

NOTICE OF PUBLIC MEETING
THE FREEPORT CITY COUNCIL
TUESDAY, FEBRUARY 21st., 2012, 6:00 P.M.
FREEPORT MUNICIPAL COURT ROOM
FREEPORT POLICE DEPARTMENT, 430 NORTH BRAZOSPORT BLVD.
FREEPORT, TEXAS

AGENDA
FORMAL SESSION

1. Call to Order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration of approving the February 6th, 2012 Council Minutes.
Pg. 82-84
5. Attending citizens and their business.
6. **Announcement:** March 19th, 2012, City of Freeport 3rd Annual Youth Art Display & Competition at River Place
7. Consideration of approving Resolution No. 2012-2276 authorizes the establishment of the Community Revitalization Plan for the Villa Brazos neighborhood and any all other actions necessary to carry out this resolution.
Pg. 85
8. Consideration of approving Resolution No. 2012-2277 designating City Manager 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 beach. Pg. 86
9. Consideration of advertising and setting a bid date for March 19th, 2012 for mowing services for the City of Freeport. Pg. 86b
10. Consideration of selling the city's interest on Block 133, East ½ of Lot 9, Lot 10, Freeport Townsite, known as 1204 W. 5th Street, Id. No. 4200-1357-000.
Pg. 87-93

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, February 17th, 2012 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 the City of Freeport, met on Monday, February 6th, 2012 at 6:03 p.m., at the Freeport Police Department, Municipal Court Room, 430 North Brazosport Boulevard for the purpose of considering the following agenda items:

City Council:	Norma M. Garcia	
	Michelle Kent –Absent	
	Fred Bolton –Absent	
	Nicolosa Mireles	
	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	
	Ty Morrow, Police Chief	
	Raymond Garivey-Warrant Officer	
Visitors:	Jim Pirrung	Dorothy Pirrung
	Lila Lloyd	Annette Sanford
	Shannon Daughtry	Melanie Oldham

Call to Order.

Mayor Norma Garcia called the meeting to order at 6:03 p.m.

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Norma Garcia led the Pledge of Allegiance.

Consideration of approving the January 17th, 2011 Council Minutes.

On a motion by Councilwoman Barbree, seconded by Councilwoman Mireles, with all present voting “aye”, Council unanimously approved the January 17th, 2012 Council Minutes.

Attending citizens and their business.

Melanie Oldham questioned the fourth proposed Charter Review amendment. She asked for the job description of a City Health Officer, she said it would be difficult to have a physician practice medicine and be a resident of the City. Brazoria County Health office has no data on Freeport.

Consideration of receiving, discussing and approving the 6th propose amendment from the Charter Review Commission 2011-2012.

Mr. Pynes explained the 6th propose amendment from the Charter Review. The change would be from 3% to 5% allocations of the total budget annual budget. Councilwoman Mireles questioned the wording of “funds may only be used with the specific consent of the Mayor for unforeseen contingencies by the City Manager” she requested that the wording be changed from Mayor to City Council.

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting “aye”, Council unanimously approved the two above changes to the 2011-2012 Charter Review Commission.

Consideration of approving Ordinance No. 2012-2299 calling the Annual General Election for the City of Freeport for the second Saturday in May 2012, being May 12th, 2012 at which the voters of said City residing in Wards A and C shall be permitted to vote for or against the candidates for positions A and C on the City Council of the City of Freeport.

On a motion by Councilwoman Sandra Barbree, seconded by Councilwoman Mireles, with all present “aye”, Council unanimously approved Ordinance No. 2012-2299 calling the General Annual General Election for the City of Freeport for the second Saturday in May 2012, being May 12th, 2012 at which the voters of said City residing in Wards A and C shall be permitted to vote for or against candidates for positions A and C on the City Council of the City of Freeport.

Consideration of approving Ordinance No. 2012-2300 calling the Charter Review Amendment Election on the question of adopting all approved amendments to the Home Rule Charter of said City.

Melanie Oldham opposed the 4th proposed amendment. She requested Council change the wording from resident of the City of Freeport to Brazoria County.

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting ‘aye’, Council unanimously approved Ordinance No. 2012-2300 calling the Charter Review Amendment Election on the question of adopting all approved amendments to the Home Rule Charter of said City.

Consideration of approving Resolution No. 2012-2275 authorizing the Mayor to sign a Joint Election Agreement and contract for Election Services.

On a motion by Councilwoman Sandra Barbree, seconded by Councilwoman Mireles, with all present "aye", Council unanimously approved Resolution No. 2012-2275 authorizing the Mayor to sign a Joint Election Agreement and contract for Election Services.

Consideration of approving the final Fair Housing Activity Statement (FHASt) for the Disaster Relief Program.

Gilbert Arispe Asst. City Manager stated that this was a requirement to comply with the grant on the Central Lift Station.

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved the final Fair Housing Activity Statement (FHASt) for the Disaster Relief Program.

Consideration of authorizing the City Manager to sale 2 tracts of land in Abstract: A0033 S F Austin Tract 4 Acres 0.764 and A0033 S F Austin Tract 4 (und 1/3) Acres 0.220 Freeport and advertise for bids.

On a motion by Councilwoman Barbree, seconded by Councilwoman Mireles, with all present voting "aye", Council unanimously approved the City Manager to advertise for bids, selling 2 tracts of land in Abstract: A0033 S F Austin Tract 4 Acres 0.764 and A0033 S F Austin Tract 4 (und 1/3) Acres 0.220 Freeport and setting March 19th, 2012 for a bid date.

Consideration of rescheduling February 20th, 2012 Council Meeting to February 21st. due to President Day holiday.

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved rescheduling February 20th, 2012 Council Meeting to February 21st., due to Presidents Day holiday conflict.

Adjourn

On a motion by Councilwoman Mireles, seconded by Councilwoman Barbree, with all present voting "aye" Council adjourned the meeting at 6:25 p.m.

Mayor Norma M. Garcia
City of Freeport

City Secretary-Delia Munoz
City of Freeport

RESOLUTION NO. 2012-2276

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE ESTABLISHMENT OF THE COMMUNITY REVITALIZATION PLAN FOR THE VILLA BRAZOS NEIGHBORHOOD AND ANY ALL OTHER ACTIONS NECESSARY TO CARRY OUT THIS RESOLUTION.

WHEREAS, the Villa Brazos neighborhood is a neighborhood within the boundaries of the City of Freeport ("City") and has deteriorated due to the lack of no new development or rehabilitation of the community;

WHEREAS, the City desires to revitalize the Villa Brazos neighborhood in an effort to stimulate growth and development of the area;

WHEREAS, the City desires to adopt a revitalization plan ("Revitalization Plan") will set out its goals for the redevelopment of the neighborhood which includes, but is not limited to, rehabilitation of existing multifamily units.

WHEREAS, the City shall seek to encourage homeowners, developers and business owners to build and develop in accordance to the Revitalization Plan; and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL:

BE IT RESOLVED, that the Revitalization Plan has been adopted for the Villa Brazos neighborhood and now known as the Revitalization Zone;

BE IT FURTHER RESOLVED, that the Revitalization Plan shall be for targeted area as set forth in the boundaries as shown in the attached Exhibit "A";

BE IT FURTHER RESOLVED, that homeowners, developers and business owners shall be encouraged to build and develop in the Revitalization Zone as set out in the Revitalization Plan;

BE IT FURTHER RESOLVED, that any and all other actions necessary to carry out this resolution.

PASSED AND APPROVED this _____ day of February 2012.

Attest:

RESOLUTION 2012-2277

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, DESIGNATING CITY MANAGER JEFF PYNES 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 Tuesday, February 21st, 2012, 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 Bryan Beach for State assistance in cleaning, and maintaining public beach for the period of September 12, 2012 to August 31, 2013.

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, each city shall enter a resolution directing Jeff Pynes 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 Bryan Beach apply for state assistance in cleaning and maintaining the public beach under Section 61.076, Natural Resources Code; and

That Jeff Pynes 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 _____ day of _____, 2012.

Mayor Norma M. Garcia
City of Freeport, Texas

Delia Munoz, City Secretary
City of Freeport, Texas

INVITATION TO BID

NOTICE IS HEREBY GIVEN that the City of Freeport, Texas ("City"), is interested in entering into a contract for the mowing of tracts, parcels and lots on which weeds and grass, or either of them, over twelve ("12") inches in height have been allowed to grow in violation of the ordinances of the City.

SEALED BIDS OR PROPOSALS addressed to the City Manager by any person, firm or corporation desiring to enter into such contract will be received at the office of the City Manager located in the City Hall, 200 West 2nd Street, during normal business hours until 2:00 o'clock, p.m. on the ____ day of _____, 2012, on which day beginning at ____ p.m., all such bids or proposals will be opened and publicly read aloud. Any bids received after 2:00 p.m. on such date will be returned unopened.

A LIST OF THE LOTS TO BE MOWED AND BID SPECIFICATIONS CAN BE OBTAINED UPON REQUEST TO THE CITY'S CODE ENFORCEMENT OFFICE ALSO LOCATED IN THE CITY HALL, 200 WEST 2ND STREET, FREEPORT TEXAS.

The City reserves the right to reject any and all bids, to waive any informalities in bidding and, in the case of any ambiguity or lack of clearness, the City reserves the right to construe the same in a manner most advantageous to the City, or to reject the bid.

BY ORDER OF THE CITY COUNCIL, THIS ____ DAY OF _____, 2012.

Delia Munoz
City of Freeport, Texas

PROPERTY MANAGEMENT MEMO

FILE

January 20, 2012

Jeff Pynes
City Manager

re: East 1/2 lot 9, lot 10, Block 133, Freeport Townsite
1204 West 5th Street
Tax ID 4200-1357-000

Property auctioned at Sheriff Tax Sale July 27, 2010. There were no bidders and the property was struck off to the City of Freeport as Trustee for its benefit, and the benefit of other taxing entities with an interest in the property.

County appraised value of the property (land and improvements) \$70,710.00

At the time of the Sheriff Sale, taxes were delinquent for 6 years, in the amount of \$16,385.00

Costs extinguished by Sheriff Sale::

Taxes \$16,385.00

Pre-judgment liens:

2005-059488 94.00

2005-072261 94.00

2006-073969 189.50

2007-025912 144.00

Total taxes & city liens extinguished by sheriff sale \$16,906.50

Liens that have accumulated since Sheriff Sale - due city: (see attached) \$ 2,098.64

In the late 1960's or early 1970's there was a fire in the main structure. An inquiry was made to the Fire Dept to see if there may be a record as to the interior of the building as to the result of the fire. Have not received their report.

Checked with the building department - they have no record of the interior of the building as a result of the fire.

On February 17, 2011, information was requested from Mike Darlow as to whether or not the two story building on the back side of the property could be removed inasmuch as it has been declared an unsafe structure and is a part of the trust property, and is scheduled for demolition.

Darlow advised that as long as as the property had been through the Sheriff sale and a Trustee Deed was on file with the City of Freeport as Trustee, the City would have care, custody and control for any necessary maintenance of the property.

On September 17, 2011, Mr. Fraancisco Rios made an offer of \$11,500 for the property.
On October 17, 2011, the City Council rejected the offer.

In December 2011 Mr Francisco made an offer of \$14,000 for the subject property. in the amount of \$14,000.00, and on January 17, 2012, the council voted the city manager meet with Mr. Rios and discuss intended use of the property. A meeting has been scheduled for Monday, January 23, at 2 p.m.

Five (5) photographs of the property taken January19, 2012, are attached.

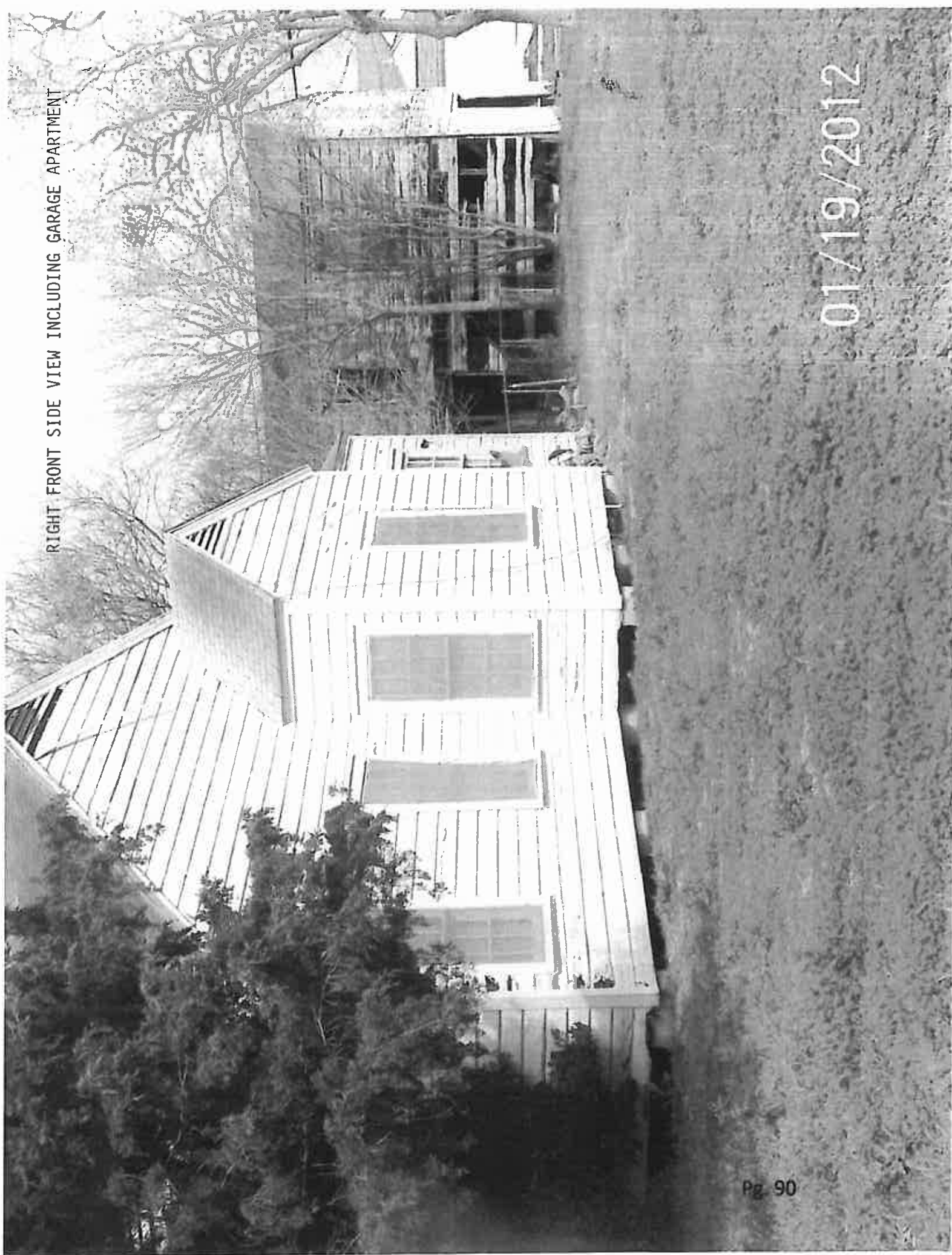
A handwritten signature in black ink, appearing to be the name 'Nat', with a long horizontal stroke extending to the right.

Nat

FRONT VIEW

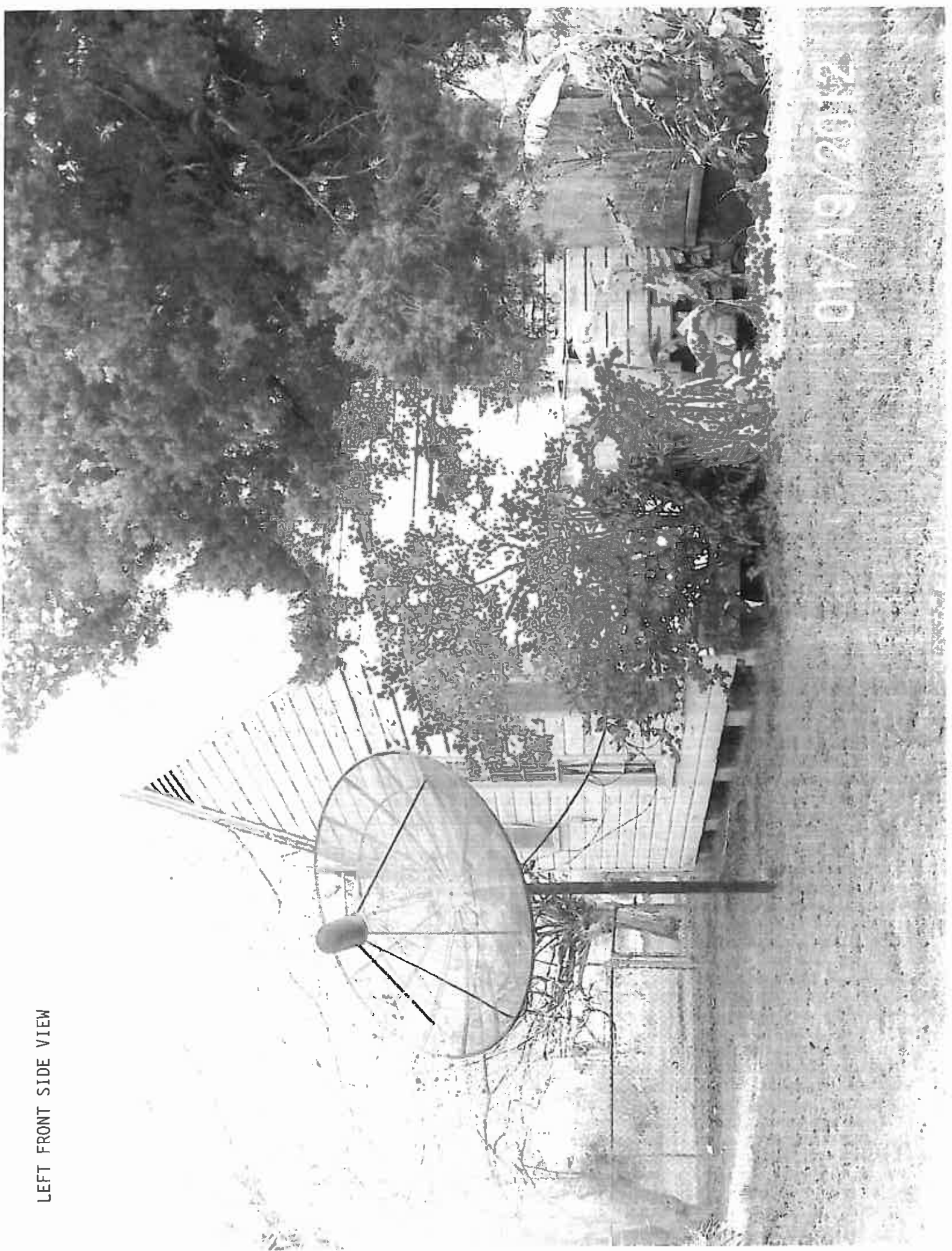


RIGHT FRONT SIDE VIEW INCLUDING GARAGE APARTMENT



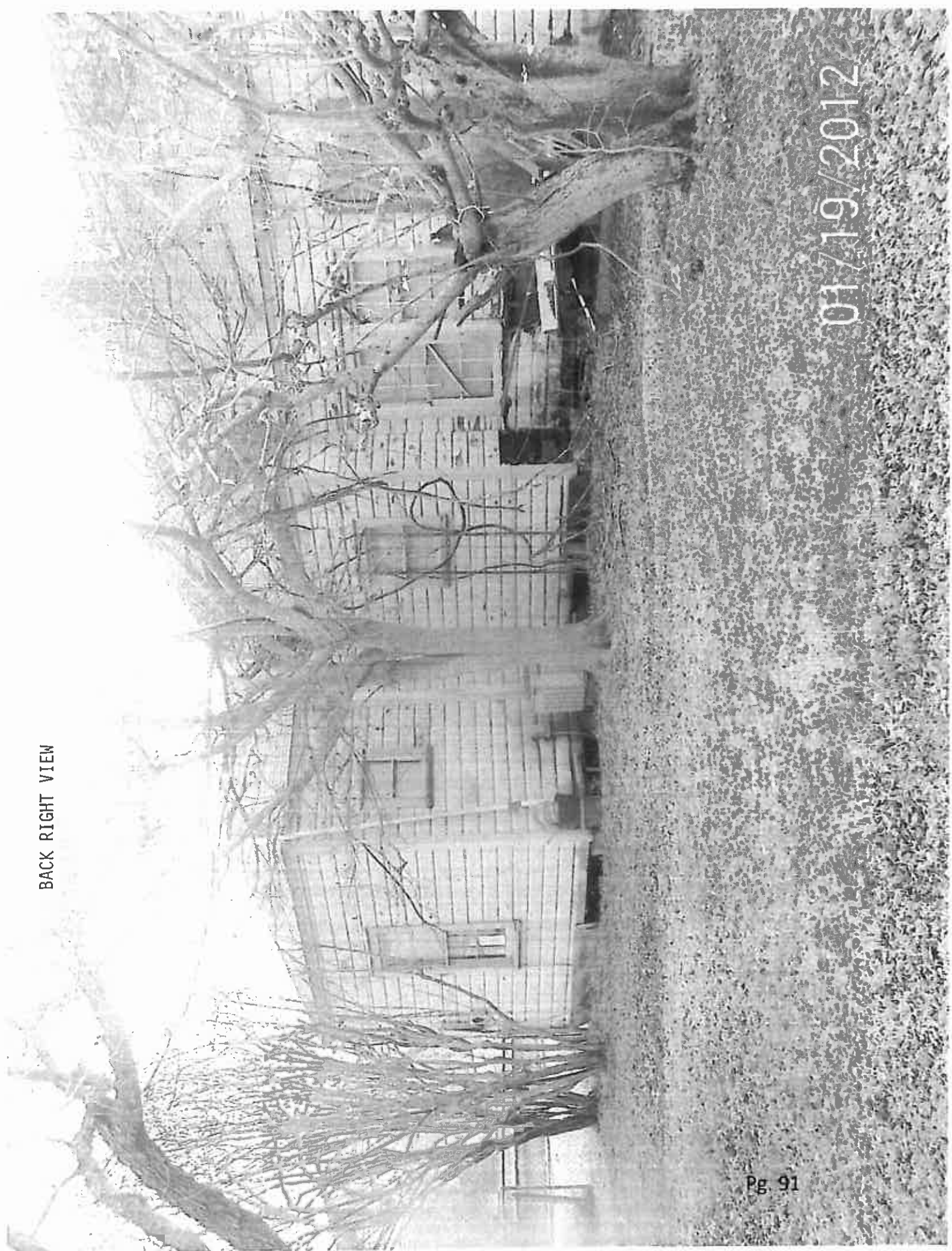
01/19/2012

LEFT FRONT SIDE VIEW



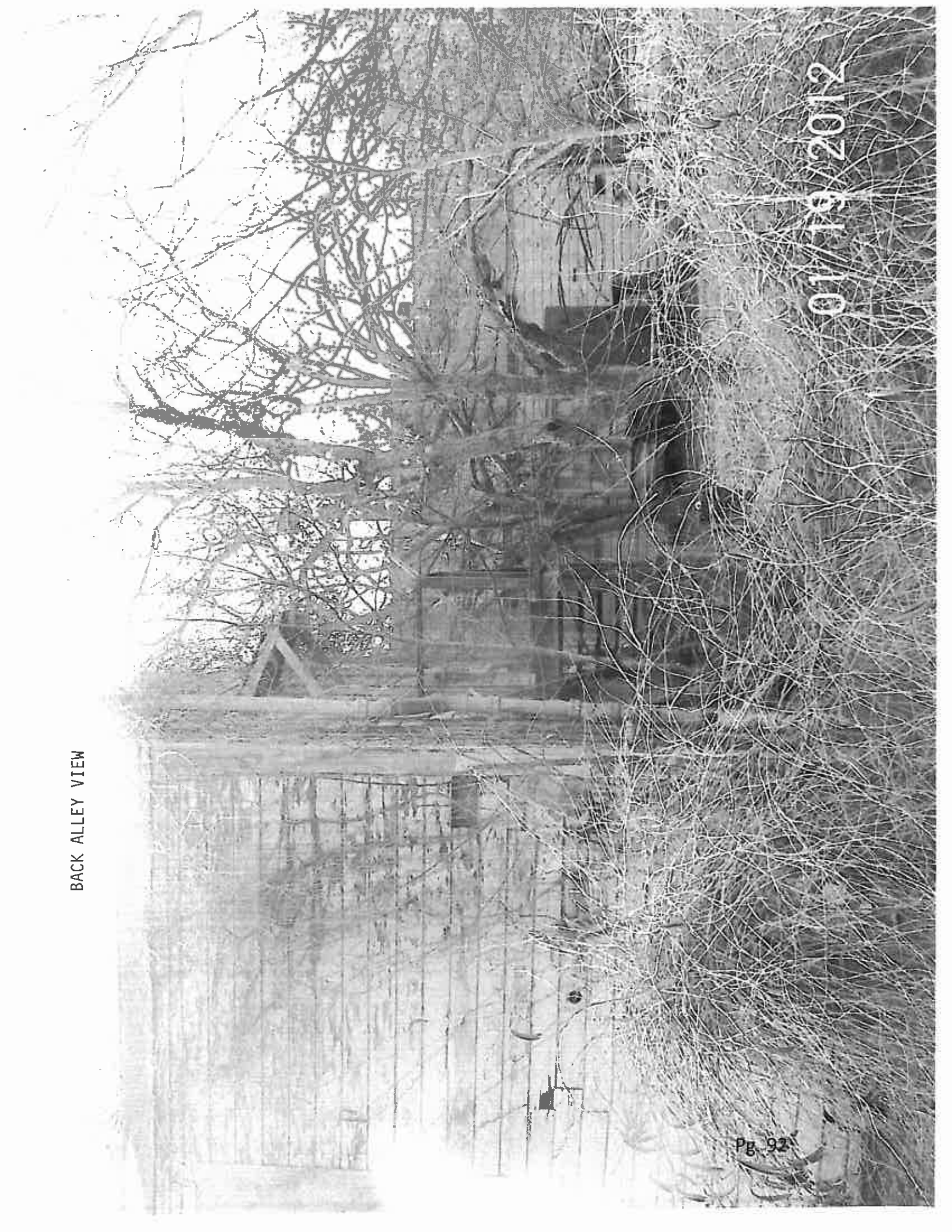
01/19/2022

BACK RIGHT VIEW



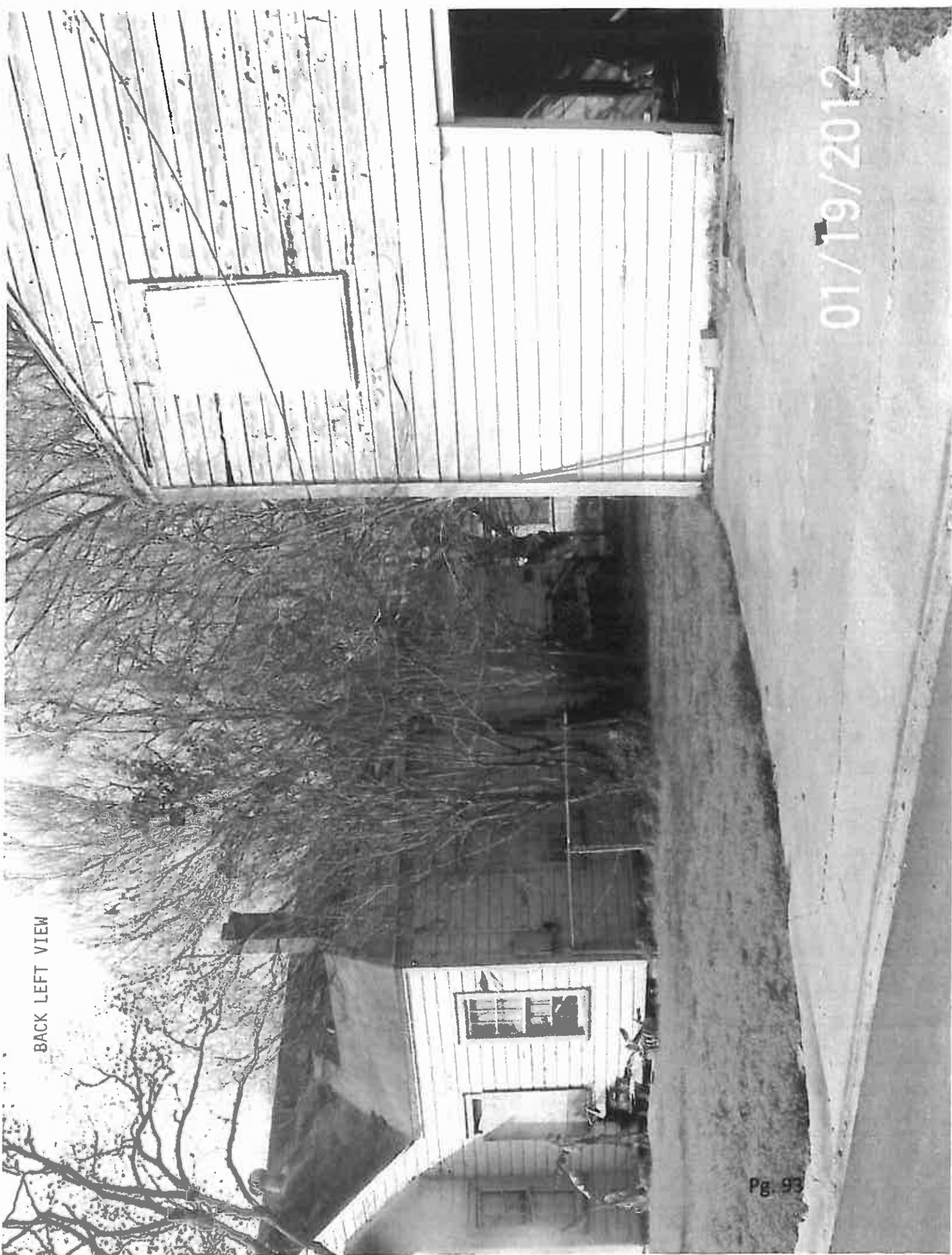
01/19/2012

BACK ALLEY VIEW



0119/2012

BACK LEFT VIEW



01/19/2012