

HUMBLE CITY COUNCIL

MINUTES

SPECIAL MEETING

DECEMBER 21, 2011 - 9:00 A.M.

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

MEMBERS PRESENT:

Mayor Donnie McMannes, Presiding
Mayor Pro Tempore Allen Lee
Councilmember Merle Aaron
Councilmember Ray Calfee
Councilmember Bill Conner
Councilmember Allan Steagall
City Manager Darrell Boeske
City Secretary Sue Daniel

EMPLOYEES PRESENT:

Assistant City Manager Mark Martin
Finance Director Dixie Kellum
Director of Public Works Barry Brock
Fire Marshal Clint Johnson
Chief Gary Outlaw

VISITORS PRESENT:

Midge Crockett
Chris Claunch
Jerry Scott
Jose Maldonado
John Peterson

Mayor Donnie called the special meeting of the Humble City Council to order at 9:00 a.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 - NOVEMBER 10, 2011 AND NOVEMBER 30, 2011

Minutes of the council meeting held November 10th and 30th, 2011 were presented to the mayor and councilmembers for approval. Councilmember Allen Lee moved to approve the minutes of November 10 and 30, 2011 as printed and circulated.

Ayes: Aaron, Calfee, Conner, Lee, McMannes, Steagall
Nays: None

Motion Carried.

3. FINANCIAL STATEMENT

The financial statement for the month of November was presented to the mayor and councilmembers for approval. Councilmember Merle Aaron moved to approve the financial statement - item # 3.

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

4. CURRENT INVOICES

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

November Accounts Payable:

General Fund	\$ 567,722.51
W/S Operating Fund	147,984.82
Special Revenue Fund	67,858.39
Beautification Committee Fund	9,974.37
Red Light Camera Fund	114,109.06
C.O., Series 2005A	<u>198,443.61</u>
Total	\$1,106,092.76

December Accounts Payable:

General Fund	\$ 327,294.18
W/S Operating Fund	84,548.27
Special Revenue Fund	42,311.37
Beautification Committee Fund	948.99
Red Light Camera Fund	44,057.61
C.O., Series 2005A	<u>237,429.20</u>
Total	\$ 736,589.62

October Purchase Cards:

General Fund	\$ 49,112.57
W/S Operating Fund	14,835.93
Special Revenue Fund	5,165.67
Red Light Camera Fund	<u>935.75</u>
Total	\$ 70,049.92

November Purchase Cards:

General Fund	\$ 58,307.04
W/S Operating Fund	34,497.23
Special Revenue Fund	16,090.41
Beautification Committee Fund	28.86
Red Light Camera Fund	<u>135.93</u>
Total	\$ 109,059.47

Councilmember Lee moved to pay the invoices.

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

Nays: None
Motion Carried.

5. RESOLUTION NO. 12-716 ELECTING NOT TO REQUIRE THE REMITTANCE OF A PEG FEE BY HOLDERS OF A STATE ISSUED CERTIFICATE OF FRANCHISE AUTHORITY

City Manager Darrell Boeske presented Resolution No. 12-716 to the mayor and councilmembers for approval.

RESOLUTION NO. 12-716

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, ELECTING NOT TO REQUIRE THE REMITTANCE OF A PEG FEE BY HOLDERS OF A STATE ISSUED CERTIFICATE OF FRANCHISE AUTHORITY.

WHEREAS, Section 66.005 of the Public Utility and Regulatory Act requires the holder of a certificate of franchise authority to pay a franchise fee of five percent of gross revenues; and

WHEREAS, Section 66.006(b) of the Public Utility and Regulatory Act provides that, to fund capital expenses associated with Public, Educational and Governmental facilities, and in lieu of in-kind contributions and grants, a municipality may elect to receive one percent of a cable service provider's gross revenues or the per subscriber fee that was paid to it under the incumbent cable service provider's agreement; and

WHEREAS, the holder of a state-issued certificate is entitled to recover any fee imposed by the state and paid to the municipality from the cable service provider's customers; and

WHEREAS, the City does not wish to further burden its citizens with the additional fee authorized by Section 66.006(b) of the Public Utility and Regulatory Act;

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

1. The holder of a state-issued certificate of franchise authority shall not remit a percentage or per subscriber fee to the City under Section 66.006(b) of the Public Utility and Regulatory Act.
2. The City Manager shall send a certified copy of this Resolution to the Company.
3. This Resolution takes effect immediately upon its adoption.

City Manager Boeske stated the 1% fee that can be collected is intended for municipalities that own and operate television stations. This action will save the citizens money on their cable bill. Councilmember Bill Conner moved to approve item # 5.

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

6. SUBDIVISION PLAT - HUMBLE AUTO CENTER SUBDIVISION - U. S. HIGHWAY 59

City Manager Boeske presented a subdivision plat for Humble Auto Center on U. S. Highway 59 and recommended approval of the plat. The subdivision is comprised of 6.289 acres and houses Humble Hyundai. The owners wish subdivide the lot. Councilmember Allan Steagall moved to approve the subdivision plat - item # 6.

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

7. COMPETITIVE BIDS: LIFT STATION AUXILIARY PUMP PROJECT

Competitive bids were received for the Lift Station Auxiliary Pump Project on November 15, 2011. The bids received were:

T&C Construction, Ltd.	\$ 382,500.00
R J Construction Company, Inc.	\$ 414,600.00
R+B Group, Inc.	\$ 471,500.00
Peltier Brothers Construction, Ltd.	\$ 531,750.00

The engineer and Director of Public Works recommended awarding the bid to the low bidder, T&C Construction. Councilmember Steagall moved to approve the low bidder - item #7.

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

8. PROPOSALS: FENCE AT POND STREET DETENTION POND PROJECT

Proposals for the fence at the Pond Street Detention Pond Project were submitted by the city's engineer. The proposals were:

Southland Fence and Supply	\$ 23,132.18
Rodney E. Goss Enterprises	\$ 31,495.00
Southwestern Fence Co.	\$ 31,510.00

Councilmember Aaron moved to accept the low bid.

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

9. MONTHLY REPORTS

Mayor McMannes stated the monthly reports were for information only.

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. 9:11 a.m.

D. G. McMannes
Mayor

ATTEST:

Sue Daniel
City Secretary