

SMILEY CITY COUNCIL FOR REGULAR SESSION

August 16, 2023

The Smiley City Council met in a special session on Wednesday the 16th day of August 2023 at 4:00 p.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 Mayor Benavidez

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

Citizen to be Heard: None

1. 1st motion to approve the minutes of the August 1st, 2023, Special meeting made by Ellis Villasana and 2nd by Diana P. Moreno. All in Favor, 5/0, None Opposed. Motion Passed.
2. Financial Statements and unpaid bills were presented. 1st motion made by Ellis Villasana, 2nd by Melva Childress to approve the payment of debt for the month, All in Favor, 5/0, None Opposed. Motion Passed.
3. Smiley Fire Department Monthly Report was given by Marshall Jason Torres: 3 Medical Calls, 1 Wildland fire and 1 Structure fire calls. The A/C is currently out at the VFD building and they are awaiting repair estimates from GVEC.
4. The Utility Department Monthly Report was given by Russel Ivey. The water leak at 305 Ramsey was repaired. The sewer leak located on 108 was repaired on the same day. 8-inch water main break on FM 108 was repaired. Hydrants were flushed and a boil notice was issued due to the water pressure dropping below 20 psi. A water sample was taken and sent to the laboratory on August 9th. August 10th the water sample was good, and the boil notice was lifted. City roads were scraped, and potholes were filled with asphalt.
5. The City Marshall Jason Torres reports 12 calls for service for the month of July, zero arrests, 45 traffic citations, and 0 crashes. Marshall Torres has received all 6 bids for security cameras to be placed at city hall and the court house.
6. 1st motion was made by Ellis Villisana and 2nd by Diana P. Moreno for the one time purchase the new NIBRS reporting software. All in favor 5/0, none opposed. Motion passed.
7. 1st motion was made by Diana P. Moreno and 2nd by Ellis Villisana on the purchase of the all in one printer, copier and scanner has been tabled pending the clerk using the one on the Mayor desk. All in favor 5/0, none opposed. Motion passed.
8. ~~1st motion was made by Melva Childress and 2nd by Daniel Benavidez on purchasing 2 locking filing cabinets from the State Depo in Austin. All in favor 5/0, none opposed. Motion passed.~~
9. 1st motion was made by Melva Childress and 2nd by Daniel Benavidez to table this action until action number 12.

10. 1st motion to approve purchase of new laptop for Marshall patrol vehicle with a purchase limit of \$2016.18. 1st motion to approve Ellis Villasana and 2nd Diana Moreno.
11. 1st motion to approve hiring of new part time deputy(s). 1st motion to approve Melva Childress and 2nd Lori Price.
12. 1st motion to approve increasing building permits from a flat rate of \$100.00 to \$.30 sq ft of the foundation or home size. 1st motion to approve Diana Moreno and 2nd Lori Price. All in Favor, 5, None Opposed. Motion Passed.
13. 1st motion to increasing the base water rate by 3%. 1st motion to table until next month Ellis Villasana and 2nd Melva Childress.
14. Motion on submitting commercial lease to tenant for review. 1st motion to approve by Diana Moreno and 2nd by Ellis Villasana. All in Favor, 5, None Opposed. Motion Passed.
15. Motion to increase the utility reconnect fee from \$25.00 to \$30.00. 1st motion to approve by Diana Moreno and 2nd by Melva Childress. All in Favor, 5, None Opposed. Motion Passed.
16. Motion to increase the transfer fee from \$15.00 to \$20.00. 1st motion to approve by Ellis Villasana and 2nd by Diana Moreno. All in Favor, 5, None Opposed. Motion Passed.
17. Motion to increase late fees from \$25.00 to \$30.00. 1st motion to approve by Diana Moreno and 2nd Daniel Benavidez. All in Favor, 5, None Opposed. Motion Passed.
18. Motion to charge for bundle (6' long x 3' high) pick up at \$25.00 per trip paid 24 hours in advance. 1st motion to approve by Diana Moreno and 2nd by Ellis Villasana. All in Favor, 5, None Opposed. Motion Passed.
19. 1st Motion made by Ellis Villasana, 2nd by Diana Moreno to move into Executive Session. All in Favor, 5, 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.

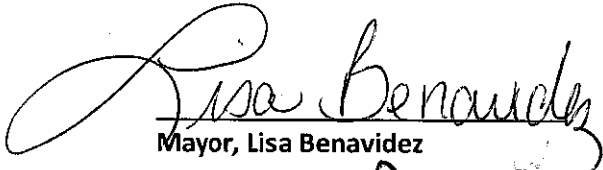
Out of Regular Session: 4:50 P.M.

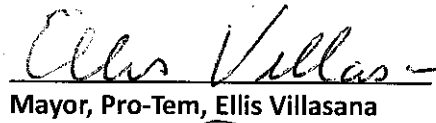
Into Executive Session: 4:50 P.M.

Out of Executive Session: 5:06 P.M.

Back into Regular Session: 5:07 P.M.

8. 1st Motion made by Melva Childress and 2nd by Diana Moreno to ADJOURN. All in Favor 5, None Opposed, Motion Passed. Time 5:08 p.m.

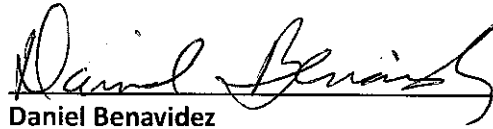

Mayor, Lisa Benavidez


Mayor, Pro-Tem, Ellis Villasana



Diana P. Moreno


Lori Price


Melva Childress


Daniel Benavidez

Attest:


Scott Jewett
Smiley City Secretary

