

CITY OF SMILEY
COUNCIL FOR REGULAR SESSION
December 20, 2023
MINUTES

The Smiley City Council met in a special session on Wednesday the December 20, 2023 at 10:00 a.m. at the Smiley City Hall located at 207 Steele, Smiley, TX 78159.

Members present were Mayor Lisa Benavidez, Diana Moreno, Ellis Villasana, Lori Price, Melva Childress, Daniel Benavidez, Scott Jewett, Marshal Jason Torres,

A Quorum was present, and Mayor Benavidez called the meeting to order.

Invocation given by Russell Ivey

The Pledge of Allegiance to the U.S. and Texas recited.

Citizen to be Heard:

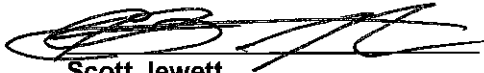
1. 1st motion made by Melva Childress and 2nd by Lori Price to approve the minutes of the November 16, 2023, meeting. All in Favor, 5/0, None Opposed. Motion Passed.
2. Council Woman Moreno asked why there were 4 transfers on the same date, 9-9-2022 out of the general fund account. It was explained the council that those transfers were accounted for by the CPA's. However they failed to marked them as clear. Those transfers were made to the Municipal court account as they were received via the general fund account. 1st motion made by Lori Price and 2nd by Daniel Benavidez to approve the financial Statements and unpaid bills that were presented. All in Favor, 5/0, None Opposed. Motion Passed.
3. The City Marshall Monthly report: That one of the radar units was repaired and that he currently has one more that needs to be repaired. He thanked the council for the new computer for the patrol vehicle. His office was awarded a \$300.00 gift card from Harbor Freight that was used to purchase items for patrol vehicles. These items will allow officers to provide some roadside assistance if they need to.
4. Smiley Fire Department Monthly Report: 1 Medical Call
5. The Utility Department Monthly Report: November Soil Sample collected along with the purchase of grass seed. Regular mowing and weed eating were performed as weather permitted. Routing checks and maintenance of wells and lift stations were performed. Received new (used) lawn mower.
6. Mayor Lisa Benavidez gave the City Managers report:
US Underwater annual inspection was performed.
Starting 1 January, the new trash rate for the city will go into effect.
Rye grass was purchased and spread per TCEQ requirements.
City is currently seeking applications for the Stella Hart Library
7. The current VP of the library, Anne Jackson, has come forward and informed that city that she would like to assume the duties of president after January 1st. Currently the library is being opened and closed by Cecilia Villasana. 1st motion made by Diana Moreno and 2nd by Lori Price to approve Anne Jackson assuming the role as president of the library board and to table the Library Ordinance until the January meeting. All in Favor, 5/0, None Opposed. Motion Passed.
8. There was discussion on what action would need to be taken for strays in the city that the Marshall's office if the owners could not be identified. The Marshall explained that the ordinance was written to include future possibilities. At the current moment the city does not have a pound, nor do they have a contract with an outside agency to provide those services. 1st motion made by Ellis Villasana and

2nd by Daniel Benavidez to approve the new city Animal Ordinance. Ordinance number 2023-10 has been assigned. All in Favor, 5/0, None Opposed. Motion Passed.

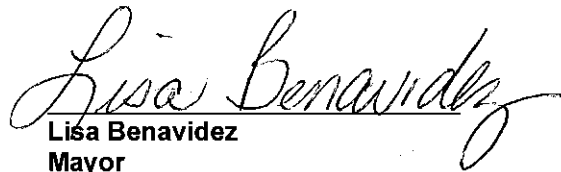
9. The Marshal requested to purchase bulk qualification ammunition. The Marshal submitted an estimate of \$1,296.05 for the purchase of 40 Cal, 9 mm, 223 Rem, and 12 Gauge. By doing this bulk purchase it will save the city in the long run as ammunition prices are expected to rise after January 1st. This amount of ammunition will be enough for the Marshal office to qualify for the next 3-4 years depending on the number of officers working for the city. 1st Motion made by Diana Moreno and 2nd by Ellis Villasana to purchase bulk ammunition for the Marshals office. All in Favor, 5/0, None Opposed, Motion Passed.

EXECUTIVE SESSION: The Smiley City Council may convene into executive (closed) session in accordance with the Texas Government Code when necessary and legally justified. Any item on this agenda may be discussed in executive session if authorized by Texas Law regardless of whether it is listed under "Executive Session" of this agenda, and regardless of any past or current practice of the City Council. Executive Sessions herein are closed meetings, and may include the consideration of any item otherwise listed on the agenda plus any subject matter specified in the executive session notice, and may include items under the Texas Government Code as follows: Section 551.071 (Consultation with Attorney regarding contemplated or pending litigation, a settlement officer or administrative hearing); Section 551.072 (Deliberations regarding Real Property); Section 551.073 (Deliberations about Gifts & Donations); Section 551.074 (Personnel Matters); Section 551.076 (Deliberation about Security Devices); Section 551.086 (Deliberations regarding Municipally Owned Utility); and Section 551.087 (Deliberations regarding Economic Development Negotiation). In compliance with the Americans with Disabilities Act, the City of Smiley will provide for reasonable accommodations for persons attending City Council meetings. To better serve attendees, requests should be received 48 hours prior to the meeting. Please contact city secretary by phone at 830-587-6220 or fax 830-587-6231.

10. 1st Motion made by Melva Childress, and 2nd by Diana Moreno to ADJOURN. All in Favor, 5/0, None Opposed, Motion Passed. Time 10:29 am.



Scott Jewett
Smiley City Secretary



Lisa Benavidez
Mayor

