

City of Freeport

NOTICE OF PUBLIC MEETING
THE FREEPORT CITY COUNCIL
MONDAY, JULY 20TH, 2009 6:00 P.M.
MUNICIPAL COURT ROOM
FREEPORT POLICE DEPARTMENT, 430 N. BRAZOSPORT BLVD.
FREEPORT, TEXAS 77541

AGENDA FORMAL SESSION

1. Call to Order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration of the approval of the July 6th, & July 7th , 2009 Council Minutes.
Pg. 560-566
5. Attending Citizens and Their Business.
6. **Proclamation:** International Clown Week, August 1st through 7th, 2009.
Pg. 567
7. Consideration of the approval of Resolution No. 2009-2194 to suspend effective date and provide authority to join with other cities in acting on rate request.
Pg. 568-571
8. Consideration of the approval of Resolution No. 2009-2195 appointing five (5) persons for a six (6) month term to the Charter Review. Pg. 572
9. Consideration of the approval of setting a bid date for the removal of seven (7) derelict vessel and removal from the Brazos River. Pg. 573-593
10. Consideration of the approval of setting a date for a public hearing on the designation of "Friends Liquors & Wines", 511 West 2nd Street as a reinvestment zone and the approval of a commercial tax abatement application. Pg. 594-600
11. Consideration of the approval of authorizing the City Manager to sign a \$3,000.00 Tobacco Grant Acceptance Agreement and Compliance Standards for the Freeport Police Department. Pg. 601-604

12. Consideration of the approval of appointing qualified person(s) on the following Boards and Commission and appointing liaisons to each committees. Pg. 605-634

- Planning Commission
- Library Board
- Historical Commission and Main Street Advisory Board
- Board of Adjustment
- Urban Renewal Board
- Beautification/Parks & Recreation Committee
- Economic Development Corporation
- Charter Review
- Senior Citizens Commission

13. Consideration of the approval of appointing a member of council to the following boards/committees:

- Houston Galveston Area Council – HGAC Representative
- Southern Brazoria County Animal Shelter – Board Member
- Brazoria County Community Development Board (CDBG) – Liaison
- Brazoria County Economic Alliance – Liaison

Elected Officials Report

Work Session

1. Discussion concerning Waste Management contract and alternate rates and service options.
2. Discussion concerning Section 155.023 Supplementary District Regulations and Exceptions, Section I (10 Paving) of the Code of Ordinances. Pg. 635-637

Adjourn

NOTE: 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 American 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 meetings. Please contact the City Secretary office at 979.233.3526.

I, Delia Muñoz, City Secretary, City of Freeport, Texas, hereby 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 hour a day public access, 200 W. 2nd Street, Freeport, Texas, on July 16th, 2009, at or before 5:00 p.m.

Delia Muñoz
City Secretary

State of Texas

County of Brazoria

City of Freeport

BE IT REMEMBERED, that the City Council of the City of Freeport, met on Monday, July 6th, 2009 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:

City Council: Larry L. McDonald
 Clan A. Cameron
 James W. Phillips
 Ron Wise
 Norma M. Garcia – absent

Staff: Jeff Pynes, City Manager
 Wallace Shaw, City Attorney
 Delia Munoz, City Secretary
 Nat Hickey, Property Manager
 Bob Welch, Financial Director
 Mary Stotler, Main Street Director
 Larry Fansher, Parks Director

Visitors: Thomas Hilton Joyce Adkins
 Susie Wise Rosa McDonald
 Dan Tarver Kenny Kouches
 Dorothy Pirrung Jim Pirrung
 Edna Allan Jerry Meeks
 Gus Flores Sandra W. Wicke
 Pixie Floyd Annette Sanford
 Edith Fisher Sandra Shaw
 Wayne Shaw Tobey Davenport
 Mingo Marquez Bobby Fuller
 Patrick Gore K. Koude

Call to Order.

Mayor McDonald called the meeting to order at 6:01 p.m.

Invocation.

City Attorney Wallace Shaw delivered the invocation.

Pledge of Allegiance.

Councilman Clan Cameron led the Pledge of Allegiance.

Consideration of the approval of the June 15th, 2009 Council Minutes.

On a motion by Councilman Phillips, seconded by Councilman Wise, with all present voting "aye", Council unanimously approved the June 15th, 2009 Council Minutes.

Attending Citizens and Their Business.

There were none.

Presentation by Thomas J. Hilton, President of Reef-Man, LLC the first company in the State of Texas formed for the purpose of manufacturing and deploying artificial reefs in Texas inshore and offshore waters.

Thomas J. Hilton, President of Reef-Man, LLC asked for support and funding. He explained the locations of the 3 initial reefing areas where they plan to place over 1,500 reefs in the next 2-3 years. The upper Texas coast is where the majority of Texas anglers fish and where the placement of habitat is most needed.

Consideration of the approval of Resolution No. 2009-2193 in support of the Reef-Man, LLC Artificial Reef Program.

On a motion by Councilman Cameron, seconded by Councilman Phillips, with all present voting "aye", Council unanimously approved Resolution No. 2009-2193 supporting the Reef-Man, LLC Artificial Reef Program.

Presentation of the annual financial audit for fiscal year 2007-2008 by Tom Masters of Kennemer-Masters, LLC.

Jason Crews with Kennemer, Masters & Lunsford, LLC, certified public accountants presented summary and recommendations and answered Council's questions of the City's Annual Financial Report for the year ending September 30, 2008.

Consideration of the approval of appointing qualified person(s) to the Charter Review Board.

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting "aye", Council unanimously approved to reappoint a term to the Charter Review Board to Tobey Davenport, Dorothy Pirrung and Willam (Bill) Rains.

Consideration of the approval of setting a date for a public hearing on the designation of the Super S Foods location as a reinvestment zone and the approval of a tax abatement agreement with Mass Marketing, Inc. d/b/a Super S Foods.

On a motion by Councilman Phillips, seconded by Councilman Wise, with all present voting “aye”, Council unanimously approved to table this item to a next subsequent meeting.

Consideration of the approval of selling the City’s interest on Block 7, Lot 8, Southview Gardens Subdivision, Freeport Townsite, known as 727 W. 11th, Tax Id. # 4201-0151-000.

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting “aye”, Council approved selling the City’s interest on Block 7, Lot 8, Southview Gardens Subdivision, Freeport Townsite, known as 727 W. 11th, Tax Id # 4201-0151-000.

Consideration of the approval of selling the City’s interest on Block 4, Lot 13, Section 2, Marlin Lane, Bridge Harbor Subdivision, Tax Id # 2190-0239-000.

On a motion by Councilman Wise, seconded by Mayor McDonald, with all present voting 3 to 1, Council declined selling the City’s interest on Block 4, Lot 13, Section 2, Marlin Lane, Bridge Harbor Subdivision, Tax Id. # 2190-0239-000. Councilman Cameron opposed.

Consideration of the approval of selling the City’s interest on Block 4, Lot 14, Section 2, Marlin Lane, Bridge Harbor Subdivision, Tax Id # 2190-0240-000.

On a motion by Councilman Wise, seconded by Mayor McDonald, with all present voting 3 to 1, Council declined selling the City’s interest on Block 4, Lot 14, Section 2, Marlin Lane, Bridge Harbor Subdivision, Tax Id # 2190-0240-000. Councilman Cameron opposed.

Consideration of the approval of leasing Antonelli’s Root Beer stand to Ms. Debra Molina.

On a motion by Councilman Cameron, seconded by Councilman Phillips, with all present voting “aye”, Council unanimously approved Mingo Marquez’s request of the Beautification Park & Recreation Committee, to lease Antonelli’s Root Beer stand to Ms. Debra Molina.

Consideration of the approval to authorize the City Manager to enter into a contract with a Buy Board service to construct an interactive water park in a designated area of the Main Street District.

Reconvene from Executive Session (B) at 7:49 p.m.

On a motion by Councilman Phillips, seconded by Councilman Wise, with all present voting “aye”, Council unanimously approved and authorized the City Manager to enter into a contract with a Buy Board Service to construct an interactive water park in a designated area of the Main Street District, cost not to exceed \$85,000.

Consideration of the approval of any action to be taken as a result of closed executive session.

Reconvene from Executive Session (A) at 7:50 p.m.

A. 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 of Texas clearly conflicts with Chapter 551, Government Code, to wit;

Richard Miller, Etal vs City of Freeport – United States District Court

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting “aye”, Council unanimously approved to employ Olson & Olson firm to represent the City.

Elected Officials Report

Councilman Phillips wanted all to know that he has blood clots and has problems walking, other wise is in good health. He welcomes telephone calls.

Work Session

Presentation by Edith Fischer, director of tourism of the Brazosport Convention & Visitors Council promoting and request for continued funding.

Edith Fisher Director of Tourism, of the Brazosport Convention & Visitors Council presented a power point annual presentation of the immediate past and proposed promotional activities of the Brazosport Convention & Visitors Council. She introduced members of the Brazosport Chamber of Commerce.

Report from Jerry Meeks of Veolia Water on the 2008 Annual Drinking Water Quality Report.

Jerry Meeks reported and answered Council’s questions on the 2008 Annual Drinking Water Quality Report.

Mayor McDonald closed the formal agenda and opened the Executive Session at 7:22 p.m.

Executive Session

A. 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 of Texas clearly conflicts with Chapter 551, Government Code, to wit;

- Richard Miller, Etal vs City of Freeport – United States District Court

B. Section 551.074, Government Code

Deliberations concerning the duties and responsibilities, to wit:

- City Manager

Adjourn

On a motion by Councilman Cameron, seconded by Councilman Wise, with all present voting “aye”, the meeting was adjourned at 7:50 p.m.

Delia Munoz
City Secretary

Larry L. McDonald
Mayor

Adjourn

On a motion by Councilman Phillips, seconded by Councilman Cameron, with all present voting “aye”, the meeting was adjourned at 7:28 p.m.

Larry L. McDonald
Mayor

Delia Munoz
City Secretary

PROCLAMATION

International Clown Week

Whoever has heard the laughter of a child or seen sudden delight on the face of a lonely senior citizen has understood in those brief moments mysteries deeper than love.

All humanity is indebted to those who bring such moments of quiet splendor—who redeem sickness and pain with joy. All across our city good men and women don rubber noses and baggy trousers following a tradition as old as man kind's need to touch gently the lives of his fellowman, and go into churches and children's hospitals, homes for the elderly and for the disabled, and give a part of themselves. Today, as always, clowns and the spirit they represent are as vital to the maintenance of our humanity as the builders and the growers and the governors.

The clown leaves happiness where he or she goes, and takes misery away, even if for a few moments.

For surely the laugh-makers are blessed: they heal the heart of the world.

To call public attention to the charitable activities of clowns and the wholesome entertainment they provide for all our citizens, the City Council has designated the week of August 1 through August 7, 2009, as Clown Week in Freeport coinciding with International Clown Week which has been celebrated for the past thirty-eight years across the United States of America.

I urge the people of the Freeport to recognize the contributions made by clowns in their entertainment at children's hospitals, charitable institutions, churches and for the those working in and for similar good causes, and generally helping to lift the spirits and boost the morale of our people.

NOW, THEREFORE, I, Larry L. McDonald, Mayor of Freeport, do hereby proclaim the week of August 1 through August 7, 2009, as Clown Week in Freeport, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand this Twenty day of July, in the year of our Lord two thousand nine.

Larry L. McDonald/Mayor

Delia Munoz/City Secretary

AGENDA INFORMATION SHEET

ITEM NO. 7

**RESOLUTION TO SUSPEND EFFECTIVE
DATE AND PROVIDE AUTHORITY TO
JOIN WITH OTHER CITIES IN ACTING
ON RATE REQUEST**

BACKGROUND

CenterPoint Energy Entex (“CenterPoint Gas”) filed a request with the City on May 1, 2009 to increase rates by approximately \$2 million for the Texas Coast Division service territory. This would amount to a 68 cents increase per month for a typical residential customer. The City is a regulatory authority charged with reviewing the rate increase requests for reasonableness, necessity and prudence.

TEXAS COAST UTILITIES COALITION

The City has been participating with a coalition of cities known as the Texas Coast Utilities Coalition (“TCUC”). The Cities who have participated with the coalition are: Angleton, Baytown, Clute, Freeport, League City, Pearland, Shoreacres, West Columbia and Wharton. Due to their specialized expertise the coalition cities have hired Diversified Utilities Consultants, Inc. and Herrera & Boyle, PLLC to act as rate experts and special counsel, respectively. The City Attorney of Baytown, Ignacio Ramirez, is the Chair for the coalition.

REASON TO SUSPEND

The current effective date for changing the rate schedules is August 1, 2009. The resolution suspends the effective date for ninety days or until October 30, 2009. Under Texas law a local regulatory authority may suspend the effective date for ninety days. The rate experts have indicated that their rate review will not be completed until after August 1st.

RATE CASE EXPENSES

Cities, by statute, are entitled to recover their reasonable rate case expenses from the utility. Legal counsel and consultants approved by the coalition will submit monthly invoices to the Chair of TCUC. The invoices will be forwarded on to CenterPoint Gas for reimbursement. Unreasonable expenses will not be reimbursed.

RESOLUTION NO. 2009-2194

RESOLUTION OF THE CITY OF FREEPORT, TEXAS (“CITY”) TO AUTHORIZE THE SUSPENSION OF THE EFFECTIVE DATE OF THE RATES, SCHEDULES AND TARIFFS OF CENTERPOINT ENERGY ENTEX (“CENTERPOINT GAS”) FOR NINETY DAYS WITH REGARD TO THE FILING BY CENTERPOINT GAS WITH THE CITY ON MAY 1, 2009; REQUIRING CENTERPOINT TO REIMBURSE REASONABLE RATE CASE EXPENSES; AUTHORIZING A CITY REPRESENTATIVE TO JOIN A COALITION OF CITIES TO DIRECT EXPERTS AND SPECIAL COUNSEL TO ACT ON THE CITY’S BEHALF; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL AND RATE CONSULTANT FIRMS; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE FOR THE RESOLUTION.

WHEREAS, on or about May 1, 2009, CenterPoint Energy Entex filed a request to increase gas rates for the Texas Coast Division by approximately \$2 million through changes in rate schedules. The filing was entitled “Cost of Service Adjustment”. The changed rate schedules were made with the City for in-city customers and at the Railroad Commission of Texas for customers located outside municipal boundaries; and

WHEREAS, the City has participated as a member of the Texas Coast Utilities Coalition (“TCUC”), a coalition of cities located in the service territory of the Texas Coast Division of CenterPoint Gas ; and

WHEREAS, in order to efficiently, meaningfully and comprehensively review the changed rate schedules filed by CenterPoint Gas it is advantageous for the City to continue to participate as a member of the Texas Coast Utilities Coalition; and

WHEREAS, given the knowledge and experience of the rate consultants and special counsel employed by the Texas Coast Utilities Coalition cities in reviewing the books and records of CenterPoint Gas in the last general rate case, Docket No. 9791, it is advantageous for the City as a member of Texas Coast Utilities Coalition to continue to retain such firms; and

WHEREAS, CenterPoint Gas designated August 1, 2009 as the effective date for the rate increases reflected in its rate schedules; and

WHEREAS, TCUC, through its consultants, has been examining the books and records of CenterPoint Gas, but at this point it appears that its review will not be completed by August 1, 2009 ; and

WHEREAS, under Texas law, the City has the right to suspend the effective date for up to ninety days.

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

Section 1. That the findings set out in the preamble are in all things approved and adopted.

Section 2. The effective date for the changes in rate schedules is suspended for ninety days. The last day of the suspension period would be October 30, 2009, but the City may issue a decision in this matter prior to the expiration of the suspension period.

Section 3. The City, as a member of the Texas Coast Utilities Coalition, continues its retention of Diversified Utilities Consultants, Inc. and the law firm of Herrera & Boyle, PLLC, to act on its behalf with regard to matters related to the requested change in rate schedules by CenterPoint Gas; and

Section 4. The City will act as a member of the coalition of cities known as the Texas Coast Utilities Coalition in reviewing the appropriateness of the changes in rate schedules proposed by CenterPoint Gas. The City Manager and City Attorney or their designates will act as the City's representatives with regard to directing the activities of the Texas Coast Utilities Coalition.

Section 5. The City orders CenterPoint Gas to reimburse the cost of its reasonable rate case expenses. The City will have no obligation for payment of any rate case expenses that are not reasonable.

Section 6. The City retains its right to withdraw from the coalition of cities at any time without any financial obligation to the remaining coalition members or to the experts or lawyers hired by the coalition or its members.

Section 7. The meeting at which this resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 9. This resolution shall be effective immediately upon passage.

PASSED AND APPROVED this ____ day of _____, 2009.

Mayor

ATTEST:

City Secretary

RESOLUTION NO. 2009-2195

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING A QUALIFIED PERSON TO THE CHARTER REVIEW COMMISSION OF THE CITY FOR THE YEAR 2009; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the Home Rule Charter of the City of Freeport, Texas ("the City") requires that a Charter Review Commission be appointed in odd numbered years for a term of six (6) months; and

WHEREAS, the City Council of the City desires to appoint the below named qualified persons as members of said commission.

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

SECTION ONE (1): APPOINTMENT

The City Council of the City hereby nominates, constitutes and appoints the following named qualified persons to the Charter Review Commission of the City for a six (6) month term, which will expire on December 31, 2009, to-wit: DOROTHY PIRRUNG, TOBEY DAVENPORT, WILLIAM W. RAINS, _____ and _____.

SECTION TWO (2): DUTIES

The above named appointee shall perform all of the duties imposed on members of the Charter Review Commission of the City by law and the ordinances and resolutions of the City.

SECTION THREE (3): OATH OF OFFICE

Before engaging in the performance of the duties of office, the above named appointee shall take the Constitutional Oath of Office and sign the affidavit required by law.

READ, PASSED AND ADOPTED this ____ day of _____, 2009.

Larry McDonald, Mayor
City of Freeport, Texas

ATTEST: _____
Delia Muñoz, City Secretary
City of Freeport, Texas

INVITATION TO BID

NOTICE IS HEREBY GIVEN that the City of Freeport, Texas, is interested in entering into a contract for the removal of seven (7) derelict vessels from the waterway located therein known as the Old Brazos River according to the below mentioned scope of work and general affirmations in which such vessels are described. ANY BID MUST INCLUDE THE REMOVAL OF ALL SEVEN (7) VESSELS.

SEALED BIDS OR PROPOSALS addressed to the City Manager by any person, firm or corporation desiring to remove such vessels will be received at the office of the City Manager located on the second floor at 200 W. 2nd Street, Freeport, Brazoria County, Texas 77541, during normal business hours until 2:00 o'clock, p.m., on the ____ day of _____, 2009, on which day, beginning at 2:00 o'clock, p.m., all such bids or proposals will be opened and publicly read aloud. Any bid received after 2:00 p.m. on such date will be returned unopened.

COPIES OF THE SCOPE OF WORK AND GENERAL AFFIRMATIONS for the removal of such vessels are available for public inspection at the Office of the City Secretary, also located on the second floor at 200 W. 2nd Street during normal business hours. A set of such documents may be obtained from such office upon payment of the customary copy charge.

A CASHIER'S OR CERTIFIED CHECK drawn on a bank acceptable to the City Manager and payable to the order of said City, OR an ACCEPTABLE BID BOND with a corporate surety included on the latest list of surety companies holding certificates of authority from the State Board of Insurance, in the amount of not less than ten (10%) of the total bid or \$10,000.00, whichever is less, must accompany the bid as guarantee that if awarded the bid the bidder will enter into a contract with said City covering the removal of such vessels within ten (10) days from the above date.

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 BOARD OF THE CITY COUNCIL this ____ day of _____, 2009.

Delia Munoz, City Secretary
City of Freeport, Texas

NOTE: Publish once per week for two consecutive weeks, first publication to be more than 14 days before the date when the bids are to be opened and read aloud.



May 21, 2009

Gilbert Arispe, Building / Code Supervisor
City of Freeport
200 W. 2nd Street
Freeport, TX 77541

RE: GENERAL LAND OFFICE CONTRACT NO. 09-222-000-3736

Dear Mr. Arispe:

Enclosed are (1) one full GLO Contract for the removal of derelict vessels, as referenced above; and (2) the execution page from the GLO's original. Please have them properly executed where indicated by an official authorized to bind the City, and return the loose execution page directly to my attention for Land Office files (envelope provided).

As these have already been executed on behalf of the Land Office, they will become effective as of the date the City signs them.

If you have any questions, please do not hesitate to contact me at (512) 475-2225, or via electronic mail at judy.coover@glo.state.tx.us.

Sincerely,

Judy Coover – Sr. Contract Specialist
Legal Services Division

JC/jc
enclosures

Judy Coover – Senior Contract Specialist
Texas General Land Office
Legal Services Division – Mail Code 158
PO BOX 12873
Austin, TX 78711-2873

or

1700 N. Congress Ave. – Mail Code 158
Austin, TX 78701

Stephen F. Austin Building • 1700 North Congress Avenue • Austin, Texas 78701-1495

Post Office Box 12873 • Austin, Texas 78711-2873

512-463-5001 • 800-998-4GLO

www.glo.state.tx.us

SIGNATURE PAGE FOR GLO CONTRACT NO. 09-222-000-3736

GENERAL LAND OFFICE

CITY OF FREEPORT

Larry L. Laine, Chief Clerk/
Deputy Land Commissioner

Name: _____
Title: _____

Date of execution: _____

Date of execution: _____

S.A. _____
Div. _____
AGC _____
GC _____

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REMOVAL SERVICES CONTRACT GLO Contract No. 09-222-000-3736

THE GENERAL LAND OFFICE (GLO) and the CITY OF FREEPORT, TEXAS, Tax Identification Number 17460008893 (Provider), enter into the following contract for derelict vessel removal services (Contract) pursuant to the State Purchasing and General Services Act, TEX. GOV'T CODE ANN., Subtitle D, Chapter 2155, *et. seq.*

I. PROJECT DESCRIPTION

1.01 PROJECT

Provider shall oversee the removal of seven (7) abandoned and derelict vessels, or parts thereof, and all respective components and attendant debris, from the waters of the old Brazos River, in Freeport, Brazoria County, Texas (Project). The removal order, including a list of vessels to be removed, is attached hereto and incorporated herein in its entirety for all purposes as **Attachment A**. The Project shall be conducted in strict conformance with the Scope of Work, attached hereto and incorporated herein for all purposes as **Attachment B**.

II. TERM

2.01 DURATION

This Contract shall be effective as of the date executed by the last party, and shall remain in full force and effect until July 31, 2009, or until the completion the Project, whichever is earlier, including any approved time extensions. The GLO, at its own discretion, may extend this Contract subject to terms and conditions mutually agreeable to both parties.

2.02 EARLY TERMINATION

The GLO may terminate this Contract by giving written notice specifying a termination date at least thirty (30) days subsequent to the date of the notice. Upon receipt of any such notice, Provider shall cease work, undertake to terminate any relevant subcontracts, and incur no further expense related to this Contract. Such early termination shall be subject to the equitable settlement of the respective interests of the parties, accrued up to the date of termination.

III. CONSIDERATION

3.01 CONTRACT LIMIT, FEES, AND EXPENSES

Provider will be compensated on a lump sum basis, not to exceed **FIFTY THOUSAND DOLLARS (\$50,000.00)**. The GLO agrees to pay Provider in accordance with Chapter 2251, Subtitle F of Title 10 of the Texas Government Code, "The Prompt Pay Act." Requests for payment must be supported by documentation that, in the judgment of the GLO, allows for full substantiation of the costs incurred, and which prominently displays "GLO Contract No. 09-222-000-3736." Failure to include this information may significantly delay payment under the Contract.

3.02 RETAINAGE

To ensure full performance by Provider, final payment in an amount equal to ten percent (10%) of the Contract total may be withheld until receipt and approval of all services and/or other deliverables required herein.

IV. PROVIDER'S WARRANTY AND GENERAL AFFIRMATIONS

4.01 PERFORMANCE WARRANTY

Provider warrants that all services performed under this Contract will be performed in a manner consistent with a degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances. Provider warrants that all work product ("Deliverables") under this Contract shall be completed in a manner consistent with standards in the applicable trade, profession, or industry; shall conform to or exceed the specifications set forth in the incorporated Attachments; and shall be fit for ordinary use, of good quality, and with no material defects. If Provider fails to provide Deliverables timely or to perform satisfactorily under conditions required by this Contract, the GLO may require Provider, at its sole expense, to (a) repair or replace all defective or damaged Deliverables; (b) refund any payment received for all defective or damaged Deliverables and, in conjunction therewith, require Provider to accept the return of such Deliverables; and/or (c) take necessary action to ensure that future performance and Deliverables conform to the Contract requirements.

4.02. GENERAL AFFIRMATIONS

To the extent that they are applicable, Provider further certifies that the General Affirmations attached hereto as Attachment C have been reviewed, and that Provider is in compliance with each of the requirements reflected therein.

V. STATE FUNDING

5.01 STATE FUNDING

- (a) This Contract shall not be construed as creating any debt on behalf of the State of Texas and/or the GLO in violation of TEX. CONST. Art. III, § 49. In compliance with TEX. CONST. Art. VIII, § 6, it is understood that all obligations of the GLO hereunder are subject to the availability of state funds. If such funds are not appropriated or become unavailable, this Contract may be terminated. In that event, the parties shall be discharged from further obligations, subject to the equitable settlement of their respective interests, accrued up to the date of termination.

- (b) Furthermore, any claim by Provider for damages under this Contract may not exceed the amount of funds appropriated for payment, but not yet paid to Provider, under the annual budget in effect at the time of the breach. Nothing in this provision shall be construed as a waiver of sovereign immunity.

VI. OWNERSHIP

6.01 OWNERSHIP AND THIRD PARTY RELIANCE

- (a) The GLO shall own, and Provider hereby assigns to the GLO, all right, title, and interest in all services to be performed; all goods to be delivered; and/or all other related work product prepared, or in the course of preparation, by Provider (or its subcontractors) pursuant to this Contract, together with all related worldwide intellectual property rights of any kind or character (collectively, the "Work Product"). Under no circumstance will any license fee, royalty, or other consideration not specified in this Contract be due to Provider for the assignment of the Work Product to the GLO or for the GLO's use and quiet enjoyment of the Work Product in perpetuity. Provider shall promptly submit all Work Product to the GLO upon request or upon completion, termination, or cancellation of this Contract for any reason, including all copies in any form or medium.

- (b) Provider shall not use, willingly allow, or cause such Work Product to be used for any purpose other than performance of Provider's obligations under this Contract without the prior written consent of the GLO. Work Product is for the exclusive use and benefit of, and may be relied upon only by, the GLO. Prior to distributing any Work Product to any third party, the GLO shall advise such third parties that if it relies upon or uses such Work Product, it does so entirely at its own risk without liability to Provider.

VII. RECORDS, AUDIT, PROPRIETARY INFORMATION, AND PUBLIC DISCLOSURE

7.01 BOOKS AND RECORDS

Provider shall keep and maintain under Generally Accepted Accounting Principles (“GAAP”) full, true, and complete records necessary to fully disclose to the GLO, the Texas State Auditor’s Office, the United States Government, and/or their authorized representatives sufficient information to determine compliance with the terms and conditions of this Contract and all state and federal rules, regulations, and statutes.

7.02 INSPECTION AND AUDIT

Provider agrees that all relevant records related to this Contract or any work product produced, including the practices of its subcontractors, shall be subject at any reasonable time to inspection, examination, review, audit, and copying at any location where such records may be found, with or without notice by the GLO, its contracted examiners, or the Texas Attorney General's Office. With regard to any federal funding, the relevant federal agency, the Comptroller General, the General Accounting Office, the Office of Inspector General, or any of their authorized representatives shall also have this right of inspection. All subcontracts shall reflect the requirements of this section.

Provider understands that acceptance of state funds under this contract acts as acceptance of the authority of the State Auditor’s Office to conduct an audit or investigation in connection with those funds. Provider further agrees to cooperate fully with the State Auditor’s Office in the conduct of the audit or investigation, including providing all records requested. Provider will ensure that this clause concerning the State Auditor’s Office’s authority to audit state funds and the requirement to fully cooperate with the State Auditor’s Office is included in any subcontracts it awards. Additionally, the State Auditor’s Office shall at any time have access to and the rights to examine, audit, excerpt, and transcribe any pertinent books, documents, working papers, and records of Provider relating to the contract for any purpose.

7.03 PERIOD OF RETENTION

All records relevant to this Contract shall be retained for a minimum of four (4) years. If any federal funds are used in the Contract, the records must be maintained for a minimum of five (5) years. The period of retention begins at the date of payment by the GLO for the goods or services or from the date of termination of the Contract, whichever is later. The period of retention shall be extended for a period reasonably necessary to complete an audit and/or to complete any ADMINISTRATIVE PROCEEDING OR LITIGATION THAT MAY ENSUE.

7.04 CONFIDENTIALITY

To the extent permitted by law, Provider and the GLO agree to keep all information confidential, in whatever form produced, prepared, observed, or

received by Provider or the GLO to the extent that such information is: (a) confidential by law; (b) marked or designated "confidential" (or words to that effect) by Provider or the GLO; or (c) information that Provider or the GLO is otherwise required to keep confidential by this Contract. Furthermore, Provider will not advertise that it is doing business with the GLO, use this Contract as a marketing or sales tool, or make any press releases concerning work under this contract without the prior written consent of the GLO.

7.05 PUBLIC RECORDS

Pursuant to Chapter 552 of the Texas Government Code, the "Texas Public Information Act," records received from Provider may be open to public inspection and copying. The GLO will have the duty to disclose such records, unless a particular record is made confidential by law or exempted from the Act. Provider may clearly label any individual records as a "trade secret," provided that Provider thereby agrees to indemnify and defend the GLO for honoring such designation. The failure to so label any record shall constitute a complete waiver of any and all claims for damages caused by release of the records. If a request for a labeled record is received by the GLO, the GLO will notify Provider of the request in accordance with the Act.

VIII. MISCELLANEOUS PROVISIONS

8.01 INSURANCE

Provider represents, for the duration of this Contract, that it is a self-insured entity.

8.02 LEGAL OBLIGATIONS

Provider shall procure and maintain for the duration of this Contract any state, county, city, or federal license, authorization, insurance, waiver, permit, qualification or certification required by statute, ordinance, law, or regulation to be held by Provider to provide the goods or services required by this Contract. Provider will be responsible for payment of all taxes, assessments, fees, premiums, permits, and licenses required by law. Provider agrees to be responsible for payment of any such government obligations not paid by its subcontractors during performance of this Contract.

8.03 INDEMNITY

EXCEPT FOR DAMAGES DIRECTLY OR PROXIMATELY CAUSED BY THE GROSS NEGLIGENCE OF THE GLO, PROVIDER SHALL INDEMNIFY AND HOLD HARMLESS THE STATE OF TEXAS, THE GLO, AND THE OFFICERS, REPRESENTATIVES, AGENTS, AND EMPLOYEES OF THE STATE OF TEXAS AND THE GLO FROM ANY LOSSES, CLAIMS, SUITS, ACTIONS, DAMAGES, OR LIABILITY (INCLUDING ALL COSTS AND EXPENSES OF DEFENDING AGAINST ALL OF THE AFOREMENTIONED) ARISING IN CONNECTION WITH:

- THIS CONTRACT;
- ANY NEGLIGENCE, ACT, OMISSION, OR MISCONDUCT IN THE PERFORMANCE OF THE SERVICES REFERENCED HEREIN; OR
- ANY CLAIMS OR AMOUNTS ARISING OR RECOVERABLE UNDER FEDERAL OR STATE WORKERS' COMPENSATION LAWS, THE TEXAS TORT CLAIMS ACT, OR ANY OTHER SUCH LAWS.

PROVIDER SHALL BE RESPONSIBLE FOR THE SAFETY AND WELL BEING OF ITS EMPLOYEES, CUSTOMERS, AND INVITEES. THESE REQUIREMENTS SHALL SURVIVE THE TERM OF THIS AGREEMENT UNTIL ALL CLAIMS HAVE BEEN SETTLED OR RESOLVED AND SUITABLE EVIDENCE TO THAT EFFECT HAS BEEN FURNISHED TO THE GLO.

8.04 ASSIGNMENT AND SUBCONTRACTS

Provider shall not assign, transfer, or delegate any rights, obligations, or duties under this Contract without the prior written consent of the GLO. Notwithstanding this provision, it is mutually understood and agreed that Provider may subcontract with others for some or all of the services to be performed. In any approved subcontracts, Provider shall legally bind such subcontractor to perform and make such subcontractor subject to all the duties, requirements, and obligations of Provider as specified in this Contract. Nothing in this Contract shall be construed to relieve Provider of the responsibility for ensuring that the goods delivered and/or the services rendered by Provider and/or any of its subcontractors comply with all the terms and provisions of this Contract. Provider must obtain written approval from the GLO prior to engaging any subcontractor who will perform fifteen percent (15%) or more of the work under this Contract. The request for approval must include the name and taxpayer identification number of subcontractor, the task(s) being performed, and the number of subcontractor employees expected to work on the task.

8.05 HISTORICALLY UNDERUTILIZED BUSINESSES (HUBS)

- (a) In accordance with State law, it is the GLO's policy to assist HUBs whenever possible, to participate in providing goods and services to the agency. The GLO encourages those parties with whom it contracts for the provision of goods and services to adhere to this same philosophy in selecting subcontractors to assist in fulfilling their obligations with the GLO. In addition to information required by this Contract, the contracting party will provide the Purchasing Department of the GLO with pertinent details of any participation by a HUB in fulfilling the duties and obligations arising hereunder.
- (b) The GLO encourages the parties it contracts with to partner with certified HUBs that participate in the Comptroller's Mentor Protégé Program. For more information on the program, and how it can assist your firm in meeting good faith effort goals please visit:

8.06 Relationship of the Parties

Provider is associated with the GLO only for the purposes and to the extent specified in this Contract, and, in respect to Provider's performance pursuant to this Contract, Provider is and shall be an independent contractor and, subject only to the terms of this Contract, shall have the sole right to supervise, manage, operate, control, and direct performance of the details incident to its duties under this Contract. Nothing contained in this Contract shall be deemed or construed to create a partnership or joint venture, to create relationships of an employer-employee or principal-agent, or to otherwise create for the GLO any liability whatsoever with respect to the indebtedness, liabilities, and obligations of Provider or any other party. Provider shall be solely responsible for, and the GLO shall have no obligation with respect to:

- (a) withholding of income taxes, FICA, or any other taxes or fees;
- (b) industrial or workers' compensation insurance coverage;
- (c) participation in any group insurance plans available to employees of the State of Texas;
- (d) participation or contributions by the State to the State Employees Retirement System;
- (e) accumulation of vacation leave or sick leave; or
- (f) unemployment compensation coverage provided by the State.

8.07 COMPLIANCE WITH OTHER LAWS

In the performance of this Contract, Provider shall comply with all applicable federal, state, and local laws, ordinances, and regulations. Provider shall make itself familiar with and at all times shall observe and comply with all federal, state, and local laws, ordinances, and regulations that in any manner affect performance under this Contract.

8.08 NOTICES

Any notices required under this Contract shall be deemed delivered when deposited either in the United States mail, postage paid, certified, return receipt requested; or with a common carrier, overnight, signature required, to the appropriate address below:

GLO

Texas General Land Office
1700 N. Congress Avenue, Room 910
Austin, TX 78701
Attention: Legal Services Division

Provider

The City of Freeport
200 West 2nd Street
Freeport, TX 77541
Attention: Gilbert Arispe, Building/Code Supervisor

Notice given in any other manner shall be deemed effective only if and when received by the party to be notified. Either party may change its address for notice by written notice to the other party as herein provided.

8.09 GOVERNING LAW AND VENUE

This Contract and the rights and obligations of the parties hereto shall be governed by, and construed according to, the laws of the State of Texas, exclusive of conflicts of law provisions. Venue of any suit brought under this Contract shall be in a court of competent jurisdiction in Travis County, Texas. Provider irrevocably waives any objection, including any objection to personal jurisdiction or the laying of venue or based on the grounds of forum non conveniens, which it may now or hereafter have to the bringing of any action or proceeding in such jurisdiction in respect of this Contract or any document related hereto. **NOTHING IN THIS SECTION SHALL BE CONSTRUED AS A WAIVER OF SOVEREIGN IMMUNITY BY THE GLO.**

8.10 SEVERABILITY

If any provision contained in this Contract is held to be unenforceable by a court of law or equity, this Contract shall be construed as if such provision did not exist and the non-enforceability of such provision shall not be held to render any other provision or provisions of this Contract unenforceable.

8.11 PROPER AUTHORITY

Each party hereto represents and warrants that the person executing this Contract on its behalf has full power and authority to enter into this Contract. Provider acknowledges that this Contract is effective for the period of time specified in the Contract. Any services performed by Provider before this Contract is effective or after it ceases to be effective are performed at the sole risk of Provider.

8.12 FORCE MAJEURE

Except with respect to the obligation of payments under this Contract, if either of the parties, after a good faith effort, is prevented from complying with any express or implied covenant of this Contract by reason of war; terrorism; rebellion; riots; strikes; acts of God; any valid order, rule, or regulation of governmental authority; or similar events that are beyond the control of the affected party (collectively referred to as a "Force Majeure"), then, while so prevented, the affected party's obligation to comply with such covenant shall be suspended, and the affected party shall not be liable for damages for failure to comply with such covenant. In any such event, the party claiming Force Majeure shall promptly notify the other party of the Force Majeure event in writing and, if possible, such notice shall set forth the extent and duration thereof. The party claiming Force Majeure shall exercise due diligence to prevent, eliminate, or overcome such Force Majeure event where it is possible to do so and shall resume performance at the earliest possible date.

However, if non-performance continues for more than thirty (30) days, the GLO may terminate this Contract immediately upon written notification to Provider.

8.13 DISPUTE RESOLUTION

If a contract dispute arises that cannot be resolved to the satisfaction of the parties, either party may notify the other party in writing of the dispute. If the parties are unable to satisfactorily resolve the dispute within fourteen (14) days of the written notification, the parties must use the dispute resolution process provided for in Chapter 2260 of the Texas Government Code to attempt to resolve the dispute. This provision shall not apply to any matter with respect to which either party may make a decision within its respective sole discretion.

8.14 COUNTERPARTS

This Contract may be executed in any number of counterparts, each of which shall be an original, and all such counterparts shall together constitute but one and the same Contract. If the Contract is not executed by the GLO within thirty (30) days of execution by the other party, this Contract shall be null and void.

8.15 ENTIRE CONTRACT AND MODIFICATION


This Contract, its integrated attachment(s), and any purchase order issued in conjunction with this Contract constitute the entire agreement of the parties and are intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Any additional or conflicting terms in such attachment(s) and/or purchase order shall be harmonized with this Contract to the extent possible. Unless such integrated attachment or purchase order specifically displays a mutual intent to amend a particular part of this Contract, general conflicts in language shall be construed consistently with the terms of this Contract.

SIGNATURE PAGE FOLLOWS

SIGNATURE PAGE FOR GLO CONTRACT No. 09-222-000-3736

GENERAL LAND OFFICE

CITY OF FREEPORT



Larry L. Laine, Chief Clerk/
Deputy Land Commissioner

Name: _____
Title: _____

Date of execution: 5/22/09

Date of execution: _____

S.A. ML
Div. GP
AGC WMA
GC WMA

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ATTACHMENT A

GLO CONTRACT NO. 09-222-000-3736

GLO VESSEL REMOVAL ORDER

ABANDONED VESSELS, ABANDONED VESSELS IN THE OLD BRAZOS RIVER

Texas General Land Office, Complainant	§	Before the Commissioner of the
v.	§	Texas General Land Office
Unidentified Owners of	§	
<i>Unidentified Vessels,</i>	§	
Respondents	§	State of Texas

ORDER

On this day came for consideration the above-styled case. The Commissioner makes the following Findings of Fact and Conclusions of Law in support of this Order.

Findings of Fact

1. The Texas General Land Office (TGLO) conducted an investigation and TGLO employees have inspected the following vessels:

F/V Stephanie Lynn (USCG Doc. No. 614058)

F/V Miss Carolee (USCG Doc. No. 587063)

Unidentified Fiberglass Recreational Fishing Vessel (USCG Doc. No. Unknown)

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-01

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-02

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-03

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-04

2. The owner or operator of the aforementioned vessels cannot be determined.
3. The Notices of Violation and Preliminary Reports were posted on the vessels on April 2, 2009, and the same were subsequently published on April 9 and 10, 2009, in *The Facts*.
4. After posting the Notices of Violation on the vessels, and the publication of the Notices of Violation, the owners of these vessels were not identified.

5. The Notices of Violation informed the Respondents of the right to a hearing to challenge the findings in this matter as set forth in the Notices of Violation and Preliminary Reports, but Respondents have not requested a hearing.
6. Respondents have not removed these vessels from the Old Brazos River, in the City of Freeport, in Brazoria County, Texas.
7. The Commissioner hereby adopts the TGLO's findings set forth in the Preliminary Reports and Notices of Violation.

Conclusions of Law


1. Texas Natural Resources Code §40.108 authorizes the TGLO to remove and dispose of, or contract for the removal and disposal of, a vessel that has been left in or on Texas coastal waters, on public or private lands, or at a public or private port or dock in a wrecked, derelict, or substantially dismantled condition.
2. Respondents have waived the right to an administrative hearing by failing to submit a written request for a hearing within 20 (twenty) days of receipt of the Notices of Violation and Preliminary Reports.
3. Based on the TGLO's findings set forth in the Preliminary Reports and Notices of Violation, the unidentified vessels were determined to be in or on Texas coastal waters in a wrecked, derelict, or substantially dismantled condition in violation of Texas Natural Resources Code §40.108.
4. Removal and disposal of the *Unidentified Vessels* by the TGLO is warranted based the findings set forth in the Preliminary Reports and Notices of Violation.

It is accordingly **ORDERED** that this case be closed after these vessels are removed from Old Brazos River, in the City of Freeport, in Brazoria County, Texas, and disposed of in accordance with Texas Natural Resources Code §40.108.

SIGNED this 22 day of May, 2009, in Austin, Texas.

JERRY E. PATTERSON
COMMISSIONER, TEXAS GENERAL LAND OFFICE

By: _____


Larry L. Laine, Chief Clerk/
Deputy Land Commissioner



ATTACHMENT B

GLO CONTRACT NO. 09-222-000-3736

SCOPE OF WORK

SCOPE OF WORK
Derelict Vessel Removal and Disposal
Old Brazos River-Freeport, Brazoria County, Texas

The City of Freeport (Provider) has identified seven (7) vessels, or parts of vessels, listed and described below, that have been determined to be in a wrecked, derelict, or substantially dismantled condition in the old Brazos River within the city limits of Freeport, Texas, without the permission of the Texas Land Commissioner.

VESSELS:

F/V Stephanie Lynn (USCG Doc. No. 614058)

F/V Miss Carolee (USCG Doc. No. 587063)

Unidentified Fiberglass Recreational Fishing Vessel (USCG Doc. No. Unknown)

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-01

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-02

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-03

Unidentified Commercial Fishing Vessel –(USCG Doc. No Unknown) GLO Labeled as F-04

Provider shall be responsible for oversight of the removal and legal disposal of the sunken vessels and all components and attendant debris, from the water surrounding their current locations. During the removal process, all loose debris in and around the vessels shall be contained and not allowed to drift free of the Project site. The submerged land in the Project area shall be inspected and any debris found shall be removed. Precautions shall be taken to avoid the release of any hazardous waste, hazardous materials, or other pollution, into the waters of the old Brazos River.

Notification and coordination with the Project Manager and GLO/OSPR Region 2 Office is required before commencement of any removal operations.

The General Land Office-Oil Spill Prevention and Response Division may monitor the removal, may have some response equipment on-site during the removal and, if present, will be prepared to respond to any discharge of oil that may result from the removal. The selected removal and disposal contractor shall have a spill response plan in place, and equipment shall be maintained on-site to respond to any unauthorized discharge of oil or pollution.

All debris, refuse, and other collected materials shall be disposed of properly. Written certification is required at the Project's conclusion that all activities of the Project, including removal and disposal and the vessels and associated debris, were conducted in accordance with all applicable Federal, State, and local laws, rules, regulations, statutes, and ordinances. Questions should be directed to William D. "Bill" Grimes, Abandoned Vessel Removal Program Manager, at (512) 475-1464.

ATTACHMENT C

GLO CONTRACT NO. 09-222-000-3736

GENERAL AFFIRMATIONS

GENERAL AFFIRMATIONS

Provider agrees without exception to the following affirmations:

1. The Provider has not given, offered to give, nor intends to give at anytime hereafter any economic opportunity, future employment, gift, loan, gratuity, special discount, trip, favor, or service to a public servant in connection with this Contract.
2. Pursuant to Title 10, Section 2155.004 of the Texas Government Code, the Provider has not received compensation from the GLO for preparing any part of this Contract.
3. Pursuant to Title 5, Section 231.006(d) of the Texas Family Code, if applicable, the Provider certifies that the individual or business entity named in this Contract is current on his or her child support payments and is, therefore, is eligible to receive payments from state funds under a contract for property, materials, or services. Further, Provider acknowledges that this Contract may be terminated and payment may be withheld if this certification is inaccurate. Any Provider subject to this section must include names and Social Security numbers of each person with at least 25% ownership in the business entity named in this Contract. This information must be provided prior to execution of any offer.
4. Provider certifies that the individual or business entity named in this contract i) has not been subjected to suspension, debarment, or similar ineligibility to receive the specified contract as determined by any federal, state, or local governmental entity; ii) is in compliance with the State of Texas statutes and rules relating to procurement; and iii) is not listed on the federal government's terrorism watch list as described in executive order 13224. Entities ineligible for federal procurement are listed at <http://www.epls.gov>. Provider acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate.
5. Provider agrees that any payments due under this Contract will be applied towards any debt, including, but not limited to, delinquent taxes and child support that is owed to the State of Texas.
6. Provider certifies that they are in compliance with Texas Government Code, Title 6, Subtitle B, Section 669.003, relating to contracting with the executive head of a state agency. If this section applies, Provider will complete the following information in order for the bid to be evaluated:

Name of Former Executive: _____
Name of State Agency: _____
Date of Separation from State Agency: _____
Position with Provider: _____
Date of Employment with Provider: _____

7. Provider agrees to comply with Texas Government Code, Title 10, Subtitle D, Section 2155.4441, relating to the purchase of products produced in the State of Texas under service contracts.
8. Provider understands that acceptance of funds under this Contract acts as acceptance of the authority of the State Auditor's Office, or any successor agency, to conduct an audit or investigation in connection with those funds. Provider further agrees to cooperate fully with the State Auditor's Office, or its successor, in conducting the audit or investigation, including providing all records requested. Provider will ensure that this clause is included in any subcontract it awards.
9. Provider certifies that if it employs any former employee of the GLO, such employee will perform no work in connection with this Contract during the Twelve (12) month period immediately following the employee's last date of employment at the GLO.
10. The Provider shall not discriminate against any employee or applicant for employment because of race, disability, color, religion, sex, age, or national origin. The Provider shall take affirmative action to ensure that applicants are employed and that employees are treated without regard to their race, color, sex, religion, age, disability, or national origin. Such action shall include, but is not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Provider agrees to post notices, which set forth the provisions of this non-discrimination article, in conspicuous places available to employees or applicants for employment. The Provider shall include the above provisions in all subcontracts pertaining to the work.
11. Provider understands that the GLO does not tolerate any type of fraud. The agency's policy is to promote consistent, legal, and ethical organizational behavior by assigning responsibilities and providing guidelines to enforce controls. Any violations of law, agency policies, or standards of ethical conduct will be investigated, and appropriate actions will be taken. Providers are expected to report any possible fraudulent or dishonest acts, waste, or abuse to the agency's Internal Audit Director at 512.463.5338 or helen.young@glo.state.tx.us

NOTE: Information, documentation, and other material in connection with this Contract may be subject to public disclosure pursuant to the "Public Information Act," Chapter 552 of the Texas Government Code.

**COMMERCIAL TAX ABATEMENT
GUIDELINES AND CRITERIA**

**PROCEDURES
AND
APPLICATION**

CITY OF FREEPORT, TEXAS

APPLICANT INFORMATION

Company Name: Friends Liquors & Wines Submittal Date: 6/25/09

Address: 511 West 2nd Street Freeport, TX. 77541

Name/Address/Telephone of Company contact on this project: (979) 239-4244 - Store Number
Emma S Covarrubias 979-418-9658 - Cell number
7724 FM 1459 Sweeny, TX. 77480

PROJECT INFORMATION

Check type of facility to be abated:

- Manufacturing () Regional Distribution ()
- Regional Service () Regional Entertainment Center ()
- Research () Other Basic Industry (x)

Proposed facility address and legal description: (attach exhibit if necessary):

517 West 2nd Street (Block 78, lot 4)
Freeport, Texas 77541 Freeport Townsite

Attach a map showing the site. (Attach as Exhibit)

Proposed facility located in the following taxing jurisdictions:

- School District Brazoria Independent School District
- Drainage District Velasco Drainage District
- City (x) City of Freeport
- Other Taxing Jurisdictions Brazoria County
- Brazos River Harbor Navigation District

Describe product or service to be provided: _____

Liquor Store

This application is for a: New Facility (x) Expansion ()

PROJECT DESCRIPTION

Please attach a statement which:

- 1. fully explains the project;
- 2. describes the site and existing improvements;
- 3. describes all proposed improvements;
- 4. provides a list of improvements and fixed equipment

ECONOMIC IMPACT INFORMATION

A. Estimated cost of improvements:

Real Estate	\$ <u>79,000⁰⁰</u>
Personal Property	\$ <u>17,020⁰⁰</u>

B. Permanent employment estimates:

If existing facility, current plant employment: 2
 Estimated number of jobs retained: 0 jobs created: ()
 Number of employees anticipated at start up: () within 1 yr. ()

C. Construction employment estimates:

Construction to start: Month: _____ Year: _____
 Construction to be completed: Month: 10 Year: 2009
 Number of construction jobs anticipated: At start: _____
 Peak _____ Finish: _____

D. School District impact estimates: (for projects over \$5,000,000)

Number of families transferred to area: N/A
 Number of students added to ISD: N/A

E. City Impact estimates:

Volume of treated water required from city: Nominal
 Volume of effluent water to be treated by city: Nominal

Has permitted been started? Yes () No ()

New Construction for Existing Business
FRIENDS LIQUORS AND WINES

PROJECT DESCRIPTION

1. **Explanation of Project** Friends Liquors and Wines aspires to construct a new facility at 517 West Second Street (Block 78, Lot 4) in Freeport Texas in order to better serve its customers. The proposed retail location would consist of a metal construction measuring 40'x50' and include approximately 1,800 ft² of retail space. The interior construction will consist of textured sheetrock, suspended ceilings and ceramic tile flooring.
2. **Description of Site and Existing Improvements** The proposed location for the new construction is one city lot located at 517 West Second Street. The lot has 50' of street frontage and a city easement in the rear. No other improvements exist prior to start of construction.
3. **Description of Proposed Improvements** Friends Liquors and Wines plans to build a 2,000 ft² retail location at 517 West Second Street.
4. **Improvements and Fixed Equipment** Improvements will include the retail location and associated construction, electrical, plumbing, etc.

We at Friends Liquors and Wines genuinely believe that our new facility will improve our service to the city of Freeport as well as enhance the value of our business.

Thanks in advance for your consideration,



Owner of Friends Liquors and Wines

F. Estimated appraised value on site:

	LAND	PERSONAL PROPERTY	IMPROVEMENTS
Valuation of existing property as of January 1, preceding this abatement Application	\$ <u>4,200</u>	\$ <u>0</u>	\$ <u>0</u>
Valuation of Personal Property and Improvements, not subject to Abatement, excluding exempt Pollution Control Equipment, upon completion of the project subject to this application	\$ <u>4,200</u>	\$ <u> </u>	\$ <u>79,000</u>
Estimated value, upon completion of project of exempt pollution control equipment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Estimated value of abated improvements after abatement agreement expire	\$ <u>4,200</u>	\$ <u> </u>	\$ <u>79,000</u>

G. Statement of planned efforts to use City of Freeport Vendors and services:

Please attach a statement describing willingness and planned efforts to use qualified City of Freeport vendors and services where applicable in the construction and operation of the facility.

DECLARATION

To the best of my knowledge, the above information is an accurate description of project details.

Emma Covarrubias
Company Official Signature

Emma S. Covarrubias (owner)
Printed Name and Title of
Company Official

June 25, 2009
Date Signed

**BRAZORIA COUNTY APPRAISAL DISTRICT
CERTIFICATION OF APPRAISED VALUE OF PROPERTIES
AS OF JANUARY 1, 2008**

TO: CITY OF FREEPORT

FROM: BRAZORIA COUNTY APPRAISAL DISTRICT

DATE: July 7, 2009

The Brazoria County Appraisal District hereby certifies that the following appraised values as of January 1, 2008, for property of **Emma Covarrubias & Lilian G. Davis**, described in Exhibit "A" attached hereto are listed in the records of the Brazoria County Appraisal District and indicated by the following account numbers:

<u>PERSONAL PROPERTY ACCOUNT(S)</u>	<u>APPRAISED VALUE(S)</u>
-------------------------------------	---------------------------

LAND ACCOUNT(S)

\$4,200

IMPROVEMENT ACCOUNT(S)

Certified on July 7, 2009.

BRAZORIA COUNTY APPRAISAL DISTRICT



Cheryl Evans, Chief Appraiser

BRAZORIA COUNTY APPRAISAL DISTRICT
 PROPERTY 209604
 R
 Legal Description
 FREEPORT, BLOCK 78, LOT 4

PROPERTY APPRAISAL INFORMATION 2008
 COVARRUBIAS EMMA & DAVIS LILIAN G
 7724 FM 1459
 SWEENEY, TX 77480

Values
 IMPROVEMENTS 0
 LAND MARKET + 4,200
 MARKET VALUE = 4,200
 PRODUCTIVITY LOSS - 0
 APPRAISED VALUE = 4,200

Ref ID2: 209604

Entities
 CAD 100%
 CFP 100%
 DR2 100%
 GBC 100%
 JBR 100%
 NAV 100%
 RDB 100%
 SBR 100%

ACRES:
 APPR VAL METHOD: Cost

EXEMPTIONS
 HS CAP LOSS - 0
 ASSESSED VALUE = 4,200

GENERAL
 UTILITIES 8 LAST APPR. PW
 TOPOGRAPHY LAST APPR. YR 2008
 ROAD ACCESS 2 LAST INSP. DATE 03/17/2008
 ZONING 11-25-08 AMS/CJ@EXT INSP. DATE
 NEXT REASON

SKETCH COMMANDS

REMARKS

BUILDING PERMITS

ISSUE DT PERMIT TYPE PERMIT AREA ST PERMIT VAL

SALE DT PRICE GRANTOR DEED INFO
 12/22/2006 ***** BUCHANAN SHIRLEYWD / 06 / 07507
 04/23/2003 ***** STOKES BEN ESTATWD / 03 / 02868
 08/10/1998 ***** BUCHANAN SHIRLEYDV / 98 / 03361

IMPROVEMENT INFORMATION

SUBD: S4200 100.00% NBHD:CFP.O 140.00%
 # TYPE DESCRIPTION MTHD CLASS/SUBCL AREA UNIT PRICE/UNITS BUILT EFF YR COND VALUE DEPR PHYS ECON FUNC COMP ADJ ADJ VALUE

IMPROVEMENT FEATURES

Page 600

SUBD: S4200 100.00% NBHD:CFP.O 100.00%
 # DESCRIPTION CLS TABLE SC HS METH
 1. PRIMARY SITE SPECIAL C1 N SQ SQ
 DIMENSIONS 7,000.0000 SQ
 LAND INFORMATION UNIT PRICE GROSS VALUE ADJ MASS ADJ VAL SRC IRR Wells: 0 Capacity: 0 Oil Wells: 0
 75 5,250 0.80 1.00 A 4,200 NO 0.00
 MKT VAL AG APPLY AG TABLE AG UNIT PRC AG VALUE
 4,200 0.00
 4,200

S U S A N

C O M B S

TEXAS COMPTROLLER *of* PUBLIC ACCOUNTS

WWW.WINDOW.STATE.TX.US



July 10, 2009

Mr. Jeff Pynes
Chief of Police
Freeport Police Department
430 N. Brazosport Blvd.
Freeport, Texas 77541-3802

Dear Chief Pynes:

Congratulations! Your department has been awarded a Tobacco Compliance grant in the amount of \$3,000.00 under the provisions of the Texas Health & Safety Code Ann. Sec. 161.088(b) for fiscal 2010, beginning Sept. 1, 2009.

Enclosed you will find the "Grant Acceptance Agreement and Compliance Standards" form, along with the Scope of Work. Please review these documents thoroughly. To accept your grant award, please have an authorized official of your law enforcement agency sign and return the Acceptance Agreement. **Your grant funds will be mailed upon receipt of the agreement.** If you choose *not* to accept this grant, please write "declined" on the agreement. Please mail the agreement to the following address by Aug. 10, 2009, and keep a copy for your files:

Texas Comptroller of Public Accounts
Attention: Carol Lauder
P.O. Box 13528
Austin, Texas 78711-3528

Each grantee must begin implementation of the grant provisions, as outlined in the Acceptance Agreement and the Scope of Work, within 30 days of attending a technical assistance workshop. Attendance at a grant workshop is mandatory. Any exception to these requirements will require review and written approval by the Comptroller or the Comptroller's designee.

The technical assistance workshops will be presented by the Comptroller's office and Texas Statewide Tobacco Education and Prevention (Texas STEP) program. The workshop encompasses tobacco enforcement and compliance education requirements. It will also cover activity and financial reporting, expenditure requirements, as well as the latest information concerning the issue of tobacco and minors in Texas. Expenses related to attending this workshop are covered by this grant using the "Education" budget category. Texas STEP will mail the workshop information to grantees so you can make the appropriate arrangements to attend.

If you have any questions regarding this letter, please contact Texas STEP at (888) 783-7123.

Sincerely,


Susan Combs

Enclosures

cc: Carol Lauder
Texas STEP

**TEXAS COMPTROLLER'S 2010 TOBACCO COMPLIANCE GRANT
ACCEPTANCE AGREEMENT AND COMPLIANCE STANDARDS
FOR LOCAL LAW ENFORCEMENT AGENCIES
(This signed document must be returned before grant funds will be awarded)**

By this Agreement, Freeport Police Department (hereinafter "Grantee") hereby agrees and certifies that Grantee shall comply with all requirements in the *2010 Scope of Work* provided to Grantee contemporaneously with this Agreement and all applicable provisions of the Uniform Grant and Contract Management Standards (UGCMS) promulgated by the Office of the Governor pursuant to the Uniform Grant and Contract Management Act, Chapter 783, Government Code. A copy of the UGCMS may be obtained from the Office of the Governor at:
<http://www.governor.state.tx.us/files/state-grants/UGMS062004.doc>.

Grantee acknowledges that appropriate approvals have been obtained from its governing body (city council or county commissioners' court) to accept and utilize all grant funds as specified in this Agreement.

Grantee shall use or expend grant funds exclusively for the following tobacco compliance and enforcement activities, unless directed otherwise by the Texas Comptroller of Public Accounts:

- Grantee shall provide compliance education to each local court involved in adjudicating grant agency's tobacco-related citations.
- Grantee shall provide on-going and consistent compliance education to tobacco retailers and local court personnel concerning the tobacco laws.
- Grantee shall provide an on-going and consistent enforcement initiative that utilizes on-site compliance inspections of cigarette or tobacco retail outlets by law enforcement and other officers and fully acknowledges that the foregoing may result in the issuance of citations.
- Grantee shall provide an on-going and consistent enforcement initiative that utilizes on-site controlled buys at cigarette or tobacco permitted retail outlets by officers, using minors as decoys (i.e., "stings") that may result in the issuance of citations.
- Grantee shall allocate grant fund expenditures for enforcement and compliance activities as recommended by the Comptroller's office.
- Grantee shall provide monthly enforcement activity reports and quarterly compliance education and financial status reports to the Comptroller's contractor for the Texas Statewide Tobacco Education and Prevention (Texas STEP) initiative.

Approval of grant funding, based on the application submitted by the prospective Grantee or agency, does not constitute approval of any or all plans or requests as listed in the submitted application. Appropriate use of grant funds and proper protocols for education and enforcement activities will be covered in the grant training.

Comptroller reserves the right, under this Agreement, to unilaterally amend the terms of the Agreement at any time and to impose additional requirements on Grantee at the sole discretion of the Comptroller.

Grantee understands and acknowledges that failure to comply with the terms of this Agreement, including grant usage restrictions, or with any applicable state or federal law or regulation, shall result in the forfeiture of grant funds. Upon forfeiture, Grantee shall also be responsible for the return of the full amount of the original grant to the Comptroller.

This grant award is in the amount of **\$3,000.00** and covers the period from Sept. 1, 2009, through Aug. 31, 2010. Grantee shall return all unexpended grant funds within 45 days of the close of this grant period.

Name and Title of Official authorized to accept grant funds
on behalf of County or Municipality (*Please print*)

Department or Agency Name

Signature of Authorized Official

Date

FEI Number (**required**)

Texas Comptroller's 2010 Tobacco Compliance Grant
Scope of Work
Local Law Enforcement Grantee Requirements

Contract funds shall be used to support the enforcement, compliance education, and reporting of activities related to the grants as follows: 60 percent of the effort of all grant activities shall be focused on Retailer Controlled Buys ("stings"); 20 percent shall be focused on Retailer Compliance Inspections; 15 percent shall be focused on Retailer and Judicial Education; and 5 percent is available to cover the costs of reporting. Grantee shall follow program requirements outlined in Sections A, B and C.

A. Grant Activities – Controlled Buys (60 percent), Compliance Inspections (20 percent), Retailer and Judicial Education (15 percent), Reporting of Activities (5 percent)

- Grantee shall conduct tobacco education for retailers for the purpose of reducing youth access to tobacco products and ensuring compliance with the Health and Safety Code, Chapter 161 – Subchapters H, K and N.
- Grantee shall conduct tobacco education for each local court in the city and/or county to which Grantee submits citations for tobacco law violations and which may assist in obtaining information concerning the final disposition of citations written in accordance with Health and Safety Code, Chapter 161 – Subchapters H, K and N.
- Grantee shall conduct on-site compliance inspections of tobacco retailers, not using minors as decoys, which may result in the issuance of citations for violations in accordance with the Health and Safety Code, Chapter 161 – Subchapters H and K.
- Grantee shall conduct on-site controlled buys/stings of tobacco retailers, using minors as decoys, to determine compliance with applicable laws in accordance with Health and Safety Code, Chapter 161 – Subchapter H.
- Grantee shall conduct follow-up inspections/controlled buys of tobacco retailers found to be in violation of state laws concerning tobacco in Grantee's jurisdiction.
- Grantee shall conduct follow-up activities on complaints sent to Grantee concerning tobacco law violations within Grantee's jurisdiction.
- Grantee shall submit reports to the Comptroller's contractor, Texas Statewide Tobacco Education and Prevention (Texas STEP) initiative (as noted in "C" below).

B. Additional Program Requirements

- Grantee shall designate staff to attend the Technical Assistance Training provided by the Comptroller's contractor for Texas STEP, concerning the recommended protocols for performing compliance education and enforcement activities, appropriate use of grant funds, and reporting requirements. This training relates to controlled buys, compliance inspections, compliance education, financial reporting and other duties as prescribed by Senate Bill 55, 75th Legislature. Grantee shall comply with all applicable state and federal laws, regulations and guidelines.
- Grantee shall ensure attendance at training events by local law enforcement officers responsible for conducting the tobacco compliance education and enforcement activities and who can return to the department and train other officers and staff on the grant requirements and procedures covered in the training.

-over-

- Grantee shall ensure attendance at training events by the person(s) designated to file reports concerning finances, compliance education activities, inspection activities and controlled buy activities (if different from the officer attending), if possible.
- No more than three Grantee department representatives are permitted to simultaneously attend grant training without prior permission from the Comptroller's office. Attendance at the grant training workshop is an eligible grant expenditure in the compliance education budget category.
- Grantee shall conduct training for each judicial/court in the city and/or the county.
- Grantee shall make a good faith effort to follow the protocols recommended for enforcing tobacco laws.
- Grantee shall comply with all requirements imposed by Comptroller concerning special requirements of law, program requirements and other administrative requirements.

C. Reporting Requirements

- Monthly Reporting – Grantee shall submit the following reports monthly, using the appropriate reporting forms provided by Texas STEP.
 - All monthly “Minor in Possession of Tobacco – Monthly Summary” reports shall be submitted to Texas STEP by the 10th of the month immediately following the month in which the activities occurred. The reports should be mailed to Texas STEP, P.O. Box 1328, San Marcos, Texas 78667-1328 or faxed to (512) 245-8066.
 - All “Inspection/STING – Texas Cigarette/Tobacco Inspection” reports shall be submitted to Texas STEP by the 10th of the month immediately following the month in which the activities occurred. The reports should be mailed to Texas STEP, P.O. Box 1328, San Marcos, Texas 78667-1328 or faxed to (512) 245-8066.
- Quarterly Reporting - Grantee shall submit the following reports quarterly, using the appropriate reporting forms provided by Texas STEP.
 - The “Compliance Education Quarterly Summary” report, by the 15th of the month immediately following the quarter in which the activities occurred. These should be mailed to Texas STEP, P.O. Box 1328, San Marcos, Texas 78667-1328, or faxed to (512) 245-8066.
 - The Financial Status Report, by the 15th of the month immediately following the quarter in which the activities occurred. These should be mailed to Texas STEP, P.O. Box 1328, San Marcos, Texas 78667-1328, or faxed to (512) 245-8066.
- Recordkeeping – Grantee shall maintain specific and accurate financial records, including receipts for all expenditures, copies of all enforcement reports including all citations issued, as well as any other detailed documentation of all enforcement, education, and grant communication activities, such as certified mail receipts or fax confirmation sheets, which are reported for and funded by this grant. If requested by the Comptroller's office, Grantee shall provide copies of said records.

Applications

2009 Expired Boards and Commissions

Planning Commission: Liaison _____

2009 - Joyce Adkins
2009 - Robert Caceres
2009- Reuben Cuellar
2009- Diane William
2010- Alonzo Martinez
2010- Eric Hayes

4 Members Expiring: New Applications: Joyce Adkins
Roberto Caceres
Reuben Cuellar
Edward T. Garcia
Sandra W. Wicke
J. R. Greer Sr.
Diane Williams

LIBRARY BOARD : Liaison _____

2010- Rita Angel-Cundieff
2010- Laverne Siemers
2009- Joyce Girouard
2009 - James Walker
2009- June Strambler
2009- Nancy Hughes
2009- Margie Edwards

5 Members Expiring: New Application: Joyce Girouard
Nancy Hughes
Margie Edwards
James Walker
June Strambler

Brazosport Water Authority Representative- Once a month

9/10 Bobby J. Casale

Board of Adjustment: Liaison _____

2010 Loren S. Hayes
2010 Hallard Fields
2010 Raul Ramirez
2009 Terry Starnes-Moved
2009 Jim Pirrung
2009 James F. Lindsey
2009 Tim Closs

4 Members Expiring: New Applications: (NONE)

Urban Renewal Board: Liaison _____

Nat Hickey – Director
2010 Guadalupe Gonzalez
2010 John F. Shults, Jr.
2009 Jason Montier
2009 Ken Tyner
2009 Coy Barnett

3 Members Expiring: New Applications: None

Beautification/Parks/Rec Committee: Liaison _____

2010 Rosemary Bravo
2010 JoAnn Fields
2010 Mingo Marquez, Jr.
2009- Dan Tarver
2009- Margaret L. McMahan
2009- Eddie Virgil
2009-Janice Hawley

4 Members Expiring: Applications: Margaret L. McMahan

Economic Development Corporation: Liaison _____

2010 Dan Tarver - President
2010 Clan A Cameron – Vice President
2010 Oliver (Johnny) McQuaig
2009 Lila Diehl Secretary
2009 Bobby J. Casale
2009 William W. Rains
2009 Gilbert Cuellar

4 Members Expiring: New Applications: Raymond Glen Jones
Efrain Rodriguez
Larry Shaefer
Lila Diehl
Jason Montier
W. W. Rains

Historical Commission & Main Street Advisory Board:

Liaisons

2009 Sandra Barbree
2009 Dr. Janice Goines
2009 Lila Lloyd
2009 Sandra Leavey
2010 Pixie Floyd
2010 Sandra W. Wicke
2010 Nat Hickey
2010 Lance Olshovsky
2010 Marjorie Clark

4 Members Expiring: 3 New Application: Lila Lloyd
Pixie Floyd
Sandra Leavey

Charter Review: 2009 (Meets in June in each odd numbered year)

2009 Freddie Brenk – No longer
2009 Dorothy Pirrung - Yes
2009 Tobey Davenport -Yes
2009 Joyce Adkins- No Longer
2009 Bill Rains-Chairman- Yes

2 Members expiring: 1 New Applications: Annette Sanford

Senior Citizens Commission:

2009 -Mary Darnell -Chairwoman
2009 -Beverly Garrison
2009 -Martha Westbrook –Vice President
2009- Joan Stovall
2010 -Carol Rangel
2010 Dorothy Pirrung
2010- Mary K. Talbert

4 Members Expiring: 4 New Applications: Mary Darnell
Beverly Garrison
Martha Westbrook
Dana Glenn

Note: Sandra Barbree wants to serve on all of the committees.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Soyce L Adkins

Address: 102 N. Ave C

Home Phone: (979) 233-1876 Alternate Phone (979) 201-1127

Email (optional):

Do you live inside the City Limits? Yes [checked] No [] If yes, for how long? 45-46 yrs

Do you live in the Extra Territorial Jurisdiction? Yes [] No []

Are you registered to vote in Brazoria County? Yes [checked] No []

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

Table with 2 columns: checkbox, Board/Commission name. Includes Planning Commission, Main Street/Historical Board, Board of Adjustments, Urban Renewal Board, Senior Citizens Committee.

Table with 2 columns: checkbox, Board/Commission name. Includes Library Board, Beautification/Parks & Recreation, Charter Review, Economic Development.

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

As a long time resident and property owner I wish Freeport to prosper. I have long attended meetings here and wish to see a more unified City.

Signature: Soyce Adkins Date: 6-29-09

- Step 1: Fill Out this Application.
Step 2: Attach a cover letter or resume if you would like.
Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Robert Caceres

Address: 730 W 6th

Home Phone: () _____ Alternate Phone (979) 202-9669

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 36 years

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input checked="" type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Signature R. Caceres Date: 6/23/09

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



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dmunoz@freeport.tx.us

Boards and Commissions Application

Name: REUBEN CUELLAR

Address: 221 WEST 8TH

Home Phone: (979) 233-6403 Alternate Phone (979) 239-8513

Email (optional): RLCUELLAR@SWBELL.NET

Do you live inside the City Limits? Yes No If yes, for how long? 36 YRS.

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

1	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
3	Beautification/Parks & Recreation
	Charter Review
2	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I HAVE SERVED 1 TERM ON THE PLANNING/COMMISSION TEAM AND FELT LIKE I MADE THE RIGHT RECOMMENDATIONS AND AM A TEAM PLAYER. I ALSO CARE ABOUT MY TOWN AND HOPE TO SEE IT PROSPER AND BECOME MORE BEAUTIFUL AND A PLACE WHERE PEOPLE WANT TO COME VISIT AND STAY.

Signature Reuben Cuellar Date: 6-29-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.

CITY OF FREEPORT
BOARD AND COMMISSION APPLICATION

DATE 6/1/09

E-MAIL edgarcia.005@sbcglobal.net

NAME EDWARD T. GARCIA

HOME PHONE 979-233-5518

ADDRESS 1924 N. AVE. G.
FREEPORT

WORK PHONE 979-388-1572

Please indicate which Board or Commission you wish to serve on by placing your 1st through 3rd choice by the appropriate board or commission.

Planning Commission 1

Library Board _____

Main Street Board _____

Beautification /Parks & Recreation _____

Board of Adjustment _____

Historical Commission _____

Urban Renewal Board _____

Economic Development _____

Senior Citizens Committee _____

Charter Review _____

The City Council will make appointments to the Board and Commissions. This application will be given to them for review. Please explain why you wish to serve.

MY PAST EXPERIENCE WILL ALLOW ME
TO BE A POSITIVE CONTRIBUTOR TO THE
PLANNING COMMISSION

Please return ~~to the City Secretary~~ : City of Freeport
Attn: City Secretary
200 W. 2nd Street
Freeport, Texas 77541

Phone: 979-233-3526
Fax: 979-233-8867



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: SANDRA D. WOOD-WICKE

Address: 1515 W BROAD

Home Phone: () _____ Alternate Phone (979) 239-8867

Email (optional): sdwoodwicke@yahoo.com

Do you live inside the City Limits? Yes No If yes, for how long? 48

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

1	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
	Beautification/Parks & Recreation
	Charter Review
2	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I truly want to be part of Freeport's exciting and bright future. I love this town and chose to keep my family here even during the down times. I hope I can be of assistance for the upcoming times.

Signature Sandra D. Wood-Wicke Date: 7/14/09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: J R Greer, Sr.

Address: 611 South Gulf Blvd

Home Phone: (979) 373-0933 Alternate Phone (979) 665-1594 (cell)

Email (optional): NA

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input checked="" type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I would like to be AND ADDITION to the city planning commission to come up with new attraction AND to develop beautiful site AND to make Freeport a place to feel good about to live AND STRIVE FOR NEXT GENERATIONS OF FREEPORT.

Signature J R Greer Sr Date: 7-15-09

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Diane Williams

Address: 1223 W 2nd St.

Home Phone: (233-3413) Alternate Phone ()

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 36 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

↓	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
2	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Signature Diane Williams Date: July 15, 2009

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.





Please return to the
City Secretary:

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Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Joyce Guoward

Address: C.R. 329 Lot 412 Freeport, Texas 77541

Home Phone: () 233-4832 Alternate Phone () _____

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input checked="" type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

The library is very important part of our city. The library is for pleasure -- it is also for learning -- for children and adults. Besides the books, there are classes for learning and for fun. Freeport is lucky to have our library.

Signature Joyce Guoward Date: 6-29-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Nancy Hughes

Address: 1511 West Seventh St.

Home Phone: (979) 233-5878 Alternate Phone () _____

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 10 yrs.

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

1	Library Board
	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I wish to continue to be on the library board. I enjoy being a librarian and how the librarians are helping our children and adults.

Signature: Nancy Hughes

Date: June 29, 09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the
City Secretary:

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Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Margie C. Edwards

Address: 1003 West Seventh St.

Home Phone: () 233-6103 Alternate Phone (979) 285-5952

Email (optional): None

Do you live inside the City Limits? Yes No If yes, for how long? 41 years

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
2	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

1	Library Board
	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I have had an interest in libraries since my school days. I was a church librarian in Jacksonville, NC and, also, after we moved to Freeport, I served as a substitute librarian for B.S.D.

I have been a member of the Freeport Library board for about 34 years and always find the work rewarding.

Signature Margie C. Edwards Date: 6-29-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: JAMES WALKER

Address: 522 West 1st STREET FREEPORT TX 77541

Home Phone: (979) 239-2722 Alternate Phone (979) 292-4233

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 7 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

<u>1</u>	Library Board
	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I have served on the Library Board for the last year and wish to stay on it

Signature James Walker Date: 7-9-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: June Strambler

Address: 1603 W 7th

Home Phone: (979) 233 0598 Alternate Phone (979) 709 2463

Email (optional): quintana-beach@academicplanet.com

Do you live inside the City Limits? Yes [X] No [] If yes, for how long? 32 yrs

Do you live in the Extra Territorial Jurisdiction? Yes [] No [X]

Are you registered to vote in Brazoria County? Yes [X] No []

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

Table with 2 columns: Rank (1-3) and Board/Commission name (Planning Commission, Main Street/Historical Board, Board of Adjustments, Urban Renewal Board, Senior Citizens Committee)

Table with 2 columns: Rank (1-3) and Board/Commission name (Library Board, Beautification/Parks & Recreation, Charter Review, Economic Development)

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I enjoy "working" with Marge Banke and my son and I volunteer every year at the "Christmas with Santa" craft day held in December. I also enjoy reading and used to work at the Freeport Intermediate Library.

Signature: [Handwritten Signature] Date: 6-29-09

- Step 1: Fill Out this Application.
Step 2: Attach a cover letter or resume if you would like.
Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the
City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Margaret McMahon

Address: 1330 W. 8th St.

Home Phone: (979) 230-9564 Alternate Phone (979) 730-7120 (work)
7:00am - 4:00pm.

Email (optional): pnutjelly2002@yahoo.com

Do you live inside the City Limits? Yes No If yes, for how long? 53 yrs.

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<u>2</u>	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

<u>3</u>	Library Board
<u>1</u>	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Freeport is my home and a City with a great history and promising future. I want to give back to the City and our residents. Serving the City of Freeport in any capacity would be an honor. Please see enclosed resume.

Signature Margaret McMahon Date: 06/29/09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.

Attn: Ms. Munoz



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Raymond Galen Jones

Address: 118 Cypress St Lake Jackson TX

Home Phone: (979) 297-5808 Alternate Phone (979) 709 6655

Email (optional): ~~gjn@...~~ gjn@jeshglobal.net

Do you live inside the City Limits? Yes No If yes, for how long? been in Freeport

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input checked="" type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

According to Mrs. Shaw, residency in Freeport is not a requirement to serve on the EDC. Since I have extensive real estate interests & holdings in Freeport I feel I should participate in these decisions. Having served as a City Council person in L.J. as well as several boards adds to my qualifications.

Signature [Signature] Date: 10 July 08

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the
City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: EFRAIN RODRIGUEZ

Address: 24102 CR 48 Angleton Tx

Home Phone: (979) 849-4783 Alternate Phone (979) 709-6368

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please Indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input checked="" type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

HAVE SERVED ON BOARD OF ADJUSTMENTS FOR SEVERAL
YEAR. Own property in freeport. Would like
to serve our community.

Signature Efrain Rodriguez Date: 7-11-08

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: LARRY Shaefer
Address: 115 N. WALKER ANGLETON, TX 77515
Home Phone: (979) 849-0441 Alternate Phone (81) 235-5205
Email (optional): LShaefer@SBC Global.NET

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No unknown

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input checked="" type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Business man and Developer of own property in Freeport for Development. I believe we need to move fully develop our assets in the city, water, beach and the Old River.

Signature Larry Shaefer Date: 2-5-2009

Step 1: Fill Out this Application.

Post-it® Fax Note	7671	Date	2/5/09	# of pages	1
To	Delia Munoz	From	Larry Shaefer		
Co./Dept.	City of Freeport				
Phone #		Pl	281-235-205		
Fax #		Fax #			

tion to the City Secretary, or fax: (979) 233-8867.

rticular board or commission, please call Delia Munoz at



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Lila Diehl

Address: 1427 W. 8th

Home Phone: (979) 233-4417 Alternate Phone (979) 285-5619

Email (optional): ldiehl68@hotmail.com

Do you live inside the City Limits? Yes No If yes, for how long? 19 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
	Beautification/Parks & Recreation
	Charter Review
1	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Would like to continue.

Thank You!

Signature Lila Diehl Date: 7/3/09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the
City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Jason Montier

Address: 1607 W 4th

Home Phone: (979) 415-5137 Alternate Phone () _____

Email (optional): JMontier@brazosport.tx.us

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

2	Planning Commission
3	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
	Beautification/Parks & Recreation
	Charter Review
1	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I want to do everything I can to help make the city of Freeport better for our children. I have lived in many city and two states and have seen many different things work that will work for Freeport as well

Signature [Handwritten Signature] Date: 7-1-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: W. W. RAINES

Address: 1202 WEST BROAD ST.

Home Phone: (979) 233-1725 Alternate Phone (979) 236-0423

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 20 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input checked="" type="checkbox"/>	Charter Review
<input checked="" type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

HELP OUR CITY GOV.
W. W. Raines

Signature W. W. (Bill) Raines Date June 26, 2009

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.

Resolution 7/20/09



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Lila M. Lloyd

Address: 1620 North Ave - T

Home Phone: (979) 233-1766 Alternate Phone () _____

Email (optional): N/A

Do you live inside the City Limits? Yes No If yes, for how long? 65 years -

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
<u>1st</u>	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

Many years of board experience; qualified.
Available if needed -

Signature Lila Lloyd Date: June 18, 2009

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: PIXIE Floyd

Address: 832 Leader St Clute Tx

Home Phone: (979) 2652378 Alternate Phone (979) 415 5404

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? _____

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input checked="" type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I would like to continue serving on the Main Street Board to help the Historical Museum project.

Signature PIXIE Floyd Date: 14 July 09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

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Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Sandra Leawey

Address: 311 W Broad

Home Phone: (979) 239-2198 Alternate Phone (979) 235-0827

Email (optional): sl828@sbcglobal.net

Do you live inside the City Limits? Yes No If yes, for how long? 48

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input checked="" type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I have lived in Freeport, most of my life. I worked on the application committee and have worked on the program from the very beginning. I would like the opportunity to continue to work with the program to renovate our downtown area and improve our town as a whole.

Signature S Leawey Date: 7/14/09

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: ANNETTE SANFORD

Address: 510 W. BROAD

Home Phone: (979) 233-5476 Alternate Phone () _____

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 30 yrs.

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input checked="" type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

FOR MANY YEARS I HAVE ATTENDED MANY COUNCIL MEETINGS, HOWEVER, IF I NOW HAVE MY OWN HOME HERE IT IS IMPORTANT TO LEARN MORE ABOUT THE CITY THAT IS MY HOME AND THIS SEEMS LIKE A GOOD PLACE TO DO THAT.

Signature Annette Sanford Date: 7-7-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Mary Darnell

Address: 1510 W 11th Freeport, TX 77541

Home Phone: (979) 233-1788 Alternate Phone () _____

Email (optional): mdarnelle@global.net

Do you live inside the City Limits? Yes No If yes, for how long? 58 years

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

	Planning Commission
	Main Street/Historical Board
	Board of Adjustments
	Urban Renewal Board
	Senior Citizens Committee

	Library Board
	Beautification/Parks & Recreation
	Charter Review
	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I would like to continue serving on the Senior Citizen Commission. I have been chairperson of this commission since it first started Sept 2001. It is a great program. The senior citizens have supported it. 50 to 80 people attend the monthly meetings. over 200 at the annual Thanksgiving luncheon.

Signature Mary Darnell Date: 7-1-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Beverly Harrison

Address: 1407 W Broad

Home Phone: (979) 233-3400 Alternate Phone () _____

Email (optional): _____

Do you live inside the City Limits? Yes No If yes, for how long? 40 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input checked="" type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

As a charter board member of the Senior Citizens Committee I have enjoyed making new friends & planning event for our seniors. It has been a very successful committee.

Signature Beverly Harrison Date: 6/24/09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Martha Sue Westbrook

Address: 1415 W 4th St

Home Phone: (979) 233 2767 Alternate Phone (979) 236 0912

Email (optional): N/A

Do you live inside the City Limits? Yes No If yes, for how long? 70 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input type="checkbox"/>	Planning Commission
<input type="checkbox"/>	Main Street/Historical Board
<input type="checkbox"/>	Board of Adjustments
<input type="checkbox"/>	Urban Renewal Board
<input checked="" type="checkbox"/>	Senior Citizens Committee

<input type="checkbox"/>	Library Board
<input type="checkbox"/>	Beautification/Parks & Recreation
<input type="checkbox"/>	Charter Review
<input type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I enjoy serving because I see how much it means to the people of our city. I enjoy putting in my time and effort.

Signature Martha Sue Westbrook Date: 7-6-09

Step 1: Fill Out this Application.

Step 2: Attach a cover letter or resume if you would like.

Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.

CITY OF FREEPORT

BOARD AND COMMISSION APPLICATION

DATE May 21, 2009

E-MAIL d-glenn47@yahoo.com

NAME DANA Glenn

HOME PHONE 979-233-6347

ADDRESS 1518 W. 8th

Cell
WORK PHONE 299-8756

Please indicate which Board or Commission you wish to serve on by placing your 1st through 3rd choice by the appropriate board or commission.

Planning Commission _____

Library Board _____

Main Street Board _____

Beautification /Parks & Recreation _____

Board of Adjustment _____

Historical Commission _____

Urban Renewal Board _____

Economic Development _____

Senior Citizens Committee 1

Charter Review _____
(odd years only)

The City Council will make appointments to the Board and Commissions. This application will be given to them for review. Please explain why you wish to serve.

I have attended seniors gatherings for
about 2 years, I feel like it is a very good program.
I feel it has offered a lot to our more
mature citizen's in the Freeport
community

Please return by May 30, 2005 : City of Freeport
Attn: City Secretary
200 W. 2nd Street
Freeport, Texas 77541

Phone: 979-233-3526
Fax: 979-233-8867



Please return to the City Secretary:

200 West 2nd St
Freeport, TX 77541
Phone: 979.233.3526
Fax: 979.233.8867
dmunoz@freeport.tx.us

Boards and Commissions Application

Name: Sandra Barbrey

Address: 1502 North Ave R

Home Phone: () 2391071 Alternate Phone () 2331340

Email (optional): barbrey@sbcglobal.net

Do you live inside the City Limits? Yes No If yes, for how long? 53 yrs

Do you live in the Extra Territorial Jurisdiction? Yes No

Are you registered to vote in Brazoria County? Yes No

Please indicate by rank which Board or Commission you wish to serve on by placing your 1st through 3rd choice in the appropriate box.

<input checked="" type="checkbox"/>	Planning Commission
<input checked="" type="checkbox"/>	Main Street/Historical Board
<input checked="" type="checkbox"/>	Board of Adjustments
<input checked="" type="checkbox"/>	Urban Renewal Board
<input checked="" type="checkbox"/>	Senior Citizens Committee

<input checked="" type="checkbox"/>	Library Board
<input checked="" type="checkbox"/>	Beautification/Parks & Recreation
<input checked="" type="checkbox"/>	Charter Review
<input checked="" type="checkbox"/>	Economic Development

The City Council will make appointments to the Boards and Commissions. This application will be given to them for review. Please explain why you wish to serve, and what you consider to be your qualifications.

I care about Freeport

Signature [Handwritten Signature] Date: 7/14/09

- Step 1: Fill Out this Application.
- Step 2: Attach a cover letter or resume if you would like.
- Step 3: Mail the application and any other related information to the City Secretary, or fax: (979) 233-8867.

If you have any questions about the process or about a particular board or commission, please call Delia Munoz at (979) 233-3526.

Section	District	
155.039	W-1 District	Waterfront - Resort
155.040	W-1R District	Waterfront - Single Family Residential
155.041	W-2 District	Waterfront - Light
155.042	W-3 District	Waterfront - Heavy
155.043	M-1 District	Light Manufacturing
155.044	M-2 District	Heavy Manufacturing
155.045	PUD District	Planned Unit Development District
155.046	Historic District	Historic Landmark District

(Ord. 1100 § 7, passed 4-3-64; Am. Ord. 1100-CC, passed 10-16-78; Am. Ord. 1100-ZZ, passed 7-20-81; Am. Ord. 1100-HHH, passed 10-11-82; Am. Ord. 1100-LLL, passed 3-21-83; Am. Ord. 1100-MMM, passed 3-21-83; Am. Ord. 1100-OOO, passed 6-13-83; Am. Ord. 1100-91-2, passed 4-1-91; Am. Ord. 1100-92-1, passed 6-4-92; Am. Ord. 1100-94-1, passed 4-4-93; Am. Ord. 1845, passed 11-16-98; Am. Ord. 2006-2145, passed 11-20-06)

§ 155.023 SUPPLEMENTARY DISTRICT REGULATIONS AND EXCEPTIONS.

(A) Accessory buildings and wings.

(1) Accessory buildings detached from or attached to the main building by an enclosed or unenclosed structure may be permitted within the allowable building area of any lot defined by the required front, side and rear building lines.

(2) No accessory building shall be permitted in the required front yard or in the required side yard.

(3) Where the accessory building or wing is adjacent to a side street, the minimum side yard setback from said street shall be 10 feet.

(4) *Attached to main building.* Accessory buildings, portions thereof or wings attached to the main building may not extend into the required rear yard. Said attached structure shall have a rear setback of not less than 5 feet and a side setback equal to the required minimum side setback of the main building.

(5) Detached from main building. Accessory buildings or portions thereof detached from the main building may be permitted provided:

(a) That they are detached from the main building or structure and separated therefrom by a distance of not less than 10 feet; and

(b) Said accessory buildings have a rear and side yard setback of not less than 5 feet.

(B) Servants quarters. Only one single-family dwelling shall be constructed on each lot within the Residential Districts. Bona fide servants quarters, however, may be provided in an accessory building at the rear of the property in accordance with the requirements set forth for accessory buildings.

(C) C-1A Business Area. The C-1A Business area is designated on the official zoning map filed with the ordinance by a heavy solid black line.

(D) Distance between buildings on same lot.

(1) Outer courts and open spaces between

walls of residential buildings. Where any wall or portion thereof of a residential building is parallel or within 30 degrees of another wall or portion thereof of the same building or of another residential building on the same lot, the distance between the two walls shall be not less than one-fourth of the length of the shorter wall. The distance between walls of buildings shall not be less than 8 feet and need not exceed 30 feet.

(2) *Distance between walls of buildings.* The shortest horizontal distance measured between the vertical walls of a building or buildings perpendicular to an axis, all points along which are midway between said walls.

(E) *C-1A Business Area parking exception.* Off-street parking shall not be required for buildings and structures erected or altered within the C-1A Business Area as defined in division (C) above.

(F) *Special building setback.*

(1) Where a building line has been established by special ordinance and such line requires a greater setback than is prescribed by this chapter in the district in which the building line is located, no building shall be erected closer to the street than the line so established.

(2) *Exception to setback requirement (C-1 District).* The setback required in the C-1 (Retail Business District) shall not apply to the blocks abutting Brazosport Boulevard (State Highway 288) from its intersection with the North line of the Old Brazos River to its intersection with the most Northerly city limit line. Each building hereafter constructed upon such abutting property shall conform to the setback line established by existing buildings.

(G) *Side setback adjacent to street.* In all cases where the side yard is adjacent to a side street, the side yard shall not be less than 10 feet.

(H) *Minimum street frontage required for residential use.* Except as permitted in this chapter, no lot shall contain any building used in whole or in part for residential purposes unless such lot abuts for at least 30 feet on a street or officially approved place

which means of access shall have a minimum right-of-way width of 35 feet.

(I) *Parking and off-street loading areas.*

(1) Off-street parking shall be required at the time any building or structure is erected or is enlarged or increased in capacity in accordance with the parking ratio requirements of this chapter.

(2) Each off-street parking space shall be a rectangle 9 feet by 20 feet exclusive of access drives or aisles and shall be located completely on private property. Adequate ingress and egress to all parking spaces shall be provided.

(3) *Off-street loading spaces required.* In any district, in connection with every building or part thereof hereafter erected and having a gross floor area of 3,000 square feet or more, which is to be occupied by any use requiring the receipt or distribution by vehicles of material or merchandise, there shall be provided and maintained, on the same lot with such building, at least one off-street loading space plus one additional loading space for each 3,000 square feet or major fraction thereof of gross floor area so used in excess of 3,000 square feet.

(4) Each loading space shall be no less than 10 feet in width, 25 feet in length and 14 feet in height. Such space may occupy all or part of any required yard or court space.

(5) In applying the off-street parking requirements, the floor area shall be the sum of the several floors of all enclosed buildings and structures on the lot measured from the center line of exterior walls. The floor area shall not include cellars and open and unenclosed balconies, terraces, porches, stairs and parking structures.

(6) Where open land is used for sales, manufacturing, storage or other operations in a manner similar to indoor operations, such open land shall be added to the floor area in determining the number of parking spaces required.

(7) Any lighting used to illuminate any off-street parking area shall be so arranged as to direct the light away from the adjoining premises of any Residential Districts.

(8) Parking ratio abbreviations in the permitted use, temporary use and specific use schedules refer to the off-street parking requirements

applicable to the corresponding uses. Interpretation of off-street parking requirements is as follows:

Parking Ratio	Interpretation of Off-Street Parking Requirements
none	Off-street parking not required
1/100	1 space for each 100 square feet of gross floor space
1/unit	1 space for each dwelling unit
1/guest room	1 space for each guest room
1/3 seats	1 space for each three seats within the largest auditorium (20 inches shall equal 1 seat of benches as provided)
1/3 beds	1 space for each 3 beds
1/1.5 emp	1 space for 1.5 employees
5/alley	5 spaces for each bowling lane
10/wash lane	10 spaces for each washing lane

(9) *Townhouses.* 2.5 off-street parking spaces for each townhouse

(10) *Paving.* Any off-street vehicular parking area, service drive or driveway shall be surfaced with a concrete, asphalt or asphaltic concrete pavement or with a pavement of gravel, cinder, shell, limestone or other similar loose material. All such surfaces shall be constructed so that drainage will not be impaired.

(J) *Projections into required yards.* Open and unenclosed building projections such as outside stairways and fire escapes, balconies, terraces or porches, awnings, eave and roof extensions, and ornamental features may project into the required yards for a distance not to exceed 4 feet. In no case shall such projections be located closer than 3 feet from any lot line.

(K) *Site plan.*

(1) A site plan is a plan of development drawn to scale indicating:

(a) The location and arrangement of buildings on subject property;

(b) Building setbacks or yards;

(c) Landscaping and/or walls and fences for screening purposes; and

(d) Off-street parking and loading areas and design of ingress and egress to and from abutting streets.

(2) Where a site plan is required, a Certificate of Occupancy and Compliance shall not be issued until a site plan of development has been approved by the Building Official.

(3) For any specific use permit application or whenever two or more main buildings, or portions thereof, are placed upon a single lot or tract and such buildings will not face upon a street or officially approved place, a site plan shall be submitted to and reviewed by the City Planning Commission prior to being approved by the Building Official for the purpose of issuing a Certificate of Occupancy and Compliance.

