

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport, met on Monday, July 11, 2016 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: Mayor Norma Moreno Garcia  
Councilman Larry L. McDonald  
Councilman Fred Bolton  
Councilwoman Nicole Mireles  
Councilwoman Sandra Barbree

Staff: Jeff Pynes, City Manager  
Gilbert Arispe, Assistant City Manager  
Delia Munoz, City Secretary  
Wallace Shaw, City Attorney  
Nat Hickey, Property Manager  
Bob Welch, Finance Director  
Dan Pennington, Police Chief

Visitors: Ruben Renobato Ruth Renobato  
Larry Nutt Ronald Woodruff  
Joe Morrow Keith Stumbaugh  
Sam Reyna Margaret McMahan  
Mary Garcia Edward T. Garcia  
Jessie Parker Vivian Alford  
D. Woolsey Manning Rollerson  
Melanie Oldham Annette Sanford  
Veronica Gomez Johnathan Sublet  
Lila Lloyd Mike Darlow  
Jerry Meeks Ty Morrow  
Larry Fansher Sandra Barnett  
Jim Barnett D. Woodley  
Kenny Kouches

Call to order.

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

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Norma Moreno Garcia led the Pledge of Allegiance.

Attending citizens and their business.

Denzil Woodley of 518 E. 2<sup>nd</sup> Street addressed Council on the heavy trucks and pollution on East 2<sup>nd</sup> Street. They have knocked down his trash and affected the ceiling and sheet rock to crack at his house.

Manning Rollerson of 1921 Yellowstone stated that he has dumping on his property in the East End. He is living with his son on Yellowstone and Ave. O and has observed citizens; policemen and council members run the stop sign.

Jessie Parker of 323 E. 7<sup>th</sup> Street, has reported pot holes in front of house, nothing has been done to correct it.

Vivian Alford of E. Broad stated that the trucks do not stop at yield signs and the roads are in terrible shape. Sycamore, 2<sup>nd</sup> Street, Broad Street has pot holes and 4<sup>th</sup> Street has caved in. She asked if the Port could take property through eminent domain.

Keith Stambaugh of 518 W. 4<sup>th</sup> Street is a Registered Professional Engineer for the State of Texas, is required by the Texas State Law to take continuing education classes, 15 hours a year and one of the classes is Ethics. He received in the mail a flier from a private enterprise with the City's postage. He recommends that Council take a class of Ethical Behavior to avoid the appearance of unethical behavior.

Margaret McMahan of 1330 W. 8<sup>th</sup> St., and spokesperson for the Concern Citizens of Freeport, voiced concern about the apparent life, Ethics and transparency being displayed by our city government: She read out 10 Ethics Violations; limited citizens involvement and debate; stop conversation and debate from citizens who elected you; the manner that boards and commissions were conducted, motions made and no call for discussion, appointing a family member to the boards and commissions of the city; violates the Charter Review, Nepotism rule, using public funds to market non city related events in the city's utilities bill, failure to follow the Planning Commission recommendation when it comes to developing roads and infrastructure, selectively enforcing of city ordinances against certain families can be seen as discriminatory; dismissal of staff members; Human Resources, Fire Chief, Parks Director and Code Enforcement, City employees driving city vehicles to home; 90% of the citizens prefer that roads, sewers and infrastructure to fixed prior to spending \$12,000,000, on a Sports Complex, City Manager applying double standard rules, showing favoritism and selectively enforcement new rules on facilities for certain city groups. A member of the City Council being on the Lions Club and on the Blue Festival is a conflict of interest when it's being budgeted.

Johnathan Sublet of 402 W. 4<sup>th</sup> St., is 36 years old and holds 2 degrees, has been refused service several times. Coming to Freeport, he has built a relationship with Ty Morrow and Chief Dan Pennington and others. Building relationships, having goals, seeing them at breakfast, working out with the SWAT team at the gym, makes him feel safe in the community. He thanks Law Enforcement.

Consideration of approving June 20, 2016 Council Minutes.

On a motion by Councilwoman Mireles, seconded by Councilman McDonald, with all present voting "Aye", Council unanimously approved the minutes of June 20, 2016 with the correction of Councilwoman to Councilman McDonald.

Consideration of approving Resolution 2016-2498 reappointing Lesa Girouard, and appointing Sandra Loeza and Johnathan Sublet to the Planning Commission of the City of Freeport.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2498 reappointing Lesa Girouard, and appointing Sandra Loeza and Johnathan Sublet to the Planning Commission of the City of Freeport.

Consideration of approving Resolution No. 2016-2499 appointing Julie Swain and Richard W. Fisher to the Library Board of the City of Freeport.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2499 appointing Julie Swain and Richard W. Fisher to the Library Board of the City of Freeport.

Consideration of approving Resolution No. 2016-2500 reappointing Eric Hayes, Annette Sanford and Raul Ramirez to the Board of Adjustments of the City of Freeport.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2500 reappointing Eric Hayes, Annette Sanford and Raul Ramirez to the Board of Adjustments of the City of Freeport.

Consideration of approving Resolution No. 2016-2501 reappointing Melanie Oldham and appointing Mary Stedman to the Urban Renewal Board of the City of Freeport.

On a motion by Councilman McDonald, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2501 reappointing Melanie Oldham and appointing Mary Stedman to the Urban Renewal Board of the City of Freeport.

Consideration of approving Resolution No. 2016-2502 reappointing Rosemary Bravo, Nino Herrera and Chris Kozak to the Beautification, Parks and Recreation Committee of the City of Freeport.

On a motion by Councilwoman Barbree, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2502 reappointing Rosemary Bravo, Nino Herrera and Chris Kozak to the Beautification, Parks and Recreation Committee of the City of Freeport.

Consideration of approving Resolution No. 2016-2503 reappointing Brooks Bass, Troy Brimage and Drew Ryder to the Economic Development Corporation of the City of Freeport.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2503 reappointing Brooks Bass, Troy Brimage and Drew Ryder to the Economic Development Corporation of the City of Freeport.

Consideration of approving Resolution No. 2016-2504 reappointing Carol Rangel and Mary K. Talbert and appointing Rosa Segovia to the Senior Citizens Commission of the City of Freeport.

On a motion by Councilman McDonald, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2504 reappointing Carol Rangel and Mary K. Talbert and appointing Rosa Segovia to the Senior Citizens Commission of the City of Freeport.

Consideration of the approval of Resolution No. 2016-2505 approving issuance up to a maximum amount of \$22,695,000. Brazosport Water Authority Water Supply System Revenue Bonds; and containing other provisions relating to the subject.

On a motion by Councilwoman Barbree, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved Resolution No. 2016-2505 approving issuance up to a maximum amount of \$22,695,000. Brazosport Water Authority Water Supply System Revenue Bonds; and containing other provisions relating to the subject.

Consideration of advertising and setting a bid date for August 17, 2016 for installation of concrete set to grade and stabilize on (1) Fourth Street, beginning at the East Side of Dixie Drive to apron at Brazosport Blvd. (2) Eighth Street, intersection with Riverview only, replace street, gutter and sidewalk and restripe with original markings, and (3) 1600 block of Fifth, from Yaupon to Mulberry, replace curb, gutter and sidewalk.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved advertising and setting a bid date for August 17, 2016 for installation of concrete set to grade and stabilize on (1) Fourth Street, beginning at the East Side of Dixie Drive to apron at Brazosport Blvd. (2) Eighth Street, intersection with Riverview only, replace street, gutter and sidewalk and restripe with original markings, and (3) 1600 block of Fifth, from Yaupon to Mulberry, replace curb, gutter and sidewalk.

Consideration of approving and releasing the City's interest in trust property on Block 8, Lot 22, Freeport Townsite, Tax Id. 7750-0195-111, known as 1002 West 12<sup>th</sup> Street.

On a motion by Councilman Bolton, seconded by Councilwoman Mireles, with all present voting "Aye", Council unanimously approved releasing the City's interest in trust property on Block 8, Lot 22, Freeport Townsite, Tax Id 7750-0195-111, known as 1002 West 12<sup>th</sup> Street.

Consideration of approving and releasing the City's interest in trust property on Block 87, Lot 11, Velasco Townsite, Tax Id. 8110-0882-000, known as 22 South Ave. F.

On a motion by Councilman McDonald, seconded by Councilwoman Mireles, with all present voting "Aye", Council unanimously approved releasing the City's interest in trust property on Block 87, Lot 11, Velasco Townsite, Tax Id. 8110-0882-000, known as 22 South Ave. F.

Consideration of approving and releasing the City's interest in trust property on Block 746, Lot 5-6, Velasco Townsite, Tax Id 8110-3440-000, known as 1414-1416 North Ave. P.

On a motion by Councilman McDonald, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved releasing the City's interest in trust property on Block 746, Lot 5-6, Velasco Townsite, Tax Id 8110-3440-000, known as 1414-1416 North Ave. P.

Consideration of approving and releasing the City's interest in trust property on Block 777, Lot 24, Velasco Townsite, Tax Id. 8110-3852-000, known as 1623 North Ave. P.

On a motion by Councilman McDonald, seconded by Councilman Bolton, with all present voting "Aye", Council unanimously approved releasing the City's interest in trust property on Block 777, Lot 24, Velasco Townsite, Tax Id. 8110-3852-000, known as 1623 North Ave. P.

Consideration of taking action on any items discussed in Executive Session.

Mayor Norma M. Garcia reconvenes the formal session at 7:26 p.m.

On a motion by Councilwoman Barbree, seconded by Councilman McDonald, with all present voting "Aye", Council approved to instruct the City Manager to close the East End truck traffic and amend the truck route ordinance for the next oncoming meeting.

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting 3 to 2, Council approved and authorized the Mayor to sign and negotiate a new employment contract for the City Manager, not to exceed three years. Councilman McDonald and Councilwoman Mireles opposed.

Work Session: Mayor Norma M. Garcia opened the Work Session 6:46 p.m.

Presentation by Mark Darlow on the City of Freeport Collection Report.

Mark Darlow from Perdue, Brandon, Fielder, Collins & Mott LLP submitted and reviewed a fine and fee collection report as of May 25, 2016 for the City of Freeport.

Community Input for Fiscal Year 2016-2017.

Ruben Renobato of 1507 W. 2<sup>nd</sup> Street suggested hiring a Civil Engineer and a Certified Building Inspector for the City.

Edward T. Garcia of 1924 N. Ave. G., suggested refurbishing the old fire station on Gulf Boulevard and Skinner and establishing a volunteer fire department.

Executive Session: Mayor Norma Garcia opened the Executive Session at 6:56 pm.

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:

- Port Freeport

Section 551.074, Government Code:

Deliberations concerning the duties, employment, evaluation, employment contract of a public officer or employee:

- City Manager

Mayor Norma M. Garcia closed the Executive Session at reconvenes the formal session at 7:26 p.m.

Adjourn

On a motion by Councilwoman Barbree, seconded by Councilman Bolton, with all present voting "Aye" Mayor Norma Garcia adjourned the meeting at 7:30 p.m.

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Mayor Norma Moreno Garcia  
City of Freeport, Texas

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City Secretary Delia Munoz  
City of Freeport, Texas

