

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 16th, 2016 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: Mayor Norma Moreno Garcia
Councilman Johnathan Sublet
Councilman Fred Bolton
Councilwoman Sandra Loeza
Councilwoman Sandra Barbree

Staff: Jeff Pynes, City Manager
Gilbert Arispe, Assistant City Manager
Wallace Shaw, City Attorney
Delia Munoz, City Secretary
Nat Hickey, Property Manager
Brian Davis, Fire Chief
Dan Pennington, Police Chief

Visitors: Bill Morris Lila Lloyd
Moby Burridge Evelyn Burridge
Margaret McMahan Edward T. Garcia
Nicole Mireles Sam Reyna
Louie Jones Melanie Oldham
Raul Ramirez Manning Rollerson
Larry Fansher Annette Sanford
Jerry Meeks Jay Garcia
Nicole Mireles Sam Reyna
Ruth Renobato Reuben Renobato
Jennifer Hawkins

Call to order.

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

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Norma Moreno Garcia led the Pledge of Allegiance.

Attending citizens and their business.

Margaret McMahan spokesperson for the “Concern Citizens of Freeport” stated that the petition turned in to the City Secretary to place two proposed amendments to the City Charter had 509 signatures for the majority vote instead of plurality and 501 signatures for establishing term limits for Council, to be placed on the May 2016 ballot.

Manning Rollerson commented on his grandson being slapped in school and the Police Department failed to process the complaint. His grandson has not been in school in over 2 years. He advised Council of a lawsuit against them. He complained about the ditches on Second Street and Terminal and requested they be serviced.

Ruben Renobato recommends the majority rule because it's a better representation of the people, it benefits all of Freeport.

Councilman Sublet stated that he believes in the City and the people, but he sensed a lot of tension in the audience, wants us to remember that we need to preserve results and relationships and how we talk to one another and how we conduct business with respect.

Consideration of approving February 1, 2016 Council Minutes.

On a motion by Councilwoman Loeza, seconded by Councilwoman Barbree, with all present voting “Aye”, Council unanimously approved the February 1, 2016 Council Minutes.

Consideration of approving Ordinance No. 2016-2105 amending Division (D) of Section 50.04 of the Code of Ordinance of said City to specify the type of cart that may be used and additional rules dealing with the placement of waste for collection; amending Division A of Section 50.06 of said Code of Ordinances to provide that the cost of each additional residential size cart at the same family unit shall be \$14.37 per month; amending Division (B) of Section 50.06 to provide that the charge for residential size carts and the collection and disposal of solid waste stored in such carts at each commercial or business location within the City shall be \$22.78 per month per cart and the charge for additional carts at the same location shall be \$14.37 each per month.

On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting 4 to 1, Council approved Ordinance No. 2016-2105 amending Division (D) of Section 50.04 of the Code of Ordinance of said City to specify the type of cart that may be used and additional rules dealing with the placement of waste for collection; amending Division A of Section 50.06 of said Code of Ordinances to provide that the cost of each additional residential size cart at the same family unit shall be \$14.37 per month; amending Division (B) of Section 50.06 to provide that the charge for residential size carts and the collection and disposal of solid waste stored in such carts at each commercial or business location within the City shall be \$22.78 per month per cart and the charge for additional carts at the same location shall be \$14.37 each per month.

Councilwoman Barbree opposed.

Consideration of advertising and setting a bid date for March 18th, 2016 to install license plates readers at various entry/ exit points to the City of Freeport.

On a motion by Councilwoman Loeza, seconded by Councilwoman Barbree, with all present voting “Aye”, Council unanimously approved to advertise and set a bid date for March 18th, to install license plates readers at various entry/exit points to the City of Freeport.

Consideration of receiving and taking action on a petition to submit the question of amending the Home Rule Charter to change election by plurality to election by majority.

On a motion by Councilwoman Loeza, seconded by Councilman Bolton, with all present voting 4 to 1, Council approved to take action on a petition to submit the question of amending the Home Rule Charter to change election by plurality to election by majority. Councilwoman Barbree opposed.

Consideration of receiving and taking action on a petition to submit the question of amending the Home Rule Charter to limit the number of consecutive terms the mayor and other city council members may serve.

On a motion by Councilwoman Loeza, seconded by Councilman Bolton, with all present voting 4 to 1, Council approved to take action on a petition to submit the question of amending the Home Rule Charter to limit the number of consecutive terms the mayor and other city council members may serve. Councilwoman Barbree opposed.

Consideration of amending Ordinance No. 2016- 2104 by approving Ordinance No. 2016-2106 calling a Charter Amendment Election including agenda item No. 8 and 9, if either item is approved by the City Council, adopting amendments to the Home Rule Charter of the City of Freeport.

On a motion by Councilwoman Loeza, seconded by Councilman Sublet, with all present voting “Aye”, Council unanimously approved to amend Ordinance No. 2016-2104 by approving Ordinance No. 2016 calling a Charter Amendment Election to include agenda item No. 8 and 9 approved by the City Council, adopting amendments to the Home Rule Charter of the City of Freeport.

Consideration of approving a request for an extension for the gate closure at South Levee from the Velasco Drainage District for the repair of the South Levee Gravity Structure.

On a motion by Councilwoman Loeza, seconded by Councilwoman Barbree, with all present voting “Aye”, Council unanimously approved a request for an extension for the gate closure at South Levee from the Velasco Drainage District for the repair of the South Levee Gravity Structure.

Consideration of purchasing a Case 580 Super N Tier 4 Final 4 Wheel Drive Backhoe for joint use between the Street Department and Veolia Water.

On a motion by Councilwoman Loeza, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved the purchasing of a Case 580 Super N Tier 4 Final 4 Wheel Drive Backhoe.

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

No action taken

Mayor Norma M. Garcia closed the Formal Session and opened the Executive Session at 6:35 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:

- Port Freeport – Interlocal Agreement

Section 551.074, Government Code:

Deliberations concerning the duties, employment, evaluation, employment contract of a public officer or employee:

- City Manager

Mayor Norma Moreno Garcia closed the Executive Session at 7:09 p.m.

Adjourn

Mayor Norma Garcia reconvened the Formal Session at 7:09 p.m.

On a motion by Councilman Sublet, seconded by Councilwoman Barbree, with all present voting “Aye”, Mayor Norma Garcia adjourned the meeting at 7:09 p.m.

Mayor Norma Moreno Garcia
City of Freeport, Texas

City Secretary, Delia Munoz
City of Freeport, Texas