

**HUMBLE CITY COUNCIL**

**MINUTES**

**REGULAR MEETING**

**MARCH 25, 2010 - 6:30 P.M.**

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

**MEMBERS PRESENT:** Mayor Donnie McMannes, Presiding  
Mayor Pro Tempore Bill Conner  
Councilmember Merle Aaron  
Councilmember Andy Curry  
Councilmember Allen Lee  
Councilmember Allan Steagall  
City Manager Darrell Boeske  
City Secretary Sue Daniel

**EMPLOYEES PRESENT:** Assistant City Manager Mark Martin  
Chief Gary Outlaw  
Finance Director Dixie Kellum  
Director of Public Works Barry Brock  
Civic Center Director Johnnie Scroggins

**VISITORS PRESENT:** Juanita Steagall  
Corey Turner  
Suzanne West  
Kathy Parks  
Arless Bentley

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

**1. INVOCATION/PLEDGE OF ALLEGIANCE**

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

**2. MINUTES - FEBRUARY 25, 2010**

Minutes of the Council meeting held February 25, 2010 were presented to the mayor and councilmembers for approval. Councilmember Allen Lee moved to approve the minutes of February 25<sup>th</sup> as printed and circulated.

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

**3. FINANCIAL STATEMENT**

The financial statement for February was presented to the mayor and councilmembers for approval. Councilmember Andy Curry moved to accept the financial statement for informational purposes.

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

**4. CURRENT INVOICES**

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

<u>Accounts Payable:</u>	
General Fund	\$ 424,729.54
W/S Operating Fund	67,355.72
Special Revenue Fund	25,152.62
Beautification Committee Fund	326.67
Red Light Camera Fund	8,977.22
C. O., Series 1996	4,917.14
C. O., Series 2005A	197,196.21
C. O., Series 2006	<u>180,359.75</u>
Total	\$ 909,014.87

<u>Purchase Cards:</u>	
General Fund	\$ 55,294.96
W/S Operating Fund	18,676.44
Special Revenue Fund	2,122.25
Beautification Committee Fund	3,345.97
Red Light Camera Fund	75.00
C. O., Series 2005B	<u>556.69</u>
Total	\$ 80,071.31

Councilmember Lee moved to pay the invoices.

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

**5. REQUEST FOR CLOSURE OF TOWNSEN BOULEVARD FROM FM 1960 TO SOUTH HOUSTON AVENUE ON JUNE 19, 2010 FROM 8:00 A.M. TO 12:00 NOON FOR 2<sup>ND</sup> ANNUAL MUDMAXX FUN RUN - LAKE HOUSTON AREA SHRINE CLUB**

City Manager Darrell Boeske presented a request from the Lake Houston Area Shrine Club to close Townsen Boulevard from FM 1960 to South Houston Avenue for the 2<sup>nd</sup> Annual MudMaxx Fun Run to be held June 19<sup>th</sup> from 8:00 to 12:00 noon and recommended approval. Councilmember Allan Steagall moved to approve agenda item # 5.

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

**6. ACCEPTANCE OF CITY SECRETARY CERTIFICATION OF UNOPPOSED CANDIDATES FOR MAY 8, 2010 GENERAL ELECTION**

City Manager Boeske presented a City Secretary Certification of Unopposed Candidates for the May 8, 2010 General Election and recommended approval.

**CERTIFICATION  
OF  
CITY SECRETARY**

I, Sue Daniel, hereby certify that I am the City Secretary of the City of Humble, Texas, and the authority responsible for having the official ballot prepared for the municipal general election of May 8, 2010. I further hereby certify, pursuant to Section 2.052, Texas Election Code, that the candidates are unopposed for election to the offices to be on the ballot in the May 8, 2010, municipal general election, as follows:

Allen L. Lee is unopposed for election to the office of Councilmember Position No. 3.

Allan J. Steagall is unopposed for election to the office of Councilmember Position No. 4.

Merle Aaron is unopposed for election to the office of Councilmember Position No. 5.

I further certify that no candidates' names are to be placed on lists of write-in candidates for the positions of Councilmember Position No. 3, Councilmember Position No. 4 or Councilmember Position No. 5 to appear on the ballot in the May 8, 2010 municipal general election and that there are no propositions to appear on the ballot in said election.

To certify which, witness my hand and seal of the City of Humble, Texas, this 16<sup>th</sup> day of March, 2010.

Councilmember Bill Conner moved to approve agenda item #6 - accept the Certification of City Secretary.

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

**7. CITY OF HUMBLE ORDINANCE NO. 10-685 DECLARING THE UNOPPOSED CANDIDATES FOR COUNCILMEMBER POSITION NO. 3, COUNCILMEMBER POSITION NO. 4 AND COUNCILMEMBER POSITION NO. 5 AS ELECTED; PROVIDING THAT THE MAY 8, 2010 MUNICIPAL GENERAL ELECTION SHALL NOT BE HELD; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THE ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING FOR AN EFFECTIVE DATE**

City Manager Boeske presented Ordinance No. 10-685 to the mayor and councilmembers and recommended approval.

ORDINANCE NO. 10-685

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS DECLARING THE UNOPPOSED CANDIDATES FOR COUNCILMEMBER POSITION NO. 3, COUNCILMEMBER POSITION NO. 4 AND COUNCILMEMBER POSITION NO. 5 AS ELECTED; PROVIDING THAT THE MAY 8, 2010 MUNICIPAL GENERAL ELECTION SHALL NOT BE HELD; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THE ORDINANCE AS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to City of Humble, Texas Ordinance No. 10-684, passed, approved and adopted January 28, 2010, a municipal general election was ordered to be held on May 8, 2010 for the purpose of electing three officials of the City, to wit: Councilmember Position No. 3, Councilmember Position No. 4 and Councilmember Position No. 5; and

WHEREAS, pursuant to Sections 143.007 and 146.054, Texas Election Code, the deadline for filing applications for a place on the ballot and declaration of write-in candidacy for the City's municipal general election have expired; and

WHEREAS, the City Secretary, in accordance with Section 2.052, Texas Election Code, has certified in writing to the City Council that Allen L. Lee is unopposed for election to the office of Councilmember Position No. 3, Allan J. Steagall is unopposed for election to the office of Councilmember Position No. 4, and Merle Aaron is unopposed for election to the office of Councilmember Position No. 5; and

WHEREAS, the City Council hereby finds and determines that the candidates whose names are to appear on the ballot in said election are unopposed, there are no declared write-in candidates and no propositions to appear on the ballot for said election;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS THAT:

1.

The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

2.

In accordance with Section 2.053(a), Texas Election Code, that the following unopposed candidates are hereby declared duly elected to the respective offices shown and shall be issued a certificate of election following the date on which the municipal general election for Councilmember Position No. 3, Councilmember Position No. 4 and Councilmember Position No. 5 was to have been held:

Councilmember Position No. 3 - Allen L. Lee  
Councilmember Position No. 4 - Allan J. Steagall  
Councilmember Position No. 5 - Merle Aaron

3.

Pursuant to Section 2.053(b), Texas Election Code, the municipal general election for City Councilman Positions Nos. 3, 4 and 5 heretofore called and ordered by Ordinance No. 10-684 for May 8, 2010 shall not be held and is hereby canceled.

4.

The City Secretary is hereby directed to cause a copy of this Ordinance to be posted on election day, same being May 8, 2010, at the polling place that would have been used in such election.

5.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

6.

The Code of Ordinances of the City of Humble, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

7.

Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, and to this end the provisions of this ordinance are declared to be severable.

8.

It is hereby found and determined that the meeting at which this ordinance was passed was open to the public as required by Section 551.001 et seq., Texas Government Code, and that advance public notice of the time, place and purpose of said meeting was given.

9.

This ordinance shall take effect upon passage.

PASSED, APPROVED and ADOPTED this the 25<sup>th</sup> day of March, 2010.

Councilmember Curry moved to pass Ordinance No. 10-685.

Ayes: Aaron, Conner, Curry, Lee, McMannes, Steagall

Nays: None

Motion Carried.

**8. AUTHORIZE CLOSURE OF TOWNSEN WEST EB FOR 48 HOURS FOR REPAIR WORK AT TRANSITION FROM TWO LANES TO FOUR LANES**

City Manager Boeske presented a request from Barry Brock, the Director of Public Works, to close Townsen West to eastbound traffic between FM 1960 and Highway 59. The closure

is necessary for the contractor, SER Construction, to make repairs to the asphalt transition from the existing two lane traffic to four lane traffic. To remill and perform the overlay repairs should only take two days to complete. An illuminated traffic board will be installed two days prior to the closure to notify the public. At this time the contractor has projected the repairs will be done March 29<sup>th</sup> and 30<sup>th</sup>. Councilmember Merle Aaron moved to authorize the closure of Townsen West for four eight hours for repair work.

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

**9. MONTHLY DEPARTMENT REPORTS**

Mayor McMannes stated the monthly department reports were for information only.

**10. ADJOURNMENT**

There being no further business to transpire, Mayor McMannes moved the meeting be adjourned. Meeting Adjourned. 6:35 p.m.

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D. G. McMannes  
Mayor

ATTEST:

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Sue Daniel  
City Secretary