

State of Texas

County of Brazoria

City of Freeport

BE REMEMBERED, that the City Council of the City of Freeport met on Monday, April 4th, 2011 at 6:30 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:            Larry L. McDonald - absent  
                                 Michelle Kent  
                                 Fred Bolton  
                                 Nicolasa Mireles  
                                 Norma M. Garcia

Staff:                     Jeff Pynes, City Manager  
                                 Gilbert Arispe, Administrative Asst.  
                                 Wallace Shaw, City Attorney  
                                 Delia Munoz, City Secretary  
                                 Nat Hickey, Property Manager  
                                 Gary Pohl, Marshal  
                                 Ty Morrow, Police Chief  
                                 Brian Davis, Fire Chief  
                                 Angela Degetaire, Marina Director  
                                 Larry Fansher, Parks Director

Visitors:                 Diane Williams                     Annette Sanford  
                                 Manny Rollerson                     Sandra Barbree  
                                 Clan Cameron                         Lila Lloyd

Call to Order.

Mayor Pro Tem Norma Garcia opened the meeting at 6:30 p.m.

Invocation.

Wallace Shaw offered the invocation.

Pledge of Allegiance.

Mayor Pro Tem Norma Garcia led the Pledge of Allegiance.

Consideration of approving the March 21st, 2011 Council Minutes.

On a motion by Councilwoman Mireles, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved the March 21st, 2011 Council Minutes.

Recognition: Diane Williams for the many years of dedicated service.

Mayor Pro Tem Norma Garcia and Council presented Diane Williams a plaque for her dedicated service to the City of Freeport. She volunteered her services from 1971 to 2011.

**Public Hearing** to consider designating the following described real property located within the corporate boundaries of the City as a reinvestment zone for the purpose of entering into an agreement with the owner or owners thereof granting a tax abatement: Block 80, Lot 8. Freeport Townsite of the City of Freeport, Brazoria County, Texas according to the map or plat of said townsite on file in the Plat Records of said county, known locally as 502 W. 1st. Freeport Texas 77541.

Mayor Pro Tem Norma Garcia opened the Public Hearing at 6:35 to hear comments or questions concerning designating the following described real property located within the corporate boundaries of the City as a reinvestment zone for the purpose of entering into an agreement with the owner or owners thereof granting a tax abatement:

Block 80, Lot 8. Freeport Townsite of the City of Freeport, Brazoria County, Texas according to the map or plat of said townsite on file in the Plat Records of said county, known locally as 502 W. 1st., Freeport Texas 77541.

Annette Sanford asked where she could get more information on tax abatements. Mayor Pro Tem Norma Garcia advised her that tax abatement information was on the city's web site and tax abatement applications were available at the permit department at the City Hall.

There being no comments or questions, Mayor Pro Tem Norma Garcia closed the Public Hearing at 6:37 p.m.

Consideration of approving Ordinance No. 2011-2277 designating improvements to land located within the incorporated limits of said City as a reinvestment zone to be known as the Garfield and Shoup reinvestment zone and providing for its initial term and the renewal thereof.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved Ordinance No. 2011-2277 designating improvements to land located within the incorporated limits of said City as a reinvestment zone to be known as the Garfield and Shoup reinvestment zone and providing for its initial term and the renewal thereof.

Consideration of approving Resolution No. 2011-2256 granting tax abatement to Christine H. Garfield and Ron Shoup, 502 W. 1st. Freeport, Texas and authorizing the Mayor to sign a tax abatement agreement.

On a motion by Councilwoman Kent, seconded by Councilwoman Mireles, with all present voting "aye", Council unanimously approved Resolution No. 2011-2256 granting tax abatement to Christine H. Garfield and Ron Shoup, 502 W. 1st. Freeport, Texas and authorizing the Mayor to sign a tax abatement agreement.

Consideration of approving a request from the Freeport League to waive the carnival and vendor permit fees for Riverfest on April 28th thru 30th, 2011 held at the Freeport Municipal Park.

On a motion by Councilwoman Mireles, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved a request from the Freeport League to waive the carnival and vendor permit fees for Riverfest on April 28th thru 30th, 2011 held at the Freeport Municipal Park.

Consideration of approving a request from the Freeport Lions Club to sell alcohol for Riverfest on April 28th thru April 30th, 2011 held at the Freeport Municipal Park.

On a motion by Councilwoman Mireles, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved a request from the Freeport Lions Club to sell alcohol for Riverfest on April 28th thru April 30th, 2011 held at the Freeport Municipal Park.

Consideration of approving a request from the Riverfest Committee and Main Street to have a public dance, fireworks display and close the following streets:  
North ends of West Park and East Park, 2nd Street from Velasco to Memorial Park and the North Bound lane of Velasco Boulevard from 2nd Street to Ave B. from 7:00 a.m. to 10:00 a.m. for the Flapjack Run on Saturday April 30th, 2011.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved a request from the Riverfest Committee and Main Street to have a public dance, fireworks display and close the following streets: North ends of West Park and East Park, 2nd Street from Velasco to Memorial Park and the North Bound lane of Velasco Boulevard from 2nd Street to Ave B. from 7:00 a.m. to 10:00 a.m. for the Flapjack Run on Saturday April 30th, 2011.

Consideration of approving a request from St. Mary's Star of the Sea Church to sell alcohol, have a public dance for St. Mary's Festival held on April 21st & April 22nd, 2011 held at the Freeport Municipal Park.

On a motion by Councilwoman Mireles, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved a request from St. Mary Star of the Sea Church to sell alcohol, have a public dance for St. Mary's Festival held on May 21st thru May 22nd, 2011 held at the Freeport Municipal Park

Consideration of advertising for bids and setting a bid date for May 11th, 2011 to Request for Proposals for the Disaster and/or Storm Recovery Services and Disaster and/or Storm Recovery Monitoring.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved advertising for bids and setting May 11<sup>th</sup>, 2011 to Request for Proposals for the Disaster and/or Storm Recovery Services and Disaster and/or Storm Recovery Monitoring.

Consideration of authorizing the Mayor to sign an agreement to establish Temporary Debris Storage and Reduction Sites (TDSRS) for use in Disaster and/or Storm Recovery Services.

On a motion by Councilman Bolton, seconded by Councilwoman Kent, with all present voting "aye", Council unanimously approved authorizing the Mayor to sign an agreement to establish Temporary Debris Storage and Reduction Sites (TDSRS) for use in Disaster and/or Storm Recovery Services.

Consideration of authorizing the City Manager to sign a contract for the purchase Block 32, Lot 9, Freeport Townsite, Tax Id. 4200-0395-110 for museum expansion.

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", Council unanimously approved authorizing the City Manager to sign a contract for the purchase of Block 32, Lot 9, Freeport Townsite, Tx Id 4200-0395-110 for \$35,000.00 to expand the museum.

Consideration of approving the City Manager to enter into a contract with James Bedward to install signal repeaters on an existing tower at the Freeport Police Department and the City water tower at Port Freeport area.

On a motion by Councilwoman Kent, seconded by Councilwoman Bolton, with all present voting "aye", Council unanimously approved the City Manager to enter a contract with James Bedward to install signal repeaters on an existing tower at the Freeport Police Department and the water tower at Port Freeport area for the purpose of providing/selling High Speed Internet Access to the public. Mr. Bedward will provide free Internet Service to the Freeport Marina and the Freeport Fire Department.

Consideration of authorizing the City Manager to commence repair expenditures to repair damage to Freeport Marina Dock B from damaged caused by an adrift barge and then seek reimbursement through insurance coverage policies.

Texas Municipal League Insurance is handling the legation on the damage to the Freeport Marina.

No action taken.

#### Work Session

Regarding amending the truck route to include Cherry Street from 4th Street to Brazos Street as additions and that Oak Street be deleted from 4th Street to Brazos Street.

Mr. Pynes stated that the Planning Commission met on February 23rd, and requested the above amendments to the truck route ordinance.

Mayor Pro Tem Norma Garcia closed the Work Session and opened the Executive Session 7:06 p.m.

#### Executive Session

Section 551.071, Government Code

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

- Regarding contractual considerations with the Village of Jones Creek and Brazosport Water Authority.  
( no motion taken)

Mayor Pro Tem Norma Garcia closed the Executive Session at 7:37 p.m. to reconvene in open session. .

#### Adjourn

On a motion by Councilwoman Kent, seconded by Councilman Bolton, with all present voting "aye", the meeting adjourned at 7:38 p.m.

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Mayor Larry L. McDonald

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City Secretary – Delia Munoz