

MINUTES OF THE CROCKETT CITY COUNCIL MEETING HELD ON THE 6<sup>th</sup> DAY OF SEPTEMBER 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 SPECIAL SESSION WITH THE FOLLOWING MEMBERS PRESENT: WAYNE MASK, DARIUS KITCHEN, ELOUISE WOOTEN, JACKIE JONES AND BILL HOLCOMB. CITY OFFICIALS PRESENT: CITY ADMINISTRATOR RONALD DUNCAN, CITY SECRETARY MITZI THOMPSON, POLICE CHIEF JIMMY FISHER AND FIRE CHIEF DARRELL DECKARD. COUNCIL MEMBER HALL NOT PRESENT

1. OPEN MEETING WITH INVOCATION AND PLEDGE

Mayor Mask opened the meeting. Council member Kitchen 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 15, 2005

Mayor Pro Tem Holcomb made a motion to approve the minutes of the August 15, 2005 Regular Meeting. Council member Jones seconded the motion. Motion passes 4-0.

4. REPORTS: MAYOR – Disaster Relief – Crockett has not been asked to serve as a shelter but there are several charities accepting donations to help with the victims of Hurricane Katrina. All drop off points will be at SHARE.

CITY ADMINISTRATOR – Renovations of Depot Museum will be starting soon, four Home Program homes are complete with the remaining five to be complete next week.

5. POLICE DEPARTMENT REPORT

Chief Fisher reported for the time period of August 15 thru September 5, 2005; 15 total manpower, 3 reserve manpower, 1,330 total manpower hours, 40 total reserve manpower hours, 275 total calls, 3 total accidents. A breakdown of the criminal reports is included in the packets. Chief Fisher announced that he has promoted Corporal Ben Gardner to Lieutenant.

A) NOMINATION/ELECTION OF PART TIME POLICE OFFICER

Mayor Pro Tem Holcomb made a motion to approve Paul Biscamp as a new part time police officer. Council member Kitchen seconded the motion. Motion passes 4-0.

6. FIRE DEPARTMENT REPORT

Fire Chief Deckard reported for the month of August the following: 16 total calls. A breakdown is included in the packets.

7. PUBLIC HEARING ON REQUEST FROM CAROLYN MCKNIGHT FOR A SPECIFIC USE PERMIT FOR A MOBILE HOME TO BE LOCATED AT 608 W. GOLIAD, ALL THAT CERTAIN LOT, TRACT OR PARCEL OF LAND BEING 3.01 ACRES OUT OF AND A PART OF THE FRANK JOHNSON SURVEY, A-46, CITY OF CROCKETT, HOUSTON COUNTY TEXAS

Mayor Mask opened the public hearing. Mayor Mask informed council that Planning & Zoning had approved this request. No Comments. Mayor Mask closed the public hearing.

8. CONSIDER REQUEST FROM CAROLYN MCKNIGHT FOR A SPECIFIC USE PERMIT FOR A MOBILE HOME TO BE LOCATED AT 608 W. GOLIAD, ALL THAT CERTAIN LOT, TRACT OR PARCEL OF LAND BEING 3.01 ACRES OUT OF AND A PART OF THE FRANK JOHNSON SURVEY, A-46, CITY OF CROCKETT, HOUSTON COUNTY TEXAS

Mayor Pro Tem Holcomb made a motion to approve the request from Carolyn McKnight for a specific use permit for a mobile home to be located at 608 W. Goliad. Council member Jones seconded the motion. Motion passes 4-0.

9. CONSIDER AND APPROVE RESOLUTION FOR AMENDMENTS TO FISCAL YEAR 2005 BUDGET

Mr. Duncan stated that these amendments cover a number of issues not included in the Fiscal Year 2005 Budget to include Special Projects and the law suit involving the previous administrator. Mayor Pro Tem Holcomb made a motion to approve the resolution for amendments to the Fiscal Year 2005 Budget. Council member Wooten seconded the motion. Motion passes 4-0.

10. CONSIDER AND APPROVE RESOLUTION AND AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF STATE RIGHT OF WAY FOR CHRISTMAS ON THE SQUARE

Mayor Pro Tem Holcomb made a motion to approve the resolution and agreement with the Texas Department of Transportation for the closure of State right of way for Christmas on the Square on November 19, 2005. Council member Wooten seconded the motion. Motion passes 4-0.

11. CONSIDER AND APPROVE BIDS ON THE FOLLOWING TAX TRUST PROPERTIES: SUIT #02-0003, .40 AC – SPRING STREET, CITY OF

CROCKETT; SUIT #02-0003, .22 AC PT NEOL 197 – SPRING STREET, CITY OF CROCKETT; SUIT #01-0104, E ½ OF BLK 13 – 1002 SPRING STREET, CITY OF CROCKETT; SUIT #02-0188, BLK 5 – 1009 SYCAMORE, CITY OF CROCKETT; SUIT #03-0023, BLK 5 – LOTS 9-10, CITY OF CROCKETT; SUIT #02-0154, BLK 5 – DUNBAR STREET, LOTS 6 & PT OF 7, CITY OF CROCKETT; SUIT #02-0268, .13 AC – SPRING STREET, CITY OF CROCKETT, HOUSTON COUNTY TEXAS

Mayor Pro Tem Holcomb made a motion to approve the bids on the following tax trust properties: Suit #02-0003, .40 AC – Spring Street, City of Crockett; Suit #02-0003, .22 AC PT Neol 197 – Spring Street, City of Crockett; Suit #01-0104, E ½ of BLK 13 – 1002 Spring Street, City of Crockett; Suit #02-0188, BLK 5 – 1009 Sycamore, City of Crockett; Suit #03-0023, BLK 5 – Lots 9-10, City of Crockett; Suit #02-0154, BLK 5 – Dunbar Street, Lots 6 & PT of 7, City of Crockett; Suit #02-0268, .13 AC – Spring Street. Council member Wooten seconded the motion. Motion passes 4-0.

12. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS ALTERING THE MAXIMUM SPEED LIMIT ON LOOP 304; PROVIDING A SEVERABILITY CLAUSE; CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Mayor Mask told council this will increase safety around the loop and is important to get these speed limits down. Council member Jones made a motion to approve an ordinance altering the speed limit on Loop 304. Council member Wooten seconded the motion. Motion passes 4-0.

13. CONSIDER AND APPROVE AN ORDINANCE WHICH SHALL CONSTITUTE AN INTERIM ORDER OF THE CITY COUNCIL OF THE CITY OF CROCKETT, TEXAS TO REQUIRE CENTERPOINT ENERGY ENTEX TO PUBLISH NOTICE OF ITS CHANGES IN RATES FOR A TYPICAL RESIDENTIAL CUSTOMER AND A TYPICAL COMMERCIAL CUSTOMER AND THE CHANGES IN SERVICE CHARGES IN A CONSPICUOUS MANNER; TO REQUIRE CENTERPOINT TO REFILE ITS STATEMENT OF INTENT UTILIZING A CURRENT HISTORIC TEST YEAR, ENDING MARCH 31, 2005 AND TO REQUIRE CENTERPOINT TO CONTACT THE CITY MANAGER ON THE DATE WHEN IT INTENDS TO REFILE ITS STATEMENT OF INTENT USING A CURRENT TEST YEAR AND WHEN CENTERPOINT INTENDS TO PUBLISH NOTICE CONSISTENT WITH THIS ORDINANCE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS RELATED TO CENTERPOINT'S STATEMENT OF INTENT; AND DECLARING AN EFFECTIVE DATE

Mr. Fred Carl, District Manager, told council that Centerpoint Energy followed all the rules and regulations required by the Railroad

Commission and that the company would ask for a direct hearing by the Commission on the matter. After discussion, Council member Kitchen made a motion to approve an ordinance which shall constitute an interim order of the City Council of the City of Crockett to require Centerpoint Energy Entex to publish notice of its changes in rates for a typical residential customer and a typical commercial customer and the changes in service charges in a conspicuous manner; to require Centerpoint to refile its statement of intent utilizing a current historic test year, ending March 31, 2005 and to require Centerpoint to contact the city manager on the date when it intends to refile its statement of intent using a current test year and when Centerpoint intends to publish notice consistent with this ordinance. Council member Jones seconded the motion. Motion passes 4-0.

14. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS AMENDING SECTION 15-6 OF THE CROCKETT CODE, INCREASING THE FEES FOR USE OF THE AGRICULTURE ARENA AND CIVIC CENTER, AND REQUIRING LIABILITY INSURANCE FOR USE OF THE FACILITIES; PROVIDING A SEVERABILITY CLAUSE, CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Mayor Pro Tem Holcomb made a motion to approve an ordinance of the City of Crockett amending Section 15-6 of the Crockett Code, increasing the fees for use of the agriculture arena and civic center, and requiring liability insurance for use of the facilities. Council member Kitchen seconded the motion. Motion passes 4-0.

15. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS, AMENDING SECTION 5-16 OF THE CROCKETT CODE, BY ADOPTING THE INTERNATIONAL BUILDING CODE FOR COMMERCIAL BUILDINGS AS NOW WRITTEN AND HEREAFTER AMENDED; AMENDING SECTION 5-40 OF THE CROCKETT CODE TO INCLUDE ENFORCEMENT OF THE INTERNATIONAL BUILDING CODE; AMENDING SECTION 5-41 OF THE CROCKETT CODE TO INCLUDE ENFORCEMENT OF THE INTERNATIONAL BUILDING CODE; PROVIDING A SEVERABILITY CLAUSE; CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Council member Wooten made a motion to approve an ordinance of the City of Crockett amending section 5-16 of the Crockett Code, by adopting the International Building Code for commercial buildings as now written and hereafter amended; amending section 5-40 of the Crockett Code to include enforcement of the International Building Code; amending section 5-41 of the Crockett Code to include

enforcement of the International Building Code. Mayor Pro Tem Holcomb seconded the motion. Motion passes 4-0.

16. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS AMENDING CHAPTER 19, UTILITIES, OF THE CROCKETT CODE; AMENDING SECTION 19-16 TO PROVIDE A \$30.00 SERVICE CHARGE FOR RETURNED CHECKS; AMENDING 19-37, INCREASING THE RATES FOR RESIDENTIAL AND COMMERCIAL WATER SERVICE, FOR WATER SERVICE OUTSIDE THE CITY LIMITS AND FOR BULK WATER SALES; AMENDING SECTION 19-40, DECREASING THE AMOUNT OF METER DEPOSITS FOR WATER AND SEWER SERVICE AND DELETING THE PROCESSING FEE WHEN APPLYING FOR A WATER METER; AMENDING SECTION 19-41, INCREASING THE CHARGE FOR TURNING ON NEW WATER SERVICE WHERE A WATER CONNECTION ALREADY EXISTS; AMENDING SECTION 19-46 TO INCREASE THE RATE FOR TEMPORARY WATER SERVICE AND FOR TURNING ON NEW SERVICE WHERE A WATER CONNECTION ALREADY EXISTS; AMENDING SECTION 19-58 TO INCREASE THE SEWER RATER OUTSIDE THE CITY LIMITS; CONTAINING A SEVERABILITY CLAUSE; CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Mayor Pro Tem Holcomb made a motion to approve an ordinance of the City of Crockett amending Chapter 19, utilities, of the Crockett Code; amending section 19-16 to provide a \$30.00 service charge for returned checks; amending 19-37, increasing the rates for residential and commercial water service, for water service outside the city limits and for bulk water sales; amending section 19-40, decreasing the amount of meter deposits for water and sewer service and deleting the processing fee when applying for a water meter; amending section 19-41, increasing the charge for turning on new water service where a water connection already exists; amending section 19-46 to increase the rate for temporary water service and for turning on new service where a water connection already exists; amending section 19-58 to increase the sewer rater outside the city limits. Council member Kitchen seconded the motion. Motion passes 4-0.

17. CONSIDER AND APPROVE AN ORDINANCE OF THE CITY OF CROCKETT, TEXAS AMENDING CHAPTER 10, GARBAGE AND TRASH, OF THE CROCKETT CODE; AMENDING SECTION 10-21, PROHIBITING GARBAGE BAGS OF A SIZE LARGER THAN SIXTY GALLONS; AMENDING SECTION 10-28, INCREASING THE RECONNECTION CHARGE FOR WATER SERVICE DISCONTINUED BECAUSE OF UNPAID GARBAGE SERVICE BILLS; AMENDING SECTION 10-29, INCREASING

THE RATES FOR RESIDENTIAL AND COMMERCIAL GARBAGE COLLECTION; AMENDING SECTION 10-30, INCREASING THE CHARGES FOR PICKUP SERVICE OF COMMERCIAL GARBAGE CONTAINERS; AMENDING SECTION 10-32, PROHIBITING GARBAGE COLLECTION BY PRIVATE COMMERCIAL COMPANIES WITHOUT APPROVAL OF THE CITY COUNCIL; DELETING ARTICLE III, CITY LANDFILL, SECTION 10-49; AMENDING SECTION 10-46, PROHIBITING THE DISPOSAL OF GARBAGE OTHER THAN THROUGH THE CITY OF CROCKETT SOLID WASTE DEPARTMENT; AMENDING SECTION 10-47, PROVIDING THAT ALL MATERIAL LOCATED AT THE CITY TRANSFER POINT IS THE PROPERTY OF THE CITY; AMENDING SECTION 10-48 TO SPECIFY PERSONS AUTHORIZED TO ENTER THE TRANSFER STATION/RECYCLING CENTER PROPERTY; DELETING ARTICLE IV, COMMERCIAL HAULERS; PROVIDING A SEVERABILITY CLAUSE; CONTAINING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Mayor Pro Tem Holcomb made a motion to approve an ordinance of the City of Crockett amending chapter 10, garbage and trash, of the Crockett Code; amending section 10-21, prohibiting garbage bags of a size larger than sixty gallons; amending section 10-28, increasing the reconnection charge for water service discontinued because of unpaid garbage service bills; amending section 10-29, increasing the rates for residential and commercial garbage collection; amending section 10-30, increasing the charges for pickup service of commercial garbage containers; amending section 10-32, prohibiting garbage collection by private commercial companies without approval of the city council; deleting Article III, City landfill, section 10-49; amending section 10-46, prohibiting the disposal of garbage other than through the City of Crockett Solid Waste Department; amending section 10-47, providing that all material located at the City transfer point is the property of the City; amending section 10-48 to specify persons authorized to enter the transfer station/recycling center property; deleting article IV, commercial haulers. Council member Kitchen seconded the motion. Motion passes 4-0.

18. PRESENTATION FROM MR. JEROLD LA BEAUX, TEXAS  
ARTS & ENTERTAINMENT

Mr. Jerold LaBeaux made a presentation to council regarding entertainment and Crockett business. Lack of knowledge regarding the city has left him without the information he needs. Crockett needs help to bring business to this town. Mayor Mask informed Mr. LaBeaux that the City would be happy to supply any information he

needed and appreciates any efforts put forth to bring more business to Crockett.

19. COMMENTS FROM AUDIENCE OR COUNCIL

Council member Kitchen – working on the situation on Overstreet Circle and Homewood Drive

20. ADJOURNMENT

With no more business to consider, meeting was adjourned at 7:21 P.M.

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Wayne Mask, Mayor

ATTEST:

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Mitzi Thompson, City Secretary