

NOTICE OF PUBLIC MEETING  
THE FREEPORT CITY COUNCIL  
MONDAY, JULY 2ND, 2012, 6:00 P.M.  
FREEPORT MUNICIPAL COURT ROOM  
FREEPORT POLICE DEPARTMENT, 430 NORTH BRAZOSPORT BLVD.  
FREEPORT, TEXAS

AGENDA  
FORMAL SESSION

1. Call to order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration on of approving the June 18th, 2012 Council Minutes. Pg. 358-365
5. Attending citizens and their business.
6. Recognition to City Hall Interns Mario Muraira & Josh Waddy for coordinating "Kidfest in Freeport" in Historic Downtown Freeport. Appreciation to City of Freeport Interns for participation: Ashley Waddy, JaQvelyn Hobbs, Justin Ramirez, Raymond Garcia, Derek Green, William Samuel, Yxzayana Acuna, Kyle Zein and Erica Durham.
7. Consideration of approving an agreement with Velasco Drainage District, Port Freeport, the United States Department of Energy, TBD Family, Ltd. and the City of Freeport for closing and abandoning the public roadway known as the South Levee Road from 1495 to the United States Department of Energy; Bryan Mound Facility. Pg. 366-379
8. Consideration of approving Ordinance No. 2012-2314 closing and abandoning the Public roadway known as the South Levee Road from 1495 to the United States Department of Energy; Bryan Mound Facility. Pg. 380-382
9. Consideration of approving Resolution No. 2012-2387 appointing Edward T. Garcia, Reuben Cuellar and Jesse Aguilar to the Planning Commission of said City. Pg. 383
10. Consideration of approving Resolution No. 2012-2012-2388 appointing Rita Angel Cundieff to the Library Board of said City. Pg. 384

11. Consideration of approving Resolution No. 2012-2389 appointing Loren S. Hayes and Raul Ramirez to the Board of Adjustments of said City. Pg. 385
12. Consideration of approving Resolution No. 2012-2390 appointing Guadalupe Gonzales to the Urban Renewal Board of said City. Pg. 386
13. Consideration of approving Resolution No. 2012-2391 appointing Rosemary Bravo, Eve Thompson, Chris Kozak and Michael Dohle to the Beautification, Parks and Recreation Committee of said City. Pg. 387
14. Consideration of approving Resolution No. 2012-2392 appointing Brooks Bass, James A. Barnett, Jr., Kenny Kouches, and Roy Yates to the Economic Development Corporation of said City. Pg. 388
15. Consideration of approving Resolution No. 2012-2393 appointing Marty DeLeon, Nat Hickey, Marjorie Clark, Angela Fisher and Belinda Norris to the Historical Commission and Main Street Advisory Board of said City. Pg. 389
16. Consideration of approving Resolution No. 2012-2394 appointing Carol Rangel, Dorothy Pirrung and Mary K. Talbert to the Senior Citizens Commission of said City. Pg. 390
17. Consideration of approving Resolution No. 2012-2395 appointing Diana Davis to the Historical Commission and Main Street Advisory Board of said City. Pg. 391-391b
18. Consideration of setting August 6<sup>th</sup>, 2012 for a Joint Public Hearing with the Planning Commission to consider granting to Troy Brimage a Specific Use Permit to operate a RV/Motor Coach park within said City on Lot 519 and part of Lot 518, Brazos Coast Investment Company Subdivision, Division 14, John Fields Survey, Abstract 62, Brazoria County, Freeport. Pg. 392-395
19. Consideration of approving and signing a replat for Mr. and Mrs. Saucedo's, Block 533, Lots 21, 22, 23A, 24A, Velasco Townsite, Freeport, Texas, known as 221 North Ave. B.

Work Session:

- A. Discuss concerning the City's Centennial Celebration.
- B. Presentation by Edith Fisher, Director of Tourism of the Brazosport Convention & Visitors Council promoting and request for continued funding.
- C. Consumer Confidence Report for calendar year 2011 by Project Manager Jerry Meeks. Pg. 396-419

Executive Session:

Section 551.074, Government Code

Deliberations concerning the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee, to wit:

Wallace Shaw

Adjourn

Items not necessary discussed in the order they appear on the agenda. The Council at its discretion may take action on any or all of the items as listed.

This notice is posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code).

In compliance with the Americans with Disabilities Act, the City of Freeport will provide for reasonable accommodations for persons attending City Council Meetings. Request should be received 48 hours prior to the meeting. Please contact the City Secretary office at 979-233-3526.

I, Delia Munoz City Secretary for the City of Freeport, Texas certify that this agenda was posted on the official bulletin board/glass door of City Hall, facing the rear parking lot of the building, with 24 hours a day public access, 200 West 2nd Street, Freeport Texas, June 29<sup>th</sup>, 2012 at or before 5:00 p.m.

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Delia Munoz - City Secretary  
City of Freeport, Texas

State of Texas

County of Brazoria

City of Freeport, Texas

BE IT REMEMBERED, that the City Council of the City of Freeport met on Monday, June 18th, 2012 at 6:01 p.m., at the Freeport Police Department, Municipal Court Room, 430 North Brazosport Boulevard for the purpose of considering the following agenda items:

City Council: Norma Moreno Garcia  
Michelle Kent  
Fred Bolton  
Sandra Loeza  
Sandra Barbree

Staff: Jeff Pynes, City Manager  
Gilbert Arispe, Asst. City Manager  
Wallace Shaw, City Attorney  
Delia Munoz, City Secretary  
Nat Hickey, Property Manager  
Larry Fansher, Parks Director  
Ty Morrow, Police Chief  
Brian Davis, Fire Chief  
Steve Epperley, Asst. Police Chief  
Bob Welch, Finance Director  
Kola Olayiwola, Building Official  
Paul Rodriguez, Police Officer

|           |                  |                 |
|-----------|------------------|-----------------|
| Visitors: | Annette Sanford  | Jerry Meeks     |
|           | Jim Pirrung      | Dorothy Pirrung |
|           | Jim Barnett, Jr. | Sandra Barnett  |
|           | Lila Lloyd       | Shanna Doughtry |
|           | Sandra Leavey    | Glenda Fansher  |
|           | Kenny Kouches    | Taryne Morrow   |
|           | Kylie Stuart     |                 |

Call to order.

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

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Norma Garcia led the Pledge of Allegiance.

Consideration on of approving the June 4th, 2012 Council Minutes.

On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved the June 4th, 2012 Council Minutes.

Attending citizens and their business.

Mayor Garcia announced "KidFest" on Saturday, June 23, 2012 from 11:00 a.m. to 4:00 p.m., free hot dogs, drinks, snow cones, face painting, rock climbing wall at Memorial Park.

Proclamation: "Proclaiming the month of July as "Adopt a Shelter Animal Month"

Mayor Norma Garcia read the proclamation to the audience, proclaiming the month of July as "Adopt a Shelter Animal Month".

Mr. Jack Brown Executive Director of the Southern Brazoria County Animal Shelter was present and introduced Board Members Lee Anderson and Michelle Flanigan.

Consideration of the approving Ordinance No. 2012-2311 amending the Comprehensive zoning ordinance of the City, now codified as Chapter 155 of the Code of Ordinances of the City to add to Section 155.02 new definitions of "Marina" and "Marina related Business", to add thereto a new section 155.048 establishing a new zoning district and classification to be known as W- 4 Marina District, specifying the boundary thereof providing regulations therefor, and amending said comprehensive zoning ordinance to change the current classification of all property located within the boundary of such new district from its present zoning classification to such new zoning classification of W- 4; ratifying and confirming all actions previously taken by the Planning Commission of said city or the City Council, or both.

Beginning at the intersection of the north ROW line of West Second Street, at its intersection with the east ROW line of Cherry Street; thence north to the northern ROW line of the Freeport Townsite Levee; thence east to the extension of the eastern property line of Tract 1A, Thomas McKinney Survey, Abstract 87, Brazoria County, Texas; thence north along that extended line to the centerline of the Old Brazos River Channel; thence along the center line of that Channel east to the extension of the western property line of Tract B1A, S. F. Austin Survey, Abstract 28, Brazoria County, Texas; thence south along that extended line to the west ROW line of Spruce Street, and continuing along that line to its intersection with the north ROW line of East Second Street; then west along that line to the place of the beginning.

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved Ordinance No. 2012-2311 amending the Comprehensive Zoning ordinance of the City, now codified as Chapter 155 of the Code of Ordinances of the City to add to Section 155.02 new definitions of "Marina" and "Marina related Business", to add thereto a new section 155.048 establishing a new zoning district and classification to be known as W- 4 Marina District, specifying the boundary thereof providing regulations therefor, and amending said comprehensive zoning ordinance to change the current classification of all property located within the boundary of such new district from its present zoning classification to such new zoning classification of W- 4; ratifying and confirming all actions previously taken by the Planning Commission of said city or the City Council, or both.

Beginning at the intersection of the north ROW line of West Second Street, at its intersection with the east ROW line of Cherry Street; thence north to the northern ROW line of the Freeport Townsite Levee; thence east to the extension of the eastern property line of Tract 1A, Thomas McKinney Survey, Abstract 87, Brazoria County, Texas; thence north along that extended line to the centerline of the Old Brazos River Channel; thence along the center line of that Channel east to the extension of the western property line of Tract B1A, S. F. Austin Survey, Abstract 28, Brazoria County, Texas; thence south along that extended line to the west ROW line of Spruce Street, and continuing along that line to its intersection with the north ROW line of East Second Street; then west along that line to the place of the beginning.

Consideration of approving Ordinance No. 2012-2312 amending Chapter 110 of the Code of Ordinance of said city to add a new section 110.28 requiring the prominent display of the license required by section 110.25 of said chapter.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Ordinance No. 2012-2312 amending Chapter 110 of the Code of Ordinance of said city to add a new section 110.28 requiring the prominent display of the license required by section 110.25 of said chapter.

Consideration of approving Ordinance No. 2012-2313 amending the budget for fiscal year 2011-2012.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved Ordinance No. 2012-2313 amending the budget for fiscal year 2011-2012.

Consideration of approving Ordinance No. 2012-2314 closing and abandoning the public roadway known as the South Levee Road from 1495 to the Department of Energy; Bryan Mound Facility.

This item was reagendaed.

Consideration of advertising for the trade of lots located within the Urban Renewal Project which are not owned by the City of Freeport, for the following lots which are owned by the City of Freeport but which are located outside of the Urban Renewal Project: Block 623 Lot 5, Block 729 Lot 19, Block 731 Lot 1, 2, 7, & 18, Block 744 Lot 16, Block 766 Lot 20, Block 787 Lot 10 & 13, all located in the Velasco Townsite of said City, according to the map or plat recorded in Volume 32, Page 14 of the Deed of Records of Brazoria County, Texas.

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved advertising for the trade of lots located within the Urban Renewal Project which are not owned by the City of Freeport, for the following lots which are owned by the City of Freeport but which are located outside of the Urban Renewal Project: Block 623 Lot 5, Block 729 Lot 19, Block 731 Lot 1, 2, 7, & 18, Block 744 Lot 16, Block 766 Lot 20, Block 787 Lot 10 & 13, all located in the Velasco Townsite of said City, according to the map or plat recorded in Volume 32, Page 14 of the Deed of Records of Brazoria County, Texas.

Consideration of a request to close streets intersecting with East and West Park and Broad Street for the "Kids Festival 2012" from 11:00 a.m. to 4:00 p.m. on Saturday, June 23rd, 2012 at Memorial Park.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved a request to close streets intersecting with East and West Park and Broad Street for the "Kids Festival 2012" from 11:00 a.m. to 4:00 p.m. on Saturday, June 23rd, 2012 at Memorial Park.

Consideration of rejecting the bids from Toyota Lift of Houston and Wiggins Marina Bull and authorizing the City Manager to purchase from the H-GAC Buy Board to purchase a forklift for the Freeport Marina located at 202 East Second Street.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved to reject the bids from Toyota Lift of Houston and Wiggins Marina Bull and authorize the City Manager to purchase from the H-GAC Buy Board to purchase a forklift for the Freeport Marina located at 202 East Second Street.

Consideration of selling the City's interest in Block 663, Lots 13 thru 18, known as 901-911 North Ave. F., Velasco Townsite, Tx. Id No. 8110-2618-000.

This item was reagendaed.

Consideration of approving a Memo of Understanding with the Village of Surfside and the City of Freeport to jointly purchase a beach cleaning rake.

On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting 4 to 1, Council approved a Memo of Understanding with the Village of Surfside and the City of Freeport to jointly purchase a beach cleaning rake for approximately \$55,000. Councilman Bolton opposed.

Requesting the City Council of the City of Freeport, Texas, (“the City”) to authorize the City Manager to advertise for sealed bids or proposals, addressed to the City Council of the City of Freeport, Texas, (“the City”) to be received by the City Manager at the City Hall, located therein at 200 West Second Street, Freeport, Texas 77541, for the demolition of “City in Trust” structure located on Lot 13, Block 48, Velasco Townsite, known as 523 South Ave. G., Velasco Townsite, of the City of Freeport, Brazoria County Official. Authorizing to waive informalities and to award the bid to the bidder who provides the best value for the City.

On a motion by Councilwoman Barbree, seconded by Councilwoman Kent, with all present voting “aye”, Council approved to authorize the City Manager to advertise for sealed bids or proposals, addressed to the City Council of the City of Freeport, Texas, (“the City”) to be received by the City Manager at the City Hall, located therein at 200 West Second Street, Freeport, Texas 77541, for the demolition of “City in Trust” structure located on Lot 13, Block 48, Velasco Townsite, known as 523 South Ave. G., Velasco Townsite, of the City of Freeport, Brazoria County Official. Authorizing to waive informalities and to award the bid to the bidder who provides the best value for the City.

Appointing qualified person(s) to the following boards and commissions:

Planning Commission – On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting “aye”, Council unanimously approved Edward T. Garcia, Reuben Cuellar, Jesse Aguilar to the Planning Commission.

Library Board - On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting “aye”, Council unanimously approved Rita Angel Cundieff to the Library Board.

Board of Adjustments – On a motion by Councilman Bolton, seconded by Councilman Kent, with all present voting “aye”, Council unanimously approved Loren S. Hayes and Raul Ramirez, to the Board of Adjustments.

Urban Renewal Board – On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting “aye”, Council unanimously approved Guadalupe Gonzalez to the Urban Renewal Board.



Beautification Parks & Recreation Committee – On a motion by Councilwoman Barbree, seconded by Councilman Bolton, with all present voting “aye”, Council approved Rosemary Bravo, Eve Thompson, Chris Kozak and Michael Dohle to the Beautification Parks & Recreation Committee.

Economic Development Inc. – On a motion by Councilman Bolton, seconded by Councilwoman Loeza, with all present voting 3 to 2, Council approved Brooks Bass, James A. Barnett, Jr., Kenny Kouches to the Economic Development. Councilwoman Barbree and Councilwoman Kent opposed.

Economic Development Inc. - On a motion by Councilman Bolton, seconded by Mayor Garcia, with all present voting 2 to 3, motion failed to nominate Robert James to the Economic Development. Councilwoman Loeza, Councilwoman Barbree, Councilwoman Kent opposed.

Economic Development Inc. – On a motion by Councilwoman Barbree, seconded by Councilwoman Kent, with all present voting “aye”, Council unanimously approved Roy Yates to the Economic Development Inc.

Freeport Historical Board & Main Street Advisory Board – On a motion by Councilwoman Barbree, seconded by Councilwoman Loeza, with all present voting “aye”, Council unanimously approved Marty Deleon, Nat Hickey, Marjorie Clark, Angela Fisher, Belinda Norris to the Freeport Historical Board & Main Street Advisory Board.

Senior Citizens Commission- On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting “aye”, Council unanimously approved Carol Rangel, Dorothy Pirrung, and Mary K. Talbert to the Senior Citizens Commission.

Appointing City Council liaison(s) to the following Boards and Commissions:

- Planning Commission- Councilwoman Kent
- Library Board – Councilman Bolton
- Board of Adjustments- As called
- Urban Renewal Board – Mayor Garcia
- Beautification Parks & Recreation Committee- Councilwoman Loeza
- Economic Development – Councilman Bolton
- Freeport Historical Board & Main Street Advisory Board- Councilwoman Barbree
- Charter Review Commission-As called
- Senior Citizens Commission – Mayor Garcia

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting “aye”, Council unanimously approved the liaison(s) to the Boards and Commissions.

Work Session:

Discussion regarding the Annual Financial Report ending September 30, 2011 by Kennemer, Masters & Lunsford.

Kevin Cadenhead CPA with Kennemer, Masters & Lunford reported on the City of Freeport financial audit for the year ending September 30, 2011. He stated that the audit was late due to the City losing sufficient amount of data. Bob Welch Finance Director and his staff did an unbelievable amount of work and found no errors in the data entries back to the system. He commended Bob Welch and his staff. He discussed options of the ownership of the Freeport Marina. Analysis or study needs to be done on what is the market value of the marina. An option is to have the EDC transfer the marina to the ownership of the City, have the City release the dept then transfer the ownership.

He reviewed the net assets, statement of activities, governmental funds.

Discussion regarding the request of the Velasco Drainage District to abandoned and close the South Levee Road from FM 1495 to Department of Energy property.

This item was reagendaed.

Discussion amending the ordinance limiting the number of dogs.

Chief Morrow and Animal Control Kylie Stuart recommended amending the ordinance from 3 to 4 dogs.

Councilwoman Kent, Councilwoman Loeza, Councilman Bolton recommended keeping the number of dogs to 3. Councilwoman Kent stated that the problem is not the number of dogs but keeping them behind fences.

Discussion implementing a new ordinance on limiting the number of cats.

Kylie Stuart recommended no more than 4 cats on their property. At the present time there is no cat ordinance; Chief Morrow will come back with a recommendation on cats.

Mayor Garcia closed the Formal Session and opened the Executive Session at 7:18 p.m.

Executive Session:

Section 551.71, Government Code:

Consultation with City Attorney concerning pending or contemplated litigations settlement offers or other matter in which his duty to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Government Code to wit:

- Pending contractual negotiations.

Adjourn

Mayor Garcia reconvened the formal session to adjourn.

On a motion by Councilman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council adjourned the meeting at 7:21 p.m.

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Mayor Norma Moreno Garcia  
City of Freeport, Texas

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City Secretary Delia Munoz  
City of Freeport, Texas

**ABANDONMENT OF PUBLIC ROAD EASEMENT, PRESERVATION OF OTHER  
EASEMENTS, AND GRANT OF PRIVATE EASEMENT**

The parties to this agreement are Velasco Drainage District, Port Freeport, the United States Department of Energy, TBD Family, Ltd., and the City of Freeport.

The term "the Property" herein shall mean the tract of 4.34 acres, more or less, of real estate described on Exhibit "A," which is attached hereto and incorporated herein in full.

Port Freeport is the fee owner of the land adjoining and underlying the Property, except for the portion of the adjoining land owned by the United States Department of Energy. The United States Department of Energy owns the land adjoining the ~~23.80~~ feet southwest end of the Property, being 23.80 feet in length, which land is currently served by the public road on the Property. Velasco Drainage District holds an easement on the Property for drainage, levee, and flood control purposes. TBD Family, Ltd. uses the Property for access to its land, although TBD Family, Ltd.'s land does not abut the Property. The City of Freeport owns a public road easement on the Property.

**Abandonment and Closure of Public Road Easement**

All parties except the City of Freeport hereby petition the City of Freeport to abandon the public road right-of-way on the Property and to close that public roadway, and the City of Freeport agrees to do so.

**Preservation of Other Easements**

Nothing in this document shall impair any terms of any easements for levees, drainage, flood control, utilities, private roads, private rights of way, private access easements, or any other easements on the Property other than the public road right-of-way being abandoned and closed pursuant to this agreement. Without limiting the generality of the foregoing, the City of Freeport hereby agrees to abandon and close only the public road easement and right-of-way on the Property, not the City of Freeport's utility easement on the Property, which is hereby preserved and kept in full force and effect, and nothing herein shall impair said utility easement, regardless of any other provision. Also without limiting the generality of the foregoing, nothing herein shall impair any existing easement rights of Velasco Drainage District, regardless of any other provision.

**Grant of Private Road Easement**

Port Freeport hereby grants to each other party hereto ("Grantees") a private road easement and right-of-way upon, along, over, and across the Property. The easement hereby granted is not for the use of the public but only for the use and benefit of : (1) the parties named herein; (2) the governmental successors in title of Velasco Drainage District, the United States Department of Energy, or the City of Freeport, provided that such successors are responsible for governmental duties of any of those entities on the Property; (3) successors in title to the land of TBD Family, Ltd. served by this easement; (4) the guests and invitees of TBD Family, Ltd. or of

its successors in title described above; and (5) the guests and invitees for governmental purposes of the other grantees of this easement or of their restricted successors described above. This easement shall not be construed to allow the use of the Property as a public road.

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

The right-of-way and easement granted hereby is subject to all, if any, valid and subsisting oil, gas, sulfur and mineral lease or leases, unitization agreements, deeds, easements, rights-of-way, restrictive covenants, mineral and royalty grants and reservations, or other restrictive covenants and other instruments of any nature now of record in the appropriate records of Brazoria County, Texas, and unrecorded prior easements under which improvements have been constructed in such a manner as to be apparent from an inspection of the premises, relating to all or any part of the herein described lands; however, this right-of-way and easement is not subject to the public road easement being abandoned and closed by the City of Freeport pursuant to this agreement.

Port Freeport and its successors and assigns shall have all other rights not herein granted or preserved in and to the Property, including, but not limited to, the rights to utilize the surface and subsurface of said Property; provided, however, that no use by Port Freeport, its successors, or its assigns shall unreasonably interfere with the rights herein granted or preserved or with any of the following: 1. the roadway placed or to be placed on the Property or any lawful fence or gate placed or to be placed thereon; 2. any drainage ditch, levee, facilities, equipment, or other drainage improvements of Velasco Drainage District or its restricted successors and assigns described herein, placed or to be placed on the Property; and 3. any utility facilities, equipment, or improvements of the City of Freeport or its restricted successors and assigns described herein, placed or to be placed in the utility easement hereby preserved upon the Property.

Any party hereto shall have the right to place a fence and gate at a right angle across the Property from northwest to southeast, to bar access to the Property by the public but not by the beneficiaries of this easement; provided, however, that the party causing such fence or gate to be installed must first obtain approval from Velasco Drainage District concerning the location, design, construction, and installation of the fence and gate, in order to avoid any impairment of the efficiency or effectiveness of the District's drainage or flood control functions. Any party causing a fence to be placed pursuant to this agreement shall also cause a gate to be placed on the roadway at the crest of the levee on the Property and shall also provide a key to each other party to this agreement. This agreement shall be binding upon the parties and upon their respective successors and assigns, but this sentence shall not be construed to expand the beneficiaries of this easement. Each party warrants that it has the authority to enter into this agreement.

TO HAVE AND TO HOLD the above described road easement and right-of-way together with all and singular the rights and appurtenances thereto belonging unto Grantees and their restricted successors and assigns described herein, forever, and Port Freeport does hereby bind itself and its successors and assigns, to warrant and forever defend all and singular the easement unto Grantees and their restricted successors and assigns described herein, against every person whomsoever lawfully claiming or to claim the same, or any part thereof, by, through or under Port Freeport or its successors or assigns, but not otherwise.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK.

VELASCO DRAINAGE DISTRICT

By: \_\_\_\_\_  
G. L. Kidwell, Chairman

ATTEST:

By: \_\_\_\_\_  
F. Robert Hamlet, Secretary

THE STATE OF TEXAS       §

COUNTY OF BRAZORIA       §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_,  
2012, by George L. Kidwell, as the Chairman, on behalf of the Velasco Drainage District.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

THE STATE OF TEXAS       §

COUNTY OF BRAZORIA       §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_,  
2012, by F. Robert Hamlet, as the Secretary, on behalf of the Velasco Drainage District.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

PORT FREEPORT

By: \_\_\_\_\_  
Bill Terry, Chairman

ATTEST:

By: \_\_\_\_\_  
John Hoss, Secretary

THE STATE OF TEXAS           §  
COUNTY OF BRAZORIA       §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Bill Terry, as Chairman, on behalf of Port Freeport.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

THE STATE OF TEXAS           §  
COUNTY OF BRAZORIA       §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by John Hoss, as Secretary, on behalf of Port Freeport.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas



UNITED STATES DEPARTMENT OF ENERGY

By: \_\_\_\_\_

Signature

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by \_\_\_\_\_, as \_\_\_\_\_, on behalf of the United States Department of Energy.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

TBD FAMILY, LTD.

By: \_\_\_\_\_  
Barbara L. Oliver, as General  
Partner of Learned-Oliver, Ltd.,  
General Partner of TBD Family, Ltd.

THE STATE OF TEXAS §

COUNTY OF \_\_\_\_\_ §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Barbara L. Oliver, as General Partner of Learned-Oliver, Ltd., General Partner of TBD Family, Ltd.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

CITY OF FREEPORT, TEXAS

By: \_\_\_\_\_  
Norma Moreno Garcia, Mayor

ATTEST:

By: \_\_\_\_\_  
Delia Munoz, City Secretary

THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Norma Moreno Garcia, as Mayor, on behalf of the City of Freeport.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

THE STATE OF TEXAS §

COUNTY OF BRAZORIA §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, by Delia Munoz, as City Secretary, on behalf of the City of Freeport.

\_\_\_\_\_  
Notary Public In and For  
The State of Texas

EXHIBIT "A"  
(5 PAGES)

G. L. KIDWELL  
Chairman  
Area 1  
Lake Jackson, Texas

L. H. JONES  
Vice Chairman  
Area 3  
Freeport, Texas

F. R. Hamlet  
Secretary  
Area 2  
Clute, Texas

## Velasco Drainage District

Phone (979) 265-4251 Fax (979) 265-7602  
E-mail: vdd@velascodrainage.com

4.34 Acre Road Easement  
Out of the Port Freeport Property  
Out of the Velasco Drainage District Levee Right-of-Way Easment  
Out of the City of Freeport  
Out of the County of Brazoria  
Out of the State of Texas  
May 3, 2012

4.34 Acre Road Easement out of the Port of Freeport Property (Brazos River Harbor Navigation District), out of the Velasco Drainage District Levee Right-of-Way Easement, out of the City of Freeport, out of the County of Brazoria, out of the State of Texas, said tract more specifically being out of Brazos River Harbor Navigation District Tract 1 as recorded in Volume 1663, Page 22 and Volume 1764, Page 126 of the Deed Records, Tract 2A as recorded in Volume 967, Page 504 of the Deed Records, Tract 1A as recorded in Volume 1340, Page 80 of the Deed Records, Tract 4 and Tract 5 as recorded in Volume 1663, Page 22 of the Deed Records and Clerk File 1992-0239839 of the Official Records, Abstract 335, Brazoria County, being described as follows using bearings and distances related to the Texas State Plane Coordinates System, South Central Zone with distances being shown in ground level lengths with a scale factor of 0.999889, said 4.34 Acre Road Easement being described as follows:

Beginning at a point at the easterly property line of the Department of Energy, Bryan Mound Tract and the northerly line of said 4.34 Acre Road Easement for the POINT OF BEGINNING. Said Point of Beginning is South 25 degrees 18 minutes 52 seconds East, a distance of 1636.73 feet from a found monument, being a stainless steel rod labeled "SMS 41" at the position of  $x=3,128,665.68'$ ,  $y=13,537,687.44'$ . Said point of beginning is at the position of  $x=3,129,365.45'$ ,  $y=13,536,208.04'$ ;

Thence North 64 degrees 12 minutes 21 seconds East, a distance of 300.74 feet to the position of  $x=3,129,636.19'$ ,  $y=13,536,338.89'$ ;

Thence North 63 degrees 56 minutes 34 seconds East, a distance of 605.62 feet to the position of  $x=3,130,180.19'$ ,  $y=13,536,604.89'$ ;

Thence North 64 degrees 12 minutes 33 seconds East, a distance of 496.52 feet to the position of  $x=3,130,627.21'$ ,  $y=13,536,820.90'$ ;

Mail Address  
Post Office Box 7  
Clute, Texas 77531

1

Freight and Express  
Drainage District Warehouse  
915 Stratton Ridge Road  
Clute, Texas 77531

Thence North 64 degrees 09 minutes 51 seconds East, a distance of 562.23 feet to the position of  $x=3,131,133.19'$ ,  $y=13,537,065.89'$ ;

Thence North 63 degrees 56 minutes 55 seconds East, a distance of 548.82 feet to the position of  $x=3,131,626.19'$ ,  $y=13,537,306.89'$ ;

Thence North 64 degrees 11 minutes 56 seconds East, a distance of 503.24 feet to the position of  $x=3,132,079.21'$ ,  $y=13,537,525.90'$ ;

Thence North 64 degrees 10 minutes 44 seconds East, a distance of 447.74 feet to the position of  $x=3,132,482.20'$ ,  $y=13,537,720.90'$ ;

Thence North 64 degrees 06 minutes 20 seconds East, a distance of 611.44 feet to the position of  $x=3,133,032.19'$ ,  $y=13,537,987.88'$ ;

Thence North 64 degrees 04 minutes 12 seconds East, a distance of 564.93 feet to the position of  $x=3,133,540.20'$ ,  $y=13,538,234.90'$ ;

Thence North 64 degrees 10 minutes 51 seconds East, a distance of 962.18 feet to the position of  $x=3,134,406.23'$ ,  $y=13,538,653.91'$ ;

Thence North 64 degrees 22 minutes 08 seconds East, a distance of 631.24 feet to the position of  $x=3,134,975.28'$ ,  $y=13,538,926.94'$ ;

Thence North 64 degrees 51 seconds 03 seconds East, a distance of 235.46 feet to the position of  $x=3,135,188.39'$ ,  $y=13,539,026.99'$ ;

Thence North 65 degrees 36 minutes 35 seconds East, a distance of 176.87 feet to the position of  $x=3,135,349.46'$ ,  $y=13,539,100.02'$ ;

Thence North 69 degrees 06 minutes 57 seconds East, a distance of 196.31 feet to the position of  $x=3,135,532.85'$ ,  $y=13,539,169.99'$ ;

Thence North 69 degrees 27 minutes 07 seconds East, a distance of 1642.29 feet to the position of  $x=3,137,070.49'$ ,  $y=13,539,746.36'$ ;

Thence continuing North 69 degrees 27 minutes 07 East, a distance of 108.38 feet to the westerly right-of-way of FM1495 at the position of  $x=3,137,171.96'$ ,  $y=13,539,784.40'$ ;

Thence South 30 degrees 07 minutes 44 seconds East, a distance of 22.31 feet along the westerly right-of-way of FM 1495 at the position  $x=3,137,183.16'$ ,  $y=13,539,765.10'$ ;

Thence South 69 degrees 27 minutes 07 seconds W, a distance 112.09 feet to a set 5/8 inch iron rod with cap stamped "RPLS 4679" at the position of  $x=3,137,078.21'$ ,  $y=13,539,725.76'$ ;

Thence continuing South 69 degrees 27 minutes 07 seconds W, a distance of 1642.29 feet to a set 5/8 inch iron rod with cap stamped "RPLS 4679" at the position of  $x=3,135,540.57'$ ,  $y=13,539,149.39'$ ;

Thence South 69 degrees 07 minutes 40 seconds West, a distance of 194.83 feet to the position of  $x=3,135,358.54'$ ,  $y=13,539,079.98'$ ;

Thence South 65 degrees 36 minutes 35 seconds West, a distance of 176.72 feet to the position of  $x=3,135,197.61'$ ,  $y=13,539,007.01'$ ;

Thence South 64 degrees 51 minutes 03 seconds West, a distance of 235.22 feet to the position of  $x=3,134,984.72'$ ,  $y=13,538,907.06'$ ;

Thence South 64 degrees 22 minutes 08 seconds West, a distance of 631.11 feet to the position of  $x=3,134,415.77'$ ,  $y=13,538,634.09'$ ;

Thence South 64 degrees 10 minutes 51 seconds West, a distance of 962.12 feet to the position of  $x=3,133,549.80'$ ,  $y=13,538,215.10'$ ;

Thence South 64 degrees 04 minutes 12 seconds West, a distance of 564.92 feet to the position of  $x=3,133,041.81'$ ,  $y=13,537,968.11'$ ;

Thence South 64 degrees 06 minutes 20 seconds West, a distance of 611.45 feet to the position of  $x=3,132,491.80'$ ,  $y=13,537,701.10'$ ;

Thence South 64 degrees 10 minutes 44 seconds West, a distance of 447.76 feet to the position of  $x=3,132,088.79'$ ,  $y=13,537,506.10'$ ;

Thence South 64 degrees 11 minutes 56 seconds West, a distance of 503.20 feet to the position of  $x=3,131,635.81'$ ,  $y=13,537,287.11'$ ;

Thence South 63 degrees 56 minutes 55 seconds West, a distance of 548.81 feet to the position of  $x=3,131,142.81'$ ,  $y=13,537,046.11'$ ;

Thence South 64 degrees 09 minutes 51 seconds West, a distance of 562.28 feet to the position of  $x=3,130,636.79'$ ,  $y=13,536,801.10'$ ;

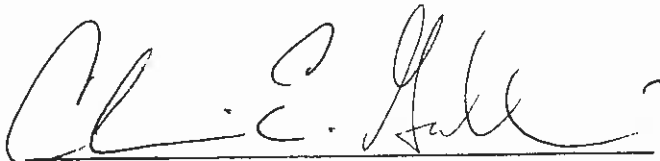
Thence South 64 degrees 12 minutes 33 seconds West, a distance of 496.48 feet to the position of  $x=3,130,189.81'$ ,  $y=13,536,585.11'$ ;

Thence South 63 degrees 56 minutes 34 seconds West, a distance of 605.62 feet to the position of  $x=3,129,645.81'$ ,  $y=13,536,319.11'$ ;

Thence South 64 degrees 12 minutes 21 seconds West, a distance of 309.86 feet to the easterly of the Department of Energy Property Line at the position of  $x=3,129,366.85'$ ,  $y=13,536,184.29'$ ;

Thence North 03 degrees 23 minutes 22 seconds West, a distance of 23.80 feet to the position of  $x=3,129,365.45'$ ,  $y=13,536,208.04'$  at the POINT OF BEGINNING, said tract being 4.34 acres more or less as shown on the attached map.

Note: Basis of bearing for this description is the bearing between the two found subsidence monuments found within the Department of Energy, Bryan Mound Tract, being SMS 29 ( $x=3,128,474.20'$  and  $y=13,535,683.61'$ ) and SMS 41 ( $x=3,128,665.68'$  and  $y=13,537,687.44'$ ) with a computed bearing of North 05 degrees 27 minutes 30 seconds West, distance of 2013.19 feet.



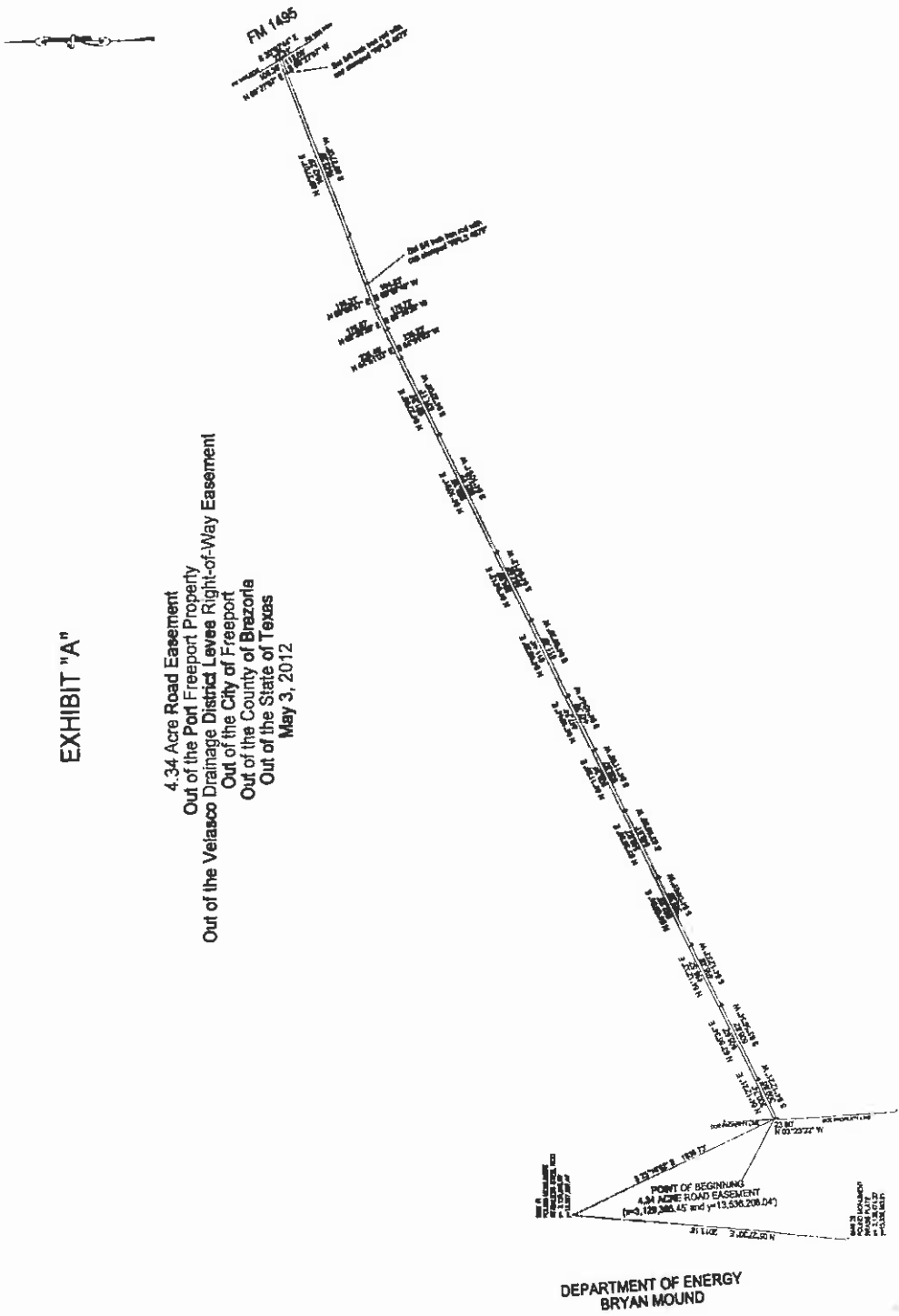
Chris E. Gallion  
Registered Professional Land Surveyor  
Registration Number 4679





EXHIBIT "A"

4.34 Acre Road Easement  
 Out of the Port Freeport Property  
 Out of the Velasco Drainage District Levee Right-of-Way Easement  
 Out of the City of Freeport  
 Out of the County of Brazoria  
 Out of the State of Texas  
 May 3, 2012



- Notes:
1. Field measurements taken during survey and distance measurements were taken from the center of the road.
  2. The bearing is equal to 0 degrees.
  3. The distance is equal to 0 feet.
  4. The bearing is equal to 0 degrees.
  5. The distance is equal to 0 feet.
  6. Field measurements taken during survey and distance measurements were taken from the center of the road.

Scale: 1" = 100'

Drawn by: GEO - Velasco Drainage District  
 Prepared by: Bryan Mound [Company Name]

ORDINANCE NO. 2012-2314

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; CLOSING AND ABANDONING THE PUBLIC ROADWAY KNOWN AS THE SOUTH LEVEE ROAD FROM FM 1495 TO THE DEPARTMENT OF ENERGY BRYAN MOUND FACILITY; FINDING THAT SUCH CLOSING AND ABANDONMENT IS IN THE PUBLIC INTEREST AND THAT IT WILL BENEFIT THE PUBLIC; CONTAINING A SEVERANCE CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, there is located within the City of Freeport, Texas, hereinafter ~~the City~~, a public road, known as the South Levee Road, running upon, along and across Brazos River Harbor Navigation District Tracts 1, 1A, 2A, 4 and 5, from F.M. Highway 1495 to the Department of Energy Bryan Mound Facility; and,

WHEREAS, the VELASCO DRAINAGE DISTRICT of Brazoria County, Texas, PORT FREEPORT, the UNITED STATES DEPARTMENT OF ENERGY and TBD FAMILY, LTD., have requested that such public roadway be closed and abandoned; and,

WHEREAS, the closing and abandoning of such public roadway will be of benefit to the City because it will eliminate the need for the City to expend the funds of the City for the maintenance needed for such roadway and the need for such roadway to be patrolled by the City's Police Department; and

WHEREAS, the City, Port Freeport, the United States Department of Energy, and TBD Family, Ltd., have entered an agreement under the terms of which the City's utility easement in such roadway will be preserved and kept in full force and effect, and have agreed that nothing in such agreement shall impair such utility easement, regardless of any other provision of such agreement; and,

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

WHEREAS, Item (p) of Article 3.07 of the Home Rule Charter of the City of Freeport authorize the City Council thereof to adopt the provisions of this Ordinance; and,

WHEREAS, PORT FREEPORT, formerly known as the Brazos River Harbor Navigation District, is the owner of the underlying fee simple title to the land included in such road and of all of the land adjoining such roadway, except that owned by TBD Family, Ltd.,; and,

WHEREAS, the closing and abandoning of such public roadway would be in the public interest for the reasons aforesaid and is, for such reasons, in the best interest of the inhabitants of the City.

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

First, the City Council of the City of Freeport, Texas, finds and declares that the findings of fact and conclusions of law set forth in the preamble to this ordinance are true and correct.

Second, the public road within the City, known as the South Levee Road, running across Brazos River Harbor Navigation District Tracts 1, 1A, 2A, 4 and 5, from F.M. Highway 1495 to the Department of Energy Bryan Mound Facility, described by metes and bounds in the field notes attached hereto as Exhibit **A**, is hereby closed and abandoned, except the City's utility easement therein, which is hereby retained.

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

Fifth, this ordinance shall take effect and be in force from and after its passage and adoption.

READ, PASSED AND ADOPTED this \_\_\_\_\_ day of June, 2012.

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Norma Moreno Garcia, Mayor,  
City of Freeport, Texas

ATTEST:

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Delia Munoz, City Secretary  
City of Freeport, Texas

APPROVED AS TO FORM ONLY:

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Wallace Shaw, City Attorney  
City of Freeport, Texas

C:\Freeport.Ord\Close South Levee Rd-Ord

RESOLUTION NO. 2012-2387

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE PLANNING COMMISSION OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of certain members of the Planning Commission of the City of Freeport, Texas ("the City") have expired; 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 Planning Commission of the City for a full term and until a successor for each such person shall have been appointed and qualified, to-wit: Edward T. Garcia, Reuben Cuellar, Jesse Aguilar.

SECTION TWO (2): DUTIES

The above named appointees shall perform all of the duties imposed on members of the Planning 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, each of such appointees shall take the Constitution Oath of Office as required by law.

READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Munoz, City Secretary  
City of Freeport, Texas

RESOLUTION NO. 2012-2388

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING A QUALIFIED PERSON TO THE LIBRARY BOARD OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the term of office of the following member of the Library Board of the City of Freeport, Texas ("the City") has expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified person as a member of said board.

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 person to the Library Board of the City for a full term and until a successor for such person shall have been appointed and qualified, towit: Rita Angel Cundieff.

SECTION TWO (2): DUTIES

The above named appointee shall perform all of the duties imposed on members of the Library Board 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, such appointees shall take the Constitutional Oath of Office and sign the affidavit required by law.

READ, PASSED AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2012

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Muñoz, City Secretary  
City of Freeport, Texas

RESOLUTION NO. 2012-2389

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE BOARD OF ADJUSTMENT OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of certain members of the Board of Adjustment of the City of Freeport, Texas ("the City") have expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified persons as a member of said board.

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 Board of Adjustments of the City for a full term and until a successor for such persons shall have been appointed and qualified, to-wit: Loren S. Hayes & Raul Ramirez.

SECTION TWO (2): DUTIES

The above named appointees shall perform all of the duties imposed on members of the Board of Adjustment 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, each of such appointees shall take the Constitutional Oath of Office and signed the affidavit required by law.

READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Muñoz, City Secretary  
City of Freeport, Texas

RESOLUTION NO. 2012-2390

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING A QUALIFIED PERSON TO THE URBAN RENEWAL BOARD OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of a certain member of the Urban Renewal of the City of Freeport, Texas ("the City") has expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified person as a members of said board.

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 person to the Urban Renewal of the City for a full term and until a successor for such person shall have been appointed and qualified, to-wit: GUADALUPE GONZALES.

SECTION TWO (2): DUTIES

The above named appointee shall perform all of the duties imposed on members of the Urban Renewal 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, such appointee shall take the Constitutional Oath of Office and signed the affidavit required by law.

READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

---

Norma Moreno Garcia, Mayor  
City of Freeport, Texas



RESOLUTION NO. 2012-2391

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE BEAUTIFICATION, PARKS AND RECREATION COMMITTEE OF SAID CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.**

**WHEREAS, the terms of office of certain members of the Beautification, Parks and Recreation Committee of the City of Freeport, Texas ("the City") have expired; and,**

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

**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 Beautification, Parks and Recreation Committee of the City for a full term and until a successor for such persons shall have been appointed and qualified, to-wit: Rosemary Bravo, Eve Thompson, Chris Kozak, Michael Dohle.**

**SECTION TWO (2): DUTIES**

**The above named appointees shall perform all of the duties imposed on members of the Beautification, Parks and Recreation Committee 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, each of such appointees shall take the Constitution Oath of Office as required by law.**

**READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.**

\_\_\_\_\_  
**Norma Moreno Garcia, Mayor  
City of Freeport, Texas**

**ATTEST: \_\_\_\_\_  
Delia Muñoz, City Secretary  
City of Freeport, Texas**

RESOLUTION NO. 2012-2372

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE BOARD OF DIRECTORS OF THE ECONOMIC DEVELOPMENT CORPORATION OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of the Board of Directors of the Economic Development Corporation of the City of Freeport, Texas ("the City") have expired; and,

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

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 Board of Directors of the Economic Development Corporation of the City for a full term and until a successor for each such persons shall have been appointed and qualified: Brooks Bass, James A. Barnett, Jr. Kenny Kouches and Roy Yates.

SECTION TWO (2): DUTIES

The above named appointees shall perform all of the duties imposed on members of the Board of Directors of the Economic Development Corporation of the City by law and the ordinances and resolutions of the City and by the Articles of Incorporation and By-Laws of said corporation.

SECTION THREE (3): OATH OF OFFICE

Before engaging in the performance of the duties of office, each of such appointees shall take the Constitutional Oath of Office as required by law.

READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Munoz, City Secretary  
City of Freeport, Texas

RESOLUTION NO. 2012-2393

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE HISTORICAL COMMISSION AND MAIN STREET ADVISORY BOARD OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of certain members of the Historical Commission and Main Street Advisory Board of the City of Freeport, Texas ("the City") have expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified persons to fill such positions.

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 Historical Commission and Main Street Advisory Board of the City for a full term and until a successor for such persons shall have been appointed and qualified, to-wit: Marty Deleon, Nat Hickey, Marjorie Clark, Angela Fisher and Belinda Norris.

SECTION TWO (2): DUTIES

The above named appointees shall perform all of the duties imposed on members of the consolidated Historical Commission and Main Street Advisory Board 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, each of such appointees shall take the Constitution Oath of Office as required by law.

READ, PASSED AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

Pg. 389

ATTEST: \_\_\_\_\_

RESOLUTION NO. 2012-2394

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING QUALIFIED PERSONS TO THE SENIOR CITIZENS COMMISSION OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of certain members of the SENIOR CITIZENS COMMISSION of the City of Freeport, Texas ("the City") have expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified persons as a members of said SENIOR CITIZENS 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 SENIOR CITIZENS COMMISSION of the City for a full term and until a successor for such persons shall have been appointed and qualified, to-wit: Carol Rangel, Dorothy Pirrung, and Mary K. Talbert

SECTION TWO (2): DUTIES

The above named appointees shall perform all of the duties imposed on members of the SENIOR CITIZENS 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, such appointees shall take the Constitutional Oath of Office and sign the affidavit required by law.

READ, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Muñoz, City Secretary  
City of Freeport, Texas

RESOLUTION NO. 2012-2395

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING A QUALIFIED PERSON TO THE HISTORICAL COMMISSION AND MAIN STREET ADVISORY BOARD OF THE CITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the terms of office of certain members of the Historical Commission and Main Street Advisory Board of the City of Freeport, Texas ("the City") have expired; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified person to fill one of such positions.

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 person to the Historical Commission and Main Street Advisory Board of the City for a full term and until a successor for such person shall have been appointed and qualified, to-wit: Diana Davis.

SECTION TWO (2): DUTIES

The above named appointee shall perform all of the duties imposed on members of the consolidated Historical Commission and Main Street Advisory Board 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, such appointee shall take the Constitution Oath of Office as required by law.

READ, PASSED AND ADOPTED this \_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Norma Moreno Garcia, Mayor  
City of Freeport, Texas

ATTEST: \_\_\_\_\_  
Delia Muñoz, City Secretary  
City of Freeport, Texas



# Boards and Commissions Application

Name: Diana Davis

Address 1118 W. 4<sup>th</sup> Street

Home Phone: (979) 236-9587 Alternate Phone ( ) \_\_\_\_\_

Email (optional): Teencourt@aol.com

Do you live inside the City Limits? Yes  No  If yes, for how long? 6 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 type="checkbox"/>            | Planning Commission       |
| <input checked="" type="checkbox"/> | Main Street 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"/> | Historical Commission             |
| <input type="checkbox"/> | Economic Development              |
| <input type="checkbox"/> | Charter Review                    |

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 work at Brazosport High School as a coach and teacher. I am a member in Volunteering and I encourage my students + players to volunteer on a regular basis. I have lived in Freeport for 6 years now and feel I could be a help to the community.

Signature Diana Davis Date June 21 2012

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

TO ALL PERSONS IN INTEREST, CITIZENS, CORPORATIONS, AND FIRMS, THEIR AGENTS AND ATTORNEYS, AND TO ALL PERSONS, FIRMS, AND CORPORATIONS OWNING ANY INTEREST IN [THE BELOW DESCRIBED LAND] OR ANY LAND LOCATED WITHIN TWO HUNDRED (200') FEET THEREOF AND TO ALL INHABITANTS AND LAND OWNERS OF AND IN THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS.

NOTICE

A joint public hearing will be held on Monday, August 6, 2012, at 6:00 o'clock p.m., central standard time, at the Police Department Municipal Courtroom of the City of Freeport, Texas, located at 430 North Brazosport Boulevard, within the corporate limits of said city, in Brazoria County, Texas, at which time and place the City Council and the Planning Commission of said city will conduct a joint public hearing to consider a proposed amendment to the Comprehensive Zoning Ordinance and Map of said city, codified as Chapter 155 of the Code of Ordinances of said City, granting to Troy Brimage a specific use permit to operate a RV/Motor Coach Park within said city on Lot 519 and part of Lot 518, Brazos Coast Investment Company Subdivision, Division 14, J.F. Fields Survey, Abstract 62, Brazoria County, Texas.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS,  
made on the 2nd day of July, 2012.

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Delia Munoz, City Secretary,  
City of Freeport, Texas

**NOTE:** This notice should be published in the Brazosport Facts ONE (1) time only at least fifteen (15) full days prior to the date of the public hearing. Also, a copy of this notice must be mailed at least ten (10) full days prior to the date of the public hearing to the owner(s) of the land for which a specific use permit is being sought and to the owners of all land within 200 feet thereof.

City of Freeport  
Building Department  
Phone: 979-233-3526

For Office Use Only

Case Number: \_\_\_\_\_  
Date Filed: \_\_\_\_\_  
P & Z Date: \_\_\_\_\_  
Council Date: \_\_\_\_\_

**Application for  
Specific Use Permit**

1. Address or general location of site: 2008 Jones Road Freeport, Texas

|                                  |       |            |            |
|----------------------------------|-------|------------|------------|
| 2. Subdivision                   | Block | Lots       | Acres      |
| <u>BCIC Div 14 Lot 519</u>       | _____ | <u>519</u> | <u>4.0</u> |
| <u>A0062 JF Fields, Freeport</u> |       |            |            |

3. Current Zoning Classification: C2

4. Proposed use of the site (please be specific): RV & Motor Coach Park

5. Reason for requesting a specific use permit: To build a RV & Motor Coach Park that will meet and exceed the City's Standards and expectations.

I hereby certify that I am the owner or duly authorized agent of the owner, for the purposes of this application. The application fee of \$150.00 to cover the cost of this specific use permit application has been paid to the City of Freeport on June 21, 2012. I also certify that I have been informed and understand the regulations regarding specific use permits as specified in the Zoning Ordinance of the City of Freeport. I understand it is necessary for me or my authorized agent to be present at both the Planning and Zoning Commission and the City Council public hearings.

Owner's Signature: Troy T. Brimage

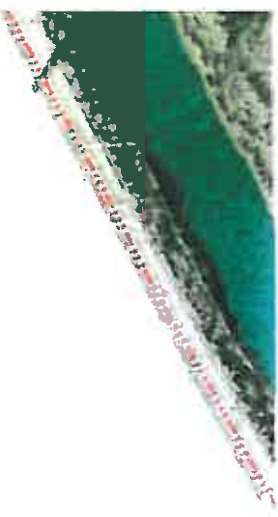
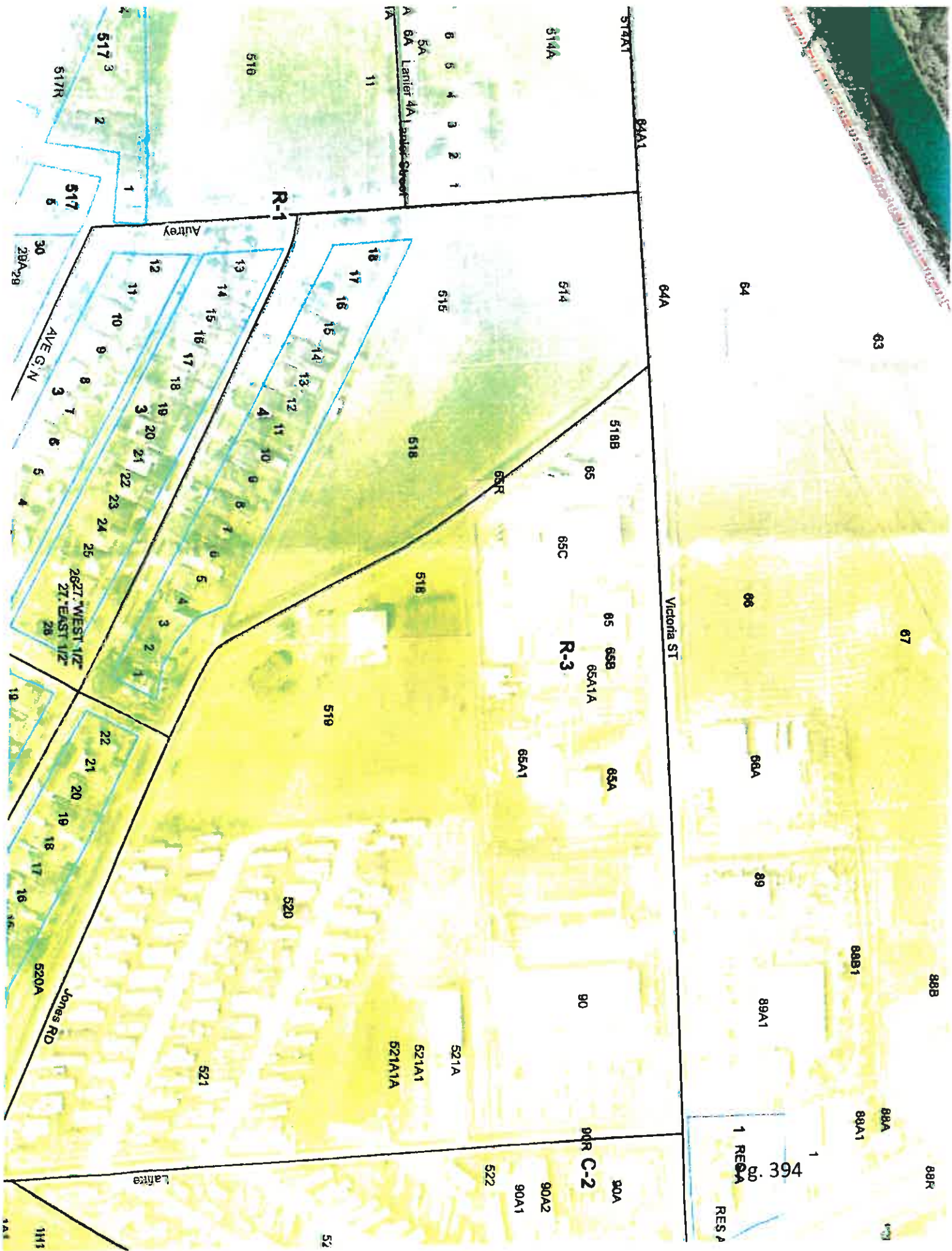
Owner's Name: Troy T. Brimage

Address: 1624 N. Brazosport Blvd.

City, State, Zip: Freeport, TX 77541 Phone: 979-482-7370

**PAID**  
**PAID** JUN 20 2012 **PAID**  
BY: \_\_\_\_\_ Pg 393





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Larrier

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**Discuss/consider Mr. and Mrs. Saucedo's request for re-plat, Block Five-Hundred Thirty-Three (533), Lots Twenty-One (21), Twenty-Two (22), Twenty-Three-A (23A), and Twenty-Four-A (24A), Velasco Townsite, Freeport, Texas, to be known locally as 221 North Avenue B.**

Mr. Tobey Davenport made a motion to approve the re-plat, seconded by Mr. Reuben Cuellar, unanimous vote for approval.

**Discuss/consider limiting the square footage of building space that may be utilized as a residence in a commercial zoned district.**

Mr. Edward Garcia discussed his concerns with allowing commercial properties to be purchased for residential living. Mr. Tobey Davenport said that the market should control the uses of buildings, not the City.

Mr. Edward Garcia stated that more research needed to be collected before any decisions were made.

This Item was not voted on.

**Discuss/consider creating a new ordinance that will mandate that all apartment units (not rental homes) shall be required to pass a City supervised safety inspection prior to moving in tenants.**

**Discuss/consider the most appropriate zoning category for places of worship.**

**Discuss/consider making a recommendation to the City Council to schedule a Joint Public Hearing to grant Mr. Troy Brimage a Specific-Use Permit to construct a RV/Motor Coach Park on B C I C DIV 14, Lot 519 and part of Lot 518, A0062 J. F. Fields, Freeport, Texas.**

Ms. Sabrina Brimage discussed the plans for the RV/Motor Coach Park with the Board Members. She stated that Mr. Troy Brimage, her husband, was planning on constructing 40 pad sites, that the RV Park would be gated and that only people who were allowed to be in there would have access to go into the park. Mr. Edward Garcia wanted to know if they owned the property. She stated that they were going to be closing on the property, DIV 14 Lot 519, sometime next week, and that their relator was still in talks with DOW about the DIV 14 Lot 518 property. She stated that if they didn't end up with that property, that they were going to make a turnaround at that end of Lot 519 and add 7 of the pad sites to the left side of Lot 518 when you come onto the property. She stated that they would have the necessary documents by the time it went to City Council.

Mr. Tobey Davenport made a motion to make a recommendation to City Council to call for a Joint Public Hearing, seconded by Ms. Eddie Virgil, unanimous vote for approval.

**Adjourn.**

Ms. Eddie Virgil made a motion to adjourn, seconded by Mr. Reuben Cuellar, unanimous vote for approval. The meeting was adjourned at 6:45 P.M.

These minutes read and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

**CERTIFICATION of DELIVERY**  
**CONSUMER CONFIDENCE REPORT**

*For Calendar year 2011*

**Public Water System(PWS) Name : CITY OF FREEPORT**

**PWS ID Number : TX0200005**

I certify that the community water system named above has distributed the Consumer Confidence Report (CCR) for the calendar year of 2011 by mail direct delivery to bill-paying customers. I certify that the above system has additionally made an adequate good faith effort to reach non-bill-paying consumers by the appropriate methods indicated below. I certify that the report has been made available to non-English-speaking customers. Further, I certify that the information contained in the report is correct and consistent with the compliance monitoring data previously submitted to TCEQ.

Date of Delivery: Mailed June 25, 2013  
Certified By: Name: Jerry Meeks  
Title: Project Manager  
Phone Number: 979.233.4281  
Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Check all items that apply.** You must select at least one direct delivery method.

- Our CCR was distributed by mail or other direct delivery (such as door hangers)
- Other methods. Please specify: \_\_\_\_\_

**Check all items that apply.** Use at least one good-faith method to reach people who do not receive bills

- Good Faith efforts were used to reach non-bill paying consumers. These efforts included the (check the method(s) that you used
- Posting the CCR on the internet at http: \_\_\_\_\_
- Mailing the CCR to people who receive mail in the service area, but who do not receive bills
- Advertising the CCR in news media
- Publishing the CCR in a local newspaper
- Posting the CCR in public places
- Delivering multiple copies of the CCR to single billing addresses which serve multiple persons
- Delivering multiple copies of the CCR to community organizations

Systems serving more than 100,000 persons must also post the CCR on a publicly available web site. Any system that posted the CCR on the internet should provide the URL here: http: \_\_\_\_\_

Please return this form via postal mail with a postmark stamp no later than July 1<sup>st</sup>. TCEQ recommends the use of certified mail. Please submit this completed form and a copy of the consumer confidence report you delivered to your customers to

Texas Commission on Environmental Quality  
PDWS - Mail Code 155, Attn: CCR  
12100 Park 35 Circle  
Austin, TX 78753

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# 2011 Annual Drinking Water Quality Report

Consumer Confidence Report (CCR)

PWS ID Number: **TX0200005**  
PWS Name: **CITY OF FREEPORT**

The source of drinking water used by  
CITY OF FREEPORT is Purchased Surface Water

## Special Notice

### Required Language for ALL Community Public Water Systems

Annual Water Quality Report for the period of January 1  
to December 31, 2011

This report is intended to provide you with important  
information about your drinking water and the efforts  
made by the water system to provide safe drinking  
water.

Drinking water, including bottled water, may reasonably  
be expected to contain at least small amounts of some  
contaminants. The presence of contaminants does not  
necessarily indicate that water poses a health risk. More  
information about contaminants and potential health  
effects can be obtained by calling the EPAs Safe Drinking  
Water Hotline at (800) 426-4791.

For more information regarding this report contact:

Name Jerry Meeke, Veolia Water NA

Phone 979-233-4281

Este informe contiene información muy importante  
sobre el agua que usted bebe. Tradúzcalo ó hable con  
alguien que lo entienda bien.

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### Information on Sources of Water:

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Contaminants that may be present in source water include:

- Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.
- Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.
- Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.
- Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban storm water runoff, and septic systems.
- Radioactive contaminants, which can be naturally-occurring or be the result of oil and gas production and mining activities.

### Information about Secondary Contaminants

Many constituents (such as calcium, sodium, or iron) which are often found in drinking water, can cause taste, color, and odor problems. The taste and odor constituents are called secondary constituents and are regulated by the State of Texas, not the EPA. These constituents are not causes for health concern. Therefore, secondaries are not required to be reported in this document but they may greatly affect the appearance and taste of your water.

### Information about Source Water Assessments

A Source Water Susceptibility Assessment for your drinking water sources(s) is currently being updated by the Texas Commission on Environmental Quality. This information describes the susceptibility and types of constituents that may come into contact with your drinking water source based on human activities and natural conditions. The information contained in the assessment allows us to focus source water protection strategies.

For more information about your sources of water, please refer to the Source Water Assessment Viewer available at the following URL:  
<http://gis3.tceq.state.tx.us/swav/Controller/index.jsp?wtrsrc=>

Further details about sources and sourcewater assessments are available in Drinking Water Watch at the following URL:  
<http://dww.tceq.texas.gov/DWWW/>

## Water Quality Test Results

|  |  |
|--|--|
| Maximum Contaminant Level Goal or MCLG:            | The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.   |
| Maximum Contaminant Level or MCL:                  | The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.                                    |
| Maximum residual disinfectant level goal or MRDLG: | The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants. |
| Maximum residual disinfectant level or MRDL:       | The highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.                        |
| Avg:   | Regulatory compliance with some MCLs are based on running annual average of monthly samples.   |
| ppm:   | milligrams per liter or parts per million - or one ounce in 7,350 gallons of water.  |
| ppb:   | micrograms per liter or parts per billion - or one ounce in 7,350,000 gallons of water.  |
| na:  | not applicable.  |
| Definitions:                                       | The following tables contain scientific terms and measures, some of which may require explanation.   |

## 2011 Regulated Contaminants Detected

### Coliform Bacteria

| Maximum Contaminant Level Goal | Total Coliform Maximum Contaminant Level | Highest No. of Positive | Fecal Coliform or E. Coli Maximum Contaminant Level | Total No. of Positive E. Coli or Fecal Coliform Samples | Violation | Likely Source of Contamination        |
|--------------------------------|--|-------------------------|---|---|-----------|---------------------------------------|
| 0                              | 1 positive monthly sample.               | 1 samples were positive |   | 0   | N         | Naturally present in the environment. |

### Lead and Copper

**Definitions:**

**Action Level Goal (ALG):** The level of a contaminant in drinking water below which there is no known or expected risk to health. ALGs allow for a margin of safety.

**Action Level:** The concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

| Lead and Copper | Date Sampled | MCLG | Action Level (AL) | 90th Percentile | # Sites Over AL | Units | Violation | Likely Source of Contamination  |
|-----------------|--------------|------|-------------------|-----------------|-----------------|-------|-----------|---|
| Copper          | 07/27/2010   | 1.3  | 1.3               | 0.134           | 0               | ppm   | N         | Erosion of natural deposits; Leaching from wood preservatives; Corrosion of household plumbing systems. |
| Lead            | 07/27/2010   | 0    | 15                | 1.29            | 0               | ppb   | N         | Corrosion of household plumbing systems; Erosion of natural deposits.                                   |



**Regulated Contaminants**

| Disinfectants and Disinfection By-Products | Collection Date | Highest Level Detected | Range of Levels Detected | MCLG                  | MCL | Units | Violation | Likely Source of Contamination            |
|--|-----------------|------------------------|--------------------------|-----------------------|-----|-------|-----------|---|
| Haloacetic Acids (HAA5)*                   | 4/26/2011       | 16                     | 8.4 - 19.2               | No goal for the total | 60  | ppb   | N         | By-product of drinking water chlorination |

**Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future**

|                               |           |    |             |                       |    |     |   |  |
|-------------------------------|-----------|----|-------------|-----------------------|----|-----|---|--|
| Total Trihalomethanes (TTHM)* | 4/26/2011 | 21 | 12.3 - 23.9 | No goal for the total | 80 | ppb | N | By-product of drinking water chlorination. |
|-------------------------------|-----------|----|-------------|-----------------------|----|-----|---|--|

**Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future**

| Inorganic Contaminants | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units | Violation | Likely Source of Contamination   |
|------------------------|-----------------|--------------------------------|--------------------------|------|-----|-------|-----------|--|
| Antimony               | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 6    | 6   | ppb   | N         | Discharge from petroleum refineries; fire retardants; ceramics; electronics; solder; test addition.                                  |
| Arsenic                | 4/26/2011       | 2.8                            | 2.2 - 2.8                | 0    | 10  | ppb   | N         | Erosion of natural deposits; Runoff from orchards; Runoff from glass and electronics production wastes.                              |
| Barium                 | 4/26/2011       | 0.15                           | 0.146 - 0.15             | 2    | 2   | ppm   | N         | Discharge of drilling wastes; Discharge from metal refineries; Erosion of natural deposits.  |
| Beryllium              | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 4    | 4   | ppb   | N         | Discharge from metal refineries and coal-burning factories; Discharge from electrical, aerospace, and defense industries.            |
| Cadmium                | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 5    | 5   | ppb   | N         | Corrosion of galvanized pipes; Erosion of natural deposits; Discharge from metal refineries; runoff from waste batteries and paints. |
| Chromium<br>P<br>09    | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 100  | 100 | ppb   | N         | Discharge from steel and pulp mills; Erosion of natural deposits.  |
| Fluoride<br>03         | 4/26/2011       | 0.53                           | 0.48 - 0.53              | 4    | 4.0 | ppm   | N         | Erosion of natural deposits; Water additive which promotes strong teeth. Discharge from fertilizer and aluminum factories.           |

|                                |           |                                |             |    |    |     |   |  |
|--------------------------------|-----------|--------------------------------|-------------|----|----|-----|---|--|
| Mercury                        | 4/26/2011 | Levels lower than detect level | 0 - 0       | 2  | 2  | ppb | N | Erosion of natural deposits; Discharge from refineries and factories; Runoff from landfills; Runoff from cropland. |
| Nitrate [measured as Nitrogen] | 4/26/2011 | 1                              | 0.67 - 1.13 | 10 | 10 | ppm | N | Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits.                       |

**Nitrate Advisory - Nitrate in drinking water at levels above 10 ppm is a health risk for infants of less than six months of age. High nitrate levels in drinking water can cause blue baby syndrome. Nitrate levels may rise quickly for short periods of time because of rainfall or agricultural activity. If you are caring for an infant you should ask advice from your health care provider.**

|  |                 |                                |                          |      |     |         |           |   |
|--|-----------------|--------------------------------|--------------------------|------|-----|---------|-----------|---|
| Nitrite [measured as Nitrogen]                                     | 4/26/2011       | 0.19                           | 0.19 - 0.19              | 1    | 1   | ppm     | N         | Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits.      |
| Selenium   | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 50   | 50  | ppb     | N         | Discharge from petroleum and metal refineries; Erosion of natural deposits; Discharge from mines. |
| Thallium   | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0.5  | 2   | ppb     | N         | Discharge from electronics, glass, and Leaching from ore-processing sites; drug factories.        |
| Radioactive Contaminants   | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units   | Violation | Likely Source of Contamination  |
| Beta/photon emitters   | 4/26/2011       | 5.7                            | 5.3 - 5.7                | 0    | 4   | mrem/yr | N         | Decay of natural and man-made deposits.   |
| Combined Radium 226/228  | 4/26/2011       | 1                              | 1 - 1                    | 0    | 5   | pCi/L   | N         | Erosion of natural deposits.  |
| Gross alpha excluding radon and uranium                            | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 15  | pCi/L   | N         | Erosion of natural deposits.  |
| Synthetic organic contaminants including pesticides and herbicides | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units   | Violation | Likely Source of Contamination  |
| 2,4,5-TP (Silvex)  | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 50   | 50  | ppb     | N         | Residue of banned herbicide.  |
| 2,4-D  | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 70   | 70  | ppb     | N         | Runoff from herbicide used on row crops.  |

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|                             |           |                                |             |     |     |     |   |  |
|-----------------------------|-----------|--------------------------------|-------------|-----|-----|-----|---|--|
| Alachlor                    | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 2   | ppb | N | Runoff from herbicide used on row crops.   |
| Atrazine                    | 4/26/2011 | 0.32                           | 0.18 - 0.32 | 3   | 3   | ppb | N | Runoff from herbicide used on row crops.   |
| Benzo(a)pyrene              | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 200 | ppt | N | Leaching from linings of water storage tanks and distribution lines.                   |
| Carbofuran                  | 4/26/2011 | Levels lower than detect level | 0 - 0       | 40  | 40  | ppb | N | Leaching of soil fumigant used on rice and alfalfa.                                    |
| Chlordane                   | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 2   | ppb | N | Residue of banned termiticide.   |
| Dalapon                     | 4/26/2011 | Levels lower than detect level | 0 - 0       | 200 | 200 | ppb | N | Runoff from herbicide used on rights of way.   |
| Di (2-ethylhexyl) adipate   | 4/26/2011 | Levels lower than detect level | 0 - 0       | 400 | 400 | ppb | N | Discharge from chemical factories.   |
| Di (2-ethylhexyl) phthalate | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 6   | ppb | N | Discharge from rubber and chemical factories.  |
| Dibromochloropropane (DBCP) | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 0   | ppt | N | Runoff/leaching from soil fumigant used on soybeans, cotton, pineapples, and orchards. |
| Dinoseb                     | 4/26/2011 | Levels lower than detect level | 0 - 0       | 7   | 7   | ppb | N | Runoff from herbicide used on soybeans and vegetables.                                 |
| Endrin                      | 4/26/2011 | Levels lower than detect level | 0 - 0       | 2   | 2   | ppb | N | Residue of banned insecticide.   |
| Ethylene dibromide          | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 50  | ppt | N | Discharge from petroleum refineries.   |
| Heptachlor                  | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 400 | ppt | N | Residue of banned termiticide.   |
| Heptachlor epoxide          | 4/26/2011 | Levels lower than detect level | 0 - 0       | 0   | 200 | ppt | N | Breakdown of heptachlor.   |

| Chemical Name                 | Collection Date | Levels lower than detect level | Range of Levels Detected | MCLG | MCL | Units | N         | Discharge from metal refineries and agricultural chemical factories.             |
|-------------------------------|-----------------|--------------------------------|--------------------------|------|-----|-------|-----------|--|
| Hexachlorobenzene             | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 1   | ppb   | N         | Discharge from metal refineries and agricultural chemical factories.             |
| Hexachlorocyclopentadiene     | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 50   | 50  | ppb   | N         | Discharge from chemical factories.   |
| Lindane                       | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 200  | 200 | ppt   | N         | Runoff/leaching from insecticide used on cattle, lumber, gardens.                |
| Methoxychlor                  | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 40   | 40  | ppb   | N         | Runoff/leaching from insecticide used on fruits, vegetables, alfalfa, livestock. |
| Oxamyl [Vydate]               | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 200  | 200 | ppb   | N         | Runoff/leaching from insecticide used on apples, potatoes and tomatoes.          |
| Pentachlorophenol             | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 1   | ppb   | N         | Discharge from wood preserving factories.  |
| Picloram                      | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 500  | 500 | ppb   | N         | Herbicide runoff.  |
| Simazine                      | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 4    | 4   | ppb   | N         | Herbicide runoff.  |
| Toxaphene                     | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 3   | ppb   | N         | Runoff/leaching from insecticide used on cotton and cattle.                      |
| Volatile Organic Contaminants | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units | Violation | Likely Source of Contamination   |
| 1,1,1-Trichloroethane         | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 200  | 200 | ppb   | N         | Discharge from metal degreasing sites and other factories.                       |
| 1,1,2-Trichloroethane         | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 3    | 5   | ppb   | N         | Discharge from industrial chemical factories.                                    |
| 1,1-Dichloroethylene          | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 7    | 7   | ppb   | N         | Discharge from industrial chemical factories.                                    |
| 1,2,4-Trichlorobenzene        | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 70   | 70  | ppb   | N         | Discharge from textile-finishing factories.                                      |

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|                          |           |                                |       |     |     |     |   |  |
|--------------------------|-----------|--------------------------------|-------|-----|-----|-----|---|--|
| 1,2-Dichloroethane       | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from industrial chemical factories.                            |
| 1,2-Dichloropropane      | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from industrial chemical factories.                            |
| Benzene                  | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from factories; Leaching from gas storage tanks and landfills. |
| Carbon Tetrachloride     | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from chemical plants and other industrial activities.          |
| Chlorobenzene            | 4/26/2011 | Levels lower than detect level | 0 - 0 | 100 | 100 | ppb | N | Discharge from chemical and agricultural chemical factories.             |
| Dichloromethane          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from pharmaceutical and chemical factories.                    |
| Ethylbenzene             | 4/26/2011 | Levels lower than detect level | 0 - 0 | 700 | 700 | ppb | N | Discharge from petroleum refineries.                                     |
| Styrene                  | 4/26/2011 | Levels lower than detect level | 0 - 0 | 100 | 100 | ppb | N | Discharge from rubber and plastic factories; Leaching from landfills.    |
| Tetrachloroethylene      | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from factories and dry cleaners.                               |
| Toluene                  | 4/26/2011 | Levels lower than detect level | 0 - 0 | 1   | 1   | ppm | N | Discharge from petroleum factories.                                      |
| Trichloroethylene        | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from metal degreasing sites and other factories.               |
| Vinyl Chloride           | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 2   | ppb | N | Leaching from PVC piping; Discharge from plastics factories.             |
| Xylenes                  | 4/26/2011 | Levels lower than detect level | 0 - 0 | 10  | 10  | ppm | N | Discharge from petroleum factories; Discharge from chemical factories.   |
| cis-1,2-Dichloroethylene | 4/26/2011 | Levels lower than detect level | 0 - 0 | 70  | 70  | ppb | N | Discharge from industrial chemical factories.                            |

|                            |           |                                |       |     |     |     |   |   |
|----------------------------|-----------|--------------------------------|-------|-----|-----|-----|---|---|
| o-Dichlorobenzene          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 600 | 600 | ppb | N | Discharge from industrial chemical factories. |
| p-Dichlorobenzene          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 75  | 75  | ppb | N | Discharge from industrial chemical factories. |
| trans-1,2-Dichloroethylene | 4/26/2011 | Levels lower than detect level | 0 - 0 | 100 | 100 | ppb | N | Discharge from industrial chemical factories. |

| Year | Disinfectant | Average Level | Minimum Level | Maximum Level | MRDL | MRDLG | Unit of Measure | Source of Chemical                    |
|------|--------------|---------------|---------------|---------------|------|-------|-----------------|---------------------------------------|
| 2011 | Chloramine   | 1.84          | 0.50          | 3.60          | 4.0  | <4.0  | ppm             | Disinfectant used to control microbes |

**CERTIFICATION of DELIVERY**  
**CONSUMER CONFIDENCE REPORT**

*For Calendar year 2011*

**Public Water System(PWS) Name : CITY OF FREEPORT SLAUGHTER ROAD**

**PWS ID Number : TX0200125**

I certify that the community water system named above has distributed the Consumer Confidence Report (CCR) for the calendar year of \_\_\_\_\_ by ~~mail~~ direct delivery to bill-paying customers. I certify that the above system has additionally made an adequate good faith effort to reach non-bill-paying consumers by the appropriate methods indicated below. I certify that the report has been made available to non-English-speaking customers. Further, I certify that the information contained in the report is correct and consistent with the compliance monitoring data previously submitted to TCEQ.

Date of Delivery: Mailed: June 25, 2012  
Certified By: Name: Jerry Meeks  
Title: Project Manager  
Phone Number: 979.233.4281  
Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Check all items that apply.** You must select at least one direct delivery method.

- Our CCR was distributed by mail or other direct delivery (such as door hangers)
- Other methods. Please specify: \_\_\_\_\_

**Check all items that apply.** Use at least one good-faith method to reach people who do not receive bills.

- Good Faith efforts were used to reach non-bill paying consumers. These efforts included the (check the method(s) that you used)
- Posting the CCR on the internet at http \_\_\_\_\_
- Mailing the CCR to people who receive mail in the service area, but who do not receive bills.
- Advertising the CCR in news media
- Publishing the CCR in a local newspaper
- Posting the CCR in public places
- Delivering multiple copies of the CCR to single billing addresses which serve multiple persons
- Delivering multiple copies of the CCR to community organizations

Systems serving more than 100,000 persons must also post the CCR on a publicly available web site. Any system that posted the CCR on the internet should provide the URL here http \_\_\_\_\_

Please return this form via postal mail with a postmark stamp no later than July 1<sup>st</sup>. TCEQ recommends the use of certified mail. Please submit this completed form and a copy of the consumer confidence report you delivered to your customers to

Texas Commission on Environmental Quality  
PDWS - Mail Code 155, Attn: CCR  
12100 Park 35 Circle  
Austin, TX 78753

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# 2011 Annual Drinking Water Quality Report

Consumer Confidence Report (CCR)

PWS ID Number: TX0200125

PWS Name: CITY OF FREEPORT  
SLAUGHTER ROAD

The source of drinking water used by

CITY OF FREEPORT SLAUGHTER ROAD is  
Ground Water

Annual Water Quality Report for the period of January 1  
to December 31, 2011.

This report is intended to provide you with important  
information about your drinking water and the efforts  
made by the water system to provide safe drinking  
water.

Drinking water, including bottled water, may reasonably  
be expected to contain at least small amounts of some  
contaminants. The presence of contaminants does not  
necessarily indicate that water poses a health risk. More  
information about contaminants and potential health  
effects can be obtained by calling the EPAs Safe Drinking  
Water Hotline at (800) 426-4791.

For more information regarding this report contact:

Name Jerry Meeks, Veolia Water NA

Phone 979-233-4281

Este informe contiene información muy importante  
sobre el agua que usted bebe. Tradúzcalo ó hable con  
alguien que lo entienda bien.

## Special Notice

### Required Language for ALL Community Public Water Systems

Immuno-compromised persons such as persons with cancer  
undergoing chemotherapy, persons who have undergone organ  
transplants, people with HIV/AIDS or other immune system  
disorders, some elderly and infants can be particularly at risk  
from infections. These people should seek advice about  
drinking water from their health care providers. EPA/CDC  
guidelines on appropriate means to lessen the risk of infection  
by Cryptosporidium and other microbial contaminants are  
available from the Safe Drinking Water Hotline (800-426-  
4791).

If present, elevated levels of lead can cause serious health  
problems, especially for pregnant women and young children.  
Lead in drinking water is primarily from materials and  
components associated with service lines and home plumbing.  
We cannot control the variety of materials used in plumbing  
components. When your water has been sitting for several  
hours, you can minimize the potential for lead exposure by  
flushing your tap for 30 seconds to 2 minutes before using  
water for drinking or cooking. If you are concerned about lead  
in your water, you may wish to have your water tested.  
Information on lead in drinking water, testing methods, and  
steps you can take to minimize exposure is available from the  
Safe Drinking Water Hotline or at  
<http://www.epa.gov/safewater/lead>.

### Information on Sources of Water:

The sources of drinking water (both tap water and bottled  
water) include rivers, lakes, streams, ponds, reservoirs,  
springs, and wells. As water travels over the surface of the  
land or through the ground, it dissolves naturally-occurring  
minerals and, in some cases, radioactive material, and can  
pick up substances resulting from the presence of animals or  
from human activity.

Contaminants that may be present in source water include:

- Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.
- Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.
- Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.
- Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban storm water runoff, and septic systems.
- Radioactive contaminants, which can be naturally-occurring or be the result of oil and gas production and mining activities.

### Information about Secondary Contaminants

Many constituents (such as calcium, sodium, or iron) which are often found in drinking water, can cause taste, color, and odor problems. The taste and odor constituents are called secondary constituents and are regulated by the State of Texas, not the EPA. These constituents are not causes for health concern. Therefore, secondaries are not required to be reported in this document but they may greatly affect the appearance and taste of your water.

### Information about Source Water Assessments

A Source Water Susceptibility Assessment for your drinking water sources(s) is currently being updated by the Texas Commission on Environmental Quality. This information describes the susceptibility and types of constituents that may come into contact with your drinking water source based on human activities and natural conditions. The information contained in the assessment allows us to focus source water protection strategies.

For more information about your sources of water, please refer to the Source Water Assessment Viewer available at the following URL:  
<http://gis3.tceq.state.tx.us/swav/Controller/index.jsp?wtrsrc=>

Further details about sources and sourcewater assessments are available in Drinking Water Watch at the following URL:  
<http://dww.tceq.texas.gov/DWW/>

## Water Quality Test Results

|  |  |
|--|--|
| Maximum Contaminant Level Goal or MCLG:            | The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.   |
| Maximum Contaminant Level or MCL:                  | The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.                                    |
| Maximum residual disinfectant level goal or MRDLG: | The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants. |
| Maximum residual disinfectant level or MRDL:       | The highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.                        |
| Avg:   | Regulatory compliance with some MCLs are based on running annual average of monthly samples.   |
| ppm:   | milligrams per liter or parts per million - or one ounce in 7,350 gallons of water.  |
| ppb:   | micrograms per liter or parts per billion - or one ounce in 7,350,000 gallons of water.  |
| na:  | not applicable.  |
| Definitions:                                       | The following tables contain scientific terms and measures, some of which may require explanation.   |

## 2011 Regulated Contaminants Detected

### Coliform Bacteria

| Maximum Contaminant Level Goal | Total Coliform Maximum Contaminant Level | Highest No. of Positive   | Fecal Coliform or E. Coli Maximum Contaminant Level | Total No. of Positive E. Coli or Fecal Coliform Samples | Violation | Likely Source of Contamination        |
|--------------------------------|--|---|---|---|-----------|---------------------------------------|
| 0                              | 1 positive monthly sample.               | There were no TCR detections for this system in this CCR period |   | 0   | N         | Naturally present in the environment. |

**Regulated Contaminants**

| Disinfectants and Disinfection By-Products | Collection Date | Highest Level Detected | Range of Levels Detected | MCLG                  | MCL | Units | Violation | Likely Source of Contamination             |
|--|-----------------|------------------------|--------------------------|-----------------------|-----|-------|-----------|--|
| Haloacetic Acids (HAA5)*                   | 4/26/2011       | 26                     | 22.7 - 26.1              | No goal for the total | 60  | ppb   | N         | By-product of drinking water chlorination. |

**Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future**

|                               |           |     |           |                       |    |     |   |  |
|-------------------------------|-----------|-----|-----------|-----------------------|----|-----|---|--|
| Total Trihalomethanes (TTHM)* | 4/26/2011 | 154 | 118 - 154 | No goal for the total | 80 | ppb | N | By-product of drinking water chlorination. |
|-------------------------------|-----------|-----|-----------|-----------------------|----|-----|---|--|

**Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future**

| Inorganic Contaminants | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units | Violation | Likely Source of Contamination   |
|------------------------|-----------------|--------------------------------|--------------------------|------|-----|-------|-----------|--|
| Antimony               | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 6    | 6   | ppb   | N         | Discharge from petroleum refineries; fire retardants; ceramics; electronics; solder; test addition.                                  |
| Arsenic                | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 0    | 10  | ppb   | N         | Erosion of natural deposits; Runoff from orchards; Runoff from glass and electronics production wastes.                              |
| Barium                 | 01/08/2009      | 0.215                          | 0.215 - 0.215            | 2    | 2   | ppm   | N         | Discharge of drilling wastes; Discharge from metal refineries; Erosion of natural deposits.  |
| Beryllium              | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 4    | 4   | ppb   | N         | Discharge from metal refineries and coal-burning factories; Discharge from electrical, aerospace, and defense industries.            |
| Cadmium                | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 5    | 5   | ppb   | N         | Corrosion of galvanized pipes; Erosion of natural deposits; Discharge from metal refineries; runoff from waste batteries and paints. |
| Chromium               | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 100  | 100 | ppb   | N         | Discharge from steel and pulp mills; Erosion of natural deposits.  |
| Fluoride               | 01/08/2009      | 0.44                           | 0.44 - 0.44              | 4    | 4.0 | ppm   | N         | Erosion of natural deposits; Water additive which promotes strong teeth; Discharge from fertilizer and aluminum factories.           |

|                                |            |                                |             |    |    |     |   |  |
|--------------------------------|------------|--------------------------------|-------------|----|----|-----|---|--|
| Mercury                        | 01/08/2009 | Levels lower than detect level | 0 - 0       | 2  | 2  | ppb | N | Erosion of natural deposits; Discharge from refineries and factories; Runoff from landfills; Runoff from cropland. |
| Nitrate [measured as Nitrogen] | 4/26/2011  | 0.08                           | 0.08 - 0.08 | 10 | 10 | ppm | N | Runoff from fertilizer use, Leaching from septic tanks, sewage; Erosion of natural deposits.                       |

**Nitrate Advisory - Nitrate in drinking water at levels above 10 ppm is a health risk for infants of less than six months of age. High nitrate levels in drinking water can cause blue baby syndrome. Nitrate levels may rise quickly for short periods of time because of rainfall or agricultural activity. If you are caring for an infant you should ask advice from your health care provider.**

|  |                 |                                |                          |      |     |         |           |   |
|--|-----------------|--------------------------------|--------------------------|------|-----|---------|-----------|---|
| Nitrite [measured as Nitrogen]                                     | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 1    | 1   | ppm     | N         | Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits.      |
| Selenium   | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 50   | 50  | ppb     | N         | Discharge from petroleum and metal refineries; Erosion of natural deposits; Discharge from mines. |
| Thallium   | 01/08/2009      | Levels lower than detect level | 0 - 0                    | 0.5  | 2   | ppb     | N         | Discharge from electronics, glass, and Leaching from ore-processing sites; drug factories.        |
| Radioactive Contaminants   | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units   | Violation | Likely Source of Contamination  |
| Beta/alpha photon emitters   | 05/13/2008      | Levels lower than detect level | 0 - 0                    | 0    | 4   | mrem/yr | N         | Decay of natural and man-made deposits.   |
| Gross alpha excluding radon and uranium                            | 05/13/2008      | Levels lower than detect level | 0 - 0                    | 0    | 15  | pCi/L   | N         | Erosion of natural deposits.  |
| Synthetic organic contaminants including pesticides and herbicides | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units   | Violation | Likely Source of Contamination  |
| Alachlor   | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 2   | ppb     | N         | Runoff from herbicide used on row crops.  |
| Atrazine   | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 3    | 3   | ppb     | N         | Runoff from herbicide used on row crops.  |
| Benzo(a)pyrene   | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 200 | ppt     | N         | Leaching from linings of water storage tanks and distribution lines.                              |

|                             |           |                                |       |     |     |     |   |  |
|-----------------------------|-----------|--------------------------------|-------|-----|-----|-----|---|--|
| Chlordane                   | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 2   | ppb | N | Residue of banned termiticide.   |
| Dalapon                     | 4/26/2011 | Levels lower than detect level | 0 - 0 | 200 | 200 | ppb | N | Runoff from herbicide used on rights of way.                                     |
| Di (2-ethylhexyl) adipate   | 4/26/2011 | Levels lower than detect level | 0 - 0 | 400 | 400 | ppb | N | Discharge from chemical factories.   |
| Di (2-ethylhexyl) phthalate | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 6   | ppb | N | Discharge from rubber and chemical factories.                                    |
| Endrin                      | 4/26/2011 | Levels lower than detect level | 0 - 0 | 2   | 2   | ppb | N | Residue of banned insecticide.   |
| Heptachlor                  | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 400 | ppt | N | Residue of banned termiticide.   |
| Heptachlor epoxide          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 200 | ppt | N | Breakdown of heptachlor.   |
| Hexachlorobenzene           | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 1   | ppb | N | Discharge from metal refineries and agricultural chemical factories.             |
| Hexachlorocyclopentadiene   | 4/26/2011 | Levels lower than detect level | 0 - 0 | 50  | 50  | ppb | N | Discharge from chemical factories.   |
| Lindane                     | 4/26/2011 | Levels lower than detect level | 0 - 0 | 200 | 200 | ppt | N | Runoff/leaching from insecticide used on cattle, lumber, gardens.                |
| Methoxychlor                | 4/26/2011 | Levels lower than detect level | 0 - 0 | 40  | 40  | ppb | N | Runoff/leaching from insecticide used on fruits, vegetables, alfalfa, livestock. |
| Pentachlorophenol           | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 1   | ppb | N | Discharge from wood preserving factories.  |
| Simazine                    | 4/26/2011 | Levels lower than detect level | 0 - 0 | 4   | 4   | ppb | N | Herbicide runoff.  |
| Toxaphene                   | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 3   | ppb | N | Runoff/leaching from insecticide used on cotton and cattle.                      |

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**Regulated Contaminants**

| Volatle Organic Contaminants | Collection Date | Highest Level Detected         | Range of Levels Detected | MCLG | MCL | Units | Violation | Likely Source of Contamination   |
|------------------------------|-----------------|--------------------------------|--------------------------|------|-----|-------|-----------|--|
| 1,1,1-Trichloroethane        | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 200  | 200 | ppb   | N         | Discharge from metal degreasing sites and other factories.               |
| 1,1,2-Trichloroethane        | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 3    | 5   | ppb   | N         | Discharge from industrial chemical factories.                            |
| 1,1-Dichloroethylene         | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 7    | 7   | ppb   | N         | Discharge from industrial chemical factories.                            |
| 1,2,4-Trichlorobenzene       | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 70   | 70  | ppb   | N         | Discharge from textile-finishing factories.                              |
| 1,2-Dichloroethane           | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from industrial chemical factories.                            |
| 1,2-Dichloropropane          | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from industrial chemical factories.                            |
| Benzene                      | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from factories; Leaching from gas storage tanks and landfills. |
| Carbon Tetrachloride         | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from chemical plants and other industrial activities.          |
| Chlorobenzene                | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 100  | 100 | ppb   | N         | Discharge from chemical and agricultural chemical factories.             |
| Dichloromethane              | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from pharmaceutical and chemical factories.                    |
| Ethylbenzene                 | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 700  | 700 | ppb   | N         | Discharge from petroleum refineries.                                     |
| Styrene                      | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 100  | 100 | ppb   | N         | Discharge from rubber and plastic factories; Leaching from landfills.    |
| Tetrachloroethylene          | 4/26/2011       | Levels lower than detect level | 0 - 0                    | 0    | 5   | ppb   | N         | Discharge from factories and dry cleaners.                               |



|                            |           |                                |       |     |     |     |   |  |
|----------------------------|-----------|--------------------------------|-------|-----|-----|-----|---|--|
| Toluene                    | 4/26/2011 | Levels lower than detect level | 0 - 0 | 1   | 1   | ppm | N | Discharge from petroleum factories.  |
| Trichloroethylene          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 5   | ppb | N | Discharge from metal degreasing sites and other factories.                     |
| Vinyl Chloride             | 4/26/2011 | Levels lower than detect level | 0 - 0 | 0   | 2   | ppb | N | Leaching from PVC piping; Discharge from plastics factories.<br>01<br>01<br>01 |
| Xylenes                    | 4/26/2011 | Levels lower than detect level | 0 - 0 | 10  | 10  | ppm | N | Discharge from petroleum factories; Discharge from chemical factories.         |
| cis-1,2-Dichloroethylene   | 4/26/2011 | Levels lower than detect level | 0 - 0 | 70  | 70  | ppb | N | Discharge from industrial chemical factories.                                  |
| o-Dichlorobenzene          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 600 | 600 | ppb | N | Discharge from industrial chemical factories.                                  |
| p-Dichlorobenzene          | 4/26/2011 | Levels lower than detect level | 0 - 0 | 75  | 75  | ppb | N | Discharge from industrial chemical factories.                                  |
| trans-1,2-Dichloroethylene | 4/26/2011 | Levels lower than detect level | 0 - 0 | 100 | 100 | ppb | N | Discharge from industrial chemical factories.                                  |

| Year | Disinfectant | Average Level | Minimum Level | Maximum Level | MRDL | MRDLG | Unit of Measure | Source of Chemical                    |
|------|--------------|---------------|---------------|---------------|------|-------|-----------------|---------------------------------------|
| 2011 | Chlorine     | 0.87          | 0.22          | 2.40          | 4.0  | <4.0  | ppm             | Disinfectant used to control microbes |