

CITY OF CUMBY
CITY COUNCIL MEETING
MARCH 3, 2009

THE CITY OF CUMBY, TEXAS MET IN REGULAR SESSION ON TUESDAY 3, 2009, AT 7:00 PM, 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, DEWAYNE EVANS, JEFF SANTOS, TONY WEBB, NAOMI HIGGINBOTHAM, ANGELA LEE, JUDY MACHEN.

- 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 CITIZENS: NONE
- 4) OLD BUSINESS
 - A) STREETS: DONELTON WAS PATCHED
 - B) WATER FACILITIES: WELLS PUMPED 3,037,400. WATER SOLD 1,768,800. THE WWTP & CHURCHES PUMPED 789,520. THERE WAS A LOSS OF 479,080.
 - C) SEWER PLANT: RUNNING GOOD
 - D) FIRE PLUGS: SAME
 - E) WELL SITUATION: GOOD
 - F) LEAK SITUATION: NEED TO CHECK ON A LEAK BEHIND OLD POLICE STATION
- 5) NEW BUSINESS:
 - A) **ANGELA LEE / ZONING:** ANGELA ASKED THE CITY ABOUT PUTTING A PORTABLE BUILDING ON HER VACANT LOT ON FRISCO STREET FOR THE PURPOSE OF A TANNING SALON. SHE ASKED THE CITY ABOUT HOW TO GO ABOUT CHANGING THE ZONING FROM RESIDENTIAL TO COMMERCIAL. MAYOR STRICKLAND INFORMED HER THAT THERE IS A ZONING COMMITTEE AND A PROCESS YOU HAVE TO GO BY. ANGIE ALLEN HAS A COPY OF THE ZONING CHANGE PROCEDURES FOR YOU. THE MAYOR EXPLAINED THAT THE FIRST THING YOU HAVE TO DO IS SUBMIT YOUR PLANS TO THE BUILDING INSPECTOR. EVERYTHING GOES THROUGH THE INSPECTOR. THE WHOLE PROCESS TAKES ABOUT 30 DAYS. COMMISSIONER HIGGINBOTHAM STATED THAT IF THE CITY CHANGES THE ZONE FOR ONE PERSON THEN ANYONE CAN PUT A BUSINESS ON THAT STREET. THE CITY WOULD HAVE TO CONSIDER IF WE WOULD LIKE FOR FRISCO STREET TO HAVE BUSINESS UP AND DOWN THE STREET, BECAUSE

THE CITY HAS TO BE FAIR IF WE CHANGE THE ZONING FOR ONE WE HAVE TO CHANGE FOR ALL. ANGELA ASKED IF THE COMMITTEE PUTS CONDITIONS ON ZONED PROPERTY? MAYOR STRICKLAND TOLD HER THAT IF FRISCO STREET IS REZONED TO COMMERCIAL AND SHE SOLD HER PROPERTY THEN THE NEW OWNER COULD PUT IN A COMMERCIAL BUSINESS. MAYOR STRICKLAND TOLD HER TO PUT ANY RESTRICTIONS SHE WOULD HAVE TO PUT A DEED RESTRICTIONS. ANGELA LEE ASKED IF THE PLAN SUBMISSION IS REFUNDABLE. ANGIE ALLEN TOLD HER NO AND LET HER KNOW THAT WE HAVE TO PAY THE BUILDING INSPECTOR WHETHER HE APPROVES THE PLANS OR NOT. THE FEE'S ARE USED FOR THE INSPECTOR FEES.

B) **100,000 GAL. WATER TANK:** COMMISSIONER BAXLEY INFORMED EVERYONE THAT THE CONSTRUCTION HAS STARTED ON THE NEW 100,00 GAL. WATER TANK.

C) **TCDP GRANT 726026/ DELIVERY OF MATERIALS:** MAYOR STRICKLAND ASKED IF THE MAN HOLES HAD BEEN DELIVERED. COMMISSIONER HIGGINBOTHAM INFORMED HIM THAT WE ARE STILL WAITING FOR THE MAN HOLES. ANGIE ALLEN INFORMED THE COUNCIL THAT RAY VANN WOULD LIKE TO HOLD A MEETING ON MARCH 10TH AT 6:00 PM TO TALK ABOUT THE VOLUNTEER HELP AND LABOR FOR THIS GRANT. COMMISSIONER HIGGINBOTHAM INFORMED THE COUNCIL THAT THEY ARE STILL WAITING TO HEAR FROM BOBCAT ABOUT A TRENCHING BUCKET. COMMISSIONER BAXLEY STATED THAT IF WE CAN NOT GET THE BUCKET FROM BOBCAT THEN OUR ROCK GUY TONY MARTIN HAS A BIG EXCAVATOR THAT HE WILL HAUL DOWN TO THE SITE. HE WILL ONLY CHARGE THE CITY FOR THE HOURS USED ON THE EQUIPMENT HE WILL NOT CHARGE US TO HAUL THE EQUIPMENT. THE CITY BACKHOE WILL NOT WITH STAND THE DIGGING. DAVID BARROW SAID HE WOULD CLEAR THE LAND FOR THE SCHOOLS PART. BILL JENKINS IS WILLING TO VOLUNTEER HIS TIME FOR THE PROJECT.

6) FIRE DEPT.: NOT PRESENT

7) POLICE DEPT/ DEWAYNE EVANS: CHIEF EVANS READ FROM 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 2008 – DECEMBER 2008.

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 COUNCIL: NONE.

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

MAYOR JEFF STRICKLAND

ATTEST:

CITY SECRETARY