

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of Freeport met on Monday, June 5th, 2017 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 Troy T. Brimage
Councilman Larry L. McDonald
Councilman Brooks Bass
Councilwoman Nicole Mireles
Councilman Roy E. Yates

Staff: Jeff Pynes, City Manager
Gilbert Arispe, Assistant City Manager
Wallace Shaw, City Attorney
Delia Munoz, City Secretary
Bob Welch, Finance Director
Nat Hickey, Property Manager
Dan Pennington, Police Chief
Chris Motley, Fire Chief
Jennifer Hawkins, Economic Development Corp.
Billywayne Shoemaker, Acting Building Official
LeAnn Strahan, Administrative Assistant

Visitors	Sandra Shaw	Edith Fischer
	Conni Westfall	Douglas Domingues
	Moby Burrige	Evelyn Burrige
	Manning Rollerson	Edward T. Garcia
	Sam Reyna	Melanie Oldham
	Jalen Johnson	Keith Stumbaugh
	Deano Merrigan	Jerry Meeks
	Ruben Renobato	Ruth Renobato
	James Barnett	Sandra Barnett
	Darlene Weir	Jason Travis
	Sandra Barbree	Peggy Yates
	Larry Fansher	Norma Garcia
	Eric Hayes	Lila Diehl
	George Hawkins	Kristy Mercado

Call to order. Mayor Troy T. Brimage called the meeting to order at 6:00 p.m.

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Brazosport High School student Jalen Johnson led the Pledge of Allegiance.

Attending citizens and their business.

Jalen Johnson played in the Texas State Basketball tournament in San Antonio. There college recruits invited him to play basketball in the Down Under Sports Hoop Classic in Australia. He is the only high school player from Texas to receive this honor. He will be part of a nine member U.S. Team competing. He is seeking donations and willing to do yard work to help him with the expenses to go to Australia.

Keith Stumbaugh of 518 W. 4th, Chairman of the Concern Citizens of Freeport read a letter to council essentially challenging that the newly elected Mayor did not meet the residency requirements and Council should act accordingly.

Consideration of approving the May 15, 2017 Council Minutes.

On a motion by Councilman Bass, seconded by Councilman McDonald, with all present voting "Aye", Council unanimously approved the May 15, 2017 Council Minutes.

Presentation by Danny Massey, Superintendent of Brazosport Independent School District, thanking the City of Freeport and the Freeport Historical Museum Foundation for their educational efforts and being a city that is committed to serving our youth.

Danny Massey, Superintendent of Brazosport Independent School District thanked the City and the Freeport Historical Museum Foundation for funding dual credits to our Brazosport students. He introduced the staff of BISD principals: Richard Yoes, Principal of Brazosport High School, Brooke Merritt, Principal of Freeport Intermediate School, Bridget Percel, Principal of Lanier Middle School, Margaret Meadows, Principal of Velasco Elementary School, Maria Espinoza, Principal of Fleming Elementary, Clara S. Davis, Chief Academic Officer and Tracy Phillis, Executive Director of Administration Services.

Presentation by Bob Welch, Finance Director regarding Brazosport Water Authority water rate increase.

Bob Welch Finance Director announced that on October 1, 2017 BWA is increasing water rates to all their member cities from \$2.94 to \$3.05 per 1000 gallons for a total cost increase of \$80,300. The City is not proposing a rate increase in this year's budget.

Consideration of approving Resolution No. 2017-2516 approving submission of the grant application for the Crime Victim's Liaison to the office of the Governor.

On a motion by Councilwoman Mireles, seconded by Councilman Yates, with all present voting "Aye", Council unanimously approved Resolution No. 2017-2516 approving submission of the grant application for the Crime Victim's Liaison to the office of the Governor.

Consideration of approving Resolution No. 2017-2517 designating the Asst. City Manager Gilbert Arispe to act for and on behalf of the City of Freeport in dealing with the State of Texas General Land Office for the purpose of applying for state assistance to clean and maintain the public beaches.

On a motion by Councilman McDonald, seconded by Councilwoman Mireles, with all present voting "Aye", Council unanimously approved Resolution No. 2017-2517 designating the Asst. City Manager Gilbert Arispe to act for and on behalf of the City of Freeport in dealing with the State of Texas General Land Office for the purpose of applying for state assistance to clean and maintain the public beaches.

Consideration of approving Resolution No. 2017-2518 requesting an easement at Second Street where it crosses their Velasco Drainage District's Federal Levee, being the East Bank of the Brazos River Levee Section 2.

On a motion by Councilman Yates, seconded by Councilman McDonald, with all present voting "Aye" Council unanimously approved Resolution No. 2017-2518 requesting an easement at Second Street where it crosses their Velasco Drainage District's Federal Levee, being the East Bank of the Brazos River Levee Section 2.

Consideration of approving Ordinance No. 2017-2132 amending the definition of Recreation Vehicle contained in Section 120.01 of the Code of Ordinances of said City to add thereto a provision that any recreational vehicle more than ten (10) years old which is used or operated within the City must be inspected by the building official and certified to be safe for human occupation.

On a motion by Councilman Yates, seconded by Councilman Bass, with all present voting 4 to 1, Council approved Ordinance No. 2017-2132 amending the definition of Recreation Vehicle contained in Section 120.01 of the Code of Ordinances of said City to add thereto a provision that any recreational vehicle more than ten (10) years old which is used or operated within the City must be inspected by the building official and certified to be safe for human occupation. Councilman McDonald opposed.

Consideration of approving Ordinance No. 2017-2135 amending Section 150.011 of the Code of Ordinance of said City to provide, as a modification the 2015-Edition of the International Residential Code adopted by Section 150.01 of said Code of Ordinance, a requirement that each dwelling unit shall have a minimum of one thousand (1,000) square feet in area with the exclusions included therein; providing that any person violating said Code of Ordinances, as amended by this ordinance shall be guilty of a misdemeanor and assessed a fine in accordance with the provisions of Section 10.99 of said Code of Ordinances.

Mayor Troy T. Brimage recommends this item go back to the Planning Commission for further study.

Consideration of approving Ordinance No. 2017-2136 amending the Comprehensive Zoning Ordinance of the City, now codified as Chapter 155 of the Code of Ordinance of the City to add definitions for open space and greenbelt; ratifying and confirming all actions previously taken by the Planning Commission of said City or the City Council or both.

On a motion by Councilman Bass, seconded by Councilman McDonald, with all present voting "Aye", Council unanimously approved Ordinance No. 2017-2136 amending the Comprehensive Zoning Ordinance of the City now codified as Chapter 155 of the Code of Ordinance of the City to add definitions for open space and greenbelt; ratifying and confirming all actions previously taken by the Planning Commission of said City or the City Council or both.

Consideration of approving the bids and awarding the contract for the removal from the City's parking lot located East of East Park Avenue, between the 100 Block of East Second Street and the 100 Block of East Broad Street, an area of approximately 16,000 to 17,000 square feet, all existing concrete, grade to drain, add eight (8") of stabilized base and stripping grass from the remainder of the parking lot, an area of approximately 45, 000 square feet, stabilize existing base to a depth of eight inches and grading to drain, installation of at least two inches of TX-DOT type D hot mix asphalt, and striping parking areas with marking paint as per City specifications, all according to the below mentioned plans and specifications, authorizing the City Manager or his designee to negotiate a contract with the successful bidder and authorizing the Mayor and City Secretary, respectively to execute and attest such contract.

Deano Merrigan an investor and developer has purchased a few buildings and leases them. He is in dire need of parking for the new businesses. It would be an asset to have parking for the businesses downtown.

Mayor Troy T. Brimage recommends this item to be reagendaed.

Consideration of selecting a qualified person as a representative to the Brazosport Water Authority Board for the term ending 2018.

On a motion by Councilman Bass, seconded by Councilman Yates, with all present voting "Aye", Council unanimously approved Kenny Hayes as a representative to the Brazosport Water Authority for the term ending 2018.

Consideration of the approval of any action items discussed in the Executive Session.

No action taken.

Work Session:

Presentation by Edith Fisher, Director of Tourism of the Brazosport Convention & Visitors Council promoting and request for continued funding.

Edith Fischer of the Brazosport Convention & Visitors Council presented a PowerPoint Presentation on their tasks and the past year's activities and requested continued funding.

Presentation by Conni Westfall, Transportation Manager with Gulf Coast Center/Connect Transit operating a local bus service in the City of Freeport.

Ms. Connie Westfall, Transportation Manager presented a PowerPoint presentation of Connect Transit services. The bus transit service accommodates five routes through Angleton, Lake Jackson, Clute and Freeport. Freeport is the biggest user of Connect Transit. They are on their sixth year of service and the bus schedule is available at www.gulfcoastcenter.org. He invited Staff, Directors and Council to ride the buses.

Appointing qualified person(s) to the following Boards and Commissions:

- Planning Commission:
Cindy Cain and Eddie Virgil
- Library Board:
James Walker, June Strambler, Nancy Hughes
Board needs two members.
- Board of Adjustments:
Roddy Mohler, Jim Pirrung, Sammie Moore and Tim Closs .
- Urban Renewal Board:
Annette Sanford , Ken Tyner and Raul Ramirez
- Beautification/Parks & Recreation:
Guadalupe Gonzalez, Margaret L. McMahan, Michael Dohle, and Michelle Backman
- Economic Development Corporation: (4)
Recommendations: Ed Garcia, Ana Silbas, Jeff Pena, Trey Sullivan and Brad Stevens.
- Senior Citizens Commission :
Ona Johnson, Sammy T. Moore, Martha Westbrook.
Board needs to replace: Shirley Theriot, Rosa Segovia
- Charter Review Commission (5)
Recommendations: Sandra Barbree, Amy Carrales, Donna Hayes, Ana Silbas, Rita Cundieff, Tony Davis

Appointing City Council liaisons to the following:

- Planning Commission – Councilman McDonald
- Library Board – Councilman Yates
- Board of Adjustments – Councilman Bass
- Urban Renewal Board – Mayor Troy T. Brimage
- Beautification/Parks & Recreation – Troy T. Brimage
- Economic Development Corporation – Councilwoman Mireles
- Senior Citizens Commission – Councilwoman Mireles
- Charter Review Commission – Councilman Bass
- City Manager – Mayor Troy T. Brimage

Mayor Troy T. Brimage closed the Formal Session and Open the Executive Session at 7:26 p.m.

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:

- Gulf Chemical
- Property/Rental Inspection Ordinance
- Freeport Golf Course
- Rules and regulation related to fair market values sales of city property.
- Bryan Beach Properties

No action taken.

Mayor Troy T. Brimage closed the Executive Session and reconvened the Formal Session at 8:15 p.m.

Adjourn

On a motion by Councilman McDonald, seconded by Councilwoman Mireles, with all present voting “Aye”, Mayor T. Brimage adjourned the meeting at 8:15 p.m.

Mayor Troy T. Brimage
City of Freeport, Texas

City Secretary Delia Munoz
City of Freeport, Texas