

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, February 4th, 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 Barbree

Staff: Jeff Pynes, City Manager
Gilbert Arispe, Asst. City Manager
Wallace Shaw, City Attorney
Delia Munoz, City Secretary
Nat Hickey, Property Manager
Brian Davis, Fire Chief
Bob Welch, Finance Director
Larry Fansher, Parks Director

Visitors: Laura Taft
Wayne Shaw
Nicolosa Mireles
Eileen Koenig
Sandra Leavey
Jim Barnett
Jim Pirrung
Denise Harper
Evelyn Burrige
Shelia Morrow
Jennifer Bolton
Bill Morris
Mark Sanford
Eric Hayes
George Beamon
Christi Mendoza
Alonzo Martinez
Jerry Meeks
Clan Cameron
Dan Tarver
Tobey Davenport
Cindy Cain
Lalita Simple
Lucky Gilbert
Linda Arloin
Richard Rangel
Sandra Barnett
Shirley Theriot
M. E. Burrige
Edward Garcia
Lila Lloyd
Manning Rollerson
Annette Sanford
Carol Betteney
Lila Diehl
Juanita Cordozo
Yvette Ruiz
John Stanford
Jim Butler
Roy Yates
Dan Pennington

Call to order.

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

Invocation.

City Attorney Wallace Shaw offered the invocation.

Pledge of Allegiance.

John Stanford led the Pledge of Allegiance.

Consideration of approving the January 7th, 2013 Council Minutes.

On a motion by Councilwoman Barbree, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved the January 7th, 2013 Council Minutes.

Attending citizens and their business.

Mayor Norma Garcia read out the rules for public comments.

Laura Taff of 1626 W. 7th Street complaint about Waste Management not picking up the trash.

Dan Tarver of 919 N. Ave. A. asked Council to reconsider selling property to Briarwood Holdings, LLC.

Sandra Leavey of 311 W. Broad asked what impact would the City have regarding the Brazosport Marine Action Team Grant. She asked what was planned for February 8th, 2013 for John Stanford Day".

Consideration of approving Resolution No. 2013-2408 supporting creation of the Lone Star Coastal National Recreation Area.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Resolution No. 2013-2408 supporting creation of the Lone Star Coastal National Recreation Area.

Consideration of approving Ordinance No. 2013-2033 amending the budget for the fiscal year 2012-2013.

On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Ordinance No. 2013-2033 amending the budget for the fiscal year 2012-2013.

Consideration of approving and authorizing the City Manager to sign a Notice to Proceed for the DWI Selective Traffic Enforcement Program between Houston-Galveston Area Council and the City of Freeport.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved authorizing the City Manager to sign a Notice to Proceed for the DWI Selective Traffic Enforcement Program between Houston-Galveston Area Council and the City of Freeport.

Consideration of rescheduling February 18th, 2013 Council Meeting to February 19th, 2013 due to President's Day holiday.

On a motion by Councilwoman Kent, seconded by Councilman Barbree, with all present voting "aye", Council unanimously approved rescheduling February 18th, 2013 Council Meeting to February 19th, 2013 due to President's Day holiday.

Consideration of approving the appraised value and closing, abandoning and selling 0.142 acres of East Brazos Street right-of-way, out T. F. McKinney Labor No. 6, Abstract 87 and S. F. Austin 1/3 League, Abstract 28, 200 Block, East Brazos right-of-way.

On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously voted to table this item.

Consideration of approving Ordinance No. 2013-2031 abandoning and closing an unused portion of the right-of-way located within the corporate limits of the City of Freeport, in Brazoria County, Texas described as that portion of East Brazos opposite Lots 1 through 4, Block 16 of the Freeport Townsite.

On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously voted to table this item.

Consideration and possible action regarding ratification of Police Chief severance agreement.

Mayor Norma Garcia closed the Formal Agenda and Opened the Executive Session at 6:15 p.m.

Mayor Norma Garcia reconvened the Formal Session to motion on No. 12 of the agenda.

On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Police Chief Ty Morrow retirement severance agreement.

Executive Session:

Section 551.074, Government Code

Deliberation concerning the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee, to wit:

- City Manager
(no action taken)

Section 551.071, Government Code

Consultation with attorney concerning pending or contemplated litigation; a settlement offer; or a matter in which the duty of the attorney requires it.

- Police Chief Ty Morrow
(action taken on item 12 of the agenda)

Mayor Garcia closed the Executive Session at 7:04 p.m. and reconvened the Formal Session to motion on No. 12 of the Agenda.

Adjourn

On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting "aye", Council meeting adjourned at 7:12 p.m.

Mayor Norma M. Garcia
City of Freeport, Texas

Delia Munoz, City Secretary
City of Freeport, Texas