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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 ask~~ed~~ 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 ~~o~~f 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 Oaty
Myron Thompson
James Byford
Allison Page & Jr Lobo
Betty Capps
Sonny Parker
Sonny Wayland
GARY JONES
Keith Do
Marty Robert
GARY Mike Smith
Jack & Doris Ashworth
Kitty Fleming
Joe Paddy
Joe Paul
Steve Carrizo
J D Breising
Zada Henderson
Rodney Allen

Jan Page
John Ray Bell

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

1. Discuss ambulance service

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

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3/4/97

Minutes of a Planning and Zoning Commission meeting on Tuesday, March 4, 1997

Members Present

Marvin Wright
Stacey Cooke
Jack Beaty

Members Absent:

Jay Wyatt
Charles Moses

Also Present:

Rev. N.C. Simmons
Vernon Cupit
Betty Capps

The meeting was called to order by Chairman Wright. A quorum was established.

An application for a Zone Change from Rev. N.C. Simmons was discussed. Rev. Simmons wants to change the Zone for his Chapel on N. First Street from Church to Business in order for him to have a funeral home there.

After discussion a recommendation was made by Stacey Cooke to approve the Zone change and second by Jack Beaty. Voting yes: Cooke, Beaty & Wright.

This recommendation will be made to the City Council at their meeting on March 17, 1997

There being no further business, the meeting was adjourned.

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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

Alice Ashworth
Robert Ashworth
JOHN MARTINEZ
James Lattimore
Dan Burgess
Helen Schmidt
BIG ED (ED LUNA)
Roy Rios
Darrell Roberts
Gary Jones
Charles A Mallett
Ruth Oates
Jimmy Day
Mitchell Welch
Sammy Tucker
Lisa Lee
Fred Mitchell
Judy Fleming
Suzanne Edwards
Allison Gage
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	

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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

Andy 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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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
Frances Whitmill
Mary Helen Gray
Luden King
Gertrude Bland
Joyce Spencer.
Willie Maxie Moye.
[illegible]
Lane Bass
Velie Nixon A Lair
Evelyn Stephens
Darrell Bk
Richard Thompson
Lisa Lee
[illegible]
[illegible]
Thelma Scott
Annette Ross

LANE BASS, Street Supt
TINA CAVAZOS
GARY WILSON, Editor 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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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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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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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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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 Blount
Gary Jones
Myrtle Thompson
Ruth Oates
Jr. b by
Betty Cooper
Rebecca Ashworth
Rhonda Fagnen
Kevin R. Davis
Paula Parish

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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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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 - Protem,
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.

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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 - Pro tem
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 13,1997
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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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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Item 5 Mayor Simms opened the floor for public input and having no input moved to the next item.

Item 6 Mayor Simms opened the floor for council comments and with no one having any comments, Mayor Simms asked for a motion to adjourn and Bill Brown made the motion with Don Hendrick seconding.

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

The motion carried unanimously and the meeting adjourned at 6:10 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman, Sr.	

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

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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.

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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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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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

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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.

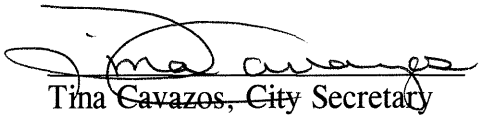
Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman, Sr.	
Don Hendrick	

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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Nov 9, 1998

Regular

Sign In

Ed Moore	Southwest Securities - Longview
Handay Clark	VFW Ladies Auxiliary
Gladys Keeton	VFW Ladies Aux
Marguerite Kessinger	Ladies Aux.
Ellis Kessinger	VFW Post 8933
Edgar Beard	V.F.W.
Lois Hurd	VFW
Edward Hurd	VFW
Dell Scarborough	City of Diboll
Mike Kelley	NARCOTICS TASK FORCE
Billy A Sims	KCA Engineers
Steve Dorman	KCA Engineers

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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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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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Sign In

December 22, 1998

Bruce Siettup - Axle's Ride

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AGENDA
CITY OF DIBOLL
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 14, 1998
DIBOLL CITY HALL

meeting Cancelled 12-14-98 and rescheduled for December 22, 1998 Quarum Only councilman Dan Hendrick show up.

1. Call to order.

2. Invocation.

3. Approve Minutes.

4. Public Hearing for Zone ch

5. Take Action on Planning a
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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

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

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
REGULAR COUNCIL MEETING
THURSDAY, JANUARY 14, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes.

4. Hear Billy Sims with KSA Engineers discuss sewer plant expansion costs and options.

5. Approve engineering contract with KSA Engineering for sewer plant expansion.

6. Approve bid from Liteco Electric Inc. for high school baseball field and T-Ball field lighting.

7. Discuss and take action on services utility dual certification area between City of Diboll and Burke.

8. Open, tabulate and take action on bids received to construct restrooms at youth baseball complex.

9. Public Forum.

10. Council Comments.

11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD ON JANUARY 5,1999 AT 10:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular council meeting Thursday, January 14, 1999, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		
Don Hendrick	Councilman		
Sam Coleman	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Billy Sims	KSA Engineer
James Houston	Foreman Water Dept.
Dee Scarborough	Wastewater Superintendent
Gary Jones	Fire Chief
Billy Ballard	Water Superintendent
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Lanny Parish	City Manager
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 for a motion to approve the minutes of the December 22, 1998 council meeting with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to hear Billy Sims with KSA Engineers discuss sewer plant expansion costs and options. Billy Sims addressed the council and said that everyone had copies of the two options and the city would probably prefer to go with Alternative "C "Conventional Activated Sludge WWTP at a lower cost which would pass the state requirements. Lanny Parish said that he had sat down with Dennis Wilson and gone over some revenue figures and feels that minimum water rates would only have to be raised from $8.40 to $9.00 and sewer rate about 30 cents more.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Item 5 Mayor Simms said he felt that before making a final decision on the sewer plant expansion all councilmen should be present and voice there opinion. Bill Brown made a motion to table it and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve the bid received from Liteco Electric Inc. that was tabled in the last meeting. Lanny Parish addressed the council and said this item was tabled at our last meeting so that I could review the bid. Mr. Parish told the council he meet with Gary Martz and Finis Vanover and the bid from Liteco Electric was not $16,514 as read by Ms. Reynolds, the total bid agreed upon by Mr. Martz, Mr. Vanover and myself as acceptable is $95.054.00 for both high school and T-Ball field which is within the budget of $98,600.00 funded by the grant. Don Hendrick made a motion to accept the bid from Liteco Electric Inc. and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and take action on services utility dual certification area between City of Diboll and Burke. Mayor Simms said this item was also tabled from our last council meeting so that Lanny Parish could confer with Mr. Cassels. The Mayor and council discussed the utility dual certification area between City of Diboll and Burke and after conferring with Mr. Cassels and learning that the city could still annex the area in the overlapping land if it ever desired to so do and considering the additional cost to provide service in this area now and in the future, plus any future growth in the area, both residential and commercial, Bill Brown made a motion to approve the city of Lufkin taking over all services in the overlapping area and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

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Gandy Stubblefield

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to open, tabulate and take action on bids received to construct restrooms at youth baseball complex. Jimmy Cassels said we only received one bid and it is from Gary Jones Construction in the amount of $32,362.00. Mayor Simms said the grant for the construct restrooms at youth baseball complex was for $28.000.00. Don Hendrick made a motion to table it and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor for public comments. Chief Havard addressed the council and said that the hours the Reserves put in have never had recognition and he felt that when one Reserve put in 1/3 of the hours by himself should get recognition for his time. Chief Havard said the Reserves are out there putting their life on the line with no pay and no recognition. Chief Havard said at this time I would like to present this plague of appreciation to Daniel Gaudet for his time and a great job that he is doing as a Reserve Officer. Mayor Simms said having no further comments we move to the next item.

Item 10 Mayor Simms asked if there were any council comments. Some of the council asked if the had found out anything on the A.S. Davis and Stubblefield. Lanny Parish said he had talked with Mathews Construction and they would make the street right. Gandy Stubblefield asked what was being built on Arrington across from the Church of Christ and Lanny Parish answered a house and probably a few more later. Lanny Parish said the also the house that had burn on old Diboll Highway that the Welch Family lived in was finally cleared away. Having no further comments, Mayor Simms asked for a motion to adjourn. Bill Brown made the motion and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:55 P.M.

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James P. Simms, MAYOR PRO TEM

Attest:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, FEBRUARY 8, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve of minutes.

4. Authorize forfeiting city's right to abandoned vehicle to Lee's Paint and Body Shop.

5. Authorize advertising for bids to purchase 10 Golf Carts.

6. Discuss and take action on bids received to construct restrooms at Youth Baseball complex in Old Orchard Park.

7. Hear Bob Brown with TU. Electric concerning time-of -use rate options and take action on request and to approve an ordinance.

8. Discuss sewer plant expansion and take action on approving the engineering contract with KSA Engineering.

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 reasons to wit:

   551.074 Discussing personnel or to hear complaints against personnel.

   1. Discuss Police Reserve Applicant.
   2. Discuss Appraisal Review Board Representative Appointee.

10. Consider and take action to approve appointee to represent the City of Diboll on the Appraisal Review Board.

11. Approve Police Reserve Applicant.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Minutes of the regular council meeting Monday, February 8, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent	
Tony Homan	Mayor Pro Tem	James P. Simms	Mayor
Bill Brown	Councilman	Gandy Stubblefield	Councilman
Don Hendrick	Councilman		
Sam Coleman	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Dee Scarborough	Wastewater Superintendent
Jesse Scarborough	
Gary Wilmon	Free Press
Kent Havard	Police Chief
Billy Sims	KSA Engineer
Bob Brown	TU. Electric
Gary Jones	Jones Construction

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

Item 3 Mayor Pro Tem Tony Homan called for a motion to approve the minutes of the January 14, 1999 council meeting with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 4 Mayor Pro Tem Tony Homan said the next item is to authorize forfeiting city's right to abandoned vehicle to Lee's Paint and Body Shop. Lanny Parish asked Chief Havard to address the council on this matter. Chief Havard said Lee's Paint and Body Shop had an abandoned 1989 Buick car towed to their shop since January 1998, and at this point the storage fees amounted to more then the vehicle is worth. Bill Brown made the motion to forfeiting city's right to abandoned vehicle to Lee's Paint and Body Shop and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	

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Motion carried unanimously.

Item 5 Mayor Pro Tem Tony Homan said the next item is to authorize advertising for bids to purchase 10 Golf Carts. Lanny Parish said this is budgeted item and will be paid out of the equipment fund. Don Hendrick made the motion to authorize advertising for bids to purchase 10 Golf Carts and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 6 Mayor Pro Tem Tony Homan said the next item is to discuss and take action on bids received to construct restrooms at Youth Baseball complex in Old Orchard Park. Councilman Sam Coleman, Sr. showed up at the meeting at this time. Jimmy Cassels said we have Gary Jones Construction bid for the amount of $32,362.00. Lanny Parish told the council this item has been tabled from last council meeting and we readvertised for bids and we haven't received any new bids. Lanny Parish said he had talked with Gary Martz and with other parks projects coming in under budget, we are recommending that Mr. Jones bid in the amount of $32,362.00 be approved. Don Hendrick made a motion to accept Gary Jones bid in the amount of $32,362.00 to construct restrooms at Youth Baseball complex in Old Orchard Park and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Tony Homan	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Pro Tem Tony Homan said the next item is to hear Bob Brown with TU. Electric concerning time-of-use rate options and take action on request to approve an ordinance. Bob Brown addressed the council and said this was optional and it can be a great saving for commercial and residential. Bob Brown said this is strictly voluntary at the customer's choice and this is from the month of June through September. Jimmy Cassels asked Bob Brown if there is going to be any down side to this, Bob Brown answered no. Bill Brown made a motion to accept the ordinance on the time-of-use rate options and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Tony Homan	
Sam Coleman	

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Motion carried unanimously.

Item 8 Mayor Pro Tem Tony Homan said the next item is to discuss sewer plant expansion and take action on approving the engineering contract with KSA Engineering. Lanny Parish said this item we have discussed and tabled it to give it some more thought and we have calculated different water and sewer rates which are examples of the proposed rates which will be necessary to pay the loan. Bill Brown asked is there any way to keep the senior citizens as they are. Lanny Parish said we are trying to keep them as low as we can, we have no choice but to do as the Texas Water Board Commission tells us, and that is a consistent or ascending rate. We will know for sure after Wednesday, February 17, 1999 when the commitment is made in Austin. Sam Coleman made the motion to approve the engineering contract with KSA Engineering for the sewer plant expansion and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 9 Mayor Pro Tem Tony Homan called the council into executive session at this time to discuss Police Reserve applicant and Appraisal Review Board Representative.

Mayor Pro Tem Tony Homan called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 10 Tony Homan said the next item is approve appointee to represent the City of Diboll on the Appraisal Review Board. Jimmy Cassels asked Mr. Scarborough to tell the folks how he would approach the job. Mr. Scarborough told them he would try to hear people fairly and do a fair job. Bill Brown made a motion to table this item at this time and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Tony Homan	

Motion carried unanimously.

Item 11 Mayor Pro Tem Tony Homan said the next item is to approve Noe DeJesus as police reserve. Tony Homan said he comes highly recommended. Don Hendrick made a motion to approve Noe DeJesus as police reserve and Sam Coleman seconded.

Voting For	Voting Against

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Don Hendrick	None
Sam Coleman	
Bill Brown	
Tony Homan	

Motion carried unanimously.

Item 12 Mayor Pro Tem Tony Homan opened the floor for public comments having none moved to the next item.

Item 13 Mayor Pro Tem Tony Homan asked if there were any council comments. Don Hendrick said he just like to say that he has great water pressure. Tony Homan said we need to see about the darkness at the Police department where the sign is so people can see it. Having no further comments, Tony Homan asked for a motion to adjourn. Bill Brown made the motion and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Tony Homan	

Motion carried unanimously and meeting adjourned at 6:00 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 8, 1999
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 Golf Carts.

5. Discuss overlaying streets in Deer Trace except concrete street contingent upon receiving partial grant.

6. Authorize calling election May 1, 1999 to elect Mayor and two Councilmen.

7. Discuss and take action to approve Angelina County & Cities Health District Cooperative Agreement.

8. Authorize advertising for bids to construct street in Old Orchard Park.

9. Consider and approve resolution authorizing publication on notice of intent to issue up to $4,650,000 Certificates of Obligation for sale to Texas Water Development Board.

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

    551.074 Discussing personnel or to hear complaints against personnel.

    1. Discuss Appointee to Appraisal Review Board.
    2. Discuss possible litigation.

11. Take action on Appraisal Review Board Appointee.

12. Public Forum.

13. Council Comments.

14. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MARCH 1, 1999 AT 2:40 p.m.

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 8, 1999
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 Golf Carts.

5. Discuss overlaying streets in Deer Trace except concrete street contingent upon receiving partial grant.

6. Authorize calling election May 1, 1999 to elect Mayor and two Councilmen.

7. Discuss and take action to approve Angelina County & Cities Health District Cooperative Agreement.

8. Authorize advertising for bids to construct street in Old Orchard Park.

9. Consider and approve resolution authorizing publication on notice of intent to issue up to $4,650,000 Certificates of Obligation for sale to Texas Water Development Board.

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

    551.074 Discussing personnel or to hear complaints against personnel.

    1. Discuss Appointee to Appraisal Review Board.
    2. Discuss possible litigation.

11. Take action on Appraisal Review Board Appointee.

12. Public Forum.

13. Council Comments.

14. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MARCH 1, 1999 AT 2:40 p.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular council meeting Monday, March 8, 1999, 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	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Ed Moore	Southwest Securities
Lane Bass	Street Superintendent
Ed Lura	Wastewater Department
Jimmy Mettlen	Golf Course Manager
Billy Ballard	Water 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 February 8, 1999 council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Tony Homan	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open bids on the purchase of ten Golf Carts. Jimmy Cassels said the first bid is from Club Car for $29,880, and with trade in $4,500 for a net bid of $25,380. Yamaha bid $29,090, with trade of $2,700 for a net bid of $27,090. E Z Go bid $30,300 with trade in of $9,000 for a net bid of $21,300. Gandy Stubblefield asked if it was hard to have two types of golf carts with parts and supplies. Jimmy Mettlen said it was not a problem. Dale Walker of Club Car said that he read on the specification where the carts were to be traded in as they is. Jimmy Cassels said that

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Jimmy Mettlen and Lanny Parish needed to go through the specifications. Tony Homan made a motion to accept the lowest bid of $21,300 from E Z Go and Don Hendrick seconded.

Voting For	Voting Against
Tony Homan	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss overlaying streets in Deer Trace except concrete street, contingent upon receiving partial grant. Lanny Parish told the council he had met with Harold Maxwell and the company or foundation was willing to donate an amount of up to $25,000 -$30,000. Bill Brown said it will last only awhile and then we have to start patching again and that just seems to be a waste of money and time. Mayor Simms said we can look at a larger plan and then go back and show Harold Maxwell and see if he will offer more money and also at the same time tell them we are happy with their offer.

Item 6 Mayor Simms said the next item is to authorize calling election on May 1, 1999 to elect Mayor and two council. Lanny Parish said this is just routine we do this every year. Bill Brown made a motion and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Tony Homan	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is discuss and take action to approve Angelina County & Cities Health District Cooperative Agreement. Lanny Parish said it is a benefit to underprivileged folks. Bill Brown said about how much does it cost. Lanny Parish said about a dollar a person. Sam Coleman made a motion to approve Angelina County & Cities Health District Cooperative Agreement and Tony Homan seconded.

Voting For	Voting Against
Sam Coleman	Name
Tony Homan	
Bill Brown	

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Gandy Stubblefield
Don Hendrick

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to authorized advertising for bids to construct street in Old Orchard Park. Lanny Parish said this is part of the grant we already received and we have the specs and we would like to go out for bids. Lanny Parish said and if the bid falls with in our grant budget we would like for the council to approve it at the April, 1999 meeting. Don Hendrick made a motion to authorized advertising for bids to construct street in Old Orchard Park and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Sam Coleman	
Gandy Stubblefield	
Tony Homan	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to consider and approve resolution authorizing publication on notice of intent to issue up to $4,650,000 Certificates of Obligation for sale to Texas Water Development Board. Ed Moore said that the current rate is at 3.8700% and we are not bound by arbitrage law so we can make whatever we can on the money while we have it deposited. Lanny Parish said it will depend on when we close the loan as to the exact percent we will pay. Mayor Simms said I recommend that we approve the resolution. Don Hendrick made the motion to approve the resolution authorizing publication on notice of intent to issue up to $4,650,000 Certificates of Obligation for the sale to Texas Water Development Board and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Tony Homan	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to discuss Appointee to Appraisal Review Board and possible litigation.

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Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 11 Mayor Simms said the next item is to take action on Appraisal Review Board Appointee. Mayor Simms said that the school had appointed Mr. David Winfrey to represent them and the city has used the same person to represent the city in the past. Tony Homan made a motion for David Winfrey to represent the city on Appraisal Review Board and Sam Coleman seconded.

Voting For	Voting Against
Tony Homan	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms opened the floor for public comments, having none moved to the next item.

Item 13 Mayor Simms said having no comments from the council I call for a motion to adjourn and Bill Brown made the motion and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Tony Homan	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:11 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 12, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Consider and take action approving an ordinance adopting a Water Conservation and Emergency Water Demand Management Plan.

5. Discuss and possibly take action on implementing a hotel/motel occupancy tax.

6. Discuss laying sewer line on Mockingbird Street.

7. Discuss and take action concerning city's responsibility for maintaining road off Arrington serving three homes.

8. Consideration and possible approval of a resolution authorizing submission of a 1999/ 2000 Texas Community Development Program (TCDP) grant application.

9. Consideration and possible approval of a resolution authorizing submission of a 1999/ 2000 Texas Community Development Program (TCDP) Planning & Capacity Building Fund grant application.

10. Consider and take action authorizing a Resolution Authorizing Participation in Tex Pool and Designate Authorized Representatives.

11. Consider and take action to enter contract for Risk Management Plan for Wastewater Treatment Facility.

12. Amend Wrecker Rotation Policy.

13. Public Forum.

14. Council Comments.

15. Adjourn.

POSTED ON CITY HALL BULLETIN ON APRIL 5, 1999 AT 01:35 P.M.

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LATE ITEM: Open, tabulate and take action on bids received for construction of street in Old Orchard Park.

Posted on City Hall Bulletin on April 9, 1999 at 11:05 a.m.

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Minutes of the regular council meeting Monday April 12, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bill Brown	Councilman	Tony Homan	Councilman
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Billy Sims	KSA Engineer
Kent Havard	Police Chief
Dee Scarborough	Wastewater Superintendent
Gary Wilmon	Free Press
Tina Cavazos	City Secretary
Raymond Vann	

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 March 8, 1999 council meeting with Sam Coleman making the motion and Bill Brown seconding.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to consider and take action approving an ordinance adopting a Water Conservation and Emergency Water Demand Management Plan. Billy Sims addressed the council and told them this was a requirement to approve prior to the closing of our loan from the Texas Water Development Board for our sewer project. Sam Coleman made a motion to approve an ordinance adopting a Water Conservation and Emergency Water Demand Management Plan and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and possibly take action on implementing a hotel/motel occupancy tax. Lanny Parish addressed the council and said this was the practice among municipalities statewide and an ordinance must be approved before taxes can be put in force. Lanny Parish said we can get 6% of room rates only. Mayor Simms said we also have to give 1% back. Mayor Simms said we need for Jimmy Cassels to look into this more before he draws up an ordinance on the occupancy tax.

Item 6 Mayor Simms said the next item is to discuss laying sewer lines on Mockingbird Street. Lanny Parish said this has been discussed several years and I have asked Billy Sims to give us an idea of what the cost is going to be. Billy Sims told the council that it would cost around $86 thousand for the whole project. Lanny Parish suggested that we divide the project into two parts and we could get started on one this year and the other next year. Lanny Parish told the council we do have the funds in our Contingency fund. Bill Brown asked how much time frame. Billy Sims answered about the middle of next year. James Simms said we will write a letter to the concerned resident and let her know we are working on this and the cost of the project.

Item 7 Mayor Simms said the next item is to discuss and take action concerning the city's responsibility for maintaining a road off Arrington serving several homes. Lanny Parish said that when we did the annexation in this area we are responsible for maintaing the road, Billy Sims needs to look into what the cost will be for upgrading the road before we make any decision. Billy Sims said he would bring some figures to the next council meeting.

Item 8 Mayor Simms said the next item is to consider and possibly approval of a resolution authorizing submission of a 1999/2000 Texas Community Development Program (TCDP) grant application. Raymond Vann addressed the council and said this grant would be for upgrading the water lines on First, Second, Third streets and A, B and C streets to 6" and 8" water lines and installing fire hydrants. The other part of the grant is to install manholes at proper distances on these same streets. Lanny Parish said the City's share for this grant will be $37,500 bringing the total funds for the project to $287,500. Lanny Parish also said we have applied for this grant before and if we do not get it, it will not cost the City anything. Bill Brown made a motion to approve a resolution authorizing submission of a 1999/2000 Texas Community Development Program (TCDP) grant application and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

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Item 9 Mayor Simms said the next item is to consider and possible approval of a resolution authorizing submission of a 1999/2000 Texas Community Development Program (TCDP) Planning & Capacity Building Fund grant application. Raymond Vann addressed the council and said in your council packets you have a summary of the grant project. Mr. Vann said the grant is for $40,260.00 with the city contribution of $6,040.00 making a total project $46,300.00. Billy Sims said this grant will enable us to conduct planning, including housing, population and land use. Billy Sims said it also will be a useful grant to provide the city with much needed updated maps and future planning to provide for future growth. Billy Sims said if this grant is not accepted it will not cost the city any money. Sam Coleman made a motion to approve the resolution authorizing submission of a 1999/2000 Texas Community Development Program (TCDP) Planning & Capacity Building Fund grant application and Bill Brown seconded.

Voting For	Against
Sam Coleman	None
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to consider and take action authorizing a Resolution Authorizing Participation in Tex Pool and Designate Authorized Representatives. Lanny Parish said Tex Pool meets all the municipalities requirements, and the City of Lufkin is a member. Lanny Parish said funds will be available within 24 hours of request and they pay good interest, and are backed by government securities. Mayor Simms asked what kind of risk do we have. Lanny Parish answer we can only invest in government securities. Lanny Parish also told the council we do not have to invest even if the Resolution is approved. Lanny Parish said we need to approve a resolution to become a member and appoint a representative to take care of withdrawals, and I recommend Dennis Wilson, myself and Mayor Simms. Bill Brown made a motion to approve the Resolution Authorizing Participation in Tex Pool and designated representatives Dennis Wilson, Lanny Parish and Mayor Simms, and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to consider and take action to enter contract for Risk Management Plan for Wastewater Treatment Facility. Lanny Parish said the TNRCC (state water board) has mandated that the city have a Risk Management Plan for

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Wastewater Treatment Facility by June 1999. Lanny Parish said Nacogdoches has this already and is satisfied and the firm is out of Longview. Don Hendrick made the motion to approve the contract for Risk Management Plan for Wastewater Treatment Facility and Sam Coleman seconded.

Voting For	Against
Don Hendrick	None
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 12 Mayor Simms said next item is to amend the wrecker rotation policy. Kent Havard said he drew up some recommendations, the old policy is out dated in a number of areas. Kent Havard said he had 3 wreckers for small vehicles and 3 wreckers for big trucks for instance 18 wheelers. Bill Brown asked if Insurance on wreckers were up to date and Kent Havard answered yes. Sam Coleman made the motion to amend the wrecker rotation policy and Don Hendrick seconded.

Voting For	Against
Sam Coleman	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 13 Mayor Simms said the next item is to open, tabulate and take action on bids for construction of a street in Old Orchard Park. Jimmy Cassels said we received two bids from M & S Eubank, the bid is for $69,500 and the bid from Trout Felts is for $24,797. Jimmy Cassels said I suggest Lanny Parish look at the bids carefully because of the big difference. Bill Brown made a motion to accept the lowest bid of Trout Felts at $24,797 and Lanny Parish to look over both bids carefully and Sam Coleman seconded.

Voting For	Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 14 Mayor Simms opened the floor to the public, having no comments we move to the next item.

Item 15 Mayor Simms asked the council if anyone had any comments. Lanny Parish

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asked the council if a called council meeting would be ok on April 22, 1999 to accept the certificate of obligations for sale to Texas Water Development Board since it was not posted in newspaper on time, all the council agreed for a meeting April 22, 1999. Mayor Simms said having no further comments I move for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:50 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, APRIL 22, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Consider and take action on the adoption of an ordinance authorizing the issuance of $4,650,000 Tax and Utility System Subordinate Lien Revenue Certificates of Obligation, Series 1999; their sale to the Texas Water Development Board; and all other matters incident and related thereto.

4. Public forum.

5. Council Comments.

6. Adjourn.

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Minutes of a called council meeting Thursday, April 22, 1999, 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Don Hendrick	Councilman	Gandy Stubblefield	Councilman
Sam Coleman Sr.	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Dee Scarborough	Wastewater Superintendent

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

Item 3 Mayor Simms said the next item is to consider and take action on the adoption of an ordinance authorizing the issuance of $4,650,000 Tax and Utility System Subordinate Lien Revenue Certificates of Obligation, Series 1999; their sale to the Texas Water Development Board; and all other matters incident and related thereto. Lanny Parish told the council without the insurance it would cost $211,791 more, present value being $115,284. Mayor Simms at this time called for a motion to recess until 1:00 p.m. April 23, 1999. Bill Brown made the motion to recess and Sam Coleman, Sr. seconded at 5:25 p.m.

Mayor Simms call the meeting to order at 1:00 p.m. with all the councilmen except Gandy Stubblefield in attendance. Mayor Simms said everyone has had time to sleep on the issue of $4,650,000. Mayor Simms asked for a motion with Tony Homan making the motion and Sam Coleman seconded.

Voting For	Against
Bill Brown	None
Sam Coleman Sr.	
Don Hendrick	
Tony Homan	

Motion carried unanimously.

Item 4 Mayor Simms opened the floor for public comments and having none we moved to the next item.

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Item 5 & 6 Mayor Simms asked if there were any council comments, having none the Mayor asked for a motion to adjourn with Bill Brown making the motion to adjourn and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Tony Homan	
Sam Coleman Sr.	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 1:01 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, MAY 4, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Canvass Votes of May 1, 1999 City Election.
4. Administer Oath and statement of elected officials.
5. Public forum.
6. Council comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY, APRIL 27,1999 at 9:44 p.m.

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Minutes of a called City Council meeting Tuesday, May 4, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Tony Homan	Councilman
Gandy Stubblefield	Councilman		
Sam Coleman Sr.	Councilman		
Don Hendrick	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

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 wished to see the tally sheet. Mayor Simms and the council looked at the tally sheets and canvassed the votes from the May 1, 1999 city general election for mayor and two councilmen as follows:

Mayor

James P. Simms	79

Councilmen:

Sam Coleman	43
Bryan Wilson	52
Ricky Conner	18
Julie Horton	40
Sam Glass	31

and Don Hendrick made a motion to accept election Judge Bob Grimes total as correct and Gandy Stubblefield seconded.

Voting For	Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman Sr.	

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Motion carried unanimously.

Item 4 Mayor Simms said the next item is to administer pre-oaths to elected mayor and councilmen and send them to the Secretary of State's office. Lanny Parish asked Jimmy Cassels to give the pre-oaths to elected Mayor Simms and Councilman Sam Coleman..

Item 5 Mayor Simms opened the floor for public comments and having none we move to the next item.

Item 6 & 7 Mayor Simms asked if there were any council comments and having none the Mayor asked for a motion to adjourn with Bill Brown making the motion to adjourn and Gandy Stubblefield seconded.

Voting For	Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman Sr.	

Motion carried unanimously and meeting adjourned at 5:26 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 10, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Oath of Office for elected Mayor and councilmen.

5. Appoint Mayor Pro-Tem.

6. Discuss and possibly take action approving contribution to Angelina County Economic Development Partnership.

7. Discuss and possibly take action on Mockingbird Street sewer project and funds to pay for project.

8. Discuss and possibly take action approving an ordinance approving a hotel/motel occupancy tax.

9. Discuss maintenance of road off Arrington Street serving three homes.

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 reasons:

    551.071 Private consultation with the City's Attorney.

    551.074 Discussing personnel or to hear complaints against personnel.

11. Public Forum.

12. Council Comments.

13. Adjourn.

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Minutes of the regular council meeting Monday, May 10, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Jonathan Windham	Free Press
Bobby Epperly	Detective
Jimmy Lenderman	Sergeant
Tony Homan	
James Houston	Foreman Water Dept.
Billy Sims	K.S. A. Engineers

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 April 12, 1999, April 22, 1999 and May 4, 1999 council meetings with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is the Oath of Office for elected Mayor and Councilmen. Jimmy Cassels administered the Oath of Office to Mayor James P. Simms, councilmen Bryan Wilson and Sam Coleman.

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Item 5 Mayor Simms said the next item is to appoint a Mayor Pro-Tem. Don Hendrick said he nominates Bill Brown. Sam Coleman made the motion for Bill Brown as Mayor Pro-Tem and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and possibly take action approving contribution to Angelina County Economic Development Partnership. Lanny Parish said as you all know Bill Wellborn has been diligently working with industries to locate in Diboll and his work has paid off. Lanny Parish said it appears we are going to have the Atco Company from Canada in Diboll as of now, it is 99% sure they are coming this was told to us in a meeting last Thursday by Walter Kmet. Lanny Parish also told the council that this Industry is planning to employ between 100-200 with 70 of those to start-up with. Bill Brown made a motion to approve a contribution to Angelina County Economic Development Partnership with Gandy Stubblefield seconding.

Voting For	Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and possibly take action on Mockingbird Street sewer project and funds to pay for project. Billy Sims addressed the council and said that the project would cost approximately $86 thousand dollars. Mayor Simms said we need to go ahead with this project since these folks have requested this for years and are tax payers. Sam Coleman made a motion to go out for bids on Mockingbird sewer project with Don Hendrick seconding.

Voting For	Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

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Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and possibly take action approving an ordinance for a hotel/motel occupancy tax. Lanny Parish said we asked City Attorney Jimmy Cassels to look into the occupancy tax . Jimmy Cassels said he had found out that we can go up to 7 % room rate and we have to put it in a dedicated fund or restricted fund. Jimmy Cassels said I think the council should pass the ordinance approving a hotel/motel occupancy tax and put it in a dedicated fund and check what the city can do with it later. Gandy Stubblefield made the motion to approve an ordinance approving a hotel/motel occupancy tax and Sam Coleman seconded.

Voting For	Against
Gandy Stubblefield	None
Sam Coleman	
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss maintenance of the road off of Arrington street serving three homes. Lanny Parish said we discussed this in our April meeting and we had decided to look into it some more. Jimmy Cassels addressed the council and said I think we should keep the street graded and put some rock until next year's budget and at that time budget for paving it. Jimmy Cassels said we will probably need 20 or 30 more feet of easement and there is a culvert across the road that will probably have to be larger. Mayor Simms said I think we should just do what we can for now until next year's budget.

Item 10 Mayor Simms called the council into executive session at this time for private consultation with the City's Attorney.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 11 Mayor Simms opened the floor for public comments and having none we move to the next item.

Item 12 & 13 Mayor Simms asked if there were any council comments and having none asked for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Against
Bill Brown	None

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Sam Coleman
Bryan Wilson
Don Hendrick
Gandy Stubblefield

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 CITY COUNCIL MEETING

MONDAY, JUNE 14, 1999

5:15 P.M.

DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of minutes.

4. Consider and take action on naming street going to Darrell Roberts property.

5. Authorize advertising for bids to sell P.D. computer.

6. Discuss and take action to amend Sec.18.67-Streets and Alleys of the City ordinance pertaining to construction of new streets in subdivisions.

7. Authorize advertising for bids to purchase one one-ton truck with dump bed for the street department.

8. Authorize advertising for bids to purchase one 4-wheel drive tractor and bushhog for street department.

9. Discuss and take action granting a 150' sanitary control easement 360 degrees around and from the well bore at each of our water wells as required by Texas Natural Resource Conservation Commission (TNRCC).

10. Discuss and take action authorizing advertising to sell one 1986 Ford 3/4 ton truck and one 1984 Chevrolet 1/2 ton truck.

11. Discuss and take action approving applying for cops in school grant.

12. Authorize advertising for bids to purchase one police vehicle.

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:

1. 551.071 Private consultation with the City's Attorney.

2. 551.074 Discussing personnel or to hear complaints against personnel.

14. Public Forum.

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15. Council Comments.

16. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JUNE, 8 1999 AT 3:40 P.M.

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Minutes of the regular council meeting Monday, June 14, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Lane Bass	Street Superintendent
James Houston	Foreman Water Department
Darrell Roberts	Fireman
Marty Roberts	Fire Chief
Billy Ballard	Water & Sewer 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 May 10, 1999 council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to consider and take action on naming the street going to Darrell Roberts property. Mayor Simms said he had a few names he would like to be consider for instance Bill Greer, Robert Ramsey, and Pop Rich. Mayor Simms said it has always been a tradition to name a street after someone that has done a lot for the community and I would like to see this tradition continue. Darrell Roberts said he would like to see the street named Roberts Lane after him since he has lived there a

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long time and maintained the road. Bill Brown made the motion to the name the street Roberts Lane and Gandy Stubblefield seconded.

Voting For	Against
Bill Brown	None
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to sell Police Department computer. Gandy Stubblefield asked how old they are. Chief Havard said they were 4 to 5 years old. Gandy Stubblefield said the Girls and Boys Club might be interested. Jimmy Cassels said City can not donate, must go out for bids. Don Hendrick asked is the City just going to advertise as usual through the Free Press. Jimmy Cassels answered yes. Bryan Wilson made a motion to authorize advertising for bids to sell the Police Department computer and Bill Brown seconded.

Voting For	Against
Bryan Wilson	None
Bill Brown	
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action to amend Sec.18-67. Streets and Alleys of the City ordinance pertaining to construction of new streets in subdivisions. Lanny Parish said that by requiring concrete streets, we may limit some builders but, if an asphalt street is built to correct specification for the type soil in our area, it could possibly cost as much as a concrete street. Bill Brown said we need to look into this some more because I do not think concrete streets are needed all over town. Jimmy Cassels said we need to have in the ordinance where our City Engineer will inspect the street project and contractors have his fee for inspection included as part of their costs. Don Hendrick said we will have Billy Sims do this inspection for all street projects. Jimmy Cassels said Billy Sims knows he will be responsible for these inspections and we need to let him and Lanny Parish get together on this ordinance. Mayor Simms said we need to table this item so it can be looked into some more. Gandy Stubblefield made the motion to table this item and Sam Coleman seconded.

Voting For	Against
Gandy Stubblefield	None

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Sam Coleman
Bill Brown
Bryan Wilson
Don Hendrick

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to authorize advertising for bids to purchase one one-ton truck with dumpbed for the street department. Lanny Parish said this is a budgeted item which will paid for out of the equipment fund. Don Hendrick made the motion to authorize advertising to purchase one one-ton truck with dump bed and Gandy Stubblefield seconded.

Voting For	Against
Gandy Stubblefield	None
Bryan Wilson	
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to authorize advertising for bids to purchase one 4-wheel drive tractor with bushhog for street department. Lanny Parish said this is a budget item and will come out of the equipment fund. Gandy Stubblefield made the motion to authorize advertising to purchase a 4-wheel drive tractor with bushhog and Bryan Wilson seconded.

Voting For	Against
Gandy Stubblefield	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss and take action granting a 150' sanitary control easement 360 degree around and from the well bore at each of our water wells as required by Texas Natural Resource Conservation Commission (TNRCC). Billy Sims told the council this is required by the TNRCC and we are in the process of getting easements. Bill Brown made the motion to take action granting a 150' sanitary control easement 360 degrees around and from the well bore at each of our water wells and Sam Coleman seconded.

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Voting For	Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action authorizing advertising to sell one 1986 Ford 3/4 ton truck and one 1984 Chevrolet 1/2 ton truck. Lanny Parish said we have advertised to sell these two vehicles before and did not receive any bids. Don Hendrick made the motion to authorize advertising to sell one 1986 Ford 3/4 ton truck and one 1984 Chevrolet 1/2 ton truck with Bryan Wilson seconding.

Voting For	Against
Don Hendrick	None
Bryan Wilson	
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to discuss and take action approving applying for cops in school grant. Kent Havard said this grant is for the school to have an officer on campus to take care of all the school campuses. This officer will take care of students not showing up for class and parents not sending their children to school. Kent Havard also said this grant will work like Fred Blackmore is grant and after three years we have to give the officer a full time job with the City. Mayor Simms asked Chief Havard to talk to Mrs. Henderson and see if they could hire the officer full time after the three years like they had with Mr. Blakemore and see how many hours and days the city will have with the officer. Mayor Simms said we also need to check on the liability and insurance. Chief Havard said that he had checked with a few schools like Hudson and they said the Officer on campus worked well for them and the officer took care of fights that were in school. Mayor Simms told Chief Havard to get with the school and look over the contract. Bill Brown made the motion to apply for cops in school grant and Bryan Wilson seconded.

Voting For	Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Sam Coleman	

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Don Hendrick

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to authorize advertising for bids to purchase one police vehicle. Lanny Parish said this is to replace the police car that was totaled out last month and that T.M.L. Insurance has sent us a check for $17,858 for the police car. Lanny Parish said the city will have to pay the difference which will be about $2,000. Don Hendrick made the motion to authorize advertising for bids to purchase one police care and Sam Coleman seconded.

Voting For	Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 13 Mayor Simms called the council into executive session at this time for private consultation with the City's Attorney.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 14 Mayor Simms opened the floor for public comments and having none moved to the next item.

Item 15 Mayor Simms asked if there were any council comments. Gandy Stubblefield said he would like see something done about Hwy. 59 in front of the police department at the red light. Chief Havard said they have reported it and TX Dot just touched it up but, it does not last long with all the traffic. Lanny Parish said I have talked with to the Highway Department and they are going to work on it. Don Hendrick said in front of the Fergurson house the drainage needs to be checked. Mayor Simms said having no further comments, I call for a motion to adjourn with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Against
Bill Brown	None
Gandy Stubblefield	
Bryan Wilson	
Sam Coleman	
Don Hendrick	

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Motion carried unanimously and meeting adjourned at 6:15 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina ~~Cavazos,~~ **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 12, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Discuss and take action authorizing advertising for bids to purchase 1/2 ton Pickup for Parks department.
5. Open, tabulate and take action on bids received to sell Police Department computer and accessories.
6. Open, tabulate and take action on bids received to purchase Police vehicle.
7. Open, tabulate and take action on bids received to purchase one 4-wheel drive tractor with bushhog for street department.
8. Open, tabulate and take action on bids received to purchase one one-ton truck with dump bed for street department.
9. Open, tabulate and take action on bids received to sell one 1986 Ford 3/4 ton truck and one 1984 Chevrolet 1/2 ton truck.
10. Consider and take action to amend Sec. 18-67; Streets and Alleys in City Ordinance.
11. Discuss and take action on renewing Reliant Energy Entex Franchise.
12. Authorizing advertising for bids for employee health insurance.
13. Public Forum.
14. Council Comments.
15. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY , JULY 6, 1999 AT 11:45 A.M.

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Minutes of the regular council meeting Monday, July 12, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Sam Coleman	Councilman
Bill Brown	Councilman		
Bryan Wilson	Councilman		
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Kent Havard	Police Chief
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
James Houston	Foreman Water Department
Lane Bass	Foreman Street Department
Jonathan Windham	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 June 14, 1999 council meeting with Gandy Stubblefield making the motion and Bill Brown seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action authorizing advertising for bids to purchase 1/2 ton Pickup for Parks Department. Lanny Parish said this is a budget item and the truck is 9 years old. Lanny Parish said there will not be a trade in, the old truck will be transfered to the civic center. Bill Brown made the motion to authorize advertising for bids to purchase 1/2 ton Pickup for Parks department and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

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Gandy Stubblefield

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to open, tabulate and take action on bids received to sell Police Department computer and accessories. Jimmy Cassels said we have one bid for the amount of $170.00 from a Jose M. Perez of 1410 Shady Lane, Lufkin, Texas 75901. Don Hendrick made the motion to accept the bid for $170.00 and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to open, tabulate and take action on bids received to purchase Police vehicle. Jimmy Cassels said the first bid is from Orange Ford for a 1999 Ford in the amount of $21,304.57. Payton and Wright Ford of Grapevine Texas has 08 options.

1. 20,219 -1999 Ford police interceptor in stock white.
2. 20,729 -1999 Ford Police interceptor in stock ,1 toreador Red C/C metallic.
3. 20,407 -1999 Ford Police interceptor in stock white
4. 20,841 -1999 Ford Police interceptor in stock white/abs 2 Left
5. 20,964 -1999 Ford police interceptor in stock white/abs 5 Left
6. 20,187- 1999 Ford police interceptor in stock white
7. 20,416 -1999 Ford police interceptor in stock white
8. 20,037 -1999 Ford police interceptor in stock white

Philpott Motors of Nederland, Texas bid is for a 1998 new Ford Crown Victoria in the amount of $19,775.00. Mayor Simms and the councilmen agree for Lanny Parish and Chief Havard to look at the options and pick out the bid that meets the specifications. Bryan Wilson made the motion and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to open, tabulate and take action on bids received for the purchase one 4-wheel drive tractor with bushhog for the street

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department. Jimmy Cassels said the bid is from Fish and Still for a 1999 one 4-wheel drive tractor with bushhog meeting specification for $26,250. Don Hendrick made the motion to accepted the bid from Fish and Still for $26,250 and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to open,tabulate and take action on bids received for the purchase of one one-ton truck with dump bed for street department. Jimmy Cassels said the bid is from Philpott Motors Inc. for a 2000 extended cab with chassis dumpbed in the amount of $26,299.00. Beaver Chevrolet-Oldsmobile-Cadillac bids is for a 1999 one-ton truck with chassis dumpbed per specifications in the amount of $24,980.70. Bryan Wilson made the motion to accept the lowest bid for $24,980.70 from Beaver Chevrolet-Oldsmobile-Cadillac and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to open, tabulate and take action on bids received on a 1986 Ford 3/4 ton truck and for a 1984 Chevrolet 1/2 ton truck. Jimmy Cassels said the first bid is from a Abelino Reyes for the 1986 Ford 3/4 ton truck for $150.00 and for the 1984 Chevrolet 1/2 ton truck also $150.00. Catarino Perez bid for the 1984 Chevrolet 1/2 ton truck $251.00. James Houston Sr. bid for the 1984 Chevrolet 1/2 ton truck $301.00. Bryan Wilson made a motion to accept the highest bids of James Houston Sr. on the 1984 Chevrolet 1/2 ton truck for $301.00 and Abelino Reyes on the 1986 Ford 3/4 ton truck for $150.00 and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

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Item 10 Mayor Simms said the next item is to consider and take action to amend Sec. 18-67: Streets and Alleys in City Ordinance. Lanny Parish said Jimmy Cassels has drawn up the ordinance for us. Mayor Simms said I think Lanny Parish and Jimmy Cassels needs to look this ordinance over and make the decision. Mayor Simms said we need to table it at this time. Don Hendrick made the motion to table it and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to discuss and take action on renewing Reliant Energy Entex Franchise. Lanny Parish said the contract is for 30 years and the way times have changed I feel we need to see if we can get a 5 year contract. Jimmy Cassels said Entex is a big business and the people will be fair and open if we contact them and go over the contract. Lanny Parish said the contract does not expire until December 1999. Mayor Simms said I think we should let Lanny Parish contact Entex and see what kind of agreement they can come up with.

Item 12 Mayor Simms said the next item is to authorize advertising for bids for employee health insurance. Lanny Parish said this is a yearly rountine and we send bids out to different insurance companies. Gandy Stubblefield made a motion to authorize advertising for bids for employee health insurance and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 13 Mayor Simms opened the floor to the public, having no comments we move to the next item.

Item 14 Mayor Simms asked the council if anyone had any comments. Don Hendrick said why can't the City try to see about a smoke free and tobacco free facility in the Youth baseball complex. Don Hendrick said we were at a baseball tournament in Hudson with our grandkids and it was tobacco free and smoke free. Lanny Parish said I can look into the smoke free and tobacco free complex and get back with you. Bill Brown asked

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about the budget work shops and the council agreed that Tuesday, August 3 and August 10 would be better. Mayor Simms said having no further comments I move for a motion to adjourn with Bill Brown making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:52 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, AUGUST 3, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Budget Workshop:
   A. Water Department
   B. Wastewater Department
   C. Civic Center
   D. Golf Course
   E. Police Department
   F. Fire Department

4. Public Forum.

5. Council Comments.

6. Adjourn.

POSTED AT CITY HALL BULLETIN MONDAY, JULY 26, 1999 AT 9:00 P.M.

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Minutes of the called council meeting Tuesday, August 3, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Jimmy Mettlen	Golf Course Manager
Dee Scarborough	Waste Water Superintendent
Marty Roberts	Fire Chief
Larry Bowman	Civic Center
Billy Ballard	Water Superintendent

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

Item 3 Mayor Simms said the next item is to hear the following department heads on their budget increase and decrease. Lanny Parish said that the department heads would only go over the line item that needed to be increased or decreased in the budget. Kent Havard presented Police budget. Kent Havard said I would like to change the color of the Police Officers uniforms to all navy blue which will help officers in some cases and the uniforms are old. Kent Havard said one line item other than wearing apparel I would increase to replace bullet proof vests, they have a 2 year warranty. Line item 0863180 needs to increase. The Humane Officer has picked up alot of animals. Kent said the line item for training can be cut $500.00. Most of the schools Detcog reimburses us between $15,000 to $25,000. Kent Havard said the only equipment to be replaced is the radio,lightbar and car-cage in some of our police cars.

Billy Ballard said line item 202261200 need tobe increased $3.000 because James Houston and Dee Scarborough are working toward more certificate pay in water and sewer. Billy Ballard said line item for Meters & Meter Boxes needs to be increased because of all the old water meters that need to be changed out and A,B, and C Street and fire plugs installed.

Dee Scarborough presented the Wastewater budget. I would like to see increase for account 202662180 becausemore testing is being done by state requirements. I also would like to have a small refrigerator to keep samples in. I need a mower for the sewer

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plant and from equipment fund if possible a pickup truck, the one I have at this time is at least 10 years old.
Jimmy Mettlen presented the Golf Course budget. Jimmy Mettlen said we have said in the past that we would trade in 10 golf cart each year but, this year they are all in good shape. Jimmy Mettlen told the council that he was still looking into having a Pavilion built by the flag pole.
Larry Bowman presented the Civic Center budget. Mayor Simms said this is Mr. Bowman is first time present budget and I know I speak for the council that we would like to compliment you on a job well done. Mr. Bowman said only one item needs to be increased and overall budget decreases. Mr. Bowman said filters need to be changed throughout the building can get maintenance for $40.00 per month. I feel this extends the life of the system. Mr. Bowman said I talked to Mr. Maxwell about the carpet needing to be changed. Mr. Bowman said the only thing I am asking for is a riding lawn mower.
Marty Roberts presented the fire department budget. Account 10076780 building and land was over because of roof repair and gutters having to be replaced at Sub - Station. Marty Roberts said out of equipment fund I need a new Rescue Unit which cost around $30,000. The fire department could also use a new jaw unit with higher pressure system.
The Mayor and council express their appreciation on a job well done on this year's budget.

Item 4 Mayor Simms opened the floor for public comments, having none moved to the next item.

Item 5 Mayor Simms asked the council if anyone had any comments. The council agreed to have the next called council meeting on Tuesday, August 10, 1999. Mayor Simms said having no further comments 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	
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

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

James P. Simms, **MAYOR**

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ATTEST:



Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
TUESDAY, AUGUST 10,1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Consider and take action to amend Sec. 18-67: Streets and Alleys in City Ordinance.

4. Discuss and take action on renewing Reliant Energy Franchise.

5. Open, tabulate and award bid to purchase 1/2 Ton Pickup for Parks department.

6. Discuss and possibly take action approving ordinance making Youth baseball complex "tobacco free and smoke free facility."

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:

1. 551.071 Private consultation with the City's Attorney.

2. 551.074 Discussing personnel or to hear complaints against personnel.
   a.) Discuss police reserve applicants.

8. Discuss and take action on appointing police reserve applicants.

9. BUDGET WORKSHOP:
   A. Street
   B. Garage.
   C. Parks.
   D. Swimming Pools
   E. Court.
   F. Administration.
   G. General Government.

10. Public Forum.

11. Council Comments.

12. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY, AUGUST 03, 1999 AT 10:46 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular council meeting Tuesday, August 10, 1999,5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Lane Bass	Street Superintendent
Jason Burrous	Police Officer
Billy Sims	K.S.A Engineer
Nick Ashworth	Park Superintendent
Gary Smith	Youth Baseball Representative

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

Item 13 Mayor Simms called for a motion to approve the minutes of the July 12, 1999 council meeting with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 3 Mayor Simms said the next item is to consider and take action to amend Sec. 18-67: Streets and Alleys in City Ordinance. Mayor Simms said it needs to be tabled at this time so Billy Sims can still check some things out on subdivision. Bill Brown made the motion to table it and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None

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Don Hendrick
Sam Coleman
Gandy Stubblefield
Bryan Wilson

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to consider and take action on renewing the Reliant Energy Franchise. Mayor Simms said this item needs to be tabled since we have not received the new contract. Sam Coleman made the motion to table it and Gandy Stubblefield seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to open, tabulate and award bid to purchase 1/2 Ton Pickup for Parks department. Jimmy Cassels said the first bid is from Beaver Chevrolet for $16,200. Triangle Chevrolet bid is for $15,723. Tipton Ford bid is for $16,211. Payton - Wright Ford sent no bid Philpott Ford bid is for $15,941.45. Bill Brown made the motion to award it to the lowest bidder of $15,723 from Triangle Chevrolet and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gaudy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and possibly take action approving ordinance making Youth baseball complex "tobacco free and smoke free facility" Jimmy Cassels said it needs to be clear about how many feet from baseball complex, so that smokers will not stand around the front gate and smoke. Brian Wilson made a motion for a Tobacco and Smoke free facility with 50 feet distance for smoking from Youth baseball complex and Don Hendrick seconded.

Voting For	Voting Against

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Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 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 are kept in a lock box in the city vault.

Item 8 Mayor Simms said the next item is to discuss and take action on appointing police reserve applicants. Bill Brown made the motion to accept the following police reserve applicants: Robert Lawson, Drayton Solly, and Jack Riley and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to hear the rest of the department heads go over their budget. Lane Bass presented the street department budget and the garage department also. He said the biggest expense he had in the street department was street repairs. He said the garage department budget will stay the same.
Nick Ashworth presented the parks department budget and he said he would keep it the same. Bill Brown asked Nick if it would cost a lot to keep the pools open even after school has started on weekends. Nick Ashworth said to keep the chlorine the level the state recommends chemicals it would be high in cost.
Dennis Wilson and Lanny Parish presented the Court, Administration, and General Government. Lanny Parish told the council if we stay with the tax rate of .48679 we would not have to hold a public hearing.

Item 10 Mayor Simms opened the floor to the public, having no comments we move to the next item.

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Item 11 Mayor Simms asked if any of the council had any comments. Lanny Parish asked if all agreed to August 23, 1999 for the next called council meeting. Mayor Simms said having no further comment 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	
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 7:10 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 23, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Open and tabulate employees health insurance bids received and let staff review bids and award bid at September 13,1999 council meeting.

4. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government CodeSection 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 Discussing personnel or to hear complaints against personnel.

1. Employee Salaries.

5. Public Forum.

6. Council Comments.

7. Adjourn.

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Minutes of the called city council meeting Monday, August 23, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bryan Wilson	Councilman
Bill Brown	Councilman	Gandy Stubblefield	Councilman
Sam Coleman	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 Wilmon	Free Press

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

Item 3 Mayor Simms said the next item is to open and tabulate bids received for employees health insurance. Jimmy Cassels said we have received two bids, the first bid is from Friesen -Strain and per employee health monthly cost will be $216.37 and Texas Municipal League bid per employee health monthly cost $188.12. Bill Brown made the motion to accept the lowest bid of $188.12 per employee monthly from Texas Municipal League upon the staff reviewing the bids with Sam Coleman seconding.

Voting For	Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms called the council into executive session at this time to discuss employee salaries.

Mayor Simms called the council back into open session; no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 5 Mayor Simms opened the floor for public comments and having none moved to the next item.

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Item 6 Mayor Simms said having no comments from the council I call for a motion to adjourn and Bill Brown made the motion and Don Hendrick seconded.

Voting For	Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:45 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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CALLED CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 7, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Consider and award bid for City employee health insurance, life insurance, AD&D, Dental and L.T.D. insurance.

4. Discuss and take action to amend Section 2, Article VI, Tobacco use in Municipal Buildings and vehicles, of City Ordinance to include Youth Baseball Complex and Pop Jordan High School Baseball Complex.

5. Discuss and take action to approve resolution to reappoint Mr. Levy Ellison to represent the City of Diboll on the Angelina County Appraisal District Board.

6. Discuss and take action on resolution to approve the Interlocal Cooperative Agreement with the Diboll Independent School District.

7. Consider and take action to amend Sec. 18-67: Streets and Alleys in the City Ordinance.

8. Adopt the City of Diboll 1999-2000 budget.

9. Adopt the City of Diboll ad valoren tax rate of .48679.

10. Adopt the City of Diboll 1999-2000 maintenance and Operation tax rate of .30207.

11. Adopt the City of Diboll 1999-2000 Interest and Sinking Fund tax rate of .18472.

ADDITIONAL ITEM:

12. Approval of minutes.

13. Approve appointing Mr. Stacey Cooke to serve as Commissioner of the Housing Authority of the City of Diboll.

14. Public Forum.

15. Council Comments.

16. Adjourn.

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Minutes of the called council meeting Tuesday, September 7, 1999, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Lanny Parish	City Manager
Jimmy Mettlen	Golf Course Manager
Gary Wilmon	Free Press
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director

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

Item 3 Mayor Simms said the next item is to consider and award bid for City employee health insurance, life insurance, AD&D, Dental and L.T. D. insurance. Lanny Parish told the council that he had looked over both insurance policies to compare and the difference was that Blue Cross Blue Shield was $28,000 more than Texas Municipal League. Bill Brown made a motion to accept Texas Municipal League bid and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to amend Section 2, Article VI, Tobacco use in Municipal Buildings and vehicles, of City Ordinance to include Youth Baseball Complex and Pop Jordan High School Baseball Complex. Lanny Parish said we all have a copy of the Ordinance where Jimmy Cassels has added lines 8 and 9 to amend the ordinance. Mayor Simms said if no one has any questions I move for a motion and Don Hendrick made a motion to accept the amended Section 2, Article VI,

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tobacco use in municipal buildings and vehicles, of the City Ordinance to include Youth Baseball Complex and Pop Jordan High School Baseball Complex and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action to approve a resolution to reappoint Mr. Levy Ellison to represent the City of Diboll on the Angelina County Appraisal District Board. Sam Coleman made the motion to reappoint Mr. Levy Ellison to represent the City of Diboll on the Angelina County Appraisal District Board and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action on a resolution to approve the Interlocal Cooperative Agreement with the Diboll Independent School District Board. Mayor Simms said this is on Officer Blakemore and I think he has done a good job and the school reimburses the City for Officer Blakemore's salary. Bryan Wilson made a motion on the resolution to approve the Interlocal Cooperative Agreement and Same Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

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Item 7 Mayor Simms said the next item is to consider and take action to amend Section18-67: Streets and Alleys in the City Ordinance. Lanny Parish said Billy Sims and Jimmy Cassels have both made the adjustments and all seem to be in order. Bill Brown made the motion to accept the amended Section 18-67: Streets and Alleys in the City Ordinance and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to adopt the City of Diboll 1999-2000 budget. Don Hendrick made the motion to adopt the City of Diboll 1999-2000 budget and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to adopt the City of Diboll ad valoren tax rate of .48679. Bryan Wilson made the to adopt the City of Diboll ad valoren tax rate of .48679 and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to adopt the City of Diboll 1999-2000 maintenance and operation tax rate of .30207. Bill Brown made the motion to adopt the City of Diboll 1999-2000 maintenance and operation tax of .30207 and Sam Coleman seconded.

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Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to adopt the City of Diboll 1999-2000 Interest and Sinking Fund tax rate of .18472. Gandy Stubblefield made the motion to adopt the City of Diboll 1999-2000 Interest and Sinking Fund tax rate of .18472 and Bryan Wilson seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Bill Brown	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms called for a motion to approve the minutes of August 3, 1999, August 10, 1999 and August 23, 1999 council meetings with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 13 Mayor Simms said the next item is to approve appointing Mr. Stacey Cooke to serve as Commissioner of the Housing Authority of the City of Diboll. Gandy Stubblefield made the motion to approve Mr. Stacey Cooke to serve as Commissioner of the Housing Authority of the City of Diboll and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None

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Don Hendrick
Bill Brown
Bryan Wilson
Sam Coleman

Motion carried unanimously.

Item 14 Mayor Simms opened the floor for public comments, having none, moved to the next item.

Item 15 Mayor Simms asked the council if anyone had any comments. Gandy Stubblefield said T.L.L Temple Foundation had approved giving the Boys and Girls Club the land on the corner of South First and Martin Luther King to build their building on and Bryan Wilson stated that the Temple Day Care will be remodeling and adding two more rooms at a cost of around 1/2 million. Mayor Simms said having no further comments I call for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:36 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina ~~Cavazos, CITY~~ **SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 11, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes from previous council meeting.

4. Discuss and take action to authorize advertising for bids to purchase one fully equipped 2000 police vehicle and one 2000 administration staff vehicle.

5. Discuss and take action on renewing agreement with Brazos Transit District for transportation service.

6. Discuss and possibly take action on appointment of representative for the City of Diboll to Angelina County Appraisal Review Board.

7. Mrs. Sharon Shaw, Administrator Angelina County and Cities Health District to present annual cooperative agreement.

8. Discuss and take action to authorize advertising to purchase black garbage bags.

9. Discuss and take action on approving a franchise ordinance with Reliant Energy (Entex).

10. Discuss and take action on approving a resolution allowing attorney's to collect an additional collection penalty of 15% on delinquent accounts with "delayed delinquency dates."

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 reason to wit:

    1. 551.071 Private consultation with the City's Attorney.

    2. 551.074 Discussing personnel or to hear complaints against personnel.

12. Discuss and take action on approving as police reserve officer.

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13. Public Forum.

14. Council Comments.

15. Adjourn.

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Minutes of the regular council meeting Monday, October 11, 1999, 5:15 P.M. at Diboll City Hall.

Present	Absent
James P. Simms	Gandy Stubblefield
Bryan Wilson	
Bill Brown	
Don Hendrick	
Sam Coleman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Tommy Scherry	Entex (Lufkin Manager)
Gary Wilmon	Free Press
Steve Baker	Police Officer

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 7, 1999 council meeting with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to purchase one fully equipped 2000 police vehicle and one 2000 administration staff vehicle. Lanny Parish said this is a budget item paid out of equipment fund. Bill Brown asked if the other car would go to the staff. Lanny Parish answered yes. Bryan Wilson made the motion to authorize advertising for bids to purchase one fully equipped 2000 police vehicle and one 2000 administration staff vehicle and Bill Brown seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Sam Coleman	

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Don Hendrick

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and possibly take action on renewing agreement with Brazos Transit District for transportation service. Lanny Parish said every two years we renew the agreement and apply for a $20,000 per year grant to T.L.L. Foundation. Lanny Parish said he had already applied for the grant an is waiting for a reply. Don Hendrick made the motion to renew the agreement with Brazos Transit District for transportation service contingent upon the city receiving the grant and Bryan Wilson seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and possibly take action on the appointment of a representative for the City of Diboll to Angelina County Appraisal Review Board. Mayor Simms asked if anyone had any suggestion of someone they think might like to serve. Don Hendrick said Leroy Lazarine was retiring and he would be good candidate. Lanny Parish said he would write him a letter and see if he might be interested and see if anyone else would be interested in serving.

Item 7 Mayor Simms said we will have to pass over this item since Mrs. Sharon Shaw, administrator Angelina County and Cities Health District was unable to be here to present annual cooperative agreement.

Item 8 Mayor Simms said the next item is to discuss and take action to authorize advertising to purchase black garbage bags. Lanny Parish said we are low on black bags at this time. Lanny Parish said we need to order at least 15 Hundred boxes, the sale of the bags for $6.50 covers our cost. Bill Brown made the motion to authorize advertising to purchase black bags and Bryan Wilson seconded.

Voting For	Voting Agaisnt
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

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Item 9 Mayor Simms said the next item is to discuss and take action on approving a franchise ordinance with Reliant Energy (Entex). Mayor Simms said Entex had fixed it to be for 5 years instead or 30 years as the previous ordinance. Don Hendrick made the motion to approve the franchise ordinance with Reliant Energy (Entex) and Bryan Wilson seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action on approving a resolution allowing attorneys to collect an additional penalty of 15 % on delinqent accounts with "delayed delinquency dates." Lanny Parish said by passing this resolution the city is assured that the collection fees paid to the attorneys are borne by and passed through to the delinquent taxpayer rather than being paid out of city taxes, penalty and interest to which the taxing unit is normally entitled. Don Hendrick made the motion to approve the resolution allowing attorney's to collect an additional penalty of 15% on delinquent accounts with "delayed delinquency dates" and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 11 Mayor Simms called the council into executive session at this time to discuss police reserve applicants and possible litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 12 Mayor Simms said the next item is to take action on approving police reserve officer. Bryan Wilson made the motion to approve applicant Travis Marshall as a police reserve and Bill Brown seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	

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Sam Coleman

Motion carried unanimously.

Item 13 Mayor Simms opened the floor for public comments, having none, moved to the next item.

Item 14 Mayor Simms asked the council if anyone had any comments. Don Hendrick said he had several calls about the house on 300 Saxton needing to be cleaned up. Lanny Parish said he would send a weedy lot letter to that resident. Mayor Simms said having no further comments 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	
Sam Coleman	
Bryan Wilosn	

Motion carried unanimously and meeting adjourned at 6:00 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 15,1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes from previous council meeting.

4. Hear Mrs. Sharon Shaw, Administrator Angelina County and Cities Health District present annual cooperative agreement and take action to approve.

5. Discuss and take action on designating school zones at all campuses with "0" tolerance and automatic $200.00 fine.

6. Consider and approve selection of consulting firm for 1999 TCDP planning grant project.

7. Approve Milford Ruby to serve as City of Diboll representative to the Angelina County Appraisal District Review Board.

8. Open, tabulate and take action on bids received to sell police department items.

9. Open, tabulate and take action on bids received for purchase of one 2000 model police department vehicle.

10. Open, tabulate and take action on bids received for purchase of one 2000 model administration vehicle.

11. Consider and take action to approve amending Diboll Police Department Use of Force Policy and Procedure.

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 reason to wit:

1. 551.071 Private consultation with the City's Attorney.
   A. Possible Worker's Compensation litigation.

2. 551.074 Discussing personnel or to hear complaints against personnel.

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A. Police Reserve applicants.

13. Discuss and take action on approving police reserve officers.

14. Public Forum.

15. Council Comments.

16. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, NOVEMBER 9, 1999 AT 10:00 A.M.

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Minutes of the regular council meeting Monday, November 15, 1999, 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Raymond Vann	Raymond Vann & Assoc.
Milford Ruby	
Karen Wilson	
Greg James	
Gary Wilmon	Free Press

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 11, 1999 council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to hear Mrs. Sharon Shaw, Administrator Angelina County and Cities Health District present annual cooperative agreement and possibly take action to approve it. Mrs. Sharon Shaw said this agreement is the same for all governmental entities in the county. Mrs. Sharon Shaw said we hope to have a new building by May of 2000 on Hill street in Lufkin so that all our offices will be under one roof.

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Mayor Simms said that Jimmy Cassels is on the board of Angelina County and Cities Health District and on behalf of the council and myself we appreciate the good job you have done. Bryan Wilson made the motion to approve the Angelina County and Cities Health District annual cooperative agreement with Gandy Stubblefield seconding.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and possibly take action on designating school zones at all campuses with "0" tolerance and automatic $200.00 fine. Chief Havard said we have speed zone sign of 20 miles and flashing light at the schools campus except on Lumberjack drive. Gandy Stubblefield said do you have officer in sight at the beginning and ending of school. Chief Havard said yes we rotate at the schools. Don Hendrick said the bus drivers are the ones that need to be more educated about their driving. Mayor Simms said I think we need to check with TxDOT about requesting some flashing lights for Lumberjack Drive. Karen Wilson said she had come to the meeting on behalf of several citizen about the school speed zone being 20 miles you could not hardly drive without almost having an accident for watching the speedometer from going over the speed limit. Chief Havard said the officer will stop you if your going 5 miles over the speed limit.

Item 6 Mayor Simms said next item is to consider and approve selection of consulting firm for 1999 TCDP planning grant project. Lanny Parish said Mr. Raymond Vann is here to present and answer any questions. Raymond Vann said the request for the proposal had been advertised in the paper, we now have to wait and see how many we received. Jimmy Cassels said this process for selection is different from the bidding process, we will open one and discuss it and make a decision whether to accept it or reject it. Jimmy Cassels said once we reject it we cannot go back and accept the previous one. Bryan Wilson made the motion to approve the selection of Raymond Vann as consulting firm for 1999 TCDP planning grant project and Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

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Item 7 Mayor Simms said the next item is to approve Milford Ruby to serve as City of Diboll representative to the Angelina County Appraisal District Review Board. Lanny Parish said that Milford Ruby is active in all area in the community and I think he will do a good job. Don Hendrick made the motion to approve Milford Ruby to serve as City of Diboll representative to the Angelina County Appraisal District Review Board and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms said next item is to open, tabulate and take action on bids received to sell police department items. Lanny Parish said we did not received any bids. Mayor Simms said having no bids we move to the next item.

Item 9 Mayor Simms said next item is to open, tabulate and take action on bids received for purchase of one 2000 model police department vehicle. Jimmy Cassels said the first bids is from Southwest Ford for $31,686.10 with $4,000 trade in leaving a net cost of $27,686.10. Village Ford bid is for $30,264.00 with trade in $7,500 leaving a net cost of $22,764.00. Payton-Wright Ford bid is for $30,562.00 with trade in $3,250 leaving a net cost of $27,312.00. Greg James Country Motors bid is for $29,899.83 with trade in $3,500 leaving a net cost of $26,399.83. Gullo Ford bid is for a 1999 in the amount of $30,850.00 with trade in $8,450 leaving a net cost of $22,400.00. Philpott Motor bid is for $32,041.00 with trade in $6,000 leaving a net cost of $26,041.00. Bill Brown made the motion to accept the lowest bid of $22,764.00 from Village Ford and Gandy Stubblefield seconding.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to open, tabulate and take action on bids received for purchase of one 2000 model administration vehicle. Jimmy Cassels said the

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first bid is from Village Ford for $20, 380.00 with trade in $1,000 leaving a net cost of $19,380.00. Orange Ford bid is for $20,531.36 with trade-in $1,499 leaving a net cost of $19,032.46. Southwest Ford bid is for $20,378.75 with trade-in $500 leaving a net cost of $19,878.75. Greg James bid is for a V-6 instead of a V-8 in the amount of $17,787.43 with the trade-in $1,000 leaving a net cost of $16,787.43. Gullo Ford-Mercury bid is for $20,750.00 with the trade-in $1,250 leaving a net cost of $19,500.00. Gandy Stubblefield made a motion to reject all bids and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Don Hendrick made the motion to rebid for one Administration vehicle for a V-6 or V-8 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to consider and take action to approve amending Diboll Police Department Use of Force Policy and Procedure. Chief Havard said it needs some update, but nothing major. Bryan Wilson made a motion to approve amending Diboll Police Department Use of Force Policy and Procedure and Bill Brown seconding.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms called the council into executive session at this time to discuss

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possible Worker's Compensation litigation and 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 are kept in a lock box in the city vault.

Item 13 Mayor Simms said the next item is to take action on approving police reserve officer. Bill Brown made the motion to accepted the police reserve applicants Christopher Hancock, Mark Mclin, and Jennifer Payne with Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 14 Mayor Simms opened the floor for public comments, having none, moved to the next item.

Item 15 Mayor Simms asked the council if anyone had any comments. Mayor Simms said we do need to see about ordinance to have some kind of control over billboard sign and towers. Sam Coleman said the railroad crossing on Mills street is bad and we needed to see when the railroad can fix it. Mayor Simms said having no further comments 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	
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:22 p.m.

James P. Simms, **Mayor**

ATTEST:

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Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 13, 1999
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of minutes.
4. Discuss updating current zoning ordinances, including microwave towers and bill boards.
5. Hear Ms. Susan Schienke discuss maintenance program for crepe myrtles.
6. Open, tabulate and award bid for purchase of garbage bags.
7. Open tabulate and award bid for purchase of administration vehicle.
8. Hear annual audit presentation by Axley and Rode, CPA's.
9. Approve resolution to TxDOT requesting Lumberjack Drive be designated as farm road.
10. Hear police chief Kent Havard report on school zones.
11. Discuss and take action on purchasing one 2000 vehicle for police department.
12. Discuss and take action on Planning and Zoning Board recommendation to amend zoning on a portion of Lynn Street.
13. Approve the resolution authorizing the submission of a grant for the funding of the Deep East Texas Regional Narcotics Trafficking Task Force.
14. Approve resolution nominating ATCO a qualified business in enterprise zone seeking rate reduction from TXU.
15. Discuss TXU Telecommunications (LCTX) Franchise Termination.
16. Public Forum.
17. Council Comments.
18. Adjourn.

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Minutes of the regular city council meeting Monday, December 13, 1999, 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Bruce Sieffert	Axley & Rodey
Susan Schienke	
Leonard Teal	
Steve Baker	Police Officer
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 November 15, 1999 council meeting with Sam Coleman making the motion and Bill Brown seconding.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss updating current zoning ordinances, including microwave tower and billboards. Mayor Simms said need to update the zoning ordinances so that we will not have another towers like the one sitting in the middle of 59. Lanny Parish said he had already talked to Jimmy Cassels about checking into this matter. Bryan Wilson made the motion to update the current zoning ordinances for microwave towers and billboards and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	

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Bill Brown

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to hear Ms. Susan Schienke about a maintenance program for crepe myrtles. Ms. Susan Schienke said I would just like to let the council know that I have read an article pertaining to the maintenance of crepe myrtles and I would like to see the crepe myrtles trimmed the right way before the city has to replace them. Lanny Parish said that he would make sure the parks department had a copy of how to maintain the crepe myrtles.

Item 6 Mayor Simms said the next item is to open, tabulate and award bids for purchase of garbage bags. Jimmy Cassels said the first bid is from Bogel for $3.82 and bags can be delivered within twenty-one working days. Arrow said at this time they could not submit a bid. Coating & Lamanting bid is $2.27 and will deliver in ten calendar days. Dixie Paper from Tyler, Texas bid is $3.85 and will deliver ten calendar days. Bill Brown made the motion to accept the lowest bid of $2.27 from Coating and Lamanting and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to open, tabulate and award bids for the purchase of one administration vehicle. Jimmy Cassels said the first bid is from Phipott for $15,894.00 with $1,270 trade in leaving a net cost of $14,624.00. Triangle Chevrolet bid is for $19,236.00 with trade in $700.00 leaving a net cost of $18,536.00. Barrett bid is for $23,812.00 with trade in $1,000.00 leaving a net cost of $22,812.00. Gullo Ford bid is for a Traus of $15,300.00 with trade in $1,300.00 leaving a net cost of $14,000.00 and for a Crown Victoria $19,985.00 with trade in $1,250.00 leaving a net cost of $18,735.00. Southwest Ford bid is for a Traus $15,325.00 with trade in $500.00 leaving a net cost of $14,825.00 and for a Crown Victoria $20,430.00 with trade in $500.00 leaving a net cost of $19,930.00. Greg James Country Motors bid is for $19,314.22 with trade in $1,250.00 leaving a net cost of $18,064.22. Bill Brown made the motion to accept the lowest bid of $14,000.00 from Gullo Ford and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

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Item 8 Mayor Simms said the next item is to hear Axley and Rode present our annual audit and have Bruce Sieffert is here to give us the report and answer any questions. Bruce Sieffert said over all the City has done a good job and the only area that needs considering is following the write off procedure or change the policy. Mr. Sieffert said small city's have one person doing several jobs so all you can do is make sure that Lanny Parish looks over Dennis Wilson is work and Dennis Wilson reviews Lanny Parish and others do the same.

Item 9 Mayor Simms said the next item is to approve a resolution to TxDot requesting Lumberjack Drive be designated as a farm road. Lanny Parish said this should help us save on maintenance. Bryan Wilson made the motion to approve the resolution to TxDot requesting Lumberjack Drive be designated as farm road and Don Hendrick seconding.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to hear chief Kent Havard report on school zones. Chief Havard said the only problem they have is at the elementary school on Ash were the street turns into one way. Chief Havard said he had checked into the price of blinking lights and the cost would be any where from $2,000 to $4,500 with a pole but if the state takes over the cost would drop. Chief Havard said we could also consider asking the T.L.L Temple foundation for part of the cost. Chief Havard said people are slowing down with our officers working the school zones.

Item 11 Mayor Simms said the next item is to discuss and take action on purchasing one 2000 vehicle for police department. Chief Kent Havard said this is to replace the blue car that the detective drives which is about ten years old. Chief Havard said the detective sometimes has to go out of town to pick up prisoners. Chief Kent Havard said the only thing he will need in this car is a radio. Bryan Wilson made a motion authorizing going out for bids on one 2000 vehicle for the police department with Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to discuss and take action on Planning and Zoning Board recommendation to amend zoning on portion of Lynn Street. Lanny Parish said this change would improve the value of property on this section of Lynn as well as the neighborhood and add value to our tax roll. Mayor Simms said I can see where it will improve the neighborhood and I see no problem with

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this as long as they go with SF-2B, which will allow for manufactured homes, doublewide mobile homes, brick homes and frame homes. Sam Coleman made the motion to amend zoning on portion of Lynn Street to SF-2B and Bryan Wilson seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 13 Mayor Simms said the next item is to approve the resolution authorizing the submission of a grant for funding of the Deep East Texas Regional Narcotics Trafficking Task Force. Lanny Parish said every year we approve this if we receive the grant and we have received the check from T.L.L. Temple Foundation. Bill Brown made the motion to approve the resolution authorizing the submission of a grant for the funding of the Deep East Texas Regional Narcotics Trafficking Task Force and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 14 Mayor Simms said the next item is to approve resolution nominating ATCO as qualified business in over enterprise zone seeking rate reduction from TXU. Bryan Wilson made the motion to approve resolution nominating ATCO as qualified business in our enterprise zone seeking rate reduction from TXU and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 15 Mayor Simms said the next item is to discuss TXU Telecommunications (LCTX) Franchise termination. Lanny Parish said the Public Utilities Commission has changed the formula for calculating franchise fees payable to municipalities by telecommunications companies. Jimmy Cassels said the state will not set rates until March, 2000 and we do not know if the rates would cause a short fall or not. Jimmy Cassels said we will receive a packet in the mail and we just have to wait and see what we get.

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Lanny Parish said we elected the option that permits us to receive the same amount of franchise fees as last year and then we can choose another option after the rates are established by PUC in March, 2000 if it will be to our benefit. Don Hendrick made the motion to accept same franchise fee as last year and when we receive the packet we will see what it has to offer and Bryan Wilson seconding.

Voting For	Voting Against
Don Hendrick	none
Bryan Wilson	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 16 Mayor Simms opened the floor for public comments, having none, moved to the next item.

Item 17 Mayor Simms asked the council if anyone had any comments. Mayor Simms said the Pecan trees need to have someone look at them as not many pecans were good this year. Mayor Simms said the entrance to the new street at baseball field seems to be to sharp of a turn. Lanny Parish said he would have it checked. Mayor Simms said having no further comments I call for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 6:25 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, January 10, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Mr. John Flowers to address the council concerning city wrecker service.

5. Open and tabulate bids received to purchase one 2000 model vehicle for police department and award bid.

6. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.01 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:

1. 551.071 Private consultation with the City's Attorney.
    a. Update on possible Worker's Compensation litigation.
2. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Discuss Fire Marshal applicants.
    b. Discuss police reserve applicants.

7. Approve Mayor's appointment of Fire Marshal.

8. Approve police reserve applicants.

9. Public Forum.

10. Council Comments.

11. Adjourn.

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Minutes of the regular city council meeting Monday, January 10, 2000, 5:15 p.m.at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Gary Jones	Fire Chief
Boys Scouts	Troup # 128
Rogelio Perez	Parent of Scout
Lee's	Paint & Body
Gary Wilmon	Free Press
Glenn Shivers	Wreckers & Body Shop
Flower's	Body Shop

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 December 13, 1999 council meeting with Bryan Wilson making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	
Bill Brown	

Item 4 Mayor Simms said the next item is to hear Mr. John Flowers concerning city wrecker service. Mr. John Flowers said his main concern is that Lufkin does not allow other wrecker services like from Diboll to be on their rotation list because of time. Mr. Flowers said the council and city needs to look into the time it takes for a service wrecker to come from Lufkin to Diboll. Mr. Flowers said that Easley's storage yard on Hwy. 59 is not in compliance with state law. Mayor Simms and council said they would get with Mr. Cassels and look into this matter. Discussion ended since this was not an action item.

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Item 5 Mayor Simms said the next item is to open bids for one 2000 model vehicle for the police department. Mr. Cassels said the first bid is from Gullo in Conroe for $16,750.00 with $2,350.00 trade in leaving a net cost of $14,400.00. Village Ford bid is for $16,430.00 with trade in of $2,000 leaving a net cost of $14,430.00. Southwest Ford bid is for $16,913.00 with trade in of $1,550.00 leaving a net cost of $15,363.50. Payton Wright bid is for $21,638.00 with trade in of $1,900.00 leaving a net cost of $19,738.00. Bill Brown made the motion to accept the lowest bid of $14,400.00 from Gullo Ford with Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield.	

Motion carried unanimously.

Item 6 Mayor Simms called the council into executive session at this time to discuss police reserve applicants, fire Marshall applicants and possible litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 7 Mayor Simms said the next item is to take action on approving a Fire Marshall. Mayor Simms said that he felt Darrell Roberts would do a great job having all the years of experience in the fire department. Mayor Simms said we would give Darrell Roberts 12 months to meet all requirements needed as a fire Marshall. Don Hendrick made the motion to approve applicant Darrell Roberts as a fire Marshall and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to take action on approving one police reserve officer. Bryan Wilson made the motion to approve applicant Christopher Griggs as a police reserve officer and Bill Brown seconded.

Voting For	Voting Against

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Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor for public comments, having none, moved to the next item.

Item 10 Mayor Simms asked the council if anyone had any comments. Mayor Simms said I think everyone knows our new Fire Chief is Gary Jones. Mayor Simms said having no further comments 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	
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:00 P.M.

Bill Brown, **MAYOR-Pro -Tem**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, FEBRUARY 14, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of January 10, 2000 council meeting.

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 the following reason to Wit.

   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. Possibly placing police officer at High School.
      b. Discuss with police personnel the effects of wrecker policy .
      c. Discuss vacation time policy.

5. Consider and possibly take action to amend wrecker service policy or passing wrecker ordinance.

6. Amend budget to include "garbage bag" line item.

7. Consider and possibly take action to amend vacation policy.

8. Authorize advertising for bids to purchase blue garbage bags.

9. Authorize advertising for bids to purchase one rough mower for golf course.

10. Authorize advertising for bids to purchase one 2000 model ½ ton pick-up for wastewater department.

11. Authorize advertising for bids to purchase one 2000 model 4WD pickup for water department.

12. Discuss customer charges for road bores for water and sewer service.

13. Consider selection of management firm for 2000 TCDP grant project per proposals.

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14. Consider selection of engineering firm for 2000 TCDP grant project per proposals.

15. Discuss TXU rate revision.

16. Call City election for Saturday, May 6, 2000.

17. Public Forum.

18. Council Comments.

19. Adjourn.

LATE ITEM AMENDMENT:
Item 15 Discuss and approve ordinance for TXU rate revision.

POSTED ON BULLETIN BOARD AT DIBOLL CITY HALL, FRIDAY, FEBRUARY 11, 2000 AT 11:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, February 14, 2000 at 5:15 P.M. at Diboll City Hall.

Present		**Absent**	
Bryan Wilson	Councilman	James P. Simms	Mayor
Bill Brown	Mayor Pro-Tem		
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		
Sam Coleman	Councilman		

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Janet Runnels	City Attorney
Dennis Wilson	Finance Director
Raymond Vann	
Billy Sims	KSA Engineer
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Gary Jones	Fire Chief
Billy Ballard	Water Superintendent
Dee Scarborough	Wastewater Superintendent
Bob Brown	TXU Electric
James Houston	
Jimmy Mettlen	Golf Course Manager
Bobby Lee	
Gina Lee	
Bo & Ada Lee	Lee Paint & Body Shop
John Flowers	Flowers Paint & Body Shop
Mr. & Mrs. Shivers	Shivers Garage
Mr. Beasley	Beasley Wrecker
Gary Wilmon	Free Press

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

Item 3 Mayor Pro-Tem Bill Brown called for a motion to approve the minutes of the January 10, 2000 council meeting with Bryan Wilson making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

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Item 4 Mayor Pro-Tem Bill Brown called the council into executive session at this time to discuss possibly placing a police officer at the Diboll High School; police personnel, wrecker policy and vacation time policy.

Mayor Pro-Tem Bill Brown called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 5 Mayor Pro-Tem Bill Brown said the next item is to consider and possibly take action to amend wrecker service policy or passing wrecker ordinance. Jimmy Cassels had drawn a draft of the wrecker policy for everyone to review. Jimmy Cassels said one of the changes on the policy was for wrecker services to be located within one mile of the city limits, and response time could not be more than 20 minutes. Kent Havard asked Mr. Cassels about a flat rate whether it was night or day for services rendered. Chief Havard told the council it would be easier this way when auditing books. Jimmy Cassels also said the policy states that all wrecker services have to be state certified. Bill Brown opened the floor to the public and Mr. Beasley asked to speak. Mr. Beasley said he would like to be on the rotation list for big wrecker service since Diboll did not have one. Mayor Pro-Tem Bill Brown said at this time we need to table this item until next council meeting. Don Hendrick made the motion to table this item and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Pro-Tem Bill Brown said the next item is to amend the budget to include blue garbage bags. Lanny Parish told the council that we had neglected to include the line item and amount in the budget even though we discussed in the budget workshop. Lanny Parish said we need to add the line item to show $8,000. Bryan Wilson made the motion to amend the budget and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Pro-Tem Bill Brown said the next item is to consider and possibly take action to amend vacation policy. The Council agreed that if anyone has started working for the city in June has not accrued vacation time by the end of December they will get

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paid for one week instead of caring it until resigned or terminated. Bryan Wilson made the motion to amend the vacation policy to reflect paying the employee instead of carrying the time on the book until the employee resigned or was terminated with Gandy Stubblefield seconding.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 8 Mayor Pro-Tem Bill Brown said the next item is to authorize advertising for bids to purchase blue garbage bags. Don Hendrick made the motion to authorize advertising for bids to purchase blue garbage bags and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Pro-Tem Bill Brown said the next item is to authorize advertising for bids to purchase one rough mower for the golf course. Lanny Parish said this is a budgeted item and we will be paid for out of equipment fund. Bryan Wilson made the motion to authorize advertising for bids to purchase one rough mower for golf course with Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Pro-Tem Bill Brown said the next item is to authorize advertising for bids to purchase one 2000 model ½ ton pick-up for wastewater department. Lanny Parish said this is a budgeted item and will be paid for out of the equipment fund. Gandy Stubblefield made the motion to authorize advertising for bids to purchase one 2000 model ½ ton pick-up for wastewater department with Bryan Wilson seconding.

Voting For	Voting Against

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Gandy Stubblefield	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 11 Mayor Pro-Tem Bill Brown said the next item is to authorize advertising for bids to purchase one 2000 model 4WD pick-up for water department. Lanny Parish said this is also a budgeted item and will be paid for out of the equipment fund. Don Hendrick made the motion to authorize advertising for bids to purchase one 2000 model 4WD pick-up for water department and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 12 Mayor Pro-Tem Bill Brown said the next item is to discuss customer charges for road bores for water and sewer services. Lanny Parish said that we had never charged for road bores but dug across the roads which would not stay level. I feel we need to bore all streets and pass the cost equally among those served. Lanny Parish said the city has always absorbed the cost. The cost is around $600 per bore.

Item 13 Mayor Pro-Tem Bill Brown said the next item is to consider selection of a management firm for the 2000 TCDP grant project for the proposals. Raymond Vann said that the city's part would be 30 thousand and that we had receive a grant of $52,000 what we had request for. The grant is for the 2000 TCDP project, which is for the Pinevalley area A, B, C, streets, and 1,2,3,streets. Bryan Wilson made the motion to accept Raymond Vann as management firm for 2000 TCDP grant project and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 14 Mayor Pro-Tem Bill Brown said the next item is to consider selection of engineering firm for 2000 TCDP grant project per proposals. Lanny Parish said we only received one and that was from KSA Engineers. Lanny Parish said KSA Engineers have

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always done a good job in the past and I would recommend them again. Don Hendrick made the motion to accept KSA Engineers for the 2000 TCDP grant project and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 15 Mayor Pro-Tem Bill Brown said the next item is to discuss and approve ordinance for TXU rate revision. Bob Brown addressed the council and said the Tariff filing does not propose either an increase or decrease in any existing charge or rate. Bob Brown said the primary purpose of this Tariff filing is to modify, close or delete certain existing tariffs in order to facilitate the transition to a competitive retail market. Bryan Wilson asked what is the disadvantage? Bob Brown answered none. Gandy Stubblefield made the motion to approve the ordinance for TXU rate revision and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 16 Mayor Pro-Tem Bill Brown said the next item is to call a City election for Saturday, May 6, 2000. Lanny Parish said this is routine and the ones that are up for election are Gandy Stubblefield, Don Hendrick and Bill Brown. Bryan Wilson made the motion to call City election for Saturday, May 6, 2000 and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 17 Mayor Pro-Tem Bill Brown opened the floor for public comments and having none, moved to the next item.

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Item 18 & 19 Mayor Pro-Tem Bill Brown asked the council if anyone had any comments. Don Hendrick said he would like for the city to check his water meter. His water bill was extremely high. Councilman Hendrick said that he had several complaints about people's water bill being to high this month. Lanny Parish said he would look into this matter. Mayor Pro-Tem Bill Brown said having no further comments I call for a motion to adjourn with Don Hendrick making the motion and Sam Coleman seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:32 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, MARCH 23, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve minutes from previous council meeting.
4. Open, tabulate and award bid for purchase of garbage bags.
5. Open, tabulate and award bid for purchase of one rough mower for golf course.
6. Open, tabulate and award bid for purchase of one 2000-model ½ ton pick-up for wastewater department.
7. Open, tabulate and award bid for purchase of one 2000-model 4WD pick-up for water department.
8. Consider and possibly take action to amend wrecker service policy and pass city wrecker ordinance.
9. Appoint election judge and alternate judge for May 6, 2000 city election.
10. Approve amending Sec. 21-16. Rules for city service of the City Ordinance to include new customers paying pro-rata share for road bore if necessary.
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 the following reason to Wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Discuss placing police Officer at the High School.
    b. Discuss police personnel.

12. Take action on placing police officer at High School.
13. Authorize accepting bids to sell one 1989 Pontiac Grand Prix.
14. Public Forum.
15. Council Comments.
16. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, MARCH 20, AT 10:00P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Thursday, March 23, 2000 at 5:15 P.M. at Diboll City Hall.

Present		**Absent**	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Don Hendrick	Councilman		
Bill Brown	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		

Also Present

Lanny Parish	City Manager
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Jimmy Mettlen	Golf Course Manager
Dee Scarborough	Wastewater Superintendent
Bobby Rice	DISD
Sam Glass	
Mr. Flowers	Flowers Body Shop
Gina Lee	
Bo & Ada Lee	Lee Paint & Body Shop
Richard Johnson	Police Officer
Carolyn S. Henderson	Superintendent of Schools

Item 1 & 2 Mayor James P. 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 February 14, 2000 regular city council meeting with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open, tabulated and award bid for purchase of garbage bags. Jimmy Cassels said Arrow at this time they could not submit a bid. Coating and Lamating bid is $4.40 per roll and will deliver in 30 days. Unisourse bid is $5.57 per roll and will deliver in 28 days. Bryan Wilson made the motion to accept the lowest bid of $4.40 per roll from Coating and Lamating and Sam Coleman seconded.

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Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to open, tabulated and award bid for purchase of one rough mower for golf course. Jimmy Cassels said the first bid is from Professional Turf for $23,987.99 and will deliver in 30 days. Goldwaites bid is $23,768.00 and will deliver in 30 days. Jimmy Mettlen said that the sooner the better on getting this rough mower at this time they have been using the fairways. Jimmy Mettlen said that if there was a way to get the rough mower that Professional Turf bid he think the service would be better and it is a front mower. Jimmy Cassels said he would check into it and he did not see a problem. Don Hendrick made the motion to accept Professional Turf bid for $23,987.99 and Bryan Wilson seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to open, tabulate and award bid for purchase of one 2000-model ½ ton pick-up for wastewater department. Jimmy Cassels said the first bid is from Gullo Ford for $15,548.00 and will deliver 60 in days. Village Ford bid is $15,879.00 and will deliver in 60 days. Bill Brown made the motion to accept the lowest bid of $15,548.00 from Gullo Ford with Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to open, tabulate and award bid for purchase of one 2000- model 4WD pick-up for water department. Jimmy Cassels said the first bid is from Village Ford for $20,980.00 and will deliver in 60 to 90 days. Gullo Ford bid is $21,050.00 and will deliver in 90 days. Greater James Chevy bid is $20,440.95 and will deliver in 6-10 week. Mayor Simms said the winch amount should be at least 8,000 and

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the bid only calls for 1,500. Bryan Wilson made the motion to reject all bids and go out for bids again with Don Hendrick seconding.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to consider and possibly take action to amend wrecker service policy and pass city wrecker ordinance. Bill Brown made the motion to amend wrecker service policy and pass city wrecker ordinance and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to appoint an election judge and alternate judge for May 6, 2000 city election. Mayor Simms said since we have unopposed candidates we do not have to have an election.

Item 10 Mayor Simms said the next item is to approve amending Sec. 21-16. Rules for city service of the City Ordinance to include new customers paying pro-rata share for road bore if necessary. Sam Coleman made the motion to approve amending Sec. 21-16 rules for city service of the City Ordinance to include new customers paying pro-rate share for road bore if necessary and Bill Brown seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 11 Mayor Simms called the council into executive session at this time to discuss placing police officer at the High School and discuss police personnel.

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Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 12 Mayor Simms said the next item is to take action on placing a police officer at High School. Mayor Simms said I know I speak for myself and the council to place police officer immediately. Kent Havard said he had two officers in mind already. Mayor Simms said you get with Lanny Parish and make a decision. Bill Brown made the motion to accept placing a police officer at the High School and Sam Coleman seconded.

Voting For	Voting Against.
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms said the next item is to authorize accepting bids to sell one 1989 Pontiac Grand Prix. Lanny Parish said this is the vehicle that the city confiscated in a drug seize and was awarded to the City. Bill Brown made the motion to authorize accepting bids to sell one 1989 Pontiac Grand Prix and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 14 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 15 & 16 Mayor Simms asked the council if anyone had any comments and having none, asked for a motion to adjourn with Don Hendrick making the motion and Bill Brown seconding.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 7:00 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, APRIL 10, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Approve appointing an elected official from City of Diboll to serve on the Board of Directors of Deep East Texas Council of Governments.

5. Authorize a resolution appointing Mayor James P. Simms, City Manger Lanny Parish and City Secretary Tina Cavazos as authorized signatures for payment requests to the Texas Department of Housing and Community Affairs.

6. Approve Proclamation designating April, 2000 as Fair Housing Month.

7. Adopt Interlocal Agreement with the TML Intergovernmental Employee Benefits Pool.

8. Open, tabulate and take action on bids received to sell one 1989 Pontiac Grand Prix.

9. Open, tabulate and take action on bids received to purchase one 4WD ½ ton LWB Pickup.

10. Approve ordinance canceling May 6, 2000 City Council elections.

11. Public Forum.

12. Council Comments.

13. Adjourn.

Posted on City Hall Bulletin Monday, April 3, 2000 at 2:55 p.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, April 10, 2000 at 5:15 P.M. at the Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	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
Dee Scarborough	Wastewater Superintendent
Billy Ballard	Water Superintendent
Gary Wilmon	Free Press
Raymond Vann	Raymond Vann & Associates
James Houston	Water Supervisor

Item 1 & 2 Mayor James P. 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 March 23, 2000 called city council meeting with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to approve appointing an elected official from City of Diboll to serve on the Board of Directors of Deep East Texas Council of Governments. Mayor Simms said I have been serving on this Board for several years and if no one else wants to serve I do not mind serving again. Don Hendrick made the motion for James P. Simms to serve on the Board of Director of Deep East Texas Council of Governments and Sam Coleman seconded.

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Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize a resolution appointing Mayor James P. Simms, City Manager Lanny Parish and City Secretary Tina Cavazos as authorized signatures for payment requests to the Texas Department of Housing and Community Affairs. Bill Brown made the motion to authorize a resolution appointing Mayor James P. Simms, City Manager Lanny Parish and City Secretary Tina Cavazos as authorized signatures for payment requests to the Texas Department of Housing and Community Affairs and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefiled	
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to approve Proclamation designating April, 2000 as Fair Housing Month. Bill Brown made the motion to approve Proclamation designating April 2000 as Fair Housing Month and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to adopt Interlocal Agreement with the TML Intergovernmental Employee Benefits Pool. Lanny Parish said that the only difference was that the insurance company had change names everything stayed the same on the contract. Gandy Stubblefield made the motion to adopt Interlocal Agreement with the TML Intergovernmental Employee Benefits Pool and Don Hendrick seconded.

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Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to open, tabulate and take action on bids received to sell one 1989 Pontiac Grand Prix. Jimmy Cassels said the first bid is from Manuel Roman for $215.00. James Houston bid is $251.00. Jesus Concha bid is $375.95. Bryan Wilson made the motion to accept the highest bid of $375.95 to sell one 1989 Pontiac Grand Prix and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to open, tabulate and take action on bids received to purchase one 4WD ½ ton LWB Pickup. Jimmy Cassels said the first bid is from Great James Chevrolet for $20,860.98 and will deliver in 30 to 90 days. L.L. Ford from Rusk bid is $21,333.21 and will deliver in 60 to 90 days. Village Ford bid is $23,000.00 and will deliver 60 to 90 days. Gullo Ford-Mercury bid is $21,211.00 and will deliver within 90 days. Don Hendrick made the motion to accept the lowest bid of $20,860.98 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to approve ordinance canceling May 6, 2000 City Council elections. Gandy Stubblefield made the motion to approve ordinance canceling May 6, 2000 City Council elections and Don Hendrick seconded.

Voting For	Voting Against

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Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 12 & 13 Mayor Simms asked the councilmen if anyone had comments at this time. Don Hendrick said that the City needed to do something about the Parking space at the Baseball fields. Lanny Parish said there would be post on both side of the road and more parking space as soon as the weather permits. Mayor Simms said having no further comments I asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:29 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 15, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Administer Oaths of Office to new Councilmen.
4. Approval of previous council meeting minutes.
5. Discuss and authorize advertising for bids to purchase ten golf carts.
6. Consider proposals received for management firm for Texas Community Development Program grant and make selection.
7. Consider proposals received for engineering firm for Texas Community Development Program grant and make selection.
8. Public Forum.
9. Council Comments.
10. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MAY 5, 2000 at 2:00 P.M.

ADDITIONAL ITEM:

11. Appoint mayor pro-tem

POSTED ON CITY HALL BULLETIN BOARD MAY 12, 2000, 8.30 a.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, May 15, 2000 at 5:15 p.m. at the Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bryan Wilson	Councilman	Don Hendrick	Councilman
Sam Coleman	Councilman		
Bill Brown	Councilman		

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Jimmy Mettlen	Manager
Billy Sims	K.S.A. Engineer
Keith R. Bille	Klotz Associates, Inc.
James E.Vann	Raymond K.Vann & Associates
Gary Wilmon	Free Press

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

Item 3 Mayor Simms administer Oath of Office to Bill Brown one of our unopposed Councilman.

Item 4 Mayor Simms called for a motion to approve the minutes of the April 10, 2000 regular city council meeting Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 5 Mayor Simms said the next is to discuss and authorized advertising for bids to purchase (10) ten golf carts. Jimmy Mettlen told the councilmen that the Golf Course is having to rent golf carts to keep people from waiting around when having tournaments. Lanny Parish told the councilmen that this was a line item and it would come out of equipment fund. Jimmy Mettlen told the councilmen that next year they would have to expand for the golf carts. Mr. Mettlen said at this time I am making room for the golf cart at the mechanic shop. Bill Brown made the motion to authorize advertising for bids to purchase ten golf carts and Sam Coleman seconded.

Voting For Voting Against

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Bill Brown	None
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to consider proposals received for management firm for Texas Community Development Program grant and make selection. Jimmy Cassels said we have received one proposal from Raymond Vann & Associates. Mayor Simms said James Vann is here if anyone has any question. James Vann told the councilmen this is to be able to apply for a grant for future services in water development Bryan Willson made a motion to accept the proposal from Raymond Vann & Associates, we have been please with their work in the past and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to consider proposals received for engineering firm for Texas Community Development Program grant and make selection. Jimmy Cassels said we have received three proposals from KSA Engineers, Klotz Associates, Inc. and Everett Griffith, Jr. & Associates, Inc. Jimmy Cassels open KSA Engineers proposal, the council agree that in the past we have been satisfied with Billy Sims of KSA Engineers. Bill Brown made the motion to accept the proposal from KSA Engineers and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to appoint mayor pro-tem. Bryan Wilson made the motion to appoint Bill Brown and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	

Motion carried unanimously.

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Item 9 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 10 & 11 Mayor Simms asked the councilmen if anyone had comments at this time. Bill Brown asked if there was anything for public disturbance. Council said they would like to see Mike Smith take care of the public disturbance in the baseball complex and if it gets out of hand then a police officer can take care of the matter. Coaches or persons can be abandoning from baseball complex if necessary said Chief Havard. Mayor Simms said having no further comments I asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:49 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, ~~CITY~~ **SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JUNE 12, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Administer Oaths of Office to new Councilmen.

4. Approval of previous council meeting minutes.

5. Authorize to advertise for Request For Proposal to purchase communication equipment for replacing equipment at the City of Diboll police department including antenna, cable, line installation, console, microphone, and foot switch.

6. Discuss and possibly take action to amend the City of Diboll wrecker ordinance.

7. Authorize amending hotel/motel occupancy tax ordinance to reflect tax rate plus applicable penalty and interest and reporting requirements.

8. Authorize to advertise for bids to construct a multipurpose pavilion at Neches Pines Golf Course.

9. Consider and take action on P & Z Board recommendation on zoning change request by Yates Trucking for property located on Highway 59 South, the former KSPL radio station.

10. Open and tabulate bids received to purchase 10 golf carts and award bid.

11. Approve resolution to renew contract with Diboll Independent School District for Alternative Education Program officer.

12. Discuss use of city police vehicle at school campuses.

13. Authorize advertising for bids to make repairs to City Hall.

14. Consider and take action on Interlocal Agreement with DETCOG.

*15. Authorize advertising for bids to construct sewer line project on Mockingbird Lane.

*16. Authorize advertising for bids to construct water and sewer improvements on A, B, C streets and 1st, 2nd, and 3rd streets.

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*17. Authorize advertising for bids for wastewater treatment plant expansion and improvement and collection system rehabilitation.

18. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 551.01 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:

1. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Discuss police reserve applicant.

19. Approve police reserve applicant.

20. Public Forum.

21. Council Comments

22. Adjourn.

* These items posted on Bulletin Board in City Hall, Thursday, June 8, 2000 at 8:30A.M.

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Minutes of the regular city council meeting Monday, June 12, 2000 at 5:15 p.m. at the Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bryan Wilson	Councilman
Sam Coleman	Councilman	Bill Brown	Councilman
Don Hendricks	Councilman		
Gandy Stubblefield	Councilman		

Also Present	
Lanny Parish	City Manager
Kent Havard	Chief of Police
Gary Jones	Fire Chief
Bo Lee	Wrecker Service
Gary Wilmon	Free Press
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Jimmy Mettlen	Superintendent
Billy Sims	K.S.A. Engineer
Albert Luce	

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

Item 3 Mayor Simms administers Oath of Office to Gandy Stubblefield and Don Hendrick our unopposed Councilmen.

Item 4 Mayor Simms called for a motion to approve the minutes of the May 15, 2000 regular city council meeting Gandy Stubblefield making the motion and Don Hendrick seconding.

Item 5 Mayor Simms said the next item is to authorize to advertise for proposal to purchase communication equipment at the City of Diboll police department. Kent Havard said the radio equipment was 15 years old at least and that it was hard to get parts for the system. Chief Havard said if the radio broke and was not able to get the part fast enough Police department could be in trouble. Don Hendrick made the motion to authorize to advertise for proposal to purchase communication equipment for the City of Diboll Police Department and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

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Item 6 Mayor Simms said the next item is to discuss and possibly take action to amend the City of Diboll wrecker ordinance. The council discusses the wrecker ordinance and decides to omit on page (10) ten the gate fee of $10.00 charge between 5:00 p.m. and 8:00 a.m. for reporting to the yard to release a vehicle. Don Hendrick made the motion to amend the City of Diboll wrecker ordinance and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to authorize amending hotel/motel occupancy tax ordinance to reflect tax rate plus applicable penalty and interest and reporting requirements. Lanny Parish said Mr. Cassels is preparing a draft of the amended hotel/motel occupancy tax ordinance to reflect an adopted 7% occupancy tax rate, plus applicable penalty and interest and reporting requirements pertaining to the hotel/motel owner. Sam Coleman made the motion to authorize amending hotel/motel occupancy tax ordinance to reflect tax rate plus applicable penalty and interest and reporting requirements and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to authorize to advertise for bids to construct a multipurpose pavilion at Neches Pines Golf Course. Jimmy Mettlen told the council that the pavilion would be 80 by 160 and it should seat 150 people. Lanny Parish told the council that the Booster Club was sending a check for $30,000 toward the cost of construction of the pavilion. Lanny Parish said he had request for the additional $30,000 from this year 's Diboll Day funds. Lanny Parish said Mr. Harold Maxwell commitment for the remaining $60,000 from Temple Inland Foundation to fund the project and the $30,000 the city provides will come from the Contingency Fund that will be reimbursed by the Booster Club with funds from Diboll Day. Jimmy Mettlen said we hope this project will be completed by Diboll Day. Gandy Stubblefield made a motion to authorize to advertise for bids to construct a multipurpose pavilion at Neches Pines Golf Course and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	

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Motion carried unanimously.

Item 9 Mayor Simms said the next item is to consider and take action on P&Z Board recommendation on zoning change request by Yates Trucking for property located on Highway 59 South, the former KSPL radio station. Mayor Simms said he felt the traffic on south 59 is just barely slowing down and it would just cost hazards accident with the trucks pulling out into highway 59. Sam Coleman made the motion not to accept on zoning change request by Yates Trucking for property located on Highway 59 South, the former KSPL radio station and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Simms said next item is to open and tabulate bids received to purchase 10 golf carts and award bid. Jimmy Cassels said the first bid is from Club Car for $28,490. Yamaha bid is for $30,750. Easy-Go bid is for $27,950. Jimmy Mettlen said the lowest bid is $150.00 dollar cheaper then last year. Gandy Stubblefield made the motion to accept the lowest bid from Easy-Go for $27,950 and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to approve resolution to renew contract with Diboll Independent School District for Alternative Education Program officer. Lanny Parish said this contract is done annual and the school tells me they are very satisfied with the job Officer Blakemore is doing. Sam Coleman made the motion to renew Officer Blakemore contract and Gandy Stubblefield seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to discuss use of city police vehicle at school campuses. Mayor Simms said we let Officer Thompson use the police vehicle since it

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was only a couple of week's left of school. Lanny Parish told the council the city is not being reimbursed for use of the vehicle, fuel, maintenance, liability insurance or any expense incurred. Lanny Parish told the council if a police vehicle was furnishes to Officer Thompson then Officer Blakemore would need to be furnish with one. The council asked Lanny Parish to talk to the school about a vehicle and that we could maybe sell then the oldest vehicle that we would be trading in for about $15,000.00. The council could not see furnishing a $30,000.00 vehicle with city money for the school. The council said Lanny Parish could get with the school and then if the contract needed amend then the council would check into the contract.

Item 13 Mayor Simms said the next item is to authorize advertising for bids to make repairs to the City Hall. Lanny Parish said the outside and inside needs repairs. Lanny Parish said on the outside some of the roof soffits are leaking, some boards need to be replaced and on the inside interior light fixtures need replacing as well as some painting needs to be done. Lanny Parish said this is budgeted items. Don Hendrick made the motion to authorize to advertising for bids to make repairs to City Hall and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 14 Mayor Simms said the next item is to consider and take action on Interlocal Agreement with DETCOG. Lanny Parish said this annual agreement with DETCOG, which will provide police department with the 911 equipment. Gandy Stubblefield made the motion to accept the agreement with DETCOG and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 15 Mayor Simms said the next item is to authorize advertising for bids to construct sewer line project on Mockingbird Lane. Lanny Parish said this project has been discussed and request for years by those residents. Lanny Parish said the total project is estimated to cost $86,450 and we have $30,000 balance from a prior sewer project that can be applied to the cost and the remainder will come from our Contingency Fund. Sam Coleman made the motion to authorize advertising for bids to construct sewer line project on Mockingbird Lane and Don Hendrick seconded.

Voting For	Voting Against

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Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 16 Mayor Simms said the next item is to authorize advertising for bids to construct water and sewer improvements on A, B, C streets and 1st, 2nd, 3rd streets. Lanny Parish said this is the $250,000 grant we received for this project with the city's matching part being $37,500. Lanny Parish said the city's match could come from our Contingency Fund. Don Hendrick made the motion to authorize advertising for bids to construct water and sewer improvements on A, B, C streets and 1st, 2nd, 3rd streets and Gandy Stubblefield seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 17 Mayor Simms said the next item is to authorize advertising for bids for wastewater treatment plant expansion and improvements and collection system rehabilitation. Lanny Parish said this project is funded by the $4,650,000 sewer plant Texas Water Development Board funds. Gandy Stubblefield made the motion to authorize advertising for bids for wastewater treatment plant expansion and improvement and collection system rehabilitation and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 18 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 are kept in a lock box in the city vault.

Item 19 Mayor Simms said the next item is to approve police reserve applicant Roosevelt Hall. Gandy Stubblefield made the motion to approve police reserve applicant Roosevelt Hall with Sam Coleman seconding.

Voting For	Voting Against

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Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 20 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 21 & 22 Mayor Simms asked the councilmen if anyone had comments at this time. Jimmy Cassels said he had written letters on railroad crossing that are in bad shape. Don Hendrick said he would like for the city to check the drainage on corner of fuller and office streets. Mayor Simms said having no further comments I asked for a motion to adjourn with Don Hendrick making the motion and Sam Coleman seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:68 P.M.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 10, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of previous council meeting minutes.
4. Discuss and take action on Resolution concerning plain license plates on city vehicle.
5. Discuss and approve bid for A,B,C, and 1,2,3 streets water and sewer improvements.
6. Discuss and approve bid for Mockingbird Lane sewer project.
7. Schedule budget workshop July 24, 2000.
8. Open and tabulate bids received for communication equipment for the Police Department.
9. Public Forum.
10. Council Comments.
11. Adjourn.

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Minutes of the regular city council meeting Monday, July 10, 2000 at 5:15 p.m. at the Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bill Brown	Councilman		
Don Hendrick	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Billy Simms	KSA Engineer
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 June 12, 2000 regular city council meeting with Bryan Wilson making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action on a resolution concerning plain license plates on a city vehicle. Kent Havard addressed the council and said this is for Detective Bobby Epperly's car and if it has exempt license plates we have to have the City logo on the side of the car, but with regular plates we do not have to have the city logo. Chief Havard said by not having the city logo on the car this would help Detective Epperly not to be spotted so easy when driving up on a suspect and when driving around. Mayor Simms said he did not have a problem with Detective Epperly having plain license plate. Sam Coleman made the motion to accept plain license plates on the city vehicle and Bill Brown seconded.

Voting For	Voting Against
Sam Coleman	None

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Bill Brown
Don Hendrick
Bryan Wilson

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and approve the bid for A, B, C, and 1,2,3 streets water and sewer improvements. Billy Sims said if the Mayor or Council had any questions he would be more than happy to answer them. Billy Sims said the low bidder was Kenneth Sterling for $206,475.45 and he sees no problem with him as he has done a job for Woodville and they were satisfied with his work. Lanny Parish said this is part of our TCDP grant. Sam Coleman asked is there anyway they could go back and change the price like someone did in the past. Billy Sims said only if a change order is not more then 3-4 % and their bid was $9,000 under our grant amount. Don Hendrick made the motion to accept the low bid of $206,475.45 from Kenneth Sterling and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and approve the bid for Mockingbird Lane sewer project. Billy Sims said Kenneth Sterling from Leesville, Louisiana was also the lowest bid for $42,895.50 for the sewer project on Mockingbird Lane. Sam Coleman made the motion to accept the lowest bid from Kenneth Sterling for $42,895.50 and Bryan Wilson seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to schedule a budget workshop for July 24, 2000 and I would like for everyone to be here. The council agreed the budget workshop would be on July 31, 2000 so that they all could attend.

Item 8 Mayor Simms said the next item is to open and tabulate bids for communication equipment for the Police Department. Kent Havard said the radio had gone out Saturday and it was a while before they had it working again. Jimmy Cassels said one bid was

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received from Teletouch Communication and the bid is for $11,805.00. Don Hendrick make the motion to accept the bid from Teletouch Communication for $11,805.00 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 10 & 11 Mayor Simms asked the councilmen if anyone had comments at this time. Bryan Wilson said is there anything we can do on 59 about the lights on Holidays so that the traffic will not back up so much. Kent Havard said he has looked into this before and the Highway department will not change the lights to caution on holidays because of liability. Mayor Simms said having no further comments, I ask for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:31 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JULY 31, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Open, tabulate and take action on bids received for City Hall repairs.
4. Discuss and award bid on sewer plant expansion project.
5. Budget workshop for the following departments Street, Park, Swimming Pool, Police, Water and Golf.
6. Schedule budget workshop for remaining departments.
7. Authorize advertising for bids for employee Health Insurance.
8. Public Forum.
9. Council Comments.
10. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JULY 25, 2000 AT 2:30 P.M.

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Minutes of the called city council meeting Monday, July 31, 2000 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bill Brown	Councilman
Sam Coleman	Councilman		
Bryan Wilson	Councilman		
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Dee Scarborough	Wastewater Superintendent
Kent Havard	Chief of Police
Jimmy Mettlen	Golf Course Manager
Billy Sims	KSA Engineer
Gary Wilmon	Free Press
Joe Parish	
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent

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

Item 3 Mayor Simms said the next item is open, tabulate and award bid for City Hall repairs. Jimmy Cassels said first bid is from Gary Jones Construction and his bid is for $22,486.20. Joe Parish Welding bid is for $28,843.85. Bryan Wilson made the motion to accept the lowest bid of $22,486.20 from Gary Jones Construction and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and award bid on sewer plant expansion project. Billy Sims from KSA Engineers said Doughtie Construction was the low bidder of $3,861,974.00 and they have just completed a job for the City of Shepherd and they were satisfied with the job. Sam Coleman asked if they would be finished on time. Billy Sims answered yes I think so because they know there are penalty's if they

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don't finish on time. Don Hendrick made the motion to award the bid to Doughtie Construction being the lowest bidder of $3,861,974.00 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to hear the following departments present their budget: Street, Park, Swimming Pool, Police, Water and Golf. **Lane Bass** from street department said motor and vehicle supplies need increased due to gasoline prices going up this year. Lane Bass said there is still a lot of signs that need to be replaced due to rust or fading and stolen ones. Building and land need an increase because the shed for the diesel tank is starting to leak and will need repair. Lane Bass said the only big equipment I would like is a Street Sweeper which would cost around $58,000 to $120,000 and would come out of our equipment fund. **Nick Ashworth** from parks department said scout house needs some improvement. Nick Ashworth said I would like an increase on prisoner meals now that we set to use both state and private prison inmates. Nick Ashworth said the only equipment I need is a mower and tractor. Nick Ashworth said in Swimming Pool department the building at the Old Orchard Pool needs to be replaced, it has to many rotten boards and also the pump at the Old Orchard Pool needs to be replaced, it is 18 years old. Lanny Parish said that from the grant they had received for the park more Play Ground equipment was going to be set out and new water fountains for handicapped. **Kent Havard** said he needed to increase postage because more mail is going out especially for publications now that we have to notify and print in the newspaper where sex offenders live, and uniforms will decrease because last year we bought all new uniforms so we will not be needing that amount this year. Kent Havard said in equipment fund we need to replace two police cars. **Billy Ballard** said he needed to increase postage since the TNRCC requires more testing and more reports that have to be prepared and chemicals need to be increased since chlorine has gone up in price. Water mains need an increase, as we still have to repair and replace a lot of older lines. Billy Ballard said he would like to get a Golf Cart to use when reading meters if possible. **Jimmy Mettlen** said computer needs to be upgraded and it will come out of equipment fund. Cart barn needs to be extended so that all 54 carts will fit instead of just shoved in to the barn. Jimmy Mettlen said we lost a lot of trees and we had to have them cut and ground.

Item 6 Mayor Simms said the next item is to schedule a budget workshop for the remaining departments. The council all agreed that Monday, August 7, 2000 was a good day for all.

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Item 7 Mayor Simms said the next item is to authorize advertising for bids for employee Health Insurance. Gandy Stubblefield made the motion to authorize advertising for bids for employee Health Insurance and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 9 Mayor Simms asked the council if anyone had any comments. Don Hendrick said some of the teachers from Elementary school had told him to check into where the water stood around and they thought it was the city and Don Hendrick said I went over there and checked it out and it seems to be the schools. Lanny Parish said he knew where they were talking about and it did belong to the school. Mayor Simms said having no further comments I call for a motion to adjourn with Bryan Wilson making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

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

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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Called City Council Meeting
Monday, August 7, 2000
5:15 P.M.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Discuss and approve Planning & Zoning Board recommendation to approve amending Deer Trace Subdivision plat.
4. Budget workshop for the following departments: Administration, Court, Fire, General, Sewer and Revenue.
5. Schedule public hearing if needed.
6. Public Forum.
7. Council Comments.
8. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, AUGUST 1, 2OOO AT 9:00 A.M.

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Minutes of the called city council meeting Monday, August 7, 2000 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayors	None
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Gary Wilmon	Free Press
Gary Jones	Fire Chief
Larry Bowman	Civic Center Director
Dee Scarborough	Wastewater Superintendent

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

Item 3 Mayor Simms said the next item is to discuss and approve Planning & Zoning Board recommendation to approve amending Deer Trace Subdivision plat. Lanny Parish said this area was for Condominiums and now they want it divided into (3) three lots to sell. Bryan Wilson made the motion to approve the Planning & Zoning recommendation to approve amending Deer Trace Subdivision plat and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to hear from each of the following department heads Administration, Court, Fire, General, Sewer and Revenue. **Gary Jones** said his fire department was in good shape and he would like to see the pension for firemen go up from $12.00 to $24.00 per month on each one. Gary Jones said I would also like to get (7) seven new self contained breathing apparatus and would like to see if we could get a Thermal mask for use at seeing in a house that is full of smoke and that way the firemen are able to see if anyone is in the house. Gary Jones said this is around $15,000 and

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maybe can check into a grant. Bryan Wilson said he just saw a presentation on TV the other day how amazing and what a difference the thermal mask makes when a house or building is on fire with so much smoke. **Larry Bowman** said over all the Civic Center is doing well and we have increased events this year from $40,000 to $60,000 and we still have (3) three months to go. Larry Bowman said motor vehicles need an increase because this department has never had a vehicle and now that the parks department gave their old one to this department we need some repairs, and gas is up in price. Building and land needs an increase since the sprinkler system has been repaired a lot this year and we probably need to change it all out since it has been here since the Civic Center was built. Larry Bowman said over all the revenue is up and we are in good shape. **Dee Scarborough** said he would need an increase in certification pay because with the wastewater plant expansion, we will need more knowledge and certifications. Dee Scarborough said also on supplies and inspection fees we need an increase with all the TNRRC requirements and more paper work. Dee Scarborough said we would not know for sure about the revenue and expenditure until we have run for two years with the new expansion at the plant. Mayor Simms said **Dennis Wilson** and **Lanny Parish** would go over the courts, general, revenue and administration. Lanny Parish said court is doing great and we have a line item to add to their budget which is telephone; they were included with administration, so we have separated court from administration and postage has increased with all the tickets that have to be reported to the Highway department, so that when someone goes to renew their drivers license they have to pay their outstanding ticket before they can get their driver's license. Lanny Parish said in general and administration we have some decreases and some increases like for instance, communication decreases since we just replaced the radio and there should not be many repairs, if any. Travel need increasing with the TML having both meetings in the same year and we put a little extra in case any of the councilmen would like to go.

Item 5 Mayor Simms said the next item is to schedule a public hearing if needed and since we do not have to have one we go on to the next item.

Item 6 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 7 Mayor Simms asked the council if anyone had any comments. The council asked Lanny Parish about the Pavilion at the Golf Course and Lanny Parish answered we have received the check for the project on the pavilion, all we are waiting for is Mr. Harold Maxwell to give us the plans. Mayor Simms said having no further comments I call for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	

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

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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Regular City Council Meeting
Monday, August 14, 2000
5:15 P.M.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Discuss tax rate and vote on tax rate.
4. Schedule public hearing on tax rate increase.
5. Consideration and possible approval of a resolution authorizing submission of a 2001 Texas Community Development Program (TCDP) grant application.
6. Authorize Mayor, City Manager, Finance Director and City Secretary to sign checks and transfers for the City.
7. Public Forum.
8. Council Comments.
9. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, AUGUST 8, 2000 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, August 14, 2000 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Billy Sims	KSA Engineers
Karen Beech	KSA Engineers
Jimmy Mettlen	Golf Course Manager
Gary Wilmon	Free Press
Kent Havard	Police Chief

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

Item 3 Mayor Simms said the next item is to discuss the tax rate and vote on it. Bill Brown said he would like to see that the tax stayed the same as last year because people are tired of paying taxes. Don Hendrick, Gandy Stubblefield, and Bryan Wilson said that if we did not raise taxes we could get in a bind like Lufkin did for not raising taxes for several years. Bryan Wilson said he does not want for the city to keep digging into the surplus fund. Bryan Wilson made the motion to approve a 1% raise on taxes rate and 3% raise for city employees and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	Bill Brown
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried.

Item 4 Mayor Simms said the next item was to schedule a public hearing on tax rate increase, not needing one we go to the next item.

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Item 5 Mayor Simms said the next item is consideration and possible approval of a resolution authorizing submission of a 2001 Texas Community Development Program (TCDP) grant application. Karen Beech from Raymond Vann & Associates went over the map and pointed out what needed the most repair or immediate attention. Billy Simms said the grant is for $95,900. Bill Brown made the motion to approve a resolution authorizing submission of a 2001 Texas Community Development Program (TCDP) grant application and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize the Mayor, City Manager, Finance Director and City Secretary to sign checks and make transfers for the City. Bryan Wilson made the motion to authorize Mayor James P. Simms, City Manager Lanny Parish, Finance Director Dennis Wilson, and City Secretary Tina Cavazos and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 8 & 9 Mayor Simms asked the councilmen if anyone had comments at this time. Bill Brown said he would like to have on next month agenda an item to discuss the Police Officer at the school using a city vehicle for driving between school campuses. Mayor Simms said having no further comments I ask for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield	

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Sam Coleman

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

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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Regular City Council Meeting
Monday, September 11, 2000
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation

3. Approve minutes of previous city council meetings for July 10, 2000, July 31, 2000, August 7, 2000 and August 14, 2000.

4. Discuss and take action to approve automatic annual renewal of agreement with the City of Lufkin to provide animal contact services.

5. Discuss and award employee insurance bid for 2000-2001.

6. Discuss providing city vehicle for officer at High School.

7. Discuss and approve I&S tax rate of .169293 for 2000-2001.

8. Discuss and approve M&O tax rate of .287686 for 2000-2001.

9. Discuss and approve total tax rate of .456979 for 2000-2001.

10. Discuss and approve budget for 2000-2001.

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 the following reason to Wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
   a. Discuss police reserve.
2. 551.071 Private consultation with the City Attorney.
   a. Discuss TXU electric franchise fees.
   b. Attorney update on dismissal of litigation.

12. Discuss and take action on appointing police reserves.

13. Public Forum.

14. Council Comments.

15. Adjourn.

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Minutes of the regular city council meeting Monday, September 11, 2000 at 5:15 p.m. at the Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bill Brown	Councilman	Sam Coleman	Councilman
Don Hendrick	Councilman		
Bryan Wilson	Councilman		

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Jimmy Mettlen	Golf Course Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 July 10, July 31, August 7, and August 14, 2000 city council meetings with Bill Brown making the motion and Don Hendrick seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to approve automatic annual renewal of agreement with the City of Lufkin to provide animal contract services. Lanny Parish said this contract is renewed every year. Bryan Wilson made the motion to approve the annual renewal of agreement with the City of Lufkin to provide animal contract services and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 5 Mayor Simms said the next item is to discuss and award employee insurance bid for 2000-2001. Lanny Parish said after review all bids the lowest was Texas Municipal League. Bryan Wilson made the motion to award the bid to Texas Municipal League and Bill Brown seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss providing city vehicle for officer at High School. Mayor Simms and the council all agree to let the officer take the car to the school for now until the school buys one from the city after going out for bids on new ones and the old car can be for sale. Bill Brown made the motion to let the officer use a police vehicle for now and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 7 through 10 was not discuss nor approve due to the fact that there has to be a fourth present to be able to discuss and approve this items.

Item 11 Mayor Simms called the council into executive session at this time to discuss police reserves, TXU electric franchise fees and attorney update on dismissal of litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 12 Mayor Simms said the next item is to discuss and take action on appointing police reserves. Bill Brown made the motion to accepted Tony Thompson and Chad Wilson as police reserves and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

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Motion carried unanimously.

Item 13 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 14 & 15 Mayor Simms asked the councilmen if anyone had comments at this time. Mayor Simms said we have to schedule a called council meeting for Monday, September 18, 2000 at 5:15 p.m. Bryan Wilson, Bill Brown and Don Hendrick said they saw no problem with September 18, 2000 and Lanny Parish would contact the other councilmen. Mayor Simms said having no further comments, I ask for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:45 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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CALLED CITY COUNCIL MEETING
MONDAY, SEPTEMBER18, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Discuss and approve I&S tax rate of .169293 for 2000-2001.
4. Discuss and approve M&O tax rate of .287686 for 2000-2001.
5. Discuss and approve total tax rate of .456979 for 2000-20001.
6. Discuss approve budget for 2000-2001.
7. Public Forum.
8. Council Comments.
9. Adjourn.

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Minutes of the called city council meeting Monday, September 18, 2000 at 5:15 p.m. at the Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman Sr.	Councilman	
Don Hendrick	Councilman	

Also Present	
Janet Runnels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Kent Havard	Police Chief

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

Item 3 Mayor Simms said the next item is to discuss and approve I&S tax rate of .169293 for 2000-2001. Bryan Wilson made the motion to approve I & S tax rate of .169293 for 2000-2001 and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and approve M&O tax rate of .287686 for 2000-2001. Don Hendrick made the motion to approve M&O tax rate of .287686 for 2000-2001 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and approve total tax rate of .456979 for 2000-2001. Gandy Stubblefield made the motion to approve total tax rate of .456979 for 2000-2001 and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and approve budget for 2000-2001. Don Hendrick made the motion to approve budget 2000-2001 and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 8 Mayor Simms asked the councilmen if anyone had comments at this time and have none, asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:18 P.M.

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James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 9, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous city council meetings.

4. Approve advertising to purchase two 2001-model police vehicles.

5. Discuss and take action on Microwave Tower/Antenna Ordinances amending City of Diboll Zoning Code.

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 the following reason to wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
   a. Update by City Attorney.

7. Public Forum.

8. Council Comments.

9. Adjourn.

POSTED ON CITY HALL BULLETIN TUESDAY, OCTOBER 3, 2000 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, October 9, 2000 at 5:15 P.M. at the Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Gary Wilmon	Free Press
Kent Havard	Police Chief

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 11, 2000 and September 18, 2000 city council meetings with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to approve advertising to purchase (2) two 2001-model police vehicles. Lanny Parish said this is a budget item and it will be taken out of the equipment fund. Bryan Wilson made the motion to approve advertising to purchase (2) two 2001-model police vehicles and Don Hendricks seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action on Microwave Tower/Antenna Ordinances amending City of Diboll Zoning Code. Mayor Simms said this is what we had asked Jimmy Cassels to draft and bring our zoning code up to date concerning the location and construction of microwave towers/antennas in the city. Lanny Parish said he has looked it over and it looks good. Chief Kent Havard said in probably two years they would be looking into the antenna they have for the radios at the police station. Bill Brown made the motion to approve amending City of Diboll Zoning Code for Microwave Tower/Antenna Ordinances and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms called the council into executive session at this time to have the City Attorney updates on city personnel.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 7 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 8 & 9 Mayor Simms asked the councilmen if anyone had comments and having none, asked for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:56 P.M.

Bill Brown, **MAYOR PRO-TEM**

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ATTEST:



Tina Cavazos, ~~CITY~~ **SECRETARY**

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November 13, 2000

Lanny Parrish, City Manager
City of Diboll
400 Kenley Drive
Diboll, Texas 75941

Dear Mr. Parrish,

I would like to request sewer service from the City of Diboll to my property some of which is located outside the city limits. The property is located on the east side of highway 59 in north Diboll; once owned and often referred to as the Snelson property, there is approximately 85 acres in this tract.

I appreciate your consideration of this request.

Respectfully submitted,

John Ralph Pouland

John Ralph Pouland
611 N. Temple
Diboll, Tx 75941
829-4040

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November 13, 2000

Lanny Parrish, City Manager
City of Diboll
400 Kenley Drive
Diboll, Texas 75941

Dear Mr. Parrish,

I would like to request sewer service from the City of Diboll to my property located outside the city limits. The property is located on the east side of highway 59 adjacent to and north of the property owned by John Ralph Pouland.

I appreciate your consideration of this request.

Respectfully submitted,

D. L. Scarborough
Rt. 1, Box 9
Diboll, Texas 75941

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Lanny Parish
City of Diboll
P O Box 340
Diboll, TX 75941

I would like to connect ot city sewer service. The sewer line is currently running through my property.

It is my understanding that I have a sewer tap in place which was installed when the sewer line was laid.

My property is adjacent to John Ralph Poulands' property on the north side.

The legal description of my property is:

43891
0039-326-392-000-00
R19414: 0039 T-Quevado, Tract 392, Acres 1.000

Thank You,

D.I. Scarborough

D L Scarborough

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AGENDA
Regular City Council Meeting
Monday, November 13, 2000
5:15 P.M.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Approve minutes of previous city council meeting.
4. Discuss and approve fee charged by the City of Diboll for reviewing towers and antenna applications.
5. Open, tabulate bids received, and take action to purchase two (2) 2001-model police vehicles.
6. Discuss and approve adopting department pursuit policy.
7. Approve advertising to accept bids to sell one 1991 Nissan truck.
8. Consider and take action on requests for sewer outside the city limits.
9. Discuss and approve change order for KSA engineers on water and sewer improvements on Copestown Addition.
10. Public Forum.
11. Council Comments.
12. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD ON TUESDAY, NOVEMBER 7, 2000 AT 10:00 A.M.

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Minutes of the regular city council meeting Monday, November 13, 2000 at 5:15 P.M. at the Diboll City Hall.

Present		Absent	
Bill Brown	Mayor, Pro-Tem	James P. Simms	Mayor
Sam Coleman	Councilman		
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		
Bryan Wilson	Councilman		

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Gary Wilmon	Free Press
D.L. Scarborough	
Kent Havard	Police Chief
Billy Sims	KSA Engineer

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

Item 3 Mayor Pro-Tem Bill Brown called for a motion to approve the minutes of October 9, 2000 city council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Pro-Tem Bill Brown said the next item is to discuss and approve fee charged by the City of Diboll for reviewing towers and antenna applications. Lanny Parish suggested $25.00 dollar fee. Jimmy Cassels said that for the check and time that Dennis Wilson and Lanny Parish takes on looking into the company history and so forth is worth more money then $25.00. Jimmy Cassels said all this company that in the future will want to put an antenna or tower up will be worth at least $500.00 to look into their application and history in other towns, and if we need to come down on the price we could always come back and amended. The council all agreed for Lanny Parish or Dennis Wilson to check with other towns and see how much their fees are. Gandy

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Stubblefield made the motion to approve fee charged of $500.00 for the City of Diboll reviewing towers and antenna application and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Pro-Tem Bill Brown said the next item is to open, tabulate bids received, and take action to purchase two (2) 2001-model police vehicles. Jimmy Cassels said the first bid is from Phillpott Ford for (2) V-8 fully equipped Crown Victoria's for $59,700.00 and trade-in of one 1998 for $5,500.00 and for (1) one 1999 trade-in for $6,500.00 leaving a net price for (2) two 2001-model V-8 fully equipped Crown Victoria's of $47,700.00. Delivery from Phillpott Ford is 15 to 30 days. Southwest Ford bid is for (2) two 2001-model V-8 fully equipped for $55,554.00 and with trade-in of a 1998 Ford Crown Victoria for $7,000.00 and with trade–in of a 1999 Ford Crown Victoria for $7,700.00 leaving a net price of $40,854.00. The council authorized advertising for bids to sell (1) one 1998 Ford Crown Victoria and (1) one1999 Ford Crown Victoria with a minimum bid of $7,000.00 for the 1998 and $7,700.00 for the 1999. Bryan Wilson made the motion to accept the lowest bid and also to go out for bids with minimum bid to be trade-in price of each vehicle and see if we receive any bids and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 6 Mayor Pro-Tem Bill Brown said the next item is to discuss and approve adopting department pursuit policy. Gandy Stubblefield made the motion to approve adopting department pursuit policy and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Sam Coleman	
Bryan Wilson	

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Motion carried unanimously.

Item 7 Mayor Pro-Tem Bill Brown said the next item is to approve advertising to accept bids to sell one 1991 Nissan truck. Sam Coleman made the motion to approve advertising to accept bids to sell one 1991 Nissan truck and Gandy Stubblefield seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Bill Brown	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Pro-Tem Bill Brown said the next item is to consider and take action on request for sewer outside the city limits. The council said the best thing to do is to ask if they are willing to have their property annex in order to get sewer from the city. Don Hendrick made the motion to table the item until Lanny Parish talks to the property owners and then we will take action and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 9 Mayor Pro-Tem Bill Brown said the next item is to discuss and approve change order for KSA engineers on water and sewer improvements on Copestown Addition. Billy Sims said that an 8-inch water line on A & B Street that goes across the road is in bad shape and now is the time to replace it. Billy Sims said some of the road boards need extending. Sam Coleman asked if this would still in the budget range and Billy Sims answer yes. Don Hendrick made the motion to approve change order for KSA engineers and Bryan Wilson seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	
Sam Coleman	

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Motion carried unanimously.

Item 10 Mayor Pro-Tem Bill Brown opened the floor for public comments and having none, moved on to the next item.

Item 11 & 12 Mayor Pro-Tem Bill Brown asked the councilmen if anyone had comments and Don Hendrick asked about the lights that were out in the walking patch in the Old Orchard Park and Lanny Parish said that they had been reported. Bill Brown said having no further comments I asked to adjourn with Bryan Wilson making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:56 P.M.

Bill Brown, **MAYOR-PRO-TEM**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, NOVEMBER 27, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Open, tabulate and take action on bids received for the sale of (2) two police vehicles.
4. Public Forum.
5. Council Comments.
6. Adjourn

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY, NOVEMBER 20, 2000, 10:30 A.M.

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Minutes of the called city council meeting Monday, November 27, 2000 at 5:15 P.M. at the Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Sam Coleman	Councilman		
Bryan Wilson	Councilman		
Don Hendrick	Councilman		
Bill Brown	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Gary Wilmon	Free Press

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

Item 3 Mayor Simms said the next item is to open, tabulate and take action on bids received for the sale of (2) two police vehicles. Jimmy Cassels said we received one bid from Diboll Independent School District for (1) one 1999 Ford Crown Victoria for the amount of $7,725.00. Bill Brown made the motion to accept the bid of $7,725.00 from the Diboll Independent School District and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 5 & 6 Mayor Simms asked for council comments and having none asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:18 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, DECEMBER 11, 2000
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss and approve council minutes of previous council meetings.

4. Axley & Rode to present annual audit and approve accepting audit.

5. Jim Delashaw to present City Comprehensive Plan.

6. Open, and tabulate bids received to sell 1991 Nissan truck and take action.

7. Consider and take action on requests for sewer service outside the city limits.

8. 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 the following reason to Wit.
    1. 551.074 Discussing personnel or to hear complaints against personnel.
        a. Discuss Reserve Officer applicants.

9. Discuss and take action on approving reserve police applicants.

10. Discuss and take action authorizing a resolution to submit a grant request for funding of the Deep East Texas Regional Narcotics Trafficking Task Force.

11. Public Forum.

12. Council Comments.

13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, DECEMBER 5, 2000 8:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, December 11, 2000 at 5:15P.M. at the Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Sam Coleman Sr.	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Billy Sims	KSA Engineer
Kent Havard	Police Chief
Morris Tate	Planning & Zoning
Harold Maxwell	Temple
Raymond Vann	Vann & Associates
Gary Wilmon	Free Press
Linda Milford	Axley & Rode
Jim Delashaw	
Mike Kelly	Task Force
Charles Moses	Planning & Zoning

Item 1 & 2 Mayor James P. 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 13, 2000 city council meeting with Don Hendrick making the motion and Gandy Stubblefield seconding.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is the annual audit report presented by Linda Milford of Axley & Rode. Linda Milford went over the audit report with the councilmen

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and asked if anyone had any questions. The council all agreed that the audit report looked good. Bill Brown made the motion to approve accepting the audit and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 5 Mayor Simms said the next item we have Jim Delashaw here to present the City Comprehensive Plan. Jim Delashaw presented a map on the results of the study done concerning the projected growth of Diboll. Mr. Delashaw pointed out the areas where the growth will take place, the type of growth, recreational needs, and population dispersion. Mr. Delashaw said that for future growth not many vacant lots are available and in his opinion middle to average housing is needed. Mr. Delashaw pointed out on the map where interstate 69 would be in the future, nothing final at this time.

Item 6 Mayor Simms said the next item is to open and tabulate bids received to sell 1991 Nissan truck and take action. Jimmy Cassels said first bid is from Thomas Linton for $1,200.00. Deidre Helton's bid is for $1,500.00. Rodolfo Salazar's bid is for $560.00. Richard Davis bid is for $1,021.00. Manuela Alvarez's bid is for $595.00. Jorge Luis Escamilla's bid is for $400.00. Roy Davis' bid is for $851.00. Jeff Thomas' bid is for $683.00. Don Hendrick made the motion to accept the bid from Deidre Helton for $1,500.00 and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 7 No Action

Item 8 Mayor Simms called the council into executive session at this time to discuss police reserve.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

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Item 9 Mayor Simms said the next item is to discuss and take action on appointing police reserves. Gandy Stubblefield made the motion to accept Michael Seale and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is discuss and take action authorizing a resolution to submit a grant request for funding of the Deep East Texas Regional Narcotics Trafficking Task Force. Lanny Parish said this is an annual requirement for the council, to authorize the task force to apply for a grant for funding. Bryan Wilson made the motion to authorize a resolution to submit a grant request for funding of the Deep East Texas Regional Narcotics Trafficking Task Force and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 12 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:00 P.M.

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James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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Sign 12-11-00

Mike Kelly — Task Force
Billy P. Sims — KSA Engineers, Inc

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Sign In 1-8-2001

Thomas Lowther

Kathy Rodgers

Timothy Rodgers

Steve Rodgers

Sam Skrehot (TxDOT)

Cheryl Flood (TxDOT)

Chris Cotter (Brown & Gay Engineers, Inc.)

Wayne DuBose - CUB SCOUTS

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 8, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. TxDot representative to discuss alternatives for underpass (overpass) at railroad crossing.

5. Discuss and take action on sexually Oriented Business Ordinance.

6. Discuss Scout House Rental.

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 reasons:

1. Discussing personnel or to hear complaints against personnel.
   a. Discuss pending employee litigation.

8. Public Forum.

9. Council Comments.

10. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD WEDNESDAY, JANUARY 3, 2001 AT 10:00 P.M.

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Minutes of the regular city council meeting Monday, January 8, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilmen
Bill Brown	Councilman		
Sam Coleman Sr.	Councilman		
Bryan Wilson	Councilman		
Don Hendrick	Councilman		

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Sam Skrehot	TxDOT
Cheryl Flood	TxDOT
Chris Cotter	Brown & Guy Engineers, Inc.
Thomas Lowther	Boys Scouts
Kathy Rodgers	Boy Scouts
Timothy Rodgers	Boy Scouts
Steve Rodgers	
Wayne Dubose	Cub Scouts
Gary Wilmon	Free Press

1 & 2 Mayor James P. 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 December 11, 2000 city council meeting with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is TxDOT representatives to discuss alternatives for underpass (overpass) at railroad crossing. Cheryl Flood addressed the council and presented several options on Ryan Chapel that they had work on now that the money is available for construction. Mr. Harry Johnson showed the council on the drawing map the options they could take if interest. Mayor Simms and the councilmen all agreed that they would prefer if the underpass (overpass) be located at MLK or Maynard. The train

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has always been a problem blocking the crossing on Maynard and MLK at the time for dropping off children in the mornings and parents trying to get to work. Mayor Simms said if the underpass (overpass) was to be put on Ryan Chapel it would not help on the traffic situation that we have now with the train at school time. Don Hendrick said he remembers that a few years back this had been discuss and I believe we had talk about putting it on Maynard or MLK, which was Mill street at the time. Cheryl Flood said she would check into it and get back with the city.

Item 5 Mayor Simms said the next item is to take action on sexually Oriented Business Ordinance. Lanny Parish said we have enclosed in your council package a copy of the ordinance that Mr. Cassels was requested to draw up in 1995. Lanny Parish said no action was ever taken on the ordinance and probably need to amend the draft to bring it up to date and address additional concerns. Bryan Wilson made a motion to have Mr. Cassels redraft the ordinance and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss Scout House Rental. Thomas Lowther said the Cub Scouts and Boys Scouts members have increased this year, the only two days they do not use the Scout House is Wednesday night and Friday nights. Mr. Lowther said the Scouts do not have a place to put things up without any one waking away with it. Mr. Lowther said we put a flag up two weeks ago and it is gone, we just like to have a place call home where we could leave things up and equipment instead of having to take it back and forth from home to Scout House. Bryan Wilson said the Scout House is where people have had family reunions and birthday parties. The councilmen also said in order for the city to give the Scout House over to the Scouts they would have to be able to pay for repairs and etc. if needed. Mr. Lowther said that the Scouts do not have funds to be able to take care of repairs on Scouts House. The council said that we needed to leave it as it is with people being able to rent the Scout House and the Scouts Leaders need to get with the Rotary Club and see if could get funds for a granted and with the money have a room add to the Scout House for the use of Scouts only. Mayor Simms said for now let see about getting a display with a lock for your trophy and what ever else you needed to display.

Item 7 Mayor Simms called the council into executive session at this time to discuss pending employee litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

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Item 8 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 9 & 10 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:19 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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Sign In 2-12-2001

Dave Martinez

Woody Ingram

Shaun Sims

Cheryl Flood - TxDOT

Sally Adams NSA

Peter Ring PBSJ

Gary Jones

Mark Maxwell

Sam Skrehot

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY. FEBRUARY 12, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Public hearing for City of Diboll Planning/Capacity Building Program.

5. TxDOT representatives to present highway project planned for Diboll.

6. Discuss and take action concerning request for water service outside the city limits.

7. Consideration and possible approval of resolution regarding the use of excessive force for Texas Community Development Program.

8. Ms. Sharon Shaw, Administrator of Angelina County and Cities Health District to present Cooperative Agreement between City of Diboll and A.C. & C.H.D. for renewal and show video.

9. Hear presentation of Comprehensive City Plan.

10. Authorize Interlocal Agreement with Texas Municipal League.

11. Consider complaint of TxDOT against TXU Electric regarding complainant's original petition and prayer for relief.

12. Mayor order city council and mayor Election for May 5, 2001.

13. Discuss and take action to approve Civic Center Board recommendation for new rental fee schedule.

14. Discuss and take action to approve new Civic Center Board members.

15. Discuss and approve agreement between library, archives and City of Diboll.

16. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 55.001 et seq., the Council, during the course of the meeting covered by

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This Notice, may enter into closed or executive session for the following reason to Wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Discuss pending employee litigation and police personnel.

17. Public Forum.

18. Council Comments.

19. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY FEBRUARY 5, 2001 AT 11:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, February 12, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Sam Coleman	Councilman		
Bill Brown	Councilman		
Bryan Wilson	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Gary Jones	Fire Chief
Jason Burrous	Detective
James Houston	Water Superintendent
Lane Bass	Street Superintendent
Eddie Concha	Street Supervisor
Larry Bowman	Civic Center Director
Billy Simms	KSA Engineer
Bob Brown	TU Electric
Susan Schinke	
James Leftwitch	
Dave Martinez	
Dr. Ingram	
Morris Tate	
Joe Gage	
Harry Thompson	TxDot
Cheryl Flood	TxDot
Harold Maxwell	
Sam Skrehot	TxDot
Peter Ring	PBS & J
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 January 8, 2001 city council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	

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Bill Brown
Bryan Wilson

Motion carried unanimously.

Item 4 Mayor Simms said at this time we close regular city council meeting and open to the public for the Public Notice on planning/capacity building program. Mayor Simms said having none let us move to regular session.

Item 5 Mayor Simms said the next item is TxDot representatives to present highway project planned for Diboll. TxDot had several representatives at the council meeting to show the council and citizen of Diboll the highway project planned and to answer questions. The council and citizens all felt that some of the crossing that they were thinking of closing would not work. Lanny Parish said at the crossing coming out of Burke street 18 wheeler could not make the wide turn that is need to enter or exits P.S. Trucking. Bryan Wilson said traffic on holidays and weekends is backup all the way to Okay's. Susanne Schinke said I hope that there will be a way out for people that live on Carter Drive. Mayor Simms asked about the media. TxDot said that they would put it back as it is now. TxDot said the construction should begin at the end of July or first of August of 2001, and should take18 months for project to end. Sam Skrehot from TxDot said that the highway would be concrete in order to have a longer life with the traffic that will double in a few years. Bill Brown said when they built the overpass interstate 69 Diboll is going to be a ghost town. Mayor Simms said that he would like if TxDot would get with Lanny Parish and Chief Kent Havard on this project before the next meeting that will take place, at the Civic Center March 6, 2001, on the highway project.

Item 6 Mayor Simms said the next item is to discuss and take action concerning request for water service outside the city limits. Lanny Parish said that when Mr. Hathorn property was sold to Susan Schinke the city inform Mrs. Shelia Fussell that two residences could not be on one meter. Mrs. Fussell mobile home was outside the city limits she would have to request city council approval for water service. The council said they had just turn down Mr. Pouland for water service outside city limits and they just could not see how they could granted. Mrs. Shelia Fussell said she had checked with the City of Lufkin on water and she just could not afford it. Mayor Simms said he recalled something about them asking for water service and it was deny several years back. Mrs. Shelia Fussell said she did not remember because her husband took care of this matter. Mayor Simms said for now we need to make a motion to table this item and go back and check the minutes from the past and see what we can find. Bryan Wilson made the motion to table this item until the next council meeting and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	

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Motion carried unanimously.

Item 7 Mayor Simms said the next item is to consider and possible approval of resolution regarding the use of excessive force for Texas Community Development Program. Jimmy Cassels said he had look at the resolution and did not see anything wrong and if at a later time we need to come back and take some other action we can do so. Bryan Wilson made the motion to approve the resolution regarding the use of excessive force for Texas Community Development Program and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 No presentation.

Item 9 Mayor Simms said the next item is to hear presentation of Compressive City Plan. Billy Sims and Jim Delashaw present to the council the areas that needed replace or to up date for the future. Billy Sims said we need to look and see what long range are out there for water supply like in Lufkin out of the Sam Rayburn Lake. Mr. Sims said some of the problems we need to work on are fire protection along 59 to the west, replace small pipe line on Arrington street, extend water system to the bypass, drainage problems in some areas, and are biggest problem sewer system inflow. Billy Sims said some street need to be overlayed.

Item 10 Mayor Simms said the next item is to authorize Interlocal Agreement with Texas Municipal League. Bryan Wilson made the motion to authorize Interlocal Agreement with Texas Municipal League and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to consider complaint of TxDot against TXU Electric regarding complaint's original petition and prayer for relief. The council took no action and did not consider the complaint.

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Item 12 Mayor Simms said the next item is to order city council and mayor Election for May 5, 2001. Bill Brown made the motion to order city council and mayor election for May 5, 2001 and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 13 Mayor Simms said the next item is to discuss and take action to approve Civic Center Board recommendation for new rental fee schedule. Lanny Parish said that the price for rental had been $300.00 since 1985 when the Civic Center opened and Civic Center Board members would like to see it go to $400.00 for rental. Bryan Wilson made the motion to approve Civic Center rental fee of $400.00 and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 14 Mayor Simms said the next item is to discuss and take action to approve new Civic Center Board members. Bryan Wilson made the motion to accept new board members Joe Sample, Donna Smart, Nan Miller, Linda Cordell, and Bill Fulmer with Bill Brown seconding.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 15 Mayor Simms said the next item is to discuss and take action to approve agreement between library, archives and City of Diboll. Jimmy Cassels said he had looked over the contract and it looks good. Bill Brown made the motion to approve the agreement between library, archives and City of Diboll and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None

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Sam Coleman
Bryan Wilson
Don Hendrick

Item 16 Mayor Simms called the council into executive session at this time to discuss pending employee litigation and police personnel.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 17 Mayor Simms opened the floor for public comments and having none, moved on to the next item.

Item 18 & 19 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 7:20 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 12, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Ms. Sharon Shaw, Administrator of Angelina County and Cities Health District to present Cooperative Agreement between City of Diboll and A.C. & C.H.D. for renewal and show video.

5. Authorize advertising for bids to repair culvert, aprons and curbs on Ashworth street.

6. Discuss Cops-in-School Grant and take action regarding participation in the grant.

7. Discuss and take action to approve Parks and Recreation Board members and terms of office.

8. Consider and approve Jack Beene as Civic Center Board member.

9. Discuss and take action concerning request for water service outside the city limits.

10. Charles Washburn with The Washburn Group to present plans for potential apartment complex and request council for resolution support of complex.

11. Discuss and take action concerning resolution in support of proposed apartment complex by the Washburn Group.

12. EXECUTIVE SESSION:

Under the authority of the Texas Open Meeting Act. Texas Government Code Section 55.001 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 to wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Update on possible pending employee litigation.

13. Public Forum.

14. Council Comments.

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15. Adjourn.

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Minutes of a regular city council meeting Monday, March 12, 2001 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bryan Wilson	Councilman	Bill Brown	Councilman
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Betty Capps	Court Clerk
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Gary Wilmon	Free Press
Billy Sims	KSA Engineering
Charles Washburn	The Washburn Group
Janice Washburn	The Washburn Group
Dave Martinez	
Joe C. Nettles	
Mary Jean Nettles	
Felton Burt	
Sheila Fussell	
Roy Sanders	
Charlotte Parish	
Susan Schinke	
William Winston	
Bobby Baker	
Corry Crager	
James McGuire	
E.E. Terrell	

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 February 12, 2001 city council meeting with Sam Coleman making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	

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Item 4
Ms. Sharon Shaw, Administrator of the Angelina County & Cities Health District was not present at the meeting. The agreement was dropped off at City Hall earlier in the day and the agreement was signed by the Mayor and City Manager.

Mr. James Washburn was present and ready to present his presentation on the apartment complex project so the mayor went to Item 10 at this time.

Item 10
Mr. James Washburn presented information on his company and the apartment complex they plan to build and how the company uses tax credits to build the units. Pictures were shown of the apartments they built in New Caney.

76 units are planned for construction at the site on Ryan Chapel. The site plan was presented to the council.

Questions from the audience addressed concerns about increased traffic problems, littering and property values of the adjacent properties. Mr. Washburn assured the audience that the apartment complex would be kept clean and attractive.

Mayor Simms stated that the council cannot give support of the proposed complex because we cannot bind a future council. A public hearing would need to be held before annexation, and zoning will have to take place.

Item 11
Mayor Simms stated that the council cannot take action on a resolution at this time.
Mr. Cassels stated the audience needs to go and look at some of the apartments that have been built in New Caney or one of the other cities where they have been built.
A motion was made by Don Hendrick to table item 11 at this time. Seconded by Coleman. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

Item 5
A Motion was made by Bryan Wilson to advertise for bids to repair culverts, aprons and curbs on Ashworth Street. Seconded by Hendrick. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

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Item 6
The Cops in School grant was discussed. Bobby Baker DISD Supt. was present and voiced his support for the program. Chief Havard said an additional officer would be hired.
A motion was made by Don Hendrick to authorize Mr. Parish and Chief Havard to continue working with the grant program. Seconded by Sam Coleman. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

Item 7
A motion was made by Bryan Wilson and Seconded by Don Hendrick to approve the Parks and Recreation board members and terms of office. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

Item 8
A motion was made by Bryan Wilson and seconded by Don Hendrick to approve Jack Beene as Civic Center Board member. Motion Carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

Item 9

Ms. Fussell was present and stated that she did not know a lot about the water situation since her ex-husband had handled the situation back when they got on the water. Mayor Simms stated that the city could not extend water service to the Fussell's residence. The council agreed to let the Fussells have 6 months to try and find another source of water service. A motion was made by Bryan Wilson to not to extend the water service outside the city limits to the Fussells Seconded by Coleman. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

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The Council went into Executive Session at 6:20 p.m.
The Council came back into regular session at 6:35. No action was taken in executive session.
A motion was made by Don Hendrick to adjourn. Seconded by Bryan Wilson. Motion carried.

Voting Yes	Voting No
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

The meeting was adjourned at 6:40 p.m.

Betty Capps, Court Clerk

James P. Simms, Mayor

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AGENDA
REGUALR CITY COUNCIL MEETING
MONDAY, APRIL 19, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Discuss and take action on Parks Board Recommendation for new fee structure at golf course, pavilion, scout house and swimming pools.

5. Discuss and take action on sexually Oriented Business Ordinance.

6. Discuss and take action on Excessive Force policy use by Police Department.

7. Approve election judge for May 5, 2001 city election.

8. Order city election for May 5, 2001.

9. Open, tabulate and take action on bids received for Ashworth Street project.

10. Discuss and take action appointing an elected official (mayor or city council member) from the city of Diboll to serve on the Deep East Texas Council of Governments Board of Directors.

11. Discuss and authorize advertising for bids to overlay streets.

12. Public Form.

13. Council Comments.

14. Adjourn.

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Minutes of the called city council meeting Thursday, April 19, 2001 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bryan Wilson	Councilman		
Sam Coleman	Councilman		
Bill Brown	Councilman		
Don Hendrick	Councilman		

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Jimmy Mettlen	Golf Superintendent
Lane Bass	Street Superintendent
David Martinez	
Susan Schinke	

Item 1 & 2 Mayor James P. 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 March 12, 2001 city council meeting with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action on Parks Board Recommendation for new structure at golf course, pavilion, scout house and swimming pools. Lanny Parish said it has been a good while since the fee structures have been updated. Lanny Parish said he feels the Parks Board recommendations are reasonable rates for this types of facilities we have and the rates are comparable with facilities in the area. Bryan Wilson made the motion to accept the Parks Board recommendation for new structures at golf course, pavilion , scout house and swimming pools with Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	

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Bill Brown

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action on Sexually Oriented Business Ordinance. Jimmy Cassels said he had drawn this up for Mr. Cupit in the past and nothing was ever done with this ordinance. Mr. Cassels said I have looked it over and it is ready for approval. Bill Brown made the motion to approve Sexually Oriented Business Ordinance and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action on Excessive Force policy use by Police Department. Chief Kent Havard said in the last few years things have changed so the policy had to be rewrote. Jimmy Cassels said he had looked the Excessive Force policy over and everything looked good. Bryan Wilson made the motion to approve the Excessive Force Policy and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to approve election judge for May 5, 2001 city election. Lanny Parish said the election judge will be Bob Grimes and the alternate judge will be Nita Hurley and both have served in the past elections. Don Hendrick made the motion to accepted Bob Grimes as election judge and alternate judge Nita Hurley with Sam Coleman seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

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Item 8 Mayor Simms said the next item is to order city election for May 5, 2001. Bill Brown made the motion to order city election for May 5, 2001 and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to open, tabulate and take action on bids received for Ashworth Street project. Jimmy Cassels said we received one from Champion Construction in the amount of $13,365.00. The Council asked Lane Bass if he thought this was a good price. Lane Bass said we had estimated around $18,000.00 on this project I think this is a great price. Bryan Wilson made the motion to accept the bid for $13, 365.00 from Champion Construction and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action appointing an elected official from the City of Diboll to serve on the Deep East Texas Council of Government Board of Directors. Bill Brown made the motion to appoint James P. Simms to serve on the Deep East Texas Council of Governments Board of Directors and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to discuss and authorize advertising for bids to overlay streets. Lanny Parish said we have budgeted to do some streets each year as preventive maintenance and to avoid having to have a bond issue for major repairs. Sam Coleman made the motion to authorize advertising for bids to overlay streets and Bryan Wilson seconded.

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Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor James P. Simms opened the floor for public comments and having none moved on to the next item.

Item 13 & 14 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:33 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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City Council Meeting

Sign In May 14, 2001

Dave Martinez Jr.
Charles P. Dexter
Castle Lefann Parish
Robert L. Holt
Charlotte Parish
Shirley Poindexter
B.J. Smith
L.B. Douglas
Earl Shaver
Ethel Ward
Lois Hurd
Dan Read
Tommy Ard
Curt A. Russell
Judie McGuire
Lillie McGuire
James McGuire
Maxine Shaw
Mac Treadaway
Gay Treadaway
Bernice Wessinger
Nadia Grimaldo
Jemimy Martin
Brenda Martin
Joe Nettles
Greg Nettles
Mary Jean Nettles
Leonard A. Robison
Leonard A. Robison Jr.
E.E. Terrell
Betty Maria Smith
Susan Plumlee
Rick Wessinger + Laura
Ray Wilson

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Fran + John McGilvra
Jremark Irising
Ricky Kee
Bertholdo Donjuan
Al + Vela Reader
Jo Ann Bryan
Lewis Duty
Marvin Wright
Charlie & Wanda Mettlen
John & Sandra Copland
Lynda Bourn
James Leftwich
Jennie Ferguson
Mavana Cook
Nicolasa Galaviz

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Called City Council Meeting
Thursday, May 10, 2001
5:15 P.M.
City Hall

1. Call to order.
2. Invocation.
3. Canvass Votes of May 5, 2001 City election.
4. Administer statement of elected officers.
5. Issue Certificate of Election.
6. Public Forum.
7. Council Comments.
8. Adjourn.

POSTED ON CITY HALL BULLETIN FRIDAY, MAY 4, 2001 AT 4:45 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Thursday, May 10, 2001 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bill Brown Councilman
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendricks	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Jimmy Mettlen	Golf Course Superintendent
Gary Wilmon	Free Press

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

Item 3 Mayor Simms said the next item is to canvass votes of May 5, 2001 City Election.

Mayor

James P. Simms	92	Unopposed

Councilmen

Sam Coleman	93		
Bryan Wilson	63	Sam Glass	51

Mayor Simms asked for a motion to canvass votes of May 5, 2001 city election with Bryan Wilson making the motion and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

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Item 4 Mayor Simms said the next item is to administer statement of elected officers. Bryan Wilson, James P. Simms and Sam Coleman were swore in by Jimmy Cassels, city attorney.

Item 5 Mayor Simms said the next item is to issue certificate of election that needs to be sign and send in to Austin to the Secretary of State.

Item 6 Mayor Simms opened the floor for public comments and having none moved on to the next item.

Item 7 & 8 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bryan Wilson making the motion and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:25 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, May 14, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Oath of office to Mayor and New Councilmen.
4. Appoint Mayor Pro-Tem.
5. Approval of previous council meeting minutes.
6. Reappoint Commissioners for the Housing Authority.
7. Discuss and take action on agreement with Red Cross to use city facilities for emergency relief.
8. Hear Ms. Susan Schinke address the council in regards to possible future annexation.
9. 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.

10. Public Forum.
11. Council Comments.
12. Adjourn.

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Minutes of the regular city council meeting Monday, May 14, 2001 at 5:15 P.M. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bryan Wilson	Councilman
Sam Coleman	Councilman		
Bill Brown	Councilman		
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Tina Cavazos	City Secretary
Gary Wilmon	Free Press

See Sign In Sheet

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

Item 3 Mayor Simms said the next item is the oath of office to Mayor and Councilmen. Jimmy Cassels asked Mayor James P. Simms and Councilman Sam Coleman to raise the right hand and repeat after him for the oath of office.

Item 4 Mayor Simms said the next item is to appoint Mayor Pro-Tem. Don Hendrick made the motion to appoint Bill Brown for Mayor Pro-Tem and Sam Coleman seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to approve the previous council meeting minutes. Bill Brown made the motion to approve the previous council meeting minutes and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	

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Sam Coleman

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to reappoint Mr. Stacy Cooke and Ms. Annie Hunt Commissioner for the Housing Authority. Bill Brown made the motion to reappoint Mr. Stacy Cooke and Ms. Annie Hunt Commissioner for the Housing Authority and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and take action on agreement with Red Cross to use city facilities for emergency relief. The councilmen all agree that as long as the Red Cross would be responsible for any damage they saw no problem. Gandy Stubblefield made the motion to agree with the Red Cross to use city facilities for emergency relief and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor said the next item is to hear Ms. Susan Schinke on regards to possible future annexation on Ryan Chapel Road. Ms. Susan Schinke presented a petition to the councilmen from the citizens in the Ryan Chapel area. Ms. Susan Schinke address the councilmen and told them that this area was peaceful and would like to see it kept that way. Linda Bowman said she lives on Ryan Chapel and the traffic is bad and they hated to see it get any worst. Mayor Simms and councilmen told the citizens that at this point we have no jurisdiction, the Washburn Group has not apply for annexation on this property with a legal description.

Item 9 Mayor Simms called the council into executive session at this time to hear legal update on lawsuits.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

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Item 10 Mayor Simms opened the floor for public comments. Mr. Morris Tate said he had notice big truck on our resident street that someone need to tell them it would tore our street up and that it was a city ordinance for big truck in residential streets. Mayor Simms said it was being taken care of and having no further comments we move to the next item.

Item 11 & 12 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:56 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETAY**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JUNE 11, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Discuss and take action to amend Parking Ordinance in the City of Diboll.

5. Discuss and authorize applying for TxDot grant.

6. Discuss and take action to create a Buildings and Hazards Board and Board of Adjustment and Appeal to be composed of the current Planning and Zoning Board members who shall serve concurrently as members of these boards.

7. 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 City's Attorney.

   1. City Attorney update on pending litigation.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, June 11, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bill Brown	Councilman
Gandy Stubblefield	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
David Martinez	
Kent Havard	Police Chief
James Flournoy	Klotz Engineers

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

Item 3 Mayor Simms said the next item is the approval of previous council meeting minutes. **Gandy Stubblefield** made the motion to approve the previous city council meeting and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to amend Parking Ordinance in the City of Diboll. **Sam Coleman** made the motion to amend Parking Ordinance in the City of Diboll and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

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Item 5 Mayor Simms said the next item is to discuss and authorize applying for TxDot grant. Mayor Simms said that Mr. James Flournoy was here to answer any questions on the project for the sidewalks and Bike/Hike path. Lanny Parish said that Harold Maxwell had stated that the 25 % match for the grant would obtainable through foundations and clubs. Mr. Flournoy said that the City could withdraw at anytime. Lanny Parish went over the map with the councilman where the trail and sidewalks will be located. **Bryan Wilson** made the motion to authorize applying for TxDot grant and committing the fund match amount **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action to create a Buildings and Hazards Board and Board of Adjustments and Appeals to be composed of the current Planning and Zoning Board members who shall serve concurrently as members of these boards. **Gandy Stubblefield** made the motion to create the two boards being composed of the current Planning and Zoning Board members who shall serve concurrently as members of these boards and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 7 Executive Session: Mayor and councilmen did not meet in executive session. City Attorney, Jimmy Cassels did not have any update on pending litigation at this time.

Item 8 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 9 Mayor Simms asked for council comments having none, moved to the next item.

Item 10 Mayor Simms said having no further comments at this time asked for a motion to adjourn with **Gandy Stubblefield** making the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	

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Bryan Wilson
Sam Coleman

Motion carried unanimously and meeting adjourned at 5:30 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **CITY SECRETARY**

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AGENDA
REGUALR CITY COUNCIL MEETING
MONDAY, JULY 9, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of previous council meeting minutes.
4. Authorize advertising for bids to purchase employee health insurance.
5. Authorize advertising for bids to purchase air packs for fire department.
6. Schedule Budget workshop.
7. Discuss and authorize advertising for bids to sale one Motorola desktop 5 channel DC controlled police dispatch console with phone dispatch capabilities.
8. 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 City's Attorney.

   1. City Attorney update on pending litigation.

9. Public Forum.
10. Council Comments.
11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY JULY 2, 2001 AT 11:37 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, July 09, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Gary Jones	Fire Chief
Jason Burrous	
Gary Wilmon	Free Press
Jacob Denman	Police Officer

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

Item 3 Mayor Simms said the next item is the approval of the previous council meeting minutes. **Sam Coleman** made the motion to approve the previous city council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to authorize advertising for bids to purchase employee health insurance. **Don Hendrick** made the motion to authorize advertising for bids to purchase employee health insurance and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	
Sam Coleman	
Gandy Stubblefield	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to purchase air packs for fire department. **Gandy Stubblefield** made the motion to authorize advertising for bids to purchase air packs for fire department and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to schedule budget workshop. The council agree to meet Monday, July 23, 2001 and Thursday July 26, 2001.

Item 7 Mayor Simms said the next item is to authorize advertising for bids to sale (1) one Motorola desktop 5 channel DC controlled police dispatch console with phone dispatch capabilities. **Gandy Stubblefield** made the motion to authorize advertising for bids to sale (1) one Motorola desktop 5 channel DC controlled police dispatch console with phone dispatch capabilities and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms called the council into executive session at this time to hear legal update on lawsuit.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 9 Mayor Simms open the floor for public comments and having none, move to the next item.

Item 10 Mayor Simms asked the councilmen if anyone had comments at this time and having none, asked for a motion to adjourn with **Bill Brown** making the motion and **Don Hendrick** seconded.

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Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:35 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JULY 23,2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Hear Tim Allen TXU discuss electric deregulation and take action to authorize City Manager to enter into contract with utility company.
4. Budget Workshop.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY JULY 23, 2001 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Monday, July 23, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Tim Allen	TXU Electric
Lane Bass	Street Superintendent
Nick Ashworth	Parks Superintendent
Gary Jones	Fire Chief
Kent Havard	Police Chief
Larry Bowman	Civic Center Director

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

Item 3 Mayor Simms said the next item is to hear Tim Allen from TUX discuss electric deregulation and take action to authorize City Manager to enter into contract with utility company. Mayor Simms said he thought staying with TUX would be a smart thing to do being just up the road from us. Mayor Simms said a (4) four year contract does not seem wise to me. The council asked Tim Allen if the City of Lufkin took a (4) four year contract.

Tim Allen told the council that the City of Lufkin took a (1) one year contract. Mayor Simms said that we needed to authorize Lanny Parish, City Manager to enter into contract with utility company so that when the prices seems right he will be able to sign the contract. **Bryan Wilson** made the motion to authorize the City Manager to enter into a 1 + 1 depending if the production is sufficient if not just enter a one year contract when the price is right and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	
Sam Coleman	

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Motion carried unanimously.
Item 4 Mayor Simms said the next item is to hear the different departments on there budget.

Lane Bass street superintendent said his budget was staying the same. Lane Bass told the council that he has a five year plan and he plans to fix three to four streets a year. Lane Bass also told the council he would like to put in for a street sweeper and a tractor, will get some prices before the next meeting.

Nick Ashworth park superintendent would like to put in for a large mower, one new truck and bush hog.
Nick Ashworth said in the pool department he plan to do away with the high diving boards because of liability. Nick Ashworth said that he had called around and most places have already done away with the big diving boards. Nick Ashworth told the council that the Old Orchard Pool had some kind of leak underground and that would have to be fix before we open next year. Nick Ashworth told the council that chemicals supplies would go up since the health department is now telling the all cities that we have to keep the pools clean all year around and that means more chemicals.

Gary Jones fire chief said that in his department motor vehicle supplies needed to go up 3,000 work is needed to be done to some of the vehicles. Gary Jones said the he had applied for a grant to get an EMT truck and the city part would only be a 10% per cent.

Kent Havard police chief said he had applied for a grant to get bullet proof vest. Kent Havard said that certificate pay, motor vehicle, and travel needed to go up. Kent Havard said also the detective equipment needed to upgrade.
Kent Havard said out of equipment fund I would like to replace a police car and my truck that is (6) six years old.

Larry Bowman civic center director said that heating needed to be up. Mr. Bowman said that one of the units is out on the air condition. Larry Bowman said he would like to purchase a lawn mower 5 foot cutter which runs around 7,000 to 8,000 thousand dollars. Larry Bowman said he was still looking into a new sound system good quality and that the Booster Club has said they would help.

Item 5 Mayor Simms opened the floor for public comments and having none, move to the next item.

Item 6 Mayor Simms asked the council if anyone had comments at this time and having none asked for a motion to adjourn with **Bill Brown** making the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

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Sam Coleman
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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AGENDA
CALLED COUNCIL MEETING
THURSDAY, JULY 26, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget Workshop.
4. Schedule Public Hearing if needed.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, JULY 16, 2001 AT 9:00 A.M.

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Minutes of the called city council meeting Thursday, July 26, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Jimmy Mettlen	Golf Course Manager
Dwayne Wankan	Water Superintendent
Dee Scarborough	Wastewater Superintendent

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

Item 3 Mayor Simms said the next item is to hear the following departments on their budget Golf Course, Water, Wastewater, Administration, and Court Department.

Jimmy Mettlen said his salary can be cut down they feel with Claudio Padron doing such a good job no need to replace Kevin Whitley which was superintendent. Jimmy Mettlen told the councilmen that golf course is in the best shape it has been in a long time. Jimmy Mettlen also told the councilmen that the Golf Course rank 25 in the state of Texas. Jimmy Mettlen told the council he had some good part-time workers and one worker they probably knew him, his name is Joe Sosa. Jimmy Mettlen said botanical supplies are down, prices have been low this year and we have stocked up while the prices are down. Jimmy Mettlen said the items that I would like to put in for are 10 golf carts to be replace, sand probe for clean up and it will run around 8,000 to 11,000 thousand dollars. I would also like a new computer and (2) two new trucks, one truck is a 1981 model which was total out and the other truck is a 1989 with over 100 thousand miles on it and it is a least 20 year old. Jimmy Mettlen said also an Air a fire that will cost around 10,000 to 12,000 thousand dollars.

Dwayne Wankan water superintendent said this is my first year and Lanny Parish will help me out. Dwayne Wankan said we need postage to be up some, there are so many things that Austin requires now that have to be sent like reports, letters to the customer and sample to be tested. Dwayne Wankan said he would like to put in for (1) one pickup truck, small track hole for when we go into peoples yard less destruction. Dwayne

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Wankan said he would also like to have a small bathroom put in with a shower at the new location on Lumberjack Drive and Arrington Street.

Dee Scarborough wastewater superintendent said a few things needed to be up some with the wastewater plant expanding. Dee Scarborough said we will need more supplies, more in training. Dee Scarborough said the city will be hiring another person to help run the wastewater plant.

Lanny Parish and **Dennis Wilson** presented the next 3 departments administration, general, and court. Lanny Parish said in administration we need to up some and on heating and cooling and also association dues. Lanny Parish said we have hired one more employee for the front office and divided her with administration and court.
Lanny Parish said court is doing great, Judge Bowers has done a great job this year again.
Lanny Parish said we need postage to be up more, since tickets have picked up more letters and warrant are being sent out.

Item 5 Mayor Simms opened the floor for public comments having none, move to the next item.

Item 6 Mayor Simms asked the councilmen if anyone had any comments at this time and having none, asked for a motion to adjourn with **Sam Coleman** making the motion and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:43 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, AUGUST 13, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Open, tabulate and take action on insurance bids received for employees health insurance.

5. Open, tabulate and take action on bids received to purchase breathing apparatus for fire department.

6. Authorize advertising for bids to purchase pickup trucks for Parks, Police, and Water departments.

7. Open, tabulate and take action on bids receive to sell police equipment.

8. Discuss and take action to approve an ordinance adopting 20 year retirement for the City of Diboll.

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 the following reason to Wit.

1. 551.074 Discussing personnel or to hear complaints against personnel.
    a. Discuss police reserve.
    b. City attorney update on pending litigation

10. Discuss and take action on appointing police reserve officer.

11. Budget workshop – Revenues.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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POSTED ON CITY HALL BULLETIN BOARD MONDAY, AUGUST 6, 2001 AT 10:00 A.M.

Additional Item: Open, tabulate and take action on bids received for street overlay and repairs.

POSTED ON CITY HALL BULLETIN BOARD WEDNESDAY, AUGUST 8, 2001 AT 9:30 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of a regular city council meeting held on Monday, August 13, 2001 at 5:15 P.M. in the City of Diboll council chambers.

Present

James P. Simms	Mayor
Bryan Wilson	Councilman
Sam Coleman	Councilman
Gandy Stubblefield	Councilman
Don Hendrick	Councilman

Absent

Bill Brown	Mayor Pro Tem

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Betty Capps	Court Clerk
Billy Sims	KSA Engineers
Gary Wilmon	Free Press
Dave Martinez	Citizen
Susan Schinke	Citizen
Gary Jones	Fire Chief
City Employees	

Mayor Simms called the meeting to order at 5:15 p.m. Lanny Parish gave the invocation.

Minutes of the previous council meeting were approved. Bryan Wilson made a motion to accept the minutes and Gandy Stubblefield seconded. Motion carried.

Voting Yes
Don Hendrick

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Sam Coleman
Gandy Stubblefield
Bryan Wilson

Voting No
None

4. Bids were opened by Mr. Cassels for employee's health insurance.

Bids were received from Freisen Strain Insurance, Morgan Insurance, and T.M.L.

Council decided to let staff look over the bids before any decision was made.

A motion was made by Gandy Stubblefield and second by Don Hendrick to table this item until the next meeting. Motion carried.

Voting Yes
Don Hendrick
Gandy Stubblefield
Sam Coleman
Bryan Wilson

Voting No
None

5. Bids were opened for the purchase of breathing apparatus for the fire department. There were three bids. Cysco Fire Apparatus $39,122; Canon Safety Equipment $17,563; and Wilson Fire Apparatus $15,100 A motion was made by Don Hendrick and seconded by Gandy Stubblefield to accept the low bid of $15,100 from Wilson. Motion carried.

Voting Yes
Sam Coleman
Don Hendrick
Gandy Stubblefield
Bryan Wilson

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Voting No
None

6. Advertise for bids on pickup trucks for Parks, Police, Water Dept. and Golf course

A motion was made by Bryan Wilson and seconded by Sam Coleman to advertise for bids on pick up trucks. Motion carried.

Voting Yes

Sam Coleman
Bryan Wilson
Don Hendrick
Gandy Stubblefield

Voting No

None

7. Open bids for sale of police equipment. A bid of $50.00 was received from Jovina Harris and a bid of $102.00 was received from Bryan McMullen.

A motion was made by Bryan Wilson and second by Gandy Stubblefield to accept the high bid of $102.00 from Bryan McMullen. Motion carried.

Voting Yes

Sam Coleman
Bryan Wilson
Don Hendrick
Gandy Stubblefield

Voting No

None

Late Item to Agenda:

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Take action on bids for street overlay. Billy Sims presented the only bid from Moore Bothers in the amount of $129,739.20. A motion was made by Don Hendrick and seconded by Bryan Wilson to accept the bid. Motion carried.

Voting Yes

Don Hendrick
Bryan Wilson
Gandy Stubblefield
Sam Coleman

Voting No

None

8. After discussion concerning the approval of an ordinance adopting 20 year retirement for the city a motion was made by Bryan Wilson to approve the adoption of the ordinance. Seconded by Sam Coleman. Motion carried.

Voting Yes

Bryan Wilson
Sam Coleman
Don Hendrick
Gandy Stubblefield

The council adjourned regular session to go into executive session at 5:35 p.m.

Regular session was called back to order at 5:45 p.m.

9. Discuss appointing Ramon DeJesus as a reserve officer for the police department. A motion was made by Don Hendrick and seconded by Gandy Stubblefield to appoint Ramon DeJesus as reserve officer. Motion Carried

Voting Yes

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Bryan Wilson
Gandy Stubblefield
Don Hendrick
Sam Coleman

Voting No

None

11. Budget Workshop

Discuss Revenue:

Proposed garbage rate to go up $1.00
Proposed water rate to go up $1.00 per first 3,000 gallons.
Mr. Parish discussed giving the city employees a 4% salary increase and a 2% Christmas bonus.
The tax rate was discussed and the council decided to wait until the next meeting to set the tax rate.
After discussion, the council decided to give the city employees a 3% salary increase and a 2% Christmas bonus.
The regular meeting was changed to September 17, 2001.

A motion was made by Sam Coleman and Seconded by Bryan Wilson to accept the above changes. Motion carried.

Voting Yes

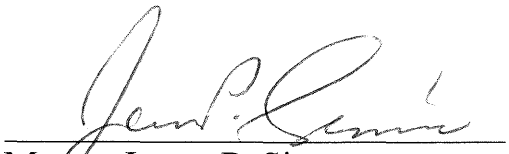
Sam Coleman
Bryan Wilson
Don Hendrick
Gandy Stubblefield

Voting No

None

The meeting was adjourned at 6:15 P.M.

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Mayor, James P. Simms

ATTEST: 

Betty Capps, Court Clerk

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 20, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Discuss proposed 2001-2002 City Budget property tax rate, take record vote and schedule public hearing.
4. Public Forum.
5. Council Comments.
6. Adjourn.

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Minutes of a called city council meeting on Monday, August 20, 2001 at 5:15 P.M.

Present		**Absent**
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Susan Schinke	
Sam Glass	

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

Item 2 The council discussed the proposed tax rate of .475421 which is an increase of .018442 over last years tax rate. Gandy Stubblefield made a motion to schedule a public Hearing on the tax rate increase for Thursday, August 30, 2001 and Bryan Wilson seconded the motion.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Councilman Bill Brown came in after vote was cast.

Item 3 There was no comment during Public Forum and there were no council comments.

Item 4 Gandy Stubblefield made a motion to adjourn and Sam Coleman seconded.

Motion was carried unanimously and meeting adjourned at 5:25 P.M.

James P. Simms, **MAYOR**

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ATTEST:



Lanny Parish, **City Manager**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 17, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meetings.

4. Discuss and approve agreement for animal services with City of Lufkin.

5. Authorize resolution reappointing Levy Ellison as city representative on the Angelina County Appraisal District Board.

6. Reappoint Milford Ruby as city representative on Angelina County Appraisal Review Board.

7. Discuss and award bid for employee health insurance.

8. Open, tabulate and take action on bids received to purchase pickups.

9. Discuss and approve I & S tax rate for 2001-2002.

10. Discuss and approve M & O tax rate for 2001-2002.

11. Discuss and approve total tax rate for 2001-2002.

12. Discuss and approve budget for 2001-2002.

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 the following reason to Wit.
    1.551.074 Discussing personnel or to hear complaints against personnel.
    a. City attorney update on pending litigation.

14. Public Form.

15. Council Comments.

16. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, SEPTEMBER 10, 2001.

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Minutes of the regular city council meeting on Monday, September 17, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Lanny Parish	City Manager
Kent Havard	Police Chief
Jimmy Mettlen	Golf Course Superintendent

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

Item 3 James P. Simms asked for a motion to approve the previous council meeting minutes with Bryan Wilson making the motion and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and approve agreement for animal services with the City of Lufkin. Lanny Parish said this agreement is done every year and the price is still the same. Sam Coleman made the motion to approve the agreement for animal services with the City of Lufkin and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

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Item 5 Mayor Simms said the next item is to authorize resolution reappointing Levy Ellison as city representative on the Angelina County Appraisal District Board. Lanny Parish said Levy Ellison has served the last few years and is willing to serve again. Gandy Stubblefield made the motion to authorize resolution reappointing Levy Ellison as city representative on the Angelina County Appraisal District Board and Don Hendrick seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to reappoint Milford Ruby as city representative on Angelina County Appraisal Review Board. Sam Coleman made the motion to reappoint Milford Ruby as city representative on Angelina County Appraisal Review Board and Gandy Stubblefield seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and award bid for employee health insurance. Lanny Parish said after comparing all three insurance the best policy for our employees coverage, benefits and price is Blue Cross/Blue Shield. Gandy Stubblefield made the motion to award the bid for employee health insurance to Blue Cross/Blue Shield and Sam Coleman seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to open, tabulate and take action on bids received to purchase pickups. Jimmy Cassels open the two bids received. Lawrence Marshall Chevrolet out of Austin bid $19,959.00 for each pickup and after trade-in

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leaving a total for all (4) four pickup trucks 2002 half ton extended cab $75,836.00 and from Philpott Motors out of Port Neches bid $78,042.00 and after trade-in leaving a total for all (4) four pickup trucks 2002 half ton extended cab $75,042.00. Don Hendrick made the motion to accept the lowest bid of $75,042.00 from Philpott Motor for (4) four pickup trucks 2002 half ton extended cabs and Sam Coleman seconded.

Voting For	Voting For
Don Hendrick	None
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

Motion carriedunanimously.

The following items 9 through 12 were moved up first because Bryan Wilson had to leave early.

Item 9 Mayor Simms said the next item is to discuss and approve I & S tax rate for 2001 –2002. Bill Brown made the motion to approve I & S tax rate for 2001-2002 and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and approve M & O tax rate for 2001-2002. Bryan Wilson made the motion to approve M & O tax rate for 2001-2002 and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to discuss and approve total tax rate for 2001-2002. Bryan Wilson made the motion to approve total tax rate for 2001-2002 and Gandy Stubblefield seconded.

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Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to discuss and approve budget for 2001-2002. Bill Brown made the motion to approve budget for 2001-2002 and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 13 City Attorney had no update on pending litigation.

Item 14 Mayor Simms opened the floor for public form having none, moved to the next item.

Item 15 Mayor Simms asked if any of the councilmen had any comments having none asked for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconded.

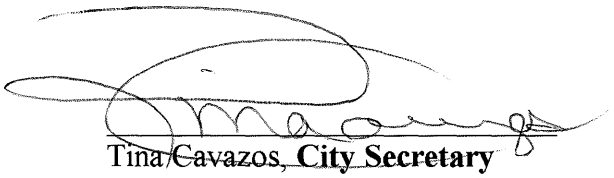
Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:54 P.M.

James P. Simms, **MAYOR**

ATTEST:

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Tina Cavazos, **City Secretary**

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Regular City Council Meeting
Monday, October 8, 2001
5:15 P.M.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Approval of previous council meeting minutes.
4. Authorize advertising for bids to purchase one aierfier for golf course.
5. Authorize advertising for bids to purchase one sand probe for golf course.
6. Authorize advertising for bids to purchase one fully equipped Police car.
7. Authorize advertising for bids to sell miscellaneous Police items.
8. Public Form.
9. Council Comments.
10. Adjourn.

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Minutes of the regular city council meeting on Monday, October 8, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Charlotte Parish	Citizen
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 previous council meeting minutes with Bryan Wilson making the motion and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to authorize advertising for bids to purchase one aierfier for golf course. Don Hendrick made the motion to authorize advertising for bids to purchase one aierfier for golf course and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to purchase one sand probe for golf course. Bill Brown made the motion to authorize advertising for bids to purchase one sand probe for golf course and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for bids to purchase one fully equipped Police car. Bryan Wilson made the motion to authorize advertising for bids to purchase one fully equipped Police car and Gandy Stubblefield seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to authorize advertising for bids to sell miscellaneous Police items. Bill Brown made the motion to authorize advertising for bids to sell miscellaneous Police items and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 9 Mayor Simms asked the councilmen if anyone had any comments. Mayor Simms said that the next city council meeting would have to be November 15, 2001 instead of

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Monday, November 12, 2001 because of Veteran's Day and the City of Diboll is Closed. Mayor Simms said if all agree and having no further comments, I move for a motion to adjourn. Bill Brown made the motion to adjourn and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:25 p.m.

Mayor James P. Simms, MAYOR

ATTEST:

Tina Cavazos, ~~CITY~~ SECRETARY

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REGULAR CITY COUNCIL MEETING
THURSDAY, NOVEMBER 15, 2001
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Open, tabulate and take action on bids received to purchase one fully equipped Police car.

5. Open, tabulate and take action on bids received for miscellaneous Police items.

6. Authorize advertising for bids for sewer project.

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 the following reasons to Wit.

   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. Discuss police reserve.

8. Discuss and take action on appointing police reserve officer.

9. Public Forum.

10. Council Comments.

11. Adjourn.

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Minutes of the regular city council meeting Thursday, November 15, 2001 at 5:15 P.M. at Diboll City Hall.

Present		**Absent**
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Alice Ray	Clerk
Charles Heintz	Andrews Ford
Robbie Roberts	Foreman (Water)
Billy Simms	KSA Engineer
Dwayne Wankan	Water Superintendent

Item 1 & 2 Mayor James P. 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 minutes of the previous city council meeting with Sam Coleman making the motion and Don Hendrick seconding.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open, tabulate and take action on bids received to purchase one fully equipped Police car. Jimmy Cassels said we have received three bids. Jeff Lawrence of Tipton Ford bid for one 2002 Ford V-8 vehicle with no extra equipment $24,050.00 and after trade-in net total $19,590.75. David Reagan of Philpott Ford bid for one 2002 Crown Victoria $29,598.00 and after trade-in net total of $23,598.00. Charlie Heintz of Anderson Ford Mercury bid for one 2002 Ford V-8 $26,800.00 and after trade-in net total of $20,00.00. Bill Brown made the motion to

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accept the bid from Charlie Heintz of Anderson Ford & Mercury for one 2002 Ford V-8 net total $20,000.00 and to be deliver in 30 days with Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms said the next items is to open, tabulate, and take action on bids received for miscellaneous Police items. Jimmy Cassels said we have one bid from East Texas Pawn shop in Lufkin net total of $25.00. The council discuss the items and decided to reject bid. Bryan Wilson made the motion to reject the bid and Don Hendrick seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for bids for sewer project. Lanny Parish said this is the old clay tile sewer line that need to be replace and a number of manholes from south end of Brookshire brothers parking lot to Temple offices and across to Hendrix street to tie into the city's main sewer line. Bryan Wilson made the motion to authorize advertising for bids for sewer project and Bill Brown seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session at this time to discuss police reserve.

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Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 8 Mayor Simms said the next item is to discuss and approve the two police reserves,Roman Green Collins and Jerry Lynn Hathorn. Don Hendrick made the motion to approve the two police reserves and Bill Brown seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 10 Mayor Simms asked the councilmen if anyone had any comments. Don Hendrick said that the house of B.W. Saxton located on the corner of Saxton Street needed cleaning up. Lanny Parish said he would take care of it right away. The council also brought up 1818 wheeler being park in residental streets around town. Lanny Parish said the police has issue tickets to serveral. Mayor Simms said with no further comments I move for a motion to adjourn with Bill Brown making the motion to adjourn and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	

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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Regular City Council Meeting
Monday, December 10, 2001
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Discuss and take action on bid for sewer project.

5. Discuss and take action on Racial Profiling Policy.

6. Hear annual audit presentation by Axley & Rode.

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 the following reasons to Wit.

   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. City attorney update on pending litigation.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, December 10, 2001 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Don Hendrick	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
Linda Medford	Axley & Rode
Billy Sims	KSA Engineer
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 minutes of the previous city council meeting with Bryan Wilson making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action on bid for sewer project. Billy Sims said we received two bids on the sewer project for replacement off Hendrix. Billy Sims said J & D Construction bid was for $78,225.00 and Fuqua General Contractors bid was for $157,351.00. Billy Sims said he had estimated around $62,000.00 for the sewer project. Billy Sims also said that he has worked with J & D Construction on several jobs and they did a good job. Bryan Wilson made the motion to accept the lowest bid of $78,225.00 from J & D Construction and Bill Brown seconded.

Voting For	Voting Against

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Bryan Wilson	None
Bill Brown	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Bryan Wilson had to be somewhere else at this time so he excused himself and left the council meeting.

Item 5 Mayor Simms said the next item is to discuss and take action on Racial Profiling Policy. Kent Havard said it is mandatory that we have the policy in place by January, 2002 and Jimmy Cassels has reviewed the policy. Bill Brown made the motion to accept the Racial Profiling Policy and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to hear audit presentation by Axley & Rode. Linda Medford said that over all the audit was good and explain to the council the change on one account that was adopt this year. James P. Simms said I know I speak for myself and for the council that we are proud of the audit report.

Item 7 Jimmy Cassels said he had no update for the council at this time.

Item 8 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 9 Mayor Simms asked if anyone had any comments. The Mayor and council said they would like more security for the stores during the Holidays. Kent Havard said he would take care of it. Mayor Simms said having no further comments I move for a motion to adjourn with Bill Brown making the motion and Don Hendrick seconding.

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Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and the meeting adjourned at 5:38 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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12-04-01

I Daniel Thomas Jr. Would like to come before the City Council & speak in reference to No Truck zones in Diboll.

Daniel Thomas Jr.

829-2902

JAN. 14, 2002

5:15 P.M.

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Reidel Wilkerson
1411 Fairchild
Diboll Texas 75941



Lanny Parish, City Manager
City of Diboll
P.O. Box 340
Diboll, Tx 75941

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 14, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous council meeting minutes.

4. Discuss and take action to increase utility deposit.

5. Discuss and take action on building line variance.

6. Authorize advertising for garbage contract.

7. Discuss and take action on Angelina County and Cities Health District agreement.

8. Hear Daniel Thomas, Jr. in reference to Truck parking in Diboll city limits.

9. Hear Raymond K. Vann & Associates update the council on theTexas Community Development Program grant application cycle.

10. Discuss and take action to approve resolution to participate in Deep East Texas Regional Narcotics Trafficking Task Force.

11. Discuss and take action on request to name private drive way for postal identification and delivery.

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 the following reasons to Wit.
    1. 551.074 Discussing personnel or to hear complaints against personnel.
        a. Discuss police reserve.
        b. Update on pending legal litigation.

13. Discuss and take action on appointing police reserve officer.

14. Public Forum.

15. Council Comments.

16. Adjourn.

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Minutes of the regular city council meeting Monday, January 14, 2002 at 5:15 p.m. at Diboll City Hall.

Present	Absent
James P. Simms	Gandy Stubblefield
Sam Coleman	
Bryan Wilson	
Bill Brown	
Don Hendrick	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Gary Wilmon	Free Press
Raymond Vann	
Webb Jenkins	
Sharon Shaw	Angelina County & Cities Health District
Reidel Wilkerson	
Alice Ray	Court/Water Clerk
Susan Schinke	
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary

Item 1 & 2 Mayor James P. 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 minutes of the previous city council meeting with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to increase utility deposit. Lanny Parish recommended to increase the utility deposit at this time our deposit is $40.00 dollars and our minimum bill is $32.00 and by the time most people disconnect they leave us with two months water bill. Lanny Parish said we need to change the deposit to $75.00 for residential and $100.00 for commercial. Bryan Wilson made the motion to increase utility deposit to $75.00 residential and $100.00 for commercial and Sam Coleman seconded.

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Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action on building line variance. Lanny Parish said Mr. Web Jenkins and Mr. Terry Morgan are purchasing the apartment complex owned by Dr. Woody Ingram at the corner of Dennis and Dale Street. Lanny Parish said the mortgage company will not finance the purchase without a variance from the city because part of the structure is 4"-7" over the building line. Bryan Wilson made the motion to give the variance from the city and Bill Brown seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for garbage contract. Lanny Parish said our contract with Waste management expires February 28, 2002. Bill Brown made the motion to authorize advertising for garbage contract and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and take action on Angelina County and Health District agreement. Mrs. Sharon Shaw of the Angelina County and Health District said they had a good year in 2001. Sam Coleman made the motion to renew the agreement with Angelina County and Health District and Bill Brown seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	
Bryan Wilson	

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Motion carried unanimously.

Item 8 Mayor Simms said the next item is to hear Daniel Thomas, Jr. in reference to Truck parking in Diboll city limits. Mayor Simms said with Daniel Thomas Jr. not being present we move to the next item.

Item 9 Mayor Simms said the next item is to hear Raymond K. Vann & Associates update the council on the Texas Community Development Program grant application cycle. Raymond Vann had prepared a packet for the councilmen to see while going over the grant program.

Item 10 Mayor Simms said the next item is to discuss and take action to approve resolution to participate in Deep East Texas Regional Narcotics Trafficking Task Force. Kent Havard gave the Mayor and Councilmen a summary report since June 1, 2001 through present and he said a total of 23 cases on different drugs. Bill Brown made the motion to approve the resolution to participate in Deep East Texas Regional Narcotics Trafficking Task Force and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to discuss and take action on request to name private drive way for postal identification and delivery. Mr. Reidel Wilkerson said he understood that the city will not be maintaining the drive way and it will not be dedicated to the city this will be for postal deification and delivery. Bill Brown made the motion to accepted the request to name private drive way for postal identification and delivery with Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 12 Mayor Simms called the council into executive session at this time to discuss police reserve and update on pending legal litigation.

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Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in city vault.

Item 13 Mayor Simms said the next item is to take action on appointing a police reserve officer. Bill Brown made the motion to appoint Bobby Lovell as a police reserve officer and Sam Coleman seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 14 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 15 Mayor Simms asked if anyone had any comments having none, asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and the meeting adjourned at 6:00 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, FEBRUARY 11, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous council meeting minutes.

4. Call city council election for May 4, 2002.

5. Public Hearing for zone change request.

6. Discuss and take action on Planning & Zoning Board recommendation for zone change.

7. Public Hearing for annexation request.

8. Discuss and take action on request for annexation to expand Deer Trace Subdivision.

9. Discuss and take action to award garbage contract.

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 the following reasons to Wit.
    1. 551.074 Discussing personnel or to hear complaints against personnel.
        a. Legal update on litigation.

11. Public Forum.

12. Council Comments.

13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, FEBRUARY 11, 2002 AT 11:00 A.M.

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Minutes of the regular city council meeting on Monday, February 11, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bryan Wilson
Bill Brown	Councilman	
Sam Coleman	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Dennis Wilson	Finance Director
Terry Woodson	Waste Management
	Tatum Contractors
Gary Wilmon	Free Press
Chad Morgan	Insurance
Wanda Clark	

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Bill Brown** made the motion to approve the previous council meeting minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to call city council election for May 4, 2002. **Sam Coleman** made the motion to call city council election for May 4, 2002 and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Gandy Stubblefield	
Don Hendrick	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is public hearing for zone change request to allow anyone within the 200' distance requirement of the subject property to speak for or against the request. Mayor Simms said having none we close the public hearing and take action on the request.

Item 6 Mayor Simms said the next item is to discuss and take action on Planning and Zoning Board recommendation for zone change. Lanny Parish said that Chad Morgan plans are to remove the house at 102 Weber and build similar to Leon Stricken's layout in a couple of years. **Don Hendrick** made the motion to action on Planning & Zoning Board recommendation for zone change and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is public hearing for annexation request for expanding Deer Trace. Mayor Simms said having none we close the public hearing.

Item 8 Mayor Simms said the next item is to discuss and take action on request for annexation to expand Deer Trace Subdivision. Lanny Parish said that we needed to schedule the second public hearing for Thursday, February 14, 2002 at 5:15 p.m. and then at the regular council meeting on March 11, 2002 we can have the annexation request as an item on the agenda and vote to pass or reject the request**. Bill Brown** made the motion to schedule the second public hearing for Thursday, February 14, 2002 at 5:15 p.m. and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss and take action to award garbage contract. Lanny Parish said that the city had receive two bids, one from Waste Management and the other Tatum's. Lanny Parish said that after reviewing both bids he recommended Waste Management. Tatum's was going to charge customers $15.00 dollars for special pickup like for instance old washer and other household. Waste Management has no fee for pick up on household goods. Lanny Parish said also Tatum's

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was not sure if they would be able to have enough commercial containers and ready for the staring date on the contract. **Bill Brown** made the motion to accept Waste Management bid and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to give update on pending legal litigation.

Mayor Simms called the council back into open session, no decision were made and no votes were casts. Minutes of the executive session are kept in a lock box in city vault.

Item 11 Mayor Simms opened the floor for public comments having none, moved to the next item.

Item 12 Mayor Simms asked if anyone had any comments having none, asked 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	

Motion carried unanimously and the meeting adjourned at 6:16 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 11, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Authorize creating a Buildings and Hazards Board.

5. Authorize creating a Board of Adjustments and Appeals.

6. Approve the P & Z Board members to also compose the Buildings and Hazards Board and the Board of Adjustments and Appeals and the members shall serve concurrently on these boards.

7. Appoint election judge for May 4, 2002 city election.

8. Consider exemption of travel trailers from taxation as either real or personal property by the city.

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 the following reasons to Wit.
   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. Update on pending legal litigation.

10. Public Forum.

11. Council Comments.

12. Adjourn.

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Minutes of a City Council Meeting on Monday, March 11, 2002 at 5:15 P.M. in the City Council Chambers at Diboll City Hall.

Present:

James P. Simms	Mayor
Bryan Wilson	Councilman
Sam Coleman	Councilman
Bill Brown	Councilman
Don Hendrick	Councilman
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Gary Wilmon	Free Press
Betty Capps	Court Clerk
Alice Ray	Clerk

Absent:

Gandy Stubblefield	Councilman

Mayor Simms called the meeting to order at 5:15 P.M.

Lanny Parish gave the invocation.

Minutes of the previous meeting were approved. A motion by Bill Brown to approve the minutes. Second by Bryan Wilson.

Voting Yes

Bill Brown
Bryan Wilson
Sam Coleman
Don Hendrick

Voting No

None

Authorize creating a Buildings and Hazards Board

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It was recommended that a Buildings and Hazards Board not be created, and that the Planning and Zoning Board be used for that purpose. Bill Brown made a motion to accept the recommendation and Sam Coleman seconded.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

Voting No
None

Authorize creating a Board of Adjustments and Appeals

It was recommended that new members be appointed to the present Board of Adjustments and Appeals. Motion made by Don Hendrick to accept recommendation, and second by Sam Coleman.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

Voting No

Approve the P&Z Board members to also compose the Buildings and Hazards Board, and the members shall serve concurrently on this board.

A motion was made by Bryan Wilson to approve the P& Z Board members on the Buildings and Hazard Board. Second by Don Hendrick.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

Voting No

None

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Appoint election judge for May 4, 2002 city election.

Sam Coleman made a motion. Second by Don Hendrick to appoint Jimmie Woodard as the election judge for the May 4, 2002 city election.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

Voting No

None

Consider exemption of travel trailers from taxation as either real or personal property by the city.

A motion was made by Bill Brown to exempt travel trailers from taxation by the city. Second by Don Hendrick.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

Voting No

None

Discuss and take action on request for annexation of Section 6, 17.460 acres of Deer Trace subdivision.

A motion was made by Bryan Wilson to annex Section 6, 17.460 acres of Deer Trace subdivision. Second by Sam Coleman.

Voting Yes

Bryan Wilson
Bill Brown
Sam Coleman
Don Hendrick

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Voting No

None

Because there were no any items to discuss, the council did not go into executive session.

There was not anyone in the audience for a public forum.

There were no council comments.

The meeting was adjourned at 5:30 p.m.

Betty Capps, Court Clerk

James P. Simms, Mayor

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 8, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of the previous council meeting minutes.
4. Discuss and take action to amend Sections 16-21,21-16,21-17,21-31 and 21-33 of the city ordinances to reflect new water, sewer and commercial garbage rates.
5. Discuss city bill board ordinance and amending zoning bill board ordinance.
6. Discuss amending city ordinance pertaining to parking and removal of junk vehicles.
7. Discuss and take action to appoint an elected official from the city to serve on the Deep East Texas Council of Governments Board.
8. Discuss and take action to appoint James Rhone and Geraldine Pouland as Commissioners of the Housing Authority Board of the City of Diboll.
9. Discuss and take action to appoint an election judge for the May 4, 2002 City election.
10. Consider approval of a six month extension to the existing waste disposal (garbage) contract in order for the contract termination date to coincide with the City of Diboll fiscal year.
11. EXECUTVE 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 the following reasons to Wit.
    1. 551.074 Discussing personnel or to hear complaints against personnel.
        a. Update on pending legal litigation.
12. Public Forum.
13. Council Comments.
14. Adjourn.

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Minutes of the regular city council meeting Monday, April 8, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bryan Wilson	Councilman
Sam Coleman	Councilman		
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Gary Wilmon	Free Press

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Bill Brown** made the motion to approve the previous council meeting minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to amend Sections 16-21,21-16,21-17,21-31 and 21-33 of the city ordinances to reflect new water, sewer and commercial garbage rates. **Don Hendrick** made the motion to amend Sections 16-21,21-16,21-17,21-31 and 21-33 of the city ordinances to reflect new water, sewer and commercial garbage rates and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

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Item 5 Mayor Simms said the next item is to discuss city bill board ordinance and amending zoning bill board ordinance. The council all agree to have Jimmy Cassels look into the ordinance to stop from having any further bill boards in the city. Mayor Simms said I think we already have to many bill board inside the city and the councilmen also agree.

Item 6 Mayor Simms said the next item is to discuss amending city ordinance pertaining to parking and removal of junk vehicles. Chief Kent Havard said the officers have been issuing citations and people having been paying the tickets. Chief Havard said there is one that the car has a lien on it and we need to see how we go about a situation like this. Chief Havard said some people know they have a junk vehicle and would be happy to get rude of the junk vehicle but can not afford to have it remove. Beasley Wrecker said they be happy to come out one Saturday and pick up all junk vehicles from different location that need to be remove with the owners permission. Jimmy Cassels said to decide where the ordinance needed to be change and he would look over it and see how it needed to be worded.

Item 7 Mayor Simms said the next item is to discuss and take action to appoint an elected official from the city to serve on the Deep East Texas Council of Government Board Mayor James P. Simms said he has serve in the past and would be happy to continue serving on the Board. **Bill Brown** made the motion to appoint Mayor Simms to serve on the Deep East Texas Council of Government Board and **Don Hendrick** seconded.

Voting For	**Voting Against**
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and take action to reappoint James Rhone and Geraldine Pouland as Commissioners of the Housing Authority Board of the City of Diboll. **Gandy Stubblefield** made the motion to reappoint James Rhone and Geraldine Pouland as Commissioners of the Housing Authority Board of the City of Diboll and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss and take action to appoint an election judge for the May 4, 2002 City election. The council had elected Jimmy

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Woodard but is not able to serve as an elected Judge on May 4, 2002. Lanny Parish said that Felton Burt had said he would serve as elected Judge on May 4, 2002. **Gandy Stubblefield** made the motion to accept Felton Burt to serve as elected Judge on May 4, 2002 and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to consider approval of a six month extension to the existing waste disposal (garbage) contract in order for the contract termination date to coincide with the City of Diboll fiscal year. **Bill Brown** made the motion to consider approval of a six month extension to the existing waste disposal (garbage) contract in order for the contract termination date to coincide with the City of Diboll fiscal year and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 11 Mayor Simms called the council into executive session at this time to update on pending legal litigation.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 12 Mayor Simms opened the floor for public comments having none, moved on to the next item.

Item 13 Mayor Simms asked the councilmen if they had any comments at this time and having none, asked for a motion to adjourn with **Gandy Stubblefield** making the motion and **Sam Coleman** seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	
Bill Brown.	

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Motion carried unanimously and council meeting adjourned at 5: 47 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, MAY 7, 2002
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**
2. **Invocation.**
3. **Canvass votes of May 4, 2002 City Election.**
4. **Administer Oath and statement of elected officials.**
5. **Public Forum.**
6. **Council Comments.**
7. **Adjourn.**

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Minutes of the called City Council meeting on Tuesday, May 07, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Jason Burrous	Police Officer
Lanny Parish	City Attorney
Tina Cavazos	City Secretary

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

Item 3 Mayor Simms said the next item is to canvass votes of May 4, 2002 City Election.

Councilmen

John Wilson	50	Don Hendrick	119
Gandy Stubblefield	127	Bill Brown	123

Mayor Simms asked for a motion to canvass votes of May 4, 2002 city election with **Bryan Wilson** making the motion and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to administer Oath and Statement of Elected officials. Jimmy Cassels gave the Oath and Statement of Elected officials to Don Hendrick, Gandy Stubblefield and Bill Brown.

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Item 5 Mayor Simms opened the floor for public comments and having none moved on to the next item.

Item 6 Mayor Simms asked the councilmen if anyone had comments at this time. Sam Coleman reports street lights out and Gandy Stubblefield said there are some out in Deer Trace Addition.

Item 7 Mayor Simms said having no further comments asked for a motion to adjourn with **Bryan Wilson** making the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:25 P.M.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 13, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Oath of office to New Councilmen.

4. Appoint Mayor Pro-Tem.

5. Approval of previous council meeting minutes

6. Authorize advertising for mower for Parks department.

7. Discuss and take action on Planning and Zoning Board recommendation to approve subdividing Lot 11 of Block 3 of the Farley Addition.

8. Discuss and take action amending junk vehicle ordinance.

9. Discuss and take action on Bill Board ordinance.

10. Discuss and take action on Advance Funding Agreement with Texas Department of Transportation for Diboll Pedestrian Hike and Bike Trails.

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 the following reasons to Wit.
    1. 551.074 Discussing personnel or to hear complaints against personnel.
       a. Discuss Personnel.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Minutes of the regular city council meeting Monday, May 13, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bryan Wilson
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Dwayne Wankan	Water Superintendent
Alice Ray	Clerk for Court & Adm.
Gary Wilmon	Free Press
Kent Havard	Police Chief
Steve Baker	Sergeant
Jake Denman	Police Officer
Mark Mclin	Reserve
Genaro De Jesus	Dispatcher
Noe De Jesus	Police Officer
Stephanie Cain	Dispatcher
Sherri Underwood	Dispatcher
Peggy Ward	Dispatcher
Lynn Haths	Reserve
Brandon Lovell	Police Officer
Richard Thompson	Police Officer
Don Mitchell	Police Officer
James R. Lovell Jr.	Reserve
Ramiro DeJesus	Reserve
Morris Huggins	Corporal
Jimmy Lenderman	Lieutenant

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

Item 3 Mayor Simms stood to give the Oath of Office to the new councilmen Don Hendrick, Gandy Stubblefield and Bill Brown.

Item 4 Mayor Simms said the next item is to appoint the Mayor Pro-Tem. Mayor Simms said Bill Brown has being serving as Mayor of Pro-Tem and has no objection to continue. **Don Hendrick** made a motion to accept Bill Brown for Mayor Pro-Tem and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is the approval of previous council meeting minutes. **Don Hendrick** made the motion to approve the previous council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for a mower for Parks Department. Lanny Parish said it was approve at budget time and it well cost around 18 to 20 Thousand Dollars. **Bill Brown** made the motion to authorize advertising for a mower for the Parks Department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and take action on Planning and Zoning Board recommendation to approve subdiving Lot 11 of Block 3 of the Farley Addition. Don Hendrick said he had gone by there and he did not see a problem. Lanny Parish said they have enough square feet to do the subdiving**. Don Hendrick** made the motion to approve subdiving Lot 11 of Block 3 of the Farley Addition and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

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Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and take action amending junk vehicle ordinance. Jimmy Cassels said he is still working on the wording and some changes that need to be retyped.

Item 9 Mayor Simms said the next item is to discuss and take action on Bill Board ordinance. Jimmy Cassels said the ordinance is not ready at this time.

Item 10 Mayor Simms said the next item is to discuss and take action on Advance Funding Agreement with Texas Department of Transportation for Diboll Pedestrian Hike and Bike Trails. Lanny Parish said this is the first step with Texas Department of Transportation so that the project can get started. The City of Diboll has to provide then with the easement for right a way to the areas they needed. The agreement has to be sent back to Austin after we sign it. **Sam Coleman** made the motion to take action on Advance Funding Agreement with Texas Department of Transportation for Diboll Pedestrian Hike and Bike Trails and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms called the council into executive session at this time to discuss personnel. Mayor Simms at this time asked Mrs. Tina Cavazos to leave executive session and Jimmy Cassels would take the minutes at this time. The Mayor and Council first meet with City Manager Lanny Parish and them with Police Chief Kent Havard.

Mayor Simms called the council back into open session, no decision were made and no votes were casts. Minutes of the executive session are kept in a lock box in the city vault.

Item 12 Mayor Simms open the floor for public forum. Jeff Stull asked to say a few words to the council. Mr. Jeff Stull said he was not inform what all was exactly going on with the Police Department, but he would like to say in order for things to run smoothly we all have to work together and take some risk in order to be able to do our jobs. Mayor Simms said having no further comments we move to the next item.

Item 13 Mayor Simms asked the councilmen if they had any comments at this time and having none, asked for a motion to adjourn with Bill Brown making the motion to adjourn and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None

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Sam Coleman
Don Hendrick
Gandy Stubblefield

Motion carried unanimously and council meeting adjourned at 7:44 P.M.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
JUNE 10, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Authorize advertising for bids for Thermal Imaging Devices for Fire Department.

5. Open, tabulate and take action on bids received to purchase one (1) Mower for Park Department.

6. Discuss and take action on Bill Board Ordinance.

7. Discuss and take action on request for City water service outside city limits.

8. Discuss and take action to authorize amending City Ordinance 97-2, Junk Vehicles.

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 the following reasons to wit.
   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. Update on legal matter.

10. Public Forum.

11. Council Comments.

12. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY, JUNE 3, 2002, 4:45 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of a City Council meeting on Monday, June 10, 2002 in the Council Chambers at Diboll City Hall.

Present:

James Simms	Mayor
Bill Brown	Councilman
Sam Coleman	Councilman
Gandy Stubblefield	Councilman
Bryan Wilson	Councilman
Don Hendrick	Councilman
Jimmy Cassels	City Attorney

Also Present:

Lanny Parish	City Manager
Dennis Wilson	Finance Director
Betty Capps	Court Clerk
Nick Ashworth	Parks Supt.
Gary Wilmon	Free Press
Melvin Whitworth	
Susan Schinke	

Mayor Simms called the meeting to order at 5:15 P.M.

Lanny Parish gave the invocation.

Minutes of the previous meeting were approved. Motion was made by Sam Coleman. Second by Bryan Wilson. Motion carried.

Voting Yes	Don Hendrick
	Sam Coleman
	Gandy Stubblefield
	Bill Brown
	Bryan Wilson

A motion was made by Don Hendrick to go out for bids on Thermal Imaging Devices for the Fire Department. Second by Sam Coleman. Motion carried.

Voting Yes	Don Hendrick
	Sam Coleman
	Gandy Stubblefield
	Bill Brown
	Bryan Wilson

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6/10/02 Minutes

Bids were opened by Mr. Cassels for a mower for the Parks Department. There were two bids received. The first bid was from Excel Sales at $36,355.00. The second bid was from Ark-La-Tex for $28,850.00. A motion was made by Bill Brown to accept the low bid from Ark-La-Tex in the amount of $28,850.00. Second by Bryan Wilson. Motion carried.

Voting Yes	Don Hendrick
	Sam Coleman
	Gandy Stubblefield
	Bill Brown
	Bryan Wilson

Billboard Ordinance was discussed. The ordinance would mean that anyone wanting to erect a billboard inside Diboll's city limits must file for a permit and pay a fee, require engineering clearance, proving the structural integrity of the billboard, as well as be in accordance with electrical codes. Existing billboards would be grandfathered. The new ordinance will cover any new billboards in the future. A motion was made by Sam Coleman to approve the Billboard Ordinance. Second by Don Hendrick. Motion carried.

Voting Yes	Don Hendrick
	Sam Coleman
	Gandy Stubblefield
	Bill Brown
	Bryan Wilson

Melvin Whitworth requested a water meter to be placed on an existing water line adjacent to his residence on a vacant lot. A motion was made by Bill Brown to allow a meter to be put on the property. Second by Sam Coleman. Motion carried.

Voting Yes	Don Hendrick
	Sam Coleman
	Gandy Stubblefield
	Bill Brown
	Bryan Wilson

A final reading of an amendment to the Junk Vehicle Ordinance was presented for approval. The amendment would require the owner to have a valid license plate, inspection sticker, and registration on the vehicle, and the vehicle must be operational. A motion was made by Bryan Wilson to accept the amendment to the Junk Vehicle Ordinance. Second by Bill Brown. Motion carried.

Voting Yes	Don Hendrick

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6/10/02 Minutes

Sam Coleman
Gandy Stubblefield
Bill Brown
Bryan Wilson

The Council went into Executive Session at 5:30 p.m.

The Council went back into Regular Session at 5:56 p.m. No action was taken in Executive Session.

There was no public forum.

Council comments were concerning a drainage problem in Deer Trace.
Councilman Bill Brown asked that everyone remember the Barkley family in their prayers.

There being no further business, a motion was made by Gandy Stubblefield to adjourn. Second by Don Hendrick. Motion carried

Voting Yes

Don Hendrick
Sam Coleman
Gandy Stubblefield
Bill Brown
Bryan Wilson

Meeting was adjourned at 6:03 p.m.

Mayor James P. Simms

Betty Capps, Court Clerk

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY JULY 8, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Schedule budget workshops.

5. Authorize advertising for bids for employee health insurance.

6. EXECUTIVE SESSION:
   Under the authority if 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 the following reasons to wit.
   1. 551.074 Discussing personnel or to hear complaints against personnel.
      a. Discuss police reserve applicant.

7. Discuss and take action to approve police reserve applicant.

8. Public Forum.

9. Council Comments

10. Adjourn.

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Minutes of the regular city council meeting on Monday, July 8, 2002 at 5:15 P.M. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bryan Wilson
Don Hendrick	Councilman	Gandy Stubblefield
Sam Coleman	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Tina Cavazos	City Secretary
Kent Havard	Police Chief
Gary Wilmon	Free Press
Bo Smith Jr.	Wastewater Department

Item 1 & 2 Mayor James P. 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 minutes from the regular council meeting Monday, June 10, 2002. **Bill Brown** made the motion to approve the minutes from the regular council meeting Monday, June 10, 2002 and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Item 4 Mayor Simms said the next item is to schedule budget workshops. Lanny Parish said the two dates could be July 23, 2002 and July 30, 2002. Lanny Parish said he would get in contact with all and see if agree.

Item 5 Mayor Simms said the next item is to authorize advertising for bids for employee insurance. Lanny Parish said that he had heard insurance could go up to 20% this year. **Don Hendrick** made the motion to authorize advertising for bids for employee insurance and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	

Motion carried unanimously.

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Item 6 Mayor Simms called the council into executive session at this time to discuss police reserve applicant.

The Mayor called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 7 Mayor Simms said the next item is to discuss and take action to approve police reserve applicant. **Bill Brown** made the motion to approve police reserve applicant Norman William and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Item 8 Mayor Simms said having no public forum move to the next item.

Item 9 Mayor Simms said having no further business I ask for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously and council meeting adjourned at 5:39 p.m.

Mayor, James P. Simms

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, JULY 23, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Budget workshop for the following departments Street, Park, Swimming Pool, Scout House, Court and Fire.

4. Authorize to advertise for bids to purchase 10 air packs for Fire Department.

5. Schedule budget workshop for remaining departments.

6. Public Forum.

7. Council Comments.

8. Adjourn.

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Minutes of the called city council meeting, Tuesday, July 23, 2002 at 5:15 p.m. at Diboll council chambers.

Present		Absent	
James P. Simms	Mayor	Sam Coleman	Councilman
Don Hendrick	Councilman		
Bryan Wilson	Councilman		
Bill Brown	Councilman		
Gandy Stubblefield	Councilman		

Also Present

Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Lanny Parish	City Manager
Gary Wilmon	Free Press
Nick Ashworth	Park Superintendent
Lane Bass	Street Superintendent
Gary Jones	Fire Chief

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

Item 3 Mayor Simms said the following departments street, parks swimming pools, scout house, court and Fire will go over line items that have either been delete, will need to be increase or decrease and give explanation.

Item 4 Mayor Simms said the next item is to authorize to advertise for bids to purchase 10 air packs for Fire Department. **Bryan Wilson** made the motion to authorize to advertise for bids to purchase 10 air packs for Fire Department and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 5 Mayor Simms said the next schedule budget workshop for remaining departments is Tuesday July 29, 2002 at 5:15 p.m.

Item 6 Mayor Simms said having no public forum move to the next item.

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Item 7 & 8 Mayor Simms asked the council if anyone had any comments having none, asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:01 P.M.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, JULY 30, 2002
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**
2. **Invocation.**
3. **Budget workshop for the following departments: Police, Golf, Civic Center, Water, Sewer, Administration, General and Revenues.**
4. **Schedule next budget workshop or council meeting if needed.**
5. **Public Forum.**
6. **Council Comments.**
7. **Adjourn.**

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY, JULY 22, 2002, 10:45 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Tuesday, July 30, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Don Hendrick	Councilman
Sam Coleman	Councilman		
Bryan Wilson	Councilman		
Bill Brown	Councilman		
Gandy Stubblefield	Councilman		

Also Present	
Lanny Parish	City Manager
Dennis Wilson	Finance Director
Kent Havard	Police Chief
Tina Cavazos	City Secretary
Gary Wilmon	Free Pree
Dee Scarborough	Wastewater Superintendent
Larry Bowman	Civic Center Director
Jimmy Mettlen	Golf Course Superintendent
Dwayne Wankan	Water Superintendent

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

Item 3 Mayor Simms said the next item is to hear the following departments Police, Golf Course, Civic Center, Water, Wastewater, Administration, General and Revenue on line items that have increase or decrease and discuss the reason. Lanny Parish told the council with the property value up we will not have to raise our taxes. Mayor Simms and council all agree that we might need to look into raising water and sewer rates some and not a big amount all at once later down the road.

Item 4 Mayor Simms said with not needing to have a public hearing on taxes we will not need to schedule another council meeting.

Item 5 Mayor Simms said having no public forum we move to the next item.

Item 6 Mayor Simms asked the council if anyone had any comments and having none, asked for a motion to adjourn with **Bill Brown** making the motion and **Bryan Wilson** seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	

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Motion carried unanimously and meeting adjourned at 6:45 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
TUESDAY, AUGUST 13, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order

2. Invocation.

3. Approval of the previous city council meetings.

4. Mr. Bob Brown with Oncor (TXU) to present revised ordinance for consideration and action relating to TXU franchise fees.

5. Approve new members to Civic Center Board .

6. Open, tabulate bids and take action on purchasing thermal imaging devices for fire department.

7. Open, tabulate bids and take action on purchasing air packs for fire department.

8. Review 2002-2003 budget.

9. 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 City's Attorney.

   1. Discuss possible litigation.

10. Public Forum.

11. Council Comments.

12. Adjourn.

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Minutes of the regular city council meeting Tuesday August 13, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Bob Brown	Oncor (TXU)
Gary Wilmon	Free Press
Jimmy Cassels	City Attorney
Fred Blakemore	Police Officer (School)
Gary Jone	Fire Chief
Dennis Wilson	Finance Director
Jimmy Mettlen	Golf Course Superintendent
Peggy Ward	Communication Supervisor
Kent Havard	Police Chief
Betty Capps	Court Clerk
Alice Ray	Admin/Court Clerk
Steve Baker	Sergeant
Coach Bynum	
Sara Wilson	
Mrs. Bob Brown	
Tina Cavazos	City Secretary

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

Item 3 Mayor Simms asked for a motion to approve the previous city council meeting minutes of July 8, 2002, July 23, 2002 and July 30, 2002. **Bill Brown** made the motion to approve and **Bryan Wilson** seconded.

Present	Absent
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

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Item 4 Mayor Simms said the next item was to hear Bob Brown with Oncor (TXU) present a revised ordinance for consideration and action relating to TXU franchise fees. Mr. Brown recommended that we look over the ordinance and think about it before signing. Mr. Brown said the amended ordinance is to adopt the 4% from the past miscellaneous like reconnect fee and other. Jimmy Castles said he had not had time to look at the ordinance. Mayor Simms said that with Lanny Parish not being able to be here he felt this item needed to be tabled to give Jimmy Cassels time to look over the amended ordinance. **Bryan Wilson** made the motion **to table** the ordinance at this time and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to approve new members to the Civic Center Board for two year terms. Mayor Simms said the following are: Donna Smart, Joe Sample, and Nan Miller. **Don Hendrick** made the motion to approve and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to open, tabulate bids and take action on purchasing thermal imaging devices for the fire department. Jimmy Cassels said we receive three (3) bids as follows:

Fireco Ink - for $29,400.00 and to be delivered in 90 days.

ISG Thermal Systems, Usa, Inc – for $27,900.90 and to be delivered in 90 days.

Specialty Rescue & Fire Service – for $54,950.00 and to be delivered in 60 days

Bill Brown made the motion to accept the lowest bid of $27,900.90 from ISG Thermal Systems, USA, Inc. and **Bryan Wilson** seconded.

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Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to open, tabulate bids and take action on purchasing air packs for the fire department. Jimmy Cassels said we received the three (3) following bids:

Cannon Safety – out of Kilgore for $25,425.00.

Bacou Dalloz – for $31,250.00.

MetroFire – out of Houston for $29,250.00.

Don Hendrick made the motion to accept the lowest bid of $25,425.00 from Cannon Safety out of Kilgore, Texas and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to review the budget, no action needs to be taken at this time. Mayor Simms said the city taxes will not have to go up and the water and sewer rates will probably go up some and the most would probably be two dollars and eighty cents on the total water bill.
Mayor James P. Simms said that on behalf of the councilmen and himself he would like to thank the staff for the good work done on the budget. The Mayor and councilmen also wish Dennis Wilson success with his new job in New Mexico and thank him for the good work he had done all these years for the City of Diboll.

Item 9 Mayor Simms said the next item is to hear Fredrick Blakemore's appeal concerning his (5) days suspension. Mr. Blakemore addressed the Mayor and councilmen. Mr. Blakemore said that he was here to appeal the (5) five days suspension. He said that in the past he had always told Chief Havard when he was taking vacation. Further he said had talked to Chief Havard about taking vacation time again this year and he does not see where he did it any differently than in the past. Mr. Blakemore said if

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there were any changes in the process he was not told about it. Mr. Blakemore said if we are going by policy procedure everyone needs to follow it not just some employees. Mr. Blakemore said he did not think anyone in this room would have stayed as long as he had if they would had been treated like he had. Mr. Blakemore said he had more seniority than all the police officers in the department except Jimmy Lenderman and he had been passed over several times for promotion in rank. Mayor Simms asked Mr. Blakemore why he came in to work and decided to leave at 12:00 noon. Mr. Blakemore stated he had (76) seventy six hours of vacation time left and this was the way he was going to take them. Mayor Simms said I understand that officer Baker was in his office and you ignored him and told Peggy Ward, the dispatcher, that you were leaving. Mayor Simms said Mr. Blakemore you were in the military and you know how it works when the officer in command is not present you go to the next in command. Mr. Blakemore said if we are going to be following rules there are a lot of things next door that goes on that are not following rules. Mr. Blakemore said that he will always speak and say what he had to say and whatever decision the council makes he will live with it. Mr. Blakemore said he would never keep quiet. Mayor Simms said Sergeant Baker did not know you had left until they needed you to work a wreck. Mr. Blakemore said they have my cell phone number and my home number. Mr. Blakemore proceeded to go into more details about the past about how he was over looked for a promotion. Mayor Simms said we have already gone to court on that and we need to just stick to this item about the (5) five days suspension at this time.

Item 9 Mayor Simms called the council into executive session at this time to discuss possible litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Mayor Simms said at this time I call for a motion on the appeal from Mr. Blakemore concerning his (5) five days suspension. **Bryan Wilson** made the motion to uphold the suspension and **Bill Brown** seconded.

Voting For	Voting Against
Bill Brown	Gandy Stubblefield
Bryan Wilson	Sam Coleman
Don Hendrick	

The motion carried.

Item 10 Mayor Simms opened the floor for public comments and having none, moved to the next item.

Item 11 Mayor Simms asked the council if they had any comments at this time and the council having none, asked for motion to adjourn with **Bill Brown** making the motion and **Don Hendrick** seconding.

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Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously and council meeting adjourned at 7:10 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 9, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting.

4. Approve new members to Parks and Recreation board.

5. Discuss and approve I & S tax rate of .1582 for 2002 - 2003.

6. Discuss and approve M & O tax rate of .3188 for 2002 - 2003.

7. Discuss and approve total property tax rate of .4770 for 2002-2003.

8. Discuss and approve city budget for 2002-2003.

9. Discuss employee insurance bids received and approve selection.

10. Discuss and take action on ONCOR (TXU) revised ordinance relating to franchise fees.

11. Consideration and possible approval of a resolution authorizing submission of a 2003/2004 Texas Community Development Program (TCDP) grant application.

12. Discuss and take action on new Civic Center rates to become effective October 1, 2002.

13. EXECUTIVE SESSION:

    Under the authority of Texas Open Meetings 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 City's Attorney.

    1. Discuss possible litigation.

14. Public Forum.

15. Council Comments.

16. Adjourn.

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Minutes of the regular city council meeting Monday, September 9, 2002 at 5:15 pm at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Sam Coleman	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Nick Ashworth	Park Superintendent
Gary Wilmon	Free Press
Deidra Carrell	Finance Director
Tina Cavazos	City Secretary
Billy Sims	KSA Engineers
Lane Bass	Street Superintendent
Larry Bowman	Civic Center Director
Dee Scarborough	Wastewater Superintendent
Dewayne Wankan	Water Superintendent
Jimmy Mettlen	Golf Course Superintendent
Alice Ray	Water Clerk/Court Clerk
Steve Baker	Sergeant
Rosa Salas	Humane Officer
Jason Temple	Arcadis Engineers
Wes Suiter	
Mr. Friesen	Friesen – Strain Insurance

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

Item 3 Mayor Simms asked for a motion to approve the previous city council meeting minutes of August 13, 2002. **Bryan Wilson** made the motion to approve and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 4 Mayor Simms said the next item is to approve new members to Parks and Recreation board already serving. Lanny Parish said he had spoke to Ken Holt, Gary Mike Smith, Bob Grimes and Harold Maxwell and all had agree to serve another two years. **Don Hendrick** made the motion to approve and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and approve I & S tax rate .1582 for 2002 – 2003. **Sam Coleman** made the motion to approve I & S tax rate .1582 for 2002 – 2003 and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and approve M & O tax rate of .3188 for 2002 –2003. Lanny Parish said that if any one in the audience do not understand any of the tax rate at this time he would be glad to explain. Mayor Simms said if anyone is wondering why we are going through this item quick is that we have already discuss them in the budget meetings**. Don Hendrick** made the motion to approve M & O tax rate of .3188 for 2002-2003 and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and approve total property tax rate of .4770 for 2002-2003. **Sam Coleman** made the motion to approve total property tax rate of .4770 for 2002 – 2003 and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None

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Don Hendrick
Bill Brown
Bryan Wilson

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and approve city budget for 2002 – 2003. **Bryan Wilson** made a motion to approve city budget for 2002 – 2003 and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Councilman Bryan Wilson had to leave at this time.

Item 9 Mayor Simms said the next item is to discuss and approve employee insurance. Lanny Parish said we receive one bid this year. Mr. Parish said we send out at least eight (8) to ten (10) bids and did not get any response except from Blue Cross Blue Shield of Texas. Mr. Parish said that he had looked over the bid with John Strain and the insurance went up only 7 ½ percent**. Bill Brown** made the motion to accept the bid of Blue Cross Blue Shield of Texas and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action on ONCOR (TXU) revised ordinance relating to franchise fees. Jimmy Cassels said that at this time we needed to table this item. **Sam Coleman** made the motion to table item 10 and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 11 Mayor Simms said the next item is to consider and possible approval of a resolution authorize submission of a 2003/2004 Texas Community Development Program (TCDP) grant application. Billy Sims said this grant was to replace sewer lines in area that needed. Billy Sims point out on a map that Avalon is one that needs to be replace badly. **Bill Brown** made the motion to approve the resolution authorize submission of a 2003/2004 Texas Community Development Program (TCDP) grant application and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to discuss and take action on new Civic Center rates to become effective October 1, 2002. Larry Bowman said there was one section in the fees for rental that it could have been cheaper to rent by the sections instead of the full Civic Center. Larry Bowman said he check around on prices for rental at the Red Barn, Civic Center in Lufkin, Hotel, and Motel before making the final decision on rental fees. Larry Bowman said complete center change from $425.00 to $450.00 and etc. **Sam Coleman** made the motion to accept the new Civic Center rates to become effective October 1, 2002 and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms called the council into executive session at this time to discuss possible litigation.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 14 Mayor Simms opened the floor for public forum. **Jason Temple** stood up introduce himself and staff as new business called Arcadis Engineer. Jason Temple said they all live in Diboll.
Jimmy Mettlen said to the Mayor and council on behalf of the city employees and myself I would like to thank you for our salary increase and support.
Wes Suiter stood up and introduce himself for the people that did not know him and said that he was running for commissioner in percent # 4 and would work with the city in any matter that is needed to make things run smooth if elected.
Mayor Simms said having no further comments we move to the next item.

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Item 15 & 16 Mayor Simms asked the council if they had any comments and having none, asked for a motion to adjourn with **Bill Brown** making the motion and **Sam Coleman** seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously and council meeting adjourned at 5:50 P.M.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 14, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Discuss and consider taking action on revised Oncor (TXU) ordinance relating to franchise fees.

5. Authorize advertising for bids to purchase Garbage Bags.

6. Authorize advertising for bids to purchase two new police vehicles.

7. 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 City's Attorney.
   1. Discuss possible litigation.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, October 14, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Kent Havard	Police Chief
Bob Brown	Oncor (TXU)
Tim Allen	Oncor (TXU
Gary Wilmon	Free Press

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

Item 3 Mayor Simms asked for a motion to approve the previous city council meeting minutes of September 9, 2002. **Gandy Stubblefiled** made the motion to approve the minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and consider taking action on revised Oncor (TXU) ordinance relating to franchise fees. Jimmy Cassels said that at this time there was a page that needed modified and discuss before council could come to a final agreement. **Bryan Wilson** made a motion to table this item and **Bill Brown** seconded.

Voting For	**Voting Against**
Bryan Wilson	None
Bill Brown	

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Don Hendrick
Sam Coleman
Gandy Stubblefield

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to purchase garbage bags. **Don Hendrick** made the motion to authorize advertising for bids to purchase garbage bags and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for bids to purchase two new police vehicles. Chief Kent Havard said only one new police vehicle will need to be fully equipped. **Gandy Stubblefield** made the motion to authorize advertising for bids to purchase two new police vehicle and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Bill Brown	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session at this time to discuss possible litigation.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 8 Mayor Simms open the floor for public forum having none, moved to the next item.

Item 9 Mayor Simms asked the council if they had any comments. Lanny Parish asked the council when would be a good day for the regular council meeting in November? Lanny Parish said

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November 11, 2002 is Veterans Day. The council all agree to have the regular council meeting November 18, 2002. Mayor Simms introduce Deidra Carrell the new finance director to the council. Mayor Simms said having no further decision I move for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously and council meeting adjourned at 6:00 P.M.

BILL BROWN, **MAYOR-PRO-TEM**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 18, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Open, discuss and take action to award bids to purchase garbage bags.

5. Open , discuss and take action to award bid to purchase two new police vehicles.

6. Authorize advertising for bids to purchase one new truck for the street department.

7. 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 City's Attorney.
   1. Discuss possible litigation.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, November 18, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
Don Hendrick	Councilman	James P. Simms	Mayor
Gandy Stubblefield	Councilman	Sam Coleman	Councilman
Bill Brown	Mayor Pro-Tem		
Bryan Wilson	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Deidra Carrell	Finance Director
Kent Havard	Police Chief

Item 1 & 2 Mayor Pro-Tem Bill Brown called the city council meeting to order and asked Lanny Parish to give the invocation.

Item 3 Mayor Pro-Tem Brown asked for a motion to approve the previous city council meeting minutes of October 14, 2002. **Gandy Stubblefield** made the motion to approve the minutes of the previous city council meeting and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Pro-Tem Bill Brown said the next item is to open, discuss and take action to award bid to purchase garbage bags. Jimmy Cassels said Bogel Sales bid is for $3.27 per roll bringing a total of $4,905.00. HPB out of the Houston area bid $2.88 per roll bringing a total of $4,320.00 and to be deliver within 21 days. Jadcore, Inc Film Division bid $3.03 per roll bringing a total of $4,545.00 and will deliver within 30 days. EIP Inc. bid $3.20 per roll bringing a total of $4,800.00. **Bryan Wilson** made a motion to accept the lowest bid of $4,320.00 for 1,500.00 boxes from HPB to be deliver within 21 days and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	

Motion Carried unanimously.

Item 5 Mayor Pro-Tem Bill Brown said the next item is to open , discuss and take action to award bid to purchase two new police vehicles. Jimmy Cassels said Texoma Ford bid for one

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fully equipped vehicle $26,77.00 and one for $20,577.00. Anderson Ford bid for one fully equipped vehicle $27,257.00 and one for $20,797.00. Philpot Ford bid for one fully equipped vehicle $26,855.00 and one for $21,360.00. Tipton Ford bid for one fully equipped $29,245.92 and one for $20.614.02. **Don Hendrick** made the motion to award the lowest bid of $38,354.00 for two new police vehicle 2003 4 door sedan one fully equipped and one not to Texoma Ford and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Pro-Tem Brown said the next item is to authorize advertising for bids to purchase one new truck for the street department. **Gandy Stubblefield** made the motion to authorize advertising for bids to purchase one new truck for the street department and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 7 Mayor Pro Tem Brown called the council into executive session at this time to discuss possible litigation.

Mayor Pro-Tem Brown called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city vault.

Item 8 Mayor Pro-Tem Brown open the floor for public forum having none, moved to the next item.

Item 9 Mayor Pro-Tem Brown asked the council if they had any comments having none, asked for a motion to adjourn. **Bryan Wilson** made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilosn	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and council meeting adjourned at 6:15 P.M.

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Bill Brown, **Mayor Pro-Tem**

ATTEST:

Deidra Carrell, **Finance Director**

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AGENDA
REGUALR CITY COUNCIL MEETING
MONDAY, DECEMBER 9, 2002
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes.

4. Open, tabulate and take action on bids received for truck for street department.

5. Axley & Rode, CPA representative present annual city audit.

6. Discuss and take action to approve change order #4 for sewer plant expansion.

7. Discuss and take action to approve a resolution to certify the acceptance of the wastewater treatment plant expansion.

8. Discuss and take action to authorize final pay request for wastewater treatment plant expansion and approve liquidated damages agreement contingent upon Texas Water Development Board Approval.

9. Authorize advertising for bids to sell Minolta XD5 35 MM Camera and one car video equipment from police department.

10. Authorize advertising for bids to purchase one 1-ton service truck for the water department.

11. Hear Mr. John Ralph Pouland concerning request for sewer service outside city limits.

12. 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 City's Attorney.
        1. Discuss Police Reserve applicant.

13. Discuss and take action to appoint police reserve.

14. Public Forum.

15. Council Comments.

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16. Adjourn.

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Minutes of the regular city council meeting Monday, December 9, 2002 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Billy Sims	KSA Engineer
John R. Pouland	Pouland
Dwayne Wankan	Water Superintendent
Kent Havard	Police Chief
Jana Wicker	Axley & Rode
Gary Ford	Axley & Rode

Item 1& 2 Mayor James P. 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 previous council meeting minutes. **Bill Brown** made the motion to approve the previous council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

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Item 4 Mayor Simms said the next item is to open, tabulate and take action on bids received for one truck for the street department. Jimmy Cassels said we receive two bids. Anderson bid is with cloth seat for the amount of $17, 476.00 and to be deliver in 45 days. Philpott Ford bid is for $16,160.00 and to be deliver to the City Hall in 60 days. **Sam Coleman** made the motion to accept the lowest bid of $17,476.00 from Anderson Ford of Cleveland and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to hear Axley & Rode representation of the annual city audit. Gary Ford of Axley & Rode presentive the audit report to the Mayor and council and said the audit was good for a small city and small staff. **Bryan Wilson** made a motion to accept the audit report and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action to approve change order # 4 for sewer plant expansion. Billy Simms said this change order is necessary as part of the construction of the sewer plant in the amount of $42,886.89 which will be paid for out of the sewer plant expansion fund money. **Bill Brown** made the motion and to approve change order #4 for sewer plant expansion and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

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Item 7 Mayor Simms said the next item is to discuss and take action to approve a resolution to certify the acceptance of the wastewater treatment plant expansion. **Don Hendrick** made the motion to approve a resolution to certify the acceptance of the wastewater treatment plant expansion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and take action to authorize final pay request for wastewater treatment plant expansion and approve liquidated damages agreement contingent upon Texas Water Development Board Approval. Lanny Parish said this is to comply with the Texas Water Development Board requirements before the sewer project can be closed out and we will receive $41,000.00 in liquidated damages when the project is closed out. **Bryan Wilson** made the motion to authorize final pay request for wastewater treatment plant expansion and approve liquidated damages agreement contingent upon Texas Water Development Board Approval and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to authorize advertising for bids to sell Minolta XD5 35 Camera and one car video equipment from police department. Chief Kent Havard said the equipment is several years old and the focus is not good. **Bill Brown** made the motion to authorize advertising for bids to sell Minolta XD5 35 Camera and one car video equipment with **Sam Coleman** seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

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Item 10 Mayor Simms said the next item is to authorize advertising for bids to purchase one 1-ton service truck for the water department. **Bryan Wilson** made the motion to authorize advertising for bids to purchase one 1-ton service truck for the water department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms said the next item is to hear Mr. John Ralph Pouland concerning request for sewer service outside city limits. John Ralph Pouland said he did not want to be annex. **Gandy Stubblefield** made the motion provide sewer service outside city limits for John Ralph Pouland and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 12 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 are kept in a lock box in the city vault.

Item 13 Mayor Simms said the next item is to discuss and take action to appoint police reserve. **Bryan Wilson** made the motion to accept police reserve applicant Stephanie Cain and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	
Gandy Stubblefield	

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Motion carried unanimously.

Item 14 Mayor Simms open the floor for public forum having none, moved to the next item.

Item 15 Mayor Simms asked the council if they had any comments having none, asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Bryan Wilson** seconded.

Motion carried unanimously and council meeting adjourned at 5:50 p.m.

Mayor, James P. Simms

ATTEST:

City Secretary, Tina Cavazos

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 13, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of previous council meeting minutes.

4. Open and tabulate bids received for the sale of police equipment.

5. Discuss and review recommendation concerning zone change from the Planning & Zoning Board for property located at 409 Park.

6. Public Forum.

7. Council Comments.

8. Adjourn.

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Minutes of the regular city council meeting Monday, January 13, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Chad Morgan	State Farm Insurance
Deidra Carrell	Finance Director

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Don Hendrick** made the motion to approve the previous council meeting minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open and tabulate bids received for the sale of police equipment. Jimmy Cassels said we received one bid on the Minolta Camera with flash case and telephoto lens in the amount of $250.00 from Gary Wilmon. **Don Hendrick** made the motion to accept the bid on the Minolta Camera with flash case and telephoto lens in the amount $250.00 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

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Sam Coleman

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and review the Planning and Zoning Board recommendation concerning zone change for property located at 409 Park from SF-2 (single family dwelling) to B-1 (business district). Mayor Simms said with no one having any question on this I moved for a motion. **Bryan Wilson** made the motion to accepted the Planning and Zoning Board recommendation concerning zone change for property located at 409 Park from Sf-2 (single family dwelling) to B-1 (business district and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 6 Mayor Simms open the floor for public comments and having none, moved to the next item.

Item 7 Mayor Simms asked the councilmen if anyone had any comments at this time. Bryan Wilson asked when the Angels were coming down on 59. Lanny Parish said that the street department and TXU had taken care of it today. Mayor Simms said having no further comments I ask for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and the meeting adjourned at 5:26 p.m.

James P. Simms, **MAYOR**

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ATTEST:



Tina Cavazos, CITY SECRETARY

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, FEBRUARY 10, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes.

4. Open, tabulate and take action on bids received for truck for water department.

5. Discuss and take action to approve resolution to participate in The Deep East Texas Regional Narcotics Trafficking Task Force.

6. Discuss amending junk vehicle ordinance.

7. Mayor order city council and Mayor election for May 3, 2003.

8. Discuss and approve an ordinance amending the Electrical Franchise Agreement between the City and TXU.

9. Discuss and approve the Settlement, Agreement and release proposed by TXU on the City of Denton lawsuit issues.

10. 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 City's Attorney.
    1. Discuss Personnel.

11. Public Forum.

12. Council Comments.

13. Adjourn.

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Minutes of the regular city council meeting, Monday, February 10, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Bill Brown	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Dwayne Wankan	Water Superintendent
Gary Wilmon	Free Press
Bob Brown	TXU
Scarlett Cavazos	
Lee Ann Carrell	

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

Item 3 Mayor Simms said the next item is to approve previous minutes for January 13, 2003 and January 25, 2003. Bill Brown made the motion to approve the previous minutes for January 13, 2003and January 25, 2003and Bryan Wilson seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open, tabulate and take action on bids received for one truck in the water department. Jimmy Cassels said the first bid from Ewell Equipment bid for one 2003 truck is $43,550.00 and to be deliver 40 to 70 days. Lawrence Ford, and Mercury of Hempstead bid for one 2003 truck 42,924.00 and to be deliver in 120 days. Al Meyer Ford of Lufkin bid for one 2003 truck $41, 611.00 and to be deliver in 60 to 75 days. Grande Ford Sales out of San Antonio bid for one 2003 truck is $41,756.00 and to be deliver 90 to 150 days. Philpott of Port Neches bid for one 2003 truck is $41,698.00 and to be deliver 90 to 120 days. Bryan Wilson asked if this was a good price for this kind of truck. Dwayne Wankan said he had check around and this was

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a good price for the truck. **Bryan Wilson** made the motion to accept the lowest bid of $41, 611.00 from Al Meyer Ford of Lufkin, Texas and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action to approve resolution to participate in the Deep East Texas Regional Narcotic Trafficking Task Force. **Bryan Wilson** made the motion to approve resolution to participate in the Deep East Texas Regional Narcotic Task Force and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss amending junk vehicle ordinance. Jimmy Cassels said that he needed to look into the ordinance some more before amending it. Jimmy Cassels said right now no one seem to have the money to get rid of the junk vehicle and if wreckers would get the junk vehicle they needed the title from the owners on the car. Kent Havard told the councilmen that right now he had one wrecker service that would come out and haul junk vehicle on a Saturdays. Jimmy Cassels said right now I will take the junk vehicle ordinance with me and take a good look at it and see what will be the best way to go with this matter. Mr. Cassels said I do not see where putting a cover over the junk vehicle takes care of the matter.

Item 7 Mayor Simms said the next item is to order city council and Mayor election for May 3, 2003. Gary Wilmon asked who was up for term this year. Tina Cavazos said they are Bryan Wilson and Sam Coleman and Mayor James P. Simms.

Item 8 Mayor Simms said the next item is to discuss and approve ordinance amending the Electrical Franchise Agreement between the city and TXU. Bob Brown said he has talked to his people at TXU and we should be hearing from them and is still looking into the city's billing. Bob Brown said we will get $30,000.00 check first and then the rest in about six month. Bob Brown said I am on your side and trying my best to see this matter is taken care. Jimmy Cassels told the council it would be best to table it at this time and have a call meeting before the 28th deadline**. Bill Brown** made the motion to table it and **Sam Coleman** seconded.

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Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss and approve the Settlement Agreement and release proposed by TXU on the City of Denton lawsuit issue. Mayor Simms said this item needs to be table for a later date with Item # 8. **Bryan Wilson** made the motion to table this item and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to discuss personnel.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes are kept in a lock box in the city's vault.

Item 11 Mayor Simms open the floor for public forum having none, moved to the next item.

Item 12 & 13 Mayor Simms asked if any of the council had any comments having none, asked for a motion to adjourn. **Bill Brown** making the motion to adjourn and **Bryan Wilson** seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously and the meeting adjourned at 6:10 p.m.

James P. Simms, Mayor

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ATTEST:



Tina Cavazos, City Secretary

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Minutes of the called city council meeting Tuesday, February 25, 2003 at 5:15 at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press
Deidra Carrell	Finance Director
Bob Brown	TXU Electric

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

Item 3 Mayor Simms said the next item is to discuss TXU franchise under-payment for 2002 and authorize TXU pay proposal to the City of Diboll. Jimmy Cassels said Bob Brown has always come through for us and he has been trying his best to find out why the under billing from January to May of 2002 and as you all can see on the Kwh spread sheet gives a positive indication as to what caused the City of Diboll's 2002 franchise check to be smaller than the 2001 check. Bob Brown said the company is now willing to prepay the City of Diboll for this under billing by advancing you $30,000 plus on the 2003 check to be paid in June. Bob Brown also told the council that Lanny Parish has being calling and on behalf of the City of Diboll to find out what had happen to the franchise check. Bob Brown said that his people knew his was here tonight. **Gandy Stubblefield** made the motion to authorize TXU pay proposal to the City of Diboll and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Sam Colman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 4 Mayor Simms said the next item is to discuss and approve an ordinance amending the electrical Franchise Agreement between the city of Diboll and TXU. **Bryan Wilson** made the motion to approve an ordinance amending the electrical franchise agreement between the City of Diboll and TXU and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 5 No public forum.

Item 6 No Council Comments.

Item 7 Mayor Simms asked for a motion to adjourn with Bill Brown making the motion and Bryan Wilson seconding.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and the meeting adjourned at 5:42 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY MARCH 10, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes.

4. Discuss and take action on P&Z Boards' recommendation for zone change at 812 Lynn Street.

5. Discuss new water well.

6. Discuss and possibly take action to approve Police department use of pepperball system.

7. Discuss Home Program Grant opportunity application and Resolution and consider approval.

8. Discuss and take action to approve an elected official to serve on the Board of Directors of the Deep East Texas Council of Governments.

9. Authorize to advertise for bids to sell 1972 Ford tractor for parts.

10. 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 City's Attorney.
    1. Discuss personnel police reserve.

11. Discuss and take action on appointment of police reserve applicant.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Minutes of the regular city council meeting Monday, March 10, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Don Hendrick	Councilman
Sam Coleman	Councilman		
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		
Bryan Wilson	Councilman		

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Deidra Carrell	Finance Director
Gary Wilmon	Free Press
Billy Sims	KSA Engineer
Kent Havard	Police Chief
Dwayne Wankan	Water Superintendent
Raymond Vann	Van & Associates
Vallas Starghill, Jr.	
Iva L. Starghill	
Malcolm Starghill	
Gertrude Teals Blount	

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

Item 3 Mayor Simms said if everyone has looked over the previous city council meeting minutes I move for a motion with *Bill Brown* making the motion to approve the previous city council meeting minutes and *Sam Coleman* seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action on P&Z Boards' recommendation for zone change at 812 Lynn Street. Lanny Parish said to the councilmen this is going to be a recording studio and anyone can come and recorded. *Sam Coleman* made the motion for zone change at 812 Lynn and *Bill Brown* seconded.

Voting For	Voting Against

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Sam Coleman **None**
Bill Brown
Bryan Wilson
Gandy Stubblefield

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss the new water well. Lanny Parish told the council that they have a place to dig and it is outside the city limits. Lanny Parish said we need to go ahead a drill a test hole in case we have a draft. Mayor Simms said we need to have some kind of written commitment for this first. Jimmy Cassels said the money will come out of an escort account for the contract. The council asked how much land is needed. Lanny Parish said 3 acres would be plenty and the location is by White Oak Creek. Mayor Simms asked if where we plan to put a new water well, would the bypass affect it. Billy Sims said we have gone far enough out not to affect us in any way. Jimmy Cassels said we need to call a meeting for action to be taken on this item.

Item 6 Mayor Simms said the next item is to discuss and possibly take action to approve Police Department use of pepper ball system. Kent Havard said before we use this pepper ball system everyone will have training. We already have done some update on this. Kent Havard said this pepper ball does not hurt anyone just sting. Kent Havard said it will help flush people out and control on a hostage situation. Kent Havard said Mr. Cassels has looked this over. *Bill Brown* made the motion to approve Police Department use of pepper ball system and *Gandy Stubblefield* seconded.

<u>Voting For</u> **<u>Voting Against</u>**
Bill Brown **None**
Gandy Stubblefield
Sam Coleman
Bryan Wilson

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss Home Program Grant opportunity application and Resolution and consider approval. Raymond Vann said the information in your package. Raymond Vann said this fund are available April 2, 2003 for people that our low income and have clear titles and all taxes paid up to date on their home. Mayor Simms said and the people do not have to pay any money back on this program. Raymond Vann said that is correct. Mayor Simms asked who get the home if the person dies. Raymond Vann said the family. Bill Brown said if you do not take this opportunity someone else will so why not help people that needed and make the neighborhood look better. Raymond Vann said this grant is enough for up to six home or if home just need a new roof, sliding or handicap faculty. *Bill Brown* made the motion to approve the Home Program Grant opportunity application and Resolution and *Gandy Stubblefield* seconded.

<u>Voting For</u> **<u>Voting Against</u>**

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Bill Brown
Gandy Stubblefield
Sam Coleman
Bryan Wilson

None

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and take action to approve an elected official to serve on the Board of Directors of the Deep East Texas Council of Governments. *Bill Brown* made the motion to approve James P. Simms to continue as elected official to serve on the Board of Directors of the Deep East Texas Council of Governments and *Sam Coleman* seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to authorize to advertise for bids to sell 1972 Ford tractor for parts. The council said the city should keep it for parts. *Gandy Stubblefield* made the motion for the city to keep the 1972 Ford tractor for parts and *Sam Coleman* seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to discuss police reserve applications.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 11 Mayor Simms the next item is to discuss and take action on appointment of police reserve applicant. *Bill Brown* made the motion to accept police reserve applicant Johnny Gene Henson, Delbert Len Kleinik and Noe DeJesus and *Gandy Stubblefield* seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	

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Bryan Wilson
Sam Coleman

Motion carried unanimously.

Item 12 Mayor Simms open the floor to the public having none moved to the next item.

Item 13 Mayor Simms asked the council if anyone had any comments. Gandy Stubblefield asked about the ditch in the back of the Miller house across the fairway. Lanny Parish said the Golf course is going to take care of it. Mayor Simms having no further question I move for a motion to adjourn with *Bill Brown* making the motion to adjourn and *Gandy Stubblefield* seconding.

Voting For	**Voting Against**
Bill Brown	**None**
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:15 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, MARCH 17, 2003
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**
2. **Invocation.**
3. **Discuss and take action to approve drilling a test hole for a new city water well.**
4. **Public Forum.**
5. **Council Comments.**
6. **Adjourn.**

POSTED ON BULLETIN BOARD AT CITY HALL, TUESDAY, MARCH 11, 2003, 10:00 A.M.

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Minutes of the called city council meeting Monday, March 17, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms.	Mayor	Bryan Wilson Councilman
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	

Also Present

Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Deidra Carrell	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 the next item is to discuss and take action to approve drilling a test hole for a new city water well. **Bill Brown** made the motion to take action to approve drilling a test hole for a new city water well and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 No Public Forum.

Item 5 Mayor Simms asked the council if anyone had any comments having none, asked for a motion to adjourn with Bill Brown making the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:17 p.m.

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James P. Simms, **Mayor**

ATTEST:

Deidra Carrell, **Finance Director**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 14, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes.

4. Discuss and possibly take action to approve computer purchase for Administration department.

5. Discuss and take action to accept the certifications of unopposed candidates and approve an ordinance declaring the May 3, 2003 city election cancelled and the unopposed candidates elected.

6. Consider acceptance of an Endowment Fund for the Temple Cemetery, execute an agreement between the City and Mr. Arthur Temple.

7. 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 City's Attorney.
   1. Discuss personnel police reserve.

8. Discuss and take action on appointment of police reserve applicant.

9. Public Forum.

10. Council Comments.

11. Adjourn.

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Minutes of the regular city council meeting Monday, April 14, 2003 at 5:15 at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bill Brown
Don Hendrick	Councilman	Gandy Stubblefield
Bryan Wilson	Councilman	
San Coleman	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Gary Wilmon	Free Press
Kent Havard	Police Chief

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

Item 3 Mayor Simms said I move for a motion to approve the previous city council meetings minutes for March 2003 with **Bryan Wilson** making the motion to approve the council meetings minutes and **Sam Coleman** seconding.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and possibly take action to approve computer purchase for Administration. Lanny Parish said the computer can be bought through IBM government contract. Mayor Simms asked if we would have to go out for bids and Lanny Parish answer yes. The Council asked how old the computer was and Lanny Parish said 9 years old. **Sam Coleman** made the motion to approve computer purchase for Administration and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

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Item 5 Mayor Simms said the next item is to discuss and take action to accept the certifications of unopposed candidates and approve an ordinance declaring the May 3, 2003 city election cancelled and the unopposed candidates elected. **Don Hendrick** made the motion to accept the certifications of unopposed candidates and approve an ordinance declaring the May 3, 2003 city election cancelled and the unopposed candidates with **Sam Coleman** seconding.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to consider acceptance of an Endowment Fund for the Temple Cemetery, execute an agreement between the City and Mr. Arthur Temple. Jimmy Cassels said he had look into this agreement and everything look good. Mayor Simms said now Lanny Parish will check and see who will give us the highest interest. **Bryan Wilson** made the motion to accept the Endowment Fund for the Temple Cemetery, execute an agreement between the city and Mr. Arthur Temple and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 7 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 decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 8 Mayor said the item is to discuss and take action on police reserve applicant. **Don Hendrick** made the motion to accept police reserve applicant Maxine Willmon and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

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Item 9 Mayor Simms open the floor to the public having none moved to the next item.

Item 10 Mayor Simms asked the council if anyone had any comments at this time and having none asked for a motion to adjourn. **Bryan Wilson** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	**Voting Against**
Bryan Wilson	None
Sam Coleman	
Don Hendrick	

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 CITY COUNCIL MEETING
MONDAY, MAY 12, 2003
5:15 p.m.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Administer Oath of Office to the Mayor and two councilmen.

4. Take action to elect a Mayor Pro-Tem.

5. Approval of the previous city council meeting minutes.

6. Discuss new water well.

7. Discuss and take action to authorize advertising for bids to purchase a cab and Chassis for fire department EMT first response unit.

8. Discuss and take action to authorize advertising for bids to sell two compact video cameras with case and tapes from police department.

9. Authorize advertising for bids to purchase a Sand Probe for the Golf Course.

10. 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:
    551.074 Discussing personnel or to hear complaints against personnel.
    1. Discuss police reserve applicant.

11. Discuss and take action on police reserve applicant.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Minutes of the regular city council meeting, Monday, May 12, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Sam Coleman	Councilman	Bryan Wilson
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Gary Jones	Fire Chief
Gary Wilmon	Free Press
Billy Sims	KSA Engineer
Steve Baker	Police Department
Dwayne Wankan	Water Superintendent

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

Item 3 Jimmy Cassels stood up to give the Oath of Office to Samuel Coleman Sr. councilman and James P. Simms, Mayor.

Item 4 Mayor Simms said the next item is to take action to elect a Mayor Pro – Tem. **Don Hendrick** made the motion to appoint Bill Brown for Mayor Pro-Tem and **Sam Coleman Sr**. seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Item 5 Mayor Simms said the next item is to approve the previous council meeting minutes. **Bill Brown** made the motion to approve the previous council meeting minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

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Item 6 Mayor Simms said the next item is to discuss new water well. Billy Sims said the test hole which was drilled did not provide the sand adequate to produce the well which we had anticipated. Billy Sims said only about 40 feet of sand. Jimmy Cassels asked if there was anyway to test which way the sand went. Billy Sims said no. Billy Sims said the new site we have in mind is by the VFW on Farm Road 1818. Sam Coleman asked if this did not work if we had any idea where we would go next. Mayor Simms said before we try again another test hole we might need to check into the lake. Jimmy Cassels said we need to have a call meeting to vote on the new test hole. Lanny Parish said Monday, May 19, 2003 at 5:15 p.m.

Item 7 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to purchase a cab and Chassis for fire department EMT first response unit. Gary Jones said the unit is a 1984 model and we will take the box and mounted on the new unit if it is approve. Lanny Parish said this item will be taken out of equipment fund and we did receive money from the shuttle search for having one of our fire trucks on standby at the airport during the search. **Don Hendrick** made the motion to authorize advertising for bids to purchase a cab and Chassis for fire department EMT first response and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to sell two compact video cameras with case and tapes from police department**. Sam Coleman** made the motion to authorize advertising for bids to sell two compact video cameras with case and tapes and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	

Motion carried unanimously,

Item 9 Mayor Simms said the next item is to authorize advertising for bids to purchase a Sand Probe for the Golf Course. Jimmy Mettlen said the one we have is nine year old and going to cost around 95 Hundred for a new one. **Bill Brown** made the motion to authorize advertising for bids to purchase a Sand Probe for the Golf Course and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None

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Sam Coleman
Don Hendrick

Motion carried unanimously.

Item 10 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 decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 11 Mayor Simms said the next item is to discuss and take action on police reserve applicant. **Bill Brown** made the motion to accept the police reserve applicant and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 12 Mayor Simms open the floor for public forum having none moved to the next item.

Item 13 Mayor Simms asked the council if anyone had any comments at this time. Don Hendrick said he had complaints about indicating where the school zone ending on 1818. Don Hendrick said I drove around and it is hard to tell where the school zone ends maybe we could put some white line on the street indicating end of school zone. Mayor Simms said having no further comments asked for a motion to adjourn with **Bill Brown** making the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 6:00 p.m.

James P. Simms, **MAYOR**

ATTEST:

TINA CAVAZOS, CITY SECRETARY

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, MAY 19, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss and take action to authorize advertising for bids to drill a test hole for a new city water well.

4. Public forum.

5. Council comments.

6. Adjourn.

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Minutes of the called city council meeting Monday, May 19, 2003 at Diboll city hall at 5:15p.m.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Billy Sims	KSA Engineer

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

Item 3 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to drill a test hole for a new city water well. **Don Hendrick** made the motion to authorize advertising for bids to drill a test hole for a new city water well and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	
Sam Coleman	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms open the floor for public forum having none moved to the next item.

Item 5 & 6 Mayor Simms asked the councilmen if anyone had any comments at this time having none asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:18 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, JUNE 09, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes.

4. Authorize advertising for proposal to purchase employee health insurance.

5. Authorize advertising for bids to purchase blue recycle bags.

6. Discuss and take action to authorize advertising for bids to repair Corrine Street.

7. Open and tabulate bids received and take action on a cab and Chassis for the Fire department EMT first response unit.

8. Open and tabulate bids received and take action for the sale of two compact video cameras with case and tapes from police department.

9. Open and tabulate bids received and take action to purchase a Sand Probe for the Golf Course.

10. Approve new Housing Authority Board members.

11. 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:
    551.074 Discussing personnel or to hear complaints against personnel.
    1. Discuss police reserve applicant.

12. Discuss and take action on police reserve applicant.

13. Public Forum.

14. Council Comments.

15. Adjourn.

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Minutes of the regular city council meeting Monday, June 09,2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Sam Coleman	Councilman		
Bryan Wilson	Councilman		
Don Hendrick	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Lane Bass	Street Superintendent
Robbie Roberts	Interim Superintendent
Deidra Carrell	Finance Director
Kent Havard	Police Chief
Gary Wilmon	Free Press
Jimmy Mettlen	Golf Course Manager
Alice Ray	Accounts Payable Clerk
Gary Jones	Fire Chief
Darrell Roberts	Fire Marshall
Scarlett Cavazos	Citizen

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

Item 3 Mayor Simms said the next item is approval of the previous city council meeting minutes with **Sam Coleman** making the motion to approve the previous city council meeting minutes and **Bill Brown** seconding.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to authorize advertising for proposal to purchase employee health insurance. Bryan Wilson made the motion to authorize advertising for proposal to purchase employee health insurance and Don Hendrick seconded.

Voting For	Voting Against

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Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to purchase blue recycle bags. Bryan Wilson said he just did not see why we need to buy bags and have to store them when people could go to Brookshire Brother and buy clear one probably even cheaper. Lanny Parish said we will bid for 1,000 rolls which is 50 bags to a roll. **Sam Coleman** made the motion to authorize advertising for bids to purchase blue recycle bags and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to repair Corrine Street. Lanny Parish said this is one of the street that we have as part of this year project to repair. Lanny Parish said we are only going about 6 to 8 hundred feet down Corrine street on repair. Lanny Parish said this street has never been repair since I been with the city. **Bryan Wilson** made the motion to authorize advertising for bids to repair Corrine Street and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to open and tabulate bids received and take action on a cab and Chassis for the Fire department EMT first response unit. Jimmy Cassels said the first bid is from Al-Meyer Ford for 24, 564.94 with all kinds of deviations and will deliver within 60 to 75 days. Marshall – Lawrence Ford from Hempstead bid for $26,933.00. Marshall – Lawrence Chevrolet of Hempstead bid is for $26,899.00. The council said that they would at this time let the Fire Chief Gary Jones and Fire Marshall Darrell Roberts look over the bids specification and make the final decision. **Bill Brown** made the motion to let the Fire Chief Jones and Fire Marshall

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Roberts look through the specification on the bids and make the final decision and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to open and tabulate bids received and take action for the sale of two compact video cameras with case and tapes from police department. Jimmy Cassels said we received a bid from Mrs. Clara Breazeale in the amount of $26.50. The council all agree since only one bid was received to donate the other to the school or Boys & Girls Club. **Bryan Wilson** made the motion to accept the bid of $26.50 from Mrs. Clara Breazle for one compact video camera with case and tape and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to open and tabulate bids received and take action to purchase a Sand Probe for the Golf Course. Jimmy Cassels said we received a bid package from Jones Equipment & Turf, Inc. for one 13 hp OHV Engine, 2 gallon gas tank with one (1) sand cultivator and one (1) front mounted plow, aluminum blade for $7,711.00 and for one 16 hp OHV Engine, 5 gallon fuel tank with one (1) sand cultivator, one (1) front mounted plow, aluminum blade for $9,631.00. Jimmy Mettlen said he did not need the 16 hp OHV engine the 13 hp OHV engine would work great. **Bill Brown** made the motion to accept the bid in the amount of $7,711.00 for a 13 hp OHV Engine, 2 gallon gas tank with one (1) sand cultivator and one (1) front mounted plow, aluminum blade and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

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Item 10 Mayor Simms said the next item is to approve new Housing Authority Board members. Lanny Parish said there was to suppose to be two (2) board members, except one decide not to be one. Lanny Parish said Stacy Cooke is the only one we have to approve. **Bryan Wilson** made the motion to approve Stacy Cooke new Housing Authority Board member and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 11 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 decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 12 Mayor Simms said the next item is to discuss and take action on police reserve applicant Rodney Cheshire. **Bill Brown** made the motion to accept the police reserve applicant Rodney Cheshire and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 13 Mayor Simms open the floor for public forum having none moved to the next item.

Item 14 Mayor Simms asked the council if anyone had any comments at this time having none asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

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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 CITY COUNCIL MEETING
MONDAY, JULY 14, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meeting minutes..

4. Discuss and take action on revisions and renewal of animal services agreement with the City of Lufkin.

5. Discuss waste management request to sub contract garbage services and take action.

6. Open and tabulate bids received and take action for blue garbage bags.

7. Discuss and take action to award project on Corrine Street repairs.

8. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss Personnel.
      a. Discuss hours and days of work week.

9. Public Forum.

10. Council Comments.

11. Adjourn.

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Minutes of the regular city council meeting Monday, July 14, 2003 at 4:00 p.m. at Diboll City Hall.

PRESENT		ABSENT
Bill Brown	Councilman	Gandy Stubblefield
Sam Coleman	Councilman	
James P. Simms	Mayor	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present	
Lanny Parish	City Manager
Deidra Carrell	Finance Director
Terry Woodson	
Billy Sims	KSA Engineers
Lane Bass	Street Superintendent
Kent Havard	Police Chief
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 said everyone has had time to look over the previous city council meeting minutes and I move for a motion. **Sam Coleman** made the motion to approve the previous city council meeting minutes and **Bill Brown** seconded.

Voting For	Voting Against
Sam Coleman	None
Bill Brown	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next is to discuss and take action on revisions and renewal of animal services agreement with the City of Lufkin. **Bill Brown** made the motion to revisions and renewal of animal services agreement with the City of Lufkin and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss waste management request to sub contract garbage services and take action. Terry Woodson of Waste Management did not have all the information needed and was asked to have this item put back on next month agenda.

Item 6 Mayor Simms said the next item is to open and tabulate bids received and take action for blue garbage bags. Jimmy Cassels said first bids is from Dixie Paper out of Tyler for $4.25 per roll, Winder's Sales & Services out of Nacogdoches for $4.50 per roll and Bemis Company, Inc. bid was for $3.77 per roll. **Bryan Wilson** made a motion to accept the lowest bid for $3.77 per roll from Bemis Company and **Bill Brown** seconded.

Voting For	Voting For
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session at this time to discuss personnel.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes are kept in a lock box in the city's vault.

Item 8 Mayor Simms open the floor for public forum having none, moved to the next item.

Item 9 & 10 Mayor Simms asked if any of the council had any comments having none, asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and the meeting adjourned at 5:47 p.m.

James P. Simms, **Mayor**

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ATTEST:



Deidra Carrell, Finance Director

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RESOLUTION

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS, APPOINTING THE CITY MANAGER AND CITY SECRETARY AS THE AUTHORIZED SIGNATORIES FOR PAYMENT REQUESTS TO THE OFFICE OF RURAL COMMUNITY AFFAIRS.

WHEREAS, the City of Diboll, Texas has received a 2003 Texas Community Development grant award to provide sewer improvements, and;

WHEREAS, it is necessary to appoint persons to execute certain documents for requesting funds from the Office of Rural Community Affairs.

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

That the City Manager and City Secretary are hereby authorized to execute the State of Texas Purchase Vouchers and/or Request for Payment forms required for requesting funds approved in the 2003 Texas Community Development grant.

Passed and approved this 8th day of September 2003.

James P. Simms, Mayor

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 4, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget workshop for the following departments Street, Park, Swimming Pool, Scout House, Police, Golf, and Court.
4. Public Forum.
5. Council Comments.
6. Adjourn.

POSTED ON CITY HALL BULLENTIN BOARD AT 2:00 P.M. Monday, July 28, 2003.

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Minutes of the called city council meeting on August 4, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Sam Coleman	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Lane Bass	Street Superintendent
Nick Ashworth	Parks Superintendent
Jimmy Mettlen	Manager Golf Course
Kent Havard	Police Chief

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

Item 3 Mayor Simms said the next item is budget workshop for the following departments Street, Park, Swimming Pools, Scout House , Police, Golf, and Court. Department heads present only the line item that had change to the council. Lane Bass Street Superintendent asked for two front ends on a truck.
Nick Ashworth Parks Superintendent asked for a mule for the baseball fields. Kent Havard Police Chief asked for 2 New Police Cars. Jimmy Mettlen Golf Course Manager said he would like to look into lease golf carts that are 8 to 5 years old and have a one year warranty. Lanny Parish said court is doing will and the only increase is Postage due to all the letters going out on past due ticket.

Item 4 Mayor Simms open the floor for public forum having none moved to the next item.

Item 5 & 6 Mayor Simms asked if the council had any comments having none moved for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	

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Bryan Wilson
Gandy Stubblefield

Motion carried unanimously and meeting adjourned at 5:46 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, AUGUST 7, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget workshop for the following departments Fire, Civic Center, Water, Sewer, Admnistration & General.
4. Public Forum.
5. Council Comments.
6. Adjourn.

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Minutes of the called City Council meeting Thursday, August 7, 2003 at 5:15 p.m. at Diboll City Hall.

PRESENT		ABSENT	
James P. Simms	Mayor	Bryan Wilson	Councilman
Sam Coleman	Councilman		
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Gary Jones	Fire Department
Larry Bowman	Civic Center
Robbie Roberts	Water Superintendent
Dee Scarborough	Wastewater Superintendent

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

Item 3 Mayor Simms said the next item is budget workshop for the following departments Fire, Civic Center, Water, Sewer, Administration and General. Departments heads went over only on line items that were change. Chief Gary Jones of the Fire Department said they would like to get a new Rescue Unit. Gary Jones said they had started looking into several different ways of owning one and see which is the best way to go. Lanny Parish said we would like to trade the white staff car in because it has to many miles.

Item 4 Mayor Simms open the floor for public forum having none, moved to the next item.

Item 5 Mayor Simms asked if any of the councilmen had any comments having none moved for a motion to adjourn with Bill Brown making the motion and Sam Coleman seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:21 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 11, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of the previous city council meeting.
4. Hear Vann Bush 9-1-1 director discuss Interlocal Agreements for 9-1-1 PSAP Operations and take appropriate council actions.
5. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss two Police Reserve applicants.
6. Discuss and take action regarding approval of police reserve applicants.
7. Hear Terry Woodson with Waste management present request to sub-contract garbage contract services and take action.
8. Public Forum.
9. Council Comments.
10. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, AUGUST 4, 2003 AT 11:00 A.M.

ADDITION ITEM:

11. Budget Revenue workshop.

Posted on City Hall bulletin board Thursday, August 7, 2003 at 9:00 A.M.

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Minutes of the regular city council meeting on Monday, August 11, 2003 at 5:15 p.m. at Diboll city hall.

PRESENT		ABSENT	
James P. Simms	Mayor	Bill Brown	Councilman
Don Hendrick	Councilman		
Gandy Stubblefield	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		

Also Present	
Lanny Parish	Manager
Jimmy Cassels	City Attorney
Gary Wilmon	Free Press
Van Bush	Director 911
Tina Cavazos	City Secretary
Kent Havard	Chief of Police

Item 1 & 2 Mayor James P. 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 previous city council meeting minutes with **Bryan Wilson** making the motion to approve the previous city council meeting minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to hear Vann Bush discuss Interlocal Agreements for 9-1-1 PSAP operations and take appropriate council actions. Vann Bush update the council on the Interlocal Agreements for 9-1-1- PSAP operations. Vann Bush said we will be seeing in the future when someone calls 911 the operator will be able to see a address and name. Vann Bush said as soon as you change your telephone from one residential to another it will up date that quick with 9-1-1. **Bryan Wilson** made a motion to accept the Interlocal Agreements for 9-1-1- PSAP operations and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	

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Sam Coleman

Motion carried unanimously.

Item 5 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 decision were made and no votes were cast. Minutes are kept in a lock box in the city's vault.

Item 6 Mayor Simms said the next item is to take action regarding approval of police reserve applicants. **Sam Coleman** made the motion to accept Rosa Ann Lumpkin and Jack Matthews for police reserve and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 7 Waste Management not present.

Item 8 Mayor Simms open floor for public forum. Ms. Susan Schinke said some of the Bradford Pear Tree needed trimming in the media. Lanny Parish said he would check on it.

Item 9 Mayor Simms asked if the council had any comments. Bryan Wilson asked about the intersection lights. Chief Kent Havard said Tex Dot had already came to work on them and that was all they were going to do. Mayor Simms if no further comments I move for a motion to adjourn. **Sam Coleman** made the motion to adjourn and **Bryan Wilson** seconded.

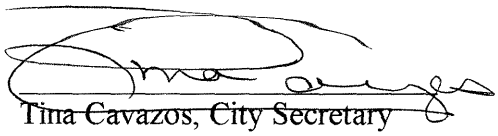
Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:30 p.m.

James P. Simms, MAYOR

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ATTEST:



Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 25, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Personnel.
      a. Discuss personnel, benefits, salaries.

4. Budget Workshop.

5. Public Forum.

6. Council Comments.

7. Adjourn.

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Minutes of the called city council meeting Monday, August 25, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bill Brown	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Kent Havard	Police Chief

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

Item 3 Mayor Simms called the council into executive session at this time to discuss personnel.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes are kept in a lock box in the city's vault.

Item 4 Mayor Simms said we have the budgets sheet to look at and to discuss at this time. Lanny Parish said through August 25, 2003 sales revenue is .22 per cent down due to the Saw Mill. Lanny Parish said we will kept water and sewer the same for minimum for the elder that are on fix income. The council after looking at the budget asked Lanny Parish to work on it some more and to have one more called city council meeting to look over it again on September 2, 2003 at 5:15 p.m.

Item 5 Mayor Simms open the floor for public forum having none moved to the next item.

Item 6 Mayor Simms asked if the council had any comments having none, asked for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	

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Don Hendrick

Motion carried unanimously and the meeting adjourned at 6:30 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 02, 2003
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 BOARD TIESDAY, AUGUST 26, 2003 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Tuesday, September 02,2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bill Brown	Councilman
Gandy Stubblefield	Councilman	Bryan Wilson	Councilman
Don Hendrick	Councilman		
Sam Coleman	Councilman		

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director

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

Item # 3 Mayor Simms and council look over the line items on budget. Lanny Parish present also tax rate increase for the council to look over. Mayor Simms said at this time we will just look over the budget and at our regular city council meeting we will discuss and approve taxes and budget.

Item # 4 No Public Forum.

Item # 5 Mayor Simms asked Lanny Parish to have someone check the house that is right on the corner of Dale and Frankens across from Tony Homan. Mayor Simms said someone has call to complain about welding trailers at this resident. Mayor Simms said if there no further comments I move to adjourn. **Sam Coleman** made the motion to adjourn and **Gandy Stubblefield** seconded.

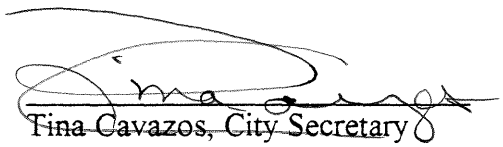
Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:44p.m.

James P. Simms, Mayor

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ATTEST:



Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 8, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approval of previous city council meetings minutes.
4. Discuss and approve resolution to approve authorized signatories for TCDP Grant.
5. Discuss and take action on bids received to purchase employees health, life, dental insurance.
6. Discuss and approve I & S tax rate of $.1644 for fiscal 2003-2004 budget.
7. Discuss and approve M&O tax rate of $.3270 for fiscal 2003-2004 budget.
8. Discuss and approve total property tax rate of $.4913 for fiscal 2003-2004 budget.
9. Discuss and approve city budget for fiscal year 2003-2004.
10. Public Forum.
11. Council Comments.
12. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, SEPTEMBER 2, 2003 AT 11:00 P.M.

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Minutes of the regular city council meeting Monday, September 8, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Don Hendrick	Councilman		
Sam Coleman	Councilman		
Bryan Wilson	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
John Strain	Insurance Representive
Dee Scarborough	Wastewater Superintendent
Bo Smith	
Norma Moore	
Robbie Roberts	Water Superintendent
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Larry Bowman	Civic Center Director
Jimmy Mettlen	Golf Course Manager
Winston Hook	
Eddie Concha	
Sue Chandler	
Dorothy Hambrick	
Preston Hooks	
G. Rojas	

Item #1 & 2 Mayor James P. Simms call the meeting to order and asked Lanny Parish to give the invocation.

Item #3 Mayor Simms said the next item is to approve the previous council meetings. **Sam Coleman** made the motion to approve the previous council meetings and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

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Item# 4 Mayor Simms said the next item is to discuss and approve resolution signatories for TCDP Grant. Bryan Wilson made the motion to approve resolution signatories for TCDP Grant and Sam Coleman seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item #5 Mayor Simms said the next item is to discuss and take action on bids received to purchase employees health, life, and dental insurance. Lanny Parish said we received two bids one from Blue Cross Blue Shield and one from Texas Municipal League. Lanny Parish said after looking over both bids Blue Cross Blue Shield came out the best over cost and benefits. **Bill Brown** made the motion to accept the lowest bid from Blue Cross Blue Shields and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item #6 Mayor Simms said the next item is to discuss and approve I & S tax rate of $.1644 for fiscal 2003-2004 budget. **Bill Brown** made the motion to approve I & S tax rate of $.1644 for fiscal 2003-2004 budget and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item #7 Mayor Simms said the next item is to discuss and approve M & O tax rate of $.3270 for fiscal 2003-2004 budget. **Bryan Wilson** made the motion to approve M & O tax rate of $.3270 for fiscal 2003-2004 budget and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	

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Bill Brown
Sam Coleman

Motion carried unanimously.

Item #8 Mayor Simms said the next item is to discuss and approve total property tax rate of $.4913 for fiscal 2003-2004 budget. **Sam Coleman** made the motion to approve total property tax rate of $.4913 for fiscal 2003-2004 budget and **Bryan Wilson** seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item #9 Mayor Simms said the next item is to discuss and approve city budget for fiscal year 2003-2004**. Bill Brown** made the motion to approve city budget for fiscal year 2003-2004 and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item #10 Mayor Simms opened the floor for public forum. City employees present thank the Mayor and council for the raise increase.

Item #11 & 12 Mayor Simms asked the Council if anyone had any comments at this time. Don Hendrick said in the last two or three years the budget workshop has gone smooth and been easy to follow the line items as presented so I would like to say how much we appreciate. Mayor Simms said with no further comments I move to adjourn with **Bill Brown** making the motion to adjourn and **Sam Coleman** seconding.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson.	

Motion carried unanimously and meeting adjourned at 5:30 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, OCTOBER 13, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council meeting minutes.

4. Discuss and approve Houston-Galveston Area Council (HGAC) resolution to purchase electricity.

5. Authorize advertising for bids to purchase one new staff car.

6. Authorize advertising for bids to purchase two new police vehicles.

7. 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:
   551.074 Discussing personnel.

8. Public Forum.

9. Council Comments.

10. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, OCTOBER 6, 2003 AT 11:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting on October 13, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Bill Brown	Councilman
Gandy Stubblefield	Councilman		
Bryan Wilson	Councilman		
Sam Coleman	Councilman		
Don Hendrick	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Tim Allen	TXU Representative
Terry Woodson	WasteMangement
Dick Webb	PineyWoods
Gary Wilmon	Free Press
Kent Havard	Police Chief

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 minutes of the previous council meeting with **Gandy Stubblefield** making the motion and **Sam Coleman** seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and possibly take action to approve Houston-Galveston Area Council (HGAC) resolution to possibly purchase electricity. Lanny Parish said the resolution has to be approve before we consider purchasing electricity from Houston-Galveston Area Council. Lanny Parish said our contract with Oncore ends in December and we just need to look for more options to see who can give us the best rates on electricity. **Bryan Wilson** made the motion to approve Houston-Galveston Area Council (HGAC) resolution to possibly purchase electricity and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	

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Gandy Stubblefield
Don Hendrick

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to authorize advertising for bids to purchase one new staff car. Mayor Simms said this item was discuss at the budget meeting. **Sam Coleman** made the motion to authorize advertising for bids to purchase one new staff car and **Bryan Wilson** seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for bids to purchase two new police vehicles. Kent Havard said we just need the two cars no equipment. **Gandy Stubblefield** made the motion to authorize advertising for bids to purchase two new police vehicles and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 7 Cancel Executive Session.

Item 8 No Public Forum.

Item 9 Mayor Simms asked the councilmen if anyone had any comments at this time. Bryan Wilson asked when they were going to start with the Hike and Bike Trail. Mr. Parish said in July 2004 and should take 6 to 8 month to be complete. Having no further comments Mayor Simms asked for a motion to adjourn with **Gandy Stubblefield** making the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

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Motion carried unanimously and meeting adjourned at 6:30 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 10,2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council meeting minutes.

4. Open, discuss and take action to award bids received to purchase one new staff car.

5. Open, discuss and take action to award bids received to purchase two new police vehicles.

6. Discuss and take action on purchasing Golf Carts.

7. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss Police Reserve applicant.

8. Discuss and take action regarding approval of police reserve applicant.

9. Public Forum.

10. Council Comments.

11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, 3, 2003 AT 9:00 a.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, November 10, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	

Also Present	
Jimmy Mettlen	Golf Manager
Kent Havard	Police Chief
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 minutes of the previous council meeting with **Bill Brown** making the motion to approve the minutes of the previous council meeting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to open, discuss and take action to award bids received to purchase one new staff car. Jimmy Cassels said we have received only one bid from Hempstead Ford to be delivered in 60 to 90 days in the amount of $23,633.00 with trade-in leaving $21,633.00 and also one for $19,987.00 with trade-in, leaving $17,987.00. The council tabled this item and told Lanny Parish to look into some program cars. **Don Hendrick** made the motion to table this item and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	

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Bill Brown
Sam Coleman
Gandy Stubblefield

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to open, discuss and take action to award bids received to purchase two new police vehicles. Jimmy Cassels said we received one bid from Hempstead Ford in the amount of $21,534.00 each with trade-in for the 1999 of $3,500.00 and for the trade-in of 2001 in the amount of $5000.00 leaving a grand total for the two police car $34,568.00. **Bill Brown** made the motion to approve the bid for two police car in the amount of $34,568.00 and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor said the next item is to discuss and take action on purchasing Golf Carts. Jimmy Mettlen said that he would like to look into purchasing lease golf carts. The company brings inused carts but they are almost new and in good condition and they give a 1 year warranty just like the new ones. Jimmy Mettlen said instead of paying $34,000.00 we will pay any where between $10,000.00 to $15,000.00. **Bryan Wilson** made the motion on leasing Golf Carts and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 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 decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

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Item 8 Mayor Simms said the next item is to discuss and take action on police reserve applicant Feliciano Estrada. **Bryan Wilson** made the motion to accept police reserve applicant Feliciano Estrada and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms opened the floor for public forum having none moved to the next item.

Item 10 & 11 Mayor Simms asked the council if any one had any comments at this time. Mayor Simms said we do need to have a meeting next week November 14, 2003 on the financing options for new water well and discuss and authorize TXU electrical contract prices for new contract. Having no further comments **Bill Brown** made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:47 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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Called City Council Meeting
Monday, November 17, 2003
5:15 p.m.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Discuss and take action to approve financing options for new water well.
4. Discuss and authorize TXU electrical contract prices for new contract.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD WEDNESDAY, NOVEMBER 12, 2003 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Monday, November 17, 2003 at 5:15 p.m. at Diboll City hall.

Present		Absent	
James P. Simms	Mayor	Bill Brown	Councilman
Gandy Stubblefield	Councilman		
Don Hendrick	Councilman		
Sam Coleman	Councilman		
Bryan Wilson	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Deidra Carrell	Finance Director
Tim Allen	TXU
Billy Sims	KSA Engineer

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

Item 3 Mayor Simms said the next item is to discuss and take action to approve financing options for new water well. Bryan Wilson said we need to go with 3.2 %. Mayor Simms said we need to rely on Billy Sims expertise but at the same time save money. Jimmy Cassels said we need to eventually look into pumping water from Eason Lake. Jimmy Cassels said we need to check on buying water rights from Temple in case they ever sold we would still have rights to the pipeline. Billy Sims said we would need a ground storage and booster pumps this new water well is a temporary fix. **Sam Coleman** made the motion to approve financing new water well at 3.2 % and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and authorize TXU electrical contact price for new contract. Mayors Simms said our contract is up December 31, 2003. Jimmy Cassels said he did not have a problem with signing the contract but he would recommend to wait a few days to see if the HGAC (purchasing arm) has any figures less than regular contract. Tim Allen said the prices are going to run real close. Jimmy Cassels said we need more information from the purchasing arm**. Bryan Wilson** made the motion to table this item and **Don Hendrick** seconded.

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Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 5 No Public Forum.

Item 6 Mayor Simms said we need to look into the new law for windows and the elderly on freezing taxes. Having no further comments **Bryan Wilson** made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

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
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 08, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve previous council meeting minutes.
4. Axley & Rode to present city annual audit.
5. Hear report concerning estimated costs to acquire water from Eason Lake area.
6. Discuss and take action to select a Grant Administrator for the 2003 TDHCA Home Program.
7. Angelina County & Cities Health District to present Cooperative Agreement between City of Diboll and ACCHD for renewal.
8. Discuss and take action to approve Trey Wilkerson as representative for the City to Angelina County Appraisal Board of Directors and Gary Martz as representative for the city to the Appraisal Review Board.
9. Discuss and take action to authorize advertising for bids to construct a firing range for Police Department.
10. Discuss and take action on approving Request For Proposals for Bond Counsel, Engineering Services and Financial Advisor for water well project.
11. Public Forum.
12. Council Comments.
13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, DECEMBER 1, 2003 AT 10:00 A.M.

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Minutes of the regular city council meeting Monday, December 08, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Sharon Shaw	Health District
Linda Milford	Axley& Rode
Eric Craver	Axley& Rode
Billy Sims	KSA Engineer
Trey Wilkerson	
Jason Temple	Engineer
Gary Wilmon	Free Press

Item 1 & 2 Mayor James P. 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 minutes of the previous council meeting with **Bryan Wilson** making the motion to approve the minutes of the previous council meeting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to hear from Axley & Rode on city annual audit. Mrs. Linda Milford presented to the council the audit report and said that it was the best you can get. **Bill Brown** made the motion to accept the city annual audit as presented by Axley & Rode and **Gandy Stubblefield** seconded.

Voting For	Voting Against

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Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to hear report concerning estimated costs to acquire water from Eason Lake area. Billy Sims with KSA Engineers presented the council with costs. Billy Sims said that back in 1980 Temple did a lot of test and the test looked good. Billy Sims presented the council with two options.

Item 6 Mayor Simms said the next item is to discuss and take action to select a Grant Administrator for the 2003 TDHCA Home Program Grant. **Gandy Stubblefield** made the motion to have someone from Vann Associates firm as the Grant Administrator for the 2003 TDHCA Home Program Grant and **Bryan Wilson**.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to renew Angelina County & Cities Health District Cooperative Agreement between City of Diboll and ACCHD. **Sam Coleman** made the motion to renew Angelina County & Cities Health District Cooperative Agreement between City of Diboll and ACCHD and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms said the next item is to Discuss and take action to approve Trey Wilkerson as representative for the City to Angelina County Appraisal Board of Directors and Gary Martz as representative for the city to the Appraisal Review Board. **Bill Brown** made the motion to approve Trey Wilkerson as representative for the City to Angelina

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County Appraisal Board of Directors and Gary Martz as representative for the city to the Appraisal Review Board and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss and take action to authorize advertising for bids to construct a firing range for Police Department. **Sam Coleman** made the motion to authorize advertising for bids to construct a firing range for Police Department **Gandy Stubblefield** seconded

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action on approving Request for Proposals for Bond Counsel, Engineering Services and Financial Advisor for water well project. The Council all agreed after discussing this item that Lanny Parish needed to review and make evaluation on each proposal and bring back a recommendation at the next called meeting December 15, 2003. **Gandy Stubblefield** made the motion to table this item and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	
Bill Brown.	

Motion carried unanimously.

Item 11 Mayor Simms opened the floor for public forum. Having none, moved to the next item.

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Item 12 & 13 Mayor Simms asked the council if any one had any comments at this time, having none, he asked for a motion to adjourn with **Don Hendrick** making the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously and meeting adjourned at 6:23 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, DECEMBER 15, 2003
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss and take action on approving Request For Proposals for Bond Counsel, Engineering Services and Financial Advisor for water well project.

4. Discuss and take action to amend city ordinance, Sec. 9.84(3) Prohibiting truck parking on and off city streets except temporarily for the purpose of and while actually engaged in loading or unloading merchandise.

5. Public Forum.

6. Council Comments.

7. Adjourn.

POSTED ON CITY HALL BULLETING BOARD TUESDAY, DECEMBER 9,2003 AT 10:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called council meeting on Monday, December 15, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Don Hendrick	Councilman
Gandy Stubblefield	Councilman		
Sam Coleman	Councilman		
Bill Brown	Councilman		
Bryan Wilson	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
KTRE TV	News
Emilo Hernandez	
Mrs. Hernandez	
Donavan Shepherd	
Jason Temple	Engineers
Billy Sims	KSA Engineers

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

Item 3 Mayor Simms said the next item is to discuss and take action on approving Request for Proposals for Bond Counsel, Engineering Services and Financial Advisor for water well project. Lanny Parish gave his recommendation to the council after reviewing them all. Fulbright & Jaworki L.L.P for Bond Counsel, KSA Engineers for Engineering Firm, and Southwest Securities for Financial Advisor. **Bryan Wilson** made the motion to approve Fulbright & Jaworki for Bond Counsel, KSA Engineers for Engineering firm, and Southwest Securities for Financial Advisor and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to amend city ordinance, Sec. 9.84(3) Prohibiting truck parking on and off city streets except temporarily for the purpose of and while actually engaged in loading or unloading merchandise. **Bill Brown** made the motion to amend city ordinance, Sec.9.84 (3) Prohibiting truck parking on and off city streets except temporarily for the purpose of and

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while actually engaged in loading or unloading merchandise and **Gandy Stubblefield seconded.**.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms opened the floor for public forum. Mrs. E. Hernandez of 1214 Cypress Street addressed the council saying that sewer had backed up into her house on December 10, 2003. Mrs. Hernandez said that the city had been telling her different stories each time she came by. Mrs. Hernandez said that she would like the city to take care of this problem and that she and her husband Emilo Hernandez were having to drive back and forth to Lufkin twice a day. Mrs. Hernandez said that they had lost time at their jobs for having to take care of this matter and not being able to stay in their home because of the sewer.
Mr. Donavan Shepherd also spoke and said he would also like the city to take care of the sewer problem backing up into his home the same day. He lives next door to the Hernandez family. The Council all agreed to call an emergency council meeting December 16, 2003 at 5:15 p.m. to discuss and take action concerning 1214 Cypress and 1210 Cypress, whether or not the city should pay for any damage to these homes.

Item 6 & 7 Mayor Simms asked the council if anyone had any comments at this time, having none, asked for a motion to adjourn with **Bill Brown** making the motion to adjourn and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 6:15 p.m.

James P. Simms, Mayor

ATTEST:

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Tina Cavazos, City Secretary

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AGENDA
CALLED EMERGENCY CITY COUNCIL MEETING
DIBOLL CITY HALL
TUESDAY, DECEMBER 16,2003
5:15 P.M.

1. Call to order.

2. Invocation.

3. Discuss and take action concerning the plumbing problems at 1214 Cypress Street and 1210 Cypress Street in Diboll. The city will consider whether or not the city could have caused the sewage backup and whether or not the city should pay for any damage to these homes.

4. 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 City's Attorney.
   A) To discuss threatened litigation.

5. Public Forum.

6. Council Comment.

7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, DECEMBER 16, 2003 AT 8:28 A.M.

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Minutes of the called emergency city council meeting Tuesday, December 16, 2003 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Sam Coleman	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Oliver Plumbing	
KTRE TV	News
Gary Wilmon	Free Press
Robbie Roberts	Water Superintendent
John Sikes	Water Dept.
Donald Mitchell	Police Officer
Steve Baker	Police Officer
William Castillo	Water Dept.
Daniel Wise	Water Dept.
Clarence Bass	Water Dept.
Emilo Hernandez	Resident

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

Item 3 Mayor Simms said the next item is to discuss and take action concerning the plumbing problems at 1214 Cypress Street and 1210 Cypress Street in Diboll. Mayor Simms and Councilmen heard the men in the water department on the sewer backup on the night it happen. Oliver plumbing gave his expertise on this matter and gave his opinion on which backflow would be best. After hearing all details on sewer backup the council agreed to pay for sewer backup to Mr.& Mrs. Emilio Hernandez at 1214 Cypress Street in the amount of $2,309.52 and to Mr.& Mrs. Donavan Shepherd at 1210 Cypress Street in the amount of $609.16. Mayor James P. Simms said Jimmy Cassels would be typing a release form to be signed by the complainants before receiving their checks. **Gandy Stubblefield** made the motion to give Mr.& Mrs. Emilio Hernandez the amount of $2,309.52 and to Mr. & Mrs. Donavan Shepherd the amount of $609.16 after, the release forms were signed and **Bill Brown** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	

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Bryan Wilson
Sam Coleman
Don Hendrick

Motion carried unanimously.

Item 4 Mayor Simms called the council into executive session at this time to discuss threatened litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 5 Mayor Simms opened the floor for public forum, having none, moved to the next item.

Item 6 & 7 Mayor Simms asked the council if anyone had any comments at this time, having none asked for a motion to adjourn with Bill Brown making the motion to adjourn and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:57 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 12, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve the previous council meeting minutes.

4. Discuss and possibly take action concerning acquisition of another new city hall building.

5. Discuss and take action to appoint two new Commissioners for the Housing Authority Board of the City of Diboll.

6. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss Police Reserve applicant.

7. Discuss and take action regarding approval of police reserve applicant.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, January 12, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bryan Wilson
Sam Coleman	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Deidra Carrell	Finance Director
Mrs. G. Farley	
Gary Wilmon	Free Press
LannyParish	City Manager
Tina Cavazos	City Secretary

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Sam Coleman** made the motion to approve the previous council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and possibly take action concerning acquisition of another new city hall building. Lanny Parish said I still have not heard from Jack Sweeney on several items. The council took no action at this time.

Item 5 Mayor Simms said the next item is to discuss and take action to appoint two new Commissioners for the Housing Authority Board of the City of Diboll. **Sam Coleman** made the motion to accept Rosa Wise and Roy Hall as the two new Commissioners for the Housing Authority Board of the City of Diboll and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	

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Bill Brown
Gandy Stubblefield

Motion carried unanimously.

Item 6 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 decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 7 Mayor Simms said next item is to discuss and take action regarding approval of police reserve applicant. **Don Hendrick** made the motion to accept Bobby Lovell as police reserve and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms open the floor for public forum. Mrs. Geneva Farley address the Mayor and Councilmen about the speed bumps in the trailer park on Denman and Lindsey street. Lanny Parish said he would get with the street superintendent and take care of the matter.

Item 9 Mayor Simms asked the council if anyone had any comments. The council asked about the junk vehicle on Saxton. Chief Havard said that the police department had already made arrangements to have a wrecker pickup the junk vehicle on Saxton Street and the one on 303 ½ Hines.

Item 10 Mayor Simms said having no further comments I asked for a motion to adjourn with **Bill Brown** making the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:50 p.m.

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Mayor James P. Simms

ATTEST:

Tina Cavazos **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, FEBRUARY 9, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve the previous council meeting minutes.
4. Discuss, open, tabulate and take action to award bid for construction of firing range facility for Police Department.
5. Discuss and take action to donate used EMT vehicle cab and chassis to a volunteer fire department.
6. Authorize advertising for bids for small backhoe for Water & Sewer Department.
7. Discuss city hall building status and options.
8. Discuss refunding bonds and possibly take action.
9. Discuss wrecker rates.
10. Authorize acceptance of low bid for Housing Authority sewer improvement grant project.
11. Discuss and take action to approve a resolution authorizing the submission of a grant request by the Deep East Texas Regional Narcotics Trafficking Task Force for funding contingent upon City of Diboll receiving grant funds to participate.
12. Discuss and call city election for May 15, 2004.
13. Public Forum.
14. Council Comments.
15. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, FEBRUARY 2, 2004 AT 2:00 P.M.

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Minutes of the regular city council meeting Monday, February 9, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Sam Coleman
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Billy Sims	KSA Engineer
Sandy Hendrick	
Gary Jones	Fire Chief
Gary Wilmon	Free Press
Kent Havard	Police Chief
Gina Lee	Lee Body Shop
John Flowers	Flowers Body Shop
Sam Glass	
Dina Vanya	Task Force
Reynold Hunber	Task Force Director

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Gandy Stubblefield** made the motion to approve the previous council meeting minutes and **Bill Brown** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss, open, tabulate and take action to award bid for construction of firing range facility for Police Department. Sam Glass said he would like to address the council on the matter where the firing range was going to be locate. Sam Glass said that there was enough noise in the area with the prisons and loud music that he would like to see if there would be another location they could build the firing range. Sam Glass said that he did not have a problem with the firing range just that he would like to see it locate in another area because of his mother. The council agree to

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see about locating in another area. Jimmy Cassels said we have received two bids the first one from Dover Construction in the amount of $28,925.00 and Gary Jones Construction in the amount of $23,160.00. The council agree to go ahead and accept the lowest bids and for Lanny Parish to check and make sure it meets all specification. Mayor Simms said we will see if another area for firing range can be found. **Bryan Wilson** made the motion to accept the lowest bid from Jones Construction of $23,160.00 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said the next item is to discuss and take action to donate used EMT vehicle cab and chassis to Beulah volunteer fire department. Fire Chief Gary Jones said we have at least 7 volunteer firemen that live in Beulah and all we are going to do is sit the truck in Beulah fire station. Fire Chief Gary Jones said the volunteer fire department have always responded to the calls in that area. **Bryan Wilson** made the motion to donate used EMT vehicle cab and chassis to Beulah volunteer fire department and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to authorize advertising for bids for small backhoe for Water & Sewer Department. **Gandy Stubblefield** made the motion to authorize advertising for bids for small backhoe for Water & Sewer Department and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss city hall building status and options. Lanny Parish said the $350,000 that we will have to pay, plus more in adding drive thru

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and building a vault. Lanny Parish said the option I mentioned is to connect the Police Department with city hall on the nearest highway 59 and make it extend to the back of police department. Mr. Parish said this expansion would provide the additional office space and storage space needed for both police and city hall. Mr. Parish said we can do this for a lot less than the $350,000. Mayor Simms said just make sure you have a qualified architect look at the building and see what he thinks would be best. Mr. Parish said that the city was going to do that. Mr. Parish also said by the city not moving in the building we will continue to receive property tax revenue on the other building.

Item 8 Mayor Simms said the next item is to discuss refunding bonds and possibly take action. Lanny Parish said that if we paid some of the bonds off we could save 10 thousand dollar for the next five years. **Don Hendrick** made the motion to pay off some of the bonds and save 10 thousand dollars for the next five years and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Bryan Wilson	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to discuss wrecker rates. John Flowers address the council and said that the last time wrecker rates were set was back in 2000. Mr. Flower also complained about the rotation calls that Diboll Motors not responding at night when they were on call. The council asked Chief Havard if he had record on the rotation and Chief Havard said they have a log call and could look and see if the wreckers have been responding to there calls. Mrs. Lee said she could not response until after five when her daughter and son got home. Jimmy Cassels said the next regular council meeting on March 8, 2004 we can discuss and approve to amend wrecker rates.

Item 10 Mayor Simms said the next item is to authorize acceptance of low bid for Housing Authority sewer improvement grant project. Lanny Parish said the low bid was for $333,656.65 from McKinney & Moore, Inc. out of Jacksonville, Texas. Lanny Parish said we have a $250,000 grant for this project and the Housing Authority is going to share in a portion of the cost. **Bryan Wilson** made the motion to accept the low bid for $333, 656.65 from McKinney & Moore, Inc. and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 11 Mayor James P. Simms said the next item is discuss and take action to approve a resolution authorizing the submission of grant request by the Deep East Texas Regional Narcotics Trafficking Task Force for funding contingent upon City of Diboll receiving grant funds to participate. Chief Kent Havard said the resolution has to be approve in order to be able to participate. **Bryan Wilson** made the motion to approve a resolution authorizing the submission of grant request by the Deep East Texas Regional Narcotics Trafficking Task Force for funding contingent upon City of Diboll receiving grant funds to participate and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 12 Mayor Simms said the next item is to discuss and call city election for May 15, 2004. Mayor Simms the three councilmen that are up for election our Don Hendrick, Bill Brown and Gandy Stubblefield. **Bill Brown** made the motion to call city election for May 15, 2004 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 13 Mayor Simms open the floor for public forum. Sandy Hendrick address the council about the bridge on Carter drive that had been removed. Sandy Hendrick said that the bridges has been there forever. Sandy Hendrick said she was scared that a child was going to get hurt if the city did not put the bridge back. Mr. Parish said that Temple Inland was the one that had request to remove the bridge and that he would talk to Jack Sweeny about replacing the bridge. Mrs. Hendrick said she would also call Mr. Jack Sweeny and would do what ever she had to see it replace again.

Item 14 & 15 Mayor Simms asked the council if they had any comments having none asked for a motion to adjourn. Bill Brown made the motion to adjourn and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	

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Don Hendrick
Bryan Wilson.

Motion carried unanimously and meeting adjourned at 6:10 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 8, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve the previous council meeting minutes.
4. Discuss and take action to amend wrecker rates within the city limits of Diboll.
5. Open, tabulate and take action on bids received for small backhoe for water & sewer department.
6. Discuss and take action to call a special meeting on March 23, 2004 to authorize refunding bonds.
7. Hear presentation on construction of potential apartment complex by J. Craig Nelson.
8. Discuss and take action to approve easement request from Houston Pipe Line Company LP.
9. Authorize advertising for bids to purchase a scata system for lift station on A.S. Davis.
10. Discuss and take action to approve Mike Warren and Stacy Cooke as new T.L.L. Temple Memorial Library Board members.
11. Public Forum.
12. Council Comments.
13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, MARCH 1, 2004 AT 11:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

January 30, 2004

To: Members of Diboll City Council

Re: Tow Truck (Wrecker) fee Increase Request

Council Members:

In the past, the City of Diboll has been forced to use wreckers that are from the Lufkin area to respond to calls when there wasn't a rotation wrecker available, which generally results in the officer waiting for an hour or more before a pickup can be made. The fees that are currently charged by a wrecker from Lufkin are:

Call Out - $125.00
Wrecks - $175.00
Mileage for calls outside the Lufkin city limits - $1.00 per mile
Secure Fees / Impound Fees - $20.00
Release Fees
Storage Fees

This letter is to respectfully ask you to take into consideration the requested increase of fees that will be discussed below. It has been several years since the city's rotation wreckers have requested and increase and the requested increase will be used to offset a continual rise in the cost of towing insurance, registration and fuel.

Current Fees Charged:

Call Out - $60.00
Opening Charge - $10.00
Storage - $15.00 per day plus tax

Requested Fees:

Call Out - $95.00
Opening Charge - $20.00 each time customer requests opening to remove personal items from vehicle after hours
Storage - $15.00 per day plus tax
Wrecks - $125.00 plus any additional winching fees, cleanup fees, etc.
Mileage - $1.00 per mile for pickups outside of the city limits
Hold Fee - $20.00 (to cover cost of time required to answer unlimited phone calls by vehicle owner)
(Additional Fee will be charged for anyone who is verbally abusive or act in a threatening manner) omit this sentence

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Without a fee increase to help us offset our rising cost, we will be forced to take a close look at whether or not we will be able to operate wreckers for the city on a rotational basis.

Respectfully Yours,

John Flowers
Flower's Paint and Body

Ada Lee
Lee's Paint and Body

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Minutes of the regular city council meeting Monday, March 8, 2004 at 5:15 p.m at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bill Brown	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	

Also Present	
Billy Sims	KSA Engineer
Dee Scarborough	Wastewater Superintendent
Robby Roberts	Water Superintendent
Gary Wilmon	Free Press
Daniel Wise	
Lanny Parish	City Manger
Deidra Carrell	Finance Director
Bob Hawkins	New Truck Stop
Craig Nelson	

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

Item 3 Mayor Simms said the next item is to approve the previous council meeting minutes. **Bill Brown** made the motion to approve the previous council meeting minutes and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss and take action to amend wrecker rates within the city limits of Diboll. Chief Havard said it needs to be kept as simple as possible. The council all agree to approve the wrecker rates and take out the Hold Fee. **Bryan Wilson** made the motion to amend wrecker rates and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Don Hendrick	
Bill Brown	

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Motion carried unanimously.

Item 5 Mayor Simms said the next item is to open, tabulate and take action on bids received for small backhoe for water & sewer department. Jimmy Cassels said we received two bids first one is from Wayne of Tyler in the amount $29,241.69, second bid is from Ditch Witch of Tyler in the amount of $22,970.58. **Bill Brown** made the motion to accept the lowest bid from Ditch Witch in the amount of $22,970.58 and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 6 Mayor Simms said the next item is to discuss and take action to call a special meeting on March 23, 2004 to authorize refunding bonds. **Don Hendrick** made the motion to call a special meeting on March 23, 2004 to authorize refunding bonds and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to hear presentation on construction of potential apartment complex by J. Craig Nelson. Mr. J. Craig Nelson described the new facility to the council. Bill Brown asked about agreement with HUD on the upkeep. Mr. Nelson said they have a $4.00 of the rent that goes into a fund each month that helps for roof upkeep. The council asked if there was going to be taxes. Mr. Nelson said there will be a pilot program but do not want to discuss to night. The council said that Mr. Craig Nelson would have to go before the Planning and Zoning Committee on zone changes.

Item 8 Mayor Simms said the next item is to discuss and take action to approve easement request from Houston Pipe Line Company LP. Mr. Jimmy Cassels said we needed to give the Houston Pipe Line Company the easement. Mr. Cassels said we have to get an appraisal on it. **Don Hendrick** made the motion to approve easement request from Houston Pipe Line Company LP pending the appraisal and **Bryan Wilson** seconded.

Voting For	Voting Against

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Don Hendrick	None
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 9 Mayor Simms said the next item is to authorize advertising for bids to purchase a scata system for lift station on A.S. Davis. **Bill Brown** made the motion to authorize advertising for bids to purchase a scata system for lift station on A.S. Davis and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 10 Mayor Simms said the next item is to discuss and take action to approve Mike Warren and Stacy Cooke as new T.L.L. Temple Memorial Library Board members. **Don Hendrick** made the motion to approve Mike Warren and Stacy Cooke as new T.L.L. Temple Memorial Library Board members and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 11 Mayor Simms open the floor for public forum. Bob Hawkins address the council on the truck stop that is trying to go in on 59 North where Total use to be. Bob Hawkins said they plan to have a Smokehouse, BBQ, and Quiz sandwiches and enough parking space for 71 trucks to park.

Item 12 Mayor Simms asked the council if anyone had any comments at this time. Jimmy Cassels asked where was the city on the water deal. Lanny Parish said we meet with Jack Sweeney tomorrow. Mayor Simms said having no more comments I move for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	

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Sam Coleman
Don Hendrick

Motion carried unanimously and meeting adjourned at 5:55 P.M.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, MARCH 23, 2004
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**
2. **Invocation.**
3. **Discuss and take action to authorize refunding of bonds.**
4. **Discuss recommendation from Planning and Zoning Board for zone change on property located on Highway 59 North across from FM 2497 from B-1 (Business) to MF (Multiple Family Dwelling) apartment complex and take action.**
5. **Public Forum**
6. **Council Comments**
7. **Adjourn**

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Minutes of the called city council meeting Tuesday. March 23, 2004 at Diboll City Hall at 4:00 p.m.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manger
Tina Cavazos	City Secretary
Ed Moore	
Gary Wilmon	Free Press
Craig Nelson	
Morris Tate	Planning & Zoning Member
Bobby Baker	School Superintendent
Deidra Carrell	Finance Director

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

Item 3 Mayor Simms said the next item is to discuss and take action to authorize refunding to bonds. Mr. Ed Moore said that the figure was better then he had projected. Mr. Moore said six existing bond being paid off and a little over 5% over all saving. Mr. Moore said he would like to thank Deidra Carrell on the great job she has done. **Don Hendrick** made the motion to authorize refunding of bonds and Bryan Wilson seconded.

Voting For	Against
Don Hendrick	None
Bryan Wilson	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor Simms said the next item is to discuss recommendation from Planning and Zoning Board for zone change on property located on Highway 59 North across from FM 2597 from B-1 (Business) to MF (Multiple Family Dwelling) apartment complex and take action. Mr. Craig Nelson said he was exempt from property taxes because of being in partnership with Decotg. Lanny Parish said he would check on being exempt from property taxes because he was not sure of being exempt. Lanny Parish asked Mr. Nelson if he was going to pay Nacogdoches. Mr. Nelson answer yes. Mr. Craig Nelson told the council that he would pay the city the rare land valve for the first two years. Don

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Hendrick asked what is the city going to gain from these apartments complex besides a beautiful place and a subdivision in 2 years. Mr. Craig said I will be able to pay more on property taxes after rental is stabilize. Mr. Craig said upon completion the property valve will be $5.7 million dollars, and in five year this property will be valve at $10 million. Lanny Parish asked Mr. Nelson if he said that the $12,000 per year would be pay to the city only or divide among all four. Mr. Nelson said among all four. Mr. Simms and councilman Mr. Wilson asked for Mr. Craig to come up with some kind of tax schedule. Mr. Craig said 1st two years minimum of $12,000 per year, next three to five years 12,000 per year, 6th year $36,000, 7 to 10 year $36,000 per + 5% each year and on the 10th year renegotiate. Bill Brown asked Mr. Nelson did he say that this loan would be paid off in 20 years. Mr. Nelson said yes and that he would always have an account that money would be put aside for the up keep on the property. The council said we need to have a resolution stating all what the city approve with Mr. Nelson so that if in the future it changes hands that the same rules apply to the new owners. Mr. Nelson also told the city that he could not raise rent more than HUD allows. Mr. Parish and the council asked Mr. Nelson if the complex was going to look just like the picture and Mr. Nelson answer yes. The council asked if each apartment would have his own water meter. Mr. Parish said each renter will pay water, sewer and garbage. Mr. Craig Nelson said this complex should be ready by Thanksgiving of 2005. Mr. Nelson told the council that the complex will be fence in, one entrance only and a code to enter. The Fire Department will have a key to the back entrance for emergency vehicle. **Bryan Wilson** made the motion to accept the propose subject and Lanny Parish to check into property taxes and **Sam Coleman** seconded .

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 5 Mayor Simms open the floor for public forum having none moved to the next item.

Item 6 Mayor Simms asked the council if anyone had any comments. Don Hendrick asked Lanny Parish about the bridge on Carter drive and Mr. Parish said it was being taking care of. Mayor Simms said with no further comments I move for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

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Motion carried unanimously and meeting adjourned at 6:30 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 12, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve the previous council meeting minutes
4. Open, tabulate and take action on bids received for scata system for lift station on A.S. Davis.
5. Discuss and take action on construction of potential apartment complex by J. Craig Nelson.
6. Discuss recommendation of Planning and Zoning Board from second meeting to rezone property for the potential apartment complex.
7. Public Forum.
8. Council Comments.
9. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, APRIL 5, 2004 AT 11:00 A.M.

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Minutes of the regular city council meeting Monday April 12, 2004 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Gary Wilmon	Free Press
Mrs. Smith	Beaumont Texas
Morris Tate	Zoning Board Member
Mr. C. Nelson	Apartment Complex
Billy Sims	KSA Engineer
Sharon Brown	School Board Member

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

Item 3 After discussion **Bryan Wilson** made the motion to approve the previous council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Sam Coleman	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Jimmy Cassels opened the one bid received from PID Services in the amount of $13,800.00 out of Lufkin, Texas. After discussing **Bryan Wilson** made the motion to accept the bid from PID Services in the amount of $13,800.00 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	

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Don Hendrick
Sam Coleman
Bill Brown

Motion carried unanimously.

Item 5 Lanny Parish said he had a letter from DETCOG where they are no longer in association with J. Craig Nelson. Mr. Nelson was asked to explain about being exempt from taxes. Some of the councilmen wanted to know what benefit the city was getting from the project if the apartment complex was going to be tax exempt. Mayor Simms said he did not think the apartments would fill up. Bryan Wilson said, "We need to consider that somewhere down the line it could turn into a slum". Mrs. Kim Smith addressed the councilmen about her opinion on the apartment complex and said she owns the property to the North and East side of where they plan to build the complex. Mrs. Smith said I have someone at this time wanting to buy the property but if the complex is going to be built then the people will not buy. She stated I feel crime, security, and the entrance to this complex are concerns that need to be taken into consideration. Sharon Brown addressed the councilmen about the school program and how the school money comes from property taxes. Mrs. Brown said this apartment complex would hurt the school. Mr. J. Craig Nelson said we will have very strict rules and that they also check background history on renters. Mayor Simms asked for a motion. **Gandy Stubblefield** made a motion to approve the potential apartment complex, but it died for lack of a second.

Voting For	Voting Against
Gandy Stubblefield	Bill Brown
	Sam Coleman
	Don Hendrick
	Bryan Wilson

None in Favor.

Item 6 Recommendation of Planning and Zoning Board from their second meeting to rezone property for the potential apartment complex was discussed. Morris Tate said the Planning and Zoning Board members did not feel that this project was the best use of the property.

Item 7 Mayor Simms opened the floor for public forum and having none moved to the next item.

Item 8 Mayor Simms asked for council comments. Don Hendrick asked about the bridge on the end of Carter and Lanny Parish said it was being taken care of. **Bill Brown** made the motion to adjourn and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None

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Gandy Stubblefield
Sam Coleman
Don Hendrick
Bryan Wilson

Motion carried unanimously and meeting adjourned at 6:40 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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CALLED CITY COUNCIL MEETING
MONDAY, APRIL 26, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Discuss and take action to install splash pad at the existing Old Orchard swimming pool site.
4. Authorize becoming a member of the Buy Board municipal purchasing pool.
5. Public Forum.
6. Council Comments.
7. Adjourn.

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Minutes of the called city council meeting Monday, April 26, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bill Brown	Councilman	
Sam Coleman	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	

Also Present	
Gary Wilmon	Free Press
Nick Ashworth	Parks Superintendent
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Sandy Hendrick	

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

Item 3 Mayor Simms asked for discussion and action to install splash pads at the existing Old Orchard swimming pool site. Mayor Simms stated that the parks board members are all in favor. We have discussed this before about the pool needing mayor repair. Lanny Parish said the funds could come from the Booster Club and maybe some other grant. Lanny Parish said the splash pad will be in the same shape of the pool and the city will assist in some construction. Don Hendrick asked if the fence would be left . Mr. Parish said no it would taken down so that the parents could sit around and watch the children. Mr. Parish said that the Prisoners would build some covers for parents to be able to sit under a shade while watching the children play. We had very few swimmers last summer and with the 7 Lifeguards and the cost of chemicals that has to be provided year round for the pools it is very costly to the city. Mayor Simms said in three years we can see about putting splash pad at Walter Allen Park. **Sam Coleman** made the motion to install the splash pad at the existing Old Orchard swimming pool site and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 4 Discussion was to authorize becoming a member of the Buy Board municipal purchasing pool. **Don Hendrick** made the motion to authorize becoming a member and **Bill Brown** seconded.

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Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Bryan Wilson	
Sam Coleman	

Motion carried unanimously.

Item 5 Mayor Simms opened the floor for public forum and having none moved to the next item.

Item 6 Mayor Simms asked for council comments. Don Hendrick asked about the Bridge on the end of Carter Drive and Lanny Parish said the welder was putting it together. Mayor Simms said with no further comments I call for a motion to adjourn. **Bill Brown** made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:25 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MAY 10, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous city council meetings minutes.

4. Discuss and take action to authorize advertising for bids to purchase black garbage bags.

5. Discuss and take action to adopt New Residential Building and Electrical Code.

6. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss police reserve applicant.

7. Discuss and take action on police reserve applicant.

8. Public Forum.

9. Council Comments.

10. Adjourn.

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Minutes of the regular city council meeting Monday, May 10, 2004 at Diboll City Hall at 5:15 p.m.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Don Hendrick	Councilman	Sam Coleman	Councilman
Bryan Wilson	Councilman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Kent Havard	Police Chief

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

Item 3 After discussion **Bill Brown** made the motion to approve the previous council meeting minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Bill Brown made the motion to authorize advertising for bids to purchase black garbage bags and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 5 Don Hendrick made the motion to adopt New Residential Building and Electrical Code and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Bryan Wilson	

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Motion carried unanimously.

Item 6 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 meeting are kept in a lock box in the city's vault.

Item 7 Bill Brown made the motion to accept the police reserve applicant Jason Wright and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 8 Mayor Simms opened the floor for public forum and having none moved to the next item.

Item 9 & 10 Mayor Simms asked for council comments having none **Bill Brown** made a motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:26 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 12, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve the previous council meeting minutes.
4. Authorize advertising for repair to new elevated storage tank.
5. Discuss and take action on rules and regulations concerning cemetery plots in Forest Haven Cemetery.
6. Discuss and schedule budget workshops dates.
7. Discuss and take action to approve a recommendation from the Planning and Zoning Board concerning granting a set back line variance in the Diboll Mobile Home Park.
8. Discuss and take action to authorize advertising for bids for employee health insurance.
9. Public Forum.
10. Council Comments.
11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD THURSDAY, JULY 8, 2004 AT 8:30 P.M.

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Minutes of the regular city council meeting July 12, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
Bill Brown	Councilman	Gandy Stubblefield
James P. Simms	Mayor	
Sam Coleman	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present	
Robbie Roberts	Water Superintendent
Billy Simms	KSA Engineer
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director

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

Item 3 Bill Brown made a motion to approve the previous council meeting minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Lanny Parish said the elevated storage tank is 20 years old and the state has required things over the years. The cost will be $9,000.00 said Robbie Roberts. **Don Hendrick** made a motion to authorize advertising for repair to the elevated storage tank and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 5 Lanny Parish said he had called around and White House sales two (2) plot for $500.00 plus barrel. Etoile also sale for 500.00 a plot and Garden of Memories plot our $1,400.00 each plot. Councilmen all agree to up all plot for Infants $100.00 a plot and all

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others $300.00 a plot. **Bill Brown** made the motion to agree and $100.00 a plot for infants and all others $300.00 and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 6 Lanny Parish said the two workshops is schedule for July 26, 2004 and July29, 2004 at 5:15 p.m. if everyone can make it these days. **Sam Coleman** made the motion for two budget workshop day be July 26, 2004 and July 29, 2004 at 5:15 p.m. and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 7 Bryan Wilson made the motion to accept the recommendation from the Planning and Zoning Board concerning granting a set back line variance in the Diboll Mobile Home Park and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 8 Bill Brown made the motion to authorize advertising for bids for employee health insurance and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

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Item 9 No Public Forum.

Item 10 Bill Brown made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:58 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JULY 26, 2004
5:15P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss and take action to advertise for bids to overlay a portion of Dale, Arrington streets and Dogwood ridge.

4. Budget Workshop.

5. Public Forum.

6. Council Comments.

7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, JULY 21, 2004 AT 9:00 A.M.

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Minutes of the called city council meeting on July 26, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Sam Coleman Councilman
Don Hendrick	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Lanny Parish	City Manager
Jimmy Mettlen	Golf Course Manager
Nick Ashworth	Parks Superintendent
Lane Bass	Street Superintendent

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

Item 3 After discussion **Bill Brown** made the motion to advertise for bids to overlay a portion of Dale, Arrington streets and Dogwood Ridge and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 After going over the budget in the street, parks, fire and golf course. The only equipment asked for was a mower to edge the curbs around the city streets and fire department needs 6 air paks.

Item 5 No Public Forum.

Item 6 No Council Comments.

Item 7 Bill Brown made the motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	

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Bryan Wilson
Gandy Stubblefield

Motion carried unanimously and meeting adjourned at 5:55 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, JULY 29, 2004
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 BOARD MONDAY, JULY 26, 2004 AT 9:00 A.M.

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Minutes of the called city council meeting Thursday, July 29, 2004 at 5:15p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Sam Coleman Councilman
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	

Also Present	
Kent Havard	Police Chief
Deidra Carrell	Finance Director
Lanny Parish	City Manager
Dee Scarborough	Wastewater Superintendent
Larry Bowman	Civic Center Director
Tina Cavazos	City Secretary

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

Item 3 The Council heard from the following departments. Police Department asked for a bigger vehicle so that the detective could have enough room for all the equipment needed. Wastewater department said the control panel at the prison was in bad shape and need to be replaced. The wastewater plant also needs to look into a duct bill which is about 36 inches pipe that prevents from having anything come back up when the creek rises.

Item 4 No Public Forum.

Item 5 No Council Comments.

Item 6 Bill Brown made the motion to adjourn and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:57 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 9, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve the previous council meeting minutes.

4. Budget Workshop.

5. 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:
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss police reserve applicant.

6. Discuss and take action on police reserve applicant.

7. Public Forum.

8. Council Comments.

9. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, AUGUST 2, 2004 AT 11:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, August 9, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
William Castillo	Water Supervisor
Gary Wilmon	Free Press
Kent Havard	Police Chief

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

Item 3 Sam Coleman made a motion to approve the previous council meeting minutes and **Bryan Wilson** seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 Mayor and councilmen looked over the Revenue. Lanny Parish told the council that the city would not need a Public Hearing at this time from the looks of the report received from Bill Shanklin office.

Item 5 Mayor Simms called the councilmen into executive session at this time to discuss police reserve applicant.

Mayor Simms called the council back into open session, no decision were made no votes were cast. Minutes of the executive session our kept in a lock box in the city's vault.

Item 6 After discussion **Sam Coleman** made a motion to accept applicant Charles Anthony for police reserve and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 7 No Public Forum.

Item 8 & 9 Council said they were stilling receiving complaints about mowing that needed attend to around town. Mr. Parish said that he was award of it and he would attend to the matter. Mayor Simms said with no further comments I move to adjourn with Bill Brown making the motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:46.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 13, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order
2. Invocation.
3. Approve the previous council meeting minutes.
4. Discuss and take action on Planning and Zoning Board recommendation to subdivide lot at 109 Hendrix.
5. Discuss and take action on Planning and Zoning Board recommendation to grant sign variance request due to safety concerns.
6. Discuss and take action to approve two Diboll Housing Authority board members.
7. Discuss and take action to approve one new T.L.L. Temple Memorial Library board of director's member.
8. Discuss Diboll Beautiful Clean award project.
9. Discuss and approve resolution establish the National Incident Management System.
10. Discuss and take action to approve bid to repair new elevated storage tank.
11. Discuss and take action to approve bid received for Dale/Arrington Street project.
12. Discuss and award contract for professional engineering Services for Eason Lake Water well Project.
13. Discuss and award employees health insurance contract for 2004-2005.
14. Discuss and take action to approve I & S tax rate of $.1454 for fiscal 2004-2005 city budget
15. Discuss and take action to approve M& O rate of $.3349 for fiscal 2004-2005 city budget

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16. Discuss and take action to approve total property tax rate of $.4803 for fiscal 2004-2005 city budget.

17. Discuss and take action to approve city budget for fiscal year 2004-2005.

18. Discuss and take action to authorize emergency repairs to water well #1.

19. 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:

551.071 Private consultation with the City's Attorney.

1. Discuss possible legal procedure for utility or street easement condemnation.

20. Public Forum.

21. Council Comments.

22. Adjourn.

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Minutes of the regular city council meeting Monday, September 13, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	

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

Item 3 Bryan Wilson made the motion to approve the previous council meeting minutes and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 4 After discussion **Don Hendrick** made a motion to approve Planning and Zoning Board recommendation to subdivide lot at 109 Hendrix and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 5 Planning and Zoning Board recommendation to grant a sign variance request due to safety concerns and was discussed. The sign will be located between the Brisket House and FM 2497 (Ryan Chapel Road) at Highway 59. **Bill Brown** made the motion to accept Planning and Zoning Board recommendation to the grant sign variance and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None

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Gandy Stubblefield
Don Hendrick
Sam Coleman
Bryan Wilson

Motion carried unanimously.

Item 6 Bryan Wilson made the motion to approve Mr. James Rhone as one of Diboll Housing Authority board members and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Gandy Stubblefield made the motion to approve one new T.L.L. Temple Memorial Library board of director's member Ms. Linda Maxey and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	
Bill Brown	
Bryan Wilson	

Motion carried unanimously.

Item 8 Ginger Capps addressed the council and said she would like to see the city work together with her on this Diboll Beautiful clean project. Ginger Capps stated that the city has won the award in the past. Mrs. Capps stated the amount of the award is $70,000. Mayor Simms assured that the city will help in any way we can. The award will be given in May of 2005.

Item 9 After discussion **Gandy Stubblefield** made the motion to approve the resolution to establish the National Incident Management System and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	
Bryan Wilson	

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Bill Brown

Motion carried unanimously.

Item 10 The council discussed and took action to approve the low bid to repair the new elevated storage tank. The lowest bid was for $77,650.00 from Utility Services Co., Inc. Billy Sims with KSA Engineers said the work he has seen in the past from this company has been good. **Bryan Wilson** made the motion to approve the bid to repair new elevated storage tank and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 11 After discussion the council took action to approve the bid received for Dale/Arrington Street project. We received only one bid from Moore Brothers Construction Company and they also project they can have it completed before Diboll Day. **Don Hendrick** made the motion to approve bid received from Moore Brothers Construction Company and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Gandy Stubblefield	
Sam Coleman	
Bill Brown	

Motion carried unanimously.

Item 12 After discussion and looking over the two bids received, one from Hostetler Engineering Company in Houston and one from KSA Engineers. **Gandy Stubblefield** made the motion to award the bid to KSA Engineers for engineering services for the Eason Lake Water well project and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Bill Brown	
Sam Coleman	
Don Hendrick	

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Motion carried unanimously.

Item 13 We received seven bids and some bids did not bid on all the components for which we advertised. Council reviewed bids received and after discussion **Bryan Wilson** made the motion to award the bid to Blue Cross and Blue Shield and **Sam Coleman** seconded.

Voting For	Voting Against
Bryan Wilson	None
Sam Coleman	
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 14 After discussion, **Bill Brown** made the motion to approve I & S tax rate of $.1454 for fiscal 2004-2005 city budget and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	
Bryan Wilson	

Motion carried unanimously.

Item 15 After discussion, **Sam Coleman** made the motion to approve the M & O rate of $.3349 for fiscal 2004-2005 city budget and **Bryan Wilson** seconded.

Voting For	Voting Against
Sam Coleman	None
Bryan Wilson	
Bill Brown	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 16 After discussion, **Don Hendrick** made the motion to approve the total property tax rate of $.4803 for fiscal 2004-2005 city budget and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	

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Bill Brown
Don Hendrick
Sam Coleman

Motion carried unanimously.

Item 17 After discussion, **Bryan Wilson** made the motion to approve the city budget for fiscal year 2004-2005 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	
Sam Coleman	

Motion carried unanimously.

Item 18 After discussion concerning cost and immediate need, **Don Hendrick** made a motion to authorize Layne Texas to perform emergency repairs to water well # 1 and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 19 No executive session.

Item 20 No Public Forum.

Item 21 & 22 There being no further comments, Mayor Simms entertained to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:48 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, OCTOBER 11, 2004
5:14 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve the previous council meeting minutes.

4. Bob Hawkins address council concerning potential truck stop.

5. Discuss and take action to approve city capitalization policy.

6. Discuss and take action to review and approve city investment policy.

7. Authorize advertising for bids to purchase one new police vehicle.

8. Authorize advertising for bids to purchase one new investigator's vehicle.

9. Discuss and approve contract for financial advisory services.

10. Discuss and approve contract for bond counsel services.

11. Discuss and approve resolution authorizing submission of the application.

12. 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:

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss police reserve program.
2. Update on litigation.

13. Discuss and take action pertaining to resolution to submit application for grants received under the Texas Community Development Program.

14. Public Forum.

15. Council Comments.

16. Adjourn.

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Minutes of the regular city council meeting Monday, October 11, 2004 at 5:14 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bill Brown
Bryan Wilson	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Deidra Carrell	Finance Director
Bob Hawkins	
Kent Havard	Police Chief

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

Item 3 Gandy Stubblefield made the motion to approve the previous council meeting minutes and **Bryan Wilson** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bryan Wilson	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 4 Bob Hawkins addressed the Mayor and Council. Mr. Hawkins gave the council a copy of the survey on the property of the proposed truck stop. Most of the properties in this area are under contract of sale. Councilman Stubblefield questioned concerning the city's cost. Council expressed concerns about drainage. Consensus of the council was to receive additional information before any commitment was made. Mr. Hawkins was requested to be present at the November meeting with detailed information. Billy Sims and Jimmy Cassels were asked to look into the items also.

Item 5 The council discussed and took action to approve the city's capitalization policy. **Don Hendrick** made the motion to approve and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None

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Gandy Stubblefield
Sam Coleman
Bryan Wilson

Motion carried unanimously.

Item 6 After reviewing and discussing the city investment policy, **Sam Coleman** made the motion to approve the policy and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 7 Lanny Parish said this line item was discussed at budget workshop.**Gandy Stubblefield** made the motion to authorize advertising for bids to purchase one new police vehicle and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms said this line item was discussed during budget workshops. **Sam Coleman** made the motion to authorize advertising for bids to purchase one new investigator's vehicle and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 &10 & 11 After discussing each item motion was made by **Sam Coleman** to approve financial advisory services, bond counsel services and a resolution authorizing submission of the application for the water well project and seconded by **Gandy Stubblefield.**

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Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 12 Mayor Simms called the council into executive session at this time to discuss the city's police reserve program and receive an update on litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 13 No Public Forum.

Item 14 & 15 There being no further comments, Mayor Simms entertained a motion to adjourn and **Sam Coleman** made the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Bryan Wilson	
Gandy Stubblefield.	

Motion carried unanimously and meeting adjourned at 6:40 p.m.

Pro-Tem Mayor, Bill Brown

ATTEST:

Tina Cavazos, City Secretary

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CALLED
CITY COUNCIL MEETING
MONDAY, OCTOBER 18, 2004
5:15 p.m.
DIBOLL CITY HALL

1, Call to order.
2. Invocation.
3. Discuss and take action to approve a resolution authorizing submitting a grant application to the Texas Community Development Program for sewer system improvements.
4. Public Forum.
5. Council Comments.
6. Adjourn

POSTED ON BULLETIN BOARD WEDNESDAY, OCTOBER 13, 2004, AT 3:00 p.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called council meeting Monday, October 18, 2004 at 5:15 p.m. at Diboll City Hall.

Present	Absent
James P. Simms	Bryan Wilson
Don Hendrick	
Bill Brown	
Gandy Stubblefield	
Sam Coleman	

Also Present	
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Lanny Parish	City Attorney
Deidra Carrell	Finance Director

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

Item 3 The council discussed and took action to approve a resolution authorizing submitting a grant application to the Texas Community Development Program for sewer system improvements. Sam Coleman made the motion to approve and Don Hendrick seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 No Public Forum.

Item 5 & 6 There being no further comments, Mayor Simms entertained a motion to adjourn and Bill Brown made the motion and Gandy Stubblefield seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:35 p.m.

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Bill Brown, Pro-Tem Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 8, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve the previous council meeting minutes.

4. Discuss and take action on P&Z Board recommendation concerning zone change at 305 Hines.

5. Open, discuss and take action to award bid to purchase one new police vehicle.

6. Open, discuss and take action to award bid to purchase one new investigator vehicle.

7. Hear presentation update by Bob Hawkins on potential truck stop project.

8. Update from Pat Oates with G/L on status of new entrance and street in Deer Trace Subdivision.

9. Presentation by Bob Thurber with KSA Engineers concerning repair of Dogwood Ridge Street.

10. Discuss and take action concerning approving ordinance for franchise with Centerpoint Energy Resources Corporation.

11. Discuss and take action to approve engineering contract for Eason Lake Water Well project.

12. 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:

    551.074 Discussing personnel or to hear complaints against personnel.

    1. Update status of litigation.

13. Public Forum.

14. Council Comments.

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15. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD MONDAY, NOVEMBER 1, 2004 AT 11:00 A.M.

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Minutes of the regular city council meeting Monday, November 08, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
Bill Brown	Pro-Tem Mayor	Bryan Wilson
Sam Coleman	Councilman	James P. Simms
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Tina Cavazos	City Secretary
Billy Sims	KSA Engineer
Bob Hawkins	
Pat Oates	Goodwin/Lasiter Engineer
Dave Martinez	
Tommy Cherry	Centerpoint Energy
Gary Wilmon	Free Press
Jason Temple	Engineer
Mr. Stolz	

Item 1 & 2 Pro-Tem Mayor Bill Brown called the meeting to order and Lanny Parish gave the invocation.

Item 3 Gandy Stubblefield made the motion to approve the previous council meeting minutes and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 4 The council discussed and took action to approve Planning & Zoning Board's recommendation concerning zone change at 305 Hines from Business to a single family residential with **Don Hendrick** making the motion and **Gandy Stubblefield** seconding.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

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Item 5 Jimmy Cassels opened the one bid received from Philpott Ford of Nederland, Texas, for one 2005 Crown Victoria four door sedan police vehicle per bid specifications in the amount of $19,140.00 including trade-in of one (1) 2001 Crown Victoria with **Gandy Stubblefield** making the motion to accept the bid from Philpott and **Sam Coleman** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Sam Coleman	
Don Hendrick	

Motion carried unanimously.

Item 6 Jimmy Cassels opened the one bid received from Philpott Ford for one (1) 2005 Ford Explorer XLS with vinyl floor covering in the amount of $21,640.00. **Don Hendrick** made the motion to accept the bid offer for one (1) one 2005 Ford Explorer XLS without trade-in and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Mr. Bob Hawkins updated the council on the proposed truck stop. After the discussion about different items that need to be looked into including the cost of Hendrix Street to concrete and widen; potential drainage problems and entrance and exit problems onto FM 2497. Mayor Pro-Tem Bill Brown and council agreed to set another council meeting for November 22, 2004 before making a final decision. More information on the cost to the city and additional information from Tex-Dot on a red-light for the intersection of US Highway 59 @ FM 2497.

Item 8 Mr. Pat Oates updated the council on the new entrance and street to Deer Trace Subdivision. The cost was estimated to be around $165,000.00 and the street would be six (6) inches thick concrete. Project starting date is the week after Thanksgiving.

Item 9 Billy Sims stated that Dogwood Ridge would need to be replaced with concrete in order for the problems to be corrected. Mr. Sims stated he would have a cost on this project next week.

Item 10 After discussing the franchise **Don Hendrick** made a motion to approve the franchise ordinance with Centerpoint Energy Resources Corporation and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 11 Mr. Billy Sims estimated that drilling for new water wills at Eason Lake would provide the city with 30 years supply. The council discussed and took action to approve the engineering contract for Eason lake Water Project with KSA Engineers. **Don Hendrick** made the motion to approve and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 12 Mayor Pro Tem Bill Brown called the council into executive session at this time to receive an update on litigation.

Mayor Pro Tem Bill Brown called the council back into open session, no decisions were made and no votes were cast in executive session. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 13 No Public Forum.

Item 14 & 15 There being no further comments, Mayor Pro Tem Bill Brown entertained a motion to adjourn and Gandy Stubblefield made the motion and Don Hendrick seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 6:44 p.m.

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James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, NOVEMBER 22, 2004
12:00 NOON
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Presentation by Bob Hawkins concerning potential truck stop project.

4. Public Forum.

5. Council Comments.

6 Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL, TUESDAY, NOVEMBER 16, 2004, AT 11:15 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called council meeting November 22, 2004 at 12:00 noon at Diboll City Hall.

Present	Absent
James P. Simms	Bryan Wilson
Don Hendrick	
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

Also Present	
Jimmy Cassels	City Attorney
Gary Wilmon	Free Press
Bo Smith	
G.B. Treadway	
W.G. Treadway	
Tommy Ard	
Sam Glass	
Billy Sims	KSA Engineer
Mrs. Horton	
Eddie Horton	
Mr.Wayne Stolz	Engineer
Kent Havard	Police Chief
Tina Cavazos	City Secretary
Lanny Parish	City Manager
Ken Holt	
Bob Hawkins	
Mr. Herbert Bickley	TEX-DOT

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

Item 3 Mr. Bob Hawkins made a presentation to the mayor and council describing his proposed truck stop project. Engineer Wayne Stolz representing Mr. Hawkins made a presentation. The mayor and council questioned Mr. Hawkins and Mr. Stolz. Mr. Billy Sims, city resident and contract engineer for the city with KSA engineers addressed concerns both as a citizen and from the city's viewpoint. Mr. Jimmy Cassels, City Attorney summed up the concerns of the presentations. The public in attendance was asked for input and there was 100% opposition to the project.

It was also the unanimous consensus of the council and mayor to oppose the project.

Item 4 No Public Forum.

Item 5 & 6 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 1:40 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 13, 2004
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approval of the previous council minutes of the meetings.

4. Discuss and adopt a proclamation recognizing April as Fair Housing Month.

5. Discuss and take action to amend section 422 of City Ordinance to increase annual tax on dogs and cats.

6. Discuss and take action to authorize advertising for bids to purchase a pumper tanker for volunteer fire department.

7. Discuss an ordinance adopting the City of Diboll Hazard Mitigation action plan.

8. EXECUTIVE SESSION:

Under the authority of 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:

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss police reserve officer applicants.
2. Update on litigation.

9. Discuss and take action on police reserve officer applicants.

10. Public Forum.

11. Council Comments.

12. Adjourn.

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Minutes of the regular city council meeting December 13, 2004 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bryan Wilson Councilman
Don Hendrick	Councilman	
Sam Coleman	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	

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

Item 3 Sam Coleman made the motion to approve the previous council meeting minutes and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 After reviewing and discussing adopting a proclamation recognizing April as Fair Housing Month, **Bill Brown** made the motion to adopt the proclamation and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Sam Coleman	

Motion carried unanimously.

Item 5 The council discussed and took action to amend section 422 of the City Ordinance to increase annual tax on dogs and cats to $5.00. **Don Hendrick** made the motion to approve and **Sam Coleman** seconded.

Voting For	Voting Against
Don Hendrick	None
Sam Coleman	
Bill Brown	
Gandy Stubblefield	

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Motion carried unanimously.

Item 6 Lanny Parish state this equipment purchase was discussed during budget workshop and some funds will be from a grant and some from the money received for providing equipment and personnel at the airport during the shuttle disaster. **Bill Brown** made the motion to authorize advertising for bids to purchase a pumper tanker truck for fire department and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 After discussion **Sam Coleman** made the motion to adopt the Hazard Mitigation action plan ordinance and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Sam Coleman	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms called the council into executive session at this time to discuss the city's police reserve program and receive and update on litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's Vault.

Item 9 After discussion **Bill Brown** made a motion to approve police reserve applicants Donald Young, Chris Pelletier and Carlos Moreno and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 10 No Public Forum.

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Item 11 & 12 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously and meeting adjourned at 5:36 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 10, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Axley & Rode, CPA firm present annual city audit and city council take action to approve.

5. Discuss and take action to authorize advertising for bids to sell one Taurus Ford vehicle.

6. Discuss and possibly take action to approve a city ordinance against Jake-Breaking by large trucks.

7. Discuss and possibly take action to amend city funeral leave policy to increase day allowed from one day to two days for death of grandparent.

8. EXECUTIVE SESSION:

Under the authority of 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:

551.071 Private Consultation with the City Attorney.

1. Discuss status of pending litigation.

551.074 Discussing personnel or to hear complaints against personnel.

1. Discuss employee insurance benefits.

9. Public Forum.

10. Council Comments.

11. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL, TUESDAY, JANUARY 4, 2005, 11:55 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, January 10, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Sam Coleman	Councilman	
Gandy Stubblefield	Councilman	
Don Hendrick	Councilman	
Bryan Wilson	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Mr & Mrs Poulands	
Bob Hawkins	
Deidra Carrell	Finance Director
Lanny Parish	City Manager
Gary Wilmon	Free Press
Linda Milford	Axley & Rode Auditors
Eric Havard	Axley & Rode Auditors
Kent Havard	Police Chief

1 & 2 Mayor James P. Simms called the meeting to order and Lanny Parish gave the invocation.

Item 3 Sam Coleman made the motion to approve the previous council meeting minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Sam Coleman	None
Don Hendrick	
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Mrs. Linda Milford presented the council and mayor the 2004 city audit report and summarized the new reporting Model Gasby Conduct, and also reviewed the different funds and new changes. The audit was classed as "unqualified" which is the best that can be given. **Bill Brown** made the motion to accept the city audit report as presented by Axley & Rode and **Sam Coleman** seconded.

Voting For	Voting Against
Bill Brown	None

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Sam Coleman
Gandy Stubblefield
Don Hendrick
Bryan Wilson

Motion carried unanimously.

Item 5 Bryan Wilson made the motion to authorize advertising for bids to sell one Taurus Ford vehicle and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Sam Coleman	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 6 Chief Kent Havard requested a city ordinance against Jake-Braking by large trucks. After discussion the council and mayor postponed a decision until chief Havard has time to counsel with city attorney Jimmy Cassels.

Item 7 After discussion to amend the city funeral leave policy, **Bryan Wilson** made the motion to increase the current one day funeral leave to two days, and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	
Sam Coleman	

Motion carried unanimously.

Item 8 Mayor Simms called the council into executive session at this time to discuss the pending litigation and employee insurance benefits.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

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Item 9 Bob Hawkins requested to review a few items concerning the truck stop. The Mayor and council delayed this matter until the next council meeting so the public could be present.

Item 10 & 11 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Sam Coleman	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:58 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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CALLED CITY COUNCIL MEETING
FRIDAY, FEBRUARY 4, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Consider proposed resignation of Sam Coleman, Sr. and take action.
4. Public Forum.
5. Council Comments.
6. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, FEBRUARY 1, 2005 AT 11:00 A.M.

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Minutes of the called city council meeting Friday, February 4, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
Gandy Stubblefield	Councilman	James P. Simms Mayor
Bill Brown	Mayor Pro-Tem	
Bryan Wilson	Councilman	
Don Hendrick	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Deidra Carrel	Finance Director
Gary Wilmon	Free Press
William Castillo	Foreman

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

Item 3 A letter of resignation to the council from Councilman Sam Coleman, Sr. was read by Mayor Pro-tem Bill Brown. After discussion, the council approved the resignation of Councilman Coleman with **Gandy Stubblefield** making the motion and **Don Hendrick** seconding.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 No Public Forum.

Item 5 There being no further comments, Mayor Pro-tem Bill Brown entertained a motion to adjourn and **Gandy Stubblefield** made the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously and meeting adjourned at 5:25 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, FEBRUARY 14, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve the previous council meeting minutes.

4. Discuss and take action to approve a resolution authorizing an application to Texas Parks and Wildlife for possible baseball complex.

5. Open and tabulate bids received for sale of Ford Taurus and possibly award bid.

6. Authorize order by Mayor to call city election on May 7, 2005 for two councilmen and mayor.

7. Discuss and authorize advertising for bids to sell one Police Department Dictaphone Recording System.

8. US-Design to address council on behalf of Bob Hawkins concerning construction of a new truck stop.

9. Discuss and authorize advertising for bids for one jet machine for the water department.

10. Review 2004 Police Department Racial Profiling Report.

11. 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:
    551.074 Discussing personnel or to hear complaints against personnel.
        1. Review and discuss application for City Manager position.
        2. Update on legal matters.
12. Public Forum.

13. Council Comments.

14. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Thursday, February 10, 2004 at 9:00 a.m.

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Minutes of the regular city council meeting Monday, February 14, 2005 at 5:15 p.m. at Diboll city hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Bryan Wilson	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Kent Havard	Police Chief
William Castillo	Foreman Water Dept.
Gary Wilmon	Free Press
Sam Glass	
Gary Mike Smith	TSE Railroad
Troi Russell	
Warren Russell	
Geraldine Mosley	
Tommy Ard	
G.B. Treadway	
Guy Treadway	
Julia Horton	
Bo Smith	
David Martinez	

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

Item 3 Bill Brown made the motion to approve the previous council meeting minutes and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously.

Item 4 Gary Smith presented to the mayor and council a draft of 6-field baseball complex. Gary Smith said first we have to approve this resolution to apply to Texas Parks and Wildlife for a grant and if approve the application must be submitted to meet the deadline. Bryan Wilson asked if the high school could play on one of these fields and Mr.

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Smith said yes and we can work with the school with this project. Bryan Wilson asked where this project location is being concerned. Mr. Smith said we have looked at 18 areas on lumberjack drive behind the foot ball field in that area. Mr. Smith said more them anything parking space is the biggest problem we have now at the exiting baseball fields. **Bryan Wilson** made the motion to approve a resolution authorizing an application to Texas Parks and Wildlife for possible baseball complex and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Jimmy Cassels open the bids received for the sale of Ford Taurus. Mr. Cassels said from Ramona Ferguson bid is for $2,100.00, from Lacey Summers bid is for $3,155.00 and Mary Thompson bid is for $2,500.00. **Don Hendrick** made the motion to reject all bids and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 6 Bill Brown made the motion to authorize to call city election on May 7, 2005 for two councilmen and mayor with **Don Hendrick** seconding.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 7 Chief Kent Havard asked for authorize advertising to sell one Police Department Dictaphone Recording System that is 15 years old and not being use. **Bill Brown** made the motion to authorize advertising to sell one Police department Dictaphone recording system and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

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Motion carried unanimously.

Item 8 No one was present from US-Design.

Item 9 Don Hendrick made the motion to authorize advertising for bids for one jet machine for the water department and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 10 The council and mayor review 2004 Police Department Racial profiling report and was pleased with the report.

Item11 Mayor Simms called the council into executive session at this time to discuss the applications for City Manager position and update on pending litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 12 No Public Forum.

Item 13 & 14 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:45 p.m.

James P. Simms, **Mayor**

ATTEST:

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Tina Cavazos, City Secretary

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Emergency City Council Meeting
Friday, February 18, 2005
5:15 p.m.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Discuss and take action to relocate exposed sewer line out of bed of White Oak Creek at Highway US 59 South crossing.

4. Public Forum.

5. Council Comments.

6. Adjourned.

POSTED ON CITY HALL BULLETIN BOARD Friday, February 18, 2005 AT 8:40 A.M.

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Minutes of the emergency city council meeting Friday, February 18, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent	
James P. Simms	Mayor	Don Hendrick	Councilman
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		
Bryan Wilson	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Lanny Parish	City Manager
Robbie Roberts	Water Superintendent
Deidra Carrell	Finance Director
Alan Dropper	KSA Engineer

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

Item 3 After presentation by Alan Droper with KSA Engineers addressing correcting the exposed sewer line in the bed of White Oak Creek at it crossing South US Highway 59, the council unanimously voted to immediately relocate and replace the line with a 24" sewer line. **Bryan Wilson** made the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bryan Wilson	None
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 4 No Public Forum.

Item 5 & 6 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 5:28 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, MARCH 14, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Consider the adoption of an ordinance authorizing the issuance of $2,560,000 Waterworks and Sewer System Revenue Bonds, Series 2005; and all other matters incident and related thereto.

5. Consider the adoption of a resolution authorizing the early redemption of Waterworks and Sewer System Junior Lien Revenue Refunding Bonds, Series 1975.

6. Update on new water well project.

7. EXECUTIVE SESSION:

Under the authority of 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:

551.071 Private Consultation with the City Attorney.

1. Update on legal litigation.

551.074 Discussing personnel or to hear complaints against personnel.

1. Consider application for city manager position.
2. Consider Reserve Office Applicant.

8. Discuss and take action on Police Reserve applicant.

9. Public Forum.

10. Council Comments.

11. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Monday, March 07, 2005 AT 10:30 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, March 14, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Bryan Wilson	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Deidra Carrell	Finance Director
Billy Simms	KSA Engineer
Ed Moore	Southwest Securities
Kent Havard	Police Chief
Gary Wilmon	Free Press
William Castillo	Water Dept.

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

Item 3 Bill Brown made the motion to approve the minutes of previous council meeting and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Bryan Wilson	

Motion carried unanimously.

Item 4 Mr. Ed Moore of Southwest Securities presented the Eason Lake Water Well project. Mr. Moore told the council that last Tuesday they locked in the Interest rates below market rate. Councilman Wilson asked if this is all the funds needed and Billy Sims said no it is only a part of the total needed. Mr. Moore told the councilmen that the project was presented to the Texas Water Development Board last summer. **Bryan Wilson** made the motion to adopt an ordinance authorizing the issuance of $2,560,000 Waterworks and Sewer System Revenue Bonds, Series 2005: and all other matters incident and related thereto and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	

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Motion carried unanimously.

Item 5 Mr. Ed Moore said there are two reasons for adopting this resolution authorizing the early redemption on Bond Series 1975, (1), the city is only earning 5% on our money, and (2), this will permit the city to pay off this 1975 series which will save us interest and free up more of our indebtedness. **Don Hendrick** made the motion to adopt a resolution authorizing the early redemption of Waterworks and Sewer System Junior Lien Revenue Bonds Series 1975 and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 6 Mr. Billy Sims updated the council on the new water well project. Mr. Jimmy Cassels said we need commitments immediately and some concrete data. Mr. Parish said it should be a 50 year commitment. Mr. Parish also said that Jack Sweeny is suppose to be drawing up the contracts on the easements, price of water and water rights. Mr. Cassels said he would like to see it set at least 75 years. Mr. Billy Sims said project estimates is $5,910,000.

Item 7 Mayor Simms called the council into executive session at this time to discuss the pending litigation, application for city manager position and application for Reserve Police Officer.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 8 Bryan Wilson made the motion to approve Mr. Bobby Bostick as Reserve Officer and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 9 No comments from the public

Item 10 & 11 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

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Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:47 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AMENDED AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, MARCH 24, 2005
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:

551.74 Discussing personnel or to hear complaints against personnel.

1. **Consider retention of current city manager.**
2. **Consider discontinuance of city manager search.**

4. Discuss and take action to approve retention of current city manager.

5. Discuss and take action to discontinue city manager search.

6. Discuss and take action to amend budget in category of personnel salaries.

7. Public Forum.

8. Council Comments.

9. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Friday, March 18, 2005, 5:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting, Thursday, March 24, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Bill Brown	Councilman	
Bryan Wilson	Councilman	

Also Present	
Jimmy Cassels	Councilman
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director

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

Item 3 Mayor Simms called the council into executive session at this time to discuss the retention of current city manage and discontinuance of city manager search.

Mayor Simms called the council back into open session, no decision were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 4 After discussion and with approval of the council and agreement of the current city manager to continue in the position until December 31, 2006. **Bryan Wilson** made a motion to approve the agreement and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 5 Since agreement was approved for current city manager to continue in the position, **Don Hendrick** made a motion to discontinue the search for a city manager at this time and **Bryan Wilson** seconded.

Voting For	Voting Against
Don Hendrick	None
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

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Item 6 After discussion to amend the budget to reflect the agreed increase in the city managers salary to $80,000 per year till December 31, 2006, **Bill Brown** made a motion to approve amending the budget and **Bryan Wilson** seconded.

Item 7 No comments from the public.

Item 8 & 9 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 5:34 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AMENDED AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 11, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Discuss and take action on the Planning and Zoning Board recommendation to grant alley width variance to Family Dollar store.

5. Discuss and take action on the Planning and Zoning Board's recommendation to grant a zone change request by St. Spirit and Truth Ministries, Inc. to construct a church building with pre-K and K classes.

6. Discuss and take action on the submission of a 2005 Texas Department of Housing and Community Affairs Home Program application.

7. Open, tabulate and take action on bids received for purchase of one jet machine for the water department.

8. Discuss and take action to appoint an elected official from the city to serve on the Deep East Texas Council of Governments' Board.

9. Discuss and approve Election Judge and two clerks for the City election on May 7, 2005.

10. Executive Session:
    Under the authority of 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:
    - 551.071 Private Consultation with the City Attorney.
        1. Update on legal litigation.
    - 551.074 Discussing personnel or to hear complaints against personnel.
        1. Discuss personnel.

11. Public Forum.

12. Council Comments.

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13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, APRIL 5, 2004 AT 11:00 A.M.

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Minutes of the regular city council meeting Monday, April 11, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bryan Wilson	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Jimmy Mettlen	Golf Course Manager
Billy Sims	KSA Engineer
William Castillo	Water Supervisor
Jim Vann	Raymond Vann &Associates
Mr. Yates	

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

Item 3 Bryan Wilson made the motion to approve the previous council meeting minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Mr. Lanny Parish said this is the alley behind the Family Dollar store, the variance needs to be 30 feet to 11 feet on the north side and 10'-9" on the south since the building and parking will only fit on the property with this variance being granted. **Bryan Wilson** made the motion to grant the alley width variance and **Bill Brown** seconded.

Voting For	Voting Against
Bryan Wilson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

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Motion carried unanimously.

Item 5 Mayor Simms said this property is for 3.2820 acres south of the OK Food store on US 59 from A (Agriculture) S-1 (Specific use radio tower) A district to B-1, Business District -1 to accommodate a church and classes. Mr. Yates said the members of St. Spirit and Truth Ministries, Inc. have services at another location at this time and with the church community growing they will need a bigger place in the future. **Gandy Stubblefield** made the motion to grant the zone change request by St. Spirit and Truth Ministries, Inc. to construct a church building with pre-K and K classes and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

Item 6 Mr. Jim Vann told the council this is the same grant the City had applied for last year helping several people receive six (6) new homes. Mr. Vann said the application needs to be submitted presently to the Texas Department of Housing and Community Affairs Home Program to meet the application dead line. **Bill Brown** made the motion to approve the grant submission and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Mr. Jimmy Cassels opened the one bid received from Rural Pipe and Supply Inc. for one jet machine for the water department in the amount of $28,305.00. **Don Hendrick** made the motion to approve the bid and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bryan Wilson	
Bill Brown	

Motion carried unanimously.

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Item 8 Bill Brown made the motion to appoint Mayor James P. Simms to serve on the Deep East Texas Council of Governments' Board and **Bryan Wilson** seconded.

Voting For	Voting Against
Bill Brown	None
Bryan Wilson	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Bryan Wilson made the motion to approve Felton Burt as Election Judge and Stacey Cook and Ana Castillo as election clerks for the City election on May 7, 2005 and **Don Hendrick** seconded.

Voting For	Voting Against
Bryan Wilson	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to discuss personnel and to update legal litigation.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 11 No comments from the public.

Item 12 & 13 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Bryan Wilson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 7:00 p.m.

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James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNIL MEETING
MONDAY, MAY 16, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Canvass votes of May 7, 2005 City Election.

4. Administer statement of Elected Officer.

5. Administer Oath of Office to the elected officials.

6. Issue Certificate of Election to newly-elected officers.

7. Appoint Mayor Pro-Tem.

8. Approve minutes of previous council meeting.

9. Executive Session:
   Under the authority of 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:
   551.0074 Discussing personnel or to hear complaints against personnel.
   1. Discuss departmental personnel.

10. Public Forum.

11. Council Comments.

12. Adjourn.

POSTED AT CITY HALL BULLETIN BOARD Monday, May 09, 2005 AT 2:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the emergency city council meeting Wednesday, May 18, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
Don Hendrick	Councilman	None
Gandy Stubblefield	Councilman	
Bill Brown	Pro-Tem	
Ricky Conner	Councilman	
James P. Simms	Mayor	

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

Item 3 Bill Brown canvassed the votes of the May 7, 2005 City Election reflecting James P. Simms for mayor with 148 votes, Ricky Conner, with 114 votes Jan Wilkerson, with 96 votes and Bryan Wilson with 85 votes for councilmen. **Gandy Stubblefield** made the motion and **Don Hendrick** seconded, approving the canvass.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Jimmy Cassels administered the statement of elected officer to Mayor James P. Simms and Councilman Ricky Conner.

Item 5 Jimmy Cassels administered the oath of office to James P. Simms and Ricky Conner.

Item 6 Jimmy Cassels issued the certificate of election to James P. Simms and Ricky Conner.

Item 7 Don Hendrick made the motion to elected Bill Brown Mayor Pro- Tem and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

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Item 8 Gandy Stubblefield made the motion to approve the minutes of the previous council meeting and **Bill Brown** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 9 No comments from the public.

Item 10 & 11 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Ricky Conner	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 2:15 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JUNE 13, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Administer statement of Elected Officer to Jan Wilkerson.

4. Administer Oath of Office to Jan Wilkerson.

5. Issue Certificate of Election to Jan Wilkerson.

6. Approve minutes of previous council meeting.

7. Discuss and consider the adoption of resolution authorizing submission of an application to the Texas Water Development Board.

8. Discuss and possibly take action on updating food establishments grease traps for discharging.

9. Executive Session:
   Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.0001 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:
   551.0074 Discussing personnel or to hear complaints against personnel.
   1. Discuss departmental personnel.

10. Public Forum.

11. Council Comments.

12. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JUNE 7, 2005 AT 10:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, June 13, 2005 at 5:15 p.m. Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Jan Wilkerson	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carroll	Finance Director
Kent Havard	Police Chief
Jimmy Mettlen	Golf Course Manager
Candace Velein	Free Press
William Castillo	Water
Billy Sims	KSA Engineer

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

Item 3 Mayor Simms administered the statement of elected officer to Jan Wilkerson.

Item 4 Mayor Simms administered the oath of office to Jan Wilkerson.

Item 5 Mayor Simms issued the certificate of election to Jan Wilkerson.

Item 6 Don Hendrick made the motion to approve the minutes of the previous council meeting and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 7 Billy Sims updated the council members on the Eason Lake water well project. **Don Hendrick** made the motion to adopt the resolution authorizing submission of an application to the Texas Water Development Board and **Jan Wilkerson** seconded.

Voting For	Voting Against
Don Hendrick	None

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Jan Wilkerson
Ricky Conner
Bill Brown

Motion carried unanimously.

Item 8 Lanny Parish said the ordinance of the City of Lufkin has been given to Jimmy Cassels to review. Mr. Parish said there have been larger quantities of grease entering the sewer plant. Mr. Parish said with the ordinance update we can have more control of how often business clean out there grease traps. No action taken at this time.

Item 9 Mayor Simms called the council into executive session at this time to discuss departmental personnel.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 10 No Public Forum.

Item 11 & 12 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously and meeting adjourned at 6:50 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 11, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Discuss and take action on Planning & Zoning recommendation to approve subdividing 1 acre lot at 1324 N. Hendrix.

5. Discuss and take action on Planning & Zoning Board recommendation to approve subdividing lot 1, Block 8 of Shannan Forest, Section 1.

6. Discuss and schedule budget workshops.

7. Discuss amending Animal Control Ordinance and take necessary action.

8. Discuss Proposed Grease Trap Ordinance and take necessary action.

9. EXECUTIVE SESSION:
   Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.0001 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:
   551.0074 Discussing personnel or to hear complaints against personnel.
   1. Discuss organization and operation of golf course and police department.

10. Discuss statement of interest to change rates by Center Point Energy.

11. Discuss police chief request to approve a resolution to exempt the police chief vehicle from displaying the city name and department on the vehicle.

12. Discuss status of Eason Lake Water well Project.

13. Public Forum.

14. Council Comments.

15. Adjourn.

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Minutes of the regular city council meeting Monday, July 11, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilman	
Ricky Conner	Councilman	

Also Present	
Tommy Scherry	Entex
Jimmy Mettlen	Golf Course Manager
Dee Scarborough	Superintendent
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Deidra Carrel	Finance Director
Kent Havard	Police Chief
Tina Cavazos	City Secretary

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

Item 3 Jan Wilkerson made the motion to approve the minutes of the previous council meeting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Ricky Conner	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 4 Bill Brown made the motion to approve subdividing 1 acre lot at 1324 N. Hendrix and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Jan Wilkerson	
Ricky Conner	

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Motion carried unanimously.

Item 5 Don Hendrick made the motion to approve subdividing lot 1, Block 8 of Shannan Forest, Section 1 and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Bill Brown	
Jan Wilkerson	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 The council agreed that Tuesday July 19, 2005 and Tuesday July 26, 2005 as dates for budget workshops. Mayor Simms said it is important that all council members be here for the budget workshops.

Item 7 Jimmy Cassels said amending the Animal Control Ordinance allows the city better control of animals. **Gandy Stubblefield** made the motion to amend the animal control ordinance and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Bill Brown	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 8 Lanny Parish said with this grease trap ordinance we can take necessary steps to control the grease being discharged to our sewer plant. Also all the businesses will have to put in grease traps and it will help to keep the city in compliance with Texas Commission on Environmental Quality. **Don Hendrick** made the motion to proposed a Grease Trap Ordinance and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Bill Brown	
Jan Wilkerson	
Gandy Stubblefield	

Motion carried unanimously.

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Item 9 Mayor Simms called the council into executive session at this time to discuss department personnel.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 10 After discussion with Tommy Scherry of Center-Point Energy concerning rate increase to be effective August 4, 2005 with the railroad commission already approving the rates, the Council voted to delay the new rates for 90 days to give the people a break until November 4, 2005**. Don Hendrick** made the motion to delay the new rates for 90 days and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously

Item 11 Jan Wilkerson made the motion to accept police chief request to approve a resolution to exempt the police chief vehicle which he drives from having the city name and city department displayed and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Gandy Stubblefield	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 12 Lanny Parish said we are still waiting for Jack Sweeny to give us costs by August 1, 2005 on what Temple-Inland is going to charge us for water, easements and land for the Eason Lake Water Well project so we can be able to proceed.

Item 13 No Public Forum.

Item 14 No Council Comments.

Item 15 There being no further comments, Mayor Simms entertained a motion to adjourn and Bill Brown made the motion and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously and meeting adjourned at 7:00 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, JULY 19, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Authorize advertising for bids to purchase employee health insurance.
4. Budget workshop.
5. Public Forum.
6. Council Comments.
7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JULY 12, 2005 AT 2:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Tuesday, July 19, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Ricky Conner	Councilman	Don Hendrick
Jan Wilkerson	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Deidra Carrell	Finance Director
Lane Bass	Street Superintendent
Nick Ashworth	Park Superintendent
Jimmy Mettlen	Golf Course Manger
Larry Bowman	Civic Center Manager

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

Item 3 Bill Brown made the motion to authorize advertising for bids to purchase employee health insurance and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	

M C U

Item 4 The following department Street, Parks, Golf Course, and Civic Center present the line items that would increase or decrease. Jimmy Mettlen asked for 50 golf carts trade-in and the cost should be around 60, to 65 thousand. Lane Bass said he would like to trade in the old 1999 truck for a 2006. Nick Ashworth asked for Front Deck for the Mower and radio to carry for the department.

Item 5 No Public Forum.

Item 6 & 7 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Jan Wilkerson	

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Motion carried unanimously and meeting adjourned at 6:15 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, JULY 26, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget workshop.
4. Public Forum.
5. Council Comments.
6. Adjourn.

Water
Sewer
P. D.
Court
Administration
Gen. Fund

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, JULY 12, 2005 AT 2:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Tuesday, July 26, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Jan Wilkerson	Councilman	
Bill Brown	Councilman	

Also Present	
Dee Scarborough	Wastewater Superintendent
Robbie Roberts	Water Superintendent
Deidra Carrell	Finance Director
Tina Cavazos	City Secretary
Lanny Parish	City Manager

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

Item 3 The following departments Water, Wastewater, Police, Court, Administration, and General Fund present the line items that would increase or decrease. All departments would increase on motor vehicle supplies due to the increase of gas. Police department would like to replace to police cars. Wastewater would like to replace the 1991 pickup and water department would like to get a generator incase of emergency when power is down.

Item 4 No Public Forum.

Item 5 & 6 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 6:30 p.m.

James P. Simms, **Mayor**

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ATTEST:



Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, AUGUST 8, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of the previous council meetings.

4. Open, discuss and take action to award bid to purchase one (1) 2005 Pumper/Tanker combination for Fire Department.

5. Discuss and take action to authorize advertising for bids to make necessary repairs and paint ground storage tank.

6. Discuss and take action if necessary on status of Eason Lake Water Well Project.

7. Discuss and set public hearing for property tax rate if needed.

8. EXECUTIVE SESSION:
   Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.0001 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:
   551.0074 Discussing personnel or to hear complaints against personnel.
   1. Discuss organization and operation of police department.

9. Public Forum.

10. Council Comments.

11. Adjourn

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Minutes of the regular city council meeting Monday, August 8, 2005 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Jan Wilkerson	Councilwoman	
Bill Brown	Councilman	
Ricky Conner	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Kent Havard	Police Chief
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Deidra Carrell	Finance Director
Tina Cavazos	City Secretary
Jimmy Mettlen	Golf Course Manager
Robbie Roberts	Water Superintendent
Billy Sims	KSA Engineer
Candice Velvin	Free Press

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

Item 3 Jan Wilkerson made the motion to approve the minutes of the previous council meeting and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Ricky Conner	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 4 Jimmy Cassels opened bids from West Tex welding for one Pumper/Tanker combination in the amount of $276,512; Emergency Vehicle Texas for a Pumper/Tanker combination in the amount of $239,438; Hall Buick of Tyler Texas for a Pumper/Tanker in the amount of $251,673. **Bill Brown** made the motion to accept the lowest bid and for Lanny Parish and Gary Jones to get together and examine the bid to see if it meets the specifications and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None

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Gandy Stubblefield
Jan Wilkerson
Ricky Conner
Don Hendrick

Motion carried unanimously.

Item 5 Lanny Parish said this is required by Texas Commission Environmental Quality to repair and paint when needed on the inside and outside. Don Hendrick asked if the tank needed any repairs inside and Billy Sims stated won't know until they check the inside. **Don Hendrick** made the motion to authorize advertising for bids to make necessary repairs and paint ground storage tank and **Jan Wilkerson** seconded.

Voting For	Voting Against
Don Hendrick	None
Jan Wilkerson	
Gandy Stubblefield	
Ricky Conner	
Bill Brown	

Motion carried unanimously.

Item 6 Lanny Parish said we have just received the contract and Jimmy Cassels will review it and report at our next city council meeting. Mr. Parish said Billy Sims and Jimmy Cassels and he will meet together and discuss this contract.

Item 7 Billy Sims stated we received only one bid for the Dogwood Ridge project in the amount of $439,000. Mr. Sims said there are not many contractors that will bid on small jobs. The council agreed that the cost was excessive. **Don Hendrick** made the motion to reject the bid and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Gandy Stubblefield	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously.

Item 8 Lanny Parish said this is a preliminary budget of expenditures and projected revenues, including all rate increases, (water, sewer and garbage of 25%) and property tax rate increase to $.5000 per hundred dollars valuation.

Item 9 Public hearings for property tax rate in accordance with the state's calendar will be August 15, 22, and 29.

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Item 10 The council went into executive session at this time to discuss organization and operation of police department.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 11 No Public Forum.

Item 12 No Council Comments.

Item 13 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:58 p.m.

James P. Simms, **Mayor**

Attest:

Tina Cavazos, **City Secretary**

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Minutes of the called city council meeting August 15, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Ricky Conner
Don Hendrick	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Candice Velvin	Free Press
Kent Havard	Police Chief

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

Item 3 Lanny Parish went over the total revenue and expenditures and copies of tax rate comparisons on different priced homes. Mr. Parish said John Strain projected about a 12% increase on employee health insurance and would try to get us no more than 9% increase. Mr. Parish said the water, sewer and garbage rate increases required to balance the budget and make bond payments for the new water project.

Item 4 Gandy Stubblefield made the motion to approve the .5000 tax rate and to schedule public hearings on August 22, and August 29 and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 5 Jimmy Cassels stated that after reading the contract from Temple Inland on the Eason Lake Water Well Project proposal, that he did not see how the city could accept some of these conditions and afford the cost. Jan Wilkerson asked if the city had any other options. Mr. Cassels answered yes but it is only for another 10 years instead of 30 years. Billy Sims said we have to go by the plan, if we have too many changes we have to go back and get approval. Mr. Parish said going other routes also would be too expensive by the time we get through buying all the right of ways.

Item 6 No Public Forum.

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Item 7 No Council Comments.

Item 8 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 5:44 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 22, 2005
DIBOLL CITY HALL
5:15 P.M.

1. Call to order.

2. Invocation.

3. Public hearing on proposed property tax rate increase to $.5000 per hundred dollar valuation.

4. Discuss and take action to authorize advertising to sell property at 604 Ash Street.

5. Discuss status of Eason Lake Water Well Project.

6. Public Forum.

7. Council Comments.

8. Adjourn.

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Minutes of the called city council meeting Monday, August 22, 2005 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Ricky Conner
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Jan Wilkerson	Councilwoman	
Bill Brown	Councilman	

Also Present	
Deidra Carrell	Finance Director
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
CandiceVelvin	Free Press

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

Item 3 No one present for public hearing.

Item 4 Lanny Parish said the owner of 604 Ash Street had deeded the property to the City of Diboll. Bill Brown made the motion to authorize advertising to sell the property at 604 Ash Street and Jan Wilkerson seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 5 Jimmy Cassels said he would write a letter in response to the contract that Temple –Inland had proposed to the City of Diboll on the Eason Lake Water Well Project. Mr. Cassels also said it will be addressed further at the next council meeting in executive session.

Item 6 No Public Forum.

Item 7 Councilman Bill Brown asked about the letter received concerning Becky Chapman's sewer concern. Councilwoman Jan Wilkerson wanted to know when the place was being cleaned up where the house burned on N. Hendrick.

Item 8 There being no further comments, Mayor Simms entertained a motion to adjourn. Bill Brown made the motion and Gandy Stubblefield seconded.

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Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	

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
CALLED CITY COUNCIL MEETING
MONDAY, AUGUST 29, 2005
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**

2. **Invocation.**

3. **Budget workshop.**

4. **Second Public Hearing on proposed property tax rate increase to $.5000 per hundred dollars valuation.**

5. **Discuss and consider repeal of salary steps and recommendations and consider making them advisory only.**

6. **EXECUTIVE SESSION:**
   Under the authority of 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:
   551.071 Private Consultation with the City Attorney.
   1. Discuss negotiations concerning water well project.
   551.074 Discussing personnel or to hear complaints against personnel.
   1. Discuss organization and operation of police department.

6. **Public Forum.**

7. **Council Comments.**

8. **Adjourn.**

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY 22, 2005, 11:05 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Monday, August 29, 2005 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P.Simms	Mayor	None
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Kent Havard	Police Chief
Lisa Havard	

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

Item 3 Mayor Simms said everyone has had time to look over the budget and asked if there were any questions at this time. Don Hendrick said with the increase in taxes, water, sewer and garbage it will balance of the budget using some fund balances. Lanny Parish said all we need is the insurance cost for the employees. John Strain is confident in no higher than 12% increase.

Item 4 No one present for public hearing.

Item 5 Mr. Parish said in 1997 we adopted salary step schedules that were included in a Personnel Management System the city had prepared by a firm in Austin. Lanny Parish said everyone has attained the salary that a city our size should have and some salaries are higher than the schedule. Mr. Parish said we need to amend this to make these increments advisory steps only depending upon the city's financial condition. Don Hendrick made the motion to amend these increments to be advisory steps only, depending upon the city's financial condition and Ricky Conner seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Don Hendrick	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously.

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Item 6 Jan Wilkerson asked at this time for an executive session with only the Council and Mayor. Jimmy Cassels said as long as someone takes minutes it is ok. Mayor Simms left at 6:20 and said he had to leave and that Lanny Parish and Jimmy Cassels went into the executive session at 6:20 p.m. to discuss negotiations concerning the water well project and operations of the police department.

Pro Tem Bill Brown called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session are kept in a lock box in the city's vault.

Item 7 No Public Forum.

Item 8 & 9 There being no further comments, Pro-Tem Mayor Bill Brown entertained a motion to adjourn and Jan Wilkerson made the motion and Don Hendrick seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 8:46 p.m.

James P. Simms, MAYOR

Bill Brown, Pro-Tem

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 12, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council meetings minutes.

4. Discuss and authorize advertising for bids to sell 1991 Cadillac.

5. Discuss and award employee health insurance contract for 2005-2006.

6. Discuss and take action to approve setting the Interest and Sinking Fund tax rate at $.1328 for the fiscal year 2005-2006.

7. Discuss and take action to approve setting the Maintenance and Operation Fund tax rate at $.3672 for the fiscal year 2005-2006.

8. Discuss and take action to approve setting the property tax rate at $.5000 for the fiscal year 2005-2006.

9. Discuss and take action to approve the City of Diboll budget for the fiscal year 2005-2006.

10. EXECUTIVE SESSION:

    Under the authority of 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:

    551.07 Private consultation with the City's Attorney.

    1. Discuss negotiations with Temple-Inland on Eason Lake Water Well Project.

    2. Discuss specifications on fire truck bid.

11. Discuss and take action to approve an ordinance adopting the National Incident Management System (NIMS) as the standard for incident management by the City of Diboll.

12. Discuss and take action to delete from the city wrecker policy the charge relating to a gate fee, Section 13, Paragraph B.

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13. Discuss and possibly take action to grant taxi franchise in the City of Diboll.

14. Discuss and take action to approve a resolution to appoint Trey Wilkerson as city representative to the Angelina County Appraisal District Board of Directors.

15. Discuss and take action to award bid for ground storage repairs.

16. Discuss and take action to award bid for Dogwood Ridge street repair.

17. Public Forum.

18. Council Comments.

19. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Tuesday, August 30, 2005 AT 2:30 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, September 12, 2005 at Diboll City Hall at 5:15 P.M.

Present		Absent	
James P. Simms	Mayor	Ricky Conner	Councilman
Gandy Stubblefield	Councilman		
Bill Brown	Councilman		
Don Hendrick	Councilman		
Jan Wilkerson	Councilwoman		

Also Present	
Jimmy Cassels	City Attorney
Candice Velvin	Free Press
Kent Havard	Police Chief
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Robbie Roberts	Water Superintendent
Gerardo Rojas	Street Department
Dee Scarborough	Wastewater Superintendent
Winston Hook	Street Department
Gary Jones	Fire Chief
John Strain	Friesen-Strain Insurance

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

Item 3 Jan Wilkerson moved to approve the minutes of the previous council meeting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Bill Brown made the motion to authorize advertising for bids to sell the vehicle confiscated in a drug bust, a1991 Cadillac and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Gandy Stubblefield	

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Motion carried unanimously.

Item 5 The Mayor and Council discussed and reviewed the three bids received for employee health, dental and LTD as follows: Blue Cross Blue Shield in the amount of $393,147.48; Aetna with no dental coverage in the amount of $330,725.52; TML with no LTD in the amount of $598,829.80. The council rejected all bids. **Jan Wilkerson** made a motion to rebid the insurance and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Bill Brown	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Jan Wilkerson made the motion to approve setting the Interest and Sinking Fund tax rate at $.1328 for the fiscal year 2005-2006 and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Jan Wilkerson made the motion to approve setting the Maintenance and Operation Fund Tax rate at $.3672 for the fiscal year 2005-2006 and Gandy **Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 8 Jan Wilkerson made the motion to approve setting the property tax rate at $.5000 per hundred dollars valuation for the fiscal year 2005-2006 and **Gandy Stubblefield**.

Voting For	Voting Against

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Jan Wilkerson	None
Gandy Stubblefield	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 9 Bill Brown made the motion to approve the City of Diboll budget for the fiscal year 2005-2006 and **Jan Wilkerson** seconded.

Item 10 The council went into executive session at this time to discuss negotiations on Eason Lake Water Well Project and specifications on the fire truck bid.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

Item 11 Lanny Parish said we need to approve an ordinance adopting the National Incident Management System (NIMS) as the standard for incident management by the City of Diboll for the city to be in compliance and to permit us to be eligible to apply for grant funds. **Don Hendrick** made the motion to approve an ordinance adopting the National Incident Management System (NIMS) and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 12 Chief Kent Havard said by state law we can not have a city wrecker policy relating to a gate fee, Section 13, Paragraph B. **Jan Wilkerson** moved to delete from the city policy the charge relating to a gate fee, Section 13, Paragraph B and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 13 This item was post-pone.

Item 14 Mayor Simms said the next item is to discuss and take action to approve a resolution to appoint Trey Wilkerson as city representative to the Angelina County Appraisal District Board of Directors. **Bill Brown** made the motion to approve the resolution and **Don Hendrick** seconded.

Voting For	Voting Against	Abstain
Bill Brown	None	Jan Wilkerson
Don Hendrick		
Gandy Stubblefield		

Motion carried.

Item 15 Billy Sims said that the lowest bid in the amount of $59,150.00 from Cherokee Painting & Sandblasting of Jacksonville, Texas have done work for the city in the past. Mr. Parish said the bid is under the amount we projected. **Bill Brown** made the motion to accept the lowest bid in the amount of $59,150.00 from Cherokee Painting & Sandblasting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 16 The council discussed the bids received for Dogwood Ridge street repair. Bill Brown said maybe we can do it in big patches. Mr. Parish said we can get our street department to go back and redo section at a time until we can accrue funds in the budget to be completely replaced in the future. **Bill Brown** made the motion to reject all bids for the street repair on Dogwood Ridge and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously.

Item 17 No Public Forum.

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Item 18 No Council Comments.

Item 19 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 6:41 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 10, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council meeting minutes.

4. Discuss and award employee health insurance contract for 2005-2006.

5. Discuss and take action to authorize advertising for bids to purchase two patrol cars.

6. Discuss and take action to authorize advertising for bids to purchase one generator for the police department.

7. Executive Session:
   Under the authority of 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:
   551. 071 Private consultation with the City's Attorney.
   1. Discuss negotiations with Temple-Inland on Eason Lake Water Well Project.

8. Public Forum.

9. Council Comments.

10. Adjourn.

Posted on City Hall Bulletin Board Monday, October 3, 2005 at 9:00 a.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting on Monday, October 10, 2005 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	None
Ricky Conner	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Tina Cavazos	City Secretary
Candice Velvin	Free Press
Kent Havard	Police Chief

Item 1 & 2 Pro-Tem Mayor Bill Brown called the meeting to order and Lanny Parish gave the invocation.

Item 3 Jan Wilkerson made the motion to approve the corrected minutes of the previous council meeting and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 4 Gandy Stubblefield made the motion to award the insurance bid to Blue Cross Blue Shield and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 5 Gandy Stubblefield made the motion to authorize advertising for bids to purchase two (2) patrol cars and **Ricky Conner** seconded.

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Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Bill Brown	
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously.

Item 6 Lanny Parish said the generator we have now for the police department is a 1972 model. Bill Brown said we need to look into purchasing a generator big enough for police department and city hall. Gandy Stubblefield said the generator needs to be checked every month to be sure it is in working condition. Don Hendrick suggested to get one like Temple has. **Jan Wilkerson** moved to amend her motion to include a generator large enough for city hall and the police department and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 7 Having no update on the water well project, the executive session was cancelled.

Item 8 No public forum.

Item 9 Jan Wilkerson said she would like to thank the police department for all the help through the storm. Bill Brown said the school and city pulled together which made a world of difference. James P. Simms said it was nice to know that Temple was at our disposal. Jan Wilkerson said Brookshire Brothers opened their doors and let people get all they needed. Lanny Parish said Kent Havard is going to a meeting in Lufkin tomorrow to meet with different groups to see what can be done better if there ever is a next time.

Item 10 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Jan Wilkerson	
Don Hendrick	
Gandy Stubblefield	

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Motion carried unanimously and meeting adjourned at 6:45 p.m.

James P. Simms, **Mayor**

Attest:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY NOVEMBER 14, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Carl Ray Polk, Jr. to make presentation to council.

5. Discuss and approve Roy Hall, Stacey Cook and James Rhone to Diboll Housing Authority Board.

6. Discuss and take action to approve Parks Board recommendation to appoint Charles Havard to serve on the Parks Board.

7. Discuss and take action to renew City of Diboll Investment Policy.

8. Open, discuss and possibly take action to award bid for two (2) Patrol Cars.

9. Discuss and possibly take action to authorize advertising for bids to purchase generators for police department, city hall, and water wells.

10. Discuss and take action to authorize advertising for bids to purchase one (1) 2006 half –ton truck for sewer plant.

11. Discuss and take action to authorize advertising for bids to purchase golf carts.

12. Discuss and take action to authorize advertising for bids to purchase one (1) one-ton dump truck for street department.

13. Discuss and take action to authorize advertising for bids to purchase one (1) suburban for Fire department.

14. Open, discuss and possibly take action on bids received to sell one (1) 1991 Cadillac.

15. Executive Session:

Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.071 Private Consultation with the City Attorney.

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1. Discuss status of negotiation with Temple-Inland for Eason Lake Water Well project.

2. Discuss police reserve applicant request.

16. Discuss and take action on police reserve applicant.

17. Public Forum.

18. Council Comments.

19. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Monday, November 07, 2005 AT 1:30 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting November 14, 2005 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	Jan Wilkerson
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Carl Ray Polk	Polk Oil Company
Kent Havard	Police Chief
Jimmy Mettlen	Golf Manager
Dee Scarborough	Wastewater Superintendent
Gary Jones	Fire Chief
Candice Velvin	Free Press
Billy Sims	KSA Engineer
Lane Bass	Street Superintendent

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

Item 3 Gandy Stubblefield made the motion to approve the minutes of the previous council meeting and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 4 Mr. Polk presented a check to the city in the amount of $1,400.00 dollars for a percentage of gasoline sales during the hurricane. Ricky Conner said if Mr. Polk had not provided the fuel for our emergency vehicles we do not know how everyone would have made it. The council and Chief Havard all thank Mr. Polk for all he.

Item 5 Bill Brown made the motion to approve Roy Hall, Stacey Cooke and James Rhone to Diboll Housing Authority Board and **Gandy Stubblefield** seconded.

Voting For	Voting Against

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Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 6 Gandy Stubblefield made the motion to approve Charles Havard to serve on the Parks Board and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Item 7 Lanny Parish said the city Investment Policy has to be renewed every year. **Don Hendrick** made the motion to renew City of Diboll Investment Policy and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 8 Jimmy Cassels said we received one bid from Al Meyers Ford in Lufkin in the amout of $34,085.50 after the two trade-ins. The Council decided to reject the bid having not met specifications on vehicle equipment, and to readvertise for bids. **Gandy Stubblefield** made the motion to reject bid and readvertise for bids and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 9 Lanny Parish said that he had contacted three companies and still waiting to hear from one of them. Mr. Parish said the companies will come out to each site and suggest what size generators we need. **Ricky Conner** made the motion to authorize advertising

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for bids to purchase generators for police department, city hall and water wells and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Ricky Conner	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 10 Don Hendrick made the motion to amend advertising for bids to purchase one (1) 2005 or 2006 half-ton truck for sewer plant and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 11 Jimmy Mettlen said that he would make sure that all 50 carts had a years' warranty and new batteries. Jimmy Mettlen said these carts are like new and in good condition. **Bill Brown** made the motion to authorize advertising for bids to purchase golf carts and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 12 Don Hendrick made the motion to authorize advertising for bids to purchase one (1) one ton dump truck for street department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Ricky Conner	
Bill Brown	

Motion carried unanimously.

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Item 13 Don Hendrick made the motion to authorize advertising for bids to purchase one (1) suburban for Fire department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 14 Jimmy Cassels said we received one bid to purchase the 1991 Cadillac in the amount of $305.00 dollars. Chief Havard said that was a good price for the 1991 Cadillac. **Bill Brown** made the motion to accept the bid on the 1991 Cadillac in the amount of $305.00 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Ricky Conner	
Don Hendrick	

Motion carried unanimously.

Item 15 Mayor Simms called the council into executive session at this time to discuss status of negotiation with Temple-Inland for Eason Lake Water Well project and 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 meeting are kept in a lock box in the city vault.

Item 16 Bill Brown made the motion to accept Anthony Whitten as police reserve and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 17 No Public Forum.

Item 18 No Council Comments.

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Item 19 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:47 p.m.

James P. Simms, MAYOR

ATTEST:

Tina Cavazos, City Secretary

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 12, 2005
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Open, discuss and possibly take action to award bid for two (2) Police Patrol Cars.

5. Open, discuss and possibly take action to award bid for one (1) 2006 half-ton truck for sewer plant.

6. Open, discuss and possibly take action to award bid for one (1) suburban for Fire department.

7. Discuss and approve Leonard Robinson to represent City on the Appraisal District Board.

8. Executive Session:
   Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.071 Private Consultation with the City Attorney.
   1. Discuss police reserve applicant.
   2. Discuss status of negotiation with Temple-Inland for Eason Lake Water Well project.

9. Discuss and take action concerning police reserve applicant.

10. Public Forum.

11. Council Comments.

12. Adjourn.

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Minutes of the regular city council meeting Monday, December 12, 2005 at 5:15 p.m. at Diboll city hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	

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

Item 3 Don Hendrick made the motion to approve the minutes of the previous council meeting and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

Item 4 Jimmy Cassels opened bid received from Philpot Ford in the amount of $57,690 for (2) two 2006 Police cars with two trade-ins of $8,000 leaving a net cost of $49,690 to be delivered in 30 to 45 days. Texoma Ford bid was for $59,977 with trade-in $10,000 leaving a net cost of $49,977 to be delivered within 60 days. Mr. Cassels said the last bid from Angelina College is for one of the trade-in cars in the amount of $2,295. **Bill Brown** made the motion to accept the bid from Philpot Ford in the amount of $49,690 with Chief Havard and staff checking all specifications and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 5 Jimmy Cassels opened the first bid which was from Tipton Ford for a 2006 half – ton truck in the amount of $19,310.75 to be delivered in 45 days. The next bid from Philpot Ford for a 2006 half-ton truck was in the amount of $14,960 to be delivered in 30 to 60 days. **Don Hendrick** made the motion to accept the lowest bid from Philpot Ford for a 2006 half-ton truck in the amount of $14,960 and **Bill Brown** seconded.

Voting For	Voting Against

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Voting For	Voting Against
Don Hendrick	None
Jan Wilkerson	
Ricky Conner	
Bill Brown	

Motion carried unanimously.

Item 6 The next item is to discuss and possibly take action for bids received for one (1) suburban for fire department. Mr. Cassels opened bid from Tipton Ford for one 2005 SUV in the amount of $37,421.15 to be delivered in 45 days. Jasper Ford bid one 2005 SUV in the amount of $39,978.00 to be delivered in 3 days. After discussing the amounts and specifications, council and Gary Jones said prices were high. **Jan Wilkerson** made the motion to reject all bids for the SUV and to authorize advertising for a pickup and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 7 Mayor Simms said the next item is to discuss and approve Leonard Robinson to represent City on the Appraisal District Review Board. We share the same person as representative with the school. **Ricky Conner** made the motion to approve Leonard Robinson to represent the City on the Appraisal District Review Board and **Jan Wilkerson** seconded.

Voting For	Voting Against
Ricky Conner	None
Jan Wilkerson	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 8 Mayor Simms called the council into executive session at this time to discuss the status of negotiations with Temple –Inland for Eason Lake Water Well project and a 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 meeting are kept in a lock box in the City's vault.

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Item 9 Jan Wilkerson made the motion to accept police reserve applicant and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 10 No Comments.

Item 11 & 12 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:45 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 9, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Axley and Rode CPA firm to present annual city audit and council take action to approve.

5. Discuss, approve and take action on Day and Night Taxi Cab Franchise.

6. Discuss and possibly take action on request from Waste Management concerning tipping fee increase at county landfill.

7. Discuss and possibly take action to increase fee to $25.00 per animal for picking up animals.

8. Discuss and take action to amend city Investment policy.

9. Discuss and take action to authorize to purchase one pickup for fire department.

10. Executive Session:
    Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.071 Private Consultation with the City Attorney.
    1. Discuss status of Eason Lake Water Well Project and future plans.
    2. Discuss procedures and possibilities to replace retiring city manager.
    3. Discuss police reserve applicants.
    4. Discuss pending litigation.

11. Discuss and take action concerning police reserve applicants.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Item #6

WASTE MANAGEMENT

WASTE MANAGEMENT CONROE
2749 N. Loop 336 East
Conroe, Texas 77301
(936) 442-4200
(936) 760-3690 Fax

November 28, 2005

Mr. Lanny Parish
City of Diboll
400 Kenley Street
Diboll, TX 75941

Ref: Landfill Increase

Dear Mr. Parish;

Our contractor Piney Woods Sanitation has notified Waste Management that Angelina County Waste Management Center (Landfill) has raised the tipping fees effective October 1, 2005. And in turn we are requesting a 4.5 % increase on the landfill portion of the rate, which is 15% of the total rate for residential and commercial hand load. Effective January 1, 2006

Residential rate- 4.5 % $ .07 - New rate 11. 21
Commercial Hand Load rate- 4.5% $ .11 - New rate 16.87.
Roll Off Rate – Inc by 4.5 % on total rate of each size.

Therefore, pursuant with the terms of our agreement, we wish to request the council to approve the following rate increase. This price increase will not affect the commercial services, as Polk County Landfill has not exercised a rate increase at this time. Attached is a copy of the letter from Angelina County Waste Management and the amendment.

Please feel free to contact me with any questions or comments at 936-442-4234 or twoodson@wm.com , 800-809-4885 ext 4234.

Sincerely,

Terry R Woodson
Municipal Marketing Manager
Waste Management

CC: Piney Woods Sanitation, Inc.
Attachments

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AMENDMENT TO SOLID WASTE COLLECTION AGREEMENT

LANDFILL RATE INCREASE

The collection Agreement between Waste Management of Texas, Inc. and City of Diboll. shall remain in force as written, except to the extent modified by this amendment.

Current residential monthly unit rate:	$ 11.14
Landfill rate increases	.07
Total New monthly unit rate	$ 11.21

Current Commercial Hand Load	$ 16.76
Landfill rate increase	.11
Total New monthly unit rate	$ 16.87

Roll Off Rates 4.5 % inc on total rate

The new rate will be effective January 1, 2006.

Customer: City of Diboll, Texas

Signature: _____

Title: _____

Date: _____

Waste Management of Texas

Signature: _____

Title: _____

Date: _____

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ANGELINA COUNTY
WASTE MANAGEMENT CENTER

OFFICE (936) 632-7168
FAX (936) 632-7181
Email: landfill@consolidated.net

www.angelinacounty.net

P.O. BOX 1862
LUFKIN, TEXAS 75902-1862
Permit No. 2105A

October 5, 2005

Tatum Sanitation
Attn: Allan Weber
5002 Business 50 West
Jefferson City, MO 65109

RE: Official Rates for the Angelina County Landfill

On September 13, 2005, the Angelina County Commissioners' Court approved a rate increase for the Angelina County Waste Management Center effective October 1, 2005. The approved rates can be found on the attached sheet or you can find them on our website at www.angelinacounty.net/landfill.html.

If you have any questions or concerns please feel free to contact our office at 936-632-7168.

We appreciate your business.

Sincerely,

Chris Fitzgerald
Landfill Manager

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RATES FOR COMMERCIAL CUSTOMERS
Effective October 1, 2005

	Angelina County	Out of County
Uncompacted Waste	**$ 6.70** a cubic yard	**$ 7.25** a cubic yard
Compacted Waste	**$ 6.85** a cubic yard	**$ 7.40** a cubic yard
Medical Waste (Treated)*	**$16.15** a cubic yard	**$16.65** a cubic yard
Sludge*	**$16.15** a cubic yard	**$16.65** a cubic yard
Grit*	**$16.15** a cubic yard	**$16.65** a cubic yard
PHC Soil*	**$16.15** a cubic yard	**$16.65** a cubic yard

***Please contact our office for required tests information**

PRIMARY LANDFILL PROVISION

For those who do not use Angelina County Waste Management Center as your Primary Landfill the cost will be **$5.00 more per cubic yard.**

TARP FEES

All loads being brought into the Landfill must have a tarp or proper covering.
$10.00 fee if uncovered

PAYMENT TERMS

Statements are sent out on the 1st of each month, balance on account must be paid on or before the 10th of the month.

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CITY OF DIBOLL
DIBOLL RESERVE POLICE OFFICERS

To: Diboll City Council

From: Tony Rice / Reserve Coordinator

Date: 12/31/05

Subject: Reserve Officer Applicant

WE RESPECTFULLY REQUEST THE PRESENTAION OF ONE NEW RESERVE OFFICER APPLICANT BEFORE THE NEXT CITY COUNCIL MEETING; THIS APPLICANT WILL BE AS FOLLOWS:

I am submitting the request for Cody Christopher. Cody has obtained his Associates Degree in Criminal Justice and graduated the police academy at Angelina College. Mr. Christopher has grown up around Law Enforcement with his father recently retiring as the Police Chief of Jasper and his brother currently an officer with Woodville P.D. Cody graduated from Jasper High School and now resides in Lufkin. Cody has shown officers that he is very eager to join this Department and to learn and to serve the public at the best of his ability.

IF YOU HAVE ANY FURTHER QUESTIONS CONCERNING THIS APPLICANT, PLEASE CONTACT ME.

Officer Tony Rice

cc: file

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CITY OF DIBOLL
DIBOLL RESERVE POLICE OFFICERS

To: Diboll City Council

From: Brandan Lovell / Reserve Coordinator

Date: 12/23/05

Subject: Reserve Officer Applicant

WE RESPECTFULLY REQUEST THE PRESENTAION OF ONE NEW RESERVE OFFICER APPLICANT BEFORE THE NEXT CITY COUNCIL MEETING; THIS APPLICANT WILL BE AS FOLLOWS:

I am submitting the request for Sarah Selman as Reserve Police Officer for the Diboll Police Department. Mrs. Selman had recently graduated the Angelina College Police Academy, and comes recommended by Academy Instructors. Mrs. Selman has five years of experience as a Veterinarian Technician and currently is a stay at home mother at her residence in Huntington. Mrs. Selman's availability and eagerness to become an experienced police officer, will help strengthen the reserve program.

IF YOU HAVE ANY FURTHER QUESTIONS CONCERNING THIS APPLICANT, PLEASE CONTACT ME.

Cpl. Brandan Lovell

cc: file

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JANUARY 9, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Axley and Rode CPA firm to present annual city audit and council take action to approve.

5. Discuss, approve and take action on Day and Night Taxi Cab Franchise.

6. Discuss and possibly take action on request from Waste Management concerning tipping fee increase at county landfill.

7. Discuss and possibly take action to increase fee to $25.00 per animal for picking up animals.

8. Discuss and take action to amend city Investment policy.

9. Discuss and take action to authorize to purchase one pickup for fire department.

10. Executive Session:
    Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.071 Private Consultation with the City Attorney.
    1. Discuss status of Eason Lake Water Well Project and future plans.
    2. Discuss procedures and possibilities to replace retiring city manager.
    3. Discuss police reserve applicants.
    4. Discuss pending litigation.

11. Discuss and take action concerning police reserve applicants.

12. Public Forum.

13. Council Comments.

14. Adjourn.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting of Monday, January 09, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Ricky Conner	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Gary Jones	Fire Chief
Candice Velvin	Free Press
Kent Havard	Police Chief
Linda Milford	Alexy & Rodey
Terry Woodson	Waste management
Felix Estrada	Human Officer
Deidra Carrell	Police Officer
Mr. Day	Day & Night Taxi

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

Item 3 Bill Brown made the motion to approve the corrected minutes of the previous council meeting and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

Item 4 Linda Milford from Axley and Rode presented to the Mayor and Council the 2004- 2005fiscal year city audit report. Recommendations were given to be initiated. The audit was summarized as being a clean audit. Having no more questions **Jan Wilkerson** made the motion to approve the annual audit report and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	

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Don Hendrick
Motion carried unanimously.

Item 5 Mr. Day addressed the mayor and council on the taxi service. Mr. Day told the council that the taxi service was owned by his wife and that he had also applied to the city of Hudson, Zavalla and was already serving Huntington. Council was concerned about some of his criminal history. Mr. Day answered all questions. The council had no further questions and agreed to issue the permit and review every six months. **Ricky Conner** made the motion to approve Day and Night Taxi Cab Franchise and **Bill Brown** seconded.

Voting For	Voting Against
Ricky Conner	None
Bill Brown	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 6 Terry Woodson discussed landfill prices increasing and requested council approval to increase rate allowed by our contract with Waste management. After discussion council agreed to approve the increase with **Don Hendrick** making the motion and **Ricky Conner** seconding.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 7 Felix Estrada said that the fee per animal to take to Lufkin needed to be increased due to gas and tag prices increasing. Mr. Estrada stated that $17.00 dollars was not enough and should be around $35.00 to $40.00 dollar per pick up. **Don Hendrick** made a motion to amend the increase fee per animal and discuss and possibly take action on a set amount at the next regular council meeting and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Jan Wilkerson	
Bill Brown	

Motion carried unanimously.

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Item 8 Lanny Parish said that the wording for the Tex-Pool Investment Policy needed worded in a certain manner for the audit as to the kind of fund we were investing in. **Jan Wilkerson** made the motion to so amend the city Investment policy and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Bill Brown	
Ricky Conner	
Don Hendrick	

Motion carried unanimously.

Item 9 Bill Brown made the motion to authorize advertising to purchase one pickup for the fire department and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner.	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session at this time to discuss the Eason Lake Water Well Project and future plans, procedures and possibilities to replace retiring city manager, police reserve applicants and pending litigation.

Mayor Simms called the council back into open session. No decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 11 Jan Wilkerson made the motion to approve Sara Selman as police reserve applicant and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 12 No Public Forum.

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Item 13 Council had some concern on the walking trails being finished correctly. Lanny Parish said before the sign off for the project that the city would walk the route to be sure that they have been done correctly. Don Hendrick made comments concerning the youth Baseball program's operations.

Item 14 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 7:05 p.m.

Mayor, James P. Simms

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 13, 2006
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**

2. **Invocation.**

3. **Approve minutes of previous council meeting.**

4. **Approve Mayor calling city election for May 13, 2006.**

5. **Discuss and take action to approve a resolution of transfer of ownership of Cox Communications.**

6. **Hear Centerpoint Energy representative address the council concerning gas prices.**

7. **Discuss and take action to amend the new fee for picking up animals in the city limits.**

8. **Open, tabulate and take action on bids received to purchase one truck for the fire department.**

9. **Open, tabulate and take on bids received to purchase carts for the golf course.**

10. **Discuss and take action to authorize advertising for bids to purchase one (1) one ton truck with dumpbed for street department.**

11. **Discuss and possibly take action concerning repair of Dogwood Ridge Street and advertising for bids.**

12. **EXECUTIVE SESSION:**
    Under the authority of 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:
    551.071 Private Consultation with the City Attorney.
        1. **Discuss status of negotiations for future water supply for the city.**
        2. **Discuss status of city manager employment.**
        3. **Discuss status of litigation on drug seizure vehicle.**
        4. **Discuss status of collecting franchise fee payment.**

13. **Public Forum.**

14. **Council Comments.**

15. **Adjourn.**

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY, FEBRUARY 6, 2006, AT 3:00 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 13, 2006
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**

2. **Invocation.**

3. **Approve minutes of previous council meeting.**

4. **Approve Mayor calling city election for May 13, 2006.**

5. **Discuss and take action to approve a resolution of transfer of ownership of Cox Communications.**

6. **Hear Centerpoint Energy representative address the council concerning gas prices.**

7. **Discuss and take action to amend the new fee for picking up animals in the city limits.**

8. **Open, tabulate and take action on bids received to purchase one truck for the fire department.**

9. **Open, tabulate and take on bids received to purchase carts for the golf course.**

10. **Discuss and take action to authorize advertising for bids to purchase one (1) one ton truck with dumpbed for street department.**

11. **Discuss and possibly take action concerning repair of Dogwood Ridge Street and advertising for bids.**

12. **EXECUTIVE SESSION:**
    Under the authority of 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:
    551.071 Private Consultation with the City Attorney.
        1. **Discuss status of negotiations for future water supply for the city.**
        2. **Discuss status of city manager employment.**
        3. **Discuss status of litigation on drug seizure vehicle.**
        4. **Discuss status of collecting franchise fee payment.**

13. **Public Forum.**

14. **Council Comments.**

15. **Adjourn.**

POSTED ON BULLETIN BOARD AT CITY HALL, MONDAY, FEBRUARY 6, 2006, AT 3:00 P.M.

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Sign 2-13-06

Craig Waskom
John Kelsey
Tommy Sherry
Carolyn Hutson
Earl Hutson
GARY GONES
Howard Ray
Bob Adams
Frank Devereaux
Linda Stewart
Chris Van Hoy
Harry J. Medley
Sandra G. Medley
David W. Wingfield
Elaine Winfrey
Deandra Rojhano
Billie Robison
Leonard Robison
Linda Miller
Richard Miller
HAL GOLDEN
ENID HUNTER
Marian Kennedy
Lane Bass
Jerry Meeks
GARY Jones

Woody Porterfield
Kent Hanor

L. Delvin - DFP

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Minutes of the regular city council meeting Monday, February 13, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bill Brown
Ricky Conner	Councilman	
Jan Wilkerson	Councilwoman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Jimmy Cassels	City Attorney
Gary Jones	Fire Chief
Kent Havard	Police Chief
Candice Velvin	Free Press
Lane Bass	Street Superintendent
Jimmy Mettlen	Golf Manager
Tommy Sherry	Center Point Energy

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

Item 3 Jan Wilkerson made the motion to amend the previous minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Gandy Stubblefield	
Ricky Conner	

Motion carried unanimously.

Item 4 Don Hendrick made the motion to authorize calling the city election for May 13, 2006 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously.

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Item 5 Mayor Simms recommended approving a resolution for Cox Communication changing ownership with the new owner being Seabreeze Communication from Tyler. **Ricky Conner** made the motion to approve a resolution of transfer of ownership of Cox Communications and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Ricky Conner	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 6 Tommy Sherry from Center Point Energy addressed the Mayor and Council. The council was concerned about the high gas prices. Don Hendrick voiced his concerns. Mayor Simms said this has been a mild winter and the gas bills are higher than ever. Tommy Sherry said it is like everything else, prices have gone up, but the good news is the next gas bills going out in February will reflect a 25% decrease. Don Hendrick asked what is the advantage of having gas over electricity. Mr. Sherry said I am not sure about electricity, but it would be living habits, how many in the house, and etc.

Item 7 Ricky Conner made the motion to amend increasing the new fee for picking up animals in the city limits to $50.00 and **Jan Wilkerson** seconded.

Voting For	Voting Against
Ricky Conner	None
Jan Wilkerson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 8 Jimmy Cassels said one bid received from Philpott Ford in Nederland for a 2006 ¾ Ton H.D. diesel 4x4 Model in the amount of $27,460.00. **Jan Wilkerson** made the motion to accept the bid of $27,460.00 and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

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Item 9 Jimmy Cassels opened bid received from Golf Cars of Louisiana in the amount of $125,000 for (50) fifty golf carts Models 2004 EZGO with 50 trade-ins of $39,900 leaving a net cost of $85,100. Yamaha Golf Car in the amount of $148,900 for 50 golf carts Model 2006 G-Max 48 Volt with 50 trade-ins in the amount $26,150 leaving a net cost of $122.750. EZGO Textron of Tyler, Texas bid 50 Golf Carts Models 2004 $121,700 with 50 fifty trade-ins in the amount of $39,950 leaving a net cost of $81,750. **Don Hendrick** made the motion to postpone until March council meeting and let Jimmy Mettlen look over the specifications received before making a decision and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Jan Wilkerson	
Gandy Stubblefield	

Motion carried unanimously.

Item 10 Jan Wilkerson made the motion to authorize advertising for bids to purchase one (1) one ton truck with dump bed for street department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 11 Mayor Simms said we have looked into this project before and the bids that came in were too high and we did not have the money. Lanny Parish said we have it scheduled to go back and dig down deep enough to start with a good foundation to correct the streets for a while until we can come up with the money for this project. Mayor Simms and council heard from Deer Trace residents one by one that wanted to speak concerning the street repair in Deer Trace. Some residents wanted to know when the street would be repaired; others said that the streets that were in good shape would not be for long because of the big construction trucks coming through the streets instead of using the back entrance. Lanny Parish said that when someone calls in we send an officer to let them know not to use the front entrance. Someone in the audience asked why the city could not apply for a grant for the street project. Lanny Parish said for a subdivision there are no grants. Resident said if the streets on Deer Trace did not get repaired people would not be able to sell these houses. Some residents said that if they would have had any idea that the street would not be repaired they would have never bought a house in Deer Trace. **Gandy Stubblefield** said we need to get the street repaired because cost is only

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going to get higher every year. Jan Wilkerson made the motion to go out for bids for Concrete Street on Dogwood Ridge and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 12 Mayor Simms called the council into executive session at this time to discuss the status of negotiations for future water supply for the city, status of city manager employment, status of litigation on drug seizure vehicle, and status of collecting franchise fee payment.

Mayor Simms called the council back into open session. No decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 13 No Public Forum.

Item 14 Jan Wilkerson said that she would not be able to attend the next regular council meeting on March 13, 2006.

Item 15 There being no further comments, Mayor Simms entertained a motion to adjourn and **Don Hendrick** made the motion and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 7:59 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, FEBRUARY 20, 2006
5:15 P.M.
DIBOLL CITY HALL

1. **Call to order.**

2. **Invocation.**

3. **Discuss and approve advertising for bids to purchase one generator for City Hall/Police Department.**

4. **EXECUTIVE SESSION:**
   Under the authority of 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:
   551.071 Private Consultation with the City Attorney.
   1. Interview water attorney for possible employment regarding water issues involving the city.
   2. Discuss firm to conduct employment search for retiring city manager.

5. **Consider and approve retention of water attorney regarding water issues involving the city.**

6. **Consider and approve retention of search firm to conduct employment search and recommend city manager finalists.**

7. **Public Forum.**

8. **Council Comments.**

9. **Adjourn.**

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Minutes of the called city council meeting on Monday, February 20, 2006 at 5:15 at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Jan Wilkerson
Don Hendrick	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Ricky Conner	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Candice Velvin	Free Press
Gary Jones	Fire Chief

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

Item 3 Bill Brown made the motion to approve advertising for bids to purchase one diesel or gas generator for City Hall/Police department and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 4 Mayor Simms called the council into executive session at this time to discuss interview water attorney for possible employment regarding water issues involving the city and firm to conduct employment search for retiring city manager.

Mayor Simms called the council back into open session no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 5 The Attorney was sick and could not be at the meeting.

Item 6 Bill Brown made the motion to advertise for employment of city manager through TML web site and newspapers, and to not use a search firm to conduct the employment search and **Don Hendrick** seconded.

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Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 No Public Forum.

Item 8 & 9 There are no further comments, Mayor Simms entertained for a motion to adjourn with **Bill Brown** making the motion and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 6:28 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, MARCH 13, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meetings.

4. Open, tabulate and take action on bids received for repair of Dogwood Ridge Street.

5. Open, tabulate and take action on bids received to purchase one generator.

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

7. Discuss and authorize to advertise for bids to purchase garbage bags.

8. Discuss and award bids to purchase golf carts.

9. Hear presentation of Racial Profiling Report for 2005.

10. **EXECUTIVE SESSION:**
Under the authority of 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:
551.071 Private Consultation with the City Attorney.
    1. Interview water attorney for employment water issues involving the city.
    2. Consider Police Reserve Applicants.

551.075 Discussing personnel or to hear complaints against personnel.
    1. Discuss status of replacement search for retiring city manager.

11. Discuss and take action on police reserve applicants.

12. Public Forum.

13. Council Comments.

14. Adjourn.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of regular city council meeting, Monday, March 13, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Bill Brown
Ricky Conner	Councilman	Jan Wilkerson
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Kent Havard	Police Chief
Candice Velvin	Free Press
Lane Bass	Street Department
Jimmy Mettlen	Golf Course Manager
John Stover	Attorney

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

Item 3 Gandy Stubblefield made a motion to approve the minutes of the previous council meetings and Don Hendrick Seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Ricky Conner	

Motion carried unanimously.

Item 4 After discussion, Ricky Conner made a motion to table the bid and to rebid to repair all the streets with concrete which are not presently concrete in Deer Trace and require an itemized cost for each street with a total for the complete project and Don Hendrick seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 5 After discussion, Don Hendrick made a motion to take the bids until KSA Engineers evectional engineer can review the site and demand bad to be sure the size of the generator is adequate and Gandy Stubblefield seconded.

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Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Ricky Conner	

Motion carried unanimously.

Item 6 After discussion, Don Hendrick made a motion to award the bid to Philpott Ford to sell the City of Diboll Street department one 2006 Ford on-ton, H.D. Diesel crew cab $17,500(GVWE, lbs) chassis and 3 yd. dump body truck delivered to city hall within 90 working calendar days for a net price of $32,290.00 and Ricky Conner seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Gandy Stubblefield	

Motion carried unanimously.

Item 7 Following discussion, Gandy Stubblefield made a motion to authorize advertising to purchase 2, 000 boxes of blue garbage bags and Ricky Conner seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	

Motion carried unanimously.

Item 8 After discussions Ricky Conner made a motion to purchase (50) fifty, 2006 Yamaha Golf Carts for a net cost of $122, 750.00 and Gandy Stubblefield seconded.

Voting For	Voting Against
Ricky Conner	None
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 9 Chief Kent Havard presented the annual Racial Profiling Report for 2005 and reported that the police department is in compliance.

Item 10 1. Mr. John Stover, attorney from Lufkin was interviewed and informed concerning the task and answered questions.

2. Two police reserve applications, Christopher Graham and Ray Williams were discussed.

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1. The number of applications received for city manager was discussed and the process was considered.

Item 11 After discussion, Ricky Conner made a motion to approve Christopher Graham and Ray Williams as reserve police officers and Don Hendrick seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 12 No one in the audience made any comments.

Item 13 Councilman Don Hendrick mentioned the restroom in Old Orchard Park by the baseball field had leaking fixtures and also that the pond in the park has some algae or pollen and requested that it be checked.
Councilman Gandy Stubblefield mentioned that the concrete rails and post in the fence on Lumberjack Drive need repair and also that mud on the Hike/Bike path need to be removed.

Item 14 There being no other comments, Ricky Conner made a motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:30 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 10, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Approve election judge and clerk for city election, May 13, 2006.

5. Discuss and approve one city official to serve on The Deep East Texas Council of Governments Board of Directors.

6. Discuss and approve employment contract with water attorney.

7. Discuss electrical engineer report concerning generator and possibly take action to purchase generator.

8. EXECUTIVE SESSION:
   Under the authority of 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:
   551.071 Private Consultation with the City Attorney.
   1. Conference with Attorney regarding contract with street contractor.

   551.075 Discussing personnel or to hear complaints against personnel.
   1. Discuss applications and employment details for city manager.
   2. Discuss police reserve applicant.

9. Discuss Deer Trace street repair cost and possibly take action.

10. Discuss and take action on police reserve applicant.

11. Discuss sale of seized vehicle and take action to sell.

12. Public Forum.

13. Council Comments.

14. Adjourn.

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Minutes of the regular city council meeting Monday, April 10, 2006 at Diboll City Hall at 5:15 p.m.

Present		Absent	
James P. Simms	Mayor	Gandy Stubblefield	Councilman
Don Hendrick	Councilman	Ricky Conner	Councilman
Jan Wilkerson	Councilwoman		
Bill Brown	Councilman		

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Robbie Roberts	Water Superintendent
Gary Jones	Fire Chief
Levy Ellison	
Billy Sims	KSA Engineer
Bob Grimes	
Deidra Carrell	Finance Director

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

Item 3 Bill Brown made the motion to approve the previous council minutes and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 4 Jan Wilkerson made the motion to approve Ana Castillo as election judge and Juanie Vasquez as election clerk on May 13, 2006 and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 Mayor Simms said he did not want to serve another year on the Deep East Texas Council of Governments Board of Directors. **Bill Brown** made the motion to approve city

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official Jan Wilkerson to serve on The Deep East Texas Council of Government Board of Directors and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 6 Bill Brown made the motion to approve the contract to retain John Stover as water attorney to negotiate for the city and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 7 Billy Sims addressed the city council concerning the generator that would be adequate for planned future expansion of the city hall and police department. Don Hendrick said we do want a natural gas generator. Levy Ellison addressed the council on prices he had on a generator that would take care of both buildings. **Jan Wilkerson** made a motion to go out for bids for a generator and Don Hendrick seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 8 Mayor Simms called the council into executive session to discuss street contractor, applications and employment for city manager, and 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 meeting are kept in a lock box in the city's vault.

Item 9 Mayor Simms said he felt that all the council should be present before making a decision on Deer Trace street repair cost. **Bill Brown** moved to postpone making a decision until the next called meeting April 27, 2006, and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None

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Don Hendrick
Jan Wilkerson

Motion carried unanimously.

Item 10 Bill Brown made the motion to accept police reserve applicant Kent Graham and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously.

Item 11 Chief Kent Havard asked for council approval to advertise for the sale of one seized drug vehicle. **Don Hendrick** made the motion to advertise for the sale and **Jan Wilkerson** seconded.

Voting For	Voting Against
Don Hendrick	None
Jan Wilkerson	
Bill Brown	

Motion carried unanimously.

Item 12 No Public Comments.

Item 13 Mayor Simms stated that we have a called meeting May 16, 2006 to canvass the city election votes. Jan Wilkerson said she could not be here at the regular meeting on May 8, 2006 and Ricky Conner said he could not be here at the May 16, 2006 called meeting.

Item 14 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Jan Wilkerson** seconded.

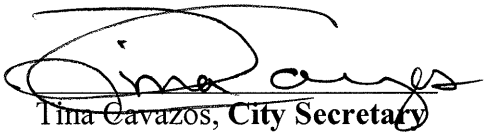
Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 9:47 p.m.

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James P. Simms, **MAYOR**

ATTEST:



Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
THURSDAY, APRIL 27, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss Deer Trace streets repair cost and take action concerning acceptance of bids which were previously tabled.

4. Open, tabulate and take action on bids received to purchase one generator.

5. 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 Attorney.
   1. Conference with City Attorney and contract attorney regarding potential city liability.

6. Public Forum.

7. Council Comments.

8. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL, TUESDAY, APRIL 11, 2006 AT 9:05 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Thursday, April 27, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Ricky Conner	Councilman	
Jan Wilkerson	Councilwoman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Lane Bass	Street Superintendent
Gary Jones	Fire Chief
Billy Sims	KSA Engineer
Hardy Medley	
Sandra Medley	

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

Item 3 Mayor Simms addressed the audience and read the cost estimate total for repair of all the streets in Deer Trace which amounted to $1,115,120.00. Mayor Simms commented that he does not see how we can have all streets fixed in Deer Trace at one time. I just do not see where we would get the money for this kind of project. Bill Brown said we can fix Dogwood Ridge since it is in bad shape and have a schedule for repairing the rest of the streets. Lanny Parish said we will have to get a certificate of obligation for this project or raise property taxes. Gandy Stubblefield and Bill Brown abstained. **Jan Wilkerson** moved to accept the original bid from Cox Construction for Dogwood Ridge only and **Ricky Conner** seconded.

Voting For	Voting Against	Abstaining
Jan Wilkerson	None	Bill Brown
Ricky Conner		Gandy Stubblefield
Don Hendrick		

Item 4 Postpone to the May 16, 2006 called council meeting.

Item 5 Mayor Simms called the council at this time into executive session to discuss water attorney contract and potential city liability.

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

Item 6 No public forum.

Item 7 Don Hendrick asked if the city had checked to see if anything could be done about the pond that was all green looking in Old Orchard Park. Mr. Parish said Nick Ashworth was looking into it.

Item 8 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Jan Wilkerson	
Gandy Stubblefield	

Motion carried unanimously and meeting adjourned at 6:20 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, MAY 16, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meetings.

4. Canvass city election votes and take action to approve.

5. Open, tabulate and take action on the bids received to sell Escalade.

6. Open, tabulate and take action on bids received to sell lot at 604 Ash.

7. Open, tabulate and take action on bids received to purchase blue garbage bags.

8. Open, tabulate and take action on bids received to purchase one generator for city hall/police department.

9. Discuss and possibly take action to approve the Taxes Homeland Regional Resource Response Plan.

10. EXECUTIVE SESSION:
    Under the authority of 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:
    551.075 Discussing personnel or to hear complaints against personnel.
        1. Discuss applications and employment details for city manager.

11. Public Forum.

12. Council Comments.

13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Monday, May 08, 2006 AT 2:00 P.M.

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Minutes of the called city council meeting Tuesday, May 16, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Don Hendrick	Councilman	
Bill Brown	Councilman	
Ricky Conner	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Mr. Albert Delco	
Gary Jones	Fire Chief
Levy Ellison	Electric
Kent Havard	Police Chief
Tina Cavazos	City Secretary
Lanny Parish	City Manager
Jimmy Cassels	City Attorney
Billy Sims	KSA Engineer

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

Item 3 Bill Brown made the motion to approve the previous council minutes and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously.

Item 4 Jan Wilkerson made the motion to approve canvass city election votes and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

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Item 5 Jimmy Cassels opened the bids received on the Escalade as follows: Kenith Jackson $10, 001.00, Dwane Coleman $21,020.00, Irvin C. McWilliams III $25,601.99, Albert Smith $18,651.88, Caterino Perez $10,000.00, Jerry Vineyard $5,001.00, Tony R. Hight $25,898.98, Monica Duren $16,100.01, Jane Raymond $11,750.00, Henry Johnson $21,001.00, James Wagstaff $9,00.00, Gerald Malanders $23,661.00, Gina Bo Wright $27,501.00, Daniel Hanson $16,840.00, Davis Forrest $24956.00, Cynthia Bradford $20,000.00, and Cynthia Bradford $25,500.00. After discussion the council decided the bids were to low. **Jan Wilkerson** move to reject all bids and **Ricky Conner** seconded. The Councilmen agreed to put the vehicle on EBay and start the bidding at $30,000.00. **Jan Wilkerson** moved to list the Escalade on EBay and start the bid at $30,000.00 and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 6 Mayor Simms stated based on information about the taxes owed on 604 Ash, we need to table this item. **Jan Wilkerson** move to reject all bids on 604 Ash and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 7 Don Hendrick made the motion to accept the lowest bid received for blue garbage bags from Houston Poly Bag in the amount of $10,400.00 for 2,000 boxes and **Bill Brown** seconded.

Voting For	Voting Against
Don Hendrick	None
Bill Brown	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously.

Item 8 The Council looked considered the bids received and decided to table this item until the next regular council meeting to have Mr. Lanny Parish review and see if they

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meet specifications and to be sure it is a commercial generator. **Jan Wilkerson** made the motion to table until the next regular council meeting and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 9 **Jan Wilkerson** made the motion to approve the Texas Homeland Regional Resource Response Plan and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 10 Mayor Simms called the council into executive session to discuss applications and employment details for city manager.

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

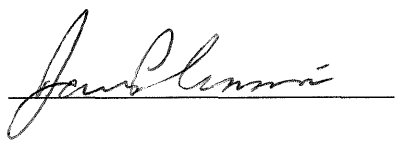
Item 11 No Public Forum.

Item 12 Mayor Simms and Council discussed repairs that the Scout House needs.

Item 13 Bill Brown made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Jan Wilkerson	

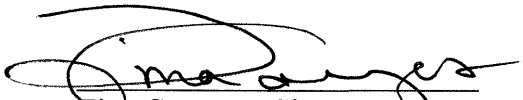
Motion carried unanimously and meeting adjourned at 7:38 p.m.



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James P. Simms, **Mayor**

ATTEST:



Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JUNE 5, 2006
5:15 P.M.

1. Call to order.

2. Invocation.

3. Administer statement of elected officer.

4. Administer Oath of Office to the elected officials.

5. Issue Certificate of Election to newly-elected officers.

6. Appoint Mayor Pro-Tem.

7. Executive Session:

Under the authority of Texas Open Meeting Act, Texas Government Code Section 551.01 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:

551.075 Discussing personnel or to hear complaints against personnel.

1. Interview city manager applicants.

8. To make an offer of employment to the prospective city manager.

9. Public Forum.

10. Council Comments.

11. Adjourn.

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Minutes of the called city council meeting Monday, June 5, 2006 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Jan Wilkerson	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Ricky Conner	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Stephen Abraham	
Kenneth Williams	
David Moss	

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

Item 3 Mayor James P. Simms administered the statement of elected officer to Bill Brown, Don Hendrick, and Gandy Stubblefield.

Item 4 Mayor James P. Simms administered the Oath of Office to Bill Brown, Don Hendrick, and Gandy Stubblefield.

Item 5 Mayor James P. Simms issued the Certificate of Election to the newly-elected officers.

Item 6 Don Hendrick made the motion to appoint Bill Brown as Mayor of Pro-Tem and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session to interview city manager applicants.

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Mayor Simms called the council back into open session. No decision was made and no votes were cast. Minutes of the executive session meeting are kept in a locked box in the city's vault.

Item 8 Jan Wilkerson made the motion to make an offer of employment as city manager to David Moss and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 9 No Public Forum.

Item 10 No council comments.

Item 11 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion **Don Hendrick** seconded

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 7:55 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, City Secretary

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Minutes of the called city council meeting Monday, June 5, 2006 at Diboll City Hall at 5:15 p.m.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Jan Wilkerson	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Ricky Conner	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Stephen Abraham	
Kenneth Williams	
David Moss	

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

Item 3 Mayor James P. Simms administered the statement of elected officer to Bill Brown, Don Hendrick, and Gandy Stubblefield.

Item 4 Mayor James P. Simms administered the Oath of Office to Bill Brown, Don Hendrick, and Gandy Stubblefield.

Item 5 Mayor James P. Simms issued the Certificate of Election to the newly-elected officers.

Item 6 Don Hendrick made the motion to appoint Bill Brown as Mayor of Pro-Tem and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session to interview city manager applicants.

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Mayor Simms called the council back into open session. No decision was made and no votes were cast. Minutes of the executive session meeting are kept in a locked box in the city's vault.

Item 8 Jan Wilkerson made the motion to make an offer of employment as city manager to David Moss and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 9 No Public Forum.

Item 10 No council comments.

Item 11 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion **Don Hendrick** seconded

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 7:55 p.m.

James P. Simms, **MAYOR**

ATTEST:

Tina Cavazos, City Secretary

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Agenda
Regular City Council Meeting
Monday, June 12, 2006
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Discuss and take action regarding a resolution to submit a 2007-2008 TCDP grant application.

5. Consider and take action to adopt a Resolution declaring expectation to reimburse expenditures with proceeds of future tax-exempt obligations.

6. Consider and take action to adopt a Resolution authorizing publication of notice of intent to issue certificates of obligations for street improvements.

7. Consider and take action to approve a contract for financial advisory services with Southwest Securities.

8. Discuss and take action to purchase generator from previous bids or to readvertize for bids.

9. Consider Planning and Zoning Board recommendation to change zoning at 305 Hines from SF-1 (single family dwelling) to B-1 (business district) and take action.

10. Consider and approve transferring the city's interest in 604 Ash to Angelina County for tax sale.

11. EXECUTIVE SESSION:
Under the authority of 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:

551.075 Discussing personnel or to hear complaints against personnel.

1. Discuss personnel.
2. Consider employment of city manager.

12. Public Forum.

13. Council Comments.

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14. Adjourn.

Posted on City Hall Bulletin Board Monday, June 5, 2006 at 11:00 a.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Agenda
Regular City Council Meeting
Monday, June 12, 2006
5:15 P.M.
Diboll City Hall

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Discuss and take action regarding a resolution to submit a 2007-2008 TCDP grant application.

5. Consider and take action to adopt a Resolution declaring expectation to reimburse expenditures with proceeds of future tax-exempt obligations.

6. Consider and take action to adopt a Resolution authorizing publication of notice of intent to issue certificates of obligations for street improvements.

7. Consider and take action to approve a contract for financial advisory services with Southwest Securities.

8. Discuss and take action to purchase generator from previous bids or to readvertize for bids.

9. Consider Planning and Zoning Board recommendation to change zoning at 305 Hines from SF-1 (single family dwelling) to B-1 (business district) and take action.

10. Consider and approve transferring the city's interest in 604 Ash to Angelina County for tax sale.

11. EXECUTIVE SESSION:
Under the authority of 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:

551.075 Discussing personnel or to hear complaints against personnel.

1. Discuss personnel.
2. Consider employment of city manager.

12. Make an offer of employment to the prospective city manager.

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13. Public Forum.

14. Council Comments.

15. Adjourn.

Posted on City Hall Bulletin Board on Thursday, June 8, 2006 at 10:30 a.m.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting on Monday, June 12, 2006 at 5:15 p.m. at Diboll City Hall.

Present	Absent
James P. Simms	Gandy Stubblefield
Don Hendrick	
Bill Brown	
Ricky Conner	
Jan Wilkerson	

Also Present	
Jimmy Cassels	City Attorney
Gary Jones	Fire Chief
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Deidra Carrell	Finance Director
Candice Velvin	Free Press
Ed Moore	
Jim Vann	

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

Item 3 Jan Wilkerson moved to approve the previous council meetings minutes and **Bill Brown** seconded.

Present	Absent
Jan Wilkerson	None
Bill Brown	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 4 Jim Vann said that last year we had not received the grant and that this year we had a better chance of getting the grant. Mr. Vann stated that we need a resolution to be able to submit the 2007-2008 TCDP grant application by August 31, 2006. Lanny Parish said this will take care of the old lines on Pine Street and M.L.K Street. **Jan Wilkerson** move to approve the resolution and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Don Hendrick	

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Motion carried unanimously.

Item 5 Bill Brown made the motion to adopt a Resolution declaring that the city expects to reimburse expenditures for Dogwood Ridge street project with proceeds from future tax-exempt obligations and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

Item 6 Jan Wilkerson made the motion to adopt a Resolution authorizing publication of notice of intent to issue certificates of obligations for street improvements and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Don Hendrick	

Motion carried unanimously.

Item 7 Don Hendrick made the motion to approve a contract for financial advisory services with Southwest Securities and **Jan Wilkerson** seconded.

Voting For	Voting Against
Don Hendrick	None
Jan Wilkerson	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 8 Lanny Parish said the Hospital in Livingston had the same kind of Generator the bid from Dealer Electric offered. **Bill Brown** made the motion to accept the previous bid Dealers Electric and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	

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Motion carried unanimously.

Item 9 Lanny Parish said that 305 Hines was previously zoned SF-1 (single family dwelling) so Mr. Edwards' daughter could live there, now he is leasing it for a business and would like to have 305 Hines changed from SF-1(single family dwelling) to a B-1 (business district). **Jan Wilkerson** moved to change 305 Hines zone Sf-1 (single family dwelling) to B-1 (business district) and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Bill Brown	
Ricky Conner	
Don Hendrick	

Motion carried unanimously.

Item 10 Jan Wilkerson moved to approve transferring the city's interest in 604 Ash to Angelina County so tax sale can be conducted and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 11 Mayor Simms called the council into executive session to discuss personnel and consider employment of city manager.

Mayor Simms called the council back into open session. No decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a locked box in the city's vault.

Item 12 Ricky Conner made the motion to approve Kenneth Williams for employment as city manager and **Bill Brown** seconded.

Voting For	Voting Against
Ricky Conner	None
Bill Brown	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

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Item 13 No Public Forum.

Item 14 Don Hendrick said he would try to talk with Mr. Spencer Knutson on the phone about the weedy lot on Nelson. Lanny Parish said he would try to contact Wes Saxton about the weedy lot on the corner of Saxton Street @ Office. Ricky Conner said he had talked with Tom Selman and there are plans for Okay Food Store to be remodeled in the future.. The council agreed to meet with Kenneth Williams on June 19, 2006 about the city manager position and benefits.

Item 15 There being no further comments, Mayor Simms entertained a motion to adjourn and **Bill Brown** made the motion with **Jan Wilkerson** seconding.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 6:50 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular City Council Meeting Monday, December 11, 2006 at 5:15 p.m. at Diboll Council Chambers.

Present		Absent
James P. Simms	Mayor	None
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Jan Wilkerson	Councilwoman	
Jimmy Cassels	City Attorney	
Kenneth Williams	City Manager	
Tina Cavazos	City Secretary	

Also Present	
Horace Williams	School Superintendent
Gary Jones	Fire Chief
Kent Havard	Police Chief
Gary Fannon	First Baptist Church (Pastor)
Police Chief	Police Chief of Huntington
David Gilz	Nestor Traffic System
Rick Ledford	Nestor Traffic System

1. **Mayor Simms called meeting to order.**

2. **Kenneth Williams opened meeting with prayer.**

3. **Approval of Minutes**

Motion was made to approve the Minutes of the regular meeting of November 13, 2006 by Gandy Stubblefield and seconded by Ricky Conner with a unanimous affirmative vote being recorded.

4. **Discuss and approve the use of Red Light Traffic Cameras by Nestor Traffic System**

Mr. Williams (City Manager) gave the staff report. David Gilz (Nestor Traffic System) came forward representing the request and to answer any questions of the Council.

David Gilz (Nestor Traffic Systems) presented to the Mayor and Council a video on the features and benefits of the red light camera. Mr.Gilz explained that his company has been in operation since 1988. Mr. Gilz also gave an overview of the company. Mr. Gilz explained how the system would work. Jimmy Cassels (City Attorney) asked if it's possible to commit to a two year contract instead of five year contract. Mr.Gilz stated that the company could only do a three year contract. Mr. Gilz explained that by doing a three year contract it will allow the company to recover their money. Mr.Gilz also went into detail explaining that before Nestor Traffic Systems install a system they would do a study of the specific area to determine if it is feasible to install the red light camera system.

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Mr. Williams (City Manager) asked would the road need to be reconstructed to install this system. Mr. Gilz stated no. Mr. Gilz explained that it's several different ways to install this system. Mr. Gilz stated that by working with an Engineer they would determine the best way to install this system. Ricky Conner (Councilmember) asked the time frame of starting and completing the installation of the lights. Mr. Gilz explained the job would take approximately 60 days.

Motion was made by Jan Wilkerson to approve the request for Red Light Traffic Cameras by Nestor Traffic System with a three year contract. Bill Brown seconded the motion with a unanimous affirmative vote being recorded.

5. **Discuss and approve and increase of Green Fees at Neches Pines Golf Course.**

Mr. Williams (City Manager) gave the staff report.

Jimmy Mettlen came forward representing the request and to answer any questions of the Council.

Mr. Mettlen explained that by increasing the Green Fees it would make the Golf Course compatible to the surrounding Golf Courses. Mr. Mettlen explained that they would like to increase the fees by $3.00 on weekdays and $4.00 dollars on weekends. Mr. Mettlen also noted that with this increase the Golf Course fees are still below others Golf Courses in the area.

Bill Brown made the motion to increase the green fees at Neches Pines Golf Course. Ricky Conner seconded the motion with a unanimous affirmative vote being recorded.

6. **To enact an ordinance to prohibit the sale of Alcoholic Beverages from a store located within 300 feet of a church, public or private school.**

Mr. Williams (City Manager) gave the staff report.

Jan Wilkerson (Councilmember) asked if this ordinance would cover libraries. Mr. Cassels (City Attorney) stated no.

Gandy Stubblefield (City Councilmember) asked how many applications had the City received. Mr. Williams (City Manager) stated three.

Gandy Stubblefield made the motion to approve the ordinance to prohibit the sale of alcoholic beverages from a store located within 300 feet of a church, public or private school. Don Hendrick seconded the motion with a unanimous affirmative vote being recorded.

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7. **Discuss and approve a Resolution to charging a permit, application, processing, and an annual license fee for establishments that sell beer and wine.**

Mr. Williams (City Manager) gave the staff report. There being no comments.

Don Hendrick made the motion to approve a resolution to charging a permit, application, processing, and an annual license fee for establishments that sell beer and wine. Jan Wilkerson seconded the motion with a unanimous affirmative vote being recorded.

8. **Consider and possible approval request by Brookshire Brother Food Stores to obtain a variance to the City of Diboll's ordinance prohibiting the sale of alcoholic beverages within 300 feet of school property for the store located at 221 North Temple in Diboll, Texas**

Mr. Williams (City Manager) stated that Brookshire Brother decided to withdraw the application. Mr. Williams noted that this item would not be heard by the Council.

9. **Consider and take action on joint election contract agreement between the Diboll Independent School District and the City of Diboll**

Mr. Williams (City Manager) stated that the Texas Education Code, Section 11.0581 has asked all schools to hold their elections with the City or County. Mr. Williams stated that the City would like to have the early election and voting day in the same location. Mayor Simms asked Mr. Horace Williams (School Superintendent) if he had any comments. Mr. Horace Williams had none.

The floor was opened for comments. There being none.

Motion was made by Bill Brown to approve the authorization for the joint elections with the Diboll Independent School District. Ricky Conner seconded the motion with a unanimous affirmative vote being recorded.

10. **Consider and take action on joint election contract agreement between the Diboll Independent School District and the City of Diboll**

Mr. Williams (City Manager) gave the staff report. Mr. Simms stated that the Council should have already reviewed the contract agreement between the Diboll Independent School District and City of Diboll sharing all cost for the election.

Mayor Simms opened the floor for comments. There being none.

Motion was made by Jan Wilkerson to approve the joint election contract agreement between the Diboll Independent School District and the City of Diboll. Ricky Conner seconded the motion with a unanimous affirmative vote being recorded.

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11. Consider and take action adopting a resolution to approve applying for Texas Community Development Board Grant Program Assistance

This item was withdrawn from Council agenda.

12. Executive Session

Mayor Simms called the council into executive session at this time to discuss personnel issues.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the city's vault.

13. Public Forum

Gary Fannon (Pastor) stated that he would like to see the city of Diboll stay dry. Mr. Fannon asked for information on how to get a petition started to keep the city of Diboll dry. Jimmy Cassels (City Attorney) stated that Bill Shanklin's office in Lufkin would have all the information for getting a petition started.

14. Council Comments

There being none.

15. City Manager Comments

Mr. Williams stated that the City was recognized as an outstanding Water System. Mr. Williams also noted that the Hike and Bike Trail received a certificate and the trail meets ADA requirements.

16. There being no further business for consideration, the meeting was adjourned at 7:03p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JUNE 19, 2006
5:30 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION:
   Under the authority of 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:
   551.075 Discussing personnel or to hear complaints against personnel.
   1. Discuss city manager employment package.

4. Take action to approve city manager compensation package.

5. Public Forum.

6. Council comments.

7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, June 13, 2006 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JUNE 19, 2006
5:30 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION:
   Under the authority of 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:
   551.075 Discussing personnel or to hear complaints against personnel.
   1. Discuss city manager employment package.

4. Take action to approve city manager compensation package.

5. Public Forum.

6. Council comments.

7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, June 13, 2006 AT 9:00 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting on June 19, 2006 at 5:30 p.m. at Diboll city Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Kenneth Williams	

Item 1 Mayor James P. Simms called the meeting to order.

Item 2 Mayor Simms asked Lanny Parish to give the invocation.

Item 3 No decisions were made and no votes were cast.

Item 4 No action was taken on this item since the council was still negotiation some items. A called meeting was scheduled for Friday, June 23, 2006 at 8:00 a.m. at City Hall.

Item 5 There was no input from the public.

Item 6 No Council Comments.

Item 7 Mayor Simms called for a motion to adjourn with **Bill Brown** making the motion and **Gandy Stubblefield** seconding.

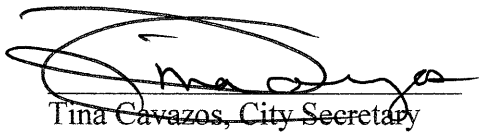
Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 9:10 a.m.

James P. Simms, Mayor

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Attest:



Tina Cavazos, City Secretary

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Minutes of the called city council meeting on June 19, 2006 at 5:30 p.m. at Diboll city Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Kenneth Williams	

Item 1 Mayor James P. Simms called the meeting to order.

Item 2 Mayor Simms asked Lanny Parish to give the invocation.

Item 3 No decisions were made and no votes were cast.

Item 4 No action was taken on this item since the council was still negotiation some items. A called meeting was scheduled for Friday, June 23, 2006 at 8:00 a.m. at City Hall.

Item 5 There was no input from the public.

Item 6 No Council Comments.

Item 7 Mayor Simms called for a motion to adjourn with **Bill Brown** making the motion and **Gandy Stubblefield** seconding.

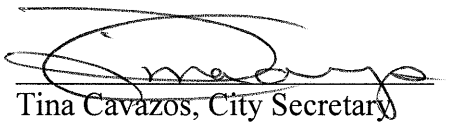
Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 9:10 a.m.

James P. Simms, Mayor

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Attest:



Tina Cavazos, City Secretary

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AGENDA
CALLED CITY COUNCIL MEETING
FRIDAY, JUNE 23, 2006
8:00 A.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION:
   Under the authority of 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:
   551.075 Discussing personnel or to hear complaints against personnel.
   1. Discuss city manager employment package.

4. Take action to approve city manager compensation package.

5. Public Forum.

6. Council Comments.

7. Adjourn.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Friday, June 23, 2006 at 8:00 a.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Ricky Conner
Jan Wilkerson	Councilwoman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

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

Item 3 Mayor Simms called the council into executive session to discuss city manager employment package.

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

Item 4 Jan Wilkerson made the motion to approve city the manager compensation package and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 No Public Forum.

Item 6 No Council Comments.

Item 7 Bill Brown made the motion to adjourn and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 8:47 a.m.

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James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called city council meeting Friday, June 23, 2006 at 8:00 a.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Ricky Conner
Jan Wilkerson	Councilwoman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	

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

Item 3 Mayor Simms called the council into executive session to discuss city manager employment package.

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

Item 4 Jan Wilkerson made the motion to approve city the manager compensation package and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 5 No Public Forum.

Item 6 No Council Comments.

Item 7 Bill Brown made the motion to adjourn and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously and meeting adjourned at 8:47 a.m.

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James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, JULY 10, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meetings.

4. Consider all matters incident and related to the issuance and sale of "City of Diboll, Texas, Tax and Utility System Surplus Revenue Certificates of Obligation, Series 2006", including the adoption of an ordinance authorizing the issuance of such obligations.

5. Discuss and authorize advertise for bids to purchase black bags.

6. Discuss and take action to authorize to purchase air packs for fire department.

7. EXECUTIVE SESSION:
   Under the authority of 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:
   551.001 Discussing personnel or to hear complaints against personnel.
   1. Discuss Finance Director status.

8. Consider whether or not to hear appeal of the former city finance director concerning her termination by the city manager.

9. Set the date and time of the appeal of the former city finance director if the council should decide to hear same.

10. Public Forum.

11. Council Comments.

12. Adjourn.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, July 10, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Ricky Conner	Councilman	
Bill Brown	Councilman	
Don Hendrick	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	City Manager
Tina Cavazos	City Secretary
Sue Chandler	Accounts Payable Clerk
Gary Jones	Fire Chief
Ed Moore	
Betty Capps	Court Clerk

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

Item 3 Jan Wilkerson moved to approve minutes of the previous council meetings and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Mr. Ed Moore addressed the council on the Tax and Utility System Surplus Revenue Certificates of Obligation series 2006. Mr. Moore said the lowest bid received was 4.25 from First Bank and Trust and it was $3,000 lower than other bids received. **Bill Brown** made the motion to accept the bid from First Bank and Trust and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

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Item 5 Lanny Parish said the city is low on black garbage bags. Jan Wilkerson asked who gets these bags. Mr. Parish said the city gives free bags one time only when a customer puts a deposit up for residential service. We sell the boxes of garbage bags to customer for $6.50 per box. **Don Hendrick** made the motion to authorize advertises for bids to purchase black bags and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Jan Wilkerson	
Bill Brown	

Motion carried unanimously.

Item 6 Gary Jones said he would like 8 air packs that are all they have budget. Don Hendrick asked how many he needed. Mr. Jones said (10) ten were needed. Council agreed to bid for (8) eight and (10) ten and consider the costs. **Bill Brown** made the motion to authorize advertising for bids air packs and **Don Hendrick** seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

Item 7 Mayor Simms called the council into executive session to discuss Finance Director status.

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

Item 8 Don Hendrick made the motion to hear the appeal of the former city finance director concerning her termination by city manager, and **Jan Wilkerson** seconded.

Voting For	Abstain
Don Hendrick	Bill Brown
Jan Wilkerson	Ricky Conner

Item 9 Jan Wilkerson moved to set the date of August 7, 2006 at 5:15 p.m. to hear the appeal of the former city finance director and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None

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Don Hendrick

Item 10 No Public Forum.

Item 11 Don Hendrick asked if anyone had found out what to do about the algae in the pond in Old Orchard Park. Council discussed the weedy lot on Saxton Street and the one on Booker. Jimmy Cassels said we can give the owners fourteen days to clean it up and then put a lien against the property for expenses incurred to mow the lot.

Item 12 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Don Hendrick	
Ricky Conner	

Motion carried unanimously and meeting adjourned at 6:16 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY, JULY 24, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Discuss and authorize change order for Dogwood Ridge Street.

4. Discuss and take action to authorize advertising to purchase employee insurance.

5. Public Forum.

6. Council Comments.

7. Adjourn.

POSTED ON BULLETIN BOARD AT CITY HALL, Friday, July 21, 2006, AT 12:00 NOON.

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Minutes of the called city council meeting Monday, July 24, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Jan Wilkerson	Councilwoman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Ricky Conner	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Kenneth Williams	City Manager
Tina Cavazos	City Secretary
Lanny Parish	
Billy Simms	KSA Engineer
Gary Jones	Fire Chief
Betty Capps	Court Clerk
Sue Chandler	Accounts Payable Clerk

Item 1 & 2 Mayor James P. Simms called the meeting to order and Bill Brown gave the invocation.

Item 3 Mr. Billy Sims said that we have enough money to concrete Redbud Avenue and leave the same driveways, gutters and curbs. Councilman Bill Brown said he did not think this was a change order. Mr. Sims said we need to replace the street now before concrete goes up again. Councilman Brown asked if the construction that is going to be done on Redbud Avenue will hold as good as on Dogwood. Councilman Brown said we do not want to have to repeat repairs in five years and have the problems that we are having now. Mr. Sims said that if the foundation is done right, it should be good for 25 years. Mr. Sims said if you put a program in place to seal cracks and keep water off, the street should have a 20 to 25 year life. Mr. Cassels asked about the life of Dogwood Ridge and Mr. Sims said they should be good for 20 to 30 years. **Don Hendrick** moved to authorize the change order for Dogwood Ridge Street and **Jan Wilkerson** seconded.

Voting For	Oppose
Don Hendrick	Bill Brown
Jan Wilkerson	
Gandy Stubblefield	
Ricky Conner	

Item 4 Bill Brown made the motion to authorize advertising to purchase employees insurance and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None

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Gandy Stubblefield
Ricky Conner
Don Hendrick
Jan Wilkerson

Motion carried unanimously.

Item 5 No Public Comments.

Item 6 Don Hendrick asked if anyone every find out anything on how to clean the algae in the pond. Mr. Kenneth Williams said he would get in touch with someone with county extension agent's office. Council agreed to meet for budget workshops on Tuesday, August 15, 2006 at 6:00 and Thursday, August 17, 2006 at 5:15.

Item 7 There being no further comments, Mayor Simms entertained a motion to adjourn. Bill Brown made the motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 6:00 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, **City Secretary**

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AGENDA
CALLED CITY COUNCIL MEETING
MONDAY AUGUST 7, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. EXECUTIVE SESSION:
   Under the authority of 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:
   551.075 Discussing personnel or to hear complaints against personnel.
   1. Discuss and hear appeal concerning termination of Finance Director.

4. Public Forum.

5. Council Comments

6. City Manager Comments

7. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Monday, July 31, 2006 AT 3:48 P.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the called council meeting Monday, August 7, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Ricky Conner	Councilman	
Don Hendrick	Councilman	
Jan Wilkerson	Councilwoman	
Gandy Stubblefield	Councilman	

Also Present	
Kenneth Williams	City Manager
Tina Cavazos	City Secretary
Lanny Parish	
Jeff Stull	Methodist Preacher
David Martinez	
Gary Jones	Fire Chief
Kent Havard	Police Chief
Jimmy Cassels	City Attorney

Item 1 & 2 Mayor James P. Simms called the meeting to order and Jeff Stull gave the invocation.

Item 3 No executive session. Jimmy Cassels said the party decided not to go forward with the appeal and this concludes the matter.

Item 4 No Public Forum.

Item 5 Mr. Stubblefield asked if we had received any bids on the generator. Mr. Williams said not as of today.

Item 6 Mr. Cassels said we needed to check into the yellow signal lights timer. Truckers say there is not enough time for them to come to a complete stop or get through the intersection before it turns red. Mr. Williams said he would call Mr. Bickley at Tx-Dot tomorrow.

Item 7 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	

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Motion carried unanimously and meeting adjourned at 5:20 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, AUGUST 14, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Approve minutes of the previous council meetings.
4. Open, discuss and take action to award bid to purchase black bags.
5. Open, discuss and take action to award bid to purchase air packs for fire department.
6. Presentation by the Lufkin Angelina County Economic Development Partnership.
7. Public Forum.
8. Council Comments.
9. City Manager Comments.
10. Adjourn.

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Minutes of the regular city council meeting Monday, August 14, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Ricky Conner	Councilman	
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Jimmy Cassels	City Attorney
Kenneth Williams	City Manager
Tina Cavazos	City Secretary
Lanny Parish	
Gary Jones	Fire Chief
David Martinez	

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

Item 3 Gandy Stubblefield moved to approve the minutes of the previous council meetings and **Bill Brown** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Bill Brown	
Ricky Conner	
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously.

Item 4 Jimmy Cassels opened the first bid from Bogel for 2000 boxes of black garbage bags in the amount of $10,900.00 to be delivered in (2) two weeks. Mitchell of Houston did not meet bid specifications. Houston Poly Bag bid 2000 boxes in the amount of $8,620.00 to be delivered in (21) twenty-one days after P.O. is released. Jadcore, Inc. bid 2000 boxes of black garbage bags in the amount of $9,360.00 to be delivered in (3) three weeks. **Jan Wilkerson** made the motion to award the bid to Houston Poly Bag in the amount of $8,620.00 and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Bill Brown	
Gandy Stubblefield	

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Don Hendrick
Ricky Conner

Motion carried unanimously.

Item 5 Jimmy Cassels said Metro Fire Apparatus Specialists is the only bid received for the self contained breathing apparatus. The bid was for (8) eight self contained breathing apparatus with (16) sixteen extra composite bottles for a total of $23,336.00 and for (10) ten self contained breathing apparatus with (20) twenty extra composite bottles in the amount of $29,127.00 to be delivered in (5) five weeks. **Gandy Stubblefield** made the motion to accept the bid for (10) ten apparatus with (20) twenty extra composite bottles for $29,127.00 and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	
Bill Brown	

Motion carried unanimously.

Item 6 Jim Wehmeir with the Chamber of Commerce Economic Development Partnership made his presentation to the Mayor and Council concerning Economic Development activities Mr. Wehmeir said his job was to help draw business and industries to our town. Gandy Stubblefield asked if they had anything going on at this time and Mr. Wehmeir said they are working with 18 different projects to bring to the Lufkin area. Lufkin area has gotten good publication from Katrine.
Mr. Williams asked what can the council and the city can do to help. Mr. Wehmeir said you can help by looking for (5) or more acres of land for industrial sites the Partnership meets monthly.

Item 7 No Public Forum.

Item 8 Don Hendrick asked if Kenneth Williams would talk to Pineywoods Sanitation and see why they often miss his garbage. Jan Wilkerson said the parking lot in front of city hall needs to be repaired and Mr. Williams said he was going to take care of it.

Item 9 No comments.

Item 10 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Don Hendricks** seconded.

Voting For	Voting Against
Bill Brown	None

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Don Hendrick
Jan Wilkerson
Gandy Stubblefield
Ricky Conner

Motion carried unanimously and meeting adjourned at 5:40 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Manager

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AGENDA
CALLED CITY COUNCIL MEETING
TUESDAY, AUGUST 15, 2006
6:00 P.M.
DIBOLL CITY HALL

1. Call to order.
2. Invocation.
3. Budget workshop for the following departments: Administration, Court, Fire, General, Wastewater and Revenue.
4. Schedule public hearing if needed.
5. Public Forum.
6. Council Comments.
7. City Manger Comments.
8. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, AUGUST 8, 2006 AT 9:30 A.M.

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Minutes of the called council meeting Tuesday, August 15, 2006 at 6:00 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Gandy Stubblefield
Jan Wilkerson	Councilwoman	
Bill Brown	Councilman	
Ricky Conner	Councilman	
Don Hendrick	Councilman	

Also Present

Dee Scarborough	Wastewater Superintendent
Gary Jones	Fire Chief
Kenneth Williams	City Manger
Lanny Parish	
Tina Cavazos	City Secretary

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

Item 3 Department Superintendents presented their budget requests for 2006-2007 budget years as follows:
Dee Scarborough presented the budget for the wastewater department; Chief Gary Jones for the fire department and Kenneth Williams and Lanny Parish presented the budget for Administration, Court, General Fund and also presented projected revenues.

Item 4 No public hearing was schedule.

Item 5 No Public Forum.

Item 6 Don Hendrick asked about the trees limbs and ponds at the old orchard park. Mr. Williams said that we have the street department cutting down limbs but if you see any they miss let us know. Chemicals were put in the ponds at the Old Orchard Park and it has already started making a difference.

Item 7 Mr. Williams said we have hired a new finance director, Elvia Garza ~~might~~ from Diboll. She has a Masters from the University of Texas and is a C.P.A. and formally employed for Lufkin Industries.

Item 8 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	

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Jan Wilkerson

Motion carried unanimously and meeting adjourned at 7:48 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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Minutes of the called city council meeting on Thursday, August 17, 2006 at 5:15 p.m. at Diboll city hall.

Present		Absent
James P. Simms	Mayor	None
Bill Brown	Councilman	
Jan Wilkerson	Councilwoman	
Don Hendrick	Councilman	
Ricky Conner	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Kent Havard	Police Chief
Kenneth Williams	City Manager
Lanny Parish	
Tina Cavazos	City Secretary
Jimmy Mettlen	Golf Course Manager
Larry Bowman	Civic Center Manager
Eddie Concha	Park Superintendent
Lane Bass	Street Superintendent
Robbie Roberts	Water Superintendent

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

Item 2 Department Superintendents presented their budget requests for 2006-2007 budget years as follows:
Lane Bass presented the budget for the Street Department; Eddie Concha for the Parks Department; Kent Havard for the Police Department, Jimmy Mettlen for the Golf Course Department; Larry Bowman for the Civic Center and Robbie Roberts for the Water Department.

Item 4 No Public Forum.

Item 5 Gandy Stubblefield asked if we had heard anything on the Eason Lake project. Mr. Williams said that nothing has changed and he did intend to be at the next meeting and talk with Jack Sweeny.

Item 6 No Comments.

Item 7 There being no further comments, Mayor Simms entertained a motion to adjourn. **Jan Wilkerson** made the motion to adjourn and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	

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Ricky Conner
Don Hendrick
Bill Brown

Motion carried unanimously and meeting adjourned at 7:05 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
Called City Council Meeting
Thursday, August 24, 2006
5:15 P.M.
Diboll City Hall

1. Call to order.
2. Invocation.
3. Discuss and take action to award bid to install gas generator.
4. Budget workshop and Revenue.
5. Schedule public hearing if needed.
6. Public Forum.
7. City Manager Comments.
8. Council Comments.
9. Adjourn.

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Minutes of the called meeting on Thursday, August 24, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Ricky Conner
Gandy Stubblefield	Councilman	Bill Brown
Don Hendrick	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Kenneth Williams	City Manager
Lanny Parish	
Tina Cavazos	City Secretary
Levy Ellison	Electrician

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

Item 3 Mr. Kenneth Williams said we only received one bid for the generator from Weisinger Electric. The bid was $37,000.00 more than we projected. Levy Ellison said you have to be an electrician to know how much wiring and work is involved to complete the project. Levy Ellison said that the best thing to do is sit down with Weisinger and see if it can be done more economical. Mayor Simms said I think that is a good idea. Mr. Stubblefield said we still have 30 days before the bid is void and Levy Ellison and Kenneth Williams get can together with Weisinger electric. **Gandy Stubblefield** made a motion to table the item at this time and take action at the September 11, 2006 council meeting and **Jan Wilkerson** seconded.

Voting For	Against
Gandy Stubblefield	None
Jan Wilkerson	
Don Hendrick	

Motion carried unanimously.

Item 4 Mr. Williams presented the council a proposed budget with revenue and expenses and no increase in taxes. Don Hendrick asked if water and sewer were going to increase and Mr. Parish said we went up last year 25% in anticipation of the Eason Lake project and so no increase this year. We are still waiting on the Appraisal district for our effective tax rate. Gandy Stubblefield asked did you find out what happen on budget being off so much. Mr. Parish said Tina had been entering the insurance twice and that made a big difference. Mr. Parish said also Franchise taxes were reduce due to Temple – Inland no longer paying a gas franchise fee. Mr. Williams said in this budget we have all that was asked for and the extra employee that some departments needed. Mayor Simms said even if we were to approve the budget we can still amend and not get everything the

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city requested. Mr. Parish said as soon as we get the tax rate from Bill Shanklin we will have a more accurate budget to present to the council.

Item 5 No Public hearing schedule needed.

Item 6 No Public Forum.

Item 7 Mr. Williams said our finance director will start on September 5, 2006.

Item 8 Council asked if we any additional information on the Eason Lake project. Mr. Williams said we met with Jack Sweeny August 31, 2006. Mr. Williams said that Bob Brown is retiring and he is going to take care of helping repair the median lights. Mr. Williams said we are still buying the material for this project.

Item 9 There being no more comments, Mayor Simms entertained to adjourn. **Gandy Stubblefield** made the motion to adjourn and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendricks	
Jan Wilkerson	

Motion carried unanimously and meeting adjourned at 5:53 p.m.

James P. Simms, **Mayor**

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 11, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meetings.

4. Discuss and take action on Planning and Zoning Board's recommendation to grant a change from SF-1 (residential) to B-1 (business) of the 0038 Padron J.A. Tract 26-27.1 Acres 0.576 on US 59 N for insurance agency office building.

5. Discuss and approve an ordinance adopting the City of Diboll Hazard Mitigation action plan.

6. Discuss and award employee health insurance contract for 2006-2007.

7. Hear Jacob Denman present Diboll ISD Temple Elementary Campus traffic plan.

8. Discuss and take action to approve the City of Diboll Budget for fiscal year 2006-2007.

9. Discuss and take action to approve setting the Interest and Sinking Fund tax rate at $.1628 for the fiscal year 2006-2007.

10. Discuss and take action to approve setting the Maintenance and Operation Fund tax rate at $.3334 for the fiscal year 2006-2007.

11. Discuss and take action to approve setting the property tax rate at $.4962 for the fiscal 2006-2007.

12. EXECUTIVE SESSION:

    Under the authority of 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:

    551.074 Discussing personnel or to hear complaints against personnel.

    551.071 Private Consultation with the City Attorney.

    1. Discuss Police reserve applicant.

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2. Discuss and hear Water Attorney on Eason Lake project.

13. Discuss and take action on police reserve applicant.

Late agenda item.

14. Discuss and approve to advertise for bids to purchase aerator for Wastewater Treatment Plant.

15. Public Forum.

16. Council Comments.

17. City Manager Comments.

18. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD TUESDAY, SEPTEMBER 5, 2006 AT 4:30 P.M.

POSTED ON CITY HALL BULLETIN BOARD FRIDAY, September 8, 2006 AT 3:30 P.M.

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Minutes of the regular city council meeting Monday, September 11, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Jan Wilkerson	Councilwoman	
Ricky Conner	Councilman	
Bill Brown	Councilman	

Also Present	
Jimmy Cassels	City Attorney
Lanny Parish	
Kenneth Williams	City Manager
Horace Williams	School Superintendent
Elvia E. Garza	Finance Director
Levy Ellison	Electrician
Tina Cavazos	City Secretary
John Strain	Insurance
Gary Jones	Fire Chief
Nathan Terrell	Insurance
Jason Burrous	Police Department
Dee Scarborough	Wastewater Superintendent
Robbie Roberts	Water Superintendent
John Poland	Insurance

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

Item 3 Jan Wilkerson made the motion to approve the minutes of the August 7, August 14, August 15, August 17, and August 24, 2006 council meetings and **Don Hendrick** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	
Ricky Conner	

Motion carried unanimously.

Item 4 Gandy Stubblefield made the motion to approve the zone change from SF-1 (residential) to B-1 (business) of the 0038 Padron J.A. Tract 26-27.1 Acres 0.576 on US 59 N for insurance agency office building, **Ricky Conner** seconded.

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Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Bill Brown	
Don Hendrick	
Jan Wilkerson	

Motion carried unanimously.

Item 5 Jan Wilkerson made the motion to approve an ordinance adopting the City of Diboll Hazard Mitigation action plan and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	
Bill Brown	

Motion carried unanimously.

Item 6 Mr. Kenneth Williams said Blue Cross and Blue Shield bid was the same as last year with the premium rate remained the same and the bid from Guardian was for H.R.A. and H.S.A. which are new for cities and not yet proven. This type of insurance will be considered next year. Don Hendrick said the employee and staff needs to be educated. John Strain said this is something that is coming and we do have some information on it and we can help when the city gets ready. **Ricky Conner** made the motion to accept the bid from Blue Cross Blue Shield and **Don Hendrick** seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	
Jan Wilkerson	

Item 7 Jacob Denman presented to the Mayor and Council the Temple Elementary Campus schools traffic plans. Mr. Denman showed the council sketch where the new driveway was to be located on Neil Pickett and where one way direction during morning school hour's drop-off and afternoon pick-up. The plans are to keep traffic from backing up on South First.

Item 8 Mr. Williams went over the budget summary of all funds proposed for 2006 - 2007 fiscal year with the Mayor and Council. **Bill Brown** made the motion to approve the City of Diboll Budget for fiscal year of 2006-2007 and **Jan Wilkerson** seconded.

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Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	
Don Hendrick	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Don Hendrick made the motion to approve setting the Interest and Sinking Fund tax rate at $.1628 for the fiscal year 2006-2007 and **Ricky Conner** seconded.

Voting For	Voting Against
Don Hendrick	None
Ricky Conner	
Gandy Stubblefield	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 10 Ricky Conner made the motion to approve setting the Maintenance and Operation tax rate at $.3334 for the fiscal year 2006-2007 and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Ricky Conner	None
Gandy Stubblefield	
Don Hendrick	
Jan Wilkerson	
Bill Brown	

Motion carried unanimously.

Item 11 Bill Brown made the motion to approve the property tax rate at $.4962 for the fiscal year 2006-2007 and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	
Don Hendrick	
Jan Wilkerson	
Gandy Stubblefield	

Motion carried unanimously.

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Item 12 Mayor Simms called the council into executive session to discuss the police reserve applicant and hear Water Attorney on Eason Lake Project.

Mayor Simms called the council back into open session. No decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 13 Gandy Stubblefield made the motion to accept applicant Mark McGaughey as Police Reserve and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Ricky Conner	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 14 Gandy Stubblefield made the motion to purchase aerator for Wastewater Treatment Plant and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	
Bill Brown	
Jan Wilkerson	

Motion carried unanimously.

Item 15 No Public Forum.

Item 16 Council asked about the lights in the median and Levy Ellison said he had ordered 10 lights and they will be repair.

Item 17 No City Manager Comments.

Item 18 There being no further comments, Mayor Simms entertained a motion to adjourn. **Bill Brown** made the motion to adjourn and **Jan Wilkerson** seconded.

Voting For	Voting Against
Bill Brown	None
Jan Wilkerson	
Ricky Conner	

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Gandy Stubblefield
Don Hendrick

Motion carried unanimously and meeting adjourned at 6:50 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 9, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve minutes of previous council meeting.

4. Discuss and approve adopting an ordinance for Municipal court on technology fund.

5. Discuss and approve to advertise for bids to purchase (2) two new police vehicles for the police department.

6. Discuss and award bid for (5) five aerators for oxidation ditch at Wastewater Treatment Plant.

7. Discuss and approve to advertise for bids on fuel contract.

8. Discuss and approve to advertise for bids on a Pothole Patcher for the Street Department.

9. EXECUTIVE SESSION:
   Under the authority of 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:
   551.071 Private Consultation with the City Attorney.
   1. To discuss water project issues.

10. Public Forum.

11. Council Comments.

12. City Manager Comments.

13. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Friday, September 29, 2006 AT 4:40 P.M.

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Minutes of the regular council meeting Monday, October 9, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	None
Don Hendrick	Councilman	
Gandy Stubblefield	Councilman	
Bill Brown	Councilman	
Ricky Conner	Councilman	
Jan Wilkerson	Councilwoman	

Also Present	
Dee Scarborough	Wastewater Superintendent
Kenneth Williams	City Manager
Lanny Parish	
Tina Cavazos	City Secretary
Betty Capps	Court Clerk
Lane Bass	Street Superintendent
Jason Burrous	Police Officer
Billy Simms	KSA Engineer
Elvia Garcia	Finance Director
Gary Jones	Fire Chief
David Collier	TXU Electric

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

Item 3 Jan Wilkerson made the motion to approve the previous council minutes and **Ricky Conner** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Bill Brown	
Gandy Stubblefield	
Don Hendrick	

Motion carried unanimously.

Item 4 Mr. Kenneth Williams said this allows for Municipal Courts to collect a $4.00 fee on misdemeanor offenses for the creation of a technology fund. This fund can be used only for purchase of computers, electronic equipment, etc. **Don Hendrick** made the motion to approve adopting an ordinance for Municipal court on technology fund and **Gandy Stubblefield** seconded.

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Voting For	Voting Against
Don Hendrick	None
Gandy Stubblefield	
Bill Brown	
Jan Wilkerson	
Ricky Conner	

Motion carried unanimously.

Item 5 Jan Wilkerson made the motion to approve advertising for bids to purchase (2) two new police vehicles for the police department and **Bill Brown** seconded.

Voting For	Voting Against
Jan Wilkerson	None
Bill Brown	
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Kenneth Williams said we received one bid from S & N for the (5) five aerators for oxidation ditch at Wastewater Treatment plant in the amount of $74,999.00. Dee Scarborough said He wrote a letter to Austin and they gave us until November 20, 2006 to have the aerators in place. **Ricky Conner** made the motion to award the bid to S & N for the (5) five aerators in the amount of $74,999.00 and **Jan Wilkerson** seconded.

Voting For	Voting Against
Ricky Conner	None
Jan Wilkerson	
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 7 Mr. Williams said by going out for bids on fuel contract we hope to save on cost. Mr. Williams said we will be sending bid packages to several businesses, Brookshire Brothers, Morgan Oil and Polk's. **Gandy Stubblefield** made the motion to approve to advertise for bids on fuel contract and **Don Hendrick** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Don Hendrick	
Bill Brown	
Ricky Conner	

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Jan Wilkerson

Motion carried unanimously.

Item 8 Kenneth Williams said this Pothole Patcher can be used to carry asphalt and all the tools needed to complete spot repair of pothole. Jan Wilkerson made the motion to approve to advertise for bids on a Pothole Patcher for the street department and Ricky Conner seconded.

Voting For	Voting Against
Jan Wilkerson	None
Ricky Conner	
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 9 Mayor Simms called the council into executive session to discuss the water project issues.

Mayor Simms called the council back into open session. No decision was made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 10 No Public Forum.

Item 11 Don Hendrick asked about the lights in the media and Mr. Williams said the lights are slow in coming, still waiting for the lights.

Item 12 Mr. Kenneth Williams reminded the council about the T.M.L. Conference coming up in October 25 through 28. Mr. Williams said we would like a group picture of the council for the website and some information about each councilman. Mr. Williams said the Library is planning to remodel the building and talking about closing one end of Park Street.

Item 13 There being no further comments, Mayor Simms entertained a motion to adjourn. Bill Brown made the motion to adjourn and Don Hendrick seconded.

Voting For	Voting Against
Bill Brown	None
Don Hendrick	
Ricky Conner	
Gandy Stubblefield	
Jan Wilkerson	

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Motion carried unanimously and meeting adjourned at 6:47 p.m.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 13, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council minutes.

4. Discuss and take action to select a management firm to provide administrative services for the 2006 Texas Community Development Program Disaster Recovery Fund Grant.

5. Discuss, approve, and amend TexPool Investment Service Amending Resolution to change authorization of representatives, which must be signed by the Mayor and attested by the City Secretary.

6. Discuss and award bid for (2) two new police vehicles for the police department.

7. Discuss and approve to advertise for rebid one dump truck for the street department.

8. Discuss and approve the use of Red Light Traffic Cameras by Nestor Traffic Systems.

9. Discuss and award bid for fleet fuel contract.

10. Hear presentation from Malcom McKinley and board members on the T.L.L. Temple Memorial Library expansion plans and possible street closure.

11. Discuss and possible approval of Planning and Zoning recommendation on subdividing .509 acre residential lot located on N. Hendrix between 1440 N. Hendrix and 1494 N. Hendrix.

12. EXECUTIVE SESSION:
    Under the authority of 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:
    551.074 Discussing personnel or to hear complaints against personnel.
    1. Discuss personnel issues.
    551.071 Private Consultation with the City Attorney.

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1. To discuss water project issues.

13. Public Forum.

14. Council Comments.

15. City Manager Comments.

16. Adjourn.

POSTED ON CITY HALL BULLETIN BOARD Monday, November 06, 2006 AT 11:30 A.M.

Copied from originals held at Diboll City Hall www.thehistorycenteronline.com 2026:006

Minutes of the regular city council meeting Monday, November 13, 2006 at 5:15 p.m. at Diboll City Hall.

Present		Absent
James P. Simms	Mayor	Jan Wilkerson
Ricky Conner	Councilman	
Don Hendrick	Councilman	
Bill Brown	Councilman	
Gandy Stubblefield	Councilman	

Also Present	
Larry Bowman Civic	Center Director
Lane Bass	Superintendent Street
Kenneth Williams	City Manager
Tina Cavazos	City Secretary
Gary Jones	Fire Chief
Kent Havard	Police Chief
Pete Smart	
Jim Vann and Wife	
Malcom McKinley	
Brenda Russell	

Item 1 & 2 Mayor James P. Simms called the meeting to order and Kenneth Williams gave the invocation.

Item 3 Gandy Stubblefield made the motion to approve the previous council minutes and **Ricky Conner** seconded.

Voting For	Voting Against
Gandy Stubblefield	None
Ricky Conner	
Don Hendrick	
Bill Brown	

Motion carried unanimously.

Item 4 Mr. Jim Vann said his firm will help provide services for the 2006 Texas Community Development Program Disaster Recovery Fund Grant. Mr. Vann said with this grant he would try to get two Generators if possible. There may be more funds available and we should apply for other grants. **Bill Brown** made the motion to approve Jim Vann's firm for administrative services for the 2006 Texas Community Development Program Disaster Recovery Fund Grant and **Ricky Conner** seconded.

Voting For	Voting Against
Bill Brown	None
Ricky Conner	

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Gandy Stubblefield
Don Hendrick

Motion carried unanimously.

Item 5 Mr. Kenneth Williams said that in order to change Tex Pool representatives to the new finance director and City manager, an authorization form must be signed by the Mayor and attested by the City Secretary. **Ricky Conner** made the motion to authorize the necessary changes and **Don Hendrick** seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Bill Brown	
Gandy Stubblefield	

Motion carried unanimously.

Item 6 Jimmy Cassels said bid from Al Meyer Ford for two 2007 four door sedan police vehicles with no trade-in is $45,324.00 total. Pearman Motor Company's bid for a 2007 dodge charger Police package with 3.5 liter v6 with trade-in grand total $35,950.00 and for 2007 dodge charger police package with 5.7 liter V8 with trade-in is $39,000.00 total. Teletouch proposal on equipment is $17,970.74 total. Texoma Ford bid for two (2) 2007 four door dedans police vehicles and equipment is $57,977.00, trade-in $4,750.00 each leaving a grand total of $48,477.00. Philpott ford bid for two (2) 2007 four door sedan police vehicles with equipment, $61,090.00 and trade-in $4,000.00 each leaving a grand total of $53,090.00. Council agrees to go with lowest bid with staff looking over the bids further. **Bill Brown** made the motion to accept the lowest bid and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Bill Brown	None
Gandy Stubblefield	
Don Hendrick	
Ricky Conner	

Motion carried unanimously.

Item 7 Mr. Williams said we had cancelled the bid received from Philpott that went out in April 2006 on the one dump truck for the street department that still has not been delivered. Mr. Williams said we would like to advertise for rebid for one dump truck. **Don Hendrick** made the motion to rebid on one dump truck for the street department and **Ricky Conner** seconded.

Voting For	**Voting Against**
Don Hendrick	None

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Ricky Conner
Bill Brown
Gandy Stubblefield

Motion carried unanimously.

Item 8 Tabled.

Item 9 Mr. Williams said we received a bid for fleet fuel from Polk's in the amount of $1.80 per gallon for regular gas and $2.00 per gallon for Diesel. **Ricky Conner** made the motion to award the bid to Polk's Oil and **Don Hendrick** seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

Item 10 Mr. Malcom McKinley presented the site plan on the expansion of the existing library. Mr. McKinley said he would be looking into closing one side of Park Street. Mayor Simms said we need to be sure this would not cause a problem with emergency vehicles and we would like to see as many trees left as possible. Mr. McKenley said he had already considered leaving as many trees as possible. Mr. McKinley said he had talked to residents across from the Library about improving their driveway for the Garbage truck to be able to turn around. The Mayor and Council thanked him for his presentation.

Item 11 Tabled.

Item 12 Mayor Simms called the council into executive session at this time to discuss the personnel issues and water project issues.

Mayor Simms called the council back into open session, no decisions were made and no votes were cast. Minutes of the executive session meeting are kept in a lock box in the City's vault.

Item 13 Sam Glass asked the council to see who is at the shooting range early in the mornings. Mr. Glass said when the Diboll Police Department was building the shooting range the city said the range would be used at reasonable hours only, 8:00 a.m. until 8:00 p.m.

Item 14 No public forum.

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Item 15 Mr. Kenneth Williams informed council there would be a Health Clinic at the Civic Center for City employees. Flu shots will be given.

Item 16 There being no further comment, Mayor Simms entertained a motion to adjourn. **Bill Brown** made a motion to adjourn at 7:10 p.m. and **Gandy Stubblefield** seconded.

Voting For	Voting Against
Ricky Conner	None
Don Hendrick	
Gandy Stubblefield	
Bill Brown	

Motion carried unanimously.

James P. Simms, Mayor

ATTEST:

Tina Cavazos, City Secretary

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AGENDA
REGULAR CITY COUNCIL MEETING
Monday, December 11, 2006
5:15 P.M.
DIBOLL CITY HALL

1. Call to order.

2. Invocation.

3. Approve previous council minutes.

4. Discuss and approve the use of Red Light Traffic Cameras by Nestor Traffic System.

5. Discuss and approve increase on Green Fees at Neches Pines Golf Course.

6. To enact an ordinance to prohibit the sale of alcoholic beverages from a store located within 300 feet of a church, public or private school.

7. Discuss and approve a resolution to charging a permit, application, processing, and an annual license fee for establishments that sell beer and wine.

8. Consider and possible approval request by Brookshire Brother Food Stores to obtain a variance to the City of Diboll's ordinance prohibiting the sale of alcoholic beverages with 300 feet of school property for the store located at 221 North Temple in Diboll, Texas.

9. Consider and take action on the resolution regarding changes in trustee elections, including **(1)** authorizing joint elections with the Diboll Independent School beginning with the May 12, 2007 election **(2)** authorizing the City Manager to negotiate and execute all necessary agreements and submit changes to the U.S. Department of Justice for preclearance.
"Considerar y tomar accion sobre la Resolucion con respecto a cambios en las elecciones de sindicos, incluyendo **(1)** autorizar elecciones conjentas con la Diboll Independent School prinicpiando con la eleccion de Mayo 12, 2007 y **(2)** autorizar al Gerente de la Cuidad para que negocie y firme todos los acuerdos necesarios y someta cambios de pre-aprobacion al Departamento de Justicia de los Estados Unidos.

10. Consider and take action on joint election contract agreement between the Diboll Independent School and the City of Diboll.

11. Consider and take action adopting a resolution to approve applying for Texas Community Development Board Grant Program Assistance.

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12. EXECUTIVE SESSION:
    Under the authority of 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:
        551.074 Discussing personnel or to hear complaints against personnel.
            1. Discuss personnel issues.

13. Public Forum.

14. Council Comments.

15. City Manager Comments.

16. Adjourn.