



MINUTES OF A REGULAR PUBLIC MEETING
December 12th, 2017

City Council Approved on January 23rd, 2018

CALL TO ORDER - Mayor Scott called the meeting to order at 6:01 pm.

ROLL CALL - Council members present for roll call were as follows; to wit: Terry Scott, Sarah Childers, Bob Whitney, Jaye Golden, and James Beck. Council members not present for roll call were as follows; to wit: Jon Awbrey.

INVOCATION – Councilman Beck gave the invocation.

PUBLIC COMMENT – No public comments were made.

CONSENT (AUTOMATIC APPROVAL) AGENDA:

Approval of Minutes – November 14, 2017, November 16, 2017, November 28, 2017 – Councilman Beck made a motion to approve the minutes, with corrections to the executive session on November 14th which explained the correction to Chief Dyson’s salary. Councilwoman Childers seconds that motion. Mayor Scott, Councilman Whitney, and Councilwoman Golden were in favor. Motion passed.

REGULAR AGENDA: (*Discuss and take action separately on the following items*)

Municipal Court Security Committee – Wayne Parsons addressed the City Council about legislative changes that had been made effective September 1st, 2017, those of which required Municipal Courts across the state to have a security committee. Parsons continued the state hadn’t clarified much about the committee, but did say it would have to be himself, a law enforcement officer, and a representative from the municipality. He would know more after his Legislative Update training in January. No action was taken on this item.

****Councilman Awbrey entered the meeting at 6:16 pm, during the next item****

Comanche Appraisal District Board Nominees – Council reviewed a resolution to appoint members to the Comanche Appraisal District Board. Councilwoman Golden made a motion to give Sam Sparger 70 votes, and Grace Everhart 69 votes. Councilman Whitney seconds that motion. All were in favor; motion carried unanimously.

Employee/Council Christmas Luncheon – The City Secretary addressed the Council, giving them two quotes on catering for the Christmas Luncheon. The first was from Two or More Coffee House, for \$554.63. The second was a verbal estimate from Roughneck BBQ, for around \$900.00. Councilwoman Childers made a motion to accept the quote from Two or More Coffee House. Councilman Beck seconds that motion. All were in favor; motion carried unanimously.

****At this time in the meeting, Mayor Scott skipped down to item I on the Agenda, US Water Contract, as their representatives needed to leave the meeting.****

US Water Contract – John Fluharty was present on behalf of US Water, and announced their plans to terminate services in 90 days, in accordance with the contract. He said at the time US Water entered the contract with the City, they had a representative who lived in De Leon. The representative had since moved on, and the closest replacement has to drive several hours to town. Due to that fact, US Water was losing money on the contract, and proposed going up to \$8,000 a month. Councilman Whitney told Fluharty the City didn’t have that kind of money, and Fluharty said US Water had expected as much. No action was taken.

Properties at 104 W Reynosa and 400 W Reynosa – Discussion ensued of whether or not the City should go out for bids on these properties, or sell them directly to the DIDC. Councilwoman Golden made a motion to sell the properties to the DIDC, which failed for lack of second, and further discussion. Councilwoman Golden then made a motion to sell the properties to the DIDC, for the appraisal values of \$31,500.00. Councilman Beck seconds that motion. Awbrey, Childers, and Mayor Scott were in favor. Councilman Whitney abstains, citing conflict of interest as he held a seat on the DIDC board. Motion passed.

Tint on Police Department Windows – Mayor Scott addressed the Council, saying he had a quote from Midtex for one way, non-shattering glass from the police department. Replacement of the windows would cost \$2,800.00. Councilman Whitney made a motion to buy the windows for the police department. Councilwoman Childers seconds that motion. Motion failed due to an interjection from Councilman

Awbrey, who had further discussion on the topic. Councilman Awbrey stated he had driven by the department at 3 am one morning, and wasn't exactly happy with the things he had seen going on inside. He said he liked being able to drive by and see inside. Councilman Whitney made a motion to buy the windows for the police department. Councilwoman Childers seconds that motion. Beck, Golden, and Mayor Scott were in favor. Councilman Awbrey abstains. Motion passed.

Repealing and Replacing Ordinance 004-16 Golf Cart – There was much discussion by council about changing the golf cart ordinance to include ATVs, and a possible permitting process, similar to some surrounding cities. Betty Grumbles spoke of her husband using their gator for ag purposes, and said he had been cited by the police. Chief Dyson and Officer Jonap said that under current law, ATV use on City streets were prohibited. The conversation between some of the councilmembers and public got heated, and the mayor called for order. Councilwoman Childers made a motion to table this item, for further research. Councilman Beck seconds that motion. Councilwoman Golden, Whitney, and Mayor Scott were in favor. Councilman Awbrey abstains. Motion passed. Further discussion ensued between the Council and the public, and later another motion was made by Councilwoman Childers to table this item. Councilman Beck seconds that motion. Golden, Whitney, Awbrey, and Mayor Scott were in favor. Motion passed.

Repealing and Replacing Ordinance 005-16 Fee Schedule – No action was taken on this item, as the subject of a permit fee for the golf cart ordinance was still at large.

Repealing and Replacing Ordinance 009-08 City Administrator – No action was taken on this item.

Executive Session – The council may enter into Executive Session under Government Code Section 551.074, Personnel Matters, to deliberate the appointment and employment of a Waste Water Treatment Plant Attendant – No executive session was taken on this item. Robert Duncan said the individual he had in mind for the position had taken another position elsewhere, and US Water would be training the City Staff to take over total maintenance of the plant. No action was taken.

Mayor Report – No report was given.

Public Works Report – No report was given.

Police Chief Report – Chief Dyson had handed out a report for Council, prior to the meeting. Councilman Whitney asked if Chief Dyson was frustrated about the golf cart ordinance, saying he wanted to make sure everything was good between Council and their new Chief of Police. Dyson said he was a little frustrated, as he couldn't see any way under the transportation code he could enforce what Council was wanting to do.

US Water – No report was given.

Emergency Management Report – Ray Helburg, Emergency Management Coordinator was present, and addressed the council about some evacuation maps that had been made for Farley's ammonium nitrate that had been given to the Fire Department. Cogburn reported that she had given copies to the police department. Helburg continued that Farley's was the only business in the county who carried ammonium nitrate, and if there was ever a leak or explosion, all residents would have to be evacuated at least a mile from town.

Parks Committee Report – No report was given.

Library Committee Report – Councilwoman Childers and Rebecca Hurtea brought Council up to date on the Library shelf situation, and mentioned a few grants she was hopeful about. Councilwoman Golden asked if the Library charged for paper copies, and Hurtea responded there was a charge for paper copies and photo copies.

City Secretaries Report

- **Monthly Reports** – Melenda Harbour informed Council City Hall would be moving back to their original office on December 13th. City Hall had been located in the Police Department, due to mandatory renovations.

ITEMS OF COMMUNITY INTEREST:

- **Expression of thanks, congratulations or condolences** – the Sara Lacombe family
- **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 – At 8:26 pm, Councilman Beck made a motion to adjourn the meeting. Councilwoman Golden seconds that motion. All were in favor; motion carried unanimously.


CERTIFICATION

I, *Sarah Cogburn*, Assistant City Secretary for the City of De Leon, Texas, do hereby certify in good faith 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 **12th** day of **December, 2017**.



Sarah Cogburn, Assistant City Secretary

Minutes **PASSED AND APPROVED** by the City Council of the City of De Leon on the **23rd** day of **January, 2018**.



Terry Scott, Mayor

ATTEST: 

Melinda K. Harbour, City Secretary

