

NOTICE OF PUBLIC MEETING
THE FREEPORT CITY COUNCIL
MONDAY, AUGUST 20TH, 2012, 6:00 P.M.
FREEPORT MUNICIPAL COURT ROOM
FREEPORT POLICE DEPARTMENT, 430 NORTH BRAZOSPORT BLVD.
FREEPORT, TEXAS

AGENDA
FORMAL SESSION

1. Call to order.
2. Invocation.
3. Pledge of Allegiance.
4. Consideration of approving the August 6th, 2012 Council Minutes. Pg. 490-494
5. Attending citizens and their business.
6. Consideration of the approval of Ordinance No. 2012- 2316 amending Section 71-52 of the Code of Ordinances of said City to delete Varner Street and Avenue G as a Yield intersection and amending Section 71.50 of said Code of Ordinances to add Varner Street and Avenue G as a Four Way Stop intersection; providing for the replacement of the existing signs giving notice thereof by or at the direction of the City Manager of said City. Pg. 495-498
7. Consideration of the approval of Ordinance No. 2012-2317 amending the Comprehensive Zoning Ordinance of said City to permit the Specific Use of 4.06 acres of land, more or less, out of Tract No. 519, Brazos Coast Investment Company Subdivision, Division 14, in the J. F. Fields Labor No. 6, Abstract 62, Brazoria County, Texas, within the corporate limits of said City, as a RV park to be operated by Troy Brimage, the owner thereof. Pg. 499-503
8. Consideration of approving Resolution No. 2012-2398 reappointing Stoney Burke to fill the expired term as a representative of the Brazosport Water Authority for the term 2012-2014. Pg. 504-505
9. Consideration of selling the City's interest on Block 35, Lots 7 & 8, Velasco Townsite, known as 616 South Gulf Boulevard, Tax Id. 8110-0382-000. Pg. 506-508b
10. Consideration of approving and signing a replat of Division 8, Lot 80, 81, and 82, Bridge Harbor Subdivision, known as 82 Dolphin Lane .

11. Consideration of the approval of a request by Main Street Historical Advisory Commission for street closures to hold Summertime Blues Festival on August 31st thru September 2nd, 2012 and Summertime Blues Triathlon to take place on Sunday, September 2nd, 2012 . Pg. 509
12. Consideration of setting September 4th, 2012 for a Public Hearing on the proposed budget for fiscal year 2012-2013. Pg. 510
13. Consideration of setting September 17th, 2012 as the date to adopt a tax rate for fiscal year 2012-2013.
14. Consideration of setting September 17th, 2012 for a Joint Public Hearing with the Planning Commission to rezone Block 662, Velasco Townsite, Freeport Texas from R-2, -R-3 to a C- 1 District. Pg. 511-513

Work Session:

- A. Scheduling Tuesday August 21 & Wednesday August 22, 2012 for a budget work shop.
- B. Discussion regarding five priorities/goals for the community.
- C. Discussion regarding waste collection services and heavy trash pickup.

Executive Session:

Section 551.071, Government Code

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

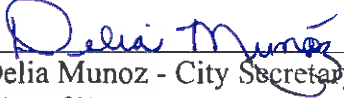
- Proposed Annexations for 2012-2013.

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, August 17th, 2012 at or before 5:00 p.m.


Delia Munoz - City Secretary
City of Freeport, Texas

State of Texas

County of Brazoria

City of Freeport, Texas

BE IT REMEMBERED, that the City Council and the Planning Commission of the City of the City of Freeport met on Monday, August 6th, 2012 at 6:00 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	Planning Commission:	Edward T. Garcia
	Michelle Kent		Reuben Cuellar-absent
	Fred Bolton-absent		Jesse Aguilar
	Sandra Loeza		Tobey Davenport
	Sandra Barbree		Eddie Virgil

Staff:

- Jeff Pynes, City Manager
- Wallace Shaw, City Attorney
- Delia Munoz, City Secretary
- Nat Hickey, Property Manager
- Ty Morrow, Police Chief
- Brian Davis, Fire Chief
- Larry Fansher, Parks Director

Visitor:

- Jim Pirrung
- Jerry Meeks
- Shannon Daughtry
- Troy Brimage
- Sabrina Brimage
- Ralph David
- Kola Olayiwola
- V. J. Patel

Call to order.

Mayor Norma Garcia called the meeting to order at 6:00 p.m.

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Norma Garcia led the Pledge of Allegiance.

Consideration on of approving the July 16th, 2012 Council Minutes.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved the July 16th, 2012 Council Minutes.

Attending citizens and their business.

There were none.

Joint Public Hearing. 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 R/V 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.

There being a quorum with the Planning Commission, Mayor Norma Garcia opened the Joint Public Hearing at 6:05 p.m.

V. J. Patel, Managing the Brazosport Mobil Home Park on 2001 Brazosport Boulevard, asked if there was sufficient water, sewer, storm drainage, crime rate prevention and retention ponds to support the proposed RV Park. He asked if the City had plans for expanding the road to maneuver the trailers.

Mayor Garcia asked Jerry Meeks of Veolia Water if the City could support the water and sewer to the proposed RV Park. He confirmed yes and that retention of water would not be a problem.

Mayor Garcia asked Police Chief, Ty Morrow if that area would see an increase in crime rate. He answered no.

Troy Brimage requesting the Specific Use Permit stated that security is priority. The proposed RV Park will be lighted and a fence built all around the property. He is investing half a million dollars on the proposed RV Park.

Tobey Davenport member of the Planning Commission asked if he was planning to landscape the proposed RV Park. He answered yes, all along Jones Road will be landscaped. .

Mayor Garcia asked Mr. Patel, how long they have owned the Brazosport Mobil Home Park.

He stated five to six years.

Benny Scott of 1944 N. Ave H., voiced his opinion that Jones Street is not a very wide street for curves and maneuvering and pulling wide trailers, with a big drainage ditch on the side. His mother in law lives there and is concerned that a recreation trailer might crash into her garage.

Ed Garcia Chairman of the Planning Commission stated that the committee had lengthy discussed and reviewed the proposed the RV Park, and the committee was unanimous in favor of granting the Specific Use Permit for the RV Park.

Edward Garcia, Chairman of the Planning Commission adjourned at 6:19 p.m.

There being no more discussion from Council and Audience, Mayor Garcia closed the Joint Public Hearing at 6:19 p.m.

Consideration of rescheduling September 3rd, 2012 Council Meeting to September 4th, 2012 due to Labor Day Holiday.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved rescheduling September 3rd 2012, Council Meeting to September 4th, 2012 due to Labor Day Holiday conflict.

Consideration of setting September 4th, 2012 for a Joint Public Hearing with the Planning Commission to re-zone Block 700, Block 676 and Block 661, Velasco Townsite, Freeport Texas from R-2 and R-3 District to C-1 District.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved setting September 4th, 2012 for a Joint Public Hearing with the Planning Commission to re-zone Block 700, Block 676 and Block 661, Velasco Townsite, Freeport Texas from R-2 and R-3 District to C-1 District.

Consideration of approving a request by Ms. Juanita Gonzales of 1704 N. Ave. G. to replace the Yield Sign with a 4-way Stop Sign on the corner of North Ave. G and Varner.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved a request by Ms. Juanita Gonzales of 1704 N. Ave. G. to replace the Yield Sign with a 4-way Stop Sign on the corner of North Ave. G and Varner.

Consideration of ratifying an interlocal agreement providing for participation in a Brazoria County Regional Water Facility Planning Study.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved ratifying an interlocal agreement providing for participation in a Brazoria County Regional Water Facility Planning Study.

Consideration of approving a revised agreement regarding the closing and abandoning the public road way known as the South Levee Road from FM 1495 to the United States Department of Energy; Bryan Mound Facility.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously declined revising an agreement regarding the closing and abandoning the public road way known as the South Levee Road from FM 1495 to the United States Department of Energy; Bryan Mound Facility.

Consideration of authorizing the City Manager to advertise for bids for solid waste collection services.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved authorizing the City Manager to advertise for bids for solid waste collection services.

Consideration of approving and signing a replat of Block 533, Lots 13 thru 16, into a single family lot to be known as 13A, Velasco Townsite, City of Freeport, known as the Mohler Subdivision, 201 N. Ave. B, Freeport Texas.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved signing a replat of Block 533, Lots 13 thru 16, into a single family lot to be known as 13A, Velasco Townsite, City of Freeport, known as the Mohler Subdivision, 201 N. Ave. B., Freeport, Texas.

Consideration of selling the City's interest of the undivided 26% interest in A0211 C, Henniger Tract 1, Tax Id 0211-0014-000.

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council unanimously approved selling the City's interest of the undivided 26% interest in A0211 C Henniger Tract 1, Tax Id. 0211-0014-000.

Consideration of selling the City's interest in Tract 6, Block W, Abstract 90 (Slaughter Road area), Tax Id. 0090-0016-000.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously declined selling the City's interest in Tract 6, Block W, Abstract 90 (Slaughter Road area) Tax Id. 0090-0016-000.

Consideration of approving Resolution No. 2012-2397 accepting the offer of the Jordan Family Trust and authorizing the Mayor and City Secretary to execute and attest, respectively, and the Mayor to acknowledge and deliver a deed exchange with the Jordan Family Trust whereby Lots 17, 18, 19, 20 21 and 22, Block 59, Lot 5 Block 581 and Lot 3, Block 647, and Lot 2, Block 694, Velasco Townsite of said City, now owned by said trust, are exchanged for Lot 5, Block 623, Lot 19, Block 729, Lots 1, 2, 7 and 18, Block

731, Lot 16, Block 744, Lot 20, Block 776, and Lots 10 and 13, Block 787 of said Townsite, now owned by said City and said agency.

On a motion by Councilwoman Kent, seconded by Councilwoman Loeza, with all present voting "aye", Council unanimously approved Resolution No. 2012-2397 accepting the offer of the Jordan Family Trust and authorizing the Mayor and City Secretary to execute and attest, respectively, and the Mayor to acknowledge and deliver a deed exchange with the Jordan Family Trust whereby Lots 17, 18, 19, 20 21 and 22, Block 59, Lot 5 Block 581 and Lot 3, Block 647, and Lot 2, Block 694, Velasco Townsite of said City, now owned by said trust, are exchanged for Lot 5, Block 623, Lot 19, Block 729, Lots 1, 2, 7 and 18, Block 731, Lot 16, Block 744, Lot 20, Block 776, and Lots 10 and 13, Block 787 of said Townsite, now owned by said City and said agency.

Adjourn

On a motion by Councilwoman Kent, seconded by Councilwoman Barbree, with all present voting "aye", Council adjourned at 6:37 p.m.

Mayor Norma M. Garcia
City of Freeport, Texas

City Secretary – Delia Munoz
City of Freeport, Texas

ORDINANCE NO. 2012-2316

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; AMENDING SECTION 71-52 OF THE CODE OF ORDINANCES OF SAID CITY TO DELETE VARNER STREET AND AVENUE G AS A YIELD INTERSECTION AND AMENDING SECTION 71.50 OF SAID CODE OF ORDINANCES TO ADD VARNER STREET AND AVENUE G AS A FOUR-WAY STOP INTERSECTION; PROVIDING FOR THE REPLACEMENT OF THE EXISTING SIGNS GIVING NOTICE THEREOF BY OR AT THE DIRECTION OF THE CITY MANAGER OF SAID CITY; PROVIDING THAT ANY VIOLATION OF SAID CODE OF ORDINANCES, AS AMENDED BY THIS ORDINANCE, SHALL BE A MISDEMEANOR AND UPON CONVICTION PUNISHED BY A FINE NOT EXCEED TWO HUNDRED (\$200.00) DOLLARS AND THAT EACH AND EVERY DAY ANY SUCH VIOLATION CONTINUES AND EACH DAY OR PART THEREOF ON WHICH ANY SUCH VIOLATION OCCURS SHALL CONSTITUTE A SEPARATE OFFENSE; CONTAINING A SAVINGS CLAUSE; CONTAINING A SEVERANCE CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS DESCRIPTIVE CAPTION HAS BEEN PUBLISHED TWICE IN THE BRAZOSPORT FACTS.

WHEREAS, Item (8) of Subsection (a) of Section 542.202 of the Transportation Code authorizes a municipality, as a local authority, with respect to streets and highways under their jurisdiction, to designate stop or yield intersections; and,

WHEREAS, Subsection (b) of Section 542.203 of said Code provides that no ordinance enacted under said Section 542.202 that designates a yield intersection shall be effective until signs giving notice thereof are posted as may be appropriate; and,

WHEREAS, Subsection (b) of Section 544.003 of said Code authorizes a municipality, as a local authority, to designate a highway or an intersection under its jurisdiction as a through highway or a yield intersection and place stop or yield signs at a specified entrance thereto; and,

WHEREAS, Subsection (b) of Section 544.002 of said Code and Subsection (c)

of Section 544.003 of said Code provide, respectively, that all traffic-control devices and all stop signs and yield signs placed by a local authority must conform to the manual and specifications adopted by the Texas Department of Transportation under Section 544.001 of said Code; and,

WHEREAS, the City Council of the City of Freeport, Texas, hereinafter "the City", has determined and does here now declare that the adoption of this ordinance is necessary to the health, safety and general welfare of the inhabitants of the City and the members of the general public traveling upon the streets hereinbelow named.

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

First, Section 71.52 of the Code of Ordinances of the City is hereby amended to delete from the following intersection as a yield intersection: ■Varner Street and Avenue G.▪

Section, Section 71.50 of the Code of Ordinance of the City is hereby amended to add the following intersection as a four-way stop intersection: ■Varner Street and Avenue G.▪

Third, a change of the signs, conforming to the Texas Department of Transportation manual and specifications, giving notice of the regulation changed by this ordinance shall made by or at the direction of the City Manager as may be appropriate.

Third, any person violating the Code of Ordinances of the City, as amended by this ordinance, shall be guilty of a misdemeanor and upon conviction therefor assessed a fine not to exceed Two Hundred (\$200.00) Dollars.

Fourth, each and every day any such violation continues and each day or portion of each day any such violation occurs shall constitute a separate offense.

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

Sixth, if 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.

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

READ, PASSED AND ADOPTED this ____ day of _____, 2012.

Norma Moreno Garcia, Mayor,
City of Freeport, Texas

ATTEST:

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

APPROVED AS TO FORM ONLY:

**Wallace Shaw, City Attorney,
City of Freeport, Texas**

C:\Freeport.Tr\North G & Varner-Yield to Stop-Ord

AN ORDINANCE OF THE CITY OF FREEPORT, TEXAS, CONTAINING A PREAMBLE; CONTAINING FINDINGS OF FACT AND CONCLUSIONS OF LAW; AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF SAID CITY TO PERMIT THE SPECIFIC USE OF 4.06 ACRES OF LAND, MORE OR LESS, OUT OF TRACT NO. 519, BRAZOS COAST INVESTMENT COMPANY SUBDIVISION, DIVISION 14, IN THE J.F. FIELDS L&O#R NO. 6, ABSTRACT 62, BRAZORIA COUNTY, TEXAS, WITHIN THE CORPORATE LIMITS OF SAID CITY, AS A RV PARK TO BE OPERATED BY TROY BRIMAGE, THE OWNER THEREOF, UNDER CERTAIN CONDITIONS THEREIN SPECIFIED; CONTAINING AN AUTOMATIC REPEALER CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EFFECTIVE DATE FOR THIS ORDINANCE HEREIN SPECIFIED.

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

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

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

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

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

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

First, that all public hearings required by the Zoning Enabling Act of the State of Texas, hereinafter "the Act", now codified as Chapter 211 of the Local Government Code, and the present Comprehensive Zoning Ordinance of the City, codified as Chapter 155 of the Code of Ordinances of the City and hereinafter called "the Zoning Ordinance", were conducted in the manner and at the time required by the Act and the Zoning Ordinance.

Second, that not less than fifteen (15) days prior to the date of such hearings, a public notice thereof was published once in the Brazosport Facts, a newspaper of general circulation in and the official newspaper of the City, stating the time and place of such hearings.

Third, that not less than ten (10) days before the date of such public hearings, written notice of the application for the Specific Use Permit hereinafter mentioned was sent to all owners of real property located within two hundred (200') feet of the hereinafter described real property for which such permit is sought.

Fourth, that after giving due regard to the nature and condition of all adjacent uses and structures, the City Council of the City is of the opinion of that the proposed use conforms to the requirements and intent of the Zoning Ordinance and the Comprehensive Plan of the City; that the conditions attached to the granting of such permit set forth below are necessary to the public interest; and that the proposed use under such conditions will not, under the circumstances of this particular case, constitute a nuisance or be detrimental to the public welfare of the community.

Fifth, that the health, safety, morals and general welfare of the inhabitants of the City will best be served by the adoption of this ordinance and the granting of the Specific Use Permit hereinafter mentioned.

SECTION TWO--Comprehensive Zoning Ordinance Amended and Specific Use Permit Granted.

The Zoning Ordinance is hereby amended and a Specific Use Permit is hereby granted with respect to the following described real property located within the corporate limits of the City:

4.006 acres of land, more or less, out of Tract No. 519, Brazos Coast Investment Subdivision, Division 14, in the J.F. Fields Labor No. 6, Abstract 62, in the City of Freeport, Brazoria County, Texas, described in metes and bounds in the Warranty Deed from Graham Offshore, LLC, to Troy Brimage, dated July 11, 2012, and recorded in the Official Records of Brazoria County, Texas, as Document #2012031639, to which reference is here made for a more complete description of such land;

located on Jones Road, within the City of Freeport, Texas, and hereinafter called "the premises", now owned by TROY BRIMAGE, hereinafter called "the owner", authorizing the use of the premises as a Recreational Vehicle Park, ~~the Park~~, to be operated by the owner thereof, hereinafter sometimes called "the Permittee", under the following terms and conditions, viz:

First, all parking must be off street and within designated parking areas; no hazardous

materials may be stored on the premises; all supplies, equipment and products must be stored within the building located on the premises; no recreational vehicle shall be allowed to be parked or remain within the Park except in one of the spaces which are designated in the plan for the Park attached hereto as Exhibit A; the Park shall be kept clean and free of debris and available for inspection by the Building Official at all times; and the Park shall be operated in accordance with the applicable provisions of Section 120.24 through 120.26 of the Code of Ordinances of the City.

Second, the Permit herein granted shall automatically terminate upon the first to occur of the following events:

(1) The Permittee ceases to use the premises as a location for a recreational vehicle park for thirty (30) consecutive days.

(2) The Permittee ceases to be the sole owner of the Park for any reason or by any means.

(3) The Permittee leases or rents the Park or any part thereof to any third party or parties for more than thirty (30) days.

(4) The Permittee ceases to do business at the premises as an individual doing business as Troy Brimage RV Park.

Third, this permit may also be terminated by the City Council of the for any violation of any provision of Item First of this Section of this ordinance, or any amendment hereto. Such termination by the City Council shall be effected by the adoption of an ordinance terminating this ordinance, or any amendment hereto, adopted by the affirmative vote of a majority of the members of the City Council present and voting at any regular or special meeting thereof on the agenda of which such termination appear as an action item, such meeting to be held after at least ten (10) days prior written notice of the date, time and place of such meeting and of such proposed action is sent by certified mail, return receipt requested and addressed to the Permittee at the premises, specifying the particular violation or violations for which such termination is based. Any decision of the City Council thereon shall be final and non-appealable.

In the event Permittee should purchase the triangular tract of land shown on Exhibit **A**, as being owned by the Dow Chemical Company, prior to any termination of the permit herein granted, such tract shall be added to and its use as a RV park pursuant to the terms and conditions of this permit is hereby authorized.

SECTION FOUR--Automatic Repeal for Partial Invalidity.

All of the section or provision of this ordinance were adopted and are intended by the City Council of the City of Freeport, Texas, to be an integrated whole. Therefore, if any section or provision 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 not to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions and this ordinance shall thereupon automatically cease to be of any further force and effect.

SECTION FIVE--Effective Date.

This ordinance shall take effect and be in force from and after it is agreed to and accepted by the Permittee in the manner provided below: otherwise, on the sixtieth (60th) day after its adoption and passage, is shall be automatically repealed and shall thereafter be of no further force or effect.

READ, PASSED AND APPROVED this ____ day of _____,

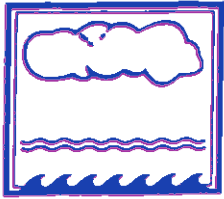
2012.

Norma Moreno Garcia, Mayor,
City of Freeport, Texas

ATTEST:

Delia Muñoz, City Secretary,
City of Freeport, Texas

APPROVED AS TO FORM ONLY:



BRAZOSPORT WATER AUTHORITY

MEMBER CITIES

ANGLETON

BRAZORIA

CLUTE

FREEPORT

LAKE JACKSON

OYSTER CREEK

RICHWOOD

July 20, 2012

Mr. Jeff Pynes
City of Freeport
200 West Second Street
Freeport, TX 77541

Dear Mr. Pynes:

According to our records, the term for the Brazosport Water Authority representative from your city will expire in September, 2012.

If you have not already done so, please make arrangements to appoint or re-appoint a representative from your city to fill this position. New or re-appointed members will be sworn into office at the regular session meeting on August 28, 2012, to serve a two (2) year term.

The Board of the Brazosport Water Authority will be reorganized at the monthly meeting in September 2012.

Please inform us by letter of your choice to represent your city.

Sincerely,

Vanessa Rudkin
Administrative Assistant
Brazosport Water Authority
Phone: 979/297-2715
Fax: 979/297-8933
Email: vrudkin@sbcglobal.net

VMR
CC: file

Pg. 504

RESOLUTION NO. 2012-2398

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS, NOMINATING, CONSTITUTING AND APPOINTING A QUALIFIED PERSON TO BE A DIRECTOR OF THE BRAZOSPORT WATER AUTHORITY; PROVIDING FOR THE DUTIES OF OFFICE; AND PROVIDING FOR THE TAKING OF THE OATH OF OFFICE REQUIRED BY LAW.

WHEREAS, the position on the Board of Directors of the Brazosport Water Authority to which STONEY BURKE was heretofore appointed for the unexpired term, and which is required to be filled by the City Council of the City of Freeport, Texas ("the City"), expires in September, 2012; and,

WHEREAS, the City Council of the City desires to appoint the below named qualified person to serve on such 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 be a Director of the Brazosport Water Authority for the term which will expire in September, 2014, and until a successor for such appointee shall have been appointed and qualified, to-wit: STONEY BURKE.

SECTION TWO (2): DUTIES

The above named appointee shall perform all of the duties imposed on members of the Board of Directors of said Authority by law.

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 August, 2012.

Norma Moreno Garcia, Mayor
City of Freeport, Texas

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



PROPERTY MANAGEMENT

Jeff Pynes
Chief Executive Officer
City Manager

August 2, 2012

Jeff Pynes
City Manager

re: Lots 7 & 8, Block 35, Velasco Townsite
616 South Gulf Blvd.

Please place the following item on the August 20, 2012, City Council agenda:

Discuss / consider the sale of the City's interest in lots 7 and 8,
block 35, Velasco Townsite, known as 616 South Gulf Boulevard.

This property is in trust to Brazoria County.

Find attached copy of the following:

- a) Property management Data Sheet
- b) Plat showing location of property
- c) County bid analysis

N C Hickey
Property

attach

/s

xc Lacey Powell



Brazoria County Parcel Viewer

ESRI ESRI Support Center Help
Logged in as freepor Logout

Searches

Sub: 2004 King Storage

Owner:

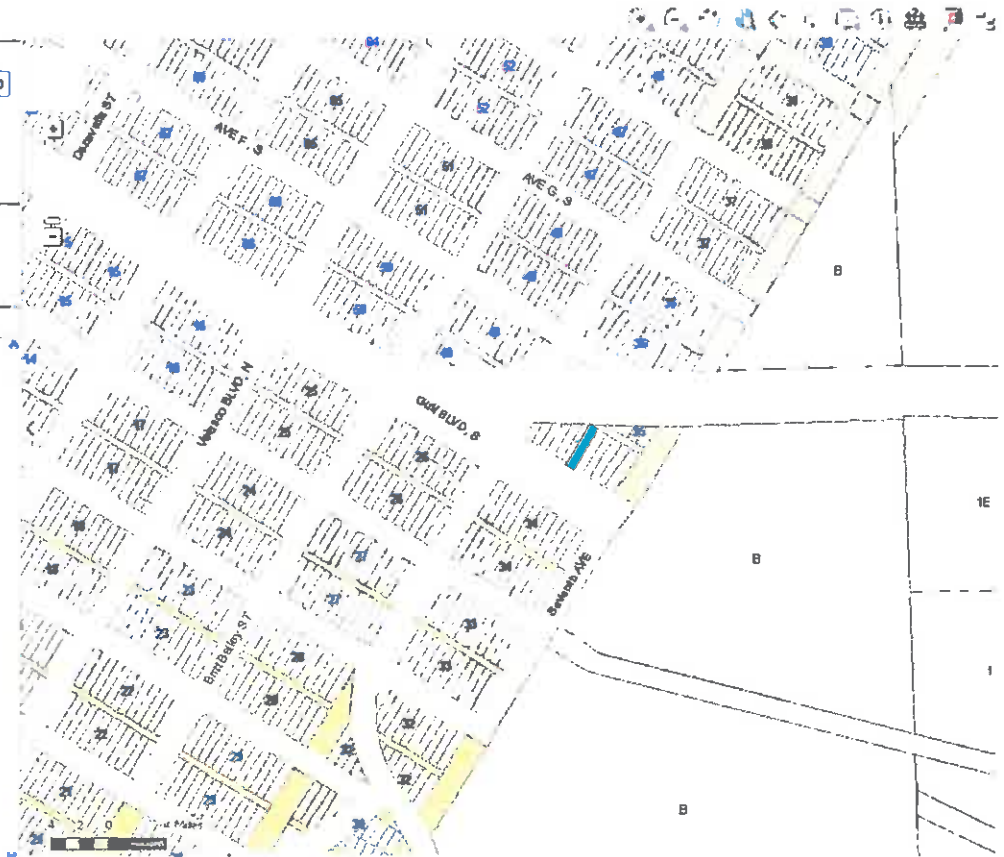
Tax ID:

Tree View

Doc. ID:

Tree View

- Brazoria County
 - Book - 1 (Abst 1-19)
 - Book - 2 (Abst 20)
 - Book - 3 (Abst 21-38)
 - Book - 4 (Abst 39-50)
 - Book - 4A (Abst 51-65)
 - Book - 5 (Abst 66-72)
 - Book - 6 (BCIC 5/D)
 - Book - 7 (Abst 73-99)
 - Book - 8 (Abst 100-124)
 - Book - 9 (Abst 125-136)
 - Book - 10 (Abst 137-179)
 - Book - 11 (Abst 180-227)
 - Book - 12 (Abst 228-257)
 - Book - 13 (Abst 258-302)
 - Book - 14 (Abst 303-344)
 - Book - 15 (Abst 345-405)
 - Book - 16 (Abst 406-452)
 - Book - 17 (Abst 453-499)
 - Book - 18 (Abst 500-546)
 - Book - 19 (Abst 547-603)
 - Book - 20 (Abst 604-End)
 - Book - Alvin # 1
 - Book - Alvin # 2
 - Book - Angleton # 1
 - Book - Angleton # 2



PROPERTY MANAGEMENT

Council Agenda Date: August 1, 2012

Agenda Item: _____

Legal Description: Lot 778, Block 35, Velasco Townsite
Street Address: 616 S Gulf Blvd
Tax ID Numbr: 8110-0382-000
Type of Property: In Trust to Brazoria County
Sheriff Sale Date: August 11, 1999
Sheriff Deed Number: 1999-039251

Years Delinquent: Resale
Taxes Extinguished by Sheiff Sale: N/A

Appraisal District Value: \$2810.00
Offer by: Darrel Barham \$2800.00
Court Cost & Post Judgment: \$1358.77

Amount left to distribute: \$ 641.23
Distribution amount to Freeport: \$ 321.61

Zoning: R2 - Residential

Action: Accept
 Reject
 Re-agenda

COMMENTS:

There is an outstanding demolition lien (#99-025771, dated 6-7-99) in the amount of \$2800.00 on this property.

Motion by _____ Second by _____ Vote _____

Trust Sale - Council action

BID ANALYSIS

Cause Number: 96T5036 **Account Number:** 8110-0382-000
Offer Amount: \$2,000.00 **Value \$:** \$2,810.00
Person Offering: **DARREL BARHAM** **Adjudged Value\$:** \$2,810.00

Judgement Information

Taxing Entity	Tax Years	Amount Due
BC	1992-1998	\$274.69
BCED		\$303.73
Brazosport ISD		\$3,970.49
BRHND		\$68.07
Brazosport College		\$280.31
Velasco Drainage		\$97.78
City of Freeport		\$5,026.29
Total		\$10,021.34

Costs

Court Costs	\$802.00	Sheriff Fees	
Publication Fees	\$180.90	Research Fees	\$125.00
Ad Litem		Recording fee's	
	Liens		0
Cost of Deed		Deed file date	
Total		\$1,107.90	

Post Judgement Information

Taxing Entity	Tax Year's	
BC	1999-2011	\$32.78
BCED		\$0.00
Brazosport ISD		\$125.88
BRHND		\$7.18
Brazosport College		\$6.99
Velasco Drainage		\$6.34
City of Freeport		\$71.70
Post Judgment Total		\$250.87

Proposed Distribution

Offer Amount **Costs + P & J**
 \$2,000.00 \$1,358.77 ✓
Net to Distribute \$ **\$641.23 ✓**

BC	2.74%	\$17.58
BCED	3.03%	\$19.43
Brazosport ISD	39.62%	\$254.06
BRHND	0.68%	\$4.36
Brazosport College	2.80%	\$17.94
Velasco Drainage	0.98%	\$6.26
City of Freeport	50.16%	\$321.61

Pg 508b

To: Mayor and City Council

Date: August 20th, 2012

From: Freeport Historical Board & Main Street Advisory Board

311 East Park Ave.

Freeport, TX 77541

**Ref: Summertime Blues Festival
August 31st. thru September 2nd, 2012**

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Members:

Marjorie Clark, President	Angela Fisher	Council Liaison---Sandra Barbree
Marty Deleon, Vice President	Nat Hickey	Gilbert Arispe-Main Street Director
Lalo Garcia, Secretary/Treasurer	Iwest Strambler, III	Belinda Norris Dianna Davis

Freeport Historical Board & Main Street Advisory Board requests permission to hold Summertime Blues Festival in downtown Freeport on August 31st, thru September 1st, 2012 this requires the closing of Board Street from Pine to Oak Street and 2nd Street from Pine Street Bridge to Cherry Street ,West and East Park Avenues from 2nd Street to 4th Street.

Summertime Triathlon September 2nd, 2012

This requires the closure of several streets from approximately 6:00 a.m. -930 a.m. Affected Streets include 2nd Street, Cherry Street, 8th Street, 1495, Avenue A. and the Velasco Bridge. This follows the route from previous years.

Thank you

Main Street

NOTICE OF PUBLIC BUDGET HEARING

BE IT KNOWN that on Monday, September 4, 2012, beginning at 6:00 o'clock, p.m., the City Council of the City of Freeport, Texas, will conduct a **PUBLIC HEARING** at the Police Department Municipal Courtroom of the City of Freeport, Texas, located therein at 430 North Brazosport Boulevard, on the **PROPOSED BUDGET** of the City for the **FISCAL YEAR 2012-2013**, which may be **EXAMINED** on request at the Office of the City Manager, 200 West Second Street, Freeport, Texas 77541, during normal business hours. **WRITTEN COMMENTS** concerning the budget must be mailed to arrive at or be delivered in person to the office of the City Manager at such office prior to 5:00 p.m. on the day of such hearing. **VERBAL COMMENTS** will be accepted at the time of the hearing.

Delia Muñoz, City Secretary
City of Freeport, Texas

NOTE: Publish once at least fifteen (15) days before the date of the hearing.

COUNTY OF BRAZORIA)(

CITY OF FREEPORT)(

BE IT REMEMBERED that the Planning and Traffic Commission of the City of Freeport, Texas met in a workshop meeting on, **Monday, August 13, 2012 at 6:00 P.M.** at the Police Department Conference Room, 430 North Brazosport Boulevard, Freeport, Texas to discuss the following:

Planning Commission:

**Edward Garcia – Chairman
Reuben Cuellar
Tobey Davenport
Jesse Aguilar, Jr.
Eddie Virgil**

Staff: Melissa Farmer
Kola Olayiwola
Wallace Shaw
Nat Hickey

Guest: Annette Bennett
David Knuckey – Port Freeport

Open Meeting.

Mr. Edward Garcia called meeting to order at 6:00 P.M.

Invocation.

Mr. Wallace Shaw opened the meeting with a prayer.

Discuss/consider request by Ms. Annette Bennett to re-plat DIV 8, Lot Eighty (80), Eighty-One (81) and Eighty-Two (82), Bridge Harbor Subdivision, known locally as 82 Dolphin Street.

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

Discuss/consider making a recommendation to the City Council to schedule a Joint Public Hearing to re-zone Block Six Hundred and Sixty-Two (662), Velasco Townsite, Freeport, Texas, from an R-2 – R-3 District to a C-1 District.

Mr. Tobey Davenport made a motion to make a recommendation to City Council to schedule a Joint Public Hearing to re-zone Block 662, Velasco Townsite from an R-2 – R-2 District to a C-1 District, seconded by Ms. Eddie Virgil, unanimous vote for approval.

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 September 17, 2012, at 6:00 o'clock p.m., central daylight savings 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, changing the zoning classification of the following described land from its present classification of R- 2 - R-3 to a new classification of C-1:

Block 662, Velasco Townsite of the City of Freeport, Texas, according to the map or plat recorded in Volume 32, page 14 of the Deed Records of said county.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS,

made on the 20th day of August, 2012.

**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 change in zoning classification is being sought and to the owners of all land within 200 feet thereof.

PROPOSED ZONING

