

CITY OF CUMBY
CITY COUNCIL MEETING
MARCH 1, 2010

THE CITY OF CUMBY, TEXAS MET IN REGULAR SESSION ON TUESDAY, MARCH 1, 2010, AT 7:00 PM AT 100 E. MAIN STREET, CUMBY TEXAS.

THE FOLLOWING WERE PRESENT: MAYOR JEFF STRICKLAND, COMMISSIONER LEON HIGGINBOTHAM, COMMISSIONER TRAVIS BAXLEY, ANGIE ALLEN, ROGER PETTY, SCOTT SEWELL, DAVID & LYNN PETTY, BRIGETTE SLATON.

1) MAYOR STRICKLAND CALLED THE MEETING TO ORDER.

2) COMMISSIONER BAXLEY MADE A MOTION TO APPROVE THE MINUTES FROM THE PREVIOUS MEETING. COMMISSIONER HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

3) PRESENTATION FROM THE CITIZENS: NONE.

4) OLD BUSINESS:

A) STREETS: HOLES WERE PATCHED AROUND TOWN. WHEN WEATHER CLEARS UP WE WILL ORDER MORE ROAD MATERIAL AND PATCH MORE HOLES AS NEEDED. ROGER WILL ORDER A CULVERT TO BE INSTALLED ON MILL & BARKER.

B) WATER FACILITIES: WELLS PUMPED 2,570,400. WATER SOLD 1,878,800. THE WWTP & CHURCHES USED 399,300. THERE WAS A LOSS OF 292,300. 201 POUNDS OF CHLORINE WERE USED.

C) SEWER PLANT: NEED ELECTRICIAN TO COMPLETE INSTALATION OF NEW GENERATOR. ROGER RECEIVED A QUOTE FROM TMH SERVICE FOR ANNUAL SERVICE OF THE GENERATORS. THE COUNCIL LET HIM KNOW THAT THE GENERATORS NEED TO BE COMPLETELY INSTALLED AND GOING BEFORE WE SIGN A ANNUAL CONTRACT.

D) FIREPLUGS: SAME.

E) WELL SITUATION: WORKING GOOD.

F) LEAK: LEAK REPAIRED ON 415 W. MAIN.

5) NEW BUSINESS:

A) **COMMISSION TO CHANGE FROM TYPE C TO TYPE A FORM OF GOVERNMENT:** MAYOR STRICKLAND STATED THAT THE CITY OF CUMBY OPERATES UNDER A TYPE C-COMMISSION FORM OF GOVERNMENT. THE CITY COUNCIL WOULD LIKE TO CHANGE TO A TYPE-A ALDERMAN FORM OF GOVERNMENT. THE PROCEDURE TO CHANGE TO A TYPE-A GENERAL LAW MUNICIPALITY IS AS FOLLOWS: 1) AT LEAST TWO-THIRDS OF THE GOVERNING BODY OF THE MUNICIPALITY AT A REGULAR MEETING MUST VOTE TO MAKE THE CHANGE & THE VOTE MUST BE RECORDED IN THE JOURNAL OF THE GOVERNING BODY'S PROCEEDINGS; 2) A COPY OF THE RECORD OF THE

PROCEEDINGS MUST BE SIGNED BY THE MAYOR; 3) A COPY OF THE RECORD OF THE PROCEEDINGS MUST BE ATTESTED BY THE MUNICIPALITY'S SECRETARY UNDER THE CORPORATE SEAL; 4) A COPY OF THE RECORD OF THE PROCEEDINGS MUST BE FILED AND RECORDED IN THE OFFICE OF THE COUNTY CLERK OF THE COUNTY IN WHICH THE MUNICIPALITY IS LOCATED.

COMMISSIONER HIGGINBOTHAM MADE A MOTION TO CHANGE THE FORM OF GOVERNMENT OF THE CITY OF CUMBY, TEXAS FROM A COMMISSION TYPE-C TO AN ALDERMAN FORM OF GOVERNMENT TYPE-A. THE CITY OF CUMBY WILL CONTINUE TO FUNCTION AS A TYPE-C COMMISSION FORM OF GOVERNMENT UNTIL THE ELECTION OF ALDERMAN CAN TAKE PLACE ON MAY 8, 2010. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

**B) ORDINANCE / ORDERING ELECTION: THIS ORDINANCE STATES:
AN ORDINANCE AND ORDER ESTABLISHING PROCEDURES FOR THE CITY OFFICERS' ELECTION IN CUMBY, TEXAS ON MAY 8, 2010.**

WHEREAS, the laws of the State of Texas provide that on May 8, 2010, there shall be elected Mayor and two (2) Alderman-at-Large, each for two year terms and three (3) Alderman-at-large, each for one year term for the City of Cumby, Texas; and,

WHEREAS, the laws of the State of Texas further provide that the Election Code of the State of Texas is applicable to said election, and in order to comply with such Code, an Ordinance and Order shall be passed establishing procedures to be followed in said election and designating the voting place for said election; now, therefore.

COMMISSIONER BAXLEY MADE A MOTION TO ACCEPT THIS ORDINANCE AS WRITTEN. COMMISSIONER HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS ORDINANCE WILL BE NUMBERED 2010-2.

C) PUMP / SEWER PLANT: ROGER PETTY LET THE COUNCIL KNOW THAT THE SEWER PLANT IS NEEDING THE PUMP. THE CITY RECEIVED 2 QUOTES IN DECEMBER. ROGER STATED THAT HE WOULD CONTACT THE TWO COMPANIES AND FIND OUT IF THE QUOTES HAVE CHANGED. THE COUNCIL STATED THAT ROGER HAS THE AUTHORITY TO ORDER THE LOWEST PRICE PUMP.

6) FIRE DEPARTMENT: NOT PRESENT

7) POLICE DEPARTMENT / S. SEWELL: 14 ARRESTS, 11 MISD., 3 FELONY, 4 CASES FILED WITH THE COUNTY ATTORNEY, 3 CASES FILED WITH THE DISTRICT ATTORNEY. THERE WERE A TOTAL OF 339 CITATIONS FOR THE MONTH OF FEBRUARY. CHIEF SEWELL PRESENTED THE COUNCIL A COPY OF THE RACIAL PROFILING LAW REPORT. THE CUMBY POLICE DEPT. HAS NOT RECEIVED ANY COMPLAINTS, ON ANY MEMBER OF ITS POLICE FORCE, FOR HAVING VIOLATED THE TEXAS RACIAL PROFILING LAW DURING THE TIME PERIOD OF JANUARY 2009 – DECEMBER 2009.

8) PAY THE MONTHLY BILLS: COMMISSIONER HIGGINBOTHAM MADE A MOTION TO PAY THE MONTHLY BILLS. COMMISSIONER BAXLEY SECONDED THE MOTION. APP APPROVE. MOTION PASSED.

9) ITEMS FROM THE COUNCIL: COMMISSIONER BAXLEY STATED THAT HE WOULD LIKE FOR THE CITY TO HOLD A CLEAN UP DAY FOR THE MONTH OF APRIL. THE COUNCIL STATED THAT A WORKSHOP NEEDS TO BE

SCHEDULED TO DISCUSS THE DETAILS. ANGIE ALLEN WILL CALL DUNCAN DISPOSAL AND GET SOME INFORMATION FOR THE WORKSHOP.

MAYOR STRICKLAND CLOSED THE REGULAR MEETING.


MAYOR JEFF STRICKLAND

ATTEST:

