

NOTICE OF PUBLIC MEETING  
THE FREEPORT CITY COUNCIL  
MONDAY, JUNE 3RD, 2013, 6:00 P.M.  
FREEPORT MUNICIPAL COURT ROOM  
FREEPORT POLICE DEPARTMENT, 430 NORTH BRAZOSPORT BLVD.  
FREEPORT, TEXAS  
AGENDA  
FORMAL SESSION

1. Call to order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration of approving the May 20th, 2013 Council Minutes. Pg. 368-370
5. Attending citizens and their business.
6. The selection of the Mayor Pro Tem. Pg. 371-372
7. Consideration of approving Resolution No. 2013-2409 authorizing designated signators for contractual documents for requesting funds pertaining to the Texas Community Development Block Grant Disaster Recovery Program project. Pg. 373-374
8. Consideration of approving Veolia Water's proposal for the Community Development Block Grant project- pipe cleaning and camera inspection. Pg. 375-380
9. Consideration of selling the City's interest on Block 507, Lot 6, Velasco Townsite, known as 14 North Ave. F., Tx. Id No. 8110-1034-001. Pg. 381-384
10. Consideration of approving the appointment of a Chief of Police by the City Manager according to Section 4.02, of the Home Rule Charter. Pg. 385

Work Session:

- A. Update by Mike Darlow of Perdue Brandon Fielder Collins & Mott LLP concerning the collection report. (Book)
- B. Power Point presentation by James Hollis, Transportation Director regarding the Gulf Coast Center/Connect Transit system.

## Executive Session

### Section 551.071, Government Code

Consultation with City Attorney concerning pending or contemplated litigation, settlement offers or other matters in which his duty to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Government Code, to wit;

- Freeport Marina Legations.

### Section 551.074, Government Code

Deliberations concerning the responsibilities and duties of a public officer or employee.

- City Manager

Consultation regarding the appointment of the Chief of Police, according to Section 4.02, of the Home Rule Charter.

### Section 551.074, Government Code

Deliberations concerning the appointment, employment of a public officer or employee:

- Dan Pennington
- Kevin Reaves

### Section 551.071, Government Code

Consultation with City Attorney concerning pending or contemplated litigation, settlement offers or other matters in which his duty to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Government Code, to wit;

- Freeport Marina Legations.

Items not necessary discussed in the order they appear on the agenda. The Council at its discretion may take action on any or all of the items as listed. This notice is posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code).

In compliance with the Americans with Disabilities Act, the City of Freeport will provide for reasonable accommodations for persons attending City Council Meetings. Request should be received 48 hours prior to the meeting. Please contact the City Secretary office at 979-233-3526.

I, Delia Munoz City Secretary for the City of Freeport, Texas certify that this agenda was posted on the official bulletin board/glass door of City Hall, facing the rear parking lot of the building, with 24 hours a day public access, 200 West 2nd Street, Freeport Texas, May 31st, 2013 at or before 5:00 p.m.

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Delia Munoz - City Secretary  
City of Freeport, Texas

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, May 20<sup>th</sup>, 2013 at 6:00 p.m. at the Freeport Municipal Court Room, 430 North Brazosport Boulevard, for the purpose of considering the following agenda items:

City Council: Mayor Norma M. Garcia  
Councilwoman Michelle Kent  
Councilman Fred Bolton  
Councilwoman Sandra Loeza  
Councilwoman Sandra Barbree

Staff: Jeff Pynes, City Manager  
Gilbert Arispe, Asst. City Manager  
Nat Hickey, Property Manager  
Brain Davis, Fire Chief  
Dan Pennington, Interim Police Chief  
Bob Welch, Finance Director  
Larry Fansher, Park Director  
Lonie Kershaw, Human Resources

Visitors: Arthur Moreno Shannon Daughtry  
Guadalupe "Jay" Garcia Guadalupe Garcia, III  
Danielle Soto Jim Pirrung  
Linda Ardoin Lila Lloyd  
Beverly Nixon Milam Miller  
Juanita Cardozo Abbey Webster  
Wendie Silguero Jerry Meeks  
Darlene Weir Yesenia Alanis

Call to order

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

Invocation

City Attorney Mr. Wallace Shaw offered the invocation.

Pledge of Allegiance

Justice of the Peace Milam Miller led the Pledge of Allegiance.

Consideration of approving the May 6th, 2013 Council Minutes.

On a motion by Councilwoman Barbree, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved the May 6th, 2013 Council Minutes.

Attending citizens and their business.

There were none.

Consideration of approving Ordinance No. 2013-2037 canvassing the returns and declaring the results of the 2013 Annual Election.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Ordinance No. 2013-2037 canvassing the returns and declaring the results of the 2013 Annual Election.

Administer Oath of Office to duly re-elect Mayor Norma M. Garcia and Fred Bolton Councilman for Ward B and Sandra Barbree Councilwoman for Ward D.

Justice of the Peace Milam Miller administers the Oath of Office to duly re-elect Mayor Norma M. Garcia, Fred Bolton Councilman for Ward B and Sandra Barbree Councilwoman for Ward D.

The selection of the Mayor Pro Tem.

This item was regendaed.

**Proclamation: Proclaim May 2013 Motorcycle Safety and Awareness Month**

Mayor Norma M. Garcia read a proclamation proclaiming May 2013 Motorcycle Safety and Awareness Month.

Consideration of approving and authorizing the Director of Finance to pay one-half being \$7,500.00 of invoice No. 155-2012-2544 to Integra Realty Resources-Houston for the Freeport Municipal Marina appraisal services.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved and authorized the Director of Finance to pay one-half being \$7,500.00 of invoice No. 155-2012-2544 to Integra Realty Resources-Houston for the Freeport Municipal Marina appraisal services.

Consideration of approving Resolution No 2013-2408 to executive a Special Warranty Deed conveying, subject to a reservation of all necessary easements for maintaining and utilizing existing utility lines, cables, poles and mains and those that may be needed in the future, one-half of Caldwell Street, between South Ave. H and South Ave. I, vacated by Ordinance No. 1109, to Raul Perez, being the portion of said street abutting Block 70 of the Velasco Townsite, for the Fair Market Value thereof determined by the appraisal attached hereto in accordance with Section 272.001 of the local government code.

This item was reagendaed.

Work Session

Consider and discuss the Chief of Police applications:

Dan Pennington  
Kevin Reaves  
Haril Walpole

The Mayor Norma Garcia introduced the candidates for the Chief of Police position and asked the audience and staff if they had any questions to the applicants, to address them individually.

Adjourn

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree with all present voting "aye", Council adjourned at 7:10 p.m.

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Mayor Norma M. Garcia  
City of Freeport, Texas

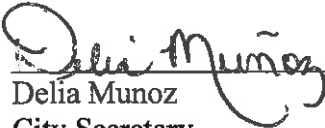
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City Secretary – Delia Munoz  
City of Freeport, Texas

## CITY'S SECRETARY CERTIFICATE

I, Delia Munoz, City Secretary of the City of Freeport, Texas do hereby certify that Councilwoman Mitchell Kent is the member of the City Council having the longest length of continuous service and, according to the Home Rule Charter, Section 3.05 of The Home Rule Charter of the City of Freeport, is entitled to be Mayor Pro Tem..

Witness my official signature and the seal of the City's affixed this 29th day of May 2013 .

  
\_\_\_\_\_  
Delia Munoz  
City Secretary  
City of Freeport

Seal

### **SECTION 3.05. MAYOR PRO TEM.**

At the first meeting of the city council at which the returns of the annual election are canvassed, the council member having the longest length of continuous service on the city council shall be identified as such by the City Secretary and such identification entered upon the minutes of such meeting. Thereafter, such member shall serve as mayor pro tem until the next annual election of officers. Where two or more council members are identified by the City Secretary as sharing the status of having the longest length of continuous service or in the event the council member having the longest length of continuous service on the city council declines in writing to serve as mayor pro tem, the city council, at its first meeting after each annual election of officers shall elect a mayor pro tem from among those sharing such status to serve until the next annual election of officers. As used herein, the term 'continuous service' shall mean uninterrupted service on the city council up to the date of such meeting. The mayor pro tem shall perform all the duties of the mayor in the absence or disability of the mayor, and shall assume the office of mayor for the remainder of the unexpired term in the event the office of mayor becomes vacant. If both the mayor and mayor pro tem are absent from any meeting of the city council at which a quorum is present, the members present shall elect a temporary mayor pro tem to preside at such meeting.

(Amendment adopted by electorate 5-2-98)



*Planning, Housing, and  
Community Development Services  
for Rural Texas Since 1979*

**Kelly Dibbens**      **CD Project Manager**  
**2201 Northland Dr.**      **Voice (512) 420-0303-316**  
**Austin, Texas 78756**      **Fax (888)256-5559**  
**kellyd@grantworks.net**

**To:** Bob Welch, Finance Director      **Date:** 05/28/13  
**Locality:** City of Freeport      **Project:** 13-151-000-7243  
**Subject:** Project Start-up Forms for Disaster Recover Supplemental – Round 2.2

Dear Bob,

Congratulations on the City's DRS Round 2.2 project award. In order to get the grant started, we must submit the "start up" paperwork to the General Land Office (GLO). I am sending you a packet of documents that will require signatures. The state requires that the City Council approve some resolutions for the grant. Please place the following item on the agenda for the next City Council Meeting:

- **Consider resolution to designate authorized signators for the DRS Round 2.2 Project**

Please send copies of the approved resolutions along with the documentation in the "start up" packet to GrantWorks. Once we receive the executed documents we will submit everything to the state on the City's behalf. Please feel free to contact me with any questions or concerns.

Thanks!

A handwritten signature in black ink that reads "Kelly Dibbens". The signature is written in a cursive, flowing style.



**RESOLUTION**     2013-2409

RESOLUTION OF THE CITY OF FREEPORT, TEXAS, AUTHORIZING DESIGNATED SIGNATORS FOR CONTRACTUAL DOCUMENTS FOR REQUESTING FUNDS PERTAINING TO THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY PROGRAM CONTRACT 13-151-000-7243.

**WHEREAS**, the City of Freeport has received a Texas Community Development Block Grant Disaster Recovery award to provide Water & Sewer System Improvements; and

**WHEREAS**, it is necessary to appoint persons to execute contractual documents and documents requesting funds from the GLO, and;

**WHEREAS**, an original signed copy of the Depository/Authorized Signatories Designation Form is to be submitted with a copy of this Resolution, and;

**WHEREAS**, the City of Freeport acknowledges that in the even that an authorized signatory of the City changes (elections, illness, resignations, etc.) the City must provide TxCDBG with the following:

- a resolution stating who the new authorized signatory is (not required if this original resolution names only the title and not the name of the signatory); and
- a revised *Depository/ Authorized Signatories Designation Form*

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FREEPORT, TEXAS, AS FOLLOWS:**

The Mayor be authorized to execute contractual documents between the Texas General Land Office and the City for the Texas Community Development Block Grant Disaster Recovery Program project.

The Mayor, City Manager and Assistant City Manager be authorized to execute the *State of Texas Purchase Voucher* and *Request for Payment Form* documents required for requesting funds approved in the Texas Community Development Block Grant Disaster Recovery Program project.

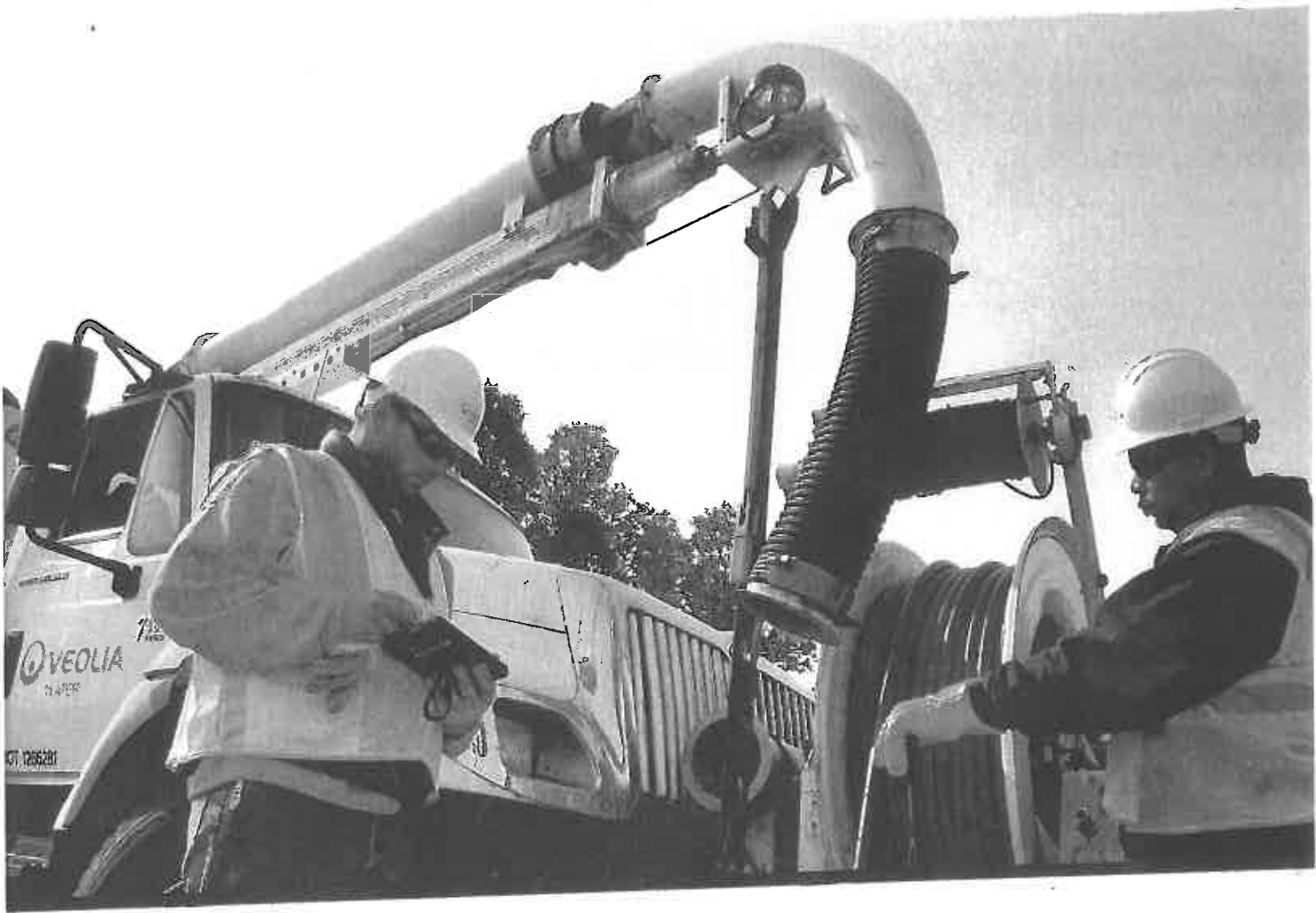
**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS,**  
on \_\_\_\_\_, 2013.

**APPROVED:**

\_\_\_\_\_  
Mayor

**ATTEST**

\_\_\_\_\_  
City Secretary



Submitted to:

**City of Freeport  
Texas**

**BID/PROPOSAL  
Pipeline Cleaning and  
CCTV Inspection Services**

March 8, 2013

Pg. 375



CITY OF FREEPORT  
FREEPORT, TEXAS 77541

BID PROPOSAL

Pipeline Cleaning and CCTV Inspection

BID OPENING: ENTER DATE AND TIME

TO: Jeff Pynes  
City Manager  
City Hall, 2<sup>nd</sup> Floor  
200 West 2<sup>nd</sup> Street  
Freeport, Texas 77541

The undersigned, as bidder, agrees to furnish all materials, labor and equipment to complete the work as specified and declares that no person or persons, other than those named herein, are interested in this Proposal; that this Proposal is made without collusion with any person, firm, or corporation; that he has carefully examined the location of the proposed work; that no person or persons acting in any official capacity for the Town is directly or indirectly interested therein or in any portion of the profit thereof; and that he proposes and agrees, if this Proposal is accepted, to provide all necessary equipment, tools, labor and deliver and to do all work and furnish all materials specified in the Contract, in the manner and time therein prescribed, and according to the requirements of the Town as therein set forth, and that he will take in full payment therefor, the following unit prices and lump sums, to wit:

FIRM Veolia Water North America - Central, LLC  
Name  
184 Shuman Boulevard, Suite 450  
Street  
Naperville Illinois 60563  
City State Zip Code  
NAME John Wood - President - Veolia Water North America - Central, LLC  
Please Print  
TELEPHONE NUMBER 630-778-4828  
FAX NUMBER 630/778-4830  
EMAIL ADDRESS john.wood@veoliawaterna.com  
SIGNED John M. Wood DATE March 8, 2013

**PROPOSAL**

Item Number	Item Name and Unit Bid Prices Written in Words and Figures	Estimated Quantity	Total Amount of Item (in figures)
1	For light hydraulic cleaning (one to two passes) and removal of flushings from sewer (i.e. Vactor truck; in-Town disposal location will be provided) and internal TV inspection of gravity sewer mains with DVD and color copy of reports, per linear foot, the price of:	x 50,000 lf =	\$ <u>100,000.00</u>
	<u>\$ 2.00</u>		

Payment Terms 30 Days Net

Time to Completion 60 Working Days Working Days

Warranty Per the terms of the negotiated agreement.

Have you taken any exceptions or have you deviated from our printed specification and if so, are such suggested changes clearly noted on the page provided for exceptions to specifications?

yes

no

**\* Veolia Water has provided one Clarification and one Exception to the proposed specifications and agreement terms provided by the City, and these are noted on the next page.**



RECEIPT OF ADDENDA

<u>ADDENDUM #</u>	<u>SIGNATURE</u>	<u>DATE</u>
1.	(No addenda were issued for this request.)	__/__/__
2.	_____	__/__/__
3.	_____	__/__/__
4.	_____	__/__/__

NAME OF BIDDER: Veolia Water North America - Central, LLC

OFFICIAL ADDRESS: 184 Shuman Boulevard, Suite 450, Naperville, IL 60563

PHONE NUMBER: 630/778-4828

BY: John Wood TITLE: President  
(Please Print)

DATE: March 8, 2013

SIGNATURE: 



PROPERTY MANAGEMENT

Jeff Pynes  
Chief Executive Officer  
City Manager

May 31, 2013

Jeff Pynes  
City Manager

re: Lot 6, Block 507, Velasco Townsite  
14 North Avenue F  
Tax ID 8110-1034-001

Please place the following item on the July 3, 2013, City Council agenda:

Discuss / consider the sale of lot 6, block 507, Velasco Townsite, known as  
14 North Avenue F, Tax ID 8110-1034-001.

This property was acquired from the J. G Long estate, along with the purchase of various  
Urban Renewal tracts, on January 2, 2008, for \$100.

The Appraisal District appraised value is \$2,340.00 as of 3-18-13. Plat and CAD sheet  
attached.

Mr Jesus Robledo is interested in purchasing.

This is property #2 video as of 5-31-13

Zoning: C-2

N C Hickey  
Property

attach

/s





Block: **507** Owner **Urban Renewal**

Lot(s) **6** Tax ID **8110-1034-001** Deed **08-001346**

Street Address **14 North Avenue F**

**NOT IN URBAN RENEWAL PROJECT**

North Avenue G

24	UR
23	UR
22	UR
21	UR
20	Freeport UR
19	Freeport UR
18	Freeport UR
17	UR
16	UR
15	UR
14	UR
13	UR

Groce

Block 525

1	Mack
2	Mack
3	Mack
4	Mack
5	Cedric Mack
6	Urban Renewal
7	Lamar Jordan
8	Mack
9	Mack
10	Mack
11	WILLIAMS
12	WILLIAMS

North Avenue F

Jesus Robledo wants to purchase. Get appraisal? Advise?  
 File the deed with 2/26/08?

Brazoria CAD

3-18-2013  
 Direct  
 Get info

Property Search Results > 260251 URBAN RENEWAL for Year 2013

Property

Account

Property ID: 260251

Legal Description: VELASCO (FREEPORT), BLOCK 507, LOT 6

Geographic ID: 8110-1034-001

Agent Code:

Type: Real

Property Use Code:

Property Use Description:

Location

Address: 1st N AVE F FREEPORT,

Mapsc0:

Neighborhood: VELASCO

Map ID:

Neighborhood CD: S8110

Owner

Name: URBAN RENEWAL

Owner ID: 98692

Mailing Address: % CITY OF FREEPORT  
 PO BOX 2591  
 FREEPORT, TX 77542-2591

% Ownership: 100.0000000000%

Exemptions: EX

Values

(+) Improvement Homesite Value:	+	N/A
(+) Improvement Non-Homesite Value:	+	N/A
(+) Land Homesite Value:	+	N/A
(+) Land Non-Homesite Value:	+	N/A Ag / Tir
(+) Agricultural Market Valuation:	+	N/A
(+) Timber Market Valuation:	+	N/A
<hr/>		
(=) Market Value:	=	N/A
(-) Ag or Timber Use Value Reduction:	-	N/A
<hr/>		
(=) Appraised Value:	=	N/A
(-) HS Cap:	-	N/A
<hr/>		
(=) Assessed Value:	=	N/A

Jesus Robledo  
 979  
 709-9147  
 B507  
 LL

Taxing Jurisdiction

Owner: URBAN RENEWAL  
 % Ownership: 100.0000000000%  
 Total Value: N/A

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	BRAZORIA COUNTY APPRAISAL DISTRICT	N/A	N/A	N/A	N/A
CFP	CITY OF FREEPORT	N/A	N/A	N/A	N/A
DR2	VELASCO DRAINAGE DISTRICT	N/A	N/A	N/A	N/A
GBC	BRAZORIA COUNTY	N/A	N/A	N/A	N/A
JBR	BRAZOSPORT COLLEGE	N/A	N/A	N/A	N/A
NAV	PORT FREEPORT	N/A	N/A	N/A	N/A

RDB	ROAD & BRIDGE FUND	N/A	N/A	N/A	N/A
SBR	BRAZOSPORT INDEPENDENT SCHOOL DISTRICT	N/A	N/A	N/A	N/A
Total Tax Rate:		N/A			
				Taxes w/Current Exemptions:	N/A
				Taxes w/o Exemptions:	N/A

**Improvement / Building**

No improvements exist for this property.

**Land**

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	S1	PRIMARY SITE	0.0717	3125.00	0.00	0.00	N/A	N/A

**Roll Value History**

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2013		N/A	N/A	N/A	N/A	N/A
2012		\$0	\$2,340	0	2,340	\$0 \$2,340
2011		\$0	\$2,340	0	2,340	\$0 \$2,340
2010		\$0	\$2,340	0	2,340	\$0 \$2,340
2009		\$0	\$2,340	0	2,340	\$0 \$2,340
2008		\$0	\$2,030	0	2,030	\$0 \$2,030
2007		\$0	\$2,030	0	2,030	\$0 \$2,030
2006		\$0	\$2,030	0	2,030	\$0 \$2,030
2005		\$0	\$2,030	0	2,030	\$0 \$2,030
2004		\$0	\$1,410	0	1,410	\$0 \$1,410
2003		\$0	\$1,410	0	1,410	\$0 \$1,410
2002		\$0	\$1,410	0	1,410	\$0 \$1,410
2001		\$0	\$1,410	0	1,410	\$0 \$1,410

**Deed History - (Last 3 Deed Transactions)**

#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	1/2/2008 12:00:00 AM	WD	WARRANTY DEED	LONG J G ESTATE	URBAN RENEWAL	08	001346	
2	12/23/2002 12:00:00 AM	WD	WARRANTY DEED	LONG J G ESTATE	LONG J G ESTATE	03	000715	0
3	2/22/2001 12:00:00 AM	GD	GIFT DEED	LONG J G ESTATE	LONG J G ESTATE	01	008986	0

**Questions Please Call (979) 849-7792**

**This year is not certified and ALL values will be represented with "N/A".**

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This site only supports Internet Explorer 6+, Netscape 7+ and Firefox 1.5+.

**SECTION 4.02. DEPARTMENT OF POLICE.**

There shall be established and maintained a Department of Police to preserve order within the City and to secure the residents of said City from violence and the property therein from injury or loss.

(a) *Chief of Police.* The chief of police shall be the chief administrative officer of the department of police. He shall, with the approval of the City Manager, appoint and remove the employees of such department and shall perform such other duties as may be required of him by the city council. The chief of police shall be appointed by the city manager, with the approval of the city council, for an indefinite term. The chief of police shall be responsible to the city manager for the administration of the police department and the carrying out of the directives of the city council. The chief of police may be removed from office by the city manager with the approval of the city council.

(b) *Special Police.* No persons except as otherwise provided by general law or this Charter or the ordinances passed pursuant thereto shall act as special police or special detective.

(Amendment adopted by electorate 5-7-94)