage.
7. Discuss Budget Work Shop for August.
8. Public Forum.
9. Council Comments.
10. Adjourn.

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Minutes of a regular city council meeting August 10, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Bill Brown	Councilman		
Sam Coleman, Sr.	Councilman		
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		

Also Present	
Gary Wilmon	Free Press, Editor
Dennis Wilson	Finance Director
Lanny Parish	City Manager
Janet Reynolds	Attorney
Tina Cavazos	City Secretary
Billy Sims	KSA Engineer

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms asked if any questions or corrections needed in the minutes of July 13, 1998 and called for a motion to approve the minutes with Gandy Stubblefield making the motion and Sam Coleman, Sr. seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	
Sam Coleman Sr.	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said we have received four bids for the purchase of fire apparatus and Janet Reynolds opened then bids. The first bid was from Survior for $21,800.00 with 7 breathers and head mask and 25 Bottles. The next bid was from the Product Manager of Survior and his bid was for $15,785.00. The next bid was from Allied Safety and the bid was for $15,708.00 with 7 breathers and head mask and 25 bottles and last bid was from Casco and the bid was for $14,007.00. Ms. Reynolds stated that Casco seems to be the lowest bid received. Don Hendrick made the motion to accepted the lowest bid from Casco and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	

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Sam Coleman Sr.
Bill Brown

Motion carried unanimously.

Item 5 Mayor Simms said the next item on the agenda is to discuss proposed Fire department individual release and intensity agreement. Ms.Reynolds said that she had checked into this with Mr. Cassels and they did not see where it would hurt but they do not see where it would help. Lanny Parish said Ruth Oates had requested so that some of Temple's people could ride with them sometimes. Bill Brown said we have discussed this before about not letting anyone ride in a police car, so I feel it would be best if we also refuse to let anyone ride in the fire vehicles. Gandy Stubblefield and the rest of the council said they felt the same way. Bill Brown made the motion to reject approving the agreement and Sam Coleman, Sr. seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman, Sr.	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item to discuss and possibly take action on laying a water line from the Golf Course well on the new nine to ground storage. Lanny Parish said this well help. The last two weeks excessive water consumption was a possible a threat to having adequate levels in our storage tanks for fire protection and demand. Billy Simms said the estimated cost will probably be around $80,300-$83,000. Lanny Parish said that this would come out of the contingency fund which at the present had $194,581.56 balance. Sam Coleman asked how long would it take on this project. Billy Sims said not sure but, more than a month. It depends on the weather and that is soon to start changing. Mayor Simms said if no further questions I call for a motion with Sam Coleman, Sr. making the motion on laying the line from Golf Course well to ground storage and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman Sr.	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

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Item 7 Mayor Simms asked if any of the councilmen had any comments at this time. Don Hendrick said still would like for the Police Department to check into the 4 wheeler someone is driving around the neighborhood. Mayor Simms said the Exxon station needed to do something about all those cars around it and possibly put up a fence. With Diboll day coming up He sure wouldn't be good for all those people to see all the junk. Lanny Parish said he would get with the owner on this matter. Mayor Simms said with no further business, I move for a motion to adjourn with Tony Homan making the motion and Bill Brown seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Gandy Stubblefield	
Don Hendrick	
Sam Coelman Sr.	

The motion carried unanimously and the meeting adjourned at 6:55 P.M.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 17, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Consider and take action on Police Reserve Applicant Matthew Mitcheltree.
4. Discuss Fire Marshal Position.
5. Budget Workshop.
6. Public Forum.
7. Council Comments.
8. Adjourn.

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Minutes of a called City Council meeting Monday, August 17, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
Bill Brown	Councilman	None
Tony Homan	Councilman	
James P. Simms	Mayor	
Gandy Stubblefield	Councilman	
Sam Coleman Sr.	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Dennis Wilson	Finance Director
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Gary Jones	Fire Chief
Jeff Taylor	Police Officer

Item 1 & 2 Mayor Simms called the meeting to order and gave the invocation.

Item 3 Mayor Simms said the next item to be considered and action taken on Police Reserve applicant Matthew Mitcheltree. Mayor Simms said that all his records check out great and he comes highly recommended. Tony Homan made the motion to accept Matthew Mitcheltree as a Police Reserve and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Sam Coleman Sr.	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said next item to be discussed is Fire Marshall and I understand that Marty Roberts is not going to be able to be the Fire Marshall. Marty Roberts said, yes I can not get that much time off of work to go to school to be certified for Fire Marshall. Mayor Simms said he understood that Jeff Taylor was welling to be the Fire Marshall, if there was no problem with the Police Chief and Fire Chief. Gary Jones and Kent Havard both said they did not have a problem with Jeff Taylor becoming the Fire Marshall. Gandy Stubblefield asked Kent Havard if this would interfere with Police

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Department, and Kent Havard answered no, I see any problem with this and one of our officers usually has to write the report on the investigation. Don Hendrick made the motion to accepted Jeff Taylor as our new Fire Marshall and Tony Homan seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman, Sr.	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said next item is to hear from the following department heads: Street, Park, Fire, Civic Center,Court, and Administration. Lanny Parish said that for the new councilmen each department head will go down the line items list that they are asking for an increase and salary will be discussed later. Lanny Parish also said that he had budget a 10 % increase for insurance after talking to John Strain it seems insurance will go up between 12 and18 per cent. Nick Ashworth presented his budget.
Mayor Simms asked Nick Ashworth if he thought the Pecans Trees where going to be all right. Nick said he thought they would be. Nick said the only big item He was asking for is a new truck since the one I have has to many miles and we will transfer the one I have to the Civic Center.
Lane Bass from street department presented His budget. Mayor Simms said he had seen alot of grass growing in the street that needs to be taken care of. Lanny Parish said the street department is taking care of this matter and I will see to it. The council asked Lanny Parish how A.S. Davis was coming along and he said that they our moving poles and cutting down trees at this time.
Gary Jones from the Fire department presented His budget. The big item I am asking for is out of equipment fund and that is to replace the E.M.T. vehicle which is a 1984 model, and the new on will probably cost around $30 Thousand . Tony Homan asked if we can see if someone wants to buy the old one or well we trade it in. Gary Jones said Temple is wanting it.
Lanny Parish presented the Civic Center budget. Bill Brown asked if the civic center cooling? Tony Homan said we are fixing to find out with Diboll Days activities at the civic center.
Dennis Wilson presented administration budget. Tony Homan said that the Police department needed to have a sign on the south side so people coming for the South could see that it is the Police Department and Fire Department building. Lanny Parish presented the court budget and pointed out that the court was doing great. Lanny Parish asked the council if they had any more question at this time.

Item 6 Mayor Simms said with no public forum we move on to the next item.

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Item 7 Mayor Simms said Lanny Parish would like to go over the dates he scheduled for budget workshop. Lanny Parish asked if the dates he had scheduled were any problem at this time. Council all felt the dates were fine at this time.

Item 8 Mayor Simms said having no public forum we will move on to the next item.

Item 9 Mayor Simms asked the council if they had any comments. Mayor Simms said that we need to get with the school and advise them of the A.S. Davis construction to see if this was going to create a problem. Don Hendrick said he was still getting alot of complaints on garbage pick-up. O-kay food stores dumpster had been emptied only half way and alot of the garbage left on the ground. Don Hendrick asked about the limbs not being picked-up also. Lanny Parish said if they are not tied up in bundles they will not pick them up. Don Hendrick said we did not have to do this before. Mayor Simms said we just never enforced it. Sam Coleman said I have been getting some complaints about needing two days of regular garbage pick-up instead of one. Mayor Simms called for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman Sr.	

The motion carried unanimously and the meeting adjourned at 5:45 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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Kent Havard stated need to purchase new radar for patrol car. Tony Homan asked how many. Kent Bill Brown & Don Hendrick asked how much, Kent advised approximately $2,200. dollars. Also need to repair radio in patrol cars. Don Hendrick asked how many radars are in each car, Kent answered one.
Kent advised need to replace dispatchers communications radio. Cost around Ten Thousand dollars to up grade system. Will request a grant to up grade system. Bill Brown asked are we looking for more grants? Kent Havard said yes.

By the year 2000 new law will change the working on radio due to the frequencies changes. Kent Havard also requested 2 new patrol cars same year model. Bill Brown asked why? Kent advised the vehicles getting to many miles on them. Also requested two new police reserves.

Jimmy Mettlen & Kevin Whitely presented Golf Course budget.

Billy Ballard discussed the Water Department budget.

Dee Scarborough discussed the Waste Treatment Plant budget.

City will keep same Tax Rate. Even though tax rate stay the same new law makes in mandatory City has a Public Hearing. There will be 4 meetings in September. Request to change September 17th meeting to September 14th.

Bill Brown made a motion to adjourn meeting and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Sam Coleman, Sr.	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously and meeting adjourned at 6:58 P.M.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, AUGUST 27, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Authorize advertising for bids to purchase two Greensmowers for Golf Course.
4. Budget Workshop.
5. Public Forum.
6. Council Comments.
7. Adjourn.

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Minutes of a Called City Council Meeting, Thursday, August 27, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Tony Homan	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman, Sr.	Councilman	

Also Present

Lanny Parish	City Manager
Tina Cavazos	City Secretary
Billy Ballard	Water & Sewer Superintendent
Dee Scarborough	Waste Treatment Plant Superintendent
Kent Havard	Chief of Police
Kevin Whitely	Golf Course Maintenance Superintendent
Jimmy Mettlen	Neches Pines Pro Shop Superintendent

Item 1 & 2 Mayor Simms called the meeting to order and gave the invocation.

Item 3 Mayor Simms requested a motion for authorization for advertising to purchase two Greenmowers for Golf Course, which was a budgeted item. Gandy Stubblefield made the motion and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Sam Coleman, Sr.	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 4 Budget Workshop
Mayor Simms advised would hear from Kent Havard for the Police Department's budget.

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Kent Havard stated need to purchase new radar for patrol car. Tony Homan asked how many. Kent Bill Brown & Don Hendrick asked how much, Kent advised approximately $2,200. dollars. Also need to repair radio in patrol cars. Don Hendrick asked how many radars are in each car, Kent answered one.
Kent advised need to replace dispatchers communications radio. Cost around Ten Thousand dollars to up grade system. Will request a grant to up grade system. Bill Brown asked are we looking for more grants? Kent Havard said yes.

By the year 2000 new law will change the working on radio due to the frequencies changes. Kent Havard also requested 2 new patrol cars same year model. Bill Brown asked why? Kent advised the vehicles getting to many miles on them. Also requested two new police reserves.

Jimmy Mettlen & Kevin Whitely presented Golf Course budget.

Billy Ballard discussed the Water Department budget.

Dee Scarborough discussed the Waste Treatment Plant budget.

City will keep same Tax Rate. Even though tax rate stay the same new law makes in mandatory City has a Public Hearing. There will be 4 meetings in September. Request to change September 17th meeting to September 14th.

Bill Brown made a motion to adjourn meeting and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Sam Coleman, Sr.	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously and meeting adjourned at 6:58 P.M.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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CALLED CITY COUNCIL MEETING
THURSDAY, SEPTEMBER 3, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget Workshop.
4. Public Forum.
5. Council Comments.
6. Adjourn.

POSTED ON CITY HALL BULLETIN MONDAY, AUGUST 31, 1998 AT 12:10 P.M.

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

Minutes of the called City Council meeting on Thursday, September 3, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent
Bill Brown	Councilman	Tony Homan
James Simms	Mayor	
Sam Coleman, Sr.	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said that the Budget Summary looked good over all and they still had time to look through it and cut expenses if and where needed. Mayor Simms said he felt like he spoke for the council and himself of what a great job Lanny Parish and the staff had done this year with the budget. Lanny Parish said that he would transfer the fund balance into the Contingency Fund as they had discussed before about building this fund up in case the city decided not to renew the contract with Waste Management again or any other situation that comes up. Bill Brown said that the court had done great with all the revenue they had brought in. Lanny Parish said that the judge is very professional and he had not heard any complaints on the Judge. Lanny Parish said that the city would have a public hearing on the tax rate with value increases on property and the council meeting would be Wednesday, September 16, 1998 instead of Thursday because of the football game.

Item 4 & 5 Mayor Simms said having no public forum and no council comments I move for a motion to adjourn with Bill Brown making the motion to adjourn and Gandy Stubblefield seconding the motion.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman, Sr.	
Don Hendrick	

The motion carried unanimously and meeting adjourn at 6:00 P.M.

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James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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CALLED CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 8, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Discuss proposed tax rate and take record vote.
4. Schedule public hearing on tax increase.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN MONDAY, AUGUST 31, 1998 AT 12:10 P.M.

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

Minutes of a called council meeting September 8, 1998 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Tony Homan	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Sam Coleman, Sr.	Councilman	

Also Present	
Lanny Parish	City Manager
Janet Reynolds	Attorney
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Jeff Taylor	Police Officer
Dennis Wilson	Finance Director

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said we have talked about the proposed tax rate previously and we decided to stay with the same rate as last year at . 48699.0. The council asked Lanny Parish if the is City going to be ok with this. Lanny Parish said he felt confident with this. Mayor Simms pointed out to Gary Wilmon that the sewer rates would go back to January, February, and March consumption like it use to be and water rates would stay the same. Mayor Simms said with no further discussion I call for a motion with Bill Brown making the motion and Sam Coleman, Sr. seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman Sr.	
Don Hendrick	
Gandy Stubblefield	
Tony Homan	

Motion carried unanimously.

Item 4 Mayor Simms said next item is to schedule public hearing on tax increase. Lanny Parish said that the meeting would be moved from Thursday September 17, 1998 to Wednesday September 16, 1998, and also we have another meeting scheduled for September 22, 1998 to adopt the tax rate and budget.

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Item 5 Mayor Simms called the council into executive session to discuss employees salaries.

Mayor Simms called the council back into open session and said no action was taken in executive session.

Item 6 Mayor Simms asked Christy Homan if she had any questions. Christy Homan answered no sir.

Item 7 Mayor Simms said with the council having no further business, I call for a motion to adjourn, with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	
Gandy Stubblefield	
Sam Coleman, Sr.	

The motion carried unanimously and meeting adjourn at 5:25 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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REGULAR CITY COUNCIL MEETING
WEDNESDAY, SEPTEMBER 16, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Authorize advertising for sale of vehicles from street department.
5. Consider and take action on Police Reserves applicants.
6. Award bid for Employee Health Insurance.
7. Consider and take action on Planning and Zoning Board recommendations to rezone area on both sides of Cypress street from SF-2 to SF-2B.
8. Approve tax abatement to Temple Inland.
9. Public hearing on tax increase.
10. Schedule meeting for Tuesday, September 22, 1998 to adopt tax rate.
11. Public Forum.
12. Council Comments.
13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD AT 9:34 A.M. ON TUESDAY 9-8-98.

LATE ITEM:

14. Open, tabulate and take action on bids received for purchase of Greensmower for Golf Course.

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

Minutes of the regular city council meeting Wednesday, September 16, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		
Sam Coleman Sr.	Councilman		

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Gary Wilmon	Free Press
Kevin Whitely	Golf Course Superintendent
Kent Havard	Police Chief
Shonda Davis	Police Officer
Jeff Taylor	Police Officer
Jimmy Cassels	City Attorney
Bob Samford	Temple Inland
Herbert Vanglahn	Advantage Financial Group
Laura Bloss	T.M.L. Group
Lane Bass	Street Superintendent

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms said since no questions or corrections the minutes of August 10,17, 27 and September 3, 8, 1998, I call for a motion to approve the minutes with Gandy Stubblefield making the motion and Don Hendrick seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman, Sr.	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to authorize advertising for sale vehicles from street department. Lanny Parish said there are three(3) vehicles that have been passed down to the street department and are used up and in need of repairs. They area 1987 Chevrolet 1/2 ton pickup; 1980 Chevrolet 3/4 ton Suburban and 1986 Ford 3/4 ton pickup. Gandy Stubblefield asked can they be fixed? Lane Bass said they are fixable.

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The council agreed that if they could be sold it was better then having the cars just sit around. Don Hendrick made the motion to advertise for sale of street department vehicles and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Sam Coleman, Sr.	

Motion carried unanimously.

Item 5 Mayor Simms said next item is to consider and take action on Police Reserves applicants. Kent Havard said both applicants will be great for the police department. Gary White use to work for us and knows the Diboll area; left to work for Postal Service with better pay and benefits. David Olivares is bilingual and has lived in Diboll. Bill Brown asked Kent Havard if he felt they would be great assets to the Police Department, Kent Havard answered yes. Bill Brown made a motion to accept both Police Reserves and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item on the agenda is to award the bid for Employee Health Insurance. Lanny Parish addressed the council and said he had opened the bids with Dennis Wilson and John Strain and they compared and examined the benefits and costs. Lanny Parish told the council that his recommendation was to stay with TML insurance since their annual premium is $10,879.68 less that the other compatible company and the benefits are comparable. Gandy Stubblefield made a motion to award the bid to TML and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman, Sr.	
Bill Brown	

Motion carried unanimously.

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Item 7 Mayor Simms said the next item on the agenda is to consider and take action on the Planning and Zoning Board's recommendation to rezone an area on both sides of Cypress street from SF-2 to SF-2B. Lanny Parish said that the P&Z board recommended this because it will enhance and improve the property value and the neighborhood. Sam Coleman, Sr. said he thought this would be greatly appreciated by the people that have lived in that neighborhood for years. Sam Coleman, Sr. made a motion to approve rezoning Cypress street from Beech street west to Robert Nash street and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 8 Mayor Simms moved to the next item on the agenda to approve a tax abatement to Temple Inland Bob Samford was here to tell us about the abatement or answer questions if any. Bob Samford said this is a $10 million dollar project and will provide jobs for 50 people to start with and up to 70 in the next few years. Bob Samford said this is a Green Finger-joint project submitted by Temple Inland. Mayor Simms said this is what we were looking forward to from the Enterprise Zone and it is going to be a good incentive for Diboll. Bob Samford said sales tax will be great. Jimmy Cassels told the council only Mayor Simms could voice his opinion because everyone else on the council had a wife or himself working for Temple Inland and they all had to sign a Affidavit before voting on this. James Simms made a motion to approve tax abatement to Temple Inland and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman, Sr.	

Motion carried unanimously.

Item 9 Mayor Simms said next item on the agenda is a Public Hearing on the ad. valorem tax increase. Lanny Parish said this will generate more revenue but the proposed ad valorem tax rate of .48699 will stay the same as last year. Mayor Simms closed the public hearing having received no public input.

Item 10 Mayor Simms said next item is to schedule meeting for Tuesday, September 22, 1998 to adopt tax rate of .48699; adopt the interest & Sinking tax rate of .18483; and

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adopt the Maintenance and Operations tax rate of .30216 and adopt the 1998-1999 budget.

Item 11 Mayor Simms said the next item is the late item on the agenda that I would like to move up to next item open and take action on bids received for the purchase of (2)Greensmowers for Golf Course. Lanny Parish said we have received 3 bids and Ms. Janet Reynolds will open the bids. The first bid was from Brookside for $31,780.00 and add $3.660.00 for each spiral brush. The next bid is from Professional Turf Products for $37,508.10 Model # 04381 Diesel 18.5 Hp and has a Hydraulic leak detector and that is optional. the next bid is from Watson's for $31,046.00 and add $1,476.00 for (2) rotating brushes. Kevin Whitely addressed the council and said that he would rather take the Brookside bid without the brushes instead of Watson's bid because in the past he has had slow response for services. Jimmy Cassels said that they would back him up just make sure he had dates and time on slow service for parts, etc. Don Hendrick made a motion to accept Brookside bid without the brushes for total of $31.780.00 with Sam Coleman, Sr. seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman, Sr.	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 12 Mayor Simms said having no public forum we will move on to the next item.

Item 13 &14 Mayor Simms said I would just like to say in behalf of the council and myself to Jeff Taylor, we hate to see you leave and appreciate all the good work you have done for the City of Diboll and wish you well on your new job. Mayor Simms called for a motion to adjourn with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman, Sr.	
Don Hendrick	

The motion carried unanimously and the meeting adjourned at 5:56 P.M.

James P. Simms, MAYOR

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ATTEST:

Tina ~~Cavazos, City~~ Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 22,1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Adopt the City of Diboll 1998-1999 budget.

4. Adopt the City of Diboll 1998-1999 property ad valorem tax rate of .48699.

5. Adopt the City of Diboll 1998-1999 Maintenance and Operation tax rate of .30216.

6. Adopt the City of Diboll 1998-1999 Interest and Sinking tax rate of .18483.

7. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reason to wit: 551.071 Private consultation with the City's Attorney.

1. Discuss Police Department and Fire Marshall vacancies.

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Department and Fire Marshall vacancies.

551.075 To confer with employees of the city to receive information or to ask questions.

1. Discuss Police department and Fire Marshall vacancies.

8. Public Forum.

9. Council Comments.

10. Adjourn.

POSTED ON CITY HALL BULLETIN SEPTEMBER 17,1998 AT 9:22 P.M.

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Minutes of a called City Council meeting, Tuesday, September 22, 1998 at 5:15 P.M., Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Sam Coleman, Sr.
Tony Homan	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Kent Havard	Police Chief
Joe Parish	Fireman
Zark Maxwell	Lufkin News
Jimmy Mettlen	Golf Course Manager
Dennis Wilson	Finance Director
Gary Jones	Fire Chief
Lanny Parish	City Manager
Janet Reynolds	City Attorney

Item 1 & 2 Mayor Simms called the meeting to order and gave the invocation.

Item 3 Mayor Simms called for a motion to adopt the 1998-1999 City of Diboll budget of $245,544.40 with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Tony Homan	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms called for a motion to adopt the City of Diboll 1998-1999 ad valorem property tax rate of .48699 with Don Hendrick making the motion and Tony Homan seconding.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Gandy Stubblefield	
Bill Brown	

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The motion carried unanimously.

Item 5 Mayor Simms called for a motion to adopt the City of Diboll 1998-1999 maintenance and Operation tax rate of .30216 with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Tony Homan	
Don Hendrick	

The motion carried unanimously.

Item 6 Mayor Simms called for a motion to adopt the City of Diboll 1998-1999 Interest and Sinking Fund tax rate of .18483 with Don Hendrick making the motion and Tony Homan seconding.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Bill Brown	
Gandy Stubblefield	

The motion carried unanimously.

Item 7 Mayor Simms called the council into executive session. No votes were cast and no decisions were made in executive session. Minutes were taken plus certified agenda and are kept in the city's vault in a lock box.

Item 8 Mayor Simms opened the floor for public comments. No comments.

Item 9 Mayor Simms asked for council comments. Lanny Parish requested that the October council meeting be moved to October 6, 1998 on Tuesday to permit him attending TMRS seminar in Austin. Council agreed.

Item 10 Mayor Simms called for a motion to adjourn with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Don Hendrick	
Gandy Stubblefield	

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Motion carried unanimously and meeting adjourned at 5:54 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR COUNCIL MEETING
TUESDAY, OCTOBER 6, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes.

4. Authorize advertising for bids to purchase 2 police cars.

5. Authorize advertising for bids to purchase Old Orchard Park Equipment; Baseball lighting system; Road Construction, Restroom Construction in Old Orchard Youth Baseball Complex, Construction of T-Ball field and Construction of park walk-way bridges.

6. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit: 551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Fire Marshall position.

7. Appoint and confirm Fire Marshall.

8. Quarterly Financial Report.

9. Public Forum.

10. Council Comments.

11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD 3:24 P.M. MONDAY, SEPTEMBER 28, 1998.

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Minutes of the regular City Council meeting Tuesday, October 6, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Sam Coleman Sr.	Councilman	
Tony Homan	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Christie Homan	
Kent Havard	Police Chief
Charlie Harris	Police Officer
Jimmy Cassels	City Attorney

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of September 16, 1998 and September 22, 1998 with Gandy Stubblefield making the motion and Sam Coleman seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman, Sr.	
Tony Homan	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms called for a motion to approve advertising for bids to purchase 2 police cars. Lanny Parish told the council this is a budget item. Don Hendrick asked if there was any sales tax on the vehicles. Lanny Parish answered no. Don Hendrick made the motion to approve advertising for bids to purchase 2 police cars and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	

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Sam Coleman, Sr.
Tony Homan
Bill Brown

Motion carried unanimously.

Item 5 Mayor Simms called for a motion to approve advertising for bids to purchase all Old Orchard Park Equipment and construction projects called for in the Parks Renovation and Improvement Grant, with Tony Homan making the motion and Don Hendrick seconding.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
Sam Coleman, Sr.	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms called the council into executive session. No votes were cast and no decisions were made in executive session. Minutes were taken and the certified agenda put in the city's vault in a lock box.

Item 7 Mayor Simms said next item is to appoint and confirm a Fire Marshall. Mayor Simms said he thought that Charlie Harris would be good since he has the experience in investigation and reports and is already a certified peace officer. Tony Homan made a motion to appoint Charlie Harris as Fire Marshall and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman, Sr.	

Motion carried unanimously.

Item 8 Mayor Simms said next item is the Quarterly Financial Report and Dennis Wilson will answer any questions. Dennis Wilson addressed the council and said that he considers and compares all the financial institutions in the area before making a decision. Gandy Stubblefield said, so you do call around and check before you make a final decision on an investment. Mr. Wilson answered, yes.

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Item 9 Mayor Simms opened the floor for public comments. Christy Homan said the council was doing a good job.

Item 10 Mayor Simms asked if there were any council comments. Mayor Simms asked about A.S. Davis. Lanny Parish said that the contractors were suppose to be out there on August 13 and no one had shown up, I left a message for Billy Sims to check on this matter since we have a contract agreement. Mayor Simms said on behalf of the councilmen and myself we would like to thank the city employees for the great work they did on having the city in great shape before Diboll Day. Tony Homan said he would like to thank the Police Department on the great work they have been doing on working the School Zones everyday and hopes they kept this up.

Item 11 Mayor Simms called for a motion to adjourn with Gandy Stubblefield making the motion and Bill Brown seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Gandy Stubblefield	
Sam Coleman, Sr.	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:45 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CITY OF DIBOLL
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 9, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve Minutes.

4. Hear ladies of Diboll Memorial Ladies Auxiliary of V.F.W. Post 8933 concerning the construction of a Memorial Wall of Honor.

5. Discuss and award bid for Neches Pines Golf Course Water System Improvements.

6. Consider and take action to adopt a resolution approving an application to the Texas Water Development Board in the amount of $4,650.00 from the Clean Water State Revolving Fund for wastewater facilities improvements.

7. Consider and take action to approve a contract for financial advisory services with Southwest Securities.

8. Consider and take action on approving a contract for bond counsel services with Fulbright and Jaworski.

9. Open, tabulate and take action on bids received for sale of street department equipment.

10. Open, tabulate and take action on bids received for purchase of police vehicles.

11. Authorize advertising to purchase backhoe for Street Department.

12. Authorize advertising to purchase ten (10) golf carts for Neches Pines Golf Course.

13. Approve resolution authorizing the submission of a grant request to the governor's office for funding of the Deep East Texas Regional Narcotics Trafficking Task Force.

14. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following

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reasons to wit:

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Reserve Applicant.

15. Approve Police Reserve Applicant.

16. Public Forum.

17. Council Comments.

18. Adjourn.

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Minutes of the regular council meeting Monday, November 9, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Tony Homan	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Dennis Wilson	Finance Director
Billy Sims	KSA Engineer
Ed Moore	Southwest Securities
Billy Ballard	Water Superintendent
Gladys Rector	VFW Ladies Auxiliary
Margueriette Kessinger	" " "
Ellia Kessinger	" " "
Lois Hurd	
Edward Hurd	
Dee Scarborough	Wastewater Superintendent
Mike Kelly	Narcotics Task Force
Steven Dorman	KSA Engineer

Item 1& 2 Mayor Simms called the meeting to order and gave the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of October 6, 1998 with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman, Sr.	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 4 Mayor Simms addressed the Ladies of the VFW auxiliary and apologized for not answering them any sooner concerning the Wall of Honor for the veterans near the T.L.L. Temple Memorial Library. Mayor Simms said he did not see a problem, just check with

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Lanny Parish on the right of way and with the Texas Highway Department and also on dimension for the wall.

Item 5 Mayor Simms said next item is to award bid for Neches Pines Golf Course Water System Improvements. Billy Sims said two bids were received, first one is Hoot Johnson Construction for $94,934.80 and second one is Oscar Crawford Construction bid $94,089.40. Mayor Simms said Oscar Crawford Construction has always done good work for the city and being the lowest bid I move for a motion with Don Hendrick making the motion to approve the lowest bid and Sam Coleman seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 6 Mayor Simms said next item is to consider and take action to adopt a resolution approving an application to the Texas Water Development Board in the amount of $4,650,000 from the Clean Water State Revolving Fund for wastewater facilities improvements. Billy Sims presented the council some plans for expansion of the sewer plant which would put it in compliance with state. Mayor Simms asked if we could back out of the Bond application at anytime. Ed Moore answered yes. Mayor Simms said then we should go ahead and submit the application and still check into this project some more to see if we can come up with something better. Bill Brown made the motion and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	Tony Homan
Don Hendrick	
Sam Coleman	

Item 7 Mayor Simms called for a motion to take action to approve a contract financial advisory services with Southwest Securities with Don Hendrick making the motion and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Sam Coleman	
Tony Homan	

Motion carried unanimously.

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Item 8 Mayor Simms called for a motion on approving a contract for bond counsel services with Fulbright and Jaworski with Sam Coleman making the motion and Bill Brown seconding.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Tony Homan	
Don Hendrick	

Motion carried unanimously.

Item 9 Mayor Simms said next item is to open bids received for sale of street department equipment. Jimmy Cassels said we received one from Joe Parish Welding for $350.00. Mayor Simms recommended to accept it with Bill Brown making the motion and Tony Homan seconding.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 10 Mayor Simms said next item is to open, tabulate and take action on bids received for purchase of two police vehicles. Jimmy Cassels said we have one bid from Philpott Ford for $39,982.00 with trade in of $7,117.00 leaving $32,865.00 for both vehicles. Tony Homan made the motion to accept the bids from Philpott Ford for $32,865.00 and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms said next item is to authorize advertising to purchase a backhoe for the Street Department. Lanny Parish said this will come out of the equipment fund. Don Hendrick made a motion to accept and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None

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Sam Coleman
Bill Brown
Tony Homan

Motion carried unanimously.

Item 12 Mayor Simms said next item is to authorize advertising to purchase ten (10) golf carts for Neches Pines Golf Course. Tony Homan made the motion and Sam Coleman seconded.

Voting For	Voting Against
Tony Homan	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms said next item is to approve resolution authorizing the submission of a grant request to the governor's office for funding of the Deep East Texas Regional Narcotics Trafficking Task Force. Mike Kelly addressed the council and said that this had to be in Austin by January 1. Mayor Simms said we have done this for several years. Tony Homan made the motion to approve the resolution and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 14 Mayor Simms called the council into executive session at this time to discuss Police Reserve applicant.

Mayor Simms called the council back into open session no decisions were made and no votes were cast. Minutes of the executive session or kept in a lock box in the city vault.

Item 15 Mayor Simms said next item is to approve Police Reserve applicant and I feel that Sherri Underwood will do a good job. Tony Homan made the motion and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	

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Don Hendrick
Sam Coleman

Motion carried unanimously.

Item 16 Mayor Simms opened the floor for public comments and having none we move to the next item.

Item 17 Mayor Simms asked if there were any council comments. Mayor Simms asked Lanny Parish to check the house on Thompson street, across from Dr. Ingram office, because it had junk in front of it again. Having no further comments, Mayor Simms asked for motion to adjourn. Bill Brown made the motion and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Tony Homan	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 7:01 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CITY OF DIBOLL
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 14, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve Minutes.

4. Public Hearing for Zone change for property on Arrington Road from S-2 to SF-1.

5. Take Action on Planning and Zoning Board recommendation to change Zoning from S-2 to SF-1.

6. Approve VFW ladies auxiliary constructing a wall of Honor near the T.L.L. Temple Memorial Library.

7. Hear Billy Sims with KSA Engineers discuss sewer plant expansion options and costs.

8. Hear Axley & Rode present annual audit.

9. Discuss and take action on services utility dual certification area between City of Diboll and Burke.

10. Open, tabulate and take action on bids received for lighting at High School Baseball field and T-Ball field.

11. Open, tabulate and take action on bids received for Park playground equipment.

12. Discuss and approve an ordinance adopting Restricted Prior Service Credit for employees in Texas Municipal Retirement System.

13. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Reserve Applicants.

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14. Approve Police Reserve Applicants.

15. Public Forum.

16. Council Comments.

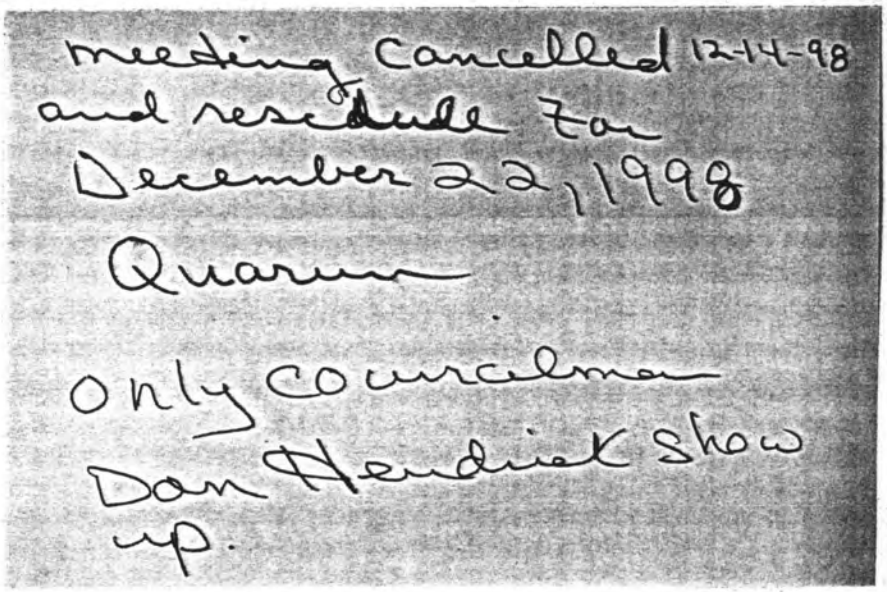
17. Adjourn.

ADDITIONAL ITEM:

1. Open, tabulate and take action on bids received on backhoe for Street Department.

POSTED ON BULLETIN BOARD AT CITY HALL, WEDNESDAY, 1:30 P.M., DECEMBER 9, 1998.

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AGENDA
CITY OF DIBOLL
CALLED CITY COUNCIL MEETING
TUESDAY, DECEMBER 22, 1998
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve Minutes.

4. Public Hearing for Zone change for property on Arrington Road from S-2 to SF-1.

5. Take Action on Planning and Zoning Board recommendation to change Zoning from S-2 to SF-1.

6. Approve VFW ladies auxiliary constructing a wall of Honor near the T.L.L. Temple Memorial Library.

7. Hear Billy Sims with KSA Engineers discuss sewer plant expansion options and costs.

8. Hear Axley & Rode present annual audit.

9. Discuss and take action on services utility dual certification area between City of Diboll and Burke.

10. Open, tabulate and take action on bids received for lighting at High School Baseball field and T-Ball field.

11. Open, tabulate and take action on bids received for Park playground equipment.

12. Discuss and approve an ordinance adopting Restricted Prior Service Credit for employees in Texas Municipal Retirement System.

13. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.001 et seq., the Council, during the course of the meeting covered by this notice, may enter into closed or executive session for any of the following reasons to wit:

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss Police Reserve Applicants.

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14. Approve Police Reserve Applicants.

15. Open, tabulate and take action on bids received on backhoe for Street Department.

16. Public Forum.

17. Council Comments.

18. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY, DECEMBER 15, 1998 AT 10:32 A.M.

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Minutes of the regular council meeting Tuesday, December 22, 1998, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Sam Coleman	Councilman
Bill Brown	Councilman		
Gandy Stubblefield	Councilman		
Tony Homan	Councilman		
Don Hendrick	Councilman		

Also Present	
Lanny Parish	City Manager
Janet Reynolds	City Attorney
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Bruce Sieffert	Axley & Rode
Dee Scarborough	Wastewater Superintendent
James Houston	Foreman for Water Dept.
Michael Seale	Police Officer
Gary Wilmon	Free Press
Lane Bass	Street Superintendent

Item 1 & 2 Mayor Simms called the meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Simms called for a motion to approve the minutes of the November 9, 1998 council meeting with Don Hendrick making the motion and Tony Homan seconding.

Voting For	Voting Against
Don Hendrick	None
Tony Homan	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is a public hearing for Zone change for property on Arrington Road from S-2 to SF-1. Mayor Simms said that the Planning and Zoning Board had OK'd this seeing that it could help Diboll. Tony Homan asked how many homes would be built in this section of Arrington. Lanny Parish showed the blue prints to the council and said that only four lots at this time were marked. Mayor Simms said I can only see where it will help the City of Diboll.

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Item 5 Mayor Simms stated the next item is to take action on the Planning and Zoning Board's recommendation to change Zoning from S-2 to SF-1. Bill Brown made the motion to change the Zoning from S-2 to SF-1 and Tony Homan seconded.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve the VFW ladies auxiliary constructing a Wall of Honor near the T.L.L. Temple Memorial Library. Mayor Simms said with everything being checked into I move for a motion with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 7 Mayor Simms said next item is to hear Billy Sims with KSA Engineers discuss the sewer plant expansion and costs, since Mr. Sims is not here, we will go on to the next item.

Item 8 Mayor Simms said the next item is to hear from Axley and Rhode our audit report and we have Bruce Sieffert here to address the council. Mr. Sieffert told the council that the city needed list of all the assets and that the city did not show where it was getting ready for the year 2000 on computer. Mayor Simms asked Mr. Sieffert over all would you say that the audit went well. Bruce Sieffert answered yes.

Item 9 Mayor Simms said the next item is to discuss and take action on services utility dual certification area between the City of Diboll and Burke. The council all agreed before making any decision they need to know where the by pass will actually go and more complete information. Mayor Simms said at this time I feel we should table this item, with Don Hendrick making the motion to table it and Gandy Stubblefield seconding.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	

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Bill Brown
Tony Homan

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to open, tabulate and take action on bids received for lighting at High School Baseball field and T-Ball field. Janet Reynolds said the first bid is from F & W for $154,880, next bid is from Liteco Company for the amount of $161,514. The Mayor and council both thought this was high and at this time should table this item. Tony Homan made the motion to table the item and Bill Brown seconded.

Voting For	Voting Against
Tony Homan	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 11 Mayor Simms said next item is to open,tabulate and take action on bids received for Park playground equipment. Janet Reynolds said the first bid is from Craftsman for $15,422 plus $5,000 for installment. The next bid is from Gametime for $16, 934 plus $4,450 for installment, and next is from All Play for $18,841 plus $4,395 for installment. The next bid is form May recreation in the amount of $15,975 plus $3,800 for installment. Mayor Simms said the lowest bid is from May Recreation total of $19,775 including installment. Tony Homan made the motion to accept the lowest bid of $19,775 and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 12 Mayor Simms said the next item to discuss and approve is an ordinance adopting Restricted Prior Services Credit for employees in Texas Municipal Retirement System and will not cost the City any money, from my understanding it allows an employee to count any service time with any approved entity by TMRS toward his retirement. Mayor Simms said I move for a motion to approve this with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against

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Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 13 Mayor Simms called the council into executive session at this time to discuss Police Reserve applicants.

Mayor Simms called the council back into open session no decisions were made and no votes were cast. Minutes of the executive session or kept in a lock box in the city vault.

Item 14 Mayor Simms said the next item is to approve Police Reserve applicants, Ryan W. O'neal and Jacob A. Denman both backgrounds checked out good and I see no problem in approving them. Tony Homan made a motion to approve Police Reserve applicants with Gandy Stubblefield seconding.

Voting For	Voting Against
Tony Homan	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 15 Mayor Simms said next item is to open, tabulate and take action on bids received on backhoe for street department. Janet Reynolds said three bids were received; first one is from Pineywoods Tractor for $14,195 with trade in of $3,750 for a total of $37,445; next bid is from Texas Timberjack for $40,540 with trade in $2,000 for a total of $38,540; and from East Texas Machinery for $39,817 with trade in of $4,000 for a total of $35,817. Mayor Simms said the lowest net bid is for $35,817 from East Texas Machinery and I feel we should accept this. Tony Homan made a motion to accept East Texas Machinery's bid for $35,817 with Don Hendrick seconding.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 16 Mayor Simms opened the floor for public comments and having none moved to the next item.

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Item 17 Mayor Simms asked if there were any council comments. Mayor Simms, Lanny Parish and some of the council said they had seen the street in the park that contractor just overlaid and feel they need to come back and do a better job. Having no further comments, Mayor Simms asked for a motion to adjourn. Bill Brown made the motion and Tony Homan seconded.

Voting For	Voting Against
Bill Brown	None
Tony Homan	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:38 P.M.

James P. Simms, MAYOR

Attest:

Tina Cavazos, CITY SECRETARY

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Sign

December 22, 1998

Bruce Sietsma ~ Ayly's Ride