

CITY OF CUMBY
CITY COUNCIL MEETING
SEPTEMBER 1, 2009

THE CITY OF CUMBY, TEXAS MET IN REGULAR SESSION ON TUESDAY, SEPTEMBER 1, 2009, AT 7:00 PM, AT 100 E. MAIN STREET IN CUMBY, TEXAS.

THE FOLLOWING WERE PRESENT: MAYOR JEFF STRICKLAND, COMMISSIONER TRAVIS BAXLEY, COMMISSIONER LEON HIGGINBOTHAM, ANGIE ALLEN, LA NORA POWELL, CHIEF SEWELL, DAVID WEATHERBEE, KYLE HUDDLESTON, RUSSELL NEBGEN, JUNELL ROSS, PAULINE PICKENS, DAVID SELLERS, PAT HIGGINS, NEAL CONWAY.

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:

DAVID SELLERS STATED THAT THE CITY DID A EXCELENT JOB ON THE NEW SEWER LINES THAT WERE INSTALLED ON NORTH FM 275. MR. SELLERS STATED THAT HE WAS CONFUSED ON HOW THE CITY CHARGES FOR SEWER. MAYOR STRICKLAND EXPLAINED THE RATES TO MR. SELLERS. MAYOR STRICKLAND STATED THAT THE CITY WOULD CHECK WITH OTHER CITY'S ON HOW THEY CHARGE FOR SEWER DURING SUMMER MONTHS.

4) OLD BUSINESS:

A) STREETS- ODOM STREET AND SAYLE CIRCLE ARE THE TWO THAT NEED REPAIR FIRST.

B)WATER- WELLS PUMPED 3,521,200. WATER SOLD 2,575,300. THE WWTP & CHURCHES PUMPED 757,700. THERE WAS A LOSS OF 188,200. 280 POUNDS OF CHLORINE WERE USED.

C) SEWER PLANT- THE METER AT THE SEWEWR PLANT NEEDS TO BE REPLACED.

D) FIREPLUGS- SAME

E) WELL SITUATION- WELL # 4 HAD A BLOWN FUSE & THE MOTOR PROTECTOR WAS STRUCK BY LIGHTNING. MR. ROSS FIXED THE PROBLEM.

F) LEAKS – 8 LEAKS HAVE BEEN FIXED.

5) NEW BUSINESS:

A) **CONWAY & CO. / 2007-2008 AUDIT**- MR. NEAL CONWAY FROM CONWAY & COMPANY CPA PRESENTED THE CITY COUNCIL WITH THE 2007-2008 CITY AUDIT. MR. CONWAY LET THE COUNCIL KNOW THAT THE AUSIT IS CLEAN. THE CITY'S DEBT LEVEL IS GOOD. MR. CONWAY GAVE THE COUNCIL SOME

SUGGESTIONS FOR THE FUTURE. 1) RECOMMEND THAT THE CITY CONDUCT A WATER RATE STUDY. 2) INVESTMENT POLICY. 3) CASH COUNT ON DRAWER AT END OF DAY. COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THE 2007-2008 AUDIT. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

B) CHANGE VOTING POLLING PLACE PHYSICAL ADDRESS- MAYOR STRICKLAND STATED THAT THE CITY OF CUMBY HAS CHANGED THE PHYSICAL ADDRESS OF THE VOTING POLLING PLACE DUE TO THE FACT THAT THE CITY OF CUMBY BUILT A NEW CITY HALL ACROSS THE STREET FROM THE PREVIOUS CITY HALL LOCATION. THE PREVIOUS ADDRESS WAS 101 W. MAIN STREET, CUMBY, TEXAS. THE NEW POLLING PLACE ADDRESS WILL BE 100 E. MAIN STREET, CUMBY, TEXAS.

C) LEVY TAXES 2009 – MAYOR STRICKLAND READ CAPTION FROM TAX RATE ORDINANCE. THIS ORDINANCE STATES:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS, LEVYING TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF SAID CITY FOR THE TAX YEAR 2009 UPON ALL TAXABLE PROPERTY WITHIN THE SAID CITY, FIXING THE RATE THEREOF; PROVIDING THAT SAID ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE IMMEDIATELY UPON ITS PASSAGE AND APPROVAL.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS:

I.

THERE IS HEREBY LEVIED, AND THERE SHALL BE COLLECTED, FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE SAID CITY OF CUMBY, TEXAS FOR THE TAX YEAR 2009. UPON ALL PROPERTY, WHETHER REAL, PERSONAL, OR MIXED, WITHIN THE CORPORATE LIMITS OF SAID CITY AND SUBJECT TO TAXATION, A TAX OF \$.37571 PER EACH \$100.00 VALUATION OF SUCH PROPERTY.

COMMISSIONER HIGGINBOTHAM MADE A MOTION TO ACCEPT THE 2009 TAX RATE. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

D) 2009-2010 CITY BUDGET- COMMISSIONER HIGGINBOTHAM STATED THAT THE 2009-2010 BUDGET WAS FILED WITH THE CITY SECRETARY ON AUGUST 10, 2009. THE CITY COUNCIL HELD A PUBLIC HEARING ON THE BUDGET AUGUST 27, 2009. COMMISSIONER BAXLEY MADE A MOTION TO ACCEPT THE 2009-2010 BUDGET. COMMISSIONER HIGGINBOTHAM SECONDED THE MOTION. ALL APPROVE. MOTION PASSED.

E) BERRYMAN INVESTMENTS – 16 WATER TAPS- MR. RUSSELL NEBGEN STATED TO THE COUNCIL THAT BERRYMAN INVESTMENTS WOULD LIKE TO REQUIRE 16 WATER TAPS TO SERVICE 16- 10 ACRE TRACTS THAT HAVE BEEN PLATTED ON FM 275. COMMISSIONER HIGGINBOTHAM STATED THAT HE THOUGHT THAT THE CITY COULD GIVE BERRYMAN THE TAPS. COMMISSIONER HIGGINBOTHAM AND COMMISSIONER BAXLEY STATED THAT THE PROPERTY

WOULD HAVE TO BE ANNEXED TO THE CITY OF CUMBY BEFORE THE TAPS WOULD BE RELEASED. COMMISSIONER BAXLEY STATED THAT IT WOULD REQUIRE A 6IN LINE AND A 8IN. BORE UNDER THE HIGHWAY. MAYOR STRICKLAND ASKED HOW LONG WOULD IT TAKE TO GET STARTED IF THE CITY GAVE THEM THE TAPS. MR. NEBGEN STATED THAT THEY NEED TO HAVE WATER AND ELECTRICITY FIRST AND WOULD THEN LIKE TO DO THE 9 FRONT LOTS FIRST AND THEN CONTINUE WITH THE FINAL 7. THE COUNCIL LET MR. NEBGEN KNOW THAT THEY WOULD DISCUSS THE MATTER AND GET INTOUCH WITH HIM.

F) SCHOOL CROSSING SIGNS / CHILDREN CROSSING- MAYOR STRICKLAND STATED THAT THE LEGISLATION RECENTLY PASSED H.B. 55 STATE OFFENSE TO USE A CELL PHONE IN A SCHOOL ZONE UNDER SOME CIRCUMSTANCES. THE BILL REQUIRES THAT A CITY THAT ENFORCES THE PROHIBITION TO POST A SIGN. MAYOR STRICKLAND STATED THAT THE CITY WOULD COMPLY WITH H.B.55. MAYOR STRICKLAND ASKED CHIEF SEWELL TO COUNT THE NUMBER OF SIGNS THE CITY NEEDS. CHIEF SEWELL ASKED THE COUNCIL TO ORDER SOME CHILDREN CROSSING / CROSSWALK SIGNS TO BE POSTED ON DONELTON STREET IN FRONT OF THE SCHOOL. THE COUNCIL AGREED TO ORDER THE SIGNS.

G) CITY STREETLIGHTS- TABLED

H) CITY BACKHOE- COMMISSIONER BAXLEY STATED THAT THE BACKHOE BUCKET NEEDS SOME REPAIR. HE STATED THAT THE CITY RECEIVED A QUOTE FROM HUNT COUNTY FARM SUPPLY FOR A BLADE IN THE AMOUNT OF \$250.00. COMMISSIONER HIGGINBOTHAM MADE A MOTION TO FIX THE BACKHOE. COMMISSIONER BAXLEY SECONDED THE MOTION. ALL APPROVE. MOTION PASSED. ANGIE ALLEN WILL CALL HUNT COUNTY FARM SUPPLY AND ORDER THE PART.

I) VACANT BUILDINGS- COMMISSIONER BAXLEY STATED THAT THE VACANT BUILDING BELONGING TO RANDALL PRICE ACROSS THE STREET FROM CITY HALL IS A HAZARD. COMMISSIONER HIGGINBOTHAM STATED THAT THE CITY NEEDS TO GET THE BUILDING INSPECTOR HERE TO INSPECT THE BUILDING. ANGIE ALLEN WILL SCHEDULE AN APPOINTMENT WITH THE BUILDING INSPECTOR.

J) ANIMAL CONTROL – COMMISSIONER BAXLEY STATED THAT THE CITY HAS A LOT OF DOGS RUNNING LOOSE IN THE CITY. HE STATED THAT WHEN THE CITY GETS A CALL ON A LOOSE DOG THAT THE POLICE CHIEF AND CITY MAINT. CREW WILL CONTAIN THE ANIMALS AND TAKE THEM TO THE POUND IN SULPHUR SPRINGS OR COMMERCE. THE CITY WILL LOOK INTO PURCHASING CAGES TO TRANSPORT THE ANIMALS.

6) FIRE DEPARTMENT- FOR THE MONTH OF AUGUST THERE WERE A TOTAL OF 34 CALLS. 9 CITY. 25 COUNTY. 5 GRASS FIRES. 1 STRUCTURE FIRE. 15 MEDICAL CALLS. 6 MOTOR VEHICLE COLLISIONS. 7 INVESTIGATIONS. 279 TOTAL CALLS YEAR TO DATE.

7) POLICE DEPARTMENT- FOR THE MONTH OF AUGUST THERE WERE 5 OFFENSE REPORTS. 3 ARREST MISD. 1 FELONY ARREST. 257 TOTAL CITATIONS.

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

9) ITEMS FROM THE COUNCIL - COMMISSIONER HIGGINBOTHAM STATED THAT HE HAD TALKED TO THE MAN FROM BOBCAT ABOUT THE LEASED EQUIPMENT. THE CITY SIGNED A TWO YEAR AGREEMENT FOR \$2,000. THE BOBCAT COMPANY WOULD NOW LIKE TO RAISE THE PRICE TO \$3,000. THE COUNCIL DECIDED THAT THE CITY SHOULD RETURN THE EQUIPMENT TO BOBCAT AND SPEED THE MONEY ON A BACKHOE.

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


MAYOR JEFF STRICKLAND

ATTEST:

