

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, December 4, 2017 at 6:00 p.m., at the Freeport Police Department, Municipal Court Room, 430 North Brazosport Boulevard, 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: Bob Welch, Acting City Manager  
Wallace Shaw, City Attorney  
Delia Munoz, City Secretary  
Jennifer Hawkins, Economic Development Corp.  
LeAnn Strahan, Administrative Assistant  
Nat Hickey, Property Manager  
Kim Townsend, Park Supervisor  
Billywayne Shoemaker, Building Department  
Chris Motley, Fire Chief

Visitors: Manning Rollerson Sam Reyna  
Melanie Oldham Christina Travis  
Sabrina Brimage Chris Felder  
Kenny Hayes Donna Hayes  
Carol Jansky Angie Williams  
Ruth Renobato Ruben Renobato  
Jim Pirrung Sandra Leavey  
Jerry Meeks Esther Williams  
Angiel L. Willams Edmeryl Williams  
Desiree Pearson Kyle Hammonds  
Eric Hayes Lila Diehl  
Sandra Barnett Jim Barnett  
Edmeryl Williams

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.

Mayor Troy T. Brimage led the Pledge of Allegiance.

Attending citizens and their business.

Manning Rollerson complained that in 2002 he requested permits to reroof, leveling and remodeling and later his house was condemned and demolished.

Consideration of approving the minutes of the November 20, 2017, Council Meeting.

On a motion by Councilwoman Mireles, seconded by Councilman McDonald, with all present voting “Aye”, Council unanimously approved the minutes of November 20, 2017 Council Meeting.

Consideration of approving Resolution No. 2017-2533 authorizing the Mayor and City Secretary to execute and attest, respectively, and the Mayor to acknowledge and deliver to the Texas Department of Transportation a temporary construction easement for the use of Lot 2, Block 30, Freeport Texas.

On a motion by Councilman Bass, seconded by Councilman McDonald, with all present voting “Aye”, Council unanimously approved Resolution No. 2017-2533 authorizing the Mayor and City Secretary to execute and attest, respectively, and the Mayor to acknowledge and deliver to the Texas Department of Transportation a temporary construction easement for the use of Lot 2, Block 30, Freeport Texas.

Consideration of approving and signing a replat; A Standard Land Survey of North 3 Acres out of Lot 12, Block 7, Bastrop Bayou Acres.

On a motion by Councilman McDonald, seconded by Councilwoman Mireles, with all present voting “Aye”, Council unanimously approved signing a replat for Standard Land Survey of North 3 Acres out of Lot 12, Block 7, Bastrop Bayou Acres.

Consideration of approving and signing a replat; A Standard Land Partition Survey of Leobardo Ramirez, Et Ux., 1.003 Acres Jared E. Groce 5 League Grant, Abstract 66, Brazoria County, Texas.

On a motion by Councilman McDonald, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved signing a replat for Standard Land Partition Survey of Leobardo Ramirez, Et Ux., 1.003 Acres Jared E. Groce 5 League Grant, Abstract 66, Brazoria County, Texas.

Consideration of approving and signing a replat; Hampil-Charlton River Estates 0.737 Acre – 3 Lots, Amended Plat Lots 12, 13, and 14, Block 2 Hampil-Charlton Bernard River Estates, Brazoria County, Texas.

On a motion by Councilman McDonald, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved signing a replat for Hampil-Charlton River Estates 0.737 Acre – 3 Lots, Amended Plat Lots 12, 13, and 14, Block 2 Hampil-Charlton Bernard River Estates, Brazoria County, Texas.

Consideration of approving and signing a replat; Hanson Subdivision 24.75 Acres – 2 Lots County Road 605, Angleton Texas; a replat of a 24.75 Acre Tract out of a called 214.820 Acre Tract out of the Otto Eberspacher Estate out of Blocks 10 and 12 of the Cochran and McCluer Subdivision in the Jared E. Groce 5 Leagues Grant, Abstract 66, Brazoria County.

On a motion by Councilman McDonald, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved signing a replat for Hanson Subdivision 24.75 Acres – 2 Lots County Road 605, Angleton Texas; a replat of a 24.75 Acre Tract out of a called 214.820 Acre Tract out of the Otto Eberspacher Estate out of Blocks 10 and 12 of the Cochran and McCluer Subdivision in the Jared E. Groce 5 Leagues Grant, Abstract 66, Brazoria County.

Consideration of approving and signing a replat; Coffey Subdivision 5.99 Acres – 2 Lots, A Subdivision of Lots 6 and 12, Block B, Port-Au-Prince Subdivision, Brazoria County, Texas, according to the Plat of Port-Au-Prince Subdivision recorded in Volume 15, Pages 145-146 of the Plat Records of Brazoria County, Texas.

On a motion by Councilman McDonald, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved signing a replat for Coffey Subdivision 5.99 Acres – 2 Lots, A Subdivision of Lots 6 and 12, Block B, Port-Au-Prince Subdivision, Brazoria County, Texas, according to the Plat of Port-Au-Prince Subdivision recorded in Volume 15, Pages 145-146 of the Plat Records of Brazoria County, Texas.

Consideration of cancelling December 18, 2017 & January 1, 2018 Council Meetings.

On a motion by Councilman Bass, seconded by Councilwoman Mireles, with all present voting “Aye”, Council unanimously approved to retain December 18, 2017 as a meeting date in case agenda items need to be considered and cancel January 1, 2018 meeting.

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

Mayor Troy T. Brimage reconvened the Open Session at 7:14 p.m.

(no motion taken)

Work Session:

Mayor Troy T. Brimage announcements and comments.

Mayor Troy T. Brimage reported that the ramp to the Council Chambers needed attention and had been repaired. The lights at the park look good and thanked the staff for their work. The alleys between 5<sup>th</sup> and 6<sup>th</sup> Street are repaired. The sidewalk off Broad Street and Mesquite Street are repaired. He addressed issues with Eric Hayes and Jones Road. He reported that the pumps failed when the heavy rain came in. There were problems with the self starters and breakers and apologize to the “Hayes” for water in their home. He met with staff today on this issue. There will be an electronic notification installed to notify the directors and supervisors.

He thanked the Police Department and the Fire Department for their quick response to a turkey fire in a garage.

Councilman McDonald Ward A announcements and comments.

Councilman McDonald thanked the Parks Department for the installation of Christmas lights at the entrance of the City and the Municipal Park. He has been observing the alleyway being redone and they are doing a great job.

Councilman Bass Ward B announcements and comments.

Councilman Bass had a request from a board member to have more police present in school zones to slow traffic down. He asked for a timeline on the alley infrastructure. He received a complaint from a resident that their neighbors are parking in front of their house and keeps their trash from being picked up. Chief Garivey asked for the information so he could address the issue.

Councilwoman Mireles Ward C announcements and comments.

Councilwoman Mireles thanked the Parks Department for the Christmas lights and appreciates all the hard work that it takes to hang lights. She reports that they are working on Jones Road and the side street from her house has culverts in the ditch that cannot be seen and needs cleaning. Councilwoman Mireles attended Blue Santa at River Place and reported that it was a successful event.

Councilman Yates Ward D announcements and comments.

Councilman Yates stated that the Christmas lights look terrific. He is highly disappointed at the detention pond at Domino Pizza. He is also disappointed that plastic bags will not be accepted at the Recycle Center. He asked Melanie Oldham to research the disposal of plastic bags. Billywayne Shoemaker commented that the plastic jams up the machinery. He also is disappointed on the roughness of State Highway 288 and suggested that we all email our Representative Dennis Bonne for assistance.

Updates on current infrastructure.

Mayor Troy T. Brimage addressed this in comments.

Executive Session:

Mayor Troy T. Brimage opened the Executive Session at 6:25 p.m.

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:

1. Discussion and possible action regarding claims asserted by Jeff Pynes in connections with the termination of his employment with the city and any counterclaims or other response the City may have to such claims. *No motion made.*
2. Discussion and possible action regarding claims the City may have concerning streets and alleys and other matters relating to the East End, i.e. any portion of the City located East of Navigation Boulevard, formerly known as Pine Street. *No motion made.*

Section 551.074, Government Code

Deliberations concerning the appointment, employment, evolution, 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:

1. Discussion and possible action regarding the appointment of another acting City Manager to serve until a City Manager is appointed. *(No motion made.)*

Mayor Troy T. Brimage closed the Executive Session and reconvened the Formal Session at 7:14 p.m.

Adjourn

On a motion by Councilman McDonald, seconded by Councilman Yates, with all present voting “Aye”, Mayor Troy T. Brimage adjourned the meeting at 7:15 p.m.

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Mayor Troy T. Brimage  
City of Freeport, Texas

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City Secretary Delia Munoz