

CITY OF BEVIL OAKS

MINUTES OF Special Urgent MEETING

January 28, 2010

Mayor Ford called the meeting to order at 6:00 p.m.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley, & Dave Tevis

Council Member Absent: Michelle Nelson

Staff Member Present: Norma Lucas, City Clerk

All in attendance said the Pledge of Allegiance. Invocation was given by Dr. Phil Holder.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. Councilman Grimes & Councilman Moseley expressed a conflict of interest and abstained from the discussion and voting on the Resolution for the acquisition of property for the new fire station.

Action Items:


Council approved a resolution of the City Council of the City of Bevil Oaks, Texas, Authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Rural Affairs for the 2008 supplemental disaster recovery fund; and authorizing the Mayor to act as the City's Executive Officer and authorizing Representative in all matters pertaining to the City's participation in the Community Development Program. Be it resolved by the City Council of the City of Bevil Oaks, Texas:

1. That a Texas Community Development Block Grant Program application for the 2008 Supplemental Disaster Recovery Application is hereby authorized to be filed on behalf of the City with the Texas Department of Rural Affairs.
2. That the City Council directs and designates the Mayor as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Program.
3. That it further be stated that the City of Bevil Oaks is committing \$10,000 from its general fund to acquire a site for the construction of a fire station.

City Council approved the adoption of a Resolution on the acquisition of property for the new Fire Station: M/M/2/C: Adams/Tevis (See Resolution at attachment 1). Councilman Grimes, Councilman Moseley & Mayor Ford abstained from discussion and voting on this resolution.

Motion to adjoin meeting at 6:20 P.M. M/M/2/C: Tevis/Adams


Rebecca M. Ford, Mayor


ATTEST: Jimmie L. Grimes, Mayor Pro-Tem

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF RURAL AFFAIRS FOR THE 2008 SUPPLEMENTAL DISASTER RECOVERY FUND; AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM.

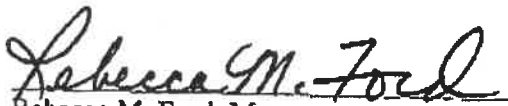
WHEREAS, the City Council of the City of Bevil Oaks desires to develop a viable urban community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income; and

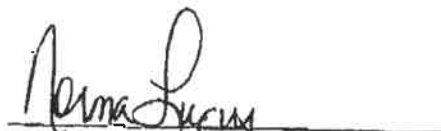
WHEREAS, the City's fire station failed to function adequately during Hurricane Ike; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS:.

1. That a Texas Community Development Block Grant Program application for the 2008 Supplemental Disaster Recovery Application is hereby authorized to be filed on behalf of the City with the Texas Department of Rural Affairs.
2. That the City Council directs and designates the Mayor as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Program.
3. That it further be stated that the City of Bevil Oaks is committing \$10,000 from its general fund to acquire a site for the construction of a fire station.

Passed and approved this 28th day of January, 2010.


Rebecca M. Ford, Mayor


Norma Lucas, City Secretary

ATCH 1

CITY OF BEVIL OAKS
MINUTES OF REGULAR MEETING

February 16, 2010

Mayor Ford called the meeting to order at 7:00 p.m.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley, & Michelle Nelson, Dave Tevis

Staff Members Present: Ray Crader, Marshal & John Jannise, Deputy Marshal

Staff Members Absent: Norma Lucus, City Clerk, Leave,

All in attendance said the Pledge of Allegiance. Mr. Bledsoe gave invocation

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Fire District Presentation: None

Citizen's Comments:

None

Minutes of the Meeting: Council reviewed Minutes of Regular Meeting of January 19, 2010 and Minutes of Special Urgent Meeting of January 28, 2010. See Attachments 1 and 2. M/M/2/C as written: Grimes/Moseley

Financial Report: Given by Councilperson Adams. See Attachment 3. M/M/2/C as Reported: Grimes/Crane

Marshal's Report: Given by Deputy Marshal Jannise.

Court Report: None. No action in the Court.

Building/Demolition Permits: None. Mayor Ford reported that our building permit program is going to result in the City being given a rating by the Insurance Service Office that will result in better rate for homeowners insurance aside from flood rates.

Discussion Items:

- Renewal of Vautrot Mobile Home Park permit for the year 2010.

Action Items:

- Council approved Mobile Home park permit for Vautrot Mobile Home Park for the Year 2010. M/M/2/C: Adams/Crane

Committee Reports:

Building & Grounds:

Community Development: Councilman Grimes announced that the citywide garage sale is scheduled for Saturday, April 25, 2010. It was also announced that the annual garage sale will be held each year on the 4th Saturday in April.

Roads & Drainage: None

Meeting adjourned 8:30 P.M. M/M/2/C: Nelson/Grimes



Rebecca M. Ford, Mayor



ATTEST: Michelle M. Nelson, Secretary

CITY OF BEVIL OAKS
MINUTES OF Special Urgent Meeting
February 26, 2010

Mayor Ford called the meeting to order at 6:08 p.m.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie Grimes, and Michelle Nelson

Council Member Absent: Rusty Moseley, Dave Tevis

Staff Members Present: Norma Lucas

Mayor Ford gave the Invocation.

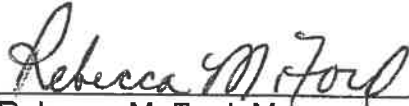
Discussion Item:

- Council reviewed the Resolution for Urgent need for the use of Texas Community Development Block Grant Hurricane Ike 2008 Supplemental Disaster Recovery Funds.

Action Item:

- Council approved the Resolution for Urgent need for the use of Texas Community Development Block Grant Hurricane Ike 2008 Supplemental Disaster Recovery Funds.
M/M/2/C: Grimes/Nelson

Motion made to adjourned meeting at 6:13 P.M. M/M/2/C: Grimes/Adams


Rebecca M. Ford, Mayor


ATTEST: Michelle Nelson, Councilwoman

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS, DECLARING AN URGENT NEED FOR THE USE OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT HURRICANE IKE 2008 SUPPLEMENTAL DISASTER RECOVERY FUNDS AS ADMINISTERED BY THE OFFICE OF RURAL COMMUNITY AFFAIRS; AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE 2008 SUPPLEMENTAL DISASTER RECOVERY FUND PROGRAM.

WHEREAS, the City Council of the City of Bevil Oaks desires to maintain a viable urban community, including decent housing and a suitable living environment and maintaining economic opportunities, principally for persons of low/moderate income; and

WHEREAS, the City suffered a disaster from the wind and water forces perpetrated by Hurricane Ike, which damaged houses, businesses, water and sewer systems, roads, bridges and other public infrastructure; and

WHEREAS, it is necessary and in the best interests of the City of Bevil Oaks to apply for funding under the Texas Community Development Block Grant Hurricane Ike 2008 Supplemental Disaster Recovery Program.


NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEVIL OAKS, TEXAS:.

1. That an urgent need be declared for financial assistance to construct and/or reconstruct housing and infrastructure, which was damaged and/or failed to function during and after Hurricane Ike in Exhibits A and B attached to this resolution.
2. That the City Council directs and designates the Mayor as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with these funds and the City's participation in the Texas Community Development Block Grant Hurricane Ike 2008 Supplemental Disaster Recovery Program.

Passed and approved this 26th day of February, 2010.



Rebecca Ford, Mayor


Norma Lucas, City Secretary

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Exhibit A

The City of Bevil Oaks had the following serious conditions requiring assistance during and after Hurricane Ike:

- Damage to all of the roads in the City.
- Damage and failure to function in the drainage system.
- Failure to function at the fire station due to inadequate space.

Exhibit B

**URGENT NEED
NATIONAL OBJECTIVE FORM
SUPPLEMENT to DR APPLICATION for FUNDING**

Grant Number: _____ Recipient: City of Bevil Oaks

Service Area # & Project Name: City of Bevil Oaks Non Housing Activities

To comply with the national objective of meeting community development needs having a particular urgency, an activity must be designed to alleviate existing conditions which the local government certifies and state determines (1) pose a serious and immediate threat to the health or welfare of the community, (2) or recent origin or recently became urgent, (3) the grant recipient is unable to finance the activity on its own, and (4) other sources of funding are not available to carry out the activity. A condition will generally be considered to be of recent origin if it developed or became critical within 18 months preceding the state grant recipient certification. **Please refer to 24 CFR 570.483(d), See the HUD Guide to National Objectives and Eligible Activities for State CDBG Program for further information.**

1. The local government must certify and provide documentation that the activity to be conducted under the urgent need national objective meets all of the following:
- Poses a serious and immediate threat to the health or welfare of the community.
 - Is of recent origin or recently became urgent (i.e., local government must have identified it as an urgent need during or immediately following the disaster).
 - The local government is unable to finance the activity on its own.
 - No other sources are funding are available to carry out the activity.

2. Enter the date that the need was identified as urgent: September 15, 2009

3. Enter the name and title of the individual who made the determination that the conditions were urgent: Rebecca Ford, Mayor

4. Describe the location where the urgent conditions existed (i.e., city, county, streets, service area, etc.):

The urgent conditions exist throughout the City of Bevil Oaks, particularly:

- Damage to all of the roads in the City,
- Damage and failure to function in the drainage system,
- Failure to function at the fire station due to inadequate space.

where all of the aforementioned facilities failed to function during and/or after Hurricane Ike.

5. Describe the nature and degree of seriousness of the conditions requiring assistance, including persons or neighborhoods affected by the conditions:

The City of Bevil Oaks had the following serious conditions requiring assistance during and after Hurricane Ike:

- Damage to the roads caused by debris hauling trucks after the Hurricane,
- Damage to the drainage system by debris hauling trucks after the Hurricane and failure to function of the drainage system during the Hurricane by not carrying adequate water away from the roads,
- Not enough space for firefighters and firefighting equipment at the fire station during and after the Hurricane.
- Residents whose homes were struck by falling trees were without shelter for several months; three (3) residences required demolition; four (4) residences are still not repaired due to lack of sufficient insurance coverage or inability to obtain settlement with insurance companies. All residents suffered personal property losses due to power failure that lasted almost three (3) weeks and, two (2) deaths were attributed to the storm and its after effects.

6. Describe the timing or the development of the conditions:

These conditions developed during and immediately after Hurricane Ike.

7. Describe how the activity to be funded by CDBG will alleviate the urgent condition:

The city plans to:

- Repair and reconstruct roads damaged after the Hurricane,
- Rebuild the drainage system so that damage is repaired and the system will function properly,
- Build a new fire station that has adequate space.

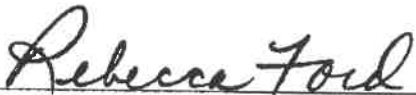
8. Indicate why there are no other resources available to address the need (i.e., does not qualify for FEMA assistance, not covered by insurance, etc.):

These particular activities did not qualify for FEMA assistance and were not covered by insurance policies.

9. List the documentation that the local government can provide to show that the conditions are urgent (i.e., resolution of the local governing body, photographs of conditions, notice from Health Department or other agency, code enforcement documentation, resolution of the local governing body acknowledging the threat to the community, etc.). Return this form along with copies of the documentation to the Department.

Attached resolution.

By signing below, I certify that the activities funded under the Urgent Need national objective meet the criteria stated in number 1. above:



Signature of Chief Elected Official



Date

Rebecca Ford

Printed Name of Elected Official

Mayor

Title

CITY OF BEVIL OAKS
MINUTES OF REGULAR MEETING

March 16, 2010

Mayor Ford called the meeting to order at 7:10 p.m.

Council Members Present: Cathy Crane, Jimmie L. Grimes, & Michelle Nelson,

Council Members Absent: Sherry Adams, Rusty Moseley, & Dave Tevis

Staff Members Present: Ray Crader, Marshal & Norma Lucus, City Clerk

Staff Members Absent: John Jannise, Deputy Marshal

All in attendance said the Pledge of Allegiance. Mayor Ford gave the invocation.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Mr. Charles Reed, CPA presented his findings on the 2009 Audit results. City finances are in excellent condition. All records were found to be in order, and he offered no need for procedural changes. He provided an overview of the Audit, and provided a copy to City Officials. See Attachment 1.

Council reviewed 2009 Audit. M/M/2/C as presented: Crane/Grimes

Fire District Presentation: Chief Gonzales expressed the need of more volunteers to man the Volunteer Fire Department. Numbers are very low and may need to hire someone full time during the day. To hire someone, taxes would have to be raised. He is trying to educate the Citizens on the needs of the Fire Department. The problem has to be fixed. The Fire Department provides service to a 32 square mile area of Jefferson County. If 911 is called, the Jefferson County Sheriff's Department tone the Bevil Oaks Fire Department. If no one responds to the tone call, it means there is no one on duty and the Fire station is unmanned. He would like this information to be included in the City's Newsletter.

Citizen's Comments:

Mr. Bud Merendino informed the citizens that the Bevil Oaks Municipal Water District has a \$440,000 loan for an upgrade to sewer plant. He feels that this loan will be passed on the water district customers in the form of a price increase in the amount of about \$10.00.

Minutes of the Meeting: Council reviewed Minutes of Regular Meeting of February 16, 2010. See Attachment 2. M/M/2/C as written: Grimes/Nelson

Financial Report: Given by Mayor Ford. See Attachment 3. M/M/2/C as reported: Grimes/Crane

Marshal's Report: Given by Marshal Crader. See Attachment 4. M/M/2/C: Nelson/Crane

Court Report: None. No action in the Court.

Building/Demolition Permits: 3 were preapproved by Building Inspector Behrens.

Discussion Items/Action Items:

The following were discussed and action taken to:

- Approved Certification of Unopposed Candidates by City Clerk. M/M/2/C Grimes/Nelson
- Approved cancellation of May 8, 2010 General Election for City Council for Wards 1, 2, & 3 as unopposed. M/M/2/C Grimes/Nelson
- Approved the Certification of May 8, 2010 election of unopposed candidates for City Council: Councilwoman Cathy Crane, Ward 1, Don Smith for Councilman Ward 2, and Councilwoman Adams, Ward 3. Each Councilperson will serve a two year term in office. M/M/2/C: Grimes/Nelson
- Approved Resolution to cancel May 8, 2010 General Election. M/M/2/C Grimes/Nelson
- Approved the date for a public hearing on the need to continue, modify or abolish Curfew Ordinance #204. The date chosen for the public hearing is April 20, 2010 at the beginning of the regularly scheduled Council meeting. M/M/2/C: Crane/Grimes

Committee Reports:

Building & Grounds: None

Community Development: Councilman Grimes announced that a meeting is scheduled for March 23rd at 6:00 P.M. to plan the 4th of July celebration. Yard of the Month is scheduled for May. He will also research the cost, etc. for installing a basketball court at the rear of the Civic Center land.

Roads & Drainage: Mayor Ford stated that the grant contract will also contain road money. River Road will be the first road to be repaired. Extra money to raise the bridge may have to be used.

Meeting adjourned at 8:10 P.M. M/M/2/C: Nelson/Grimes


Rebecca M. Ford, Mayor


ATTEST: Michelle M. Nelson, Secretary

CITY OF BEVIL OAKS
MINUTES OF REGULAR MEETING

April 20, 2010

Mayor Ford called the meeting to order at 7:00 p.m.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley, & Dave Tevis

Council Members Absent: Michelle Nelson

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal & Norma Lucas, City Clerk

All in attendance said the Pledge of Allegiance. Deputy Marshal Jannise gave the invocation.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Public Hearing on Ordinance #204 (Curfew): The Council reviewed the Ordinance, and Mayor Ford asked if there were any comments on the curfew ordinance. Comments follow under Citizen's Comments on Agenda Items.

Citizen's Comments on Agenda Items:

Mr. Larry Landry, Mr. George Bryant, Mr. Ed Milam and Mrs. Jane Hebert, all expressed their support of Curfew Ordinance #204, and request that the curfew be continued.

Minutes of the Meeting: Council reviewed Minutes of Special Urgent Meeting of February 26, 2010, and Minutes of Regular Meeting of March 16, 2010. See Attachments 1 & 2. M/M/2/C as written: Grimes/Crane

Financial Report: Given by Councilwoman Adams. See Attachment 3. M/M/2/C as reported: Moseley/Tevis

Marshal's Report: Given by Marshal Crader. See Attachment 4. M/M/2/C: Adams/Grimes

Court Report: None. No action in the Court.

Building Permits: 6 were preapproved by Building Inspector Behrens.

Discussion Items/Action Items:

Council reviewed curfew Ordinance #204 to discuss the need to continue, modify or abolish the curfew. After discussion, and input from Citizens, the Council voted to continue Ordinance #204 as is. M/M/2/C: Adams/Crane

Council discussed and approved the IESI request for a rate increase from \$13.80 to \$14.21 per month effective July 1, 2010. (A 41 cent increase). See Atch 5. M/M/2/C: Tevis/Crane

Council reviewed and adopted Ordinance #226, Entergy credit to customers' bills over a four month period from May through August 2010. See Atch 6. M/M/2/C: Adams/Crane

Committee Reports:

Building & Grounds: None

Community Development: Councilman Grimes reported the 4th of July celebration plans are in the works. 4th of July T-Shirts are for sale. Garage sale is scheduled for April 24th, and will be held the following Saturday if weather is bad. Yard of the Month is scheduled for the month of May. He also researched the cost, etc. for installing a basketball court at the rear of the Civic Center. The approximate cost for the slab alone is \$2,500 to \$3,000.

Roads & Drainage: Mayor Ford stated that the grant contract was received from the Texas Office of Rural Affairs, and was signed and returned to them for processing. Grant funds are for Roads and a new Fire Station.

Meeting adjourned at 7:50 P.M. M/M/2/C: Crane/Moseley


Rebecca M. Ford, Mayor


ATTEST: Jimmie L. Grimes, Mayor Pro-Tem

CITY OF BEVIL OAKS
MINUTES OF REGULAR MEETING

May 18, 2010

Mayor Ford called the meeting to order at 7:00 P.M.

All in attendance said the Pledge of Allegiance. Mr. Zane Bledsoe gave the invocation.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Don Smith

Council Members Absent: Rusty Moseley & Dave Tevis

Staff Members Present: John Jannise, Deputy Marshal & Norma Lucus, City Clerk

Staff Member Present: Ray Crader, Marshal

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Fire District Presentation: Fire Chief Chris Gonzales provided the following information:

- A burn ban is in effect, called for by Jefferson County. Potential for fire in the area is high. He expressed concerns about the lack of manpower for the Fire Department, not enough to support the 32 square miles in the event of a large fire. They may not be able to respond to 911 calls. Chief Gonzales said the County will not fix the problem, we've got to fix it. He addressed three ways to fix the problem:

1. More volunteers
2. Pay people for 10 hours a day, 7 days a week (raise taxes to hire)
3. Accept the risk and do nothing. (Not something he wants to do)

Pre-Oath of Office taken by Sherry Adams, Cathy Crane & Don Smith.

Oath of Office for City Council administered to Cathy Crane, Ward 1, Don Smith, Ward 2, and Sherry Adams, Ward 3. Term of service is for two years, May 2010 to May 2012.

Tabled: Restore Council's Treasury position & elect Council Officers.

Citizen's Comments on Agenda Items:

Mr. Tohme commented on the City's plan to take control of BOMUD. In his opinion the City's roads are in poor condition and the City will not be able to operate without BOMUD employees. The City should not abolish BOMUD without the Citizens input.

Mr. Merendino commented about the BOMUD Sewer Plant. Stated Mr. Tohme never built a Sewer Plant in the United States.

Minutes of the Meeting: Council reviewed Minutes of Regular Meeting of April 20, 2010, See Attachment 1. M/M/2/C as corrected: Grimes/Crane

Financial Report: Given by Councilwoman Crane. See Attachment 2. M/M/2/C as reported: Adams/Smith

Marshal's Report: Verbal report given by Deputy Marshal Jannise. Domestic calls, small fires, and juvenile problems. Shots reported being fired on River Road.
M/M/2/C: Crane/Adams

Court Report: None. No action in the Court.

Building Permits: 3 were preapproved by Building Inspector Behrens.

Discussion Items/Action Items:

A Resolution authorizing Signators on State of Texas Documents for requesting grant funds signed. M/M/2/C: Grimes/Smith

Councilpersons discussed considering an ordinance to abolish BOMUD. Requested by Citizens of Bevil Oaks. Management of water and sewer will continue to be maintained to save money. The two entities should work together for good of the community. The next step is a public hearing. Recommended a Public Hearing be held May 25, 2010 at 7:00 P.M. M/M/2/C: Grimes/Smith

M/M/2/C: Tevis/Crane

M/M/2/C: Adams/Crane


Committee Reports:

Building & Grounds: None

Community Development: Councilman Grimes reported the 4th of July celebration plans are in the works. 4th of July T-Shirts are for sale.

Roads & Drainage: None

Meeting adjourned at 8:33 P.M. M/M/2/C: Smith/Grimes



Rebecca M. Ford, Mayor


ATTEST: Jimmie L. Grimes, Mayor Pro-Tem

CITY OF BEVIL OAKS

Minutes of Special Meeting & Public Hearing

May 25, 2010

Mayor Ford called the meeting to order at 6:45 p.m.

Council Members Present: Sherry Adams, Jimmie L. Grimes, Rusty Moseley, Don Smith, & Dave Tevis

Council Members Absent: Cathy Crane

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal & Norma Lucas, City Clerk

All in attendance said the Pledge of Allegiance.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Council restored Treasurer's Position: M/M/2/C: Moseley/Adams

Elected Council Officers:

Nominated and Elected as:

Mayor Pro-Tem: Meekie D. "Rusty" Moseley, M/M/2/C: Adams/Tevis

Secretary: Sherry Adams, M/M/2/C: Smith/Grimes

Treasurer: Cathy Crane, M/M/2/C: Adams/Moseley

Mayor would like Committee leaders to remain the same.

Tabled: Discussion/Action on a Lease Agreement with the Jefferson County Emergency Services District (JCESD) for a new Fire Station: M/M/2/C: Moseley/Tevis

6:53 P.M. Recess called by Mayor Ford

7:00 P.M. Meeting called to order for Public Hearing concerning the future relationship between the City of Bevil Oaks and the Bevil Oaks Municipal Utility District (BOMUD).

Invocation given by Mr. Zane Bledsoe.

Mayor Ford introduced the BOMUD Board of Directors in attendance: Gary Stevenson, Larry Landry, George Bryant, Wayne Brockette, and Wayne Padgett.

Mayor Ford invited and introduced the Texas Commission on Environmental Quality (TCEQ) representatives to provide a historical overview of the issues and compliance concerns of the BOMUD. Ron Hebert, Charlie Adams, & Chris Vidrine. Highlight of their overview provided the following information:

- TCEQ has an agreement with BOMUD.

- 2006 Exceeded flow once.
- 2007 Filed for an exception.
- Main issue was Influx & Infiltration (I & I) water getting into sewer, causing violation in flow. Unrepeated violations. Enforcement case was dropped.
- In December 2008 more I & I and other minor problems.
- Plant is meeting permit requirement at this time, except for the I & I issues. Collection system is old but is in average condition for the age and is comparable to other utility district plants.
- No outstanding violations.
- The 75-90 rule applies. A point to overload the flow. If overflow is exceeded for three months, a violation occurs and must submit a plan or apply for an exception as long as not exceeding I & I.
- TCEQ doesn't support building a plant in excess of need.
- Recommend dealing with the problem, and not throwing money at the problem.
- Solving then I & I problem is costly.
- Mayor Ford thanked the TCEQ representatives for their overview, and she addressed some of the issues of concern, and provided some ideas on the future of combining resources:
 - The City has no desire to take BOMUD's money
 - City Council can't run BOMUD is not a true statement, as other Cities currently manage their water department.
 - The decision to bring this to the City is a business decision. The City has more problems aside from BOMUD. The Fire department is faced with finding funding to hire support staff to man the Fire Department, as there are not enough volunteers.
 - The Sewer System is old, and has I & I problems, feels the solution to the problem can be corrected for less than 3 million dollars.
 - Combine resources to become more self sufficient. On the surface without major changes we can save over \$20,000 a year. Combine office staff for savings and more efficiency, as each would be cross-trained to support each other, and combining insurance for a savings. This is a small saving and not the real issue – funding that City can contribute to BOMUD without affecting our budget is the issue.


Mayor Ford explained the main purpose of this public hearing is to have a straw poll to see how the people feel about this issue of the City taking over BOMUD. The question posed was "Do you want to leave things as is or change?" Mayor Ford opened the floor for questions and/or comments.


-- Councilman Grimes asked Mr. Stevenson how he felt about the City's efforts to take over BOMUD. Mr. Stevenson stated that he has been on the BOMUD Board of Directors for 14 years, and disagree with the City's decision.

- Mrs. Colleen Grimes believes the change will save money, things will get done in an economical way. Take a look without emotions. She supports Mayor Ford.
- Mayor Ford asked show of hand to take decision to a vote.
- Mr. Bud Merendino asked "how did the BOMUD Board let the sewer plant get in this condition?"
- Mr. Stevenson stated that he is not speaking for the Board.
- Councilwoman Adams asked if anyone has seen a petition on the BOMUD issue.
- Mr. Livingston can't hear speakers.
- Dr. Tohme questioned the costs of Accountants and Attorneys fees. Mayor Ford stated that the functions would be combined at a lower cost.
- Mr. Franks stated that there is no basis for the City taking over BOMUD, as they are Incompetent to do the job. He is a friend of Dr. Tohme, and do not support the City's plan to take over BOMUD.
- Councilman Smith stated that the plan comes down to efficiency.
- Mr. Bryant stated that BOMUD is working to get a plant. Need to keep it going until a decision is made. Need to make a decision tonight if the City wants to take it over. We need a sewer plant.
- Mr. Fruge asked if grants funds are available. He supports the City's plan.
- Mr. Bledsoe stated that the target is to get the best money for the job.

Mayor asked for a show of hands for or against the City's plan to take over the BOMUD.
The majority show of hands supported the City.

Meeting adjourned at 8:45 P.M. M/M/2/C: Smith/Grimes


Rebecca M. Ford, Mayor

ATTEST: 
Meekie D. Moseley, Mayor Pro-Tem

- Mr. Hani Tohme stated that the city did not need to consider taking over BOMUD because the city cannot take care of its own business. He complained that the bidding process and record retention in the hiring of Mr. Merendino was in violation of the law. He also stated that the City approved Ordinance 210 and that the Marshal effectively and professionally enforced the ordinance for citizens while city property was in violation of the same ordinance. He also stated that request for open records was denied to him at that time. (He had requested the names of all citizens who had been cited for ordinance violations. His request was denied because a citation does not become public record until such time that it comes before the Judge in Municipal Court and becomes public.)

Memo for Record

CITY OF BEVIL OAKS
Minutes of Regular Meeting

June 15, 2010

Mayor Ford called the meeting to order at 7:00 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Don Smith, & Dave Tevis

Council Members Absent: Rusty Moseley

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal & Norma Lucas, City Clerk

All in attendance said the Pledge of Allegiance led by Trey Hightower of the United States Marine Corp. Invocation was given by Mr. Zane Bledsoe.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. Councilman Grimes abstained from the voting on the land lease agreement with the Jefferson County Emergency Services District.

Presentation by Fire District not given.

Presentation by Ms. Johnna LeDoux on the "Better" petition for the change to the BISD number of Trustee's from seven (7) to five (5), and two at large.

Citizen's Comments on Agenda Items: None

Minutes of the Meeting: Council reviewed Minutes of Regular Meeting of May 18, 2010: M/M/2/C. See Attachment 1: Adams/Crane

Minutes of the Meeting: Council reviewed Minutes of Special Meeting and Public Hearing of May 25, 2010: M/M/2/C See Attachment 2: Tevis/Grimes

Financial Report: Given by Councilwoman Crane. Council reviewed Financial Statements and reported that our accountant had recommended that we move funds from non-interest bearing accounts into certificates of deposit paying the highest rate available for a short term. Council decided to move funds from the Compass Bank, Account Nr. 2515306814 in the amount of \$19,398.23 and from the Wells Fargo Account Nr. 8021927697 in the amount of \$80,601.77, and from Merrill Lynch Account Nr. 52202107 in the amount of \$38,292.67 to purchase two Certificates of Deposit CD) from Gulf Credit Union, Beaumont, Texas. The first CD will be in the amount of \$100,000 at a rate 1.55% for 12 months; the second CD will be in the amount of \$38,292.67 at a rate of 1.25% for 6 months. The Council requires 2 signatures of the 4 designated signatures to represent the City's interest. Designated signers on city accounts are: Mayor Rebecca Ford; Mayor Pro-tem, Meekie D. "Rusty" Moseley; Secretary Sherry Adams and, Councilman Jimmie Grimes. M/M/2/C as noted: Adams/Crane

Marshal's Report: Given by Marshal Crader. See Attachment 4. M/M/2/C: Adams/Tevis

Court Report: Given by Norma Lucas, Court Clerk. See Attachment 5. M/M/2/C Adams/Tevis

Building Permits: 4 were preapproved by Building Inspector Behrens.

Discussion Items/Action Items:

- Council reviewed the TML Windstorm Renewal proposal. The Council approved the one year renewal, and selected Option 1, in the amount of \$3,597.00, effective July 7, 2010 for one year. M/M/2/C: Grimes/Tevis

- **TABLED:** Consideration of a Reserve Officer to work days.

- Council reviewed the Land Lease Agreement with the Jefferson County Emergency Services District (JCESD) and related entities to outline potential terms and confirm authority to enter into various agreements related to the construction of the new Fire Department facility. After reviewing the Unimproved Property Contract between the City and the Bevil Oaks Municipal Utility District, the Council made a motion to authorize the Mayor to sign the contract and Lease, provided no further changes are made to the document. M/M/2/C: Adams/Tevis

- Motion was made for the City of Bevil Oaks to go forward with the action to abolish the Bevil Oaks Municipal Utility District (B.O.M.U.D.) located wholly within the City of Bevil Oaks, Texas, Jefferson County, Texas. Ordinance Nr. 227 to abolish the B.O.M.U.D. was approved. M/M/2/C: Tevis/Adams

- Action to move non-interest bearing funds can be found in the above Financial Report.

Citizen Comments on non-agenda items:

- Mr. Larry Landry noted dumped trash on Riverbend Drive.

- Dr. Hani Tohme stated that the city did not need to consider taking over BOMUD because the city cannot take care of its own business. He complained that the bidding process and record retention in the hiring of Mr. Merendino was in violation of the law. He also stated that the City approved Ordinance 210 and that the Marshal effectively and professionally enforced the ordinance for citizens while city property was in violation of the same ordinance. He also stated that request for open records were denied to him at that time. He stated that the worst roads in the city are not being repaired in a timely manner and that the city did not have specific plans for the use of grant money for roads nor were they prioritized. He stated that the city has money designated for roads that should have already been used to repair these roads.

- Mr. Bud Merendino stated that the City has done a good job in the management of the City. He also asked the City to help the Fire Department in any way they can.

- Mr. Zane Bledsoe stated the City acted in a wise and prudent manner. He applauded the City's action to take over the B.O.M.U.D.

Committee Reports:

- **Building & Grounds:** None

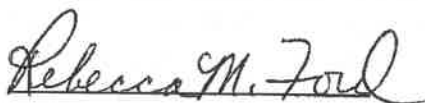
- **Community Development:** Councilman Grimes reported the 25 June, 2010 will be a wrap-up meeting for plans for the 4th of July celebration. He also thanked the Fire Department for their service.

- Roads & Drainage: Mayor Ford gave the report for Councilman Moseley. Road work on River Road and Sweetgum Road will be the first roads to be repaired with grant funds.

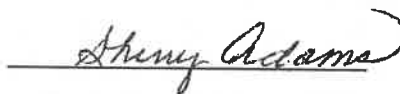
Council Comments:

- Councilman Tevis expressed a desire to purchase another Patrol Car in another year, and the bringing on a Reserve Marshal for the day shift. The Reserve Officer would be at no cost to the City, but would provide some relief for the Marshal. He is thinking ahead. Councilman Smith asked what the financial impact would be in the purchase of a new vehicle.
- Councilman Smith addressed the comments about the City's management. Plans to redo the River Road goes back to 1994. Due to flooding, and two hurricanes, repair of River Road was put on hold. The City relays on Jefferson County Precinct 1 to provide the labor for the road repairs. In doing so the City pays for material only. Currently Precinct 1 is working the Southern end of Jefferson, and will begin repairs in the City in July 2010, pending the environmental assessment as required by the Office of Rural & Community Affairs. Councilman wants everyone to get along, and work toward making the Community better.

Meeting adjourned at 8:25 P.M. M/M/2/C: Smith/Adams



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

- Mr. Hani Tohme stated that the city did not need to consider taking over BOMUD because the city cannot take care of its own business. He complained that the bidding process and record retention in the hiring of Mr. Merendino was in violation of the law. He also stated that the City approved Ordinance 210 and that the Marshal effectively and professionally enforced the ordinance for citizens while city property was in violation of the same ordinance. He also stated that request for open records was denied to him at that time. (He had requested the names of all citizens who had been cited for ordinance violations. His request was denied because a citation does not become public record until such time that it comes before the Judge in Municipal Court and becomes public.)

Memo for Record

CITY OF BEVIL OAKS
Minutes of Regular Meeting

July 20, 2010

Mayor Ford called the meeting to order at 7:03 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Don Smith, & Dave Tevis

Council Members Absent: Rusty Moseley

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal & Norma Lucas, City Clerk

Others Present: Attorney Dru Montgomery & Ms. Debbie Cahoon

All in attendance said the Pledge of Allegiance. Invocation was given by Mr. E. J. Booker.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. Councilman Grimes abstained from the voting on the land lease agreement with the Jefferson County Emergency Services District.

Presentation by Fire District not given.

Presentation by Ms. Debbie Cahoon, National Flood Insurance Program (NFIP) Field Representative. Ms. Cahoon presented a Plaque to the City of Bevil Oaks and thanked Mayor Ford for the active participation in the NFIP's Community Rating System (CRS). Because of her efforts the City now enjoys reduced flood insurance premiums. As of May 1, 2010, the City of Bevil Oaks was verified as a "CRS Class 8 Community" in recognition of its efforts to go beyond minimum floodplain management requirements. Residents enjoy up to a 10% reduction in flood insurance premiums.

Minutes of the Meeting: Council reviewed Minutes of Regular Meeting of June 15, 2010: See Attachment 1. M/M/2/C: Grimes/Adams

Financial Report: Given by Councilwoman Crane. See Attachment 2. M/M/2/C as reported: Tevis/Adams

Marshal's Report: None given.

Court Report: No action in the Court.

Building Permits: None.

Discussion Items/Action Items:

- Council approved a Leasing Agreement with Jefferson County for electronic voting equipment to be used at the November 2, 2010 election. The estimated cost is \$700 to \$1,000.
M/M/2/C: Grimes/Crane

- Council approved the annual review of existing operational policies, including any updates.
M/M/2/C: Adams/Smith

- Council approved the Ground Lease Agreement between the City of Bevil Oaks and the Jefferson County Emergency Services District for the construction and lease of Fire Department Facility. Councilman Grimes abstained from discussion and voting on this issue. M/M/2/C: Adams/Crane

- Council reviewed and approved the following Disaster Recovery Grant Requirements:
 - Notice of Non-Discrimination
 - Appointment of an EEO & Fair Housing Officer
 - Fair Housing Proclamation
 - Section 504 Grievance Procedures
 - Opportunity Plan
 - Excessive Force Resolution
 - Fair Housing AdM/M/2/C the above Disaster Recovery Grant requirements: Grimes/Tevis

Statement by Mayor Ford to the City Council and Attendees:

Mayor Ford complete statement is at Attachment 3. Highlights are:

- The matter of dissolving BOMUD is not and has never been a City project.

- It took a while to research and to determine whether or not the City could take any action and what steps would be necessary to intercede on behalf of the Citizens.

- She wanted to answer Mr. Grimes' question from last month's meeting regarding a plan to run the District. She listed six steps in answer to the question, as shown in Attachment 3.

- Finally, the next two agenda items are the last steps of the legal process necessary to place the proposition to abolish BOMUD on the ballot for the November 2, 2010 Special Election. This is not a City decision, nor do we want it to be. The Citizens of Bevil Oaks have the right to vote on this important issue.

- The Council considered a petition regarding abolition of B.O.M.U.D and recognition of the effects on relevant City Ordinances, including reconsideration and possible repeal of Ordinance No. 227. A validated B.O.M.U.D. Petition was presented to Mayor Ford and City Council by Councilwoman Adams. M/M/2/C to accept the petition: Grimes/Crane

- Attorney Dru Montgomery stated the Government Code allows the Council to rethink the issue on Ordinance No. 227.

- The Council approved submission of issue relating to the Ordinance to abolish the B.O.M.U.D. Mayor Ford asked Council if there was a motion to repeal Ordinance No. 227. No motion to repeal was made.

- Council discussed, and in accordance with Ordinance No. 227, made a decision to present to the Registered voters of Bevil Oaks at a Special Election November 2, 2010, to vote to abolish or not abolish the B.O.M.U.D.

- Council approved submission of issue relating to Ordinance abolishing the B.O.M.U.D. and bring The matter to the ballot for a popular vote at the next special election. Ordinance No. 228, an ordinance calling for a special election for the purpose of voting for the abolition of the B.O.M.U.D. located wholly within the City of Bevil Oaks, Jefferson County, Texas and that the City of Bevil Oaks undertake the services furnished and functions performed by the B.O.M.U.D., to be held on November 2, 2010, setting up the procedures for the election, and the establishing of a voting precinct and a polling place, and appropriating funds to cover the expense of the election and providing for the returns thereof. Approval to place on Ballot at a Special Election, to be held the same day as a General Election, November 2, 2010. M/M/2/C: Grimes/Smith NOTE: (Wording for Ballot will be developed by Attorney Dru Montgomery)

Citizen Comments on non-agenda items:

- Mr. Zane Bledsoe announced a meeting to tour the sewer/water plant on 26 July 2010.

- Mr. Gary Stevenson stated that the way this meeting was scheduled was very unprofessional. Whoever invited this company to tour the sewer/water plant must first go through the Board of Directors for permission to tour the water/sewer plant.

- Mr. Bud Merendino stated that Mr. Stevenson is very defensive.

- Mr. Zane Bledsoe said he was not aware of protocol, and he will contact B.O.M.U.D. for official permission to tour the sewer/water plant. Problem will be worked out.

- Ms. Joan Howard stated that Citizens need to stop fighting. There is a lot of anger. There was a loss BOMUD, but the City has had their problems in the past. She said she did not understand why the Citizens wanted to demolish B.O.M.U.D.

- Mr. Booker noted the reason the Citizens got involved was the 3 million dollar bond issue.

Committee Reports:

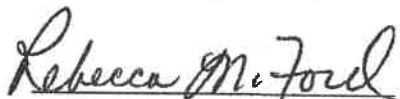
- Building & Grounds: None

- Community Development: Councilman Grimes reported the 4th of July celebration went very well. July Yard of the month awarded to Mr. & Mrs. Gary Watson.

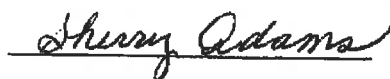
- Roads & Drainage: Environmental issues are being addressed. Report is expected in a couple weeks, and will be able to move forward on the Roads and Fire Station.

Council Comments: None

Meeting adjourned at 7:53 P.M. M/M/2/C: Smith/Crane



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

Mayor's Statement

- Before we continue with the remainder of the agenda, I would like to make a statement on behalf of the City of Bevil Oaks. The matter of dissolving BOMUD is not and has never been a "city project". The bond election was held and over 300 citizens voted "no". Citizens expressed a desire for the City to help resolve the issues at hand. The City took action.

- It took a while to research and to determine whether or not the City could take any action and what steps would be necessary to intercede on behalf of the Citizens. Prior to bringing the matter to Council, I felt compelled to bring the matter to the BOMUD Board as an act of courtesy and respect for their positions and tenure. There was indication, from some of the directors, that they might decide among themselves to dissolve the district. However, that did not happen and, after mail-outs to all citizens and a public hearing, the matter was presented to Council as an action item. Council approved Ordinance #227 that would abolish the District. The law provides a 30-day period, from the date the ordinance is published, for citizens to gather and present a petition requesting that the matter go to an election. The City mailed out notices to all citizens advising them that the next step in the process was the petition which we will validate tonight.

- I also want to answer Mr. Grimes' question from last month's meeting regarding a plan to run the District. It would be unprofessional to think that we would have a comprehensive plan without having all the facts involved. If, on November 2, the voters approve to abolish the District and as soon as the results of the election have been validated, the City will do the following things to start managing the utilities services.
 - - 1) We will authorize our attorney to begin the process of transferring all assets of the District to the City; and, simultaneously,
 - 2) We will authorize our accountant to take over financial records of the District and prepare to move accounts and bookkeeping processes into the City's accounting system as a separate account;
 - 3) City Council will assume the management of the administration of the District which is the same role being performed by District officers at this Time. Council will obtain assistance from qualified professionals as

needed to assure that operations are performed properly and in regulatory compliance;

- 4) Day-to-Day operations will continue to be performed by the qualified employees on staff exactly as it is being done today;
 - 5) Council will consider the current issues regarding the sewer plant and I & I problems as top priorities and will focus on determining the best and most cost effective methods of correcting these issues. A comprehensive plan of action will be created once we are able to review all processes and options;
 - 6) Office operations will be moved to this location and utility district issues will be addressed on the 3rd Tuesday each month as a part of the regular city council meeting. Any and all action by the city will be addressed openly to all in attendance exactly as council meetings are held today.
- Finally, the next two items on our agenda are the last steps of the legal process necessary to place the proposition to abolish BOMUD on the ballot for the November 2, general election. I believe this is what our citizens have wanted all along and the only way they could have this opportunity was for the City to take the action that it has taken. This council is about to make one of two very important decisions. They will remember that they are elected public servants whose sole purpose of being on this council is to respond to the will of the people and they will approve the Ordinance placing this matter on the November 2 ballot. Or, they will vote to deny approval of the Ordinance and, in turn, deny the citizens their right to participate in this decision that is most important to the future of our community. If Ordinance 22⁷ is approved tonight, the rest will be entirely up to the registered voters of this City. They will decide whether or not they want to keep two separate entities. This is not a City decision nor do we want it to be. The Citizens of Bevil Oaks have the right to vote on this important issue.

Thank you.

Becky Ford, Mayor

20 July, 2010

CITY OF BEVIL OAKS
Minutes of Special Workshop

July 26, 2010

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Don Smith, & Dave Tevis

Council Members Absent: Rusty Moseley

Staff Members Present: Ray Crader, Marshal, & Norma Lucas, City Clerk

Others Present: Gary Zimmerman & Charlotte Yates, Accountants

All in attendance said the Pledge of Allegiance. Invocation was given by Mayor Ford.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Discussion Items/Action Items:

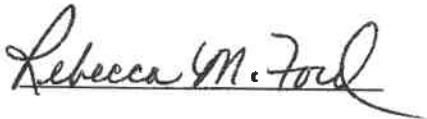
- Council discussed and approved Ordinance No. 228 and Proposition 1 calling for an election for the purpose of submitting abolition of the Bevil Oaks Municipal Utility District to popular vote by proposition or otherwise and for the execution of all Orders, Notices or other actions required by the Texas Election Code in furtherance of such ordinance. See Attachment 1 & 2. M/M/2/C subject to changes. Smith/Grimes

- Council reviewed the Tax Calculation for the 2010 values for taxing entity

- Council and Accountants reviewed Budget line items. Recommended changes to 2010 Budget as shown at Attachment 2.

Council Comments: None

Meeting adjourned at 9:17 P.M. M/M/2/C: Smith/Grimes



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
Minutes of Regular Meeting
August 17, 2010

Mayor Ford called the meeting to order at 7:05 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley

Council Members Absent: Don Smith, & Dave Tevis

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal

Staff Members Absent: Norma Lucas, City Clerk

Others Present: Nancy Beaulieu, candidate for Justice of the Peace, J. Shane Howard & Thomas P. Sigee, Sr., both are candidates for the Jefferson County Tax Assessor-Collector position. Each gave an overview of their qualifications for the office they seek.

All in attendance said the Pledge of Allegiance. Invocation was given by Mr. Zane Bledsoe.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Presentation by Fire District not given.

Minutes of the Meeting: Council reviewed Minutes of the Regular Meeting of July 20, 2010, and Minutes of Special Workshop of July 26, 2010: See Attachment 1. M/M/2/C: Grimes/Adams

Financial Report: Given by Councilwoman Crane. See Attachment 2. M/M/2/C as reported: Adams/Moseley

Marshal's Report: See Attachment 3. M/M/2/C as written: Grimes/Moseley

Court Report: No Court report.

Building Permits: None.

Discussion Items/Action Items:

- Council approved the Jefferson County Appraisal District Tax documents for year 2010.
M/M/2/C: Crane/Moseley

- Council approved the Budget for FY 2011 Fiscal Year (October 1, 2010 thru 30 September 2011).
M/M/2/C: Moseley/Crane

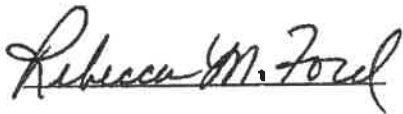
Committee Reports:

- Building & Grounds: None
- Community Development: None
- Roads & Drainage: None

Council Comments: None

Mayor Ford read a letter of appreciation received from the U. S. Census Bureau recognizing The City of Bevil Oaks for the support given in raising awareness and inspiring participation in the 2010 Census. The City also received a Plaque in recognition of it's support.

Meeting adjourned at 7:55 P.M. M/M/2/C: Moseley/Ford



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
Minutes of Regular Meeting

August 17, 2010

Mayor Ford called the meeting to order at 7:05 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley

Council Members Absent: Don Smith, & Dave Tevis

Staff Members Present: Ray Crader, Marshal, & John Jannise, Deputy Marshal

Staff Members Absent: Norma Lucas, City Clerk

Others Present: Nancy Beaulieu, candidate for Justice of the Peace, J. Shane Howard & Thomas P. Sigee, Sr., both are candidates for the Jefferson County Tax Assessor-Collector position. Each gave an overview of their qualifications for the office they seek.

All in attendance said the Pledge of Allegiance. Invocation was given by Mr. Zane Bledsoe.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Presentation by Fire District not given.

Minutes of the Meeting: Council reviewed Minutes of the Regular Meeting of July 20, 2010, and Minutes of Special Workshop of July 26, 2010: See Attachment 1. M/M/2/C: Grimes/Adams

Financial Report: Given by Councilwoman Crane. See Attachment 2. M/M/2/C as reported: Adams/Moseley

Marshal's Report: See Attachment 3. M/M/2/C as written: Grimes/Moseley

Court Report: No Court report.

Building Permits: None.

Discussion Items/Action Items:

- Council approved the Jefferson County Appraisal District Tax documents for year 2010.
M/M/2/C: Crane/Moseley

- Council approved the Budget for FY 2011 Fiscal Year (October 1, 2010 thru 30 September 2011).
M/M/2/C: Moseley/Crane

Committee Reports:

- Building & Grounds: None
- Community Development: None
- Roads & Drainage: None

Council Comments: None

Mayor Ford read a letter of appreciation received from the U. S. Census Bureau recognizing The City of Bevil Oaks for the support given in raising awareness and inspiring participation in the 2010 Census. The City also received a Plaque in recognition of it's support.

Meeting adjourned at 7:55 P.M. M/M/2/C: Moseley/Ford



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
Minutes of Regular Meeting

September 21, 2010

Mayor Ford called the meeting to order at 7:00 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley, Don Smith & Dave Tevis

Staff Members Present: John Jannise, Deputy Marshal & Norma Lucus, City Clerk

Staff Members Absent: Ray Crader, Marshal,

All in attendance said the Pledge of Allegiance. Invocation was given by Deputy Marshal Jannise.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Presentation by Fire District not given.

Minutes of the Meeting: Council reviewed Minutes of the Regular Meeting of August 17, 2010: See Attachment 1. M/M/2/C as written: Moseley/Tevis

Financial Report: Given by Councilwoman Crane. See Attachment 2. M/M/2/C as reported: Grimes/Tevis. Mayor Ford informed the Council on the status of the callable Certificates of Deposit (CD) this month. One \$98,000 @ 3.25%, the other \$13,000 @ 3.45%. The Regular CD \$55,000 will renew in 1 December 2010 @ 4%.

Deputy Marshal's Report: A verbal report was given. Break-In's reported, also noticed suspicious Vehicles in the area. He asked that garage doors be locked when not in use. A load of dirt was dumped on Riverbend Road. M/M/2/C as reported: Adams/Crane

Court Report: Four new ordinance violations were received. M/M/2/C as reported: Adams/Crane

Building Permits: One received for Entergy Service. Preapproved.

Discussion Items/Action Items:

- Public Information Act policy and procedures will be addressed at the October Council meeting.
- Approved Ordinance #229, adopting Fiscal Year 2011 Budget. M/M/2/C: Moseley/Tevis
- Approved Public Management, Inc. to make application for a Community Block Grant. M/M/2/C: Grimes/Adams
- Council adopted Tax Rate of 0.214167 per \$100.00 and exemptions for 2010 tax collections. M/M/2/C: Adams/Crane
- Increase funding for the November 2, 2010 Special Election to cover the costs of additional electronic voting equipment. M/M/2/C: Moseley/Crane

Citizen Comments:

- Mrs. Hebert reported the sign at Highway 105 and River Bend Road is still missing. The State Highway Department has to replace the sign.

Committee Reports:

- Building & Grounds: Councilwoman Adams provided information Lindy's Lawn Care (Mr. Bud Merendino) removed the tree that was stricken by lightning, grind the tree stump, and removed from park for only \$250.00.

- Community Development: Councilman Grimes reported Yard of Month for September was awarded to Gary & Nancy Scott, 13420 Thousand Oaks. Flu Shots to be gives by the Jefferson County Health Department on October 13th. Pet Clinic to be held at the First Baptist Church of Bevil Oaks on October 14th.

- Roads & Drainage: Councilman Moseley reported no Grant Funds by end of year to spend on new roads, so he will get with Jefferson County to do upgrade of work on roads.

Council Comments: None

Mayor Ford outlined some of the plans and procedures to manage the Bevil Oaks Municipal Utility District (BOMUD) if Citizens vote on November 2, 2010 to abolish the BOMUD:

- Roll is outlined
- Powers and Duties are defined

Mayor Ford read a list of all requirements the statutes calls for. The Citizens of Bevil Oaks requested action to bring to a vote on November 2, 2010 to abolish or not abolish BOMUD. If approved to abolish BOMUD, the City must:

Prepare an Order to Abolish:

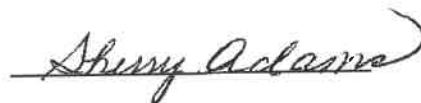
- TCEQ will help with required paperwork
- Request Financial management/required forms
- Day to day operations of BOMUD will continue
- Financial information will be requested

TCEQ is willing to provide help through the paperwork process. The Citizens of Bevil Oaks will be made aware of all action taken. There will be no compromise of the sewer and water service.

Meeting adjourned at 7:45 P.M. M/M/2/C: Smith/Tevis



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS

MINUTES OF REGULAR MEETING

October 19, 2010

Mayor Rebecca M. Ford called meeting to order at 7:00 P.M.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie L. Grimes, Rusty Moseley,

Council Members Absent: Dave Tevis, Don Smith

Staff Member Present: Norma Lucus, City Clerk, Ray Crader, Marshal

City Attorney: Dru Montgomery

Others Present: Representatives of the Sour Lake Masonic Lodge 1002, & Jefferson County Candidates on the Ballot for the November 2, 2010 election

All in attendance said the Pledge of Allegiance. Invocation given by Mr. Zane Bledsoe.

Conflict of Interest statement given by Mayor Ford. No conflict of interest noted .

Mayor Becky Ford was presented the Community Builder Award by the Sour Lake Masonic Lodge 1002 for her leadership and work done on behalf of the City of Bevil Oaks. Selectees for this award distinguish themselves in work done to improve their Community. Mayor Ford thanked Councilman Grimes and others representing Masonic Lodge 1002 for the honor.

A Proclamation was read declaring October as Breast Cancer Awareness Month in the City of Bevil Oaks was presented and approved by City Council. See Atch 1. M/M/2/C: Adams/Crane.

Recognition was given to Breast Cancer and other Cancer survivors in attendance and each was presented a pink rose.

No presentation given by Fire District.

Minutes of Meeting:

Council reviewed September 21, 2010 Minutes. See Atch 2. M/M/2/C as corrected: Grimes/Moseley

Treasurers Report given by Councilwoman Crane. See Atch 3. M/M/2/C: Adams/Moseley

Marshal's Report: Report given by Marshal Crader. See Atch 4. M/M/2/C: Crane/ Moseley

Court Report: No action in the Court.

Building Permits/Work Request: 1 Building permit approved by Building Inspector Behrans prior to meeting.

Discussion/Action Items:

- Council discussed and took action on the revision of the Public Information Act Policy for Public Information Officer. Motion was made to appoint Attorney Dru Montgomery the City of Bevil Oaks Public Information Officer (PIA). All request for documents must be submitted in writing to the PIA. M/M/2/C: Grimes/Crane

- Council and Attorney Montgomery discussed the revision of Ordinance 125 (Control of Animals). Before the Council taking action, Attorney Montgomery provide the following Information: Update Ordinance, Ordinance on book not addressing health & safety codes, leash law fine, etc. Jefferson County does not respond to animal call in the City limits. He offered the following comments & solutions:

- Bid for contracting a Veterinarian Officer
- Talk to a Veterinarian
- Who pays for Veterinarian service
- No Animal Control Officer
- Need to deal with leash law and number of animals allowed per household
- Control of loose animals

Mayor Ford asked no action be taken tonight as more research is needed on this issue. Will bring issue to future Council meeting.

Citizen Comments:

- Concerns about vacant land at corner of Blackgum & Sweetgum Road... Needs mowing.
- Ms. Valdez wants road work done.
- Mr. Merindino stated that the Bevil Oaks Municipal Utility District (B.O.M.U.D.) owes the Engineer \$140,000.

Committee Reports: None.

Council Comments: None

Mayor Ford welcomed each candidate in attendance seeking office on the November 2, 2010 election for County seats.

All Candidates addressed the Council and Citizens on their qualifications to hold the office they are seeking. A reception was held after meeting adjourned.

Motion to adjourn meeting at 8:25 P.M. M/M/2/C: Crane/Adams

Rebecca M. Ford
Rebecca M. Ford, Mayor

Sherry Adams
ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
October 19, 2010

MEMORANDUM FOR RECORD

Mr. J. Rice of Public Management, Inc. briefed the Mayor and City Council on grant funds available for Water & Sewer, in the amount of \$275,000. City to match funds of 5%. Application is due no later than November 12, 2010. The funds, if approved must be spent in 2 years. Public Management, Inc., will apply for grant on the City's behalf.

CITY OF BEVIL OAKS
MINUTES OF REGULAR MEETING
NOVEMBER 16, 2010

Call to Order by Mayor Rebecca M. Ford at 7:09 P.M.

Pledge of Allegiance said by all in attendance. **Invocation** given by Mr. Ronnie Adams.

Conflict of Interest read By Mayor Ford. Councilman Grimes abstained from discussion and voting to amend the Ground Lease Agreement with the Jefferson County Emergency Services District 1.

Council Members Present: Sherry Adams, Cathy Crane, Jimmie Grimes, Rusty Moseley

Council Members Absent: Don Smith, Dave Tevis

Presentation by Fire District: This is Fire Safety Month. Watch for fireplace fires, watch where you're burning on your land. If the ground is soggy, the fire equipment can't get to the fire. Burn only items produced in your home. The Burn ban is in effect one hour before dawn, and one hour after dark. This is a State law and in the current fire ordinance.

Council reviewed and approved the following documents: Attachment 1 through 4

- October 19, 2010 Minutes of Regular Meeting. M/M/2C Grimes/Adams
- November 3, 2010 Minutes of Special Meeting. M/M/2/C Grimes/Adams
- November 10, 2010 at 1:00 P.M. Notice of Canvas of November 2 City election special Proposition election. M/M/2/C Grimes/Adams
- November 10, 2010 at 1:15 P.M. to issue Election Orders regarding the results of the canvas of the November 2, 2010 Special Proposition Election. M/M/2/C Grime/Adams

Council reviewed and approved the Financial Report given by Councilwoman Crane. Attachment 5. M/M/2/C Moseley/Adams

Council reviewed and approved the Marshal's Report: Attachment 6. M/M/2/C: Grimes/Moseley.

No action in the Court.

Building Permits: Reviewed and approved one building Permit: M/M/2/: Crane/Grimes

Council amended the JCESD-1 Ground Lease agreement to the amount already paid. M/M/2/C Moseley/Crane (Councilman Grimes abstained from discussion and voting on this issue.

Citizens Comments:

- Mr. Merindino: Council permission on the shooting of stray dogs. The issue should be cleared up. Dumpster notices should be posted so citizens can be aware of them ahead of time.
- Mrs. Hebert stated that the new fire station is not going to be built over the filled swimming pool. Plans for the Basketball court are in the works.
- Mrs. Milam requested a course on safety be provided for the residents of the City's young people. Mayor Ford will look at the issue.

Committee Reports:

- Community Development: Councilman Grimes reported the Holiday yard will be announced.

Mayor Ford announced on December 10, 2010 the City and the Bevil Oaks Municipal Utility District is coming together.

Adjournment: Meeting adjourned at 8:02 P.M. M/M/2/C: Moseley/Crane



Rebecca M. Ford, Mayor



Sherry Adams, Secretary

CITY OF BEVIL OAKS
Canvass of Votes
November 10, 2010

Mayor Rebecca M. Ford called the Canvass of Votes meeting to order at 1:00 P.M.

Canvassing Board Present: Shirley Collins, Election Judge, Rebecca M. Ford, Mayor, Sherry Adams, Councilwoman

Others Present: Councilman Jimmie Grimes, Councilman Dave Tevis, & Attorney Dru Montgomery

Staff Member Present: Norma Lucas, City Clerk, Ray Crader, Marshal

All in attendance said the Pledge of Allegiance. Invocation given by Mr. Zane Bledsoe.

Canvassing Election Returns for November 2, 2010, Special Proposition Election No 1, Official Results of Special Proposition No.1 Election is as follows:

Voting results Of the November 2, 2010, Special Proposition No 1 Election are as follows:

*Early Voting: Yes votes = 77 to abolish the B.O.M.U.D.
No Votes = 64 to abolish the B.O.M.U.D.*

*Regular Voting : Yes Votes = 328 to abolish the B.O.M.U.D. (67.63 %)
No Votes = 157 to abolish the B.O.M.U.D. (32.37%)*

Motion to adjourn meeting at 1:10 P.M. M/M/2/C: Ford/Adams


Rebecca M. Ford, Mayor


ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS

MINUTES OF SPECIAL MEETING
November 10, 2010

Mayor Rebecca M. Ford called meeting to order at 2:40 P.M.

Council Members Present: Sherry Adams, Jimmie L. Grimes, Rusty Moseley,
Dave Tevis

Council Members Absent: Don Smith, Cathy Crane

Others Present: Dru Montgomery, Attorney, Norma Lucus, City Clerk, Ray Crader, Marshal

All in attendance said the Pledge of Allegiance. Invocation given by Mr. Zane Bledsoe.

Conflict of Interest statement given by Mayor Ford. No conflict of interest noted .


Mayor Ford read Ordinance #231 and referenced Ordinance #227

As a result of the canvassing of votes of Special Proposition 1, an ordinance canvassing
Election Returns for November 2, 2010, Ordinance #231 was reviewed and adopted.
M/M/2/C as written: Grimes/Adams

Motion to adjourn meeting at 3:10 P.M. M/M/2/C: Moseley/Tevis



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
Canvass of Votes
November 10, 2010

Mayor Rebecca M. Ford called the Canvass of Votes meeting to order at 1:00 P.M.

Canvassing Board Present: Shirley Collins, Election Judge, Rebecca M. Ford, Mayor, Sherry Adams, Councilwoman

Others Present: Councilman Jimmie Grimes, Councilman Dave Tevis, & Attorney Dru Montgomery

Staff Member Present: Norma Lucas, City Clerk, Ray Crader, Marshal

All in attendance said the Pledge of Allegiance. Invocation given by Mr. Zane Bledsoe.

Canvassing Election Returns for November 2, 2010, Special Proposition Election No 1, Official Results of Special Proposition No.1 Election is as follows:

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No Votes = 157 to abolish the B.O.M.U.D. (32.37%)*

Motion to adjourn meeting at 1:10 P.M. M/M/2/C: Ford/Adams



Rebecca M. Ford, Mayor



ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS
MINUTES OF SPECIAL MEETING
November 10, 2010

Mayor Rebecca M. Ford called meeting to order at 2:40 P.M.

Council Members Present: Sherry Adams, Jimmie L. Grimes, Rusty Moseley,
Dave Tevis

Council Members Absent: Don Smith, Cathy Crane

Others Present: Dru Montgomery, Attorney, Norma Lucus, City Clerk, Ray Crader, Marshal

All in attendance said the Pledge of Allegiance. Invocation given by Mr. Zane Bledsoe.

Conflict of Interest statement given by Mayor Ford. No conflict of interest noted .

Mayor Ford read Ordinance #231 and referenced Ordinance #227

As a result of the canvassing of votes of Special Proposition 1, an ordinance canvassing Election Returns for November 2, 2010, Ordinance #231 was reviewed and adopted.
M/M/2/C as written: Grimes/Adams

Motion to adjourn meeting at 3:10 P.M. M/M/2/C: Moseley/Tevis


Rebecca M. Ford, Mayor


ATTEST: Sherry Adams, Secretary

CITY OF BEVIL OAKS

Minutes of Regular Meeting

December 21, 2010

Mayor Ford called the meeting to order at 7:00 P.M. Council Members Present: Sherry Adams, Jimmie L. Grimes, Rusty Moseley, Don Smith and Dave Tevis Council Members Absent: Cathy Crane

Staff Members Present: Ray Crader, Marshal & Renate K. Mangus,
Public Works Clerk

Staff Members Absent: Mrs. Norma Lucus.

All in attendance said the Pledge of Allegiance.

Mayor Becky Ford gave invocation.

Mayor Ford opened the meeting by reading the Conflict of Interest Statement. None noted.

Presentation by Fire District Chris Gonzales gave a report notifying the City that there was a Jefferson county burn ban. His report included fires on Toliver Canal road.

Citizen Comments: Mrs. Hebert asked about how Mrs. Lucus felt.

Discussion Items/Action Items:

- Renewal of Mobile home Permits for the year 2011. Mayor Ford explained that she has all 3 renewals for The Bevil Oaks Mobile Home Park, Fredrick's Mobile Home Park and Vautrot's Mobile Home Park. Council approved all Mobile Homes park permits for the year 2011.

M/M/2/C: Adams/Tevis

- Resolution of Final Approval of 2010 Tax Roll received from the Jefferson County Appraisal District was approved. (See attachment 1) M/M/2/C: Grimes/Tevis

- Letters of Engagement to conduct the 2010 Audit by, Charles Reed & Associates for the City of Bevil Oaks and for The Bevil Oaks Water District was accepted as presented.

(See Attachment 2 and Attachment 3. M/M/2/C: Moseley /Tevis

- Review November 16, 2010 Minutes of Regular Meeting. Minutes were approved as written. (See Attachment 4) M/M/2/C: Grimes/Tevis

- Financial Report: Mayor Ford gave the financial report for the City of Bevil Oaks

(See attachment 4), and for the Public Works Department, (see attachment 5). Council also approved payment of \$39,000.00 to Utility Specializes for the Sewer line replacement located behind the Vautrot's Trailer Park. M/M/2/C: Adams/Grimes

- Marshal's Report: A verbal report was given by Ray Crader. He mentioned that the Game Warden would be out on River Bend Road due to some poaching problems.

He will also speak to Mr. Jeff McConnell concerning the destruction of City property (meter valve).

****- Public Works Department: Matt Burt gave his monthly report on the Waste Water Plant. He also reported that the work on the new Sewer line behind Vautrot's Trailer Park is complete. In addition, 2 weeks ago Mr. Wallace of TWRA came to inspect the Wastewater Plant. He pointed out to get the Electric Panel fixed for automation. Mayor Ford plans on requesting an approved Engineer to oversee the maintenance at the Wastewater Plant. It will take about 2 weeks to repair. All the repairs will be put out for bids. There was a motion made to limit the bids to not exceed \$20,000.00. M/M/2/C: Tevis/Moseley

Building Permits: None

Committee Reports:

- Building & Grounds: Councilwoman Adams will get bids on bug spraying for both the Public Works Building and City Hall.

- Community Development: Councilman Grimes reported that Mr. Bo Falgout on River Bend Road was awarded the best Holiday yard display. display in our city.

- Roads & Drainage: Councilman Smith mentioned that we need a work order to fill potholes.

Council Comments: None

Council adjourned at 8:05 for Executive Session. (Personnel Issues)

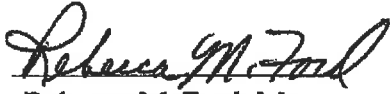
Council reconvened for Regular scheduled Council Meeting at 8:35 pm.

Mr. Matt Burt submitted his resignation as Operations Manager of the Public Works Department, effective December 28, 2010. The council accepted Mr. Burt's resignation. M/M/2/C Moseley/Tevis

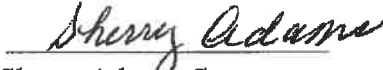
Council discussed and agreed to hire Utilities Specialist to maintain the Sewer and Water Plant on an interim basis, until bids can be taken for permanent maintenance service. M/M/2/C: Moseley/Adams

Mayor's Comments: Mayor Ford is looking for a better place for CD's as Texpool is not insured.

Meeting adjourned at 8:50 P.M. M/M/2/C: Smith/Moseley



Rebecca M. Ford, Mayor



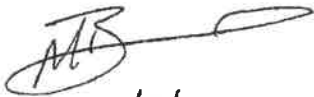
ATTEST: Sherry Adams, Secretary

Accepted
9. A - Dec. 28
2010
Meeting

To: Mayor Becky Ford

I, Matthew Burt, am officially tendering my resignation with Bevil Oaks M.U.D./ City of Bevil Oaks. I am also submitting a two week notice to help with a smooth transition. My final day of work will be on December 28, 2010. I will also surrender all possessions that belong to the City on this day. I would like to thank everyone involved with my employment here for all the opportunities that have been given to me.

Sincerely,



12/13/10

Matthew Burt