

MINUTES OF THE CROCKETT CITY COUNCIL MEETING HELD ON THE 15th DAY OF AUGUST 2005 IN THE CITY HALL COUNCIL CHAMBERS, LOCATED AT 200 NORTH FIFTH IN THE CITY OF CROCKETT, HOUSTON COUNTY, TEXAS AT 6:00 P.M.

THE COUNCIL MET IN REGULAR SESSION WITH THE FOLLOWING MEMBERS PRESENT: WAYNE MASK, JAMES HALL, DARIUS KITCHEN, JACKIE JONES AND BILL HOLCOMB. CITY OFFICIALS PRESENT: CITY ADMINISTRATOR RONALD DUNCAN, CITY SECRETARY MITZI THOMPSON, CORPORAL MICHAEL HARRELL AND FIRE CHIEF DARRELL DECKARD. COUNCIL MEMBER WOOTEN NOT PRESENT

1. OPEN MEETING WITH INVOCATION AND PLEDGE

Mayor Mask opened the meeting. Mayor Mask gave the invocation and all joined in the pledge.

2. RECOGNITION OF VISITORS

Mayor Mask recognized all visitors present.

3. APPROVAL OF MINUTES: - REGULAR MEETING – AUGUST 1, 2005

Mayor Pro Tem Holcomb made a motion to approve the minutes of the August 1, 2005 Regular Meeting. Council member Jones seconded the motion. Motion passes 4-0.

4. REPORTS: MAYOR – Mayor Mask apologized to council for the behavior from a citizen at the last meeting; for the disrespect shown and stated that speaking at a council meeting, according to State law, is a privilege not a right. The Crockett City Council has decided that it is important to allow the public to speak and therefore there will be some ground rules set to allow for a more honorable and respectful meeting.

CITY ADMINISTRATOR – Home Program is moving along as scheduled, the City was not approved for the 2006 Home Program but we will apply for the 2007 program.

5. CROCKETT ECONOMIC & INDUSTRIAL DEVELOPMENT CORPORATION REPORT BY MR. TIM CULP

Mr. Tim Culp, Director of Crockett Economic & Industrial Development Corporation, presented council with a report of the finances and activities of the corporation. This report outlined the work of the organization and plans for possible projects coming to the Crockett area.

6. CONSIDER AND APPROVE 2005-2006 FISCAL YEAR BUDGET FOR THE CROCKETT ECONOMIC & INDUSTRIAL DEVELOPMENT CORPORATION

Mr. Culp presented council the 2005-2006 fiscal year budget. Mayor Pro Tem Holcomb made a motion to approve the 2005-2006 FY Budget for the Crockett Economic & Industrial Development Corporation. Council member Kitchen seconded the motion. Motion passes 4-0.

7. PUBLIC HEARING ON PROPOSED BUDGET OF THE CITY OF CROCKETT FOR THE 2005-2006 FISCAL YEAR

Mayor Mask opened the public hearing. No comments. Close public hearing.

8. CONSIDER AND APPROVE ORDINANCE ADOPTING THE ANNUAL BUDGET OF THE CITY OF CROCKETT FOR THE 2005-2006 FISCAL YEAR

AN ORDINANCE MAKING APPROPRIATION FOR THE SUPPORT OF THE CITY OF CROCKETT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005 AND ENDING SEPTEMBER 30, 2006; APPROPRIATING MONEY TO SINKING FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF CROCKETT FOR FISCAL YEAR 2006

Council member Hall made a motion to approve the ordinance adopting the annual budget of the City of Crockett for the 2005-2006 Fiscal Year. Mayor Pro Tem Holcomb seconded the motion. Motion passes 4-0.

9. CONSIDER AND APPROVE ORDINANCE LEVYING AD VALOREM TAXES FOR THE 2005-2006 FISCAL YEAR

AN ORDINANCE LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF CROCKETT FOR FISCAL YEAR 2006; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME BECOME DELINQUENT IF NOT PAID

City Administrator Duncan explained that the rate would stay at the effective rate of .46726 on each \$100.00 valuation of property. Mayor Pro Tem Holcomb made a motion to approve the ordinance levying ad valorem taxes for the 2005-2006 Fiscal Year. Council member Kitchen seconded the motion. Motion passes 4-0.

10. CONSIDER AND APPROVE 2005 TAX ROLL

Mayor Pro Tem Holcomb made a motion to approve the 2005 Tax Roll. Council member Kitchen seconded the motion. Motion passes 4-0.

11. CONSIDER AND APPROVE AN ORDINANCE AMENDING SECTION 14-183 OF THE CROCKETT CODE, DELETING THE PROHIBITION AGAINST COURTHOUSE SQUARE PARKING FOR MORE THAN ONE (1) HOUR AT A TIME AND DELETING THE PROHIBITION AGAINST OWNERS AND EMPLOYEES OF BUSINESSES AND OFFICES PARKING IN THE DOWNTOWN PARKING ZONE; AMENDING SECTION 14-184 OF THE CROCKETT CODE TO DELETE THE ONE-HOUR PARKING LIMIT; CONTAINING A SEVERABILITY CLAUSE; CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

City Administrator Duncan stated that this amendment merely eliminates the one-hour parking and allows business owners to park in front of their business. Council member Kitchen made a motion to approve the ordinance amending Section 14-183 of the Crockett Code, deleting the prohibition against courthouse square parking for more than one (1) hour at a time and deleting the prohibition against owners and employees of businesses and offices parking in the downtown parking zone; amending Section 14-184 of the Crockett Code to delete the one-hour parking limit. Council member Jones seconded the motion. Motion passes 4-0.

12. CONSIDER AND APPROVE AN ORDINANCE ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE STANDARD FOR INCIDENT MANAGEMENT BY THE CITY OF CROCKETT

Fire Chief Deckard explained to council that this ordinance is a national approach to standardize the way communities respond to emergencies. Grants that the fire department would apply for would need to have this ordinance in place in order to qualify. Council member Hall made a motion to approve the ordinance adopting the National Incident Management System as the standard for incident management by the City of Crockett. Council member Kitchen seconded the motion. Motion passes 4-0.

13. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS GRANTING TO CENTER POINT ENERGY, A DIVISION OF CENTER POINT ENERGY RESOURCES COMPANY, A TEXAS CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE PIPELINES AND EQUIPMENT IN THE CITY OF CROCKETT, HOUSTON COUNTY, TEXAS, FOR THE TRANSPORTING, DELIVERY, SALE AND DISTRIBUTION OF NATURAL GAS IN, OUT OF, AND THROUGH SAID CITY FOR ALL PURPOSES; PROVIDING FOR THE PAYMENT OF A FEE OR CHARGE FOR THE USE OF THE PUBLIC RIGHTS-OF-WAYS; PROVIDING THAT

SUCH FEE SHALL BE IN LIEU OF OTHER FEES AND CHARGES, EXCEPTING AD VALOREM TAXES; REPEALING ALL PREVIOUS GAS FRANCHISE ORDINANCES; PROVIDING OTHER TERMS AND CONDITIONS IN CONNECTION WITH THE PROVISION OF NATURAL GAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE

Mr. Duncan stated the original franchise agreement was 25 years old; this agreement was updated and now expires in 10 years. It will be published twice in its entirety in the Houston County Courier. Council member Kitchen made a motion to approve the ordinance of the City of Crockett, Texas granting to Center Point Energy, a division of Center Point Energy Resources Company, a Texas corporation, its successors and assigns, a franchise to construct, maintain and operate pipelines and equipment in the City of Crockett, Houston County, Texas, for the transporting, delivery, sale and distribution of natural gas in, out of, and through said city for all purposes; providing for the payment of a fee or charge for the use of the public rights-of-ways; providing that such fee shall be in lieu of other fees and charges, excepting ad valorem taxes; repealing all previous gas franchise ordinances; providing other terms and conditions in connection with the provision of natural gas. Council member Hall seconded the motion. Motion passes 4-0.

14. CONSIDER AND APPROVE APPOINTMENT OF NEW MEMBER TO PLANNING AND ZONING COMMISSION

Mayor Mask stated that his recommendation is Jack Shiveley. Mayor Pro Tem Holcomb made a motion to approve Jack Shiveley as a new member to the Planning and Zoning Commission. Council member Kitchen seconded the motion. Motion passes 4-0.

15. COMMENTS FROM AUDIENCE OR COUNCIL

Mayor Mask – Invited council to Officer Goynes retirement party on Aug. 19, 2005, the next scheduled meeting will be on Tuesday, September 6 due to the Labor Day Holiday

Council member Kitchen – spoke concerning Jerold Lebeaux, Houston, Down home Tour Texas, promoting activities in Crockett

16. ADJOURNMENT

With no more business to consider, meeting was adjourned at 7:06 P.M.

Wayne Mask, Mayor