

**MINUTES OF THE GOVERNING BODY OF THE CITY OF DIBOLL, TEXAS
MEETING ON TUESDAY, MAY 26, 2009, AT 5:15 PM, DIBOLL CITY HALL**

COUNCIL PRESENT

Mayor Bill Brown, Councilmember's Don Hendrick, Gary Jones, Larry Cook, Fred Mitchell, Ricky Conner and Robert E. Lewis Jr.

STAFF PRESENT

City Attorney Jimmy Cassels, City Manager Dennis McDuffie, City Secretary Tina Cavazos, Finance Director Elvia Garza, Civic Center Director Crystal William, and Police Chief Kent Havard

CALL TO ORDER

Bill Brown called the meeting to order at 5:15 pm.

INVOCATION

The invocation was given by Fred Mitchell.

PLEDGE OF ALLEGIANCE

The Pledge was coordinate by those in attendance.

DISCUSSION & ACTION

1. CONSIDER APPROVING AN ORDINANCE ADOPTING THE AMENDED HOME RULE CHARTER AS THE OFFICIAL HOME RULE CHARTER OF THE CITY OF DIBOLL TEXAS AND AUTHORIZING THE MAYOR TO CERTIFY TO TEXAS SECRETARY OF STATE THAT THE AMENDED HOME RULE CHARTER OF THE CITY OF DIBOLL HAS BEEN APPROVED BY THE VOTERS AND HAS BEEN CERTIFIED BY THE DIBOLL CITY COUNCIL AS THE OFFICIAL HOME RULE CHARTER OF THE CITY OF DIBOLL, TEXAS AND GRANTING FULL FORCE AND EFFECT TO THE DIBOLL HOME RULE CHARTER ON THIS THE 26TH DAY OF MAY 2009.

Larry Cook made the motion and Ricky Conner seconded. Motion passed unanimously.

2. CONSIDER AUTHORIZING THE CITY SECRETARY TO EXECUTE AN AFFIDAVIT OF ELECTION NOTICE POSTING COMPLIANCE.

Ricky Conner made the motion and Gary Jones seconded. Motion passed unanimously.

3. CONSIDER APPROVING AN ORDINANCE ESTABLISHING A PLACE SYSTEM FOR THE CITY COUNCIL IN ACCORDANCE WITH THE HOME RULE CHARTER COMPLETE WITH TERM EXPIRATION DATES.

4. CONSIDER APPROVING THE ASSIGNMENT OF COUNCIL MEMBERS CURRENTLY SERVING TO SPECIFIC DISTRICTS OR AT LARGE POSITIONS AS REQUIRED IN THE DIBOLL HOME RULE CHARTER.

Fred Mitchell made the motion and Don Hendrick seconded. Motion passed unanimously.

5. CONSIDER APPOINTING A PERSON TO FILL THE PLACE SIX AT LARGE POSITION WITH THE TERM FOR THIS POSITION TO EXPIRE IN MAY 2010.

Don Hendrick made the motion to appoint Bryan Wilson and Ricky Conner seconded
For Don Hendrick Ricky Conner and Bill Brown **Against** Gary Jones and Larry Cook
Abstains Fred Mitchell

Larry Cook made the motion to appoint Gary Mike Smith and Gary Jones seconded
For Gary Jones and Larry Cook **Against** Fred Mitchell, Ricky Conner, Don Hendrick and Bill Brown

Fred Mitchell made the motion to appoint Robert E. Lewis no one seconded.

After a few minutes of discussion on what was best for the city the council decide to vote again.

Fred Mitchell made the motion to appoint Robert L. Lewis and Ricky Conner seconded.
For Don Hendrick, Fred Mitchell, Ricky Conner and Bill Brown
Against Larry Cook and Gary Jones.

At this time Jimmy Cassels asked Robert E. Lewis to raise his right hand to be sworn in to serve as Councilman for the City of Diboll.

6. CONSIDER APPOINTING A MAYOR PRO-TEM.

Gary Jones made the motion to appoint Ricky Conner and Don Hendrick seconded
Motion passed unanimously.

7. CONSIDER APPROVING THE TRANSFER OF \$70,000 FROM THE STREET REPAIR BUDGET TO CAPITAL OUTLAY FOR THE PURCHASE OF A DUMP TRUCK.

Gary Jones asked how old was the dump truck and Dee Scarborough said it is a 1992.
Gary Jones made the motion approving the Transfer of \$70,000 and Don Hendrick seconded.

Adjourn.

Bill Brown made the motion to adjourn at 5:47 p.m. and Larry Cook seconded.
Motion passed unanimously.

Mayor Bill Brown

ATTEST:

Tina Cavazos, City Secretary