

State of Texas

Brazoria County

City of Freeport

BE IT REMEMBERED, that the City of Freeport, met in a regular meeting on Monday, October 6, 2008 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: Larry L. McDonald  
Clan A. Cameron  
Jim Saccomanno  
Ron Wise  
Norma M. Garcia

Staff: Gary Beverly, City Manager  
Wallace Shaw, City Attorney  
Delia Munoz, City Secretary  
Nat Hickey, Property Manager  
Larry Fansher, Park Director  
Mary Stotler, Main Street Director  
John Stanford, Fire Chief  
Bob Welch, Finance Director  
Jeff Pynes, Police Chief  
Gus Flores, Police Captain

Visitors: Bobby Casale                      Jerry Meeks  
Fred Bolton                              Michael Jones  
Kenny Kouches                         Margorie Clark  
Tobey Davenport                       Rene Damian  
Ron Damain                               Chris Moore  
Lila Floyd                                 Lavona Cameron  
Susie Wise                                 Wright Gore, III  
Roy Yates                                 Rosa McDonald  
Loren Hayes                               Alonzo Martinez  
Yvette Ruiz                                Melanie Oldham  
Larry Shaefer                             Judy Shaefer  
Joyce Adkins                              Joaquin Damian  
Eileen Koenig                             Jim Pirrung  
Mark Sanford                              Annette Sanford

Call to Order.

Mayor McDonald opened the meeting at 6:00 p.m.

Invocation.

Chris Moore of the Velasco Baptist Church offered the invocation.

Pledge of Allegiance.

Mayor McDonald led the Pledge of Allegiance.

Consideration of the approval of the September 26, 2008 Council Minutes.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved September 26, 2008 Council Minutes.

Attending Citizens and Their Business.

Lavona Cameron, 806 W. 4<sup>th</sup> Street, complained that the city packets are being placed in her mail box.

Jim Pirrung, 101 Dolphin Lane, appreciated the City cleaning up the debris at Bridge Harbor Sub Division.

Pixie Floyd, 832 Leder Street, said it was a pleasure to work with great people, serving the National Guard, Fire Department, Police Department, and Forestry Department, Fema, truck drivers and others who came to eat at River Place, during Hurricane Ike. She thanked various city employees and citizens who helped.

Joyce Adkins, 102 North C, asked why the oleanders were being removed from the entrance way. Mr. Fansher stated that it was a safety concern.

Joaquin Damian, from San Antonio thanked Mayor McDonald and members of the council for not raising his taxes. He thanked Mayor McDonald for doing the job they were asked to do.

Bobby Casale, 135 Snapper Lane, said he was not aware that Councilwoman Garcia had been ill.

Consideration of the approval of Ordinance No. 2008-2211 enacting and adopting a supplement (S-12) to the Code of Ordinances of the City of Freeport.

Councilman Wise detected an error in the supplement (S-12) to the Code. Mr. Shaw explained that the page would be redone with the American Legal Publishing Corporation, with that said: On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved Ordinance No. 2008-2211 enacting and adopting a supplement (S-12) to the Code of Ordinances of the City of Freeport.

Consideration of the approval of authorizing the Mayor to sign a 2008-2009 Fiscal Year Interlocal Agreement between Brazoria County and the City of Freeport for street work.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved authorizing the Mayor to sign a 2008-2009 Fiscal year Interlocal Agreement between Brazoria County and the City of Freeport for Street work.

Consideration of the approval of selling the City's interest on Block 731, Lot 24, Velasco Townsite, ID # 8110-3293-000, known as 1323 North Ave. K.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 4 to 1, Council approved selling the City's interest on Block 731, Lot 24, Velasco Townsite, ID # 8110-3293-000, known as 1323 North Ave. K. Councilwoman Garcia opposed.

Consideration of the approval of selling the City's interest on Block, 692, Lot 3, Velasco Townsite, ID # 8110-2871-000, known as 1120 N. Ave. O.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 4 to 1, Council approved selling the City's interest on Block 692, Lot 3, Velasco Townsite, ID # 8110-2871-000, known as 1120 North Ave. O. Councilwoman Garcia opposed.

Consideration of the approval of selling the City's interest on Block 4, Lot 20, Bridge Harbor, Sec. 2, ID # 2190-0246-000, known as Bridge Harbor.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 4 to 1, Council approved selling the City's interest on Block 4, Lot 20, Bridge Harbor, Sec. 2, ID # 2190-0246-000, known as Bridge Harbor. Councilwoman Garcia opposed.

Consideration of the approval of appointing a qualified person to the Board of Adjustment Board.

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 4 to 1, Council approved Loren Stuart Hayes to the Board of Adjustment. Councilwoman Garcia opposed.

Consideration of authorizing hurricane pay for salaried employees.

John Stanford, Fire Chief stated that all City employees pulled together during Hurricane Ike and requested salaried exempt employees be compensated.

On a motion by Councilman Wise, seconded by Councilman Saccomanno, with all present voting "aye", Council authorized over time pay for hurricane pay for salaried employees and 5 days vacation for employees that make over 60,000. Chief Stanford thanked council for the city employees.

Consideration of any action to be taken as a result of the Executive Session.

A motion by Councilman Cameron, seconded by Councilman Wise, with all present voting 3 to 2 to suspend Gary Beverly with pay and direct the City Secretary to send notice pursuant to his contract a Public Hearing on October 20, 2008 at 6:00 p.m. Councilman Saccomanno and Councilwoman Garcia opposed.

Elected Official Report

Councilman Saccomanno stated that the Main Street board meets next week.

**Work Session:**

Administration Report

Gary Beverly stated that an agenda had been posted for October 8, 2008 at 6:00 p.m. to discuss the impact of the Velasco Boulevard road construction.

A. Discussion regarding Main Street grants.

Mary Stotler, Main Street Director explained accusations regarding grants that had been awarded to two of the board members. She explained how the grants work. The grant money awarded by the Main Street program is not taxpayer money. All grant money is raised by the board itself and through donations and fundraisers. All expenditures and invoices are justified.

Pixie Floyd asked why she and Sandra Leavey were singled out.

Councilman Cameron said questions had been answered satisfactorily and considered the issue resolved.

McDonald closed the work session and opened the Executive Session at 7:15 p.m.

**Executive Session**

Section 551.074, Government Code:

Deliberations concerning the appointment, employment, evaluation, 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:

A. City Manager

Mayor McDonald closed the Executive Session to reconvene the open meeting at 8:25 p.m. to take action on item #13 as a result of the Executive Session.

Adjourn

On a motion by Councilman Wise, seconded by Councilman Cameron, with all present voting "aye", the meeting was adjourned at 8:30 p.m.

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Delia Munoz  
City Secretary

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Larry L. McDonald  
Mayor