

BEACH CITY COUNCIL

REGULAR MEETING MINUTES

The Beach City Council met for a Regular Meeting May 25th, 2010 at the Beach City Community Building. Those present were:

MAYOR: Billy Combs

MAYOR PRO TEM: Rita Standridge

ALDERMAN: Jackey Lasater
Doug. Walker

Ray Smith

Vaughn Bercaw

ATTORNEY: Daniel Jackson

CITY SECRETARY: Margaret Gainer

Mayor Persiani called the meeting to order at 7:07 P.M. Tuesday May 25th, 2010

- I. **Administer Oath of Office for recently elected Mayor and Alderman.**
City Attorney Daniel Jackson administered the Oath of Office to the incumbents Alderman Douglas Walker and Alderman Vaughn Bercaw. He then administered the Oath of Office to the newly elected Mayor, Billy Combs. Mayor Combs asked Mr. Charlie Flewellen to offer prayer. Mayor Combs then led the Pledge of Allegiant to the U. S. flag and the Texas Flag. Mayor Combs asked for a moment of silence in respect for Mr. "Hank" Gainer, a long time resident of Beach City. He died April 30th, 2010.

- II. **Review and consider resolution recognizing the service of Mayor Guido Persiani'**

Mayor Combs read Resolution No. 2010-1, a Resolution expressing the City's appreciation and gratitude to former Mayor Guido Persiani for his tireless and unselfish dedication and service to the City of Beach City.

MOTION made to accept Resolution No.2010 -1 and read.

MOTION: Walker

SECONDED: Smith

APPROVED: 5 - 0

- III. **Citizen Comments and recognition.**

Rusty Senac Congratulated Mayor Billy Combs on his winning the election. He also expressed his appreciation to Guido Persiani for his leadership as the past Mayor.

- IV. **Appoint Mayor Pro Tem.**

Alderman Standridge nominated Alderman Jackie Lasater as Mayor Pro Tem, seconded by Alderman Bercaw. No other nominations.

MOTION that nominations be closed..

MOTION: Standridge

SECONDED: Bercaw

APPROVED: 5 - 0

Question called.

APPROVED: 5 - 0

V. Review and consider approval of the Regular Meeting Minutes of April 27th 2010 and Special Called Meeting Minutes of May 17, 2010.

MOTION to approve the minutes April 27th, 2010 as written and amended.
MOTION: Standridge SECONDED: Smith APPROVED: 5 - 0
Discussion: Correct Item # III, Total Assets to read, \$602,553.01, Item III, third sentence – total revenues were \$5,816.61. Top of page – correct Vaughn Bercaw name.

Alderman Walker referred to Item V and said that he wanted more information added to the Motion. The minutes as taken from the recorder. MOTION made to accept the things that are State mandated as Mr. Lannou has explained. SECONDED: Lasater APPROVED: 5 – 0. MOTION #2 – That those things that are not State mandated, the Council would like to have data that shows the justification for the raise. Alderman Smith requested what it would be to an average user. Like a comparison from January 2009 to January 2010 on the average use. (To see what all this does to the average citizen.) SECONDED: Smith APPROVED: 5 – 0 Mr. Lannou was asked to come back to the next meeting with this information.

Minutes of May 17th. 2010 Called meeting to Canvass the returns of the May 8th, 2010 Election. Mayor Pro Tem called the meeting to order. Alderman present were Alderman Ray Smith and Jackey Lasater.

Election Results for Early Voting		May 8 th Election Day
Jackey Lasater	38	48 + 1 Provisional Vote
Billy Combs	30	62
Dennis	0	0

VI. Review and consider approval of the Statement of Revenues and Expenditures for 10 months ending April 30th 2010

A. TEXPOOL rate review

Council reviewed the Statement of Revenues and Expenditures prior to the meeting.

In looking over the Statement Alderman Walker noted that it looked like we would be over on salaries a little bit. The City Secretary said she would check and see if maybe some of the Election cost in Salaries was charged to Secretary's Salary. Mayor Combs stated that total assets are \$606,827.94.

B. CD rate/security review and update

Alderman Smith stated that there is a CD that matures on the 8th of June. Alderman Walker said we had set up a ladder of three years but the problem now is the rates are so low, we are rolling them over now at the minimum term of 6 Months.

MOTION made to accept the Statement of Revenues and Expenditures for 10 months ending April 30, 2010 and instruct the Mayor to roll over another six months, Prosperity Bank CD # 610010186 in the amount of \$96,275.55, maturing June 8th, 2010

MOTION: Smith SECONDED: Walker APPROVED: 5 - 0

VII. Review and consider approval of Revenues and Expenditures for current month

The Council reviewed the April Receipts' and proposed Expenditures prior to the Meeting.

Mayor Combs asked for comments. City Secretary said that Larry Conrad set the building up for the meeting tonight. He came in to set the building up because he didn't think anyone else was going to do it. Mrs. Gainer is requesting that he be paid the usual \$70.00 for tonight. He is interested in continuing to set the building up each month. Alderman Standridge asked about the fee for using the voting machines from the County. Mrs. Gainer said that we had paid that in the past two months, will look up for the next meeting.

MOTION made to accept the May 25th, 2010 expenditure authorization with an added line item, "Larry Conrad to clean up and set up City Hall for \$70.00 and that we leave him as the interim person to take "Hank" place until we discuss it six months later.

MOTION: Smith SECONDED: Walker APPROVED: 5 - 0

VIII. Review and act upon the Natural Gas Company rate adjustment.

Mr. Lannou was not present to present his request.

IX. Review and act upon CenterPoint Energy franchise payment calculation effective July 1, 2010.

Mayor Combs stated that we have received a letter for a proposed rate increase for CenterPoint Energy. It is his understanding that we do not have to act upon it and the increase will automatically go into effect as set forth in the letter. He asked Council if they were satisfied with the new rates. Past Mayor Senac gave some background information on handling utility rate increases. After discussing the subject among Council and Attorney Jackson a motion was made.

MOTION made ~~to request~~ to object to the CenterPoint rate increase and to request a person with documentation visit us at our next Council Meeting.

MOTION: Walker SECONDED: Lasater APPROVED: 5 - 0

X. Review Complaint Log and act upon items as required.

A. 10200 Ocean Dr. gray water

Mayor Combs said he forwarded an e-mail about the gray water complaint. That is the latest on that issue. It looks like they are dumping gray water into running water areas. Inspector Nalley will go out there and make a final inspection on it.

B. Lennie Lane water leak

Mayor Combs stated that he did not know about this except he was told it was a busted water pipe. He will check on it.

XI. Review and act upon Revision to Subdivision Ordinance No. 2006-2 to

comply with TCEQ requirements.

Attorney Jackson drafted an amendment to add to Ordinance No. 2006-2. This revision is page 33, a requirement for subdivisions with on-site facilities. This Ordinance gets us in compliance with TCEQ. This information will be added to any plat, that comes before Council for approval, and is to be signed by the Designated Representative.

MOTION made to accept Ordinance No. 2010 -1 as drafted.

MOTION: Smith

SECONDED: Lasater

APPROVED: 5 - 0

XII. Review and act upon Bay Ridge Subdivision water rate hearing request.

Mayor Combs as he recalls at the last meeting, City Council directed Attorney Jackson to draft a Resolution explaining that the City was requesting a rate hearing. Since that time it was determined and decided that the City does have a standing in Ordinance No. 92-1. Attorney Jackson stated that we hadn't given up jurisdiction, and according to law, original jurisdiction over rate making for utilities. After talking to several people and looking through previous ordinances he determined that the City still has its Original Jurisdiction. He actually found that we had set rates at one time for Bayridge Maintenance Co. It is his thought that these people should, in order to obtain a rate increase, be filing through us as apposed to TCEQ. He went on to say that we want to set those rates for our citizens. Council wants to have some control over its environment. Mrs. Patricia Davis reported that the last raise was December 1st, 2005 in the amount of \$35.00.

MOTION made to instruct Attorney Jackson to draft a letter to T & I Taylors, Inc. telling them that we do have jurisdiction and that they are in violation of the existing Ordinance and copy the letter to TCEQ.

MOTION: Standridge

SECONDED: Lasater

APPROVED: 5 - 0

XIII. Report on Floodplain Administration Activities

Former Mayor Persiani reported that he had met with Mr. Augustine, owner of the property at the drainage improvement site located at 11606 Cedar Gully Road. , May 24, 2010. Although Mr. Augustine has progressed EX-Mayor Persiani wrote a letter explaining the actions needed to meet current and future flood prevention drainage requirements as stated in Ordinance No. 2008-1 Flood Damage Prevention.

XIV. Schedule Work Session for FY2009/2010 Budget to take place before June 22, 2010 City Council meeting.

A Budget Work Session will be held Wednesday June 2nd, 2010 at 7:00 P.M.

MOTION made to set the Budget Work Session at the Beach City Community Building on Wednesday June 2nd, 2010 at 7:00 P.M.

MOTION: Standridge

SECONDED: Bercaw

APPROVED: 5 - 0

May 25, 2010

XV. Council Member Comments.

1. Alderman Standridge gave an American Flag to the City. It was decided that with the lighting in the parking lot that the City will fly the flags 24 hrs.- 7 days a week.
2. Mayor Combs said he has a couple of things he would like for Council to look into pretty soon. One is an emergency phone number. Another thing he would like to do is give some kind of recognition to "Hank" Gainer. Also for the financials next year we hope to get Quick Books up and running.
3. Alderman Lasater said he appreciated everyone's support during the election.

XVI. Adjourn

MOTION made to adjourn the meeting.

MOTION: Walker

SECONDED: Lasater

APPROVED: 5 - 0

ATTEST TO:

APPROVED BY:


Margaret Gainer
City Secretary


Billy Combs
Mayor