

HUMBLE CITY COUNCIL**MINUTES****REGULAR MEETING****JUNE 27, 2013 - 6:30 P.M.****HELD AT CITY HALL, 114 WEST HIGGINS, HUMBLE, TEXAS****MEMBERS PRESENT:**

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

EMPLOYEES PRESENT:

Director of Public Works Barry Brock
Finance Director Dixie Kellum
Chief Gary Outlaw
Captain Jay Wrobliske
Finance Director Aimee Phillips
Lieutenant Delbert Dawes
Risk Manager Teresa Ower

VISITORS PRESENT:

Juanita Steagall
Linda Aaron
Naomi Curry
James Baker
Kathy Baker
Barron Wallace
Norman Funderburk
Arless Bentley
Fran Morris

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

1. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Merle Aaron gave the invocation and Councilmember Allen Lee led the Pledge of Allegiance.

2. CURRENT INVOICES

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

Accounts Payable:

General Fund	\$ 174,917.51
W/S Operating Fund	44,650.28
Special Revenue Fund	1,599.32
Red Light Camera Fund	57,785.82
Beautification Committee Fund	<u>300.00</u>
	\$ 279,252.93

Purchase Cards - May

General Fund	\$ 72,903.09
W/S Operating Fund	35,673.78
Special Revenue Fund	2,226.48
Red Light Camera Fund	<u>3,436.36</u>
Total	\$ 114,239.71

Councilmember Lee moved to pay the Invoices.

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

Nays: None

Motion Carried.

3. ORDINANCE NO. 13-721 AUTHORIZING THE REDEMPTION PRIOR TO MATURITY OF OUTSTANDING CITY OF HUMBLE, TEXAS CERTIFICATES OF OBLIGATION, SERIES 1998

City Manager Darrell Boeske presented Ordinance No. 13-721 to the mayor and councilmembers and recommended approval.

ORDINANCE NO. 13-721

ORDINANCE AUTHORIZING THE REDEMPTION PRIOR TO MATURITY OF OUTSTANDING CITY OF HUMBLE, TEXAS CERTIFICATES OF OBLIGATION, SERIES 1998

THE STATE OF TEXAS §
COUNTY OF HARRIS §

WHEREAS, the City Council (the "City Council") of the City of Humble, Texas (the "City"), has heretofore issued its Certificates of Obligation, Series 1998 (the "Certificates") pursuant to an ordinance of the City, dated July 13, 1998 (the "Certificate Ordinance"); and

WHEREAS, pursuant to the Certificate Ordinance, the City has the right to redeem all or a portion of the Certificates in advance of their maturities; and

WHEREAS, the City desires to redeem the outstanding Certificates, as more specifically described in Section 3 herein (the "Redeemed Certificates") in advance of their maturities on August 5, 2013 (the "Redemption Date"); and

WHEREAS, the Certificate Ordinance authorizes the City to accomplish such redemption by depositing directly with The Bank of New York Mellon Trust Company, N. A., successor to

Chase Bank of Texas, National Association, the paying agent for the Certificates (the "Paying Agent/Registrar"), available funds of the City, in an amount sufficient to provide for the payment or redemption of the Redeemed Certificates on the Redemption Date; and

WHEREAS, upon the deposit of funds referred to above, the Redeemed Certificates shall no longer be regarded as being outstanding, except for the purpose of being paid pursuant to such deposit, and the pledges, liens, trust and all other covenants, provisions, terms and conditions of the Certificate of Ordinance shall be discharged, terminated and defeased; NOW, THEREFORE

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

1. Recitals. It is hereby found and determined that the matter and facts set out in the recitals to this ordinance are true and correct and incorporated herein for all purposes. All capitalized terms not otherwise defined in the recitals to this ordinance shall have the meaning set forth in the Certificate Ordinance.
2. Deposit with Paying Agent/Registrar. Available funds in the City in an amount sufficient to pay all principal of and interest on the Redeemed Certificates due on the Redemption Date and all costs incurred in the redemption of the Redeemed Certificates shall be deposited directly with the Paying Agent/Registrar on or before the Redemption Date.
3. Redemption Prior to Maturity of Redeemed Certificates. The City hereby calls the Certificates described below for redemption prior to maturity on the Redemption Date, at a price of par plus accrued interest to the Redemption Date, and authorizes and directs notice of such redemption to be given in accordance with the terms of the Certificate Ordinance:

<u>Maturity Date</u>	<u>Principal Amount</u>
3/1/2014	\$ 280,000
3/1/2015	\$ 290,000
3/1/2016	\$ 305,000
3/1/2017	\$ 315,000
3/1/2018	\$ 330,000
3/1/2019	\$ 340,000

4. Related Matters. To satisfy in a timely manner all of the City's obligations under this ordinance, the Mayor, the Director of Finance and all other appropriate officers and agents of the City are hereby authorized and directed to take all actions that are reasonably necessary to provide for the redemption of the Redeemed Certificates, including, without limitation, paying any fees or expenses required in connection with the redemption and executing and delivering on behalf of the City all certificates, consents, receipts, requests, and other documents as may be necessary to direct the application of funds of the City consistent with the provisions of this ordinance.
5. Bond Counsel. The City hereby approves the engagement of Bracewell & Giuliani LLP as bond counsel and authorizes the transfer of the City's files from the law firm of Vinson & Elkins L.L.P. to Bracewell & Giuliani LLP.

6. No Personal Liability. No recourse shall be had for payment of principal of or interest on any Certificates or for any claim based thereon against any member of the City Council or employee of the City.
7. Open Meeting. It is hereby officially found and determined that the meeting at which this ordinance was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.
8. Effective Date. This Ordinance shall take effect immediately upon its passage.

PASSED, APPROVED AND EFFECTIVE on this the 27th day of June, 2013.

Councilmember Aaron moved to approve Ordinance No. 13-721.

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

4. ORDINANCE NO. 13-720 AN ORDINANCE OF THE CITY OF HUMBLE, TEXAS, RENAMING PUBLIC EASEMENT NO. 1 TO WEST FERGUSON STREET; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

City Manager Boeske presented Ordinance No. 13-720 to the mayor and councilmembers and asked for approval.

ORDINANCE NO. 13-720

AN ORDINANCE OF THE CITY OF HUMBLE, TEXAS, RENAMING PUBLIC EASEMENT NO. 1 TO WEST FERGUSON STREET; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, the City Council hereby finds and determines that public convenience and necessity require the renaming of Public Easement No. 1 in its entirety to West Ferguson Street; now, therefore,

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

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The entire portion of Public Easement No. 1 is hereby renamed West Ferguson Street. The numerical portion of the addresses for such road shall remain unchanged.

Section 3. The Street Superintendent is hereby authorized and directed to provide for the timely installation of proper street signs in accordance with this Ordinance.

Section 4. All new official or unofficial maps prepared by or authorized by the City subsequent to the passage of this Ordinance shall bear the street designation contained in Section 2 of this Ordinance.

Section 5. The City Secretary is hereby authorized and directed to file this Ordinance in the real property records of Harris County, Texas, to notify those property owners having a mailing address on the street identified in Section 2 of this Ordinance of the name change, and to mail a copy of this Ordinance to the United States Post Office, City of Humble, Texas.

PASSED, APPROVED, AND ADOPTED this 27th day of June, 2013.

Councilmember Lee moved to approve Ordinance No. 13-720.

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

Nays: None

Motion Carried.

5. ORDINANCE NO. 13-722 CONSENTING TO THE ANNEXATION OF LAND BY INTERCONTINENTAL MUNICIPAL UTILITY DISTRICT

City Manager Boeske presented Ordinance No. 13-722 to the mayor and councilmembers for approval. He stated that this Ordinance is a formality necessary for the annexation and requested approval.

ORDINANCE NO. 13-722

AN ORDINANCE OF THE CITY OF HUMBLE, TEXAS, CONSENTING TO THE ADDITION OF LAND BY INTERCONTINENTAL MUNICIPAL UTILITY DISTRICT

WHEREAS, the City of Humble, Texas (the "City"), received a Petition for Consent to Include Additional Land in Intercontinental Municipal Utility District of Harris County relating to the addition of approximately 747.404 acres located within the City's corporate boundaries; and

WHEREAS, Section 54.016 of the Texas Water Code provides that Land within a city's corporate boundaries may not be included within a municipal utility district without such city's consent, NOW, THEREFORE,

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

Section 1. The City Council of the City hereby grants its written consent to the inclusion of approximately 747.404 acres into INTERCONTINENTAL MUNICIPAL UTILITY DISTRICT OF HARRIS COUNTY, as described and subject to the terms and conditions contained in Exhibit "A" attached hereto and incorporated herein for all purposes, and further subject to the consent conditions contained in Exhibit "B" attached hereto and incorporated herein for all purposes.

Section 2. It is hereby found, determined and declared that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meeting Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. City Council further ratifies, approves and confirms such written notice and the contents

posting hereof.

Section 3. This Ordinance shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED on this 27th day of June, 2013.

Mayor McMannes moved to adopt Ordinance No. 13-722.

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

6. **DEVELOPMENT PLAT OF DYNAMIC SPORTS NUTRITION, A SUBDIVISION OF 1.000 ACRE; LOCATED IN THE H. E. & W. T. R. R. CO. SURVEY ABSTRACT NO. 1046, CITY OF HUMBLE, HARRIS COUNTY, TEXAS BEING ALL OF RESERVE 2 OF THE PARTIAL REPLAT NO. 1 OF WILSON ROAD INDUSTRIAL COMPLEX - CLAPP PROPERTIES LLC**

City Manager Boeske informed the mayor and councilmembers that this agenda item would be deferred until the next meeting as the plat needs to include a detention pond.

7. **PROFESSIONAL SERVICES AGREEMENT - ALL HAZARDS PREPAREDNESS, PLANNING, CONSULTING & RECOVERY SERVICES (PRE-EVENT DEBRIS MONITORING) - SCIENCE APPLICATIONS INTERNATIONAL CORPORATION**

City Manager Boeske presented a professional services agreement with Science Applications International Corporation for all hazards preparedness, planning, consulting and recovery services. The services performed by Science Applications International Corporation are essential to the city when a disaster occurs to be eligible for FEMA funds. Councilmember Allan Steagall moved to approve agenda item # 7.

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

8. **APPOINT COUNCILMEMBERS ALLAN STEAGALL AND MERLE AARON TO OVERSEE BENDER HIGH SCHOOL BUILDING RENOVATIONS**

Mayor McMannes stated that the function of the named councilmembers - Merle Aaron and Allan Steagall - would be somewhat different that as worded in the agenda item. The councilmembers would meeting with the architect to assist in the process of hiring the general contractor for the renovations to the Bender High School and then would report back to the council. Mayor McMannes moved to appoint the two councilmembers to sit on the committee.

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

9. **MONTHLY DEPARTMENT REPORTS**

Mayor McMannes stated the reports would be for information.

10. CORRESPONDENCE: TEXAS MUNICIPAL LEAGUE

Mayor McMannes stated the correspondence was for information.


11. ADJOURNMENT

There being no further business to transpire, Mayor McMannes moved the meeting be adjourned and introduced former City Manager James Baker. Meeting Adjourned.



D. G. McMannes
Mayor

ATTEST:


Sue Daniel
City Manager