

State of Texas

County of Brazoria

City of Freeport, Texas

BE IT REMEMBERED, that the City Council of the City of Freeport, met on Monday, October 19th, 2009 at 6:00 p.m. at the Freeport Police Department, Municipal Court Room, 430 North Brazosport Boulevard, Freeport Texas for the purpose of considering the following agenda items:

City Council:                Larry L. McDonald  
                                      Clan A. Cameron  
                                      James W. Phillips  
                                      Ron Wise  
                                      Norma M. Garcia

Staff:                         Jeff Pynes, City Manager  
                                      Wallace Shaw, City Attorney  
                                      Delia Munoz, City Secretary  
                                      Nat Hickey, Property Manager  
                                      Larry Fansher, Parks Director  
                                      Bob Welch, Finance Director  
                                      Gus Flores, Police Capt.

Visitors:	Jim Pirrung	Dorothy Pirrung
	Melanie Oldham	Edna Allan
	John Stanford	Sherri Stanford
	Mary Stotler	Minnette Ashley
	Joyce Adkins	Kelly Adkins
	Judy Shaefer	Larry Shaefer
	Patrick Gore	Willie Garcia
	Ken Corley	Amanda Harrington
	Edward Garcia	Brenda Laird
	Lila Lloyd	Tammy Davis
	Yvette Ruiz	Alonzo Martinez
	Stanley Burke	Joaquin Damain
	William Rains	Eric Hayes
	Abel Melendez	Marti Melendez
	Mike Jones	Susie Wise
	Rosa McDonald	Carol Rangel
Kenny Kouches		

Call to Order.

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

Invocation.

City Attorney Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor McDonald led the Pledge of Allegiance.

Consideration of the approval of the October 5th, 2009 Council Minutes.

On a motion by Councilman Wise, seconded by Councilman Phillips, with all present voting "aye", Council unanimously approved the October 5th, 2009 Council Minutes.

Attending citizens and their business.

John Stanford, 703 W. 8<sup>th</sup> Street, passed out a copy of a letter to council from Jerri Yenne – District Attorney from Brazoria County on open meetings concerns.

**Public Hearing # 1 : The City Council of the City of Freeport will conduct a public hearing concerning whether or not the corporate limits of said City should be expanded by annexing some or all of the following described real property lying contiguous and adjacent thereto: 122 acres out of parts of the of the John Martin Survey, abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas to the City of Freeport; described in the property description attached to the public notice.**

Mayor McDonald opened the Public Hearing at 6:06 p.m., to conduct a public hearing concerning whether or not the corporate limits of said City should be expanded by annexing some or all of the following described real property lying contiguous and adjacent thereto: 122 acres out of parts of the of the John Martin Survey, abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas to the City of Freeport; described in the property description attached to the public notice.

Their being no questions or comments, Mayor McDonald closed the public hearing at 6:06 p.m.

**Consideration of the approval of a service plan for the proposed annexation to the City of Freeport of 122 acres out of parts of the John Martin Survey, Abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas.**

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting "aye", Council unanimously approved the service plan for the proposed annexation to the City of Freeport of 122 acres out of parts of the John Martin Survey, Abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas.

Consideration of the approval of Ordinance No. 2009-2231 amending Division (A) and (B) of Section 110.09 of the Code of Ordinance of said City to authorize, respectively, the sale of beer and mixed beverages on any day between 12:00 midnight and 2:00 a.m. by holders of beer or mixed beverages retail dealers late hours permits.

Melanie Oldham, Richard Curd, Stanley Burke, Councilman Phillips expressed their views and opposed the proposed ordinance.

Edward Garcia, Willie Garcia, Joaquin Damian, Loren Hayes, D. C. Smith, James Blalock expressed their views and favored the proposed ordinance.

On a motion by Councilman Wise, seconded by Councilwoman Garcia, with all present voting 3 to 2, Council approved Ordinance No. 2009-2231 amending Division (A) and (B) of Section 110.09 of the Code of Ordinance of said City to authorize, respectively, the sale of beer and mixed beverages on any day between 12:00 midnight and 2:00 a.m. by holders of beer or mixed beverages retail dealers late hours permits. Councilman Phillips and Councilman Cameron opposed.

Consideration of the approval of Resolution No. 2009-2213 authorizing the Mayor of said City to accept, subject to the reservation and exceptions described therein, a deed from the Freeport Economic Development Corporation to 0.38 acres, Block 1C, out of Freeport Townsite more particularly described in the field notes attached thereto and made a part thereof for all purpose and authorizing and directing the Finance Director of said City to pay the consideration therein described to the Treasurer of said corporation.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved Resolution No. 2009-2213 authorizing the Mayor of said City to accept, subject to the reservation and exceptions described therein, a deed from the Freeport Economic Development Corporation to 0.38 acres, Block 1C, out of Freeport Townsite more particularly described in the field notes attached thereto and made a part thereof for all purpose and authorizing and directing the Finance Director of said City to pay the consideration therein described to the Treasurer of said corporation.

Consideration of the approval of selling Block 631, Lots 20 & 21, Velasco Townsite, 815-817 North Ave. A. Tx. Id 8110-2289-000.

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting "aye", Council unanimously approved selling and setting a bid date for November 19<sup>th</sup>, 2009 on Block 631, Lots 20 & 21, Velasco Townsite, known as 815-817 North Ave. A., Tax Id. 8110-2289-000.

Consideration of the approval of contracting Seidel, Schroeder & Company to perform the financial statement audit for year ending September 30, 2009.

Reagendaed to November 16th, 2009.

Consideration of the approval of closing the 1000 block of West 7<sup>th</sup> Street between 6:00 p.m. and 8:00 p.m. on October 29<sup>th</sup>, 2009 for the Fall Festival of St. Mary Star of the Sea Catholic Church.

On a motion by Councilman Cameron, seconded by Councilman Phillips, with all present voting "aye", Council unanimously approved closing the 1000 block of West 7<sup>th</sup> Street between 6:00 p.m. and 8: 00 p.m. on October 29th, 2009 for the Fall Festival of St. Mary Star of the Sea Catholic Church.

#### Adjourn

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting "aye", the meeting was adjourned at 6:51 p.m.

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Delia Munoz  
City Secretary

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Larry L. McDonald  
Mayor