

REGULAR MEETING
MONDAY, NOVEMBER 09, 2015
6:30 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, November 09, 2015 at the above noted time.

There were present:

Cheryl Sanders	Mayor
Janice Jircik	Mayor Pro Tem
Danny Thompson	Alderman
Miguel Anderson	Alderman
Deidre Crews	Alderwoman
Charlie Henry	Alderman
Richard Ferguson	City Attorney
Richard Baker	City Attorney
Julie Harvill	City Secretary

Those not present:

Ken Bays	City Administrator
----------	--------------------

Guests:

Dayna Haynes	The Progress
Lane Bertrand	Citizen
JR Chipper Sherman	Citizen
Allen Head	Citizen
Ron Fletcher	Entergy
Michelle Alexander	Citizen
Dana Cain	Citizen
Charles Cain	Citizen
Tammy Hale	Citizen
Willis Cormier	Citizen
Monroe Kreuzer	Citizen
Jeff Scogin	Carroll & Blackman
David Baker	Public Management
Patty & Daniel Clark	Citizen
Irvin Cox	Citizen
Eugenia Heard	Citizen
Linda Parish	Citizen
Scott Wible	Citizen
Bill Stults	Citizen
Ira Echols	Citizen
Emerson Echols	Citizen

*Some guest names are not listed due to not being able to read them on the sign in sheet

Regular Meeting

Mayor Sanders called the regular meeting to order at 6:30 p.m. Alderman Henry led the invocation and Alderman Anderson led the pledges.

Mayor Sanders moved to item 1 comments from the audience, one citizen Monroe Kreuzer signed up to speak about the fire hydrants that are working in the City. He requested that the City do inspections and repair the fire hydrants, he talked about ISO and the ratings that the City would get which would cause citizen's insurance to go up. Mayor Sanders explained to Mr. Kreuzer that the City had just completed an inventory of the fire hydrants in the City and found that only 4 hydrants were not working and the staff was in the process of ordering parts to repair the hydrants.

Mayor Sanders moved to item 2 consideration and possible action on City Water Plant Project, City Sewer Projects, and related engineering matters, including but not limited to the following:

Jeff Scogin's with Carroll & Blackman gave an update on the progress of both projects. Mr. Scogin's stated that Contract A was about 46% complete and Contract B was about 52% complete.

- a. Pay Request #3 for Contract A in the amount of \$51,345.18
- b. Pay Request #3 for Contract B in the amount of \$194,697.50

A motion to approve pay request # 3 for Contract A in the amount of \$51,345.18 was made by Alderman Thompson. The motion was seconded by Alderwoman Crews, all were in favor and the motion carried.

A motion to approve pay request #4 for Contract B in the amount of \$194,697.50 was made by Alderman Thompson. The motion was seconded by Alderman Henry, all were in favor and the motion carried.

Mayor Sanders moved to item 3 consideration and possible action regarding the sale of the dirt from the current City projects. Jeff Scogin's with Carroll & Blackman informed Council he did not know how much dirt was available to sell, he informed Council that he had let the company doing the project for the Chamber-Liberty County Navigation District know about the dirt due to them maybe needing it for the levee project. No action was taken on this item.

Mayor Sanders moved to item 4 consideration and possible action on proposal from Public Management for update to Comprehensive Plan. David Baker with Public Management spoke with Council and presented the proposal of doing the plan would cost the City about \$40,000. Mayor said the City had requested funds from the AMDD to complete the Comprehensive Plan and the amount had been approved however Mayor nor Alderman Thompson also president of the AMDD was not sure of the amount that AMDD had approved

for the plan. A confirmed price needs to be determined from AMDD before the City goes forward. No action was taken.

Mayor Sanders moved to item 5 Remove item from table – Consider approval to place tabled item back on the agenda for consideration and possible action – Ordinance No. 2015-10-01 – **AN ORDINANCE ESTABLISHING MINIMUM SETBACKS FOR RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL DEVELOPMENT OTHER THAN MOBILE HOMES.** A motion to remove the item from the table was made by Alderman Anderson. The motion was seconded by Mayor Pro Tem Jircik, all were in favor and the motion carried.

Mayor Sanders moved to item 6 consideration and possible action on Ordinance No. 2015-10-01 – **AN ORDINANCE ESTABLISHING MINIMUM SETBACKS FOR RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL DEVELOPMENT OTHER THAN MOBILE HOMES.** Several citizens had signed up to speak on this agenda item. Mayor Sanders called the one citizen to speak.

Bobby Hall – Mr. Hall presented the City Council with the setbacks that the County had developed and he stated that even with the City adopted the ordinance it wouldn't be enforceable according to Local Government Code 214.132.

Chipper Sherman – Mr. Sherman stated he liked his rural city and did not want to be like Baytown or Houston

Charles Cain – Expressed his concerns to Council

Lane Bertrand – stated most his questions had already been heard

Allen Head – Expressed his concerns to Council

Patty Clark – Mrs. Clark stated that the City was taking her property away

Mayor Sanders moved to item 7 consideration and possible action citizen's agenda request:

- a. **Robert Smith (type-o on the agenda should have been Robert Hall)** – Request to speak Mayor/Council concerning the proposed Ordinance pertaining to setbacks. Citizen spoke under item 6
- b. **Patty Clark** – Request to speak Mayor/Council concerning the proposed Ordinance pertaining to setbacks. Citizen spoke under item 6

Mayor Sanders moved to item 8 consideration and possible action on Resolution No. 2015-11-01 – **A RESOLUTION AUTHORIZING THE CREATION OF THE GULF COAST REGIONAL 9-1-1 EMERGENCY COMMUNICATIONS DISTRICT.** Council wants more information before taking action. City Attorney Richard Baker will review, gather information and report back to City Council. No action taken.

Mayor Sanders moved to item 13 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; regarding pending/possible litigation.

A motion to convene into closed session was made by Alderman Thompson. The motion was seconded by Alderman Anderson, all were in favor and Council convened into closed session at 7:21 p.m.

Mayor Sanders moved to item 14 reconvene into open session and take action, if necessary, on closed session items. Council reconvened into open session at 7:46 p.m. with no action to take.

Mayor Sanders moved to item 9 consideration and possible action on policy regarding adjustments to water bills. A motion to rescind the previous policy of allowing staff to approve adjustments and having all request for adjustments to water bills due to leaks be brought before Council was made by Alderman Thompson. The motion was seconded by Alderman Anderson, all were in favor and the motion carried.

Mayor Sanders moved to item 10 consent agenda items:

- a. Bookkeeper's Report for October 2015,
- b. Accounts Payable,
- c. Minutes from October 13, 2015 meeting.

A motion to approve all consent agenda items was made by Alderman Anderson. The motion was seconded by Alderman Thompson, all were in favor and the motion carried.

Mayor Sanders moved to item 11 consideration and possible action on windstorm insurance. A motion for Alderman Henry to review the proposal and make changes was made by Alderman Thompson. The motion was seconded by Mayor Pro Tem Jircik, all were in favor and the motion carried.

Mayor Sanders moved to item 12 consideration and possible action on purchasing material for meter. A motion to approve the purchase of parts for the 4" meter and a 3/4" meter to hook to the 4" meter was made Alderman Anderson. The motion was seconded by Alderwoman Crews, all were in favor and the motion carried.

Mayor Sanders moved to item 7 consideration and possible action citizen's agenda request:

Sylvia Chavez – Request to speak to Mayor/Council to request an extension to install meter. Alderman Thompson made a motion to extend the deadline for

the new meter to be installed for 3 months until February 2016, with Ms. Chavez opening her new account on November 10, 2015 and paying the new deposit of \$245.00 plus the past due balance of \$104.28 from her old account, Ms. Chavez was also told she would have to pay the user fees of \$70.00 for those 3 months. The motion was seconded by all were in favor and the motion carried.

Mayor Sanders moved to item 15 consideration and possible action on department reports.

With no further business needed to be brought before Council, Mayor Sanders moved to item 16 and the meeting was adjourned at 8:17 p.m.

**Cheryl Sanders, Mayor
City of Anahuac**

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