

CITY OF SMILEY
COUNCIL FOR REGULAR SESSION
JULY 17, 2024
MINUTES

The Smiley City Council met in a regular session on Wednesday, July 17, 2024 at 4:00 p.m. at the Smiley City Hall located at 207 Steele, Smiley, TX 78159.

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

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

Invocation given by Lori Price

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

Citizen to be Heard: None

1. 1st motion made by Ellis Villasana and 2nd by Daniel Benavidez to approve the minutes of June 19 and June 28, 2024 meetings. All in Favor, 3/0, None Opposed. Motion Passed.
2. 1st motion made by Ellis Villasana and 2nd by Lori Price to rescind agenda item #12 (Land) from the May 21 meeting. All in Favor, 3/0, None Opposed. Motion Passed.
3. Financial Statements and unpaid bills were presented. 1st motion made by Ellis Villasana and 2nd by Diana Moreno to approve the payment of debt for the month, All in Favor, /0, None Opposed. Motion Passed. All in Favor, 3/0, None Opposed. Motion Passed.
4. Jason Whitten, from ESD#2, spoke to the city council in reference to the land that the VFD building sits on. Mr Whitten informed that council that they had spoken with fellow firefighters and several residents in Smiley. The ESD would like to purchase the land that the building sits on vs a long term lease.
5. The City Marshall Report:
 - a. 16 calls for service
 - b. 86 citations
6. Municipal Court Report:
 - a. Quarterly payment has been made to the state for fines collected.
7. Smiley Fire Department Monthly Report:
 - a. 3 Wildland Fires
 - b. 1 Structure Fire

- c. 1 Motor Vehicle Crash
- d. 129.43 Total Service Hours
- e. All VFD owned equipment and bank accounts will be signed over to Gonzales County Emergency Services District Number 2

8. The Utility Department Monthly Report:

- a. Chemicals were applied to the lagoons at the wastewater plant to help bring down the Fecal Coliform and bring the city into compliance.
- b. Several potholes were filled in around the city
- c. Monthly samples were obtained by our licensed Water/Wastewater operator.
- d. The city is considering bringing back a former employee who holds a Class D wastewater license.

9. Mayor Lisa Benavidez gave the City Managers report:

- a. Judge Schroder passed away and the city is considering renaming the court room in his name.
- b. The city is asking the residents to please not pile their brush in the city easements and alleyways. Doing this prevents the city from properly maintaining the grass.
- c. The city tractor is up and running and we are making ever effort to catch up on mowing the easements and alleyways.

10. 1st motion made by Ellis Villasana and 2nd by Daniel Benavidez to appoint Veronica Gonzalez as interim Municipal Court Clerk to assist with the workload while our current clerk takes some personal time. All in Favor, 3/0, None Opposed. Motion Passed.

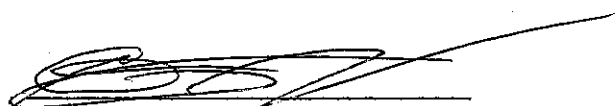
11. 1st motion made by Ellis Villasana and 2nd by Daniel Benavidez to approve the new burn ordinance. All in Favor, 3/0, None Opposed, Motion Passed

12. 1st motion made by Ellis Villasana and 2nd by Lori Price to approve Goldman and Hunt to perform the FY 22/23 audit.

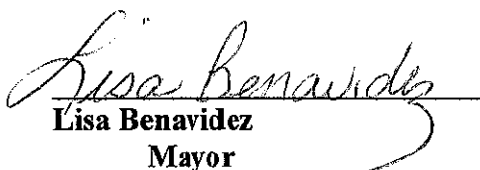
EXECUTIVE SESSION: The Smiley City Council may convene into executive (closed) session in accordance with the Texas Government Code when necessary and legally justified. Any item on this agenda may be discussed in executive session if authorized by Texas Law regardless of whether it is listed under "Executive 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.

13. 1st Motion made by Daniel Benavidez and 2nd by Ellis Villasana to ADJOURN. All in Favor, 3/0, None Opposed, Motion Passed. Time 4:29 p.m.



Scott Jewett
Smiley City Secretary



Lisa Benavidez
Mayor