

Regular Meeting Minutes of the City Council of the City of Cumby

Tuesday, August 13<sup>th</sup>, 2019

Cumby City Hall

PRESENT:

Cody Talley          Doug Simmerman          Kristin Thompson

Betty McCarter      Julie Morris

- I. Mayor Cody Talley called the meeting to order at 6:30p.m.
- II. Invocation and Pledge of Allegiance

Invocation was led by Jim Moore of Cornerstone Baptist Church of Cumby and the pledge was recited by the mayor, Council, and Citizens in attendance.

- III. Announcements
  - A. Mayor Talley announced the Grand opening for Family Dollar to be held August 17, 2019. Ribbon Cutting will start at 8:00 a.m. and all other activities will start at 10:00 a.m.
  - B. Codi Reynolds gave update on the CBD 2019-2020 grant. The application scored very well and we are onto the next process which consists of 2 steps.

- IV. Citizens addressed the council.

- V. Reports
  - A. Police Department  
Paul Robertson submitted the Police Department report.
  - B. Maintenance Department  
The Mayor presented the maintenance report

- VI. A.) Approve minutes of July 23<sup>rd</sup>, 2019 Special Session  
Doug Simmerman motioned to approve the minutes and Betty McCarter seconded the motion. The motion passed 4-0.  
B.) Approve minutes of July 25<sup>th</sup>, 2019 Special Session  
Julie Morris motioned to approve the minutes and Kristin Thompson seconded the motion. The motion passed 4-0.  
C.) Approve minutes of July 29<sup>th</sup>, 2019 Special Session  
Betty McCarter motioned to approve the minutes and Julie Morris seconded the motion. The motion passed 4-0.

- VII. Consent Agenda

- A. Doug Simmerman motioned to approve minutes for January 8<sup>th</sup>, 2019 Regular Session. Betty McCarter seconded the motion. Motion passed 4-0
- B. Julie Morris motioned to approve minutes for January 21<sup>st</sup>, 2019 Special Session. Doug Simmerman seconded the motion. The motion passed 4-0.
- C. Julie Morris motioned to approve minutes for February 12<sup>th</sup>, 2019 Regular Session. Betty McCarter seconded the motion. The motion passed 4-0
- D. Julie motioned to Table the minutes from March 6<sup>th</sup>, 2019 Special Session until next council meeting. Kristin seconded the motion. The motion passed 4-0.
- E. Betty McCarter motioned to approve minutes for March 18<sup>th</sup>, 2019. Julie Morris seconded the motion. The motion passed 4-0
- F. Julie Morris motioned to approve minutes for April 9<sup>th</sup>, 2019 Regular Session. Doug Simmerman seconded the motion. The motion passed 4-0.
- G. Julie Morris motioned to approve minutes for April 22<sup>nd</sup>, 2019 Special Session. Doug Simmerman seconded the motion. The motion passed 4-0.
- H. Betty McCarter motioned to Table the minutes from May 13<sup>th</sup>, 2019 Special Session until next council meeting. Julie Morris seconded the motion. The motion passed 4-0.
- I. Julie Morris motioned to approve minutes for June 11<sup>th</sup>, 2019 Regular Session. Doug Simmerman seconded the motion. The motion passed 4-0.
- J. Julie Morris motioned to approve minutes for July 9<sup>th</sup>, 2019 Regular Session. Doug Simmerman seconded the motion. The motion passed 4-0.

VIII. Old Business

- A. Julie Morris motioned to Table discussion and consider possible action on City of Cumby Employee Manual until next council meeting after having time to evaluate the manual at the workshop on August 27<sup>th</sup>, 2019 at 6:00p.m. Doug Simmerman seconded the motion. The motion passed 4-0
- B. Discussion of Jailer Certification to work Hopkins county trustees.  
Certification requires 80 hours of training and is free through Hopkins County. The person taking the training does not have to be in law enforcement. The trainee has to be able to pass a background screening. It is recommended to have the public works supervisor take training since most of work by trustees would be done with the public works dept. Doug Simmerman suggest readdressing the issue once the City has an experienced maintenance supervisor on staff. No action was taken.
- C. Julie Morris motioned to Table the discussion and consider possible action on city assets and vehicles until next council meeting. Kristin Thompson seconded the motion. The motion passed 4-0.

IX. New Business

- A. Presentation by Hopkins County Emergency Management Coordinator Andy Endsley.  
Mr. Endsley addressed the council and citizens on regards to how the Emergency Management works for Hopkins County. He also spoke of grants available when a disaster has been declared. He stated that our VFD is not fully equipped to handle a

large catastrophe and that is where the Emergency Management comes in. City of Cumby is already using Hopkins County Emergency Management. This was just to get the City more involved with the way the system works and what is available. No action was taken.

- B. Presentation by Ark-Tex Council of Government Executive Director Chris Brown. He talked about all the grants and funding available through Homeland, Health and Human Services, as well Economic Development. He informed the council and citizens of the Brownsfield Grant that is to help with building demolition of structures with asbestos. No action was taken.
- C. Doug Simmerman motioned to approve the application for the CDBG Grant for roadwork. Betty McCarter seconded the motion. The motion passed 4-0.
- D. Casey Osborn with NetData addressed the council and citizens on NetData municipal court system. Doug Simmerman motioned to approve switching from Cardinal to NetData when the contract ends. Julie Morris seconded the motion. The Motion passed 4-0.
- E. Julie Morris motioned to approve removing memo from the city state fee account be removed. Betty McCarter seconded the motion. The Motion passed 4-0.
- F. Discussion of providing annual stipend to city workers of \$100.00 for purchase of work boots. No action was taken.
- G. Discussion of Code Enforcement Procedures. City of Cumby Police Chief Paul Robertson addressed the council and citizens. Ordinances are already in place and enforcement has begun. No action was taken.

X. Entered into Executive Session

The City Council of the City of Cumby entered into Executive Session (Closed Meeting) at 8:27 p.m. pursuant to the provisions of Chapter 551, Subchapter D, and Texas Government Code, to discuss the following:

- A. Section: 551.072 - to deliberate the purchase, exchange, lease, or value of real property.  
Section: 551.087- Deliberations regarding economic development negotiations – Development and annexation procedures
- B. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Marla Brimer
- C. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Codi Reynolds

- D. Section: 551.071 – consultation with Attorney - New ordinances for bank signers to include Codi Reynolds, Julie Morris, Monte Lackey, and Quanah Wright.
- E. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Edgar J. Garrett, Jr. as city attorney.

XI. Exited Executive Session

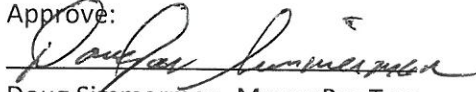
The City Council of the City of Cumby reconvened into Regular Session (Open Meeting) at 8:50 p.m. pursuant to the provisions of Chapter 551, Subchapter D, and Texas Government Code, to discuss the following:

- A. Section: 551.072 - to deliberate the purchase, exchange, lease, or value of real property.  
Section: 551.087- Deliberations regarding economic development negotiations – Development and annexation procedures  
Council wants to adopt a policy for annexation request at next meeting. No action was taken.
- B. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Marla Brimer  
Julie Morris motioned to ratify to remove Marla Brimer as City Secretary and contact for the city. Doug Simmerman seconded the motion. The motion passed 4-0.
- C. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Codi Reynolds  
Doug Simmerman motioned to appoint Codi Reynolds as City Secretary and contact as well as election officer. Julie Morris seconded the motion. The motion passed 4-0.
- D. Section: 551.071 – consultation with Attorney - New ordinances for bank signers to include Codi Reynolds, Julie Morris, Monte Lackey, and Quanah Wright.  
Betty presented the motion. Doug moved to amend the ordinance by striking out Monty Lackey. Cody Talley reread Motion and Julie Morris seconded the motion. The motion passed 4-0.
- E. Section: 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. – Edgar J. Garrett, Jr. as city attorney.

Doug Simmerman motioned to approve Resolution 01-08-19 appointing Edgar J. Garrett, Jr. as city attorney. Betty McCarter seconded the motion. The motion passed 4-0.

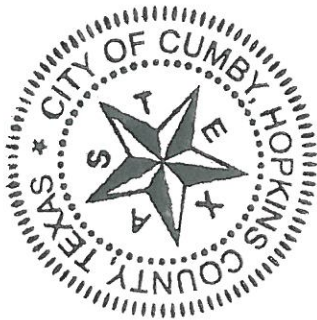
XII. Mayor Cody Talley adjourned the meeting at 8:57 p.m.

Approve:

  
Doug Simmerman, Mayor Pro Tem

Attest:

  
Codi Reynolds, City Secretary



Special Session Minutes of the City Council of City of Cumby

Tuesday August 27<sup>th</sup>, 2019

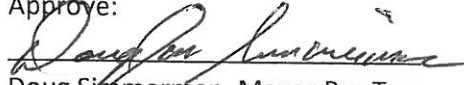
Cumby City Hall

PRESENT:

Doug Simmerman Monte Lackey Betty McCarter Julie Morris

- I. Mayor Pro Tem Doug Simmerman called the meeting to order at 6:00 p.m.  
Invocation and Pledge of Allegiance  
Invocation was led by Bill Jenkins and the pledge was recited by the Mayor, Council, and Citizens in attendance.
- II. Monte Lackey motioned to approve the resignation of Cody Talley, Mayor. Betty McCarter seconded the motion, the motion passed 3-0.
- III. Monte Lackey motioned to approve the resignation of Kristin Thompson, Alderman 2. Betty McCarter seconded the motion, the motion passed 3-0.
- IV. Discussion on Proposed Tax Rate for Fiscal year 2019-2020.  
The council discussed the report and adopting the tax rate for the fiscal year 2019-2020. Debbie Mitchell with Hopkins County Tax office spoke as to when the deadline is for adopting the new tax rate. The tax rate has to be adopted by September 30<sup>th</sup>, 2019. We are a small taxing unit and it is strictly up to our entity as to setting the rate. The City of Cumby will need to adopt the budget for fiscal year 2019-2020 before the tax rate can be adopted. The City CPA, Christopher Turner has agreed to help with the proposed budget for fiscal year 2019-2020. No action was taken at this time.
- V. Discussion on considering the proposed budget for fiscal year 2019-2020.  
Christopher Turner will be generating a proposed budget and the council will hold another meeting to adopt budget at a later date. No action was taken at this time.
- VI. Discussion of Employee Handbook.  
The employee handbook has some revisions to be made. The City Council is working with the City Attorney to draw up a new employee handbook. The new handbook will appear as an action item at the next regular scheduled meeting. No action was taken at this time.
- VII. Mayor Pro Tem Doug Simmerman adjourned the meeting at 6:38 p.m.

Approve:

  
Doug Simmerman, Mayor Pro Tem

Attest:

  
Codi Reynolds, City Secretary



RESOLUTION NO. 09-01-19

A RESOLUTION OF THE CITY OF CUMBY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE (DISASTER RELIEF FUND); AND AUTHORIZING (THE MAYOR, PRO TEM) TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, the City of Cumby desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

WHEREAS, it is necessary and in the best interests of City of Cumby to apply for funding under the Texas Community Development Block Program;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF CUMBY, TEXAS:

1. That a Texas Community Development Block Grant Program application for the (Disaster Relief Fund) is hereby authorized to be filed on behalf of the City of Cumby with the Texas Department of Agriculture.
2. That the City of Cumby's application be placed in competition for funding under the (e.g. Disaster Relief Fund).
3. That the application be for (\$82,500) of grant funds to provide (e.g. Debris Removal).
4. That the City Council directs and designates the Mayor Pro Tem as the City's Chief Executive Officer and Authorized Representatives to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Program.
5. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

Passed and approved this 10 day of September, 2019.



Doug Simmerman, Mayor Pro Tem

Cumby, Texas



Codi Reynolds, City Secretary

Cumby, Texas