

HUMBLE CITY COUNCIL

MINUTES

MAY 24, 2007 - 6:30 P. M.

HELD AT CITY HALL, 114 WEST HIGGINS, HUMBLE, TEXAS

MEMBERS PRESENT:

Mayor Donnie McMannes, Presiding
Councilman Merle Aaron
Councilman Bill Conner
Councilman Allen Lee
City Manager Darrell Boeske
City Secretary Sue Daniel

EMPLOYEES PRESENT:

Assistant City Manager Mark Martin
Finance Director Dixie Kellum

Chief Gary Warman
Officer Martin

VISITORS PRESENT:

John Rudloff
Lois Bean
Luisa Hart

Howard Mittag
Suzanne West

The meeting was called to order by Mayor Donnie McMannes at 6:30 p.m. with all members present except Councilman Andy Curry and Councilman Allan Steagall.

1. INVOCATION/PLEDGE OF ALLEGIANCE

Assistant City Manager Mark Martin gave the invocation and led the Pledge of Allegiance.

2. MINUTES - APRIL 12, 2007 AND APRIL 30, 2007

The minutes for the meetings of April 12 and 30, 2007 were presented to the mayor and councilmembers for approval. Councilman Allen Lee moved to approve the minutes as printed and circulated.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

3. FINANCIAL STATEMENT

The financial statement for April was presented to the mayor and councilmembers for approval. Councilman Lee moved the financial statement be approved for

information only.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

4. CURRENT INVOICES

The invoices were presented to the mayor and councilmembers for approval of payment.

Accounts Payable:

General Fund	\$ 514,094.36
W/S Operating Fund	369,965.70
Special Revenue Fund	8,843.09
Beautification Committee	850.33
C. O., Series 1996	3,860.68
C. O., Series 2005A	754,596.90
C. O., Series 2005B	94,528.30
C. O., Series 2006	<u>733,406.95</u>
Total	\$ 2,480,146.31

Councilman Lee moved to pay the invoices.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

5. PROCLAMATION FOR OFFICER MELISSA SIMON

City Manager Darrell Boeske asked to defer this item as Ms. Simon is out of town at school.

6. PUBLIC HEARING TO CONSIDER AN EXTENSION OF THE CITY OF HUMBLE JUVENILE CURFEW ORDINANCE

Mayor McMannes called the public hearing to order to consider an extension of the juvenile curfew ordinance. He stated this ordinance has to be renewed every three years. No one asked to speak on the subject of the renewal of the ordinance. Mayor McMannes closed the public hearing.

7. CITY OF HUMBLE ORDINANCE 07-639 READOPTING CITY OF HUMBLE ORDINANCE 04-593 WHICH ESTABLISHED A CURFEW FOR PERSONS UNDER THE AGE OF 17 YEARS, BETWEEN 11:00 P.M. ON SUNDAY, MONDAY, TUESDAY, WEDNESDAY, OR THURSDAY AND 6:00 A.M. ON THE FOLLOWING DAY, BETWEEN THE HOURS OF 12:01 A.M. AND 6:00 A.M. ON THE FOLLOWING DAY, BETWEEN THE HOURS OF 12:01 A.M. AND 6:00 A.M. ON ANY SATURDAY OR SUNDAY, AND BETWEEN THE HOURS OF 9:00 A.M. AND

2:30 P.M. FOR SCHOOL-AGED CHILDREN ON SCHOOL DAYS; PROVIDING IT UNLAWFUL FOR ANY PERSON SUBJECT TO A CURFEW HEREUNDER TO REMAIN IN ANY PUBLIC PLACE OR ON THE PREMISES OF ANY ESTABLISHMENT WITHIN THE CITY DURING CURFEW HOURS; PROVIDING IT UNLAWFUL FOR ANY PARENT OR GUARDIAN OF A PERSON SUBJECT TO A CURFEW HEREUNDER TO KNOWINGLY PERMIT, OR BY INSUFFICIENT CONTROL, ALLOW SUCH PERSON TO REMAIN IN ANY PUBLIC PLACE OR ON THE PREMISES OF ANY ESTABLISHMENT WITHIN THE CITY DURING CURFEW HOURS; PROVIDING IT UNLAWFUL FOR ANY PERSON OWNING, OPERATING, OR IN THE EMPLOYMENT OF ANY ESTABLISHMENT IN THE CITY TO KNOWINGLY ALLOW A PERSON SUBJECT TO A CURFEW HEREUNDER TO REMAIN ON THE PREMISES OF SUCH ESTABLISHMENT DURING CURFEW HOURS; PROVIDING DEFENSES TO PROSECUTION FOR VIOLATIONS HEREUNDER; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$500.00 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; MAKING CERTAIN FINDINGS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith AND PROVIDING FOR SEVERABILITY. IT IS THE INTENTION OF THE CITY COUNCIL AND IT IS HEREBY ORDAINED THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE PART OF THE CODE OF ORDINANCES, CITY OF HUMBLE, TEXAS AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

City Manager Boeske presented Ordinance No. 07-639 to the mayor and councilmembers recommended approval.

CITY OF HUMBLE ORDINANCE 07-639

AN ORDINANCE OF THE CITY OF HUMBLE, TEXAS READOPTING CITY OF HUMBLE ORDINANCE NO. 04-593 WHICH ESTABLISHED A CURFEW FOR PERSONS UNDER THE AGE OF 17 YEARS, BETWEEN 11:00 P.M. ON SUNDAY, MONDAY, TUESDAY, WEDNESDAY, OR THURSDAY AND 6:00 A.M. ON THE FOLLOWING DAY, BETWEEN THE HOURS OF 12:01 A.M. AND 6:00 A.M. ON THE FOLLOWING DAY, BETWEEN THE HOURS OF 12:01 A.M. AND 6:00 A.M. ON ANY SATURDAY OR SUNDAY, AND BETWEEN THE HOURS OF 9:00 A.M. AND 2:30 P.M. FOR SCHOOL-AGED CHILDREN ON SCHOOL DAYS; PROVIDING IT UNLAWFUL FOR ANY PERSON SUBJECT TO A CURFEW HEREUNDER TO REMAIN IN ANY PUBLIC PLACE OR ON THE PREMISES OF ANY ESTABLISHMENT WITHIN THE CITY DURING CURFEW HOURS; PROVIDING IT UNLAWFUL FOR ANY PARENT OR GUARDIAN OF A PERSON SUBJECT TO A CURFEW HEREUNDER TO KNOWINGLY PERMIT, OR BY INSUFFICIENT CONTROL, ALLOW SUCH PERSON TO REMAIN IN ANY PUBLIC PLACE OR ON THE PREMISES OF ANY ESTABLISHMENT WITHIN THE CITY DURING CURFEW HOURS; PROVIDING IT UNLAWFUL FOR ANY PERSON OWNING, OPERATING, OR IN THE EMPLOYMENT OF ANY ESTABLISHMENT IN THE CITY TO KNOWINGLY ALLOW A PERSON SUBJECT TO A CURFEW HEREUNDER TO

REMAIN ON THE PREMISES OF SUCH ESTABLISHMENT DURING CURFEW HOURS; PROVIDING DEFENSES TO PROSECUTION FOR VIOLATIONS HEREUNDER; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$ 500.00 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; MAKING CERTAIN FINDINGS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith AND PROVIDING FOR SEVERABILITY. IT IS THE INTENTION OF THE CITY COUNCIL AND IT IS HEREBY IT IS THE INTENTION OF THE CITY COUNCIL AND IT IS HEREBY ORDAINED THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE PART OF THE CODE OF ORDINANCES, CITY OF HUMBLE, TEXAS AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

Mayor McMannes moved Ordinance No. 07-639 be adopted.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

8. ORDINANCE NO. 07-637 AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUMBLE, TEXAS CHAPTER 12 FLOOD DAMAGE PREVENTION

City Manager Boeske presented Ordinance No. 07-637 to the mayor and councilmembers and recommended approval.

ORDINANCE NO. 07-637

AN ORDINANCE AMENDING VARIOUS PROVISION OF CHAPTER 12, FLOOD DAMAGE PREVENTION, OF THE CODE OF ORDINANCES OF THE CITY OF HUMBLE, TEXAS, SAID CHAPTER 12 CONTAINING RULES AND REGULATIONS GOVERNING FLOOD DAMAGE PREVENTION AND FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) COMPLIANCE; BY PROVIDING DEFINITIONS; PROVIDING THE BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD; PROVIDING THE DUTIES AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR; PROVIDING FOR PERMIT PROCEDURES; PROVIDING FOR SPECIFIC STANDARDS; PROVIDING STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH) ZONES; PROVING FOR FLOODWAYS; PROVIDING FOR SEVERABILITY; AND FURNISHING AN EFFECTIVE DATE

Councilman Merle Aaron moved to adopt Ordinance No. 07-637.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

9. RESOLUTION NO. 07-665 AUTHORIZING THE REDEMPTION OF OUTSTANDING CITY OF HUMBLE, TEXAS COMMUNITY CENTER BUILDING AND REFUNDING GENERAL OBLIGATION BONDS, SERIES 1993

City Manager Boeske presented Resolution No. 07-665 to the mayor and councilmembers for approval. He stated that if the bonds are paid off early, the city will save approximately \$ 15,000.00.

RESOLUTION NO. 07-665

RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING CITY OF HUMBLE, TEXAS COMMUNITY CENTER BUILDING AND REFUNDING GENERAL OBLIGATION BONDS, SERIES 1993

Councilman Bill Conner moved to approve Resolution No. 07-665.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

10. HAMMOND SUBDIVISION FINAL PLAT - NORTH HOUSTON AVENUE

City Manager Boeske presented a final subdivision plat for the Hammond Subdivision to the mayor and councilmembers and recommended approval. Councilman Aaron moved to approve the Hammond Subdivision plat.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

11. SUBDIVISION FINAL PLAT - GEORGE BANKS - SOUTH HOUSTON AVENUE

City Manager Boeske presented a final subdivision plat for George Banks to the mayor and councilmembers and recommended approval. Councilman Lee moved to approve the subdivision plat for George Banks.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

12. SUBDIVISION FINAL FLAT - DUDLEY VEAL - WILSON ROAD

City Manager Boeske presented a preliminary subdivision plat for Dudley Veal to the mayor and councilmembers and recommended approval. Councilman Aaron moved to approve the preliminary subdivision plat for Dudley Veal.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

13. CHANGE ORDER #3 EAST TOWNSEN BLVD., NORTH HOUSTON AVENUE PAVING, DRAINAGE AND UTILITY IMPROVEMENT PROJECT

The city manager presented Change Order No. 3 for the East Townsen Blvd, North Houston Avenue Paving, Drainage and Utility Improvement Project. The change order will increase the contract amount by \$ 272,215.90. The change order includes the replacement of over 650 feet of 24 and 36 inch deteriorated concrete storm sewer pipe along with the replacement of pavement and curbs. The locations to be repaired are Glencreek between Elmbend and Fieldtree and Rankin Road between U.S. Highway 59 and Kingfisher. Mayor McMannes moved to approve Change Order No. 3.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

14. AUTHORIZATION FOR ROAD CLOSURE ON WILSON ROAD - PACE SERVICES, L.P., WILSON ROAD, FERGUSON AND STAITTI PROJECT

City Manager Boeske presented a request from Pace Services, L.P., to close a part of Wilson Road for two days to install the drainage outfall out of Memorial Glen Subdivision one weekend in June. Councilman Aaron moved to grant permission to close Wilson Road for the construction project.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

15. ELECTION OF MAYOR PRO TEMPORE

Mayor McMannes moved to appoint Allen Lee as the mayor pro tempore.

Ayes: Aaron, Conner, Lee, McMannes

Nays: None

Motion Carried.

16. OATH OF OFFICE FOR MAYOR PRO TEMPORE

Mayor McMannes administered the oath of office to Councilman Lee.

17. CORRESPONDENCE: TML LEGISLATIVE UPDATE

Mayor McMannes stated the correspondence was for information only.

18. ADJOURNMENT

There being no further business to transpire, Mayor McMannes moved to adjourn the

meeting. Meeting Adjourned. 6:30 p.m.

D. G. McMannes
Mayor

ATTEST:

Sue Daniel, City Secretary