

HUMBLE CITY COUNCIL

MINUTES

APRIL 23, 2009 - 6:30 P.M.

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

MEMBERS PRESENT:

Mayor Donnie McMannes, Presiding
 Mayor Pro Tempore Merle Aaron
 Councilman Andy Curry
 Councilman Allen Lee
 Councilman Allan Steagall
 City Manager Darrell Boeske
 City Secretary Sue Daniel

EMPLOYEES PRESENT:

Assistant City Manager Mark Martin
 Director of Public Works Barry Brock
 Kathy Davidson, Records Manager
 Chief Gary Outlaw
 Chief Gary Warman
 Officer Todd Jolly
 Officer Perry Burkeen
 Betty Hogan, Records Clerk

VISITORS PRESENT:

Bruce Davidson
 Arliss Bentley
 Howard Mittag
 Gwen Lee
 Georgia McMannes
 Nancy Allen
 Joanne Pike
 Mary Lea Layton-Taylor
 Barbara Reischmann, MD
 Sonny Robbins
 Merrilyn Robbins
 Roycelyn Bastian
 Tim Baker

Karen Boeske
 C.A. Younts, DDS
 Sharon Mittag
 Juanita Steagall
 Tom Broad
 Norman Funderburk
 Kathy Parks
 Luis Smith
 Ann Robbins
 Cindy Robbins
 Betty Goodwin
 John Rudloff
 Byron Calfee

Lynette Calfee
Suzanne West

Jim Byrne

Mayor Donnie McMannes called the meeting to order at 6:30 p.m. with all members present except Councilman Bill Conner.

1. INVOCATION/PLEDGE OF ALLEGIANCE

Assistant City Manager Mark Martin gave the invocation and led the Pledge of Allegiance. Mayor Donnie McMannes then introduced his wife Georgia, Councilman Lee's wife Gwen and Councilman Allan Steagall's wife Juanita. He also introduced former councilman C.A. Younts.

2. MINUTES - APRIL 9, 2009

Minutes of the meeting held on April 9 were presented to the mayor and councilmembers for approval. Councilman Lee moved to approve the minutes of April 9th as printed and circulated.

Ayes: Aaron, Curry, Lee, McMannes, Steagall
Nays: None
Motion Carried.

3. CURRENT INVOICES

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

Accounts Payable:

General Fund	\$ 215,536.11
W/S Operating Fund	13,688.28
Special Revenue Fund	3,883.41
Red Light Camera Fund	<u>92,911.50</u>
Total	\$ 326,019.30

Purchase Cards:

General Fund	\$ 103,997.46
W/S Operating Fund	13,172.20
Special Revenue Fund	4,495.01
Red Light Camera Fund	2,530.76
Beautification Committee Fund	<u>446.75</u>
Total	\$ 124,642.18

Councilman Lee moved to pay the invoices.

Ayes: Aaron, Curry, Lee, McMannes, Steagall

Nays: None
Motion Carried.

4. RESOLUTION NO. 09-683 ADOPTING THE 2009 CITY OF HUMBLE WATER CONSERVATION AND EMERGENCY WATER DEMAND MANAGEMENT PLAN; AND PROVIDING AN EFFECTIVE DATE

City Manager Darrell Boeske presented Resolution No. 09-683 to the mayor and councilmembers and recommended approval.

RESOLUTION NO. 09-683

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS ADOPTING THE 2009 CITY OF HUMBLE WATER CONSERVATION AND EMERGENCY WATER DEMAND MANAGEMENT PLAN; AND PROVIDING AN EFFECTIVE DATE

RECITALS

1. The City is undertaking planning efforts to meet the demands of its water customers, for the present and in the future.
2. The City has developed a utility system capital improvements program to expand and upgrade wastewater treatment plant capacity, wastewater collection system and water distribution and storage facilities.
3. The City believes it is in the long-term best interest of the community to conserve potable water as well as use its water supply resources more efficiently.
4. The objective of the 2009 Water Conservation and Emergency Managements Plan is to reduce the quantity required for water use activities through efficient water use practices.
5. The 2009 Water Conservation and Emergency Water Demand Management Plan provides procedures for voluntary and mandatory actions to be placed into effect to temporarily reduce the demand placed on the City's available water system during a water shortage emergency.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS:

PART 1. The City Council approves the 2009 City of Humble Water Conservation and Emergency Water Management Plan, a copy of which is attached to the resolution.

PART 2. That this resolution is in full force and effect immediately upon its passage.

PASSED, APPROVED AND ADOPTED this the 23rd day of April, 2009.

Councilman Merle Aaron moved to adopt Resolution No. 09-683.

Ayes: Aaron, Curry, Lee, McMannes, Steagall

Nays: None

Motion Carried.

5. RESOLUTION NO. 09-684 ADOPTING IDENTITY THEFT POLICY

City Manager Boeske presented Resolution No. 09-684 to the mayor and councilmembers and recommended approval.

RESOLUTION NO. 09-864

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, ADOPTING A WRITTEN IDENTITY THEFT PROGRAM POLICY AND AUTHORIZING THE FINANCE DIRECTOR TO APPROVE CHANGES IN THE POLICY.

WHEREAS, Federal Trade Commission (FTC) adopted rules on identity theft "red flags", or warning signs, pursuant to the Fair and Accurate Credit Transactions (FACT) Act of 2003; and

WHEREAS, the new rules, which require action by May 1, 2009, require any business with a "covered account" to implement an identity theft program; and

WHEREAS, a city with such accounts must adopt a program by May 1, 2009 that "red flags" relevant identity theft, provides detection of the "red flags", provides appropriate responses for any "red flags" detected, and ensures the program is updated periodically to address changing risks; and

WHEREAS, the Humble services such water utility customers and, therefore falls within this federal mandate; and

WHEREAS, the City Council of the City of Humble wishes to be proactive and adopt an Identity Theft Program Policy that will be in compliance with the criteria set forth by the FTC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, to adopt the Identity Theft Program/Policy that is in compliance with federal law and is attached to this resolution as Exhibit "A".

This resolution shall be effective immediately upon its adoption on this 23rd day of April, 2009.

Councilman Andy Curry moved to approve Resolution No. 09-684.

Ayes: Aaron, Curry, Lee, McMannes, Steagall

Nays: None

Motion Carried.

6. DEVELOPMENTAL PLAT BYRNE METALS HOUSTON AVENUE DEVELOPMENT 4.745 ACRES ON SOUTH HOUSTON AT HOWARD STREET - LANDMARK ENGINEERS

A developmental plat for Byrne Metals Houston Avenue Development, 4.745 acres on South Houston at Howard Street, was presented to the mayor and councilmembers for approval. City Manger Boeske recommended the developmental plat be approved. Councilman Allan Steagall moved to approve the plat.

Ayes: Aaron, Curry, Lee, McMannes, Steagall

Nays: None

Motion Carried.

7. COMPETITIVE BIDS - WEST TOWNSEN BOULEVARD, BOWER ROAD, KEN STREET, KATHY STREET AND DELEE AVENUE PAVING, DRAINAGE AND UTILITY IMPROVEMENTS PROJECT

On April 9, 2009 bids were received for the West Townsen Blvd., Bower Road, Ken Street, Kathy Street and Delee Avenue Paving, Drainage and Utility Improvement Project.

Contractor	Total Base Bid & Supplemental	Add Alternate No. 1	Total Bid
SEA Construction Partners Ltd.	\$ 1,427,273.70	\$ 169,189.50	\$ 1,596,463.20
TJ&J Enterprises, Inc.	\$ 1,491,686.50	\$ 216,420.00	\$ 1,708,106.50
Total Site, Inc.	\$ 1,523,020.00	\$ 203,472.75	\$ 1,726,492.75
Triple B Services, LLP	\$ 1,649,290.25	\$ 242,803.50	\$ 1,892,093.75
Jaho, Inc.	\$ 1,692,282.30	\$ 253,412.80	\$ 1,945,695.10

Texas Sterling Construction Co.	\$ 1,747,311.50	\$ 210,717.00	\$ 1,958,028.50
Hassell Construction Co.	\$ 1,828,329.45	\$ 247,699.45	\$ 2,076,028.90
Conrad Construction	\$ 1,923,286.25	\$ 233,326.25	\$ 2,156,612.50

Mayor McMannes moved to accept the low bid for agenda item #7.

Ayes: Aaron, Curry, Lee, McMannes, Steagall
 Nays: None
 Motion Carried.

8. REQUEST TO CLOSE TOWNSEN BOULEVARD FROM FM 1960 TO NORTH HOUSTON AVENUE ON JUNE 13, 2009 FOR LAKE HOUSTON SHRINE CLUB FUN RUN

City Manager Boeske presented a request from the Lake Houston Shrine Club to close Townsen Boulevard from FM 1960 to North Houston Avenue on June 13, 2009 for a fun run. Councilman Allan Steagall moved to approve agenda item # 8.

Ayes: Aaron, Curry, Lee, McMannes, Steagall
 Nays: None
 Motion Carried.

9. SGT. PERRY BURKEEN - ANNUAL SPRING CLEAN UP

Sgt. Perry Burkeen appeared before the mayor and council and thanked the mayor, councilmembers and the city manager for the support of the Beautification Committee. He also thanked the city secretary for the timely posting of the public notices for the meetings. He reported the Annual Spring Clean up was held on March 28th and it was a cold and windy day but they had sixty eight volunteers plus member of Humble High School JROTC. The volunteers included sixteen members of Boy Scout Pack 3384, 15 members of Girl Scout Troop 9423, 7 members of Girl Scout Troop 9153, 5 members of Girl Scout Troop 9763, 10 volunteers from First United Methodist Church of Humble, 8 volunteers from Embarq, 2 volunteers for Ross Sterling Middle School and Arliss Bentley and her granddaughter Alexis. The committee members who worked included Lois Bean, Kathy Davidson and Margaret Jo Byron. Wilson Road from First Street to Will Clayton, South Houston Avenue from Main Street to Will Clayton and Main Street, Higgins, Granberry and Herman Street were cleaned. The volunteers collected 42 full bags of trash and a hot dog lunch was provided by Bonnie Gardner of Top Hat Catering.

10. CORRESPONDENCE: TML LEGISLATIVE UPDATE

Mayor McMannes stated the correspondence was for information only.

11. ADJOURNMENT

There being no further business to transpire, Mayor McMannes moved the meeting be adjourned. Meeting Adjourned. 6:39 p.m.



D. G. McMannes
Mayor

ATTEST:


Sue Daniel, City Secretary