

STATE OF TEXAS

COUNTY OF BRAZORIA

CITY OF FREEPORT

BE IT REMEMBERED that the Economic Development Corporation of the City of Freeport met in a regular meeting on Thursday, June 7, 2007, at 6:30 P.M. at the Police Department Municipal Courtroom located at 430 North Brazosport Boulevard for the purpose of considering the following agenda items.

John Smith III, President
Hank Lippold, Treasurer (Absent)
Louis Jones
Ronald Theriot

Jacque Cundieff, Vice-President (Absent)
Norma Garcia, Secretary
Carlos Martinez

Visitors: Joyce Adkins and Cathy Williams

OPEN MEETING

Mr. Smith opened the meeting at 6:30 P.M.

CONSIDER APPROVAL OF THE MINUTES OF THE 5/24/07 MEETING

The minutes were approved on motion by Mr. Theriot, seconded by Ms. Garcia with all present voting aye.

CONSIDER APPROVAL OF EXPENDITURES

- \$27,500.00 – ANDREWS KURTH – MARINA LEGAL DOCS
- \$ 1,000.00 – FREEPORT LIONS – FISHING FIESTA
- \$ 6,860.03 – HALFF ASSOCIATES – MARINA PERMIT
- \$24,500.00 – MATULA & MATULA – LEVEE REROUTE

The above listed expenditures were approved on motion by Mr. Jones, seconded by Ms. Garcia with all present voting aye.

CITIZENS COMMENTS

Cathy Williams questioned how the EDC could make payments when it was reported in the City Council meeting that they have no money. The concept of committed funds was explained.

Joyce Adkins alleged that “closed door” meetings were going on involving the EDC related to Phil Elam with Avera Development. She was informed that her allegations are untrue.

CONSIDER ACCEPTING THE BIDS FOR THE CONCRETE WALL PORTION OF THE LEVEE REROUTE AND AWARDED THE BID

The bids were accepted and the job was awarded to LL & F Construction on motion by Mr. Jones and seconded by Mr. Martinez, with all present voting aye. LL & F Construction turned in a bid of \$202,536.50.

DIRECTOR'S REPORT

The marina permit is still in the hands of the USACE pending settlement of the historical confirmation actions requested by the Corp's archaeologist. We may be required to do additional documentation searches and employ divers to look at the river bottom. It is our contention that further action would be a waste of time and money.

A hearing in Judge Kent's courtroom resulted in a request that both party's attorneys file briefs for consideration no later than August. As you recall, Judge Kent originally ruled in favor of the EDC and the case was appealed to the Fifth Circuit by Western Seafood. The Fifth Circuit upheld Judge Kent's decision from a federal law standpoint but requested that he review his decision as to how Senate Bill 7 applies to the state law.

The meeting was adjourned at 6:52 P.M. on motion by Mr. Theriot, seconded by Ms. Garcia with all present voting aye.

These minutes read and approved this _____ day of _____, 2007.

John Smith III, President

ATTEST

Norma Garcia, Secretary

