



MINUTES OF A REGULAR PUBLIC MEETING  
Tuesday, October 10, 2017

**CALL TO ORDER**

Mayor Scott called the meeting to order at 6:01 p.m.

**ROLL CALL**

Council members present for roll call were as follows; to wit: Mayor Scott, Councilwoman Childers, Councilman Whitney, Councilwoman Golden and Councilman Beck. Council members not present for roll call were as follows; to wit: Councilman Awbrey.

**INVOCATION**

Councilman Beck gave the invocation

**PUBLIC COMMENT** (*Limited to Five minutes per person*) *Jr. Pacheco asked why it was taking so long on getting appraisal done for the transferring of land to EDC, Councilman Whitney explained that the City was trying to find an appraisal person that the City could afford. Cogburn Real Estate has since then done the appraisal and it will be on the next agenda for discussion.*

**Approval of minutes – September 28, 2017 –** Councilman Beck made a motion to approve minutes. Councilwoman Golden seconds that motion. All were in favor; motion carried unanimously.

**CONSENT (AUTOMATIC APPROVAL) AGENDA:** (*All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.*)

**REGULAR CALLED AGENDA:** (*Discuss and consider the following items*)

**Totalcom request to put signage up-** Jennifer with Totalcom addressed the council, she explained that the City and Totalcom was one of thirteen rural communications firms nationwide honored recently with the Smart Rural Community Showcase Award by NTCA- The Rural Broadband Association. The Smart Rural Community designation not only recognizes Totalcom's efforts promoting rural broadband networks and broadband enabled applications in its local service area, but highlights the De Leon community for having technology backbone available for local citizens and businesses to utilize the connectivity of Totalcom's high speed internet. This award highlights the efforts made to establish rural communities as vibrant places to live and do business. Toney with Totalcom explained where they would like the signs to be placed at the Welcome to City of De Leon brink signs, one of which the City owned the land, one that Totalcom owned the land, the other would have to have TXDOT approval to place the sign which is located at the intersection of 6/16. Councilwoman Golden made a motion to request permission from TXDOT to place the sign. Councilwoman Childers seconds that motion; motion carried unanimously.

*Councilman Awbrey arrived at 6:21pm*

**City Building to De Leon Fire Department-**Councilman Whitney made the motion to transfer property at 225 W Labadie to the De Leon Volunteer Fire Department with the deed stipulation that if the Fire Department no longer exist the building is transferred back to the City. Councilman Beck seconds that motion; motion carried unanimously.

**Department Heads Policy and Procedures-**Councilwoman Golden addressed the council with discussion on protocol for Department heads, she asked if there needed to be policies in line for each department along with the current policies and procedures. She stated what if something happened to a department head would we know what the employees duties are to keep them going. She also asked how do we hold department heads accountable if there isn't specific policies(duties) for each department to follow. Councilman Whitney stated he would like a plan of what needs work, we can go from there, that gives a lay out of what we can work towards, that what he would like from department heads. Councilman Awbrey stated policy and procedures are a plan, can we get a plan of what needs to be done even if it can't be done right away. No action taken.

**Pauline Villarreal Agenda request variance of Noise Permit and Manufactured home extension –** Pauline addressed the council asking for the curfew for noise to be extended from 11pm to 12:30am, she stated it was a benefit for her since she has hurt her knee and can't work, she has three bands coming to play. She said it would start at 8pm and wanted enough time for all the bands to play. Councilwoman Golden asked how do we know you're going to follow the rules when you didn't follow the rules on the mobile home. Pauline stated that yes she can follow rules and she did follow the rules on mobile home, there was some things she was not told. Councilwoman Golden also asked if it could start earlier so it could finish by 11pm. Pauline stated that it could but no one would probably show up. The mayor stated that there was going to be complaints no matter what time it ended. Councilman Beck asked Pauline to please stop interrupting and let council discuss the matter, at that time Pauline walked out. Mayor Scott stated that he was against the idea he stated that if you bend the rules for one you have to bend them for everyone. Councilman Whitney stated he liked the idea because more people might use it but 12 am would be better. Councilwoman Golden stated she was good with the idea as long as we were strict on the time.

Pauline asked for more time to get mobile home hooked up and improvements made, she stated that she didn't know there was a time frame. Mayor stated we have given you an additional 30 days to fix the under pinning, total of 123 days to get it done. Pauline stated she thought after it was moved she could continue to work on it, didn't know she had a time frame to get it finished. Councilwoman Childers asked did you honestly not know you were on a time limit? How much time have you spent in the Doctor's office since July and how long have you not been doing anything? Pauline said that sometime in March she

started to have knee issues and in May 23rd issues have gotten worse. She has had a lot of extra expenses. Councilwoman Childers asked can we give her a time limit to get this done, it sounds like a misunderstanding. Councilman Beck said it's up to me to read the ordinance and get it done, that does not eliminate getting it done. She has had two time frames with large amount of time to finish it. She has had plenty of time. Councilman Whitney stated sorry it's too late, we have given you plenty of time, we told you to get it done and you haven't. Councilman Awbrey said it was unfair but we have given you the opportunity and plenty of time to finish the work. No action taken on this item.

**Approval for a Part Time Police Officer** – Officer Dyson stated he had spoken to Allan Wendt who has previous been employed by the City and he spoke to the Constable which is Wendt's boss. Wendt would work Friday and Saturday nights when needed to relieve officers. Dyson also stated that he had spoken to the Sheriff's Department and Jeff had stated he would not station and officer here but they could take calls if need be, reason for this is we aren't paying the officer to cover De Leon, we could contract with them and pay them at their overtime rate. Councilman Whitney made a motion to approve a part time temp officer. Councilwoman Childers seconds that motion. All were in favor; motion carried unanimously.

**Cemetery Association minutes and officers** – Councilwoman Golden made a motion to approve Cemetery Association minutes. Councilman Whitney seconds that motion. All were in favor; motion carried unanimously.

**Open bids for HVAC**- Dycus HVAC bid- \$8650.00

Cary Services bid-\$19419.76

Councilwoman Childers made a motion to approve Dycus HVAC bid. Councilman Whitney seconds that motion. All were in favor; motion carried unanimously.

**Open bids for Mold Remediation** – ServPro bid \$8950.58. Councilman Awbrey made a motion to approve ServPro bid. Councilwoman Childers seconds that motion. All were in favor; motion carried unanimously.

**\*\*Break\*\* 7:28**

**Reconvened at 7:37**

**Executive Session** – Council went into executive session at 7:38pm and reconvened in open session at 9:52pm. Councilman Whitney made a motion to hire Ed Dyson as Chief of Police. Councilman Awbrey seconds that motion. All were in favor; motion carried unanimously.

Councilwoman Childers made a motion to advertise for City Administrator position. Councilman Beck seconds that motion. Mayor Scott abstained; motion passed.

#### ITEMS OF COMMUNITY INTEREST:

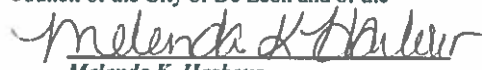
- Expression of thanks, congratulations or condolences
- Information regarding holiday closings
- Honorary recognition of city officials, employees or other citizens
- Reminders about upcoming events sponsored by the City or other entity that is scheduled to be attended by a city official or city employee

#### ADJOURN:

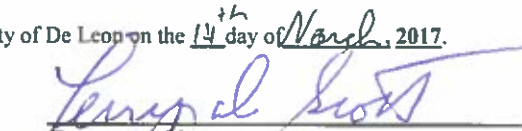
**Adjourn** - Councilman Beck made a motion to adjourn at 10:01 pm. Councilman Awbrey seconds that motion. All were in favor; motion carried unanimously.

#### CERTIFICATION

I, *Melenda K. Harbour*, City Secretary for the City of De Leon, Texas, do hereby certify that the above and foregoing is true and correct of the regular meeting by the City Council of the City of De Leon and of the minutes pertaining thereto on the 10<sup>th</sup> day of October, 2017.

  
*Melenda K. Harbour*,  
City Secretary

Minutes ~~PASSED AND APPROVED~~ by the City Council of the City of De Leon on the 14<sup>th</sup> day of March, 2017.

  
*Terry Scott*, Mayor

ATTEST:

  
*Melenda K. Harbour*  
City Secretary

