

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport met on Tuesday, February 19th, 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
Councilwoman Sandra Loeza
Councilwoman Sandra Barbree

Staff: Jeff Pynes, City Manager
Gilbert Arispe, Asst. City Manager
Wallace Shaw, City Attorney
Delia Munoz, City Secretary
Nat Hickey, Property Manager
Brian Davis, Fire Chief
Bob Welch, Finance Director
Larry Fansher, Parks Director
Dan Pennington, Interim Police Chief
Brain Dybala, Golf Director

Visitors: Nicolosa Mireles Sam Reyna
Jim Pirrung Jennifer Bolton
George Beamon John Stanford
Jerry Meeks Bobby Jo Casale
Gina Adams Landis Adams
Greg Flaniken Ty Morrow
Shannon Daughtry Melanie Oldham
Marty De Leon Stoney Burke
Elroy Burton Eileen Koenig

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.

Melanie Oldham led the Pledge of Allegiance.

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

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

Attending citizens and their business.

Bobby Joe Casale asked the EPA (Environmental Protection Agency) and the City to help erect warning signs and identification signs regarding Gulfco Marine Environmental Superfund site, an environmental hazardous site for 40 years.

He also mentioned the lack of physical progress being made to resolve the marina building encroaching on the states right of way. The people want to know the progress of the removal of the Freeport Marina dry stack.

Consideration of approving Ordinance No. 2013-2032 calling the Annual General Election for the City of Freeport for the second Saturday in May, 2013, being May 11, 2013, at which the voters of said City residing in Wards B and Ward D shall be permitted to vote for or against the candidates for positions B and D on the City Council of the City of Freeport and at which the voters of said City shall elect at large a Mayor for said City.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Ordinance No. 2013-2032 calling the Annual General Election for the City of Freeport for the second Saturday in May, 2013, being May 11, 2013, at which the voters of said City residing in Wards B and Ward D shall be permitted to vote for or against the candidates for positions B and D on the City Council of the City of Freeport and at which the voters of said City shall elect at large a Mayor for said City.

Consideration of approving Resolution No. 2013-2407 a Joint Election Agreement and Contract for election services with the County Clerk of Brazoria and The City of Freeport.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved Resolution No. 2013-2407 a Joint Election Agreement and Contract for election services with the County Clerk of Brazoria and The City of Freeport.

Consideration of advertising and setting a bid date for March 13, 2013 to employ a company to help design and/or install the first phase of a Security Surveillance and Communication Network through the City of Freeport Police Department for the Brazosport Marine Action Team (BMAT).

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved advertising and setting a bid date for March 13, 2013 to employ a company to help design and/or install the first phase of a Security Surveillance and Communication Network through the City of Freeport Police Department for the Brazosport Marine Action Team (BMAT).

Consideration of advertising and setting a bid date for March 13th, 2013 for mowing services for the City of Freeport.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved advertising and setting a bid date for March 13th, 2013 for mowing services for the City of Freeport.

Consideration of leasing to ICS, Inc., .0.142 acres of land, being a portion of East Brazos Boulevard adjoining the Briarwood Baytown , L.P., Tract out of Block 16 of the Town of Freeport described in Document # 2006014124 of the Official Records of Brazoria, Texas for five years at an annual rental of \$50.00 per year.

On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved leasing to ICS, Inc., .0.142 acres of land, being a portion of East Brazos Boulevard adjoining the Briarwood Baytown , L.P., Tract out of Block 16 of the Town of Freeport described in Document # 2006014124 of the Official Records of Brazoria, Texas for five years at an annual rental of \$50.00 per year.

Consideration and possible action regarding any item discussed in Executive Session.

No Action Taken

Work Session:

Discussion regarding the new Yamaha Golf Cart Contract.

Mr. Pynes reviewed with Council the price Yamaha Golf Cart Contract; which will buy back golf carts at the end of the 36 month conditional sale contract subject to carts being in reasonable operating order, repair, condition and appearance minus depreciation and wear and tear.

Discussion regarding the Summer Time Blues Festival.

Mr. Pynes suggested using Platinum Marketing for coordinating and organizing the Summer Times Blue Festival for 2013.

Mayor Norma Garcia closed the Formal Session and Opened the Executive Session at 6:30 p.m.

Executive Session:

Section 551.074, Government Code

Deliberation 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: settlement of a severance contract.

- City Manager

Section 551.071, Government Code

Consultation with City Attorney concerning pending or contemplated litigation, settlement offers or other matter 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:

- City Attorney

Mayor Norma M. Garcia closed the Executive Session and reconvened the Formal Session at 6:55 p.m.

Adjourn

On a motion by Councilman Bolton, seconded by Councilwoman Barbree, with all present voting “aye”, Council meeting adjourned at 6:55 p.m.

Mayor Norma M. Garcia
City of Freeport, Texas

City Secretary – Delia Munoz
City of Freeport, Texas