

A public hearing and regular meeting of the City Council was held at City Hall on September 18, 2012 at 6:00 p.m.

1. Call to Order

Mayor Kenneth Lott called the meeting to order.

2. Roll Call

Council present: Dale Lemon, Ray Bailey, James Wise and Pat Moss. Gary Coker was absent.

Others present: Cindy King, City Manager; Tim Wells, Police Chief; Charlie Stevenson, City Attorney; Homer Toscano Dir. of Public Works and Wendell Becker, Utilities Superintendent.

3. Invocation

The invocation was given by Mayor Lott.

4. Pledge of Allegiance

Pledge was led by councilmember Dale Lemon.

5. Presentation of Citizens: None

Visitors: Bill Hatchett, Margaret Ellis, Dan Ellis, Ricky Milian, Vicki Milian, Dr. Milian, Sandra Blaine, Bill and Billye Jo Surber, Mark Summers, Marie Nichols, Dana Smith, Claudette Grigsby, Hazel Jefferies, Melissa Anderson, Paula Wallace, Jimmy Karstedt, Jimmy Smith, Janet Patterson, Jay and Toinette Pierce, Vickie Fellers, Russell and Tricia Williams, Dan Schaefer, Kelli Carson, Dennis Mays, Gary and Alice Hood, Jan Wise, Chase and Chrystal Pierce JoLinda Davenport.

6. Consent Items

A. Approval of Minutes: August 21, 2012

Dale Lemon made a motion to approve the minutes of Aug. 21, 2012. James Wise seconded. All were in favor. Motion carried.

B. Approval of Bills - \$30,564.68

Ray Bailey made a motion to approve the bills in the amount of \$30,564.69. Pat Moss seconded. All were in favor. Motion carried.

7. Public Hearings - 2012-2013 Budget

8. Fire Department Report

Tim Webb gave the report.

9. Old Business

A. Discuss / Approve Policy for Personal Use of City Vehicle

Dale Lemon made a motion to table for next month meeting. Ray Bailey seconded. All were in favor. Motion carried.

B. Discuss / Approve Agreement with HilCorp on MLK Park.

Dale Lemon made a motion to table for next month meeting. Ray Bailey seconded. All were in favor. Motion carried.

10. New Business

(Mayor Lott moved letter F. on the agenda to the front).

F. New RV Park / Dan Ellis

Dan and Peggy Ellis from 601 Rural Lane addressed the council that they were representing a group of citizens that are concerned about a proposed RV Park coming into the city limits on FM 1459 across from Rural Lane where they reside. They have heard many rumors and are angered and have started an uncertified petition to have the development stopped.

Ray Bailey stated that the citizens have jumped the gun and have been misinformed. The only thing that has happened is the EDC has found a developer and was shown some property. James Wise stated that's all that has happened.
NO ACTION.

A. Approve Engagement Letter with Kennemer, Masters & Lunsford.

Ray Bailey made a motion to approve the engagement letter with Kennemer, Masters & Lunsford. Dale Lemon seconded. All were in favor. Motion carried.

B. Discuss / Approve Budget Amendments

Dan Schaefer addressed the council with the budget amendments for 2012. There were 3, Fire Department Building Donation, 2 new city vehicles and annual bond fees.

Ray Bailey made a motion to approve the budget amendments. James Wise seconded. All were in favor. Motion carried.

C. Approve Resolution for 2012 -2013 Budget

Ray Bailey made a motion to approve the resolution to adopt the 2012-2013 Budget. Dale Lemon seconded. All were in favor. Motion carried.

D. Approve Ordinance for Tax Rate

Dale Lemon made a motion that the property tax rate be increased by the adoption of a tax rate of 0.844034, which is effectively a 6.39 percent increase in the tax rate. James Wise seconded. All were in favor. Motion carried.

- E. Award Bid for Sweeny Fire and Rescue's Rescue Tools**
Tim Webb addressed the council and told them the Fire Dept received a grant from Phillips 66 for \$20,000.00 for rescue tools. Low bid went to Wilson/Hurst Tools for \$15,319.00 for high pressure Hurst tools and a low pressure Hurst hydraulic cutter for \$3,609.00.

Dale Lemon made a motion to award the bid to Wilson/Hurst Fire and Rescue. Pat Moss seconded. All were in favor. Motion carried.

- G. Approve SEDC Project – FM 524 Sewer Extension**
SEDC will be extending sewer utilities to 9391 FM 524, HK Brooks rental property and the half acre behind it that we annexed in 2010. Dale Lemon made a motion to approve the project. James Wise seconded. All were in favor. Motion carried.

- H. Discuss / Approve SEDC Budget**
Dale Lemon made a motion to accept the SEDC Budget for 2012-2013. James Wise seconded. All were in favor. Motion carried.

- I. Discuss / Approve Amendments to Zoning Ordinance**
Dale Lemon discussed changes he would like to see amended.

- 1) Changes in R2- Minimum living area for houses, from 1450 sq feet to 1200 sq feet.
- 2) Change in R2B- Cross out, 50% of said parking must be covered or enclosed.
- 3) Dale wants citizens to have a choice to build a carport/garage or not to.

Dale Lemon made a motion to let Charlie Stevenson make changes to the amendments to the Zoning Ordinance. Pat Moss seconded. All were in favor. Motion carried.

- J. Discuss / Approve Using “Quilt Room” as EOC / Meeting Room**
Devin Lemon addressed the council and said he and Cindy had looked at the Quilt Room over at the Community Center. The Library had been using it for storage and they will clean it out and it would be a great room for the EOC to be because we would have the Community Center right there for evacuees if needed.

Ray Bailey made a motion to approve using the “Quilt Room” as the EOC. Dale Lemon seconded. All were in favor. Motion carried.

- K. Discuss / Approve Financing Police Vehicle with American National Leasing**
Dale Lemon made a motion to approve financing police vehicle with American National Leasing. James Wise seconded. All were in favor. Motion carried.

- L. Discuss / Approve Contract with Brazoria PD for Jail Services**

James Wise made a motion to table for next month for revisions. Dale Lemon seconded. All were in favor. Motion carried.

M. Discuss / Approve Using Corrugated Culverts for Drainage

Cindy addressed the council about using corrugated PVC pipe for our drainage out falls only. It's a lot less expensive. Ray Bailey made a motion to approve using corrugated culverts for drainage on the out falls only. Dale Lemon seconded. All were in favor. Motion carried.

N. Appoint H-GAC Representative for 2013

Dale Lemon made a motion to appoint Mayor and Mayor Pro-tem as the representative for 2013. James Wise seconded. All were in favor. Motion carried.

O. TML IRP Board of Trustee Election

Ray Bailey made a motion to abstain from voting, for we do not know the candidates. Dale Lemon seconded. All were in favor. Motion carried.

P. Approve Brazoria County Rd and Bridge Interlocal Agreement Fiscal Year 2013.

Dale Lemon made a motion to approve the Brazoria County Rd and Bridge Interlocal Agreement for 2013. Ray Bailey seconded. All were in favor. Motion carried.

MAYOR, COUNCIL AND STAFF REPORTS

12. CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE OPEN MEETINGS ACT TEX. GOV'T CODE §511.071 §551.072 AND §551.074. TO DISCUSS.

OPEN MEETING

13. DISCUSSION AND ACTION ON ANY ITEMS DISCUSSED IN EXECUTIVE SESSION.

14. ADJOURNMENT

There being no further business the meeting adjourned at **7:20 p.m.**

PASSED AND APPROVED THIS _____ DAY OF _____ 2012

Reatta Minshew, City Secretary