

Rebo
Agenda
10*

SIGN IN SHEET
CITY COUNCIL MEETING June 5, 2017

Name

Address

~~James (Steve) Brazzport (Member of Council)~~
~~Edith Fischer Brazzport (Member of Victoria Council)~~
~~Connie Westfall Connect TRANSit~~
~~Moby & Evelyn Burrige Freeport~~
~~Douglas Dominguez Freeport~~
Manning Rolerson 126 West 6 Freeport
EDWARD T. GARCIA 1924 N AVE G FREEPORT
Sam Reyna 2002 N. Ave G Freeport
Melanie Oldham 922 W. 5th Freeport, TX
Jalen Johnson 850 N Ave J Apt #213
Keith Stumbaugh 518 W. 4th St Freeport
Deana Merrigan 5309 I 45 La Marque
Ruben Kenobatu 1507 W. 2nd

Attending Citizens Comments Registration Form

We welcome your comments; please keep your comments brief and professional
Each pre-registered guest has up to 4 minutes per council meeting to speak
See reverse side for rules and procedures

Date: 6/5/17
Name: EDWARD T-GARCIA Address: 1924 N. AVE U
Home Phone/Cell Phone: _____ Email: _____
Organization: _____

Would you like to speak during the City Council Meeting? (Circle one) Y / N

(Speaking guests and/or citizens will be called upon at the appropriate time to speak)

You can register your opinion or comments on a specific agenda item if you don't want to personally speak during the council meeting by completing the below information. These acknowledgements will be delivered to the presiding officer at the meeting for consideration at the appropriate time during the meeting.

Council Agenda Item: # 12 for / against Brief written statement: _____

Council Agenda Item: # 14 for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

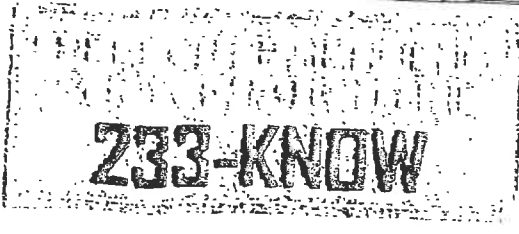
Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Other general written comments:

Completed forms must be returned to the City Secretary before the meeting is called to order to be considered

Thank you for your concern and participation in our municipal government



City of Freeport City Council Attending Citizens Comments Registration Form

We welcome your comments; please keep your comments brief and professional
Each pre-registered guest has up to 4 minutes per council meeting to speak
See reverse side for rules and procedures

Date: 6-5-17
Name: Keith Stumbaugh Address: 518 W. 4th
Home Phone/Cell Phone: _____ Email: _____
Organization: CCF

Would you like to speak during the City Council Meeting? (Circle one) Y / N

Request to Council

(Speaking guests and/or citizens will be called upon at the appropriate time to speak)

You can register your opinion or comments on a specific agenda item if you don't want to personally speak during the formal council meeting by completing the below information. These acknowledgements will be delivered to the presiding officer of the meeting for consideration at the appropriate time during the meeting.

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Other general written comments:

Completed forms must be returned to the City Secretary before the meeting is called to order to be considered.

Thank you for your concern and participation in our municipal government



Attending Citizens Comments Registration Form

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Each pre-registered guest has up to 4 minutes per council meeting to speak
See reverse side for rules and procedures

Date: 6-5-2017

Name: MARINING BOLLESA Address: _____

Home Phone/Cell Phone: 979-201-9049 Email: MARINING.BOLLESA@GMAIL.COM

Organization: _____

Would you like to speak during the City Council Meeting? (Circle one) Y / N

I would like to ask about my open request.

(Speaking guests and/or citizens will be called upon at the appropriate time to speak)

You can register your opinion or comments on a specific agenda item if you don't want to personally speak during the form council meeting by completing the below information. These acknowledgements will be delivered to the presiding officer at the meeting for consideration at the appropriate time during the meeting.

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Council Agenda Item: # _____ for / against Brief written statement: _____

Other general written comments:

Completed forms must be returned to the City Secretary before the meeting is called to order to be considered

Thank you for your concern and participation in our municipal government

233-KNOW



NOTICE OF PUBLIC HEARING
THE FREEPORT CITY COUNCIL
MONDAY, JUNE 5TH, 2017 6:00 P.M.
430 NORTH BRAZOSPORT BOULEVARD
FREEPORT, TEXAS
AGENDA

1. Call to order.
2. Invocation.
3. Pledge of Allegiance.
4. Attending citizens and their business.
Members of the public are allowed to address the City Council at this time. Note, specific factual information or a recitation of existing policy may be furnished in response to an inquiry made, but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open Meetings Act unless said notice appears herein. The public is reminded that there is a (4) minute time limit as approved by City Council on June 21, 2010.
5. Consideration of approving the May 15, 2017 Council Minutes. Pg. 471-474
6. Presentation by Danny Massey, Superintendent of Brazosport Independent School District, thanking the City of Freeport and the Freeport Historical Museum Foundation for their educational efforts and being a city that is committed to serving our youth.
7. Presentation by Bob Welch, Finance Director regarding Brazosport Water Authority water rate increase.
8. Consideration of approving Resolution No. 2017-2516 approving submission of the grant application for the Crime Victim's Liaison to the office of the Governor. Pg. 475-477
9. Consideration of approving Resolution No. 2017-2517 designating the Asst. City Manager Gilbert Arispe to act for and on behalf of the City of Freeport in dealing with the State of Texas General Land Office for the purpose of applying for state assistance to clean and maintain the public beaches. Pg. 478
10. Consideration of approving Resolution No. 2017-2518 requesting an easement at Second Street where it crosses their Velasco Drainage District's Federal Levee, being the East Bank of the Brazos River Levee Section 2. Pg. 479-492

11. Consideration of approving Ordinance No. 2017-2132 amending the definition of Recreation Vehicle contained in Section 120.01 of the Code of Ordinances of said City to add thereto a provision that any recreational vehicle more than ten (10) years old which is used or operated within the City must be inspected by the building official and certified to be safe for human occupation. Pg. 493-495
12. Consideration of approving Ordinance No. 2017-2135 amending Section 150.011 of the Code of Ordinance of said City to provide, as a modification the 2015-Edition of the International Residential Code adopted by Section 150.01 of said Code of Ordinance, a requirement that each dwelling unit shall have a minimum of one thousand (1,000) square feet in area with the exclusions included therein; providing that any person violating said Code of Ordinances, as amended by this ordinance shall be guilty of a misdemeanor and assessed a fine in accordance with the provisions of Section 10.99 of said Code of Ordinances. Pg 496-498
13. Consideration of approving Ordinance No. 2017-2136, amending the Comprehensive Zoning Ordinance of the City, now codified as Chapter 155 of the Code of Ordinance of the City to add definitions for open space and greenbelt; ratifying and confirming all actions previously taken by the Planning Commission of said City or the City Council or both. Pg. 499-503
14. Consideration of approving the bids and awarding the contract for the removal from the City's parking lot located East of East Park Avenue, between the 100 Block of East Second Street and the 100 Block of East Broad Street, an area of approximately 16,000 to 17,000 square feet, all existing concrete, grade to drain, add eight (8'') of stabilized base and stripping grass from the remainder of the parking lot, an area of approximately 45, 000 square feet, stabilize existing base to a depth of eight inches and grading to drain, installation of at least two inches of TX-DOT type D hot mix asphalt, and striping parking areas with marking paint as per City specifications, all according to the below mentioned plans and specifications, authorizing the City Manager or his designee to negotiate a contract with the successful bidder and authorizing the Mayor and City Secretary, respectively to execute and attest such contract. Pg. 504
15. Consideration of selecting a qualified person as a representative to the Brazosport Water Authority Board for the term ending 2018.
16. Consideration of the approval of any action items discussed in the Executive Session.

Work Session:

- A. Presentation by Edith Fisher, Director of Tourism of the Brazosport Convention & Visitors Council promoting and request for continued funding. Pg. 505
- B. Presentation by Conni Westfall, Transportation Manager with Gulf Coast Center/Connect Transit operating a local bus service in the City of Freeport.

C. Appointing qualified person(s) to the following Boards and Commissions:

- Planning Commission
- Library Board
- Board of Adjustments
- Urban Renewal Board
- Beautification/Parks & Recreation
- Economic Development Corporation
- Senior Citizens Commission
- Charter Review Commission

D. Appointing City Council liaisons to the following:

- Planning Commission
- Library Board
- Board of Adjustments
- Urban Renewal Board
- Beautification/Parks & Recreation
- Economic Development Corporation
- Senior Citizens Commission
- Charter Review Commission
- City Manager

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:

- Gulf Chemical
- Property/Rental Inspection Ordinance
- Freeport Golf Course
- Rules and regulation related to fair market values sales of city property.
- Bryan Beach Properties

Adjourn

Items not necessarily 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 in the official glass case at the rear door of the City Hall, with 24 hours a day public access, 200 West 2nd Street, Freeport Texas, June 2, 2017 at or before 5:00 p.m.

Delia Munoz, City Secretary
City of Freeport, Texas

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of Freeport met on Monday, May 15, 2017 at 6:00 p.m. at River Place, 733 Mystery Harbor Lane, Freeport Texas for the purpose of considering the following agenda items:

City Council:

Mayor Norma Moreno Garcia
Councilman Larry L. McDonald
Councilman Fred Bolton
Councilwoman Nicole Mireles
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
Dan Pennington, Police Chief
Chris Motley, Fire Chief
Bob Welch, Finance Director
Jennifer Hawkins, Economic Development
David Hoelewyn, Street Department
Lonie Kershaw, Human Resources
Ursula Reyes, Accounts Payable
DeVaughn Price, Code Department
Steve Upton, Code and Health Inspector
Billywayne Shoemaker, Acting Building Official

Visitors:

Family, Friends, Co-Workers and Citizens of the City.

Call to order.

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

Executive Session:

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 of Texas clearly conflicts with Chapter 551, Government Code, to wit:

- Discuss and review Section 3.02 Qualifications of the Charter Review with Mayor, City Council and City Attorney.

Mayor Norma Moreno Garcia closed the Executive Session at 6:06 p.m. and opened the Formal Session.

Invocation.

Pastor Brenda George of New Birth Church offered the invocation.

Pledge of Allegiance.

Mayor Norma Moreno Garcia led the Pledge of Allegiance.

Attending citizens and their business.

Members of the public are allowed to address the City Council at this time. Note, specific factual information or a recitation of existing policy may be furnished in response to an inquiry made, but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open Meetings Act unless said notice appears herein. The public is reminded that there is a (4) minute time limit as approved by City Council on June 21, 2010.

Melanie Oldham complained about her Open Records Request.

Manny Rollerson asked who was paying for the meet & greet reception.

Bobby Jo Casale asked Mayor Norma Garcia if she had received a list of issues that were given to the City Secretary for review.

Ruben Renobato spoke about the Charter Review and seeking advice through the Texas Attorney General office.

Consideration of approving April 24, 2017 Council Minutes.

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting "Aye", Council unanimously approved the April 24, 2017.

Discussion by citizen James Barnett regarding election candidate eligibility.

Attorney Doyle Neighbours representing former Mayor James Barnett handed out to Mayor Norma M. Garcia personal legal law suit documents to be reviewed in regarding the election candidate eligibility on Troy T. Brimage.

Discussion by Attorney Justin Gilbert regarding election candidate eligibility.

Attorney Justin Gilbert, representing Troy T. Brimage, spoke regarding the City Home Rule Charter Section 3.02 and Section 3.03. He discussed the conflict between Texas Election Code Section 141.003, Age and Residence Requirement for Home-Rule Cities, and Freeport's current Home Rule Charter Section 3.02 Qualifications. Acting under section 3.03, Council to be Judge of Election and Qualifications, the City Council should find that Section 141.003, Texas Election Code, which sets as the maximum residence requirement for Home Rule Cities of 12 months prevails over our Home Rule charter 3.02 Qualifications which sets a residence requirement of 24 months and therefore, Troy T. Brimage was qualified to be a candidate for Mayor.

Discuss and consider taking a record vote regarding candidate election eligibility for Talbert Troy Brimage.

A record vote taken regarding candidate election eligibility for Talbert Troy Brimage.

“Aye” Councilman Bolton, Councilwoman Barbree and Mayor Norma Moreno Garcia.

“Nay” Councilwoman Mireles and Councilman McDonald.

Consideration of approving Ordinance No. 2017-2137 canvassing the returns and declaring the results of the 2017 General Annual Election for the City of Freeport.

On a motion by Councilman McDonald, seconded by Councilman Bolton, with all present voting “Aye”, Council unanimously approved Ordinance No. 2017-2137 canvassing the returns and declaring the results of the 2017 General Annual Election for the City of Freeport.

Administer Oath of Office to duly elected: Mayor Troy T. Brimage, Councilman Roy Yates Ward D and Councilman Brooks Bass Ward B.

Norma Moreno Garcia administered the Oath of Office to duly elected Mayor Troy T. Brimage, Councilman Roy Yates Ward D and Councilman Brooks Bass Ward B. The newly elected official(s) took their seats.

Election of the Mayor Pro Tem.

On a motion by Councilman Bass, seconded by Councilman Yates, with all present voting “Aye”, Council unanimously approved selecting Councilman McDonald as Mayor Pro Tem.

Appreciation plaque to Mayor Norma M. Garcia, Councilwoman Barbree and Councilman Bolton for dedicated service to the City of Freeport.

Mayor Troy T. Brimage presented a plaque to outgoing Mayor Norma Moreno Garcia, Councilwoman Barbree and Councilman Bolton for their dedicated service to the City of Freeport.

Consideration of approving Ordinance No. 2017-2136, amending the Comprehensive Zoning Ordinance of the City, now codified as Chapter 155 of the Code of Ordinance of the City to add definitions for open space and greenbelt; ratifying and confirming all actions previously taken by the Planning Commission of said City or the City Council or both.

This item reagendaed.

Adjourn

On a motion by Councilman McDonald, seconded by Councilman Bass, with all present voting "Aye", Mayor Troy T. Brimage adjourned the meeting at 6:54 p.m. and invited all to a reception to meet and greet the new council members.

Mayor Troy T. Brimage
City of Freeport, Texas

City Secretary Delia Munoz
City of Freeport, Texas

RESOLUTION NO. 2017-2516

A RESOLUTION OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; MAKING FINDINGS OF FACT; APROVING THE SUBMISSION OF A VOCA GRANT APPLICATION BY THE CITY MANAGER OF THE CITY, JEFF PYNES, DESIGNATING HIM AS THE CITY'S AUTHORIZED OFFICAL FOR SUCH GRANT, SPECIFYING HIS POWERS AND DUTIES AS SUCH OFFICIAL, MAKING AGREEMENTS WITH RESPECT TO SUCH GRANT; CONTAINING A SEVERANCE CLAUSE; PROVIDING THAT THIS RESOLUTION SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE AND ADOPTION; AND PROVIDING THAT THE ORIGINAL OF THIS RESOLUTION SHALL BE MAINTAINED BY THE CITY SECRETARY IN THE PERMANENT RECORDS OF SAID CITY.

WHEREAS, the City of Freeport, Texas, hereinafter sometimes "the City," is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code of Texas, respectively, and, as such, is authorized to take the action taken by this resolution; and,

WHEREAS, the City Council of the City has determined and does here now declare that the adoption of this resolution is in the best interest of the citizens of the city that the Crime Victims Liaison be operated for the 2017-2018 fiscal year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

First, the City Council approves the submission of a VOCA Grant Application for a Crime Victim Liaison for the 2017-2018 fiscal year.

Second, the City Manager, Jeff Pynes, is designated as the City's authorized official for such grant and is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the City, which is the applicant agency.

Third, the City agrees to provide applicable matching funds for the project as required by the VOCA grant application and, in the event of loss or misuse of the funds, the funds will be returned to the Office of the Governor in full.

Third, in the event any section or provision of this resolution is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.

Fourth, this resolution shall take effect and be in force from and after its passage and adoption.

Fifth, the original of this resolution, after execution and attestation, shall be maintained by the City Secretary in the permanent records of the City.

READ, PASSED AND ADOPTED this _____ day of _____,
2017.

Troy T. Brimage, Mayor,
City of Freeport, Texas

ATTEST:

Delia Munoz, City Secretary,
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

Wallace Shaw, City Attorney,
City of Freeport, Texas

Grant # 3299401

C\Freeport.Rsl\VOCAGrant-Rsl

RESOLUTION 2017-2517

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, DESIGNATING ASSISTANT CITY MANAGER GIBERT ARISPE TO ACT FOR AND ON BEHALF OF THE CITY OF FREEPORT IN DEALING WITH THE TEXAS GENERAL LAND OFFICE FOR THE PURPOSE OF APPLYING FOR STATE ASSISTANCE TO CLEAN AND MAINTAIN THE PUBLIC BEACH.

ON THIS Monday, June 5th, 2017, the City Council of the City of Freeport, Texas, convened in a regular meeting, notice of the convening of which was duly posted in accordance with the Texas Open Meetings Act, when among other business the City adopted the following resolution:

A resolution in connection with application of the City of Freeport , Bryan Beach for State assistance in cleaning and maintaining public beach for the period of September 1, 2017 to August 31, 2018.

WHEREAS, the Beach Maintenance Fund Program under the administration of the Texas General Land Office, Austin Texas, requires each city making application for assistance in cleaning and maintaining public beaches to submit supportive documents: and,

WHEREAS, the city shall enter a resolution directing Gilbert Arispe to make application for funds and vesting that official with full authority to act for purpose of the program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS;

That the City of Freeport, Bryan Beach apply for state assistance in cleaning and maintaining the public beach under Section 61.076, Natural Resources Code; and

That Gilbert Arispe shall be vested with full authority to act for purpose of the program.

That any and all fees collected by reimbursement shall be utilized only and specifically for the program of beach maintenance.

READ, PASSED AND APPROVED this 5th day of June, 2017.

**Mayor Troy T. Brimage
City of Freeport, Texas**

**Delia Munoz, City Secretary
City of Freeport, Texas**

RESOLUTION NO. 2017-2518

A RESOLUTION OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; AUTHORIZING THE MAYOR AND CITY SECRETARY TO EXECUTE AND ATTEST, RESPECTIVELY, GRANTING TO THE VELASCO DRAINAGE A DRAINAGE EASEMENT CONTAINING 0.43 ACRES OF LAND, MORE OR LESS, OUT OF THE WEST SECOND STREET RIGHT-OF-WAY AT ITS INTERSECTION WITH THE EAST BANK OF THE BRAZOS RIVER LEVEE SECTION TWO; CONTAINING A SEVERANCE CLAUSE; PROVIDING THAT THIS RESOLUTION SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE AND ADOPTION; AND PROVIDING THAT THE ORIGINAL OF THIS RESOLUTION SHALL BE MAINTAINED BY THE CITY SECRETARY IN THE PERMANENT RECORDS OF SAID CITY AND A CERTIFIED COPY GIVEN TO THE APPROPRIATE OFFICIAL OF SAID DISTRICT.

WHEREAS, the City of Freeport, Texas, hereinafter sometimes "the City," is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code of Texas, respectively; and,

WHEREAS, Sections 726.003 and 726.004 of the Transportation Code and Sections 2.01 and 2.03 and Item (p) of Article 3.07 of the Home Rule Charter of the City authorize the City Council thereof to adopt the provisions of this Resolution; and,

WHEREAS, the Velasco Drainage District, hereinafter "the District", maintains the Brazos River Levee, Section Two, and has requested that the City grant the District an easement in 0.43 acres of land at the point where said levee intersects the right-of-way for West Second Street; and,

WHEREAS, the granting of the such easement, hereinafter authorized, will be in the public interest and will benefit the public by assisting the District in maintaining said levee; and,

WHEREAS, the City Council of the City has determined to here now declare that the adoption of this resolution is necessary to the health, safety and general welfare of its inhabitants.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

First, the Mayor and City Secretary of the City are hereby authorized and directed to execute and attest, respectively, and the Mayor to attest, the document, a copy of which is attached hereto, granting to the VELASCO DRAINAGE DISTRICT of Brazoria County, Texas, a drainage easement in 0.43 acres of land, more or less, out of the West Second Street right-of-way, at its point of intersection with East Bank of the Brazos River Levee, more particularly described in Exhibit "A", attached to and made a part of said easement grant, for the purpose of maintaining said levee as more particularly described in said grant.

Second, if any portion of this resolution is declared to be void, the remaining provisions shall be severable therefrom and shall remain in full force and effect.

Third, this resolution shall take effect and be in force from and after its passage and adoption.

Fourth, the original of this resolution, after execution and attestation, shall be maintained by the City Secretary in the permanent records of the City.

READ, PASSED AND ADOPTED this _____ day of _____, 2017.

Troy T. Brimage, Mayor,
City of Freeport, Texas

ATTEST:

Delia Munoz, City Secretary,
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

Wallace Shaw, City Attorney,
City of Freeport, Texas

EXHIBIT "A"

EASEMENT GRANT
(0.43 Acre at Second Street in Freeport)

THE STATE OF TEXAS §

COUNTY OF BRAZORIA § KNOW ALL MEN BY THESE PRESENTS:

THIS EASEMENT GRANT is entered into by the GRANTOR named herein (referred to as GRANTOR, whether one or more) and VELASCO DRAINAGE DISTRICT, GRANTEE. Grantee's address is 915 Stratton Ridge Road, Post Office Box 7, Clute, Texas, 77531. In consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS, and other good and valuable consideration, receipt of which is hereby acknowledged, GRANTOR hereby GRANTS, CONVEYS, AND CONFIRMS unto GRANTEE, and to its successors and assigns, a permanent easement to construct, maintain, inspect, operate, repair, modify, and replace a drainage ditch, levee, and any other drainage improvements, equipment, and structures upon, over, under, through, and across the following described Permanent Easement, situated in Brazoria County, Texas, the description of which is set forth in Exhibit "A," which is attached hereto and made a part hereof for all purposes.

The titles and any subtitles of this document and any attachments hereto are simply for the convenience of the parties and shall never be construed to restrict the scope, purpose, or other terms of this document or any attachments hereto.

It is distinctly understood and agreed that this does not constitute a conveyance of the land above described nor of the minerals therein and thereunder but grants only a right-of-way and easement subject to the following:

(a) The right-of-way and easement granted hereby is subject to all, if any, valid and subsisting oil, gas, sulfur and mineral lease or leases, unitization agreements, deeds, easements, rights-of-way, restrictive covenants, mineral and royalty grants and reservations, or other restrictive covenants and other instruments now of record in the appropriate records of Brazoria County, Texas, and unrecorded prior easements under which improvements have been constructed in such a manner as to be apparent to the GRANTEE from an inspection of the premises, relating to all or any part of the herein described lands.

(b) This easement is granted for the specific purposes of permitting GRANTEE to construct, maintain, inspect, operate, and repair a drainage ditch, levee, and any other drainage improvements, equipment, and structures upon, over, under, through, and across said right-of-way; the right of ingress to and egress from the surface of the easement; the right to clear and keep cleared brush and all other obstructions from the surface and subsurface of said right-of-way, subject to the exceptions stated below; and the right to install, maintain and use gates in fences which cross said right-of-way.

(c) GRANTOR, GRANTOR's heirs and assigns, shall have all other rights not herein expressly granted to GRANTEE, GRANTEE's successors and assigns, in and to the land included within the above described right-of-way and easement, including, without limitation, the rights to utilize the surface of said land for any use which shall not unreasonably interfere with the rights herein expressly granted to GRANTEE, nor endanger the drainage ditch, levee, facilities, equipment, or other drainage improvements of GRANTEE, GRANTEE's successors and assigns, to be constructed hereunder. In addition to the above, GRANTOR, GRANTOR's heirs and assigns, shall have the right to place crossings through said right-of-way, so long as said crossings are of sufficient size as not to interfere with the drainage ditch, levee, improvements, equipment, or structures or the rights herein expressly granted to GRANTEE, provided that such rights of GRANTOR shall not unreasonably interfere with the rights of GRANTEE, nor endanger the drainage ditch, levee, improvements, equipment, or structures of GRANTEE, its successors and assigns, to be constructed hereunder.

(d) Any notice required or permitted to be given or served hereunder upon GRANTOR or GRANTEE shall be in writing, and the same shall be deemed to have been given, served and received by such party when deposited in the United States Mail, with postage pre-paid, by United States registered or certified mail, addressed to such party at the address specified below:

GRANTOR'S DESIGNEE FOR RECEIPT OF NOTICE:

The City of Freeport

GRANTEE'S DESIGNEE FOR RECEIPT OF NOTICE:

Chairman, Board of Supervisors
Velasco Drainage District
Post Office Box 7
Clute, Texas 77531

If such notice is given other than by certified mail, it shall be deemed to have been given and served when actually delivered to and received by the party to whom it is addressed. From time to time, GRANTOR or GRANTEE, or their designees herein specified may designate other addresses or recipients of notice for all purposes of this instrument by giving to the other party not less than five (5) days advance written notice of such change in address, or receipt in accordance with the provisions hereof.

TO HAVE AND TO HOLD the above described easement together with all and singular the rights and appurtenances thereto belonging unto GRANTEE, GRANTEE's

successors and assigns, forever, and GRANTOR does hereby bind GRANTOR and GRANTOR's heirs, personal representatives, successors and assigns, to warrant and forever defend all and singular the easement unto GRANTEE and its successors and assigns, against every person whomsoever lawfully claiming or to claim the same, or any part thereof.

SIGNED AND EXECUTED this _____ day of _____, 2017.

GRANTOR:

THE CITY OF FREEPORT

By: _____
Name: _____
Title: _____

ATTEST:

By: _____
Delia Munoz, City Secretary

AGREED AND CONSENTED TO this the 25 day of April, 2017.

VELASCO DRAINAGE DISTRICT

By: G.L. Kidwell
G.L. Kidwell
Printed Name
G.L. KIDWELL
Title Chairman

ATTEST:

By: F. Robert Hamlet
F. Robert Hamlet
Printed Name
Secretary
Title

THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____, as _____, on behalf of The City of Freeport.

Notary Public In and For
The State of Texas

THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the _____ day of _____, 2017, by Delia Munoz, as City Secretary, on behalf of The City of Freeport.

Notary Public In and For
The State of Texas

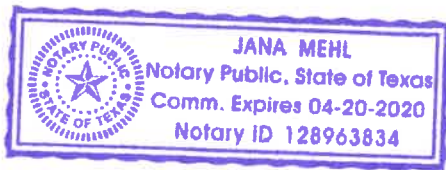
THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the 25 day of April, 2017, by G.L. Kidwell, as the Chairman, on behalf of the Velasco Drainage District.

Jana Mehl

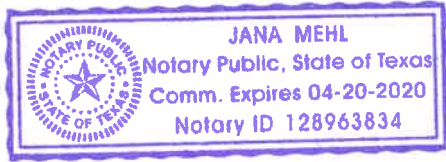
Notary Public In and For
The State of Texas



THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the 25 day of April, 2017, by F. Robert Hamlet, as the Secretary, on behalf of the Velasco Drainage District.



Jana Mehl
Notary Public In and For
The State of Texas

Frd042517

After Recording, Return to:
LAURENCE E. BOYD
P. O. Box 269
Angleton, Texas 77516-0269

**0.43 Acres out of the J.E.B. Austin Tract
Abstract 16, out of the
Second Street Right-Of-Way
Freeport, Texas**

0.43 Acres out of the J.E.B. Austin Tract, Abstract 16, out of the Second Street Right-of-Way out the city of Freeport, Texas. Said tract being described in terminology related to the State Plane Coordinate System, South Central Zone, NAD83, being described as follows:

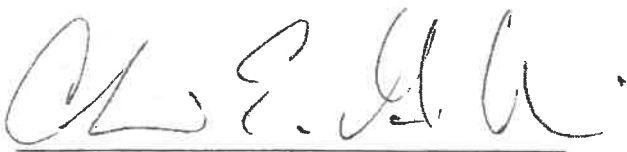
Beginning at a set 5/8-inch iron rod with cap stamped RPLS 4679 at the southwest corner of a section of the north section of the East Bank of the Brazos River Levee Section 2 and at the northerly line of Second Street at the position of North 13,550,444.22' and East 3,127,158.45':

Thence South 75 degrees 32 minutes 19 seconds East a distance of 150.14 feet to the southeast corner of above mentioned section of the East Bank of the Brazos River Levee Section 2, continuing 10 more feet for a total of 160.14 feet to a set 5/8-inch iron rod with cap stamped RPLS 4679 at the position of North 13,550,404.23' and East 3,127,313.51';

Thence South 12 degrees 54 minutes 35 seconds West a distance of 113.27 feet to a set 5/8-inch iron rod with cap stamped RPLS 4679 at the southerly line of Second Street at the position of N 13,550,293.83' and E 3,127,288.21';

Thence North 75 degrees 01 minutes 53 seconds West a distance of 10 foot to the northeast corner of the south section of the East Bank of the Brazos River Levee Section 2, thence continuing along the north line of the south section of the East Bank of the Brazos River Levee Section 2 and the south line of Second Street a total distance of 176.21 feet to a set 5/8-inch iron rod with cap stamped 4679 at the position of North 13,550,339.34' and East 3,127,117.98';

Thence North 21 degrees 06 minutes 00 seconds East a distance of 112.42 feet to the position of North 13,550,444.22' and East 3,127,158.45' at the Point of Beginning, said tract being, 0.43 acres more or less as shown on the attached map.



Chris E. Gallion
Registered Professional Land Surveyor
Registration Number 4679

0.43 Acres out of the J.E.B Austin Tract
 Abstract 16 out of the
 Second Street R.O.W.
 Freeport, Texas

BRAZOS RIVER
 DIVERSION CHANNEL

EAST BANK OF THE BRAZOS
 RIVER LEVEE SECTION 2
 (north section)

POINT OF BEGINNING
 SET 5/8' IR W/CAP
 N13,550,444.22'
 E3,127,158.45'

SET 5/8' IR W/CAP
 N13,550,404.23'
 E3,127,313.51'

N 21°06'00" E
 112.42'

150.14'
 S 75°32'19" E
 160.14'

0.43 Acres

S 12°54'35" W
 113.27'

SECOND STREET

SET 5/8' IR W/CAP
 N13,550,339.34'
 E3,127,117.98'

176.21'
 N 75°01'53" W

10'

EAST BANK OF THE BRAZOS
 RIVER LEVEE SECTION 2
 (south section)

SET 5/8' IR W/CAP
 N13,550,293.83'
 E3,127,288.21'

- NOTES: 1. Coordinates shown relate to the
 Texas State Plane Coordinate System
 South Central Zone NAD 83
 2. File - EBBRL - 2ND ST FREEPORT - NAD83

SCALE 1" = 50'

**0.43 Acres out of the J.E.B. Austin Tract
Abstract 16, out of the
Second Street Right-Of-Way
Freeport, Texas**

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Chris E. Gallion
Registered Professional Land Surveyor
Registration Number 4679

U.43 Acres out of the J.E.B Austin Tract
 Abstract 16 out of the
 Second Street R.O.W.
 Freeport, Texas

BRAZOS RIVER
 DIVERSION CHANNEL

EAST BANK OF THE BRAZOS
 RIVER LEVEE SECTION 2
 (north section)

POINT OF BEGINNING
 SET 5/8' IR W/CAP
 N13,550,444.22'
 E3,127,158.45'

SET 5/8' IR W/CAP
 N13,550,404.23'
 E3,127,313.51'

N 21°06'00" E
 112.42'

150.14'
 S 75°32'19" E
 160.14'

0.43 Acres

10'

S 12°54'35" W
 113.27'

SECOND STREET

SET 5/8' IR W/CAP
 N13,550,339.34'
 E3,127,117.98'

176.21'
 N 75°01'53" W

10'

SET 5/8' IR W/CAP
 N13,550,293.83'
 E3,127,288.21'

EAST BANK OF THE BRAZOS
 RIVER LEVEE SECTION 2
 (south section)

- NOTES: 1. Coordinates shown relate to the
 Texas State Plane Coordinate System
 South Central Zone NAD 83
 2. File - EBBRL - 2ND ST FREEPORT - NAD83

SCALE 1" = 50'



POINT OF BEGINNING
 SET 5/8' IR W/CAP
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 N13,550,339.34'
 E3,127,117.98'

SET 5/8' IR W/CAP
 N13,550,293.83'
 E3,127,288.21'

N 21° 06' 00" E
 112.42'

S 75° 32' 43" E
 160.14'

S 12° 54' 58" W
 113.27'

N 75° 01' 53" W
 176.21'

BRAZOS RIVER
 DIVERSION CHANNEL

EAST BANK OF THE BRAZOS
 RIVER LEVEL SECTION 2

EAST BANK OF THE BRAZOS
 RIVER LEVEL SECTION 2

SECOND STREET

ORDINANCE NO. 2017-2132

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; AMENDING THE DEFINITION OF RECREATIONAL VEHICLE CONTAINED IN SECTION 120.01 OF THE CODE OF ORDINANCES OF SAID CITY TO ADD THERETO A PROVISION THAT ANY RECREATIONAL VEHICLE MORE THAN TEN (10) YEARS OLD WHICH IS USED OR OPERATED WITHIN THE CITY MUST BE INSPECTED BY THE BUILDING OFFICIAL AND CERTIFIED TO BE SAFE FOR HUMAN OCCUPATION; PROVIDING THAT ANY PERSON VIOLATING CHAPTER 120 OF SAID CODE, AS AMENDED BY THIS ORDINANCE, SHALL BE GUILTY OF A MISDEMEANOR AND ASSESSED A FINE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10.99 OF SAID CODE OF ORDINANCES; PROVIDING THAT EACH DAY ANY SUCH VIOLATION OCCURS AND EACH DAY ANY SUCH VIOLATION CONTINUES SHALL CONSTITUTE A SEPARATE OFFENSE; CONTAINING SAVINGS CLAUSES; CONTAINING A SEVERANCE CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS DESCRIPTIVE CAPTION HAS BEEN PUBLISHED TWICE IN THE BRAZOSPORT FACTS.

WHEREAS, the City of Freeport, Texas, ("the City") is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code of Texas, respectively; and,

WHEREAS, Chapter 214 of the Local Government Code of Texas and Sections 2.01, 2.02 and Item (u) of Section 3.07 of the Home Rule Charter of the City authorize the City Council thereof to adopt the provisions of this Ordinance; and,

WHEREAS, the City Council of the City has determined and do here now declare that the adoption of this ordinance is necessary to the health, safety and general welfare of the inhabitants of said City and persons using the public streets therein situated.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
FREEPORT, TEXAS:

First, the definition of Recreational Vehicle contained in Section
120.01 of the Code of Ordinances of the City is hereby amended to read:

"RECREATIONAL VEHICLE. A vehicular type unit primarily designed as temporary living quarters for recreational camping or travel use that either has its own motive of power or is mounted on or towed by another vehicle. Provided, however, any recreational vehicle more than ten (10) years old kept or operated within the City must be inspected by the Building Official and certified to be safe for human occupation. The basic entities are travel trailers, camping trailers, truck campers, and motor homes. A RECREATIONAL VEHICLE is not a mobile home or a HUD-code manufactured dwelling as defined in this chapter."

Second, any person violating Chapter 120 of the Code of Ordinances of the City, as amended by this ordinance, shall be guilty of a misdemeanor and upon conviction therefor assessed a fine as prescribed in Section 10.99 of said Code; and each day such violation occurs and each day any such violation continues shall constitute a separate offense.

Third, no offense committed and no fine, forfeiture or penalty incurred prior to the effective date of this ordinance is to be affected by the adoption of this ordinance but the punishment for any offense committed and the recovery of any fines or forfeitures incurred prior to such date shall take place as if this ordinance had not been adopted.

Fourth, in the event any section or provision of this ordinance is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.

Fifth, this ordinance shall take effect and be in force from and after the descriptive caption of this ordinance has been published twice in the Brazosport Facts, the official newspaper of the City.

READ, PASSED AND ADOPTED this _____ day of _____, 2017.

Troy T. Brimage, Mayor
City of Freeport, Texas

ATTEST:

Delia Munoz, City Secretary,
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

Wallace Shaw, City Attorney,
City of Freeport, Texas

C\Freeport.Ord\RVAmnDefin-Ord

ORDINANCE NO. -2017-2135

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; AMENDING SECTION 150.011 OF THE CODE OF ORDINANCES OF SAID CITY TO PROVIDE, AS A MODIFICATION THE 2015 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE ADOPTED BY SECTION 150.01 OF SAID CODE OF ORDINANCES, A REQUIREMENT THET EACH DWELLING UNIT SHALL HAVE A MINIMUM OF ONE THOUSAND (1,000) SQUARE FEET IN AREA WITH TH3E EXCLUSIONS INCLUDED THEREIN; PROVIDING THAT ANY PERSON VIOLATING SAID CODE OF ORDINANCES, AS AMENDED BY THIS ORDINANCE, SHALL BE GUILTY OF A MISDEMEANOR AND ASSESSED A FINE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10.99 OF SAID CODE OF ORDINANCES; PROVIDING THAT EACH DAY ANY SUCH VIOLATION OCCURS AND EACH DAY ANY SUCH VIOLATION SHALL CONTINUE SHALL CONSTITUTE A SEPARATE OFFENSE; CONTAINING SAVINGS CLAUSES; CONTAINING A SEVERANCE CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THIS DESCRIPTIVE CAPTION HAS BEEN PUBLISHED TWICE IN THE BRAZOSPORT FACTS.

WHEREAS, the City of Freeport, Texas ("the City"), is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code, respectively; and,

WHEREAS, Chapter 214 of the Local Government Code of Texas and Sections 2.01, 2.02 and Item (u) of Section 3.07 of the Home Rule Charter of the City authorize the City Council thereof to adopt the provisions of this Ordinance; and,

WHEREAS, the City Council of the City has determined and does here now declare that the adoption of this ordinance is necessary to the health, safety and general welfare of the inhabitants of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

First, Section 150.011 of the Code of Ordinances of the City, providing modifications to the 2015 Edition of the International Residential Code hereby amended to add thereto the following modification:

"Minimum Floor Area Per Dwelling Unit. Each dwelling unit shall have a minimum of one thousand (1,000) square feet in area exclusive of porches, garages and carports. The area is to be measured from the exterior walls of the dwelling unit."

Second, any person violating the Code of Ordinances of the City, as amended by this ordinance, shall be guilty of a misdemeanor and upon conviction therefor assessed a fine as prescribed in Section 10.99 of said Code; and each day such violation occurs and each day any such violation continues shall constitute a separate offense.

Third, nothing contained in this ordinance shall cause any rights heretofore vested to be altered, affected or impaired in any way and all such rights may be hereafter enforced as if this ordinance had not been adopted.

Fourth, this ordinance is cumulative of and in addition to all other ordinances of the City on the same subject and all such ordinances are hereby expressly saved from repeal. Provided, however, where the provisions of any International Code amended by this Ordinance conflict with the Standard Unsafe Building Abatement Code, 1985, adopted by Section 150.025 of the Code of Ordinances of the City, or the local amendments thereto contained in Section 150.026 of said Code of Ordinances, the provisions of said Standard Unsafe Building Abatement Code and said amendments thereto shall prevail; and where the provisions of any International Code amended by this ordinance conflicts with the Comprehensive Zoning Ordinance of the City and any amendments thereto, the provisions of the Zoning Ordinance or amendments thereto shall prevail; but where the provisions of any International Code adopted or amended by this ordinance and any other ordinance of the City conflict or overlap, whichever imposes the more stringent regulations or penalties, as the case may be, shall prevail.

Fifth, in the event any section or provision of this ordinance is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.

Sixth, this ordinance shall take effect and be in force from and after its descriptive caption has been published twice in the Brazosport Facts.

READ, PASSED AND ADOPTED this ____ day of _____, 2017.

Troy T. Brimage, Mayor
City of Freeport, Texas

ATTEST:

Delia Muñoz, City Secretary
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

Wallace Shaw, City Attorney,
City of Freeport, Texas

C\Freeport.TechOrd\TechCd#26-Ord

ORDINANCE NO. 2017-2136

AN ORDINANCE OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, CONTAINING A PREAMBLE; CONTAINING FINDINGS OF FACT AND CONCLUSIONS OF LAW; AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, NOW CODIFIED AS CHAPTER 155 OF THE CODE OF ORDINANCES OF THE CITY TO ADD DEFINITIONS FOR OPEN SPACE AND GREENBELT; RATIFYING AND CONFIRMING ALL ACTIONS PREVIOUSLY TAKEN BY THE PLANNING COMMISSION OF SAID CITY OR THE CITY COUNCIL, OR BOTH; CONTAINING SAVINGS CLAUSES; CONTAINING A SEVERANCE CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THIS DESCRIPTIVE CAPTION HAS BEEN PUBLISHED TWICE IN THE BRAZOSPORT FACTS.

WHEREAS, the City of Freeport, Texas (the City), is a "Home Rule City" and a "Home Rule Municipality" lying and situated in Brazoria County, Texas, as described in and defined by Section 5, Article XI of the Constitution of Texas and Section 1.005 of the Local Government Code of Texas, respectively; and,

WHEREAS, Subchapter A of Chapter 211 of the Local Government Code of Texas and Item (g) of Section 3.07 of the Home Rule Charter of the City authorizes the City Council thereof to adopt the provisions of this Ordinance; and,

WHEREAS, the City Council of the City has determined and does here now declare that the adoption of this ordinance is necessary to the health, safety and general welfare of the inhabitants of the City and is necessary to provide clarification of the meanings of "open space" and "greenbelt."

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS:

SECTION ONE--Findings of Fact and Conclusions of Law.

The City Council of the City makes the following findings of fact and conclusions of law, viz:

First, that as permitted by the Zoning Enabling Act of the State of Texas, codified as Chapter 211 of the Texas Local Government Code, and the present Comprehensive Zoning Ordinance of the City, codified as Chapter 155 of the Code of Ordinances of the City, the adoption of this ordinance was considered by the City Council and the Planning Commission of the City at separate meetings conducted in the manner and at the time required.

Second, that an agenda for each meeting indicating that action was to be taken on the subject matter of this ordinance was posted not less than three (3) full days prior to the date of each such meeting and a copy of each such agenda, stating the date, time and place of each such meeting, was sent to the Brazosport Facts, a newspaper of general circulation in and the official newspaper of the City.

Third, that after considering evidence submitted at its respective meeting, the Planning Commission and City Council of the City were of the opinion and found that the amendment to the comprehensive zoning ordinance of the City set forth below will enable the Planning Commission and the City Council to consider "open spaces" and "greenbelts" in the adoption of zoning regulations.

Fourth, that the health, safety, morals and general welfare of the inhabitants of the City will best be served by the adoption of this ordinance adding such definitions to the zoning regulations hereinafter mentioned.

SECTION TWO--Comprehensive Zoning Ordinance Amended

The Comprehensive Zoning Ordinance of the City of Freeport, Texas, read, passed and approved as Ordinance No. 1100 on the 3rd day of April, 1964, and now codified as Chapter 155 of the Code of Ordinances thereof, hereinafter called "the Zoning Ordinance," is hereby amended as follows:

There is hereby added to Section 155.002 of the Zoning Ordinance, in alphabetical sequence, the following additional definitions:

"Greenbelt is an open space of landscaped or undeveloped land, usually surrounding a residential area and designated by easement covenant, deed restriction or zoning ordinance that prohibits development (construction of buildings or other elevated structures) in that area."

"Open Space is any open piece of land that is undeveloped (has no buildings or other built structures) and is accessible to the public. Open Space can include: Greenspace (land that is partly or completely covered with grass, trees, shrubs or other vegetation.)"

SECTION THREE--Ratification and Confirmation.

The City Council of the City of Freeport, Texas, hereby ratifies and confirms any and all action taken by the Planning Commission of said City or the City Council of said City, or both, in connection with the addition of such definitions contained in Section Two of this ordinance, including but not limited to the calling of each such meeting, the giving of public notice of each such meeting, and the conducting of such meetings in the manner required by said Act and the Zoning Ordinance.

SECTION FOUR--Savings Clauses

(a) Nothing contained in this ordinance shall cause any rights heretofore vested to be altered, affected or impaired in any way and all such rights may be hereafter enforced as if this ordinance had not been adopted.

(b) This ordinance is cumulative of and in addition to all other ordinances of the City on the same subject and all such ordinances are hereby expressly saved from repeal. Provided however, where this ordinance and another ordinance conflict or overlap, this ordinance shall prevail.

(c) No offense committed and no fine, forfeiture or penalty incurred prior to the effective date of this ordinance is to be affected by the adoption of this ordinance, but the punishment for any offense committed and the recovery of any fines or forfeitures incurred prior to such date shall take place as if this ordinance had not been adopted.

SECTION FIVE--Severance Clause.

In the event any section or provision of this ordinance is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.

SECTION FIVE--Effective Date.

This ordinance shall take effect and be in force from and after the descriptive caption of this ordinance has been published twice in the Brazosport Facts, the official newspaper of the City.

READ, PASSED AND ADOPTED this _____ day of _____, 2017.

Troy T. Brimage, Mayor,
City of Freeport, Texas

ATTEST:

Delia Munoz, City Secretary,
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

Wallace Shaw, City Attorney
City of Freeport, Texas

C\Freeport.Zon\Zoning Ord-Definitions-Amn

Bid Opening

May 8, 2017 ---Parking Lot on E.
Broad/Park.

1. A –I Constructon -----\$297,134.00
6108 Britmoore Rd.
Houston, Tx.

2. Enterprise Commercial \$252,404.00
10 Stokes St.
Houston, Texas

3. AAA Asphalt Paving, Inc.,\$209,923.00
10526 Tanner Rd.
Houston, Tx.

4. Tex Con Services --- ----- \$275.000.00
P.O.Box 667
Angleton, Tx.

Staff Present;
LeAnn Strahan
Delia Munoz
David Hoelyn

Munoz, Delia

From: Edith Fischer <edithfischer@sbcglobal.net>
Sent: Tuesday, April 04, 2017 11:26 AM
To: Pynes, Jeff
Cc: Munoz, Delia
Subject: Council Meeting Agenda
Attachments: Freeport council request ltr.doc

The Brazosport Area Chamber of Commerce would like to request to be on the city council agenda for the June 5th meeting. At that time an update will be given on the Brazosport Convention & Visitors Council's tourism promotion. We will also ask for continued funding for our marketing efforts.

Thanks.

I've also attached a letter of request for your records.

Edith Fischer, CTE
Director of Tourism
Brazosport Convention & Visitors Council
979-285-2501

www.visitbrazosport.com





Troy Brimage
Mayor

Jeff Pynes
Chief Executive Officer
City Manager

June 2, 2017

Gilbert Arispe
Assistant City Manager

Mayor Troy Brimage
Mayor Pro-tempore Larry McDonald
Councilman Roy Yates
Councilman Brooks Bass
Councilwoman Nicole Mireles

RE: City Council Meeting Agenda 6-5-2017

Councilmembers,

In preparing for the upcoming city council meeting on Monday, I want to extend myself to address any questions or issues you may have during review of the agenda packet. Feel free to contact me via cell phone or email, whatever works best for you. In addition, I am free to meet up with you in person prior to the meeting on Monday if you would prefer to do so.

We look forward to a positive and productive initial meeting with our new Mayor and council members.

Best Regards,

Jeff Pynes

City Manager, City of Freeport
(281) 831-0908

CC: Wallace Shaw, City Attorney
Delia Munoz, City Secretary





Troy Brimage
Mayor

Jeff Pyn
Chief Executive Officer
City Manager

June 2, 2017

Gilbert Arispe
Assistant City Manager

Mayor Troy Brimage
Mayor Pro-tempore Larry McDonald
Councilman Roy Yates
Councilman Brooks Bass
Councilwoman Nicole Mireles

RE: City Council Meeting Agenda 6-5-2017

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We look forward to a positive and productive initial meeting with our new Mayor and council members.

Best Regards,

Jeff Pynes
City Manager, City of Freeport
(281) 831-0908

CC: Wallace Shaw, City Attorney
Delia Munoz, City Secretary

