

CITY OF CUMBY  
CITY COUNCIL MEETING  
FEBRUARY 2, 2009

THE CITY OF CUMBY, TEXAS MET IN REGULAR SESSION ON MONDAY, FEBRUARY 2, 2009, AT 7:00PM, AT 100 MAIN STREET IN CUMBY, TEXAS.

THE FOLLOWING WERE PRESENT: MAYOR JEFF STRICKLAND, COMMISSIONER LEON HIGGINBOTHAM, COMMISSIONER TRAVIS BAXLEY, ANGIE ALLEN, LA NORA POWELL, CHIEF DEWAYNE EVANS, LA VERNE BATTLE, ROSIE SELLERS, DAVID SELLERS, STEPHEN CASTO, JAMI DAVIDSON, NADINE LITTON, J.N. DAVIDSON, JR.

- 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 BY THE CITIZENS:
  - A) ROSIE SELLERS / METHODIST CHURCH: MRS. SELLERS ASKED MR. CASTO TO REPRESENT THE METHODIST CHURCH. MR. CASTO INFORMED THE CITY COUNCIL THAT THE METHODIST CHURCH HAD THEIR PROPERTY SURVEYED AND THAT ABOUT 2 FEET OF THE CITY SIDEWALK ON THE LEFT SIDE OF THE BUILDING IS ON CHURCH PROPERTY. MR. SELLERS ASKED THE COUNCIL IF THE CITY HAD THEIR PROPERTY SURVEYED BEFORE BUILDING THE NEW CITY HALL. COMMISSIONER BAXLEY INFORMED MR. SELLERS THAT THE CITY DID NOT, THAT THE CITY HAS THE ORIGINAL ABSTRACT ON THE PROPERTY AND THE CITY'S PROPERTY IS 2 FT. OFF THE CHURCH PROPERTY. MR. CASTO STATED THAT THE CHURCH FEELS THAT THE CITY DOES NOT CARE ABOUT THE CHURCH. THE COUNCIL INFORMED MR. CASTO AND ALL THE CHURCH MEMBERS PRESENT THAT IT IS NOT TRUE. THE CITY IS WILLING TO DO EVERYTHING THEY CAN TO MAKE THINGS RIGHT. MAYOR STRICKLAND ASKED THE CHURCH MEMBERS IF THE CITY NEEDS TO REMOVE THE SISE WALK. THE CHURCH MEMBERS SAID NO. MR. CASTO INFORMED THE COUNCIL THAT THE WATER RUN OFF FROM THE NEW CITY HALL IS PRESENTING A PROBLEM ON THE CHURCH PROPERTY. HE SUGESTED THAT THE CITY INSTALL A FRENCH DRAIN TO SOLVE THE PROBLEM. COMMISSIONER BAXLEY INFORMED MR. CASTO THAT THE WATER DRAINS SOUTH BY DEBBIE RIDGEWAY'S BUILDING. MR. CASTO STATED THAT THE DITCH OUT FRONT DOES NOT DRAIN AND CAUSES MUD. THE CHURCH MEMBERS CAN NOT GET OUT OF THEIR CARS DUE TO THE MUD. ROSIE SELLERS INFORMED THE COUNCIL THAT MOST OF THE CHURCH MEMBERS ARE ELDERLY AND THEY ARE HAVING A HARD TIME WITH PARKING. IF THEY PARK IN THE BACK AFTER RAIN FALL IT IS VERY MUDDY. COMMISSIONER

BAXLEY INFORMED THE CHURCH MEMBERS THAT THE PASTOR CONTACTED HIM ABOUT GOING IN HALVES TO MAKE A PARKING LOT IN BACK. COMMISSIONER BAXLEY INFORMED THEM THAT THE QUOTE HE GOT FOR THE PARKING LOT WAS FOR ROCK. MR. CASTO SAID HE WOULD LIKE FOR IT TO BE CONCRETE. MAYOR STRICKLAND INFORMED HIM THAT CONCRETE IS VERY EXPENSIVE AND THAT ROCK WOULD BE THE ONLY FEASIBLE MATERIAL TO USE AT THIS TIME. HE ALSO STATED THAT THE ROCK WOULD BE A GOOD BASE FOR FUTURE CONCRETE. COMMISSIONER BAXLEY INFORMED THE CHURCH THAT THE CITY IS GETTING BIDS TO CUT THE DITCH IN THE FRONT SO THAT THE WATER WILL RUN DOWN DEPOT STREET. MR. SELLERS ASKED IF THE CITY WOULD HELP THE CHURCH IN PUTTING IN THE SAME KIND OF PIPES IN THE DITCH THAT THE CITY USED. MAYOR STRICKLAND SAID WE WOULD LOOK INTO THE ELEVATION TO SEE IF THE DITCH NEEDS TO BE CUT DOWN. MAYOR STRICKLAND TOLD THE CHURCH MEMBERS THAT THE CITY WOULD LOOK INTO EVERYTHING AND GET BACK INTOUCH WITH THEM.

4) OLD BUSINESS

- A) STREETS: A FEW NEED SOME REPAIR
- B) WATER FACILITIES: WELLS PUMPED 3,294,200. WATER SOLD 1,881,600. THE WWTP & CHURCHES PUMPED 561,300. THERE WAS A LOSS OF 851,300.
- C) SEWER PLANT: GOOD SHAPE
- D) FIREPLUGS: SAME
- E) WELL SITUATION: GOOD SHAPE
- F) LEAK SITUATION: LEAKS WERE FIXED AS THEY CAME UP

5) NEW BUSINESS

A) CURFEW ORDINANCE: MAYOR STRICKLAND READ THE ORDINANCE IT STATES:

**AN ORDINANCE ADOPTING A CURFEW FOR MINORS, SECTION 62-2; DEFINING TERMS; CREATING OFFENSES FOR MINORS, PARENTS AND GUARDIANS OF MINORS, AND BUSINESS ESTABLISHMENTS VIOLATING CURFEW REGULATIONS; PROVIDING DEFENSES; PROVIDING FOR ENFORCEMENT BY THE POLICE DEPARTMENT; PROVIDING FOR WAIVER BY THE MUNICIPAL COURT OF JURISDICTION OVER A MINOR WHEN REQUIRED UNDER THE TEXAS FAMILY CODE; PROVIDING A PENALTY NOT TO EXCEED \$500; DECLARING AN EMERGENCY, AND PROVIDING AN EFFECTIVE DATE.**

COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THE CURFEW ORDINANCE. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS ORDINANCE WILL BE NUMBERED 2009-1.

6) FIRE DEPT.: NOT PRESENT

7) POLICE DEPARTMENT / CHIEF EVANS: THERE WERE A TOTAL OF 50 CITATIONS & WARNINGS ISSUED FOR THE MONTH OF JANUARY. 3

ARRESTS. 0 SEZIURES. \$458.33 WAS SPENT ON FUEL. \$ \$364.52 ON UTILITIES. \$55.00 UNIFORMS.

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

9) ITEMS FROM THE COUNCIL: NONE

MAYOR STRICKLAND CLOSED THE REGULAR SESSION AND THE COUNCIL WILL NOW GO INTO EXECUTIVE SESSION.

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MAYOR JEFF STRICKLAND

ATTEST:

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CITY SECRETARY