

CITY OF CUMBY
CITY COUNCIL MEETING
MAY 4, 2010

THE CITY OF CUMBY, TEXAS MET IN REGULAR SESSION ON TUESDAY, MAY 4, 2010, AT 7:00 PM ,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, LaNORA POWELL, GINA LONG, ANGELA LEE, JUDY MACHEN, PAT HIGGINS, RICHARD PICKENS, MARY WESTBROOK, ROSIE SELLERS, AUDRI MAYO, HEATHER SIMMS, JUDY JETER, JERRY JETER, BRIGITTE SLATON.

1) MAYOR STRICKLAND CALLED THE MEETING TO ORDER.

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

3) PRESENTATION FROM THE CITIZENS: RICHARD PICKENS ASKED THE COUNCIL WHAT COULD BE DONE TO THE VACANT AND DILAPIDATED HOUSES ON MILL STREET. MAYOR STRICKLAND STATED THAT THE PROPERTY OWNER OF 206 MILL STREET WOULD BE GETTING A DEMOLITION PERMIT FROM THE CITY TO DEMOLISH THE HOME. MR. PICKENS ASKED THE COUNCIL IF THERE WAS A WAY TO MAKE THE PROPERTY OWNERS BOARD UP THE VACANT HOUSES TO KEEP PEOPLE OUT OF THEM. MR. PICKENS STATED THAT THERE IS A BIG PROBLEM ON MILL STREET WITH THE VACANT HOUSES BECOMING PARTY HOUSES FOR THE YOUNG KIDS. MAYOR STRICKLAND STATED THAT THE CITY WOULD GET INTOUCH WITH THE HOME OWNERS TO MAKE SURE THE HOUSES ARE KEPT SECURE.

4) OLD BUSINESS:

- A) STREETS: ODOM STREET FINISHED AND LOOKING GOOD. TARRANT STREET IN BAD SHAPE NEEDS TO BE THE NEXT STREET TO OVER LAY.
- B) WATER FACILITIES: WELLS PUMPED 2,959,600. WATER SOLD 1,944,700. THE WWTP & CHURCHES USED 420,400. THERE WAS A LOSS OF 594,500. 115 POUNDS OF CHLORINE WERE USED.
- C) SEWER PLANT: THE NEW PUMP IS IN AND WILL BE INSTALLED. ROGER PETTY SUGGESTED TAKING THE NEW ELECTRICAL BOX THAT WAS REMOVED OUT OF THE M & R DRIVE LIFT STATION AND INSTALL IT ON THE NEW PUMP AT THE SEWER PLANT. ROGER ASKED IF HE COULD GET BILL ROSS OUT OF CAMPBELL TO DO THE ELECTRICAL WORK. THE COUNCIL STATED THAT IT WOULD BE FINE TO USE THE ELECTRICAL BOX AND FOR MR. ROSS TO DO THE ELECTRICAL WORK AT THE WWTP.

D) WELL SITUATION: ROGER LET THE COUNCIL KNOW THAT WELL # 2 IS NOT RUNNING VERY WELL. THE COUNCIL SUGGESTED SHUTTING DOWN THE WELL FOR 24 HRS AND SEE WHAT COMES OF IT.

E) LEAK: 4 LEAKS WERE FIXED, INCLUDING A BIG LEAK IN A 2 INCH LINE IN GERALD PINKHAM'S PASTURE ON FM275 S.

ROGER PETTY STATED TO THE COUNCIL THAT THE CITY NEEDS TO LOOK INTO REPLACING THE OLD 4 INCH CLAY SEWER LINES ON THE SOUTH SERVICE ROAD FROM THE YARBROUGH DAIRY TO THE TIRE SHOP. ROGER STATED THAT HE WOULD MEASURE THE FOOTAGE FOR A PRICE QUOTE ON THE PIPE.

5) NEW BUSINESS:

A) **JERRY & JUDY JETER / TRAILER HOUSES:** MR. JETER STATED THAT HE LIVES ON FM 275 NORTH AND THAT THERE WAS A MOBILE HOME MOVED ACROSS THE STREET FROM HIM OVER A YEAR AGO THAT HE FEELS IS A FIRE HAZARD. MR. JETER ALSO STATED THAT HE IS CONCERNED THAT IF A FIRE BREAKS OUT ON THE MOBILE HOME IT COULD MOVE ACROSS THE STREET TO HIS HOME AND HIS HANDICAPED NEIGHBOR'S HOUSE AS WELL . MAYOR STRICKLAND INFORMED MR. JETER THAT THE PROPERTY OWNER HAS INTENTIONS OF MOVING THE MOBILE HOME. ROGER PETTY STATED THAT HE IS THE HOME OWNER AND THAT HE PLANS ON MOVING THE MOBILE HOME TO ANOTHER LOT AS SOON AS HE GETS THE LOT READY.

MRS. JETER STATED THAT SHE HAD COME INTO THE CITY HALL RIGHT AFTER THE MOBILE HOME WAS MOVED AND WAS TOLD BY COMMISSIONER HIGGINBOTHAM THAT THE TRAILER WAS GOING TO BE SOLD AND MOVED WITHIN 90 DAYS. COMMISSIONER HIGGINBOTHAM STATED TO HER THAT HE DID NOT GIVE HER A 90 DAY TIME FRAME, HE LET HER KNOW THAT THE OWNER INTENDED TO FIX UP THE MOBILE HOME AND SELL IT. THE PURCHASE OF THE MOBILE HOME FELL THROUGH, THEREFORE THE MOBILE HOME IS STILL THERE.

B) **ROSIE SELLERS / NEW SEWER LINE:** ROSIE SELLERS THANKED THE CITY FOR DOING A GOOD JOB CLEANING UP THE DITCH BY THE BALL PARK AND CLEANING UP AFTER THE SEWER LINE WAS INSTALLED. SHE JUST WANTED THE CITY TO KNOW SHE APPRECIATES ALL THE HARD WORK DONE IN THE LAST YEAR.

C) **COUNTRY SANITATION / ACCEPT GARBAGE COLLECTION BID:** COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THE BID FROM COUNTRY SANITATION FOR GARBAGE COLLECTION SERVICE FOR THE CITY OF CUMBY. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

D) **RESOLUTION / ACCEPT 2009-2030 COMPREHENSIVE PLAN #728124:** THIS RESOLUTION STATES:

**ACCEPTING THE CITY OF CUMBY 2009-2030 COMPREHENSIVE PLAN;
AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS**

RESOLUTION WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

COMMISSIONER BAXLEY MADE A MOTION TO ACCEPT THIS COMPREHENSIVE PLAN RESOLUTION. COMMISSIONER HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS RESOLUTION WILL BE NUMBERED 1-2010.

E) RESOLUTION ESTABLISHING RULES & REGULATIONS/ CONTRACT # 728124:
THIS RESOLUTION STATES:

A RESOLUTION ESTABLISHING RULES AND REGULATIONS REGARDING THE USE OF EXCESSIVE FORCE DURING NONVIOLENT CIVIL RIGHTS DEMONSTRATIONS INCLUDING PHYSICALLY BARRING ENTRANCE TO A FACILITY OR LOCATION WHICH IS THE SUBJECT OF SUCH DEMONSTRATIONS, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF;

COMMISSIONER BAXLEY MADE A MOTION TO ACCEPT THE ESTABLISHMENT OF RULES AND REGULATION RESOLUTION. COMMISSIONER HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS RESOLUTION WILL BE NUMBERED 2-2010.

F) AMEND ORDINANCE 2006-9 PERMITS: THIS ORDINANCE WILL BE AMENDED BY ADDING A **MOVING PROHIBITION / MOVING INSPECTION FEE** THAT STATES:

Before any previously constructed, fabricated, and/or used structures intended for living and/or residential purposes including, but not limited to homes constructed on-site, mobile homes, modular homes, and/or any other homes partially or totally constructed off premises as well as any other residences that are to be moved from one premises to another located within the city limits of the City of Cumby, Texas, it must first have an inspection from the City of Cumby building inspector with a non-refundable fee of **\$65.00** to determine if the structure is structurally sound to move.

COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THIS ORDINANCE AMENDING 2006-9 / PERMITS. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS ORDINANCE WILL BE NUMBERED 2010-3.

6) FIRE DEPARTMENT: NOT PRESENT

7) POLICE DEPARTMENT / CHIEF SEWELL: FOR THE MONTH OF APRIL THERE WERE A TOTAL OF 10 OFFENCE REPORTS, 4 MISD. ARRESTS, 3 FELONY ARRESTS, 3 CASES FILED WITH THE COUNTY ATTORNEY, 7 CASES FILED WITH THE DISTRICT ATTORNEY. THERE WERE A TOTAL OF 466 CITATIONS ISSUED.

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

9) ITEMS FROM THE COUNCIL: MAYOR STRICKLAND REMINDED EVERYONE TO VOTE IN THE GENERAL ELECTION ON MAY 8, 2010. THE CITY COUNCIL WILL MEET ON TUESDAY, MAY 11, 2010 AT 6:00 PM TO CANVAS THE ELECTION.

MAYOR STRICKLAND CLOSED THE REGULAR SESSION CITY COUNCIL MEETING.


MAYOR

ATTEST:

