



MINUTES OF A REGULAR PUBLIC MEETING
6:00 p.m. – Monday, May 14th, 2018

City Council Approved on June 11th, 2018

1. **CALL TO ORDER** – Mayor Scott called the meeting to order at 6:02 pm.
2. **ROLL CALL:** Council members present for roll call were as follows; to wit: Terry Scott, Jon Awbrey, Sarah Childers, Bob Whitney, and Jaye Golden. Council members not present for roll call were as follows; to wit: James Beck.
Staff members present for said meeting were as follows: David Denman (City Administrator), Melenda K. Harbour (City Secretary), Ed Dyson (Chief of Police), Sarah Cogburn (Assistant City Secretary), Larry Jonap (Peace Officer) and Rebecca Hurteau (Librarian).
3. **INVOCATION** - Whitney gave the invocation.
4. **PUBLIC COMMENT** – No public comments were made.
5. **Mayor Report** – No Report.
6. **Public Works Report** – Denman reported he had been sending Public Works employees off to school, and Nigel had just been to Abilene for three days.
7. **Police Chief Report** - Dyson reported the PD was back down to three officers in the wake of Knanisho's resignation. The stats page had been passed out – he added that if Council had any questions about it, he would be happy to take them later. Mario Pena was present at the meeting, and at this time asked Dyson if he could go through the Academy with a felony on his record. Dyson asked if he had gotten it after 17, and he said he had. Dyson advised that he could not attend the Academy with a felony on his record, since he was not a juvenile when the felony occurred.
8. **Emergency Management Report** – No Report.
9. **Parks Committee Report** – Awbrey reported the Mural committee was coming together but had not met, and a World War II theme had been mentioned. He continued the depot project and baseball field project were coming along, and the Walk among the Stones cemetery event had donations of around \$500.00 for the depot project. He said everything had been donated on the baseball field project except for the concrete slab which Derek Gilder may put in, but his work would be on a pay basis.
10. **Library Committee Report** – Denman reported the Library was still proceeding with the summer reading program, and that Hurteau and himself had interviewed a couple of part time students for the available position. Hurteau said the trailblazer bus would be at the Library on July 23rd, and Denman asked her how she planned to advertise. Hurteau responded she would have it on the marquee sign, in the paper, printed flyers and the part time students could handle social media advertising. She proceeded to talk about the Erate status, saying the Library's computers weren't fully complaint with the program because they couldn't turn off the filters for patrons over 18. Rebecca continued she was working with their IT on it and trying to get it resolved.
11. **City Secretaries Report** – Harbour explained the budget amendments to Council, and discussion was made of them. Cogburn reported the most visited pages on the website, and that 134 effective ordinances from past years had been uploaded.
12. **City Administrator Report** – Denman reported he had gone around De Leon and sent notices off to 74 properties, 40 of which had since resolved their code enforcement issues. The other 34 would be turned over to the PD for enforcement. He also covered the financial statement, and much discussion followed about the budget amendments and finance software. Whitney asked if the general budget had been overspent and where the money was coming from for the amendments. Harbour advised it was coming from the utility fund revenues. Denman then moved to the TxDOT project, saying he had found some property north of the practice field the school may be willing to donate to the City, so TxDOT can take some property off of the festival grounds for their right-of-way.
13. **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 Council Member requests an item to be removed and considered separately)

- a. **Approval of Minutes – April 9th, 2018** – Golden made a motion to approve the minutes. Childers seconds that motion. All present were in favor; motion passed.

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

OLD BUSINESS

a. **Ordinance 04-18, Itinerant Vendor (David Denman)** – Mayor Scott made the 1st reading of the Itinerant Vendor Ordinance. Awbrey raised concerns about what a temporary business was under the definition, afraid new businesses would have to buy a permit. Much discussion followed about the definitions. Whitney voiced he felt it was not the City's place to protect businesses or ensure they make a living, and the properties where itinerant vendors were selling are paying taxes as well as the local businesses. Various members also felt the permitting fees were too high. Awbrey made a motion to approve the first reading of Ordinance 04-18. Motion died for lack of second. No action was taken.

*****Break to swear in new members of Council*****

The meeting broke at 7:20 pm and Terry Scott, Sarah Childers, Jon Awbrey and Judge Parsons were all sworn in.

The meeting re-convened at 7:23 pm.

NEW BUSINESS

b. **Appoint Mayor Pro-Tem** – Golden made a motion to appoint Bob Whitney mayor pro-tem. Childers seconds that motion. Scott, Childers, Awbrey and Golden were in favor. Whitney was opposed. Motion passed.

c. **Request for Mobile Home Permit – Michelle Gomez** – Michelle was present for this item, and stated she did not know the ordinance was in affect as her mobile home had just recently been moved to town. She spoke of her children who were disabled and how the mobile home they had lived in prior was the one she grew up in and was falling apart. A lot of the plumbing busted during the winter, and it was cold inside due to the drafty walls. Whitney made a motion to allow the home to remain in De Leon, if the inspection was done and permit paid for. Golden seconds that motion. All present members were in favor. Motion passed.

d. **Resolution 03-18, Denial of Increase of Distribution Rates by Oncor** – Denman advised the Council even though the City is not a member of the Steering Committee, we could still complete a rate increase denial. Awbrey made a motion to approve the first reading. Golden seconds that motion. All present members were in favor. Motion passed.

e. **Ordinance 08-18, 2017-2018 budget amendments** – Golden made a motion to approve the first reading. Whitney seconds. All present members were in favor. Motion passed.

f. **EDC Budget Amendments** – Cogburn explained to the Council that by law they had to prove any amendments to the DIDC's budget, and Whitney added that the DIDC had already approved this, but needed the Council's "rubber stamp". Golden made a motion to approve the EDC's budget amendments. Childers seconds. All present members were in favor: motion passed.

At 7:42 pm, the meeting went into executive session.

g. **Executive Session – The Council may enter into Executive Session under Government Code Section 551.074, Personnel Matters, Police Chief Ed Dyson, 6 months review** –

h. **Executive Session – The Council may enter in to Executive Session under Government Code Section 551.074, Personnel Matters, City Administrator Contract – David Denman** –

At 8:10 pm, the meeting re-opened to the public.

Whitney made a motion to appoint Ed Dyson permanent Chief of Police. Childers seconds that motion. Scott was in favor. Awbrey was opposed. Motion passed.

15. 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.

16. ADJOURN – At 8:12 p.m., Mayor Scott adjourned the meeting.

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 **14th** day of **May, 2018**.


Sarah Cogburn, Assistant City Secretary

READ, PASSED and APPROVED by the City Council of the City of De Leon on the **11th** day of **June, 2018**.


Terry Scott, Mayor


ATTEST: 
Melenda K. Harbour, City Secretary