

HUMBLE CITY COUNCIL

MINUTES

WORKSHOP/REGULAR MEETING

JANUARY 14, 2010 - 6:00 P.M./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
Victim Advocate Chris Green
Director of Public Works Barry Brock
Chief Gary Outlaw
Finance Director Dixie Kellum
Kathy Davidson, Office of the City Secretary
Chief Gary Warman
Sgt. Perry Burkeen

VISITORS PRESENT:

Suzanne West
John Rudloff
Chris Shannon
Ngoc Le
Corey Turner
Representatives of the Texas Flip Factory
Representatives of Red Door Realty
Representatives of Deerbrook Baptist Church
Representatives of Atascocita High School Best Buddies
Representatives of River Pines Elementary
Representatives of Cub and Boy Scout Troop # 141
Gay Nell Faltysek
Tara House
Dan Shea
Helen Smith
Representatives of Sterling Machine & Fabrication
Mark Achilles

WORKSHOP MEETING

1. CALL TO ORDER

Mayor Donnie McMannes called the workshop meeting to order at 6:00 p.m. with all members present.

2. PRESENTATION BY HDR/CLAUNCH & MILLER - DRAINAGE STUDY FOR CITY OF HUMBLE

John Rudloff, a representative of HDR/Claunch & Miller, presented the evaluation results of a drainage study for Jordan's Gully authorized by the City Council. Mr. Rudloff introduced his associates, Chris Shannon and Ngoc Le, to the mayor and councilmembers. The proposed improvements identified by HDR/Claunch & Miller were stated in four phases.

PHASE 1

Mobilization, Bonds, Insurance	\$ 37,000.00
Right of Way Preparation	10,000.00
Stormwater Pollution Prevention Plan	5,000.00
Channel and Backslope Swale Excavation	4,000.00
Channel Rip Rap Stabilization	6,000.00
Culvert Replacement - Bridge # 6	300,000.00
Culvert Replacement - Bridge # 7	300,000.00
Storm Sewer Cleaning & Television Inspection	40,000.00
Detention Pond	<u>75,000.00</u>
Subtotal Construction Costs	\$ 777,000.00
Miscellaneous Items	<u>155,400.00</u>
Subtotal Construction Cost	\$ 932,400.00
Estimated Survey, Geotech, Permits, PPP	20,500.00
Estimated Design and Construction Management Fees	<u>121,220.00</u>
Estimated Project Cost	\$1,074,120.00

PHASE 2

Mobilization, Bonds, and Insurance	\$ 14,440.00
Right of Way Preparation	15,000.00
Stormwater Pollution Prevention Plan	10,000.00
Channel and Backslope Swale Excavation	54,400.00
Channel Lining	122,400.00
Backslope Drains	64,000.00
Stabilized Construction Entrance	3,000.00
Hydromulch Seeding	8,000.00
Tie Existing Culvert into Channel Lining	<u>12,000.00</u>
Subtotal Construction Cost	\$ 303,240.00

Miscellaneous Items	<u>90,980.00</u>
Estimated Construction Cost	\$ 394,220.00
Estimated Survey, Geotech, Permits, PPP	35,000.00
Estimated Design and Construction Management Fees	<u>63,080.00</u>
Estimated Project Cost	\$ 492,300.00

PHASE 3

Mobilization, Bonds, and Insurance	\$ 35,340.00
Right of Way Preparation	10,000.00
Stormwater Pollution Prevention Plan	7,500.00
Traffic Control	15,000.00
Channel and Backslope Swale Excavation	127,200.00
Backslope Drains	96,000.00
Stabilized Construction Entrance	3,000.00
Hydromulch Seeding	12,000.00
Tie Existing Culvert into Channel Lining	24,000.00
Channel Rip Rap Stabilization	12,000.00
Bridge Replacement - Humble Place Drive	<u>400,000.00</u>
Subtotal Construction Cost	\$ 742,040.00

Miscellaneous Items	<u>148,410.00</u>
Subtotal Construction Cost	\$ 890,450.00

Estimated Survey, Geotech, Permits, PPP	36,500.00
Estimated Design and Construction Management Fees	<u>133,570.00</u>
Estimated Project Cost	\$ 1,060,520.00

PHASE 4

Mobilization, Bonds, and Insurance	\$ 74,240.00
Right of Way Preparation	15,000.00
Stormwater Pollution Prevention Plan	5,000.00
Channel and Backslope Swale Excavation	60,000.00
Channel Lining	600,750.00
Backslope Drains	128,000.00
Stabilized C Construction Entrance	3,000.00
Hydromulch Seeding	4,000.00
Tie Existing Culvert into Channel Lining	20,000.00
Channel Rip Rap Stabilization	18,900.00
Culvert Replacement - Intercontinental Drive	300,000.00
Culvert Replacement - Country Village Blvd.	300,000.00
Traffic Control	<u>30,000.00</u>
Subtotal Construction Cost	\$ 1,558,890.00

Miscellaneous Items	<u>311,780.00</u>
Subtotal Construction Cost	\$ 1,870,670.00

Estimated Survey, Geotech, Permits, PPP	33,000.00
Estimated Design and Construction Management Fees	<u>187,070.00</u>
Estimated Project Cost	\$ 2,090,740.00

PHASE 4(a)

Mobilization, Bonds, and Insurance	\$ 33,480.00
Right of Way Preparation	7,500.00
Stormwater Pollution Prevention Plan	15,000.00
Channel and Backslope Swale Excavation	3,600.00
Channel Rip Rap Stabilization	13,500.00
Culvert Replacement - Intercontinental Dr.	300,000.00
Culvert Replacement - Country Village Blvd.	300,000.00
Traffic Control	<u>30,000.00</u>
Subtotal Construction Cost	\$ 703,080.00

Miscellaneous Items	<u>140,620.00</u>
Subtotal Construction Cost	\$ 843,700.00

Estimated Survey, Geotech, Permits, PPP	25,500.00
Estimated Design and Construction Management Fees	<u>101,250.00</u>
Estimated Project Cost	\$ 970,450.00

Mayor McMannes thanked Mr. Rudloff for his presentation.

3. ADJOURNMENT

Mayor McMannes adjourned the workshop at 6:30 p.m.

REGULAR MEETING

Mayor McMannes called the regular meeting to order at 6:30 p.m.

1. INVOCATION/PLEDGE OF ALLEGIANCE

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

2. MINUTES - DECEMBER 10, 2009 AND JANUARY 4, 2010

Minutes of the council meetings held December 10, 2009 and January 4, 2010 were presented to the mayor and councilmembers for approval. Councilmember Allen Lee moved to approved the minutes of December 10, 2009 and January 4, 2010 as printed and circulated.

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

3. FINANCIAL STATEMENT

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

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

4. CURRENT INVOICES

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

Accounts Payable:

General Fund	\$ 282,785.48
W/S Operating Fund	81,321.68
Special Revenue Fund	15,163.04
Beautification Committee Fund	3,035.18
Red Light Camera Fund	59,003.37
C.O., Series 1996	1,414.50
C.O., Series 2005A	<u>160,887.48</u>
Total	\$ 603,610.73

Purchase Cards:

General Fund	\$ 81,613.48
W/S Operating Fund	8,756.10
Special Revenue Fund	6,647.42
Beautification Committee Fund	583.38
Red Light Camera Fund	760.51
C.O., Series 2005B	<u>135.53</u>
Total	\$ 98,496.42

Councilmember Lee moved to pay the invoices.

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

5. ANNUAL CHRISTMAS PARADE AWARDS CEREMONY - CHRISTMAS PARADE COMMITTEE

Perry Burkeen, representing the Christmas Parade Committee, appeared before the mayor and council to award trophies to the winners from the Christmas Parade and Holiday Decorating Contest. The winners for the parade and the decorating contest were:

2009 CHRISTMAS PARADE WINNERS

Locally Owned Business Float:

Flip Factory

Adult Community Organization Float	Knights of Columbus # 6878
Motor Vehicle Float:	& Deerbrook Baptist Church
Children's Community Organization Float	Red Door Realty & Assoc.
School Float:	Girl Scout Troop # 9153
	River Pines Elementary &
School Group Walking	Best Buddies - Atascocita HS
Children Group Walking:	Kingwood Park HS AFJROTC
	Cub & Boy Scout Pack #141 &
	Eagle Swimming Association

2009 LIGHT CONTEST WINNERS

Residential:

1 st Place	Tara and Rickey House, 818 Higgins
2 nd Place	GayNell Falytsek
3 rd Place	Dan Shea, 704 Main

Commercial:

1 st Place	Sterling Machine & Fabrication, 408 Main
2 nd Place	Law Office of Mark Achilles
3 rd Place	Humble Flower Shop

6. ORDINANCE NO. 10-682 AUTHORIZING THE IMPOSITION OF A 20% PENALTY FOR COLLECTION COSTS ON DELINQUENT TAXES FOR TAX YEAR 2009 AND SUBSEQUENT YEARS

City Manager Darrell Boeske presented Ordinance No. 10-682 to the mayor and councilmembers for approval.

ORDINANCE NO. 10-682

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, AUTHORIZING THE IMPOSITION OF A 20% PENALTY FOR COLLECTION COSTS ON DELINQUENT TAXES FOR TAX YEAR 2009 AND SUBSEQUENT YEARS

Councilmember Merle Aaron moved to approve Ordinance 10-682 authorizing the imposition of a 20% penalty on delinquent taxes.

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

7. ORDINANCE NO. 10-683 AMENDING CHAPTER 12, BUILDING AND BUILDING REGULATIONS, OF ITS CODE OF ORDINANCES BY AMENDING THE DEFINITION OF "CHANGE OF USE" IN SECTION 12-350; REQUIRING THAT NON-RESIDENTIAL USES ABANDONED ONE YEAR OR MORE COMPLY WITH THE NEIGHBORHOOD

DEVELOPMENT STANDARDS; IMPOSING A PENALTY IN AN AMOUNT NOT TO EXCEED \$ 500 FOR VIOLATION OF ANY PROVISION HEREOF; REPEALING OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

The city manager presented Ordinance No. 10-683 to the mayor and councilmembers for approval.

CITY OF HUMBLE ORDINANCE NO. 10-683

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, AMENDING CHAPTER 12, BUILDINGS AND BUILDING REGULATIONS, OF ITS CODE OF ORDINANCES BY AMENDING THE DEFINITION OF "CHANGE OF USE" IN SECTION 12-350; REQUIRING THAT NON-RESIDENTIAL USES ABANDONED ONE YEAR OR MORE COMPLY WITH THE NEIGHBORHOOD DEVELOPMENT STANDARDS; IMPOSING A PENALTY IN AN AMOUNT NOT TO EXCEED \$500 FOR VIOLATION OF ANY PROVISION HEREOF; REPEALING OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

Mayor McMannes moved to adopt Ordinance No. 10-683.

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

8. RESOLUTION NO. 10-697 AMENDING THE CITY OF HUMBLE PERSONNEL POLICIES, SECTION 6 ATTENDANCE AND LEAVE POLICY BY AMENDING SUBSECTION 6.09 SICK LEAVE; AMENDING SUBSECTION 6.09.01 SICK TIME ACCUMULATION; AMENDING SECTION 10 EMPLOYEE BENEFITS, SUBSECTION 10.07.04 SCHEDULE OF DISABILITY BENEFITS; AMENDING SUBSECTION 10.07.07 MAXIMUM DISABILITY BENEFIT ALLOWANCE; AND PROVIDING AN EFFECTIVE DATE

The city manager presented Resolution No. 10-697 to the mayor and councilmembers for approval.

RESOLUTION 10-697

A RESOLUTION AMENDING THE CITY OF HUMBLE PERSONNEL POLICIES, SECTION 6 ATTENDANCE AND LEAVE POLICY BY AMENDING SUBSECTION 6.09 SICK LEAVE; AMENDING SUBSECTION 6.09.01 SICK TIME ACCUMULATION; AMENDING SECTION 10 EMPLOYEE BENEFITS BY AMENDING SUBSECTION 10.07.04 SCHEDULE OF DISABILITY BENEFITS; AMENDING SUBSECTION 10.07.07 MAXIMUM DISABILITY ALLOWANCE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Humble Personnel Policies was adopted by the City Council of the

City of Humble by Resolution No. 00-591 dated March 23, 2000; and

WHEREAS, the City Council has deemed it necessary to amend Section 6 Attendance and Leave Policy and Section 10 Employee Benefits; and

WHEREAS, Section 6 Attendance and Leave Policy, Subsection 6.09 Sick Leave shall be amended to read:

6.09 SICK LEAVE: A full time employee is eligible for sick leave with pay if illness or injury occurs. Sick leave is accrued at the rate of one day of sick leave per month. An employee may accrue up to forty eight (48) days maximum sick leave over the term of their employment with the City.

Sick leave is provided to protect the employee's earning power during periods of time when the employee is too ill or injured to work or when the employee must visit a health care provider. Sick leave may also be used when the employee's dependent is ill and requires personal care from the employee/family member. This courtesy will be extended to employees who have an ill/injured adult relative(s) residing in the employee's home and that are, because of physical or mental illness, dependent on the employee for care.

WHEREAS, Section 6 Attendance and Leave Policy, Subsection 6.09.01 shall be amended to read:

6.09.01 SICK TIME ACCUMULATION: A full time employee may accrue paid sick time during their tenure with the City. Certain rules apply to this accrual and subsequent payment. First, the lifetime maximum paid sick time accrual is forty eight (48) days. Second, all payment of accrued sick time is subject to and governed by TMRS rules and procedures. Last, paid sick time may be accrued by the following formula: After an employee has accumulated forty eight (48) sick days, the employee can exchange, (beginning the next calendar year) at the end of each calendar year, one (1) paid sick day for four (4) unused sick days for a maximum of three (3) paid sick days per each calendar year. Any remaining unused sick days not divisible by four (4) at the end of each calendar year will fall off. No sick days will roll over into a new calendar year. These paid sick days will be paid at the rate of pay the employee was making during the year in which they were accrued.

WHEREAS, Section 10 Employee Benefits, Subsection 10.07.04 Schedule of Disability Benefits shall be amended to read:

10.07.04 SCHEDULE OF DISABILITY BENEFITS: In the event of a long-term non-occupational disability, the disability benefit plan shall continue the employee's salary at full base pay, depending on the length of time employed with the City. The following schedule provides the benefits of the plan.

LENGTH OF EMPLOYMENT	MAXIMUM BENEFIT TIME
After 2 full years of employment	2 weeks
After 3 full years of employment	3 weeks
After 4 full years of employment	4 weeks
After 5 full years of employment	5 weeks

After 6 full years of employment
After 7 full years of employment

6 weeks
7 weeks

WHEREAS, Section 10 Employee Benefits, Subsection 10.07.07 Maximum Disability Benefit Allowance shall be amended to read:

10.07.07 MAXIMUM DISABILITY BENEFIT ALLOWANCE: The maximum benefit allowed for one continuous disability shall be seven (7) weeks full base pay.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Humble, Texas that the aforementioned amendments shall be effective on January 14, 2010.

PASSED, APPROVED AND ADOPTED this 14th day of January, 2010.
Councilmember Bill Conner moved to approved agenda item # 8.

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

9. ADOPTION OF POLICE DEPARTMENT POLICY MANUAL

The city manager asked that action be deferred on agenda item # 9.

10. REAPPOINTMENT OF HARLEY C. ROBINSON AS DIRECTOR FOR THE HARRIS - GALVESTON SUBSIDENCE DISTRICT

The city manager asked the mayor and councilmembers to reappoint Harley C. Robinson as a director for the Harris-Galveston Subsidence District. He stated Mr. Robinson has been elected twice before. Councilmember Conner moved to reappoint Harley C. Robinson.

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

11. PARADE PERMIT FOR THE HUMBLE RODEO AND COOK OFF ASSOCIATION - JANUARY 30, 2010, 2 P.M. TO 3 P.M., BEGINNING AT ST. MARY MAGDALENE CATHOLIC CHURCH AND ENDING ON MAIN STREET

Mayor McMannes moved to grant the parade permit.

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

12. AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH HARRIS COUNTY FLOOD CONTROL DISTRICT

The city manager presented request from the Harris County Flood Control District to join with them in partnership for Mapping Activity Statement No. 14, which grants permission for the

Flood Control District to be the custodian of the master computer model sets and supporting data for Harris County. Councilmember Aaron moved to approve agenda item # 12.

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

13. DESIGNATION OF RICK MARTINEZ AS CITY OF HUMBLE FLOODPLAIN ADMINISTRATOR

Councilmember Steagall moved to appoint Rick Martinez as the floodplain administrator.

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

14. CORRESPONDENCE: TEXAS MUNICIPAL LEAGUE

Mayor McMannes stated the correspondence was for information only.

15. ADJOURNMENT

There being no further business to transpire, Mayor McMannes moved to adjourn the meeting. Meeting Adjourned. 6:55 p.m.

D. G. McMannes
Mayor

ATTEST:

Sue Daniel
City Secretary