

REGULAR MEETING
MONDAY, JANUARY 13, 2014
7:00 p.m.

A Regular Meeting of the Anahuac City Council was held in the Council Chambers of Anahuac City Hall located at 501 Miller Street, Anahuac, Texas on Monday, January 13, 2014 at the above noted time.

There were present:

Cheryl Sanders	Mayor
Amanda Hornsby-Abshier	Aldерwoman
Hall Whitley	Alderman
Danny Thompson	Alderman
Richard Baker	City Attorney
Richard Ferguson	City Attorney
Deck Shaver	Interim City Administrator
Julie Harvill	City Secretary
Dan Irby	Public Works Director

Those not present:

Miguel Anderson	Mayor Pro Tem
Linda Palmer	Aldерwoman

Guests:

Monroe Kruezer	Citizen
Mel Kruger	Citizen
Diana Garza	Citizen

Regular Meeting

Mayor Sanders called the regular meeting to order at 7:10 p.m. Alderman Whitley led the invocation and Aldерwoman Hornsby-Abshier led the pledges.

Mayor Sanders moved to item 1 comments from the audience, Mayor Sanders asked City Secretary if anyone signed up to speak before council, City Secretary informed Mayor no one had signed up to speak.

Mayor Sanders moved to item 2 discussion and possible action on citizen's agenda request:

- a. Theresa W. Halfin – Asking for \$20.00 reconnect fee to be waived for Charm Beauty Shop for the November bill, citizen had retired and closed shop, will not be reconnecting the water at the location under her name. A motion to credit the \$20.00 fee was made by Alderman Thompson. The

motion was seconded by Alderman Whitley, all were in favor and the motion carried.

- b. Melvin Kruger – Asking for the late fees and reconnect fees on both his accounts be credited from his November bill. Mr. Kruger stated he brought his check to City Hall and either gave it to someone or left it on the window sill, however we do not show any record of receiving the check payment and the check has not cleared his bank. The credit on account number 00772 would be \$30.92, and the credit on account number 09112 would be \$23.01. A motion to credit both accounts was made by Alderman Thompson. The motion was seconded by Alderman Whitley, all were in favor and the motion carried.
- c. Lena Williams – Asking for and adjust off her sewer portion of her December bill due to a leak. The credit would be for \$353.19. A motion to credit the \$353.19 to her account was made by Alderman Thompson. The motion was seconded by Alderwoman Hornsby-Abshier, all were in favor and the motion carried.
- d. Alissa Swonke – Request to speak to council regarding the dogs running at large issue. Ms. Swonke informed council that as she ran in the City she saw and was being chased by many dogs. Ms. Swonke mention Davis Street was one of the worse streets and that she had pepper spray two dogs while running last week. Ms. Swonke wants the City Ordinances to be enforced and gave suggestions on ways to correct the problems to council.

Mayor Sanders moved to item 3 discussion and possible action on bookkeeper's report for October 2013, November 2013, and December 2013. City Secretary Harvill informed council that after further review of the bookkeeper reports there were still some questions and asked for them not be approved and placed back on the agenda for the February meeting. No action was taken.

Mayor Sanders moved to item 4 convene into closed session on the following:

- a. Pursuant to Open Meetings Act, Chapter 551, Section 551.071 of the Texas Government Code – Consultations with Attorney; regards pending/possible litigation.
- b. Pursuant to Section 551.074 of the Texas Government Code – Personnel Matters discussion and possible action on f City Administrator employment agreement with Deck Shaver.

A motion to go into closed session on the above referenced was made by Alderman Whitley at 7:35 p.m. The motion was seconded by Alderwoman Hornsby-Abshier, all were in favor and council convened into closed session at 7:35 p.m.

Council reconvened into open session at 8:42 p.m.

Mayor Sanders moved to item 5 reconvene into open session and take action, if necessary, on closed session items.

- a. No action was taken on this item
- b. A motion to hire Deck Shaver as the new City Administrator as of February 1, 2014 based on the proposed contract except with the changes - Council may reduce the authority of the City Administrator during the term of the contract, Council may not change the position or title during the term of the contract, Council may not reduce the salary during the term of the contract, benefits and raises of the City Administrator will not be tied to the employees in general during the term of the contract, and there will be an addition clause added in the case of removal, if the City Administrator is removed for any reason besides corruption, misconduct, or malfeasance in the office he will be paid 2 months' severance pay based on his current pay at the time plus any unused vacation time or personal time was made by Alderwoman Hornsby-Abshier. The motion was seconded by Alderman Thompson, all were in favor and the motion carried.

Mayor Sanders moves to item 6 discussion and possible action on hearing for Wayne Morris in regards to his manufactured home. Mr. Morris did not show up for the hearing, nor did Mr. Morris provide his site plan for his mobile home park. Code Enforcement Official Kerry Mobley informed council she had spoken with Mr. Morris and he wanted her to do the site plan for him she explained to him that all the information he needed was listed on the information she had already provided to him. She also informed council that the manufactured home should not even in Chambers County because it was only a zone 1, Chambers County requires a manufactured home to be a zone 2 at least and the City Ordinance requires all manufactured homes be a zone 3. City Attorney Richard Baker said he would look into the manufactured home being a zone 1. No action was taken on this item, discussion only.

Mayor Sanders moved back to item 7 discussion and possible action on election being held with the school district, and Chambers County, with the election take place at the county. No action was taken on this item it was informational only for Mayor and Alderperson's.

Mayor Sanders moved to item 8 discussion and possible action on the second reading of Ordinance No. 2013-12-01, An ordinance amending ordinance number 2006-09-06 setting the tapping fees/charges schedule. A motion to approve the ordinance was made by Alderman Whitley. The motion was

seconded by Alderwoman Hornsby-Abshier, all were in favor and the motion carried.

Mayor Sanders moved to item 9 discussion and possible action on Ordinance No. 2014-01-014, an ordinance readopting Chapter 130 General offenses regarding Curfew for minors. A motion to approve the ordinance was made by Alderman Thompson. The motion was seconded by Alderwoman Hornsby-Abshier, all were in favor and the motion carried.

Mayor Sanders moved to item 10 discussion and possible action on Ordinance No. 2014-01-02, an ordinance changing City Marshall to City Code Enforcement Officer in Chapter 94 Streets and Sidewalks of the City Ordinance Book. Council discussed to leave City Marshall in the ordinance and add City Code Enforcement Officer and asked that it be brought to the February meeting for more discussion. No action was taken on this item.

Mayor Sanders moved to item 11 discussion and possible action on closing our water meter project. Public Works Director Irby informed council that we were still having problems with the meters and read software that were installed in May. Mr. Irby suggested to council that we not pay the final payment until the meters and software were working the way they should and to our satisfaction. A motion to not make final payment until everything is working properly was made by Alderwoman Hornsby-Abshier. The motion was seconded by Alderman Whitley, all were in favor and the motion carried.

Mayor Sanders moved to item 12 discussion and possible action on replacing the water lines on Lee Street, South Kansas, and North Main. City Administrator Shaver and Public Works Director informed council that they were going to start looking at getting started on replacing the water lines due to the age of the water lines and the many water leaks the City continues to have. No action was taken on this item, information only.

Mayor Sanders moved to item 13 discussion and possible action on credit application for MDN Enterprises. A motion to approve the credit application was made by Alderman Whitley. The motion was seconded by Alderman Thompson, all were in favor and the motion carried.

Mayor Sanders moved to item 14 discussion and possible action on options for replacing equipment. City Administrator Shaver and Public Works Director Irby informed council that the back hoe was still down and that the City was in need of equipment, they will bring back quotes and options for lease purchase

equipment to the February meeting. No action taken, information purposes only.

Mayor Sanders moved to item 15 discussion and possible action on hiring a part time "B" operator.

Mayor Sanders moved to item 16 discussion and possible action on accounts payable. A motion to approve the accounts payable was made by Alderwoman Hornsby-Abshier. The motion was seconded by Alderman Thompson, all were in favor and the motion carried.

Mayor Sanders moved to item 17 discussion and possible action on approval of minutes from December 09, 2013. A motion to approve the minutes was made by Alderman Whitley. The motion was seconded by Alderman Thompson, all were in favor and the motion carried.

Mayor Sanders moved to item 18 discussion and possible action on department reports. City Administrator Shaver gave an update on the debt service accounts. No action was taken on this item, it was information purposes only.

With no further business needed to be brought before council, Mayor Sanders moved to item 19 and asked for a motion to adjourn. A motion to adjourn was made by Alderman Thompson. The motion was seconded by Alderwoman Hornsby-Abshier, all were in favor and the motion carried. The meeting was adjourned at 9:43 p.m.

**Cheryl Sanders, Mayor
City of Anahuac**

**Julie Harvill, City Secretary
City of Anahuac**