

CITY OF CUMBY  
CITY COUNCIL MEETING  
AUGUST 3, 2010

THE CITY OF CUMBY, TEXAS, MET IN REGULAR SESSION ON TUESDAY, AUGUST 3, 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, ROGER PETTY, SCOTT SEWELL, LaNORA POWELL, ANGELA LEE, JUDY MACHEN, RICHARD PICKENS, RAY VANN, TODD MILLER, PAT HIGGINS, DAVID PETTY, TERESA PETTY, JAMES PETTY, TRAVIS BAXLEY, JESSE HEER, JEFF RICHARDS, NAOMI HIGGINBOTHAM, JODY JARVIS.

1) MAYOR STRICKLAND CALLED THE MEETING TO ORDER.

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

3) PRESENTATION FROM THE CITIZENS: TERESA PETTY ASKED IF THE CITY COULD TRIM THE TREES ON GREEN & DENTON STREETS BEFORE SCHOOL STARTS.

4) OLD BUSINESS:

A) STREETS: WE WILL PATCH ALL STREETS BY SCHOOL BEFORE SCHOOL STARTS, INSTALL CROSS WALKS & SIGN.

B) WATER FACILITIES: WELLS PUMPED 3,754,800. WATER SOLD 2,562,100. THE WWTP & CHURCHES USED 394,570. THERE WAS A LOSS OF 794,890. 302 POUNDS OF CHLORINE WERE USED.

C) SEWER PLANT: RUNNING GOOD. NEED SOME REPAIR ON THE SMALL PADDLE WHEEL.

D) WELL SITUATION: NO CHANGE, RUNNING GOOD.

E) LEAK SITUATION: 4 LEAKS IN JULY. 2 – 4INCH LINES WIDE OPEN @ END OF LINE ON 275 NORTH REPAIRED. WELL LINE REPAIRED ON DENTON & LINE STREET. LEAK STILL ON MAIN STREET

5) NEW BUSINESS: MAYOR STRICKLAND STATED THAT HE WOULD BE MOVING RAY VANN & ASSOCIATES TO THE FRONT OF THE LIST ON NEW BUSINESS, DUE TO MR. VANN HAVING TO TRAVEL SO FAR HOME.

**A) RAY VANN & ASSOCIATES / RESOLUTION TO SUBMIT A 2011-2012 TxCDBG APPLICATION:** THIS RESOLUTION STATES- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUMBY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF RURAL AFFAIRS FOR THE COMMUNITY DEVELOPMENT FUND;

AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM. ALDERMAN JENKINS MADE A MOTION TO ACCEPT THIS RESOLUTION AS WRITTEN. ALDERMAN SEELY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS RESOLUTION WILL BE NUMBERED 5-2010.

**B) CYSA – JODY JARVIS, DAVID PETTY & JESSE HEER:** MR. HEER STATED TO THE COUNCIL THAT THE CYSA STARTED IN JULY 2009 WITH A 7 MEMBER BOARD. THEY ARE A NON-PROFIT ORGANIZATION. THE CYSA HOLDS MEETING ON THE 2<sup>ND</sup> TUESDAY OF EVERY MONTH AT 7:00PM. THE MEETINGS ARE HELD AT NORTH EAST TEXAS POWER. MR. HEER PRESENTED THE CITY COUNCIL A BUDGET ESTIMATE FOR A NEW BALL FIELD TO BE CONSTRUCTED AT BEN K. GREEN MEMORIAL BASEBALL COMPLEX. MR. HEER STATED THAT THE CYSA IS NEEDING DONATIONS AND ANY VOLUNTEER WORK THEY CAN GET.

**C) I-TRON HAND HELD METER READER / TODD MILLER:** MR. MILLER PRESENTED THE COUNCIL WITH A POWER POINT PRESENTATION ABOUT I-TRON HAND HELD METER READER. HE STATED THAT THE CITY COULD SAVE TIME AND MONEY USING THE METER READER. MAYOR STRICKLAND ASKED MR. MILLER TO GIVE THE CITY A QUOTE ON THE I-TRON METER READING SYSTEM.

**D) ZONING COMMISSION / FRISCO ST. RECOMMENDATION:** ZONING COMMISSION PRESIDENT PAT HIGGINS STATED THAT DURING THE PUBLIC HEARING CITIZENS VOICED THEIR CONCERNS ABOUT THE PROPOSED ZONING CHANGE. THE ZONING COMMISSION RECOMMENDATED THAT THE PROPOSED ZONING CHANGE FOR 215 FRISCO STREET NOT BE ALLOWED DUE TO THE SEWER MAIN THAT RUNS THROUGHOUT THE PROPERTY. ALDERMAN TUGGLE MADE A MOTION TO STRIKE THE 215 FRISCO STREET ZONING PROPOSAL. ALDERMAN SEELY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

**E) REMOVAL OF OUT DATED WATER TANK:** MAYOR STRICKLAND STATED THAT THE I-BEAMS COULD BE USED FOR AN AWNING ON THE CITY BARN. ALDERMAN JENKINS MADE A MOTION TO TABLE THIS. ALDERMAN TUGGLE SECONDED THE MOTION. ALL APPROVE. MOTION TABLED.

**F) EQUIPMENT:** MAYOR STRICKLAND STATED THAT THE CITY IS IN NEED OF A NEW BACKHOE. THE CITY HAS LOOKED INTO SEVERAL DIFFERENT TYPES OF BACK HOES. MAYOR STRICKLAND ASKED CITY SECRETARY ANGIE ALLEN TO CONTACT ALLIANCE BANK TO SEE WHAT KIND OF INTREST RATES THEY CAN GIVE US ON A 5YEAR OR 7 YEAR NOTE.

**G) WEIR BIDS:** THE CITY RECEIVED 2 BIDS, ONE FROM SOUTHWEST FLUID & ONE FROM AMTEC-EEP. THE BID FROM SOUTHWEST DOES NOT INCLUDE TROUGH REPLACEMENT. THE CITY WILL SEND A BID PACKAGE TO SOUTHWEST FLUID THAT WILL INCLUDE THE TROUGH REPLACEMENT. ALDERMAN JENKINS MADE A MOTION TO TABLE THE BIDS UNTIL WE GET AN AMENDED BID FROM SOUTHWEST FLUID. ALDERMAN TUGGLE SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

**H) ALLIANCE BANK RESOLUTION / NEW POLICE CAR:** THIS RESOLUTION STATES:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUMBY, TEXAS, AUTHORIZING THE MAYOR OF SAID CITY TO PROVIDE FINANCING FOR AND ON BEHALF OF SAID CITY FOR THE PURPOSE OF FINANCING THE PURCHASE OF A NEW POLICE CAR. ALDERMAN JENKINS MADE A MOTION TO ACCEPT THIS RESOLUTION AS WRITTEN. ALDERMAN SEELY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. THIS RESOLUTION WILL BE NUMBERED 4-2010.

1) **DEPOT STREET / SIDEWALK:** MAYOR STRICKLAND STATED THAT THE SIDEWALK ON 204 DEPOT STREET NEEDS TO BE REPLACED DUE TO THE CITY REMOVING A TREE FROM THE PROPERTY AND DESTROYING THE SIDEWALK. MAYOR STRICKLAND INSTRUCTED CITY SECRETARY ANGIE ALLEN TO CONTACT THE CONCRETE CONTRACTOR TO GIVE QUOTE ON SIDEWALK REPAIR.

6) POLICE DEPARTMENT / CHIEF SEWELL: FOR THE MONTH OF JULY THERE WERE A TOTAL OF 413 CITATIONS ISSUED. 12 OFFENSES TAKEN. 4 MISD. ARRESTS, 6 FELONY ARRESTS, 4 CASES FILED WITH THE COUNTY ATTORNEY, 6 CASES FILED WITH THE DISTRICT ATTORNEY. \$9,000.00 CASH AND 2.5 LDS. OF METHAMPHETAMINE SEIZED.

7) PAY THE 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: ALDERMAN JENKINS STATED THAT HE HAD BEEN IN CONTACT WITH MR. STAN McKEE REPRESENTATIVE OF ONCOR ABOUT THE ONCOR FRANCHISE TAX. AS OF NOW THE CITY RECEIVES 4%. MR. McKEE TOLD ALDERMAN JENKINS THAT HE WOULD GET COPIES OF ALL THE FRANCHISE DOCUMENTS FORWARDED TO THE CITY.

ALDERMAN JENKINS ALSO STATED THAT MR. ROSE FROM CONSTALATION NEW ENERGY WOULD LIKE TO COME OUT AND TALK TO THE COUNCIL ABOUT CHANGING ENERGY PROVIDERS. MR. ROSE WILL BE IN CONTACT WITH CITY SECRETARY ANGIE ALLEN TO SET UP A TIME AND DATE.

ALDERMAN HIGGINBOTHAM STATED THAT HE HAD BEEN WORKING ON THE PROPOSED 2010 PROPERTY TAX RATE. THE PROPOSED ROLL BACK RATE WOULD BE .3906 PER \$100.00, WHICH WOULD BRING IN \$66,167.00. THE PROPOSED EFFECTIVE RATE WOULD BE .3842 PER \$100.00, WHICH WOULD BRING IN \$65,083. THE CITY COUNCIL WILL HAVE A BUDGET/TAX WORKSHOP ON AUGUST 9, 2010 AT 5:00 PM.

9) THE CITY COUNCIL WILL NOW GO INTO EXECUTIVE SESSION – UNDER ARTICLE 6252-17 OF THE OPEN MEETINGS LAW, CONSULTATION WITH CITY ATTORNEY REGARDING BOBCAT/GE CAPITAL. 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 8:55 PM. ALDERMAN JENKINS SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

OPEN SESSION: THE MAYOR RECONVENED THE MEETING AT 9:15PM.

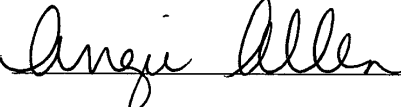
MAYOR STRICKLAND STATED THAT THE CITY COUNCIL WILL NOW TAKE A VOTE TO PERSUE BOBCAT/GE CAPITAL ABOUT THE ALLEGED LEASE PURCHASE OF BOBCAT EQUIPMENT.

ALDERMAN JENKINS MADE A MOTION TO NOT PERSUE BOBCAT/GE CAPITOL. ALDERMAN HIGGINBOTHAM SECONDED THE MOTION. YEA FOR ALDERMAN JENKINS, YEA FOR ALDERMAN HIGGINBOTHAM, YEA FOR ALDERMAN SEELY. NAY FOR ALDERMAN TUGGLE, NAY FOR ALDERMAN CARTER. MOTION PASSED BY A 3/2 VOTE.

WITH ALL BUSINESS COMPLETE THE MEETING WAS ADJORNED AT 9:20PM.

  
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JEFF STRICKLAND, MAYOR

ATTEST:

  
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