

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, May 17th, 2010 at 6:00 p.m. at River Place, 733 Mystery Harbor Lane, for the purpose of considering the following agenda items:

City Council: Larry L. McDonald
 Clan A. Cameron
 James W. Phillip – Absent
 Ron Wise
 Norma M. Garcia

Staff: Jeff Pynes, City Manager
 Wallace Shaw, City Attorney
 Delia Munoz, City Secretary
 Nat Hickey, Property Manager
 Gilbert Arispe, Administrative Asst.
 Tyrone R. Morrow, Chief of Police
 Larry Fansher, Parks Director

Visitors: Nicole Mireles Michelle Kent
 Pixie Floyd Diane Williams
 Sam Reyna Estella Aluiso
 Nick Aluiso Cele Damian
 Fred Bolton Sandra Leavey
 Mike Jones Kenny Kouches
 Brenda Laird Jerry Meeks
 Joyce Adkins Sandra Wood-Wicke
 Jim Pirrung Dorothy Pirrung
 Lila Lloyd Ron Damian
 Rene Damian Bobby Casale
 Jose Mireles Rebecca Mireles
 Jim Barnett Sandra Barnett

Call to order.

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

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor McDonald led the Pledge of Allegiance.

Consideration of approving the May 3rd, 2010 Council Minutes.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved the May 3rd, 2010 Council Minutes.

Attending citizens and their business.

There were none.

Proclamation: Proclaim the month of July 2010, as Adopt a Shelter Animal Month.

Mayor McDonald read and proclaimed the month of July 2010 as Adopt a Shelter Animal Month.

Consideration of approving Resolution No. 2010-2227 authorizing the Mayor and City Secretary to execute and attest, respectfully, and the Mayor to acknowledge and deliver to Larry & Judy Shaefer a special warranty deed conveying Tract 50-F out of the S.T. Angier Labor, Abstract 8, and the J. F. Fields Labor, Abstract 62, Brazoria, Texas, to the said Larry & Judy Shaefer as joint tenants with right of survivorship, they being the only owners of the real property abutting the same to offer to purchase such land.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 3 to 1, Council approved Resolution No. 2010-2227 authorizing the Mayor and City Secretary to execute and attest, respectfully, and the Mayor to acknowledge and deliver to Larry & Judy Shaefer a special warranty deed conveying Tract 50-F out of the S.T. Angier Labor, Abstract 8, and the J. F. Fields Labor, Abstract 62, Brazoria, Texas, to the said Larry & Judy Shaefer as joint tenants with right of survivorship, they being the only owners of the real property abutting the same to offer to purchase such land. Councilwoman Garcia opposed.

Consideration of approving Ordinance No. 2010-2247 canvassing the returns and declaring the results of the 2010 Annual Elections.

| | | |
|--------------------|--------------------|-----|
| Clan Allen Cameron | Council Position A | 85 |
| Michelle Kent | Council Position A | 116 |

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|---------------------------|--------------------|----|
| Dan Tarver | Council Position C | 76 |
| Nicolasa (Nicole) Mireles | Council Position C | 79 |

On a motion by Councilman Cameron, seconded by Councilwoman Garcia, with all present voting "aye", Council unanimously approved Ordinance No. 2010-2247 canvassing the returns and declaring the results of the 2010 Annual Elections.

Consideration of approving Ordinance No. 2010-2248 canvassing the returns and declaring the results of the 2010 Charter Review Election.

| Amendment No. | For | Against |
|---------------------|-----|---------|
| Amendment No. One | 334 | 154 |
| Amendment No. Two | 365 | 128 |
| Amendment No. Three | 315 | 158 |
| Amendment No. Four | 389 | 92 |
| Amendment No. Five | 391 | 84 |
| Amendment No. Six | 388 | 84 |

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting “aye”, Council unanimously approved Ordinance No. 2010-2248 canvassing the returns and declaring the results of the 2010 Charter Review Election.

Consideration of approving Ordinance No. 2010-2249 canvassing the returns for late hour sale and declaring the results of the Referendum Election.

Proposition:

For the sale of beer and mixed beverages on any day between 12:00 midnight and 2:00 a.m. by holders of beer or mixed beverages retail dealers late hours permits.
Number of Votes: 285

Against the sale of beer and mixed beverages on any day between 12:00 midnight and 2:00 a.m. by holders of beer and mixed beverages retail dealers late hours permits.
Number of Votes: 228

On a motion by Councilman Cameron, seconded by Councilwoman Garcia, with all present voting “aye”, Council unanimously approved Ordinance No. 2010-2249 canvassing the returns for late hour sale and declaring the results of the Referendum Election.

Administer Oath of Office to duly elected Councilwomen for Ward A and Ward C.

Mayor McDonald administered the Oath of Office to duly elected Michelle Kent for Ward A and Nicole Mireles for Ward C. The newly elected officials took their seats.

Election of Mayor Pro Tem.

Delia Munoz, City Secretary announced that the longest service councilperson is Councilwoman Garcia.

On a motion by Councilwoman Kent, seconded by Councilwoman Mireles, with all present voting “aye”, Council unanimously appointed Councilwoman Garcia as Mayor Pro Tem.

Plaque: Recognition of Councilman Wise and Councilman Cameron for their dedicated service.

Mayor McDonald presented a plaque to outgoing Councilman Wise for Ward C and Councilman Cameron for Ward A for their dedicated service.

Consideration of implementing a policy to Identify Theft Prevention Program in compliance with Title 16 of the Code of Federal Regulations implementing Sections 114 and 315 of the Fair and Accurate Credit Transactions Act (FACTA) of 2003.

On a motion by Councilwoman Garcia, seconded by Councilwoman Kent, with all present voting “aye”, Council unanimously approved implementing a policy of “Identify Theft Prevention Program” in compliance with Title 16 of the Code of Federal Regulations implementing Sections 114 and 315 of the Fair and Accurate Credit Transactions Act (FACTA) of 2003.

Consideration of authorizing the City Manger to sign a lease for a Terra Spike Aerator for the Freeport Municipal Golf Course.

On a motion by Councilwoman Garcia, seconded by Councilwoman Mireles, with all present voting “aye”, Council unanimously approved the City Manager’s recommendation to lease a Terra Spike Aerator for the Freeport Municipal Golf Course. The Brazosport Golf Association has agreed to make the monthly payments for the aerator.

Work Session:

Update by Mike Darlow of Perdue, Brandon, Fielder, Collins & Mott L.L. P concerning the delinquent taxes due to the City.

Mike Darlow with Perdue, Brandon, Fielder, Collins, and Mott, LLP gave his annual update on collection activities. His law firm provides the city in delinquent taxes, municipal court fines and fees and mowing /demolition liens. He reviewed the pie charts, graphs, and statistics with city council and gave an overview of the process his firm goes through in collecting these debts for the City.

Adjourn

On a motion by Councilwoman Garcia, seconded by Councilwoman Kent, with all present voting “aye”, Council adjourned the meeting at 6:26 p.m.

Delia Munoz
City Secretary

Larry L. McDonald
Mayor