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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON JANUARY 12, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, JANUARY 12, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATION: DIBOLL POLICE DEPARTMENT OFFICER OF THE YEAR AWARD

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE DECEMBER 8, 2014 CITY COUNCIL MEETING.

2. CONSIDER CALLING AND PUBLISHING A NOTICE OF A GENERAL ELECTION TO BE HELD SATURDAY, MAY 9, 2015 IN THE CITY OF DIBOLL.

3. CONSIDER APPROVING A RESOLUTION APPROVING DIBOLL CITY HALL, 400 KENLEY STREET, AS THE VOTING LOCATION FOR EARLY VOTING AND ELECTION DAY VOTING FOR THE MAY 9, 2015 GENERAL ELECTION.

4. CONSIDER APPROVING A RESOLUTION AUTHORIZING A JOINT ELECTION TO BE HELD MAY 9, 2015 WITH THE CITY OF DIBOLL AND THE DIBOLL INDEPENDENT SCHOOL DISTRICT.

REGULAR AGENDA: DISCUSSION/ACTION

5. DISCUSSION REGARDING CONTRACT FOR SEWER SERVICES WITH THE ANGELINA WATER CONTROL AND IMPROVEMENT DISTRICT.

6. CONSIDER APPROVING A RESOLUTION AMENDING THE CITY OF DIBOLL PERSONNEL POLICIES MANUEL, CHAPTER 5.00 EMPLOYEE COMPENSATION AND ADVANCEMENT, SECTION 5.02. PAYDAYS, MONDAY AS PAYDAY FOR CITY EMPLOYEES. b

7. BOARD AND COMMITTEE VACANCIES

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DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

8. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

CLOSED SESSION:

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

§ 551.071. DISCUSSION AND DELIBERATION WITH CITY ATTORNEY REGARDING PENDING LITIGATION.

§ 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

REGULAR AGENDA

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, January 9, 2015, at 1:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 9th day of January 2015.

_____

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, January 12, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Charles Moses Sr., Veronica Hernandez, Tom Farley and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Civic Center Director Loretta Christmas and Code Inspection Officer Bryant McCollum. Other employees present; Matt Reppond, Rodney Cheshire, Brandon Lovell, Norman Williams and Gary Jones.

Mayor McClain called the meeting to order and Pastor Kenny Gibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

PRESENTATIONS: DIBOLL POLICE DEPARTMENT OFFICER OF THE YEAR AWARD

Interim Chief Steve Baker addressed the council that the officer of the year award has been done in the past. In the past several years the police department awarded the officers at the police department and he would like to start doing so during the council members. This will ensure that the public can see good things happening within the department and also recognizes employees on record.

Tonight Mr. Baker summarized this year's candidate with his previous back ground and history in the law enforcement. This year's officer of the year award was presented to Sergeant Norman Williams. Mr. Williams has been employed for (13) thirteen years.

AUDIENCE PARTICIPATION:

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. **CONSIDER APPROVING MINUTES OF THE DECEMBER 8, 2014 COUNCIL MEETING.**
2. **CONSIDER CALLING AND PUBLISHING A NOTICE OF A GENERAL ELECTION TO BE HELD SATURDAY, MAY 9, 2015 IN THE CITY OF DIBOLL.**

Downloaded from original PDFs on Diboll City Hall Website www.thehistorycenteronline.com

3. **CONSIDER APPROVING A RESOLUTION APPROVING DIBOLL CITY HALL, 400 KENLEY STREET, AS THE VOTING LOCATION FOR EARLY VOTING AND ELECTION DAY VOTING FOR THE MAY 9, 2015 GENERAL ELECTION.**

4. **CONSIDER APPROVING A RESOLUTION AUTHORIZING A JOINT ELECTION TO BE HELD MAY 9, 2015 WITH THE CITY OF DIBOLL AND THE DIBOLL INDEPENDENT SCHOOL DISTRICT.**

Lewis Ivey made the motion to approve consent items and Don Hendrick second.

All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION

5. **DISCUSSION REGARDING CONTRACT FOR SEWER SERVICES WITH THE ANGELINA WATER CONTROL AND IMPROVEMENT DISTRICT.**

City manager Dennis McDuffie briefed the council that this is an ongoing issue since the last council meeting. The main complaint is that the volume is too high. The man hole is below the road and it is suspected that the rainwater is contaminating the system. The city agreed to remove the meter and test if needed but as with other accounts. If the meter is not the problem it will be the responsibility of the customer to pay for the meter testing. City attorney Jimmy Cassels sent a letter and John Stover the attorney for the Angelina Water District addressed the council with his concerns.

Mr. Stover reports that there are 70 homes on this system and his recommendation is to smoke test and reimburse the city for doing so. Public Works director Dee Scarborough said he would have the test performed and get a price to the city manager.

No action was taken at this time.

6. **CONSIDER APPROVING A RESOLUTION AMENDING THE CITY OF DIBOLL PERSONNEL POLICIES MANUEL, CHAPTER 5.00 EMPLOYEE COMPENSATION AND ADVANCEMENT, SECTION 5.02 PAYDAYS, MONDAY AS PAYDAY FOR THE CITY EMPLOYEES.**

City Manager Dennis McDuffie explained to the council that the policy states that paydays are currently on Fridays. The plan is to allow all employees to clock out on Wednesday afternoon rather than projecting their workday. This will eliminate confusion on pay checks for employees and will allow the time clocks to collect their actual time.

Don Hendrick made the motion to approve the resolution and Lewis Ivey second

All in favor none opposed

7. **BOARD AND COMMITTEE VACANCIES.**

The parks board has two openings and the Diboll Beautification has four openings. The openings were brought before the council for recommendations.

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DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION:

8. **THE CITY MANAGER QNE DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENT.**

Parks Director Luis Maldonado reports that the basketball court has been completed and looks very nice. All that is left to finish is painting the back board and replacing a new rim.

Interim Chief Steve Baker reports the tower is being delayed due to the weather. Once the location dries up the timber can be cut. The public works director, Dee Scarborough will be checking to see if the city has the equipment to clean up the location once the timber is cut. Mr. Baker reported that the contractor said he recommends cleaning the underbrush and open the lanes to the tower. He has given a quote that is much cheaper and will consider meeting to discuss further options. Mr. Baker will get with Mr. McDuffie to make plans to meet with him next week.

Gary Jones reports that the fire department were 15 short on the bunker gear order. No new members have been added. They currently have 34 members and normally have 35.

Civic Center Director Loretta Christmas reports that all is going well. There are having several weekday events this month. Are in the planning stages of Tamale Festival.

Code Officer Bryant McCollum reports 9 new residence in the year 2014. Three are still under construction but all is going well.

Public Works Director Dee Scarborough reported that Bob Thurber with KSA Engineer has collected samples from Hines Street. Results should be in within two weeks. He also reports that the water test resulted in a high spike in chlorine. Letters have been sent out to notify customers. All has been taken care of, the water has been rested and back to normal levels. The water will be retested and a follow up will take place within 6 months. Dee also reported that the animal control office has been closed due to renovation. They will only be taking bite cases along with medical attention cases.

CLOSED SESSION:

1. **RETIREE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.**

551.071. DISCUSSION AND DELIBERATION WITH THE CITY ATTORNEY REGARDING PENDING LITIGATION.

551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

Council reported to a closed session at 5:55pm and returned at 6:30pm.

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ADJOURN:

Lewis Ivey made the motion to adjourn at 6:31p.m.and Don Hendrick seconded.

All in Favor

None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Tina Cavazos

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON FEBRUARY 9, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, FEBRUARY 9, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE JANUARY 9, 2015 CITY COUNCIL MEETING.

2. CONSIDER APPROVING A RESOLUTION TO SUBMIT A 2015-2016 TXCDBG GRANT APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE.

3. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND SIGN A NEW OR REVISED ENERGY AGREEMENT.

4. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH MUNICODE TO PLACE THE DIBOLL CODE OF ORDINANCES ON THE CITY WEBSITE.

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE LEASE/PURCHASE OF A NEW FREIGHTLINER RESPONDER PUMPER AND AUTHORIZING THE CITY MANAGER TO SIGN ALL RELATED DOCUMENTS.

6. CONSIDER APPROVING A RESOLUTION ADOPTING A UTILITY POLICY FOR BUILDERS AND DEVELOPERS.

7. DISCUSSION ON ESTABLISHING A MINIMUM SQUARE FOOTAGE REQUIREMENT.

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DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

8. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, February 6, 2015, at 1:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 6th day of February 2015.

_____

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON FEBRUARY 23, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, FEBRUARY 23, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

REGULAR AGENDA: DISCUSSION/ACTION

1. CONSIDER APPROVING A RESOLUTION DECLARING SUPPORT FOR THE ROYAL GARDENS OF DIBOLL, A DEVELOPMENT OF 49 UNITS LOCATED AT 1228 1/2 NORTH TEMPLE DRIVE, AHOUSING TAX CREDIT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE YEAR 2015

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, February 20, 2015, at 2:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 20th day of February 2015.

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, February 23, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Veronica Hernandez, Tom Farley, Charles Moses and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Lewis Ivey gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

REGULAR AGENDA: DISCUSSION/ACTION

1. CONSIDER APPROVING A RESOLUTION DECARING SUPPORT FOR THE ROYAL GARDENS OF DIBOLL, A DEVELOPMENT OF 49 UITS LOCATED AT 1228 ½ NORTH TEMPLE DRIVE, A HOUSING TAX CREDIT PROGRAM APPLIACTION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFARIS FOR THE YEA 2015.

Mayor McClain reported to the council that Sarah Holland with Century 21 real estate contacted him last week in reference to this proposal. He and city manager, Dennis McDuffie visited with a developer of two existing projects in Lufkin. One near Gobbler Knob that accommodates elderly, 62 and older and one near the VA hospital both in Lufkin and are really nice facilities. The application process is due this Friday and the reason of the call meeting is for the approval of the resolution. This is considered a low income facility that will assist first year teachers and police officers. All units but 5 will be set at a fee according to the overage income in our area. There will be 1, 2 and 3 bedroom units. There is only one other company competing for this grant; 80 units in a small town in Texas that is not a guaranteed project. The location is 5 acres on the old Smith Property next to Service Master that will be required to be rezoned and platt the property. Mayor McClain added this will be a gated community and a great addition to Diboll. A hearing will also take place in the future that will be open to the public.

Lewis Ivey made the motion to approve the resolution and Don Hendrick second

All in favor none opposed

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ADJOURN:

Don Hendrick made the motion to adjourn at 5:25 p.m. and Lewis Ivey seconded.

All in Favor

None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON MARCH 23, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, MARCH 23, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

RECEIVE THE FISCAL YEAR 2013-2014 AUDIT REPORT

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.
A

1. CONSIDER APPROVING MINUTES OF THE FEBRUARY 9 AND FEBRUARY 23, 2015 CITY COUNCIL MEETINGS.

2. CONSIDER APPROVING A RESOLUTION CANCELLING THE MAY 9, 2015 MUNICIPAL ELECTION IN ACCORDANCE WITH SECTION 2.053(a) OF THE TEXAS ELECTION CODE.

3. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LEASE FOR A JOHN DEER COMMERCIAL LAWNMOWER FOR THE DIBOLL PARK AND RECRETION DEPARTMENT.

4. CONSIDER APPROVING A RESOLUTION AWARDING THE BID TO REHABILITATE THE ARRINGTON ROAD WATER TANK TO CHEROKEE PAINTING AND SANDBLASTING FOR $220,000.

5. CONSIDER APPROVING A RESOLUTION AMENDING RENTAL RATES AT THE LOTTIE AND ARTHUR TEMPLE CIVIC CENTER.

REGULAR AGENDA: DISCUSSION/ACTION

6. RECEIVE ENGINEER'S REPORT ON HINES STREET.

7. CONSIDER AND DISCUSS THE NON PAYMENT OF SEWER COSTS BY THE ANGELINA WATER CONTROL DISTRICT.

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DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

8. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, February 6, 2015, at 1:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 6th day of February 2015.

_____

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, MARCH 23, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Veronica Hernandez, Tom Farley, Charles Moses and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Police Chief Steve Baker and Code- Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

RECEIVE THE FISCAL YEAR 2013-2014 AUDIT REPORT

Brooks Cardiel representative, Anthony Cardiel began his presentation with handouts of the audit report. He reports that the city was given an unmodified audit, materially accurate; meaning the best you can have. The audit shows a healthy total net increase. Overall the city is in great standing and has the revenue of support for a minimum of two months; in a situation of disaster.

AUDIENCE PARTICIPATION: NONE

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE FEBRUARY 9 AND FEBRUARY 23, 2015 CITY COUNCIL MEETINGS.

2. CONSIDER APPROVING A RESOLUTION CANCELLING THE MAY 9, 2015 MUNICIPAL ELECTION IN ACCORDANCE WITH SECTION 2.053(a) OF THE TEXAS ELECTION CODE.

3. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LEASE FOR A JOHN DEER COMMERCIAL LAWNMOWER FOR THE DIBOLL PARK AND RECREATION DEPARTMENT.

4. CONSIDER APPROVING A RESOLUTION AWARDING THE BID TO REHABLILITATION THE ARRINGTON ROAD WATER TANK TO CHEROKEE PAINTING AND SANDBLASTING FOR $220,000.00.

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5. **CONSIDER APPROVING A RESOLUTION AMENDING RENTAL RATES AT THE LOTTIE AND ARTHUR TEMPLE CIVIC CENTER.**

City Manager Dennis McDuffie addressed the council on each consent item. He reported that there will be no election due to not having anyone sign up. The Parks Department currently leases mowers. They request that an additional mower be leased due to sharing equipment with the golf course. This would allow them to have the needed equipment at all times. This would benefit both departments. McDuffie also reports that bidding has taken place for the repainting of the ground storage tank on Arrington. The bid has been awarded to Cherokee Painting and Sandblasting in Jacksonville, Texas in the amount of $220,000. Bob Thurber, KSA Engineer reports that most repairs are done every 7-10 years to limit the tank from rusting. Civic Center Director Loretta Christmas reports that the rentals are at a record low. Her speculation, this is due to the competiveness of numerous rental facilities that are privately owned with less fees and supervision. Ms. Christmas reports that she has contacted facilities, presented herself as a client to compare rates and amenities. She also reports that long time clients of the civic center have rented other locations due to the rates as well. The deposit and rentals will decrease to see if this will bring back clients and increase the rentals. She will be advertising for the new rates in hopes of gaining new rentals and clients.

Don Hendrick made the motion to approve consent items 1-5 and Tom Farley second

All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION

6. **RECEIVE ENGINEER'S REPORT ON HINES STREET.**

KSA Engineer, Bob Thurber presented the council with an engineer report from Terracon Consultants of Lufkin Texas for Hines Street. There appeared to be cracks in the pavement following an April 2014 improvement. In order to seek the problem the consultants drilled holes and had the soil tested. In finding was the initial holes were 5 feet but to identify the problem they would need to test the soil at a 10 foot level. Accumulation of sand that has migrated to the soil has caused a swelling effect that is the culprit of the cracking. The material has been saturated causing a ribbon effected in the roadway. Their recommendation of how to fix the problem is to wait on warmer temperatures in August and re-evaluate and repair at that time. Other locations as MLK have held up nicely and have had no issues. This appears to be just what is called a "bad foundation area". This same issue was evaluated at the Diboll High School at a previous project. Mr. Thurber request that he and the street and public works department consider other options that are less expensive. He has a location in the City of Lufkin that this happen to and used an alternate route to repair the street. This may be an option for Hines.

No action was taken at this time, report and discussion only

7. **CONSIDER AND DISCUSS THE NON PAYMENT OF SEWER COST BY THE ANGELINA WATER CONTROL DISTRICT.**

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Angelina Water Control District representative, Tim Karczewski presented the council with a payment history spreadsheet. He claims there are a few payments missing but he will get them up to date in the near future. A total of $2500 is budgeted for payment. A smoke test has been ordered to be performed prior to or following the Easter Holiday; weather permitting. There will need to be at least (5) five to (6) six days of dry weather to perform the smoke test. An electrical engineer will be onsite and will provide a report following the inspection.

No action was taken at this time, report and discussion only.

ADJOURN:

Lewis Ivey made the motion to adjourn at 5:55 p.m. and Don Hendrick seconded.

All in Favor

None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON APRIL 13, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, APRIL 13, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

RELECTED COUNCIL MEMBERS OATH OF OFFICE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.
A

1. CONSIDER APPROVING MINUTES OF THE MARCH 23, 2015 CITY COUNCIL MEETING.

2. CONSIDER APPROVING A RESOLUTION IN OPPOSITION TO A REVENUE CAP AND LEGISLATIVE INTERFERENCE WITH LOCAL SERVICES.

3. CONSIDER APPROVING A RESOLUTION REPLATTING CITY HALL PROPERTY AT 400 KENLEY STREET.

4. CONSIDER APPROVING A RESOLUTION EXTENDING THE CURRENT WASTE COLLECTION CONTRACT WITH PINEY WOODS SANITATION TO NOVEMBER 30, 2017.

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER AND DISCUSS THE NON PAYMENT OF SEWER COSTS BY THE ANGELINA WATER CONTROL DISTRICT.

6. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH CONSOLIDATED COMMUNICATIONS AND VISTACOM FOR AN UPGRADE IN TELEPHONE AND INTERNET SERVICES.

DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

7. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

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CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

   § 551.071. CONSULTATION AND DELIBERATION WITH THE CITY ATTORNEY REGARDING CONFIDENTIAL LEGAL MATTERS.

   § 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

REGULAR AGENDA: DISCUSSION/ACTION

8. CITY MANAGER REPORT

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, April 10, 2015, at 1:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 10th day of April 2015.

_____

Downloaded from original PDFs on Diboll City Hall Website www.thehistorycenteronline.com

MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, APRIL 13, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, , Tom Farley and Charles Moses.

ABSENT

Daniel Lopez and Veronica Hernandez

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Police Chief Steve Baker. Civic Center Director Loretta Christmas and Code-Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

RELECTED COUNCIL MEMBERS OATH OF OFFICE- Moved to the end of the agenda, all council members were not present at this time.

AUDIENCE PARTICIPATION:

Carlos & Julie Danini, owners of Jos Jarritos Mexican restaurant addressed the council with their concerns of the proposed 49 unit apartment complex. If in fact the funds are granted, this housing unit will be placed in front of their new residence. Mr. Danini expressed to the council and audience that he is proud to be a resident of Diboll. They love the community and ask for their support and consideration of possibly seeking a different location. He has not purchased the property in front of his house at this time but will be looking to do so to ensure keeping the housing unit out of his front yard. He is concerned of the safety and lively hood of his family; including his children should the funds be granted. He also stated that this would decrease the value of his home. He spent his life savings to buy this home for his family, he ask to please take his wishes into consideration for any future planning.

Mayor John McClain thanked the Danini's for their kind words. He explained to them that the grant has not yet been approved. It is very likely to be denied. He also reported to them that the council is already looking at other property locations. A (30) thirty day public notice will be filed if the funds are granted.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE MARCH 23, 2015 CITY COUNCIL MEETINGS.

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2. CONSIDER APPROVING A RESOLUTION IN OPPOSITION TO A REVENUE CAP AND LEGISLATIVE INTERFERENCE WITH LOCAL SERVICES.

3. CONSIDER APPROVING A RESOLUTION REPLATTING CITY HALL PROPERTY AT 400 KENLEY STREET.

4. CONSIDER APPROVING A RESOLUTION EXTENDING THE CURRENT WASTE COLLECTION CONTRACT WITH PINEY WOODS SANITATION TO NOVEMBER 30, 2017.

City manager Dennis McDuffie reports to the council that the Texas Senator has inquired a property tax cap. This will lower the property tax rollback rate from (8) eight percent to (4) percent. This is not a real tax relief, savings to an individual would be very small or even non-existent. A (4) four percent cap could hit city service hard. We will send the resolution to the senate.

Code officer, Bryant McCollum reported to the council the city owns (5) five lots behind city hall. According to the building code, the property lines should be one large lot for the convenience of any future expansions.

City Attorney Jimmy Cassels request that the waste collection contract be tables at this time for further review.

Lewis Ivey made the motion to approve consent items 1-3 and Don Hendrick second

All in favor none opposed

REGULAR AGENDA: DISCUSSION /ACTION

5. CONSIDER AND DISCUSS THE NON PAYMENT OF SEWER COST BY THE ANGELINA WATER CONTROL DISTRICT

Mr. Cassels reminded the council this would be on the agenda each month until the situation was taken care of. He has not heard from Tim Karczewski nor was he present at the meeting. The last meeting he said they have hired a company to smoke test and would provide the council with a report following the test completion. Mr. Cassels will try and contact Mr. Karczewski for any new or additional information for the next council meeting.

6. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH CONSOLIDATED COMMUNICATIONS AND VISTACOM FOR AN UPGRADE IN TELEPHONE AND INTERNET SERVICES.

Finance Director Elvia Garza explained to the council that the phone system is very outdated. The school district and the city will have a joint agreement for the new proposed phone system. This system will allow live stream inside the school and the city. This will also increase internet strength in locations like the civic center. This will also allow employees to have more features with voicemail and call forwarding. The police department is effected with the existing system and this would provide them with a backup in case of disaster or power outages that interrupt the internet. Loss of internet is very crucial for the communication between dispatch and the

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officers. This will be a leasing not a purchase. There will be 24/7 technical support that everyone will benefit from.

Lewis Ivey made the motion to approve resolution for consolidated communications and Don Hendrick second

All in favor none opposed

DEPARTMENT REPORTS: PRESENTATION/DISCUSSION

7. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

Public works director Dee Scarborough reports that the ground storage tank repairs should begin soon. The construction company is just waiting on dry weather.

Civic Center Director Loretta Christmas reports that the decrease in rental rates have been effective. She is receiving more calls and booking for this year and has also booked for next year. She and James are preparing for Tamale Festival.

Police Chief Steve Baker said Mr. Brewer is waiting on dry weather to get the tower completed. This project is his first priority. Mr. Baker also reports that an interview board met with candidates for the replacement of his previous sergeant position. Investigator Matt Reppond was elected to be the new sergeant. Officer Felix Estrada will be moved to investigations. The police department will replace an officer position in October.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURUANT TO THE FOLLOWING SECTIONS OF TEXAS LOCAL GOVERNMENT CODE.

551.071. CONSULTATION AND DELIBERATION WITH THE CITY ATTORNEY REGARDING CONFIDENTIAL LEGAL MATTERS

551.074. DISCUSSION AND DELIVERATION ON PERSONNEL MATTERS.

Retired to a closed session at 5:37pm and returned at 6:03pm.

RELECTED COUNCIL MEMBERS OATH OF OFFICE

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City Attorney Jimmy Cassels sworn in elected officials, Don Hendrick and Tom Farley. Mr. Cassels will swear in Veronica Hernandez at the next council meeting; due to her absence.

REGULAR AGENDA: DISCUSSION/ ACTION

8. CITY MANAGER REPORT

Mr. McDuffie reported to the council that he will be retiring on or before January 1, 2016. He states he has had a great (6) six years and has and will continue to serve the City of Diboll. The council thanked him for his work and dedication during his time of service.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:05 p.m. and Don Hendrick seconded.

All in Favor None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON MAY 11, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, MAY 11, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

OATH OF OFFICE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

REGULAR AGENDA: DISCUSSION/ACTION

1. CONSIDER APPROVING MINUTES OF THE APRIL 13, 2015 CITY COUNCIL MEETING.

2. HOLD A PUBLIC HEARING TO CONSIDER ADOPTING AN ORDINANCE AUTHORIZING THE CITY OF DIBOLL PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, OF THE TEXAS GOVERNMENT CODE.

3. CONSIDER ADOPTING AN ORDINANCE AUTHORIZING THE CITY'S PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, OF THE TEXAS GOVERNMENT CODE.

4. REQUEST FROM THE NEW BREEDS TO USE THE CIVIC CENTER PARKING LOT FOR OVER NIGHT CAMPING.

5. CONSIDER ADOPTING AN ORDINANCE AMENDING THE CITY OF DIBOLL ZONING ORDINANCE, SECTION 10, PROVIDING FOR THE ADDITION OF SUBSECTION 10-103, AREA OF A DWELLING REGULATING THE MINIMUM AREA OF DWELLINGS WITHIN THE CITY OF DIBOLL.

6. CONSIDER ADOPTING AN ORDINANCE ABANDONING A SECTION OF PINEWOOD STREET AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE A SALE OF SAID SECTION IN ACCORDANCE WITH LAW.

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DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

7. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

   § 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

REGULAR AGENDA: DISCUSSION/ACTION

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Wednesday, May 6, 2015, at 1:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 6th day of May 2015.

_____

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, May 11, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, , Tom Farley, Daniel Lopez and Veronica Hernandez.

ABSENT

Charles Moses Sr.

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Police Chief Steve Baker. Civic Center Director Loretta Christmas, Parks Director Luis Maldonado and Code- Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

OATH OF OFFICE-

City Attorney Jimmy Cassels swore in council member Veronica Hernandez.

AUDIENCE PARTICIPATION:

Mike Wilson with Pinewoods Sanitation introduced himself to the council. Mr. Wilson thanked the city for their business over the course of the years of service.

REGULAR AGENDA: DISCUSSION /ACTION

1. **CONSIDER APPROVING MINUTES OF THE APRIL 13, 2015 CITY COUNCIL MEETINGS.**

   Minutes were approved, no additions or subtractions.

   Lewis Ivey made the motion to approve and Don Hendrick second

   All in favor none opposed

2. **HOLD A PUBLIC HEARING TO CONSIDER ADOPTING AN ORDINANCE AUTHORIZING THE CITY OF DIBOLL PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, OF THE TEXAS GOVERNMENT CODE.**

   A public hearing was called to order at 5:18 p.m. by Mayor John McClain. City manager Dennis McDuffie opened the meeting and explained the program to the council and audience. The program is through the State of Texas. This program is for industries to remain in small towns and welcome others as well as attract other industries. Georgia Pacific representative Eric

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Abercrombie also spoke on behalf of the program. The approach is to increase capital investments to make them more competitive. Tan Vo with Grant Thornton said he is proud to be part of the community enterprise zone in which is ran by the state. He assures that is nominated Georgia Pacific will be refunded state sales tax. This is a great program and GP will benefit from this. He also stated that the Polk County branch has also been nominated and approved. The public hearing closed at 5:25, no further discussion.

3. **CONSIDER ADOPTING AN ORDINANCE AUTHORIZING THE CITY'S PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, OF THE TEXAS GOVERNMENT CODE.**

Lewis Ivey made the motion to adopt the ordinance and Tom Farley second the motion

All in favor none opposed

4. **REQUEST FROM THE NEW BREEDS TO USE THE CIVIC CENTER PARKING LOT FOR OVER NIGHT CAMPING.**

Demerits Vinson president of the New Breeds Riding Club addressed the council in regards to the request. Mr. Vinson stated he request the use of the civic center for a two night stay, with an alcohol related dance on the second night. Mayor John McClain talked to Mr. Vinson prior to the meeting and a second location was discussed. Mr. Vinson request to use the Old Orchard Park. City Manager Dennis McDuffie explained that there was another trail ride that used the park for an overnight stay once a year. Although there is no alcohol allowed in the park. The civic center grounds were also discussed yet again, no alcohol is allowed in the parking lot of the civic center. The only option would be to rent the facility and have the alcohol related dance indoors.

No action was taken at this time discussion only

5. **CONSIDER ADOPTING AN ORDINANCE AMENDING THE CITY OF DIBOLL ZONING ORDINANCE, SECTION 10, PROVIDING FOR THE ADDITION OF SUBSECTION 10-103, AREA OF DWELLING REGULATING THE MINIMUM AREA OF DWELLINGS WITHIN THE CITY OF DIBOLL.**

Dennis McDuffie reported that at this time there is no minimum on dwelling. Small homes are becoming more popular. Smaller homes will decrease the value of property. The suggestion has been made to have a minimum of 1200 sq. ft. for SF1 and 700 sq. ft. for SF2 homes. This will prevent small homes on larger lots. This will apply within the city limits but will not affect the building code for the two subdivisions, Deer Trace or South Meadows.

Lewis Ivey made the motion to adopt the ordinance and Don Hendrick second

All in favor none opposed

6. **CONSIDER ADOPTING AN ORDINANCE ABANDONING A SECTION OF PINEWOOD STREET AND AUTHORIZING THE CITY MANGER TO NEGOTIATE A SALE OF SAID SECTION ACCORDING WITH LAW**

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Dennis McDuffie ask the council to consider abandoning the .75 acre in what is considered a driveway. The family bought the property in hopes of adding a subdivision but have chosen to keep it a single family home. This .75 acre will be the access driveway to the property. This will be an expense to the city to maintain and will not be used for anything. Therefore the recommendation is to sale the property at fair market value.

Lewis Ivey made the motion to approve the motion and Don Hendrick second

All in favor none opposed

DEPARTMENT REPORTS: PRESENTATION/DISCUSSION

7. **THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.**

Public works director Dee Scarborough reports that departments are cleaning up after the rain storms. The Tamale Festival sign should be back up in a day or two. The water tank project is dated to start on the 18th. The water samples showed a spike in chlorine levels but is back to normal now. The water department didn't take a duplicate sample but their suspicion is that the lab had an error. The water is being treated and tested and is clear of violations to drink.

Police Chief Steve Baker said Mr. Brewer is waiting on dry weather to get the tower completed. He is waiting on a quote from Motorola.

Fire Department Gary Jones reports he has received all new bunker gear. The new truck has been ordered and is on schedule to arrive at the end of the month. There are currently 34 members and they are about to lose three.

Civic Center Director Loretta Christmas reports there are 55 vendors for Tamale Festival. Lots of activities for children. They are staying busy with end of the year school events.

Finance Director, Elvia Garza provided the council with March financials, no questions or concerns.

Parks Director, Luis Maldonado reports that rain has them slowed down. They will get the park trimmed and ready for Tamale Festival. Keeping the cemetery clean and all is going well.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURUANT TO THE FOLLOWING SECTIONS OF TEXAS LOCAL GOVERNMENT CODE.

551.074. DISCUSSION AND DELIVERATION ON PERSONNEL MATTERS.

Retired to a closed session at 5:48pm and returned at 6:04pm.

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ADJOURN:

Lewis Ivey made the motion to adjourn at 6:05 p.m. and Don Hendrick seconded.

All in Favor None Opposed

Mayor Pro Tem, Lewis Ivey

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON JUNE 8, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, JUNE 8, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

REGULAR AGENDA: DISCUSSION/ACTION

1. DISCUSSION REGARDING SEWER SERVICE TO ANGELINA COUNTY IMPROVEMENT DISTRICT.

2. CONSIDER APPROVING MINUTES OF THE MAY 11, 2015 CITY COUNCIL MEETING.

3. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO REMODEL CITY HALL FOR THE MUNICIPAL COURT AND FINANCE OFFICES AND APPROPRIATION OF $35,000 FROM THE SECURITY FUND TO FUND THE PROJECT.

DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

4. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

   § 551.071 DISCUSSION AND DELIBERATION ON LEGAL MATTERS AND PENDING LIGTIGATION.

   § 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR CITY MANAGER RECRUITEMENT SERVICES.

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ADJOURN

By Dennis McDuffie

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, June 5, 2015, at 3:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 5th day of June 2015.

Dennis McDuffie

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL MEETING HELD ON; MONDAY, JUNE 8, 2015 AT 5:15 P.M., AT 400 KENLEY STREET IN THE CITY OF DIBOLL.

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem Lewis Ivey, Don Hendrick, Daniel Lopez and Tom Farley

ABSENT

Veronica Hernandez and Charles Moses

STAFF PRESENT

City Manager Dennis McDuffie and City Attorney Jimmy Cassels, Elvia Garza, Dee Scarborough, Loretta Christmas, Bryant McCollum

Mayor McClain called the meeting to order at 5:17pm.

AUDIENCE PARTICIPATION:

Joe Flowers spoke to the City Council regarding drainage issues of Mockingbird. He also spoke on the need for speed limit signs on Mockingbird.

REGULAR AGENDA: DISCUSSION/ACTION

1. DISCUSSION REGARDING SEWER SERVICE TO ANGELINA COUNTY WATER IMPROVEMENT DISTRICT.

   Ms. R. Cherry represented the Angelina County Water Improvement District. She stated that they were in the process of exploring options on dealing with the system. She was reminded that the District still is behind in payments to the City of Diboll.

2. CONSIDER APPROVING MINUTES OF THE MAY 11, 2015 CITY COUNCIL MEETING.

   Motion was made by Lewis Ivey and seconded by Tom Farley to approve the minutes on May 11, 2015. Motion passed unanimous.

3. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO REMODEL CITY HALL FOR THE MUNICIPAL COURT AND FINANCE OFFICES AND APPROPRIATION OF $35,000 FROM THE SECURITY FUND TO FUND THE PROJECT.

   Plans to remodel the Municipal Court and Finance offices were presented to the City Council. Following discussion the motion was made by Don Hendrick and seconded by Lewis Ivey to approve the remodel. Motion passed unaniomous.

DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

4. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

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Departments heads made reports to the City Council.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

   § 551.071 DISCUSSION AND DELIBERATION ON LEGAL MATTERS AND PENDING LIGTIGATION.

   § 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR CITY MANAGER RECRUITEMENT SERVICES.

   After returning to open session, the motion was made by Daniel Lopez and seconded by Lewis Ivey to authorize the Mayor to sign an agreement with Waters Consulting for City Manager recruiting services. Motion passed unanimous.

ADJOURN

Meeting adjourned at 5:49 pm.

John McClain, Mayor

ATTEST:

Sarah Thompson, City Secretary

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON JULY 13, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, JULY 13, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT AGENDA/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE JUNE 8, 2015 CITY COUNCIL MEETING.

2. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN INTERLOCAL AGREEMENT WITH ANGELINA COUNTY FOR MUTUAL ASSISTANCE WITH ROAD AND STREET REPAIR AND MAINTENANCE.

REGULAR AGENDA: DISCUSSION/ACTION

3. CONSIDER SETTING AUGUST 17 AS THE AUGUST CITY COUNCIL MEETING, BUDGET WORKSHOP AND ADOPTING A PROPOSED TAX RATE FOR FY 2015-2016.

DEPARTMENTAL REPORTS: PRESENTATION/DISCUSSION

4. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURSUANT TO THE FOLLOWING SECTIONS OF THE TEXAS LOCAL GOVERNMENT CODE.

   § 551.071 DISCUSSION AND DELIBERATION ON LEGAL MATTERS AND PENDING LIGTIGATION.

   § 551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

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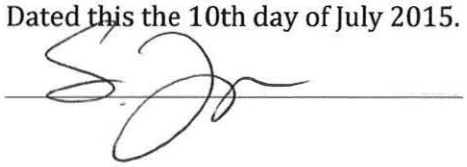
REGULAR AGENDA: DISCUSSION/ACTION

ADJOURN

By 

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, July 10, 2015, at 3:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 10th day of July 2015.



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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, JULY 13, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, , Tom Farley, Daniel Lopez and Veronica Hernandez.

ABSENT

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Police Chief Steve Baker. Civic Center Director Loretta Christmas, Parks Director Luis Maldonado and Code- Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION: NONE

CONSENT AGENDA: DISCUSSION /ACTION

1. **CONSIDER APPROVING MINUTES OF THE JUNE 8, 2015 CITY COUNCIL MEETINGS.**

2. **CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN INTERLOCAL AGREEMENT WITH ANGELINA COUNTY FOR MUTUAL ASSISTANCE WITH ROAD AND STREET REPAIR AND MAINTENANCE.**

   City manager Dennis McDuffie addressed the council and reported that Angelina County requested the Interlocal agreement. This would work at an advantage in regards to equipment and personnel if needed due to a natural disaster or in rare cases of being short staffed. Also an agreement has to be in place prior to county fixing any roads. This would be a mutual way to work together.

   Don Hendrick made the motion to approve and Lewis Ivey second

   All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION

3. **CONSIDER SETTING AUGUST 17 AS THE AUGUST CITY COUNCIL MEETING, BUDGET WORKSHOP AND ADOPTING A PROPOSED TAX RATE FOR FY 2015-2016.**

   City council discussed and agreed that the regular meeting and workshop will be August 3rd

   Lewis Ivey made the motion and Tom Farley second the motion

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All in favor none opposed

DEPARTMENT REPORTS: PRESENTATION/DISCUSSION

4. **THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.**

Public works director Dee Scarborough reports that street pot holes are being filled, mowing operations are in progress and the water tank restoration has begun.

Civic Center Director Loretta Christmas reports they are busy with weddings and graduation parties. A new event has been scheduled for August 29th, Canvass and Cocktails. Brookshire Brothers will have a wine tasting.

Police Chief Steve Baker spoke to Mr. Brewer today regarding the tower site. Mr. Brewer said they will be moving equipment in this week.

Councilman Charles Moses Sr. addressed the council regarding the Walter Allen Pool. He said citizens are complaining that the property needs to be mowed and tended to. Mayor McClain explained that property didn't belong to the City. The booster club owns the property and will be meeting this week. Will forward concern to them.

CLOSED SESSION

1. RETIRE TO A CLOSED MEETING PURUANT TO THE FOLLOWING SECTIONS OF TEXAS LOCAL GOVERNMENT CODE.

551.071 DISCUSSION AND DELIBERATION ON LEGAL MATTERS AND PENDING LIGTIGATION.

551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

Waters Recruitment Firm wasn't available to make the meeting, therefore there were no closed session.

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ADJOURN:

Lewis Ivey made the motion to adjourn at 5:27 p.m. and Don Hendrick seconded.

All in Favor None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, AUGUST 3, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, , Tom Farley, Daniel Lopez and Veronica Hernandez.

ABSENT

Tom Farley

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Civic Center Director Loretta Christmas, and Code- Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION: NONE

CONSENT AGENDA: DISCUSSION /ACTION

1. **CONSIDER APPROVING MINUTES OF THE JULY 13, 2015 CITY COUNCIL MEETINGS.**

2. **CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN INTERLOCAL FOR E-9-1-1 PUBLIC SAFTEY ANSWERING POINT SYSYTEM.**

   City Manager Dennis McDuffie explained to the council that the DETCOG 911 system has to be renewed from time to time. This is normal procedure and is a state regulation.

   Lewis Ivey made the motion to approve both consent items and Don Hendrick second

   All in favor none opposed

DEPARTMENT REPORTS: PRESENTATION/DISCUSSION

3. **THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.**

   Code officer Bryant McCollum reported that Ace Hardware would open tomorrow, August 4, 2015 and will be open Monday through Saturday from 8am-7pm and Sunday from 10am to 5pm. The hardware store will be well stocked and give help the citizens on everyday repairs and needs.

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Civic Center Director Loretta Christmas reports that the civic center is doing great and staying busy. A new event will take place this month on August 29th. Canvass and Cocktails and she looks forward to a successful new event for Diboll.

The police chief was on vacation but there was a report on the tower given by Mayor McClain and City Manager, Dennis McDuffie. The land has been cleared and will be a few more weeks until the project is complete.

CLOSED SESSION

4. RETIRE TO A CLOSED MEETING PURUANT TO THE FOLLOWING SECTIONS OF TEXAS LOCAL GOVERNMENT CODE.

Senior Vice President, Chuck Rohre of Waters Recruitment Firm attended the closed session. Mr. Rohre met with all council members throughout the afternoon on a one on one basis and as a group during the closed session.

551.071 DISCUSSION AND DELIBERATION ON LEGAL MATTERS AND PENDING LIGTIGATION.

551.074. DISCUSSION AND DELIBERATION ON PERSONNEL MATTERS.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:15 p.m. and Don Hendrick seconded.

All in Favor None Opposed

Mayor Pro Tem, Lewis Ivey

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE PARKS & RECREATION BOARD
CITY OF DIBOLL, TEXAS
ON AUGUST 18, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE PARK & RECREATION BOARD OF THE CITY OF DIBOLL WILL BE HELD ON TUESDAY, AUGUST 18, 2015 AT 5:30 P.M., AT THE NECHES PINES GOLF COURSE, 900 LUMBERJACK DRIVE, AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

DISCUSSION OF NECHES PINES GOLF COURSE PROJECT

DISCUSSION OF OLD ORCHARD PARK PROJECTS

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, August 14, 2015, at 1:00 pm. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 14th day of August 2015.

_____

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NOTICE OF A MEETING OF THE CITY COUNCIL
CITY OF DIBOLL, TEXAS
ON AUGUST 21, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE PARK & RECREATION BOARD OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, AUGUST 21, 2015 AT 5:15 P.M., AT THE DIBOLL CITY HALL, 400 KENELY STREET, DIBOLL, TEXAS, AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

WORKSHOP AGENDA:

1. DISCUSSION OF PROPOSED FY 2015-2016 MUNICIPAL BUDGET.

2. DISCUSSION OF PROPOSED TAX RATE OF $0.59 PER $100 OF ACCESSED EVALUATION FOR TAX YEAR 2015.

REGULAR AGENDA: DISCUSSION/ACTION

3. CONSIDER APPROVING A RESOLUTION PROPOSING AN AD VALOREM TAX RATE OF $0.59 PER $100 OF EVALUATION FOR TAX YEAR 2015 AND SETTING PUBLIC HEARING DATES.

4. CONSIDER APPROVING A RESOLUTION ALLOWING THE CITY MANAGER TO TEMPORARILY LIVE OUTSIDE THE CITY OF DIBOLL.

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, August 21, 2015, at 1:00 pm. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 21st day of August 2015.

_____

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, AUGUST 24, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Charles Moses, Veronica Hernandez, Tom Farley, Daniel Lopez and Don Hendrick

ABSENT

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Civic Center Director Loretta Christmas and Parks Director Luis Maldonado.

Mayor McClain called the meeting to order

WORKSHOP AGENDA:

1. **DISCUSSION OF PROPOSED FY 2015-2016 MUNICIPAL BUDGET.**

   Finance Director Elvia Garza addressed the council with the current revenue and expenditures for the 2015-2016 FY budget. Ms. Garza went over line items of departments that was included in council packets with council members. Questions and concerns were addressed. A two percent (2%) cost of living increase has been budgeted. She does not for see any change in financials for medical cost/coverage.

   Water and Sewer rates will increase 3%. Concerns of high rates were addressed and discussed. Increase in rates are due to bond issues and past years of deficits. In the future Ms. Garza suggest that the city hire an analysis specialist to perform a rate comparison to confirm that rates are within reason and comparable. Higher rates are also due to paying the City of Lufkin for water.

   Council member Veronica Hernandez reported that the smoke test in the Burkhalter neighborhood was performed last week. This should further along the lack of payment for water services that are owed.

   Ms. Garza also reports that the garbage services have not increased in the past seven (7) years and there is no change for this year.

   Council members Don Hendrick and Tom Farley reported there have been several compliments in reference to the golf course. Things seem to be going great since changes in the past year.

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2. DISCUSSION OF PROPOSED TAX RATE OF $0.59 PER $100 OF ACCESSED EVALUATION FOR TAX YEAR 2015.

City Manager Dennis McDuffie reports that tax rate will increase from last year's rate of $0.54 per $100 to $0.59 per $100.

REGULAR AGENDA: DISCUSSION/ACTION

3. CONSIDER APPROVING A RESOLUTION PROPOSING AN AD VALOREM TAX RATE OF $0.59 PER $100 OF EVALUATION FOR TAX YEAR 2015 AND SETTING PUBLIC HEARING DATES.

Mr. McDuffie suggested dates of September 8th and 14th for next tax hearing dates.

Daniel Lopez made the motion to approve dates and Lewis Ivey second the motion

All in favor none opposed

4. CONSIDER APPROVING A RESOLUTION ALLOWING THE CITY MANAGER TO TEMORARILY LIVE OUTSIDE THE CITY OF DIBOLL.

Mayor John McClain explained to the council that Mr. McDuffie's house was sold last week. Due to he and his wife relocating post his retirement January 1, 2016; he is temporality residing in a Lufkin residence.

Lewis Ivey made the motion to approve and Don Hendrick second the motion

All in favor none opposed

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ADJOURN

Don Hendrick made the motion to adjourn the meeting and Lewis Ivey second

All in favor none opposed

Meeting adjourned at 5:55p.m.

MAYOR PRO TEM, Lewis Ivey

ATTEST:

CITY SECRETARY, SARAH THOMPSON

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON SEPTEMBER 8, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE AGOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON TUESDAY, SEPTEMBER 8, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

REGULAR AGENDA: DISCUSSON/ACTION

1. HOLD A PUBLIC HEARING ON THE PROPOSED TAX RATE OF $0.59 PER $100 OF ASSESSED EVALUATION FOR 2015.

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on Friday, September 4, 2015, at 12:00 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 4th day of September 2015.

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MINUTES OF THE GOVERNING BODY TAX HEARING OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, SEPTEMBER 8, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Charles Moses, Veronica Hernandez, Tom Farley, Daniel Lopez and Don Hendrick

ABSENT: NONE

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson and Finance Director Elvia Garza.

Mayor McClain called the meeting to order

REGULAR AGENDA: DISCUSSION/ACTION

1. HOLD A PUBLIC HEARING ON THE PROPOSED TAX RATE OF $0.59 PER $100 OF ACCESSED EVALUATION FOR TAX YEAR 2015.

   Mayor John McClain opened the hearing at 5:15pm. Mr. McClain asked for any objections or discussion; none obliged. Mayor McClain closed the hearing at 5:16 pm

   The next hearing date is set for September 14, 2015 at 5:15pm.

ADJOURN

Lewis Ivey made the motion to adjourn the meeting and Don Hendrick second

All in favor none opposed

Meeting adjourned at 5:17p.m.

MAYOR PRO TEM, LEWIS IVEY

ATTEST:

CITY SECRETARY, SARAH THOMPSON

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON SEPTEMBER 14, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON TUESDAY, MONDAY, SEPTEMBER 14, 2015 AT 5:15 P.M. AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

REGULAR AGENDA: DISCUSSION/ACTION

1. HOLD A PUBLIC HEARING ON THE PROPOSED TAX RATE OF $0.59 PER $100 OF ASSESSED EVALUATION FOR 2015

ADJOURN

By _____

I, the undersigned authority, do hereby certify that the above Notice of the above names City Council of the City of Diboll is a true and correct copy of the said Notice and that I have posted true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily assessable to the general public at all time, and the Notice was posted on Friday, September 11, 2015, at 12:00 p.m. and remained posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 11th day of September 2015.

_____

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MINUTES OF THE GOVERNING BODY TAX HEARING OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, SEPTEMBER 14, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, Charles Moses, Veronica Hernandez, Tom Farley and Daniel Lopez

ABSENT:

Mayor John McClain and Don Hendrick

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson and Finance Director Elvia Garza.

Mayor Pro Tem Lewis Ivey called the meeting to order

REGULAR AGENDA: DISCUSSION/ACTION

1. HOLD A PUBLIC HEARING ON THE PROPOSED TAX RATE OF $0.59 PER $100 OF ACCESSED EVALUATION FOR TAX YEAR 2015.

   Mr. Ivey opened the hearing at 5:15pm and asked for any objections or discussion; none obliged. Mr. Ivey closed the hearing at 5:16 pm

   The next hearing date is set for September 21, 2015 at 5:15pm.

ADJOURN

Tom Farley made the motion to adjourn the meeting and Veronica Hernandez second

All in favor none opposed

Meeting adjourned at 5:17p.m.

MAYOR PRO TEM, LEWIS IVEY

ATTEST:

CITY SECRETARY, SARAH THOMPSON

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON SEPTEMBER 21, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, SEPTEMBER 21, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

1. DISCUSS CITIZENS' CONCERN ON ISSUES IN WEST DIBOLL

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

2. CONSIDER APPROVING MINUTES OF THE MAY 11, AUGUST 3, SEPTEMBER 8 AND SEPTEMBER 14, 2015 CITY COUNCIL MEETINGS.

PUBLIC HEARINGS: DISCUSSION/ACTION

3. HOLD A PUBLIC HEARING ON THE ADOPTION OF THE FY 2015-2016 DIBOLL MUNICIPAL BUDGET.

4. CONSIDER APPROVING AN ORDINANCE ADOPTING THE FY 2015-2016 DIBOLL MUNICIPAL BUDGET.

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER APPROVING AN ORDINANCE ADOPTING A TAX RATE FOR FY 2016.

6. CONSIDER ADOPTING AN ORDINANCE AMENDING CHAPTER 21, ARTICLE II, SECTION 21-17 AND ARITICLE II, SECTION 21-33 OF THE CODE OF ORDINANCES OF THE CITY OF DIBOLL ESTABLISHING RATES CHARGED FOR WATER AND SANITARY SEWER USAGE IN THE CITY OF DIBOLL, TEXAS.CIT

CITY MANAGER AND DEPARTMENT HEAD REPORTS

REGULAR AGENDA: ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on September 18, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 18th day of September 2015.

_____

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, September 21, 2015, AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, City Attorney, Jimmy Cassels, Councilmember's, Don Hendrick, Charles Moses, Daniel Lopez and Veronica Hernandez.

ABSENT

Mayor John McClain and Tom Farley

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Director Dee Scarborough, Civic Center Director Loretta Christmas, Police Chief Steve Baker and Code-Inspection Officer Bryant McCollum.

Mayor Pro Tem Lewis Ivey called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION:

1. DISCUSS CITIZENS CONCERN ON ISSUES IN WEST DIBOLL

City Manager Dennis McDuffie reports that the issues that were brought forth to the council the last meeting have been taken care of. There were no residents present at this time to address the council.

CONSENT AGENDA: DISCUSSION /ACTION

2. CONSIDER APPROVING MINUTES OF THE MAY 11, AUGUST 3, SEPTEMBER 8 AND SEPTEMBER 14, 2015 CITY COUNCIL MEETINGS.

Don Hendrick made the motion to approve consent item and Daniel Lopez second

All in favor none opposed

PUBLIC HEARINGS: DISCUSSION/ACTION

3. HOLD A PUBLIC HEARING ON THE ADOPTION OF THE FY 2015-2016 DIBOLL MUNICIPAL BUDGET.

Public Hearing was opened by Mayor Pro Tem Lewis Ivey, there were no questions or concerns by any participants, Mr. Ivey closed the hearing.

4. CONSIDER APPROVING AN ORDINANCE ADOPTING THE FY 2015-2016 DIBOLL MUNICIPAL BUDGET.

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Finance Director Elvia Garza addressed the council regarding the 2015-2016 Municipal Budget. Mrs. Garza states the municipal budget is the same with a slight change within the police department. The original draft didn't include a replacement for the sergeant position to replace Mr. Baker when he was promoted to chief last year. This had been discussed and approved but was not included in the original draft.

Chief Baker stated to the council that this was overlooked during the budget but has not been taken care of. Mr. Baker also reports that the department has always worked with (14) fourteen officers and since he was prompted to Chief the department has been shorthanded with only (13) thirteen officers. This has caused overtime in the department to cover all shifts when an officer either takes vacation or calls in sick. He stated he is to only maintain what the department has already had in the past, not asking for a new positon.

Daniel Lopez made the motion to approve the 2015-2016 municipal budget and Don Hendrick second

All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION

5. CONSIDER APPROVING AN ORDINANCE ADOPTING A TAX RATE FOR FY 2016.

Daniel Lopez made the motion to approve the Tax Rate and Don Hendrick second

All in favor none opposed

6. CONSIDER ADOPTING AN ORDINANCE AMENDING CHAPTER 21, ARTICLEII, SECTION 21-17 ABD ARTICLE II, SECTION 21-33 IF THE CODE OF ORDINANCES OF THE CITY OF DIBOLL ESTABLISHING RATES CHARGED FOR WATER AND SANITARY SEWER USAGE IN THE CITY OF DIBOLL, TEXAS.CIT

Mrs. Garza reports a (3%) three percent increase per household.

Don Hendrick made the motion to adopt the ordinance and Charles Moses second

All in favor none opposed

DEPARTMENT REPORTS: PRESENTATION/DISCUSSION

6. THE CITY MANAGER AND DEPARTMENT HEADS MAY PRESENT REPORTS AND INFORMATION CONCERNING THEIR DEPARTMENTS.

Police Chief Steve Baker reports the tower is almost complete. Oncor is working to complete the electrical this week. The patrol car that was hit by the (18) eighteen wheeler is being looked at by

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the insurance adjuster. The damages appear to be around $20,000.00 and the car bought new is $24,000.00. Waiting on adjuster to complete the report.

Public Works Director Dee Scarborough reports the ground storage tank on Arrington is complete. Well #1 has been repaired and well #5 will be repaired next week. The street department has been working on Hines Street repairing the cracks with crack and seal. A speed limit sign has been put up on Mockingbird and a culvert has been replaced on Lumberjack Drive.

Civic Center Director Loretta Christmas reports that the civic center is doing great. They have been slow recently but will pick back up for the holidays.

Gary Jones represent the VFD and reports the new truck is in. They have been working to install the new equipment on it.

Code Enforcement Officer, Bryant McCollum reports a couple of houses are going up on Arrington Street and Red Bud.

Finance Director reports that the city hall renovation is on schedule and should be complete by the end of the week.

City Manager Dennis McDuffie reports to council that the paperwork for the Welcome to Diboll signs have been completed and application has been sent in. The Keeler Grant will fund the new skin.

ADJOURN:

Don Hendrick made the motion to adjourn at 5:38 p.m. and Charles Moses seconded.

All in Favor

None Opposed

Mayor Pro Tem, Lewis Ivey

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON OCTOBER 12, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, OCTOBER 12, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE SEPTEMBER 21, 2015 CITY COUNCIL MEETING.

2. ANNUAL REVIEW OF INVESTMENT POLICY.

REGULAR AGENDA: DISCUSSION/ACTION

3. CONSIDER APPOINTING/REAPPOINTING FIVE MEMBERS TO THE CIVIC CENTER BOARD.

4. CONSIDER ADOPTING AN ORDINANCE RELATING TO AUTOMATED TRAFFIC SAFETY CAMERAS AMENDING SECTION 3A OF ORDINANCE 06-07 TO ALLOW FOR A THIRTY DAY NOTICE OF VIOLATION IN ACCORDANCE WITH STATE LAW.

5. CONSIDER ADOPTING A RESOLUTION AUTHORIZING THE CITY'S PARTICIPATION IN PROCEEDINGS BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS RELATED TO THE TRANSFER OF OWNERSHIP OF ONCOR ELECTRIC DELIVERY COMPANY, LLC

CITY MANAGER AND DEPARTMENT HEAD REPORTS

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CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA: ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on October 9, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 9th day of October 2015.

_____

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MINUTES OF THE GOVERNING BODY WORKSHOP OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, OCTOBER 12, 2015 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels , Mayor Pro Tem, Lewis Ivey, Councilmember's, Charles Moses Sr., Tom Farley, Don Hendrick and Daniel Lopez

ABSENT

Veronica Hernandez

STAFF PRESENT

City Manager Dennis McDuffie, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Code Inspection Officer Bryant McCollum, Civic Center Director Loretta Christmas and VFD representative Gary Jones.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION:

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

Dortha Jackson addressed to the council that she is the owner of Book Mouse Publishing, a new business in Diboll. She extends an invitation to both the council and community to attend a book publishing class on Saturday, Oct. 17th at the TLL Temple Library.

Craig Simmons returned to the meeting to thank the council and city workers for taking care of his list of needs he brought forth last council meeting. Letters are being sent to property owners to clean up their property but will take some time to get this taken care of. The council ask for Mr. Simmons patience during this time. Mr. Simmons asked the council to explain the 10 foot easement of personal property. He insist that the areas near Willie Massey Street be mowed and taken care of as soon as possible. The council explained to Mr. Simmons that the city can't spend public funds to take care of these issues. Mayor McClain explained that he, the city manager and code officer have met and are working on taking care of his request. Letters are being sent to property owners to clean up their property but will take some time to get this taken care of. The council ask for Mr. Simmons patience during this time.

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CONSENT ITEMS/ACTION:

1. CONSIDER APPROVING MINUTES OF THE SEPTEMBER 21, 2015.

2. ANNUAL REVIEW OF INVESTMENT POLICY.

There are no changes to the investment policy. The council is required to review annually. No changes to minutes therefore consent items are approved.

Lewis Ivey made the motion to approve and Don Hendrick second the motion.

All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION

3. **CONSIDER APPOINTING/REAPPOINTING FIVE MEMBERS TO THE CIVIC CENTER BOARD.**

City Manager Dennis McDuffie explained that (4) four out of the (5) five members will be reappointed. Carol Mettlen, Richard Nelson, Brenda Russell and Teresa Stribling. Linda Cordell has asked to not be reappointed. Therefore the council will look for other candidates and reappoint at the November council meeting.

Lewis Ivey made the motion to reappoint the said members and Don Hendrick second.

All in favor none opposed

4. CONSIDER ADOPTING AN ORDINANCE RELATING TO AUTOMATED TRAFFIC SAFTEY CAMERAS AMENDING SECTION 3A OF ORDINANCE 06-07 TO ALLOW FOR A (30) THIRTY DAY NOTICE OF VIOLATION IN ACCORDANCE WITH STATE LAW.

Dennis McDuffie reported to the council that this was a change in the past year. The ordinance will allow us to remain in compliance with the state law.

Lewis Ivey made the motion to adopt the ordinance and Don Hendrick second.

All in favor none opposed

5. CONSIDER ADOPTING A RESOLUTION AUTHORIZING THE CITY'SPARTICIPATION IN PROCEDING BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS RELATED TO TRANSFER OF OWNERSHIP OF ONCOR ELECTRIC DELIVERY COMPANT, LLC

Dennis McDuffie explained to the council that Oncor electric has filed bankruptcy. The resolution is a strategy to help protect against an increase in rates for the city and citizens. The company has been purchased by the Hunt Family.

Lewis Ivey made the motion to adopt the resolution and Don Hendrick second.

All in favor none opposed

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CITY MANAGER AND DEPARTMENT HEAD REPORTS:

Police Chief Steve Baker reports that the tower now has electric. Looking at 2-3 weeks for an approval to raise the elevation to meet communication standards. The wrecked police car has been totaled and a new Chevy Caprice has been ordered. Should arrive within 6 weeks.

Public Works Director Dee Scarborough reports things are going well and as routine for this time of year. A water leak on Dale Street was repaired this week. Crack and Seal is still being done by street department. They will also begin to start mowing the medians in the next week or so.

Civic Center Director Loretta Christmas reports that the Community Fall Festival is next week. They will have bounce houses, lots of candy and treats for the kids.

Finance Director Elvia Garza reports the remodel in the water utility/court department is complete. Things are working well and court is more secure. She and the employees are very pleased.

Code Officer Bryant McCollum reports 3 new building permits have been given this week. The science lab at the high school should be going up soon.

CLOSED/EXECUTIVE SESSION

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL

A. DISCUSSION REGARDING HIRING FOR THE CITY MANAGER POSITION

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:06p.m.and Don Hendrick seconded.

All in Favor

None Opposed

John C. McClain

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON OCTOBER 19, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, OCTOBER 19, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA: ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on October 16, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 16th day of October 2015.

_____

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON NOVEMBER 9, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON TUESDAY, NOVEMBER 9, 2015 AT 3:30 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION/INTERVIEWS REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA: ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on November 6, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 6th day of November 2015.

_____

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, NOVEMBER 9, 2015 AT 3:30 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels , Mayor Pro Tem, Lewis Ivey, Councilmember's, Charles Moses Sr., Veronica Hernandez, Don Hendrick and Daniel Lopez

ABSENT

Tom Farley

CALL TO ORDER

Mayor John McClain called the meeting to order at 3:30 PM. Immediately following the calling to order; the council went into closed session.

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

DISCUSSION/INTERVIEWS REGARDING HIRING THE CITY MANAGER POSITION.

The council returned from closed session at 6:15 PM

ADJOURN:

The meeting was adjourned at 6:15pm.

Lewis Ivey made the motion to adjourn and Don Hendrick seconded.

All in Favor None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON NOVEMBER 10, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON TUESDAY, NOVEMBER 10, 2015 AT 3:30 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION/INTERVIEWS REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA: ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on November 6, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 6th day of November 2015.

_____

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, NOVEMBER 10, 2015 AT 3:30 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels , Mayor Pro Tem, Lewis Ivey, Councilmember's, Charles Moses Sr., Veronica Hernandez, Don Hendrick and Daniel Lopez

ABSENT

Tom Farley

CALL TO ORDER

Mayor John McClain called the meeting to order at 3:30 PM. Immediately following the calling to order; the council went into closed session.

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

DISCUSSION/INTERVIEWS REGARDING HIRING THE CITY MANAGER POSITION.

The council returned from closed session at 5:45 PM

ADJOURN:

The meeting was adjourned at 5:50pm.

Lewis Ivey made the motion to adjourn and Don Hendrick seconded.

All in Favor None Opposed

John C. McClain

Mayor John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON NOVEMBER 16, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, NOVEMBER 16, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA: ADJOURN

By _____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on November 13, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 13th day of November 2015.

_____

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, NOVEMBER 16, 2015 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels , Mayor Pro Tem, Lewis Ivey, Councilmember's, Charles Moses Sr., Veronica Hernandez, Don Hendrick and Daniel Lopez

ABSENT

Tom Farley

CALL TO ORDER

Mayor John McClain called the meeting to order at 5:15 PM. Immediately following the calling to order; the council went into closed session.

CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

DISCUSSION REGARDING HIRING THE CITY MANAGER POSITION.

The council returned from closed session at 5:40 PM

ADJOURN:

The meeting was adjourned at 5:41pm.

Lewis Ivey made the motion to adjourn and Don Hendrick seconded.

All in Favor None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON NOVEMEBER 23, 2015

NOTICE IS HEREBY GIVEN THAT A MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON MONDAY, NOVEMBER 23, 2015 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

AUDIENCE PARTICIPATION: At this time citizens who have pre-registered before the Call to Order will be allowed to speak on any matter not on the agenda, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until it is placed on an agenda and posted in accordance with law. Citizens wishing to speak on agenda items will be allowed to speak when that item is called.

CONSENT ITEMS/ACTION: Items listed in the Consent Agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

1. CONSIDER APPROVING MINUTES OF THE OCTOBER 12, NOVEMBER 9, NOVEMBER 10 AND NOVEMBER 16, 2015 CITY COUNCIL MEETINGS.

2. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LEASE PURCHASE AGREEMENT FOR A JET MACHINE AND TRANSPORT.

3. CONSIDER REAPPOINTING MEMBERS TO THE DESIGN FOR DIBIOLL COMMITTEE.

REGULAR AGENDA: DISCUSSION/ACTION

4. CONSIDER APPROVING A RESOLUTION A TO USE ZIMMERMAN COMMUNICATIONS TO DESIGN A PLAN TO PROMOTE THE CITY OF DIBOLL.

5. CONSIDER APPOINTING/REAPPOINTING TWO MEMBERS TO THE CIVIC CENTER BOARD.

6. CONSIDER ADOPTING A RESOLUTION ADOPTING A HEALTH PLAN FOR CITY EMPLOYEES FOR 2016.

CITY MANAGER AND DEPARTMENT HEAD REPORTS

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CLOSED MEETING:

CLOSED MEETING IS BEING HELD PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE V.T.C.S. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.074 PERSONNEL.

A. DISCUSSION REGARDING HIRING FOR THE CITY MANAGER POSITION.

REGULAR AGENDA:

7. CITY MANAGER APPOINTMENT EFFECTIVE JANUARY 4, 2016.

ADJOURN

By_____

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the above named City Council of the City of Diboll is a true and correct copy of said Notice and that I have posted a true and correct copy of said Notice at the City Hall of the City of Diboll, Texas, a place convenient and readily accessible to the general public at all time, and the Notice was posted on November 20, 2015, at 3:30 p.m. and remained so posted for at least 72 hours preceding the schedule time of said meeting.

Dated this the 20th day of November 2015.

_____

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, NOVEMBER 23, 2015 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, , Mayor Pro Tem, Lewis Ivey, Councilmember's, Charles Moses Sr., Veronica Hernandez, Don Hendrick and Daniel Lopez

ABSENT

Council Member, Tom Farley and City Attorney, Jimmy Cassels

CALL TO ORDER

Mayor John McClain called the meeting to order at 5:15 PM. Bro. Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION: None

CONSENT/ACTION ITEMS:

1. CONSIDER APPROVING MINUTES OF THE NOVEMBER 16, 2015 CITY COUNCIL MEETINGS.

2. CONSIDER APPROVING A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LEASE PURCHASE AGREEMENT FOR A JET MACHINE AND TRANSPORT.

City Manager Dennis McDuffie reported that the current jet machine is nine (9) years old. A jet machine is used to flush pipes and the one the city currently has is too small for larger jobs. It is also on a trailer and to provide greater service it would be best to have the machine mounted on the truck.

3. CONSIDER APPOINTING MEMBERS TO THE DESIGN FOR DIBOLL COMMITTEE.

Mayor McClain reports to the council that Gary Gores, Lee Woodward and Richard Nelson has been appointed to the Design for Diboll Committee.

Lewis Ivey made the motion to approve consent items and Don Hendrick second

All in favor none opposed

REGULAR AGENDA: DISCUSSION/ACTION:

4. CONSIDER APPROVING A RESOLUTION TO USE ZIMMERMAN COMMUNICATIONS TO DESIGN A PLAN TO PROMOTE THE CITY OF DIBOLL.

Mayor McClain reports that the Design 4 Diboll has suggested using Zimmerman Communications to further promote the City. The cost of the service is $950 per month and will take 3 months of service to get the website where it should be.

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Lewis Ivey made the motion and Don Hendrick second

All in favor none opposed

5. CONSIDER APPOINTING/REAPPOINTING TWO MEMBERS TO THE CIVIC CENTER BOARD.

Mayor McClain reports that Steve Jackson will be appointed to the civic center board. There are no other recommendations at this time. The council hopes to appoint someone at the next council meeting.

Don Hendrick made the motion and Lewis Ivey second

All in favor none opposed

6. CONSIDER ADOPTING A RESOLUTION ADOPTING A HEALTH PLAN FOR THE CITY EMPLOYEES FOR 2016.

Finance Director Elvia Garza reports to the council that during the budget workshop she had planned for a zero percent increase but that is not the case. United Healthcare come back with a fourteen percent increase therefore the city will return to Blue Cross and Blue Shield of Texas for the 2016 calendar year. The Metlife dental plan has also increase by six percent, therefore the dental will change to The Standard. Life, Death and Dismemberment will remain with Dearborn National. As will the Ameridoc.

There are concerns for next year. Due to the Affordable Care Act (ACA) it will be difficult to find an affordable plan next year. The city will plan and prepare for any changes and review options prior to the next budget calendar year.

Lewis Ivey made the motion and Don Hendrick second

All in favor none opposed

CITY MANAGER AND DEPARTMENT HEAD REPORTS:

Public Works Director, Dee Scarborough reports the Christmas lights will be put up on Monday. Limbs and trees have been trimmed at Brookshire Brothers. The water department has been busy with several large leaks. Departments have been staying busy and doing well.

Parks Director, Luis Maldonado reports he should have an estimate for the splash pad and new bleachers soon. The department has been mulching and staying busy.

Civic Center Director, Loretta Christmas they have been staying busy with holiday events. They will be having a benefit Bingo next week along with the Senior Luncheon. She also reports to have driveway lights installed hopefully next week.

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CLOSED MEETING:

Mayor McClain reports there will be no closed session at this meeting. He addressed the audience that a few months ago the council hired Waters & Company for the recruitment of the replacement for the retirement of city manager, Dennis McDuffie. There were twenty two applicants and the firm narrowed the list down to four. The council met with each applicant thoroughly interviewed them. Mr. Gerry Boren of Gun Barrel City has been chosen as the new city manager and is scheduled to start January 4, 2016. Mr. McClain reports the council wishes the best of retirement to Dennis and thanked him for his service as city manager.

ADJOURN:

The meeting was adjourned at 5:32pm.

Lewis Ivey made the motion to adjourn and Don Hendrick seconded.

All in Favor None Opposed

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, January 11, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Presentation of the Firearm Open Carry Law by the Diboll Police Chief, Steve Baker

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **November 23, 2015** City Council Meeting

ACTION/DISCUSSION ITEMS:

ITEM#2: Discuss and ratify the employment contract with the Diboll City Manager.

ITEM# 3: Discuss and/or take action to approve resending Resolution 09-29 which appoints an Acting/Assistant City Manager in the absence of the City Manager.

ITEM #4: Discuss and/or take action to direct the City Manager to facilitate and coordinate action necessary to administrate the Diboll Youth Baseball Association.

ITEM#5: Discuss and/or take action to consider the Annual Review of the Investment Policy.

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ITEM#6: Discuss and/or take action to the November 2015 Financial Report.

ITEM#7 City Manager and Department Head Reports.

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

Attest:

Sarah Thompson, City Secretary

Approved:

John McClain, Mayor

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, January 8, 2016 as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, JANUARY 11, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Veronica Hernandez, Tom Farley and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Civic Center Director Loretta Christmas, Golf Manager Jimmy Mettlen, VFD Gary Jones and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

PRESENTATION OF THE FIREARM OPEN CARRY LAW BY DIBOLL POLICE CHIEF STEVE BAKER

Police Chief, Steve Baker presented a presentation regarding the new Open Carry Law. Mr. Baker educated/updated the council and attendees of the new law and the signage postings for government facilities. He stressed the need for the signs to be posted here at city hall. The new law is similar to the Concealed Carry; the only change is that weapons can be carried in a holster on the hip. Mr. Baker openly answered concerning questions and directed any questions to arise following the meeting or concerns to follow up with him at the police department.

AUDIENCE PARTICIPATION: NONE

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE NOVEMBER 23, 2015 CITY COUNCIL MEETING.

Lewis Ivey made the motion to approve consent items and Don Hendrick second.

All in favor, none opposed, motion carries

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ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND RATIFY THE EMPLOYEMENT CONTRACT WITH THE DIBOLL CITY MANGER.

There were no discussion or changes to the City Manager contract.

Lewis Ivey made the motion to approve the contract and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM#3: DISCUSS AND/OR TAKE ACTION TO APPROVE RESENDING RESOLUTION 09-29 WHICH APPOINTS AN ACTING/ASSISTANT CITY MANAGER IN THE ABSENCE OF THE CITY MANAGER.

City Manager, Gerry Boren reports to the council that the city is small enough that all departments can be overseen by department heads. He suggest that he would like to change this immediately to better accommodate his style of work environment. Should an emergency arise, he can be contacted via telephone in his absence from city hall.

Lewis Ivey made the motion to approve the dismissal of an acting/assisting city manager and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: DISCUSS AND/OR TAKE ACTION TO DIRECT THE CITY MANAGER TO FACILITATE AND COORDINATE ACTION NECESSARY TO THE DIBOLL YOUTH BASEBALL ASSOCIATION.

City Manager, Gerry Boren reported to the council that the most important thing in any youth sport league is the kids. We are here to better the facilities and lower the registration cost to increase the chances for all kids to participate. He suggest that the local businesses support the kids by sponsoring children of low funded families. In the transition he has asked the league to transfer the grant funds to the city to assist with the startup of the season. He will continue to work along with the Diboll Youth Baseball Association (DYBA) to facilitate the concession stand. Chasity Archer with Katherine Sage Daycare (KST) agreed to work the concession stand as she has in the past. Mr. Boren also stated this is not a money making event but ensures that all kids be able to play.

Lewis Ivey made the motion to facilitate the DYBA and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: DISCUSS AND/OR TAKE ACTION TO CONSIDER THE ANNUAL REVIEW OF THE INVESTMENT POLICY.

Finance Director, Elvia Garza reports that this is only a quarterly review, the policy has already been approved. There were no questions or action therefore, no motion needed.

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ITEM #6: DISCUSS AND/OR TAKE ACTION TO THE NOVEMBER 2015 FINANCIAL REPORT.

Mr. Boren explained to the council that the investment policy reports a monthly report per department. The property tax is not available at this time. This simply breaks down the cash on hand of city funds. He wants the financials to be ran like a check book like most businesses. He also stated that he and the department heads meet weekly to stay on top of things.

Lewis Ivey made the motion to approve the financial report and Don Hendrick second

All in favor, none opposed, motion carries

ITEM #7: DEPARTMENT REPORTS:

Golf Manager, Jimmy Mettlen reports that attendance has been down due to all the rain. A members meeting is scheduled for this week to discuss recruitment for more members and increase in revenues. The guys have been busy working on drainage issues and appear to be ahead of schedule.

Park Director, Luis Maldonado reports the department has been busy mowing and weed eating. The cemetery is all well and good. He will be looking into the field restrooms to dress them up and hopefully start plumbing work prior to opening day.

Code Officer, Bryant McCollum reports there were 8 new residential properties in value of 1.2-1.5 million taxable value added to the tax role this year. He has been working on a list around town of things to be done, cut and or cleared. He will get with the Mayor and City Manager of any suggested property needing to be cleaned up.

Civic Center Director, Loretta Christmas reports the civic center is busy and doing well. They are booked for January through May. They are working on Tamale Festival and new attractions.

Finance Director, Elvia Garza reports that the auditors will be here next week.

Public Works Director, Dee Scarborough reports that the water department has been fixing leaks. The street department has been performing crack and seal and replacing signs.

Police Chief, Steve Baker reports the tower is up and working. The dispatch has been cleaning to prepare for a mild remodel for an improved work space. The department is outgrowing the facility and trying to make better accommodations with limited space. He also reports that he is trying to hold out on cars to last a few more months. He is fully staffed, crime is low and business is going well.

VFD, Gary Jones reports the new truck has arrived and dependable. The communication is a lot better now that the tower is up.

CITY MANAGER REPORTS:

Gerry Boren reports that he will kick off with a city manager facebook page tomorrow. He has had a great first week and is looking forward to his future here at Diboll.

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ADJOURN:

Lewis Ivey made the motion to adjourn at 5:56p.m.and Don Hendrick seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, February 8, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

PRESENTATION:

A. Police Chief, Steve Baker will present recognition awards for Officer and Dispatcher of the year.
B. Civic Center Director, Loretta Christmas will give presentation of the 2016 Tamale Festival.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **January 11, 2016** City Council Meeting.

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to consider the Annual Review of the Investment Policy.

ITEM #3: Discuss and/or take action to the November 2015 Financial Report.

ITEM #4: Discuss and/or take action to approve the Lions Club International representatives for recruitment of a new Lions Club in Diboll the week of March 21-25, 2016.

ITEM#5: Discuss and/or take action to adopt Resolution 01-16, Calling/Posting Notice of General Election for May 7, 2016 to elect the following positions; Mayor at Large, District 2, District 4 and At Large Place 6.

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ITEM# 6: Discuss and/or take action to adopt Resolution 02-16, authorizing the City of Diboll/ City Manager to facilitate and provide exclusive direction of the Diboll Youth Baseball Program and appoint a new committee under the direction of the Parks & Recreation Board.

ITEM #7: Discuss and/or take action to adopt Resolution 03-16 approving the transfer of Hotel Motel Tax funds in the amount of $7,000.00 for the 2016 Tamale Festival.

ITEM#8: Discuss and/or take action to adopt Resolution 04-16 amending the security policy for the Lottie & Arthur Temple Civic Center.

ITEM#9: Discuss and/or take action to adopt Resolution 05-16 approving the transfer of Hotel Motel Tax funds in the amount up to $20,000.00 for a July 4th Celebration to be held in Old Orchard Park.

ITEM#10: Discuss and/or take action to adopt Resolution 06-16 approving the transfer of property located at the corner of Booker Street and Highway 59 from Sandy Bate with DIBTX property management to the City of Diboll.

ITEM #11: Discuss and/or take action to approve resending Resolution 26-15 in reference to the purchase of a Jet Machine and adopt Resolution 07-16 to authorize the City Manager to sign a contract with First Bank & Trust to finance the Jet Machine.

ITEM #12: Discuss and/or take action to adopt Resolution 08-16 approving City Manager, Gerry Boren to represent Diboll for the Angelina County Cities & Health District Board of Health.

ITEM #13: Reporting of Department Heads in attendance.

ITEM #14: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.071 of a possible litigation with the Angelina County WCID.

ITEM#15: Reconvene into Open Session to discuss and/or take action to authorize the City Manager to proceed forward in resolving related issues with the Angelina County WCID.

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

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Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

Attest:

Sarah Thompson, City Secretary

Approved:

John McClain, Mayor

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, February 5, 2016 as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY,FEBRUARY 8, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Veronica Hernandez, Tom Farley and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Civic Center Director Loretta Christmas, Golf Manager Jimmy Mettlen, VFD Gary Jones and Code Inspection Officer Bryant McCollum. Also present; Dispatch Supervisor, Giovanet Moreland, Investigator, Felix Estrada and Lieutenant, Norman Williams.

Mayor McClain called the meeting to order and Mayor Pro Tem Lewis Ivey gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

PRESENTATIONS:

Police Chief, Steve Baker presented officer and dispatcher of the year awards. Mr. Baker spoke on behalf of both employees. The two individuals go above and beyond in the department and thrive to better themselves as well as the police department on a daily basis. A plaque was presented to each, Giovanet Moreland and Felix Estrada in appreciation of their hard work and dedication.

Civic Center Director, Loretta Christmas gave presentation for the 2016 Tamale Festival. The new festival hours are 10a-4pm. There are several new attractions and she is looking forward to a great festival.

AUDIENCE PARTICIPATION: NONE

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE JANUARY 11, 2016 CITY COUNCIL MEETING.

Lewis Ivey made the motion to approve consent items and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND/OR TAKE ACTION TO CONSIDER THE ANNUAL REVIEW OF THE INVESTMENT REPORT.

There was no discussion regarding the review of the investment report.

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Lewis Ivey made the motion to approve the investment report and Don Hendrick Second.

All in favor, none opposed, motion carries

ITEM #3: DISCUSS AND/OR TAKE ACTION TO THE DECEMBER 2015 FINANCIAL REPORT.

No discussion or changes to the December financial report, therefore

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM#4: DISCUSS AND/OR TAKE ACTION TO APPROVE THE LIONS CLUB INTERNATIONAL REPRESENTATIVES FOR RECRUITMENT OF A NEW LIONS CLUB IN DIBOLL THE WEEK OF MARCH 21-25, 2016.

Mr. Ed Stiles with the Lions Club located in Hemphill visited the council and gave review of the upcoming recruitment. In 2006 a club of Lions were abandoned in Diboll. A new Lions Club will be established in the Diboll area and Mr. Stiles is getting the councils authorization for recruitment. There are 16 districts of lions in Texas and 26,000 individuals that serve. The club is to serve others that are less fortunate. Flyers were passed to the council for review and general information was provided. This service offers free eye screenings for adults and children along with eye glasses, week long camps and more. Mr. Stiles reported the recruitment will be done within businesses and hopes for a positive outcome.

ITEM #5: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 01-16, CALLING/POSTING NOTICE OF GENERAL ELECTION FOR MAY 7, 2016 TO ELECT THE FOLLOWING POSITIONS: MAYOR AT LARGE, DISTRICT 2, DISTRICT 4 AND AT LARGE PLACE 6.

Lewis Ivey made the motion to adopt the resolution and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #6: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 02-16, TO AUTHORIZE THE CITY OF DIBOLL/CITY MANAGER TO FACILITATE AND PROVIDE EXCLUSIVE DIRECTION OF THE DIBOLL YOUTH BASEBALL PROGRAM AND APPOINT A NEW COMMITTEE UNDER THE DIRECTION OF THE PARKS AND RECREATION BOARD.

City Manager, Gerry Boren reported to the council that the fields are coming along very well. The fields have been cleaned up and leveled, a safety railing has been added to the fences, the lights are being adjusted and will be mounting hardware. Safety bases along with new dug out benches will be added. The concession stand will also require some updating to get to code. The registration fee has been reduced to better accommodate families of multiple children. This will increase numbers and ensure no child is left out due to finances. A committee will be appointed to oversee the program and better serve the organization. Aaron Smith will be over the fields, Chasity Archer will remain in control of the concession stand and Tom Williams will create a schedule for both boys and girl's game and practice schedules.

Lewis Ivey made the motion to approve resolution and Don Hendrick second.

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All in favor, none opposed, motion carries

ITEM #7: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 03-16 APPROVING THE TRANSFER OF HOTEL MOTEL TAX FUNDS IN THE AMOUNT OF $7,000 FOR THE 2016 TAMALE FESTIVAL.

Mr. Boren explained to the council that there is a total of $80,000 in the hotel motel account. The funds are used to put heads in beds, per say. Fifteen percent will be used for advertising events. May need more funds at a later date but for now the amount of $7,000 will be efficient.

Lewis Ivey made the motion to approve the financial report and Don Hendrick second

All in favor, none opposed, motion carries

ITEM# 8 DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 04-16 AMENDING THE SECURITY POLICY FOR THE LOTTIE & ARTHUR TEMPLE CIVIC CENTER.

Mr. Boren explained to the council that the security payments currently are paid to the city and the city writes the officer a check. After review, Civic Center Director, Loretta Christmas stated that other facilities enforce the client, the renter to pay the officer in cash prior to each event. This will eliminate the cost of writing checks for the city and will put the option on the officer to take the taxes out of the payment.

Lewis Ivey made the motion to adopt the resolution and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #9: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 05-16 APPROVING THE TRANSFER OF HOTEL MOTEL TAX FUNDS IN THE AMOUNT UP TO $20,000 FOR A JULY 4TH CELEBRATION TO BE HELD IN THE OLD ORCHARD PARK ON JULY 2, 2016.

Mr. Boren presented the plan of a new annual event. The July 4th Music Fest. Event will include bands along with a fifteen to twenty minute firework show in the Old Orchard Park. This will be more of a picnic style event rather than have vendors and will be a more relaxing event for families.

Lewis Ivey made the motion to approve the resolution and Don Hendrick seconded.

All in favor, none opposed, motion carries

ITEM #10 DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 06-16 APPROVING THE TRANSFER OF PROPERTY LOCATED AT THE CORNER OF BOOKER STREET AND HIGHWAY 59 FROM SANDY BATE WITH DIBTX PROPERTY MANAGEMENT TO THE CITY OF DIBOLL.

The property is a dead triangle lot on the corner of Booker and Office Street near Highway 59. This will allow the city to maintain the property and be well kept and clean.

Don Hendrick made the motion to approve the transfer and Lewis Ivey second.

All in favor, none opposed, motion carries

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ITEM #11 DISCUSS AND/OR TAKE ACTION TO APPROVE RESENDING RESOLUTION 26-15 IN REFERENCE TO THE PURCHASE OF A JETT MACHINE AND ADOPT RESOLUTION 07-16 TO AUTHORIZE THE CITY MANAGER TO SIGN A CONTRACT WITH FIRST BANK & TRUSE O FINANCE THE JETT MACHINE.

Mr. Boren researched local banking and interest rates to finance the jett machine and discovered the city can save by financing local. The original rate of 4% was beat at 3% at First Bank & Trust with a total savings of $3000.00.

Daniel Lopez made the motion to approve resolution and Lewis Ivey Second.

All in favor, none opposed, motion carries

ITEM #12 DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 08-16 APPROVING CITY MANAGER, GERRY BOREN TO REPRESENT DIBOLL FOR THE ANGELINA COUNTY CITIES & HEALTH DISTRICT BOARD OF HEALTH.

Sharon Shaw with the Angelina County Cities & Health District reports that with the retiring of the former City Manager, Dennis McDuffie, there is an open seat on the board. Traditionally the City Manager has occupied the seat therefore the recommendation for Gerry Boren to fill the seat has been requested.

Lewis Ivey made the motion to approve the resolution and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #13 REPORTING OF DEPARTMENT HEADS IN ATTENDANCE.

Golf Manager, Jimmy Mettlen reports the club is seeking new members. A special offer has been offered by using bank draft. Next week he will meet with KTRE and the golf course link will be added to the weather app. This is a great feature and gets lots of hits daily.

Park Director, Luis Maldonado reports the department has been busy painting and dressing up the park. The fields look great and the restrooms have been painted as well. Looks very nice.

Civic Center Director, Loretta Christmas reports she lost her part time employee. She is looking for a replacement if anyone knows of someone looking for a part time position, please send them her way. She is staying busy and getting ready for the upcoming Tamale Festival.

Finance Director, Elvia Garza reports that the ball registration is going well. She has had 40 sign up so far but anticipates more on the Saturday registration days.

Public Works Director, Dee Scarborough reports that everything is going well and as usual.

Police Chief, Steve Baker reports 220 calls of service for the month, 9 arrest and 570 traffic contacts. There has been some leads on the bank robbery and should have more leads towards the end of the week.

VFD, Gary Jones reports the air compressors are working, with 20 new air pack survivor tanks.

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Aaron Smith reports the fields are coming along nicely. The huge sink hole on the softball field has been fixed. Supplies has been ordered to upgrade the fields. The prisoners will be coming out next week to help finish up. New bleachers should be coming in soon and will look very nice for the upcoming season. The street department has been working on a parking lot for additional parking.

CITY MANAGER REPORTS:

Gerry Boren reports the warrant round up is coming up soon. The city will be offering a "Blue light special". Individuals with citations can come in early and take care of their accounts to avoid arrest during warrant round up. Certain fees can be waived at this time to help take care of old accounts.

THE COUNCIL RETIRED TO AN EXECUTIVE SESSION AT 6:10PM AND RETURNED AT 6:47PM.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:48PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, March 14, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **February 8, 2016** City Council Meeting.

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to adopt Resolution 09-16, cancelling the May 7, 2016 Municipal Election in accordance with section 2.053 (a) of the Texas Election Code.

ITEM #3: Discuss and/or take action in reference to agenda request from Citizen Gary McKinney at 103 Charles Hunt.

ITEM #4: Discuss and/or take action to adopt Resolution 10-16, designating City Manager, Gerry Boren as the Designated Community Economic Developer (DCED) for the City of Diboll.

ITEM#5: Discuss and/or take action to adopt Resolution 11-16, for the City of Diboll to participate in The Interlocal Purchasing System (TIPS) and authorizing the City Manager to sign all related documents.

ITEM# 6: Discuss and/or take action to adopt Resolution 12-16, for approving a Leak Adjustment and Payment Plan.

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The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

Attest:

Sarah Thompson, City Secretary

Approved:

John McClain, Mayor

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Thursday, March 10, 2016, as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY,MARCH 14, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Veronica Hernandez, Tom Farley and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Work Dee Scarborough, Police Chief Steve Baker, Civic Center Director Loretta Christmas, Park Director Luis Maldonado and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION: NONE

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE FEBRUARY 8, 2016 CITY COUNCIL MEETING.

Lewis Ivey made the motion to approve consent items and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 09-16, CANCELLING THE MAY 7, 2016 MUNICIPAL ELECTION IN ACCORDANCE WITH SECTION 2.053(A) OF THE TEXAS ELECTION CODE.

City Manager, Gerry Boren reports there were no application for a place on a ballot filed for the 2016 Municipal Election therefore there will not be an Election held on May 7, 2016.

Don Hendrick made the motion to adopt the said Resolution and Lewis Ivey Second.

All in favor, none opposed, motion carries

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ITEM #3: DISCUSS AND/OR TAKE ACTION IN REFERENCE TO AN AGENDA REQUEST FROM CITIZEN, GARY MCKINNY AT 103 CHARLES HUNT IN REFERENCE TO THE CLEAN UP OF HIS PROPERTY ALONG WITH REQUESTING WATER SERVICES AT THIS ADDRESS.

City Manager, Gerry Boren reported that Mr. McKinny has requested the council to grant water access on his property located at 103 Charles Hunt. Mr. Boren also reported that Mr. McKinney is outside the city limits and needs to be encouraged to clean up the property. Mr. McKinney did not show up to the meeting therefore the request has been tabled.

ITEM#4: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 10-16. DESIGNATING CITY MANAGER, GERRY BOREN AS THE DESIGNATED COMMUNITY ECONOMIC DEVELOPER (DCED) FOR THE CITY OF DIBOLL.

City Manager, Gerry Boren reported to the council that the city doesn't have a DCED therefore he has elected himself. He has the credentials to do so and has the experience to market the community. Mr. Boren expressed his confidence that with an airport within 5 miles this is sure to be a positive impact for the community. There will also be an added tab to the new website that will promote economic development.

Lewis Ivey made the motion to adopt the said Resolution and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 11-16, FOR THE CITY OF DIBOLL TO PARTICIPATE IN THE INTERLOCAL PURCHASING SYSTEM (TIPS) AND AUTHORIZING THE CITY MANAGER TO SIGN ALL RELATED DOCUMENTS.

City Manager, Gerry Boren reported the council that he has used this purchasing system prior to coming to Diboll. He states that by using TIPS a 10% discount is granted when ordering park equipment. Additional benches are projected to cost over $10,000; this will ensue a total savings of $3000; if purchased with TIPS.

Don Hendrick made the motion to adopt the said Resolution and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 12-16, FOR APPROVING A LEAK ADJUSTMENT AND RESOLUTION 13-16 FOR A PAYMENT PLAN

City Manager, Gerry Boren has suggested that the council enforce a leak and payment plan policy. There have been situations where citizens have had leaks that exceed well over the cost of their normal consumption. The city would like to help by allowing a payment plan option along with a leak adjustment policy. This will better serve the citizen and assist with large water consumptions, should they arise. Certain cases will be reviewed and handled on a case by case basis considering the situation in which will be reviewed by the council if needed.

Lewis Ivey made the motion to adopt the said Resolution and Don Hendrick second.

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ITEM #3: DISCUSS AND/OR TAKE ACTION IN REFERENCE TO AN AGENDA REQUEST FROM CITIZEN, GARY MCKINNY AT 103 CHARLES HUNT IN REFERENCE TO THE CLEAN UP OF HIS PROPERTY ALONG WITH REQUESTING WATER SERVICES AT THIS ADDRESS.

City Manager, Gerry Boren reported that Mr. McKinny has requested the council to grant water access on his property located at 103 Charles Hunt. Mr. Boren also reported that Mr. McKinney is outside the city limits and needs to be encouraged to clean up the property. Mr. McKinney did not show up to the meeting therefore the request has been tabled.

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City Manager, Gerry Boren reported to the council that the city doesn't have a DCED therefore he has elected himself. He has the credentials to do so and has the experience to market the community. Mr. Boren expressed his confidence that with an airport within 5 miles this is sure to be a positive impact for the community. There will also be an added tab to the new website that will promote economic development.

Lewis Ivey made the motion to adopt the said Resolution and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 11-16, FOR THE CITY OF DIBOLL TO PARTICIPATE IN THE INTERLOCAL PURCHASING SYSTEM (TIPS) AND AUTHORIZING THE CITY MANAGER TO SIGN ALL RELATED DOCUMENTS.

City Manager, Gerry Boren reported the council that he has used this purchasing system prior to coming to Diboll. He states that by using TIPS a 10% discount is granted when ordering park equipment. Additional benches are projected to cost over $10,000; this will ensue a total savings of $3000; if purchased with TIPS.

Don Hendrick made the motion to adopt the said Resolution and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 12-16, FOR APPROVING A LEAK ADJUSTMENT AND RESOLUTION 13-16 FOR A PAYMENT PLAN

City Manager, Gerry Boren has suggested that the council enforce a leak and payment plan policy. There have been situations where citizens have had leaks that exceed well over the cost of their normal consumption. The city would like to help by allowing a payment plan option along with a leak adjustment policy. This will better serve the citizen and assist with large water consumptions, should they arise. Certain cases will be reviewed and handled on a case by case basis considering the situation in which will be reviewed by the council if needed.

Lewis Ivey made the motion to adopt the said Resolution and Don Hendrick second.

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All in favor, none opposed, motion carries

ITEM #7 REPORTING OF DEPARTMENT HEADS IN ATTENDANCE.

Park Director, Luis Maldonado reports the department has been busy putting in the new bleachers and mowing. A fence has been placed around the splash pad. The left over bleachers have been placed around town to assist with organizations and churches to better serve spectators.

Civic Center Director, Loretta Christmas reports there are several events next week. She is staying busy getting Tamale Festival going and training her two new part time assistants.

Finance Director, Elvia Garza reports that the auditors should have their reports soon. The Blue Light Special doubled this year. The roundup went very smooth and they collected from several repeat offenders that owed thousands of dollars.

Public Works Director, Dee Scarborough reports that due to all the rain the department have been super busy. Street Department has been cleaning culverts and assisting in the park. Everyone is helping one another and getting things done in a timely manner.

Police Chief, Steve Baker reports 264 calls of service for the month, 8 arrest and 394 traffic contacts. Chief also reported on the warrant roundup. He agreed that this was the best year ever. He and court have discussed having round up twice a year to stay on top of things. The new 911 system is up and running. The new monitors have been installed. This is great news for the DISD and the community; this will increase the safety of the students and staff should a situation arise.

CITY MANAGER REPORTS:

City Manager, Gerry Boren reports that the Diboll Youth Baseball-Softball program has been a success. A total of approximately 380 kids have signed up for the season. The concession stand is being updated with safety equipment and more healthy food options have been added. New bleachers and dugout bleachers are being installed the safety yellow caps have been added. The fields are being prepared for opening day and are looking better than ever.

Mr. Boren also reported on the Blue Light. The police department worked together with the court department and had a huge success, the best in years so he was told. We have begun the search to get a new website going to better serve the citizens and be more user friendly and loaded with information for the community. The employees will begin the salary survey that will let us know how we are compared to other cities compared to our census. We need to know we are and where we should be on paying our employees according to job descriptions and job value. An update will be given as more information is available.

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ADJOURN:

Don Hendrick made the motion to adjourn at 5:52 PM and Lewis Ivey seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, April 11, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

AUDITORS PRESENTATION:
Brooks Cardiel representative, Anthony Cardiel will provide audit reports for the council of the 2014-2015 fiscal year.

PUBLIC HEARING:
Hold a public hearing in pursuant to Section 106 filing for a new tower submission on proposed construction of a 300 foot self-support lattice telecommunication tower and associated equipment with an 80 foot by 80 foot compound and a proposed 20 foot by 85 foot access/utility easement.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **March 14, 2016** City Council Meeting.

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to adopt **Resolution 14-16**, in approval of a new Diboll Police Department Uniform Patch.

ITEM #3: Discuss and/or take action to adopt **Resolution 15-16**, approving additional Hotel Motel Funds for the 2016 Tamale Festival.

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ITEM# 4: Discuss and/or take action to adopt **Ordinance 01-16**, approving Ordinance to grant a variance to Vertical Bridge Holdings, LLC from the setback requirements of City Ordinance, and providing a special use permit (S-1) for a communication tower to be located at the northwest corner of Hendrick and Hines Street, Angelina County Appraisal District property CAD ID#59945.

ITEM #5: Discuss and /or take action to the February 2016 financial report.

DEPARTMENT HEAD REPORTS

CITY MANAGER REPORTS

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

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Attest:

Sarah Thompson, City Secretary

Approved:

John McClain, Mayor

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Thursday, April 7, 2016, as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, April 11, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Veronica Hernandez, and Daniel Lopez

ABSENT Tom Farley

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Dee Scarborough, Golf Manager, Jimmy Mettlen, Police Chief Steve Baker, Civic Center Director Loretta Christmas, Park Director Luis Maldonado and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Lewis Ivey gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

AUDIENCE PARTICIPATION: NONE

PUBLIC HEARING:

Public Hearing opened at 5:20pm by Mayor Pro Tem, Lewis Ivey. Mr. Ivey presented the upcoming project to the audience in attendance. A new tower submission on proposed construction of a 300 foot self-supported lattice telecommunication tower and associated equipment with an 80 foot by 80 foot compound and a proposed 20 foot by 85 foot access/utility easement. City Manager, Gerry Boren conveyed the council along with the audience that property owners in a 200 foot corridor had been notified in writing of their rights to voice their concerns regarding the proposed project. Tower Representative, Tom Hallant reported that construction is normal and will be quick, within two weeks. Should there be any conflict with the tower, storms or structural damage, the tower is designed to crumble rather than fall at an angel to keep other property from being effected. Councilmembers were concerned that the new roadways may be affected. Mr. Hallant assured them if any roadways were affected they would repair them. The value of the tower is approximately $300,000.00 and will improve the cell one service in the area. The project is projected to be complete by August.

Without any further questions or concerns the hearing was closed at 5:36pm.

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AUDITORS PRESENTATION:

Brooks Cardiel, PLLC representative Anthony Cardiel presented the council with the auditor's report for Fiscal year 2014-2015. All reports look great and the city is in good standing. Accounting changes and adjustments were made and reports are better than previous year. A booklet of detailed accounting per departments were presented to the council and for permanent filing. Mr. Cardiel also reported he is always impressed with the production of the city and the staff. Finance Director, Elvia Garza has been a pleasure to work with and ensures a smooth audit.

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE MARCH 14, 2016 CITY COUNCIL MEETING.

Lewis Ivey made the motion to approve consent items and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 14-16, IN APPROVAL OF A NEW DIBOLL POLICE DEPARTMENT UNIFORM PATCH.

Police Chief, Steve Baker addressed the council with a new proposed patch. The uniform patch has not been updated in many years and he would like to update the look of the patch. The patch was originally copied from Fort Worth many years ago from a former chief. The original patch displayed a bible verse; Matthew 5:19. Chief Baker put the patch on social media which quickly resulted into a controversy due to the scripture. Due to the controversy in which was not local but individuals that were not residence of East Texas as far as the East Coast the patch will not display the scripture. The patch will display "In God we Trust" which has been approved by the Supreme Court. Research was performed by City Attorney, Jimmy Cassels and found that memo case law states the national motto as, In God we Trust. Chief Baker also stated that the previous patches were not paid with city funds however the new patch would be, with approval of the council. Also stated was that anytime there is a major change to this nature, department heads should bring ideas before the council prior to advertisement of any kind.

Lewis Ivey made the motion to adopt the said Resolution and Don Hendrick Second.

All in favor, none opposed, motion carries

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special call meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on **Monday, April 25 at 6:15p.m.**

Call to Order
Invocation
Pledge of Allegiance

ITEM #1: Consider authorizing the City Manager to publicize and seek qualifications from Professional Architectural Firms to provide assistance in the development of a grant application(s) under the Hazard Mitigation Grant Program (for FEMA DR-4245, DR-4255 and DR-4266), and then continue as the architect/engineering firm for the design of a Tornadic Resistant Community Safe Room project in compliance with FEMA P-361, 3rd Ed. And ICC 500-2014 and other applicable codes.

ITEM #2: Consider authorizing the City Manager to publicize and seek qualifications from Grant Writer/Grant Administrator Firms to provide assistance in the development of a grant application(s) under the Hazard Mitigation Grant Program (for FEMA DR-4245, DR-4255 and DR-4266), and then continue as the Grant Administrator Firm for Tornadic Resistant Community Safe Room project in compliance with the rules and regulations governing the FEMA Hazard Mitigation Grant Program.

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

Attest:

Sarah Thompson, City Secretary

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, April 22, 2016 as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALL MEETING ON **MONDAY,APRIL 26, 2016 AT 6:15 PM**, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Tom Farley and Daniel Lopez

ABSENT Mayor John McClain and Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson

Mayor Pro Tem, Lewis Ivey called the meeting to order and gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: Consider authorizing the City Manager to publicize and seek qualifications from Professional Architectural Firms to provide assistance in the development of a grant application(s) under the Hazard Mitigation Grant Program (for FEMA DR-4245 and DR-4255), and then continue as the architect/engineering firm for the design of a Tornadic Resistant Community Safe Room project in compliance with FEMA P-361, 3rd Ed. And ICC 500-2014 and other applicable codes.

City Manager, Gerry Boren explained his history and involvement with FEMA grants. The grant writer he suggest he has used in the past and is familiar with them. Traylor and Associates is located in Tyler and has experience in the said funding. Gerry has talked with Diboll ISD Superintendent Gary Martel of possibly joining together and becoming partners in the project. The first step of the process is the advertisement for the formal bid. Once approved the architect will begin the process and provide a formal plan and cost analysis. The advertisement will be placed in the Lufkin Daily News due to the time frame of the ad. The council will revisit this item once more information is available.

Daniel Lopez made the motion to approve and Don Hendrick second

All in favor Charles Moses opposed

Mr. Moses had unanswered questions. The concern Mr. Moses expressed to council was would there only be one shelter for the East side of Diboll. City Manager, Gerry Boren explained the plan is to build a shelter on both East and West sides of Diboll. This would accommodate ALL kids in all campuses. All the questions were answered for Mr. Moses

Daniel Lopez made the motion to approve and Don Hendrick second

All in favor none opposed, motion carries

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ITEM #2: Consider authorizing the City Manager to publicize and seek qualifications from Grant Writer/Grant Administrator Firms to provide assistance in the development of a grant application(s) under the Hazard Mitigation Grant Program (for FEMA DR-4245 and DR-4255), and then continue as the Grant Administrator Firm for Tornadic Resistant Community Safe Room project in compliance with the rules and regulations governing the FEMA Hazard Mitigation Grant Program.

City Manager, Gerry Boren will proceed with the advertisement and application process. He and the City Secretary, Sarah Thompson will be working with the grant writers to complete the applications and move forward. A review will be given to the council as things progress.

Daniel Lopez made the motion to approve and Don Hendrick Second the motion

All in favor none opposed, motion carries

ADJOURN:

Daniel Lopez made the motion to adjourn at 6:36pm PM and Tom Farley seconded.

All in Favor, none opposed, motion carries

Mayor Pro Tem, Lewis Ivey

ATTEST:

City Secretary, Sarah Thompson

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ITEM #3: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 15-16, APPROVING ADDITIONAL HOTEL MOTEL FUNDS FOR THE 2016 TAMALE FESTIVAL.

City Manager, Gerry Boren explained there wasn't a plan to fund the Boxing Activity at the Tamale Festival. A budget had not been made and trophies along with other promotional items will need to be purchased. This is a fairly large event and draws a great crowd. Individuals come from Louisiana, Oklahoma and San Antonio to compete in the tournament. The community looks forward to this event and is has been a great addition to the festival.

Don Hendrick made the motion to approve the said Resolution and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #4: DISCUSS AND/OR TAKE ACTION TO ADOPT ORDINANCE 01-16, APPROVING ORDINANCE TO GRANT A VARIANCE TO VERTICLE BRIDGE HOLDINGS, LLC FROM THE SETBACK REQUIREMENTS OF CITY ORDINANCE, AND PROVIDING SPECIAL USE PERMIT (S-1) FOR A COMMUNICATION TOWER TO BE LOCATED AT THE NORTHWEST CORNER OF HENDRICK AND HINES STREET, ANGELINA COUNTY APPRAISAL DISTRICT PROPERTY CAD ID#59945.

City Manager, Gerry Boren reported to the council that this ordinance is in pursuant to public hearing held earlier in meeting.

Don Hendrick made the motion to adopt the said Ordinance and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #5: DISCUSS AND/OR TAKE ACTION ON THE FEBRUARY 2016 FINANCIAL REPORT.

There were no discussion or questions concerning the February financial report.

ITEM #7 REPORTING OF DEPARTMENT HEADS IN ATTENDANCE.

Civic Center Director, Loretta Christmas reports Tx. Dot will be having their annual event this week. The Diboll Prom is also scheduled along with a baby shower and dedication. The project graduation Bingo is set for the end of the month. Tamale Festival planning is going well. There are only 4 booths available for crafts and others are filing up quickly. The new sign on 59 has been put up and looks great. An occupancy load was performed and a total of 51% of events are free of charge. This is a great blend and is a good resource for our community.

Golf Manager, Jimmy Mettlen reports there are several tournaments approaching. The bank draft has been a great success. There have been 16 new members, reviews are going up and everything is going well.

Code Officer, Bryant McCollum reports an O'Riley has submitted documents for a possible location but no purchase has been made. He also reports that tall grass has become a problem around town. He will be making calls to citizens prior to sending letters.

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Police Chief, Steve Baker reports 290 calls of service for the month, 16 arrest, 200 violations and 405 traffic contacts.

Aaron Smith, contractor for the Diboll Baseball Association and a member of the Volunteer Fire Department reports a fire at 809 Cypress at 5:20am. All contents were saved and covered with a tarp for further protection. There are two new members of the VFD.

All baseball equipment has been installed. 15 new sets of catchers gear has also been provided for teams. The fields are no longer holding water but the fear of the weather still remains. A Hudson board member visited our fields and reported he was happy for Diboll and the improvements that have been made. All parents and players seemed to be happy with the outcome of opening day. They liked the fact that everything went smooth and was not crowded and chaotic as it has been in the past.

CITY MANAGER REPORTS:

City Manager, Gerry Boren reports that 50% of the compensation study has been completed. The personal policy will be the next to be updated. It has not been updated since 1998 and it out of date. It also doesn't include a social media nor a tattoo policy.

Mr. Boren also reported a letter to the EDOC has been sent to a company that is looking to come to Diboll. He will be attending an annexation conference in May. He will also attend the TML conference in October and encourages the council to attend.

He asked the council about the weekly highlights he has been emailing and the council reports that they look forward to getting the updates and it's a great way to keep them in the loop and informed of what is going on. Jimmy Cassels asked to be added to the weekly highlights.

ADJOURN:

Lewis Ivey made the motion to adjourn at 5:50 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas on **Monday, May 9, 2016 at 5:15p.m**.

Call to Order
Invocation
Pledge of Allegiance

OATH OF OFFICE: Present Oath of Office and Statement of Office to newly appointed Mayor and City Council Members.

Mayor, John McClain
Councilmember's
District 2-Mayor Pro Tem, Lewis Ivey
District 4- Daniel Lopez
At Large Place 6- Charles Moses Sr.

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **April 11, 2016** City Council Meeting and **April 25, 2016** Special Call Meeting.

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to adopt **Resolution 16-16,** approving a proclamation for the month of May being Motorcycle Safety Awareness Month.

ITEM #3: Discuss and/or take action to adopt **Resolution 17-16,** approving Daniel Lopez as a board member for the Board of Director for Deep East Texas Council of Governments (DETCOG).

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ITEM # 4: Discuss and/or take action to adopt **Resolution 18-16**, approving the City Manager to sign a contract with First Bank & Trust of East Texas with an interest rate of three percent (3%) or lower for a greens mower for the Neches Pines Golf Course.

ITEM # 5: Review, discuss and/or take action if required to the March 2016 Financial Report.

ITEM # 6: Department heads in attendance present monthly reports.

ITEM # 7: City Manager monthly report.

ITEM # 8: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.071 regarding the breach of contract with the Angelina County WCID #4.

ITEM # 9: Reconvene into Open Session to discuss and/or take action with the Angelina County WCID #4.

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

Adjournment

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Attest:

Sarah Thompson, City Secretary

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, May 6, 2016, as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, MAY 13, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Tom Farley, Veronica Hernandez, and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Public Works Dee Scarborough, Golf Manager, Jimmy Mettlen, Police Chief Steve Baker, Civic Center Director Loretta Christmas, Park Director Luis Maldonado and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

Oath of Office

City Attorney, Jimmy Cassels presented the Oath and Statement of Officer to the newly unopposed/appointed Mayor, John McClain and City Council Members, Lewis Ivey, Daniel Lopez and Charles Moses Sr.

Citizen Participation: None

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE APRIL 11, 2016 CITY COUNCIL MEETING AND THE APRIL 25, 2016 SPECIAL CALL MEETING.

Lewis Ivey made the motion to approve the minutes and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 16-16, APPROVING A PROCLAMATION FOR THE MONTH OF MAY BEING MOTORCYCLE AWARENESS MONTH.

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The requesting representative was not in attendance therefore city manager, Gerry Boren presented council of the reason for the proclamation. The month of May kicks off the summer season for motorcyclist. This time of year more bikes are out and we need to make the citizens aware. This proclamation is to encourage the safety and education of motorcycles.

Tom Farley made the motion to adopt the said resolution and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #3: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 17-16, APPROVING DANIEL LOPEZ AS A BOARD MEMBER FOR THE BOARD OF DIRECTORS FOR THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS. (DETCOG)

Mayor, John McClain resigned as the said board member and has suggested Daniel Lopez be his replacement. This position has been filled by Mr. Lopez prior and has no hesitation to return to the duties.

Lewis Ivey made the motion to approve the said Resolution and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION 18-16, APPROVING THE CITY MANAGER TO SIGN A CONTRACT WITH FIRST BANK & TRUST OF EAST TEXAS WITH AN INTREST RATE OF 3% OR LOWER FOR A GREENS MOWER FOR THE NECHES PINES GOLF COURSE.

City Manager, Gerry Boren reports that his plan is to reconstruct and how it's purchased. In the past the mowers were on lease and paid with an outside vendor. Banking local will provide the opportunity to save on finance percentage and interest. Mr. Boren also suggest to leave lease purchase agreements and buy equipment out right. The mowers at the golf course are used daily and need to be replaced approximately every three years.

Lewis Ivey made the motion to adopt the said Resolution and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: REVIEW, DISCUSS AND/OR TAKE ACTION IF REQUIRED TO THE MARCH 2016 FINANCIAL REPORT AND QUARTERLY INVESTMENT REPORTS.

There were no discussion or questions concerning the February financial report.

ITEM #6 DEPARTMENT HEADS IN ATTENDNCE PRESENT MONTHLY REPORTS.

Police Chief, Steve Baker reports 200 calls of service for the month, 6 arrest, 340 citations/ violations and 476 traffic contacts. The new patches are being put on uniforms and should be complete by the weekend.

Golf Manager, Jimmy Mettlen reports they will be running a teachers special for the summer. Mid May will kick off for the teachers. They have been fertilizing the greens and fairways.

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Volunteer Fire Department Chief, Gary Jones reports he has applied for the Texas Forest Service Grant in the amount of $90,000.00. There are several other grants he will be applying for in the future. Grant funds help with training cost, bunker gear and a new proposed training library. Would like to seek other grants rather than Keeler, Temple and Forestry in the future.

Aaron Smith, contractor for the Diboll Baseball Association reports there are two weeks left in the season. There have been minimum rainouts and the fields have held up well. All Star selections will begin soon. We will host the softball state tournament here in July. The second field for the tournament will be prepared to accommodate and help the flow of games. We are expecting 24 teams to attend for the tournament. There will be an end of the season banquet for the players. Things are going great and looking up for the program.

Parks Director, Luis Maldonado reports the splash pad is now open. It appears to be functioning well and kids are enjoying it being open. His crew is getting ready for Tamale Festival and staying busy.

Code Officer, Bryant McCollum reports 11 permits, 2 new residential permits, 1 new dentist office, 25 reports of weed issues and 89 calls and emails. An overnight RV park is a possibility in the near future. A new ordinance reflecting the materials used for contractors, driveway requirements, property plats and the maximum height of weeds will be addressed soon. He has had a good response of mowing and cleanup of property within the community.

Street Superintendent, Josh Richard reports his crew has finished up clean up week. Pineywoods sanitation was a great help to them during clean up. They have been assisting the golf course in boom mowing and getting things ready for Tamale Festival. Josh also reported that he toured the city with an asphalt condition salesman. A pamphlet of the product was shown to council to show what the treatment can do for our streets. A chemical process called, Reclamite can give a more life expectancy to the streets. This can add life up to 5-7 years and puts oil back in our roads. This is cost effective with approximately $1.10 a square yard. Other cities that have used Reclamite are Midland and Kilgore. Josh also reported he attended a capital improvement class while at a water school this month. Mr. Boren has suggested he become certified in this field and prepare the city for future funding for streets and water lines.

Finance Director, Elvia Garza reports the Judges mom passed away and she will be out of the office for a period of time. The third quarter of funding for 2016 not as good as in the past. A new software is in the plan to be installed in the finance department next week. Approximately four hours the finance system will be done but will be able to complete task during this time. A new time keeping system will be up and going in July. This will replace the ADP system and is more cost efficient. The budget workshops have begun with staff and have been performed during staff meetings rather than one on one.

ITEM #7: CITY MANAGER MONTHLY REPORTS:

City Manager, Gerry Boren reports he will be out of the office Thursday and Friday at an annexation conference. His plan is to annex closer to the loop towards Lufkin in the future. Everything else is going good.

ITEM #8: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.071 regarding the breach of contract with the Angelina County WCID #4.

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Closed session began at 6:51pm

ITEM # 9: Reconvene into Open Session to discuss and/or take action with the Angelina County WCID #4.

The council returned from closed session at 6:28pm. Daniel Lopez made the motion to move forward and grant city attorney authorization to proceed with legal action and Lewis Ivey second,

All in favor, none opposed, motion carries.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:30 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Sarah Thompson

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas on **Monday, June 13, 2016 at 5:15p.m**.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

CONSENT ITEMS:
Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the **May 9, 2016** City Council Meeting

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to adopt **Resolution 19-16,** approving the City Manager to sign a contract with Cutright & Allen for project one, (1) of; DR-4245-TX and/or DR-4255-TX.

ITEM #3: Discuss and/or take action to adopt **Resolution 20-16,** approving the City Manager to sign a contract with Cutright & Allen for project two, (2) of; DR-4245-TX and/or DR-4255-TX.

ITEM # 4: Discuss and/or take action to adopt **Resolution 21-16**, approving the City Manager to sign a contract with Utility Service Partners Private Label, Inc. D/B/A Service Line Warranties of Americas for a new utility service warranty program.

ITEM #5: Discuss approving the City Manager to apply for a HOME Program Contract and or Reservation Agreement.

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ITEM #5: Discuss and/or take action to adopt **Resolution 22-16**, approving the City Manager to sign all related forms related to the preparation of, and to execute any and all HOME agreements including loan documents and grant agreements.

ITEM #6: Discuss and/or take action to adopt **Resolution 23-16**, authorizing a Proclamation for Margie Harrell for her dedication to the Diboll Community and declaring June 18th Margie Harrell Day.

ITEM #7: Discuss and/or take action to adopt **Resolution 24-16**, to rename Elm Street as Margie Harrell Street.

ITEM #8: Discuss and/or take action to approve **Ordinance 02-16**, amending the operating and capital budget for the City of Diboll, Texas for the fiscal year October 1, 2015 through September 30, 2016, for the purpose of providing appropriation for hiring a full time animal control officer and purchasing a vehicle for said officer; and providing an effective date.

ITEM # 9: Review, discuss and/or take action if required to the June 2016 Financial Report.

ITEM # 10: Department heads in attendance present monthly reports; review reports of those not in attendance.

ITEM # 11: City Manager monthly report.

ITEM # 12: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.074 regarding the completion of the six (6) month probation period of the City Manager and discuss his performance within the last (6) six months.

ITEM # 13: Reconvene into Open Session to discuss and/or take action with personnel matters.

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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Adjournment

Attest:

Sarah Thompson, City Secretary

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, June 10, 2016, as well as at the City's website at www.cityofdiboll.com.

Sarah Thompson, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, JUNE 13, 2016 AT 5:15 PM, DIBOLL CITY HALL, 400 KENLEY, DIBOLL, TX

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, and Veronica Hernandez.

ABSENT

Tom Farley and Daniel Lopez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Sarah Thompson, Finance Director Elvia Garza, Civic Center Director Loretta Christmas, Park Director Luis Maldonado and Code Inspection Officer Bryant McCollum.

Mayor McClain called the meeting to order and First Baptist Church Pastor Kenny Hibbs gave the invocation.

Pledge of Allegiance was coordinate by those in attendance.

Citizen Participation: None

CONSENT ITEMS:

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

- Consider approving minutes of the May 9, 2016 City Council Meeting

Mayor Pro Tem Ivey made a motion to approve the consent agenda, Seconded by Councilmember Hendrick.

All in favor, none opposed, motion carries.

DISCUSSION/ACTION ITEMS:

ITEM #2: Discuss and/or take action to adopt Resolution 19-16, approving the City Manager to sign a contract with Cutright & Allen for project one, (1) of; DR-4245-TX and/or DR-4255-TX.

Item #2 tabled pending Memorandum of Understanding between the City of Diboll and Diboll Independent School District.

ITEM #3: Discuss and/or take action to adopt Resolution 20-16, approving the City Manager to sign a contract with Cutright & Allen for project two, (2) of; DR-4245-TX and/or DR-4255-TX.

Item #3 tabled pending Memorandum of Understanding between the City of Diboll and Diboll Independent School District.

ITEM#4: Discuss and/or take action to adopt Resolution 21-16, approving the City Manager to sign a contract with Utility Service Partners Private Label, Inc. D/B/A Service Line Warranties of Americas for a new utility service warranty program.

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ITEM #5: Discuss and/or take action to adopt Resolution 22-16, approving the City Manager to sign all related forms related to the preparation of, and to execute any and all HOME agreements including loan documents and grant agreements.

Mayor Pro Tem Ivey made a motion to approve Resolution 22-16, Seconded by Councilmember Hendrick.

All in favor, none opposed, motion carries.

ITEM #6: Discuss and/or take action to adopt Resolution 23-16, authorizing a Proclamation for Margie Harrell for her dedication to the Diboll Community and declaring June 18th Margie Harrell Day.

Mayor Pro Tem Ivey made a motion to approve Resolution 23-16, Seconded by Councilmember Hendrick.

All in favor, none opposed, motion carries.

ITEM #7: Discuss and/or take action to adopt Resolution 24-16, to rename Elm Street as Margie Harrell Street.

Mayor Pro Tem Ivey made a motion to approve Resolution 24-16, Seconded by Councilmember Hendricks.

All in favor, none opposed, motion carries.

ITEM #8: Discuss and/or take action to approve Ordinance 02-16, amending the operating and capital budget for the City of Diboll, Texas for the fiscal year October 1, 2015 through September 30, 2016, for the purpose of providing appropriation for hiring a full time animal control officer and purchasing a vehicle for said officer; and providing an effective date.

The City Manager briefed the governing body that Chad Harris has been hired as the animal control officer. This position was left vacant due to the retirement of the previous officer. Chad will be assigned to the police department and have a separate budget. The City Manager stated that the police department were looking at a used vehicle in that approximate amount of $10,000.

Mayor Pro Tem Ivey made a motion to approve Ordinance 02-16, Seconded by Councilmember Hendrick.

All in favor, none opposed, motion carries.

ITEM# 9 : Review, discuss and/or take action if required to the June 2016 Financial Report.

The Finance Director presented the monthly financial statement. She reported that the part time municipal court clerk had fulfilled her responsibilities and was not needed at this time. A report was made on the new payroll procedure with timeclock software. The council accepted the financial report.

ITEM# 10: Department heads in attendance present monthly reports; review reports of those not in attendance.

Parks – Mowing is caught up and are preparing for the District Baseball Tournament.

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Festivals – Mrs. Christmas is working on the July 2nd Music in the Park Festival. Council requested that the city provide transportation with carts to and from the parking areas.

Police Dept. – City Manager gave the police report for Chief Baker. He is on vacation.

Building/Code Dept. – Stated that a new ordinance defining tall grass and weeds is near completion.

ITEM# 11: City Manager monthly report.

The City Manager reported that the department heads are meeting weekly. He is concerned since revenue has not been coming in as projected. The City will need to tighten the belt as much as we can focusing on expenditures, conserving energy and reducing overtime. He stated that this town was like no other in Texas with the community coming together supporting one another.

ITEM# 12: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.074 regarding the completion of the six (6) month probation period of the City Manager and discuss his performance within the last (6) six months.

The City Council went into session at 5:45 PM.

ITEM# 13: Reconvene into Open Session to discuss and/or take action with personnel matters.

The City Council reconvened into Open Session at 6:30 PM

Mayor Pro-Tem made a motion to adjourn at 6:31 PM. Councilmember Hendrick seconded. Motion carried unanimously.

John McClain

Mayor, John McClain

ATTEST:

_____

City Manager, Gerry Boren

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NOTICE OF SPECIAL MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Aug 1, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Item #1: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – Public Municipal Officer - to receive report from City Attorney concerning the investigation of employee complaints against City Manager.

Item #2: Reconvene into Open Session to discuss and/or take action on investigation concerning City Manager.

Adjournment

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, July 29, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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SPECIAL MEETING MINUTES
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Aug 1, 2016 at 5:15p.m.

Call to Order

Mayor John McClain called the meeting to order at 5:15 pm

Invocation

Invocation by Mayor Pro Tem Ivey

Pledge of Allegiance

Conducted by all in attendance

Item #1: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – Public Municipal Officer - to receive report from City Attorney concerning the investigation of employee complaints against City Manager.

Council entered into Executive Session at 5:20 pm

Item #2: Reconvene into Open Session to discuss and/or take action on investigation concerning City Manager.

Council returned to Open Session at 6:38 pm and scheduled an additional executive session at the next regular Council Meeting on August 8th.

Adjournment

Mayor Pro-Tem made a motion to adjourn at 6:31 PM. Councilmember Hendrick seconded. Motion carried unanimously.

John McClain

Mayor, John McClain

ATTEST:

City Manager, Gerry Boren

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Aug 8, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the June 13, 2016 City Council meeting
b. June Financial Report
c. Quarter Ending June 30, 2016

Item #2: Discussion and action to consider an Ordinance of the City of Diboll, Angelina County, Texas amending the City of Diboll Code of Ordinances Section 22-52 providing for a definition of high weed and brush nuisances and declaring it unlawful for any owner, lessee, occupant, representatives or person in charge of any lot, track or parcel of land within the city to allow grass, weeds or brush to grow in height exceeding 12 inches from the ground surface in zoning districts other than agricultural districts and adjoining developed street right-of ways, and providing a severability clause; and effective date.

Item #3: Discussion and action to authorize the City Manager and Fire Chief to sell as surplus two fire apparatus.

a. 1992 E-1 Pumper S/N 1GDP7H1J2NJ525770
b. 1987 Ford Chassis Cab S/N 1FDNF77H9HVA57154

Item #4: Appoint Laura Hobbs and Chrystal Williams to the Library Board of Trustees to replace Mike Warren and Carolyn Elmore. Both of these directors have moved out of the area.

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Item #5: Authorize City Manager to enter into an Interlocal Agreement with TML MultState Intergovernmental Employee Benefits Pool to provide health benefits to municipal employees.

Item #6: Authorize City Manager to sign a Cobra Continuation of Coverage Administrative Agreement with TML MultiState Intergovernmental Employee Benefits Pool.

Item #7: Discussion and action to consider an Ordinance electing for the city to make current and prior service contributions to the city's account in the benefit accumulation fund of the Texas Municipal Retirement System at the actuarially determined rate of total employment compensation.

Item #8: Update and Discussion concerning the remaining balance of the Diboll Youth Baseball Association.

Item #9: Discussion to set the schedules of future budget workshops.

Item #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Update on the Home Grant Program
b. Update on the Residential Street Condition Appraisal
c. Update on the review of the 2000 Diboll Comprehensive Plan and Capital Improvement Program
d. Update on the grant opportunity for a new Comprehensive Plan and Capital Improvement Program
e. Update on the grant opportunity for a Community Development Block Grant for improvements needed at the waste water plant.

Item #11: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – Public Municipal Officer - to consult with City Attorney concerning the investigation of employee complaints against City Manager.

Item #12: Reconvene into Open Session to discuss and/or take action on investigation concerning City Manager.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about

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Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, Aug 5, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE
CITY OF DIBOLL CITY COUNCIL
Monday August 8, 2016
5:15 PM

Call to Order

Mayor McClain called the meeting to order at 5:15 pm. Council members Ivey, Hendrick, Lopez, Moses, and Hernandez present. Council member Farley was absent.

Staff present: City Manager Boren, City Treasurer Garza, Police Chief Baker, Civic Center Director Christmas and Fire Chief Jones. City Attorney Cassels present at the meeting.

Invocation

Pastor David Goodwin, United Methodist Church in Diboll

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

There was no presentations from Citizens

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the June 13, 2016 City Council meeting
b. June Financial Report
c. Quarter Ending June 30, 2016

Motion made by Council member Ivey to accept the Consent Agenda, Seconded by Council member Hendrick, none opposed. Vote in favor unanimous.

Item #2: Discussion and action to consider an Ordinance of the City of Diboll, Angelina County, Texas amending the City of Diboll Code of Ordinances Section 22-52 providing

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for a definition of high weed and brush nuisances and declaring it unlawful for any owner, lessee, occupant, representatives or person in charge of any lot, track or parcel of land within the city to allow grass, weeds or brush to grow in height exceeding 12 inches from the ground surface in zoning districts other than agricultural districts and adjoining developed street right-of ways, and providing a severability clause; and effective date.

Motion made by Council member Hendrick to approve. Seconded by Council member Ivey. None Opposed. Vote in favor unanimous.

Item #3: Discussion and action to authorize the City Manager and Fire Chief to sell as surplus two fire apparatus.

a. 1992 E-1 Pumper S/N 1GDP7H1J2NJ525770
b. 1987 Ford Chassis Cab S/N 1FDNF77H9HVA57154

Motion made by Council member Hendrick to approve. Seconded by Council member Ivey. None opposed. Vote in favor unanimous.

Item #4: Appoint Laura Hobbs and Chrystal Williams to the Library Board of Trustees to replace Mike Warren and Carolyn Elmore. Both of these directors have moved out of the area.

Motion made by Council member Lopez to appoint new directors. Seconded by Council member Ivey. None Opposed. Vote in favor unanimous.

Item #5: Authorize City Manager to enter into an Inter local Agreement with TML Multi State Intergovernmental Employee Benefits Pool to provide health benefits to municipal employees.

Motion made by Council member Ivey to approve. Seconded by Council member Hendrick. None opposed. Vote in favor unanimous.

Item #6: Authorize City Manager to sign a Cobra Continuation of Coverage Administrative Agreement with TML Multi State Intergovernmental Employee Benefits Pool.

Motion made by Council member Hendrick to approve. Seconded by Council member Ivey. None opposed. Vote in favor unanimous.

Item #7: Discussion and action to consider an Ordinance electing for the city to make current and prior service contributions to the city's account in the benefit accumulation fund of the Texas Municipal Retirement System at the actuarially determined rate of total employment compensation.

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Motion made by Council member Ivey to approve. Seconded by Council member Hendrick. None opposed. Vote in favor unanimous.

Item #8: Update and Discussion concerning the remaining balance of the Diboll Youth Baseball Association.

No action taken due to Mr. Williams, past Diboll Youth Baseball Association President was not present at the meeting.

Item #9: Discussion to set the schedules of future budget workshops.

Budget Workshop to be scheduled for August 25th at 5:515 pm at City Hall.

Item #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Update on the Home Grant Program
b. Update on the Residential Street Condition Appraisal
c. Update on the review of the 2000 Diboll Comprehensive Plan and Capital Improvement Program
d. Update on the grant opportunity for a new Comprehensive Plan and Capital Improvement Program
e. Update on the grant opportunity for a Community Development Block Grant for improvements needed at the waste water plant.

City manager updated the City Council on the above. Chief Baker reported the crime statistics to the City Council. Loretta Christmas gave a report on the Ninja Turtle Pizza Party and the upcoming events and activities for Diboll Day.

Item #11: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – Public Municipal Officer - to consult with City Attorney concerning the investigation of employee complaints against City Manager.

City Council convened onto executive session with City Attorney Cassels.

Item #12: Reconvene into Open Session to discuss and/or take action on investigation concerning City Manager.

City Council reconvened to discuss and take action on the investigation. The City Council reported the finding of no inappropriate touching. They did find that the City Manager used inappropriate language with city staff. The following items were in a motion made by Council member Ivey, seconded by Council member Hendrick. Motion passed.

Item 1. Employee manual to be amended to include sexual harassment policy.
Item 2. Mr. Boren to take mandatory training
Item 3. Video cameras to be installed

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Item 4. Contract to be amended to include probation for the term of the contract with no severance should any future claims of proven harassment with specific recorded evidence. This suggestion was made to the council by Mr. Boren after Council discussed the length of 6 months to 18 months.

Adjournment

~~Mayor, John McClain~~
MAYOR PRO Tem
Lewis IVEY

ATTEST:

City Manager, Gerry Boren

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BUDGET WORKSHOP
OF THE
CITY OF DIBOLL CITY COUNCIL
400 Kenley Street
Aug. 25, 2016

Mayor McClain and Council members Ivey, Hendrick, Lopez, Moses, and Farley present. Council member Hernandez absent.

City Staff present: City Manager Boren and Finance Director Garza

Mayor John McClain called the workshop to order at 5:15 pm

City Manager Boren presented the highlights of the 2016/17 fiscal year budget proposal. The proposal does not include pay raises or bonuses for city staff. All cell phone allowances are to be cut. Vehicle allowances are not budgeted with the exception of the Police Chief and City Manager.

The major impacts to the budget is the loss of revenue in property taxes, franchise fees and the reduction of Municipal Court fees.

These budget cuts are essential to decrease the continued financial demand on the surplus. The Municipality has been in a budget shortfall over the past several years.

Finance Director presented the projected revenues municipal budget. Each departmental expense was discussed and the need to increase the property tax rate.

The council set two public hearings for the adoption of the new tax rate. The dates are Sept 12th and 15th. A special meeting to adopt the budget is set Sept. 26th after a Public Hearing on the Budget.

Adjournment

~~Mayor, John McClain~~
MAYOR PRO-TEM
LEWIS IVEY

ATTEST:

City Manager, Gerry Boren

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Sept 12, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the Aug 8, 2016 City Council meeting
b. Minutes of the Aug 25, 2016 Budget Workshop
c. July 2016 Financial Report

Item #2: Open Public Hearing on the Proposed Tax Rate of $0.615 per $100 of Assessed Evaluation for 2017.

Item #3: Close Public Hearing on the Proposed Tax Rate of $0.615 per $100 of Assessed Evaluation for 2017.

Item #4: Proclamation by the City of Diboll to Proclaim September 16, 2016 to be Mexican American Heritage Day.

Item #5: Discussion and Action to consider accepting the Gift Deed of certain properties within the corporate boundaries of the City of Diboll from the Diboll Housing Foundation.

Item #6: Discussion and Action to Authorize the City Manager to proceed with transferring the ownership of land to the TLL Temple Library and Archives Corporation.

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Item #7: Discussion and Action to consider adopting a Mother-Friendly Worksite Policy.

Item #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS

Item #9: Convene in Executive Session pursuant to Local Government Code for legal consultation with the City Attorney and discussion of pending litigation and personnel matters with possible action related in accordance with Local Government Code Section 551. 071, 551. 072 and 551. 074

Item #10: Discuss and possibly take action in connection with a settlement demand made by Attorney Scott Skelton on behalf of Sarah Thompson.

Item #11: Discuss and possibly take action in connection to revising the accommodations made at the city offices for the return to work by the city secretary.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, Sept 9, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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COUNCIL MEETING MINUTES
OF THE
CITY OF DIBOLL
Sept. 12, 2016

Call to Order

Meeting Called to Order by Mayor Pro-Tem Ivey. Council Members Hendrick, Farley, Lopez, Hernandez and Moses Present. Mayor McClain absent.

Staff present – City Manager Boren, City Attorney Cassels, Finance Director Garza, Lt. Williams, Civic Center Director Christmas and Building Official McCollum.

Invocation

Pastor Hibbs of the First Baptist Church gave the opening prayer.

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

No comments received

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the Aug 8, 2016 City Council meeting
b. Minutes of the Aug 25, 2016 Budget Workshop
c. July 2016 Financial Report

Motion to approve the Consent Agenda made by Council Member Hendrick. Motion was seconded by Council Member Farley. All members voted in favor and the motion passed.

Item #2: Open Public Hearing on the Proposed Tax Rate of $0.615 per $100 of Assessed Evaluation for 2017.

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Public Hearing Opened by Mayor Pro Tem Ivey. No comments received.

Item #3: Close Public Hearing on the Proposed Tax Rate of $0.615 per $100 of Assessed Evaluation for 2017.

Public Hearing Closed by Mayor Pro Tem Ivey

Item #4: Proclamation by the City of Diboll to Proclaim September 16, 2016 to be Mexican American Heritage Day.

Council Member Lopez read the Proclamation. The Mexican American Heritage Day was blessed by Father Cortes of the Our Lady of Guadalupe Catholic Church.

Item #5: Discussion and Action to consider accepting the Gift Deed of certain properties within the corporate boundaries of the City of Diboll from the Diboll Housing Foundation.

Motion to accept the Gift Deed by Council Member Farley and Seconded by Council Member Hendrick. All members voted in favor and the motion passed.

Item #6: Discussion and Action to Authorize the City Manager to proceed with transferring the ownership of land to the TLL Temple Library and Archives Corporation.

Motion made by Council Member Lopez to authorize the City Manager to proceed with the transfer with the addition of a clause if the property ceases to function as a library it would revert back to the City. Seconded by Council Member Hendrick. All members voted in favor and the motion passed.

Item #7: Discussion and Action to consider adopting a Mother-Friendly Worksite Policy.

Motion made by Council Member Hendrick to adopt the policy. Seconded by Council Member Farley. All members voted in favor and the motion passed.

Item #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS

Item #9: Convene in Executive Session pursuant to Local Government Code for legal consultation with the City Attorney and discussion of pending litigation and personnel matters with possible action related in accordance with Local Government Code Section 551. 071, 551. 072 and 551. 074

The City Council convened into executive session.

City Council reconvened into open session.

Item #10: Discuss and possibly take action in connection with a settlement demand made by Attorney Scott Skelton on behalf of Sarah Thompson.

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Council Member Lopez made a motion to reject the settlement demand. The motion was seconded by Council Member Farley. The vote was unanimous and the motion passed.

Item #11: Discuss and possibly take action in connection to revising the accommodations made at the city offices for the return to work by the city secretary.

Council Member Hendrick made a motion to take no action in revising the accommodations made at the city offices. The motion was seconded by Council Member Farley. The vote was unanimous and the motion passed.

Adjournment

Council Member Hendrick made a motion adjourn and seconded by Council Member Farley. The vote was unanimous and the motion passed.

Mayor Pro Tem Ivey

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MINUTES OF THE PUPLIC HEARING
PROPOSED TAX RATE
CITY OF DIBOLL, TEXAS
SEPTEMBER 15, 2016
400 Kenly St. 5:15 PM

CALL TO ORDER

Meeting called to order at 5:15 PM by Mayor McClain

Council Members Present – Hendrick, Ivey, Farley, Lopez, Hernandez, and Moses. Staff members- City Manager Boren and Finance Director Garza

REGULAR AGENDA: DISCUSSON/ACTION

1. OPEN A PUBLIC HEARING ON THE PROPOSED TAX RATE OF $0.615 PER $100 OF ASSESSED EVALUATION FOR 2016.

Mayor McClain opened the Public Hearing
Citizens present were concerned of the increase in municipal taxes as well as the increase of school and college taxes. Council member Lopez stated the School District was not raising the tax rate. The citizens felt that most of the city taxes were being spent on the east side of town and want to see the funds spent in their side of the community. Several issues were brought to the attention of the governing body.

1. **Concern of the $200,000 spent in the park and there were improvements needed to Walter Allen Park. Mayor McClain explained that this park was not a City Park and belonged to the Diboll Housing Authority. He further explained that the budget was primarily for labor and equipment. Finance Director Garza also stated that this budget item also included the maintenance of the city cemetery.**
2. **Concern that the city did not maintain the other cemetery. Mayor McClain explained that this was a private cemetery operated by another board of citizens. She stated that at one time the city was asked to take over the property. City Manager Boren stated that the city could take it over as long as there was an agreement and documentation. Council Member Moses stated that the cemetery belongs to the community. Mayor McClain and City Manager Boren asked to be invited to the next board meeting so that this issue could be discussed further.**
3. **Concern that the golf course was operating in a deficit. Mayor McClain explained that the funds spent in previous years were for needed improvements to the facilities including the Civic Center. It was explained that most of these funds were from the foundation. He continued to state that the golf course was expected to lose money and would be expected to continue to lose about 80 to 100 thousand dollars although Deer Trace has new homes constructed with few homes for sale due to the golf course. It was also explained that the Civic Center was losing money as well. There was a complaint that the rates at the Civic Center was too high. Mr. Gores from the audience explained that the rates were lowered to attract other venues to increase the occupancy. The city has these facilities which many cities our size does not. These were given by Mr. Temple and the city has to pay for the upkeep and operations. Mayor McClain invited citizens to get involved and be on the committees of the city.**
4. **Concern of the low grade material dung the construction of the streets. Wants people to hold the contractors held accountable. Concerned of the area at Elm and Ash, Drainage issues on Maynard, a sidewalk at a residence that was never put back when the streets were repaired. Mayor McClain stated the he would drive the city manager to these areas and look at these issues.**
5. **Concern of the need for streets lights on Persimmon, Beech and Cyprus Streets.**
6. **Concern of speeders on S. First Street adjacent to Walter Allen Park. The citizens were informed that the Police Department would increase patrol in this area. There was also a request for additional street lights along the park.**
7. **Mayor McClain explained that on a $30,000 value the increase would be about $12.50 a year.**

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8. **City Manager Boren request that the citizens use the work order system so that the issues could be tracked and the work would be more efficient. If the citizens did not have internet or wanted they could call city hall or bring a list and a work order could be completed by the staff.**

2. CLOSE PUBLIC HEARING

Public Hearing closed by Mayor McClain.

ADJOURN

Meeting Adjourned by Mayor McClain

John McClain, Mayor

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NOTICE OF MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS ON SEPTEMBER 19, 2016

NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL WILL BE HELD ON; MONDAY, SEPTEMBER 19, 2016 AT 5:15 P.M., AT 400 KENLEY STREET AT WHICH TIME THE FOLLOWING ITEMS WILL BE DISCUSSED:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

Item 1: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – To Discuss City Secretary Sarah Thompson, in connection with unauthorized absence from work.

Item 2: Discuss status of City Secretary Sarah Thompson and possibly take action related to possible disciplinary measures which include but are not limited to removal from office and termination as City Secretary in accordance with Texas Local Government Code Section 22.077(B)

ADJOURN

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, Sept 16, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE SPECIAL MEETING OF THE GOVERNING BODY
CITY OF DIBOLL, TEXAS
SEPTEMBER 19, 2016

CALL TO ORDER

Mayor McClain called the meeting to order at 5:20 pm.

Council Members Ivey, Hendrick, Farley, Hernandez and Lopez present. Council member Moses was late. Staff members present were the City Manager Boren, Police Chief Baker and Civic Center Director Loretta Christmas.

INVOCATION

Pastor David Goodwin gave the invocation

PLEDGE OF ALLEGIANCE

Per the recommendation of the City Attorney, Mayor McClain opened the meeting for public comments. No citizens in the audience made any comments.

City Manager gave a statement to the council prior to entering into executive session. (Statement is attached). City Manager Boren departed the building so that the City Council's decision concerning the City Secretary would not be considered influenced due to his presence.

Item 1: Convene in Executive Session pursuant to Local Government Code 551.074 – Personnel Matters – To Discuss City Secretary Sarah Thompson, in connection with unauthorized absence from work.

Council convened into Execution Session at

Item 2: Discuss status of City Secretary Sarah Thompson and possibly take action related to possible disciplinary measures which include but are not limited to removal from office and termination as City Secretary in accordance with Texas Local Government Code Section 22.077(B)

City council reconvened into open session.

City Attorney explained the in accordance with Texas Local Government Code Section 22.077(B) the governing body has to have a 2/3rd vote to remove the City Secretary. The vote must be recorded with a resolution.

Council member Farley stated that the city has did everything we could.
Council member Ivey stated that the city has done everything possible.

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Council member Tom Farley made the motion to dismiss City Secretary Sarah Thompson. The motion was seconded by Don Hendrick. All members voted in favor of the motion. Motion passed by resolution.

ADJOURN

Council member Ivey made a motion to adjourn. Seconded by Council member Hendrick. All voted in favor to accept the motion at 5:38 pm

John McClain, Mayor

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a Special Meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Sept 26, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Open Public Hearing on the Proposed Fiscal Year 2016/2017 Municipal Budget

Item #2: Close Public Hearing on the Proposed Fiscal Year Municipal Budget

Item #3: Discussion and Action to consider Ordinance No. 03-16 adopting a Tax Rate of $0.615000/$100 for Fiscal Year 016/2017

Item #4: Discussion and Action to consider Ordinance No. 04-16 adopting the Fiscal Year Municipal Budget for the City of Diboll.

Item #5: Discussion and Action to consider Ordinance No. 05-16 Amending Chapter 21, Article II, Section 21-17 and Chapter 21, Article III, Section 21-33 of the Code of Ordinances for the City of Diboll by Establishing Rates Charged for Water and Sanitary Sewer Usage in the City of Diboll effective Oct 15, 2016.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

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Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, Sept 23, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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ORDINANCE NO. 03-16

TAX LEVY ORDINANCE OF THE CITY OF DIBOLL, TEXAS

WHEREAS, the appraisal roll of the City of Diboll, Texas (the "City") for 2016 has been prepared and certified by the Angelina County Appraisal District; and

WHEREAS, following notice and hearings in accordance with applicable legal requirements and based upon said appraisal roll, the City Council has determined a tax rate to be levied for 2016 sufficient to provide the tax revenues required by the City.

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

Section 1. There is hereby levied an ad valorem tax of $0.615000 on each $100.00 of valuation on property within the City which is not exempt from taxation under the State constitution or State law. The general fund operating portion of the tax is $0.534054. The debt service portion of the tax is $0.080946.

THIS RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 2.03% AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMATELY $23.25.

Section 2. The tax assessor/collector is hereby authorized to assess and collect the taxes of the City of Diboll employing the above tax rate.

Section 3. The taxes levied hereby are due presently, and shall be delinquent if not paid by January 2017.

Section 4. This tax levy ordinance shall be effective from and after its passage and adoption by the City Council.

PASSED AND APPROVED this 26th day of September 2016.

_____
John McClain, Mayor

ATTEST:

_____
Gerry Boren, City Manager

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ORDINANCE NO. 04-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DIBOLL, TEXAS ADOPTING THE DIBOLL MUNICIPAL BUDGET FOR FISCAL YEAR 2016-2017

WHEREAS, heretofore a budget for the Fiscal Year of October 1, 2016 through September 30, 2017 has been prepared by the City Manager and submitted to the City Council; and

WHEREAS, the City Council has reviewed, commented and made changes that were incorporated into the budget through a public workshop; and

WHEREAS, on September 26, 2016, a public hearing was held on said budget and after considering the financial condition of the City of Diboll and comparative expenditures, the City Council is of the opinion that said budget should be approved and filed.

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

Section 1. The budget for Fiscal Year 2016-2017 is hereby approved.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 2.03 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMTELY $23.25

Section 2. This ordinance shall be effective from October 1, 2016 through September 30, 2017.

PASSED AND APPROVED this 26th day of September 2016.

_____
John McClain, Mayor

ATTEST:

_____
Gerry Boren, City Manager

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CITY OF DIBOLL
Fiscal Year 2016-2017
Proposed Budget Cover Page

This budget will raise more total property taxes than last year's budget by $26,023 or 2.29% percent, and of that amount $5,266 tax revenue is to be raised from new property added to the tax roll this year.

The amounts above are based on the city's proposed fiscal year 2016-2017 tax rate of $0.6150 per $100 of assessed valuation. The city's fiscal year 2015-2016 tax rate (the current tax rate) is $0.590 per $100 of assessed valuation.

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FUND SUMMARIES

	2012	2013	2014	2015	Budget 2016	Projected 2016	Proposed 2017
General							
Revenues	2,619,801	2,598,394	2,764,905	2,899,578	2,892,930	2,696,079	2,724,092
Expenditures	(2,357,246)	(2,438,395)	(2,824,813)	(2,738,842)	(2,752,454)	(2,803,404)	(2,713,266)
Transfers							
Street Construction	-	-	(67,208)	-	-	-	-
Garbage Operations	66,242	33,955	37,828	60,409	39,250	44,000	43,395
Golf Fund	(139,896)	(442,457)	(191,785)	(437,816)	(173,624)	(233,213)	(120,066)
Sports Fund	(13,373)	(19,043)	(15,809)	(16,257)	(15,750)	(17,929)	-
Civic Center Fund	(70,891)	(93,975)	(99,553)	(99,801)	(91,490)	(85,357)	(39,899)
Water Fund	98,271	106,692	99,312	134,457	95,000	101,161	100,000
Endowment Interest	8,622	7,598	7,018	5,836	7,400	7,473	7,400
Net	211,529	(247,231)	(290,106)	(192,436)	1,262	(291,191)	1,656
Beginning Fund Balance	946,084	1,157,613	910,382	620,276	427,841	427,841	136,650
Ending Fund Balance	1,157,613	910,382	620,276	427,841	429,103	136,650	138,306
Garbage							
Revenues	738,076	784,176	821,165	810,616	785,000	880,000	867,890
Expenditures	671,834	750,222	783,337	750,207	745,750	836,000	824,496
Net Transfer to General	66,242	33,955	37,828	60,409	39,250	44,000	43,395
	No fund balance except for equipment (100% of net is funded by the general fund)						
Golf							
Revenues	309,024	301,867	310,992	299,372	334,700	291,700	381,600
Expenditures	448,920	744,324	770,619	527,399	508,324	524,913	501,666
Net Transfers	139,896	442,457	191,785	437,816	173,624	233,213	120,066
Net	-	-	(267,842)	209,789	-	-	-
	No fund balance except for equipment (100 % of net operations is funded by general fund)						
Sports							
Revenues	-	-	-	-	-	65,975	46,650
Expenditures	13,373	19,043	15,809	16,257	15,750	83,904	46,650
Net Transfers	13,373	19,043	15,809	16,257	15,750	17,929	-
Net	-	-	0	0	-	-	-
	No fund balance except for equipment (100 % of net operations is funded by general fund)						

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Civic Center							
Revenues	55,173	29,655	25,805	15,070	15,000	19,033	70,000
Expenditures	126,063	123,630	125,358	114,871	106,490	104,390	109,899
Net Transfers	70,891	93,975	99,553	99,801	91,490	85,357	39,899
Net	-	-	-	-	-	-	-
	No fund balance except for equipment (100 % of net operations is funded by general fund)						
Water							
Revenues	2,482,511	2,351,265	2,310,006	2,261,933	2,245,000	2,264,128	2,307,700
Expenditures	1,881,299	2,175,770	2,148,884	2,285,384	2,138,312	2,187,259	2,199,258
Transfers to General	(98,271)	(106,692)	(99,312)	(134,457)	(95,000)	(101,161)	(100,000)
Net	502,941	68,803	61,810	(157,908)	11,688	(24,292)	8,442

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REVENUES

Account	Description	2012	2013	2014	2015	Budget 2016	YTD 2016 thru 3/31/2016	Projected 2016	Proposed 2017
General									
10-00-50100	Current Taxes	$ 826,188	$ 819,826	$ 830,507	$ 873,137	$ 966,000	$ 926,807	$ 952,915	$ 988,992
10-00-50200	Delinquent Taxes	8,168	14,607	18,768	12,270	12,000	31,241	39,314	15,000
10-00-50300	Penalty & Interest	9,798	11,155	11,875	10,317	10,000	5,432	13,444	8,500
10-00-52100	City Sales Tax	575,454	602,381	618,147	652,445	620,000	186,816	546,000	525,000
10-00-52200	Franchise Tax	463,717	512,554	540,188	556,901	536,000	84,691	470,000	465,000
10-00-52300	Payments in Lieu of Tax	59,400	61,914	61,701	65,030	65,030	60,209	66,058	61,000
10-00-52400	Building Permits	6,200	4,198	9,130	8,667	6,000	2,745	6,044	6,000
10-00-52550	Application Fee - Sale of Alcohol	800	700	600	700	500	300	300	500
10-00-52900	Miscellaneous	16,919	13,757	62,562	29,887	-	4,017	7,620	-
10-00-52910	Credit Card Fees	1,685	1,894	2,044	2,361	2,500	942	1,884	2,000
10-00-53100	Interest Income	1,655	1,285	871	722	600	858	2,200	1,600
10-00-53200	Donations & Grants	29,000	29,042	-	29,000	-	-	-	39,000
10-00-53300	Dog Tags & Accident Rpts	1,728	2,104	5,817	1,953	1,800	1,763	3,300	2,500
10-00-53400	Municipal Court	533,491	436,405	489,618	459,522	500,000	198,207	400,000	425,000
10-00-53410	Redlight Citations	81,122	80,270	107,628	193,667	170,000	96,184	180,000	180,000
10-00-54400	Cemetery Plot Sales	4,475	6,302	5,448	3,000	2,500	4,000	7,000	4,000
Operating Revenues		$ 2,619,801	$ 2,598,394	$ 2,764,905	$ 2,899,578	$ 2,892,930	$ 1,604,212	$ 2,696,079	$ 2,724,092
Garbage									
15-00-51100	Garbage Fees	738,076	784,176	821,165	810,616	785,000	449,645	897,890	867,890
15-10-63075	Garbage Service Contracts	671,834	750,222	783,337	750,207	745,750	389,939	852,996	824,496
15-00-59010	Transfer To/From Fund 10 (General Fund)	66,242	33,955	37,828	60,409	39,250	59,706	44,895	43,395
Golf									
21-00-51200	Membership fees	96,110	98,498	102,224	93,846	100,000	49,211	98,500	130,000
21-00-51200	Green Fees	88,717	90,921	83,638	95,277	90,000	33,877	86,000	90,000
21-00-51201	Driving Range Fee's	11,676	12,265	14,298	12,197	15,400	3,848	10,000	12,000
21-00-51220	Cart Stall Rental	7,775	7,125	6,450	1,000	-	-	-	-
21-00-51250	Golf Cart Rental Fees	78,715	67,712	70,224	59,979	73,800	20,578	50,000	50,400
21-00-51270	Golf Pro Shop Sales - Snacks	15,996	12,411	15,199	14,183	15,000	6,630	15,000	15,000
21-00-51271	Golf Pro Shop Sales - Merchandise	9,410	10,447	17,947	21,780	20,500	10,479	23,500	23,000
21-00-51272	Golf Pro Shop Sales - Alcohol	-	-	-	-	20,000	2,625	7,500	10,000
21-00-53800	Grant proceeds							-	50,000
21-00-52900	Miscellaneous	625	2,488	1,012	1,109	-	328	1,200	1,200
Total Golf Course Revenues		309,024	301,867	310,992	299,372	334,700	127,576	291,700	381,600
Sports									
22-00-51300	Registration/Tournament						17,295	19,040	19,000
22-00-53800	Donations						5,350	6,430	18,650
22-00-55100	Concession Sales/Concession Lease						467	39,916	8,000
22-00-55400	Sports Banners						200	589.24	1000
Total Sports Fund Revenues		-	-	-	-	-	23,312	65,975	46,650

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Festivals/Civic Center

29-25-55000	Civic Center Rental	54,183	29,655	25,805	15,070	15,000	9,080	18,630	20,000
29-25-55100	Civic Center Concession	990					160	403	-
29-25-53800	Grants								50,000
		55,173	29,655	25,805	15,070	15,000	9,240	19,033	70,000

Water

20-00-50400	Water Sales	1,330,932	1,260,174	1,225,195	1,195,277	1,200,000	599,182	1,198,363	1,235,000
20-00-50500	Sewer Charges	1,074,460	1,024,918	1,018,195	1,002,060	980,000	499,728	999,455	1,009,000
20-00-50600	Water Taps	-	600	1,800	-	-	-	0	600
20-00-50700	Sewer Taps	-	3,982	600	600	-	1,800	1800	600
20-00-50900	Penalties - Utility Bill	53,815	54,879	53,825	51,795	55,000	26,005	52010	52000
20-00-52900	Miscellaneous	18,585	5,604	9,633	11,533	10,000	11,848	12000	10000
20-00-53100	Interest Income	4,719	1,109	758	668	-	227	500	500
		2,482,511	2,351,265	2,310,006	2,261,933	2,245,000	1,138,789	2,264,128	2,307,700

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EXPENDITURES

Fund	Department		2012	2013	2014	2015	2016 Budget	YTD 2016 thru 3/31/2016	Projected 2016	Proposed 2017
General	Administration	10-02	214,075	225,957	227,091	230,782	235,513	121,231	228,503	219,865
General	Street	10-03	329,964	397,374	433,320	429,398	469,855	210,634	441,683	420,854
General	Parks	10-04	147,710	144,336	208,376	232,026	233,995	122,783	248,406	236,349
General	Court	10-06	82,020	74,626	81,438	84,290	88,125	41,516	86,656	72,242
General	Fire	10-07	156,286	143,143	178,975	222,447	159,030	85,890	183,553	159,030
General	Animal Control	10-09	2,448	2,081	1,586	1,597	2,000	549	13,384	37,002
General	Police	10-08	1,168,021	1,205,010	1,410,682	1,283,855	1,340,778	645,528	1,368,844	1,342,065
General	Government	10-10	256,722	245,869	283,347	254,446	223,159	131,527	232,374	225,859
Civic Center	Operations	29-25	126,063	123,630	125,358	114,871	106,490	55,798	104,390	109,899
Water	Water	20-22	1,431,990	1,719,443	1,674,812	1,755,226	1,609,772	551,415	1,711,568	1,757,451
Water	Sewer	20-26	449,309	456,327	474,072	530,158	528,540	238,676	475,691	441,807
Golf	Pro Shop	21-11	258,685	291,442	311,742	258,825	237,224	119,755	267,918	269,721
Golf	Maintenance	21-12	190,234	452,882	458,877	268,573	271,100	138,537	256,995	231,945
Sports	Baseball	22-00	13,373	19,043	15,809	16,257	15,750	21,164	83,904	46,650
	Fund Summary									
		10	2,357,246	2,438,395	2,824,813	2,738,842	2,752,454	1,359,658	2,803,404	2,713,266
		20	1,881,299	2,175,770	2,148,884	2,285,384	2,138,312	790,092	2,187,259	2,199,258
		21	448,920	744,324	770,619	527,399	508,324	258,292	524,913	501,666
		22	13,373	19,043	15,809	16,257	15,750	21,164	83,904	46,650
		29	126,063	123,630	125,358	114,871	106,490	55,798	104,390	109,899

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ORDINANCE NO. 05-16

AN ORDINANCE AMENDING CHAPTER 21, ARTICLE II, SECTION 21-17 AND CHAPTER 21, ARTICLE III, SECTION 21-33 OF THE CODE OF ORDINANCES FOR THE CITY OF DIBOLL BY ESTABLISHING RATES CHARGED FOR WATER AND SANITARY SEWER USAGE IN THE CITY OF DIBOLL, TEXAS.

WHEREAS, the Code of Ordinances of the City of Diboll, Angelina County, Texas, in Chapter 21, Article II, Section 21-17and Chapter 21, Article III, Section 21-33 rates to be charged for water and sanitary sewer usage; and

WHEREAS, the Code provides that those said rates shall be set by ordinance and kept on file with the office of the City Secretary of the City of Diboll.

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

Chapter 21, Article II, Section 21-17 is hereby amended as follows until changed by Ordinance of City Council of the City of Diboll, Texas:

The following schedule of monthly rates or charges for services furnished by the city's waterworks system is adopted:

(1) *Residential.*

a. Minimum charge (includes first two thousand (2,000) gallons.....$22.17

b. Next eighteen thousand (18,000) gallons (2,000 to 20,000).....$4.37/m

c. Next eighty thousand (80,000) gallons (20,000 to 100,000).....$4.64/m

d. All over one hundred thousand (100,000) gallons.....$4.91/m

(2) *Commercial*

a. Minimum charge (includes first two thousand (2,000) gallons.....$36.44

b. Next eighteen thousand (18,000 gallons (2,000 to 20,000).....$4.92/m

c. Next eighty thousand (80,000) gallons (20,000 to 100,000).....$5.10/m

d. All over one hundred thousand (100,000) gallons.....$5.40/m

The rates charged for water delivered to nonresidents of the city shall be double the above.

II.

Chapter 21, Article III, Section 21-33 is hereby amended as follows until changed by Ordinance of City Council of the City of Diboll, Texas:

The following schedule of monthly rates or charges for services furnished by the city's sanitary sewer system is adopted:

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(3) *Residential.*

e. Minimum charge (includes first two thousand (2,000) gallons……...$15.65

f. Next eighteen thousand (18,000) gallons (2,000 to 20,000)……..$4.17/m

g. Next eighty thousand (80,000) gallons (20,000 to 100,000)……....$4.31/m

h. All over one hundred thousand (100,000) gallons……$4.38/m

(4) *Commercial*

e. Minimum charge (includes first two thousand (2,000) gallons……$23.14

f. Next eighteen thousand (18,000 gallons (2,000 to 20,000)……..$5.05/m

g. Next eighty thousand (80,000) gallons (20,000 to 100,000)…..……..$5.22/m

h. All over one hundred thousand (100,000) gallons……..…..$5.31/m

The rates charged for sewer delivered to nonresidents of the city shall be double the above.

III.

This Ordinance shall at all times is available for public viewing in the office of the City Secretary of the City of Diboll, Texas.

IV.

This Ordinance shall take effect and be in full force and effect as of October 15, 2016.

PASSED AND APPROVED this the 26th day of September, 2016.

_____

John McClain, Mayor

ATTEST:

_____

Gerry Boren, City Manager

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§26.05(b) of Property Tax Code
Steps Required for Adoption of Tax Rate

Entity Name: CITY OF DIBOLL **Date: 09/16/2016 12:09 PM**

Language Required in the Motion Setting This Year's Tax Rate:

This year's proposed tax rate exceeds the effective tax rate. The vote on the ordinance, resolution, or order setting the tax rate must be a record vote. A motion to adopt the ordinance, resolution, or order must be made in the following form:

I move that the property tax rate be increased by the adoption of a tax rate of 0.615000, which is effectively a 1.98 percent increase in the tax rate.

Statement Required in the Ordinance, Resolution, or Order Setting This Year's Tax Rate:

This year's levy to fund maintenance and operations expenditures exceeds last year's maintenance and operations tax levy. The following statements must be included in the ordinance, resolution, or order setting this year's tax rate. The statements must be in larger type than the type used in any other portion of the document.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 2.03 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMATELY $23.25.

Statement That Must be Posted on the Home Page of Any Internet Website Operated by the Taxing Unit:

This year's levy to fund maintenance and operations expenditures exceeds last year's maintenance and operations tax levy. The following statements must be included in the ordinance, resolution, or order setting this year's tax rate. The statements must be in larger type than the type used in any other portion of the document.

CITY OF DIBOLL ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 2.03 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMATELY $23.25.

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MINUTES OF THE DIBOLL CITY COUNCIL MEETING
400 Kenley Street, Diboll
Sept 26, 2016 5:15p.m

Call to Order

Meeting called to order by Mayor McClain at 5:15 pm
Council Members Present – Ivey, Hendrick, Farley, Lopez, Hernandez, and Moses.
Staff Members present – City Manager Boren and Finance Director Garza present.

Invocation

Mayor Pro Tem Ivey gave the invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

No items presented

Item #1: Open Public Hearing on the Proposed Fiscal Year 2016/2017 Municipal Budget

Public Hearing Opened by Mayor McClain. No comments presented.

Item #2: Close Public Hearing on the Proposed Fiscal Year Municipal Budget

Public Hearing Closed by Mayor McClain

Item #3: Discussion and Action to consider Ordinance No. 03-16 adopting a Tax Rate of $0.615000/$100 for Fiscal Year 2016/2017

Mayor Pro Tem Ivey made the motion to adopt Ordinance No. 03-16 with the statement "I move that the property tax rate be increased by the adoption of a tax rate of 0.615000, which is effectively a 1.98 percent increase in the tax rate." Second by Council member Hendrick. All council members voted in favor and the motion passed.

Item #4: Discussion and Action to consider Ordinance No. 04-16 adopting the Fiscal Year Municipal Budget for the City of Diboll.

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Motion made by Council member Farley and second by Mayor Pro Tem Ivey. All members voted in favor and the motion passed.

Item #5: Discussion and Action to consider Ordinance No. 05-16 Amending Chapter 21, Article II, Section 21-17 and Chapter 21, Article III, Section 21-33 of the Code of Ordinances for the City of Diboll by Establishing Rates Charged for Water and Sanitary Sewer Usage in the City of Diboll effective Oct 15, 2016.

Motion made by Mayor Pro Tem Ivey and second by Council member Hendrick. All members voted in favor and the motion passed.

Adjournment

Motion made by Council member Farley and second by Mayor Pro Tem Ivey. All members voted in favor and the motion passed.

John McClain, Mayor

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Oct 10, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the Sept 12, 2016 City Council meeting
b. Minutes of the Sept 15, 2016 Public Hearing
c. Minutes of the Sept 19, 2016 City Council Meeting
d. Minutes of the Sept 26, 2016 City Council Meeting

Item #2: Reading of the Breast Cancer Awareness Month Proclamation

Item #3: Discussion and Action to consider a Resolution Recognizing Municipal Court Week.

Item #4: Discussion and Action to consider a Resolution Authorizing Police Chief Baker to submit for the National Incident Based Reporting System from the Office of the Governor of the State of Texas.

Item #5: Discuss and consider authorizing fund raising efforts by the Police Department for the purchase of Eforce Computer Aided Dispatch and e-citation software.

Item #6: Discuss and consider approval of Resolution to authorize the opening of interest bearing bank accounts at First Band & Trust, Commercial Bank and Temple-Inland Federal Credit Union for the Police Department fundraiser.

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Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Friday, Oct7, 2016 as well as at the City's website at www.cityofdiboll.com.

Elvia Esteves-Garza, Finance Director

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MEETING MINUTES
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll met in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Oct 10, 2016 at 5:15p.m.

Call to Order

Meeting called to order at 5:15 PM by Mayor John McClain

Invocation

Invocation given by First Baptist Church Pastor Kenny Hibbs

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

There was no presentations from the citizens.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes of the Sept 12, 2016 City Council meeting
b. Minutes of the Sept 15, 2016 Public Hearing
c. Minutes of the Sept 19, 2016 City Council Meeting
d. Minutes of the Sept 26, 2016 City Council Meeting

Motion made by Mayor Pro Tem Ivey
Seconded by Councilmember Moses
All members voted in favor to accept the Consent Agenda.

Item #2: Reading of the Breast Cancer Awareness Month Proclamation

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Mayor McClain read the Breast Cancer Awareness Month Proclamation. Mrs. Christmas presented the Governing Body pink "Enjoy Diboll" shirts to promote this cause. She informed the council of an event to raise awareness "Walk in Her Shoes", and a van to be parked at City Hall for citizens to place pink magnets to purchase in memory of someone and the Pink Fireman's Boot for donations. This event will raise funds to support a local citizen that is battling this disease.

Item #3: Discussion and Action to consider a Resolution Recognizing Municipal Court Week.

Motion made by – Councilmember Hendrick
Seconded by –Councilmember Farley
All members voted in favor to adopt the Resolution.

Item #4: Discussion and Action to consider a Resolution Authorizing Police Chief Baker to submit for the National Incident Based Reporting System from the Office of the Governor of the State of Texas.

Motion made by – Councilmember Danial Lopez
Seconded by – Councilmember Farley
All members voted in favor to adopt the resolution.

Item #5: Discuss and consider approval of Resolution to authorize fund raising efforts by the Police Department for the purchase of Eforce Computer Aided Dispatch and e-citation software.

Motion made by – Mayor Pro Tem Ivey Danial Lopez
Seconded by – Council member Farley
All members voted in favor to adopt the resolution.

ITEM #6: Discuss and consider approval of Resolution to authorize the opening of interest bearing bank accounts at First Bank and Trust, Commercial Bank and Temple-Inland Federal Credit Union for the Police Department fundraiser.

Motion made by – Mayor Pro Tem Ivey
Seconded by – Council member Hendrick
All members voted in favor to adopt the resolution.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. **City Manager Boren briefed the City Council of the number of city secretary applications (78). The interview team has been set up consisting of our Gio, Loretta, Elvia and the City Manager.**

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b. **Informed the City Council of transiting in the Water System from chlorine to chloramines.**
c. **Informed council on the road sealant program to be beginning in the winter**
d. **New lights in the trail system**
e. **Informed council on the upgrades and maintenance to the wastewater plant**
f. **Upcoming events in Diboll**

Loretta Christmas informed the City Council on the new chairs at the Civic Center.

Elvia Garza informed the Council that the court report submitted to the state was on time and she did see an increase in activity. She informed them of the additional duties had kept her very busy as well as preparing for the annual audit.

Adjournment

Motion made by – Mayor Pro Tem Ivey
Seconded by – Councilmember Hendrick
All members voted in favor to adjourn the meeting.

John McClain, Mayor

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, Nov 14, 2016 at 5:15p.m.

Call to Order
Invocation
Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
Discussion and action to consider an Ordinance

a. Minutes from Oct. 10, 2016 City Council Meeting
b. Investment Report Quarter Ending September 30, 2016

Item #2: A Resolution Appointing Daniel Lopez as the Joint Appointment between the City of Diboll and the Diboll Independent School District to the Angelina County Appraisal District Board of Trustees

Item #3: Discuss and Consider a Resolution to enter into an agreement with the Interlocal Purchasing System (TIPS) Program providing cooperative purchasing services to the City of Diboll.

Item #4: Discuss and Consider a Resolution appointing Raymond K. Vann & Associates, LLC as the City's Grant Management Firm to provide Administrative Services for the 2017-18 Texas Community Development Program Project.

Item #5: Discuss and Consider a Resolution appointing KSA Engineers as the City's Engineering Firm to provide Engineering Services for the 2017-18 Texas Community Development Program.

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Item #6: Discuss and Consider a Resolution approving the Annual Review of the Investment Policy, no changes are recommended.

Item #7: Appoint new members to the Design 4 Diboll Advisory Committee.

a. Terry Colton
b. Bob Debose
c. Daniel Lopez

Item #8: Discussion and briefing from City Manager on Section 10.10 Charter Review requiring the appointment of a Charter Review Commission to propose recommendations and or amendments.

Item #9: Discussion and Consider authorizing Mayor John McClain to sign an Engagement Letter for General Municipal Legal Services with Olson and Olson, LLP to assist City Staff with projects such as Zoning Overlay Districts, Chapter 380 Development Agreements, Residential Revitalization Policies, Masonry/Wood Construction Requirements on new Residential, Annexation and other projects concerning Municipal Ordinances.

Item #10: Discussion to consider a future date for a strategic planning workshop.

Item #11: Executive Session

The City Council will hold an Executive Session pursuant to the provisions of Chapter 551.071 of the Texas Government Code for Consultation with the City Attorney on pending or Contemplated litigation.

Item #12: CITY MANAGER AND DEPARTMENT HEAD REPORTS

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Nov. 11, 2016 as well as at the City's website at www.cityofdiboll.com.

Gerry Boren, City Manager

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, NOVEMBER 14, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, City Attorney, Jimmy Cassels, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Charles Moses, Tom Farley, Veronica Hernandez, and Daniel Lopez

ABSENT

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza, Civic Center Director Loretta Christmas.

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE October 10, 2016 CITY COUNCIL MEETING AND THE INVESTMENT REPORT QUARTER ENDING SEPTEMBER 30, 2016.

Lewis Ivey made the motion to approve the minutes and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION APPOINTING DANIEL LOPEZ AS THE JOINT APPOINTMENT BETWEEN THE CITY OF DIBOLL AND DIBOLL INDEPENDENT SCHOOL DISTRICT TO THE ANGELINA COUNTY APPRAISAL DISTRICT BOARD OF TRUSTEES.

Don Hendrick made the motion to adopt the said resolution and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #3: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION TO ENTER INTO AN AGREEMENT WITH THE INTERLOCAL PURCHASING SYSTEM (TIPS) PROGRAM PROVIDING COOPERATIVE PURCHASING SERVICES.

Councilmember Hendrick inquired as to past purchasing program, as to which City Manager Boren replied that research found that a significant price reduction in selection of the TIPS Program was a key factor.

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Lewis Ivey made the motion to approve the minutes and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: DISCUSS AND/OR TAKE ACTION TO ADOPT RESOLUTION APPOINTING RAYMOND K. VANN & ASSOCIATES, LLC AS THE CITY'S GRANT MANAGEMENT FIRM TO PROVIDE ADMINISTRATIVE SERVICS FOR EH 2017-2018 TEXAS COMMUNITY DEVELOPMENT PROGRAM PROJECT.

Mayor McClain stated that we not only needed to upgrade Neal Pickett Street but look into the drainage issue. City Manager Boren replied that the drainage issue was covered as well and was included in advertised best value for the grant service.

Raymond (Ray) Vann was present and offered to answer questions regarding the grant process. Councilmember Lewis Ivey inquired as to the length of the grant process to which Vann explained the two-tier process of grant funding and replied that funds are allotted every other year; therefore grants submitted in 2016 or 2017 might not be approved until 2018.

Don Hendrick made the motion to approve the said Resolution and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #5: DISCUSS AND CONSIDER A RESOLUTION APPOINTING KSA ENGINEERS AS THE CITY'S ENGINEERING FIRM TO PROVIDE ENGINEERING SERVICES FOR THE 2017-2018 TEXAS COMMUNITY DEVELOPMENT PROGRAM.

Don Hendrick made the motion to approve the said Resolution and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: DISCUSS AND CONSIDER A RESOLUTION APPROVING THE ANNUAL REVIEW OF THE INVESTMENT POLICY, NO CHANGES ARE RECOMMENDED.

Financial Director Elvia Esteves-Garza was asked what changes, if any, were included in the Annual Review of the Investment Policy to which Ms. Esteves-Garza replied "there were no changes", it was "conservative" and that the "PD Endowment Funds" were scheduled for five (5) year CDs.

City Manager Boren added that the point of the policy was conservation to public funds and keep as always protected.

Lewis Ivey made the motion to approve the minutes and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #7: DISCUSS AND APPOINT NEW MEMBERS TO THE DESIGN 4 DIBOLL ADVISORY COMMITTEE.

A. Terry Carlton (Deer Trace Homeowner)
B. Bobby DuBose (Ace Hardware)
C. Daniel Lopez (Diboll ISD)

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Mayor McClain brought to the council's attention that two (2) members were going off the committee – Brenda Russell and Gary Martel. He also stated that this committee is scheduled to meet this Thursday, November 17, 2016, at T. L. L. Temple Memorial Library.

Tom Farley made the motion to approve the new committee members and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #8: DISCUSSION AND BRIEFING FROM CITY MANAGER ON SECTION 10.10 CHARTER REVIEW REQUIRING THE APPOINTMENT OF A CHARTER REVIEW COMMISSION TO PROPOSE RECOMMENDATIONS AND OR AMENDMENTS.

City Manager Boren noted that each City Councilmember may elect two (2) committee members and possibly an alternate from each of their districts to review the Charter, as noted every five (5) years.

Councilmembers should be prepared to announce prospective delegates from each of their districts to participate in the charter review.

ITEM #9: DISCUSSION AND/OR TAKE ACTION AUTHORIZING MAYOR JOHN MCCLAIN TO SIGN AN ENGAGEMENT LETTER FOR GENERAL MUNICIPAL LEGAL SERVICES WITH OLSON AND OLSON, LLP TO ASSIST CITY STAFF WITH PROJECTS SUCH AS ZONING OVERLAY DISTRICTS, CHAPTER 380 DEVELOPMENT AGREEMENTS, RESIDENTIAL REVITALIZATION POLICIES, MASONRY/WOOD CONSTRUCTION REQUIREMENTS ON NEW RESIDENTIAL, ANNEXATION AND OTHER PROJECTS CONCERNING MUNICIPAL ORDINANCES.

City Manager Boren noted that there were several ordinances and policies that need to be created.

Councilmember Ivey injected that the City must protect Deer Trace Subdivision and retain the real estate property value for the future.

Councilmember Moses inquired if the City still had a planning/zoning committee to which City Manager Boren replied "yes"; then mentioned the committee has not been active over the past two (2) years.

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #10 DISCUSSION TO CONSIDER FUTURE DATE FOR A STRATEGIC PLANNING WORKSHOP

Mayor McClain suggested to meet next Monday, November 21, 2016, at 5:15 pm.

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

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ITEM #11: EXECUTIVE SESSION

The City Council retired to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation with City Attorney in pursuant to the Texas Government Code section 551.071.

Closed session began at 5:51pm

Lewis Ivey made the motion to approve the new committee members and Tom Farley second.

All in favor, none opposed; motion carries.

City Council Meeting resumed at 6:17pm

ITEM 12: CITY MANAGER AND DEPARTMENT HEADS IN ATTENDNCE PRESENT MONTHLY REPORTS.

Civic Center Director, Loretta Christmas reported the following events were successful:

1. Zombie Walk – Huge success – expected 200 children and approximately 2,000 attended.
2. Veterans Day Boxing Tournament had a good turnout.

Ms. Christmas also reported that she attended the 2016 Texas Downtown Conference, hosted by the Texas Downtown Association in Killeen, Texas November 08-11, 2016. Ms. Christmas found the conference very informative and made contacts who would be willing to come to Diboll and discuss future events to promote our downtown in efforts to assist once traffic is routed around the city once the new loop is constructed.

Finance Director, Elvia Esteves-Garza reported that the annual finance audit has been completed and we should receive the audit by January 2017.

Councilmember Ivey inquired about the other department heads and stated he would like to hear from each of them in future City Council Meeting – not just the Civic Center and Finance Directors each month.

City Manager Boren mentioned that with the new law going in affect in December 2016 that the City would be required to pay overtime to any department head making less than $48,000 annually and that most of the other department heads would qualify.

City Councilman Lopez suggested, on the days they would need to attend City Council Meetings, the department head would come to work later or take a longer lunch – however they would like to work it out in order to avoid overtime pay and the City Manager and other Councilmembers agreed.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:24 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

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Mayor, John McClain

ATTEST:

City Secretary, Melissa McCall

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS WORKSHOP MEETING ON MONDAY, NOVEMBER 21, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Veronica Hernandez, Daniel Lopez, and Charles Moses

ABSENT

Councilmember Tom Farley

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, and Finance Director Elvia Esteves-Garza

Mayor McClain called the meeting to order.

Citizen Participation: None

CITY MANAGER BRIEFED THE CITY COUNCIL ON THE FOLLOWING ITEMS:

Ordinances and Issues:

1. Zoning Overlay for Property Adjacent to Deer Trace
    a. Zoning overlay around Deer Trace in order to protect the area
    b. Planning Commission – City Councilmembers need to appoint members. This Commission has not met in over two (2) years.
2. Revitalization Policy to sale property donated Diboll Housing Foundation (DHF)
3. Modular Home Placement within City limits
4. Masonry/Wood Requirements on New Residential Construction
    a. New Residential Construction restricted to utilizing masonry or wood on exterior of the home
5. Weight Limits on City Streets/Bond Requirements
    a. City spent $1M+ on Lumberjack Street; weight limit requirements needed in order to protect investment of it and other City streets from heavy hauling on main thoroughfares

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6. Primary structures allowed on multiple lots without replatting

    a. Currently required to pay replatting fee on double lots, etc. that are asking to build additional portable structure to the side of the main house structure or a new home in Diboll.

7. Update Fee Assessment Ordinance

    a. Inspection fees for new structures, especially commercial structures, are low compared to other cities. Huntington charges $50.00 per inspection and Diboll charges $30.00, which just covers the inspector's fees.

    b. New commercial construction requires numerous inspections, hence the fees should reflect a fair cost for the required inspections.

8. Annexation

    a. Raw Land Annexation to be reviewed. Once construction of the I-69 Corridor begins, the City of Diboll should review annexing raw land and adopt City Ordinances and Restrictions for the new annexed properties.

    b. Boundary Agreement with City of Burke

9. Eminent Domain Reporting not completed. Filed one for 2016

    a. In 2011 new law required Eminent Domain Reporting online. Diboll has not reported prior to reporting this week for 2016.

10. New Radio Tower must to be located per I-69 By-Pass scope which involves approximately seven (7) acres.

    a. City Manager is with State to come to resolution.

    b. State purchasing by-way for $120,000 - $130,000.

11. Water Rate Study – Scheduled to be completed every 5 years.

    a. Discussion concerning History Center and TLL Temple Library water. Both should be charged full rates.

    b. This could go into effect October 01, 2017.

Municipal Court:

1. Court process reviewed in order to improve the processes as well as revenue associated with court fees.

    a. Improve court process by reduction of pre-trial and trial dates into quarterly set dates. Currently, random court dates are set by City Attorney with as few as two cases each date.

    b. City Attorney will be given quarterly court dates in advance.

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c. City Attorney shall provide a scope of work on all projects.

d. All contacts with traffic will be processed during pre-trials.

2. City Attorney taking calls and emails for many issues that City staff could provide assistance for

   a. City Attorney to no longer to handle direct calls or emails which do not pertain to current lawsuits. Any future calls or emails received by the City Attorney for issues not pertaining to current litigation issues will be redirected to City staff. In turn, if a call or emails does require legal advice, City staff will contact the City Attorney and a request for proposal with billing rates will be submitted by the City Attorney to the City of Diboll for review prior to any work being done for the inquired advice.

   b. The City Attorney is not currently under contract by the City of Diboll.

3. City Attorney's attendance at City Council Meetings

   a. In the future, the City Attorney's attendance to City Council Meeting will be limited to an as needed basis.

4. Public Information Requests

   a. All future Public Information Requests will be handled by City staff and only consult the City Attorney on an as needed basis.

5. Reporting of City Attorney Fees

   a. Financial Director to include Attorney Billing in all future City Council Meeting packets.

ADJOURN:

City Council adjourned from City Council Workshop Meeting at 6:18 pm.

Mayor, John McClain

ATTEST:

City Secretary, Melissa McCall

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, December 12, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses.

ABSENT

Councilmember Veronica Hernandez

STAFF PRESENT

City Secretary Melissa McCall, Police Chief Steve Baker; Fire Chief Gary Jones, Waste Water Plant Director Bridget Sarver, Water Superintendent Ronnie Lyles, Street Superintendent Josh Richard and Civic Center Director Loretta Christmas.

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

Citizens Presentation: Paula Botsford with Angelina County and Cities Health District presented Mayor McClain and the City of Diboll a certificate of achievement for being a designated Texas Mother-Friendly Worksite, supporting breastfeeding employees, along with their commitment to their children and their job. Diboll is the first city in Angelina County to be recognized as a Texas Mother-Friendly Worksite.

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: CONSIDER APPROVING MINUTES OF THE NOVEMBER 14, 2016 CITY COUNCIL MEETING, THE NOVEMBER 21, 2016 CITY COUNCIL MEETING WORKSHOP AND THE FINANCIAL REPORT FOR OCTOBER 2016.

Lewis Ivey made the motion to approve the minutes and financial report and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: Discuss and Consider taking action to adopt Resolution 2016-12-001 authorizing the submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture under the 2017-2018 Community Development fund.

Lewis Ivey made the motion to approve Resolution 2016-12-001 and Don Hendrick second.

All in favor, none opposed, motion carries

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ITEM #3: DISCUSS AND CONSIDER TAKING ACTION TO ADOPT RESOLUTION 2016-12-002 AUTHORIZING A POLICY FOR AN INCENTIVE BASED, EMPLOYEE WELLNESS PLAN FOR ALL FULL-TIME CITY OF DIBOLL EMPLOYEES WHO WISH TO PARTICIPATE. Mayor McClain, along with City Secretary, Melissa McCall, gave an overview of the outlined proposed new voluntary employee wellness plan in absence of City Manager Gerry Boren. Highlights included:

- TML Health Insurance most likely scheduled for increase in August 2017
- New Plan would be voluntary and begin in January 2018 and the City would begin paying 90% health insurance coverage instead of the current 100%. Participating employees having all of 2017 to complete the required preventative screenings, all of which would be covered at 100%; with the incentive for the additional 10% health insurance coverage making their insurance covered at 100%; along with a $150.00 check distributed to the employee upon completion of the required assessment and screening outlined in the plan.
- Employees who wish not to participate in the new wellness plan will begin paying 10% of their health insurance coverage themselves as of January01, 2018.

Lewis Ivey made the motion to approve Resolution 2016-12-001 and Charles Moses second.

All in favor, none opposed, motion carries

ITEM 3: DEPARTMENT HEADS IN ATTENDNCE PRESENTED MONTHLY REPORTS.

1. Police Chief Steve Baker presented October and November 2016 reports and stated the new patrol car should be delivered within 7-10 business days.
2. Waste Water Plant Director Bridget Sarver reported her team was preparing for an upcoming TECQ inspection and that they had a pump in the shop which she hoped could be rebuilt since a new pump could be costly. Working on a controller at one of the lift stations and are currently cross-training with the Water Department.
3. Water Superintendent Ronnie Lyles had no report and the council had no questions.
4. Street Superintendent Josh Richard stating his crew was currently busy on Carter Drive and behind the nursing home and had plans in February 2017 to work in the park, Willow Oak, Lawrence, and Box Factory. Mayor-Pro Tem Ivey inquired as to the status of repairs on Hines adjacent to the Temple House to which Mr. Richard replied that sand wasn't used in the patch so it was a failed repair but they are slowly adding sand and will continue to patch correctly. He also stated that it takes times for the sand to settle and they are utilizing sand around the city in numerous locations. Councilman Mosses inquired to drainage issues on Pinecrest. Richard believes the issue has been resolved but will verify.
5. Fire Chief Gary Jones reported the Fire Department recently had their annual Christmas Party and recognition of service awards. One fire truck is in for repairs and could be 30-40 days before it is back in service.
6. Golf Course Manager Jimmy Mettlen reported that with the good weather in October and November it brought the annual increase to over $14,000 from the previous year. He's received a few complaints due to the increase in fees but, since other golf courses in the area increased a few new members have joined. The golf course is in good shape.

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7. Parks Superintendent Luis Maldonado reported the parks area looking good and the annual Christmas in the Park was very successful. He also stated that all lawn equipment will be serviced in February to get ready for the mowing season.

8. Civic Center Director Loretta Christmas reported they have had a heavy workload due to numerous Christmas Parties – working Saturdays and some Sundays. They have numerous bookings already in 2017 and a few for 2018. New employee Tiffany Holster seems to working out well.

ADJOURN:

Don Hendrick made the motion to adjourn at 5:44 PM and Charles Moses seconded.

All in Favor, none opposed, motion carries

Mayor, John McClain

ATTEST:

City Secretary, Melissa McCall

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, December 12, 2016 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Presentation: Paula Botsford with Angelina County and Cities Health District to present Mayor McClain and the City of Diboll a certificate of achievement for being a designated Texas Mother-Friendly Worksite, supporting breastfeeding employees, along with their commitment to their children and their job.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from November 14, 2016 City Council Meeting

b. Minutes from November 21, 2016 City Council Meeting Workshop

c. Financial Report – October 2016

Item #2: Discuss and Consider taking action to adopt Resolution 2016-12-001 authorizing the submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture under the 2017-2018 Community Development fund.

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Item #3: Discuss and Consider taking action to adopt Resolution 2016-12-002 authorizing a policy for an incentive based, Employee Wellness Plan for all full-time City of Diboll Employees who wish to participate.

Item #4: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. City Manager to brief City Council on Neighborhood Empowering Zones

b. Discussion concerning masonry requirements to new residential construction

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on Nov. 11, 2016 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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CITY OF DIBOLL
PUBLIC HEARING NOTICE
TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Diboll will hold a public hearing at 5:15 p.m. on Monday, January 23, 2017, at Diboll City Hall (400 Kenley Street) regarding the submission of an application to the Texas Department of Agriculture for a Texas Community Development Block Grant Program (TxCDBG) grant.

The purpose of this meeting is to allow citizens an opportunity to discuss the citizen participation plan, the development of local housing and community development needs, the amount of TxCDBG funding available, all eligible TxCDBG activities, and the use of past TxCDBG funds. The City encourages citizens to participate in the development of this TxCDBG application and to make their views known at this public hearing.

Citizens unable to attend this meeting may submit their views and proposals to the attention of Mayor John McClain at the Diboll City Hall. Persons with disabilities that wish to attend this meeting should contact the City Hall to arrange for assistance.

Individuals who require auxiliary aids or services for this meeting should contact the City Hall at least two days before the meeting so that appropriate arrangements can be made. Para más información en español, comuníquese con Diboll City Hall al (936) 829-4757.

Melissa McCall, City Secretary
City of Diboll

I certify that this Public Hearing Notice was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on **January 16, 2017** as well as at the City's website at www.cityofdiboll.com.

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MEETING OF THE GOVERNING BODY OF THE CITY OF DIBOLL

Monday, February 13, 2017

5:15 P.M. @ City Hall

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, February 13, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Presentation of Audited Financials by Brooks Cardiel LLP. Representative Anthony Cardiel will present the audit report for the 2015-2016 fiscal year to council.

Item #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted buy one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from December 12, 2016 City Council Meeting
b. Financial Report – December 2016

Item #3: Discuss and Consider taking action to adopt **Resolution 2017-02-001** calling of the May 06, 2016 general election. City Council has three (3) positions with terms ending in 2017:

a. Veronica Hernandez - District 1
b. Don Hendrick - District 3
c. Tom Farley - At Large 5

Item #4: Discuss and Consider taking action to adopt **Resolution 2017-02-002** appointment of Diboll Youth Baseball and Softball Association Board Members:

a. Latoya Blount
b. Raymundo DeJesus

Item #5: Discuss and Consider taking action to adopt **Resolution 2017-02-003** appointment of Diboll Planning and Zoning Commission members:

a. Jamie David Garcia
b. Minnie Jones
c. John Clements
d. Charles Phipps
e. Lee Woodard

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Item #6: Discuss and Consider taking action to adopt **Proclamation 2017-02-001** designating the month of February as "Black History Month".

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. City Manager to brief City Council on Neighborhood Empowering Zones (*five (5) zone maps enclosed*)

Item #8: City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code session 551.071 for pending litigations.

Item #9: Reconvene into Open Session to discuss and/or take action to authorize the City Council to proceed forward in resolving related issues, if applicable.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

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Melissa McCall, City Secretary

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, December 12, 2016 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses.

ABSENT

Councilmember Veronica Hernandez

STAFF PRESENT

City Secretary Melissa McCall, Police Chief Steve Baker; Fire Chief Gary Jones, Waste Water Plant Director Bridget Sarver, Water Superintendent Ronnie Lyles, Street Superintendent Josh Richard and Civic Center Director Loretta Christmas.

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

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Lewis Ivey made the motion to approve the minutes and financial report and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

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ITEM #3: DISCUSS AND CONSIDER TAKING ACTION TO ADOPT RESOLUTION 2016-12-002 AUTHORIZING A POLICY FOR AN INCENTIVE BASED, EMPLOYEE WELLNESS PLAN FOR ALL FULL-TIME CITY OF DIBOLL EMPLOYEES WHO WISH TO PARTICIPATE. Mayor McClain, along with City Secretary, Melissa McCall, gave an overview of the outlined proposed new voluntary employee wellness plan in absence of City Manager Gerry Boren. Highlights included:

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- New Plan would be voluntary and begin in January 2018 and the City would begin paying 90% health insurance coverage instead of the current 100%. Participating employees having all of 2017 to complete the required preventative screenings, all of which would be covered at 100%; with the incentive for the additional 10% health insurance coverage making their insurance covered at 100%; along with a $150.00 check distributed to the employee upon completion of the required assessment and screening outlined in the plan.
- Employees who wish not to participate in the new wellness plan will begin paying 10% of their health insurance coverage themselves as of January 01, 2018.

Lewis Ivey made the motion to approve Resolution 2016-12-001 and Charles Moses second.

All in favor, none opposed, motion carries

ITEM 3: DEPARTMENT HEADS IN ATTENDNCE PRESENTED MONTHLY REPORTS.

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7. Parks Superintendent Luis Maldonado reported the parks area looking good and the annual Christmas in the Park was very successful. He also stated that all lawn equipment will be serviced in February to get ready for the mowing season.

8. Civic Center Director Loretta Christmas reported they have had a heavy workload due to numerous Christmas Parties – working Saturdays and some Sundays. They have numerous bookings already in 2017 and a few for 2018. New employee Tiffany Holster seems to working out well.

ADJOURN:

Don Hendrick made the motion to adjourn at 5:44 PM and Charles Moses seconded.

All in Favor, none opposed, motion carries

_____

Mayor, John McClain

ATTEST:

_____

City Secretary, Melissa McCall

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Memo

To: City Council
CC: Gerry Boren, City Manager
From: Elvia Esteves-Garza, Finance Director
Date: February 7, 2017
Re: Financial Report – December 2016

Attached please find the summary financial reports for all funds as of December 31, 2016.

Following each report are comments regarding any significant differences from anticipated results.

Highlights:

General Fund Department expenditures are generally on track. Please note our current fund balance of approximately $178,000. This is alarmingly low, only 7% of operations and it needs to be noted that we have to borrow heavily from our Water and Sewer Fund during the General Fund's periods of low cash flow.

Garbage Fund revenues and expenditures are on track.

Water Fund revenues and expenditures are on track.

Golf Course Fund operating loss for December 31, 2016 is approximately $40,000.

Civic Center Fund operating loss is currently at about $21,000.

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City of Diboll

Statement of Revenue and Expenditures

General Fund

For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Balance	Remaining %
Total Revenues	$2,831,492	$624,113	$2,207,379	77.96%
Total Administration	$219,865	$42,759	$177,106	80.55%
Total Street	$420,854	$92,442	$328,412	78.03%
Total Parks	$236,349	$52,740	$183,608	77.69%
Total Municipal Court	$72,242	$16,178	$56,064	77.61%
Total Fire	$159,030	$54,990	$104,040	65.42%
Total Police	$1,342,065	$293,412	$1,048,653	78.14%
Total Animal Control	$37,002	$8,410	$28,592	77.27%
Total General Government	$225,859	$55,852	$170,007	75.27%
Total Expenditures	$2,713,265	$616,784	$2,096,482	77.27%
Net Revenues over/(under) Expenditures	$118,227	$7,329		
Transfer to Golf Course Fund	**($120,066)**	**($39,796)**		
Transfer to Baseball Fund	**$0**	**$0**		
Transfer to Civic Center/Festival Fund	**($39,899)**	**($21,257)**		
Transfer from Garbage Fund	**$43,395**	**$13,347**		
Net Revenues after Transfers	$1,657	($40,377)		
Fund balance	$218,190	$177,813		
Target 25%	$718,308	$718,308		
Difference	($500,118)	($540,494)		

Comments:

At this time, we expect all departments to be at 75% or higher, with the exception of Fire, which has a large expenditure in December of approximately $42,000 each year in December. As such, all departments are in line with anticipated results.

Our surplus is drastically under our target of 25%, or 3 months' worth of expenditures.

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City of Diboll

Statement of Revenue and Expenditures
Water & Sewer Fund

For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Balance	Remaining %
Total Revenues	$2,207,700	$588,428	$1,619,272	73.35%
Total Water	$1,757,451	$273,550	$1,483,902	84.43%
Total Sewer	$441,807	$116,801	$325,005	73.56%
Total Expenditures	$2,199,258	$390,351	$1,808,907	82.25%
Net Revenues over/(under) Expenditures	$8,442	$198,077	($189,635)	

Comments:
Total revenues and expenditures are generally on target.

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City of Diboll

Statement of Revenue and Expenditures

Golf Course Fund

For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Balance	Remaining %
Revenues	$381,600	$76,382	$305,218	79.98%
Total ProShop	$269,721	$56,145	$213,576	79.18%
Total Maintenance	$231,945	$60,033	$171,912	74.12%
Expenditures	$501,666	$116,178	$385,488	76.84%
Net Operating Revenues over/(under) Expenditures	($120,066)	($39,796)	($80,270)	
Transfers from General Fund	$120,066	$39,796		
Net Revenues after Transfers	-	(0)		

Comments:

This fund reflects the golf course revenues and expenditures.

Financials do not reflect depreciation expense or expenditures funded by grants.

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City of Diboll

Statement of Revenue and Expenditures

Garbage Fund

For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Budget %
Total Garbage Fund Revenues	$867,890	$197,032	92.58%
Total Garbage Fund Expenditures	$824,495	$183,685	92.47%
Garbage Fund Excess of Revenues Over	$ 43,395	$13,347	

Comments:

This fund reflects fees for garbage service. Any excess is transferred to General Fund.

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City of Diboll

Civic Center/Festival Fund

Statement of Revenue and Expenditures

For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Balance	Remaining %
Civic Center Operations				
Revenues	70,000	6,633	63,367	90.52%
Expenditures	109,899	27,890	82,009	74.62%
Net Civic Center Operations	(39,899)	(21,257)	(18,642)	
Transfers from General Fund	39,899	21,257		
Net Operating Revenues after Transfers	-	-		
Tamale Festival Net	-	-		
July Music Festival Net	-	-		
Ninja Turtles Net	-	(35)		
Boxing Tournament	-	(1,495)		
Zombie Walk		(240)		
Pink Out/Walk in her Shoes	-	(38)		
Car Show	-	-		
Net Festivals	-	(1,809)		

Comments:
Expenditures are on track with anticipated results.

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City of Diboll

Statement of Revenue and Expenditures
Debt Service Fund
For the Fiscal Period 2017-3 Ending December 31, 2016

	Annual Budget	Year to Date Actual	Remaining Budget %
Total Debt Service Fund Revenues	$ 149,900	$39,781	73%
Total Debt Service Fund Expenditures	$ 149,900	$ 0	100%
Debt Service Fund Excess of Revenues Over	$ 0	$ 3,666	

Comments:
This fund reflects revenues collected and principal and interest payments made on debt obligations financed by property taxes. Most property taxes are collected at the end of February and early February. Principal and interest payments are due in February and additional interest payments are due in September.

City of Diboll

Statement of Revenue and Expenditures
OTHER GOVERNMENTAL FUNDS
For the Fiscal Period 2017-3 Ending December 31, 2016

PEG FUNDS	Year to Date Actual
Total PEG Fund Revenues	$ 1,311
Total PEG Fund Expenditures	$ 0
PEG Fund Excess of Revenues Over Expenditures	$ 1,311

Comments:
This fund is used to reflect fees collected from state issued cable franchises for public, educational and governmental programming. Fees are collected quarterly and these funds can only be spent for capital costs for PEG facilities. The fund balance for this account is $35,498.

HOTEL/MOTEL TAX	Year to Date Actual
Total Hotel/Motel Tax Revenues	$ 3,942
Total Hotel/Motel Tax Expenditures	$ 0
Hotel/Motel Tax Excess of Revenues Over Expenditures	$ 3,942

Comments:
This fund is used to reflect revenues from Hotel/Motel Tax and any expenditures paid out of these funds. Taxes are collected from the local hotel **QUARTERLY**. These funds must be used to promote tourism that will encourage overnight stays in local hotels. The fund balance as of December 31, 2016 is $68,118.

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City of Diboll

Statement of Revenue and Expenditures
OTHER GOVERNMENTAL FUNDS
For the Fiscal Period 2017-3 Ending December 31, 2016

SECURITY FUND		Year to Date Actual
Total Municipal Court - Security Fund Revenues	$	3,027
Total Municipal Court - Security Fund Expenditures	$	0
Municipal Court - Security Fund Excess of Revenues	$	3,027

Comments:
This fund is used to reflect court security fees collected from citations. These funds must be used to enhance the security of the municipal court. Security monitoring for the court is paid from this fund as well as the recent renovation of the court's offices. The fund balance at the end of December 31, 2016 is $34,938.

TECHNOLOGY FUND		Year to Date Actual
Total Municipal Court - Technology Fund Revenues	$	4,034
Total Municipal Court - Technology Fund Expenditures	$	1,456
Municipal Court - Technology Fund Excess of Revenues	$	2,578

Comments:
This fund is used to reflect court technology fees collected from citations. These funds must be used to enhance the technology of the court. Expenditures paid from this fund include network administration fees, software licensing fees and copier lease payments. Revenues are calculated quarterly. The fund balance at the end of December 31, 2016 is $9,046.

SEIZED FUND		Year to Date Actual
Total Drug Seizure Fund Revenues	$	2
Total Drug Seizure Fund Expenditures	$	0
Drug Seizure Fund Excess of Revenues Over Expenditures	$	2

Comments:
This fund is used to reflect court funds seized in drug related arrests. The funds are to be used at the police chief's discretion. Fund balance is $2,749.

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Investment Report for the Quarter Ending 31-Dec-16

INVESTMENT STRATEGY: The City intends to pursue a passive portfolio management philosophy. While the financial market will be monitored by investment officials and the City will purchase investments based on the parameters for liquidity and based on market conditions, investment officials do not intend to actively sell investments. Market and credit risk shall be minimized by diversification by investment instrument, by financial institution, and by maturity scheduling.

This report is in compliance with the Act, Chapter 2256 of the Local Government Code.

Respectfully Submitted: _____

Dated: 2/7/17

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City of Diboll
Cash and Investments Detail
as of December 31, 2016

Endowment Investments

Principal may never be spent. Interest is used to fund operations of civic center, library, park and cemeteries.

Issuer	Purchase Date	Maturity Dates	Rate	Par Value	Fair Mkt	Change in Mkt from last Qtr
Cash to be Invested				5,000.00	5,000.00	-
First Bank & Trust	4/10/2012	1/25/2017	1.10%	41,000	41,014.35	(59.86)
First Bank Puerto Rico	2/8/2013	2/8/2017	1.00%	105,000	105,063.00	(4.20)
Discover Bank	5/22/2013	5/22/2018	1.20%	92,000	92,204.24	(453.56)
Goldman Sachs	10/15/2014	10/15/2019	2.15%	46,000	46,710.70	(629.28)
Washington Trust	12/15/2014	12/16/2019	2.00%	65,000	66,001.65	(930.80)
Capital One	10/7/2015	10/7/2020	2.20%	116,000.00	118,023.04	(2,251.56)
Discover Bank	11/23/2016	11/23/2021	2.00%	100,000	99,696.00	(304.00)
Total CD Investments				570,000	573,713	(4,633)

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City of Diboll
Cash and Investments Detail
as of December 31, 2016

Money Market/Pooled Investments

		Balance	
Commercial Bank	$	251,206.11	General Fund- Unrestricted
Money Market (accumulated endowment interest)		11,920.31	General Fund - Restricted
Texpool/Logic Contingency Fund		4,206.32	General Fund - Unrestricted
Texpool Contingency Fund		438,906.59	Water and Sewer Fund - Unrestricted
Texpool Meter Deposit Fund		44,468.58	Water and Sewer Fund - Restricted
Total Pool and Money Market	$	750,707.91	

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City of Diboll
Cash and Investments Detail
as of December 31, 2016

Cash Balances (net of any internal balances)
Restricted funds may only be used for the items described

Bank	Account Name	Balance	Restricted/ Unrestricted	Description
First Bank & Trust	Disbursement	-	Restricted	Funded by other accts; all disbursements except payroll are processed from this account
First Bank & Trust	Payroll	-	Restricted	Funded by General and W&S; Payroll is disbursed from this account
First Bank & Trust	General/Golf Course/Sports	64,357.58	Unrestricted	General and Golf Course fund operating account, includes all amounts due from other funds. The Golf Course does not have a "true" cash account because it does not currently have the cash flow to to pay its own bills. All items are paid from the General Fund.
First Bank & Trust	Red Light Revenue	-	Restricted	Used to capture payments for the redlight violations. Amounts are used to pay camera vendor and supplement a portion of pd expenditures (for traffic enforcement) and are periodically transferred to the general fund to cover these costs.
First Bank & Trust	W & S	579,263.77	Unrestricted	Water and sewer operating account
First Bank & Trust	Meter Deposit	50,275.42	Restricted	Represent customer meter deposits, may be disbursed when customer closes account
First Bank & Trust	I&S 2010	193,162.85	Restricted	2010 bonds are paid from this account, to be funded by water revenues
First Bank & Trust	I&S 2010 Refunding	328,584.23	Restricted	Debt service account for 2010 Refunding bonds (1999 bonds) funded by W&S revenues
First Bank & Trust	PEG Funds	35,498.24	Restricted	Fees received from cable franchise for use in public television capital projects
First Bank & Trust	TCDP	-	Restricted	TCDP grant funds are deposited in this account on reimbursement basis
First Bank & Trust	Special Revenue	61,390.66	Restricted	Donated funds for specific projects
First Bank & Trust	Hotel/Motel	68,119.44	Restricted	Hotel taxes are deposited in this account
First Bank & Trust	Festival	12,476.84		
First Bank & Trust	Rental Deposits	2,240.86	Restricted	Civic Center Rental deposits are kept in this account
First Bank & Trust	Equipment	14,260.77	Unrestricted	Funds designated for equipment purchases are deposited in this account
First Bank & Trust	Municipal Court Security	36,254.57	Restricted	Funds should be used to enhance the security of the court
	Municipal Court Technology	8,129.45	Restricted	Funds should be used to enhance the technology of the court
First Bank & Trust	Siezed Funds	17,833.21	Restricted	Funds siezed from drug arrests are deposited in this account
First Bank & Trust	Tax Bond	54,917.68	Restricted	Property taxes designated for the payment of debt are deposited in this account
First Bank & Trust	I&S 2012	148,093.26	Restricted	2012 street bonds are paid from this account, it is funded by taxes
		$ 1,674,858.83		
		-		

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City of Diboll
Portfolio Activity
June 30, 2016 through September 30, 2016

Certificates of Deposit

Issuer	Purchase Date	Rate	Purchases	Redemptions	Redemption Date
Goldman Sachs	10/31/2012	1.35%		(105,000)	10/31/2016
Discover Bank	11/23/2016	2.00%	100,000	-	-

Accounts Closed

Bank	Description	Notes
None		

Accounts Opened

None

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City of Diboll
Year to Date Interest Earnings*
as of December 31, 2016

Certificates of Deposit

Endowment		
Civic Center	$	680.08
Forest Haven		340.04
Park		136.01
Temple Cemetery		2,042.08

Pools/Money Markets

Texpool/Logic Contingency	838.33
Texpool Meter Deposit	46.23
Commercial Money Market	(13.39)

Cash Accounts

Disbursement	26.82
General	1.60
Civic Center Rental	0.42
Red Light Revenue	11.46
W & S	(18.92)
Meter Deposit	6.13
I&S 2010	36.41
I&S 2010 Refunding	67.17
PEG Funds	-
TCDP	-
Special Revenue	14.70
Hotel/Motel	10.60
Equipment	-
Municipal Court Security/Tech	4.40
Siezed Funds	2.31
Tax Bond	3.24
I&S 2012	37.22

Total interest earned $ 4,272.94

* Interest is reflected net of bank service fees

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RESOLUTION 2017-02-001

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DIBOLL CALLING/ POSTING NOTICE OF A GENERAL ELECTION TO BE HELD ON SATURDAY, MAY 6, 2017 N ACCORDANCE WITH ARTICLE V OF THE DIBOLL HOME RULE CHARTER

WHEREAS, the City of Diboll is governed by a Home Rule Charter; and

WHEREAS, Article V of the City of Diboll Home Rule Charter calls/ post Notice of General Election to be held to elect places on the Diboll City Council for overlapping terms of two (2) years; and

WHEREAS, the positions of District One (1), District Three (3) and Place Five (5) (At Large) are up for election to be held May 6, 2016.

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

1. The General Election is hereby called for
    a. Council Member, District 1
    b. Council Member, District 3
    c. Council Member, Place 5 (At Large)

2. Said General Election shall be held Saturday, May 6, 2017.

3. The Mayor is authorized to sign Notice of General Election.

3. The resolution is effective upon passage.

PASSED AND APPROVED this 13th day of February, 2017.

_____
John McClain, Mayor

ATTEST:

_____
Melissa McCall, City Secretary

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RESOLUTION 2017-02-002

A RESOLUTION OF THE CITY COUNCIL OF DIBOLL, TEXAS, AUTHORIZING THE SUBMISSION OF PROPOSED DIBOLL YOUTH BASEBALL-SOFTBALL ASSOCIATION (DYBSA) 2017 BOARD MEMBERS;

WHEREAS, the following two individuals have been nominated by the current DYBSA board members for two (2) year terms:

1. Latoya Blount
2. Raymundo DeJesus

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

1. Approve both nominated individuals to the DYBSA Board.
2. The resolution is effective upon passage.

PASSED AND APPROVED by the City Council of Diboll, Texas on this the 13th day of February, 2017

_____

John McClain, Mayor

ATTEST:

_____

Melissa McCall, City Secretary

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RESOLUTION 2017-02-003

A RESOLUTION OF THE CITY COUNCIL OF DIBOLL, TEXAS, AUTHORIZING THE SUBMISSION OF PROPOSED DIBOLL CITY PLANNING AND ZONING COMMISSION MEMBERS. THIS COMMISSION HAS BEEN INACTIVE FOR THE PAST THREE YEARS. CITY MANAGER, GERRY BORDEN IS REQUESTING THIS COMMISION BE REACTIVATED.

WHEREAS, City Manager, Gerry Boren has submitted the following five (5) individuals be appointed to the Diboll City Planning and Zoning Commission and be given 2 year terms:

1. John Clements
2. Jamie David Garcia
3. Minnie Jones
4. Charles Phipps
5. Lee Woodard

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

1. Approve both nominated individuals to the Diboll City Planning and Zoning Commission.
2. The resolution is effective upon passage.

PASSED AND APPROVED by the City Council of Diboll, Texas on this the 13th day of February, 2017

_____
John McClain, Mayor

ATTEST:

_____
Melissa McCall, City Secretary

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Proclamation 2017-02-001

WHEREAS, February has been designated as Black History Month, and we will be observed in our community with a series of special presentations and exhibits; and

WHEREAS, this observance affords the special opportunity to become more knowledgeable about black heritage, and to honor the many black leaders who have contributed to the progress of our nation; and

WHEREAS, such knowledge can strengthen the insight of all our citizens regarding the issues of human rights, the great strides that have been made in the crusade to eliminate the barriers of equality for minority groups, and the continuing struggle against racial discrimination and poverty;

NOW THEREFORE, I, by virtue of the authority vested in me as Mayor, do hereby proclaim the month of February 2017 as BLACK HISTORY MONTH in our community, expressing special commendation to the committee and dedicated volunteers who have labored so diligently to make this observance a reality in our area; and

FURTHER, I urge all our residents to make special note of the various exbibits displayed in public buildings, to assist and encourage scheduled activities, and to join together in making this period of rededication to the principles of justice and equality for all people.

SIGNED AND SEALED this 13th day of February 2017.

_____
John McClain, Mayor

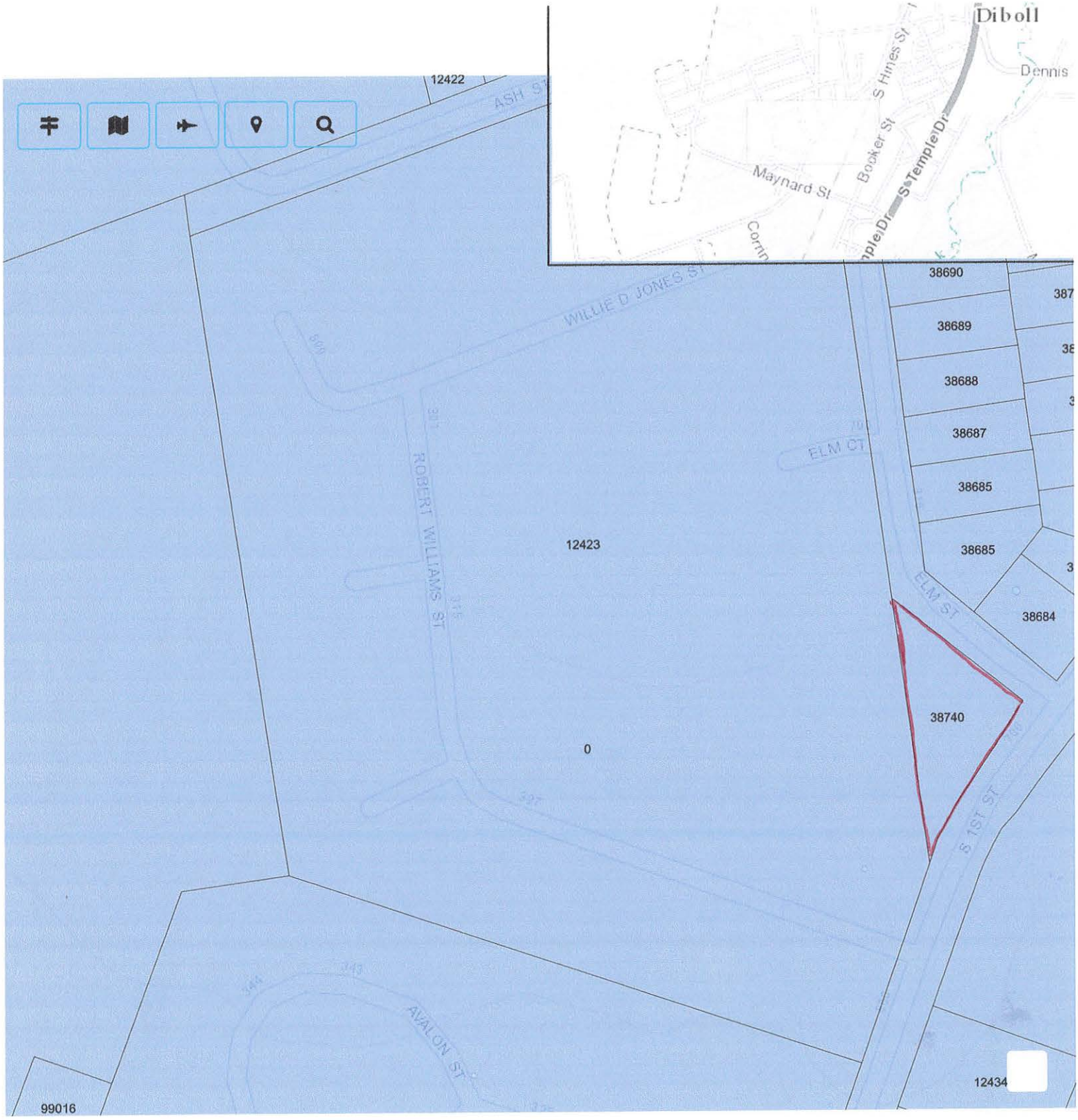
ATTEST:

_____
Melissa McCall, City Secretary

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CITY ZONING MAPS

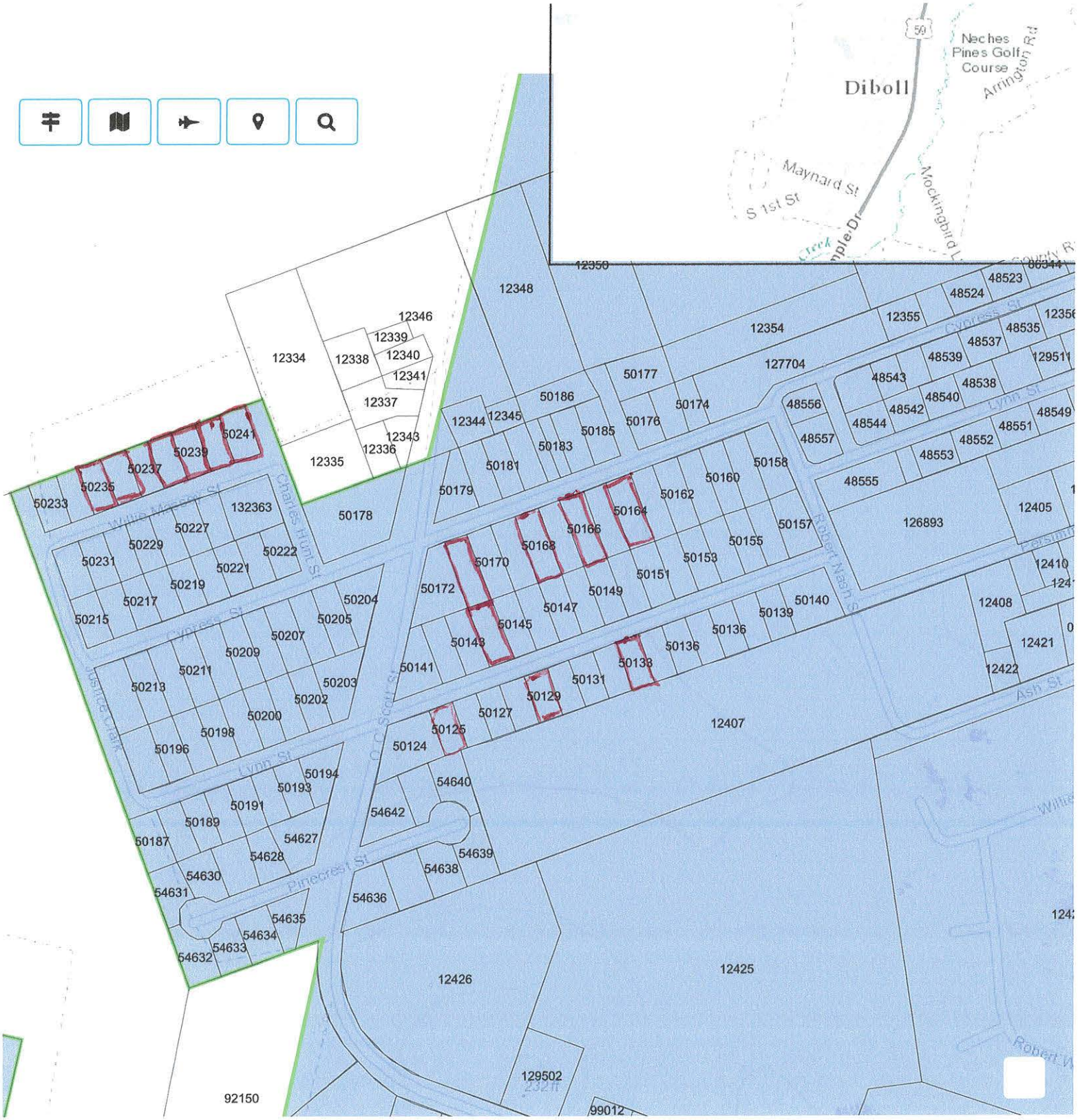
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Diboll Housing Foundation


18682
Diboll
59945
59926
59913
59926
599
59926
83012
59894
DISD
59893
59892
59891
59890
59889
59888
59887
59895
DISD
83012
83012
83012
77530
83012
77530
59918
59920
59920
DISD
59896
45422
45423
45421
45420
45424
45419
45425
45418
45417
59898
96486
96487
N 1ST ST
N THIRD ST
BALLINGER
60m
200ft

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Lots South of the old Jame. Hwy

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a.

Legal Q&A
By Bennett Sandlin, TML General Counsel
May 2008

What is a neighborhood empowerment zone?

A neighborhood empowerment zone is an economic development tool available exclusively to cities. Created by the legislature in 1999, it is a relatively little known chapter in the Local Government Code (Chapter 378). Although few neighborhood empowerment zones have been created by Texas cities, they are a simple and flexible way to implement a number of different economic development incentives and programs.

How is a neighborhood empowerment zone adopted?

A city council creates a neighborhood empowerment zone through a two-step process. First, the council "determines" that the creation of the zone would promote at least one of the following: (1) the creation of affordable housing, including manufactured housing, in the zone; (2) an increase in economic development in the zone; (3) an increase in the quality of social services, education, or public safety provided to residents in the zone; or (4) the rehabilitation of affordable housing in the zone. Tax Code § 378.002. The determination mentioned by the statute could take the form of a council vote or resolution.

The second step is for the council to pass a resolution containing the following elements: (1) a copy of the determination described above; (2) a description of the boundaries of the zone (which can be any portion of the city's territory); (3) a finding by the council that the creation of the zone benefits and is for the public purpose of increasing the public health, safety, and welfare of the persons in the municipality; and (4) a finding by the governing body that the zone meets the requirements of a reinvestment zone under Section 312.202 of the Tax Code. Tax Code § 378.003(a).

What may a city do within a neighborhood empowerment zone?

A city may do any of the following within a neighborhood empowerment zone: (1) waive building, inspection, or impact fees; (2) enter into sales tax rebate agreements lasting up to ten years; (3) enter into property tax abatement agreements lasting up to ten years; and (4) set baseline performance standards to encourage alternative building materials that address environmental or energy consumption concerns. Tax Code § 378.004.

The ability to waive building, inspection, and impact fees is significant; Chapter 378 appears to be the only state law allowing a city to do so. The other elements appear elsewhere in state law, but require different procedures or zones. A neighborhood empowerment zone allows all incentives to be implemented through one process.

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How is property tax abatement conducted in a neighborhood empowerment zone different from property tax abatement conducted under Chapter 312 of the Tax Code?

Property tax abatement conducted in a neighborhood empowerment zone is subject only to the duration provision of Chapter 312 of the Tax Code, which limits property tax abatements to ten years in length. Otherwise, none of the other procedural requirements of the Tax Code provisions apply to tax abatements conducted in a neighborhood empowerment zone. Some of the procedures in Chapter 312 that aren't present in the neighborhood empowerment legislation are the following: (1) adoption of formal tax abatement guidelines and criteria, including biennial re-adoption; (2) public hearings; (3) written notice to other taxing entities; (4) mandatory tax recapture provisions; (5) yearly reporting by the property owner; and (6) limitations on the uses of property within the zone.

How are sales tax rebates conducted in a neighborhood empowerment zone different from sales tax rebates or abatements conducted under other laws?

Prior to adoption of the neighborhood empowerment zone laws, cities had only two options if they wished to grant sales tax abatements or rebates: (1) enterprise zones; and (2) Chapter 380 economic development agreements. Enterprise zones are cumbersome to create because they require state approval, and Chapter 380 requires the creation of an economic development "program" with respect to a business entity receiving benefits. Neighborhood empowerment zones are easier to create and don't require an economic development program. The only drawback to a sales tax abatement in a neighborhood empowerment zone is a ten-year limit on the duration of the rebate agreement.

What is a municipal development corporation?

A municipal development corporation (not to be confused with a 4A or 4B *economic* development corporation) is another little-used city economic development tool that focuses on workforce training and development. The legislation authorizing municipal development corporations (MDCs) was passed in 2001 and is titled the "Better Jobs Act." MDCs are ideal for long-term job training and early childhood development programs within cities. The statute authorizing MDCs is located in Chapter 379A of the Local Government Code.

How are MDCs funded?

A city may call an election to levy a sales tax to fund an MDC's programs. The sales tax may be levied at the rate of one-eighth, one-fourth, three-eighths, or one-half of one percent. The tax must be reauthorized every 20 years.

What may an MDC spend its sales tax revenues on?

An MDC may fund programs for: (1) job training; (2) early childhood development that prepares children to enter school; (3) after-school programs for primary and secondary schools; (4) postsecondary institutions and scholarships; (5) literacy programs; and (6) any other

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Gerry b.

From: Leah Hayes <LHayes@olsonllp.com>
Sent: Monday, December 05, 2016 4:27 PM
To: Gerry
Subject: Residential Building Material Requirements - Diboll Ordinance Amendment

Gerry

I'm working on the framework for an ordinance to address Issue 1 – "We would like to submit an ordinance for consideration to stop metal residential primary structures with a masonry/wood requirement." There are a couple of decision points for the city. As you can see in the example provisions below, I will need your input on the square footage requirements and coverage percentages for masonry or wood exterior. Let's visit to narrow down scope of the requirements.

Building Materials and Architectural Standards. The following exterior construction requirements shall apply to all new residential buildings, dwellings, garages and accessory use buildings larger than two hundred (200) square feet, and any building expansion of fifty-percent (50%) or more in floor area of an existing residential building.

Materials. All single family residential buildings shall be constructed of exterior fire resistant construction having at least eighty five percent (85%) of the total exterior walls above grade level and below the first floor plate line, excluding doors and windows, constructed of masonry, brick or stone veneer, stucco, or any combination thereof. The second floor or higher elevations above the first floor shall have exterior fire resistant construction having at least sixty five percent (65%) of the total exterior walls constructed of brick or stone veneer, stucco, or any combination thereof. Stucco shall be limited to seventy five percent (75%) of the total surface area of all exterior walls. Material of equal characteristics as approved by the City in accordance with the City's building code and fire prevention code may be considered on case by case basis to encourage architectural creativity. I Need Feedback on %'s

Prohibited materials. The following materials shall not be allowed on the exterior of residential buildings:

- Aluminum or metal siding;
- Vinyl siding;
- Concrete masonry unit; or
- Corrugated metal.

← my Reccomendation is only Restrict

Leah Hayes | **Attorney** | lhayes@olsonllp.com
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Main: (713) 533-3800 | Cell (254)644-0989 | Facsimile: (713) 533-3888 | www.OlsonLLP.com

OLSON & OLSON LLP
ATTORNEYS AT LAW

Houston | Katy | Angleton | Austin

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS MEETING ON MONDAY, FEBRUARY 13, 2017 AT 5:15 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Veronica Hernandez, Daniel Lopez and Charles Moses.

ABSENT

Councilmember Tom Farley

STAFF PRESENT

City Manager, Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza, Police Chief Steve Baker; Water Superintendent Ronnie Lyles, Wastewater Plant Director Bridget Sarver, Street Superintendent Josh Richard, Parks Superintendent Luis Maldonado, Golf Course Manager Jimmy Mettlen, and Civic Center Director Loretta Christmas.

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

ITEM #1: Auditor Presentation: Brooks Cardiel LLP representative, Anthony Cardiel, presented City Council the audit report for fiscal year 2015-2016.

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #2: CONSIDER APPROVING MINUTES OF THE DECEMBER 12, 2016 CITY COUNCIL MEETING AND THE FINANCIAL REPORT FOR DECEMBER 2016.

Lewis Ivey made the motion to approve the minutes and financial report and Don Hendrick second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

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ITEM #3: Discuss and Consider taking action to adopt Resolution 2017-02-001 authorizing the submission of calling of the May 06, 2016 general election, which will include three (3) City Council positions with terms ending in 2017:

a. District 1
b. District 3
c. At Large 5

Lewis Ivey made the motion to approve Resolution 2017-02-001 and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to adopt Resolution 2017-02-002 authorizing appointment of Diboll Youth Baseball and Softball Association board members:

a. Latoya Blount
b. Raymundo DeJesus

Don Hendrick made the motion to approve Resolution 2017-02-002 and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to adopt Resolution 2017-02-003 authorizing and appointment of City of Diboll Planning and Zoning Commission members, which City Manager, Gerry Boren would like to reactivate:

a. Jamie David Garcia
b. Minnie Faye Jones
c. John Clements
d. Charles Phipps
e. Lee Woodard

Don Hendrick made the motion to approve Resolution 2017-2-003 and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: Mayor McClain declared Proclamation 2017-02-001 designating the month of February as "Black History Month" and read the proclamation aloud.

ITEM 7: DEPARTMENT HEADS IN ATTENDNCE PRESENTED MONTHLY REPORTS.

1. City Manager Gerry Boren decided to table his report until the March City Council Meeting due to time constraints for the "*Best of 75941*" awards ceremony at the TLL Temple Memorial Library immediately following tonight's City Council Meeting.

2. Police Chief Steve Baker presented December 2016 reports and stated that one new patrol car was put into use this week and the other new patrol car should be ready to go

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out next week. Chief Baker also stated that the red-light on the corner of Lumberjack and Highway 59 N has not be active due to the construction of O'Riley's Auto Parts, however is being relocated to the other side of the highway and will be reactivated soon.

3. Waste Water Plant Director Bridget Sarver stated that a new pump was purchased to replace the 15-year-old pump that had been in the shop due to projected cost of repairing the old pump and only a one year warranty offered with for a rebuild. Mrs. Sarver also had an employee quit in December and hired a replacement shortly thereafter who is currently being worked into the training schedule.

4. Water Superintendent Ronnie Lyles gave the January 2017 report for water and, when asked by the Council, stated that approximately one-third of the City of Diboll's water is supplied by Lufkin and the water from Lufkin was already treated when received. Mr. Lyles also informed the council of a project to supply water to the Baseball Park for watering the fields via firehose.

5. Street Superintendent Josh Richard stating his crew completed work on Carter and Pinecrest and is currently utilizing a new surface and polymer along with type D asphalt on several sites around town and would soon begin striping parking spaces and streets in the park and would soon inspect Forest Haven Cemetery upon request by Councilmember Charles Moses, Sr. Mr. Richard also informed Council of street signs on Old Diboll Highway being stolen or broken, apparently on purpose. Mr. Richard has talked to Diboll PD in efforts to apprehend the person(s) responsible, which is believes to be teens. Also, clean-up behind the Street Department Shop has begun due to adjacent property owner's request, as the City was recently informed that property lines where different than what the Street Department had understood and had been utilizing a small portion of the adjacent owner's property for numerous years. The adjacent property owner has plans to develop the property, hence the request to relocate items from the Street and Water Department to City property.

6. Golf Course Manager Jimmy Mettlen reported that five new members have joined Neches Pines Golf Course and many extra players playing this past Saturday and hopes to be adding new members soon and welcomes the prospect of prior players back to the course. Mr. Mettlen also reported that the golf course is in good shape.

7. Parks Superintendent Luis Maldonado reported his crew had begun mowing and mulching around town and at the Forest Haven Cemetery, where they have also used a metal detector to mark gravesites with stakes, five foot apart and is looking forward to utilizing GPS in the future to locate and mark gravesites.

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8. Civic Center Director Loretta Christmas reported the Lottie & Arthur Temple Civic is staying booked. Mrs. Christmas stated that *Tamale Festival* plans are well underway and is bringing the beauty pageant event back for the 10th anniversary of the Tamale Festival this year and has already received a great response. Also, a new event has been added for March 2017; "*Mudbugs & Mud Flaps*", with a vendor serving crawfish along with a car show.

ITEM #8: The City Council will retire to an executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.071 regarding pending litigations.

Closed session began at 5:51pm

ITEM # 9: Reconvene into Open Session with no discussion or the need to take action.

The council returned from closed session at 6:18pm.

ADJOURN:

Lewis Ivey made the motion to adjourn at 6:19 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL MEETING ON MONDAY, FEBRUARY 20, 2017 AT 5:00 PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley Don Hendrick, and Daniel Lopez.

ABSENT

Councilmember Veronica Hernandez and Charles Moses, Sr.

STAFF PRESENT

City Manager, Gerry Boren and City Secretary, Melissa McCall

Mayor McClain called the meeting to order and Gerry Boren, City Manager gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: Discuss and Consider taking action to obtain requests for proposals for necessary planning services to apply to the 2017 Planning and Capacity Building Fund and, if funded under a grant contract with TDA – Office of TxCDBG Rural Affairs, to carry out grant contract activities and generate appropriate reports and mapping for the City of Diboll, Texas. If the grant is sanctioned, the amount would be approximately $55,000.00.

Don Hendrick made the motion to approve the minutes and financial report and Tom Farley second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: Discuss and Consider taking action to adopt Resolution 2017-02-004 to award Grantworks, Inc. a contract to provide professional services for the Texas Community Development Block Grant Planning and Capacity Building Fund Project.

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Daniel Lopez made the motion to approve Resolution 2017-02-004 and Lewis Ivey second.

All in favor, none opposed, motion carries

ADJOURN:

Lewis Ivey made the motion to adjourn at 5:03 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF SPECIAL MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, February 20, 2017 at 5:00p.m.

Call to Order

Invocation

Pledge of Allegiance

Item #1: Discuss and Consider taking action to obtain requests for proposals for necessary planning services to apply to the 2017 Planning and Capacity Building Fund and, if funded under a grant contract with TDA – Office of TxCDBG Rural Affairs, to carry out grant contract activities and generate appropriate reports and mapping for the City of Diboll, Texas.

Item #2: Discuss and Consider taking action to adopt **Resolution 2017-02-004** to award a contract to provide professional services for the Texas Community Development Block Grant Planning and Capacity Building Fund Project.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on February 17, 2017 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, MARCH 20, 2017 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza, Civic Center Director Loretta Christmas, Street Superintendent Josh Richard, Water Superintendent Ronnie Lyles, Wastewater Superintendent Bridget Sarver, Parks Superintendent Luis Maldonado, Police Chief Steve Baker, Police Officer Lazaro Robles, Dispatcher Chastity Bullock, Detective Rodney Cheshire, Sergeant Matt Reppond and Reserve Officer John McAdams.

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

ITEM #1: Presentation by Chief of Police, Steve Baker, for recognition of departmental awards including:

a. Police Officer of the Year – Officer Lazaro Robles
b. Dispatcher of the Year – Chastity Bullock
c. Reserve Officer John McAdams – Distinguished Volunteer Service Cross
d. Detective Rodney Cheshire and Sergeant Matt Reppond – Honorable Service Awards

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

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ITEM #2: Discuss and Consider taking action to approve the following:

a. Minutes from February 13, 2017 City Council Regular Session Meeting
b. Minutes from February 20, 2017 City Council Special Session Meeting
c. Certification of Unopposed Candidates for May 06, 2017 Municipal Election by the City Secretary. The three incumbent candidates for City Council; Veronica Hernandez, Don Hendrick, and Tom Farley, are unopposed.
d. Financial Report – January 2017

Don Hendrick made the motion to approve the minutes and financial report and Lewis Ivey second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #3: Discuss and/or take action to adopt Resolution 2017-03-001, cancelling the May 06, 2017 Municipal Election in accordance with section 2.053 (a) of the Texas Election Code due to unopposed incumbent candidates.

Lewis Ivey made the motion to approve Resolution 2017-03-001 and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and/or take action to adopt Resolution 2017-03-002 extending the current waste collection contract with Piney Woods Sanitation for five years, with two renewals. Contract is scheduled to be good through December 01, 2022.

Don Hendrick made the motion to approve Resolution 2017-03-002 and Daniel Lopez second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and/or take action to adopt Resolution 2017-03-003 authorizing the filing of a Texas Community Development Block Grant Program application to the Texas Department of Agriculture; and authorizing the Mayor to act as the City's Executive Officer and authorized representative in all matters pertaining to the city's participation in the Texas Community Development Block Grant Program.

Don Hendrick made the motion to approve Resolution 2017-03-003 and Tom Farley second.

All in favor, none opposed, motion carries

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ITEM #6: Discuss and/or take action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $14,000.00, toward 2017 festivals which includes part to Mud Bugs & Mud Flaps, Tamale Festival and 4th of July Music in the Park.

Lewis Ivey made the motion to approve up to $14,000.00 from Hotel-Motel Occupancy Tax Fund be allocated toward 2017 festivals and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM 7: DEPARTMENT HEADS IN ATTENDNCE PRESENTED MONTHLY REPORTS.

1. Civic Center Director Loretta Christmas reported the Lottie & Arthur Temple Civic is staying booked and has most dates through April 2018 scheduled. Mrs. Christmas stated the Civic Center received praise letters from Coburn Supply and Diboll Unit Warden of Texas Department of Criminal Justice for their recent celebrations experiences at the Civic Center. Mrs. Christmas also received a Certificate of Recognition from The Coalition, Inc., which awarded the Diboll Tamale Festival for being a "*Platinum Level Family Friendly Festival*". Mrs. Christmas informed the Mayor and Council that the Angelina County office of Emergency Management has scheduled a Mock Drill – Pod Exercise March 23, 2017 at the Civic Center with the synopses of a flu outbreak during the Tamale Festival, affecting approximately 1,000 attendants, portrayed by college student which are scheduled to receive medical attention at our Civic Center and CHI Memorial Hospital. Currently staff is preparing for the Diboll High School Prom which is scheduled for this this Saturday, March 25, 2017. The first annual "Mud Bugs & Mud Flaps" event had decent results even with the bad weather that day. There were 8 cars and 18 washer entries. The 10th annual Tamale Festival plans are well underway and reported that 31 vendors are setup and only 10 food vendors available. New events added this year include a Dog Agility Show with a pool setup, Diboll High School Ag Department hosting a Cowboy Boot Camp with roping and branding interactive demonstrations, as well as the Boxing Tournament is back for the third year bringing boxers in from as far away as Louisiana and Oklahoma. Mrs. Christmas added that the new window treatments for the Civic Center are scheduled for installation the first or second week of April 2017.

2. Fire Chief Gary Jones reported that eight of the Diboll Volunteer Fire Department staff men attended Texas A&M fire school. The fire truck is back from the repair shop in Beaumont but still has some mechanical issues they are working on here. Chief Jones also stated he applied for grant from Texas A&M Forestry for new equipment and should here if it's approved in the next month or so.

3. Finance Director Elvia Esteves-Garza reported that the Warrant Round-up went well. Supplying Judge Julie Alston with a laptop readily available to lookup the warrant and other

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information went smoothly and hopes to coordinate another warrant round-up this year. New software is scheduled for installation April 10, 2017 which will allow court and accounting to cross-train and look-up at each department's computers without having to switch computers to take payment for both court and accounting. This new streamlined software will automatically process and track building officials and code enforcement officer permits and violations. Mrs. Esteves-Garza also stated that next month the 2018 budget planning time and she and City Manager Gerry Boren wish to go back to the regular procedure and should be emailing department heads soon to get feedback as to what the needs are for their departments for the new budget.

4. Police Chief Steve Baker reported that the recent Warrant Roundup went smoother than ever with no hick-ups and they hope to do it again this year. Chief Baker also thought that the pink tags left on door of homes that no one answered worked well as the individuals came in themselves instead of a police officer coming back to bring them in. Chief Baker praised Judge Julie Alston for an outstanding job of getting the individuals with outstanding warrants processed quickly. The two police cars are now on the road daily as well as two CID cars partially purchased with funds officer Lazaro Robles recently secured from a civil forfeiture during a traffic search and seizure resulting in an arrest. Chief Baker mention that the Police Department is running out of space and is in discussion for getting bids for adding modular buildings behind the police station. He's received a bid from Ramtech Building Systems and getting a bid from ATCO Structures & Logistics USA Inc. here in Diboll. Obviously, he would prefer to use a local vendor if possible. Lastly, Chief Baker presented the Mayor and City Council the 2016 Racial Profiling Report. Councilmember Charles Moses, Sr. asked Chief Baker for information regarding Animal Control to which Chief Baker replied that our Animal Control Officer is not licensed yet but is in the processing of obtaining his license but stays busy brining in 30-40 animals per month.

5. Parks Superintendent Luis Maldonado reported his crew had begun mowing and weed eating along with ant control around town and at the baseball park and preparing the fields for the season opening on April 1st.

6. Street Superintendent Josh Richard stating his crew completed work at Forest Haven Cemetery and is finishing up the striping the parking lot and handicapped areas in the park and is pouring additional asphalt in spots there. Mayor Pro Tem Lewis Ivey told Mr. Richard he appreciated his crew for trimming the limbs on his road and that it looked good. City Manager Gerry Boren indicated that the Street Crew would be testing a cold pour asphalt in the near future to see how efficient it worked. April 10th is Diboll Clean-Up and citizens should call in work orders to City Hall no later than April 7th for curbside pick-up.

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7. Water Superintendent Ronnie Lyles gave the February 2017 water report and stated that the City of Diboll received a good report from TCEQ.

8 Waste Water Plant Director Bridget Sarver stated that a D4 tank had been relocated to a concrete slab due to it being bent and had rust issues. The warmer wither brings algae issues so the crew has been cleaning in efforts to prevent growth. The level transmitter needs to be repaired or replaced and she will be getting bids for both. New employee Shane Wells is still in training.

9. Golf Course Manager Jimmy Mettlen was absent therefore Mayor McClain reported that 42 greens fees this past Sunday, which was the largest he remembers. Fifteen new members have joined Neches Pines Golf Course from Lufkin Country Club and hopes for at least six more and welcomes the prospect of new players to the course. Mayor McClain also reported that the golf course grounds are in good shape.

10. City Manager Gerry Boren stated he is working with Chief Baker to obtain bids for adding more office space including a conference room for the City Council and more offices for the Police Department. Manager Boren acknowledged all staff who worked on the baseball registration and all their hard work. Manager Boren thanked Fire Chief Gary Jones for supplying ½" firehoses to water the baseball fields and Parks Superintendent Luis Maldonado for preparing the baseball fields and stated they looked good. Also, the new Planning and Zoning Commission is scheduled for a two-hour training session with Olson & Olson Law Office May 01, 2017 at City Hall which will include a sample recommendation at the conclusion of the training. April 4th City Hall is scheduled to host a Mayor and City Council Appreciation Reception from 11:00 am until 2:00 pm which they and their families are invited to attend along with citizens and vendors. Invitations were included with their agenda packets tonight. It's grass cutting season therefore Manager Boren is requesting the Mayor and Council help by calling City Hall to report those who we need to contact to remind them about the City Ordinance for mowing and will send a letter first via regular mail and via certified mail notifying citizens they are out of compliance and then if they still don't mow they will be charged see the Judge. The new software scheduled to be installed April 10th will automatically send notices.

ITEM 8: MAYOR MCCLAIN ACKNOWLEDGED BOY SCOUTS PRESENT AT THE CITY COUNCIL MEETING. In the audience of the City Council Meeting were four Boy Scouts and their Scout Master who stated they were present in order to obtain a Citizenship Badge by observing city government. Mayor McClain stated he was happy to see the scouts present and wished them well with obtaining their badges.

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ADJOURN:

Daniel Lopez made the motion to adjourn at 5:58 PM and Lewis Ivey seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, March 20, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Presentation by Chief of Police, Steve Baker, for recognition of departmental awards including:

a. Police Officer of the Year
b. Dispatcher of the Year
c. Additional Departmental Awards

Item #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from February 13, 2017 City Council Regular Session Meeting
b. Minutes from February 20, 2017 City Council Special Session Meeting
c. Approve Certification of Unopposed Candidates for May 06, 2017 Municipal Election by the City Secretary. The three incumbent candidates for City Council; Veronica Hernandez, Don Hendrick, and Tom Farley, are unopposed.
d. Financial Report – January 2017

Item #3: ITEM #2: Discuss and/or take action to adopt Resolution 2017-03-001, cancelling the May 06, 2017 Municipal Election in accordance with section 2.053 (a) of the Texas Election Code due to unopposed incumbent candidates.

Item #4. Discuss and/or take action to adopt Resolution 2017-03-002 extending the current waste collection contract with Piney Woods Sanitation for five years, with two renewals. Contract is scheduled to be good through December 01, 2022.

Item #5. Discuss and/or take action to adopt Resolution 2017-03-003 authorizing the filing of a Texas Community Development Block Grant Program application to the Texas Department of

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Agriculture; and authorizing the Mayor to act as the City's Executive Officer and authorized representative in all matters pertaining to the city's participation in the Texas Community Development Block Grant Program.

Item #6: Discuss and/or take action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $14,000.00, toward 2017 festivals.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 08, 2017 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary
City of Diboll

Posted March 15, 2017
11:20am

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, May 08, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from February 20, 2017 City Council Regular Session Meeting
b. Financial Report – February 2017

Item #2: Discuss and Consider taking action to appoint a board member for Deep East Texas Council of Governments & Economic Development District (DETCOG) effective July 01, 2017. Current board member is Daniel Lopez.

Item #3: Discuss and/or take action to adopt Ordinance 2017-04-001 denying the proposed change in rates of Oncor Electric Delivery Company LLC, finding and determining that the meeting at which this ordinance is passed is open to the public as required by law.

Item #4: Discuss and/or take action to adopt Ordinance 2017-04-002 authorizing collection fee in the amount of 30% of debts and accounts receivable such as unpaid fines, fees, court costs, forfeited bonds, and restitution ordered paid by a municipal court serving the City of Diboll, and amounts in cases in which the accused has failed to appear:

1. As promised under subchapter a, chapter 543, transportation code, or other law;

2. In compliance with a lawful written notice to appear issued under article 14.06(b), Texas Code of Criminal Procedure, or other law;

3. In compliance with a lawful summons issued under article 15.03(b), Texas Code of Criminal Procedure;

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4. In compliance with a lawful order of a court serving the city; or

5. As specified in a citation, summons, or other notice authorized by section 682.002, transportation code, that charges the accused with a parking or stopping offense, when such debts, accounts receivable and amounts are more than 60 days past due and have been referred to an attorney or other vendor for collection.

Item #5: Discuss and/or take action approving a legal contract agreement entered into and between the City of Diboll, Texas and Linebarger Goggan Blair & Sampson, LLP, for municipal court fines and fees collections.

Item #6: Discuss and/or take action authorizing City Manager, Gerry Boren to cancel the two (2) current renewal contracts the City of Diboll, Texas is currently utilizing for municipal court fines and fees collects.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Josh Richard, Street Superintendent
c. Water Department Report – Ronnie Lyles, Water Superintendent
d. Wastewater Department Report – Bridget Sarver, Wastewater Superintendent
e. Parks Department Report – Luis Maldonado, Parks Superintendent
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 08, 2017 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary
City of Diboll

Posted: April 6, 2017 10:49:40 AM

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, APRIL 10, 2017 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley Don Hendrick, Veronica Hernandez, Daniel Lopez and Charles Moses, Sr.

ABSENT

None

STAFF PRESENT

City Manager Gerry Boren, Finance Director Elvia Esteves-Garza, Civic Center Director Loretta Christmas, Street Superintendent Josh Richard, Water Superintendent Ronnie Lyles, Wastewater Superintendent Bridget Sarver, Parks Superintendent Luis Maldonado, Police Chief Steve Baker, Police Officer Lazaro Robles, Dispatcher Chastity Bullock, Detective Rodney Cheshire, Sergeant Matt Reppond and Reserve Officer John McAdams.

STAFF ABSENT

City Secretary Melissa McCall

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Mayor McClain first acknowledged all the volunteers that worked during Operation Clean Sweep and thanked them for their dedication to help clean-up Diboll by helping citizens who needed help at their homes. Operation Clean Sweep was successful by working at 26 houses with 250 volunteers. Mayor McClain appreciated how the community came together to help those in need.

Citizen Participation:

The Diboll First Baptist Church Pastor, Reverend Kenny Hibbs, invited the mayor and council to attend Sunrise Services on Easter Sunday, April 16, 2017 in the park. Reverend Hibbs also extended an invitation for everyone to attend and observe the National Day of Prayer on Thursday, May 04, 2017, at the Lottie & Arthur Temple Civic Center, with lunch being provided.

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CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: Discuss and Consider taking action to approve the following:

a. Minutes from February 20, 2017 City Council Regular Session Meeting
b. Financial Report – February 2017

Don Hendrick made the motion to approve the minutes and financial report and Lewis Ivey second.

All in favor, none opposed, motion carries

ACTION /DISCUSSION ITEMS:

ITEM #2: Discuss and/or take action to appoint a board member for Deep East Texas Council of Governments & Economic Development District (DETCOG) effective July 01, 2017. Current board member is Daniel Lopez.

Don Hendrick made the motion for Daniel Lopez to remain on the board and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #3: Discuss and/or take action to adopt Ordinance 2017-04-001 denying the proposed change in rates of Oncor Electric Delivery Company LLC, finding and determining that the meeting at which this ordinance is passed is open to the public as required by law.

Lewis Ivey made the motion to approve Ordinance 2017-04-001 and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and/or take action to adopt Ordinance 2017-04-002 authorizing collection fee in the amount of 30% of debts and accounts receivable such as unpaid fines, fees, court costs, forfeited bonds, and restitution ordered paid by a municipal court serving the City of Diboll, and amounts in cases in which the accused has failed to appear:

1. As promised under subchapter a, chapter 543, transportation code, or other law;
2. In compliance with a lawful written notice to appear issued under article 14.06(b), Texas Code of Criminal Procedure, or other law;

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3. In compliance with a lawful summons issued under article 15.03(b), Texas Code of Criminal Procedure;

4. In compliance with a lawful order of a court serving the city; or

5. As specified in a citation, summons, or other notice authorized by section 682.002, transportation code, that charges the accused with a parking or stopping offense, when such debts, accounts receivable and amounts are more than 60 days past due and have been referred to an attorney or other vendor for collection.

Tom Farley made the motion to approve Ordinance 2017-04-002 and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and/or take action approving a legal contract agreement entered into and between the City of Diboll, Texas and Linebarger Goggan Blair & Sampson, LLP, for municipal court fines and fees collections.

Charles Moses, Sr. made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: Discuss and/or take action authorizing City Manager, Gerry Boren to cancel the two (2) current renewal contracts the City of Diboll, Texas is currently utilizing for municipal court fines and fees collects.

Don Hendrick made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM 7: DEPARTMENT HEADS MONTHLY WRITTEN REPORTS *(SEE ATTACHED)*

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Josh Richard, Street Superintendent
c. Water Department Report – Ronnie Lyles, Water Superintendent
d. Wastewater Department Report – Bridget Sarver, Wastewater Superintendent
e. Parks Department Report – Luis Maldonado, Parks Superintendent
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
h. Finances – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

ADJOURN:

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Don Hendrick made the motion to adjourn at 5:35 PM and Lewis Ivey seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, June 12, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: City Attorney, Jimmy Cassels to present the Oath and Statement of Officer to the newly unopposed/appointed City Council Members Tom Farley, Don Hendrick, and Veronica Hernandez.

Item #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from April 10, 2017 City Council Regular Session Meeting
b. Financial Report – March & April 2017

Item #3: Consider and take appropriate action on selecting a Mayor Pro Tem. Current Mayor Pro Tem, Lewis Ivey's 1-year term has ended; therefore, a vote by the City Council is required to elect a new Mayor Pro Tem or re-elect Lewis Ivey.

Item #4: Consider and take appropriate action on selecting an official newspaper for the City of Diboll.

Item #5: Discuss and consider taking action authorizing City Manager, Gerry Boren, to approve and execute Deep East Texas Council of Governments (DETCOG) Fiscal Year 2018-2019 Economic Development District Interlocal Agreement to operate a Public Safety Answering Point (PSAP).

Item #6: Discuss and consider taking action authorizing City Manager, Gerry Boren to approve all contracts concerning the acquisition of highway system property by Texas Department of Transportation (TxDOT), including the Emergency Communication Equipment including a Radio Tower and Concrete Block Building Housing Equipment located on Mockingbird Lane in Diboll, Texas city limits.

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Item #7: PUBLIC HEARING – Concerning Item #8

Item #8: Discuss and consider taking action to adopt Ordinance 2017-06-001 amending Chapter 24, Zoning; adding a new section 24-29 building materials and architectural standards, setting forth regulations regarding the viewing of prohibited building materials from the public right-of-way in residential districts; containing findings and other provisions related to the subject; providing a penalty; and providing for severability.

Item #9 Executive Session
The City Council will hold an Executive Session pursuant to the provisions of Chapter 551.071 of the Texas Government Code for Consultation with the City Attorney regarding personnel and pending or contemplated litigation.

Item #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Josh Richard, Street Superintendent
c. Water Department Report – Ronnie Lyles, Water Superintendent
d. Wastewater Department Report – Bridget Sarver, Wastewater Superintendent
e. Parks Department Report – Luis Maldonado, Parks Superintendent
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
h. Finances – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on May 05, 2017 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary
Posted: 6/9/2017 12:02 PM

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, JUNE 12, 2017 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley Don Hendrick, Veronica Hernandez, Daniel Lopez and Charles Moses, Sr.

ABSENT

None

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza, and Police Chief Steve Baker

Mayor McClain called the meeting to order and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

Citizen Participation: None

ITEM #1: City Attorney, Jimmy Cassels administered the Oath and Statement of Officer in unison to the newly unopposed/appointed City Council Members Tom Farley, Don Hendrick, and Veronica Hernandez.

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #2: Discuss and Consider taking action to approve the following:

a. Minutes from April 10, 2017 City Council Regular Session Meeting
b. Financial Report – March and April 2017

Daniel Lopez made the motion to approve the minutes and financial reports and Lewis Ivey second.

All in favor, none opposed, motion carries

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ACTION /DISCUSSION ITEMS:

ITEM #3: Discuss and/or take action to vote for a Mayor Pro Tem. Current Mayor Pro Tem, Lewis Ivey's 1-year term has ended; therefore, a vote by the City Council was required to elect a new Mayor Pro Tem or re-elect Lewis Ivey.

Don Hendrick made the motion for Lewis Ivey to remain as Mayor Pro Tem and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and/or take action to on selecting an official newspaper for the City of Diboll.

Lewis Ivey made the motion to continue utilizing the Diboll Free Press as the official newspaper and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and/or take action to authorize City Manager, Gerry Boren, to approve and execute Deep East Texas Council of Governments (DETCOG) Fiscal Year 2018-2019 Economic Development District Interlocal Agreement to operate a Public Safety Answering Point (PSAP).

Lewis Ivey made the motion to authorize City Manager, Gerry Boren to approve and execute the DETCOG 2018-2019 Economic Development District Interlocal Agreement and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #6: Discuss and/or take action to authorize City Manager, Gerry Boren, to approve all contracts concerning the acquisition of highway system property by Texas Department of Transportation (TxDOT), including the Emergency Communication Equipment including a Radio Tower and Concrete Block Building Housing Equipment located on Mockingbird Lane in Diboll, Texas city limits.

After much discussion, City Council decided to table item #6 until more information could be gathered concerning where to relocate the Emergency Communication Equipment and offer options to the Mayor and City Council.

ITEM #7: PUBLIC HEARING – Concerning Item #8 – There were no comments from the public.

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ITEM #8: Discuss and/or take action to adopt Ordinance 2017-06-001 amending Chapter 24, Zoning; adding a new section 24-29 building materials and architectural standards, setting forth regulations regarding the viewing of prohibited building materials from the public right-of-way in residential districts; containing findings and other provisions related to the subject; providing a penalty; and providing for severability.

Lewis Ivey made the motion to approve Ordinance 2017-06-001 and Tom Farley second.

Five in favor, abstention by councilmember Daniel Lopez, none opposed, motion carries

ITEM #9 The City Council retired to executive session in accordance to the Texas Open Meetings Act, discussion/consultation in pursuant to the Texas Government Code section 551.071 regarding personnel and pending litigations.

Closed session began at 5:30pm

The council reconvened into Open Session at 6:05pm with no discussion or the need to take action.

ITEM 10: DEPARTMENT HEADS MONTHLY WRITTEN REPORTS *(SEE ATTACHED)*

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Josh Richard, Street Superintendent
c. Water Department Report – Ronnie Lyles, Water Superintendent
d. Wastewater Department Report – Bridget Sarver, Wastewater Superintendent
e. Parks Department Report – Luis Maldonado, Parks Superintendent
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
h. Finances – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

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ADJOURN:

Lewis Ivey made the motion to adjourn at 6:06 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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CITY OF DIBOLL
TOWN HALL MEETING NOTICE
PROPOSED NO-SMOKING CITY ORDINANCE

The City of Diboll will hold a Town Hall meeting at 5:15 p.m. on Monday, August 07, 2017, at Diboll City Hall (400 Kenley Street) regarding a proposal for a no-smoking or use of tobacco products in city parks city ordinance.

The purpose of this meeting is to allow citizens an opportunity to discuss and express their opinion regarding this proposed city ordinance.

Citizens unable to attend this meeting may submit their views and proposals to the attention of Mayor John McClain at the Diboll City Hall. Persons with disabilities that wish to attend this meeting should contact the City Hall to arrange for assistance.

Individuals who require auxiliary aids or services for this meeting should contact the City Hall at least two days before the meeting so that appropriate arrangements can be made. Para más información en español, comuníquese con Diboll City Hall al (936) 829-4757.

Melissa McCall, City Secretary
City of Diboll

Posted: 07/31/2017

I certify that this Public Hearing Notice was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on **August 04, 2017** as well as at the City's website at www.cityofdiboll.com.

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, August 14, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from June 12, 2017 City Council Regular Session Meeting
b. Financial Report – June 2017
c. Investment Report – 3rd Quarter Investments

Item #2: Discuss and consider taking action on authorizing City Manager, Gerry Boren to approve all contracts concerning the acquisition of highway system property by Texas Department of Transportation (TxDOT), including the Emergency Communication Equipment including a Radio Tower and Concrete Block Building Housing Equipment located on Mockingbird Lane in Diboll, Texas city limits.

Item #3: Discuss and consider taking action to approve a Motor Vehicle Registration Agreement between Angelina County, Texas and the City of Diboll which would deputize an individual or business entity to perform titling and registration services in accordance with the rules adopted by board of the Texas Department of Motor Vehicles.

Item #4: Discuss and consider taking action to adopt Resolution 2017-08-001 supporting the Texas Department of Transportation's (TxDOT) utilization of a relief route East of Diboll, Texas.

Item #5: Discuss and consider taking action to adopt Resolution 2017-08-002 in which the City of Diboll, Texas would recognize and declare an existing necessity for the immediate purchase of a reserve generator for the Wastewater plant.

Item #6: Minute order to discuss and take action to adopt Home Ownership Program Guidelines for vacant lots donated by the Temple Housing Foundation to develop new homes. The Home Ownership Program grants the donated vacant lots to eligible applicants to be developed for permanent single-family residential housing. Applicants must have the funding for home

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construction in place at the time of application. Once the lots are developed, the owner-occupants must reside in the home for a minimum five (5) year period.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finance & Court – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 04, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/10/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, AUGUST 14, 2017 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmembers, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmembers Tom Farley and Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Police Chief Steve Baker, and Fire Chief Gary Jones.

Mayor McClain called the meeting to order and Mayor Pro Tem, Lewis Ivey gave the invocation.

Pledge of Allegiance was recited by those in attendance, led my Mayor McClain.

Citizen Participation: None

CONSENT ITEMS/ACTION: Items listed in the Consent agenda are considered routine and are generally enacted with one motion. The exception to this rule is that a Council Member may request one or more items be removed from the Consent Agenda for separate discussion and action.

ITEM #1: Discuss and Consider taking action to approve the following:

a. Minutes from June 12, 2017 City Council Regular Session Meeting
b. Financial Report – June 2017
c. Investment Report – 3rd Quarter Investments

Lewis Ivey made the motion to approve the minutes and financial reports and Don Hendrick second.

All in favor, none opposed, motion carries

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ACTION /DISCUSSION ITEMS:

ITEM #2: Discuss and consider taking action authorizing City Manager, Gerry Boren to approve all contracts concerning the acquisition of highway system property by Texas Department of Transportation (TxDOT), including the Emergency Communication Equipment including a Radio Tower and Concrete Block Building Housing Equipment located on Mockingbird Lane in Diboll, Texas city limits.

Don Hendrick made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #3: Discuss and consider taking action to approve a Motor Vehicle Registration Agreement between Angelina County, Texas and the City of Diboll, which would deputize an individual or business entity to perform titling and registration services in accordance with the rules adopted by board of the Texas Department of Motor Vehicles.

Lewis Ivey made the motion to approve and Daniel Lopez second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to adopt Resolution 2017-08-001 supporting the Texas Department of Transportation's (TxDOT) utilization of a relief route East of Diboll, Texas.

Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to adopt Resolution 2017-08-002 in which the City of Diboll, Texas would recognize and declare an existing necessity for the immediate purchase of a reserve generator for the Wastewater plant. After discussion, it was decided that the generator to be replaced was not actually a "reserve" generator and that it was the primary generator, therefore the wording of Resolution 2017-08-002 would be updated before the mayor signed to reflect the word changing from reserve to primary.

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #6: Minute order to discuss and take action to adopt Home Ownership Program Guidelines for vacant lots donated by the Temple Housing Foundation to develop new homes. The Home Ownership Program grants the donated vacant lots to eligible applicants to be developed for permanent single-family residential housing. Applicants must have the funding

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for home construction in place at the time of application. Once the lots are developed, the owner-occupants must reside in the home for a minimum five (5) year period.

Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM 7: DEPARTMENT HEADS MONTHLY WRITTEN REPORTS *(SEE ATTACHED)*

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finance & Court – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

ADJOURN:

Don Hendrick made the motion to adjourn at 5:53 PM and Lewis Ivey seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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PUBLIC NOTICE OF OPEN MEETING
BUDGET WORKSHOP

A Budget Workshop to be held on Monday, August 28, 2017, at 5:15 p.m. at Diboll City Hall, 400 Kenley.

All notices have been duly posted in accordance and conformance with the Government Code of the State of Texas, Section 551.002(c).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 25, 2017 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary
Posted: 8/22/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special called meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, August 31, 2017 at 11:00 a.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Discuss and consider taking action to adopt Resolution 2017-08-002 amending Chapter 5.3, Communications, of the City Code of Ordinances; updating the City's Right of Way Management Ordinances; regulating the physical use, occupancy and maintenance of the City's rights-of-way by telecommunications service and wireless network providers; providing procedures for applications for permits; establishing time periods for approval of permit applications; providing permit fees and public rights-of-way rental rates; requiring land use approval prior to placement of network nodes and node support poles in parks, residential areas, historic areas, underground areas and design areas; adopting a design manual under Chapter 284 of the Texas Local Government Code; and providing a savings clause

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 29, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/28/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED SESSION MEETING ON MONDAY, AUGUST 31, 2017 AT 11:00 AM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmembers, Mayor Pro Tem, Lewis Ivey, Tom Farley, Veronica Hernandez, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember Don Hendrick

STAFF PRESENT

City Manager Gerry Boren and City Secretary Melissa McCall

Mayor McClain called the meeting to order at 11:00 am

ACTION /DISCUSSION ITEMS:

ITEM #2: Discuss and consider taking action to adopt Resolution 2017-08-002 amending Chapter 5.3, Communications, of the City Code of Ordinances; updating the City's Right of Way Management Ordinances; regulating the physical use, occupancy and maintenance of the City's rights-of-way by telecommunications service and wireless network providers; providing procedures for applications for permits; establishing time periods for approval of permit applications; providing permit fees and public rights-of-way rental rates; requiring land use approval prior to placement of network nodes and node support poles in parks, residential areas, historic areas, underground areas and design areas; adopting a design manual under Chapter 284 of the Texas Local Government Code; and providing a savings clause.

City Manager, Gerry Boren gave an overview of the proposed resolution, explaining the fee structure and restrictions for footage between poles, requirements for adding to exiting poles, and new pole locations requirements.

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ADJOURN:

Daniel Lopez made the motion to adjourn at 11:10 AM and Lewis Ivey seconded.

All in Favor, none opposed, motion carries

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF PUBIC HEARING
CITY OF DIBOLL

The City of Diboll will host a Public Hearing in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Thursday, September 07, 2017 at 5:15 p.m.

Call to Order

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. regarding the 2018 Budget and Proposed Tax Rate. This proposed budget will raise more total property taxes than last year's budget by $12,844 or 1.11%, and of that amount, $6,268 is tax revenue to be raised from new property added to the tax roll this year.

The purpose of these meeting is to allow citizens an opportunity to hear the proposed 2018 Budget for the City of Diboll and Proposed Tax Rate and have the opportunity to discuss and to make their views known at these public hearings. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 05, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 09/05/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF PUBLIC HEARING AND MEETING OF THE CITY COUNCIL CITY OF DIBOLL

The City of Diboll will hold a Public Hearing and the City Council of the City of Diboll will meet in a regular session meeting in the City Hall Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, September 11, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Moment of Silence in observance of Patriot Day, remembering the fallen on 09-11-2001.

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: PUBLIC HEARING – 2018 Fiscal Budget and Proposed Tax Rate, noting that the proposed budget will raise more total property taxes than last year's budget by $12,844 or 1.11%, and of that amount, $6,268 is tax revenue to be raised from new property added to the tax roll this year.

Item #2: PUBLIC HEARING – Concerning Item #3

Item #3: Discuss and Consider taking action approving Ordinance 2018-09-001, with recommendation by the Planning and Zoning Commission to amend the official zoning district map from Agricultural District ("A") to Single Family Dwelling District ("SF-1") for Lots 1, 2, 3 of the Emporia 1 Subdivision, Lot 1 of the Emporia 2 Subdivision, and Tracts 2, 3, 4, and 5 of the A. Chevano Survey, Abstract No. 9, Angelina County, Texas, on approximately 43.981 total acre tracts of land, adjacent to Corrine Drive and S. 1st Street.

Item #4: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from August 14, 2017 City Council Regular Session Meeting
b. Minutes from August 31, 2017 City Council Special Called Meeting
c. Financial Report – July 2017

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Item #5 CITY MANAGER AND DEPARTMENTAL REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robbie Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finances – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 08, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 09/08/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special called meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, September 18, 2017 at 5:15 p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Discuss and consider taking action to adopt Ordinance 2017-09-002 adopting a tax rate to be levied for 2017 sufficient to provide the tax revenues required by the City.

This year's levy to fund maintenance and operations expenditures exceeds last year's maintenance and operations tax levy.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 0.60 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMATELY $13.90.

Item #2: Discuss and consider taking action to adopt Ordinance 2017-09-003 adopting a budget for the Fiscal Year of October 01, 2017 through September 30, 2018 prepared by the City Manager and submitted to the City Council. This budget will raise more total property taxes than last year's budget by $12,844 or 1.11%, and, of that amount, $6,268 is tax revenue to be raised from new property added to the tax roll this year

Item #3: Discuss and consider taking action to adopt Resolution 2017-09-001 approving Diboll Police Department's grant application number 3345101 for body worn video evidence storage system to be submitted to the governor of Texas.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel

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Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 15, 2017 as well as at the City's website.

Melissa McCall, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, November 13, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from September 11, 2017 City Council Regular Session Meeting
b. Minutes from September 18, 2017 City Council Special Called Session Meeting
c. Financial Report – September 2017
d. Investment Report for the Quarter Ending September 30, 2017

Item #2: Discuss and consider taking action approve Resolution 2017-11-001, believing that it is in the best interest of the City to assign enterprise project status from Georgia-Pacific Wood Products South LLC to Georgia-Pacific Wood Products LLC pursuant to the Act; be it further resolved that Georgia-Pacific Wood Products LLC is a "qualified business", as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act.

Be it further resolved that the assignment of enterprise project status shall take effect on the date of designation of the enterprise project by the agency and terminate on June 1, 2020.

Item #3: Discuss and consider taking action to approve Resolution 2017-11-002, as requested by the City's Finance Director, which would consolidate all existing accounts into one (1) account at First Bank & Trust East Texas, in order to be more efficient, reconcile faster, offer the convenience of seeing total cash available for investing, as well as the capability of tracking transactions related to each fund and reporting them in the appropriate general ledger account by utilizing the new accounting software.

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Item #4: Discuss and consider taking action approving a five-year lease agreement of Neches Pines Golf Course, beginning January 1, 2018 and ending December 31, 2022, by and between WHGC, LLC, a Texas Limited Liability Company ("Lessee"), and the City of Diboll, ("Lessor"), noting the following regarding operation of the golf course:

a) Lessee represents and warrants that it shall operate and manage Neches Pines Golf Course in a professional manner in accordance with applicable industry standards. All public operations of Lessee on the Leased Premises shall be conducted under the name Neches Pines Golf Course.

b) Lessee agrees to use best efforts to effectuate a smooth transition in the transfer of the operation of the golf course from the Lessor.

All current Neches Pines Golf Course employees will be offered a position with the new lease operations, at their current rates of pay. Golf employees, both full-time and part-time, will be given an information packet discussing their options concerning continuing to work at the golf course for the new lessee; applying to transfer to an open position within the City of Diboll, as well as retirement options and refund application information from the Texas Municipal Retirement System (TMRS).

Item #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finance & Court – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on November 09, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 11/09/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, November 27, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Discuss and consider taking action approve Ordinance 2017-11-001, amending Chapter 22, vegetation, of the City Code of Ordinances; adding Article V, Tree Preservation; and providing a savings clause.

Item #2: Discuss and consider taking action to approve the bid results during bid process conducted by KSA Engineers the November 16, 2017 at City Hall, awarding the lowest bid to Duplichain Contractors, LLC of Alto, Texas for the North Highway 59 Sewer Improvements in the amount of $136,249.50.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on November 24, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 11/24/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Thursday, December 21, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: PUBLIC HEARNG for Item 2

Item #2: Discuss and consider taking action to consider amending the Land Use plan to allow Multifamily Zoning on property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course.

Item #3: Discuss and consider taking action to consider awarding a proposal to develop a Multifamily Project adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course.

Item #4: Discuss and consider taking action to authorize City Manager to enter into a contract to sell property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course.

Item #5: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from November 11, 2017 City Council Regular Session Meeting
b. Minutes from November 27, 2017 City Council Special Called Session Meeting

Item #6: Discuss and consider taking action to approve the attached annual Investment Policy and list of authorized broker/dealers for the City of Diboll.

Item #7: Discuss and consider taking action approve Resolution 2017-12-001 authorize City Manager to proceed to prepare a gift deed to Diboll Independent School District (DISD). The property will be the high school baseball field currently in use by DISD, and will include a clause to revert the property to the City if DISD does not use the property as a baseball field.

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Item #8: Discuss and consider taking action approve the Donation Agreement between Georgia-Pacific Panel Products LLC (Donor) and the City of Diboll, Texas (Donee) for the donation of 6.1140 acres of land located in Angelina County, Texas, to construct and maintain a communication or radio tower.

Item #9: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finance & Court – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on December 18, 2017 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 12/18/2017

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON THURSDAY, DECEMBER 21, 2017 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, and Charles Moses, Sr.

ABSENT

Councilmembers Veronica Hernandez and Daniel Lopez

STAFF PRESENT

City Manager Gerry Boren and City Secretary Melissa McCall

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: Reverend Kenny Hibbs of Diboll First Baptist Church thanked the City Council, City Hall Staff, and all who took part in assisting with Christmas in the Park and thought the lighting ceremony and program was very successful and enjoyed by all in attendance.

ITEM #1: PUBLIC HEARING Regardin Item #2 – no participation by citizens

ITEM #2: Discuss and consider taking action to consider amending the Land Use plan to allow Multifamily Zoning on property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course.

Lewis Ivey made the motion to approve amending the Land Use plan to allow Multifamily Zoning on property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #3: Discuss and consider taking action to consider awarding a proposal to develop a Multifamily Project adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course and approve Ordinance 2017-12-001, which outlines the proposed development.

Tom Farley made the motion to awarding a proposal to develop a Multifamily Project adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course and approve Ordinance 2017-12-001, which outlines the proposed development; Lewis Ivey second.

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All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to authorize the City Manager to enter into a contract to sell property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course.

Charles Moses, Sr. made the motion to authorize the City Manager to enter into a contract to sell property adjacent to Lumberjack Drive from Devereaux Street and Neches Pines Golf Course and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #5: Consent Agenda: All matters listed under 'Consent Agenda' were considered to be routine by the City Council and will be enacted by one motion.

a. Minutes from November 11, 2017 City Council Regular Session Meeting
b. Minutes from November 27, 2017 City Council Special Called Session Meeting

Don Hendrick made the motion to approve the listed Consent Agenda items and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: Discuss and consider taking action to approve the attached annual Investment Policy and list of authorized broker/dealers for the City of Diboll.

Lewis Ivey made the motion to approve annual Investment Policy and list of authorized broker/dealers for the City of Diboll and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #7: Discuss and consider taking action approve Resolution 2017-12-001 authorize City Manager to proceed to prepare a gift deed to Diboll Independent School District (DISD). The property will be the high school baseball field currently in use by DISD, and will include a clause to revert the property to the City if DISD does not use the property as a baseball field.

Don Hendrick made the motion to approve Resolution 2017-12-001 and Lewis Ivey second.

All in favor, none opposed, motion carries

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ITEM #8: Discuss and consider taking action approve the Donation Agreement between Georgia-Pacific Panel Products LLC (Donor) and the City of Diboll, Texas (Donee) for the donation of 6.1140 acres of land located in Angelina County, Texas, to construct and maintain a communication or radio tower.

Lewis Ivey made the motion to approve the Donation Agreement between Georgia-Pacific Panel Products LLC (Donor) and the City of Diboll, Texas (Donee) for the donation of 6.1140 acres of land located in Angelina County, Texas, to construct and maintain a communication or radio tower and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #9: CITY MANAGER AND DEPARTMENTAL REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robbie Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Neches Pines Golf Course – Jimmy Mettlen, Golf Course Manager
i. Finances – Elvia Esteves-Garza, Finance Director
j. City Manager, Gerry Boren

ADJOURNMENT:

Tom Farley made the motion to adjourn at 5:27 PM and Charles Moses, Sr. seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, February 12, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: PUBLIC HEARNG for Item 2

Item #2: Discuss and consider taking action to consider recommending a Special Use Permit be granted to Ismael Terrazas, Jr. who resides at 504 Burke Street, Diboll, Texas 75941, who requests permission to operate a barbershop out of his residence, as recommended by the Planning and Zoning Commission.

Item #3: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from December 21, 2017 City Council Regular Session Meeting

Item #4: Discuss and consider taking action to approve Resolution 2018-02-001 supporting approval of Diboll Police Department's submission of grant application number 3603101 for a Computer Aided Dispatch (CAD) and mobile software applications to the Office of the Governor of Texas.

Item #5: Discuss and consider taking action to approve Resolution 2018-02-002 supporting development for multi-family dwelling whereas Diboll Pioneer Crossing, LLC has proposed affordable rental housing on Lumberjack Drive.

Item #6: Discuss and consider taking action to appoint Phil Hall to the Planning and Zoning Commission.

Item #7: Presentation by Chief of Police, Steve Baker, awarding the Officer of the Year to Patrolman Corey Clemens.

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Item #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Community Services Report – Josh Richard, Director
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on February 09, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 02/09/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, FEBRUARY 12, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Don Hendrick, Veronica Hernandez and Charles Moses, Sr.

ABSENT

Councilmembers Tom Farley and Daniel Lopez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, and Police Chief, Steve Baker

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: PUBLIC HEARING Regarding Item #2 was cancelled due to the Planning and Zoning Commission not having enough in attendance due to illness, therefore there wasn't a quorum present.

ITEM #2: Was not addressed due to Public Hearing being cancelled.

ITEM #3: Consent Agenda: All matters listed under 'Consent Agenda' were considered to be routine by the City Council and will be enacted by one motion.

a. Minutes from December 21, 2017 City Council Regular Session Meeting

Lewis Ivey made the motion to approve the listed Consent Agenda items and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to approve Resolution 2018-02-001 supporting approval of Diboll Police Department's submission of grant application number 3603101 for a Computer Aided Dispatch (CAD) and mobile software applications to the Office of the Governor of Texas.

Lewis Ivey made the motion to approve Resolution 2018-02-001 and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

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ITEM #5: Discuss and consider taking action to approve Resolution 2018-02-002 supporting development for multi-family dwelling whereas Diboll Pioneer Crossing, LLC has proposed affordable rental housing on Lumberjack Drive.

Lewis Ivey made the motion to approve Resolution 2018-02-002 and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #6: Discuss and consider taking action to appoint Phil Hall to the Planning and Zoning Commission.

Don Hendrick made the motion to approve adding Phil Hall to the Planning and Zoning Commission and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #7: Presentation by Chief of Police, Steve Baker, awarding the Officer of the Year to Patrolman Corey Clemens. Chief Baker and Sergeant Matt Reppond made the presentation to Patrolman Clemens.

ITEM #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

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ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 5:55 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, March 12, 2017 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: PUBLIC HEARNG for Item 2

Item #2: Discuss and consider taking action to consider recommending a Special Use Permit be granted to Ismael Terrazas, Jr. who resides at 504 Burke Street, Diboll, Texas 75941, who requests permission to operate a barbershop out of his residence, as recommended by the Planning and Zoning Commission.

Item #3: Discuss and consider taking action to consider reducing the speed limit on Mockingbird Lane from 35 mph to 25 mph, as received by Michael Swank and Amanda Dietz, who reside at 1485 Mockingbird Lane in Diboll.

Item #4: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from February 12, 2018 City Council Regular Session Meeting
b. Financial Report for December 2017
c. Investment Report for the Quarter Ending December 31, 2017
d. Financial Report for February 2018

Item #5: Discuss and consider taking action to consider cancelling the May 05, 2018 City of Diboll election due to unopposed candidates for the offices of Mayor, Council Districts 2, 4, and At Large Place 6.

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Item #6: Discuss and consider taking action to consider approving the attached revised Purchase Policy, which would increase the purchasing approval levels.

Item #7: Discuss and consider taking action to consider approving Ordinance 2018-03-004 which addresses a revision to the City of Diboll's Fee Schedule, as outlined in the attached.

Item #8: Consider approval of packet of resolutions, proclamations, policies and plans as required by the 2017 TxCDBG Water Improvements grant contract with the Texas Department of Agriculture.

- Authorizing Signatories Resolution 2018-03-001
- Depository/Authorized Signatories Designation Form
- Civil Rights –Section 3 Policy and Resolution 2018-03-002
- Civil Rights –Excessive Force Policy
- Civil Rights – Policy Against Discrimination based on Handicap and Grievance Procedure
- Civil Rights –Fair Housing Month Proclamation
- Civil Rights –Designation Form for Civil Rights Officer
- Civil Rights –Citizen Participation Plan
- Civil Rights –Resolution 2018-03-003
- Civil Rights –Fair Housing Policy
- CODE OF CONDUCT

Item #9: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 09, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 03/09/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, MARCH 12, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, Veronica Hernandez, Daniel Lopez and Charles Moses, Sr.

ABSENT

None

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Chief, Steve Baker

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

MAYOR PROLAMATION: Mayor McClain read a proclamation proclaiming April 9-13, 2018, as Boys & Girls Club Week in Diboll, Texas.

ITEM #1: PUBLIC HEARNG for Item 2: No Citizen Participation

ITEM #2: Discuss and consider taking action to consider recommending a Special Use Permit be granted to Ismael Terrazas, Jr. who resides at 504 Burke Street, Diboll, Texas 75941, who requests permission to operate a barbershop out of his residence, as recommended by the Planning and Zoning Commission.

Mr. Terrazas was present and answered questions from the City Council regarding parking, sign posting, and mentioned how it had been approved in the past for other citizens.

Lewis Ivey made the motion to approve granting the Special Use Permit and Daniel Lopez second.

All in favor, none opposed, motion carries

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ITEM #3: Discuss and consider taking action to consider reducing the speed limit on Mockingbird Lane from 35 mph to 25 mph, as received by Michael Swank and Amanda Dietz, who reside at 1485 Mockingbird Lane in Diboll. This item was cancelled by the citizens who requested a place on agenda and did not attend the City Council Meeting.

ITEM #4: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from February 12, 2018 City Council Regular Session Meeting
b. Financial Report for December 2017
c. Investment Report for the Quarter Ending December 31, 2017
d. Financial Report for February 2018

Tom Farley made the motion to approve the listed Consent Agenda items and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to approve Resolution 2018-02-001 supporting approval of Diboll Police Department's submission of grant application number 3603101 for a Computer Aided Dispatch (CAD) and mobile software applications to the Office of the Governor of Texas.

Lewis Ivey made the motion to approve Resolution 2018-02-001 and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to consider cancelling the May 05, 2018 City of Diboll election due to unopposed candidates for the offices of Mayor, Council Districts 2, 4, and At Large Place 6.

Lewis Ivey made the motion to cancelling the May 05, 2018 City of Diboll election and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #6: Discuss and consider taking action to consider approving the attached revised Purchase Policy, which would increase the purchasing approval levels.

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Lewis Ivey made the motion to approve the revised Purchasing Policy and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #7: Discuss and consider taking action to consider approving Ordinance 2018-03-004 which addresses a revision to the City of Diboll's Fee Schedule, as outlined in the attached.

Discussion addressed the confusion of the Lottie & Arthur Temple Civic Center Fees and it was decided to table, until the next scheduled City Council Meeting, the Civic Center fees only and address the rest of the Fee Schedule.

Danial Lopez made the motion to approve the revised Fee Schedule, with the exception of the Civic Center Fees, and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #8: Discuss and consider approval of packet of resolutions, proclamations, policies and plans as required by the 2017 TxCDBG Water Improvements grant contract with the Texas Department of Agriculture.

- Authorizing Signatories Resolution 2018-03-001
- Depository/Authorized Signatories Designation Form
- Civil Rights –Section 3 Policy and Resolution 2018-03-002
- Civil Rights –Excessive Force Policy
- Civil Rights – Policy Against Discrimination based on Handicap and Grievance Procedure
- Civil Rights –Fair Housing Month Proclamation
- Civil Rights –Designation Form for Civil Rights Officer
- Civil Rights –Citizen Participation Plan
- Civil Rights –Resolution 2018-03-003
- Civil Rights –Fair Housing Policy
- CODE OF CONDUCT

Danial Lopez made the motion to approve the packet of resolutions, proclamations, policies and plans as required by the 2017 TxCDBG Water Improvements grant contract with the Texas Department of Agriculture and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #9: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head

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d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 5:50 PM and Tom Farley seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, April 09, 2018 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Auditor Presentation: Annual presentation of Audited Financials for the 2016-2017 fiscal year by Brooks Watson LLP

Item #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from March 12, 2018 City Council Regular Session Meeting
b. Financial Report for March 2018
c. Investment Report for the Quarter Ending March 2018

Item #3: Discuss and consider taking action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $24,000.00, toward 2018 festivals

Item #4: Discuss and consider taking action to consider adopting the revised new HR Policies and Procedure Manual for all City of Diboll employees, developed by the Core Team and reviewed with changes made by Legal Counsel.

Item #5: Discuss and consider taking action to approve Bylaws proposed by the Diboll Youth Baseball and Softball Advisory Board.

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Item #6: Discuss and consider taking action to approve Economic Development Agreements for both Bonner Roofing and Metal, Inc. and Thind General Stores, LLC, in accordance with Article III, §52a, Texas Constitution, and Chapter 380, Texas Local Government Code ("Chapter 380"), pursuant to which the City has the authority to make grants or loans of public funds for the public purposes of promoting local economic development and stimulating business and commercial activity within the City is in the best interests of the City.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 06, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 04/06/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, APRIL 09, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember, Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Chief, Steve Baker

Mayor McClain called the meeting to order at 5:15 pm and Reverend David P. Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: Auditor Presentation: Louis Breedlove, Audit Manager with Brooks Watson LLP, gave a presentation to the Mayor and Council for the Annual Audited Financials for the 2016-2017 fiscal year.

ITEM #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from March 12, 2018 City Council Regular Session Meeting
b. Financial Report for March 2018
c. Investment Report for the Quarter Ending March 2018

Tom Farley made the motion to approve all consent items listed and Lewis Ivey second.

All in favor, none opposed, motion carries

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ITEM #3: Discuss and consider taking action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $24,000.00, toward 2018 festivals.

Lewis Ivey made the motion to approve Hotel-Motel Occupancy Tax funds, up to $24,000, to go towards 2018 festivals and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from February 12, 2018 City Council Regular Session Meeting
b. Financial Report for December 2017
c. Investment Report for the Quarter Ending December 31, 2017
d. Financial Report for February 2018

Tom Farley made the motion to approve the listed Consent Agenda items and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to consider adopting the revised new HR Policies and Procedure Manual for all City of Diboll employees, developed by the Core Team and reviewed with changes made by Legal Counsel.

Lewis Ivey made the motion to approve adopting the revised HR Policies and Procedure Manual and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to approve Bylaws proposed by the Diboll Youth Baseball and Softball Advisory Board

Tom Farley made the motion to approve the Bylaws of the Diboll Youth Baseball and Softball Advisory Board and Daniel Lopez second.

All in favor, none opposed, motion carries

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ITEM #6: Discuss and consider taking action to approve Economic Development Agreements for both Bonner Roofing and Metal, Inc. and Thind General Stores, LLC, in accordance with Article III, §52a, Texas Constitution, and Chapter 380, Texas Local Government Code ("Chapter 380"), pursuant to which the City has the authority to make grants or loans of public funds for the public purposes of promoting local economic development and stimulating business and commercial activity within the City is in the best interests of the City.

Item was tabled until the next City Council meeting due to lack of required documentation from both Bonner Roofing and Metal, Inc. and Thind General Stores LLC.

ITEM #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 5:51 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, June 11, 2018 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: City Secretary, Melissa McCall, to present the Oath and Statement of Officer to the newly unopposed/appointed Mayor John C. McClain and City Council Members Lewis Ivey, Daniel Lopez and Charles Moses, Sr.

Item #2: Discuss and consider taking action to nominate and appoint the Mayor Pro Tem.

Item #3: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from April 9, 2018 City Council Regular Session Meeting
b. Financial Report for May 2018

Item #4: Discuss and consider taking action to approve Lufkin Daily News as the official newspaper for the City of Diboll, as the current official newspaper, The Diboll Free Press, is no long in operation.

Item #5: Discuss and consider taking action to consider amending the current City of Diboll Code of Ordinances, Chapter 9, section a., which states ***"A notification of infraction based on evidence detected through the use of an automated traffic safety camera must be mailed to the registered owner of the vehicle within fourteen (14) days of the violation, or to the renter of a vehicle within fourteen (14) days of establishing the renter's name and address under subsection c.1. of this***

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section." Judge Julie Alston is requesting that this be amended to **thirty (30) days** of the violation, to be consistent with the State of Texas by-laws.

Item #6: Discuss and consider taking action to approve Economic Development Agreements for both Bonner Roofing and Metal, Inc. and Thind General Stores, LLC, in accordance with Article III, §52a, Texas Constitution, and Chapter 380, Texas Local Government Code ("Chapter 380"), pursuant to which the City has the authority to make grants or loans of public funds for the public purposes of promoting local economic development and stimulating business and commercial activity within the City is in the best interests of the City.

Item #7: Consideration and approval of award of bids received on Neil Pickett Street Water Line Project, paid for by the TDA TxCDBG grant.

Item #8 Discuss, consider and adopt Resolution 2018-06-001 to designate authorized signators for the Texas CDBG Program Planning Contract No. 7217054

Item #9: Discuss, consider and approve Resolution 2018-06-002 adopting required CDBG Civil Rights policies.

Item #10: Discuss, consider and proclaim April as Fair Housing Month. This proclamation will help fulfill the Fair Housing activity obligations as required by the grant.

Item #11: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 06, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 05/08/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, JUNE 11, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Councilmember's, Mayor Pro Tem, Lewis Ivey, Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember, Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Chief, Steve Baker

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: City Secretary, Melissa McCall, administered the Oath and Statement of Officer to the newly unopposed and appointed Mayor John C. McClain and City Council Members Lewis Ivey, Daniel Lopez and Charles Moses, Sr.

ITEM #2: Discuss and consider taking action to nominate and appoint the Mayor Pro-Tem.

Don Hendrick made the motion to nominate and re-appoint Lewis Ivey as the Mayor Pro-Tem and Tom Farley second the nomination. No other nominations were discussed or made.

All in favor, none opposed, motion carries

ITEM #3: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from April 09, 2018 City Council Regular Session Meeting

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b. Financial Report for May 2018 using new reporting system, which the Finance Director explained in detail to Council.

Daniel Lopez made the motion to approve all consent items listed and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to approve Lufkin Daily News as the official newspaper for the City of Diboll, as the current official newspaper, The Diboll Free Press, is no long in operation.

Lewis Ivey made the motion to approve Lufkin Daily News as the City's official newspaper and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to consider amending the current City of Diboll Code of Ordinances, Chapter 9, section a., which states *"A notification of infraction based on evidence detected through the use of an automated traffic safety camera must be mailed to the registered owner of the vehicle within fourteen (14) days of the violation, or to the renter of a vehicle within fourteen (14) days of establishing the renter's name and address under subsection c.1. of this section."* Judge Julie Alston is requesting that this be amended to thirty (30) days of the violation, to be consistent with the State of Texas by-laws.

Lewis Ivey made the motion to amend the Code of Ordinances to thirty (30) days of violation to be consistent with the State of Texas by-laws and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #6 Discuss and consider taking action to approve Economic Development Agreements for both Bonner Roofing and Metal, Inc. and Thind General Stores, LLC, in accordance with Article III, §52a, Texas Constitution, and Chapter 380, Texas Local Government Code ("Chapter 380"), pursuant to which the City has the authority to make grants or loans of public funds for the public purposes of promoting local economic development and stimulating business and commercial activity within the City is in the best interests of the City.

Tom Farley made the motion to approve both Bonner Roofing and Metal, Inc. and Thind General Stores, LLC Economic Development Agreements and Lewis Ivey second.

All in favor, none opposed, motion carries

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ITEM #7: Consideration and approval of award of bids received on Neil Pickett Street Water Line Project, paid for by the TDA TxCDBG grant. Bob Thurber with KSA answered question by the Council.

Lewis Ivey made the motion to approve approval of award of bids received on Neil Pickett Street Water Line Project, paid for by the TDA TxCDBG grant and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #8: Discuss, consider and adopt Resolution 2018-06-001 to designate authorized signators for the Texas CDBG Program Planning Contract No. 7217054.

Lewis Ivey made the motion to adopt Resolution 2018-06-001 and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #9: Discuss, consider and approve Resolution 2018-06-002 adopting required CDBG Civil Rights policies.

Lewis Ivey made the motion to adopt Resolution 2018-06-002 and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #10: Discuss, consider and proclaim April as Fair Housing Month. This proclamation will help fulfill the Fair Housing activity obligations as required by the grant.

Lewis Ivey made the motion to proclaim April as Fair Housing Month and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #11: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 5:58 PM and Don Hendrick seconded.

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All in Favor, none opposed, motion carries

Lewis Ivey, Mayor Pro Tem

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, August 13, 2018 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Citizen, Ryan Bowman, requested to discuss water meters and billing as well as address city streets in regard to the Diboll Mobil Home Community – Parkland Ventures.

Item #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be Discussion and action to consider an Ordinance Discussion and action to consider an Ordinance separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a. Minutes from June 11, 2018 City Council Regular Session Meeting
b. Financial Report for July 2018
c. Investment Report for the Quarter Ending June 30, 2018

Item #3: Consideration and approval of the attached Community Development Program Guidelines for the sale of 25 lots which were donated by the T.L.L. Temple Foundation for economic development.

Item #4: Discuss, consider setting a date for a Budget Workshop.

Item #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

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Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 10, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/10/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, AUGUST 13, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey and Councilmember's Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor John McClain and Councilmember, Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Chief, Steve Baker

Mayor Pro Tem Ivey called the meeting to order at 5:15 pm and Reverend David Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor Pro-Tem Ivey.

CITIZEN PARTICIPATION: None

ITEM #1: Ryan Bowman Cooper, manager of Diboll Mobil Home Park, requested to discuss multiple water meters with separate billing for rental site as well as address city streets in regard to the Diboll Mobil Home Community – Parkland Ventures.

After a long discussion between Ms. Cooper, Council, the City Manager and Finance Director, who explained the current City Ordinance and explained that any water lines from the main meters, which are located on private property, are the responsibility of the customer and anything on the other side is the City's responsibility so therefore, at this time, we could not install multiple meters; however, Daniel Lopez stated he could take a copy of Ms. Coopers notes and research further. Item will be tabled until the next scheduled City Council meeting, September 10, 2018.

ITEM #2: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

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a. Minutes from June 11, 2018 City Council Regular Session Meeting
b. Financial Report for July 2018
c. Investment Report for the Quarter Ending June 30, 2018

Tom Farley made the motion to approve and Don Hendrick second the nomination. No other nominations were discussed or made.

All in favor, none opposed, motion carries

ITEM #3: Consideration and approval of the attached Community Development Program Guidelines for the sale of 25 lots which were donated by the T.L.L. Temple Foundation for economic development, for $3,000.00 per lot.

Discussion noted that payment would be cash, cashier's check, or credit card and no personal checks. Lots would be on a first come, first serve basis.

Daniel Lopez made the motion to approve the sale of the 25 donated lots for $3,000.00 each and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: Discuss and consider taking action to schedule a date for a Budget Workshop.

After coordinating councils schedule, it was decided that the best date to conduct the Budget Workshop would be Tuesday, September 04, 2018 at 5:15 pm.

Don Hendrick made the motion to approve to schedule the Budget Workshop for September 04, 2018 at 5:15 pm and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

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ADJOURNMENT:

Daniel Lopez made the motion to adjourn at 6:34 PM and Tom Farley seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special called workshop session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, August 28, 2018 at 5:15p.m.

Call to Order

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Council to conduct a Budget Workshop to review the 2019 Fiscal Budget, as presented by Finance Director, Elvia Esteves-Garza.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 24, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/22/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED WORKSHOP SESSION MEETING ON TUESDAY, AUGUST 28, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain and Councilmember's Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor Pro Tem, Lewis Ivey and Councilmembers Tom Farley and Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Chief, Steve Baker

Mayor McClain called the meeting to order at 5:15 pm.

CITIZEN PARTICIPATION: None

ITEM #1: Council to conduct a Budget Workshop to review the 2019 Fiscal Budget, as presented by Finance Director, Elvia Esteves-Garza.

ADJOURNMENT:

Daniel Lopez made the motion to adjourn at 6:58 PM and Don Hendrick second.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, September 04, 2018 at 12:00 noon.

Call to Order

Invocation

Item #1: The Diboll Council will hold a closed Executive Session pursuant to the provisions of Chapter 551, sub-chapter D, Texas Government Code, in accordance with the authority contained in § 551.071 Consultation With Attorney; Closed Meeting - regarding pending litigation or contemplated litigation or settlement offer involving Sarah Thompson vs City of Diboll; et.al, Cause No. CV 00548-17-08.

Consider possible action to approve settlement; CV 00548-17-08 Sarah Thompson vs City of Diboll.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 31, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/31/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED MEETING ON TUESDAY, SEPTEMBER 04, 2018 AT 12:00 NOON AT THE DIBOLL CITY HALL.

COUNCIL PRESENT

Mayor John C. McClain and Councilmember's Don Hendrick, Veronica Hernandez, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor Pro Tem, Lewis Ivey and Councilmember, Tom Farley

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Police Chief, Steve Baker

Mayor John C. McClain called the meeting to order at Noon.

CITIZEN PARTICIPATION: None

Diboll Council immediately entered into a closed Executive Session pursuant to the provisions of Chapter 551, sub-chapter D, Texas Government Code, in accordance with the authority contained in § 551.071 Consultation With Attorney; Closed Meeting - regarding pending litigation or contemplated litigation or settlement offer involving Sarah Thompson vs City of Diboll; et.al, Cause No. CV 00548-17-08.

Council returned from Executive Session at 12:20 pm.

Council took action to consider approving settlement offer and payment schedule; CV 00548-17-08 Sarah Thompson vs City of Diboll.

Daniel Lopez made the motion to approve the settlement officer and payment schedule and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ADJOURNMENT:

Daniel Lopez made the motion to adjourn at 12:22 PM and Don Hendrick seconded.

All in Favor, none opposed, motion carries

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, September 10, 2018 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Citizen, Ryan Bowman Cooper, follow-up discussion regarding request for individual water meters and billing for Diboll Mobil Home Community – Parkland Ventures.

Item #2: Tim Allen, Vice President of American Enerpower, requested to discuss energy costs with the City Council.

Item #3: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from August 13, 2018 City Council Regular Session Meeting
b. Minutes from August 28, 2018 City Council Special Called Budget Workshop Meeting
c. Minutes from September 4, 2018 Special Called City Council Meeting

Item #4: PUBLIC HEARING - Proposal to Amend Chapter 24 "Zoning" of City of Diboll Code of Ordinances

Item #5: Consideration and approval of Ordinance 2018-09-001 which would amend Chapter 24 "Zoning" of the City of Diboll Code of Ordinances, amending the official zoning district map from single family dwelling to multi-family on two tracts of land along Lumberjack Drive, as outlined and detailed in the attached ordinance.

Item #6: PUBLIC HEARING – Proposed 2018-2019 Fiscal Year Municipal Budget

Item #7: Consideration and approval of Ordinance 2018-09-002 adopting the Diboll Municipal Budget for fiscal year 2018-2019; as reviewed during the August 28, 2018 Budget Workshop by the Diboll City Council.

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THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF $92,881, WHICH IS A 7.96 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS $93,918.

Item #8: Consideration and approval of Tax Levy Ordinance 2018-09-003 of the City of Diboll, Texas.

Item #9: Consideration and approval of Amendment of Fiscal 2018 Budget

Item #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 7, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 09/07/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON MONDAY, SEPTEMBER 10, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey and Councilmember's Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember, Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza and Police Assist Chief, Norman Williams.

Mayor McClain called the meeting to order at 5:15 pm and Reverend David Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: Ryan Bowman Cooper, manager of Diboll Mobil Home Park, requested to discuss multiple water meters with separate billing for rental site as well as address city streets in regard to the Diboll Mobil Home Community – Parkland Ventures.

NO ACTION OR DISCUSSION was taken as Ms. Cooper nor a representative from the Mobil Home Park attended.

ITEM #2: Tim Allen, Vice President of American Enerpower, requested to discuss energy costs with the City Council and stated that our current electrical provider's contract is scheduled to end January 2020. After a brief presentation with handouts stating that American Enerpower would offering lower rates to be locked-in for a 10-year period. Council agreed to consider American Enerpower when the current electrical provider's contract ends.

ITEM #3: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

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a. Minutes from August 13, 2018 City Council Regular Session Meeting
b. Minutes from the August 28, 2018 City Council Special Called Budget Workshop Meeting
b. Minutes from September 4, 2018 Special Called City Council Meeting

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: PUBLIC HEARING - Proposal to Amend Chapter 24 "Zoning" of City of Diboll Code of Ordinances

The following citizens expressed their opinions against the amendment, with Lora Myrick who works for the developer and proposed unit manager, Mike Parks, addressed their questions:

1. Debbie Woodward
2. Lee Woodward
3. Mark Kettering

Mayor McClain closed the public hearing once all had been given an opportunity to address council.

ITEM #5: Consideration and approval of Ordinance 2018-09-001 which would amend Chapter 24 "Zoning" of the City of Diboll Code of Ordinances: amending the official zoning district map from single family dwelling to multi-family on two tracts of land along Lumberjack Drive, as outlined and detailed in the attached ordinance.

Tom Farley made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #6: PUBLIC HEARING – Proposed 2018-2019 Fiscal Year Municipal Budget

Mayor McClain opened the hearing; there was no citizen participation; therefore, the Mayor closed the hearing.

ITEM #7: Consideration and approval of Ordinance 2018-09-002 adopting the Diboll Municipal Budget for fiscal year 2018-2019; as reviewed during the August 28, 2018 Budget Workshop by the Diboll City Council.

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF $92,881, WHICH IS A 7.96 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS $93,918.

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Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #8: Consideration and approval of Tax Levy Ordinance 2018-09-003 of the City of Diboll, Texas.

Don Hendrick made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #9: Consideration and approval of Amendment of Fiscal 2018 Budget

Lewis Ivey made the motion to approve and Daniel Lopez second.

All in favor, none opposed, motion carries

ITEM #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 6:04 PM and Don Hendrick second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a special session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Monday, November 19, 2018 at 2:00 pm.

Call to Order

Invocation

Item #1: Consideration and approval of Resolution 2018-11-001 amending the Diboll municipal budget for fiscal year 2018-2019 to include an additional $25,000 for repairs and maintenance at the Neches Pines Golf Course.

Item #2: Consideration and approval of Resolution 2018-11-002 regarding approving a finance contract for the purpose of procuring a mowers and cutters.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on November 16, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 11/16/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED MEETING ON MONDAY, NOVEMBER 19, 2018 AT 2:00 PM AT THE DIBOLL CITY HALL.

COUNCIL PRESENT

Mayor John C. McClain and Councilmember's Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor Pro Tem, Lewis Ivey and Councilmember, Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Police Chief, Steve Baker

Mayor John C. McClain called the meeting to order at 2:00 pm.

CITIZEN PARTICIPATION: None

ITEM #1 - Consideration and approval of Resolution 2018-11-001 amending the Diboll municipal budget for fiscal year 2018-2019 to include an additional $25,000 for repairs and maintenance at the Neches Pines Golf Course.

Daniel Lopez made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

ITEM #2 - Consideration and approval of Resolution 2018-11-002 regarding approving a finance contract for the purpose of procuring a mowers and cutters.

Daniel Lopez made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

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ADJOURNMENT:

Don Hendrick made the motion to adjourn at 2:08 PM and Charles Moses, Sr. seconded.

All in Favor, none opposed, motion carries

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, December 11, 2018 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from September 10, 2018 City Council Regular Session Meeting
b. Minutes from November 19, 2018 City Council Special Called Meeting
c. Financial Report for November 2018
d. Investment Report for the Quarter Ending September 30, 2018

Item #2: PUBLIC HEARINGS – Three (3) separate hearings

1) Proposal to approve an ordinance granting the petition for voluntary annexation filed by Charlotte Ann Temple, individually, and Ellen C. Temple, as co-trustee of Ellen C. Temple marital trust; providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of **78.5584 acres** situated a 94.183- acre tract of land located in the Antonio Chavano Survey Abstract Number A-9, Angelina County, Texas.
2) Proposal to approve an ordinance granting the petition for voluntary annexation filed by Nirmal Singh Thind, owner Thind General Stores, LLC for a 4.3668-acre tract of land identified as property ID #19377 with Angelina County, Texas.
3) Proposal to approve an ordinance granting the petition for voluntary annexation filed by John and Joann Bonner, co-owners of Bonner Roofing & Metal, Inc. for a 4.4-acre tract of land identified as property ID #19374 with Angelina County, Texas.

Item #3: Consideration and approval of Ordinance 2018-12-001 granting the petition for voluntary annexation filed by Charlotte Ann Temple, individually, and Ellen C. Temple, as co-trustee of Ellen C. Temple marital trust; providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of a **78.5584 acres** situated a 94.183- acre tract of land located in the Antonio Chavano Survey Abstract Number A-9, Angelina County, Texas.

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Item #4 Consideration and approval of Ordinance 2018-12-002 granting the petition for voluntary annexation filed by Nirmal Singh Thind, owner Thind General Stores, LLC for a 4.3668-acre tract of land identified as property ID #19377 with Angelina County, Texas.

Item #5 Consideration and approval of Ordinance 2018-12-003 granting the petition for voluntary annexation filed by John and Joann Bonner, co-owners of Bonner Roofing & Metal, Inc. for a 4.4-acre tract of land identified as property ID #19374 with Angelina County, Texas.

Item #6: Consideration and approval of amending the City of Diboll's Code of Ordinances Chapter 6, Article II, Division 2, Section 6.36 as to the Diboll Voluntary Fire Department Fire Marshal direct reporting policy. Currently the Fire Marshal reports directly to the Mayor and City Council.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts; Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on December 8, 2018 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 12/07/2018

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, DECEMBER 11, 2018 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey and Councilmember's Tom Farley, Veronica Hernandez, Don Hendrick, and Charles Moses, Sr.

ABSENT

Councilmember, Daniel Lopez.

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall and Finance Director Elvia Esteves-Garza

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, lead my Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Minutes from September 10, 2018 City Council Regular Session Meeting
b) Minutes from November 19, 2018 City Council Special Called Meeting
c) Financial Report for November 2018
d) Investment Report for the Quarter Ending September 30, 2018

Tom Farley made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #2: PUBLIC HEARING - Item #2: PUBLIC HEARINGS – Three (3) separate hearings

1. Proposal to approve an ordinance granting the petition for voluntary annexation filed by Charlotte Ann Temple, individually, and Ellen C. Temple, as co-trustee of Ellen C. Temple marital trust; providing for the extension of certain boundary limits of the City of Diboll,

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Texas to include annexation of 78.5584 acres situated inside a 94.183- acre tract of land located in the Antonio Chavano Survey Abstract Number A-9, Angelina County, Texas.

2. Proposal to approve an ordinance granting the petition for voluntary annexation filed by Nirmal Singh Thind, owner Thind General Stores, LLC for a 4.3668-acre tract of land identified as property ID #19377 with Angelina County, Texas.

3. Proposal to approve an ordinance granting the petition for voluntary annexation filed by John and Joann Bonner, co-owners of Bonner Roofing & Metal, Inc. for a 4.4-acre tract of land identified as property ID #19374 with Angelina County, Texas.

Mayor McClain opened the public hearings, each separately and, after there was no citizen participation, closed the public hearings, each separately, once everyone had been given an opportunity to address council for each hearing.

ITEM #3: Consideration and approval of Ordinance 2018-12-001 granting the petition for voluntary annexation filed by Charlotte Ann Temple, individually, and Ellen C. Temple, as co-trustee of Ellen C. Temple marital trust; providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of a 78.5584 acres situated inside a 94.183-acre tract of land located in the Antonio Chavano Survey Abstract Number A-9, Angelina County, Texas.

Don Hendrick made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: Consideration and approval of Ordinance 2018-12-002 granting the petition for voluntary annexation filed by Nirmal Singh Thind, owner Thind General Stores, LLC for a 4.3668-acre tract of land identified as property ID #19377 with Angelina County, Texas.

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: Consideration and approval of Ordinance 2018-12-003 granting the petition for voluntary annexation filed by John and Joann Bonner, co-owners of Bonner Roofing & Metal, Inc. for a 4.4-acre tract of land identified as property ID #19374 with Angelina County, Texas.

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

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ITEM #6: Consideration and approval of amending the City of Diboll's Code of Ordinances Chapter 6, Article II, Division 2, Section 6.36 as to the Diboll Voluntary Fire Department Fire Marshal direct reporting policy. Currently the Fire Marshal reports directly to the Mayor and City Council.

After discussion and clarification as to the current reporting policy for the Fire Marshal, it was decided to take no action at this time but to reinforce the current policy and have the Fire Chief and Fire Marshal reporting to the Mayor and City Council the same as the other department heads during regular scheduled City Council meetings.

No action taken or required.

ITEM #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts, Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Tom Farley made the motion to adjourn at 5:42 PM and Don Hendrick second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, January 15, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from December 11, 2018 City Council Regular Session Meeting
b. Financial Report for December 2018
c. Investment Report for Quarter Ending December 2018

Item #2: Discuss and Consider taking action to adopt Resolution 2019-01-001 calling of the May 04, 2019 general election. City Council has three (3) positions with terms ending in 2019, as listed below:

a. District 1 *(Veronica Hernandez)*
b. District 3 *(Don Hendrick)*
c. At Large Place 5 *(Tom Farley)*

Item #3 Consideration and approval of Diboll for Diboll (D4D) advisory committee selections, as listed below:

1. Gary Gores
2. Sandra Pouland
3. David Goodwin
4. Joe Crabtree
5. Benita Duffield

Item #4 Continuation from last month for consideration and approval of amending the City of Diboll's Code of Ordinances Chapter 6, Article II, Division 2, Section 6.36 as to the Diboll Voluntary Fire Department Fire Marshal direct reporting policy. Currently the Fire Marshal reports directly to the Mayor and City Council.

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After discussion and clarification as to the current reporting policy for the Fire Marshal, it was decided to take no action at last month's meeting on this item but to reinforce the current policy and have the Fire Chief and Fire Marshal reporting to the Mayor and City Council the same as the other department heads during regular scheduled City Council meetings, as well as requested a current budget analysis from Finance Director, Elvia Esteves-Garza.

a. Fire Department Budget Analysis

Item #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center – Loretta Christmas, Civic Center Director
h. Finance & Court – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on January 11, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Revised Posted: 01/11/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, JANUARY 15, 2019 AT 5:15PM, DIBOLL CITY HALL

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey and Councilmember's, Veronica Hernandez, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Councilmember, Tom Farley.

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Finance Director Elvia Esteves-Garza, Fire Chief Gary Jones, Police Chief Steve Baker and Assistant Police Chief Norman Williams.

Mayor McClain called the meeting to order at 5:15 pm and Reverend David Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: Debbie Woodward of 907 Dogwood in the Deer Trace Subdivision addressed the Mayor and Council with concerns for proposed apartments on Lumberjack Drive. Mrs. Woodward presented a signed petition by residents in the area who are opposed to building apartments on Lumberjack Drive, stating concerns with water drainage, safety, property values, traffic flow, etc. Mrs. Woodward understands that she was not on the agenda for tonight so no action would be taken at this time but plans to address the mayor and council again at a proposed Town Hall meeting scheduled on a Saturday in the near future.

ITEM #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Minutes from December 11, 2018 City Council Regular Session Meeting
b) Financial Report for December 2018
c) Investment Report for the Quarter Ending December 31, 2018

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

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ITEM #2: Discuss and consider taking action to adopt Resolution 2019-01-001 calling of the May 04, 2019 general election. City Council has three (3) positions with terms ending in 2019, as listed below:

a) District 1 (Veronica Hernandez)
b) District 3 (Don Hendrick)
c) At Large Place 5 (Tom Farley)

Daniel Lopez made the motion to approve and Lewis Ivey second.

All in favor, none opposed, motion carries

ITEM #3: Consideration and approval of Diboll for Diboll (D4D) advisory committee selections, as listed below:

1. Gary Gores
2. Sandra Pouland
3. David Goodwin
4. Joe Crabtree
5. Benita Duffield

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Continuation from last month for Consideration and approval of amending the City of Diboll's Code of Ordinances Chapter 6, Article II, Division 2, Section 6.36 as to the Diboll Voluntary Fire Department Fire Marshal direct reporting policy. Currently the Fire Marshal reports directly to the Mayor and City Council.

After discussion and clarification as to the current reporting policy for the Fire Marshal, it was decided to take no action at last month's meeting on this item but to reinforce the current policy and continue to have the Fire Chief and Fire Marshal reporting to the Mayor and City Council and provide a monthly report the same as the other department heads during regular scheduled City Council meetings. The council also requested a current budget analysis from Finance Director, Elvia Esteves-Garza, which was prepared and presented to Mayor and Council.

a) Fire Department Budget Analysis Prepared by Finance Director, Elvia Esteves-Garza

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There was discussion regarding the current 2019 Budget for the Diboll Fire Department and changes from prior years. Mayor and council discussed the item with both Fire Chief Gary Jones and Finance Director Elvia Esteves-Garza and it was decided to table the Budget for the February 12, 2019 regular session meeting and take no action at this time.

ITEM #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts Jr., Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center – Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Don Hendrick made the motion to adjourn at 6:00 PM and Lewis Ivey second.

All in Favor, none opposed, motion carries.

Daniel Lopez, Moderator
In lieu of absence of Mayor and
Mayor Pro Tem

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, February 12, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: PUBLIC HEARING: A representative from GrantWorks, Inc. will give a brief presentation as part of the City's comprehensive planning process for 2019-2029 – TXCDBG Planning Study Contract No. 7217054.

Item #2: Presentation of the Angelina County & Cities Health District – 2018 Public Heath Annual Report by Sharon Shaw, Administrator.

Item #3: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from January 15, 2019 City Council Regular Session Meeting

Item #4: Consideration and approval of Resolution 2019-02-001 amending the 2018-2019 City of Diboll Operating Budget to add budget line item for an appropriation of $30,000 for court security improvements from the Security Fund.

a. See the attached memo from Finance Director Elvia Esteves-Garza regarding the request.

Item #5: Consideration and approval of Resolution 2019-02-002 amending the Diboll municipal budget for fiscal year 2018-2019 to include an additional $9,437.50 to purchase soil treatment chemicals to promote grass growth.

a. Vi-Core Invoice #18-148

Item #6: Consideration and approval of Resolution 2019-02-003 amending the City of Diboll's Wellness Program

a. City of Diboll's Annual Exam Verification Form

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Item #7: Consideration and approval of Resolution 2019-02-004 amending the 2018-2019 Diboll Volunteer Fire Department operating budget by adding an additional $10,000 as requested by Fire Chief, Gary Jones, which would include the Fire Marshal's operating budget.

Item #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on February 08, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 02/08/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, FEBRUARY 12, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Councilmembers Tom Farley Don Hendrick, Daniel Lopez and Charles Moses, Sr.

Daniel Lopez was elected Moderator for tonight's City Council meeting in lieu of absence of the Mayor and Mayor Pro Tem, with a nomination by Tom Farley and second by Charles Moses, Sr. All were in favor.

ABSENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey and Councilmember Veronica Hernandez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Fire Chief Gary Jones, Police Chief Steve Baker and Assistant Police Chief Norman Williams.

Moderator, Councilman Lopez called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Moderator, Councilman Lopez.

CITIZEN PARTICIPATION: None

Item #1: PUBLIC HEARING: A Danielle Rojas from GrantWorks, Inc. gave a brief presentation as part of the City's comprehensive planning process for 2019-2029 – TXCDBG Planning Study Contract No. 7217054 and gave handouts to council outlying the plans.

Item #2: Presentation of the Angelina County & Cities Health District – 2018 Public Heath Annual Report by Sharon Shaw, Administrator, who provided handouts to the council outlying funds allocated for numerous programs including but not limited to the Patient Assistance Program, WIC, Flu Vaccinations, the Literacy Center in Diboll.

ITEM #3: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Minutes from January 15, 2018 City Council Regular Session Meeting

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Tom Farley made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #4: Consideration and approval of Resolution 2019-02-001 amending the 2018-2019 City of Diboll Operating Budget to add budget line item for an appropriation of $30,000 for court security improvements from the Security Fund.

a. See the attached memo from Finance Director Elvia Esteves-Garza regarding the request.

Tom Farley made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #5: Consideration and approval of Resolution 2019-02-002 amending the Diboll municipal budget for fiscal year 2018-2019 to include an additional $9,437.50 to purchase soil treatment chemicals to promote grass growth at Neches Pines Golf Course.

a. Vi-Core Invoice #18-148

Don Hendrick made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #6: Consideration and approval of Resolution 2019-02-003 amending the City of Diboll's Wellness Program

a. City of Diboll's Annual Exam Verification Form

Don Hendrick made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #7: Consideration and approval of Resolution 2019-02-004 amending the 2018-2019 Diboll Volunteer Fire Department operating budget by adding an additional $10,000 as requested by Fire Chief, Gary Jones, which would include the Fire Marshal's operating budget.

Tom Farley made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

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ITEM #8: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts Jr., Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Don Hendrick made the motion to adjourn at 6:11 PM and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, March 12, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from February 12, 2019 City Council Regular Session Meeting
b. Financial Report – February 2019

Item #2: Consideration and approval of Resolution 2019-03-001 to cancel the May 04, 2019 municipal election in accordance with section 2.053(a) of the Texas Election Code due to no unopposed candidates.

Item #3: Consideration and approval of Resolution 2019-03-002 to adopt the 2019 Angelina County Multi-Jurisdiction Hazard Mitigation Action Plan which will serve as a guiding document for local officials, emergency management, and the general public with the goal of preventing or reducing future impacts from natural hazards.

Item #4: Consideration and approval of Resolution 2019-03-003 authorizing the closing of one (1) existing cash account at Southside Bank as proposed by Finance Director, Elvia Esteves-Garza, who states the City *"has paid off our 2010 Refunding Bond and no longer need the Southside bank account ending in 5615 titled I&S 2010 Refunding"*.

Item #5: Discuss and consider taking action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $14,000.00, toward 2019 festivals

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Item #6: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on March 08, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 03/08/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, MARCH 12, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey, Councilmembers Tom Farley, Don Hendrick and Charles Moses, Sr.

ABSENT

Councilmember Veronica Hernandez and Daniel Lopez.

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Fire Chief Gary Jones, Police Sergeant Matt Reppond.

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Minutes from February 12, 2019 City Council Regular Session Meeting
b) Financial Report – February 2019

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #2: Consideration and approval of Resolution 2019-03-001 to cancel the May 04, 2019 municipal election in accordance with section 2.053(a) of the Texas Election Code due to no unopposed candidates.

Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

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ITEM #3: Consideration and approval of Resolution 2019-03-002 to adopt the 2019 Angelina County Multi-Jurisdiction Hazard Mitigation Action Plan which will serve as a guiding document for local officials, emergency management, and the general public with the goal of preventing or reducing future impacts from natural hazards.

Don Hendrick made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #4: Consideration and approval of Resolution 2019-03-003 authorizing the closing of one (1) existing cash account at Southside Bank as proposed by Finance Director, Elvia Esteves-Garza, who states the City "has paid off our 2010 Refunding Bond and no longer need the Southside bank account ending in 5615 titled I&S 2010 Refunding".

Lewis Ivey made the motion to approve and Tom Farley second.

All in favor, none opposed, motion carries

ITEM #5: Discuss and consider taking action to authorize City Manager, Gerry Boren, to allocate collected Hotel-Motel Occupancy Tax funds, up to $14,000.00, toward 2019 festivals

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #6: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts Jr., Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Lewis Ivey made the motion to adjourn at 5:27 PM and Tom Farley second.

All in Favor, none opposed, motion carries.

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, April 09, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from March 12, 2019 City Council Regular Session Meeting
b. Financial Report for March 2019
c. Investment Report for the Quarter Ending March 2019

Item #2: Consideration and approval of Resolution 2019-04-001 authorizing the filing of an application for financial assistance from the Texas Department of Transportation's State Infrastructure Bank for the Lumberjack Drive extension to the proposed Highway 59 Relief Route Around Diboll.

Item #3: Consideration and approval of Resolution 2019-04-002 authorizing amending the City of Diboll's Municipal Code of Ordinances, Chapter 21, Section 21-33 which would allow new customer sewer rates to be set at a flat $40.00 fee until a billing history is obtained for an average minimum monthly fee as opposed to the current ordinance which charges the sewer rates for new customers the same as the current water rate.

Item #4: Consideration and approval of revised Lottie & Arthur Temple Civic Center rental agreement contract and schedule fees as outlined in the attached.

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Item #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Elvia Esteves-Garza, Finance Director
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on April 05, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 04/02/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, APRIL 09, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey, Councilmembers Veronica Hernandez, Don Hendrick, Daniel Lopez, and Charles Moses, Sr.

ABSENT

Councilmember Tom Farley

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, and Police Chief Steve Baker.

Mayor McClain called the meeting to order at 5:15 pm and Mayor Pro Tem Lewis Ivey gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

ITEM #1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be discussion and action to consider an Ordinance Discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Minutes from March 12, 2019 City Council Regular Session Meeting
b) Financial Report – March 2019
c) Investment Report for the Quarter Ending March 2019

Lewis Ivey made the motion to approve and Daniel Lopez second.

All in favor, none opposed, motion carries

ITEM #2: Consideration and approval of Resolution 2019-04-001 authorizing the filing of an application for financial assistance from the Texas Department of Transportation's State Infrastructure Bank for the Lumberjack Drive extension to the proposed Highway 59 Relief Route Around Diboll.

Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in favor, none opposed, motion carries

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ITEM #3: Consideration and approval of Resolution 2019-04-002 authorizing amending the City of Diboll's Municipal Code of Ordinances, Chapter 21, Section 21-33 which would allow new customer sewer rates to be set at a flat $40.00 fee until a billing history is obtained for an average minimum monthly fee as opposed to the current ordinance which charges the sewer rates for new customers the same as the current water rate.

After discussion, the Mayor and Council decided to table this proposal until the next City Council meeting.

ITEM #4: Consideration and approval of revised Lottie & Arthur Temple Civic Center rental agreement contract and schedule fees as outlined in the attached.

Lewis Ivey made the motion to approve and Don Hendrick second.

All in favor, none opposed, motion carries

ITEM #5: CITY MANAGER AND DEPARTMENT HEAD REPORTS:

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
b. Street Department Report – Matt Todd, Department Head
c. Water Department Report – Robby Roberts Jr., Department Head
d. Wastewater Department Report – Bridget Sarver, Department Head
e. Parks Department Report – Luis Maldonado, Department Head
f. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
g. Finance & Court – Elvia Esteves-Garza, Finance Director
h. City Manager, Gerry Boren

ADJOURNMENT:

Don Hendrick made the motion to adjourn at 5:41 PM and Lewis Ivey second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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LOTTIE & ARTHUR TEMPLE
CIVIC CENTER
DIBOLL, TEXAS

601 Dennis Street
Diboll Texas 75941
Phone 936-829-4757
Fax 936-829-1179

Rental Packet

CITY OF DIBOLL
DIBOLL, TEXAS

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Facility Information

Our main Banquet Hall has 5,400 square feet of floor space and fluorescent and recess lighting that will fit every clients needs.

A dressing room with vanity style mirrors, sink and secluded stall is also available.

Our large commercial grade kitchen is equipped with stainless steel appliances, including an ice machine, side by side refrigerator/freezer combo, microwave, conventional oven, deep commercial sinks, warmer oven, Bunn coffee potand lots of counter space.

Our state of the art sound system includes wireless microphones, both hand held and lapels are provided. CD changer and ipod/iphone dock is available.

For your video needs, we have a ceiling mount LCD Projector with a 16' X 20' retractable screen. Great for slide shows and power point presentations!! A DVD player is available including a connection port for your computer.

All events are provided with tables and chairs. The following tables and chairs are available for your event:

(36) 12ft rectangle banquet tables that seat 12
(15) 6ft round tables that seat 8-10
(24) 5ft round tables that seat 6-8
(3) 6ft tables
(2) Beverage table, double layer table
(450) Chairs, Black Frame, Gray-Scale Fabric

The stage/dance floor area is 2,900 square feet. The stage is not to be moved at any time. Moving the stage is NOT an option.

Facility Rates

Deposit		$400
Base rate		
Monday-Thursday	8am-12am	$300
Friday	8am- 12am	$400
Saturday	8am-12am	$1100
Sunday	1pm-10pm	$300
Setup rate		$400

Amenities	
DJ/Band Fee	$50
Sound System	$200
Projector/Screen	$100
Coffee Pot ONLY	Free

Other

Returned check fee	$30
Security deposit	$400

Initial_____

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Policies and Guidelines

Deposits

Deposit must be paid to reserve a date. Deposit refunds will be returned by check within 30 days following the event under the following conditions.

- No damages are sustained to the facility or any property within the facility belonging to the City of Diboll
- Renter did not exceed times specified for the event.
- All decorations, objects and property not belonging to the City of Diboll are removed from the facility.
- All floors are swept, all trash is removed to the provided dumpster and the entire facility including bathrooms and kitchen are returned to a clean and rentable condition. We offer 15 trash can liners.

Cancellations

Reservations cancelled outside of 60 days of the event are subject to a $50 office procedure/handling fee; resulting in a deposit refund of $350. If cancellation is made within 60 days of the event, it will result in the loss of full deposit.

Payment

All payments are due 30 days prior to event. NO EXCEPTIONS!!!!!

Security Officer

Security will be required for any events honoring a minor or events where alcohol will be served. ***The renter will be responsible for contracting and paying security***. You must provide proof of scheduled security 30 days prior to your event. Security must be scheduled to arrive 30 minutes prior to the event m. One security officer is required for each **100 guests**.

Alcohol Policy

MUST HAVE A LICENSED BAR TENDER AT ALL EVENTS WITH ALCOHOL

If alcoholic beverages will be served, sold or otherwise provided or allowed in or on the facility grounds at your event, it is your responsibility to comply with all laws concerning the possession and consumption of the same.

It is the policy of the Lottie & Arthur Temple Civic Center, that if your event will have alcohol of any kind, you will be required to contract a licensed bartender of your choice to distribute the alcohol. The Civic Center will not supply or store the alcohol before or after the event. The contractor shall supply the civic center with a copy of all licenses and ID's at least 30 days prior to the event.

Alcoholic beverages can only be served to individuals 21 years of age or older. At no time shall a minor be served alcoholic beverages.

If alcohol is found during your event and there is no licensed bartender, or a minor is in possession of an alcoholic beverage your event will be shut down and action will be taken.

Initial_____

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Please remember to drink responsibly and have a designated driver for your departure from the Civic Center.

If you need a designated driver please see the referred services below:

Guinness Taxi · (936) 404-8264

Hughes Cab Co · (936) 637-6388

Unaccompanied Children

Children are not allowed to roam the lobby or outside the facility without supervision of an adult. The staff as well as security will instruct all children to return to the banquet hall. The entrance doors in the lobby are to remain shut during events at all times.

Roll up Door

Please let your band or DJ know that the roll up door at the rear of the staging area is to remain closed at all times during your event.

Floor Plans

A floor plan of your choice is set up for you by civic center staff the day prior to your event. If a floor plan is not submitted to the civic center 2 weeks prior to your event, you will forfeit this service and this will become your responsibility.

Thank you for choosing our facility.

Initial_____

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Lottie and Arthur Temple Civic Center Rental Agreement

Rental Number:_____

Name:_____

Address:_____

City:_____ State:_____ Zip:_____

Home #_____Work #_____ Cell #_____

Driver's License State: _____ Number:_____DOB_____

Date of Event:_____

Time of Event:_____am/pm to _____am/pm

Type of Event:_____

Approximate number of guests:_____

Fees:

Deposit	$400	Projector/Screen	_____
Base	_____		
Setup	_____		
DJ/Band	_____		
Sound System	_____	TOTAL	_____

I have been provided a copy of the rental packet and have read and understand the guidelines, policies and procedures provided. I understand that if I do not abide by the regulations that have been given and explained to me, I am subject to losing all deposits paid and/or forfeiture of my event. By signing below I am in agreement and take full responsibility for meeting all policies and for any damages at the civic center during my event.

To the fullest extent permitted by law, the renter shall indemnify, and hold harmless the City of Diboll from and against any claims, damages, losses, or expenses, including but not limited to attorney fees, which arise out of or in any way relate to, any and all personal injury, death and /or property damage in connection with their use of the Lottie and Arthur Temple Civic Center. This includes any act or omission by the City or any of the City's representatives, and employees of the City of Diboll.

_____ _____

Client Printed Name Phone

_____ _____

Client Signature Date

Initial_____

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Release of Liability

To the extent allowed by the State of Texas, client agrees to defend, indemnify, and hold harmless Center (City of Diboll and The Lottie & Arthur Temple Civic Center, their agents, representatives and employees), each severally and separately, from and against any and all liabilities, demands, claims, damages, losses, costs and expense of any kind or nature whatsoever, including without limitation any and all costs of defense, made against or incurred or suffered by Center, and such indemnities as a direct or indirect result or consequence of injury, sickness, illness, or harm, any other cause of action whatsoever arising out of, resulting from, or which would not have occurred but for this Agreement or Client's use of the premises, facilities or equipment of Center. Client further agrees to release and acquit Center, its agents, representatives and employees, from and against any and all liabilities, demands, claims, damages, losses, costs and expense of any kind or nature whatsoever, including those enumerated herein above. This includes any and all companies/individual contractors that are contracted through renter. (This includes Caterer, Decorator, Event Planner, Band, DJ and Bakeries.)

_____ _____

Print Date

_____

Signature

_____ _____

Civic Center Representative Date

Initial_____

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STAGE AND EQUIPMENT RELEASE

The Civic Center staff has set your floor plan up according to your request. In the event any changes are made during your rental hours to the stage or any other equipment owned by the Civic Center and the City of Diboll you release the City, Civic Center its staff, or anyone directly related of any liability in the incident that anyone is harmed or any violations of city or state code occurs. You, the lessee, are responsible and hereby the person in charge if there is no Civic Center staff on duty.

To the extent allowed by the State of Texas, client agrees to defend, indemnify, and hold harmless Center (City of Diboll and The Lottie & Arthur Temple Civic Center, their agents, representatives and employees), each severally and separately, from and against any and all liabilities, demands, claims, damages, losses, costs and expense of any kind or nature whatsoever, including without limitation any and all costs of defense, made against or incurred or suffered by Center, and such indemnities as a direct or indirect result or consequence of injury, sickness, illness, or harm, any other cause of action whatsoever arising out of use of the premises, facilities or equipment of Center. Client further agrees to release and acquit Center, its agents, representatives and employees, from and against any and all liabilities, demands, claims, damages, losses, costs and expense of any kind or nature whatsoever, including those enumerated herein above. This includes any and all companies/individual contractors that are contracted through renter. (This includes Caterer, Decorator, Event Planner, Band and DJ.)

_____ _____

Print Date

_____

Signature

_____ _____

Civic Center Representative Date

Initial_____

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STAGE

The stage is set according to your floor plan a week prior to your event. At this time the stage is **NOT** to be moved at any time. If you see there is a need to move the stage, you need to alert Civic Center staff at least **ONE WEEK** prior to your event. If at any time the stage is moved in any way, your deposit will **NOT** be returned. The stage is set according to the Fire Marshall at a proper distance from the exit door at the rear of the facility. The removal of stage pieces or adding stage pieces is prohibited for the safety of our clients.

By signing this, you agree that if you or anyone at any time during your event moves the stage your deposit will not be returned, it will be kept for stage adjustments that may need to be made for improper movement of the stage. You also agree that you have been warned that the Fire Marshal may at any time come into your event and if the stage is moved your event may be shut down.

_____

Client Signature

_____

Date

Initial_____

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SIGNAGE REQUEST

The civic center is happy to provide an extra touch to your event. We will utilize the marquee sign, located on FM1818 to showcase your event. We cannot guarantee that all of what you want displayed on the sign will be able to appear due to letter quantity and space. We will try to display your event sign as far in advance as possible. We only guarantee that it will be up by the day of your scheduled event.

Line #1: _____

Line #2: _____

Line #3: _____

Line #4: _____

Line #5: _____

Suggestions and Examples:

Happy Birthday Sarah **Oct. 15**	**Felicidades** **Juan Y Sandra** **July 14, 2010**	**Feliz Quince Anos** **Priscilla** **Oct. 25th 4-9pm**
Shamrock Bingo **Sat. April 7th** **Doors open at 5:30** **Cards $1/ea**	**It's a boy!** **Baby Shower** **In honor of Diana Smith** **Aug. 15 2-4pm**	**Parenting Conference** **By: Cornerstone Church** **Sunday, Feb. 14th** **6-8pm**

**If your event were to be cancelled, the civic center is not responsible for notifying the media. Upon request, we will, however, post a flyer on our front glass doors. Please dictate what your event cancellation flyer needs to say:*

_____

_____

Initial_____

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Clean Up Check List

Wipe off tables

Pick up tables and put them away (Round tables behind the curtain & Rectangle tables in the hall along the kitchen)

Stack chairs 10 high

Pick up any food and trash off the floor (including carpet and dance floor)

Clean up the kitchen (make sure to wipe up any spills) and Mop the floor

Sweep the lobby

Take out all trash (including in the restroom stalls and kitchen)

Make sure restrooms are clean

Make sure the outside of the facility has been cleaned up (this includes any trash along the drive)

Remove all Sequins from floors. **NO GLITTER ALLOWED**

Return Ice Scoop

ALL TRASH IS TO BE DISPOSED IN DUMPSTERS PROVIDED AT THE REAR OF THE FACILITY OUTSIDE!!!

When you leave the facility, please make sure ALL doors are closed and all the lights are off!

Please leave the key, ice scoop, & this form on the credenza under the picture in the lobby.

IF ANY OF THE ABOVE IS NOT DONE YOUR DEPOSIT WILL BE HELD

Date:____/____/____

Signature: _____

Thank you!

Initial_____

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Accommodation Form

Event Name:_____
Event Date:_____
Official Start Time:_____ Official Ending Time:_____

Day 1 Time In:_____ Time Out:_____
Day 2 Time In:_____ Time Out:_____
Day 3 Time In:_____ Time Out:_____

Alcohol: **YES/NO**

Security Details
Of Officers_____
Arrival Time:_____ Departure Time:_____

Additional Notes:

Client Signature:_____ Date:_____

Civic Center Staff:_____
Date:_____

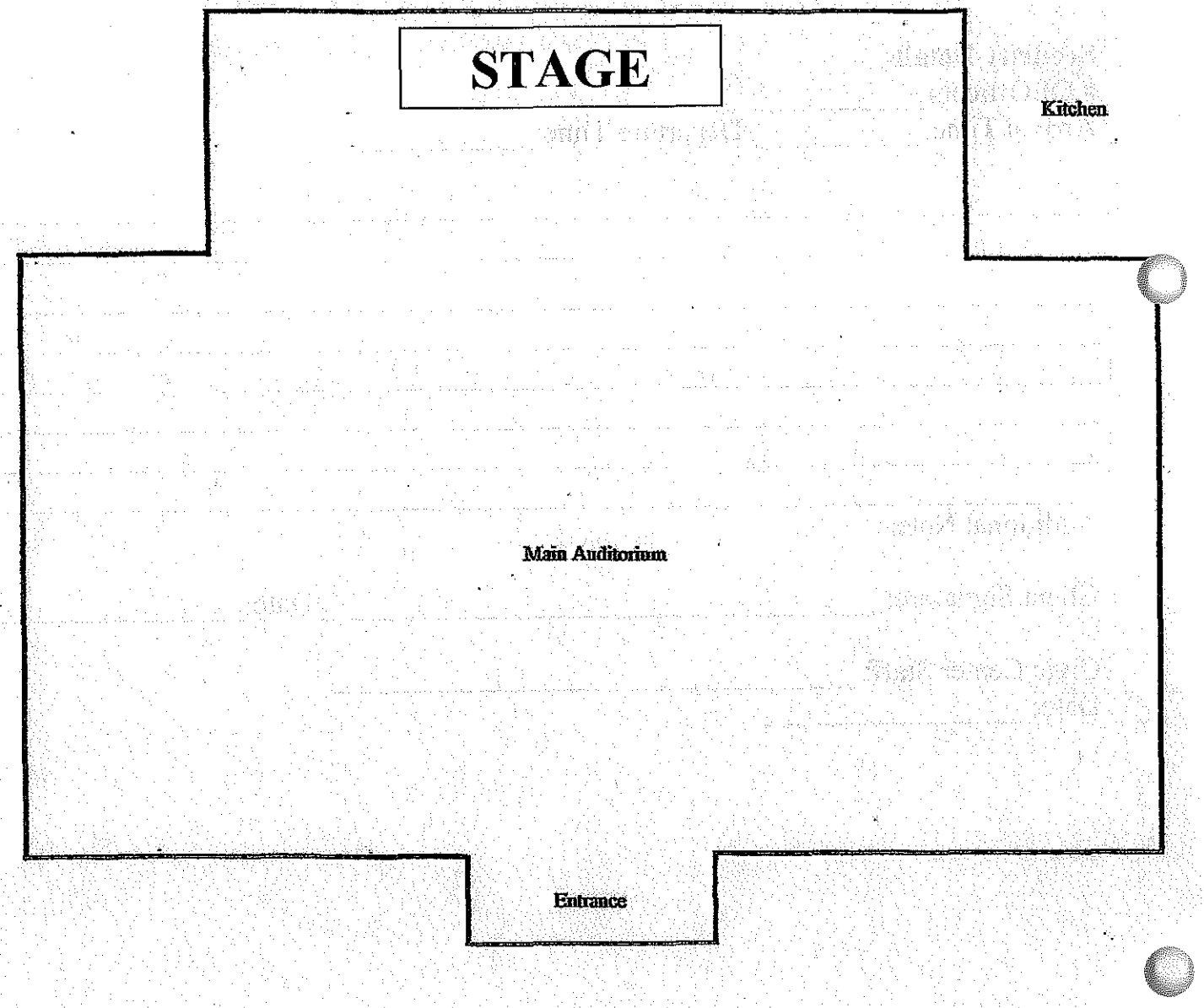
Initial_____

Lottie & Arthur Temple Civic Center

Event: _____

Date: _____

Notes:



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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, May 14, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: City Secretary, Melissa McCall, to present the Oath and Statement of Officer to unopposed City Council members:

1. Tom Farley – At Large Place 5
2. Don Hendrick – District 1
3. District 3 is still open due no one filing to run for this position

Item #2: Presentation of plaque to outgoing City Council member, Veronica Hernandez, who chose not to run for council this term. Councilwoman Hernandez has served since 2013 for a total of six years of dedicated service to the City of Diboll.

Item #3: Auditor Presentation: Annual presentation of Audited Financials for the 2018 fiscal year by Mike Brooks with Brooks Watson LLP.

Item #4: HEARING – Final Hearing open to the public, as required by law, concerning Texas Community Development Program (TxCDBG) Contract No. 7217054 City of Diboll 2019-2029.

Item #5: Consideration and approval of Resolution 2019-05-001 accepting the Texas Community Development Program (TxCDBG) Contract No. 7217054 accepting the City of Diboll 2019-2029 comprehensive plan as outlined in the resolution.

Item #6: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from April 09, 2019 City Council Regular Session Meeting

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Item #7: Consideration and approval of Resolution 2019-05-002 authorizing amending the City of Diboll's Municipal Code of Ordinances, Chapter 21, Section 21-33 which would allow new customer sewer rates to be set at a flat $40.00 fee until a billing history is obtained for an average minimum monthly fee as opposed to the current ordinance which charges the sewer rates for new customers the same as the current water rate.

Item #8: Consideration and approval of two (2) Linebarger Goggan Blair & Sampson, LLP renewal contracts:

1) Contract for Utility Collection Services
2) Contract for Fines and Fees Collection Services

Item #9: HEARING – Planning and Zoning Application for Proposed City Ordinance to change zoning at 502 S. Temple Drive from a SF1 – single family dwelling to a 2F – two family dwelling, as requested by Ronnie Feldbeyn, property owner.

Item #10: Consideration and approval of City Ordinance 2019-05-003 amending zoning at 502 S. Temple Drive from a SF1 – single family dwelling to a 2F – two family dwelling as requested by Ronnie Feldbeyn, property owner and proposed by the Planning and Zoning Commission.

Item #11: Consideration and approval of Resolution 2019-05-004 authorizing the removal of former Finance Director, Elvia Esteves-Garza from all bank accounts for the City of Diboll, as requested in the attached memo from City Manager, Gerry Boren.

Item #12: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Matt Todd, Department Head
d. Water Department Report – Robby Roberts, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Luis Maldonado, Department Head
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Gerry Boren, City Manager
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

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Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on May 10, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 05/10/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, MAY 14, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey, Councilmembers Tom Farley, Don Hendrick, Daniel Lopez.

ABSENT

Councilmember Veronica Hernandez and Charles Moses, Sr.

STAFF PRESENT

City Manager Gerry Boren and City Secretary Melissa McCall

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

Item #1: City Secretary, Melissa McCall, administered the Oath and Statement of Officer to unopposed City Council members:

Tom Farley – At Large Place 5

Don Hendrick – District 1

Item #2: Mayor was scheduled to presentation of plaque to outgoing City Council member, Veronica Hernandez, who chose not to run for council this term. Councilwoman Hernandez was not in attendance; therefore, the City Manager will present it to her later.

Item #3: Mike Brooks with Brooks Watson LLP presented the annual presentation of Audited Financials for the 2018 fiscal year by Mike Brooks with Brooks Watson LLP.

Item #4: HEARING – Mayor McClain opened the final hearing to the public, as required by law, concerning Texas Community Development Program (TxCDBG) Contract No. 7217054 City of Diboll 2019-2029.

Danielle Rojas, Assistant Director of Planning Services, updated the council with a short presentation on the project. There were no other participants.

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Item #5: Consideration and approval of Resolution 2019-05-001 accepting the Texas Community Development Program (TxCDBG) Contract No. 7217054 accepting the City of Diboll 2019-2029 comprehensive plan as outlined in the resolution.

Lewis Ivey made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Item #6: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

Minutes from April 09, 2019 City Council Regular Session Meeting

Lewis Ivey made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #7: Consideration and approval of Resolution 2019-05-002 authorizing amending the City of Diboll's Municipal Code of Ordinances, Chapter 21, Section 21-33 which would allow new customer sewer rates to be set at a flat $40.00 fee until a billing history is obtained for an average minimum monthly fee as opposed to the current ordinance which charges the sewer rates for new customers the same as the current water rate.

Item #8: Consideration and approval of two (2) Linebarger Goggan Blair & Sampson, LLP contracts:

1. Contract for Utility Collection Services
2. Contract for Fines and Fees Collection Services

Don Hendrick made the motion to approve and Lewis Ivey second.

All in Favor, none opposed, motion carries.

Item #9: HEARING – Planning and Zoning Application for Proposed City Ordinance to change zoning at 502 S. Temple Drive from a SF1 – single family dwelling to a 2F – two family dwelling, as requested by Ronnie Feldbeyn, property owner.

Mayor McClain opened the hearing to the public, as required by law, concerning Texas Community Development Program (TxCDBG) Contract No. 7217054 City of Diboll 2019-2029.

Hearing was closed with no citizen participation.

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Item #10: Consideration and approval of City Ordinance 2019-05-003 amending zoning at 502 S. Temple Drive from a SF1 – single family dwelling to a 2F – two family dwelling as requested by Ronnie Feldbeyn, property owner and proposed by the Planning and Zoning Commission. Lewis Ivey made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Item #11: Consideration and approval of Resolution 2019-05-004 authorizing the removal of former Finance Director, Elvia Esteves-Garza from all bank accounts for the City of Diboll, as requested in the attached memo from City Manager, Gerry Boren.

Lewis Ivey made the motion to approve and Daniel Lopez second.

All in Favor, none opposed, motion carries.

Item #12: CITY MANAGER AND DEPARTMENT HEAD REPORTS
Fire Department Report – Gary Jones, Fire Chief
Police Department Report – Steve Baker, Police Chief
Street Department Report – Matt Todd, Department Head
Water Department Report – Robby Roberts, Department Head
Wastewater Department Report – Bridget Sarver, Department Head
Parks Department Report – Luis Maldonado, Department Head
Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
Finance & Court – Gerry Boren, City Manager
City Manager, Gerry Boren

Adjournment

Don Hendrick made the motion to adjourn at 6:04 PM and Lewis Ivey second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, July 09, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from May 14, 2019 City Council Regular Session Meeting

Item #2: Consideration and approval of Resolution 2019-07-001 authorizing the adding of newly hired Staff Accountant, Samantha Durham, to all bank accounts for the City of Diboll, as requested in the attached memo from City Manager, Gerry Boren.

Item #3: PUBLIC HEARING – Proposal to approve an ordinance granting the petition for voluntary annexation of three (3) properties owned by the City of Diboll allowing them within the City limits, listed as follows:

1. **Angelina County Property ID# - 76529 – Neches Pines Golf Course Area**
2. **Angelina County Property ID# - 120643 – North Temple Drive Water Storage area**
3. **Angelina County Property ID# - 72377 – South Temple Drive Next to South Meadows**

Item #4: Consideration and approval of Ordinance 2019-07-002 granting the petition for voluntary annexation filed by the City of Diboll providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of the property below, listed within Angelina County, Texas as follows:

1. Angelina County Property ID# - 76529 – Neches Pines Golf Course Area

Item #5: Consideration and approval of Ordinance 2019-07-003 granting the petition for voluntary annexation filed by the City of Diboll providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of the property below, listed within Angelina County, Texas as follows:

2. Angelina County Property ID# - 120643 – North Temple Drive Water Storage area

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Item #6: Consideration and approval of Ordinance 2019-07-004 granting the petition for voluntary annexation filed by the City of Diboll providing for the extension of certain boundary limits of the City of Diboll, Texas to include annexation of the property below, listed within Angelina County, Texas as follows:

3. Angelina County Property ID# - **72377** - South Temple Drive Next to South Meadows

Item #7 Consideration and approval of Resolution 2019-07-005 authorizing the approval of FY 20-21 Interlocal Agreement of 9-1-1 Public Safety Answering Point Services submitted by DETCOG.

Item #8 Consideration and approval of agreement between the City of Diboll and U.S. Capital Advisors LLC for Municipal Financial Advisory Services, in hopes to get a better interest rate as proposed by Ben J. Rosenberg, Managing Director – Public Finance with U.S. Capital Advisors LLC.

Item #9 Consideration and approval of an Interlocal Cooperation Agreement between Angelina County and the City of Diboll for ambulance services January 01, 2020 through December 31, 2020.

Item #10: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robbie Roberts, Jr, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Pat Miller, Department Lead
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Sam Durham, Staff Accountant
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on July 05, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 07/05/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, August 13, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Citizen Presentation by Sandra Pouland – Mrs. Pouland has a PowerPoint presentation of pictures she's taken around Diboll, with matters of which she would like to present to council and voice her concerns.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from July 09, 2019 City Council Regular Session Meeting
b. Financial Report for July 2019

Item #2: Discuss and consider taking action to consider appointing Benita Sheffield Duffield, who currently resides at 1190 Maynard Street, to fill the District 3 position vacancy on the Diboll City Council. Mrs. Duffield grew up in Diboll and has resided here for the past six (6) years.

a. Swearing in of newly appointed council member, if approved by council.

Item #3: Discuss and consider taking action to adopt Ordinance 2019-08-001 to approve a revised boundary map for the City of Diboll.

Item #4: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robbie Roberts, Jr, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Pat Miller, Department Lead
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Sam Durham, Staff Accountant
i. City Manager, Gerry Boren

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Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 09, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 08/09/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, AUGUST 13, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Councilmember Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor Pro Tem, Lewis Ivey and Councilmembers Tom Farley

STAFF PRESENT

City Secretary Melissa McCall, Staff Accountant Sam Durham, Police Chief Steve Baker and Assistant Police Chief Norman Williams.

Mayor McClain called the meeting to order at 5:15 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

Item #1: Discuss and consider taking action to consider appointing Benita Sheffield Duffield, who currently resides at 1190 Maynard Street, to fill the District 3 position vacancy on the Diboll City Council. Mrs. Duffield grew up in Diboll and has resided here for the past six (6) years.

Don Hendrick made the motion to approve and Daniel Lopez second.

All in Favor, none opposed, motion carries.

a. Melissa McCall, City Secretary, swore in of newly appointed council member, Benita Sheffield, Duffield.

CITIZEN PARTICIPATION: None

Citizen Presentation by Sandra Pouland – Mrs. Pouland presented a PowerPoint presentation of pictures she's taken around Diboll, with matters of which she would like to present to council and voice her concerns. See attached pictures and written presentation.

Item #2 Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

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a. Minutes from July 09, 2019 City Council Regular Session Meeting
b. Financial Report for July 2019

Daniel Lopez made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #3: Discuss and consider taking action to adopt Ordinance 2019-08-001 to approve a revised boundary map for the City of Diboll.

Daniel Lopez made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #4: CITY MANAGER AND DEPARTMENT HEAD REPORTS
Fire Department Report – Gary Jones, Fire Chief
Police Department Report – Steve Baker, Police Chief
Street Department Report – Grady Courtney, Department Head
Water Department Report – Robby Roberts, Department Head
Wastewater Department Report – Bridget Sarver, Department Head
Parks Department Report – Patrick Miller, Department Head
Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
Finance & Court – Sam Durham, Staff Accountant
City Manager, Gerry Boren

Adjournment

Don Hendrick made the motion to adjourn at 5:31 PM and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

Lewis Ivey, Mayor Pro Tem

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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MAKE DIBOLL CLEAN AGAIN

Because I know God created this earth and created man to enjoy and maintain it; it is my prayer that each of you will receive this statement in the kind and compassionate way I intended. I have named my challenge "LET'S MAKE DIBOLL CLEAN AGAIN"

Begin photos....I and many others have a deep concern about Diboll and its present condition. These photos were taken on less than 20 of our streets and they are not intended to point a finger at the property owner but to show the declining appearance of Diboll overall. What you are seeing is reality and reflects the seriousness of lack of pride, neglect and decline within our city. The focus in these photos is mainly abandoned cars and cluttered front yards.

First impressions are very important. When people drive through Diboll they see a median that has deteriorated. Although there has been recent shaping of the shrubs, many of the trees, shrubs, grass, weeds all need attention and the poor pitiful Crepe Myrtles need replacing. To have a city-owned street sweeper and keep all our curbs clean would be a dream.

I know the median can be improved because of the way the city cares for Old Orchard Park—it is beautiful and consistently maintained for those of us who see it. People traveling Highway 59 don't get to see this part of Diboll. They see our median.

I can read your minds and all I see is $$ signs. Do you remember Baltimore Maryland was recently in the news with the despairing housing condition of their city? From the news, fake or not, I understand that city had received $3.2 billion in grants. Obviously, money didn't fix their problems. Although money certainly helps, I believe most of our problems can be fixed with ordinances that are enforced. I truly believe a task force made up of interested volunteers and council members working together can find ways to instill pride in home ownership and neighborhoods to MAKE DIBOLL CLEAN AGAIN!!

Sandra Pouland

August 13, 2019

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PICTUES AROUND DIBOLL

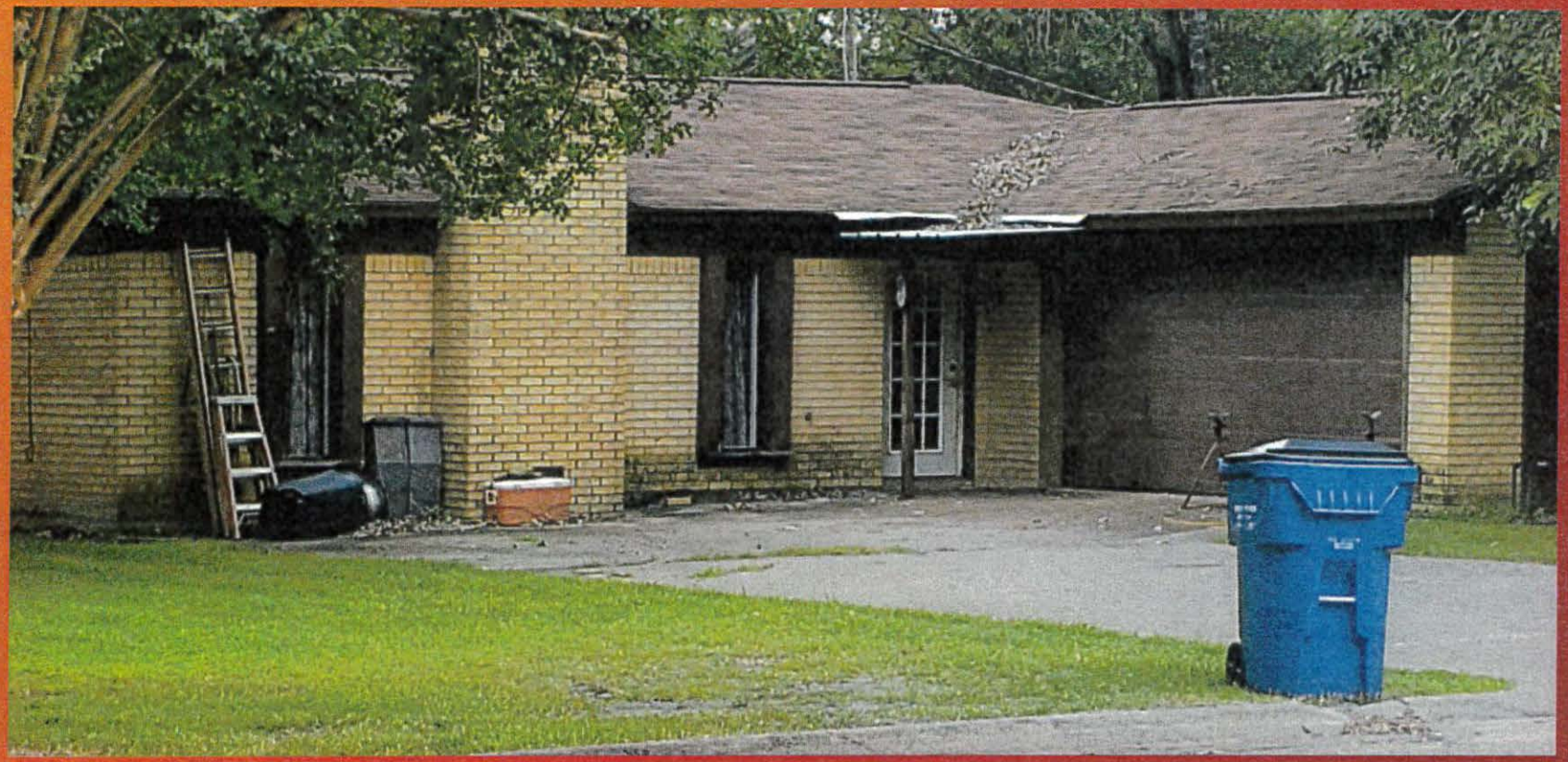
PROVIDED BY SANDRA POULAND

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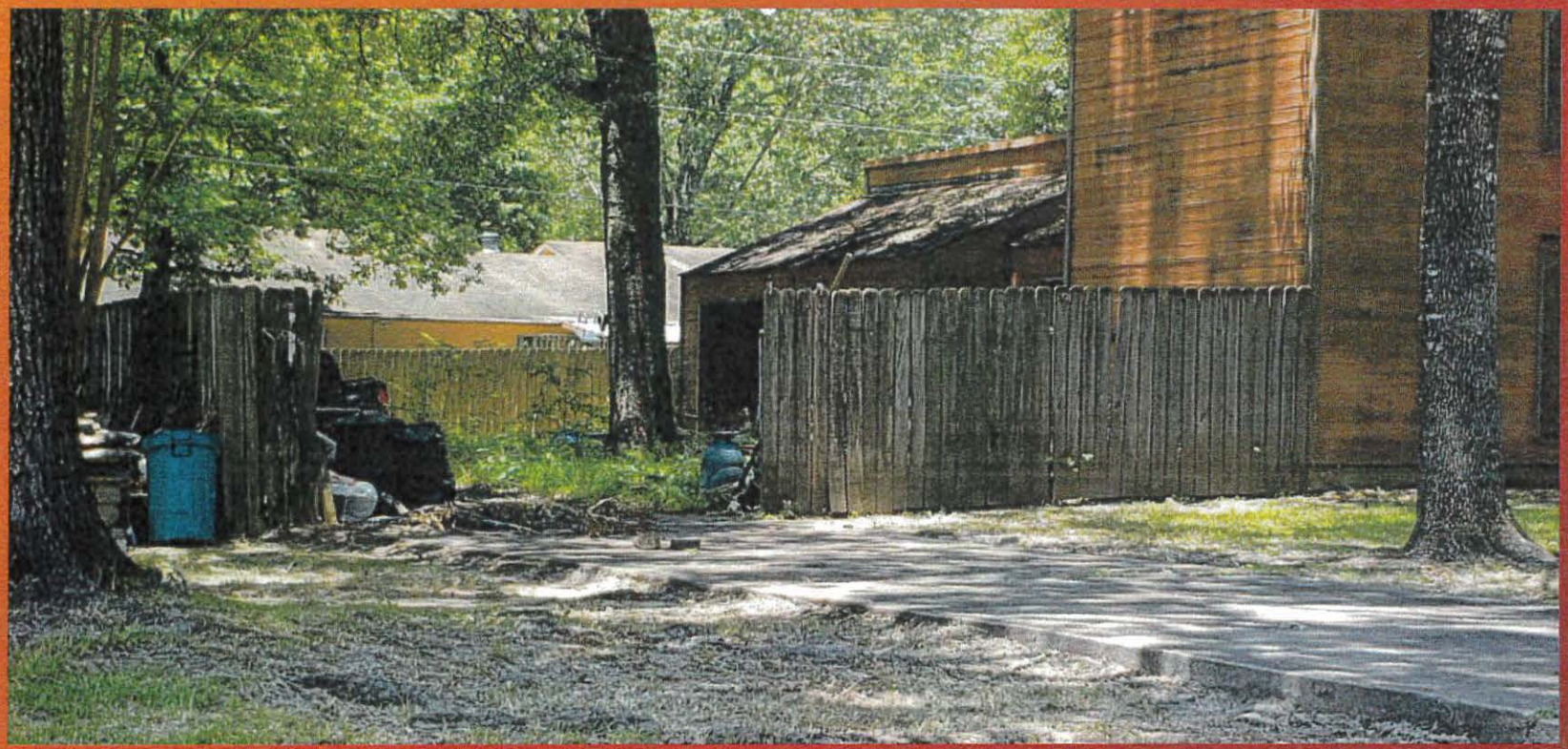
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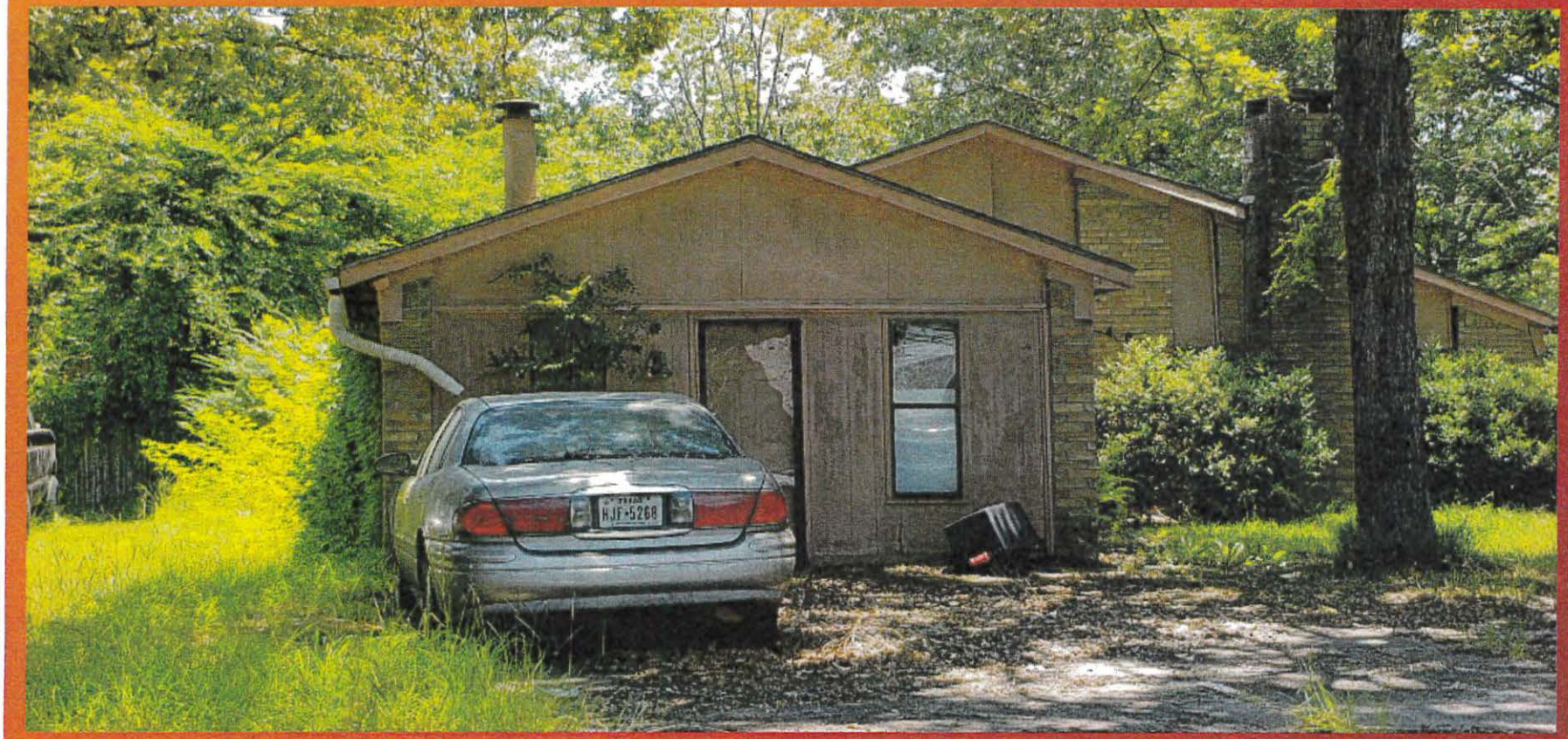
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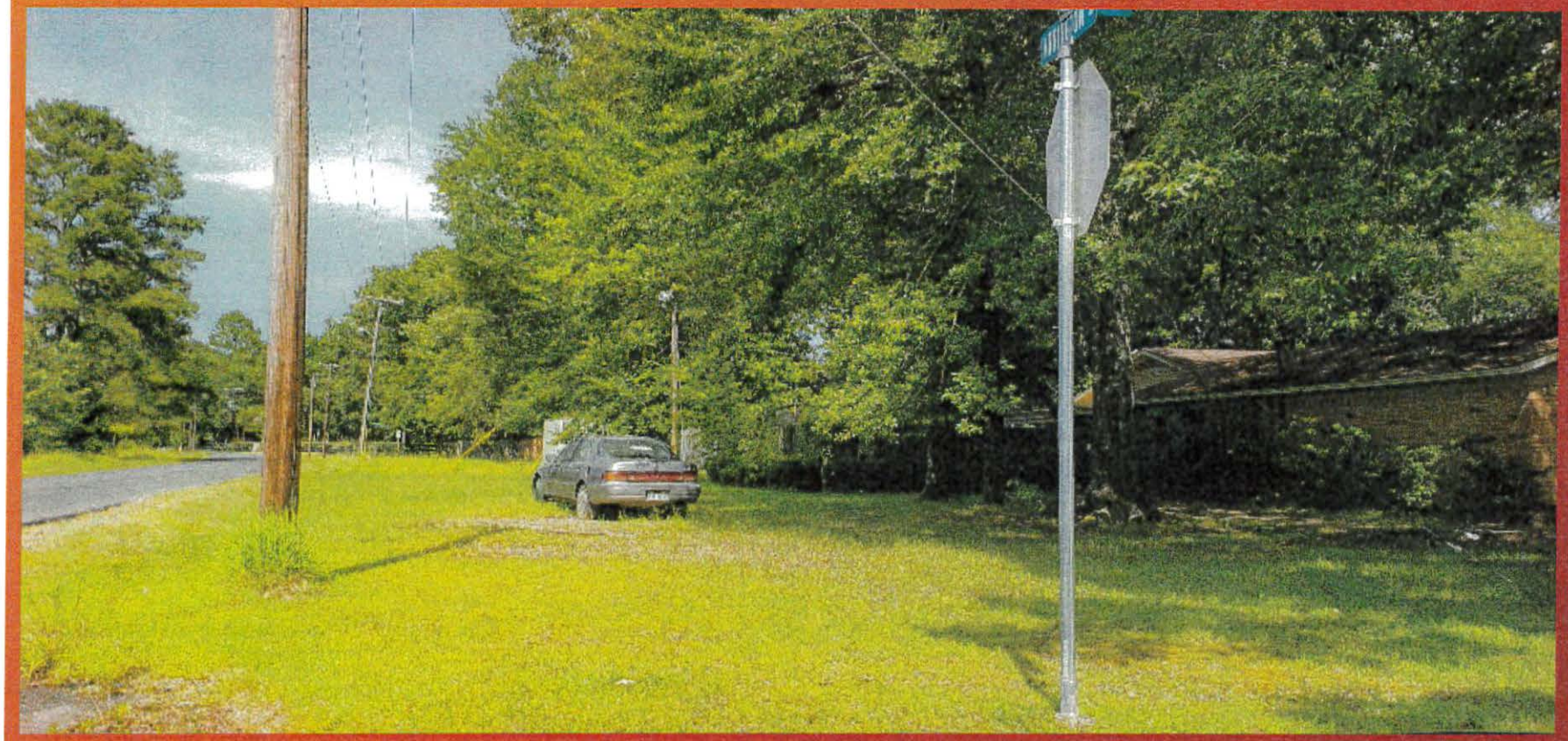


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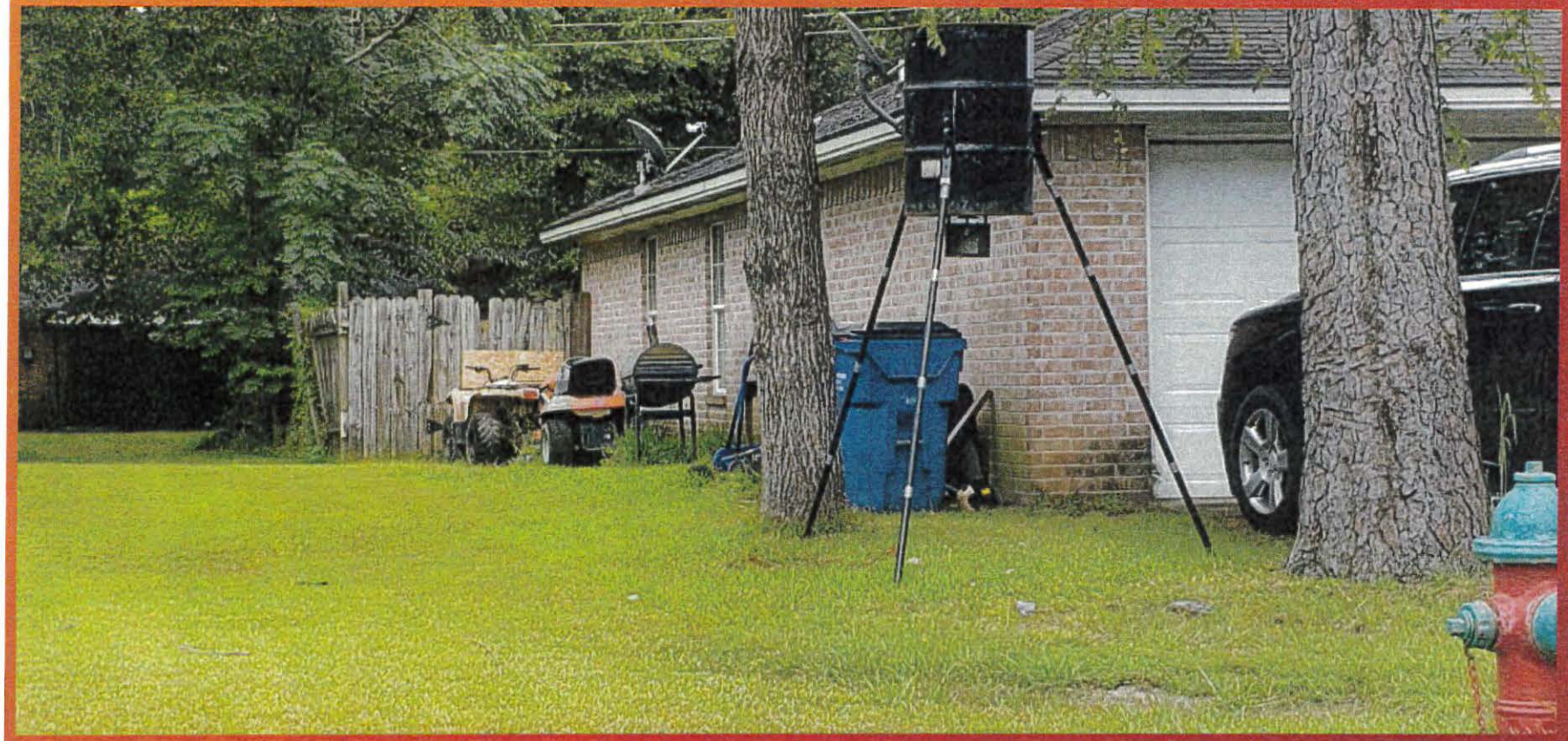
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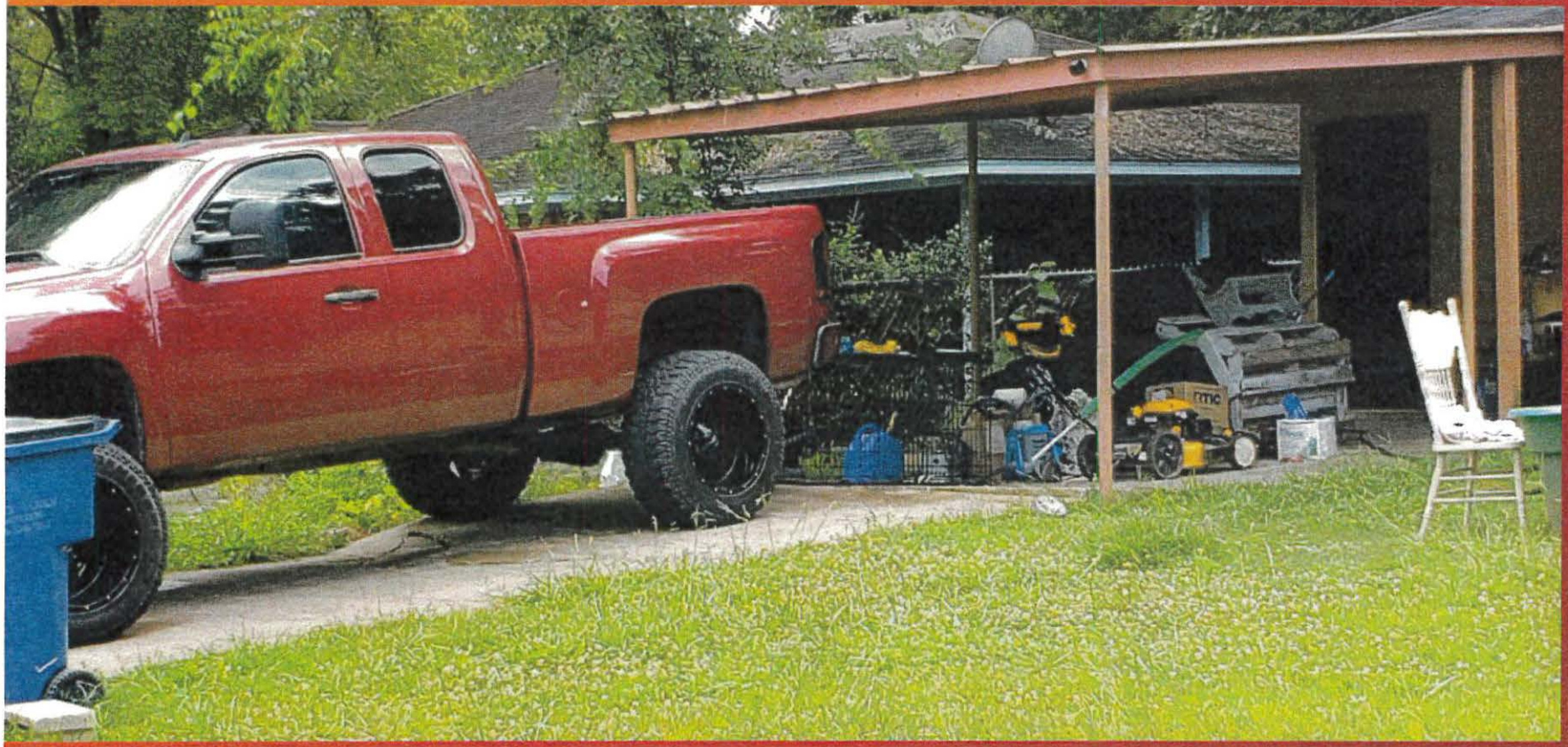
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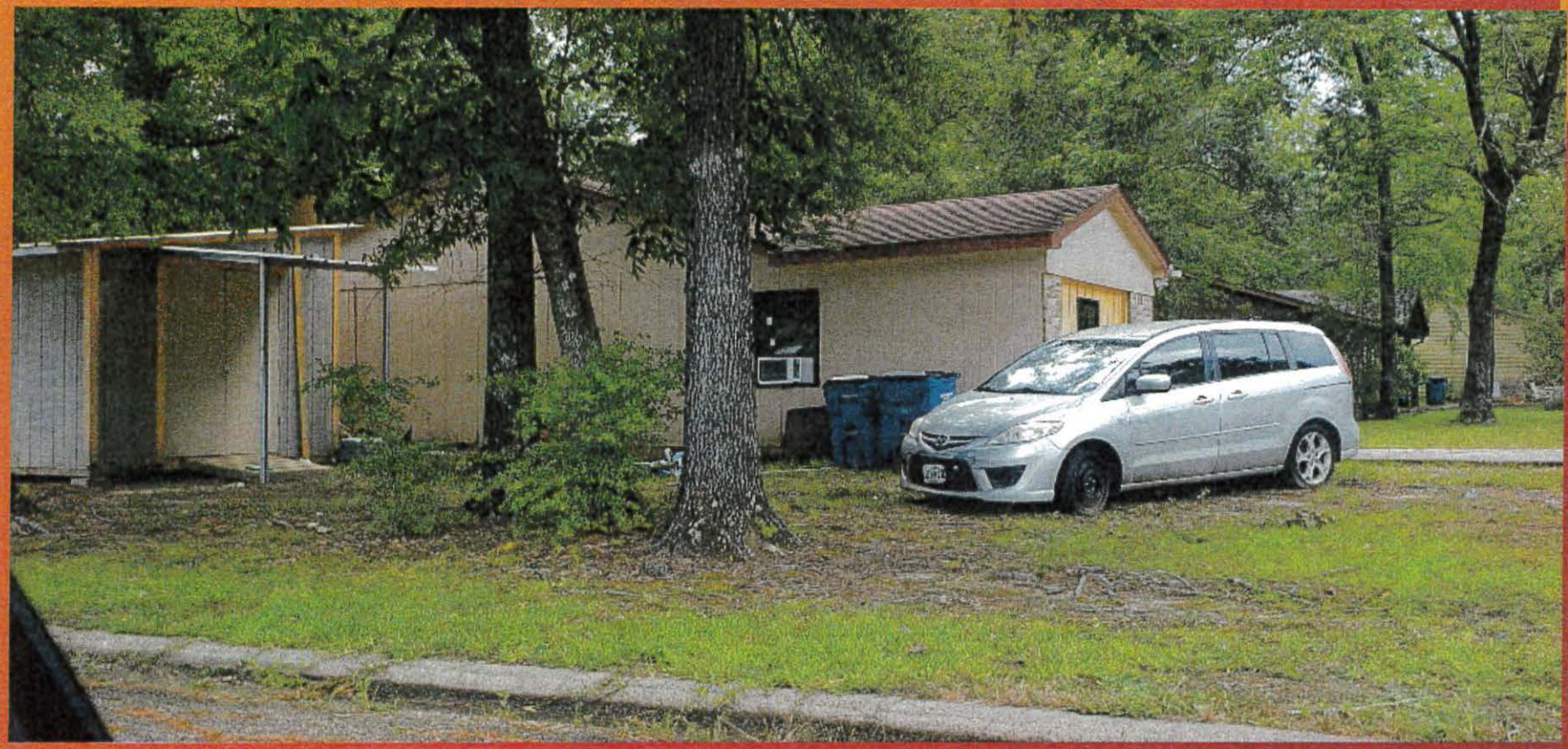


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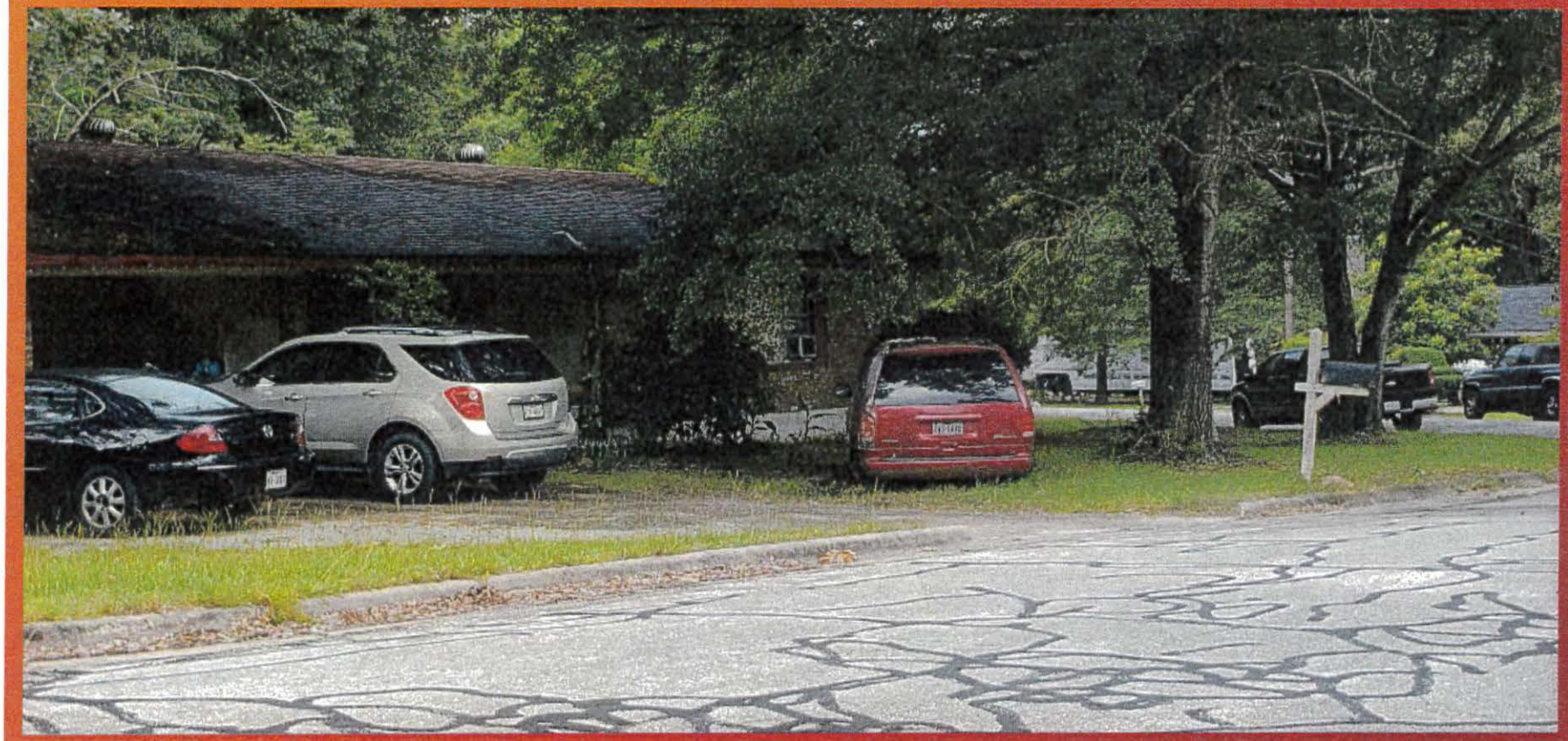


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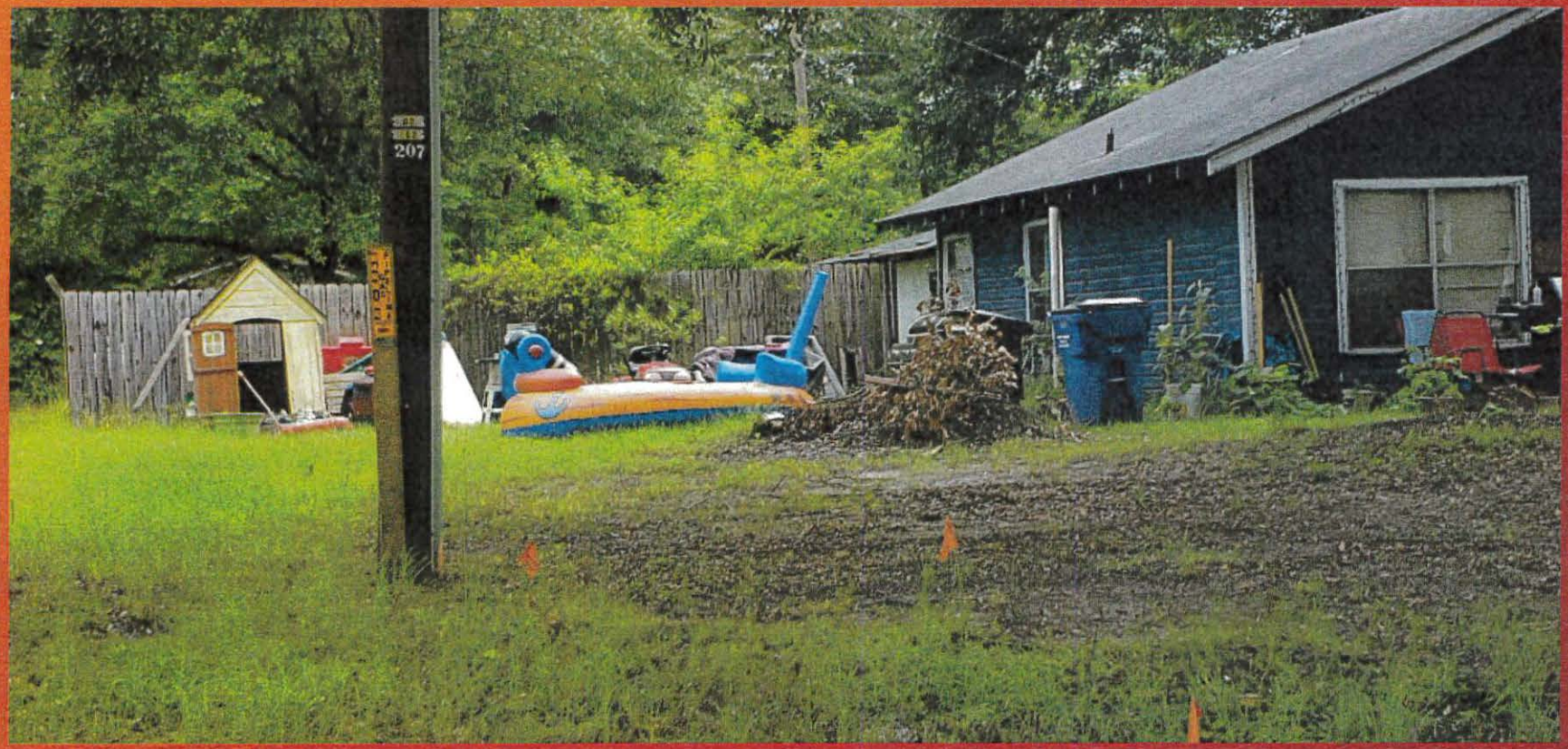
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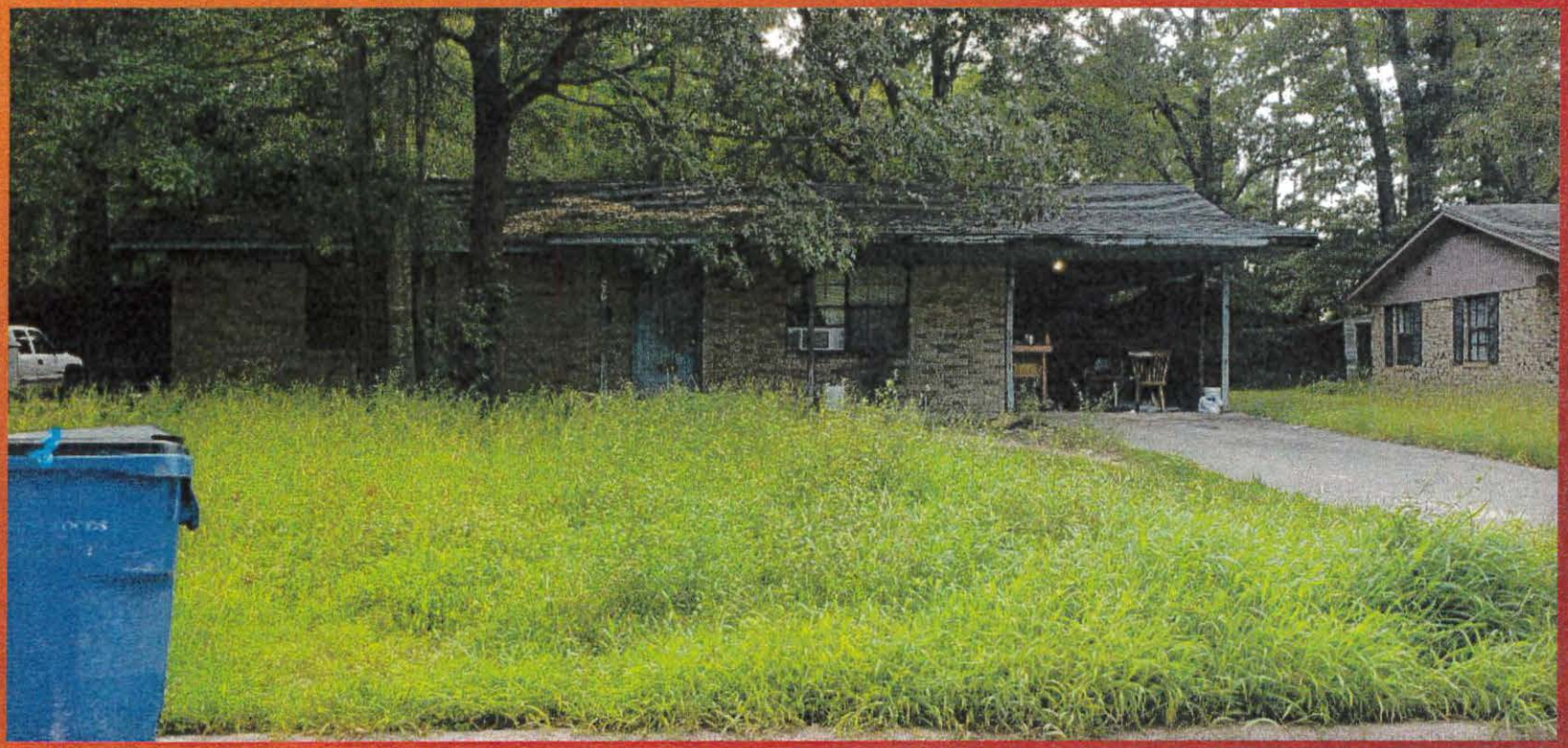


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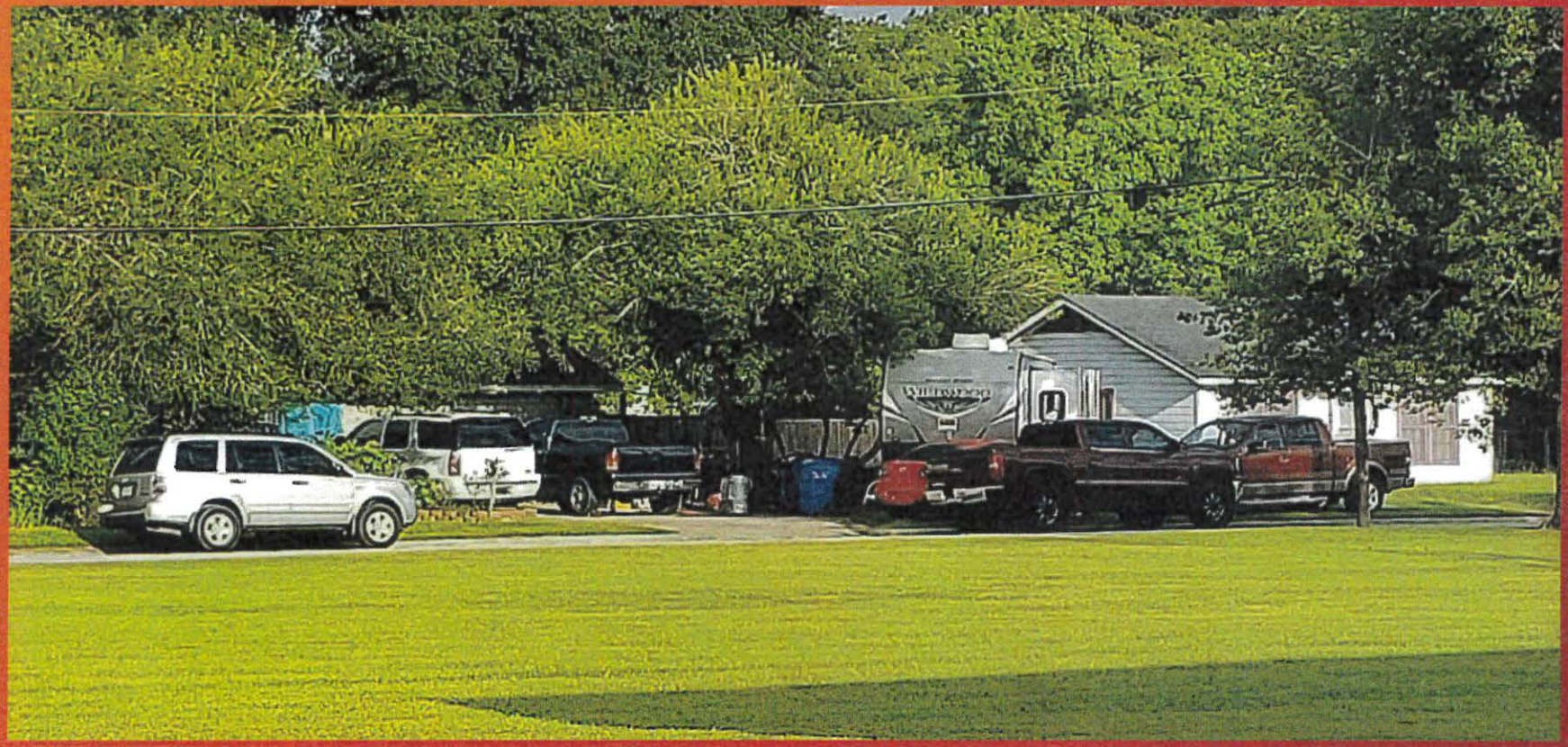
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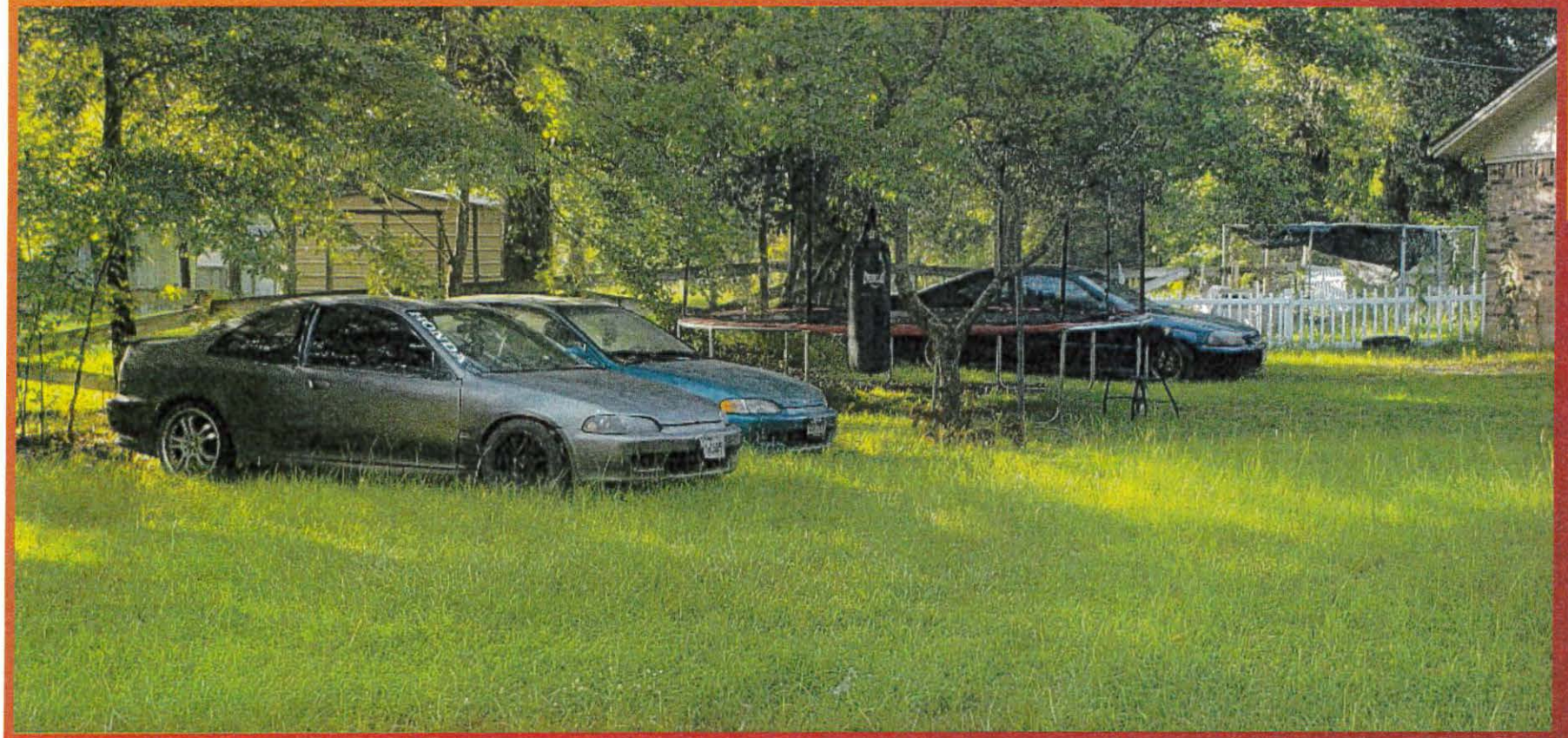


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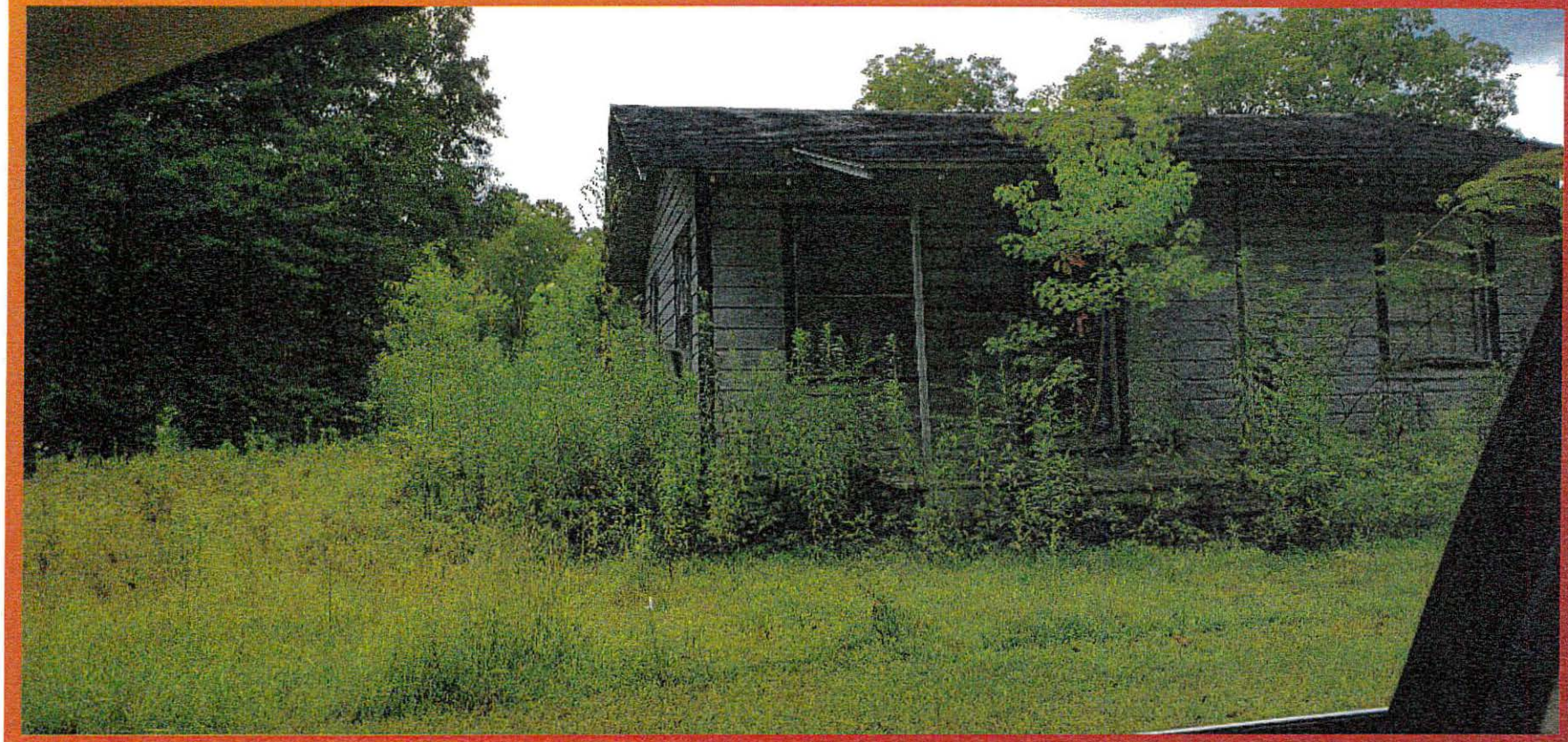
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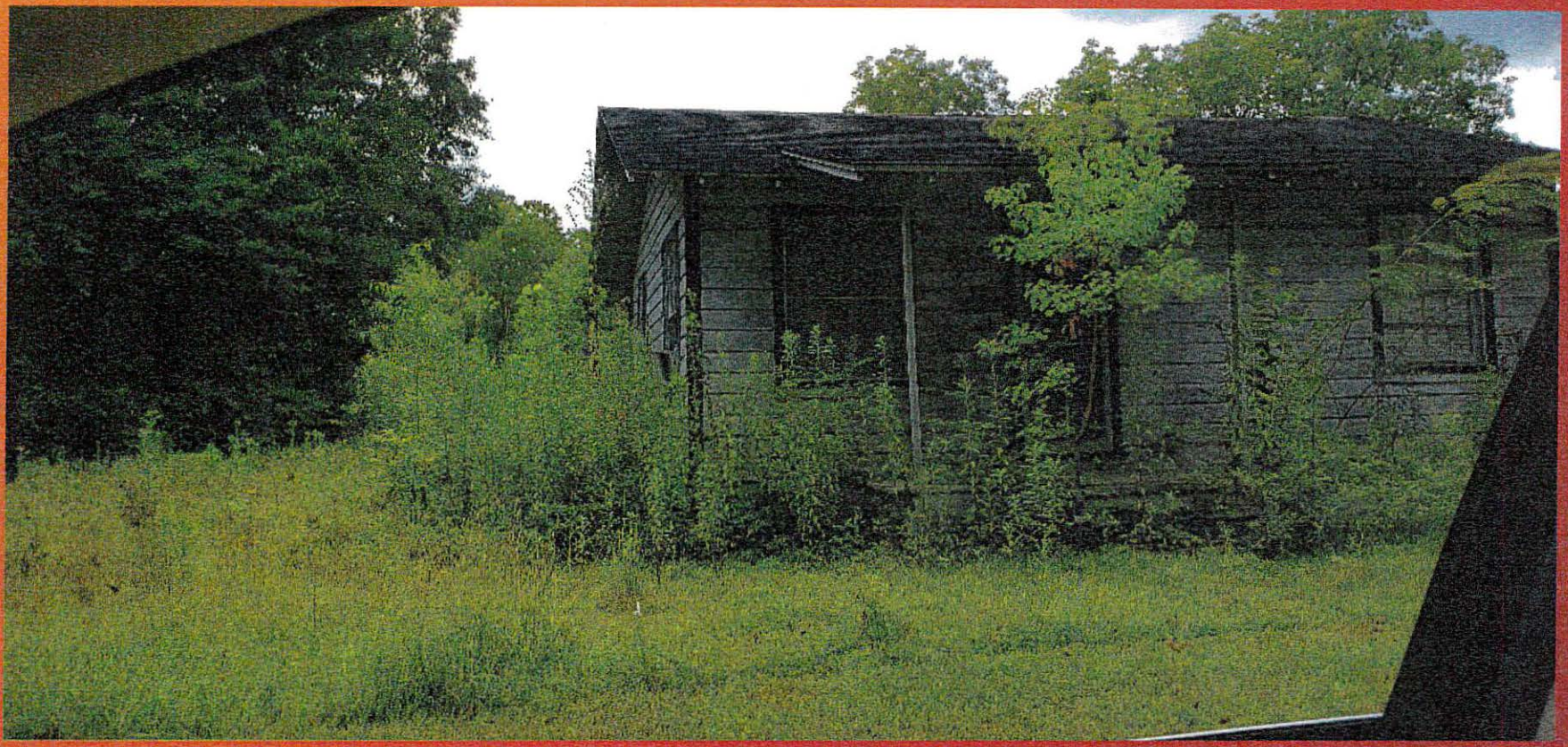
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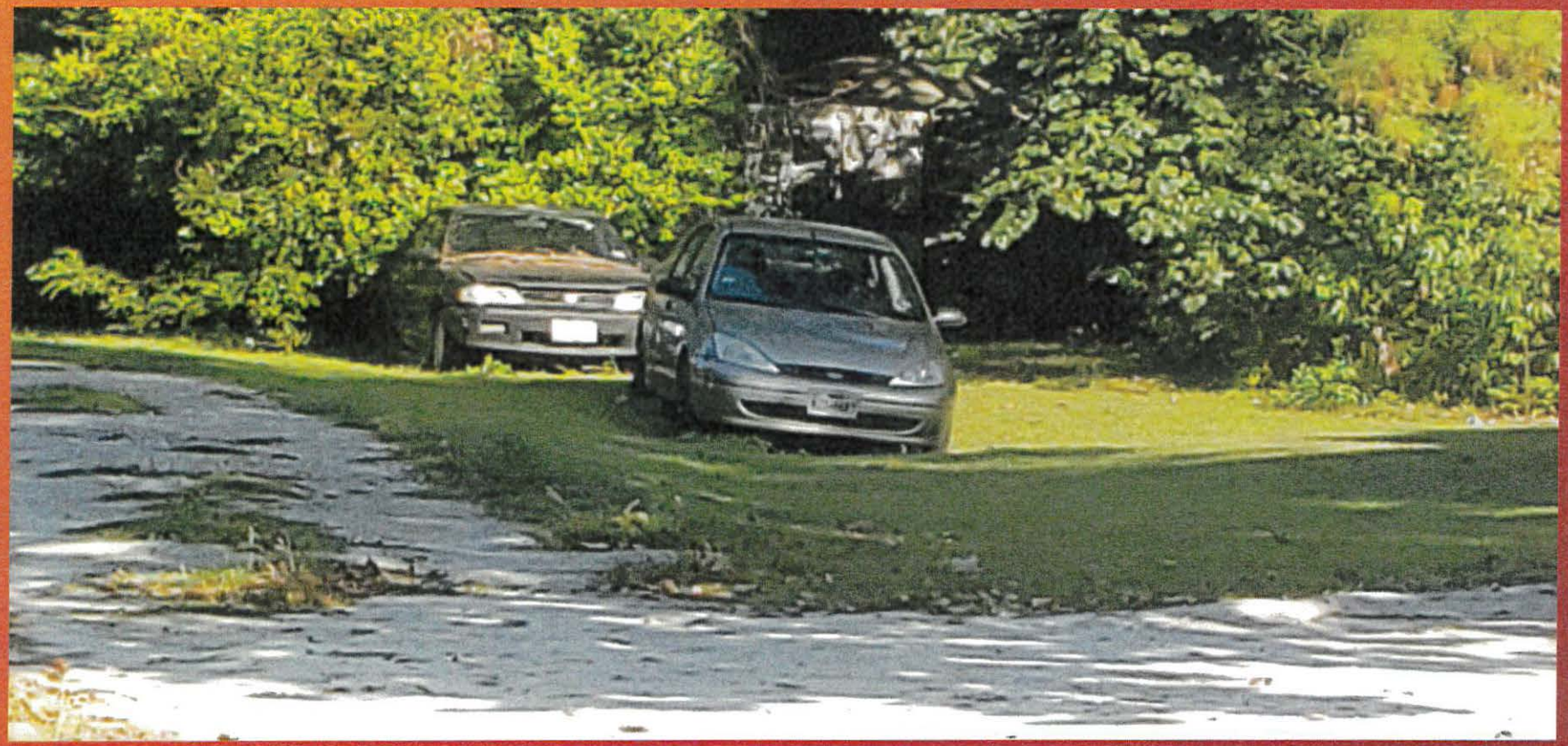
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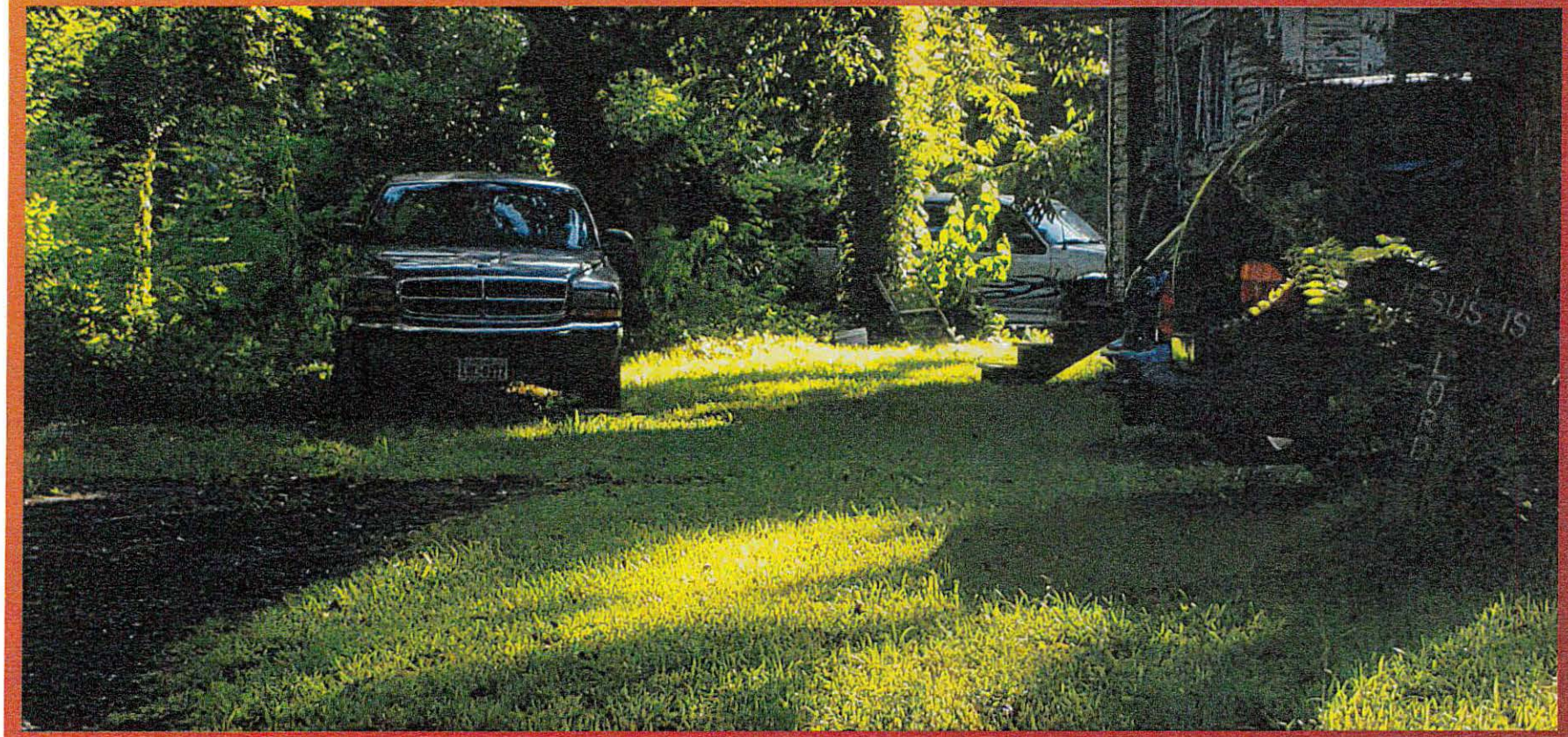
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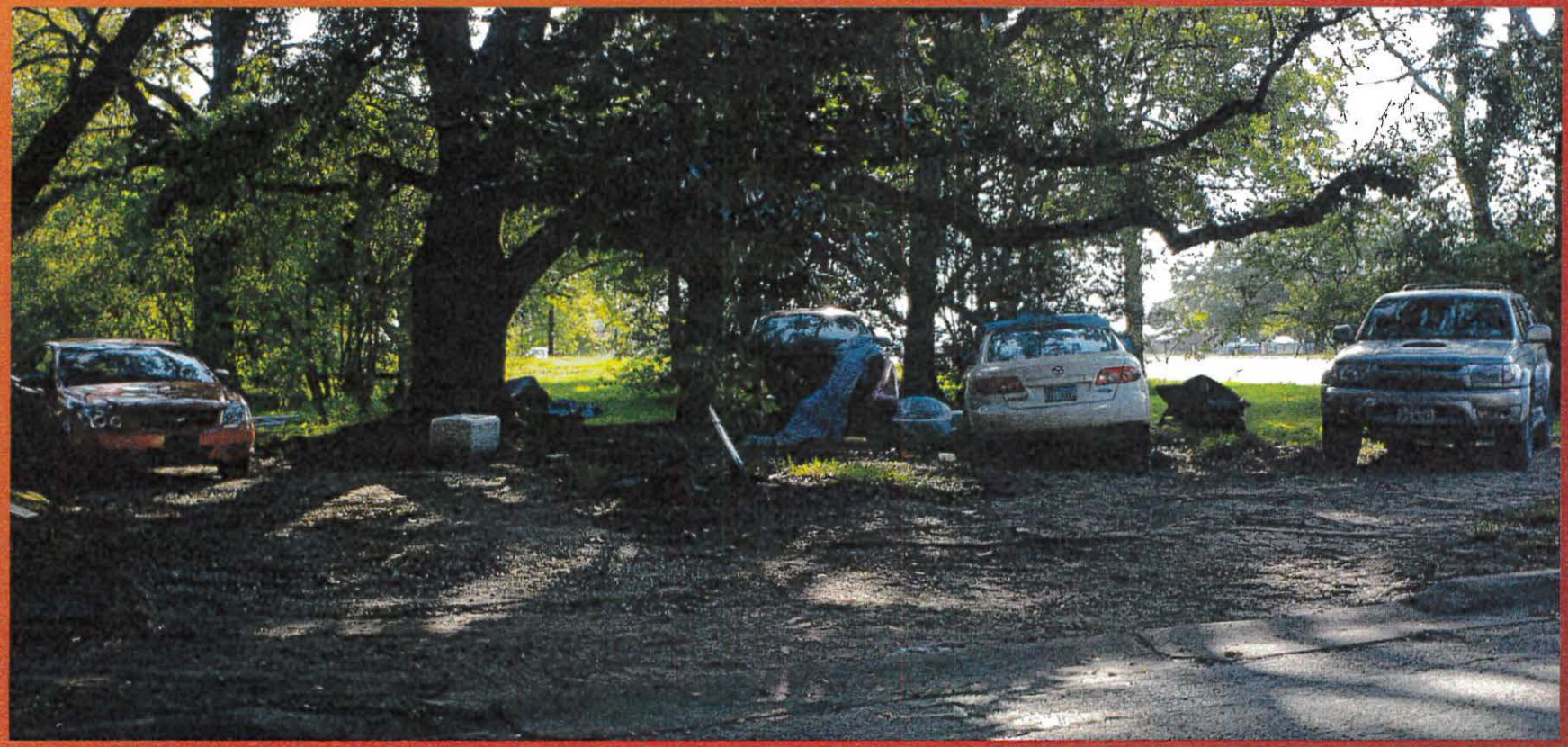
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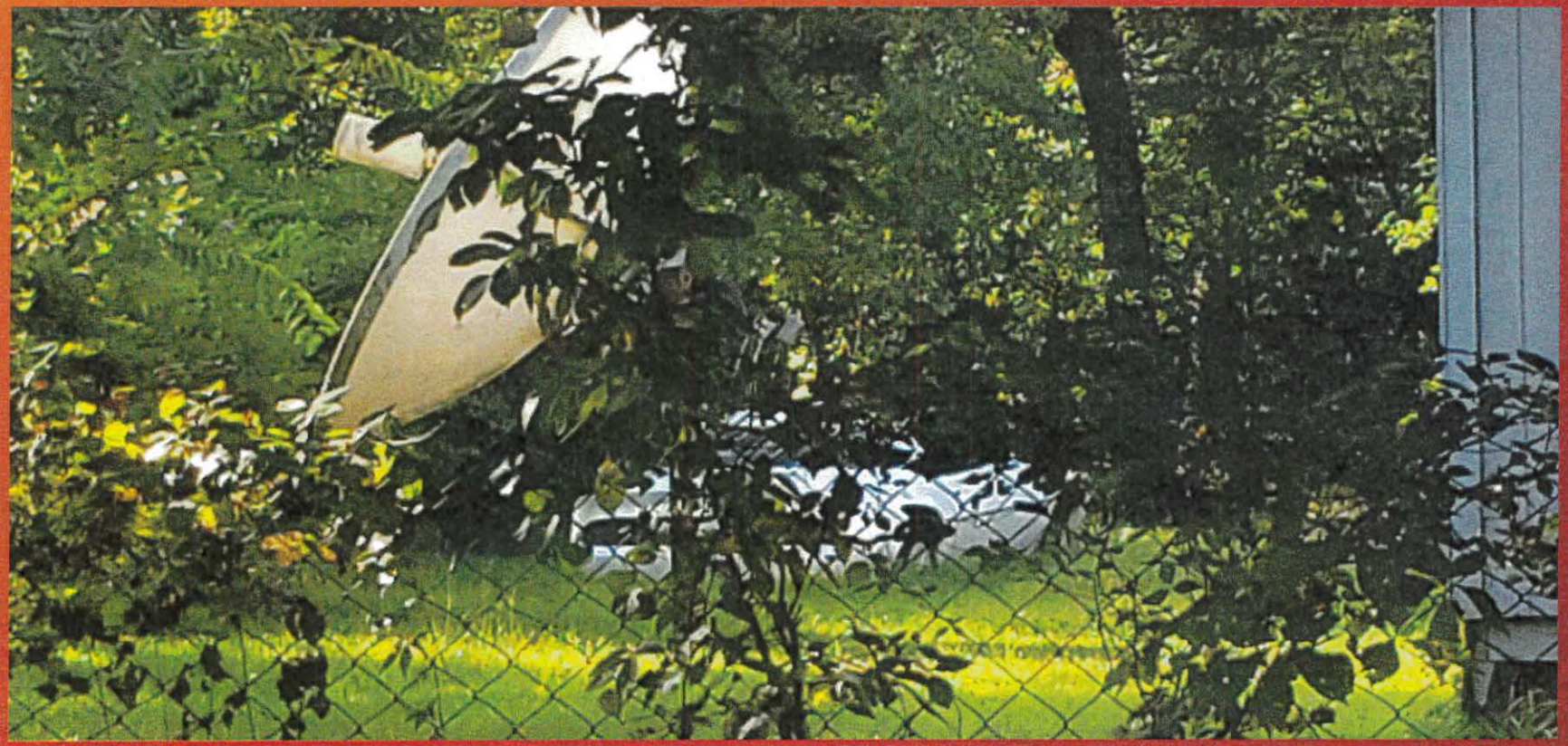
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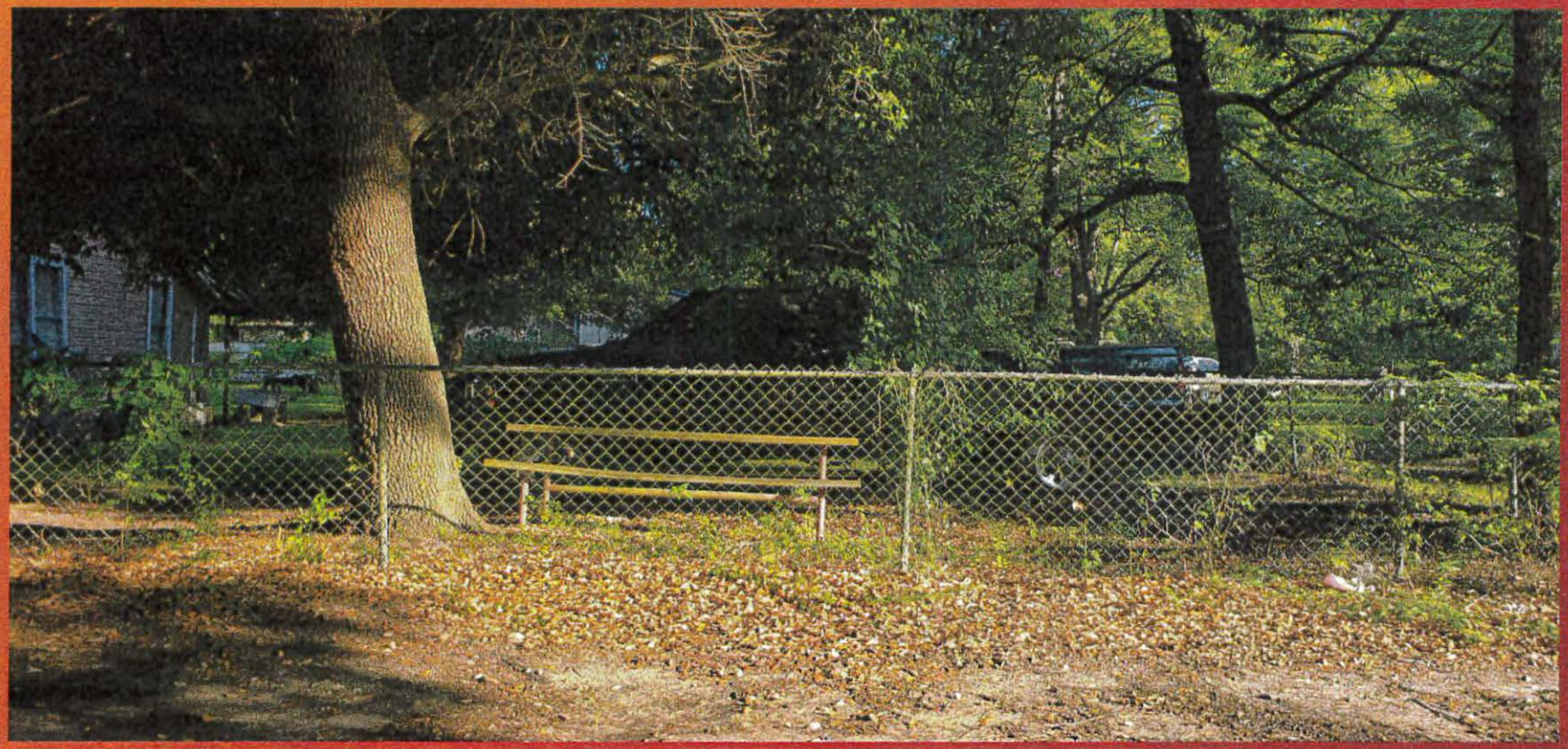
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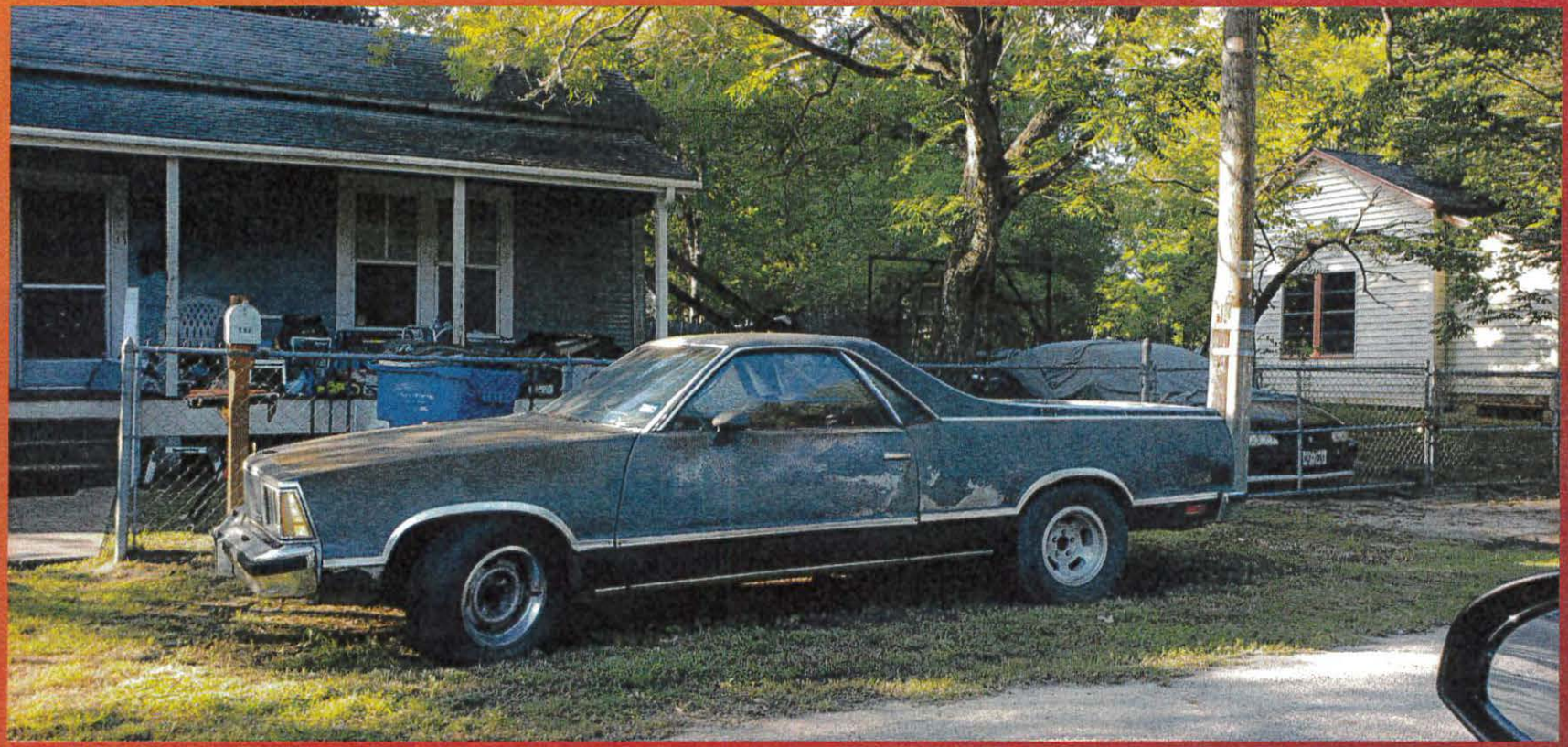
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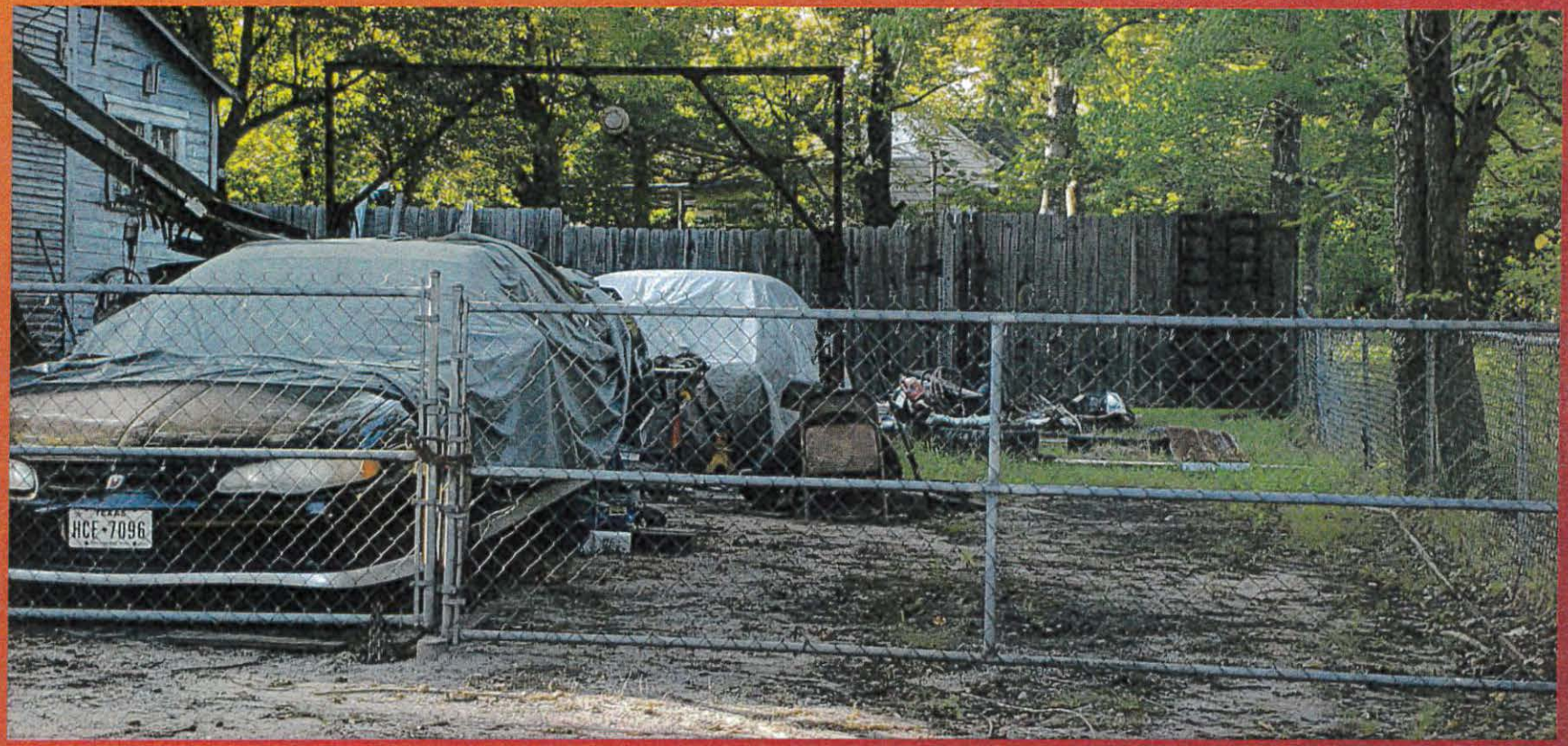
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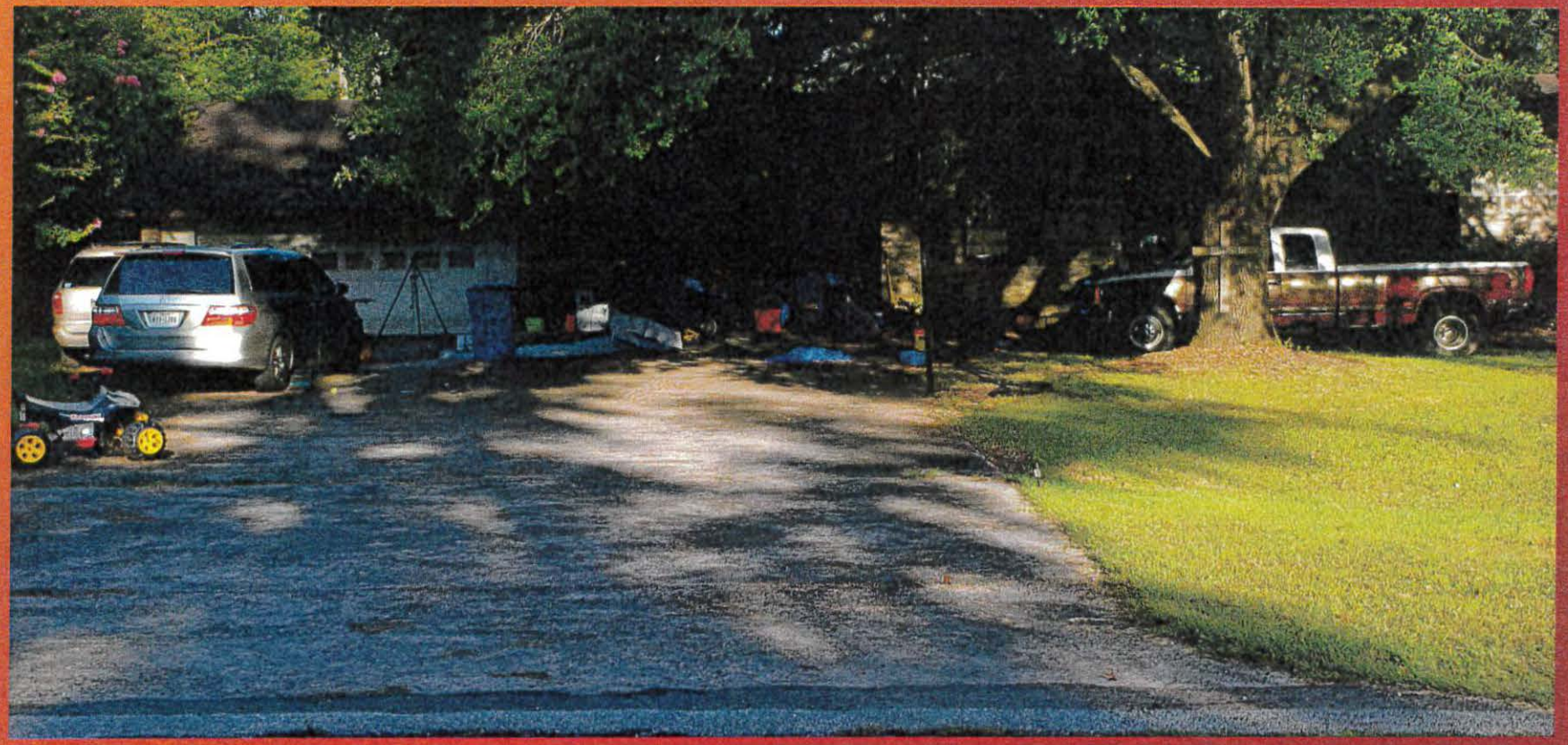
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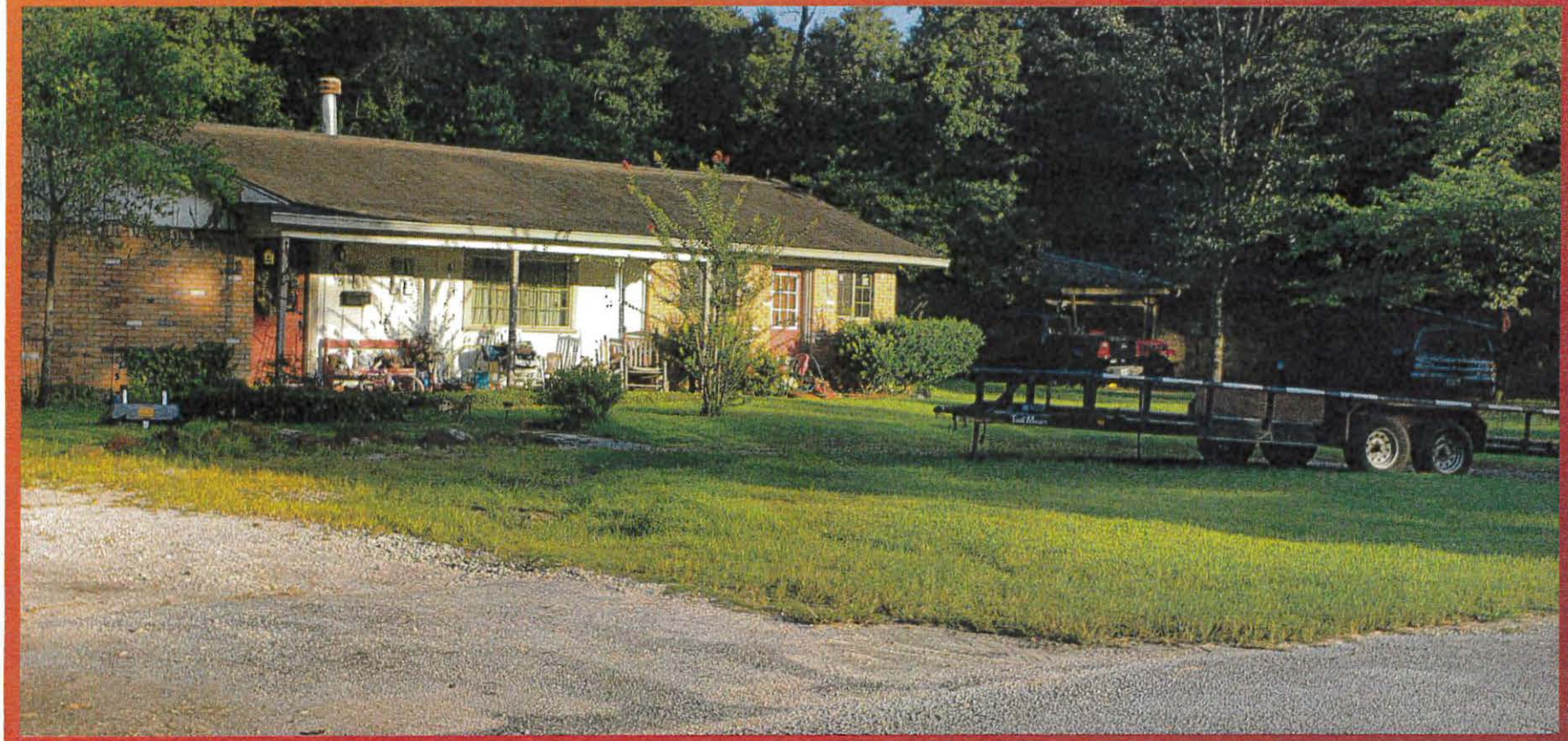
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PUBLIC NOTICE OF OPEN MEETING
BUDGET WORKSHOP

A Budget Workshop to be held on Wednesday, August 21, 2019, at 12:00 p.m. at Diboll City Hall, 400 Kenley.

All notices have been duly posted in accordance and conformance with the Government Code of the State of Texas, Section 551.002(c).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 19, 2019 as well as at the City's website at www.cityofdiboll.com.

Melissa McCall, City Secretary
Posted: 8/19/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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NOTICE OF SPECIAL MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a Special Called Meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, September 03, 2019 at 3:00 p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Discussion Consider taking action to adopt Resolution No. 2019-09-001, which sets the date, time and place of public hearings on the proposed Fiscal Year 2019-2020 Budget for September 10, 2019 at 5:15 p.m. and September 17, 2019 at 3:00 pm., with both meetings scheduled to be held in the City Council Chambers.

Item #2: Discussion Consider taking action to adopt Resolution No. 2019-09-002, which sets the date, time and place of public hearings on the 2019 Tax Year Proposed Property Tax Rate For City Of Diboll for September 10, 2019 at 5:15 p.m. and September 17, 2019 at 3:00 pm., with both meetings scheduled to be held in the City Council Chambers.

Item #3: Discuss and consider taking action to grant the City Manager to allocate the $82,250.00 final settlement of funds received for city-owned property located on Lumberjack Drive, which was sold for the proposed Diboll Pioneer Crossing apartments, as follows:

1. Splash Pad Repairs
2. Computer Upgrades
3. Purchase of One (1) Police Patrol Vehicle
4. Fence Replacement and Bridge Repairs at Neches Pines Golf Course
5. Two Replacement "Welcome to Diboll" Billboard Signs at both the North and South ends of the city

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

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Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on August 30, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted 08/30/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED MEETING ON TUESDAY, SEPTEMBER 03, 2019 AT 3:00PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey, Councilmembers Benita Sheffield Duffield, Tom Farley, Don Hendrick and Charles Moses, Sr.

ABSENT

Councilmember Daniel Lopez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Staff Accountant Sam Durham, Community Services Director Joshua Richard and Police Chief Steve Baker

Mayor McClain called the meeting to order at 3:00 pm and Reverend Kenny Hibbs of Diboll First Baptist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

Item #1: Discuss and consider taking action to adopt Resolution No. 2019-09-001, which sets the date, time and place of public hearings on the proposed Fiscal Year 2019-2020 Budget for September 10, 2019 at 5:15 p.m. and September 17, 2019 at 3:00 pm., with both meetings scheduled to be held in the City Council Chambers.

Lewis Ivey made the motion to approve and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

Item #2: Discuss and consider taking action to adopt Resolution No. 2019-09-002, which sets the date, time and place of public hearings on the 2019 Tax Year Proposed Property Tax Rate For City Of Diboll for September 10, 2019 at 5:15 p.m. and September 17, 2019 at 3:00 pm., with both meetings scheduled to be held in the City Council Chambers.

Lewis Ivey made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

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Item #3: Discuss and consider taking action to grant the City Manager to allocate the $82,250.00 final settlement of funds received for city-owned property located on Lumberjack Drive, which was sold for the proposed Diboll Pioneer Crossing apartments, as follows:

1. Splash Pad Repairs
2. Computer Upgrades
3. Purchase of One (1) Police Patrol Vehicle
4. Fence Replacement and Bridge Repairs at Neches Pines Golf Course
5. Two Replacement "Welcome to Diboll" Billboard Signs at both the North and South ends of the city

Lewis Ivey made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Adjournment

Lewis made the motion to adjourn at 3:18 PM and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

Lewis Ivey, Mayor Pro Tem

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, September 10, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from August 13, 2019 City Council Regular Session Meeting
b. Minutes from September 03, 2019 City Council Special Called Meeting
c. Financial Report for August 2019

Item #2: **P**ublic Hearing - Proposed Fiscal Year 2019-2020 Budget for the City of Diboll.

Item #3: Public Hearing - 2019 Tax Year Proposed Property Tax Rate for City of Diboll

Item #4: Consideration and approval of Ordinance 2019-09-003 amending the Code of Ordinances for the City of Diboll, Texas; establishing a new section under Chapter 17, "Municipal Street Maintenance and Repair Fees", Article II, Sections 17.2 through 17.9.

Item #5: Consideration and approval of Ordinance 2019-09-004 authorizing the issuance of funds for "City of Diboll, Texas general obligation refunding bonds, series 2019"; authorizing the refunding of certain outstanding obligations; levying a continuing direct annual ad valorem tax on all taxable property within the city to pay the interest on said bonds and to create a sinking fund for the redemption thereof and the assessment and collection of such taxes; authorizing the sale thereof; and enacting provisions incident and related to the issuance of said bonds

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Item #6: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robbie Roberts, Jr, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Pat Miller, Department Lead
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Sam Durham, Staff Accountant
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 06, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 09/06/2019

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY SEPTEMBER 10, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, Councilmembers Benita Sheffield Duffield, Tom Farley, Don Hendrick, and Charles Moses, Sr.

ABSENT

Mayor John McClain and Councilmember Daniel Lopez

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Staff Accountant Sam Durham, Police Chief Steve Baker and Assistant Police Chief Norman Williams.

Mayor Pro Tem, Lewis Ivey called the meeting to order at 5:15 pm and Reverend David Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor Pro Tem, Lewis Ivey.

CITIZEN PARTICIPATION: None

Item #1 Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from August 13, 2019 City Council Regular Session Meeting
b. Minutes from September 03, 2019 City Council Special Called Meeting
c. Financial Report for August 2019

Tom Farley made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #2: Public Hearing - Proposed Fiscal Year 2019-2020 Budget for the City of Diboll.
Mayor Pro Tem, Lewis Ivey opened the hearing. There was no citizen participation and the Mayor Pro Tem closed the hearing.

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Item #3: Public Hearing - 2019 Tax Year Proposed Property Tax Rate for City of Diboll
Mayor Pro Tem, Lewis Ivey opened the hearing. There was no citizen participation and the Mayor Pro Tem closed the hearing.

Item #4: Consideration and approval of Ordinance 2019-09-003 amending the Code of Ordinances for the City of Diboll, Texas; establishing a new section under Chapter 17, "Municipal Street Maintenance and Repair Fees", Article II, Sections 17.2 through 17.9.

Don Hendrick made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Item #5: Consideration and approval of Ordinance 2019-09-004 authorizing the issuance of funds for "City of Diboll, Texas general obligation refunding bonds, series 2019"; authorizing the refunding of certain outstanding obligations; levying a continuing direct annual ad valorem tax on all taxable property within the city to pay the interest on said bonds and to create a sinking fund for the redemption thereof and the assessment and collection of such taxes; authorizing the sale thereof; and enacting provisions incident and related to the issuance of said bonds

Tom Farley made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #6: CITY MANAGER AND DEPARTMENT HEAD REPORTS
Fire Department Report – Gary Jones, Fire Chief
Police Department Report – Steve Baker, Police Chief
Street Department Report – Grady Courtney, Department Head
Water Department Report – Robby Roberts, Department Head
Wastewater Department Report – Bridget Sarver, Department Head
Parks Department Report – Patrick Miller, Department Head
Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
Finance & Court – Sam Durham, Staff Accountant
City Manager, Gerry Boren

Adjournment

Tom Farley made the motion to adjourn at 5:32 PM and Don Hendrick second.

All in Favor, none opposed, motion carries.

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF SPECIAL MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a Special Called Meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, September 17, 2019 at 3:00 p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Public Hearing - Proposed Fiscal Year 2019-2020 Budget for the City of Diboll.

Item #2: Public Hearing - 2019 Tax Year Proposed Property Tax Rate For City Of Diboll

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 13, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted 09/13/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED MEETING ON TUESDAY, SEPTEMBER 17, 2019 AT 3:00PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, Councilmembers Daniel Lopez, Tom Farley, Don Hendrick and Charles Moses, Sr.

ABSENT

Mayor John McClain and Councilmember Benita Sheffield Duffield

STAFF PRESENT

City Manager Gerry Boren, Staff Accountant Sam Durham, and Police Chief Steve Baker

Mayor Pro Tem Ivey, called the meeting to order at 3:00 pm and Councilmember Don Hendrick gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor Pro Tem Ivey.

CITIZEN PARTICIPATION: None

Item #1: Public Hearing - Proposed Fiscal Year 2019-2020 Budget for the City of Diboll.

Hearing was opened at 3:05 pm by Mayor Pro Tem Ivey. The only citizen participation was by Trey Wilkerson, who complimented new Staff Accountant Sam Durham for her transparency efforts, and relayed concerns and questioned the budget for the newly adopted "Municipal Street Maintenance and Repair Fees". Mayor Pro Tem Ivey closed the hearing at 3:07 pm due to no further citizen participation.

Item #2: Public Hearing - 2019 Tax Year Proposed Property Tax Rate for City of Diboll

Hearing was opened at 3:07 pm by Mayor Pro Tem Ivey and closed at 3:08 pm due to no citizen participation.

Adjournment

Tom Farley made the motion to adjourn at 3:10 PM and Don Hendrick second.

All in Favor, none opposed, motion carries.

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF SPECIAL MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a Special Called Meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, September 24, 2019 at 3:00 p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consideration and approval of Ordinance 2019-09-005 adopting the Diboll Municipal Budget for fiscal year 2019-2020; as reviewed during the August 21, 2019 Budget Workshop by the Diboll City Council.

Item #2: Consideration and adoption of Tax Levy Ordinance 2019-09-006 of the City of Diboll, Texas.

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

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I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on September 20, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted 09/20/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS SPECIAL CALLED MEETING ON TUESDAY, SEPTEMBER 24, 2019 AT 3:00PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor Pro Tem, Lewis Ivey, Councilmembers Daniel Lopez, Tom Farley, Don Hendrick and Charles Moses, Sr.

ABSENT

Mayor John McClain and Councilmember Benita Sheffield Duffield

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Staff Accountant Sam Durham, and Police Chief Steve Baker

Mayor Pro Tem Ivey, called the meeting to order at 3:00 pm and Councilmember Don Hendrick gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor Pro Tem Ivey.

CITIZEN PARTICIPATION: None

Item #1: Consideration and approval of Ordinance 2019-09-005 adopting the Diboll Municipal Budget for fiscal year 2019-2020; as reviewed during the August 21, 2019 Budget Workshop by the Diboll City Council.

Don Hendrick made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Item #2: Consideration and adoption of Tax Levy Ordinance 2019-09-006 of the City of Diboll, Texas.

Tom Farley made the motion to approve and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

Adjournment

Tom Farley made the motion to adjourn at 3:03 PM and Don Hendrick second.

All in Favor, none opposed, motion carries.

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John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, November 12, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: The Diboll Council will hold a closed Executive Session in accordance with Open Meetings Act, Chapter 551, Texas Government Code 551.074; personnel matters to deliberate the evaluation of a public officer or employee: City Manager.

Item #2: Mayor McClain to Re-Open the City Council Meeting for Regular Session

Item #3: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from September 10, 2019 City Council Regular Session Meeting
b. Minutes from September 17, 2019 City Council Special Called Meeting
c. Minutes from September 24, 2019 City Council Special Called Meeting
d. Investment Report for the Quarter Ending September 2019

Item #4: Consideration and approval of Ordinance 2019-11-001 regarding 2019-2020 Budget Amendments.

Item #5: Consideration and approval of Policy and Procedure changes:

a. Vacation Policy as follows, based on a January through December Calendar Year:
    1. New Hires – 1 week (40 hours)
    2. 2 Weeks (80 hours) upon 1-year service anniversary
    3. 3 Weeks (120 hours) upon 5th year service anniversary
    4. 4 Weeks (160 hours) upon 15th year service anniversary
    5. Employees are eligible to rollover up to 40 hours in a calendar year; however, 40 rolled manhours is the maximum number of rolled vacation hours allowed at any given time.
b. Wellness Program as follows:

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1. City to begin paying 80% of healthcare premiums for all employees
2. If an employee chooses to participate in the City's Wellness Program, the City will then pay 100% of employee's healthcare premiums.

Item #6: Consideration and approval of Ordinance 2019-11-002, approving a contingent fee contract for legal services ("Legal Services Contract"). The approval of the Legal Services Contract will be considered in connection with the City's proposed issuance of general obligation refunding bonds in an amount not to exceed $1,960,000 (the "Obligations"). The City intends to select the law firm of Bickerstaff Heath Delgado Acosta LLP ("BHDA") to serve as the City's bond counsel in connection with the sale and issuance of the Obligations (the "Issuance") and any other issuances of public securities by the City during the term of the Legal Services Contract. The Legal Services Contract will be for an initial term of two (2) years.

Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robbie Roberts, Jr, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Pat Miller, Department Lead
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Sam Durham, Staff Accountant
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on November 08, 2019 as well as at the City's website.

Melissa McCall, City Secretary
Posted: 11/08/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, NOVEMBER 12, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain, Mayor Pro Tem, Lewis Ivey, and Councilmembers Benita Sheffield Duffield, Tom Farley, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

None

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Staff Accountant Sam Durham, Police Chief Steve Baker and Assistant Police Chief Norman Williams.

Mayor McClain called the meeting to order at 5:15 pm and Mayor Pro Tem, Lewis Ivey gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

Item #1: The Diboll Council went into closed Executive Session in accordance with Open Meetings Act, Chapter 551, Texas Government Code 551.074; personnel matters to deliberate the evaluation of a public officer or employee: City Manager; at 5:16 pm

Item #2: Mayor McClain reopened the City Council Meeting for Regular Session at 5:37 pm

Item #3 Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from September 10, 2019 City Council Regular Session Meeting
b. Minutes from September 17, 2019 City Council Special Called Meeting
c. Minutes from September 24, 2019 City Council Special Called Meeting
d. Investment Report for the Quarter Ending September 2019

Lewis Ivey made the motion to approve and Daniel Lopez second.

All in Favor, none opposed, motion carries.

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Item #4: Consideration and approval of Ordinance 2019-11-001 regarding 2019-2020 Budget Amendments.

Lewis Ivey made the motion to approve and Tom Farley second.

All in Favor, none opposed, motion carries.

Item #5: Consideration and approval of Policy and Procedure changes:

a. Vacation Policy as follows, based on a January through December Calendar Year:
   1. New Hires – 1 week (40 hours)
   2. 2 Weeks (80 hours) upon 1-year service anniversary
   3. 3 Weeks (120 hours) upon 5th year service anniversary
   4. 4 Weeks (160 hours) upon 15th year service anniversary
   5. Employees are eligible to rollover up to 40 hours in a calendar year; however, 40 rolled manhours is the maximum number of rolled vacation hours allowed at any given time.
b. Wellness Program as follows:
   1. City to begin paying 80% of healthcare premiums for all employees
   2. If an employee chooses to participate in the City's Wellness Program, the City will then pay 100% of employee's healthcare premiums.

Tom Farley made the motion to approve and Lewis Ivey second.

All in Favor, none opposed, motion carries.

Item #6: Consideration and approval of Ordinance 2019-11-002, approving a contingent fee contract for legal services ("Legal Services Contract"). The approval of the Legal Services Contract will be considered in connection with the City's proposed issuance of general obligation refunding bonds in an amount not to exceed $1,960,000 (the "Obligations"). The City intends to select the law firm of Bickerstaff Heath Delgado Acosta LLP ("BHDA") to serve as the City's bond counsel in connection with the sale and issuance of the Obligations (the "Issuance") and any other issuances of public securities by the City during the term of the Legal Services Contract. The Legal Services Contract will be for an initial term of two (2) years.

Lewis Ivey made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

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Item #7: CITY MANAGER AND DEPARTMENT HEAD REPORTS
Fire Department Report – Gary Jones, Fire Chief
Police Department Report – Steve Baker, Police Chief
Street Department Report – Grady Courtney, Department Head
Water Department Report – Robby Roberts, Department Head
Wastewater Department Report – Bridget Sarver, Department Head
Parks Department Report – Patrick Miller, Department Head
Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
Finance & Court – Sam Durham, Staff Accountant
City Manager, Gerry Boren

Adjournment

Lewis Ivey made the motion to adjourn at 5:53 PM and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §

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NOTICE OF MEETING
OF THE
CITY OF DIBOLL CITY COUNCIL

The City Council of the City of Diboll will meet in a regular session meeting in the City Hall, Council Chambers, located at 400 Kenley Street, Diboll, Texas, on Tuesday, December 10, 2019 at 5:15p.m.

Call to Order

Invocation

Pledge of Allegiance

Citizens Presentation: (Limited to 3 minutes)
This item provides the opportunity to address the City Council on any matter whether or not it's posted on the agenda. However, in accordance with the Texas Open Meetings Act, Section 551.041, the Council cannot discuss, deliberate, or take any action on matters not listed on the agenda. At this time, the Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda.

Item #1: Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from November 12, 2019 City Council Regular Session Meeting
b. Financial Report for October 2019
c. Financial Report for November 2019

Item #2: Consideration and possible action concerning Resolution 2019-12-001 authorizing the filing of an application for financial assistance from the Texas Water Development Board and designating City representatives to prepare and submit the application.

Item #3: Consideration and possible action concerning Ordinance 2019-12-002 authorizing the issuance of "City of Diboll, Texas general obligation refunding bonds, series 2020"; authorizing the refunding of certain outstanding obligations; levying a continuing direct annual ad valorem tax on all taxable property within the city to pay the interest on said bonds and to create a sinking fund for the redemption thereof and the assessment and collection of such taxes; authorizing the sale thereof; authorizing an escrow agreement; and enacting provisions incident and related to the issuance of said bonds

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Item #4: CITY MANAGER AND DEPARTMENT HEAD REPORTS

a. Fire Department Report – Gary Jones, Fire Chief
b. Police Department Report – Steve Baker, Police Chief
c. Street Department Report – Grady Courtney, Department Head
d. Water Department Report – Robbie Roberts, Jr, Department Head
e. Wastewater Department Report – Bridget Sarver, Department Head
f. Parks Department Report – Pat Miller, Department Lead
g. Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
h. Finance & Court – Sam Durham, Staff Accountant
i. City Manager, Gerry Boren

Adjournment

The City of Diboll City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), or 551.087 (Economic Development Matters).

Note: Mayor and Council Reports on Items of Community Interest- Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 400 Kenley Street, Diboll, Texas, and available for viewing by the public prior to 5:00 p.m. on December 06, 2019 as well as at the City's website.

_____
Melissa McCall, City Secretary
Posted: 12/06/2019

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (936)829-6802 or (936)829-4757 for further information.

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MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS REGULAR SESSION MEETING ON TUESDAY, DECEMBER 10, 2019 AT 5:15PM, DIBOLL CITY HALL CHAMBERS

COUNCIL PRESENT

Mayor John McClain and Councilmembers Benita Sheffield Duffield, Don Hendrick, Daniel Lopez and Charles Moses, Sr.

ABSENT

Mayor Pro Tem, Lewis Ivey, and Councilmember Tom Farley

STAFF PRESENT

City Manager Gerry Boren, City Secretary Melissa McCall, Staff Accountant Sam Durham, Assistant Police Chief Norman Williams.

Mayor McClain called the meeting to order at 5:15 pm and Rev. David Goodwin of Diboll First United Methodist Church gave the invocation.

Pledge of Allegiance was recited by those in attendance, led by Mayor McClain.

CITIZEN PARTICIPATION: None

Item #1 Consent Agenda: All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

a. Minutes from November 12, 2019 City Council Regular Session Meeting
b. Financial Report for October 2019
c. Financial Report for November 2019

Daniel Lopez made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

Item #2: Consideration and possible action concerning Resolution 2019-12-001 authorizing the filing of an application for financial assistance from the Texas Water Development Board and designating City representatives to prepare and submit the application.

Daniel Lopez made the motion to approve and Don Hendrick second.

All in Favor, none opposed, motion carries.

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Item #3: Consideration and possible action concerning Ordinance 2019-12-002 authorizing the issuance of "City of Diboll, Texas general obligation refunding bonds, series 2020"; authorizing the refunding of certain outstanding obligations; levying a continuing direct annual ad valorem tax on all taxable property within the city to pay the interest on said bonds and to create a sinking fund for the redemption thereof and the assessment and collection of such taxes; authorizing the sale thereof; authorizing an escrow agreement; and enacting provisions incident and related to the issuance of said bonds.

Don Hendrick made the motion to approve and Charles Moses, Sr. second.

All in Favor, none opposed, motion carries.

Item #4: CITY MANAGER AND DEPARTMENT HEAD REPORTS
Fire Department Report – Gary Jones, Fire Chief
Police Department Report -- Steve Baker, Police Chief
Street Department Report – Grady Courtney, Department Head
Water Department Report – Robby Roberts, Department Head
Wastewater Department Report – Bridget Sarver, Department Head
Parks Department Report – Patrick Miller, Department Head
Lottie & Arthur Temple Civic Center - Loretta Christmas, Civic Center Director
Finance & Court – Sam Durham, Staff Accountant
City Manager, Gerry Boren

Adjournment

Don Hendrick made the motion to adjourn at 5:18 PM and Daniel Lopez second.

All in Favor, none opposed, motion carries.

John C. McClain, Mayor

ATTEST BY:

Melissa McCall, City Secretary

STATE OF TEXAS §
ANGELINA COUNTY §
CITY OF DIBOLL §