

**STATE OF TEXAS  
COUNTY OF WALLER  
CITY OF HEMPSTEAD**

**BE IT REMEMBERED** that on the 18<sup>th</sup> day of April A.D., 2022 at 10:00 A.M. the City Council met in a Regular Meeting at the Hempstead Recreation Center, 635 Business Highway 290 E, Second Floor, Hempstead, Texas, there being present, to-wit:

Dave Shelburne, Mayor  
Lonnie Garfield, Mayor Pro-Tem  
Erica Gillum, Councilmember  
Cindy Pearce, Councilmember  
Raul Villarreal, Councilmember  
Chase Murray, Councilmember

Art Pertile, City Attorney  
Barbara Haffelfinger, City Secretary

Others present at the meeting included Sabrina Alvarez, Bridgette Begle, Kollye Kilpatrick, Rooster Smith, David Hartley, Katherine Ragston, Jimmy Economu, Mary Ann Drawl, Francis J. Rodzen.

Mayor Dave Shelburne called the meeting to order at 10:00 A.M. and Mayor Pro-Tem Garfield gave the invocation.

The Pledge of Allegiance was given.

In public comments Mary Ann Drawl stated that the Recreation Center is in dire need of cleaning and maintenance. She stated the gym equipment is broken, she has called several times and complained and nothing has been done. She urged City Council to take a walk and look around.

Councilmember Cindy Pearce made a motion to approve the minutes of March 21, 2022 and April 4, 2022. The motion was seconded by Councilmember Chase Murray, and carried unanimously.

Mayor Dave Shelburne opened the Public Hearing at 10:04 A.M. on an Ordinance to continue, abolish, or modify the Curfew Ordinance of the City of Hempstead.

Mary Ann Drawl and the City Council were all in favor of the Curfew Ordinance. Councilmember Lonnie Garfield asked can the ordinance state adults. Chief David Hartley stated a curfew can not be imposed on adults.

Public Hearing closed at 10:05 A.M.

An Ordinance was introduced by Mayor Pro-Tem Lonnie Garfield. The motion was seconded Councilmember Raul Villarreal and carried the following vote to wit:

AYES: Mayor Pro-Tem Lonnie Garfield, Councilmember Cindy Pearce,  
Councilmember Raul Villarreal, Councilmember Chase Murray,  
Councilmember Erica Gillum

NOES: None

ABSENT: None

**ORDINANCE  
NO. 22-105**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEMPSTEAD, TEXAS, REAUTHORIZING AND READOPTING CHAPTER 1, SECTION 37, CURFEW FOR MINORS; ESTABLISHING A PENALTY OF UP TO \$500.00 FOR EACH VIOLATION OF THE CURFEW ORDINANCE; PROVIDING FOR THE PUBLICATION AND EFFECTIVE DATE HEREOF; AND MAKING OTHER FINDINGS AND PROVISIONS RELATED THERETO.**

**WHEREAS**, the City Council has reviewed the City’s Curfew Ordinance and its effects on the community and on problems the ordinance was intended to remedy; and

**WHEREAS**, the City Council has conducted public hearings on April 4, 2022 and April 18, 2022 regarding the need to continue, abolish or modify the ordinance; and

**WHEREAS**, the City Council hereby finds and determines that the re-adoption of a juvenile curfew is necessary to provide for the protection of minors from each other and from other persons, for the protection of the general public, and for the reduction of the incidence of juvenile violence and criminal activity; now, therefore:

\* \* \* \* \*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEMPSTEAD, TEXAS, THAT:**

**Section 1.** Ordinance No. 01-115 adopted July 16, 2001, as codified by Chapter 1, Section 27, CURFEW FOR MINORS, of the Code of Ordinances of the City of Hempstead, Texas, is hereby readopted, continued, and reauthorized.

**Section 2. Penalty.** Any person violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not less than one dollar (\$1.00) and no more than five hundred dollars (\$500.00). Each day of violation shall constitute a separate offense. Unless otherwise specifically stated within the provisions of Chapter 1, Section 37 of the Code of Ordinances of the City of Hempstead, Texas, any violation of Chapter 1, Section 37 shall require a culpable mental state of intentionally, knowingly, recklessly or with criminal negligence.

**Section 3.** All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

**Section 4.** In the event any clause, phrase, provision, sentence, or part of this ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hempstead, Texas declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

**Section 5.** This ordinance shall become effective upon the publication of the caption hereof by the City Secretary of the City in the City's official newspaper.

**PASSED, APPROVED AND ADOPTED** this the 18<sup>th</sup> day of April, A.D., 2022.

**APPROVED:**

**/s/:Dave Shelburne, Mayor**

**ATTEST:**

**/s/:Barbara Haffelfinger, City Secretary**

A Resolution was introduced by Councilmember Raul Villarreal. The motion was seconded Councilmember Chase Murray and carried the following vote to wit:

AYES: Mayor Pro-Tem Lonnie Garfield, Councilmember Cindy Pearce, Councilmember Raul Villarreal, Councilmember Chase Murray, Councilmember Erica Gillum

NOES: None

ABSENT: None

**RESOLUTION  
NO. 22-023**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEMPSTEAD, TEXAS APPOINTING PERSONS TO THE BOARD OF DIRECTORS OF THE CITY OF HEMPSTEAD ECONOMIC DEVELOPMENT CORPORATION 4A AND HEMPSTEAD ECONOMIC DEVELOPMENT CORPORATION 4B.**

\* \* \* \* \*

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HEMPSTEAD, TEXAS:**

**Section 1.** That the following persons are appointed to Board of Directors for the City of Hempstead Economic Development Corporations:

**4A Board:**

Rick Castillo

**4B Board:**

Rick Castillo

J T Howard

**PASSED AND APPROVED** this the 18<sup>th</sup> day of April, A.D., 2022.

**APPROVED:**

**/s/:Dave Shelburne, Mayor**

**ATTEST:**

**/s/:Barbara Haffelfinger, City Secretary**

Mayor Pro-Tem made a motion to approve Mike Barnes Group for consulting with the Hempstead Economic Development Corporation. The motion was seconded by Councilmember Raul Villarreal, and carried unanimously.

Sales Tax for the month of April is up 21.8%.

Mayor Pro-Tem Lonnie Garfield made a motion to approve payment of the C & C Sports Apparel invoice. The motion was seconded by Councilmember Raul Villarreal and carried the following vote, to-wit:

**AYES:** Mayor Pro-Tem Lonnie Garfield, Councilmember Cindy Pearce, Councilmember Raul Villarreal, Councilmember Erica Gillum

**NOES:** None

**ABSENT:** None

**ABSTAIN:** Councilmember Chase Murray

**AFFIDAVIT TO ABSTAIN  
HEMPSTEAD CITY COUNCIL**

**THE STATE OF TEXAS  
COUNTY OF WALLER  
CITY OF HEMPSTEAD**

I, **CHASE MURRAY**, as a member of the Hempstead City Council make this affidavit and hereby on oath state the following:

I have a substantial interest in a business entity or real property that may receive a special economic effect that is distinguishable from the effect on the public by a vote or decision of the Hempstead City Council as those terms are defined in Chapter 171 of the Local Government Code. The business entity or real property is:

Owner of the C & C SPORTS APPAREL

I, Chase Murray, have a substantial interest in this business entity or real property for the following reason:

The interest is ownership of 10% or 5,000 or more of the fair market Value of the business entity;

Upon the filing of this affidavit with the official record keeper for the City of Hempstead, I affirm that I shall abstain from any discussion, vote, or decision involving this business entity or real property and from any further participation in this matter whatsoever.

Signed this the 18<sup>th</sup> day of April, 2022.

/s/ Chase Murray  
Signature of Public Official

Councilmember  
Title

**THE STATE OF TEXAS  
COUNTY OF WALLER**

**BEFORE ME**, the undersigned authority, on this the 18<sup>th</sup> day of April, 2022, personally appeared Chase Murray, Councilmember, and by oath stated that the facts hereinabove stated are true and correct to the best of her knowledge.

/s/ Sabrina Alvarez  
Notary Public in and for the State of Texas

My commission expires: 04-3-24

Councilmember Raul Villarreal made a motion to approve payment of current bills. The motion was seconded by Councilmember Cindy Pearce, and carried unanimously.

There being no further business, Councilmember Lonnie Garfield made a motion to adjourn the meeting at 10:10 A.M.

**PASSED AND APPROVED** this the 16<sup>th</sup> day of May, A.D., 2022.

**APPROVED:**

**/s/:Dave Shelburne, Mayor**

**ATTEST:**

**/s/:Barbara Haffelfinger, City Secretary**