

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
REGULAR CITY COUNCIL MEETING
THURSDAY JULY 10, 2014
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 Gary Appelt, Mayor Paul Horn, Pro-Tem Scott Reed and Councilmembers Keith Thompson, Adam Arendell, Brad Richards, Terry Droege, Gabe Adame and Roger Stuksa. Also present: Junru Roland, Interim City Manager and Bobbi Kacz, City Attorney.

INVOCATION

Linda Snow, First United Methodist Church gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Appelt led the Pledge of Allegiance.

SPECIAL PRESENTATIONS

Present Scott Reed with a plaque of recognition in appreciation for his service as Mayor Pro-Tem from 2012-2014.

Mayor Appelt presented Councilmember Scott Reed with a plaque of recognition in appreciation for his service as Mayor Pro-Tem from 2012-2014.

APPROVAL OF MINUTES

Approve minutes of June 19, 2014 City Council meeting

Councilmember Droege moved to approve the minutes of June 19, 2014. Seconded by Councilmember Arendell; motion to approve carried on a vote of 7 ayes.

Approve minutes of July 1, 2014 special City Council meeting

Councilmember Stuksa moved to approve the minutes of July 1, 2014. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 ayes.

PETITIONS OR REQUESTS FROM THE PUBLIC

There were no petitions or requests from the public.

REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

There were no reports.

PUBLIC HEARING-NONE

CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

Consider approval of out of state travel to Ft. Polk, Louisiana by Lt. K. Darnell to pick up government property obtained through the Federal 1033 program.

Agenda Commentary Information: Lt. Darnell oversees our participation in the Federal 1033 program and has been instrumental in obtaining through this program various equipment including the MRAP we recently received. He traveled to Ft Polk LA on July 7, 2014, to pick up MRAP parts, a mega-tent, and various other equipment that he has found available and which we have been awarded. The program requires that once we are notified of an award we have 7 days in which to pick up the equipment or have it shipped to us. Failure to do so results in loss of the equipment. In this case the shipping costs were prohibitive since the mega-tent alone weighs over 1400lbs. For this reason the interim City Manager was asked, and he authorized, travel - with mayor and council notification - to obtain this equipment prior to the expiration of the 7 day allowance.

Councilmember Stuksa moved to approve the consent agenda as presented. Seconded by Councilmember Reed; motion to approve carried on a vote of 7 ayes.

OTHER BUSINESS

Administer the Statement of Appointed Officer and the Oath of Office to newly elected Mayor, Paul A. Horn.

Bill Pannell Alternate Municipal Court Judge administered the Oath of Office to newly elected Mayor, Paul Horn. Mayor Horn was accompanied by his wife Shary and their grandchildren.

Mayor Horn entered the meeting at 7:15 p.m. presiding as Mayor.

Consider Resolution No. 14-R-21 honoring Gary Appelt for his service to the community as Mayor, City of Alvin, Texas from 2006 – 2014.

Councilmember Reed moved to approve Resolution No 14-R-21 honoring Gary Appelt for his service to the community as Mayor City of Alvin Texas from 2006-2014. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 ayes.

Consider Mayor's appointment for Mayor Pro-Tem.

Mayor Horn recommended the appointment of Councilmember Terry Droege to serve as Mayor Pro-Tem.

Councilmember Reed moved to approve the Mayor's recommendation to appoint Terry Droege to serve as Mayor Pro-tem. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 ayes.

Presentation by Strategic Government Resources (SGR) Consulting Firm regarding the search for a city manager.

SGR Consulting was present to give a brief presentation regarding the search for a city manager.

Receive and acknowledge the monthly financial report for May, 2014.

Mr. Roland presented the monthly financial report for May, 2014.

Councilmember Reed moved to receive and acknowledge the monthly financial report for May, 2014. Seconded by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

Consider Resolution 14-R-23 authorizing certain officers of the City to sign and endorse checks and drafts on the City of Alvin bank accounts.

Agenda Commentary: This resolution designates Paul A. Horn, Mayor, and Dixie T. Roberts, City Clerk, as additional authorized City Officials to sign on all City checks and drafts effective July

Councilmember Droege moved to approve Resolution 14-R-23 authorizing certain officers of the City to sign and endorse checks and drafts on the City of Alvin bank account. Seconded by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

Consider Resolution 14-R-24 changing the name of persons authorized to act on behalf of the City of Alvin in connection with TexPool.

Agenda Commentary: This resolution authorizes the removal of Gary Appelt, Mayor, as an authorized representative and adds Paul A. Horn, Mayor, as an authorized representative on all current TexPool accounts effective July 10, 2014.

Councilmember Arendell moved to approve Resolution 14-R-24 changing the name of persons authorized to act on behalf of the City of Alvin in connection with TexPool. Seconded by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

Consider Resolution 14-R-25 updating the designation of persons authorized to act on behalf of the City of Alvin in connection with TexSTAR.

Agenda Commentary: Consider Resolution 14-R-25 updating the designation of persons authorized to act on behalf of the City of Alvin in connection with TexSTAR.

Councilmember Arendell moved to approve Resolution 14-R-25 updating the designation of persons authorized to act on behalf of the City of Alvin in connection with TexSTAR. Seconded by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

Consider Resolution No. 14-R-26 authorizing designated signators for its Texas (CDBG) Community Development Block Grant Program - Disaster Recovery Program Fund Contract 12-490-000-6665 Round 2.2.

Agenda Commentary: Consider Resolution No. 14-R-26 authorizing designated signators for its Texas (CDBG) Community Development Block Grant Program - Disaster Recovery Program Fund Contract 12-490-000-6665 Round 2.2.

Councilmember Reed moved to approve Resolution 14-R-26 authorizing designated signators for its Texas (CDBG) Community Development Block Grant – Disaster Recovery Program Fund Contract 12-490-000-6665 round 2.2. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 ayes.

Consider Ordinance 14-S; establishing a "no parking" area along a certain portion of West Dumble Street; providing for a penalty and publication; and setting forth other provisions related thereto on first reading.

Agenda Commentary: Ordinance 14-S establishes a "no parking" area along the south side of W. Dumble Street near the College Drive intersection. This ordinance is being proposed due to complaints from motorists, that have been verified by Alvin PD, that visitors to Schroeder Field parked along W. Dumble block the view of motorists traveling north on Collage Drive when they approach the College/W. Dumble intersection causing a traffic safety hazard. Staff will install appropriate signage for the no parking area.

Michelle Segovia presented the aforementioned information to City Council.

Councilmember Arendell moved to approve Ordinance 14-S establishing a "no parking" area along a certain portion of West Dumble Street; providing for a penalty and publication; and setting forth

other provisions related thereto on first reading. Seconded by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

Consider recommendation for a variance request from Ronnie Moore of Moore's Transmission to waive the sidewalk requirements of Sec. 21-42 sidewalks, ADA ramps, driveways and driveway approaches of the Code of Ordinances for the business located at 3357 East Highway 6, contingent upon written agreement between the City and Mr. Moore that sidewalks shall be constructed along the frontal portion of said property when either of the contiguous parcels are developed.

Agenda Commentary: On 5/29/14, Engineering staff received a written request for a variance to the sidewalk requirement of Sec. 21-42 Sidewalks, ADA ramps, Driveways & Driveway Approaches from Mr. Ronnie Moore of Moore Transmissions. Mr. Moore is considering constructing a new facility at 3357 E Hwy 6 to house his current business. He is requesting this variance since there are no other sidewalks in the area. In his letter Mr. Moore states he will construct a sidewalk once the properties adjoining his property are developed. At their meeting on 6/17/14, the Planning Commission recommended approval of the variance request to waive the 'sidewalk' requirements of Sec. 21-42 of the Code of Ordinances, subject to a written agreement between the City and Ronnie Moore to construct the sidewalks fronting his property when either of the contiguous parcels are developed.

Michelle Segovia presented the aforementioned information to City Council. Discussion continued on this item.

Councilmember Stuksa moved to approve the recommendation for a variance request from Ronnie Moore of Moore's Transmission to waive the sidewalk requirements of Sec. 21-42 sidewalks, ADA ramps, driveways and driveway approaches of the Code of Ordinances for the business located at 3357 East Highway 6, contingent upon written agreement between the City and Mr. Moore that sidewalks shall be constructed along the frontal portion of said property when either of the contiguous parcels are developed. *This variance will not negatively impact the public health and state the probable effect of such variance upon traffic conditions and upon public health, safety, convenience and welfare in the vicinity.* Seconded by Councilmember Reed.

A roll call vote was taken:

Councilmember Thompson - No	Councilmember Droege	Yes
Councilmember Reed - Yes	Councilmember Adame	Yes
Councilmember Arendell- Yes	Councilmember Stuksa	Yes
Councilmember Richards - No		

The motion carried on a vote of 5 ayes and 2 noes.

Consider awarding bid to HD Supply Waterworks for the purchase of fire hydrants and supplies for (1) year in an amount not to exceed \$46,700.45 with an option to renew an additional year with the same price conditions.

Agenda Commentary: On June 17, 2014 bids were opened and HD Supply was the lowest bidder to meet all City of Alvin's specifications. Funds will come from funds budgeted in account 211-6001-00-2500 Water Main Repairs.

This item was pulled from the agenda.

Consider installation of a UPS (Universal Power Supply) unit at the Police Department funded through a HGAC grant; that will insure continuity of electrical power in the event of electric power failure.

Agenda Commentary: Our current UPS has reached end of life and actually failed during an outage 2-3 months ago causing the department to lose phones and computers for several minutes. We reached out to HGAC (since they provided the current UPS) to find funding options for a new one and, fortunately, they had funding available and we will be getting an Eaton 9170, 9 kilowatt, UPS valued at \$45K which has a 20 year life expectancy. They want to install the week of July 14th. This is at no cost to the City of Alvin.

Captain Todd Arendell presented the aforementioned information to City Council.

Councilmember Droege moved to approve the installation of a UPS (Universal Power Supply) unit at the Police Department funded through a HGAC grant; that will insure continuity of electrical power in the event of electric power failure. Seconded by Councilmember Reed; motion to approve carried on a vote of 7 ayes.

Consider appointment of members to fill vacancies on various boards and commissions.

Councilmember Reed moved to appoint Charles Buckelew to fill a three year term on the Planning Commission. Second by Councilmember Arendell; motion to approve carried on a vote of 7 ayes.

Councilmember Droege moved to appoint Missy Jordan to fill an unexpired term on the Planning Commission ending in December 2015. Second by Councilmember Adame; motion to approve carried on a vote of 7 ayes.

Councilmember Reed moved to appoint Darrell Dailey and Robin Revak-Golden to fill the unexpired terms on the Planning Commission ending in December 2014. Second by Councilmember Arendell; motion to approve carried on a vote of 7 ayes

Councilmember Reed moved to appoint Sandra Curtner and Nancy Hartney to fill the 2 unexpired three year terms on the Library Board. Second by Councilmember Arendell; motion to approve carried on a vote of 7 ayes.

Councilmember Reed moved to appoint Debora McDonald to fill an unexpired term on the Library Board ending in 2015. Second by Councilmember Thompson; motion to approve carried on a vote of 7 ayes.

Councilmember Arendell moved to appoint Dale Jones to fill an unexpired term on the Seniors Board ending in 2015. Second by Councilmember Richards; motion to approve carried on a vote of 7 ayes.

REPORTS FROM CITY MANAGER

Review preliminary list of items for the Council meeting of July 24, 2014.

Interim City Manager Junru Roland reviewed the list of preliminary items for the July 24, 2014 City Council Meeting.

REPORTS FROM COUNCILMEMBERS

Announcements and requests from Councilmembers.

Councilmember Reed, Arendell and Richards welcomed Mayor Horn and thanked Mayor Appelt for his service.

Councilmember Droege welcomed Mayor Horn and thanked Mayor Appelt for is service.

Councilmember Adame welcomed Mayor Horn.

Councilmember Stuksa stated that he looks forward to working with Mayor Horn and hopes to have a great year.

Mayor Horn closed the meeting to executive session at 8:09 p.m. for the following:

CLOSED EXECUTIVE SESSION: THE CITY COUNCIL WILL CONVENE INTO A CLOSED EXECUTIVE MEETING IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, PURSUANT TO THE AUTHORITY CONTAINED IN:

Section 551.087 of the Government Code: (1) Deliberations 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) deliberations regarding the offer of a financial or other incentive to a business prospect described by Subdivision (1).

CLOSED EXECUTIVE SESSION: THE CITY COUNCIL WILL CONVENE INTO A CLOSED EXECUTIVE MEETING IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, PURSUANT TO THE AUTHORITY CONTAINED IN:

Section 551.071(2) - Attorney consultation to receive attorney advice and counsel in connection with the City's legal rights, duties, privileges, and obligations related to the notice of intent to bargain submitted by the Alvin Police Officers Association to the City for a new bargaining cycle.

- Action Item from Executive Session - Consider a revised Legal Services Agreement with Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C. and authorize the Mayor and City Attorney to execute the contract.
- Action Item Executive Session - Consider taking action to name the City's bargaining team for the collective bargaining negotiations with the Alvin Police Officers' Association.

Mayor Horn reconvened the meeting to open session at 9:25 p.m.

Action Item from Executive Session - Consider a revised Legal Services Agreement with Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C. and authorize the Mayor and City Attorney to execute the contract.

Councilmember Adame moved to approve the revised Legal Services Agreement with Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C. and authorize the Mayor and City Attorney to execute the contract. Second by Councilmember Stuksa; motion to approve carried on a vote of 7 ayes.

Action Item Executive Session - Consider taking action to name the City's bargaining team for the collective bargaining negotiations with the Alvin Police Officers' Association.

Councilmember Adame moved to approve the city's bargaining team for the collective bargaining negotiations with the Alvin Police Officers' Association: Rick Navarro, Lead Negotiator with the firm of Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C.; Bobby Kacz, City of Alvin Legal Department; Janie Padilla, City of Alvin Personnel Department; Junru Roland, City of Alvin Chief Financial Officer or his designee. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 ayes.

OPEN MEETINGS ACT RESOLUTION

Councilmember Richards moved to approve Resolution No. OMA-R-14-07-10, a resolution confirming compliance with the provisions of the Open Meetings Act. Seconded by Councilmember Droege; motion to approve carried on a vote of 7 Ayes.

ADJOURNMENT

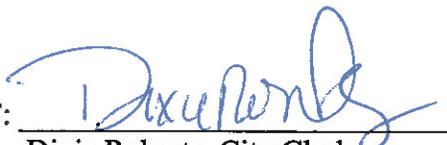
Councilmember Arendell moved to adjourn the meeting at 9:28 p.m. Seconded by Councilmember Droege; motion to adjourn carried on a vote of 7 Ayes.

PASSED and APPROVED this 24 day of July, 2014.



Paul Horn, Mayor

ATTEST:


Dixie Roberts, City Clerk