

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.

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

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**

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**

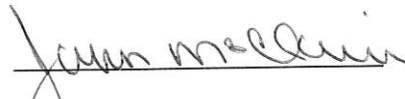
Mr. McDuffie reported to the council that he will be retiring on or before January 1, 2016. He states he has had a great (6) six years and has and will continue to serve the City of Diboll. The council thanked him for his work and dedication during his time of service.

**ADJOURN:**

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

All in Favor

None Opposed

  
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Mayor, John McClain

**ATTEST:**

  
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City Secretary, Sarah Thompson