

**CITY OF FREEPORT
PLANNING COMMISSION
Tuesday, June 22, 2010, 6:00 p.m.
Freeport Police Department, Municipal Court Room
430 North Brazosport Boulevard
Freeport, Texas**

AGENDA

*Diane Williams, Chairperson
Tobey Davenport
Rueben Cuellar*

*Edward Garcia
Mike Jones*

NOTICE is hereby given that the Planning Commission of the City of Freeport, Texas will meet in a regular meeting on **Tuesday, June 22, 2010 at 6:00 P.M.** at the Freeport Police Department Municipal Courtroom, 430 North Brazosport Boulevard, Freeport, Texas to discuss the following:

1. Open Meeting.
2. Invocation.
3. Approval of the Minutes for May 10, 2010.
4. Discuss/consider re-plat of Lots Fifteen (15) through Eighteen (18), Block 502 Five-Hundred and Two, Velasco Townsite, into Lots Fifteen (15) and Sixteen (16), Velasco Townsite, to be known as 5-Broad Subdivision.
5. Discuss/consider re-plat of Lots Seven (7) through Twelve (12), Block Six (6), Velasco Townsite, into Lot Seven (7), Block Six (6), known as 108 South Avenue D, Freeport, Texas. Freeport Veterans Foreign Wars Post 4341.
6. Election of Chairperson.
7. Discuss/consider the establishment of a Greenbelt area in the Urban Renewal Area, Velasco Townsite, for a recommendation to the City Council.
8. Discussion with the City Attorney, Mr. Wallace Shaw and the Building Official, Mr. Kola Olayiwola, regarding duties and procedures of the Planning Commission.
9. Adjourn.

NOTE: ITEMS NOT NECESSARILY DISCUSSED IN THE ORDER THEY APPEAR ON THE AGENDA. THE PLANNING COMMISSION, AT ITS DISCRETION, MAY TAKE ACTION ON ANY OR ALL OF THE ITEMS LISTED.

I, Melissa Farmer, Building/Permit Department Secretary, City of Freeport, Texas, hereby certify that this Agenda was posted on the official bulletin board/glass door of City Hall facing the rear parking lot of the building with 24-hour access at 200 West 2nd Street, Freeport, Texas on or before Friday, June 18, 2010 at 5:00 P.M.



Melissa Farmer
Building/Permit Department
City of Freeport

STATE OF TEXAS)(

COUNTY OF BRAZORIA)(

CITY OF FREEPORT)(

BE IT REMEMBERED that the Planning and Traffic Commission of the City of Freeport, Texas met in a called meeting on **Monday, May 10, 2010 at 6:00 P.M.** at the Police Department Conference Room, 430 North Brazosport Boulevard, Freeport, Texas to discuss the following:

Planning Commission:

*Diane Williams, Chairperson
Eric Hayes
Edward Garcia
Reuben Cuellar
Alonzo Martinez
Joyce Adkins*

Staff:

*Kofa Olayiwola
Melissa Farmer
Wallace Shaw
Steven Massoletti
Carmen Calvillo*

Guest:

Lila Diehl

Open Meeting.

Ms. Diane Williams called meeting to order at 6:00 P.M.

Approval of Minutes.

Mr. Eric Hayes moved to accept the minutes for April 27, 2010, seconded by Mr. Reuben Cuellar, unanimous vote for approval.

Mr. Eric Hayes moved to accept the minutes for Joint Public Hearing for May 3, 2010, seconded by Mr. Reuben Cuellar, unanimous vote for approval.

Invocation.

Mr. Wallace Shaw offered the prayer.

Discuss/consider requesting a Joint Public Hearing with the City Council to consider rezoning Lots 65A, 65A1, 65A1A, 65B and 65C, J. F. Fields Survey, Abstract 62, Brazoria County, Texas from an R-3 (Residential) Zoning District to a C-2 (Commercial) Zoning District.

The Board Members discussed the rezoning.

Mr. Edward Garcia made a motion to send a recommendation to City Council to rezone Lots 65A, 65A1, 65A1A, 65B and 65C, J. F. Fields Survey, Abstract 62 from an R-3 (Residential) Zoning District to a C-2 (Commercial) Zoning District, seconded by Ms. Joyce Adkins, with Ms. Diane Williams, Mr. Edward Garcia, Mr. Alonzo Martinez and Mr. Reuben Cuellar voting for; and Mr. Eric Hayes, as one of the property owners abstaining from voting, the motion passed.

Discuss/consider options on Paving Ordinances.

The Board Members discussed options on paving.

Mr. Eric Hayes made a motion to send a recommendation to City Council to put Ordinance 155.023 (I) (10) back in the Code of Ordinance Book as originally written, seconded by Mr. Alonzo Martinez, unanimous vote for approval.

Presentation on junked vehicle procedures by the Building Official, Kola Olayiwola.

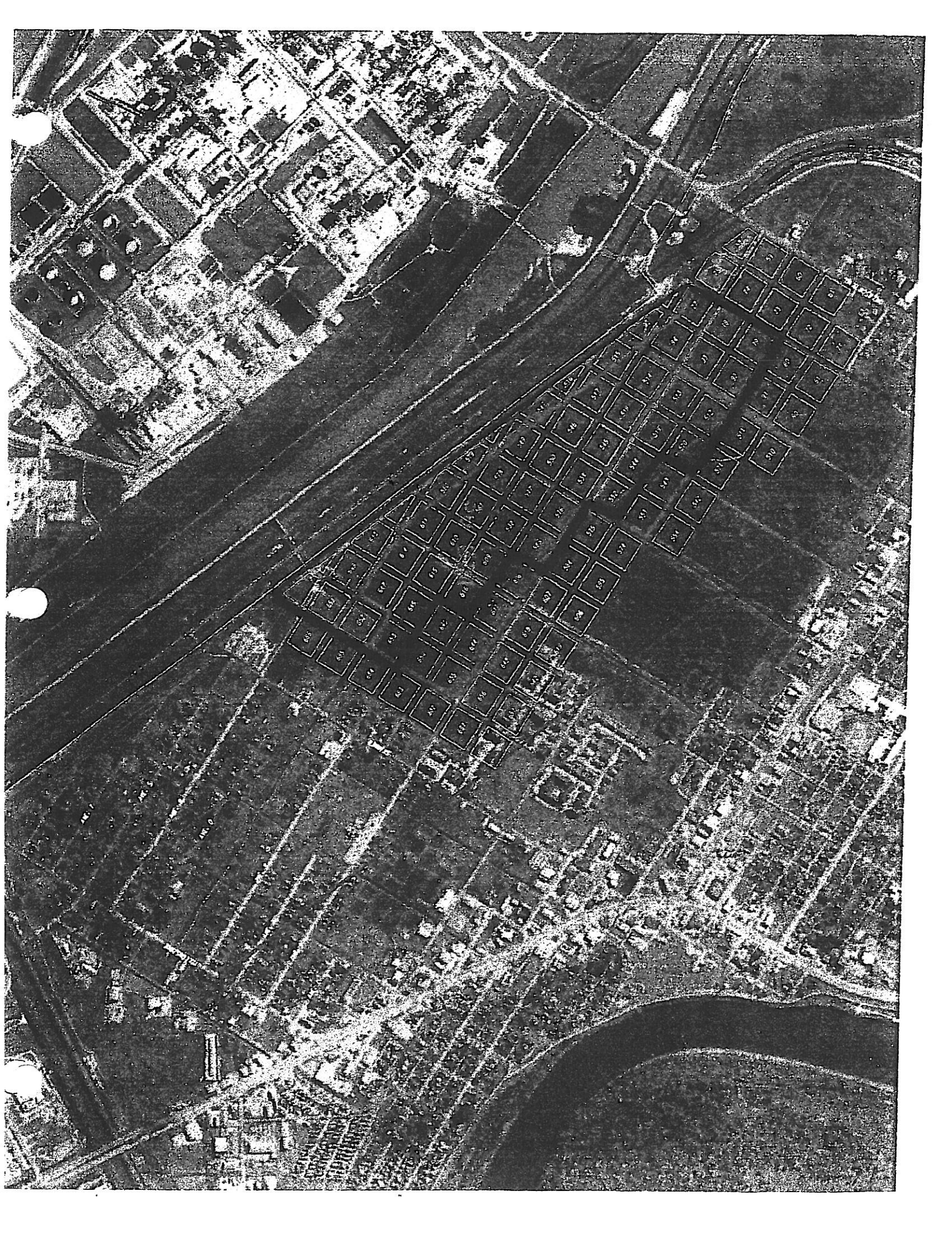
The Building Official, Mr. Kola Olayiwola presented a PowerPoint presentation and discussed with the Planning Commission the Standard Operating Procedures on abating junked vehicles in the City of Freeport and what the State requires cities to go through before vehicles can be removed from properties and the streets.

Adjourn.

Mr. Eric Hayes made a motion to adjourn, seconded by Mr. Edward Garcia, unanimous vote for approval. Meeting was adjourned at 7:08 P.M.

These minutes read and approved this _____ day of _____, 2010.

Diane Williams, Chairperson



SECTION 7.07. ADOPTION OF ORDINANCES.

If a majority of the qualified voters voting on any proposed ordinance or resolution or measure shall vote in favor thereof, it shall thereupon, or at any time fixed therein, become effective as a law or as a mandatory order to the City Council.

SECTION 7.08. INCONSISTENT ORDINANCES.

If the provisions of two or more proposed ordinances or resolutions approved at the same election are inconsistent, the ordinance or resolution receiving the highest number of votes shall prevail.

SECTION 7.09. ORDINANCES PASSED BY POPULAR VOTE, REPEAL OR AMENDMENT.

No ordinance or resolution which may have been passed by the City Council upon a petition or adopted by popular vote under the provisions of this Article shall be repealed or amended except by the City Council in response to a referendum petition or by submission provided in Section 7.04 of this Charter.

SECTION 7.10. FURTHER REGULATIONS BY CITY COUNCIL.

The City Council may pass ordinances or resolutions providing other and further regulations for carrying out the provisions of this Article consistent herewith.

SECTION 7.11. FRANCHISE ORDINANCES.

Nothing contained in this Article shall be construed to be in conflict with any of the provisions of Article 10 of this Charter, pertaining to ordinances granting franchises when valuable rights shall have accrued thereunder.

ARTICLE 8. MUNICIPAL PLANNING AND ZONING**SECTION 8.01. PLATTING OF PROPERTY.**

(a) Hereafter, every owner of any tract of land situated within the corporate limits of the City of Freeport, who may divide the same in two (2) or more parts for the purpose of laying out any subdivision or any addition to the City, shall comply with the provisions of Article 212 of the Local Government Code, as now hereafter amended, and incorporated herein for all purposes.

(b) The provisions of Section 8.01(a) above shall apply similarly to the owner of any tract of land situated within the actual city limits of the City of Freeport, Texas, or within any extraterritorial jurisdiction of said City, as such extraterritorial jurisdiction exists or may be extended under the laws of the State of Texas.

(Ord. No. 916, Prop. 6, 4-9-73; Amendment adopted by electorate 5-7-94)

SECTION 8.02. DEVELOPMENT OF PROPERTY.

The City Council shall cooperate in every manner possible with persons interested in the development of property within or beyond the City limits. No expenditure of public funds, however, shall be authorized for the development of privately owned subdivisions situated within or beyond the corporate limits of the City, except for the extension of utilities or services to such areas. Any ordinance or resolution authorizing expenditures for such extensions of utilities or services beyond the City limits shall be submitted to the qualified voters of the City as provided in Section 7.04 of this Charter.

SECTION 8.03. PLANNING COMMISSION.

The City Council shall appoint a City Planning Commission consisting of six (6) members who shall be residents in the City of Freeport while serving and for not less than six (6) months prior to being appointed, and who shall serve without compensation.

(e) *Liaison with City Council:* The City Manager or his representative shall attend the meetings of the Planning Commission and shall serve as liaison between the Planning Commission and the City Council.

(Res. No. 1129, Props. 7, 8, 4-7-79; Amendment adopted by electorate 5-7-94; Amendment adopted by electorate 5-13-06)

SECTION 8.04. ZONING BOARD OF ADJUSTMENT.

The City Council may serve as a Zoning Board of Adjustment or may appoint a Zoning Board of Adjustment by ordinance. The Board shall have all powers granted in Chapter 211 of the Local Government Code, as now or hereafter amended.

(Amendment adopted by electorate 5-7-94)

ARTICLE 9. MUNICIPAL FINANCE

SECTION 9.01. FISCAL YEAR.

The fiscal year of the City of Freeport shall begin on the first day of October and shall end on the last day of September of each calendar year. Such fiscal year shall also constitute the budget and accounting year.

SECTION 9.02. PREPARATION AND SUBMISSION OF BUDGET.

The City Manager, between sixty (60) and ninety (90) days prior to the beginning of each fiscal year, shall submit to the Council a proposed budget, which budget shall provide a complete financial plan for the fiscal year, and shall contain the following:

(a) A budget message, explanatory of the budget, which message shall contain an outline of the proposed financial policies of the City for the fiscal year, shall set forth the reasons for salient changes from the previous fiscal year in expenditure and revenue items, and shall explain any major changes in financial policy;

(b) A consolidated statement of anticipated receipts and proposed expenditures for all funds;

(c) An analysis of property valuations;

(d) An analysis of tax rate;

(e) Tax levies and tax collections by years for at least five (5) years;

(f) General fund resources in detail;

(g) Special fund resources in detail;

(h) Summary of proposed expenditures by function, department, and activity;

(i) Detailed estimates of expenditures shown separately for each activity to support summary No. (h) above;

(j) A revenue and expense statement for all types of bonds;

(k) A description of all bond issues outstanding, showing rate of interest, date of issue, maturity date, amount authorized, amount issued, and amount outstanding;

(l) A schedule of requirements for the principal and interest of each issue of bonds;

(m) The appropriation ordinance;

(n) The tax-levying ordinance.

SECTION 9.03. ANTICIPATED REVENUES COMPARED WITH OTHER YEARS IN BUDGET.

In preparing the budget, the City Manager shall place in parallel columns opposite the several items of revenue: the actual amount of each item for the last complete fiscal year, the estimated amount of the current fiscal year, and the proposed amount for the ensuing fiscal year.