

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of Freeport, Texas met on Monday, November 5, 2018 at 6:00 p.m. at the Freeport RiverPlace, Municipal Court Room, 733 Mystery Harbor Lane, Freeport Texas for the purpose of considering the following agenda items:

City Council: Mayor Troy T. Brimage
Councilman Brooks Bass
Councilman Ken Green
Councilwoman Sandra Loeza
Councilman Roy E. Yates

Staff: Tim Kelty, City Manager
Laura Tolar, Asst. City Secretary/Special Projects Coordinator
Wallace Shaw, City Attorney
Bob Welch, Finance Director
Nat Hickey, Property Manager
Chris Motley, Fire Chief
Ray Garivey, Police Chief
Kim Townsend, Parks Director
LeAnn Strahan, Museum Director
Jennifer Hawkins, EDC Director
Betty Wells, Accounts Payable
Brian Dybala, Golf Course Director
Loni Kershaw, Human Resources Director
Delia Munoz, Administration
Billy Shoemaker, Building Official
Yvette Ruiz, Building Department Secretary
David Hoewelyn, Street Department Director
Karen Downey, Visitor Information Center
Jerry Meeks, Veolia Water

Visitors: David Towers Cathy Towers
Eric Hayes Lila Diehl
Gina Adams Angel Barbosa
Nicole Mireles Hector Levario
Brenda Laird Cynthia Royston
Jocelyn Royston Alberta Montesdeoca
Fernie Montesdeoca Norma Herrera
Mary Jones Douglas Dominquez
Sam Reyna Mike Chilobe
Sabrina Brimage Ronnie Jackson
Kathy Jackson Olan Massingill
Tammy Massingill Melanie Oldham
Jasmine Rouston Ruth Renobato
Don Lamont Pat Lamont

Edmeryl Williams
Manning Rollerson
Ruben Renobeto
Winston Rossow
Christina Travis
Sandra Barnett

Angie Williams
Margaret McMahon
Keith Stumbaugh
Ty Morrow
Jim Barnett
Larry Fansher

Call to order.

Mayor Troy T. Brimage called the meeting to order at 6:00 p.m.

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Troy T. Brimage led the Pledge of Allegiance.

Citizen's Comments

Doug Dominquez stated that on behalf of the Concerned Citizen's of Freeport Group they offered a warm welcome to new City Manager Tim Kelty. Mr. Dominquez requested an ethics review board stating we have paid approximately one half million dollars in settlements for terminations. He said there had only been infrastructure repair in Wards B & D with none in Wards A & C and an ethics and review board is needed.

Keith Stumbaugh addressed council as the chairman of the Concerned Citizen's of Freeport Group. He said thank you to Mr. Kelty and that he was a well-qualified candidate. Mr. Stumbaugh presented Mr. Kelty with a vintage map of Freeport from 1959 as an offer of good will.

Presentations/Announcements

A proclamation was read for Miss Jasmine Royston in recognition of her actions during a recent football game where she stood alone after bad weather to play the Exporter fight song.

CONSENT AGENDA

Consideration and possible action on the approval of City Council meeting minutes from October 15, 2018

Consideration of Resolution No. 2018-2564 amending Resolution No. 2017-2516 approving of submission of grant application for the Crime Victim's Liaison to the office of the Governor to substitute Talbert Troy Brimage, Mayor for Jeff Pynes, former City Manager.

Consideration of approving and authorizing the Mayor to sign an Interlocal Agreement for the Brazoria County Stormwater Quality Coalition.

On a motion by Councilman Bass, seconded by Councilman Yates, with all present voting "Aye", Council unanimously approved all items on the consent agenda.

COUNCIL BUSINESS – REGULAR SESSION:

Public Hearing: Conduct a Joint Public Hearing on, and consider approval of a proposed re-plat of a 24.940-acre tract being the tract conveyed to Crevalle Management Services, LLC. Recorded in County Clerk’s file No. 18-032271 of the Brazoria County official records situated in the ASA Mitchell Survey Abstract 97 Brazoria County Texas.

The joint public hearing was called to order at 6:43 pm. The Planning Commission met with a quorum with Stuart Herbst via video call and made a recommendation to Council to approve the proposed re-plat.

The joint public hearing was closed at 6:46 pm.

On a motion by Councilman Bass, seconded by Councilman Yates, with all present voting “Aye”, Council unanimously approved the replat of the of a 24.940-acre tract being the tract conveyed to Crevalle Management Services, LLC. Recorded in County Clerk’s file No. 18-032271 of the Brazoria County official records situated in the ASA Mitchell Survey Abstract 97 Brazoria County Texas.

Public Hearing: Conduct a Joint Public Hearing on, and consider approval of a proposed replat land survey of 0.014 acres out of Lot 9, Block 798 Velasco townsite City of Freeport.

The joint public hearing was called to order at 6:46 pm. The Planning Commission met with a quorum with Stuart Herbst via video call and made a recommendation to Council to approve the proposed re-plat.

The joint public hearing was closed at 6:47 pm.

On a motion by Councilman Bass, seconded by Councilman Yates, with all present voting “Aye”, Council unanimously approved the replat land survey of 0.014 acres out of Lot 9, Block 798 Velasco townsite City of Freeport.

Consideration of Resolution 2018-2561 authorizing the Mayor to sign and the City Secretary to attest to a deed without warranty conveying the City’s interest in Lot 8, Block 8, Velasco Townsite, City of Freeport to the successful bidder

Assistant City Secretary Laura Tolar stated that no bids were received.

No motion was made.

Consideration of the approval of the annual Street Improvement Plan for fiscal year 2018-2019

Street Department Director David Holelwyn reviewed the streets proposed in the new interlocal agreement with Brazoria County in the 2018-2019 budget year.

On a motion by Councilman Yates, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved the proposed streets for the interlocal agreement with Brazoria County in the 2018-2019 budget year.

Consideration of a Resolution No. 2018-2562 appointing a member of the Economic Development Board

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved to table this item.

Consideration of a Resolution No. 2018-2563 appointing a member of the Planning Commission

Building Official Billy Shoemaker stated that Andrew Dill is the police chaplain and in the Methodist Army and would be a great asset to the commission.

On a motion by Councilman Bass, seconded by Councilman Green, with all present voting “Aye”, Council unanimously approved to appoint Andrew Dill as a member of the Planning Commission.

Consideration of Ordinance No. 2018-2560 adding to the modifications of the International Residential Building code, a provision that each dwelling unit shall have a minimum of one thousand three hundred (1,300) square feet of habitable living space, and a provision requiring new residential construction to include at a minimum a single enclosed garage either attached or detached

Building Official Billy Shoemaker stated that this was first proposed about one and a half years ago. Council instructed Mr. Shoemaker to increase the square footage from 1,100 to 1,300 square feet and include an enclosed garage.

On a motion by Councilwoman Loeza, seconded by Councilman Bass, with all present voting “Aye”, Council unanimously approved Ordinance No. 2018-2560 adding to the modifications of the International Residential Building code, a provision that each dwelling unit shall have a minimum of one thousand three hundred (1,300) square feet of habitable living space, and a provision requiring new residential construction to include at a minimum a single enclosed garage either attached or detached.

Consideration of approving Ordinance No. 2018- 2561 enacting and adopting a supplement (S-21) to the Code of Ordinances of the City of Freeport.

City Manager Tim Kelty explained that this item and the next agenda item was simply an ordinance to add all previously approved ordinances to the ordinance book.

On a motion by Councilman Yates, seconded by Councilman Green, with all present voting “Aye”, Council unanimously approved Ordinance No. 2018- 2561_enacting and adopting a supplement(S-21) to the Code of Ordinances of the City of Freeport.

Consideration of approving Ordinance No. 2018- 2562 enacting and adopting a supplement (S-22) to the Code of Ordinances of the City of Freeport

On a motion by Councilman Yates, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved Ordinance No. 2018- 2562 enacting and adopting a supplement (S-22) to the Code of Ordinances of the City of Freeport.

Consideration of approving the sale of Block 71, Lot 6, known as 212 South Avenue I, Tax ID 8110-0704-000

Port Freeport had not made a written offer on the property.

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved to table the sale of Block 71, Lot 6, known as 212 South Avenue I, Tax ID 8110-0704-000.

Discuss and consider authorizing John D. Mercer & Associates (Engineer) to publish notice that the City of Freeport will accept Competitive Sealed Bids for “Skinner St. Elevated Storage Tank rehabilitation” and setting a bid date

Jerry Meeks with Veolia stated that the bid date had been set for November 28, 2018 and all that was needed was the logos that Freeport and BIRD wanted to use.

On a motion by Councilwoman Loeza, seconded by Councilman Yates, with all present voting “Aye”, Council unanimously authorized John D. Mercer & Associates (Engineer) to publish notice that the City of Freeport will accept Competitive Sealed Bids for “Skinner St. Elevated Storage Tank rehabilitation” and set a bid date.

Consideration of approving amending the City Personnel Policy Handbook regarding the City’s observed holidays

Human Resources Director Loni Kershaw presented the proposed holidays for the 2018-2019 Fiscal Year. She stated that in previous years holidays had been observed by not approved by council. Mrs. Kershaw also stated that this was less holidays than Brazoria County observes.

On a motion by Councilman Yates, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved amending the City Personnel Policy Handbook regarding the City’s observed holidays.

Consideration of authorizing the City Manager to seek proposals from qualified accounting firms for audit services for fiscal year 2018-2019

City Manager Tim Kelty stated that he would like to seek proposals from other accounting firms to have a fresh set of eyes on the city’s finances after what has happened over the last year.

On a motion by Councilman Yates, seconded by Councilwoman Loeza, with all present voting “Aye”, Council unanimously approved amending the City Personnel Policy Handbook regarding the City’s observed holidays.

WORK SESSION:

Mayor Troy T. Brimage announcements and comments

Mayor Brimage announced that there had been a bomb scare at the Police Station and the bomb was found to be inactive but turned over to the F.B.I.

Councilman Green Ward A announcements and comments

Councilman Green stated that Mr. Kelty is just what the city needed. Sadly, he announced that Mr. Moby Burrige had passed away.

Councilman Bass Ward B announcements and comments

Councilman Bass said that he had spoken to David regarding the Ward B area's striping on 2nd Street at the crosswalk. He announced that if you would like to view the charter or ordinances, they are available online at American Legal Publishing from a link on the city's website. He also agreed that Mr. Kelty is going to do a great job. Councilman Bass stated that from Yaupon to Mesquite there are multiple potholes.

David Hoelewyn stated that area is on the current interlocal agreement that the county is working.

Councilwoman Loeza Ward C announcements and comments

Councilwoman Loeza said that she had been receiving a lot of complaints regarding the condition of Victoria Street. She added that she welcomed Mr. Kelty aboard.

Councilman Yates Ward D announcements and comments

Councilman Yates stated he had a list of things that need to be discussed. His items were: PortFreeport property, school, east end, Wong, the tax base going up and Backman property and its drainage.

Adjourn

On a motion by Councilman Bass, seconded by Councilwoman Loeza, with all present voting "Aye", Mayor Brimage adjourned the meeting at 7:16 PM.

Mayor, Troy T. Brimage
City of Freeport, Texas

Assistant City Secretary, Laura Tolar
City of Freeport, Texas