

Minutes of the regular city council meeting Monday, August 13, 2007 at 5:15 p.m. at Diboll City Hall.

Present		Absent
Mayor	Bill Brown	None
Councilman	Gandy Stubblefield	
Councilman	Don Hendrick	
Councilman	Ricky Conner	
Councilman	Fred Mitchell	

Also Present  
City Attorney Jimmy Cassels  
City Manager Kenneth Williams  
City Secretary Tina Cavazos  
Police Chief Kent Havard  
Finance Director Elvia Garza  
Public Works Doug McCoy

See Sign In Sheet.

**1. Call to order.**

Mayor Bill Brown called the meeting to order.

**2. Invocation.**

Kenneth Williams gave the invocation.

**3. Approval of previous city council meeting minutes of July 9, 2007 and July 30, 2007.**

Motion was made to approve the minutes of the regular meeting of July 9, 2007 and called meeting of July 30, 2007 by Gandy Stubblefield and seconded by Don Hendricks with a unanimous affirmative vote being recorded.

**4. Discuss and possibly approve appointment of person to fill vacancy on City Council; possibly swear in appointed person.**

Tabled until next called council meeting.

**5. Discuss and possibly approve declaration of deed restriction at St. Anthony Subdivision.**

Sylvester Cauley presented a draft copy of his deed restrictions and after going over the deed, City Attorney Jimmy Cassels and Council members agreed to table it until Mr. Cauley could make some corrections and add more detail to the deed restriction.

Gandy Stubblefield made the motion to table it and Don Hendrick seconded with a unanimous affirmative vote being recorded.

**6. Discuss and possibly consider request for variance from Diboll's Zoning**

**Ordinance in regards to existing parking that will give Dollar General's store a total of 30 parking spaces.**

Doug McCoy said he has never seen that many customers at the Dollar General store all at once that it would not be necessary for them to have 38 parking spaces. Gandy Stubblefield made the motion to approve variance from Diboll' Zoning Ordinance in regards to existing parking that will give Dollar General's store a total of 30 parking spaces and Don Hendrick seconded with a unanimous affirmative vote being recorded.

**7. Discussion on the formation of Board of Adjustments and Appeals and possible Appointments to the Board.**

Doug McCoy said we do not have a Board of Appeals. City Attorney Jimmy Cassels said he would like to look into this matter and see if the council could serve as this board before trying to get other people to serve.

Tabled until the next regular council meeting.

**8. Discuss and possibly approve Parks Board recommendation of Mike Hopkins to fill vacancy on Parks Board.**

Mr. Williams said Bob Grimes had resigned for the Parks Board and the Parks Board had recommend Mr. Mike Hopkins to fill the vacancy. Don Hendrick made the motion to approve Mike Hopkins to the Parks Board and Ricky Conner seconded with a unanimous affirmative vote being recorded.

**9. Discuss and possibly consider new water and sewer tap rates.**

Doug McCoy presented a fee schedule of the surrounding cities and the City of Diboll was lower then any city. The council all agreed that we needed to go up on water and sewer taps to cover city cost. Don Hendrick made the motion to approve the recommended increase on water and sewer tap rates and Ricky Conner seconded with a unanimous affirmative vote being recorded.

**10. Public Hearing to discuss change of street name from Hendrix to Hendrick.**

After hearing from Robbie Ashworth council decided to have an additional hearing on the next regular council meeting.

**11. Discuss and possibly approve request to change street name from Hendrix to Hendrick.**

Tabled by Ricky Conner and seconded by Fred Mitchell until the next regular council meeting.

**12. Discuss and take action on tax rate and schedule any required public hearings.**

Elvia Garza gave the council a schedule reflecting the effective and rollback tax rates as well as the net effect on the General Fund Budget. Council all agreed to raise the tax rate by two cents and have the first public hearing on August 21, 2007 and the second hearing on August 30, 2007. Ricky Conner made the motion

to raise the tax rate by two cents and Gandy Stubblefield seconded with a unanimous affirmative vote being recorded.

**13. Discuss and possibly accept a bid on installation of the generator for water Well # 5.**

Ricky Conner made the motion to accept the bid for installation of the generator for water well # 5 and Don Hendrick seconded with unanimous affirmative vote being recorded.

**14. Executive Session:**

Mayor Bill Brown called the council into executive session at this time to discuss Police Reserve application, Eason Lake Water Well Project and personnel evaluation.

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

**15. Discuss and approve police reserve application.**

Gandy Stubblefield made the motion to accept applicant Grant Jones as police reserve and Ricky Conner seconded with unanimous affirmative votes being recorded.

**16. Public Forum.**

Jo Ann Rainwater said she would like to say how well the city is doing in cleaning up lots and junk vehicles. Mrs. Rainwater also said Dibollians have always been proud of the way the town looked.

**17. City Manager Comments.**

Mr. Williams said if any of the council plans to go to the TML meeting on September 16, 2007 please let Tina Cavazos know.

**18. Council Comments.**

Mr. Cassels asked if the city had received the information on the speed bumps and Gary Jones answered yes. Fred Mitchell said he would like to comment on the city working together and he is proud of everything that is being done.

**Late Items:**

- 1. Consider and possibly approve the request from Sylvester Cauley to change the zoning from the current classification "Single Family Dwelling District-1" to "Single Family Dwelling District-2" on approximately 18.444 acres described as A. Chavano Survey-(009) tract 139 and located on Maynard Street.**

Tabled until next council meeting.

**2. Consider and possibly approval to go out for bids for repair or reconstruction of a portion of Hendrix Street.**

Gary Jones said Hendrix Street is very bad from Borden all the way to 2497. Mr. Jones said we have to take it all up and come back with lime. Mr. Jones said he would like to go ½ a mile down and go just a little on Harris Street. Don Hendrick asked how much will it cost and Gary Jones answer around \$151 Thousand. Jimmy Cassels asked how long this job will take to complete around 150 days from the day the contract get awarded.

Gandy Stubblefield made the motion to approve to go out for bids for repairs or reconstruction of portion of Hendrix Street and Don Hendrick seconded with unanimous affirmative vote being recorded.

**19. Adjourn.**

Having no further comments Gandy Stubblefield made the motion to adjourn and Ricky Conner seconded with unanimous affirmative votes being recorded.

Meeting adjourned at 7:20 p.m.

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Bill Brown, Mayor

Attest:

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Tina Cavazos, City Secretary