

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, November 21st, 2011 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: Norma Moreno Garcia
Michelle Kent
Fred Bolton
Nicolosa Mireles
Sandra Barbree

Staff: Jeff Pynes, City Manager
Gilbert Arispe, Asst. City Manager
Wallace Shaw, City Attorney
Nat Hickey, Property Manager
Brian Davis, Fire Chief
Ty Morrow, Police Chief
Bob Welch, Finance Director
Larry Fansher, Parks Director

Visitors: Annette Sanford Joyce Adkins
Dorothy Pirrung Jim Pirrung
Jim Barnett Lila Lloyd
Jerry Meeks Stoney Burke
Will Brooks David Powers
James Bialas Chris Reel
Diego Bazan Becky Davis

Call to Order.

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

Invocation.

Mr. Shaw offered the invocation.

Pledge of Allegiance.

Mayor Garcia led the Pledge of Allegiance.

Consideration of approving the November 7th, 2011 Council Minutes.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved the November 7th, 2011 Council Minutes.

Attending citizens and their business.

There were none.

Announcement: 2nd Annual Thanksgiving Day SuperFEAST Thursday, November 24th, 2011.

Mr. Pynes announced the City's 2nd Annual Thanksgiving Day SuperFeast being held at River Place on November 24th, 2011.

Peoples's Choice Award presentation to the Freeport Fire/ EMS for their winning participation in the 2011 Freeport Haunted Museum.

Mayor Garcia awarded the trophy to the Freeport Fire/EMS for their winning participation in the 2011 Freeport Haunted Museum.

Consideration of approving Ordinance No. 2011- 2294 ordaining the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (Act) providing tax incentives, designating a liaison for communication with interested parties, and nominating Dow Chemical Plant A project and the Dow Chemical Oyster Creek Project to the Office of the Governor Economic Development & Tourism (EDT) through the Economic Development Bank (bank) as an Enterprise Project (Project); and repealing Ordinance 2011-2284.

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting 3 and 2 abstained, Council approved Ordinance No. 2011-2294 ordaining the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (Act) providing tax incentives, designating a liaison for communication with interested parties, and nominating Dow Chemical Plant A project and the Dow Chemical Oyster Creek Project to the Office of the Governor Economic Development & Tourism (EDT) through the Economic Development Bank (bank) as an Enterprise Project (Project); and repealing Ordinance 2011-2284. Councilwoman Mireles and Councilwoman Barbree abstained from voting.

Consideration of approving Ordinance No. 2011-2295 amending the budget for fiscal year 2011-2012.

On a motion by Councilwoman Kent, seconded by Councilwoman Mireles, with all present voting "aye", Council unanimously approved Ordinance No. 2011-2295 amending the budget for fiscal year 2011-2012.

Consideration of approving Ordinance No. 2011-2296 designating and establishing an Industrial District to be known as the Brazosport Industrial District; authorizing the execution of agreement with said district between the City and the owners of the land; providing that all ordinances or parts of ordinances in conflict herewith shall be repealed.

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting 3 and 2 abstained, Council approved Ordinance No. 2011-2296 designating and establishing an Industrial District to be known as the Brazosport Industrial District; authorizing the execution of agreement with said district between the City and the owners of the land; providing that all ordinances or parts of ordinances in conflict herewith shall be repealed. Councilwoman Mireles and Councilwoman Barbree abstained from voting.

Consideration of approving Resolution No. 2011-2272 nominating candidates for the Board of Directors of the Brazoria County Appraisal District Board of Directors Election 2012-2013.

On a motion by Councilwoman Mireles, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved nominating Jesse Hibbetts for the Board of Directors of the Brazoria County Appraisal District Board of Directors Election 2012-2013.

Consideration of calling a public hearing for December 5th, 2011 to discuss whether or not to adopt an ordinance to continue to tax tangible personal property in transit which would otherwise be exempt pursuant to Texas Tax Code, Section 11.253.

On a motion by Councilwoman Kent, seconded by Councilwoman Mireles, with all present voting "aye", Council unanimously approved December 5th, 2011 for a public hearing to discuss whether or not to adopt an ordinance to continue to tax tangible personal property in transit which would otherwise be exempt pursuant to Texas Tax Code, Section 11.253.

Consideration of a request from Will Brooks, Parade Chairman, of the 26th Annual Dr. Martin Luther King Jr. Celebration Parade to close portions of the following streets that intersect with East Park, Cherry Street, and 2nd Street to Hwy. 288 to the Freeport Municipal Park, Monday January 16th, 2012 from 10:00 a.m. to 2:00 p.m.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council approved a request from Will Brooks, Parade Chairman, of the 26th Annual Dr. Martin Luther King Jr. Celebration Parade to close portions of the following streets that intersect with East Park, Cherry Street, and 2nd Street to Hwy. 288 to the Freeport Municipal Park, Monday January 16th, 2012 from 10:00 a.m. to 2:00 p.m.

Mayor Garcia closed the Formal Session and opened the Executive Session at 6:23 p.m.

Executive Session:

Section 551.71, 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:

- Freeport Economic Development Corporation.

(no action taken)

Mayor Garcia reconvened the meeting to adjourn at 7:23 p.m.

Adjourn

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", the meeting adjourned at 7:23 p.m.

Delia Munoz
City Secretary