

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
REGULAR CITY COUNCIL MEETING
THURSDAY APRIL 23, 2015
7:00 P.M.

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn, Mayor Pro-tem Terry Droege; Council members: Gabe Adame, Adam Arendell, Scott Reed, Brad Richards, Roger Stuksa and Keith Thompson.

Staff members present: Junru Roland, Interim City Manager; Bobbi Kacz, City Attorney; Dixie Roberts, City Clerk; Brian Smith, Public Services Director; Dan Kelinske, Parks & Recreation Director, Michelle Segovia, City Engineer; Larry Buehler, Economic Development Director; Chad Fontenot, Police Captain.

INVOCATION

Mike Hogg, Alvin/Manvel National Day of Prayer Task Force gave the invocation.

PLEDGE OF ALLEGIANCE

Council member Adame led the Pledge of Allegiance to the American Flag.

Council member Reed led the Pledge of Allegiance to the Texas Flag.

SPECIAL PRESENTATION

Mayor Horn proclaimed May 3, 2015 as Lemonade Day and May, 2015 as Motorcycle Safety Awareness month. Mayor Horn also presented the Finance Department with the Government Finance Officers Association *Distinguished Budget Presentation Award* for the City's 2014-2015 annual budget document.

PETITIONS OR REQUESTS FROM THE PUBLIC

Michael Hogg, Alvin Manvel National Day of Prayer Task Force invited the public to attend the National Day of Prayer event for the communities of Alvin and Manvel to be held in National Oak Park on Thursday, May 7th; worship and entertainment begin at 6:30 p.m. with prayer at 7:00 p.m.

Helen Blankenburg 1007 Stadium Drive and Diana Overman 1002 Cedar Lawn Stadium Drive addressed council with concerns had within their neighborhood. Ms. Overman reported that the high school is within the neighborhood, and she has witnessed student fights in and around her property. Students are parking along the roadways, not parking within the student parking area. Ms. Blankenburg stated that she would like to know the status of the retention pond that was to be installed on Durant and South Street. She also discussed drainage issues within her neighborhood.

REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

No reports were given.

PUBLIC HEARINGS

There were no public hearings.

CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION

- A. Consider street closure request from the Alvin Independent School District's Education Foundation for a fundraising event to be held on Saturday, May 2, 2015 from 8:00 a.m. to 5:00 p.m. for the entire east bound lane of Second Street at Cleveland Street to Betsy Ross Street.
- B. Consider of out of state travel to Fort Polk, Louisiana for Captain Arendell and Lieutenant Darnell of the Alvin Police Department to pick up government property (2 generators) obtained through the Department of Public Safety 10-33 Program.
- C. Approve minutes of the April 6, 2015 Special City Council meeting.
- D. Approve minutes of the April 9, 2015 City Council workshop meeting.
- E. Approve minutes of the April 9, 2015 Regular City Council meeting.

Items A, C, D and E were removed from the consent agenda.

Council member Stuksa moved to approve the items remaining on the consent agenda. Seconded by Council member Reed motion to approve carried on a vote of 7 Ayes.

MATTERS REMOVED FROM CONSENT AGENDA

- A. Consider street closure request from the Alvin Independent School District's Education Foundation for a fundraising event to be held on Saturday, May 2, 2015 from 8:00 a.m. to 5:00 p.m. for the entire east bound lane of Second Street at Cleveland Street to Betsy Ross Street.

Alvin ISD Education Foundation is hosting a Ford Drive One 4UR School test drive event on Saturday, May 2, 2015 sponsored by Ron Carter Ford of Alvin. This is a fundraising event to benefit the Alvin ISD Foundation. Street closures are requested from 8:00am to 5:00pm as follows; entire East Bound Lane of Second St. at Cleveland St. to Betsy Ross St. for the test drive participants. Alvin ISD Police Department supports and will patrol this event for safety.

Dan Kelinske, Parks and Recreation Director reported that a directional error was found on the map presented to City Council. He addressed Council for clarification.

Council member Droege moved to approve street closure request from the Alvin Independent School District's Education Foundation for a fundraising event to be held on Saturday, May 2, 2015 from 8:00 a.m. to 5:00 p.m. for the entire east bound lane of Second Street at Cleveland Street to Betsy Ross Street. Seconded by Council member Stuksa motion to approve carried on a vote of 7 Ayes.

- C. Approve minutes of the April 6, 2015 Special City Council meeting.

Council member Arendell moved to approve minutes of the April 6, 2015 Special City Council meeting. Seconded by Council member Richards; motion to approve carried on a vote of 7Ayes.

- D. Approve minutes of the April 9, 2015 City Council workshop meeting.

Council member Droege moved to approve minutes of the April 9, 2015 City Council workshop meeting. Seconded by Council member Reed; motion to approve carried on a vote of 7 Ayes.

- E. Approve minutes of the April 9, 2015 Regular City Council meeting

Council member Reed moved to approve the minutes of the April 9, 2015 Regular City Council meeting. Seconded by Council member Stuksa; motion to approve carried on a vote of 7Ayes.

OTHER BUSINESS

Receive and acknowledge the monthly financial report for March, 2015.

Council member Arendell moved to acknowledge the monthly financial report for March, 2015. Seconded by Council member Droege; motion to approve carried on a vote of 7Ayes.

Receive and acknowledge the quarterly investment report for the quarter ending March 31, 2015.

Council member Reed moved to acknowledge the quarterly investment report for the quarter ending March 31, 2015. Seconded by Council member Thompson; motion to approve carried on a vote of 7Ayes.

Consider Ordinance 15-M; an ordinance amending Appendix A, Flood Damage Prevention, of the code of ordinances, City of Alvin, Texas, adding a new definition of "base flood elevation"; establishing an effective date; and providing for other related matters; first reading.

During the City's 2015 FEMA Community Assistance Visit, FEMA's representative noted that Appendix A Flood Damage Prevention of the Code of Ordinances does not clearly define base flood elevation and recommended that the definition be added.

Michelle Segovia, City Engineer presented this item before City Council.

Council member Adame moved to approve Ordinance 15-M; an ordinance amending Appendix A, Flood Damage Prevention, of the code of ordinances, City of Alvin, Texas, adding a new definition of "base flood elevation"; establishing an effective date; and providing for other related matters; first reading. Seconded by Council member Thompson; motion to approve carried on a vote of 7Ayes.

Consider Resolution 15-R-11 finding that CenterPoint Energy Houston Electric, LLC's Application for approval of a distribution cost recovery factor to increase distribution rates within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; and requiring notice of this resolution be sent to the Company and Legal Counsel.

On April 6, 2015, CenterPoint Energy Houston Electric, LLC ("CenterPoint" or "Company") filed Application for Approval of a Distribution Cost Recovery Factor ("DCRF") with each of the Gulf Coast Coalition of Cities ("GCCC") that has retained jurisdiction over CenterPoint's rates. In the filing, the Company asserts that it is entitled to a \$16,704,985 increase in distribution revenues. GCCC has engaged the services of a consultant, Mr. Karl Nalepa, to review the Company's filing. Mr. Nalepa will review the filing and identify adjustments that should be made to the Company's request. GCCA recommends that the Cities deny the requested relief. Unless Cities deny the application by June 5, 2015 the rate increase requested by CenterPoint will become effective.

Bobbi Kacz, City Attorney presented the resolution before City Council.

Council member Arendell moved to approve Resolution 15-R-11 finding that CenterPoint Energy Houston Electric, LLC's Application for approval of a distribution cost recovery factor to increase distribution rates within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; and requiring notice of this resolution be sent to the Company and Legal Counsel. Seconded by Council member Richards; motion to approve carried on a vote of 7Ayes.

Consider the Agreement for Professional Services with Freese and Nichols, Inc. in the amount of \$280,000.00 and the appropriation of an additional \$20,000.00 for contingencies for an engineering services design of the Dyche Lane Elevated Water Storage Tank; and authorize the Mayor to sign.

*In March 2015 Staff solicited qualifications from engineering firms to perform the engineering services relating to the design of the Dyche Lane Elevated Water Storage Tank and the committee selected Freese and Nichols, Inc. to perform the work. This contract will be paid entirely from Impact Fees (210-5001-17-3100). Contract Amount: \$280,000
Contingency: \$ 20,000 Total Amount: \$300,000*

Michelle Segovia, City Engineer, presented this item before City Council.

Council member Stuksa moved to approve the Agreement for Professional Services with Freese and Nichols, Inc. in the amount of \$280,000.00 and the appropriation of an additional \$20,000.00 for contingencies for an engineering services design of the Dyche Lane Elevated Water Storage Tank; and authorize the Mayor to sign. Seconded by Council member Thompson; motion to approve carried on a vote of 7Ayes.

Consider the Contract with T.F. Harper & Associates, LP for park improvements funded by the Community Development Block Grant (CDBG) in an amount not to exceed \$72,574.00; and authorize the Mayor to sign.

On February 2, 2015, City Council approved acceptance of CDBG funds in the amount of \$273,000. T.F. Harper is an approved buyboard vendor which would provide the following park improvements for a total of \$72,574: Ruben Adame - \$12,464 - 5 new picnic tables, playground equipment; Prairie Dog Park - \$15,000 - new playground equipment; Talmadge Park - \$3,477 - 5 new picnic tables; Sealy Park - \$5,633 - new drinking fountain w/ doggie bowl attachment, 5 trash cans; Pearson Park - \$36,000 - new drinking fountain & playground.

Council member Droege moved to approve the Contract with T.F. Harper & Associates, LP for park improvements funded by the Community Development Block Grant (CDBG) in an amount not to exceed \$72,574.00; and authorize the Mayor to sign. Seconded by Council member Arendell; motion to approve carried on a vote of 7Ayes.

Consider awarding a bid to Lone Star Construction for the demolition and re-build of Water Well #3 Pump House in an amount not to exceed \$96,871.12.

On March 24, 2015 bids were opened to remove and replace Water Well #3 Pump House located at Snyder and 2nd Street and Lone Star Construction was the lowest bidder at \$96,871.12. An award letter will be sent upon approval. Funds will come from Fund 233 Series 2008 Certificates of Obligation designated for water & sewer improvements.

Council member Droege moved to award a bid to Lone Star Construction for the demolition and re-build of Water Well #3 Pump House in an amount not to exceed \$96,871.12. Seconded by Council member Arendell; motion to approve carried on a vote of 7Ayes.

Consider amending request for street closures for the 2015 Alvin Rotary Club Frontier Day event approved by City Council on December 16, 2014.

Council member Droege moved to amend request for street closures for the 2015 Alvin Rotary Club Frontier Day event approved by City Council on December 16, 2014. Seconded by Council member Adame; motion to approve carried on a vote of 7Ayes.

REPORTS FROM CITY MANAGER

Review preliminary list of items for the Council meeting of May 7, 2015.

Mr. Roland reviewed the preliminary list for the May 7, 2015 City Council meeting.

Announcements/Items of Community Interest

Mr. Roland reported that Frontier Day parade will be on Saturday April 25, 2015. Early Voting will begin on Monday April 27 running through Tuesday, May 5 at the Alvin Library. Election Day is Saturday May 9, 2015 from 7:00 a.m. – 7:00 p.m. and will be held at both the Alvin Library and Nolan Ryan Center. The 22nd annual Tour de Braz bike ride will be held on Sunday, May 3, 2015. The Great Alvin Clean-up will be held at the Alvin Community College on Saturday May 9, 2015 from 8:00 a.m. – 1:00 p.m.

REPORTS FROM COUNCILMEMBERS

Pursuant to S.B. No. 1182, City Councilmembers may make a report or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.

Council member Thompson thanked Mr. Roland and the finance department for all their hard work and dedication.

Council member Reed asked staff to look into repairing the potholes along Fairview between South Street and Bypass 35.

Council member Arendell thanked the city clerk's office for having City Council's information set up and in place before the council meetings.

Council member Richards thanked all of the department heads and employees for the fine job they do for the city.

Council member Droege reminded everyone that Frontier Day festivities will be held this weekend; he encouraged all to come out in support of the Alvin Rotary Club.

Council member Adame gave kudos to Mr. Roland and his staff for the Distinguished Budget Presentation Award. He commended Mr. Roland for his work as Interim City Manager; realizing it is difficult wearing 2 hats; Council is working on a reprieve. He also stated that it's nice to see younger faces in attendance.

Council member Stuksa commented on the nice group in attendance. He also thanked Mr. Roland for a job well done.

Mayor Horn stated that there are a few high school civic groups in attendance this evening. He thanked them for attending.

EXECUTIVE SESSION

Mayor Horn convened to Executive Session at 7:46 p.m.

- A. **Section 551.074** of the Government Code: Deliberation on 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 unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing.
 1. City Manager Search.
 2. Employee Compensation.

- B. **Section 551.087** Deliberation regarding Economic Development Negotiations;
 - (1) Discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or
 - (2) to deliberate the offer of a financial or other incentive to a business prospect prescribed by Subdivision (1).

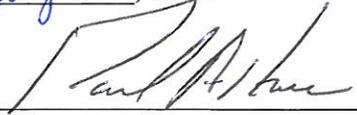
RECONVENE TO OPEN SESSION

Mayor Horn convened to Executive Session at 9:00 p.m.

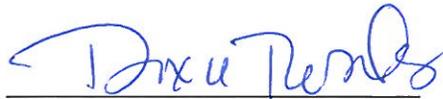
ADJOURNMENT

Council member Adame moved to adjourn the meeting at 9:00 p.m. Seconded by Council member Droege; motion to adjourn carried on a vote of 7 Ayes.

PASSED and APPROVED this 7th day of May, 2015.



Paul A. Horn, Mayor

ATTEST: 

Dixie Roberts, City Clerk