

NOTICE OF PUBLIC MEETING
THE FREEPORT CITY COUNCIL
MONDAY, APRIL 15TH, 2013, 6:00 P.M.
RIVER PLACE, 733 MYSTERY HARBOR LANE
FREEPORT, TEXAS

AGENDA
FORMAL SESSION

1. Call to order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration of approving the April 1, 2013 Council Minutes. Pg. 287-291
5. **Award:** Acknowledge and award the participants of the City of Freeport's 4th Annual Youth Art Display & Competition.

Adjourn

Items not necessary discussed in the order they appear on the agenda. The Council at its discretion may take action on any or all of the items as listed. This notice is posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code).

In compliance with the Americans with Disabilities Act, the City of Freeport will provide for reasonable accommodations for persons attending City Council Meetings. Request should be received 48 hours prior to the meeting. Please contact the City Secretary office at 979-233-3526.

I, Delia Munoz City Secretary for the City of Freeport, Texas certify that this agenda was posted on the official bulletin board/glass door of City Hall, facing the rear parking lot of the building, with 24 hours a day public access, 200 West 2nd Street, Freeport Texas, April 12, 2013 at or before 5:00 p.m.

Delia Munoz - City Secretary
City of Freeport, Texas

State of Texas

County of Brazoria

City of Freeport, Texas

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, April 1st, 2013, at 6:00 p.m., at the Freeport Municipal Court Room, 430 North Brazosport Boulevard, for the purpose of considering the following agenda items:

City Council: Mayor Norma M. Garcia
Councilwoman Michelle Kent
Councilman Fred Bolton – Absent
Councilwoman Sandra Loeza
Councilwoman Sandra Barbree – Absent

Staff: Gilbert Arispe, Asst. City Manager
Wallace Shaw, City Attorney
Delia Munoz, City Secretary
Nat Hickey, Property Manager
Brian Davis, Fire Chief
Larry Fansher, Parks Director
Dan Pennington, Interim Police Chief

Visitors:	Troy Brimage	Manning Rollerson
	Gina Adams	Lance Adams
	Nicolasa Mireles	Sam Reyna
	Taryene Morrow	Jerry Meeks
	Ed Garcia	Shane Vandergrift
	Shannon Daughtry	Beverly Nixon
	Nancy Wollam	Ralph Collins
	James Saccomanno	Bill Morris
	Evelyn Burridge	Melvin Burridge

Call to order.

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

Invocation.

Mr. Wallace Shaw offered the invocation.

Pledge of Allegiance.

Beverly Nixon led the Pledge of Allegiance.

Consideration of approving the March 4th, 2013 Council Minutes.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved the March 4th, 2013 Council Minutes.

Attending citizens and their business.

Manning Rollerson commented on the cracked sidewalks and street on North Ave. J. They are in dire need of repair.

Proclamation proclaiming the month of April as "Fair Housing Month".

Mayor Norma Garcia read the proclamation and proclaimed the month of April as "Fair Housing Month".

Proclamation on the Historical Schuster Home.

Mayor Norma Garcia read and presented the proclamation to the Brazos Historical Society. Members of the Brazos Historical Society present were; President Beverly Nixon, Secretary Nancy Wollam, Treasurer Carol Horton, Sharon Rodgers, James Saccomanno and David Collins.

Announcement: April 15th, 2013, awarding the City of Freeport 4th Annual Youth Art Display & Competition at River Place.

Mayor Norma Garcia announced the City's 4th Annual Youth Art Display & Competition at River Place on April 15th, 2013.

Consideration of renewing the contracts for the collection of delinquent taxes and for the collection of mowing, demolition, & paving liens with Perdue, Brandon, Fielder, Collins, & Mott, LLP.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved renewing the contracts for the collection of delinquent taxes and for the collection of mowing, demolition, & paving liens with Perdue Brandon, Fielder, Collins, & Mott, LLP.

Consideration of setting a date for a Joint Public Hearing with the Planning Commission to consider rezoning Block 35, Velasco Townsite, Freeport Texas as requested by Mr. Darrel Barham from its current classification of R-2 District to a new classification of C-2 District.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved May 6th, 2013 for a Joint Public Hearing with the Planning Commission to consider rezoning Block 35, Velasco Townsite, Freeport Texas as requested by Mr. Darrel Barham from its current classification of R-2 District to a new classification of C-2 District.

Consideration of setting a date for a Joint Public Hearing with the Planning Commission to consider rezoning Block 56, Lots 13-24, Velasco Townsite, Freeport Texas, known locally as South Ave. L, from its current classification of R-2 District to a new classification of C-2 District.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved May 6th, 2013 for a Joint Public Hearing with the Planning Commission to consider rezoning Block 56, Lots 13-24, Velasco Townsite, Freeport Texas, known locally as South Ave. L, from its current classification of R-2 District to a new classification of C-2 District.

Consideration of rejecting all previous bids and setting a new bid date for April 22, 2013, for the Security Surveillance Communication Network through the City of Freeport Police Department for the Brazosport Marine Action Team (BMAT).

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved to reject all previous bids and setting a new bid date for April 22, 2013, for the Security Surveillance Communication Network through the City of Freeport Police Department for the Brazosport Marine Action Team (BMAT).

Consideration of approving the bids and awarding the mowing service contract.

On a motion by Councilwoman Loeza, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved an only bid and awarded the mowing service contract to Bustos Lawn Service, P.O. Box 2316, Freeport Texas.

Consideration of selling the City's interest on Block 663, Lot 13 thru 18, Velasco Townsite, known as 909 North Ave. F, Tax Id. 8110-2618-000.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved selling the City's interest on Block 663, Lot 13 thru 18, Velasco Townsite, known as 909 North Ave. F, Tax Id. 8110-2618-000.

Consideration of selling the City's interest on Block 8, Lot 7, Velasco Townsite, known as 116 South Ave. B., known as 116 South Ave. B., Tax Id. 8110-0091-000.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved selling the City's interest on Block 8, Lot 7, Velasco Townsite, known as 116 South Ave. B., known as 116 South Ave. B., Tax Id. 8110-0091-000.

Consideration of selling the City's interest on Block 40, Lot 2 7 3, Freeport Townsite, known as 123 West 6th Street, Tax Id. 4200-0434-000.

This item was reagendaed.

Consideration of selling the City's interest on Block 86, Lots 13 & 14, Freeport Townsite, known as 618-622 West 6th Street, Tax Id . 4200-0851-000.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved selling the City's interest on Block 86, Lots 13 & 14, Freeport Townsite, known as 618-622 West 6th, Tax Id . 4200-0851-000.

Consideration of approving Ordinance No. 2013-2034 closing, abandoning and selling that portion of Caldwell Street right of way between South Front Street and the Brazos River Levee for the fair market value determined by an appraisal thereof.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Ordinance No. 2013-2034 closing, abandoning and selling that portion of Caldwell Street right of way between South Front Street and the Brazos River Levee for the fair market value determined by an appraisal thereof.

Consideration of approving a request from the Hispanic Chamber of Commerce to have a Cinco De Mayo Parade and street closures intersecting with 2nd and ending at Baywoods parking lot from 11:00 a.m. to 12:00 p.m. on May 4th, 2013.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved a request from the Hispanic Chamber of Commerce to have a Cinco De Mayo Parade and street closures intersecting with 2nd and ending at Baywoods parking lot from 11:00 a.m. to 12:00 p.m. on May 4th, 2013.

Consideration of approving a request from the Riverfest Committee to sell alcohol, have a public dance, have fireworks display, and the closure of streets for the Flapjack Run on Saturday for the Riverfest held at the Freeport Municipal Park on April 26th and 27th of April, 2013.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved a request from the Riverfest Committee to sell alcohol, have a public dance, have fireworks display, and the closure of streets for the Flapjack Run on Saturday for the Riverfest held at the Freeport Municipal Park on April 26th and 27th April, 2013.

Consideration of approving a request from the Freeport League to waive the carnival and vendor fees for the Riverfest on April 26th and 27th, 2013.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved a request from the Freeport League to waive the carnival and vendor fees for the Riverfest on April 26th and 27th, 2013.

Consideration of approving a Letter of Intent and a Supplement Agreement from The Dow Chemical Company and the City of Freeport for the Casco Road Improvement project.

This item was reagendaed.

Mayor Norma Garcia closed the Formal Session and opened the Executive Session at 6: 25 p.m.

Executive Session:

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: Pending Litigation; Karen Jewel, Jim Barnett, Brooks Bass

- Freeport Economic Development Corporation V Hiram Clark TMLIRP # 1200185050
- City of Freeport V Briarwood Holdings LLC

Mayor Garcia closed the Executive Session and reconvened the Formal Session to adjourn at 6: 40 p.m.

Adjourn

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting “aye”, Council adjourned at 6:41 p.m.

Mayor Norma M. Garcia
City of Freeport, Texas

City Secretary – Delia Munoz
City of Freeport, Texas