

**CITY OF FREEPORT  
ECONOMIC DEVELOPMENT CORPORATION**

**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 scheduled meeting Thursday, August 12, 2010 at the Freeport City Council chambers at 403 N. Brazosport Boulevard, for the purpose of considering the following agenda items.

Jim Barnett (President)  
Lila Diehl (Secretary)  
Kenny Kouches  
William Rains

Elliot Cundieff (Vice-President)  
Sandra Wood-Wicke  
Lon Siddall

Visitors in attendance: Nicole Mireles, Joyce Atkins, Eric Hayes, Nathaniel Lukefahr, Richard Rangal, Mrs. Barnett.

**OPEN MEETING**

Meeting was called to order by Mr. Barnett at 6:00 pm, with all Board members in attendance except Mr. Cundieff.

**CITIZENS COMMENTS**

Joyce Atkins asked the Board why there were bills being paid that haven't been approved by the Board and wanted to know who authorized them, she felt like some Board members were meeting in private and that would be a quorum. She also asked why some Board members were talking to the Damians or Mr. Royall because there are lawsuits pending with them and she felt like they shouldn't be talking to them when they were involved in the lawsuits.

**CONSIDERATION APPROVAL OF MINUTES OF**

A motion to approve the minutes of July 22, 2010 meeting was made by Ms. Wood-Wicke, it was seconded by Mr. Rains and passed unanimously.

DISCUSSION WITH CITY MANAGER JEFF PYNES ON ISSUES RELATED TO HOUSING STRATEGIES AND FREEPORT MUNICIPAL MARINA

Mr. Pynes was ill so this item will be rescheduled for the next meeting 8/26/10.

CONSIDER APPROVAL OF PAYMENT OF BILLS

Mobile Mini - \$840.00 – This is for the Marina and is the City’s responsibility.  
Fossi & Jewell - \$13,677.00 – This bill has already been approved to be paid by the Board.

Fossi & Jewell -- \$448.15 – The Board would like an itemized list in detail of what this bill consists of. Mr. Siddall made a motion to not pay this item until we received an itemized bill and the Rex Maugens charge was taken off and billed to the City, the motion was seconded by Mr. Rains and passed unanimously.

DISSCUSSION OF NEW FEDC BUDGET

Mr. Barnett informed the Board that the Budget is still a work in progress, and that Mr. Welch and Mr. Barnett were going to look at it next Tuesday or Wednesday in greater detail. Right now the EDC has estimated revenue of about \$490,000.00 per year of which there is about \$400,000.00 that is committed. This leaves about \$90,000.00 for the EDC to use. The Board was asked if there were any ideas on how to use it. Mr. Rains was interested in the idea of using part on the housing issue. Ms. Wood-Wicke would like to see it used on the Bird Sanctuary Freeport Wetlands Project, she thought that Dow might even be interested in partnering with Freeport on this issue.

DISCUSS FEASIBILITY OF HIRING EXECUTIVE DIRECTOR

There was discussion about the possibility of hiring a person to be available to answer phones etc. but money was still an issue. Mr. Barnett is going to check at the City to see if there is an office or available space, with phone etc. to see what would be necessary if a person was hired.

DISCUSS FEASIBILITY OF HIRING FEDC ATTORNEY

It was discussed that we needed an attorney for legal questions when they arise because the City Attorney, Mr. Shaw is not allowed to advise us as it would be a conflict of interest. The EDC needs an attorney also located in Freeport to advise or answer questions when needed. Mr. Barnett is going to get in touch with Brooks Bass to see if he would be interested and report back to the Board.

REPORT ON ASBESTOS ABATEMENT COMPLAINT FILED WITH TEXAS DEPARTMENT OF HEALTH SERVICES

There were 2 Complaints filed, the first was subject to \$2000.00 fine.

The second was subject to \$5000.00 fine.

The fines were charged because procedure wasn’t followed. The tests determined that there was no asbestos found, so there were 3 things the EDC has to do, they are:

1. The first fine will be dropped to \$0.00
2. The second fine will be lowered to \$500.00
3. Mr. Barnett will attend an Asbestos Seminar and Training in September in Austin.

EXECUTIVE SESSION: SECTION 551.072

Deliberations concerning the purchase, exchange, lease or value of real property when deliberations in an open meeting might have a detrimental affect on the position of the Board of Directors in negotiations with a third party, to wit: Briarwood Capital

ACTION AS A RESULT OF EXECUTIVE SESSION

A motion was made by Mr. Siddall to put the attorneys (Fossi & Jewell) on hold for 60 days, and to authorize negotiations between the Board and Briarwood Capital, and that the Board appoint Mr. Barnett and Ms. Wood-Wicke to the committee, and to ask Councilwoman Mireles to also be present at the negotiations. The motion was seconded by Mr. Rains, and passed unanimously.

ADJOURN

A motion to adjourn was made by Ms. Wood-Wicke; it was seconded by Mr. Siddall and passed unanimously. Meeting was adjourned at 7:31 pm.

These minutes were read and approved this \_\_\_\_\_ day of August, 2010.

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James Barnett, President

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Attested to by Lila Diehl, Secretary

