

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of Freeport, Texas met on Monday, March 18, 2019 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 Brimage
Councilman Brooks Bass
Councilman Ken Green
Councilwoman Sandra Loeza
Councilman Roy E. Yates

Staff: Tim Kelty, City Manager
Laura Tolar, Asst. City Secretary/Special Projects Coordinator
Wallace Shaw, City Attorney
Nat Hickey, Property Manager
Chris Motley, Fire Chief
Ray Garivey, Police Chief
Kim Townsend, Parks & Recreation Director
Brian Dybala, Golf Course Director
David Hoelewyn, Street Department Director
Stephanie Russell, Finance Director
Mike Praslicka, EMS Coordinator

Visitors:	Kenny Hayes	Desiree Pearson
	Larry Fansher	Melanie Oldham
	Cliff Vandergrift	Sabrina Brimage
	Olan Massingill	Angie Williams
	Nicole Mireles	Darlene Wier
	Kathy Jackson	Edmeryl Williams
	Bob Koole	Sandra Barnett
	Kelle Odom	Jim Barnett

Call to order.

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

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Troy Brimage led the Pledge of Allegiance.

Citizen's Comments

Bob Koole spoke regarding the PortFreeport property asking why they are not required to mow. He also spoke regarding the pot holes and speeding in the East End.

PRESENTATIONS/ANNOUNCEMENTS

Proclamation of the City of Freeport designating April 2019 as Fair Housing Month.

Mayor Troy Brimage read the proclamation of the City of Freeport designating April 2019 as Fair Housing Month

Presentation of the Police Tier 1 Annual Report

Police Chief Ray Garivey presented the Tier 1 Annual Report to council and offered to make appointments with the public if they wish to review.

CONSENT AGENDA

Consideration and possible action on the approval of City Council meeting minutes from February 19, 2019 and February 26, 2019.

Consider and approve a request from the Freeport Little League for a parade on opening day Saturday, March 23, 2019 at 8:30am.

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting "Aye", Council unanimously approved Consent Agenda.

REGULAR SESSION

Public Hearing of a proposed re-plat of lot 14, block 7, of Bastrop bayou acres, in Brazoria County, Texas recorded in volume 5, page 340 of the plat records of Brazoria county, Texas, being the same 1.00 acre of lot 14 conveyed to Julio C. and Gabriela Nunez recorded in county Clerk's File No. Y Clerk's File No. 2016-062060 of the official records of Brazoria county, Texas and the same 4.00 acre residue tract of lot 14 conveyed to Franke Seidule recorded in county clerk's file no. 2008-001941 of the official records of Brazoria county, Texas; and consideration of approving such replat

Public Hearing was opened at 6:18 pm.

No comments.

Public Hearing was closed at 6:19 pm on a motion by Councilman Bass, seconded by Councilman Yates, with all present voting "Aye", Council unanimously approved to close the public hearing.

On a motion by Councilman Green, seconded by Councilman Bass, with all present voting "Aye", Council unanimously approved the replat of lot 14, block 7, of Bastrop bayou acres, in Brazoria County, Texas recorded in volume 5, page 340 of the plat records of Brazoria county, Texas, being the same 1.00 acre of lot 14 conveyed to Julio C. and Gabriela Nunez recorded in county Clerk's File No. Y Clerk's File

No. 2016-062060 of the official records of Brazoria county, Texas and the same 4.00 acre residue tract of lot 14 conveyed to Franke Seidule recorded in county clerk's file no. 2008-001941 of the official records of Brazoria county, Texas.

Public Hearing of a proposed re-plat of 0.86 acre tract of land situated in the J.G. and G.W. McNeel Survey. Abstract No. 89. in Brazoria county. Texas. being the same 0.84 acre tract conveyed to Michael K. and Carol A. Jansky recorded in County Clerk's file No. Y Clerk's File No. 1995-02 1 14G of the official records of Brazoria county; and consideration of approving such re-plat.

Public Hearing was opened at 6:20 pm.

No comments.

Public Hearing was closed at 6:21 pm on a motion by Councilwoman Loeza, seconded by Councilman Green, with all present voting "Aye", Council unanimously approved to close the public hearing.

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting "Aye", Council unanimously approved the re-plat of 0.86 acre tract of land situated in the J.G. and G.W. McNeel Survey. Abstract No. 89. in Brazoria county. Texas. being the same 0.84 acre tract conveyed to Michael K. and Carol A. Jansky recorded in County Clerk's file No. Y Clerk's File No. 1995-02 1 14G of the official records of Brazoria county.

Public Hearing and consideration of possible action on approval of a proposed re-plat of Lot 2B out of C. Henninger Subdivision and also recorded in County Clerk's File NO. 17-064328 of the Brazoria County Official Records and the closure of a 0.291 acre tract out of the Velasco Drainage District Tract as Recorded in Clerk's File No. 2018053616 of the Brazoria County Official Records in the C. Henninger Survey Abstract 211, City of Freeport, Brazoria County, Texas; and consideration of approving such replat

Public Hearing was opened at 6:22 pm.

No comments.

Public Hearing was closed at 6:23 pm on a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting "Aye", Council unanimously approved to close the public hearing.

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting "Aye", Council unanimously approved the re-plat of Lot 2B out of C. Henninger Subdivision and also recorded in County Clerk's File NO. 17-064328 of the Brazoria County Official Records and the closure of a 0.291 acre tract out of the Velasco Drainage District Tract as Recorded in Clerk's File No. 2018053616 of the Brazoria County Official Records in the C. Henninger Survey Abstract 211, City of Freeport, Brazoria County, Texas.

Consider awarding Grant Works the Administration/Professional Services for Community Block Grant program for disaster recovery

Fire Chief Chris Motley stated that there was one response received from the RFQ and it came from Grantworks. He stated that the grant pays for the administration and the project that will be selected will be Hurricane Harvey infrastructure damage or another damage caused by the storm.

On a motion by Councilwoman Loeza, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved awarding Grant Works the Administration/Professional Services for Community Block Grant program for disaster recovery.

Consideration of approving Ordinance 2019-2569 approving an agreement amending the Dow Industrial Agreement to extend the term of such agreement and authorizing the Mayor to sign and the City Secretary to attest such agreement

City Manager Tim Kelty stated that the amendment to the Dow Industrial Agreement will extend the contract from its previous end date of 2026 to 2033 resulting in extended revenues. He stated that Clute and Lake Jackson have both agreed with this extension. The city receives approximately 6.5 million in industrial district income.

On a motion by Councilwoman Loeza, seconded by Councilman Green, with all present voting “Aye”, Council unanimously approved Ordinance 2019-2569 approving an agreement amending the Dow Industrial Agreement to extend the term of such agreement and authorizing the Mayor to sign and the City Secretary to attest such agreement.

Consideration of awarding the bid to Sorrell Construction for the 2018 – 2019 concrete streets repair plan and authorizing the mayor to sign the resulting contract

David Hoelewyn stated that only \$227,000 remained in the budget after the asphalt roads were completed. The lowest bid for the concrete streets was \$993,000.

Tim Kelty stated that the remainder can be taken from the reserves to complete the street project.

Councilman Bass stated that he would like to see infrastructure moved as part of the street improvements adding that he also wants to see sidewalks on Pecan. He stated that there are sewer issues between 9th and 11th Streets.

On a motion by Councilman Bass, seconded by Councilman Green, with all present voting “Aye”, Council unanimously approved awarding the bid to Sorrell Construction for the 2018 – 2019 concrete streets repair plan and authorizing the mayor to sign the resulting contract.

Discuss and consider the approval of expending city funds in the amount of \$42,459.00 for a 100% reimbursable grant to replace the department’s outdated tasers

Police Chief Ray Garivey said that this federal grant would include 29 tasers and holders. He also stated that usually reimbursement occurs within the quarter.

On a motion by Councilman Bass, seconded by Councilman Green, with all present voting “Aye”, Council unanimously approved expending city funds in the amount of \$42,459.00 for a 100% reimbursable grant to replace the department’s outdated tasers.

Discuss and consider HVAC system for City Hall

Parks Director Kim Townsend stated that temperatures in City Hall had been around 85° and that Olin, our 3rd floor tenant, stated it was so hot that their medical equipment would not work properly. In 2014, the city spent approximately \$80,000 on the current chiller. The new equipment, which would have a

five-year warranty, would be coated to sufficiently protect the new equipment and also be under a maintenance program.

Councilman Bass inquired as to the timeframe for this to be completed.

Ms. Townsend stated that it would be approximately 14-16 weeks and the life expectancy would be 10-15 years.

On a motion by Councilwoman Loeza, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved the purchase of a new HVAC Chiller system for City Hall.

WORK SESSION:

Mayor Troy T. Brimage announcements and comments

Mayor Brimage had nothing to report.

Councilman Green Ward A announcements and comments

Councilman Green that he was contacted by Mr. Koole and suggested to the resident that he come to city council and express his concerns.

Councilman Bass Ward B announcements and comments

Councilman Bass asked about the drainage of the sanitary sewer and repair of the alleys in the areas of 7th, 8th and 9th streets that are concrete and in poor condition.

Councilwoman Loeza Ward C announcements and comments

Councilwoman Loeza expressed concern about Victoria Street but said it was already addressed on the agenda.

Councilman Yates Ward D announcements and comments

Councilman Yates questioned the status of the Wong property.

City Manager Tim Kelty announcements and comments

City Manager Tim Kelty reported that the EDC Director position had been advertised and someone should be hired within 60 days. He added that they had a great trip to Austin for Brazoria County Days.

Golf Course Director Brian Dybala reported that the golf course was finally dry and the new building at the golf course just needed lighting and doors to be completed. He also stated that they have some large tournaments coming soon.

Parks Director Kim Townsend stated that Joy Ride Rod Run was a huge success. She added that new benches were installed.

Fire Chief Chris Motley stated that the new fire truck was delivered and outside in the parking lot were the new fire truck, stair chair and the gurney for obese patients for the public to see.

Police Chief Ray Garivey reminded everyone about the upcoming blood drive to be held at the Police Department and encouraged everyone to come out.

Open session was closed at 7:07 pm and Council entered into Executive Session.

CLOSED SESSION:

Executive Session regarding economic development (Projects 2019-2 and 2019-3) in accordance with Vernon's Texas Government Code Annotated, Chapter 551, 551.087

Executive Session regarding personnel matters (City Attorney Wallace Shaw) in accordance with Vernon's Texas Government Code Annotated, Chapter 551, 551.074

Executive Session regarding consultation with attorney (Freeport Historical Museum Foundation Dissolution) in accordance with Vernon's Texas Government Code Annotated, Chapter 551, 551.071

Mayor Brimage exited the executive session at approximately 7:45 pm and Mayor Pro-Tem Bass took over the Executive Session.

REGULAR SESSION

Mayor ProTem Brooks Bass opened regular session at 8:00 pm

Consideration in open session of taking action on any matter discussed in closed executive session

No action taken.

Consideration of ratifying act of authorizing City Manager seeking extension of time required by IRS for filing income tax return for the Freeport Historical Museum Foundation.

No action taken

Consideration of authorizing mayor to sign and city secretary to attest a contract with the city attorney

On a motion by Councilwoman Loeza, seconded by Councilman Green, with all present voting "Aye", Council unanimously voted to reagenda this item.

Adjourn

On a motion by Councilwoman Loeza, seconded by Councilman Green, with all present voting "Aye", Mayor Brimage adjourned the meeting at 8:02 PM.

Mayor, Troy Brimage
City of Freeport, Texas

Assistant City Secretary, Laura Tolar
City of Freeport, Texas