

CITY OF CUMBY
CITY COUNCIL MEETING
OCTOBER 5, 2010

THE CITY OF CUMBY, TEXAS, MET IN REGULAR SESSION ON TUESDAY, OCTOBER 5, 2010, AT 7:00 PM, 100 E. MAIN STREET, CUMBY TEXAS.

THE FOLLOWING WERE PRESENT: MAYOR JEFF STRICKLAND, ALDERMAN CHUCK TUGGLE, ALDERMAN BILL JENKINS, ALDERMAN BRIAN SEELY, ALDERMAN KATHY HALL CARTER, ALDERMAN LEON HIGGINBOTHAM, CITY SECRETARY ANGIE ALLEN, CHIEF SCOTT SEWELL, LaNORA POWELL, ANGELA LEE, JUDY MACHEN, PAT HIGGINS, TRAVIS BAXLEY, MIKE REID.

1) MAYOR STRICKLAND CALLED THE MEETING TO ORDER.

2) ALDERMAN BILL JENKINS MADE A MOTION TO APPROVE THE MINUTES FROM ALL THE PREVIOUS MONTHS MEETINGS. ALDERMAN HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

3) PRESENTATION FROM THE CITIZENS: NONE

4) OLD BUSINESS:

A) STREETS: GOOD SHAPE

B) WATER FACILITIES: WELLS PUMPED 3,387,200. WATER SOLD 3,024,900. THE WWTP & CHURCHES USED 490,620. THERE WAS A LOSS OF 362,300. 280 POUNDS OF CHLORINE WERE USED.

C) SEWER PLANT: NEW PULLYS INSTALLED, RUNNING GOOD. THE PADDLE WHEELS WILL BE COMPLETED AND READY TO INSTALL ON MONDAY, OCT, 18. ROGER PETTY CONTACTED AMTEC ABOUT THE WEIRS, NO RESPONSE. HE WILL GET IN CONTACT WITH THEM.

D) WELL SITUATION: WELL # 2 PUMPING LESS THAN IT DID 2 MONTHS AGO. THE COUNCIL STATED TO ROGER PETTY TO CUT OFF WELL # 2 AT 5PM AND TURN BACK ON AT 8AM.

E) LEAK SITUATION: 10 LEAKS FIXED IN MONTH OF SEPTEMBER.

5) NEW BUSINESS:

A) **BACK HOE BID OPENING:** THE CITY RECEIVED 3 BIDS. THEY ARE AS FOLLOWS:

HIGHWAY EQUIPMENT / CASE 580 M BID AMT \$ 51,311.24

RDO EQUIPMENT / JOHN DEERE 310 J BID AMT \$ 49,868.58

HOLT / CATERPILLAR BID AMT \$ 57,447.00

MAYOR STRICKLAND THANKED EVERYONE FOR SUBMITTING THEIR BID. MAYOR STRICKLAND ASKED FOR A MOTION TO TABLE THE BIDS FOR FURTHER DISCUSSION IN EXECUTIVE SESSION. ALDERMAN JENKINS MADE A MOTION TO TABLE THE BIDS. ALDERMAN SEELY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

B) RESOLUTION/ NATIONAL FLOOD INSURANCE PROGRAM: THIS RESOLUTION READS AS FOLLOWS:

WHEREAS, certain areas of the City of Cumby are subject to periodic flooding, causing serious damages to properties within these areas; and

WHEREAS, under the National Flood Insurance act of 1968, as amended, residents of the City of Cumby can purchase Federally subsidized flood insurance if the City qualifies for, and participates in the National Flood Insurance Program; and

WHEREAS, it is the intent of this City Council to qualify for participation in the National Flood Insurance Program and to require the recognition and evaluation of flood hazards for all proposed developments within the identified floodplains of the City of Cumby; and

WHEREAS, the City Council of the City of Cumby has the legal authority to adopt and enforce floodplain management criteria to reduce future flood losses pursuant to Subchapter I, Section 16.315 of the Texas Water Code;

ALDERMAN JENKINS MADE A MOTION TO ACCEPT THE NATIONAL FLOOD INSURANCE PROGRAM RESOLUTION. ALDERMAN TUGGLE SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS RESOLUTION WILL BE NUMBERED 6-2010.

C) ORDINANCE / NATIONAL FLOOD INSURANCE PROGRAM: THIS ORDINANCE READS AS FOLLOWS:

60.3 (b)FLOOD DAMAGE PREVENTION ORDINANCE NUMBER 2010-8

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Texas has in the Flood Control Insurance Act, Texas Water Code, Section 16.315, delegated the responsibility of local governmental units to adopt regulations designed to minimize flood losses. Therefore, the *City of Cumby*, Texas, does ordain as follows:

ALDERMAN TUGGLE ASKED IF THIS ORDINANCE WOULD BE AVAILABLE TO ALL CITIZENS. CITY SECRETARY ALLEN STATED THAT ALL ORDINANCES ARE ON THE CITY WEBSITE AND ANY ONE CAN COME TO CITY HALL FOR A COPY OF ANY ORDINANCE. MAYOR STRICKLAND STATED THAT THIS PROGRAM IS THROUGH FEMA. THE PROGRAM WILL BE FINALIZED AND EFFECTIVE ON MARCH 17, 2010. AFTER THE FINALIZATION PROCESS IS COMPLETE THE CITY WILL HAVE A MAP WITH THE FLOOD PLAINS LOCATED. ALDERMAN JENKINS MADE A MOTION TO ACCEPT THE NATIONAL FLOOD INSURANCE PROGRAM ORDINANCE AS PRESENTED TO THE COUNCIL. ALDERMAN TUGGLE SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS ORDINANCE WILL BE NUMBERED 2010-8.

6) POLICE DEPARTMENT / CHIEF SEWELL: FOR THE MONTH OF SEPTEMBER THERE WERE A TOTAL OF 450 CITATIONS ISSUED. 11 OFFENSE REPORTS TAKEN. 5 MISD. ARRESTS, 4 FELONY ARRESTS, 3 CASES FILED WITH THE COUNTY ATTORNEY, 6 CASES FILED WITH THE DISTRICT ATTORNEY. THE POLICE DEPT. SEIZED \$40,303.00 CASH.

7) PAY MONTHLY BILLS: ALDERMAN TUGGLE MADE A MOTION TO PAY THE MONTHLY BILLS. ALDERMAN HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

8) ITEMS FROM THE COUNCIL: DUE TO THE NOVEMBER 2, 2010 ELECTION THE CITY COUNCIL MEETING WILL BE MOVED TO MONDAY, NOVEMBER 1, 2010 AT 7:00 PM AT THE CITY HALL MEETING ROOM.

9) THE CITY COUNCIL WILL NOW GO INTO EXECUTIVE SESSION – UNDER ARTICLE 6252-17 OF THE OPEN MEETINGS LAW, REGARDING BACK HOE BIDS. ALDERMAN SEELY MADE A MOTION TO GO INTO EXECUTIVE SESSION UNDER ARTICLE 6252-17 OF THE OPEN MEETINGS LAW. THE MAYOR STATED THE TIME AS 7:35 PM. ALDERMAN JENKINS SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

OPEN SESSION: THE MAYOR RECONVENED THE MEETING AT 7:58PM. MAYOR STRICKLAND STATED THAT THE CITY COUNCIL WOULD LIKE TO PURSUE THE HIGHWAY EQUIPMENT/CASE BID. ALDERMAN TUGGLE MADE A MOTION TO ACCEPT THE HIGHWAY EQUIPMENT/ CASE BID. ALDERMAN JENKINS SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

WITH ALL BUSINESS COMPLETE THE MEETING WAS ADJORNED AT 8:05PM.


JEFF STRICKLAND, MAYOR

ATTEST:



